

AMENDED IN ASSEMBLY APRIL 18, 1996

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

ASSEMBLY BILL

No. 2655

Introduced by Assembly Member Kaloogian

February 21, 1996

An act to ~~amend Section 31522.2 of~~ *add Section 31522.3 to* the Government Code, relating to county employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 2655, as amended, Kaloogian. County employees: retirement.

The County Employees Retirement Law of 1937 authorizes county boards of supervisors to elect to provide that the retirement system administrator not be subject to county civil service.

The bill would authorize ~~county boards of supervisors boards of retirement, or both the boards of retirement and boards of investments, in San Diego County and San Joaquin County~~ to elect to provide that *administrators and* other executive staff employees of the county retirement system not be subject to county civil service.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 31522.2 of the Government~~

2

1 SECTION 1. The Legislature declares that this act is
 2 not intended to diminish, limit, or otherwise affect the
 3 power of a county board of investments or retirement to
 4 appoint, discharge, or otherwise administer and manage
 5 its employees under Section 31522.1 of the Government
 6 Code or other provisions of the County Employees'
 7 Retirement Law of 1937 or Section 17 of Article XVI of the
 8 California Constitution.

9 SEC. 2. Section 31522.3 is added to the Government
 10 Code, to read:

11 31522.3. In a county in which the board of retirement
 12 or both the board of retirement and the board of
 13 investment have appointed personnel pursuant to
 14 Section 31522.1, the respective board or boards may elect
 15 to appoint an administrator and other executive staff
 16 employees as provided for in this section. The positions of
 17 the administrator and other executive staff employees
 18 designated by the retirement board shall not be subject
 19 to county civil service or merit system rules. The persons
 20 so appointed shall be county employees and shall be
 21 included in the salary ordinance or salary resolution
 22 adopted by the board of supervisors for the compensation
 23 of county officers and employees. The administrator and
 24 other executive staff employees so appointed shall be
 25 directed by, shall serve at the pleasure of, and may be
 26 dismissed at the will of, the appointing board or boards.
 27 Specific charges, a statement of reasons, or good cause
 28 shall not be required as a basis for dismissal of the
 29 administrator and other executive staff employees by the
 30 appointing board or boards.

31 This section shall only apply to a county of third class or
 32 a county of the 15th class, as provided by Sections 28020,
 33 28024, and 28036.

34 Code is amended to read:

35 ~~31522.2. In a county in which the board of retirement~~
 36 ~~or both the board of retirement and the board of~~
 37 ~~investment have appointed personnel pursuant to~~
 38 ~~Section 31522.1, the respective board or boards may elect~~
 39 ~~to appoint an administrator and other executive staff~~
 40 ~~employees as provided for in this section. The positions of~~



1 ~~the administrator and other executive staff employees~~
2 ~~designated by the retirement board shall not be subject~~
3 ~~to county civil service or merit system rules. The persons~~
4 ~~so appointed shall be county employees and shall be~~
5 ~~included in the salary ordinance or salary resolution~~
6 ~~adopted by the board of supervisors for the compensation~~
7 ~~of county officers and employees. The administrator and~~
8 ~~other executive staff employees so appointed shall be~~
9 ~~directed by, shall serve at the pleasure of, and may be~~
10 ~~dismissed at the will of, the appointing board or boards.~~
11 ~~Specific charges, a statement of reasons, or good cause~~
12 ~~shall not be required as a basis for dismissal of the~~
13 ~~administrator and other executive staff employees by the~~
14 ~~appointing board or boards.~~

15 ~~This section shall not be operative in any county unless~~
16 ~~the board of supervisors, by resolution adopted by~~
17 ~~majority vote, makes this section applicable in the county.~~

18 ~~The amendments to this section relating to executive~~
19 ~~staff employees made during the 1995-96 Regular Session~~
20 ~~of the Legislature shall not be operative in any county~~
21 ~~unless the board of supervisors, by resolution adopted by~~
22 ~~a majority vote, makes the amendments applicable in the~~
23 ~~county.~~

