

STATE OF GEORGIA
COUNTY OF CLAYTON

ORDINANCE NO. 2007- 49

AN ORDINANCE TO AMEND THE CLAYTON COUNTY CIVIL SERVICE RULES AND REGULATIONS, AS AMENDED, SPECIFICALLY TO AMEND RULE 7.202(f), GOVERNING PROVISIONAL APPOINTMENTS IN THE CIVIL SERVICE, BY DELETING THE CURRENT RULE 7.202(f) IN ITS ENTIRETY AND SUBSTITUTING IN LIEU THEREOF A NEW RULE 7.202(f); TO REPEAL CONFLICTING LAWS, ORDINANCES, RESOLUTIONS, RULES, AND REGULATIONS; TO PROVIDE FOR SERVABILITY; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF
CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY ORDAINED

Section 1. Clayton County Civil Service Rule 7.202(f) is amended by deleting the existing Rule 7.202(f) in its entirety and substituting in lieu thereof a new Rule 7.202(f) which reads as follows:

Rule 7.202 (f) Provisional Appointments

(f) *Provisional Appointments* - A provisional appointment is the filling of a properly established Civil Service position where no appropriate register of eligibles exist. In such instance, an Elected Official, Department Head, or other appropriate appointing authority may submit to the Personnel Director the name of a person to fill the position pending examination and establishment of a register. Such person may, with the Board's approval, be provisionally appointed to fill the position pending his/her becoming eligible and qualified for a permanent appointment. Upon becoming eligible for a regular appointment a person then serving a provisional appointment may be regularly appointed in accordance with the applicable provision of these Rules and Regulations. In such instance, the effective date of the appointee's permanent appointment shall be the date of the provisional appointment. Provided, however, in the event the term of the provisional appointment exceeded one hundred eighty (180) days, the effective date of the appointee's permanent appointment shall be one hundred eighty (180) days preceding such date. Further, no more than one hundred eighty (180) days shall be credited to the appointee's probationary period,

counted for seniority in rank, or taken into consideration for any other purposes. A provisional appointee shall, during the period of his/her provisional service, be entitled to all Civil Service benefits. Unless otherwise authorized by the Board, a provisional appointment shall not exceed ninety (90) calendar days. If circumstances require a greater term, authorization must be secured from the Board. Except for employees provisionally appointed as department heads, no provisional appointment shall exceed one hundred eight (180) days. In the event of a break in service between the provisional appointment and regular appointment, time served in the provisional appointment shall not be credited to the appointee's probationary period, counted for seniority in rank, nor taken into consideration for any other purpose. The effective date of the regular appointment shall be the date such appointee began serving his/her regular appointment.

Section 2. All ordinances, resolutions, rules and regulations, or parts thereof which conflict with this Ordinance are hereby repealed.

Section 3. It is declared to be the intention of the Board of Commissioners that all sections and paragraphs of this Ordinance are or were, upon their enactment, believed to be fully valid, enforceable and constitutional. To the greatest extent allowed by law, each and every section and paragraph herein is severable from the other. In the event that any portion of this Ordinance shall be declared invalid, unconstitutional or otherwise unenforceable by valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Board of Commissioners that the remaining portions of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. This ordinance shall be effective on the date of its approval by the Board of Commissioners.

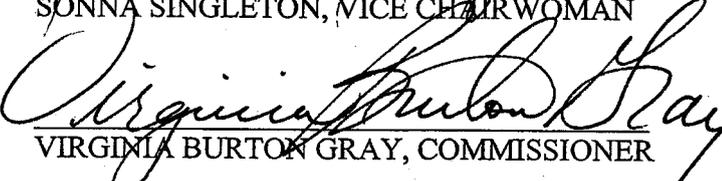
{SIGNATURES NEXT PAGE}

SO ORDAINED, this 20th day of March, 2007.

CLAYTON COUNTY BOARD OF COMMISSIONERS


ELDRIN BELL, CHAIRMAN

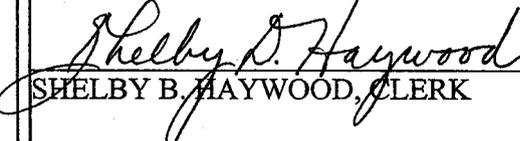

SONNA SINGLETON, VICE CHAIRWOMAN


VIRGINIA BURTON GRAY, COMMISSIONER


WOLE RALPH, COMMISSIONER


MICHAEL EDMONDSON, COMMISSIONER

ATTEST:


SHELBY B. HAYWOOD, CLERK