



## Legislation Details (With Text)

**File #:** 36006      **Version:** 1      **Name:** Police & Fire personnel -- unclassified service  
**Type:** Ordinance      **Status:** Withdrawn  
**File created:** 10/29/2014      **In control:** COMMON COUNCIL  
**On agenda:** 11/18/2014      **Final action:** 11/11/2014  
**Enactment date:**      **Enactment #:**  
**Title:** Amending Section 3.32(15) of the Madison General Ordinances to allow appointment of Police and Fire personnel to a position in unclassified service.  
**Sponsors:** Paul R. Soglin  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
11/11/2014	1	COMMON COUNCIL	Withdrawn	Pass
10/29/2014	1	Attorney's Office/Approval Group	Referred for Introduction	

### Fiscal Note

No appropriation is required.

### Title

Amending Section 3.32(15) of the Madison General Ordinances to allow appointment of Police and Fire personnel to a position in unclassified service.

### Body

DRAFTER'S ANALYSIS: Commissioned Police and Fire personnel are excluded from the City's civil service system under Sec. 3.53(1), MGO. This ordinance adds commissioned Police and Fire personnel to the category of employees who may be appointed to a position in the unclassified service.

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The Common Council of the City of Madison do hereby ordain as follows:

Subsection (15) entitled "Return to Service" of Section 3.32 entitled "Absence of Employees From Duty" of the Madison General Ordinances is amended to read as follows:

"(15) Return to Service. An employee in the classified service, or commissioned personnel of the Police and Fire Department with the approval of the Police or Fire Chief, who is appointed to a position in the unclassified service shall be granted a leave of absence without pay from his/her former position in the classified service, or the Police and Fire Department, for the period of his/her service in the unclassified position and for one (1) year thereafter, during which time she or he shall be entitled to return to ~~such~~ their former position or to one of equal responsibility and pay ~~in the classified service~~ without loss of seniority, commission or civil service status. Any employee receiving a greater salary in the classified service, or the Police and Fire Department, than that provided for a position in the unclassified service to which she or he is appointed, shall be entitled to the same salary while serving in such position as she or he was receiving in the classified service, or the Police and Fire Department, at the time of such appointment. This section shall supersede any provision of law relating to the civil service application and selection procedures, or Police and Fire Commission procedures, in conflict therewith. This section shall not apply to persons leaving civil service positions to accept employment contracts with the City ~~nor~~ to persons who have been terminated or demoted from such unclassified positions for any reason contained in Sec. 3.53(26) of these ordinances."