

(O-83-161)

ORDINANCE NUMBER O- **15958** (New Series)

Adopted on MAY 2 1983

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 23.0505 [RULE IV, SECTION 5 OF THE RULES OF THE CIVIL SERVICE COMMISSION] RELATING TO REINSTATEMENT REQUESTS.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter II, Article 3 of the San Diego Municipal Code be and the same is hereby amended to read as follows:

SEC. 23.0505 REINSTATEMENT REQUESTS
[Rule IV, Section 5 of the Rules of the Civil Service Commission]

Reinstatement to an eligible list may be done under the following conditions:

(1) Any employee who has served satisfactorily and presently fulfills the minimum requirements for the classification, and who, without fault or delinquency on his/her part, resigns or demotes from his/her position, may request reinstatement to the eligible list for any class in which such service was rendered, and/or to the eligible list for a comparable or lower class in the same occupational group.

(2) Any employee who has served satisfactorily and is demoted, reduced in status, or terminated as part of an official layoff may request reinstatement to the eligible list for any class in which such

service was rendered and for any comparable or lower class for which the employee meets the minimum requirements at the time of layoff.

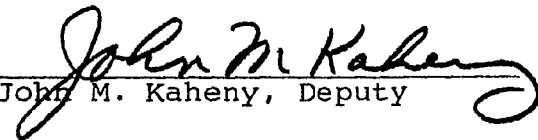
(3) The request for reinstatement may be made immediately upon demotion, reduction in status, resignation, or termination and must be made within two (2) years from the date of such action.

(4) The Commission shall, in its discretion, grant or deny such request. If the request is granted, the person's name shall be placed on such eligible list, and shall be certified according to Civil Service Rule VI. The length of eligibility shall be determined by the Commission, but shall not exceed two (2) years.

(5) If no appropriate eligible list exists, anyone granted reinstatement under this rule shall have the same eligibility as though there were such a list. After the expiration of the eligible list on which there is a reinstated name, such name shall continue to have eligibility until the completion of the prescribed period, provided that within such period it shall be placed on succeeding eligible lists for the same class or position.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: John W. Witt, City Attorney

By 
John M. Kaheny, Deputy

JMK:smm
2/23/83
Or.Dept:Pers.
O-83-161
Form=o.none

NEW LANGUAGE - UNDERLINED
OLD LANGUAGE - STRIKE OUT
O-83-161

SEC. 23.0505 REINSTATEMENT REQUESTS
[Rule IV, Section 5 of the Rules of
the Civil Service Commission]

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(2) Any employee who has served satisfactorily and is demoted, reduced in status, or terminated as part of an official layoff may request reinstatement to the eligible list for any class in which such service was rendered and for any comparable or lower class for which the employee meets the minimum requirements at the time of layoff.

(3) The request for reinstatement may be made immediately upon demotion, reduction in status, resignation, or termination and must be made within two (2) years from the date of such action.

+2) (4) The Commission shall, in its discretion, grant or deny such request. If the request is granted, the person's name shall be placed on such eligible list, and shall be certified according to Civil Service Rule VI. The length of eligibility shall be determined by the Commission, but shall not exceed two (2) years.

+3)(5) If no appropriate eligible list exists, anyone granted reinstatement under this rule shall have the same eligibility as though there were such a list. After the expiration of the eligible list on which there is a reinstated name, such name shall continue to have eligibility until the completion of the prescribed period, provided that within such period it shall be placed on succeeding eligible lists for the same class or position.

SEC. 23.0505 REINSTATEMENT REQUESTS
[Rule IV, Section 5 of the Rules of the Civil Service Commission]

Reinstatement to an eligible list may be done under the following conditions:

- (1) Any employee who has served satisfactorily and presently fulfills the minimum requirements for the classification, and who, without fault or delinquency on his/her part, resigns or demotes from his/her position, ~~or due to lack of funds or work is demoted or is terminated,~~ may request reinstatement to the eligible list for any class in which such service was rendered, and/or to the eligible list for a comparable or lower class in the same occupational group. ~~He/she may request reinstatement immediately upon demotion, resignation or termination but within two (2) years from the date of such action.~~
- (4) ~~(4)~~ The Commission shall, in its discretion, grant or deny such request. If the request is granted, the person's name shall be placed on such eligible list, and shall be certified according to Civil Service Rule VI. The length of eligibility shall be determined by the Commission, but shall not exceed two (2) years.
- (5) ~~(5)~~ If no appropriate eligible list exists, anyone granted reinstatement under this rule shall have the same eligibility as though there were such a list. After the expiration of the eligible list on which there is a reinstated name, such name shall continue to have eligibility until the completion of the prescribed period, provided that within such period it shall be placed on succeeding eligible lists for the same class or position.

MAY 2 1983

Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Vacant

AUTHENTICATED BY:

BILL CLEATOR
Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Berridge*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

APR 19 1983

MAY 2 1983

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage!~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Berridge*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15958 Adopted MAY 2 1983

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO
202 'C' Street, Twelfth Floor
San Diego, CA 92101
ATTN: B. BERRIDGE

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15958

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(New Series)

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 23.0505 (RULE IV, SECTION 5 OF THE RULES OF THE CIVIL SERVICE COMMISSION) RELATING TO REINSTATEMENT REQUESTS.

This ordinance amends the Rules of the Civil Service Commission by increasing the reinstatement rights of permanent employees with satisfactory performance records who have been laid off due to lack of funds. It permits them to request reinstatement to any comparable or lower class for which they are qualified rather than a class in the same occupational group.

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of The City of San Diego, 12th Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.

Introduced APR 19 1983

Passed and adopted by the Council of The City of San Diego MAY 2 1983

AUTHENTICATED BY:

BILL CLEATOR Deputy Mayor of The City of San Diego, California

CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California

(SEAL) By BARBARA BERRIDGE Deputy Publish May 18, 1983

60-5218

I, Charlene Land, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 0-15958
(New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

May 16, 1983

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 16th day of May, 19 83.

Charlene Land

(Signature)

00412

4 3/4" x 2 x B. B7 = 42.13