

Approved: 3-31-95
Date

MINUTES OF THE SENATE COMMITTEE ON ELECTIONS, CONGRESSIONAL AND LEGISLATIVE APPORTIONMENT & GOVERNMENTAL STANDARDS .

The meeting was called to order by Chairperson Sen. Janice Hardenburger at 1:30 p.m. on March 16, 1995 in Room 529-S of the Capitol.

All members were present except: Senator Martin, Excused

Committee staff present: Dennis Hodgins, Legislative Research Department
Arden Ensley, Revisor of Statutes
Stacey Soldan, Committee Secretary

Conferees appearing before the committee:

Others attending: See attached list

HB 2088--Relates to state officers and employees; would allow a state officer or employee in the state classified service to run as a candidate for elective office without first having to resign from the service upon filing as a candidate.

Action was taken on **HB 2088**. (attachment 1) The committee discussed the fairness of allowing classified state employees to run for elective office without having to resign. A motion was made to have both classified and unclassified state employees resign from the service upon filing as a candidate. The motion was not seconded. Further discussion ensued of all possible scenarios concerning classified state employees remaining employed while serving in an elective office..

Senator Saltee made a motion to table **HB 2088**. The motion was seconded by Senator Ranson. The Motion carried.

The meeting adjourned at 2:15 p.m.

The next meeting is scheduled for March 20, 1995.

Present State Laws:

State Classified employees must resign from service upon filing as a candidate for an elective office.

State Unclassified employees are not required to resign upon filing as a candidate for an elective office; may take an unpaid leave of absence while serving, and return to their careers at the end of public service.

H.B. 2088:

State classified employees would be allowed to run for elective office without having to resign from the service upon filing as a candidate.

H.B. 2088 (proposed amendment by Rep. Sloan):

State classified employees would be allowed to run for elective office without resigning upon filing as a candidate unless their employment was subject to the Hatch Act restrictions.

S.B. 137:

State classified employees would be required to resign from service prior to taking oath of office for an elective office, and would not be required to resign upon filing for office.