

**REVENUE:** No revenue impact

**FISCAL:** Minimal fiscal impact, no statement issued

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed
<b>Vote:</b>	5 - 0 - 0
<b>Yeas:</b>	Baertschiger Jr, George, Monnes Anderson, Prozanski, Shields
<b>Nays:</b>	0
<b>Exc.:</b>	0
<b>Prepared By:</b>	Channa Newell, Administrator
<b>Meeting Dates:</b>	2/5, 2/12

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**WHAT THE MEASURE DOES:** Limits restoration right of management service employees to prior classified position. Limits restoration right for those appointed to management service prior to January 1, 2015, to three years from date of appointment. Specifies that management service appointees who were appointed after December 31, 2014, have no restoration rights. Specifies that restoration rights do not apply to persons dismissed from management services for misconduct, inefficiency, incompetence, insubordination, indolence, malfeasance or other unfitness.

**ISSUES DISCUSSED:**

- Limited restoration rights as part of recent public employee collective bargaining agreement
- Narrow restoration rights to prevent returning to position held years prior
- Length of time needed for Employment Relations Board appeal
- Effects of amendment

**EFFECT OF COMMITTEE AMENDMENT:** Removes appeal process through Department of Administrative Services and restores prior language. Specifies that restoration rights do not apply to persons dismissed from management services for misconduct, inefficiency, incompetence, insubordination, indolence, malfeasance or other unfitness.

**BACKGROUND:** Currently, management service employees who are removed or reassigned for lack of work or reorganization may return to their previously held classified position. Senate Bill 1657-A limits the time in which a management service employee may return to classified service:

- If the employee entered management service prior to January 1, 2015, the restoration right lasts until January 1, 2018.
- If the employee enters management service after January 1, 2015, there is no restoration right.