

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

HOUSE BILL 2837

5 By: Representative Thomason  
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## For An Act To Be Entitled

9 AN ACT TO REVISE REQUIREMENTS FOR HOLDING  
10 HEARINGS ON SUSPENSIONS IN MUNICIPAL CIVIL  
11 SERVICE COMMISSIONS; AND FOR OTHER PURPOSES.  
12

### Subtitle

14 TO REVISE REQUIREMENTS FOR HOLDING  
15 HEARINGS ON SUSPENSIONS IN MUNICIPAL  
16 CIVIL SERVICE COMMISSIONS.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 14-51-308(a)-(b), concerning suspension,  
22 discharge, or reductions in rank in civil service commissions, is amended to  
23 read as follows:

24 (a)(1) No civil service employees shall be discharged or reduced in  
25 rank or compensation, or suspended without being notified in writing of the  
26 discharge or reduction in rank and its cause.

27 (2) In case of suspension, discharge, or reduction, the affected  
28 or accused person shall have written notice of the action at the time action  
29 is taken.

30 (b)(1) Within ten (10) days after the notice in writing is served upon  
31 the officer, private, or employee, if the person so desires, he or she may  
32 request a trial before the commission on the charges alleged as the ground  
33 for discharge, reduction, or suspension ~~for fifteen (15) days or more.~~

34 (2)(A) In the event a request for trial is made, the commission  
35 shall fix a date for the trial not more than fifteen (15) days after the  
36 request is made.



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(B)(i) If the request for trial is not made within ten (10) days from the date of service of notice, the discharge, reduction, or suspension ~~for fifteen (15) days or more~~ shall become final and no trial shall be granted after that date.

(ii) The appeal shall be taken by filing with the commission, within thirty (30) days from the date of the decision, a notice of appeal. The responsibility of filing an appeal and paying for the transcript of the proceedings before the municipal civil service commission shall be borne by the party desiring to appeal the commission's decision.

(iii) The commission, upon receiving notice of an appeal, will prepare a written order containing its decision and ensure that the transcript and evidence be made available for filing in the circuit court once the appealing party has paid the cost of preparing the transcript.

(iv) However, if the court determines that the party appealing the commission's decision took the appeal in good faith and with reasonable cause to believe he or she would prevail, the commission shall reimburse the appealing party for the cost of the transcript.