Ventura County Community College District

Rules of the Personnel Commission for Classified Employees

Rules and Regulations as Adopted by the Personnel Commission Effective August 242023

### INTRODUCTION

#### THE MERIT SYSTEM

The Merit System, as it affects the employment, salary and service of classified employees in the Vent County Community College District, was adopted by the Governing Board of the Ventura County Community College District in March 1962. Upon the father time is System in a public school district, the classified service is governed and subject to the provisions of the California Education Coor pertaining to the Merit System (Ed. Code, \$\$883960in addition to those provisions applidable to al employees of a public school district. In school districts that have adopted the provisions of the Merit System, a Personnel Commission shall be appointed. (Ed. Code, § 88060.) The Personnel Commission shall prescribe and amend rules and regulation of employees upon a basis of merit and fitness. The and regulations adopted by the Personnel Commission shall be binding upon the classified service an Governing Board. (Ed. Code, § 88080.)

This handbook contains the rules and regulations adopted by the Ventura County Community College District's Personnel Commission as of the date of revision regarding recruitment, examinations, eligibil appointments, promotions, demotions, transfers, dismissals, resignatioes, phyoffis, te-vacations, leaves of absence, compensation within classification, job analyses, and specifications, ser ratings, advertisement of examinations, selection of applicants, and other policies and procedures necessary to carry out the provisions and purD7(nec)4 (es)i70 coc the nec fit a (i)6 (s9i[(nPciht)2 (t)12)).

## **DEFINITION OF TERMS**

The following definitions apply throughout these rules, unless the context clearly requires another meaning:

Applicant-A person who has filed an application for employment with the Ventura County Community College District.

Appointing Authority The Board of Trustees of the Ventura County Community College District or designee.

Appointment-The result of approving the employment/assignment of a person by the appointing authority.

Board–The Board of Trustees of the Ventura County Community College District.

Candidate-A person who has been certified from an eligibility list.

Certification- The submission of a qualified candidate's name to the hiring supervisor responsible for selecting employees prior to approval by the appointing authority. (Ed. Code, § 88129.)

Classification Positions in the classified service having similar duties and responsibilities, same descriptive titles and salary range.

Classified ServicesAll positions in the Ventura County Community College District not excluded by the provisions of Education Code sections 88003 or 88076.

Classification Specification formal statement of the duties and responsibilities of the positions in the classification, illustrated by examples of typical duties and responsibilities, and of the qualification requirements of the positions in the classification.

Commission-The Personnel Commission, as provided for in Education Code section 88036.

Demotion-A change in assignment of an employee from one classification to another that is allocated to a lower salary.

District–The Ventura County Community College District.

Eligibility List -A list of people who have participated in a competitive examination and are eligible for cedation for a specific classification.

Emergency AppointmentAn appointment for a period not to exceed fifteen (15) working days to prevent the stoppage of business when persons on an appropriate eligibility list are not available. (Ed. Code, S&109.)

9.9 1529.0e Employee A person legally holding a position in the Classified Serv8821 Cl s

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# SECTIO 100 THE PERSONNEL COMMISSION

### 101 ORGANIZATION

## SECTION 11 CLASSIFIED SERVICE

#### 111 CLASSIFIE**S**ERVICE

All employees under the jurisdiction of the Governing Board, except positions requiring incertification, paper playground positions, tifule studentemployed patitine, apprentices, and professional experts shall be incluin the classified service. (Ed. Code, § 88076.)

The Commission shall classify all employees and positions within their jurisdiction. No person whose consists in rendering personal services and whose employment does not come within the scope of the listed above shall be employed outside the classified service. (Ed. Code, § 88076.)

No discrimination shall be exercised in accepting applications, rtgstieg; figration, or employment of persons because of race, religious creed, color, national origin, ancestry, disability, medical condition, status, age, or sexual orientation of any person. (Gov. Code, § 12940.)

#### 112 REGULARMPLOYEES

A regulæmployee is any classified employee who is not designated ras dimpted visional. A probationary employee is a regular employee who has not completed his/her probationary period. A permanent employee who has successfully completed his/her probationary period.

#### 113 PARTTIME EMPLOYEES

A partime employee is a regular employee who is in a position for which the assigned time, when com hourly, daily, weekly or monthly basis, is less than 87.5 percent of the majority of employees in the classified service.

#### 114 PROVISIONAL, LIMITEERM, OR RESTRICTED POSATSONGNMENTS

All persons assigned as provisional, termitedr restricted shall have the minimum qualifications as outline the job specifications for the classification in which they are serving. Verification of the minimum qualif be certified by the Personnel Director prior to the start date.

#### 115 PROFESSION EXPERT

A person who possesses unique qualifications in the area in which they are employed on a temporary specific project.

### SECTION 120APPLICATIONS FOR EMPLOYMENT

#### 121 FILINGAPPLICATIONS

All applications must be on a standard District application formline dwille dhen Office of the Personnel Commission on or before the closing date specified in the ann Folling each three. application must include all required documents as specified in the job announcement.

#### 122 QUALIFICATIONS

Applicants for positions in the Ventura County Community College District must possess the minimum established for the classification. Certain classifications may require applicants to successfully comple background investigation/polygraph at the expense of bleed Disbreing certified as a qualified candidate for position. Certain classifications may require conditional offers of employment based upon successful of physical and/or psychological examination.

#### 123 DISQUALIFICATION AD PLICANTS

The Persennel Commission or designee may disqualify an applicant, remove a candidate's name from t list, or refuse to certify any candidate as being eligible, for any of the following reasons:

- A. Failure to meet minimum requirements or qualificaticlas sidication
- B. Failure to submit application correctly or within the presignibed time
- C. Conviction of a felony or misdemeanor involvingpitudel
- D. False statement or failure to list material **apptication**
- E. Dismissal from any positionatose
- F. Using or attempting to use political pressure or bribery to secure advantage in praimtimetion
- G. Securing unauthorized information regaretizegrtineation
- H. Taking part in the administration, correction or compilationtbeessuftination
- I. Knowror

## 125 VETERAN'S

### SECTION 130 XAMINATIONS

#### 131 EXAMINATIONNOUNCEMENTS

Whenever it is necessary to fill existing or anticipated vacancies in the classified service or whenever a list is about to expire or has been exhausted (see Section 142), competitive barheldttons will be a new list of eligibles. At least fifteen (15) days' public notice of such examinations will be given. The and will contain the following information:

- A. The date and place xamination
- B. The final date for filing populications
- C. Information, heravailable regarding hexpected umbeofvacancies and any unusuad on ditions f employment such as place of employment, varied shiftse two rkweek,
- D. The minimum qualifications including education, experience and abilitizes,
- E. Description and requirements of any qualifytienst skills E conlfion 06 Bj 0.004 Tc -0

Classified Employee Handbook -

- 3. Temporarily suspend examination activities;
- 4. Disposeftheexaminationesultandordeforanotheadministrationallorpartoftheexaminationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadministrationesultandordeforanotheadmin
- 5. Withhold certification from all or part of the **lest(sb)** ility

The Director may, at any time, rescind or modify a decision to withhold certification upon review of the examination appeal.

#### 138 REVIEW OF EXAMINATIVATERIALS

Examination materials are considered confidential and will not be available to **Distripublic to bistripublic bistripublic** 

- Requests to review scores or evaluations must be made to the analyst in charge of the examination three (3) business days following notice of the examination results. The date an applicant is not results counts as a busides
- 2. Only applicants' sconed avaluations are subject to review. Questions, items, scoring keys, rater and rating criteria are not subject to review by applicants due to test confidentiality and security considerations. However, for written tests, applicants may indistates they wish to have reviewed Personnel Commission staff will make any necessary corrections or adjustments to the applicant written test question is found to be flawed. If corrections are required, they shall be applied unif applicants applicable.
- 3. A qualified representative of the Personnel Commission will be present during the examination session.
- 4. Applicant's scores and evaluations will not include the identifications) of the
- 5. Applicants may not leave with or make copies of any exateination

The Director of Employment Services/Personnel Commission may deny a request to review examinati he or she determines that granting the request would violate the security or confidentiality of the exam

## SECTION 14ŒŁIGIBILITY LISTS

## 141 ESTABLISHING ELIGIBILITY LISTS

### 155 TEMPORARY WITHDRAWAL FROM ACCSTVE

Aneligible individual may have his/her name temporarily removed from an active eligibility list by submatisfactory reason in writing to the Personnel Director. Reinstatement may be made by the Personnel during the period the list is int.effec

### SECTION 160 PPOINTMENTS

#### 161 APPOINTMENTS

All vacancies in the classified service shall be filled from applicants on eligibility lists. Appointments made by means of transfer, demotion, reinstatement, palogiment in accordance with the rules of the Commission. (Ed. Code, § 88091.)

#### 162 INITIALAPPOINTMENTS

Upon initial appointment and upon each change in classification thereafter, each classified employees furnished two (2) copies of hist/hspejorifications, salary, assignment of work location, duty hours, and prevent workweek. The employee shall sign the forms, retain one (1) copy and return the other to his/her super Code, § 88168.)

#### 163 LIMITEDTERMAPPOINTMENTS

When the appointing power requires the appointment of a person to a position, the duration of which is six (6) month R when a replacement is needed for the term of an employee's absence, candidates sha in accordance with their positions on the appropriate eligibility list and their willingnes to the standing on the employment. The acceptance or refusal of an appointment shall not affect an eligible's standing on the eligibility for probationary appointmeres ve limited mappointments to the same position shall not be m (Ed. Code, § 88105.)

#### 164 PROVISION APPOINTMENTS

When no eligibility list exists for a classified position, the Personnel Director may certify a qualified ind provisional appointment which may accumulate to a total of ninety (90) working days. Successive provappointments of any onequemay not be made to artificel position without a lapse of ninety (90) calendar days. The Personnel Director may extend the provisional appointment beyond the ninety (90) add by by additional days if an examination for the class failed

### SECTION 190PERFORMANCE EVALUATIONS

### 191 PROBATIONARY EMPLOYEES

The purpose of the performance evaluation process is to assist new employees to establish and maint

### SECTION 200NONDISCRIMINATION

#### 201 NODISCRIMINATION

No person who is in the classified service or who is on any eligibility list shall be appointed, demoted, or in any way discriminated against because of his/her political acts, opinions, or affiliations except as programment Code or by the Oath or Affirmation of Allegiance.

## SECTION 210POSITION CLASSIFICATION

### 211 POSITIONSLASSIFICATIONS

Position classification is a system for identifying and describing duties performed by employees, group together under common job titles, creating job families, and placing them in appropriate salary ranges.

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### 251 RESIGNATIONS

- x Workrelated dishonesty, theft, willful destruction or mishandling of District
- x Unauthorized possession of a firearm or other weapportuty hile
- x Political activities engaged in by any employee during his/her assigned dyoues t
- x AnywillfulorpersistenviolationoftherulesprovisionsegulationsproceduresdoptedbytheGoverning Board or the PersonCreater mission
- x Knowing membership by the employee in the Communist Party, or other conduct specified in section Governmet and Governmet and
- x Arrestand/oconviction/anysexorcontrolles/ubstance/ffensesoutline/dhsection/881230/ftheEducation Code
- x Anyotherworkrelateooffensesogrievoushatareasonableersonwouldinterpreitasanunacceptableork behavior conceptable

### 264 PROCEDURE

The following procedure shall be followed in all cases of suspension, demotion, dismissal, or other dis taken against an employee.

### 264.1 INTENT TO IMPOSE DISCIPLINGRION

No probationary or permanent classified employee may be subject to disciplinary action until the has been provided a written noticentent the Impose Disciplinary Action the employee has had an

The notification shall includopy of the charges, related rules, contract and Education Code prov

# SECTION 270GRIEVANCES

### 271 DEFINITION

A personnel rule grievance is a complaint alleging misinterpretation or misapplication of Personnel Co

#### 272 EXCLUSIONS

Matters related to discipline (see Rule 260) are excluded from the grievance process.

#### 273 GREVANCE PROCEDURE

A grievance must be submitted within ten (10) working days after the grievant first knew, or should have the condition(s) upon which the grievance is based.

Step 1

A. Anemployeshaldiscusshegrievance/ithhis/heimmediatsupervisoinaneffort

# Step 4

A. If there is no satisfactory resolution to the employee's grievance, the employee submits the Employee Personnel Commission Rule Grievance

# SECTION 280HOURS OF WORK, OVERTIME AND COMPENSATORY TIME OFF

### 281 DEFINITION OF WORKWEEKWAOR BKDAY

### 281.1 NORMAL WORKWEEK AND WORKDAY & GENREDRASIONS

The normal workweek of a classified employee as defined in Education Code section 88026 sh (40) hours a week. The workday shall be eight (8) hours. These provisions do not restrict the experimentary workday or workweek on an overtime basis when such is necessary to carry on the bus District.

#### 281.2 ALTERNATIVE WORKWEEK

The Governing Board of the District may establish alternative workweeks in excess of eight (8) ho with the concurrence of the employee organization, or in the absence of an employee organization concurrence of the affected employee. If the Government ended a workday in excess of eight (8 hours per day, the overtime rate shall be paid for all hours in excess of the established workday hours per week. (Ed. Code, § 88040.)

# 281.3 REGULAR WORKDAY LESS THAN EIGHT HOURS BUT MORENTHANRSEVE

The Board may approve a regular workday of less than eight (8) hours but more than seven (7) workweek of less than forty (40) hours but more-fiven(85)(thours for classified positions. (Ed. Code, § 88027.)

281.4 FLUCTUATING DASCHEDULE Specific classes, such as police, may have a fluctuating schedule on a daily basis due to the de job when approved by the Board and the Personnel Commission. (Ed. Code, § 88026.)

# 281.5 REGULAR PARTMEPOSITIONS The Board may admitablish regular plante positions with an assigned workday of less than seven

- Compensatiofor EmployeesHavinganAverageWorkdayof FourHoursor MoreDuringthe Workweek
  Employees having an average workday of four (4) hours or more during the workweek sl compensated for any work required to be performed on the sixth or seventh day following commencement of the workweek at a rate equal to orheatin(dH/22)etimes the regular rate.
- 2) Compensation for Employees Having an Average Workday of Less Than Four Hours Du the Workweek Employees having an average workday of less than four (4) hours during the workweek compensated for any work required to be performed on the test the regular rate of pay.

### 283.6 HOURS USED TO COMPONTERTIME

- Holidays and Other Paid Leavesborence In addition to regular hours worked, time during which an employee is excused from wor holidays, sick leave, vacation, compensating time off, or other paid leave of absence, sha considered as time worked by the employee. (Ed. Code, § 88027.)
- Rest Periods and LunBheaks The rest period(s) are counted as working time. Lunch breaks are not counted as workin provided the employee is completely relieved of all duty during such period.
- 3) Time Related to Conference or Meetings Which the Employee is Required to Attend as F His/HeEmployment The general rule is that time spent traveling to and from such conferences or meetings is counted as work time except travel away from the employee's home community and duri employee's regular work hours.

# 283.7 COMPUTATION OF THE REGULAR RATE OF PAY THAT IS USED **& FORD BAST**IME PAYMENT

Compensation or compensatory time off shall be provided at a rate at least equal to regular rate of pay of the employee designated and authorized to perform the overtime.

The regular rate of pay includes the following factors:

- 2) Shiftdifferentials
- 3) Differential for bilingabality
- 4) Supervisory responsibility or

The regular rate of pay for purposes of overtime computation does not include fringe benefits and contributions to state and federal programs, such as:

- 1) Uniformallowance
- 2) Medical insurance yments
- 3) Dental insuran**pe**yments
- 4) PERS contribution
- 5) Social Security ployer on tributions
- 6) Unemploymelinisuranceontribution
- 7) Workers' Compensation Insuccounterbution

## 283.8 ASSIGNMENT OF REGULAR AND EMERGYERSTIME

 Assignment of Regul@vertime Employees may be assigned overtime when such is necessary to carry on the business District. (Ed. Oracts 88026.) Overtime must be authorized in advance by the designated supervisor.

# Assignment of Overtime mergencies Employees may be assigned overtime in emergencies. Emergency overtime may be ass without prior notice.

#### 283.9 PAYMENT FOORVERTIME

Payment for overtime will be made on the next regular paycheck provided payroll deadlines are

#### 284 LIABILITY FORVERTIME

The District is liable for all overtime work by covered employees. If the District knows or has reason to emplo

# SECTION 290SALARY PLAN

291 SALARY

first or second half (See Section 282).

295.2

Employees approved for advanced step placement upon promoting shall be subject to probation procedures and policies. In no instance shall that placement be higher than the maximum salary range for the classification.

# 296.2 RECLASSIFICATION OR REALLOCATION TO ALHOUSE R

Employees reclassified or reallocated from arclesisifingtion to a higher classification, either exist or newly created, shall receive a minimumstemein(t) ease or the first step of the new salary range whichever is greater.

# 296.3 RECLASSIFICATION OR REALLOCATION ON THE SPAME

Employees **less**ified or reallocated from an existing classification to an existing or newly create classification on the same level shall receive the same step level on the salary schedule.

#### 296.4 RECLASSIFICATION OR REALLOCATION TO ALLEWER

Employees reclassifience allocated from an existing classification to an existing or newly created classification on a lower level shall receive the highest step level on the salary schedule that do decrease the salary more than one step if possible.

If the highest step to lower range would result in more than a one (1) step decrease, the employee will be placed on the highest step of the lower range unless an exception is granted be Personnel Commission to "Y" rate the individual, wherein salary is frozen and not subject to cost living allowances or any other salary increase until the range catches up to the individual's earn

296.5 REN ICLICLASSIFICATION IIICL RE

# SECTION 300PAYROLL PROCEDURES

# 301 CERTIFICATION FOR YMENT

# SECTION 320/ACATIONS

#### 321 PAID VACATIONIME

Classified employees accrue vacation time in accordance with their employment classification, i.e., ba classified employee, classified confidential employee, supervisory employee, or classified manager as the Board. In no instance shall the accrual of vacation credit be less than **Hatuspticified** in the section 88197 for classified employees.teinmited provisional employees are excluded from this provision unless specifically authorized. (Regular classified employees serviter in arlignited in assignment shall, during such an assignment, continue to accrue vacation for their regular position.)

Regular patime classified employees shall be entitled to paid vacations on a prorated basis in accorda boardapproved schedule as provided in Education Constemation and 88036.

Employees must request vacation time in advance of use. Employees shall request approval of their v so a satisfactory operation schedule for the department can be arranged. Department supervisors sha for all employees to take their accrued vacation time off in the fiscal year in which it is accrued.

When a holiday falls within a vacation period of an employee, no accrued vacation credit shall be dedu holiday. Earned vacation shall not be cested aright until the completion of six (6) months of service. (Ed. Code, § 88197, subd. (e).)

If an employee separates from the classified service after permanency is attained, any creditued paid ati at the rate of paypplicable to their last regular assign fragent mployee separates from the classified service hasworked half or more of the darpskin the month of termination, vacation time credit for that month shall credited to the employee. No credit shall accrue for a month i

# SECTION 330LEAVE OF ABSENCE WITH PAY

# 331 BEREAVEMENLEAVE

Regular classified employees shall be allowed a leave of absence with pay not to exceed five (5) days

the absentee report. A physician's certificate of disability shall be requested at regular intervals employee's supervisor for

# SECTION 340LEAVE OF ABSENCE WITHOUT PAY

#### 341 SHORT TERMEAVE

Up to ten (10) days leave of absence without pay may be granted a classified employee by the superv approval of the College President or appropriate District Office administrator. Granting of such be ave is provisions of appropriate collective bargaining agreements.

#### 342 LONG TERMEAVE

The Governing Board may grant a maximum of six (6) months' leave without pay to permanent classif An additional six (6) months maximum may be granted by another action of the Governing Board. Tota pay shall not exceed one year.

The leave request shall specify the purpose of the leave and, if the leave is for education or personal of training, the request should indicate how other specific performance and/or opportunities for advancement within the District. The administration will recommend approval of the leave request. Any recommendation for disapproval shall include undergraditen explaining why the leave should be denied.

### 343 ADDITIONAL LEAVE FOR INDONUSTRIAL ACCIDENTIONRESS

# 347 CANCELLATION **OE**AVE

The Governing Board may, for cause, cancel an authorized leave of absence by giving the employee a

# SECTION 350ABSENCES WITHOUT LEAVE

## 351 DEFINITION

Any unauthorized absence may be declared absence without leave by the supervisor and reported to Director. Absence from duty without leave for any length of time shall be considered cause for disciplin provisions of Section 264.

#### 352 AUTOMATIBESIGNATION

Absence from duty without leave for ten (10) consecutive working days shall be considered as an autor resignation and recorded as such. The employee shall be notified in writing of such action by the Pers such notification either given to the employee personally or sent by registered mail with postage preparaddressed to the employee at his/her last known place of address. If satisfactory explanation is made Personnel Director within thirty (30) calendar days from the first day of absence, the Personnel Director

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# VENTURA COUNTY COMMUNITY COLLEGE DISTRICT SUPERVISOR GRIEVANCE RESPONSE

Name of Supervisor

Supervisor's Title

Name of Employee

Position of Employee

Date

SUPERVISOR'S RESPONSESTATEMENT

Supervisor's Signature