

1842.

APPROVAL, BONDS OF VILLAGE OF GARFIELD HEIGHTS, CUYAHOGA COUNTY, \$40,000.00, STREET AND SEWER IMPROVEMENTS.

COLUMBUS, OHIO, October 15, 1924.

Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.

1843.

CLASSIFIED SERVICE—DISTRICT BOARD OF HEALTH—AUTHORITY OF BOARD TO EXEMPT CERTAIN POSITIONS DISCUSSED.

SYLLABUS:

A city district board of health may claim exemption from the classified service as provided in paragraph 8 of section 486-8 in the manner provided for in section 2 of rule III of the civil service commission. Under this rule, when no exemption has been made there should be no change that will result in dismissing a classified employe from the service unless approved by the civil service commission, until such time as the state civil service clarifies such rule indicating when a board or commission shall be considered as "taking office" in view of the same.

COLUMBUS, OHIO, October 15, 1924.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

Gentlemen:—

In your recent communication you request my opinion as follows:

"Section 486-8, General Code, defines the classified and unclassified civil service of the state of Ohio and the several counties, cities and school districts thereof. Paragraph 8 of this section places certain positions in the unclassified service, among which are three secretaries, assistants or clerks and one personal stenographer for each of the elected state officers; and two secretaries, assistant or clerks and one personal stenographer for other elective officers, and each of the principal appointive executive officers, boards or commissions, except civil service commissions, authorized by law to appoint such secretary, assistant or clerk and stenographer.

In the City of _____ the health commissioner was required to take a civil service examination and was appointed to his position pursuant thereto. The local board of health making this appointment has never exempted the position from the classified service.

The synopsis of Opinion No. 371, Opinions for 1917, Volume 2, page 1007, reads as follows:

"The health officer appointed by the municipal board of health is an