

**CALHOUN COUNTY**  
**ORDINANCE NO. 2002-06**

**AN ORDINANCE OF CALHOUN COUNTY, FLORIDA, PROHIBITING THE PAYMENT OF EXTRA COMPENSATION BY PUBLIC EMPLOYERS; PROVIDING A TITLE; PROVIDING DEFINITIONS; PROVIDING FOR REIMBURSEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Florida Legislature has enacted laws located in Chapter 215.425, Florida Statutes, that restrict the payment of extra compensation to public employees; and

**WHEREAS**, the Board of County Commissioners, in an effort to provide sound fiscal policy to the citizens of Calhoun County, wishes to prohibit the payment of improper extra compensation to employees of the several departments who receive funding from the Board of County Commissioners; and

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA, THAT:**

**SECTION 1. TITLE**

This Ordinance shall be cited as the "FISCAL MANAGEMENT ACT ORDINANCE".

**SECTION 2. DEFINITIONS**

For the purpose of this Ordinance, the following terms shall mean:

**PUBLIC EMPLOYER** means any elected official of Calhoun County who receives funding for their department from funds collected and distributed by the Board of County Commissioners of Calhoun County, Florida.

**EMPLOYEE** means any individual employed by any **PUBLIC EMPLOYER** including employees of the Board of County Commissioners.

**EXTRA COMPENSATION** means payment by a **PUBLIC EMPLOYER** to its employee where such payment is not payment of regular salary, overtime or paying in lieu of comp-time. Typically **EXTRA COMPENSATION** takes the form of bonuses.

**SECTION 3. EXTRA COMPENSATION PROHIBITED**

No **PUBLIC EMPLOYER** subject to this Ordinance shall pay, provide or give to any **EMPLOYEE**, **EXTRA COMPENSATION**.

**SECTION 4. REIMBURSEMENT**

Any **PUBLIC EMPLOYER**, as defined herein, shall reimburse the Board of County Commissioners, any amounts paid as extra compensation to any **EMPLOYEE**, as defined herein. Said reimbursement shall be made individually by the **PUBLIC EMPLOYER** and shall not be paid from the funds appropriated by the County or by other funds used by the **PUBLIC EMPLOYER** in his/her official capacity.

FILED  
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DEPARTMENT OF STATE  
TALLAHASSEE, FLORIDA

**SECTION 5. SEVERABILITY**

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance.

**SECTION 6. EFFECTIVE DATES**

This Ordinance shall take effect upon its passage by a majority vote of the Board of County Commissioners in and for Calhoun County, after due notice and publication, in the regular meeting on the 3rd day of September, 2002, and upon being filed with the Secretary of State.

ADOPTED THIS 3rd DAY OF September, 2002, BY A VOTE OF 5  
TO 0.

BOARD OF COUNTY COMMISSIONERS  
CALHOUN COUNTY, FLORIDA

BY: *Donnell Whitfield*  
Donnell Whitfield, Chairman

ATTEST:

*Ruth W. Attaway*  
Ruth W. Attaway, Clerk

(SEAL)

CERTIFIED A TRUE COPY

*Janice Hally, DC*  
RUTH W. ATTAWAY  
CLERK CIRCUIT COURT  
CALHOUN COUNTY FLORIDA