



OFFICE OF THE COUNTY COUNSELOR

JACKSON COUNTY COURTHOUSE

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MEMORANDUM

TO: MEMBERS OF THE COUNTY LEGISLATURE
CLERK OF THE COUNTY LEGISLATURE

FROM: BRYAN O. COVINSKY *BC*
COUNTY COUNSELOR

DATE: MARCH 14, 2023

RE: AUTHORITY OF THE COUNTY LEGISLATURE TO DISAPPROVE
EXECUTIVE ORDER 23-08, AMENDING THE JACKSON COUNTY
PERSONNEL RULES

The following item appears on the agenda for the County Legislature's meeting of March 14, 2023, under "Unfinished Business": *Executive Order #23-08 titled "Amendment to the Personnel Rules."* This office understands that there is some sentiment among the members of the County Legislature to disapprove this executive order. The executive order does simply what its title says, amend the Jackson County Personnel Rules. The County Executive issued this executive order pursuant to the authority granted to him by the County Legislature in section 706.1 of the Jackson County Code to "by executive order, adopt reasonable rules to implement this chapter (County Personnel) and the policies expressed in this chapter." This executive order is not subject to the disapproval of the Legislature. The only authority for legislative disapproval of county executive orders is found in article II, section 16.4 of the Jackson County Charter. That provision gives the Legislature limited authority to disapprove executive orders that appoint county department directors and members of county boards and commissions and executive orders that "create, consolidate, abolish, or reorganize departments." Executive Order 23-08 does not appoint any department director or member of any board or commission and does not create, consolidate, abolish, or reorganize any county department. Therefore, it is not subject to disapproval by the Legislature.