



HOUSE BILL 313: Promotion Grievances/City of Statesville

2015-2016 General Assembly

Committee: House Local Government
Introduced by: Reps. R. Turner, Fraley
Analysis of: PCS to First Edition
H313-CSTH-8

Date: March 31, 2015
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SUMMARY: *House Bill 313 is a local bill that would clarify that the Civil Service Board shall hear grievances related to the promotion of members of the fire and police departments in the City of Statesville.*

The PCS makes a technical change to correct the session law references in Section 1.

CURRENT LAW: Article V of the Charter of the City of Statesville establishes the Civil Service Board, which hears grievances as to promotions, demotions, suspensions, and terminations of members of the fire and police departments. The Board is composed of five members who serve three-year staggered terms beginning on the first day of July and ending on the last day of June. Members are appointed by the Senior Resident Superior Court Judge in Judicial District 22A. Any person who is not a member of the City Council, an elected officer, a member or employee of the police or fire department, or a City employee, is eligible to serve on the Board.

The chiefs of the police and fire departments are authorized to hire, suspend, promote, demote, and fire members of their respective departments. The Board has the authority to sustain the disciplinary action imposed by the chief, vacate the chief's action, or impose its own disciplinary action, but the action does not become final unless the City Council concurs.

The following actions may be appealed to the Civil Service Board:

- Suspensions for an infraction of departmental rules and regulations of more than 15 days at any one time, or one which would make the total number of days exceed 25 during any six-month period.
- Demotions in rank and terminations.
- Any suspension, if authorized by the rules and regulations of that department.

All promotions are required to be by competitive examination.

BILL ANALYSIS: House Bill 313 is a local bill that would clarify that one of the duties of the Civil Service Board is to hear grievances as to promotions of members of the police and fire departments in the City of Statesville.

EFFECTIVE DATE: This act is effective when it becomes law.

BACKGROUND: Statesville is one of five municipalities in North Carolina that has a Civil Service Board. The other municipalities are Asheville, Charlotte, Raleigh, and Wilmington.

