



HOUSE BILL 9: Allow Election Day Service - Retired LEOs.

2017-2018 General Assembly

Committee: House Pensions and Retirement
Introduced by: Rep. Fraley
Analysis of: First Edition

Date: February 28, 2017
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OVERVIEW: *House Bill 9 would allow a retired law enforcement officer to be employed to provide service to a county board of elections on an election day without impacting the officer's special separation allowance benefit.*

[As introduced, this bill was identical to S87, as introduced by Sen. Pate, which is currently in Senate Rules and Operations of the Senate.]

CURRENT LAW:

G.S. 143-166.42 allows qualifying retired local law enforcement officers to receive a special separation allowance benefit. Currently, the separation allowance ceases on the first day the retired officer is reemployed by a local government, unless that retired officer is employed in a public safety position in a capacity that does not require participation in the Local Government Employees' Retirement System.

G.S. 163-33 provides that the powers and duties of a county board of elections includes the appointment all chief judges, judges, assistants, and other officers of elections. G.S. 163-46 sets forth the amounts that are to be paid by the counties for the services of the chief judges, judges, assistants and ballot counters. For administering the election, chief judges, judges, and assistants are paid the State minimum wage for their services. For appearances on canvass day, chief judges receive \$20, and judges \$15. Each are paid \$15 for attending instructional meetings required under the law. The State minimum wage is \$6.15 per hour, as set by G.S. 95-25.3.

BILL ANALYSIS:

House Bill 9 would amend G.S. 143-166.42 by adding a new subsection (c1). The new subsection incorporates into (c1)(1) the current law allowing a retired officer to continue receiving the special separation allowance when employed in a public safety position that does not require participation in the Local Government Employees' Retirement System. New language is added in (c1)(2) to allow a retired law enforcement officer to be employed to provide service to a county board of elections on an election day without impacting his or her special separation allowance benefit.

EFFECTIVE DATE: House Bill 9 would become effective when it becomes law.

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