



This Bill Analysis reflects the contents of the bill as it was presented in committee.

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

2017-2018 General Assembly

<b>Committee:</b>	Senate Pensions and Retirement and Aging. If favorable, re-refer to Rules and Operations of the Senate	<b>Date:</b>	June 12, 2018
<b>Introduced by:</b>	Rep. Fraley	<b>Prepared by:</b>	Tawanda N. Foster Committee Counsel
<b>Analysis of:</b>	First Edition		

**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 payments from 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. Currently, the separation allowance ceases on the first day the retired officer is reemployed by a local government in any capacity, 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. 163A-769 provides that a county board of elections has the power and duty to appoint all chief judges, judges, assistants, and other officers of elections. G.S. 163A-822 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 also 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 to further allow a retired law enforcement officer to be employed to provide service to a county board of elections on an election day without causing the suspension of any payments from the special separation allowance benefit.

**EFFECTIVE DATE:** Effective when it becomes law.

*\*Theresa Matula and Jessica Sammons, Legislative Analysis Staff, substantially contributed to this summary.*

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