



HOUSE BILL 992: OAH Staffing Flexibility.

2021-2022 General Assembly

Committee:	House Judiciary 2. If favorable, re-refer to Appropriations. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	May 31, 2022
Introduced by:	Rep. Stevens	Prepared by:	Hillary Woodard and Susan Sitze
Analysis of:	PCS to First Edition H992-CSCHa-31		Staff Attorneys

OVERVIEW: *The Proposed Committee Substitute (PCS) for House Bill 992 would authorize the Chief Administrative Law Judge to create, appoint, remove, and set salaries for subordinate positions within the Office of Administrative Hearings.*

CURRENT LAW AND BILL ANALYSIS: Under current law, the General Assembly determines the number of administrative law judges and the number of employees for the Office of Administrative Hearings. The Chief Administrative Law Judge then appoints individuals to serve as administrative law judges in accordance with the number of positions authorized by the General Assembly.

The PCS for House Bill 992 would authorize the Chief Administrative Law Judge to determine the number of employees needed, rather than requiring the General Assembly to set that number. The PCS for House Bill 992 would also authorize the Chief Administrative Law Judge to do the following:

- Establish subordinate positions within the Office of Administrative Hearings.
- Appoint individuals to those subordinate positions.
- Remove individuals from those subordinate positions.
- Set salaries for those subordinate positions in accordance with the State Budget Act and the North Carolina Human Resources Act.

EFFECTIVE DATE: This act would be effective when it becomes law.

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