

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 287

Short Title: Extend Ethics Law to City/Co. Officials. (Public)

Sponsors: Representatives Allred, McGee (Primary Sponsors); and Blust.

Referred to: Judiciary I, if favorable, Ethics.

February 25, 2009

A BILL TO BE ENTITLED
AN ACT TO EXTEND THE APPLICATION OF THE STATE GOVERNMENT ETHICS
ACT TO CERTAIN COUNTY AND MUNICIPAL OFFICIALS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 138A-3(30) reads as rewritten:

"(30) Public servants. – All of the following:

- a. Constitutional officers of the State and individuals elected or appointed as constitutional officers of the State prior to taking office.
- b. Employees of the Office of the Governor.
- c. Heads of all principal State departments, as set forth in G.S. 143B-6, who are appointed by the Governor.
- d. The chief deputy and chief administrative assistant of each individual designated under sub-subdivision a. or c. of this subdivision.
- e. Confidential assistants and secretaries as defined in G.S. 126-5(c)(2), to individuals designated under sub-subdivision a., c., or d. of this subdivision.
- f. Employees in exempt positions designated in accordance with G.S. 126-5(d)(1), (2), or (2a) and confidential secretaries to these individuals.
- g. Any other employees or appointees in the principal State departments as may be designated by the Governor to the extent that the designation does not conflict with the State Personnel Act.
- h. Judicial employees.
- i. All voting members of boards, including ex officio members, permanent designees of any voting member, and members serving by executive, legislative, or judicial branch appointment.
- j. For The University of North Carolina, the voting members of the Board of Governors of The University of North Carolina, the president, the vice-presidents, and the chancellors, the vice-chancellors, and voting members of the boards of trustees of the constituent institutions.
- k. For the Community College System, the voting members of the State Board of Community Colleges, the President and the chief financial officer of the Community College System, the president, chief financial officer, and chief administrative officer of each community college, and voting members of the boards of trustees of each community college.



- 1 l. Members of the Commission.
- 2 m. Individuals under contract with the State working in or against a
- 3 position included under this subdivision.
- 4 n. Members of the governing body of a county.
- 5 o. Persons serving as a county manager under Part 2 of Article 5 of
- 6 Chapter 153A of the General Statutes.
- 7 p. Members of the governing body of a municipality.
- 8 q. Persons serving as a mayor of a municipality, if that person is not
- 9 part of the governing body of the municipality.
- 10 r. Persons serving as a municipal manager under Article 7 of Chapter
- 11 160A of the General Statutes.
- 12 s. Attorneys appointed under either G.S. 153A-114 or G.S. 160A-173.
- 13 t. Clerks appointed under either G.S. 153A-111, 160A-171, or
- 14 160A-172.
- 15 u. Finance officers appointed under G.S.159-24 for any county or any
- 16 municipality."

17 **SECTION 2.** This act becomes effective January 1, 2010.