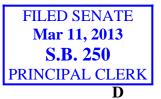
GENERAL ASSEMBLY OF NORTH CAROLINA **SESSION 2013**



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SENATE DRS75144-LR-80D* (03/06)

Short Title:	SPA/Exempt Certain ITS/OSP Employees.	(Public)
Sponsors:	Senators Tarte, Tucker, and J. Davis (Primary Sponsors).	
Referred to:		

1		A BILL TO BE ENTITLED		
2	AN ACT AMEND	DING THE STATE PERSONNEL ACT TO EXEMPT FROM ITS		
3	COVERAGE CERTAIN EMPLOYEES OF THE OFFICE OF INFORMATION			
4	TECHNOLOGY SERVICES AND THE OFFICE OF STATE PERSONNEL.			
5	The General Assemb	bly of North Carolina enacts:		
6	SECTIO	N 1. G.S. $126-5(d)(1)$ reads as rewritten:		
7	"(d) (1) Ex	xempt Positions in Cabinet Department. – Subject to the provisions of this		
8	C	hapter, which is known as the State Personnel Act, the Governor may		
9	de	esignate a total of 1,000 exempt positions throughout the following		
10	de	partments: departments and offices:		
11	a.	Department of Administration.		
12	b.	Department of Commerce.		
13	с.	Repealed by Session Laws 2012-83, s. 7, effective June 26, 2012,		
14		and by Session Laws 2012-142, s. 25.2E(a), effective January 1,		
15		2013.		
16	d.	Department of Public Safety.		
17	e.	Department of Cultural Resources.		
18	f.	Department of Health and Human Services.		
19	g.	Department of Environment and Natural Resources.		
20	h.	1		
21	i.	Department of Transportation.		
22	j.	Repealed by Session Laws 2012-83, s. 7, effective June 26, 2012,		
23		and by Session Laws 2012-142, s. 25.2E(a), effective January 1,		
24		2013.		
25	<u>k.</u>			
26	<u>l.</u>	Office of State Personnel.		
27		the provisions of this subdivision or the other requirements of this		
28		ernor may at any time designate up to one percent (1%) of the total number		
29	-	as in the Department of Public Safety, not to exceed 100 positions, as		
30	1 0 1	positions. Notwithstanding the provisions of this subdivision, or the other		
31	requirements of this subsection, the Governor may at any time increase by five the number of			
32	exempt policy-making positions at the Department of Public Safety, but at no time shall the			
33	total number of exempt policy-making positions exceed 105."			
34				
35	"(a) The State	e Chief Information Officer may appoint a Chief Deputy Information		

Officer. The salary of the Chief Deputy Information Officer shall be set by the State Chief 36



General Assembly of North Carolina Session 2013 1 Information Officer. The State Chief Information Officer may appoint all employees, including 2 legal counsel, necessary to carry out the powers and duties of the office. These employees shall 3 be subject to the State Personnel Act. Act, except that employees in positions designated as 4 exempt under G.S. 126-5(d)(1) are not subject to the Act, in accordance with the provisions of 5 that section." 6 SECTION 3. The provisions of G.S. 126-5(e) shall not apply as to positions that 7 may be designated as exempt by the Governor under the authority provided in this act.

SECTION 4. This act is effective when it becomes law.

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