

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE BILL 1271
State & Local Government Committee Substitute Adopted 5/9/07
Third Edition Engrossed 5/10/07

Short Title: Firefighter/EMS Payroll Deductions.

(Public)

Sponsors:

Referred to:

March 26, 2007

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE PAYROLL DEDUCTIONS FOR CERTAIN EMPLOYEE
3 ASSOCIATIONS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Part 4 of Article 5 of Chapter 153A of the General Statutes is
6 amended by adding a new section to read:

7 **"§ 153A-92.1. Payroll deduction for payments to employee associations allowed.**

8 (a) Definitions. – The following definitions apply in this section:

9 (1) Emergency medical services personnel. – An individual who provides
10 out-of-hospital emergency medical care, including an emergency
11 medical technician, paramedic, or first responder.

12 (2) Employee. – A firefighter or the emergency medical services
13 personnel employed by the employer.

14 (3) Employer or public safety employer. – Any county or political
15 subdivision of the State that employs public safety officers.

16 (4) Employer or law enforcement employer. – Any county or political
17 subdivision of the State that employs sworn law enforcement officers.

18 (5) Firefighter. – An individual employed by a fire department who does
19 any of the following:

20 a. Primarily performs work directly related to the control and
21 extinguishment of fires.

22 b. Is responsible for the maintenance and use of firefighting
23 apparatus and equipment, for fire prevention and investigation,
24 or for communications and dispatch.

25 c. Provides emergency medical care.

26 (6) Law enforcement officer. – An individual employed by a law
27 enforcement employer who has the power of arrest and the power to
28 enforce the criminal laws of the State.

1 (b) Certain Deductions Authorized. – A public safety employer shall make a
2 payroll deduction upon the request of the employee for the membership dues of any
3 firefighter and emergency medical services personnel organization that represents a
4 majority of eligible employees in the employer's department. A law enforcement
5 employer shall make a payroll deduction upon the request of a law enforcement officer
6 for a law enforcement organization or association that has at least 2,000 members
7 statewide. The authorization for the deduction shall be provided in writing and shall
8 remain in effect until revoked. A written authorization for the deduction is required
9 each time there is an increase in the amount of the membership dues deduction."

10 **SECTION 2.** Part 4 of Article 7 of Chapter 160A of the General Statutes is
11 amended by adding a new section to read:

12 **"§ 160A-162.1. Payroll deduction for payments to employee associations allowed.**

13 (a) Definitions. – The following definitions apply in this section:

- 14 (1) Emergency medical services personnel. – An individual who provides
15 out-of-hospital emergency medical care, including an emergency
16 medical technician, paramedic, or first responder.
17 (2) Employee. – A firefighter or the emergency medical services
18 personnel employed by the employer.
19 (3) Employer or public safety employer. – Any municipality or political
20 subdivision of the State that employs public safety officers.
21 (4) Employer or law enforcement employer. – Any municipality or
22 political subdivision of the State that employs sworn law enforcement
23 officers.
24 (5) Firefighter. – An individual employed by a fire department who does
25 any of the following:
26 a. Primarily performs work directly related to the control and
27 extinguishment of fires.
28 b. Is responsible for the maintenance and use of firefighting
29 apparatus and equipment, for fire prevention and investigation,
30 or for communications and dispatch.
31 c. Provides emergency medical care.
32 (6) Law enforcement officer. – An individual employed by a law
33 enforcement employer who has the power of arrest and the power to
34 enforce the criminal laws of the State.

35 (b) Certain Deductions Authorized. – A public safety employer shall make a
36 payroll deduction upon the request of the employee for the membership dues of any
37 firefighter and emergency medical services personnel organization that represents a
38 majority of eligible employees in the employer's department. A law enforcement
39 employer shall make a payroll deduction upon the request of a law enforcement officer
40 for a law enforcement organization or association that has at least 2,000 members
41 statewide. The authorization for the deduction shall be provided in writing and shall
42 remain in effect until revoked. A written authorization for the deduction is required
43 each time there is an increase in the amount of the membership dues deduction."

44 **SECTION 3.** This act is effective when it becomes law.