

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  
Judiciary I (Civil) Committee Substitute Adopted 5/22/07

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. – Any county officer or employee paid by the county.

13 (3) Employer. – Any county or political subdivision of the State.

14 (4) Firefighter. – An individual employed by a fire department who does  
15 any of the following:

16 a. Primarily performs work directly related to the control and  
17 extinguishment of fires.

18 b. Is responsible for the maintenance and use of firefighting  
19 apparatus and equipment, for fire prevention and investigation,  
20 or for communications and dispatch.

21 c. Provides emergency medical care.

22 (5) Law enforcement officer. – An individual employed by a law  
23 enforcement employer who has the power of arrest and the power to  
24 enforce the criminal laws of the State.

25 (b) Certain Deductions Authorized. – The following deductions from an  
26 employee's compensation are authorized:

- 1           (1) An employer of emergency medical services personnel or firefighters  
2 shall make a payroll deduction upon the request of the employee for  
3 the membership dues of any firefighter and emergency medical  
4 services personnel organization that represents a majority of eligible  
5 employees in the employer's department.
- 6           (2) An employer of law enforcement officers shall make a payroll  
7 deduction upon the request of a law enforcement officer for a law  
8 enforcement organization or association that has at least 2,000  
9 members statewide.
- 10          (3) An employer shall make a payroll deduction upon the request of the  
11 employee for the membership dues of an employee organization or  
12 association that has at least 2,000 members statewide, at least 500 of  
13 whom are law enforcement officers.

14          (c) Procedure for Deduction. – The authorization for the deduction shall be  
15 provided in a signed writing and shall remain in effect until revoked."

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

18 **"§ 160A-162.1. Payroll deduction for payments to employee associations allowed.**

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

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

37          (b) Certain Deductions Authorized. – The following deductions from an  
38 employee's compensation are authorized:

- 39           (1) An employer of emergency medical services personnel or firefighters  
40 shall make a payroll deduction upon the request of the employee for  
41 the membership dues of any firefighter and emergency medical  
42 services personnel organization that represents a majority of eligible  
43 employees in the employer's department.

- 1           (2) An employer of law enforcement officers shall make a payroll  
2           deduction upon the request of a law enforcement officer for a law  
3           enforcement organization or association that has at least 2,000  
4           members statewide.
- 5           (3) An employer shall make a payroll deduction upon the request of the  
6           employee for the membership dues of an employee organization or  
7           association that has at least 2,000 members statewide, at least 500 of  
8           whom are law enforcement officers.
- 9           (c) Procedure for Deduction. – The authorization for the deduction shall be  
10          provided in a signed writing and shall remain in effect until revoked."
- 11          **SECTION 3.** This act is effective when it becomes law.