

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE BILL 92*

Short Title: Codifier of Rules appointment. (Public)

Sponsors: Senator Hartsell (Primary Sponsor).

Referred to: Rules and Operations of the Senate.

February 19, 2015

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CHIEF ADMINISTRATIVE LAW JUDGE TO APPOINT A
3 CODIFIER OF RULES TO SERVE IN THE OFFICE OF ADMINISTRATIVE
4 HEARINGS, AS RECOMMENDED BY THE JOINT LEGISLATIVE
5 ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 150B-2(1c) reads as rewritten:

8 "(1c) "Codifier of Rules" means the person appointed by the Chief Administrative
9 Law Judge of the Office of Administrative Hearings ~~or a designated~~
10 ~~representative of the Chief Administrative Law Judge.~~ pursuant to
11 G.S. 7A-760(b)."

12 **SECTION 2.** G.S. 7A-760 reads as rewritten:

13 "**§ 7A-760. Number and status of employees; staff assignments; role of ~~State Personnel~~**
14 **~~Commission.~~ State Human Resources Commission.**

15 (a) The number of administrative law judges and employees of the Office of
16 Administrative Hearings shall be established by the General Assembly. The Chief
17 Administrative Law Judge is exempt from provisions of the North Carolina Human Resources
18 Act as provided by ~~G.S. 126-5(c1)(26).~~ G.S. 126-5(c1)(27). All other employees of the Office
19 of Administrative Hearings are subject to the North Carolina Human Resources Act.

20 (b) The Chief Administrative Law Judge shall ~~designate, from among the employees of~~
21 ~~the Office of Administrative Hearings, the Director and staff of the Rules Review~~
22 ~~Commission.~~ appoint a Codifier of Rules to serve in the Office of Administrative Hearings. No
23 person shall be appointed or designated the Codifier of Rules except as provided in this section.
24 The salary of the Codifier of Rules shall be ninety percent (90%) of the salary of the Chief
25 Administrative Law Judge. In lieu of merit and other increment raises, the Codifier of Rules
26 shall receive longevity pay on the same basis as is provided to employees who are subject to
27 the North Carolina Human Resources Act."

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

