

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 416

Short Title: Justice/Judge May Complete Term Past Age 72. (Public)

Sponsors: Representatives Morey and John (Primary Sponsors).

For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Rules, Calendar, and Operations of the House

March 21, 2019

A BILL TO BE ENTITLED

AN ACT TO ALLOW JUSTICES AND JUDGES ELECTED TO OFFICE PRIOR TO THE
JUSTICE OR JUDGE'S SEVENTY-SECOND BIRTHDAY TO COMPLETE THE
ELECTED TERM OF OFFICE PAST THE MANDATORY JUDICIAL RETIREMENT
AGE OF SEVENTY-TWO.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 7A-4.20 reads as rewritten:

"§ 7A-4.20. **Age limit for service as justice or judge: exception.**

(a) ~~No~~ Except as provided in subsection (b) of this section, no justice or judge of the
General Court of Justice may continue in office beyond the last day of the month in which ~~he~~
~~attains his seventy-second birthday,~~ the justice or judge reaches the age of seventy-two, but
justices and judges so retired may be recalled for periods of temporary service as provided in
Subchapters II and III of this chapter.

(b) Notwithstanding subsection (a) of this section, if a justice or judge is elected to office
prior to the justice or judge's seventy-second birthday, the justice or judge shall be allowed to
complete the elected term of office. Nothing in this subsection, however, shall prevent the justice
or judge's removal from office under any other statutory provision."

SECTION 2. This act is effective when it becomes law.

