

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

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HOUSE BILL 700

Short Title: Sheriff's Deputies/Dismissals. (Public)

Sponsors: Representative A. Jones.

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

Referred to: Local Government, if favorable, Judiciary 1, if favorable, Rules, Calendar, and Operations of the House

April 19, 2023

A BILL TO BE ENTITLED

AN ACT PROVIDING THAT A SHERIFF SHALL NOT DISCHARGE A DEPUTY SHERIFF OR OTHER EMPLOYEE IN THE OFFICE OF THE SHERIFF FOR FAILING TO MAKE A CAMPAIGN CONTRIBUTION TO THE SHERIFF OR THE SHERIFF'S CAMPAIGN COMMITTEE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 153A-103 reads as rewritten:

"§ 153A-103. **Number of employees in offices of sheriff and register of deeds.**

Subject to the limitations set forth below, the board of commissioners may fix the number of salaried employees in the offices of the sheriff and the register of deeds. In exercising the authority granted by this section, the board of commissioners is subject to the following limitations:

(1) Each sheriff and register of deeds elected by the people has the exclusive right to hire, discharge, and supervise the employees in ~~his office. However, the his or her office; provided, however, a sheriff shall not discharge a deputy sheriff or other employee for failing to make a campaign contribution to the sheriff or the sheriff's campaign committee.~~ The board of commissioners must approve the appointment by such an officer of a relative by blood or marriage of nearer kinship than first cousin or of a person who has been convicted of a crime involving moral turpitude.

(2) Each sheriff and register of deeds elected by the people is entitled to at least two deputies who shall be reasonably compensated by the county, provided that the register of deeds justifies to the Board of County Commissioners the necessity of the second deputy. Each deputy so appointed shall serve at the pleasure of the appointing officer.

Notwithstanding the foregoing provisions of this section, approval of the board of commissioners is not required for the reappointment or continued employment of a near relative of a sheriff or register of deeds who was not related to the appointing officer at the time of initial appointment."

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



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