

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H.B. 416
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40192-ND-70

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

Sponsors: Representatives Morey and John (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW JUSTICES AND JUDGES ELECTED TO OFFICE PRIOR TO THE
3 JUSTICE OR JUDGE'S SEVENTY-SECOND BIRTHDAY TO COMPLETE THE
4 ELECTED TERM OF OFFICE PAST THE MANDATORY JUDICIAL RETIREMENT
5 AGE OF SEVENTY-TWO.
6 The General Assembly of North Carolina enacts:
7 **SECTION 1.** G.S. 7A-4.20 reads as rewritten:
8 "**§ 7A-4.20. Age limit for service as justice or judge: exception.**
9 (a) ~~No~~ Except as provided in subsection (b) of this section, no justice or judge of the
10 General Court of Justice may continue in office beyond the last day of the month in which he
11 attains his seventy-second birthday, the justice or judge reaches the age of seventy-two, but
12 justices and judges so retired may be recalled for periods of temporary service as provided in
13 Subchapters II and III of this chapter.
14 (b) Notwithstanding subsection (a) of this section, if a justice or judge is elected to office
15 prior to the justice or judge's seventy-second birthday, the justice or judge shall be allowed to
16 complete the elected term of office. Nothing in this subsection, however, shall prevent the justice
17 or judge's removal from office under any other statutory provision."
18 **SECTION 2.** This act is effective when it becomes law.

