

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

FILED SENATE
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PRINCIPAL CLERK

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SENATE BILL DRS35068-LMf-43

Short Title: Local Governing Bds/Compensation Equity Act. (Public)

Sponsors: Senators Moffitt and Hanig (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING THAT MEMBERS OF THE GOVERNING BOARDS OF COUNTIES
3 AND CITIES SHALL NOT FIX THEIR COMPENSATION AND ALLOWANCES AT AN
4 AMOUNT GREATER THAN THAT OF A MEMBER OF THE GENERAL ASSEMBLY.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 153A-28 reads as rewritten:

7 "§ 153A-28. Compensation of board of commissioners.

8 (a) The board of commissioners may fix the compensation and allowances of the chair
9 and other members of the board by inclusion of the compensation and allowances in and adoption
10 of the budget ~~ordinance~~; ordinance; provided, however, that the compensation and allowances
11 fixed by the board of commissioners shall not be greater than the compensation and allowances
12 of a member of the General Assembly under G.S. 120-3(b) and G.S. 120-3(c). In addition, if the
13 chair or any other member of the board becomes a full-time county official, pursuant to
14 G.S. 153A-81 or 153A-84, the compensation and allowances may be adjusted at any time during
15 that person's service as a full-time official, for the duration of that ~~service~~; and that
16 person's compensation and allowances shall not be restricted to that of a member of the General
17 Assembly under G.S. 120-3(b) and G.S. 120-3(c).

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19 SECTION 2. G.S. 160A-64 reads as rewritten:

20 "§ 160A-64. Compensation of mayor and council.

21 (a) The council may fix its own compensation and the compensation of the mayor and
22 any other elected officers of the city by adoption of the annual budget ~~ordinance~~; but the
23 ordinance; provided, however, that the compensation fixed by the council shall not be greater
24 than the compensation of a member of the General Assembly under G.S. 120-3(b) and
25 G.S. 120-3(c). The salary of an elected officer other than a member of the council may not be
26 reduced during the then-current term of office unless he agrees ~~thereto~~; thereto, except as
27 necessary to comply with the provisions of this subsection. The mayor, councilmen, and other
28 elected officers are entitled to reimbursement for actual expenses incurred in the course of
29 performing their official duties at rates not in excess of those allowed to other city officers and
30 employees, or to a fixed allowance, the amount of which shall be established by the council, for
31 travel and other personal expenses of office; provided, any fixed allowance so established during
32 a term of office shall not be increased during such term of ~~office~~; and the reimbursement
33 for actual expenses or fixed allowance shall not be greater than that authorized by law for a
34 member of the General Assembly under G.S. 120-3(b) and G.S. 120-3(c).

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1 **SECTION 3.** This act is effective when it becomes law and applies to the annual
2 budget ordinance adopted for the 2023-2024 fiscal year.