

GENERAL ASSEMBLY OF NORTH CAROLINA  
1987 SESSION

CHAPTER 809  
HOUSE BILL 267

AN ACT TO AMEND CHAPTER 126 TO PROVIDE FOR PERMANENT HOURLY  
EMPLOYEES IN THE DEPARTMENT OF TRANSPORTATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 126-5 is amended by adding a new subsection to read:

"(c4) The State Personnel Commission shall establish a position and appointment type for certain field force positions and employees in the Division of Highways, Department of Transportation, where, in the judgement of the Commission, such appointment is for a position that is an entry level occupation, is for a duration of at least one-half of the workdays of each pay period for at least nine calendar months per year, and is reflective of employment practices in competing labor markets. This appointment type shall be for 'permanent hourly employees.' Except as to the policies, rules, and plans established by the Commission pursuant to G.S. 126-4(1), 126-4(2), and 126-4(3), and except as to the provisions of Articles 6 and 7 of this Chapter, the provisions of this Chapter shall not apply to permanent hourly employees. The State Personnel Commission regulations shall provide that these employees will be guaranteed two hours show-up pay when work is postponed, and pay for holidays falling within periods of employment."

Sec. 2. G.S. 135-4(s) is amended by adding a sentence at the end to read:

"The provisions of this subsection shall also apply to the purchase of creditable service for State employment when classified as a permanent hourly employee in accordance with G.S. 126-5(c4)."

Sec. 3. G.S. 135-40.2(a) is amended by adding a new subsection to read:

"(1a) Permanent hourly employees as defined in G.S. 126-5(c4) who work at least one-half of the workdays of each pay period."

Sec. 4. G.S. 135-40.2(b) is amended by adding a new subsection to read:

"(4a) Permanent hourly employees as defined in G.S. 126-5(c4) who work less than one-half of the workdays of each pay period."

Sec. 5. This act is effective October 1, 1987.

In the General Assembly read three times and ratified this the 13th day of August, 1987.