

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 1130  
Second Edition Engrossed 5/5/89

Short Title: Judicial Longevity Change.

(Public)

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Sponsors: Representative Fitch.

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Referred to: Pensions & Retirement.

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April 10, 1989

A BILL TO BE ENTITLED

AN ACT TO ALLOW A JUDGE'S OR JUSTICE'S SERVICE AS ASSISTANT  
DISTRICT ATTORNEY TO COUNT FOR PURPOSES OF LONGEVITY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-10(c) reads as rewritten:

"(c) In lieu of merit and other increment raises paid to regular State employees, the Chief Justice and each of the Associate Justices shall receive as longevity pay an annual amount equal to four and eight-tenths percent (4.8%) of the annual salary set forth in the Current Operations Appropriations Act payable monthly after five years of service, nine and six-tenths percent (9.6%) after 10 years of service, fourteen and four-tenths percent (14.4%) after 15 years of service, and nineteen and two-tenths percent (19.2%) after 20 years of service. 'Service' means service as a justice or judge of the General Court of Justice or as a member of the Utilities Commission. Service shall also mean service as a district ~~attorney~~-attorney, an assistant district attorney, or as a clerk of superior court."

Sec. 2. G.S. 7A-18(b) reads as rewritten:

"(b) In lieu of merit and other increment raises paid to regular State employees, a judge of the Court of Appeals shall receive as longevity pay an annual amount equal to four and eight-tenths percent (4.8%) of the annual salary set forth in the Current Operations Appropriations Act payable monthly after five years of service, nine and six-tenths percent (9.6%) after 10 years of service, fourteen and four-tenths percent (14.4%) after 15 years of service, and nineteen and two-tenths percent (19.2%) after 20 years of service. 'Service' means service as a justice or judge of the General Court of Justice or

1 as a member of the Utilities Commission. Service shall also mean service as a district  
2 ~~attorney~~attorney, an assistant district attorney, or as a clerk of superior court."

3 Sec. 3. G.S. 7A-44 reads as rewritten:

4 "(b) In lieu of merit and other increment raises paid to regular State employees, a  
5 judge of the superior court, regular or special, shall receive as longevity pay an annual  
6 amount equal to four and eight-tenths percent (4.8%) of the annual salary set forth in the  
7 Current Operations Appropriations Act payable monthly after five years of service, nine  
8 and six-tenths percent (9.6%) after 10 years of service, fourteen and four-tenths percent  
9 (14.4%) after 15 years of service, and nineteen and two-tenths percent (19.2%) after 20  
10 years of service. 'Service' means service as a justice or judge of the General Court of  
11 Justice or as a member of the Utilities Commission or as director or assistant director of  
12 the Administrative Office of the Courts. Service shall also mean service as a district  
13 ~~attorney~~attorney, an assistant district attorney, or as a clerk of superior court."

14 Sec. 4. G.S. 7A-144(b) reads as rewritten:

15 "(b) Notwithstanding merit, longevity and other increment raises paid to regular  
16 State employees, a judge of the district court shall receive as longevity pay an annual  
17 amount equal to four and eight- tenths percent (4.8%) of the annual salary set forth in  
18 the Current Operations Appropriations Act payable monthly after five years of service,  
19 nine and six-tenths percent (9.6%) after 10 years of service, fourteen and four-tenths  
20 percent (14.4%) after 15 years of service, and nineteen and two-tenths percent (19.2%)  
21 after 20 years of service. 'Service' means service as a justice or judge of the General  
22 Court of Justice or as a member of the Utilities Commission. Service shall also mean  
23 service as a district ~~attorney~~attorney, an assistant district attorney, or as a clerk of  
24 superior court."

25 Sec. 5. There is appropriated from the General Fund to the Judicial  
26 Department the sum of two hundred ninety-one thousand four hundred dollars  
27 (\$291,400) for fiscal year 1989-90 and the sum of three hundred fifty-seven thousand  
28 five hundred dollars (\$357,500) for fiscal year 1990-91 to implement the provisions of  
29 this act.

30 Sec. 6. This act shall become effective July 1, 1989, and applies to longevity  
31 payments due on and after that date.