

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2025

H.B. 1140  
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10593-LRa-192

Short Title: State Employee Bereavement Leave/Up To 40 Hrs. (Public)

Sponsors: Representative Hawkins.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT PROVIDING STATE EMPLOYEES WITH PAID BEREAVEMENT LEAVE OF UP  
3 TO FORTY HOURS ON DEATH OF AN IMMEDIATE FAMILY MEMBER AND EIGHT  
4 HOURS ON DEATH OF A COLLEAGUE AND APPROPRIATING FUNDS FOR THAT  
5 PURPOSE.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.(a)** Effective July 1, 2026, Article 2 of Chapter 126 of the General  
8 Statutes is amended by adding a new section to read:

9 **"§ 126-8.8. Paid bereavement leave.**

10 (a) The following definitions apply in this section:

11 (1) Colleague. – A coworker with whom the employee worked at the employee's  
12 current agency, if the coworker worked for the agency within one year of their  
13 death.

14 (2) Immediate family member. – A spouse, parent, child, sibling, grandparent,  
15 grandchild, or dependent living in the employee's household. The term  
16 includes the step, half, adoptive, foster, in-law, legal ward, and in loco parentis  
17 relationships.

18 (b) The State Human Resources Commission (Commission) shall adopt rules and policies  
19 to provide that a permanent, probationary, or time-limited full-time State employee is granted up  
20 to 40 hours of paid leave following the loss of an immediate family member and up to eight hours  
21 of paid leave to eligible employees for bereavement following the loss of a colleague.

22 (c) The Commission shall adopt rules and policies to provide that a permanent,  
23 probationary, or time-limited part-time State employee shall be granted a prorated amount of  
24 paid bereavement leave on an equitable basis.

25 (d) The rules and policies adopted by the Commission shall include the following  
26 requirements, at a minimum:

27 (1) That an employee requesting paid bereavement leave submit a statement  
28 stating the name and relationship of the deceased.

29 (2) Employees are eligible for paid bereavement leave immediately upon being  
30 hired for any loss that occurs on or after the first day of work with the agency.

31 (3) No annual limit on the number of uses of paid bereavement leave, if the leave  
32 follows the loss of an immediate family member or colleague.

33 (4) The amount of time required to travel to and from and to attend a funeral or  
34 other memorial event of a colleague is allowed, but not to exceed eight hours.  
35 The leave may only be used on the date of the funeral or other memorial event.



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- 1 Employees shall provide documentation of attendance at the memorial event  
2 following use of the leave.
- 3 (5) If an employee transfers from one agency to another agency, and the employee  
4 has any amount of unused paid bereavement leave for which they are eligible,  
5 the employee may use the remainder of the paid bereavement leave for which  
6 they are eligible at that agency.
- 7 (6) Employees must provide documentation of death of an immediate family  
8 member at the time the paid bereavement leave is requested or, if the  
9 documentation is not available at the time of the request, as soon as the  
10 documentation is available. Acceptable documentation may include a death  
11 certificate, obituary, and funeral or memorial event information.
- 12 (7) Paid bereavement leave for an immediate family member must be used within  
13 180 days of the date of death (or discovery of death if circumstances caused  
14 the discovery of the death to be significantly later than the date of death). The  
15 leave may be used as the employee needs and does not have to be used on  
16 consecutive days, subject to approval.
- 17 (8) Any employee who attempts to gain eligibility for paid bereavement leave  
18 through falsification of a familial relationship, falsification of a death,  
19 falsification of supporting documentation, or any other untruthful manner  
20 shall be subject to disciplinary action, up to and including dismissal.
- 21 (e) The paid bereavement leave authorized by this section:
- 22 (1) Is available without exhaustion of the employee's sick and vacation leave and  
23 is awarded in addition to shared leave under G.S. 126-8.3, or other leave  
24 authorized by State or federal law.
- 25 (2) Has no cash value upon termination from employment.
- 26 (3) May not be used for calculating an employee's retirement benefits.
- 27 (4) Shall not be applied to negative leave balances.
- 28 (5) Shall not be donated as shared leave under G.S. 126-8.3.
- 29 (f) The provisions of this section shall apply to employees of State agencies,  
30 departments, and institutions, including The University of North Carolina; to public school  
31 employees; and to community college employees. The appropriate governing board, officer, or  
32 entity shall adopt rules and policies to award paid bereavement leave to employees that are  
33 substantially equivalent to those adopted by the State Human Resources Commission."
- 34 **SECTION 1.(b)** Effective July 1, 2026, G.S. 126-5(c19) reads as rewritten:  
35 "(c19) Notwithstanding any other provision of this Chapter, ~~G.S. 126-8.6 applies~~  
36 G.S. 126-8.6 and G.S. 126-8.8 apply to all State employees, public school employees, and  
37 community college employees. ~~G.S. 126-8.6 does and G.S. 126-8.8 do not~~ apply to employees  
38 described in subdivisions (2) and (3) of subsection (c1) of G.S. 126-5. The legislative and judicial  
39 branches shall adopt parental leave and bereavement leave policies."
- 40 **SECTION 2.** Effective July 1, 2026, there is appropriated from the General Fund to  
41 the Reserve for Compensation Increases the sum of two million dollars (\$2,000,000) for the  
42 2026-2027 fiscal year to fund paid bereavement leave as authorized by this act.
- 43 **SECTION 3.** This act becomes effective July 1, 2026, and applies to requests for  
44 paid bereavement leave for deaths occurring on or after that date.