GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE DRH10782-LR-104B (03/26)

Short Title:	ITS/SPA and Exempt Position Clarifications.	(Public)
Sponsors:	Representatives Harrell and Tolson (Primary Sponsors).	
Referred to:		

A BILL TO BE ENTITLED

AN ACT CLARIFYING THE STATUS OF POSITIONS IN THE OFFICE OF INFORMATION TECHNOLOGY SERVICES AS EXEMPT OR NONEXEMPT UNDER THE STATE PERSONNEL ACT AND RELATING TO THE SELECTION AND APPOINTMENT OF THOSE EMPLOYEES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 126-5(c1) is amended by adding a new subdivision to read:

"(29) Deputy Chief Information Officers, General Counsel, and Chief Financial Officer appointed by the State Chief Information Officer."

SECTION 2. G.S. 147-33.77(a) reads as rewritten:

"(a) The State Chief Information Officer may appoint ~~a~~ one or more Chief Deputy Information ~~Officer.~~ Officers, a General Counsel, and a Chief Financial Officer, each of whom is exempt from the State Personnel Act, except as to Articles 6 and 7 of Chapter 126 of the General Statutes. The salary of ~~the Chief Deputy Information Officer~~ each of these exempt employees shall be set by the State Chief Information Officer. The State Chief Information Officer may ~~appoint all employees, including legal counsel,~~ select all other employees necessary to carry out the powers and duties of the ~~office. These employees~~ office, each of whom shall be subject to the State Personnel ~~Act.~~Act, except any employees designated as policy-making exempt under G.S. 126-5(c)."

SECTION 3. This act is effective when it becomes law.