

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 766

Short Title: Mecklenburg/Amend LEO Def'n.

(Local)

Sponsors: Representatives McMahan; Alexander, Black, Cunningham, Earle, Gulley, Kiser, Rayfield, Saunders, and C. Wilson.

Referred to: Local and Regional Government II, if favorable, Pensions & Retirement.

April 3, 1997

A BILL TO BE ENTITLED

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2 AN ACT TO AMEND THE DEFINITION OF LAW ENFORCEMENT OFFICER FOR
3 PURPOSES OF ELIGIBILITY FOR BENEFITS UNDER THE LOCAL
4 GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM IN MECKLENBURG
5 COUNTY.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 128-21(11b) reads as rewritten:

8 "(11b)'Law Enforcement Officer' means a full-time paid employee of an
9 ~~employer who is actively serving in a position with assigned primary~~
10 ~~duties and responsibilities for prevention and detection of crime or for~~
11 ~~the general enforcement of the criminal laws of the State or for serving~~
12 ~~civil processes, and who possesses the power of arrest by virtue of an~~
13 ~~oath administered under the authority of the State.~~ employer, who
14 possesses the power of arrest, who has taken the law enforcement oath
15 administered under the authority of the State as prescribed by G.S. 11-
16 11, who is certified under the provisions of Chapter 17E of the General
17 Statutes, and who is employed as a law enforcement officer in a position
18 authorized by the local governing board of the employer."

19 Section 2. G.S. 143-166.50(a)(3) reads as rewritten:

1 "~~Law enforcement~~ Law enforcement officer' means a full-time paid
2 employee of an employer, who is ~~actively serving in a position with~~
3 ~~assigned primary duties and responsibilities for prevention and detection~~
4 ~~of crime or the general enforcement of the criminal laws of the State or~~
5 ~~serving civil processes, and who possesses the power of arrest by virtue~~
6 ~~of an oath administered under the authority of the State.~~ possesses the
7 power of arrest, who has taken the law enforcement oath administered
8 under the authority of the State as prescribed by G.S. 11-11, who is
9 certified under the provisions of Chapter 17E of the General Statutes,
10 and who is employed as a law enforcement officer in a position
11 authorized by the local governing board of the employer."

12 Section 3. This act applies only to Mecklenburg County.

13 Section 4. This act becomes effective July 1, 1997, and applies to employees
14 of Mecklenburg County enrolled in the Local Governmental Employees' Retirement
15 System on or after that date.