

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 577

Short Title: Clerks' Salary in Budget Act.

(Public)

Sponsors: Senator Jordan.

Referred to: Appropriations/Base Budget.

March 29, 1999

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE SALARY OF CLERKS OF COURT TO BE PUBLISHED IN THE CURRENT OPERATIONS APPROPRIATIONS ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-101 reads as rewritten:

"§ 7A-101. Compensation.

(a) The clerk of superior court is a full-time employee of the State and shall receive an annual salary, payable in equal monthly installments, based on the population of the county as determined in subsection (a1) of this section, according to the following schedule:

Population	Annual Salary
Less than 100,000	100,000
100,000 to 149,999	149,999
150,000 to 249,999	249,999
250,000 and above	above

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2 The salary schedule in this subsection is intended to represent the following  
3 percentage of the salary of a chief district court judge:  
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5 Population	Annual Salary
6 Less than 100,000	73%
7 100,000 to 149,999	82%
8 150,000 to 249,999	91%
9 250,000 and above	100%.

10  
11 When a county changes from one population group to another, the salary of the clerk  
12 shall be changed, on July 1 of the fiscal year for which the change is reported, to the  
13 salary appropriate for the new population group, except that the salary of an incumbent  
14 clerk shall not be decreased by any change in population group during his continuance in  
15 office. the annual salary set by the General Assembly in the Current Operations  
16 Appropriations Act.

17 (a1) For purposes of subsection (a) of this section, the population of a county for  
18 any fiscal year shall be the population for the beginning of that fiscal year as reported by  
19 the Office of State Planning to the Administrative Office of the Courts prior to the  
20 beginning of that fiscal year.

21 (b) The clerk shall receive no fees or commission by virtue of his office. The  
22 salary set forth in ~~this section~~ the Current Operations Appropriations Act is the clerk's sole  
23 official compensation, but if, on June 30, 1975, the salary of a particular clerk, by reason  
24 of previous but no longer authorized merit increments, is higher than that set forth in the  
25 ~~table, Current Operations Appropriations Act,~~ that higher salary shall not be reduced  
26 during his continuance in office.

27 (c) In lieu of merit and other increment raises paid to regular State employees, a  
28 clerk of superior court shall receive as longevity pay an amount equal to four and eight-  
29 tenths percent (4.8%) of the clerk's annual salary payable monthly after five years of  
30 service, nine and six-tenths percent (9.6%) after 10 years of service, fourteen and four-  
31 tenths percent (14.4%) after 15 years of service, and nineteen and two-tenths percent  
32 (19.2%) after 20 years of service. Service shall mean service in the elective position of  
33 clerk of superior court, as an assistant clerk of court and as a supervisor of clerks of  
34 superior court with the Administrative Office of the Courts and shall not include service  
35 as a deputy or acting clerk. Service shall also mean service as a justice or judge of the  
36 General Court of Justice or as a district attorney."

37 Section 2. This act becomes effective July 1, 1999.