

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE BILL 929

Short Title: Public Safety Officers' Right to Organize. (Public)

Sponsors: Representatives Ross; Coleman, Faison, and Weiss.

Referred to: Rules, Calendar, and Operations of the House.

March 28, 2005

1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE LABOR LAWS OF NORTH CAROLINA TO ALLOW
3 PUBLIC SAFETY OFFICERS EMPLOYED BY THE STATE OR ITS
4 POLITICAL SUBDIVISIONS TO ORGANIZE FOR THE PURPOSE OF
5 COLLECTIVE BARGAINING.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 95-98 reads as rewritten:

8 "§ 95-98. **Contracts between units of government and labor unions, trade unions**
9 **or labor organizations concerning public employees declared to be**
10 **illegal, ~~illegal~~; exception.**

11 (a) Any General Prohibition. – Except as provided by subsection (b) of this
12 section, any agreement, or contract, between the governing authority of any city, town,
13 county, or other municipality, or between any agency, unit, or instrumentality thereof,
14 or between any agency, instrumentality, or institution of the State of North Carolina,
15 and any labor union, trade union, or labor organization, as bargaining agent for any
16 public employees of such city, town, county or other municipality, or agency or
17 instrumentality of government, is hereby declared to be against the public policy of the
18 State, illegal, unlawful, void and of no effect.

19 (b) Exception. – An agreement, or contract, between the governing authority of
20 any city, town, county, or other municipality, or between any agency, unit, or
21 instrumentality thereof, or between any agency, instrumentality, or institution of the
22 State of North Carolina, and any labor organization representing public safety officers
23 as bargaining agent is lawful, valid, and not against the public policy of this State.

24 (c) The following definitions apply in this section:

25 (1) Labor organization. – An organization composed in whole or in part of
26 employees, in which employees participate, and which represents the
27 employees before public safety agencies concerning grievances,
28 conditions of employment, and related matters.

1 (2) Public safety officer. – An employee of a public safety agency who is
2 a law enforcement officer, a firefighter, or emergency medical services
3 personnel. The term does not include supervisory personnel."

4 **SECTION 2.** This act is effective when it becomes law.