GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

SENATE BILL 533

Short Title: Require Elimination of Vacant Positions. (Public)
Sponsors: Senators Burgin and Krawiec (Primary Sponsors).
Referred to: Rules and Operations of the Senate

April 6, 2021

A BILL TO BE ENTITLED
AN ACT TO REQUIRE STATE AGENCIES TO ELIMINATE ALL POSITIONS WITHIN
THE AGENCY THAT HAVE BEEN VACANT FOR AT LEAST TWELVE MONTHS.

The General Assembly of North Carolina enacts:

SECTION 1. Article 6 of Chapter 143C of the General Statutes is amended by adding
a new section to read:

"§ 143C-6-6.1. Elimination of vacant positions.
(a) Prohibition. – Notwithstanding any provision of law to the contrary, State agencies
may only eliminate vacant positions, and use the resulting funds in accordance with (i) subsection
(b) of this section or (ii) the Current Operations Appropriations Act.
(b) Elimination. – Beginning October 1, 2021, and occurring annually thereafter, each
State agency, in conjunction with the Office of State Budget and Management, shall eliminate
all positions within the agency that have been vacant for at least 12 months. Half of the total
amount of funds resulting from each elimination required under this section shall remain
unexpended until appropriated by the General Assembly. The remaining funds may be used in
accordance with applicable State law by the State agency from which the positions were
eliminated.
(c) Report. – No later than 15 days from the date positions are eliminated under
subsection (a) of this section, the Office of State Budget and Management shall submit a report
to the Joint Legislative Commission on Governmental Operations and the Fiscal Research
Division detailing the positions eliminated. The information shall be grouped by agency and fund
code, and shall specify the position number, title, salary, and funding source for each position
eliminated."

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