

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 429

Short Title: Charlotte Civil Service Board.

(Local)

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Sponsors: Senators Odom; Dannelly, Rucho, and Winner.

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Referred to: State Government, Local Government, and Personnel.

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March 19, 1997

A BILL TO BE ENTITLED

1 AN ACT CLARIFYING LANGUAGE CONCERNING ATTENDANCE AND  
2 PARTICIPATION OF ALTERNATES ON THE CHARLOTTE CIVIL SERVICE  
3 BOARD.  
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5 The General Assembly of North Carolina enacts:

6 Section 1. The first six sentences of Section 4.61 of the Charter of the City of  
7 Charlotte, being Chapter 713 of the 1965 Session Laws, as rewritten by Chapter 623 of  
8 the 1995 Session Laws, reads as rewritten:

9 "Sec. 4.61. There is hereby continued a Civil Service Board for the City of Charlotte,  
10 to consist of five ~~members,~~ members and two alternates; three members and one alternate  
11 to be appointed by the City Council and two members and one alternate to be appointed  
12 by the Mayor. Each member shall serve for a term of three (3) years. In case of a vacancy  
13 on the Board, the City Council or the Mayor, as the case may be, shall fill such vacancy  
14 for the unexpired term of said member. For the purposes of establishing a quorum of the  
15 Board, any combination of Board members and alternates totaling three shall constitute a  
16 quorum. All board members and alternates shall attend regular meetings for the purposes  
17 of meeting attendance policy and familiarity with Board business and procedures.  
18 Alternates shall attend hearings when needed due to scheduling conflicts of regular Board  
19 members and shall vote only when serving in the absence of a regular Board member.  
20 Attendance at meetings and continued service on the Board shall be governed by the

1 attendance policies established by the City Council. Vacancies resulting from a member's  
2 failure to attend the required number of meetings or hearings shall be filled as provided  
3 herein."

4 Section 2. Section 4.61(7)c. of the Charter of the City of Charlotte, being  
5 Chapter 713 of the 1965 Session Laws, as enacted by Chapter 449 of the 1979 Session  
6 Laws, reads as rewritten:

7 "c. Appeal hearings. Upon receipt of a citation for termination from either Chief or  
8 upon receipt of notice of appeal for a suspension from any Civil Service covered police  
9 officer or employee of the Fire or Police Department, or firefighter, the Board shall hold a  
10 hearing not less than 15 days nor more than 30 days from the date the notice of appeal, or  
11 the citation, is received by the Board, and shall promptly notify the officer of the hearing  
12 date. Termination hearings shall be held with a panel of five made up of any combination  
13 of available members or alternates, and suspension hearings shall be held with a panel of  
14 three made up of any combination of available members or alternates. In the event an  
15 officer desires a hearing at a date other than that set by the Board within the period set  
16 forth above, such officer may file a written request for a change of hearing date setting  
17 forth the reasons for such request, and the Chairman of the Board is empowered to  
18 approve or disapprove such request; provided, that such request must be received by the  
19 Board at least seven days prior to the date set for the hearing. For good cause, the  
20 Chairman of the Board may set a hearing date other than within the period set forth  
21 above, or may continue the hearing from time to time."

22 Section 2. This act is effective when it becomes law.