

NORTH CAROLINA GENERAL ASSEMBLY

LEGISLATIVE FISCAL NOTE

BILL NUMBER: House Bill 900

SHORT TITLE: No School Employee Political Action

SPONSOR(S): Committee Substitute

FISCAL IMPACT: **Expenditures:** Increase () Decrease ()
 Revenues: Increase () Decrease ()
 No Impact (X)
 No Estimate Available ()

FUND AFFECTED: **General Fund (X)** **Highway Fund ()** **Local Fund ()**
 Other Funds ()

BILL SUMMARY:

House committee substitute replaces 1st edition. Changes title and completely rewrites act to define the appropriate political activity of public school employees. States generally that public school employees retain all the rights and obligations they possess as citizens under the Constitutions and laws of North Carolina and the United States. Prohibits public school employees from taking any active part in managing a campaign for political office or otherwise engaging in political activity (including using State funds, supplies, or vehicles to secure support for or oppose any candidate, party or issue in an election) while on duty or within any period of time during which the employee is expected to and is actually performing assigned job duties for which he or she receives compensation from the State. Specifies that when public school employees are not on active duty they may not have their rights to engage in political activity as individual citizens (including the right to seek or run for public office) interfered with by a local board of education, superintendent, principal or other school employee. Requires persons found guilty of the willful violation of this law to reimburse the local school administrative unit at the rate of \$.29 per mile for the use of any vehicles, \$.25 per page for any copies made, and for the actual cost of any supplies. Also assesses a civil penalty of up to \$500 which is to be credited to General Fund.

EFFECTIVE DATE: December 1, 1995

PRINCIPAL DEPARTMENT(S)/PROGRAM(S) AFFECTED: State Board of Education and local school boards.

FISCAL IMPACT

FY FY FY FY
FY

EXPENDITURES
TOTAL EXPENDITURES
 STATE FUNDS
 FEDERAL FUNDS
 LOCAL FUNDS
 OTHER FUNDS
RECEIPTS/FEES

POSITIONS:

ASSUMPTIONS AND METHODOLOGY: The Administrative Office of the Courts anticipates no significant impact on the judicial branch, since relatively few cases would be filed under the proposed law.

SOURCES OF DATA: Administrative Office of the Court

TECHNICAL CONSIDERATIONS:

FISCAL RESEARCH DIVISION
733-4910

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DATE: July 17, 1995



Signed Copy Located in the NCGA Principal Clerk's Offices