

25 NCAC 01C .0405 is amended with changes as published in 36:02 NCR 119 as follows:

25 NCAC 01C .0405 TEMPORARY APPOINTMENT

(a) A temporary appointment is an appointment ~~for a limited term to a permanent or temporary position, to fill a~~  
workforce need for a limited period of time. Temporary employees may not be used to permanently expand the  
workforce beyond authorized levels. Temporary appointments shall not to exceed 12-11 consecutive months, subject  
to the following exemptions:

- (1) ~~Full-time Students, [students]students, shall be exempt from the 12 months maximum limit.~~  
"Students" include those defined as those undergraduate students taking at least 12 semester-credit  
hours or graduate students taking at least nine semester-9 credit hours;
- (2) Retired employees,[employees] defined as those individuals drawing a retirement income or  
Social Security benefits may have temporary appointments for more than 12 months if and he or  
she signs having signed a statement that he or she is they are not available for, nor seekingseeking,  
permanent employment,employment; "Retired employees" include those drawing a retirement  
income or social security benefits.
- (3) Inmates that are on a work-release [program.]program;
- (4) [Interns]Interns, defined as those students [who]who, regardless of the number of credit  
[hours,]hours [enrolled]enrolled, work to gain occupational experience for a [short]period of  
[time,] time not to exceed three [months.]months; and
- (5) [Externs]Externs, defined as those students [who]who, regardless of the number of credit  
[hours,]hours [enrolled]enrolled, are employed as part of a written agreement between the State  
and an academic institution [by]through which the student is paid and earns course credit.

(b) Employees with a temporary appointment shall not earn or accrue ~~leave, leave~~ or receive total stateState service  
credit, retirement credit, severance pay, or priority reemployment consideration.

(c) This Rule applies to all [temporaries]temporary employees employed by the [state.]State.

*History Note: Authority G.S. 126-4; 126-4(5); 126-4(6); 126-4(7a); 126-4(19);*

*Eff. February 1, 1976;*

*Amended Eff. August 1, 1995; November 1, 1991; December 1, 1978;*

*Readopted Eff. April 1, 2016-2016;*

*Amended Eff. December 1, 2021.*

**Permanent Repeal for Publication in the NCAC**

1   **25 NCAC 01C .0407** is repealed as published in 36:02 NCR 120 **as follows:**

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4   **25 NCAC 01C .0407       TEMPORARY PART-TIME APPOINTMENT**

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6   *Authority G.S. 126-4;*

7   *Eff. February 1, 1976;*

8   *Amended Eff. August 1, 1995; November 1, 1991; December 1, 1978;*

9   *Readopted Eff. April 1, ~~2016-2016~~;*

10   *Repealed Eff. December 1, 2021.*