

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 286
Manufacturing and Labor Committee Substitute Adopted 5/9/91

Short Title: Industrial Comm'n. Chair Duties.

(Public)

Sponsors:

Referred to:

March 26, 1991

A BILL TO BE ENTITLED

AN ACT TO SPECIFY CERTAIN DUTIES OF THE CHAIRMAN OF THE INDUSTRIAL COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-77 reads as rewritten:

"§ 97-77. North Carolina Industrial Commission created; members appointed by Governor; terms of office; chairman.

(a) There is hereby created a commission to be known as the North Carolina Industrial Commission, consisting of three commissioners who shall devote their entire time to the duties of the Commission. The Governor shall appoint the members of the Commission, one for a term of two years, one for a term of four years, and one for a term of six years. Upon the expiration of each term as above mentioned, the Governor shall appoint a successor for a term of six years, and thereafter the term of office of each commissioner shall be six years. Not more than one appointee shall be a person who, on account of his previous vocation, employment or affiliations, can be classed as a representative of employers, and not more than one appointee shall be a person who, on account of his previous vocation, employment or affiliations, can be classed as a representative of employees.

(b) One member, to be designated by the Governor, shall act as chairman. The chairman shall be the chief judicial officer of the Industrial Commission. The Chairman shall also be the chief executive officer of the Industrial Commission. Notwithstanding the provisions of this Chapter, the chairman shall have such authority as is necessary to direct and oversee the Commission. The chairman may delegate any duties and

1 responsibilities as may be deemed necessary to ensure the proper management of the
2 Industrial Commission. Notwithstanding the provisions of this Chapter, Chapter 143A,
3 and Chapter 143B of the General Statutes, the chairman, with the approval of a majority
4 of the commissioners, shall have the authority to hire or fire personnel or transfer
5 personnel within the Commission.

6 The governor may designate one vice-chairman from the remaining two
7 commissioners. The vice-chairman shall assume the authority herein set forth for the
8 chairman upon request of the chairman or in the absence of the chairman for a period of
9 24 hours or more. Such authority so delegated shall be relinquished by the vice-
10 chairman immediately upon the return of the chairman or at the chairman's request."

11 Section 2. This act is effective upon ratification.