

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 468

Short Title: Direct Control of County Boards.

(Public)

Sponsors: Senators Little, Odom, Lucas, Hartsell, East, Cochrane, Foxx, Shaw, Carrington, Clark, McDaniel, Ledbetter, Hobbs, Kerr, Blackmon, Martin of Pitt, Hoyle, Kincaid, Carpenter, Davis, and Allran.

Referred to: Judiciary II/Election Laws

March 23, 1995

A BILL TO BE ENTITLED

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2 AN ACT TO PROVIDE THAT THE BOARD OF COMMISSIONERS OF ANY
3 COUNTY HAVING A COUNTY MANAGER MAY ASSUME DIRECT
4 CONTROL OF ANY ACTIVITIES THERETOFORE CONDUCTED BY OR
5 THROUGH ANY COMMISSION, BOARD, OR AGENCY APPOINTED BY THE
6 COUNTY COMMISSIONERS OR ACTING UNDER AND PURSUANT TO
7 AUTHORITY OF THE BOARD OF COUNTY COMMISSIONERS.

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 153A-77 reads as rewritten:

10 **"§ 153A-77. Authority of boards of commissioners in certain counties over**
11 **commissions, boards, agencies, etc.**

12 In the exercise of its jurisdiction over commissions, boards and agencies, the board of
13 county commissioners of a county having a county manager pursuant to G.S. 153A-81
14 may assume direct control of any activities theretofore conducted by or through any
15 commission, board or agency by the adoption of a resolution assuming and conferring
16 upon the board of county commissioners all powers, responsibilities and duties of any
17 such commission, board or agency. This section shall apply to the board of health, the
18 social services board, area mental health, mental retardation, and substance abuse board

1 and any other commission, board or agency appointed by the board of county
2 commissioners ~~and/or~~ acting under and pursuant to authority of the board of county
3 commissioners of said county. The board of county commissioners may exercise the
4 power and authority herein conferred only after a public hearing held by said board
5 pursuant to 30 days' notice of said public hearing given in a newspaper having general
6 circulation in said county.

7 The board of county commissioners may also appoint advisory boards, committees,
8 councils and agencies composed of qualified and interested county residents to study,
9 interpret and develop community support and cooperation in activities conducted by or
10 under the authority of the board of county commissioners of said county.

11 ~~This section applies to counties with a population in excess of 425,000."~~

12 Sec. 2. This act is effective upon ratification.