GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2001

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S **SENATE BILL 1433***

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a nonvoting member.

Three persons from the private sector.

Short Title: Independent Government Review Comm./Funds. (Public) Sponsors: Senators Hoyle, Kerr, Moore, Rucho; and Foxx. Referred to: Rules and Operations of the Senate. June 18, 2002 A BILL TO BE ENTITLED ACT INDEPENDENT **GOVERNMENT** AN CREATING THE **REVIEW** COMMISSION AND APPROPRIATING FUNDS FOR THE WORK OF THE COMMISSION. The General Assembly of North Carolina enacts: **SECTION 1.** There is hereby created the Independent Government Review Commission ("Commission"). The purpose of the Commission is to review all activities of State government including, but not limited to, the current funding and appropriateness of government activities. Further, the Commission shall: Review the current organization, budgets, and activities of each State (1) agency or major segment thereof. Review the current organization, budgets, and activities of all boards (2) and commissions that are administered or funded by the State. Review the appropriateness of the State's participation in, and funding (3) of, non-State entities receiving State funds. Review all State property holdings to determine any unused or (4) unnecessary assets. Recommend to the General Assembly any changes in the current (5) organization, funding, or activities of any area of State government. **SECTION 2.(a)** The Commission shall consist of teams for each area of investigation. The Commission teams shall be organized by the Governor and all appointments thereto shall be made by October 1, 2002. Each team shall include: Two members of the General Assembly, including one legislator who (1) is a member of the majority party and one legislator who is member of the party with the next largest number of members. One employee of the Fiscal Research Division staff, who shall serve as

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At least one of the members of the General Assembly must serve on the Appropriations subcommittee appropriate to the area of review. The Fiscal Research staff person must also serve the appropriate Appropriations subcommittee. The private sector members must be recognized leaders and have in-depth knowledge of the specific areas of study. The North Carolina Citizens for Business and Industry will appoint two private sector members for each team and the Governor will appoint one private sector member for each team. The Speaker of the House of Representatives and the President Pro Tempore of the Senate shall each appoint a legislative member to serve pursuant to subdivision (1) of this subsection.

The members of the Commission shall elect cochairs of the Commission from among their members. The cochairs shall serve on the Commission's Executive Committee. Other members of the Executive Committee shall include a representative of each team chosen by the members of the respective teams, the Director of the Fiscal Research Division or the Director's designee, and the Director of the Office of State Budget and Management or the Director's designee.

A majority of the Commission members shall constitute a quorum. Commission members shall receive subsistence, per diem, and travel allowances as provided by G.S. 138-5. The respective appointing authorities shall fill any vacancies. The Commission may contract for consultation services. The Commission may meet in the Legislative Building or the Legislative Office Building upon approval of the Legislative Services Commission. The Commission, while in the discharge of its official duties, may exercise all of the powers provided under the provisions of G.S. 120-19 through G.S. 120-19.4, including the power to request all officers, agents, agencies, and departments of the State to provide any information, data, or documents within their possession, ascertainable from their records, or otherwise available to them, and the power to subpoena witnesses.

The Commission may apply for, accept, and expend gifts, grants, or donations from governmental sources, private entities, or private nonprofit foundations organized for taxation purposes under section 501(c)(3) of the Internal Revenue Code. Notwithstanding G.S. 120-32.02, the Commission is authorized to expend, at its discretion, the funds appropriated by this act to carry out the purposes of the Commission. The Executive Committee shall allocate appropriated funds, and any other available funds, among the various teams.

SECTION 2.(b) Commission teams established under Section 2(a) of this act will be assigned to review each of the following areas:

- (1) Team A:
 - a. Office of the Governor.
 - b. Office of the Lieutenant Governor.
 - c. Office of Information Technology Services.
- d. Office of State Budget and Management.
 - e. Office of the State Controller.
 - f. Office of the State Treasurer.
 - g. Office of the State Auditor.
- h. Department of Administration.

1		i.	Department of Insurance.
2		j.	Office of the Secretary of State.
3		k.	Department of Cultural Resources.
4		1.	Department of Revenue.
5	(2)	Team	
6		a.	Department of Agriculture and Consumer Services.
7		b.	Department of Commerce.
8		c.	Department of Labor.
9		d.	Department of Environment and Natural Resources, specifically
10			including the Division of Forestry.
11	(3)	Team	C:
12		a.	Administrative Office of the Courts.
13		b.	Department of Crime Control and Public Safety.
14		c.	Department of Correction.
15		d.	Department of Justice.
16	(4)	Team	D:
17		a.	Department of Transportation, specifically including the
18			Division of Motor Vehicles.
19	(5)	Team	E:
20		a.	Department of Public Instruction.
21		b.	State Board of Education.
22		c.	Community Colleges Systems Office.
23		d.	The University of North Carolina.
24	(6)	Team	F:
25		a.	Department of Health and Human Services, specifically
26			including each major division.
27	(7)	Team	G:
28		a.	Non-State entities.
29		b.	State Boards and Commissions.
30	(8)	Team	H:
31		a.	State Property.
32	SEC'	TION :	3. The Commission shall issue a report of its findings,
33	recommendatio	ns, and	legislative proposals to the 2005 General Assembly. Interim
34	reports may be	made at	t any time. The Commission shall terminate upon filing its final
35	report.		
36			• There is appropriated from the General Fund to the General
37	Assembly the sum of one million dollars (\$1,000,000) for the 2002-2003 fiscal year to		
38	partially fund the work of the Independent Government Review Commission created in		
39	Section 1 of this act.		
40	SEC'	TION 5	• This act becomes effective July 1, 2002.