

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE BILL 2212  
Committee Substitute Favorable 7/6/06

Short Title: Lottery Oversight Committee.

(Public)

Sponsors:

Referred to:

May 18, 2006

1 A BILL TO BE ENTITLED  
2 AN ACT TO ESTABLISH THE JOINT LEGISLATIVE LOTTERY OVERSIGHT  
3 COMMITTEE, AND TO PROVIDE FOR THE LOTTERY COMMISSION TO  
4 SEND REPORTS TO THAT COMMITTEE.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Chapter 120 of the General Statutes is amended by adding a  
7 new Article to read:

8 "Article 32.

9 "Joint Legislative Lottery Oversight Committee.

10 "§ 120-280. Creation and membership of Joint Legislative Lottery Oversight  
11 Committee.

12 The Joint Legislative Lottery Oversight Committee is established. The Committee  
13 consists of 16 members as follows:

- 14 (1) Five members of the Senate appointed by the President Pro Tempore  
15 of the Senate.  
16 (2) Three public members, two of whom are public school educators but  
17 not school administrators, and one of whom is a member of a county  
18 board of commissioners, appointed by the President Pro Tempore of  
19 the Senate.  
20 (3) Five members of the House of Representatives appointed by the  
21 Speaker of the House of Representatives.  
22 (4) Three public members who are public school educators, one of whom  
23 is not a school administrator and two of whom are school  
24 administrators, appointed by the Speaker of the House of  
25 Representatives.

26 Terms on the Committee are for two years and begin on the convening of the  
27 General Assembly in each odd-numbered year, except that the terms of the initial  
28 members begin upon appointment and upon convening of the 2007 Regular Session of  
29 the General Assembly. Members of the General Assembly may complete a term of

1 service on the Committee even if they do not seek reelection or are not reelected to the  
2 General Assembly, but resignation or removal from service in the General Assembly  
3 constitutes resignation or removal from service on the Committee.

4 A member continues to serve until his successor is appointed. A vacancy shall be  
5 filled within 30 days by the officer who made the original appointment.

6 **"§ 120-281. Purpose and powers of Committee.**

7 (a) The Joint Legislative Lottery Oversight Committee:

8 (1) Shall study ways to ensure that the purposes for which the North  
9 Carolina Lottery was established are being met and that the net  
10 proceeds from the Lottery will not be used to supplant education  
11 funding but to provide additional funding for education.

12 (2) Is a permanent oversight committee to monitor the operation of the  
13 Lottery and the budgeting and spending of the Lottery's proceeds, and  
14 to receive and review reports currently required to be sent to the  
15 General Assembly under Chapter 18C of the General Statutes.

16 (3) Shall study any other Lottery matters that the Committee considers  
17 necessary to fulfill its mandate.

18 (4) Shall report within 15 days of convening of each regular session of the  
19 General Assembly on its oversight of the State Lottery.

20 (b) The Committee may make interim reports to the General Assembly on  
21 matters for which it may report to a regular session of the General Assembly. A report  
22 to the General Assembly may contain any legislation needed to implement a  
23 recommendation of the Committee.

24 **"§ 120-282. Organization of Committee.**

25 (a) The President Pro Tempore of the Senate and the Speaker of the House of  
26 Representatives shall each designate a cochair of the Joint Legislative Lottery Oversight  
27 Committee. The Committee shall meet at least once a quarter and may meet at other  
28 times upon the joint call of the cochairs. The Committee may meet at various locations  
29 around the State to promote greater public participation in its deliberations.

30 (b) A quorum of the Committee is nine members. No action may be taken except  
31 by a majority vote at a meeting at which a quorum is present. While in the discharge of  
32 its official duties, the Committee has the powers of a joint committee under G.S. 120-19  
33 and G.S. 120-19.1 through G.S. 120-19.4.

34 (c) Members of the Committee shall receive per diem, subsistence, and travel  
35 allowance as provided in G.S. 120-3.1, 138-5, or 138-6, as appropriate. The Committee  
36 may contract for consultants or hire employees in accordance with G.S. 120-32.02. The  
37 Legislative Services Commission, through the Legislative Services Officer, shall assign  
38 professional staff to assist the Committee in its work. Upon the direction of the  
39 Legislative Services Commission, the Supervisors of Clerks of the Senate and of the  
40 House of Representatives shall assign clerical staff to the Committee. The expenses for  
41 clerical employees shall be borne by the Committee.

42 **"§ 120-283. Additional powers.**

43 The Joint Legislative Lottery Oversight Committee, while in discharge of official  
44 duties, shall have access to any paper or document and may compel the attendance of

1 any State official or employee before the Committee or secure any evidence under  
2 G.S. 120.19. In addition, G.S. 120-19.1 through G.S. 120-19.4 shall apply to the  
3 proceedings of the Committee as if it were a joint committee of the General Assembly."

4 **SECTION 2.** G.S. 18C-115 reads as rewritten:

5 "**§ 18C-115. Reports.**

6 The Commission shall send quarterly and annual reports on the operations of the  
7 Commission to the Governor, State Treasurer, the Joint Legislative Lottery Oversight  
8 Committee, and to the General Assembly. The reports shall include complete statements  
9 of lottery revenues, prize disbursements, expenses, net revenues, and all other financial  
10 transactions involving lottery funds, including the occurrence of any audit."

11 **SECTION 3.** Of the funds appropriated to the General Assembly for the  
12 2006-2007 fiscal year, the sum of fifty thousand dollars (\$50,000) shall be used to  
13 support the Joint Legislative Lottery Oversight Committee.

14 **SECTION 4.** This act becomes effective July 1, 2006.