

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 1724
House Committee Substitute Favorable 7/16/94

Short Title: Senate Appointments.

(Public)

Sponsors:

Referred to:

July 1, 1994

1 A BILL TO BE ENTITLED
2 AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE
3 RECOMMENDATION OF THE PRESIDENT AND PRESIDENT PRO
4 TEMPORE OF THE SENATE AND TO MAKE TECHNICAL CHANGES
5 CONCERNING APPOINTMENTS.

6 Whereas, G.S. 120-121 authorizes the General Assembly to make certain
7 appointments to public offices upon the recommendation of the President of the Senate
8 or the President Pro Tempore of the Senate; and

9 Whereas, the President of the Senate and the President Pro Tempore of the
10 Senate have made recommendations; Now, therefore,
11 The General Assembly of North Carolina enacts:

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PART 1. PRESIDENT OF THE SENATE

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Section 1. Susan B. Roderick of Buncombe County is appointed to the Board of Directors of the Western North Carolina Arboretum for a term expiring June 30, 1998.

Sec. 2. Debi Harrill of Cleveland County and Diana J. Wilson of Chowan County are appointed to the Child-Day Care Commission for a term expiring June 30, 1996. Debi Harrill is a categorical appointment for a person affiliated with a for-profit child day care center. Diana J. Wilson is a categorical appointment for a person affiliated with a nonprofit center or home.

1 Sec. 3. Kim Dove of Wake County is appointed to the North Carolina Board
2 of Dietetics/Nutrition for a term expiring June 30, 1997. This is a categorical
3 appointment for a licensed dietitian/nutritionist.

4 Sec. 4. Regina L. Hopkins of Lenoir County is appointed to the Low-Level
5 Radioactive Waste Management Authority for a term ending June 30, 1998.

6 Sec. 5. James Vann of Person County is appointed to the Board of Trustees
7 of the Teachers' and State Employees' Comprehensive Major Medical Plan for a term
8 ending June 30, 1996.

9 Sec. 6. Kathy Barger of Pitt County is appointed to the North Carolina
10 Medical Database Commission for a term ending June 30, 1997. This is a categorical
11 appointment for a hospital administrator.

12 Sec. 7. Ken Haigler of Pitt County is appointed to the North Carolina State
13 Ports Authority for a term ending June 30, 1996.

14 Sec. 8. Sherman Guillyard of Bladen County is appointed to the Private
15 Protective Services Board for a term ending June 30, 1997.

16 Sec. 9. Teresa Smallwood of Bertie County and Vernice B. Howard of
17 Hertford County are appointed to the Rules Review Commission for terms ending June
18 30, 1996.

19 Sec. 10. John Talbot Johnson of Moore County is appointed to the State
20 Building Commission for a term ending June 30, 1997.

21 Sec. 11. Wayne Pollock of Durham County is appointed to the State Board of
22 Therapeutic Recreation Certification Board for a term ending June 30, 1995. This is a
23 categorical appointment for a recreation therapist.

24 Sec. 12. Lula Herring of Pender County is appointed to the State Board of
25 Therapeutic Recreation Certification Board for a term ending June 30, 1997. This is a
26 categorical appointment for a public member to the Board.

27 28 **PART 2. PRESIDENT PRO TEMPORE OF THE SENATE**

29 Sec. 13. Senators Beverly Perdue of Craven County and J. Richard Conder of
30 Richmond County are appointed to the North Carolina Travel and Tourism Board for
31 terms beginning on January 1, 1995, and expiring on December 31, 1996. Ward Barnett
32 of Dare County and Barry Higgs of Swain County are appointed to the North Carolina
33 Travel and Tourism Board for terms beginning on January 1, 1995, and expiring on
34 December 31, 1996.

35 Sec. 14. Judy Seamon of Carteret County and Barbara Morris of Harnett
36 County are appointed to the Board of Directors of the North Carolina Center for
37 Nursing for terms expiring June 30, 1997.

38 Sec. 14.1. Jim Eaton of Davie County, Thomas Mehder of Mecklenburg
39 County, Craig W. Morehead of Wake County, Bill Weatherspoon of Wake County, and
40 James T. Fain of Wake County are appointed to the North Carolina Petroleum
41 Underground Storage Tank Funds Council for terms expiring June 30, 1995.

42 Sec. 14.2. Lee Fowlkes of Caswell County, Robert Stipe of Orange County,
43 and Frank Block of New Hanover County are appointed to the Capitol Preservation
44 Commission for terms expiring June 30, 1996.

1 Sec. 14.3. Dr. H. A. Phillips of Duplin County and Russell M. Hull, Jr. of
2 Pasquotank County are appointed to the Wildlife Resources Commission for terms
3 expiring April 24, 1995.

4 Sec. 14.4. Dr. Fred Glaser of Pitt County is appointed to the North Carolina
5 Substance Abuse Professionals Certification Board for a term expiring June 30, 1997.

6 Sec. 15. Unless otherwise specified, all appointments made by this act are for
7 terms to begin upon ratification.

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PART 3. APPOINTMENT CORRECTIONS

10 Sec. 15.1. G.S. 143B-434(b) reads as rewritten:

11 "(b) Membership. – The Economic Development Board shall consist of 36
12 members. The Secretary of Commerce shall serve ex officio as a member and as the
13 secretary of the Economic Development Board. Four members of the House of
14 Representatives appointed by the Speaker of the House of Representatives, four
15 members of the Senate appointed by the President Pro Tempore of the Senate, the
16 President of The University of North Carolina, or designee, the President of the North
17 Carolina Community College System, or designee, the Secretary of State, and the
18 ~~Lieutenant Governor, President of the Senate (or the designee of the President of the~~
19 ~~Senate),~~ shall serve as members of the Board. The Governor shall appoint the
20 remaining 23 members of the Board, provided that effective with the terms beginning
21 July 1, 1997, one of those appointees shall be a representative of a nonprofit
22 organization involved in economic development and two of those appointees shall be
23 county economic development representatives. The Governor shall designate a chair
24 and a vice-chair from among the members of the Board. Appointments to the Board
25 made by the Governor for terms beginning July 1, 1997, and appointments to the Board
26 made by the Speaker of the House of Representatives and the President Pro Tempore of
27 the Senate for terms beginning July 9, 1993, should reflect the ethnic and gender
28 diversity of the State as nearly as practical.

29 The initial appointments to the Board shall be for terms beginning on July 9, 1993.
30 Of the initial appointments made by the Governor, the terms shall expire July 1, 1997.
31 Of the initial appointments made by the Speaker of the House of Representatives and
32 by the President Pro Tempore of the Senate two appointments of each shall be
33 designated to expire on July 1, 1995; the remaining terms shall expire July 1, 1997.
34 Thereafter, all appointments shall be for a term of four years.

35 The appointing officer shall make a replacement appointment to serve for the
36 unexpired term in the case of a vacancy.

37 The members of the Economic Development Board shall receive per diem and
38 necessary travel and subsistence expenses payable to members of State Boards and
39 agencies generally pursuant to G.S. 138-5 and 138-6, as the case may be. The members
40 of the Economic Development Board who are members of the General Assembly shall
41 not receive per diem but shall receive necessary travel and subsistence expenses at rates
42 prescribed by G.S. 120-3.1."

43 Sec. 15.2. (a) G.S. 90-113.32(b), as enacted by Chapter 685 of the Session Laws
44 of 1993, reads as rewritten:

1 "(b) Until the full Board is elected or appointed pursuant to subsection (c) of this
2 section, the Board shall consist of 16 members with one member appointed by the
3 General Assembly upon the recommendation of the Speaker of the House of
4 ~~Representatives, Representatives in accordance with G.S. 120-121,~~ and one member
5 appointed by the General Assembly upon the recommendation of the President Pro
6 ~~Tempore of the Senate. Senate in accordance with G.S. 120-121.~~ The remaining 14 shall
7 be those members of the current North Carolina Substance Abuse Professionals
8 Certification Board, Inc., who have terms that are unexpired as of the effective date of
9 this Article. The initial Board shall appoint an initial Nominating and Elections
10 Committee to fill immediate vacancies on the Board, using the process established in
11 subsection (d) of this section. The election and appointment process of the initial Board
12 shall result in a Board of 19 members by April 1, 1995. As these initial members' terms
13 expire, their successors shall be appointed as described in subsection (c) of this section,
14 until the permanent Board is established, as described in subsection (c) of this section.
15 Time spent as an initial member counts in determining the limitation on consecutive
16 terms prescribed in subsection (e) of this section."

17 (b) G.S. 90-113.32(c)(5), as enacted by Chapter 685 of the Session Laws of
18 1993, reads as rewritten:

19 "(5) One member of the public at large appointed by the General Assembly
20 upon the recommendation of the Speaker of the House of
21 ~~Representatives, Representatives in accordance with G.S. 120-121~~ and
22 one member of the public at large appointed by the General Assembly
23 upon the recommendation of the President Pro Tempore of the Senate.
24 Senate in accordance with G.S. 120-121."

25 Sec. 16. This act is effective upon ratification.