

GENERAL ASSEMBLY OF NORTH CAROLINA
1993 SESSION

CHAPTER 773
SENATE BILL 1724

AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE
RECOMMENDATION OF THE PRESIDENT AND PRESIDENT PRO
TEMPORE OF THE SENATE AND TO MAKE TECHNICAL CHANGES
CONCERNING APPOINTMENTS.

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

Whereas, the President of the Senate and the President Pro Tempore of the Senate have made recommendations; Now, therefore,

The General Assembly of North Carolina enacts:

PART 1. PRESIDENT OF THE SENATE

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.

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

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

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

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

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

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

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

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

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

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

PART 2. PRESIDENT PRO TEMPORE OF THE SENATE

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

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

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

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

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

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

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

PART 3. APPOINTMENT CORRECTIONS

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

"(b) Membership. – The Economic Development Board shall consist of 36 members. The Secretary of Commerce shall serve ex officio as a member and as the secretary of the Economic Development Board. Four members of the House of Representatives appointed by the Speaker of the House of Representatives, four members of the Senate appointed by the President Pro Tempore of the Senate, the

President of The University of North Carolina, or designee, the President of the North Carolina Community College System, or designee, the Secretary of State, and the ~~Lieutenant Governor, President of the Senate (or the designee of the President of the Senate)~~, shall serve as members of the Board. The Governor shall appoint the remaining 23 members of the Board, provided that effective with the terms beginning July 1, 1997, one of those appointees shall be a representative of a nonprofit organization involved in economic development and two of those appointees shall be county economic development representatives. The Governor shall designate a chair and a vice-chair from among the members of the Board. Appointments to the Board made by the Governor for terms beginning July 1, 1997, and appointments to the Board made by the Speaker of the House of Representatives and the President Pro Tempore of the Senate for terms beginning July 9, 1993, should reflect the ethnic and gender diversity of the State as nearly as practical.

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

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

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

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

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

Time spent as an initial member counts in determining the limitation on consecutive terms prescribed in subsection (e) of this section."

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

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

Sec. 16. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 16th day of July, 1994.

Dennis A. Wicker
President of the Senate

Daniel Blue, Jr.
Speaker of the House of Representatives