

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 785  
Second Edition Engrossed 4/20/93  
Appropriations Committee Substitute Adopted 5/24/93

Short Title: SETSC Members/Districts.

(Public)

Sponsors:

Referred to:

April 8, 1993

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA SHERIFFS' EDUCATION AND TRAINING STANDARDS COMMISSION AND TO ESTABLISH TEN DISTRICTS FOR THE APPOINTMENT OF COMMISSION MEMBERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 17E-3 reads as rewritten:

"§ 17E-3. North Carolina Sheriffs' Education and Training Standards Commission established; members; terms; vacancies.

(a) There is hereby established the North Carolina Sheriffs' Education and Training Standards Commission. The Commission shall be composed of ~~16~~17 members as follows:

(1) Sheriffs. —~~Eleven sheriffs~~Twelve sheriffs appointed by the North Carolina Sheriffs' Association, 10 representing each of the Congressional districts as established and in effect for calendar year 1991, appointed by the North Carolina Sheriffs' Association, Commission Districts established in this section, and two appointed at large, in such manner as shall be prescribed by the Constitution or bylaws of such Association.

(2) Appointees of the General Assembly. – One person appointed by the Speaker of the House of Representatives pursuant to Article 16, G.S. 120-121, and one person appointed by the ~~Lieutenant Governor~~

1                    President Pro Tempore of the Senate pursuant to Article 16, G.S. 120-  
2                    121.

3                    (3) County Commissioners. – One county commissioner appointed by the  
4                    Governor as recommended from three nominees from the North  
5                    Carolina Association of County Commissioners.

6                    (4) Others. – The President of the Department of Community Colleges or  
7                    his designee and the Director of the Institute of Government or his  
8                    designee shall be ex officio, nonvoting members of the Commission.

9                    (b) Terms. — ~~Sheriffs representing Congressional Districts 1, 4, 7, and 10 as~~  
10 ~~established and in effect for calendar year 1991, shall be appointed to a term of one~~  
11 ~~year; sheriffs representing Congressional Districts 2, 5, 8, and 11 as established and in~~  
12 ~~effect for calendar year 1991, shall be appointed to a term of two years; sheriffs~~  
13 ~~representing Congressional Districts 3, 6, and 9 as established and in effect for calendar~~  
14 ~~year 1991, shall be appointed to a term of three years. Members shall be appointed for~~  
15 ~~staggered terms. Beginning September 1, 1993, sheriffs representing Commission~~  
16 ~~Districts 1, 4, 7, and 9 shall be appointed to three-year terms; sheriffs representing~~  
17 ~~Commission Districts 2, 5, 8, and 10 shall be appointed to one-year terms; sheriffs~~  
18 ~~representing Commission Districts 3 and 6, and the two at-large sheriffs, shall be~~  
19 ~~appointed to two-year terms.~~ The appointee of the House of Representatives shall serve  
20 a term of two years. The appointee of the Senate shall serve a term of two years. The  
21 county commissioner appointed by the North Carolina Association of County  
22 Commissioners shall serve a term of two years. After the initial terms established herein  
23 have expired, all sheriffs appointed to the Commission shall be appointed to terms of  
24 three years.

25                    If an individual ceases to be a sheriff then his seat on the Commission becomes  
26 vacated upon his ceasing to be qualified to hold that seat. Any individual appointed or  
27 designated to serve on this Commission shall serve until his successor is appointed and  
28 qualified.

29                    (c) Vacancies. – If any vacancy occurs in the membership of the Commission,  
30 the appointing authority shall appoint another person to fill the unexpired term of the  
31 vacating member.

32                    (d) Compensation. – None of the members of the Commission shall receive  
33 compensation for serving on the Commission. However, if the North Carolina  
34 Department of Justice has funds available, then members of the Commission who are  
35 State officers or employees may be reimbursed for their expenses in accordance with  
36 G.S. 138-6; members of the Commission who are full-time salaried public officers or  
37 employees other than State officers or employees may be reimbursed for their expenses  
38 in accordance with G.S. 138-5(b). All other members of the Commission may receive  
39 compensation and reimbursement for expenses in accordance with G.S. 138-5.

40                    (e) Officers. – The chairman shall be elected from among the membership. The  
41 Commission shall select its other officers from among the membership as it deems  
42 necessary. All officers serve for one year, or until successors are qualified.

43                    (f) Removal. – The Commission may remove a member for misfeasance,  
44 malfeasance, nonfeasance or neglect of duty.

1 (g) The Commission has power to adopt its own rules of procedure. The  
2 Commission shall meet no less than four times a year. It shall also meet on the call of  
3 the chairman or vice-chairman, or any four members of the Commission.

4 (h) The Commission may appoint any resident of the State to an adjunct or  
5 special committee created or appointed by it to study or make recommendations or  
6 reports on any subject matter related to its duties or the office of sheriff.

7 (i) The State is divided into 10 Commission Districts established for the  
8 appointment of members of the North Carolina Sheriffs' Education and Training  
9 Standards Commission as follows:

10 District 1: The Counties of Bertie, Camden, Chowan, Currituck, Gates, Hertford,  
11 Pasquotank, Perquimans, Tyrrell, and Washington.

12 District 2: The Counties of Caswell, Edgecombe, Franklin, Granville, Halifax,  
13 Nash, Northampton, Person, Vance, and Warren.

14 District 3: The Counties of Beaufort, Craven, Dare, Duplin, Hyde, Jones, Lenoir,  
15 Martin, Pamlico, and Pitt.

16 District 4: The Counties of Chatham, Durham, Greene, Harnett, Johnston, Lee,  
17 Orange, Wake, Wayne, and Wilson.

18 District 5: The Counties of Alleghany, Alexander, Ashe, Catawba, Gaston, Lincoln,  
19 Surry, Watauga, Wilkes, and Yadkin.

20 District 6: The Counties of Alamance, Davidson, Davie, Forsyth, Guilford, Iredell,  
21 Randolph, Rockingham, Rowan, and Stokes.

22 District 7: The Counties of Bladen, Brunswick, Carteret, Columbus, Cumberland,  
23 New Hanover, Onslow, Pender, Robeson, and Sampson.

24 District 8: The Counties of Anson, Cabarrus, Hoke, Mecklenburg, Montgomery,  
25 Moore, Richmond, Scotland, Stanly, and Union.

26 District 9: The Counties of Avery, Burke, Caldwell, Cleveland, Madison,  
27 McDowell, Mitchell, Polk, Rutherford, and Yancey.

28 District 10: The Counties of Buncombe, Cherokee, Clay, Graham, Haywood,  
29 Henderson, Jackson, Macon, Swain, and Transylvania."

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