

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 897
Judiciary I Committee Substitute Adopted 4/11/05

Short Title: Restructure Parole Commission.

(Public)

Sponsors:

Referred to:

March 23, 2005

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE TERMS OF THE MEMBERS OF THE POST-RELEASE SUPERVISION AND PAROLE COMMISSION SERVING ON JUNE 30, 2005, SHALL EXPIRE ON THAT DATE; AND TO RESTRUCTURE THE COMMISSION TO CONSIST OF ONE FULL-TIME MEMBER AND TWO HALF-TIME MEMBERS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143B-267 reads as rewritten:

"§ 143B-267. Post-Release Supervision and Parole Commission – members; selection; removal; chairman; compensation; quorum; services.

~~The~~Effective July 1, 2005, the Post-Release Supervision and Parole Commission shall consist of ~~three~~one full-time ~~members~~member and ~~two~~ half-time ~~members~~. The three ~~full-time~~ members shall be appointed by the Governor from persons whose recognized ability, training, experience, and character qualify them for service on the Commission. The terms of office of ~~the five members presently~~any member serving on the Commission on June 30, 2005, shall expire on ~~July 31, 1999~~that date. ~~The term of one of the members appointed effective August 1, 1999, shall be for one year. The term of one of the members appointed effective August 1, 1999, shall be for two years. The term of one of the members appointed effective August 1, 1999, shall be for three years.~~ ~~Thereafter,~~ The terms of office of persons appointed by the Governor as members of the Commission shall be for four years or until their successors are appointed and qualify. Any appointment to fill a vacancy on the Commission created by the resignation, removal, death or disability of a ~~full-time~~ member shall be for the balance of the unexpired term only.

The Governor shall have the authority to remove any member of the Commission from office for misfeasance, malfeasance or nonfeasance, pursuant to the provisions of G.S. 143B-13. The Governor shall designate a ~~full-time~~ member of the Commission to serve as ~~chairman~~chair of the Commission at the pleasure of the Governor.

1 The granting, denying, revoking, or rescinding of parole, the authorization of
2 work-release privileges to a prisoner, or any other matters of business coming before the
3 Commission for consideration and action shall be decided by majority vote of the full
4 Commission.

5 The ~~full-time~~ members of the Commission shall receive the salary fixed by the
6 General Assembly in the Current Operations Appropriations Act and shall receive
7 necessary travel and subsistence expenses in accordance with the provisions of
8 G.S. 138-6.

9 All clerical and other services required by the Commission shall be supplied by the
10 Secretary of Correction."

11 **SECTION 2.** This act becomes effective June 30, 2005.