

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 1025
HOUSE BILL 331

AN ACT TO PROVIDE A GOVERNANCE STRUCTURE FOR THE DEPARTMENT
OF PUBLIC EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-12(3) and (4) are repealed.

Sec. 2. Article 4 of Chapter 115C of the General Statutes is repealed.

Sec. 3. G.S. 115C-12 is amended by adding a new sentence after the first sentence to read:

"The State Board of Education shall establish policy for the system of free public schools, subject to laws enacted by the General Assembly."

Sec. 4. G.S. 115C-19 is amended by adding a new sentence at the end to read:

"The Superintendent of Public Instruction shall administer the policies adopted by the State Board of Education."

Sec. 5. The first sentence of G.S. 115C-21(a)(1) is rewritten to read:

"To organize and establish a Department of Public Instruction which shall include such divisions and departments as are necessary for supervision and administration of the public school system."

Sec. 6. G.S. 115C-21(a)(5) is rewritten to read:

"(5) To have under his direction, in his capacity as the constitutional head of the public school system, all those matters relating to the supervision and administration of the public school system."

Sec. 7. G.S. 115C-21(b)(1) is rewritten to read:

"(1) To administer through the Department of Public Instruction, all policies established by the Board."

Sec. 8. G.S. 115C-21(b)(8) is amended by deleting the words "and the controller".

Sec. 9. G.S. 115C-47(21) is amended by deleting the words "controller of the".

Sec. 10. The first sentence of G.S. 115C-90 is rewritten to read:

"The publishers' sealed bids shall be opened in the presence of two persons designated by the State Board of Education and one person designated by the Superintendent of Public Instruction."

Sec. 11. The fourth sentence of G.S. 115C-275 is amended by deleting the words "and the controller of the State Board of Education".

Sec. 12. G.S. 115C-276(n) is amended by deleting the words "controller of the".

Sec. 13. G.S. 115C-432(d) is amended by deleting the words "Controller of the".

Sec. 14. The seventh sentence of G.S. 115C-447 is amended by deleting the words "Controller of the".

Sec. 15. Except as otherwise provided in this act, Chapter 115C of the General Statutes is amended by deleting the language "controller of the State Board of Education", "Controller of the State Board of Education", "controller", or "Controller", and substituting the language "State Board of Education".

Sec. 16. The Office of the Controller of the State Board of Education is transferred to the Department of Public Instruction. This transfer shall have all of the elements of a Type I transfer, as that term is defined in G.S. 143A-6(a).

Sec. 17. This act shall become effective February 1, 1989.

In the General Assembly read three times and ratified this the 30th day of June, 1988.