

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 779
HOUSE BILL 217

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A COMMISSION TO
ERECT A MONUMENT TO THE VETERANS OF WORLD WAR I, WORLD
WAR II, AND THE KOREAN WAR.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of Chapter 143B of the General Statutes is amended by adding a new Part to read:

Part 29. Veterans' Memorial Commission

"§ 143B-133. **Commission Established.**—(a) There is created within the Department of Cultural Resources the Veterans' Memorial Commission.

(b) The Veterans' Memorial Commission shall consist of 15 members, none of whom shall be members of the North Carolina General Assembly. The appointments shall be made as follows:

- (1) Five persons shall be appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives in accordance with G.S. 120-121.
- (2) Five persons shall be appointed by the General Assembly upon the recommendation of the President of the Senate in accordance with G.S. 120-121.
- (3) Five persons shall be appointed by the Governor.

Vacancies in appointments made by the General Assembly shall be filled in accordance with G.S. 120-122. Other vacancies in appointive terms shall be filled by appointment by the Governor.

(c) The members of the Commission shall serve for the life of the Commission.

(d) The members of the Commission shall receive necessary travel and subsistence expenses in accordance with the provisions of G.S. 138-5.

(e) The majority of the Commission shall constitute a quorum for the transaction of business.

(f) The members of the Commission shall select a chairman and vice-chairman.

(g) The Commission shall meet at least once during each calendar quarter upon the call of the chairman. The initial meeting shall be called by the Secretary of Cultural Resources to be held no later than August 31, 1987.

(h) The Department of Cultural Resources shall provide administrative and support staff to the Commission to assist it in performing its duties.

(i) The Commission shall terminate and this Part expire upon dedication of the monument.

"§ 143B-133.1. Powers of Commission.—(a) The Commission shall cause to be erected on the Capitol Grounds a monument to the veterans of World War I, World War II, and the Korean War.

(b) The Commission may, in its discretion, hire any person or persons to design, construct, and erect the monument, and shall choose its location on the Capitol Grounds, in accordance with the review procedures of the North Carolina Historical Commission as set forth in Chapter 100 of the General Statutes, and without regard to Article 8 of Chapter 143 of the General Statutes, G.S. 143B-373, or G.S. 147-12(12).

(c) Further, when a designer is selected and awarded a contract by the Commission to construct and erect the memorial, the Commission shall so advise, in writing, the Office of State Budget and Management of the total amount of the contract, a schedule of payments to be executed, if required, including any particular conditions upon which final acceptance of the Memorial and payment to the designer shall be made. Upon receipt of this document, the Office of State Budget and Management shall cause disbursements to be made from the Reserve established by Section 3 of Chapter 971, Session Laws of 1983, in accordance with the Commission's contractual obligations."

Sec. 2. There is appropriated from the Reserve for World War I, World War II, Korean War and Vietnam War Memorials established by Section 3 of Chapter 971, Session Laws of 1983, to the Veterans' Memorial Commission for the 1987-88 fiscal year the sum of ten thousand dollars (\$10,000) for expenses of Commission members to implement this act. Funds appropriated by this act remain available until expended.

Sec. 3. This act shall become effective upon ratification.

In the General Assembly read three times and ratified this the 12th day of August, 1987.