

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 822

Short Title: UNC Bd. of Gov. Changes.

(Public)

Sponsors: Senator Daniel.

Referred to: Higher Education.

April 24, 1991

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES IN THE MEMBERSHIP AND TERMS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. G.S. 116-6 reads as rewritten:

"§ 116-6. Election and terms of members of Board of Governors.

(a) As the terms of members of the Board of Governors provided for in G.S. 116-5 expire, their successors shall be elected by the Senate and House of Representatives. Eight members shall be so elected at the regular legislative session in 1987 and 1989, and 16 members shall be so elected at the regular legislative session in 1991 and every two years thereafter.

(b) All terms shall commence on July 1 of odd-numbered years and all members shall serve for eight-year overlapping terms, except that beginning with members elected in ~~1987, 1987~~ until 1993, all members shall serve for four-year overlapping terms. Beginning with members elected in 1993, all members shall serve for six-year overlapping terms.

(c) Beginning with elections in 1989, no person may be elected to:

- (1) More than three full four-year terms in succession;
- (2) A four-year term if preceded immediately by election to two full eight-year terms in succession; or
- (3) A four-year term if preceded immediately by election to an eight-year term and a four year-term in succession.

Beginning with elections in 1993, no person may be elected to:

- (1) More than two full six-year terms in succession;

- 1 (2) A six-year term if preceded immediately by election to two full four-
2 year terms in succession; or
3 (3) A six-year term if preceded immediately by election to an eight-year
4 term and a four-year term in succession.

5 Resignation from a term of office does not constitute a break in service for the purpose
6 of this subsection. Service prior to the beginning of those terms in 1989 shall be
7 included in the limitations.

8 (d) The Senate and House of Representatives, in electing members of the Board
9 of Governors, shall select from a slate of nominees made in each house as provided by
10 resolution of that house. In the event there is more than one individual who is seeking a
11 nomination to the Board of Governors, the slate of nominees shall contain at least two
12 nominees for any vacancy. The Senate and the House of Representatives shall elect one
13 half of the persons necessary to fill the vacancies, with the Senate to hold its election
14 prior to the House of Representatives. In the event that an odd number of members are
15 to be elected, the House of Representatives shall select the additional nominee. In 1973
16 and every four years thereafter through 1989, the Senate shall elect at least one woman
17 and one member of a minority race and the House of Representatives shall elect at least
18 one member of the political party to which the largest minority of the members of the
19 General Assembly belong. In 1975 and every four years thereafter through 1987, the
20 Senate shall elect at least one member of the political party to which the largest minority
21 of the members of the General Assembly belong and the House of Representatives shall
22 elect at least one woman and one member of a minority race. In 1991 and every four
23 years thereafter the Senate shall elect at least two members of the political party to
24 which the largest minority of the members of the General Assembly belong and the
25 House of Representatives shall elect at least two women and two members of a minority
26 race. In 1993 and every four years thereafter the Senate shall elect at least two women
27 and two members of a minority race and the House of Representatives shall elect at
28 least two members of the political party to which the largest minority of the members of
29 the General Assembly belong. In 1989 and biennially thereafter, these elections shall be
30 held during the first 30 legislative days after committee assignments.

31 (e) Of the eight members elected every two years through 1989, at least one shall
32 be a woman, at least one other member shall be a member of a minority race, and at
33 least one other member shall be a member of the political party to which the largest
34 minority of the members of the General Assembly belong. Of the 16 members elected
35 every two years beginning in 1991, at least two shall be women, at least two other
36 members shall be members of a minority race, and at least two other members shall be
37 members of the political party to which the largest minority of the members of the
38 General Assembly belong. In subsequent elections to the Board, the General Assembly
39 shall maintain at least these minimum proportions among the members of the Board.

40 (f) Effective July 1, 1987, and thereafter, any person who has not attained the
41 age of 70 years, and who has served at least one full term as chairman of the Board of
42 Governors shall be a member **emeritus** of the Board of Governors. Members **emeriti**
43 have all the rights and privileges of membership except they do not have a vote."

1 Sec. 2 Chapter 116 of the General Statutes is amended by adding a new
2 section to read:

3 **"§ 116-6.1. Student member of the Board of Governors.**

4 (a) Commencing July 1, 1991, and during his continuance as a student in good
5 standing at a constituent institution of The University of North Carolina, the person
6 serving as president of the University of North Carolina Association of Student
7 Governments (UNCASG) shall serve ex officio as a member of the Board of Governors.
8 This student member shall be in addition to the 32 members elected to the Board of
9 Governors.

10 (b) The student member shall have all the rights and privileges of membership,
11 except that he shall not have a vote.

12 (c) The provisions of G.S. 116-7 shall not apply to the student member."

13 Sec. 3. This act is effective upon ratification.