

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 505
Second Edition Engrossed 5/3/95

Short Title: Local Boards of Health.

(Public)

Sponsors: Senator Kincaid.

Referred to: Judiciary II/Election Laws

March 28, 1995

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE GROUNDS FOR REMOVAL OF A MEMBER OF A
3 LOCAL BOARD OF HEALTH.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 130A-35(g) reads as rewritten:

6 "(g) A member may be removed from office by the county board of commissioners
7 ~~for cause.~~ for:

- 8 (1) Commission of a felony or other crime involving moral turpitude;
9 (2) Violation of a State law or a written policy adopted by the county board
10 of commissioners governing conflict of interest;
11 (3) Habitual failure to attend meetings;
12 (4) Conduct that tends to bring the office into disrepute; or
13 (5) Failure to maintain qualifications for appointment required under
14 subsection (b) of this section.

15 A board member may be removed only after the member has been given written
16 notice of the basis for removal and has had the opportunity to respond in person or
17 through counsel in a hearing before the county board of commissioners. The hearing
18 shall take place not less than 10 days after the board member receives the written notice
19 for the basis of removal."

- 1 Sec. 2. G.S. 130A-37(h) reads as rewritten:
2 "(h) A member may be removed from office by the district board of health ~~for cause.~~
3 for:
4 (1) Commission of a felony or other crime involving moral turpitude;
5 (2) Violation of a State law or a written policy adopted by the county board
6 of commissioners of each county in the district governing conflict of
7 interest;
8 (3) Habitual failure to attend meetings;
9 (4) Conduct that tends to bring the office into disrepute; or
10 (5) Failure to maintain qualifications for appointment required under
11 subsection (b) of this section.
12 A board member may be removed only after the member has been given written
13 notice of the basis for removal and has had the opportunity to respond in person or
14 through counsel in a hearing before the district board of health. The hearing shall take
15 place not less than 10 days after the board member receives the written notice for the
16 basis of removal."
17 Sec. 3. This act is effective upon ratification.