

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION

CHAPTER 264
SENATE BILL 505

AN ACT TO CLARIFY THE GROUNDS FOR REMOVAL OF A MEMBER OF A
LOCAL BOARD OF HEALTH.

The General Assembly of North Carolina enacts:

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

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

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

A board member may be removed only after the member has been given written notice of the basis for removal and has had the opportunity to respond."

Sec. 2. G.S. 130A-37(h) reads as rewritten:

"(h) A member may be removed from office by the district board of health ~~for cause.~~ for:

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

A board member may be removed only after the member has been given written notice of the basis for removal and has had the opportunity to respond."

Sec. 3. This act becomes effective October 1, 1995, and applies to acts occurring after the effective date. No proceeding for removal begun before the effective date, and no removal that has occurred before the effective date, shall be subject to the provisions of this act.

In the General Assembly read three times and ratified this the 15th day of June, 1995.

Dennis A. Wicker
President of the Senate

Harold J. Brubaker
Speaker of the House of Representatives