

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

SESSION LAW 1999-431
SENATE BILL 437

AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE OR THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND TO MAKE CHANGES IN STATUTES RELATING TO APPOINTMENTS TO PUBLIC OFFICE.

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments to public offices upon the recommendation of the President Pro Tempore of the Senate; and

Whereas, the President Pro Tempore of the Senate has made recommendations;

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments to public offices upon the recommendation of the Speaker of the House of Representatives; and

Whereas, the Speaker of the House of Representatives has made recommendations; Now, therefore,

The General Assembly of North Carolina enacts:

PART I. PRESIDENT PRO TEMPORE'S RECOMMENDATIONS

Section 1.1. Richard N. Taylor of Craven County is appointed to the Wireless 911 Board for a term expiring June 30, 2002. Belinda Gurkins of Pitt County is appointed to the Wireless 911 Board for a term expiring June 30, 2002, to fill the unexpired term of Russell Bass.

Section 1.2. Dr. Donald D'Alessandro of Mecklenburg County is appointed to the North Carolina Board of Athletic Trainer Examiners for a term expiring July 31, 2001.

Section 1.3. John Phillips of Wake County is appointed to the North Carolina Board for Licensing of Soil Scientists for a term expiring June 30, 2002.

Section 1.4. David C. Smith of Durham County is appointed to the Board of Trustees of the North Carolina School of Science and Mathematics for a term expiring June 30, 2003.

Section 1.5. Tommy Jenkins of Macon County is appointed to the Western North Carolina Regional Economic Development Commission for a term expiring June 30, 2003, to fill the unexpired term of Juanita Dixon. William J. Williamson, Jr. of Watauga County, David Ed Henson of Macon County, and David Huskins of McDowell

County are appointed to the Western North Carolina Regional Economic Development Commission for terms expiring June 30, 2003.

Section 1.6. Bobby Owens is appointed to the Roanoke Island Commission for a term expiring September 30, 2000. Joanne Williams and Gus Granitzki of Dare County are appointed to the Roanoke Island Commission for terms expiring September 30, 1999.

Section 1.7. Mayor J. B. Evans of Columbus County is appointed to the Criminal Justice Information Network Governing Board for a term expiring June 30, 2003.

Section 1.8. Bob Yatko of Gaston County, William Womble of Wake County, Patricia G. Garrett of Mecklenburg County, and William C. Fitzgerald of Scotland County are appointed to the Board of Directors of the North Carolina Housing Finance Agency for terms expiring June 30, 2001.

Section 1.9. Jay Burrus of Dare County, Susan Eaves of Richmond County, and C. Lorance Henderson of Burke County are appointed to the Board of Directors of the North Carolina Partnership for Children, Inc., for terms expiring January 1, 2002.

Section 1.10. John Edward Pechmann of Cumberland County, Eugene Price of Wayne County, and Russell Mohn Hull, Jr. of Pasquotank County are appointed to the Wildlife Resources Commission for terms expiring April 24, 2001.

Section 1.11. Michael Weisel of Wake County and Thomas P. Dillion of Union County are appointed to the Board of Directors of the North Carolina Railroad for terms expiring June 30, 2001. Robert F. Bleeker of Cumberland County is appointed to the Board of Directors of the North Carolina Railroad for a term expiring June 30, 2003.

Section 1.12. Dr. Zebedee Taylor of Washington County, Emily Moore of Lenoir County, Nancy McKeel, George Kerns, and Richard Clark of Buncombe County, Bobby Bollinger of Mecklenburg County, and Joanne Jeffries of Hertford County are appointed to the Governor's Advocacy Council for Persons with Disabilities for terms expiring June 30, 2001.

Section 1.13. Douglas A. Fox of New Hanover County is appointed to the North Carolina State Ports Authority for a term expiring June 30, 2000. John Emrich of Guilford County is appointed to the North Carolina State Ports Authority for a term expiring June 30, 2001.

Section 1.14. Marsha H. Jordan of Lincoln County is appointed to the North Carolina Real Estate Commission for a term expiring July 31, 2002.

Section 1.15. John K. Gallaher, Sr. of Forsyth County is appointed to the Crime Victims Compensation Commission for a term expiring June 30, 2001.

Section 1.16. Ben Berry and Elsie Pugh of Pasquotank County and Charlie Shaw of Chowan County are appointed to the Northeastern North Carolina Regional Economic Development Commission for terms expiring June 30, 2001.

Section 1.17. Arthur H. Keeney, III of Hyde County is appointed to the State Banking Commission for a term expiring March 31, 2003.

Section 1.18. Eleanor Beasley of Gaston County is appointed to the Governor's Advisory Council on Aging for a term expiring June 30, 2003.

Section 1.19. Robert Epting of Orange County and Robert G. Ray of Jackson County are appointed to the Environmental Management Commission for terms expiring June 30, 2001.

Section 1.20. Garland Wood of Wake County is appointed to the Acupuncture Licensing Board for a term expiring June 30, 2002.

Section 1.21. George Daniel of Caswell County and Wendell Murphy of Duplin County are appointed to the Centennial Authority for a term expiring June 30, 2003.

Section 1.22. Ralph Brown of Iredell County is appointed to the Alarm Systems Licensing Board for a term expiring June 30, 2002.

Section 1.23. Henry E. Faircloth of Sampson County is appointed to the North Carolina Appraisal Board for a term expiring June 30, 2002.

Section 1.24. Willy Stewart of Durham County is appointed to the State Building Commission for a term expiring June 30, 2002.

Section 1.25. Anita C. McCorkle of Mecklenburg County and Rebekah Beerbower of Catawba County are appointed to the Child Care Commission for terms expiring June 30, 2001.

Section 1.26. Terry L. Waterfield of Pasquotank County is appointed to the Criminal Justice Education and Training Standards Commission for a term expiring June 30, 2001.

Section 1.27. Shelia Garner of Carteret County is appointed to the North Carolina Board of Dietetics/Nutrition for a term expiring June 30, 2002.

Section 1.28. Robin Adams Anderson of Wake County is appointed to the State Personnel Commission for a term expiring June 30, 2004.

Section 1.29. Jeanne Fenner of Wilson County and Mansfield Elmore of Lee County are appointed to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services for terms expiring June 30, 2001.

Section 1.30. Colleen Oliver Lanier of Forsyth County is appointed to the North Carolina Teaching Fellows Commission for a term expiring June 30, 2003.

Section 1.31. Anna McCoy Smith of Forsyth County is appointed to the North Carolina Board of Cosmetic Art Examiners for a term expiring June 30, 2002.

Section 1.32. Ed Kirkpatrick of Lenoir County and Marti Koch of Buncombe County are appointed to the Board of Directors of the North Carolina Center for Nursing for terms expiring June 30, 2002.

Section 1.33. J.W. Jones of Pasquotank County is appointed to the Forestry Advisory Council for a term expiring June 30, 2003.

Section 1.34. Charles A. Hayes of Guilford County is appointed to the North Carolina Global TransPark Authority for a term expiring June 30, 2003.

Section 1.35. David M. Crowe of Guilford County, Adele Vogelhut Bedrick of Mecklenburg County, Stephen A. Harvel of Wilkes County, Thomas M. Kowalick of Moore County, and Karen H. Rectanus and Marianne Wason of Wake County are appointed to the North Carolina Council on the Holocaust for terms expiring June 30, 2001.

Section 1.36. Senator Austin Allran of Catawba County, Senator Jeanne Lucas of Durham County, Senator William Martin of Guilford County, and Dr. Denise Everett of Wake County are appointed to the Advisory Committee on Family-Centered Services for terms expiring June 30, 2001.

Section 1.37. Janet Smith of Davie County is appointed to the Information Resource Management Commission for a term expiring June 30, 2003.

Section 1.38. Roger R. Pierce of Jackson County is appointed to the North Carolina Home Inspector Licensure Board for a term expiring July 1, 2003.

Section 1.39. James D. Kennedy, Jr. of Forsyth County is appointed to the North Carolina Code Officials Qualification Board for a term expiring June 30, 2003.

Section 1.40. Wanda Boyette of Sampson County is appointed to the North Carolina Nursing Scholars Commission for a term expiring June 30, 2003.

Section 1.41. Troy Boyd of Pasquotank County and Eddie Holbrook of Cleveland County are appointed to the North Carolina Parks and Recreation Authority for terms expiring June 30, 2001.

Section 1.42. Anne Coan, Douglas E. Howey, and Bill Weatherspoon of Wake County, Thomas Mehder of Mecklenburg County and Keith Saltrick of Forsyth County are appointed to the North Carolina Petroleum Underground Storage Tank Funds Council for terms expiring June 30, 2001.

Section 1.43. Terry Wheeler of Dare County is appointed to the Property Tax Commission for a term expiring June 30, 2003.

Section 1.44. Drew F. King, Sr. of Durham County is appointed to the Board of Trustees of the North Carolina Public Employee Deferred Compensation Plan for a term expiring June 30, 2001.

Section 1.45. Wayne L. Lofton of New Hanover County and Anthony M. Copeland of Wake County are appointed to the North Carolina Agency for Public Telecommunications for terms expiring June 30, 2001.

Section 1.46. Beverly McCracken of Guilford County is appointed to the Board of Trustees of the University of North Carolina Center for Public Television for a term expiring June 30, 2001.

Section 1.47. John Arrowood of Mecklenburg County, Jim Funderburke of Gaston County, David Ray Twiddy of Chowan County and Laura Devan of Cumberland County are appointed to the Rules Review Commission for terms expiring June 30, 2001.

Section 1.48. Dr. Larry W. Watson of Wake County is appointed to the North Carolina Board of Science and Technology for a term expiring June 30, 2001.

Section 1.49. Russell H. Langley of Dare County is appointed to the North Carolina Seafood Industrial Park Authority for a term expiring June 30, 2001.

Section 1.50. J. David Jameson of Cumberland County and Dr. Delilah Blanks of Bladen County are appointed to the Southeastern North Carolina Regional Economic Development Commission for terms expiring June 30, 2003.

Section 1.51. Christie K. Mabry of Wake County and Althea Calloway of Mecklenburg County are appointed to the Board of Trustees of the Teachers' and State Employees' Comprehensive Major Medical Plan for terms expiring June 30, 2001.

Section 1.52. Louise F. McColl of New Hanover County and Rebecca R. Smothers of Guilford County are appointed to the Board of Transportation for terms expiring June 30, 2001.

Section 1.53. Mona Alexander of Gaston County and Caroline Pearce of Dare County are appointed to the North Carolina Teacher Academy Board of Trustees for terms expiring June 30, 2003.

Section 1.54. John H. Cilley IV of Catawba County is appointed to the Board of Trustees Teachers' and State Employees' Retirement System for a term expiring June 30, 2001.

PART II. SPEAKER'S RECOMMENDATIONS

Section 2.1. Susan Goldston of Forsyth County is appointed to the Acupuncture Licensing Board for a term expiring June 30, 2002.

Section 2.2. Janelle Tuckmantel of Wake County and Dwayne Durham of Henderson County are appointed to the North Carolina Board of Athletic Trainer Examiners for terms expiring June 30, 2002.

Section 2.3. Bruce Ethridge of Carteret County is appointed to the North Carolina Bridge Authority for a term expiring June 30, 2003.

Section 2.4. B.T. Bryson of Henderson County is appointed to the North Carolina Appraisal Board for a term expiring June 30, 2002.

Section 2.5. Frank Dunn of Mecklenburg County is appointed to the State Banking Commission for a term expiring June 30, 2003.

Section 2.6. Cleve Paul of Wayne County and Norman Whitaker of Durham County are appointed to the State Building Commission for terms expiring June 30, 2001.

Section 2.7. Ray Rouse of Wayne County and Steve Stroud of Wake County are appointed to the Centennial Authority for terms expiring June 30, 2003.

Section 2.8. Robert C. Lennon of Craven County and Susan T. Law of Guilford County are appointed to the Child Care Commission for terms expiring June 30, 2001.

Section 2.9. Eugene Alligood of Mecklenburg County is appointed to the State Board of Chiropractic Examiners for a term expiring June 30, 2001.

Section 2.10. Charles G. England of McDowell County is appointed to the North Carolina Code Officials Qualification Board for a term expiring June 30, 2003.

Section 2.11. Gary Eichelberger of Wake County is appointed to the Crime Victims Compensation Commission for a term expiring June 30, 2003.

Section 2.12. Charles P. Farris, Jr. of Wilson County is appointed to the North Carolina Criminal Justice Education and Training Standards Commission for a term expiring June 30, 2001.

Section 2.13. Ortharine Sansbury of Cumberland County and Louis Blanton of Cleveland County are appointed to the Criminal Justice Information Network Governing Board for terms expiring June 30, 2003.

Section 2.14. James Kirkpatrick of Guilford County is appointed to the Board of Trustees of the North Carolina Public Employee Deferred Compensation Plan for a term expiring June 30, 2001.

Section 2.15. Dr. Barbara Ann Hughes of Wake County is appointed to the North Carolina Board of Dietetics/Nutrition for a term expiring June 30, 2002.

Section 2.16. Barbara Davis of Buncombe County is appointed to the Dispute Resolution Commission for a term expiring June 30, 2003.

Section 2.17. Richard Pierce of New Hanover County, Laura Thompson and Angela McCants of Wake County, Nancy McKeel of Buncombe County, Robert Smith of Pitt County, Pat King of Rockingham County, and James Wells of Guilford County are appointed to the Governor's Advocacy Council for Persons with Disabilities for terms expiring June 30, 2001.

Section 2.18. Anne Barnes of Orange County and Don Abernethy of Catawba County are appointed to the Environmental Management Commission for terms expiring June 30, 2001.

Section 2.19. Margie Tate of Mecklenburg County is appointed to the Advisory Committee on Family-Centered Services for a term expiring June 30, 2003.

Section 2.20. Barbara Kornegay of Wayne County and Dr. E. Douglas Kearney, Jr. are appointed to the North Carolina Global TransPark Authority for terms expiring June 30, 2003.

Section 2.21. Dr. Scott Edwards of Hertford County is appointed to the State Health Plan Purchasing Alliance Board for a term expiring June 30, 2003.

Section 2.22. William R. Schultz of Wake County is appointed to the North Carolina Home Inspector Licensure Board for a term expiring June 30, 2003.

Section 2.23. Douglas R. Bebbler and Bill Oglesby of Buncombe County, Paul Jaber of Nash County, and Leslie Bevacqua of Wake County are appointed to the Board of Directors of the North Carolina Housing Finance Agency for terms expiring June 30, 2001.

Section 2.23A. Joan Myers of Wake County is appointed to the Information Resource Management Commission for a term expiring June 30, 2003.

Section 2.24. Floyd McCullouch of Wayne County and Wymene Valand of Wake County are appointed to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services for terms expiring June 30, 2001.

Section 2.25. Suzanne Freeman of Mecklenburg County is appointed to the Board of Directors of the North Carolina Center for Nursing for a term expiring June 30, 2002.

Section 2.26. Fred Yates of Hertford County, Edmond Buckman of Beaufort County, and G.B. Warner of Pasquotank County are appointed to the Northeastern North Carolina Regional Economic Development Commission for terms expiring June 30, 2003.

Section 2.27. Donna White of Johnston County is appointed to the North Carolina Nursing Scholars Commission for a term expiring June 30, 2003.

Section 2.28. Russell Robinson, III of Guilford County and Dr. Kenneth Sadler of Forsyth County are appointed to the North Carolina Parks and Recreation Authority for terms expiring June 30, 2001.

Section 2.29. Phyllis Lynch of Mecklenburg County is appointed to the Private Protective Services Board for a term expiring June 30, 2002.

Section 2.30. Wade Wilmoth of Watauga County is appointed to the Property Tax Commission for a term expiring June 30, 2001.

Section 2.31. Sue Russell of Orange County, Dr. Joe Haas of Mecklenburg County, and Swanson Richards of Surry County are appointed to the Board of Directors of the North Carolina Partnership for Children, Inc., for terms expiring October 30, 2002.

Section 2.32. Lloyd Williams, Jr. of Cleveland County, Al Dorsett of Guilford County, David Knight of Wake County, and Bennie Gupton of Franklin County are appointed to the North Carolina Petroleum Underground Storage Tank Funds Council for terms expiring June 30, 2001.

Section 2.33. Gilbert Baccus of Perquimans County is appointed to the North Carolina Seafood Industrial Park Authority for a term expiring June 30, 2001.

Section 2.34. H. Spaulding Craft of Carteret County is appointed to the North Carolina State Ports Authority for a term expiring June 30, 2001.

Section 2.35. Henry Kluttz of Rowan County is appointed to the North Carolina Principal Fellows Commission for a term expiring June 30, 2003.

Section 2.36. Joseph Kluttz of Stanly County is appointed to the Public Officers and Employees Liability Insurance Commission for a term expiring June 30, 2001.

Section 2.37. David Woodard of Wake County and Robert Griffin of Lenoir County are appointed to the Board of Directors of the North Carolina Railroad for terms expiring June 30, 2003. Sharman Thornton of Mecklenburg County is appointed to the Board of Directors of the North Carolina Railroad for a term expiring June 30, 2001.

Section 2.38. Louisa Dollard of Dare County is appointed to the Roanoke Island Commission for a term expiring October 1, 2000, to fill the unexpired term of Dr. Paul Mericle.

Section 2.39. George Robinson of Caldwell County, Walter B. Futch of Brunswick County and Jennie Hayman of Wake County are appointed to the Rules Review Commission for terms expiring June 30, 2001.

Section 2.40. Carol Hughes and Michael Egues of Mecklenburg County are appointed to the Board of Trustees of the North Carolina School of Science and Mathematics for terms expiring June 30, 2003.

Section 2.41. Robert Annechiarico of Forsyth County is appointed to the North Carolina Board of Science and Technology for a term expiring June 30, 2001.

Section 2.42. Alphonzo McRae of Robeson County and Chandler Worley of Columbus County are appointed to the Southeastern North Carolina Farmers Market Commission for terms expiring June 30, 2003.

Section 2.43. Wyatt Upchurch of Hoke County and Gene Miller of New Hanover County are appointed to the Southeastern North Carolina Regional Economic Development Commission for terms expiring June 30, 2003.

Section 2.44. Edward Goode of Mecklenburg County is appointed to the Board of Trustees of the Teachers' and State Employees' Retirement System for a term expiring June 30, 2001.

Section 2.45. Franz Holscher of Gaston County is appointed to the North Carolina Teaching Fellows Commission for a term expiring June 30, 2003.

Section 2.46. Dennis Rash and Lisa Crutchfield of Mecklenburg County are appointed to the Board of Transportation for terms expiring June 30, 2001.

Section 2.47. Ruth Cook of Wake County is appointed to the Board of Trustees of the University of North Carolina Center for Public Television for a term expiring June 30, 2001.

Section 2.48. Carol Rahea of Union County and Annette Myers of Granville County are appointed to the Watershed Protection Advisory Council for terms expiring June 30, 2001.

Section 2.49. James Thompson of Gaston County is appointed to the Well Contractors Certification Commission for a term expiring June 30, 2000, to fill the unexpired term of Peter Beebe.

Section 2.50. Ann Robinson of Caldwell County, Tracy Walker of Wilkes County, Mark Vannoy of Ashe County, and Gene Ellison of Buncombe County are appointed to the Western North Carolina Regional Economic Development Commission for terms expiring June 30, 2003.

Section 2.51. Bobby Purcell of Wake County, Charles Bennett of Mecklenburg County and Troy Boyd of Pasquotank County are appointed to the Wildlife Resources Commission for terms expiring June 30, 2001.

Section 2.52. Stewart Smith of Brunswick County is appointed to the North Carolina Board for Licensing of Soil Scientists for a term expiring June 30, 2002.

Section 2.53. Herb Crenshaw of Wake County is appointed to the North Carolina Agency for Public Telecommunications for a term expiring June 30, 2001.

Section 2.54. George Garner of Duplin County is appointed to the North Carolina Sheriffs Education and Training Standards Commission for a term expiring June 30, 2001.

Section 2.55. Trudy Mitchell and Sandy Babb of Wake County are appointed to the Board of Trustees of the Teachers' and State Employees' Comprehensive Major Medical Plan for terms expiring June 30, 2001.

PART IIA. MINORITY AND MAJORITY LEADERS

Section 2A.1. Kathy Manning of Guilford County is appointed to the Board of Directors of the North Carolina Partnership for Children, Inc., upon the recommendation of the Majority Leader of the Senate for a term expiring January 1, 2002.

Paige Holland of Wake County is appointed to the Board of Directors of the North Carolina Partnership for Children, Inc., upon the recommendation of the Minority Leader of the Senate for a term expiring January 1, 2002.

Charisse Johnson of Wayne County is appointed to the Board of Directors of the North Carolina Partnership for Children, Inc., upon the recommendation of the Majority Leader of the House of Representatives for a term expiring January 1, 2002.

Dr. Bryan Brooks of Davidson County is appointed to the Board of Directors of the North Carolina Partnership for Children, Inc., upon the recommendation of the Minority Leader of the House of Representatives for a term expiring January 1, 2002.

PART III. STATUTORY CHANGES

– ROANOKE ISLAND HISTORICAL ASSOCIATION

Section 3.1. G.S. 143-200 reads as rewritten:

"§ 143-200. Members of board of directors; terms; appointment.

The governing body of said Association shall be a board of directors consisting of the Governor of the State, the Attorney General and the Secretary of Cultural Resources as ex officio members, and the following 21 members: J. Spencer Love, Greensboro; Miles Clark, Elizabeth City; Mrs. Richard J. Reynolds, Winston-Salem; D. Hiden Ramsey, Asheville; Mrs. Charles A. Cannon, Concord; Dr. Fred Hanes, Durham; Mrs. Frank P. Graham, Chapel Hill; Bishop Thomas C. Darst, Wilmington; W. Dorsey Pruden, Edenton; John A. Buchanan, Durham; William B. Rodman, Jr., Washington; J. Melville Broughton, Raleigh; Melvin R. Daniels, Manteo; Paul Green, Chapel Hill; Samuel Selden, Chapel Hill; R. Bruce Etheridge, Manteo; Theodore S. Meekins, Manteo; Roy L. Davis, Manteo; M. K. Fearing, Manteo; A. R. Newsome, Chapel Hill. The members of said board of directors herein named other than the ex officio members, shall serve for a term of ~~two~~three years and until their successors are appointed. Appointments thereafter shall be made by the membership of the Association in regular annual meeting or special meeting called for such purpose. In the event the Association through its membership should fail to make such appointments, then the appointments shall be made by the Governor of the State. If a vacancy occurs between annual meetings, the board of directors may fill the vacancy until the next annual meeting. All vacancies occurring on the board of directors not filled by the board of directors within 30 days of the vacancy shall be filled by the Governor of the State."

–FIRST FLIGHT CENTENNIAL COMMISSION

Section 3.2.(a) G.S. 143-640(c) reads as rewritten:

"(c) Membership. – The Commission shall consist of ~~26~~28 members, as follows:

- (1) Four persons appointed by the Governor.
- (2) ~~Four~~Five persons appointed by the President Pro Tempore of the Senate.
- (3) ~~Four~~Five persons appointed by the Speaker of the House of Representatives.
- (4) The following persons or their designees, ex officio:

- a. The Governor.
- b. The President Pro Tempore of the Senate.
- c. The Speaker of the House of Representatives.
- d. The United States Senators from this State.
- e. The member of the United States House of Representatives for the Third Congressional District.
- f. The Governor of the State of Ohio.
- g. The Secretary of the Department of Cultural Resources.
- h. The Superintendent of the Cape Hatteras National Seashore of the United States National Park Service.
- i. The chair of the Centennial of Flight Commemoration Commission.
- j. The President of the First Flight Society.
- k. The chair of the Dare County Board of Commissioners.
- l. The Mayor of the Town of Kill Devil Hills.
- m. The chair of the Dare County Tourism Board.

The members appointed to the First Flight Centennial Commission shall be chosen from among individuals who have the ability and commitment to promote and fulfill the purposes of the Commission, including individuals who have demonstrated expertise in the fields of aeronautics, aerospace science, or history, who have contributed to the development of the fields of aeronautics or aerospace science, or who have demonstrated a commitment to serving the public."

Section 3.2.(b) The initial members appointed under this section shall serve terms expiring June 30, 2001.

–STATE-OWNED RAILROADS

Section 3.3.(a) G.S. 124-6(b) reads as rewritten:

"(b) Notwithstanding subsection (a) of this section, for any railroad company organized as a corporation in which the State is the owner of all the voting stock and which has trackage in more than two counties, ~~five~~ seven of the members of the Board of Directors shall be appointed by the Governor, ~~two~~ three of the members of the Board of Directors 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, and ~~two~~ three of the members of the Board of Directors shall be appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121. ~~Of the Governor's five appointments, three shall be either an investment banker, a person with railroad management experience, a person on an economic development commission whose region contains track of the company, or an attorney with corporate experience. The remaining two shall be at large members. The Speaker of the House of Representatives shall recommend two at large members. The President Pro Tempore of the Senate shall recommend two at large members.~~ The Board of Directors shall consist of ~~nine~~ 13 members. Of the initial members appointed by the Governor, three shall be appointed for terms of four years and ~~two~~ four shall be appointed for terms of two years. Of the initial members recommended to the General

Assembly by the Speaker of the House of Representatives, ~~one~~ two shall be appointed for a ~~term~~ terms of four years and one shall be appointed for a term of two years. Of the initial members recommended to the General Assembly by the President Pro Tempore of the Senate, ~~one~~ two shall be appointed for a ~~term~~ terms of four years and one shall be appointed for a term of two years. Thereafter all Board members shall serve four-year terms. The Board shall elect the chairman from among its membership."

Section 3.3.(b) This section becomes effective when the railroad company changes its articles of incorporation to increase the size of the board.

–NORTH CAROLINA REAL ESTATE COMMISSION

Section 3.4.(a) G.S. 93A-3(a) reads as rewritten:

"(a) There is hereby created the North Carolina Real Estate Commission, hereinafter called the Commission. The Commission shall consist of nine members, seven members to be appointed by the ~~Governor~~. Governor, one member to be appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121, and one member to be appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121. At least three members of the Commission shall be licensed real estate brokers or real estate salesmen. At least two members of the Commission shall be persons who are not involved directly or indirectly in the real estate or real estate appraisal business. Members of the Commission shall serve three-year terms, so staggered that the terms of two members expire in one year, the terms of two members expire in the next year, and the terms of three members expire in the third year of each three-year period. The members of the Commission shall elect one of their members to serve as chairman of the Commission for a term of one year. The Governor may remove any member of the Commission for misconduct, incompetency, or willful neglect of duty. The Governor shall have the power to fill all vacancies occurring on the ~~Commission~~. Commission, except vacancies in legislative appointments shall be filled under G.S. 120-122."

Section 3.4.(b) Appointments of the initial members authorized by this section are for terms expiring June 30, 2002.

–JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS

Section 3.5.(a) G.S. 120-74 reads as rewritten:

"§ 120-74. Appointment of members; terms of office.

The Commission shall consist of ~~30~~ 34 members. The President pro tempore of the Senate, the Speaker pro tempore of the House, and the Majority Leader of the Senate and the Speaker of the House shall serve as ex officio members of the Commission. The Speaker of the House of Representatives shall appoint ~~13~~ 15 members from the House. The President pro tempore of the Senate shall appoint ~~13~~ 15 members from the Senate. Vacancies created by resignation or otherwise shall be filled by the original appointing authority. Members shall serve two-year terms beginning and ending on January 15 of the odd-numbered ~~years, except that initial appointments shall begin on July 1, 1975.~~ years. Members shall not be disqualified from completing a term of service on the

Commission because they fail to run or are defeated for reelection. Resignation or removal from the General Assembly shall constitute resignation or removal from membership on the Commission. ~~The terms of the initial members of the Commission shall expire January 15, 1977.~~"

Section 3.5.(b) The initial terms of the four additional members of the Joint Legislative Commission on Governmental Operations that are added to the Commission in subsection (a) of this section shall begin on appointment.

--LEGISLATIVE SERVICES COMMISSION

Section 3.6.(a) G.S. 120-31(a) reads as rewritten:

"(a) The Legislative Services Commission shall consist of the President pro tempore of the Senate, ~~six~~seven Senators appointed by the President pro tempore of the Senate, the Speaker of the House of Representatives, and ~~six~~seven Representatives appointed by the Speaker of the House of Representatives. The President pro tempore of the Senate, and the Speaker of the House shall serve until the selection and qualification of their respective successors as officers of the General Assembly. The initial appointive members shall be appointed after the date of ratification of this Article and each shall serve for the remainder of his elective term of office and until his successor is appointed or until he ceases to be a member of the General Assembly, whichever occurs first. A vacancy in one of the appointive positions shall be filled in the same manner that the vacated position was originally filled, and the person so appointed shall serve for the remainder of the unexpired term of the person whom he succeeds. In the event the office of Speaker becomes vacated, the ~~six~~seven Representatives shall elect one of themselves to perform the duties of the Speaker as required by this Article. In the event the office of President pro tempore becomes vacated, the ~~six~~seven Senators shall elect one of themselves to perform the duties of President pro tempore as required by this Article. Members so elevated shall perform the duties required by this Article until a Speaker or a President pro tempore is duly elected by the appropriate house."

Section 3.6.(b) The initial terms of the two additional members of the Legislative Services Commission that are added to the Commission in subsection (a) of this section shall begin on appointment.

-- JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE

Section 3.7.(a) G.S. 120-70.80 reads as rewritten:

"§ 120-70.80. **Creation and membership of Joint Legislative Education Oversight Committee.**

The Joint Legislative Education Oversight Committee is established. The Committee consists of ~~18~~20 members as follows:

- (1) ~~Nine~~Ten members of the Senate appointed by the President Pro Tempore of the Senate, at least two of whom are members of the minority party; and
- (2) ~~Nine~~Ten members of the House of Representatives appointed by the Speaker of the House of Representatives, at least three of whom are members of the minority party.

Terms on the Committee are for two years and begin on the convening of the General Assembly in each odd-numbered year, ~~except the terms of the initial members, which begin on appointment and end on the day of the convening of the 1991 General Assembly.~~ year. Members may complete a term of service on the Committee even if they do not seek reelection or are not reelected to the General Assembly, but resignation or removal from service in the General Assembly constitutes resignation or removal from service on the Committee.

A member continues to serve until his successor is appointed. A vacancy shall be filled within 30 days by the officer who made the original appointment."

Section 3.8.(b) Terms of the additional members authorized by this section expire upon convening of the 2001 Regular Session of the General Assembly.

~~STATE BOARD OF CHIROPRACTIC EXAMINERS~~

Section 3.9. G.S. 90-139 reads as rewritten:

"§ 90-139. Creation and membership of Board of Examiners.

(a) The State Board of Chiropractic Examiners is created to consist of ~~seven~~ eight members appointed by the Governor, and General Assembly. ~~Six~~ Seven of the members shall be practicing doctors of chiropractic, who are residents of this State and who have actively practiced chiropractic in the State for at least eight consecutive years immediately preceding their appointments; four of these ~~six~~ seven members shall be appointed by the Governor, and two by the General Assembly in accordance with G.S. 120-121, one each upon the recommendation of the President Pro Tempore of the Senate and the Speaker of the House of Representatives. No more than three members of the Board may be graduates of the same college or school of chiropractic. The other member shall be a person chosen by the Governor to represent the public at large. The public member shall not be a health care provider nor the spouse of a health care provider. For purposes of Board membership, "health care provider" means any licensed health care professional and any agent or employee of any health care institution, health care insurer, health care professional school, or a member of any allied health profession. For purposes of this section, a person enrolled in a program to prepare him to be a licensed health care professional or an allied health professional shall be deemed a health care provider. For purposes of this section, any person with significant financial interest in a health service or profession is not a public member."

Section 4. Unless otherwise provided for in this act, appointments are for terms to begin when this bill becomes law.

Section 5. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 21st day of July, 1999.

s/ Marc Basnight
President Pro Tempore of the Senate

s/ James B. Black
Speaker of the House of Representatives

s/ James B. Hunt, Jr.
Governor

Approved 6:30 p.m. this 9th day of August, 1999