

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 1653

Short Title: Medical Care Commn Mship/Hospice. (Public)

Sponsors: Senator Purcell.

Referred to: Rules and Operations of the Senate.

May 18, 2006

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA
MEDICAL CARE COMMISSION TO PROVIDE FOR A REPRESENTATIVE OF
HOME AND HOSPICE CARE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 143B-166 reads as rewritten:

**"§ 143B-166. North Carolina Medical Care Commission – members; selection;
quorum; compensation.**

The North Carolina Medical Care Commission of the Department of Health and Human Services shall consist of ~~17~~18 members appointed by the Governor. Three of the members appointed by the Governor shall be nominated by the North Carolina Medical Society, one member shall be nominated by the North Carolina Nurses Association, one member shall be nominated by the Association for Home and Hospice Care of North Carolina, one member shall be nominated by the North Carolina Pharmaceutical Association, one member nominated by the Duke Foundation and one member nominated by the North Carolina Hospital Association. The remaining 10 members of the North Carolina Medical Care Commission shall be appointed by the Governor and selected so as to fairly represent agriculture, industry, labor, and other interest groups in North Carolina. One such member appointed by the Governor shall be a dentist licensed to practice in North Carolina. ~~The initial members of the Commission shall be 18 members of the North Carolina Medical Care Commission who shall serve for a period equal to the remainder of their current terms on the North Carolina Medical Care Commission, six of whose appointments expire June 30, 1973, four of whose appointments expire June 30, 1974, four of whose appointments expire June 30, 1975, and four of whose appointments expire June 30, 1976. To achieve the required 17 members the Governor shall appoint three members to the Commission upon the expiration of four members' initial terms on June 30, 1973.~~

At the end of the respective terms of office of the initial members of the Commission, their successors shall be appointed for terms of four years and until their

1 successors are appointed and qualify. Any appointment to fill a vacancy on the
2 Commission created by the resignation, dismissal, death, or disability of a member shall
3 be for the balance of the unexpired term.

4 The Governor shall have the power to remove any member of the Commission from
5 office for misfeasance, malfeasance or nonfeasance in accordance with the provisions of
6 G.S. 143B-13 of the Executive Organization Act of 1973.

7 Vacancies on said Commission among the membership nominated by a society,
8 association, or foundation as hereinabove provided shall be filled by the Executive
9 Committee or other authorized agent of said society, association or foundation until the
10 next meeting of the society, association or foundation at which time the society,
11 association or foundation shall nominate a member to fill the vacancy for the unexpired
12 term.

13 The members of the Commission shall receive per diem and necessary travel and
14 subsistence expenses in accordance with the provisions of G.S. 138-5.

15 A majority of the Commission shall constitute a quorum for the transaction of
16 business.

17 All clerical and other services required by the Commission shall be supplied by the
18 Secretary of Health and Human Services."

19 **SECTION 2.** This act is effective when it becomes law.