

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

S

3

SENATE BILL 474  
State and Local Government Committee Substitute Adopted 4/30/19  
Third Edition Engrossed 5/6/19

Short Title: Clean Up Obsolete Boards.

(Public)

Sponsors:

Referred to:

April 3, 2019

1 A BILL TO BE ENTITLED  
2 AN ACT TO ABOLISH OBSOLETE BOARDS AND COMMISSIONS THAT ARE NO  
3 LONGER FUNCTIONAL.

4 Whereas, several boards and commissions within State government appear to be no  
5 longer functional and should be abolished; and

6 Whereas, some boards and commissions were established to oversee programs that  
7 no longer exist; and

8 Whereas, certain boards and commissions either have no appointed members, have  
9 not met in several years, have not reported recent activity, or have no discoverable information;  
10 and

11 Whereas, as a result of inactivity of some boards and commissions, previous attempts  
12 have been made to abolish them; Now, therefore,  
13 The General Assembly of North Carolina enacts:

14  
15 **BOARD OF DIRECTORS OF THE CERTIFICATION ENTITY FOR THE PHASE II**  
16 **SETTLEMENT FUNDS**

17 **SECTION 1.** The Board of Directors of the Certification Entity for Phase II  
18 Settlement Funds, as authorized by S.L. 1999-333, is abolished.

19  
20 **NC AGENCY FOR PUBLIC TELECOMMUNICATIONS**

21 **SECTION 2.(a)** Part 22 of Article 9 of Chapter 143B of the General Statutes is  
22 repealed.

23 **SECTION 2.(b)** G.S. 163A-152(70)r. is repealed.

24  
25 **CHARLOTTE DOUGLAS INTERNATIONAL AIRPORT COMMISSION**

26 **SECTION 3.** S.L. 2013-358, except Section 2, and S.L. 2014-10 are repealed.

27  
28 **BOARD OF DIRECTORS OF THE CHARLOTTE REGIONAL PARTNERSHIP**

29 **SECTION 4.** The Board of Directors of the Charlotte Regional Partnership, Inc., as  
30 authorized by Article 2 of Chapter 158 of the General Statutes, is abolished.

31  
32 **COMMISSION ON SCHOOL TECHNOLOGY**

33 **SECTION 5.(a)** G.S. 115C-102.5 is repealed.

34 **SECTION 5.(b)** G.S. 115C-102.6 reads as rewritten:

35 "§ 115C-102.6. Duty to propose a State school technology plan.



1 The State Board of Education shall propose a State school technology plan that ensures the  
2 effective use of technology is built into the North Carolina Public School System for the purpose  
3 of preparing a globally competitive workforce and citizenry for the 21st century.—The  
4 ~~Commission on School Technology will advise the State Board of Education on the State School~~  
5 ~~Technology Plan and its components."~~

#### 6 7 **DATA INTEGRATION STEERING COMMITTEE**

8 **SECTION 6.** Section 6A.20(b) of S.L. 2011-145 is repealed.  
9

#### 10 **EASTERN CAROLINA REGIONAL HOUSING AUTHORITY BOARD OF** 11 **COMMISSIONERS**

12 **SECTION 7.** The Eastern Carolina Regional Housing Authority Board of  
13 Commissioners, established pursuant to G.S. 157-35, is abolished.  
14

#### 15 **GRANTS MANAGEMENT OVERSIGHT COMMITTEES**

16 **SECTION 8.** Section 6A.10 of S.L. 2012-142 and Section 7.14(b) of S.L. 2013-360  
17 are repealed.  
18

#### 19 **LEGISLATIVE COMMISSION ON METHAMPHETAMINE ABUSE**

20 **SECTION 9.(a)** Article 25A of Chapter 120 is repealed.

21 **SECTION 9.(b)** G.S. 90-113.64 reads as rewritten:

#### 22 **"§ 90-113.64. SBI annual report.**

23 Beginning with the 2011 calendar year, the State Bureau of Investigation shall determine the  
24 number of methamphetamine laboratories discovered in the State each calendar year and report  
25 its findings to the Joint Legislative Oversight Committee on Justice and Public Safety ~~and to the~~  
26 ~~Legislative Commission on Methamphetamine Abuse~~ by March 1, 2012, for the 2011 calendar  
27 year and each March 1 thereafter for the preceding calendar year. The State Bureau of  
28 Investigation shall participate in the High Intensity Drug Trafficking Areas (HIDTA) program,  
29 assist in coordinating the drug control efforts between local and State law enforcement agencies,  
30 and monitor the implementation and effectiveness of the electronic record-keeping requirements  
31 included in G.S. 90-113.52A and G.S. 90-113.56. The SBI shall include its findings in the report  
32 to the Commission required by this section."

33 **SECTION 9.(c)** G.S. 143B-925 reads as rewritten:

#### 34 **"§ 143B-925. Study and report on use of pseudoephedrine products to make** 35 **methamphetamine.**

36 The State Bureau of Investigation shall study issues regarding the use of pseudoephedrine  
37 products to make methamphetamine, including any data on the use of particular pseudoephedrine  
38 products in that regard, pertinent law enforcement statistics, trends observed, and other relevant  
39 information, and report annually to the Commission for Mental Health, Developmental  
40 Disabilities, and Substance Abuse ~~Services, the Legislative Commission on Methamphetamine~~  
41 ~~Abuse, Services~~ and the Joint Governmental Operations Subcommittee on Justice and Public  
42 Safety."  
43

#### 44 **NORTH CAROLINA COMMUNITY DEVELOPMENT COUNCIL**

45 **SECTION 11.(a)** Part 2A of Article 10 of Chapter 143B of the General Statutes is  
46 repealed.

47 **SECTION 11.(b)** G.S. 143B-432(c)(1) is repealed.

48 **SECTION 11.(c)** G.S. 143B-433(2)b. is repealed.  
49

#### 50 **NORTH CAROLINA FARMWORKER COUNCIL**

1           **SECTION 12.** Part 26 of Article 9 of Chapter 143B of the General Statutes is  
2 repealed.

3  
4 **SOUTHERN GROWTH POLICIES BOARD**

5           **SECTION 13.** Article 55 of Chapter 143 of the General Statutes, being G.S. 143-490  
6 through G.S. 143-506, is repealed.

7  
8 **SOUTHERN TECHNOLOGY COUNCIL**

9           **SECTION 14.** The Southern Technology Council is abolished.

10  
11 **STATE ADVISORY COUNCIL ON EMPLOYMENT SECURITY**

12           **SECTION 15.** G.S. 96-4 reads as rewritten:

13 **"§ 96-4. Administration; powers and duties of the Assistant Secretary; Board of Review.**

14           ...

15           ~~(g) Advisory Councils.—The State Advisory Council shall be composed of the Assistant~~  
16 ~~Secretary and 15 persons representing employers, employees, and the general public, to be~~  
17 ~~appointed as follows:~~

18                   ~~(1) Five members appointed by the Governor.~~

19                   ~~(2) Five members appointed by the President Pro Tempore of the Senate.~~

20                   ~~(3) Five members appointed by the Speaker of the House of Representatives.~~

21 ~~Each member shall be appointed for a term of four years. Vacancies on the State Advisory~~  
22 ~~Council shall be filled by the appointing authority. The Assistant Secretary shall serve as chair.~~  
23 ~~A quorum of the State Advisory Council shall consist of the chairman, or such appointed member~~  
24 ~~as he may designate, plus one half of the total appointed members. The function of the Council~~  
25 ~~shall be to aid the Division in formulating policies and discussing problems related to the~~  
26 ~~administration of this Chapter. Each member of the State Advisory Council attending meetings~~  
27 ~~of the Council shall be paid the same amount per diem for his or her services as is provided for~~  
28 ~~the members of other State boards, commissions, and committees who receive compensation for~~  
29 ~~their services, including necessary time spent in traveling to and from his place of residence~~  
30 ~~within the State to the place of meeting while engaged in the discharge of the duties of his office,~~  
31 ~~and his actual mileage and subsistence at the same rate allowed to State officials.~~

32           (h) Employment Stabilization. – The Secretary of Commerce, in consultation with the  
33 Assistant Secretary and with the advice and aid of the advisory councils, ~~Secretary,~~ shall take all  
34 appropriate steps to reduce and prevent unemployment; to encourage and assist in the adoption  
35 of practical methods of vocational training, retraining and vocational guidance; to investigate,  
36 recommend, advise, and assist in the establishment and operation, by municipalities, counties,  
37 school districts, and the State, of reserves for public works to be used in times of business  
38 depression and unemployment; to promote the reemployment of unemployed workers throughout  
39 the State in every other way that may be feasible; and to these ends to carry on and publish the  
40 results of investigations and research studies.

41           ...."

42  
43 **STATE SUGGESTION REVIEW COMMITTEE**

44           **SECTION 16.(a)** G.S. 143-345.21 reads as rewritten:

45 **"§ 143-345.21. State employee suggestion program.**

46           ...

47           (h) Implementation costs may be prorated over a maximum of three years for suggestions  
48 or innovations that are capital intensive, involve leading-edge technology, or involve  
49 unconventional processes that require longer than 12 months for implementation. The amount of  
50 the average annual savings minus the average annual implementation cost shall be used as the  
51 basis for the agency to recommend a suggester award. ~~The State Suggestion Review Committee~~

1 Office of State Human Resources shall consult the Office of State Budget and Management to  
2 make the final award determination in these cases.

3 ...."

4 **SECTION 16.(b)** G.S. 143-345.23 reads as rewritten:

5 "**§ 143-345.23. Suggestion and review process; role of agency coordinator and agency**  
6 **evaluator.**

7 (a) The process for a State employee or team of State employees to submit a cost-saving  
8 or revenue-increasing proposal shall begin with the employee or team of employees submitting  
9 the suggestion or innovation to an agency coordinator. The agency coordinator, in conjunction  
10 with an agency evaluator, shall review the suggestion or innovation for submission to the ~~State~~  
11 ~~Review Committee established in G.S. 143-345.24.~~Office of State Human Resources.

12 (b) An agency coordinator shall be appointed by the head of each participating agency to  
13 serve as liaison between the agency, the suggester, the agency evaluator, and the NC-Thinks  
14 office. The duties of the agency coordinator shall include:

- 15 (1) Serving as an information source and maintaining sufficient forms necessary  
16 to submit suggestions.
- 17 (2) Presenting, in conjunction with the agency evaluator, the recommendation for  
18 an award to the ~~State Suggestion Review Committee.~~Office of State Human  
19 Resources.
- 20 (3) Working in conjunction with the agency evaluator to process a particular  
21 suggestion or innovation within 180 days, except when there are extenuating  
22 circumstances.

23 An agency may have more than one coordinator if required to provide sufficient services to  
24 State employees.

25 (c) An agency evaluator shall be designated by the management of the implementing  
26 agency to evaluate one or more suggestions. The duties of an agency evaluator shall include:

- 27 (1) Receiving from the agency coordinator and reviewing within 90 days, when  
28 possible, the feasibility and effectiveness of cost-saving or revenue-increasing  
29 measures suggested by State employees.
- 30 (2) Being knowledgeable of the subject program, activity, or service.
- 31 (3) Determining, in conjunction with the agency fiscal officer, the budgetary  
32 impact of a suggestion or innovation.
- 33 (4) Judging impartially both the positive and negative effects of a suggestion or  
34 innovation on the current functions of the subject program, activity, or service.

35 (d) The Director of the Office of State Human Resources shall be responsible for general  
36 oversight and coordination of NC-Thinks. The State coordinator shall be an employee of the  
37 Office of State Human Resources. The State coordinator shall be responsible for day-to-day  
38 NC-Thinks program management and administration of the technical aspects of the program. ~~The~~  
39 ~~State coordinator shall be an ex officio voting member of the State Suggestion Review~~  
40 ~~Committee."~~

41 **SECTION 16.(c)** G.S. 143-345.24 is repealed.

42 **SECTION 16.(d)** G.S. 143-345.25 reads as rewritten:

43 "**§ 143-345.25. Innovations deemed property of the State; effect of decisions regarding**  
44 **bonuses.**

45 (a) All suggestions or innovations submitted by State employees pursuant to this Article  
46 are the property of the State, and all related intellectual property rights shall be assigned to the  
47 State. By January 1, 2002, the Office of State Human Resources shall establish a policy regarding  
48 intellectual property rights that arise from NC-Thinks.

49 (b) Decisions regarding the award of bonuses by the agency coordinator and the ~~State~~  
50 ~~Suggestion Review Committee.~~Office of State Human Resources are final and are not subject to  
51 review under the contested case procedures of Chapter 150B of the General Statutes."

1  
2 **STATEWIDE PORTAL COMMITTEE**

3 **SECTION 17.** Section 6A.12(h) of S.L.2012-142 is repealed.

4  
5 **TEACH FOR AMERICA, INC., OVERSIGHT BOARD**

6 **SECTION 18.** The Oversight Board for Teach For America, Inc., is abolished.

7  
8 **WHOLESALE DISTRIBUTOR ADVISORY COMMITTEE**

9 **SECTION 19.** G.S. 106-145.11 is repealed.

10  
11 **MOTOR VEHICLE DEALERS' ADVISORY BOARD**

12 **SECTION 19.1.(a)** G.S. 20-305.4 is repealed.

13 **SECTION 19.1.(b)** G.S. 20-305.5(l) reads as rewritten:

14 "(l) The provisions of G.S. 20-305(4) through G.S. 20-305(28) and G.S. 20-305.2 to  
15 ~~G.S. 20-305.4~~ G.S. 20-305.3 shall not apply to manufacturers of or dealers in mobile or  
16 manufactured type housing or who sell or distribute only nonmotorized recreational trailers;  
17 provided, however, that unless specifically exempted, each of these provisions shall be applicable  
18 to all recreational vehicle manufacturers, factory branches, distributors, and distributor branches  
19 who sell or distribute any motorized recreational vehicles in this State. The provisions of  
20 G.S. 20-305.1 shall not apply to manufacturers of or dealers in mobile or manufactured type  
21 housing."

22 **SECTION 19.1.(c)** This section becomes effective June 30, 2022.

23  
24 **NORTH CAROLINA ADVISORY COUNCIL ON THE EASTERN BAND OF THE**  
25 **CHEROKEE**

26 **SECTION 19.2.** Part 15A of Article 9 of Chapter 143B of the General Statutes is  
27 repealed.

28  
29 **BLOUNT STREET HISTORIC DISTRICT OVERSIGHT COMMITTEE**

30 **SECTION 19.3.** The Blount Street Historic District Oversight Committee  
31 established in S.L. 2003-404 is repealed.

32  
33 **STATE ADVISORY COUNCIL ON INDIAN EDUCATION**

34 **SECTION 19.4.** Article 13A of Chapter 115C of the General Statutes is repealed.

35  
36 **EFFECTIVE DATE**

37 **SECTION 20.** Except as otherwise provided, this act is effective when it becomes  
38 law.