

NORTH CAROLINA GENERAL ASSEMBLY  
1973 SESSION

CHAPTER 792  
HOUSE BILL 1247

AN ACT TO PROVIDE THAT THE NUMBER OF COMMISSIONERS OF THE HOSPITAL AUTHORITY MAY BE INCREASED UPON A FINDING THAT SUCH IS IN THE PUBLIC INTEREST.

The General Assembly of North Carolina enacts:

**Section 1.** The second paragraph of G.S. 131-94 is amended and rewritten as follows:

"One third of the commissioners who are first appointed shall be designated by the mayor, or the chairman of the board of county commissioners, to serve for terms of one year, one third to serve for terms of two years, and one third to serve for terms of three years respectively from the date of their appointment. Thereafter, the term of office shall be three years. A commissioner shall hold office until his successor has been appointed and has qualified. Vacancies shall be filled for the unexpired term. In the event of an increase in the number of commissioners, or in the event of a vacancy or vacancies in the membership of the board by expiration of term of office or otherwise, the remaining members of the board shall submit to the mayor, or the chairman of the board of county commissioners, nominations for appointments. The mayor, or the chairman of the board of county commissioners shall appoint within a reasonable period of time a person or persons to fill the vacancy or vacancies created by an increase in the number of commissioners or a vacancy or vacancies in the membership of the board by expiration of a term of office or otherwise, but may successively require any number of additional nominations, and shall have power to appoint any person so nominated. All such vacancies shall be filled from such nominations. The commissioners, upon a finding that it is in the public interest, may adopt a resolution increasing the membership of the board by a fixed number and submit the certified resolution and nominations for appointments to the mayor or the chairman of the board of county commissioners for appointment of the new commissioners from the persons so nominated or from among such additional nominations as the mayor or the chairman of the board of county commissioners may require to be submitted from the commissioners. A majority of the commissioners shall constitute a quorum. The mayor shall file with the city clerk, or the chairman of the board of county commissioners shall file with the county clerk a certificate of the appointment or reappointment of any commissioner and such certificate shall be conclusive evidence of the due and proper appointment of such commissioner. A commissioner shall receive no compensation for his services but he shall be entitled to the necessary expenses, including traveling expenses, incurred in the discharge of his duties."

**Sec. 2.** This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 24th day of May, 1973.