

NORTH CAROLINA GENERAL ASSEMBLY
1977 SESSION

CHAPTER 694
HOUSE BILL 550

AN ACT TO AMEND G.S. 143B-182 AND G.S. 143B-183 TO MODIFY THE STATE MENTAL HEALTH COUNCIL FOR THE PURPOSE OF MEETING REQUIREMENTS SET BY FEDERAL AUTHORITIES AS A CONDITION TO RECEIVING FEDERAL AID.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143B-182 is hereby amended by adding the word "Advisory" to the section heading and the two sentences of this section so that the phrase "Mental Health Council" will now read "Mental Health Advisory Council". This will require the insertion of the word "Advisory" between "Health" and "Council" in four places.

Sec. 2. G.S. 143B-182 is further amended by adding the following sentence as subdivision (3):

"(3) Additionally, the Mental Health Advisory Council shall consult with the Secretary of Human Resources in administering a State plan for the provision of comprehensive mental health services and the council is empowered to engage in any activities specified in federal mental health legislation for the purpose of meeting requirements set by federal authorities as a condition to receiving federal aid."

Sec. 3. G.S. 143B-183 is hereby amended by adding the word "Advisory" to the section heading and the first sentence of the section so that the phrase "Mental Health Council" will now read "Mental Health Advisory Council". This will require the insertion of the word "Advisory" between "Health" and "Council" in two places.

Sec. 4. G.S. 143B-183 is amended by striking the number "21" on line 2 of the section and replacing it with "no more than 35".

Sec. 5. Subdivision (3) of G.S. 143B-183 is hereby rewritten to read as follows:

"(3) Up to 23 at-large members. These appointments shall be made pursuant to current federal rules and regulations which prescribe the selection process and demographic blend as a necessary condition to the receipt of federal aid. At the Governor's request, the Department of Human Resources shall render to the Governor such advice and assistance as may be required to make the proper appointments to meet the federal requirements. The Governor shall exercise his power of appointment to reconstitute or fill vacancies on the council in a manner that will meet current federal rules and regulations concerning the council."

Sec. 6. The sentence beginning on line 30 of G.S. 143B-183 which reads in part "Members of the Council shall receive per diem..." is hereby rewritten to read as follows:

"Council members who are members of the General Assembly shall receive subsistence and travel allowance at the rate set forth in G.S. 120-3.1(b) and (c). Council members who are employees of the State shall receive travel allowances at the rate set forth in G.S. 138-6. All other council members shall receive per diem compensation and travel expenses at the rate set forth in G.S. 138-5."

Sec. 7. G.S. 143B-183 is further amended by: (1) deleting the phrase "Department of Social Rehabilitation and Control" in subdivision (1) of that section and substituting the phrase "Department of Correction" therefor and (2) deleting the phrase "Council on Mental Retardation" in subdivision (2) and substituting the phrase "Council on Developmental Disabilities" therefor.

Sec. 8. Nothing herein contained shall be construed to obligate the General Assembly to make additional appropriations to implement the provisions of this act.

Sec. 9. This act shall become effective on July 1, 1977.

In the General Assembly read three times and ratified, this the 23rd day of June, 1977.