

NORTH CAROLINA GENERAL ASSEMBLY
1981 SESSION

CHAPTER 884
HOUSE BILL 1275

AN ACT TO REMOVE SURETY BOND REQUIREMENTS FOR STATE OFFICIALS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-92 is hereby amended by deleting the second and third sentences thereof which read as follows:

"The Commissioner of Banks shall, before entering upon the discharge of his duties enter into bond with some surety company authorized to do business in the State of North Carolina, in the sum of not less than fifty thousand dollars (\$50,000), conditioned upon the faithful and honest discharge of all duties and obligations imposed by statute upon him. Such bond shall be made as part of the blanket bond of State officers and employees provided for in G.S. 128-8."

Sec. 2. G.S. 58-7 is hereby repealed.

Sec. 3. G.S. 58-241.6, as the same appears in the 1979 Cumulative Supplement to Volume 2B of the General Statutes, is hereby amended by deleting the last sentence thereof.

Sec. 4. G.S. 74A-2 is hereby amended by deleting subsection (c) thereof and by renumbering subparagraph (d) as subparagraph (c).

Sec. 5. G.S. 86A-6 is hereby amended by deleting the third sentence thereof which reads as follows:

"The Executive Secretary, before entering upon the duties of the office, shall execute to the State of North Carolina a satisfactory bond with a duly licensed bonding company in this State as surety, or other acceptable surety, such bond to be in the penal sum of not less than ten thousand dollars (\$10,000) and conditioned upon the faithful performance of the duties of the office and the true and correct accounting of all funds received by him."

Sec. 6. G.S. 86A-7 is hereby amended by deleting subsection (c) thereof and by renumbering subparagraphs (d) and (e) as subparagraphs (c) and (d) respectively.

Sec. 7. G.S. 88-14 is hereby amended by deleting the sentence beginning in line 17 thereof which reads as follows:

"The said secretary shall, before entering upon the duties of the office, execute a satisfactory bond with a duly licensed surety or other surety approved by the Director of the Budget, said bond to be in the penal sum of not less than ten thousand dollars (\$10,000), and conditioned upon the faithful performance of the duties of the office and the true and correct accounting of all funds received by such secretary by virtue of such office."

Sec. 8. G.S. 90-130 is hereby amended by deleting therefrom the sentence which begins in line 19 thereof and reading as follows:

"The treasurer and secretary shall each give bond, approved by the board, for the faithful performance of their respective duties, in such sum as the board may from time to time determine."

Sec. 9. G.S. 90-245 is hereby amended by deleting therefrom the sentence beginning in line 7 thereof and reading as follows:

"The secretary to the board shall, before entering upon the duties of the office, execute a satisfactory bond with a duly licensed surety or other surety approved by the Director of the Budget, said bond to be in the penal sum of not less than two thousand dollars (\$2,000), and

conditioned upon the faithful performance of the duties of the office and the true and correct accounting of all funds received by such secretary by virtue of such office."

Sec. 10. G.S. 143-3.2 is hereby amended by deleting therefrom the last four sentences which read as follows:

"The Director of the Budget shall secure insurance and/or a bond in an amount of not less than twenty-five thousand dollars (\$25,000) to protect the State of North Carolina against any misuse or unauthorized use of the facsimile signature machine by any person. It is further required that the State Disbursing Officer shall be placed under an official bond in a penal sum to be fixed by the Governor and Advisory Budget Commission at not less than fifty thousand dollars (\$50,000). Such official bond shall be a bond with corporate surety and furnished by a company admitted to do business in the State, and the premiums will be paid by the State out of the appropriations to the Department of Administration. Such bond shall be made as part of the blanket bond of State officers and employees provided for in G.S. 128-8."

Sec. 11. G.S. 143-246 is hereby amended by deleting therefrom the sentence which begins in line 16 thereof and reading as follows:

"Before entering upon the duties of his office, the executive director shall take the oath of office as prescribed for public officials and shall execute and deposit with the State Treasurer a bond in the sum of ten thousand dollars (\$10,000) to be approved by the State Treasurer, said bond to be conditioned upon the faithful performance of his duties of office."

Sec. 12. G.S. 147-57 is hereby repealed.

Sec. 13. G.S. 128-8 is hereby repealed.

Sec. 14. G.S. 147-67 is hereby repealed.

Sec. 15. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 8th day of July, 1981.