GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001

SESSION LAW 2001-486
SENATE BILL 571

AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO MAKE VARIOUS CHANGES TO BOARDS AND COMMISSIONS.

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments to public offices upon the recommendation of the President Pro Tempore of the Senate and the Speaker of the House of Representatives; and

Whereas, the President Pro Tempore of the Senate and the Speaker of the House of Representatives have made recommendations; Now, therefore,

The General Assembly of North Carolina enacts:

PART I. PRESIDENT PRO TEMPORE'S RECOMMENDATIONS

SECTION 1.1. Barbara Berry of Wake County is appointed to the Acupuncture Licensing Board for a term expiring on June 30, 2004.

SECTION 1.2. Robert Frank Timberlake, Jr. of Wake County, Jimmy A. Harrell, Jr. of Camden County, and Deborah Mae Johnson of Sampson County are appointed to the North Carolina Agricultural Finance Authority for terms expiring on June 30, 2004.

SECTION 1.3. Anita D. Pfaff of Forsyth County is appointed to the Alarm Systems Licensing Board for a term expiring on June 30, 2004.

SECTION 1.4. Dr. Donald D'Alessandro of Mecklenburg County is appointed to the North Carolina Board of Athletic Trainers for a term beginning on August 1, 2001, and expiring on July 31, 2004.

SECTION 1.5. Ernie Bowden of Currituck County is appointed to the North Carolina Bridge Authority for a term expiring on June 30, 2005.

SECTION 1.6. Paul Davis Boney of New Hanover County is appointed to the State Building Commission for a term expiring on June 30, 2004.

SECTION 1.7. Dennis Walters of Cumberland County is appointed to the North Carolina Capital Facilities Finance Agency Board of Directors for a term expiring on March 1, 2004, to fill the unexpired term of Ashly Maag.

SECTION 1.8. George Matthew Wood, Jr. of Pasquotank County and Reef C. Ivey, II of Wake County are appointed to the Centennial Authority for terms expiring on June 30, 2005.

SECTION 1.9. Kenneth Wayne Wells of Dare County and Carol Newman of Mecklenburg County are appointed to the North Carolina Center for the Advancement of Teaching Board of Trustees for terms expiring on June 30, 2005.

SECTION 1.10. Anita C. McCorkle of Mecklenburg County and Janice McKenzie Cole of Perquimans County are appointed to the North Carolina Child Care Commission for terms expiring on June 30, 2003.

SECTION 1.11. Richard K. Davis, Jr. of Catawba County is appointed to the State Board of Chiropractic Examiners for a term expiring on June 30, 2004.

SECTION 1.12. William K. Rakatanksy of Mecklenburg County is appointed to the North Carolina Code Officials Qualification Board for a term expiring on June 30, 2005.

SECTION 1.13. Terry Lee Waterfield of Pasquotank County is appointed to the North Carolina Criminal Justice Education and Training Standards Commission for a term expiring on June 30, 2003.

SECTION 1.14. Stuart H. LeGrand of Cleveland County and Lieutenant Kenneth B. Wiseman of Harnett County are appointed to the Criminal Justice Information Network Governing Board for terms expiring on June 30, 2005.

SECTION 1.15. Marguerite P. Watts of Pasquotank County is appointed to the Disciplinary Hearing Commission of the North Carolina State Bar for a term expiring on June 30, 2004.

SECTION 1.16. Jeanne Hopkins Lucas of Durham County, Sharon Hunt of Robeson County, Dina Foster of Cleveland County, Colon Willoughby of Wake County, and John Guard of Pitt County are appointed to serve on the Domestic Violence Commission for terms expiring on August 31, 2003.

SECTION 1.17. Stephen E. Taylor of Dare County is appointed to the Emergency Medical Services Advisory Council for a term expiring on June 30, 2005. Steven Edward Landau of Johnston County is appointed to the Emergency Medical Service Advisory Council for a term expiring on June 30, 2003.

SECTION 1.18. Robert G. Ray of Jackson County, Thomas K. Jenkins of Macon County, and Maurice Anthony Lasher of Buncombe County are appointed to the Environmental Management Commission for terms expiring on June 30, 2003.

SECTION 1.19. Sharon K. Sweeny of Brunswick County is appointed to the North Carolina State Board of Examiners of Fee-Based Practicing Pastoral Counselors for a term beginning on October 1, 2001, and expiring on September 30, 2005.

SECTION 1.20. John A. Garwood of Wilkes County, Eleanor Kinnaird of Orange County, Charlie S. Dannelly of Mecklenburg County, and Jerry Eugene Allen of Dare County are appointed to the Advisory Committee on Family-Centered Services for terms expiring on June 30, 2005.

SECTION 1.21. Hiram Brinson of Duplin County is appointed to the State Fire and Rescue Commission for a term expiring on June 30, 2004.

SECTION 1.22. Howard B. Chapin of Beaufort County and Frank B. Holding, Jr. of Wake County are appointed to the North Carolina Global TransPark Authority for terms expiring on June 30, 2005.

SECTION 1.23. Jo Anne Jeffries of Durham County, Dianne Fales Wright of Wilson County, Terry Eugene Osborne of Rowan County, Emily H. Moore of Lenoir County, Anthony D. M. Mulvihill of Durham County, Bobby L. Bollinger, Jr. of Mecklenburg County, and George Kerns of Buncombe County are appointed to the Governor's Advocacy Council for Persons with Disabilities for terms expiring on June 30, 2003.

SECTION 1.24. Patricia G. Garrett of Mecklenburg County and J. Adam Abram of Wake County are appointed to the North Carolina Housing Finance Agency Board of Directors for terms expiring on June 30, 2003. Robert J. Yatko of Gaston County and William Womble of Wake County are appointed to the North Carolina Housing Finance Agency Board of Directors for terms expiring on June 30, 2005.

SECTION 1.25. Paul Brooks of Robeson County is appointed to the North Carolina State Commission of Indian Affairs for a term expiring on June 30, 2003.

SECTION 1.26. Rufus Edmisten of Wake County is appointed to the Information Resource Management Commission for a term expiring on June 30, 2005.

SECTION 1.27. Marcus King of Wake County is appointed to the Local Government Commission for a term expiring on June 30, 2005.

SECTION 1.28. Troy Franklin Brickey of Forsyth County and J. P. Cauley of Lenoir County are appointed to the North Carolina Manufactured Housing Board for terms beginning on October 1, 2001, and expiring on September 30, 2004.

SECTION 1.29. Wayne Paul Seville of Guilford County is appointed to the North Carolina Board of Massage and Bodywork Therapy for a term expiring on June 30, 2003, to fill the unexpired term of Maria Spuller.

SECTION 1.30. Mansfield M. Elmore of Lee County, Jeanne Fenner of Wilson County, and Bernard H. Sullivan, Jr. of Gaston County are appointed to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services for terms expiring on June 30, 2003.

SECTION 1.31. Windell Daniels of New Hanover County is appointed to the North Carolina Board of Mortuary Science for a term beginning on January 1, 2002, and expiring on December 31, 2004.

SECTION 1.32. Elizabeth Hobgood Wellons of Johnston County and Julia Bryan Jones Daniels of Wake County are appointed to the Board of Trustees of the North Carolina Museum of Art for terms expiring on June 30, 2003.

SECTION 1.33. Elsie Griggs Hollowell Pugh of Camden County, Ben Berry of Pasquotank County, Charlie Shaw of Chowan County, Ernie Bowden of Currituck County, Ray E. Hollowell, Jr. of Dare County, and Robert B. Spivey of Bertie County are appointed to the Northeastern North Carolina Regional Economic Development Commission for terms expiring on June 30, 2003.

SECTION 1.34. Robert E. Morrison of Randolph County is appointed to the North Carolina Center for Nursing Board of Directors for a term expiring on June 30, 2004.

SECTION 1.35. Virginia Adams of New Hanover County and Kathy Weeks of Harnett County are appointed to the North Carolina Nursing Scholars Commission for terms expiring on June 30, 2005.

SECTION 1.36. Todd W. Tilley of Perquimans County is appointed to the North Carolina Parks and Recreation Authority for a term expiring on June 30, 2004.

SECTION 1.37. Michael Richard Haire of Perquimans County, Tom C. Mehder of Mecklenburg County, and Anne Coan, Douglas E. Howey, and Bill Weatherspoon of Wake County are appointed to the Petroleum Underground Storage Tank Funds Council for terms expiring on June 30, 2003.

SECTION 1.38. Betty Medlin of New Hanover County is appointed to the North Carolina State Ports Authority for a term expiring on June 30, 2003.

SECTION 1.39. Mack Donaldson of Guilford County is appointed to the Private Protective Services Board for a term expiring on June 30, 2004. James Robert Fosythe of Wayne County is appointed to the Private Protective Services Board for a term expiring on June 30, 2003, to fill the unexpired term of Thomas Burgin.

SECTION 1.40. Richard L. Burton of Durham County is appointed to the Board of Trustees of the North Carolina Public Employee Deferred Compensation Plan for a term expiring on June 30, 2003.

SECTION 1.41. Anthony M. Copeland and Thomas Archbell Morrow of Wake County are appointed to the Board of Public Telecommunications Commissioners North Carolina Agency for Public Telecommunications for terms expiring on June 30, 2003.

SECTION 1.42. Beverly McCracken of Guilford County is appointed to the Board of Trustees of the University of North Carolina Center for Public Television for a term expiring on June 30, 2003.

SECTION 1.43. Thomas P. Dillon of Union County is appointed to the North Carolina Railroad Board of Directors for a term expiring on June 30, 2005. Michael L. Weisel's appointment to the North Carolina Railroad Board of Directors shall expire on June 30, 2003.

SECTION 1.44. BeBe Woody of Dare County, Tod B. Clissold of Dare County, and Arvilla Bowser of Dare County are appointed to the Roanoke Island Commission for terms expiring on June 30, 2003.

SECTION 1.45. David Ray Twiddy of Chowan County, Jim Funderburke of Gaston County, Laura DeVan of Cumberland County, and Thomas Hilliard of Wake

County are appointed to the Rules Review Commission for terms expiring on June 30, 2003.

SECTION 1.46. Patricia Ferguson of Bertie County, Dr. Donald P. Altieri of Anson County, and William S. Wellons, Jr. of Cumberland County are appointed to the North Carolina Rural Internet Access Authority for terms beginning on August 1, 2001, and expiring on July 31, 2002.

SECTION 1.47. Richard F. Green of Brunswick County is appointed to the Board of Trustees of the North Carolina School of Science and Mathematics for a term expiring on June 30, 2005.

SECTION 1.48. Kirk Alan Preiss of Wake County is appointed to the North Carolina Board of Science and Technology for a term expiring on June 30, 2003.

SECTION 1.49. Russell Lee Stetson of Dare County is appointed to the North Carolina Seafood Industrial Park Authority for a term expiring on June 30, 2003.

SECTION 1.50. Jane W. Smith of Robeson County, William W. Phipps of Columbus County, and Kenneth Robinette of Richmond County are appointed to the Southeastern North Carolina Regional Economic Development Commission for terms expiring on June 30, 2005.

SECTION 1.51. Kevin Charles Martin of Franklin County is appointed to the North Carolina Board for Licensing Soil Scientists for a term expiring on June 30, 2004.

SECTION 1.52. Dewitt Hardee of Johnston County is appointed to the Southern Dairy Compact Commission for a term expiring on June 30, 2005.

SECTION 1.53. Louise Ramsey of Nash County and William Cunningham, III of Carteret County are appointed to the North Carolina Teacher Academy Board of Trustees for terms expiring on June 30, 2005.

SECTION 1.54. Joseph M. Jenkins of Cumberland County and Althea Calloway of Mecklenburg County are appointed to the Board of Trustees of the Teachers' and State Employees' Comprehensive Major Medical Plan for terms expiring on June 30, 2003. James Vann's appointment to the Board of Trustees of the Teachers' and State Employees' Comprehensive Major Medical Plan shall expire on June 30, 2002.

SECTION 1.55. John H. Cilley, IV of Catawba County is appointed to the Board of Trustees of the Teachers' and State Employees' Retirement System for a term expiring on June 30, 2003.

SECTION 1.56. LeRoy J. Walker of Durham County is appointed to the North Carolina Teaching Fellows Commission for a term expiring on June 30, 2005.

SECTION 1.57. Michael Scott Holder of Moore County is appointed to the North Carolina State Board of Therapeutic Recreation Certification for a term expiring on June 30, 2004.

SECTION 1.58. D. Samuel Neill of Henderson County, Kenny Hankinson of Rutherford County, and William Forsyth of Cherokee County are appointed to the Western North Carolina Regional Economic Development Commission for terms expiring on June 30, 2005. Michael Stephen Hawkins of Transylvania County is appointed to the Western North Carolina Regional Economic Development Commission for a term expiring on June 30, 2003, to fill the unexpired term of David Huskins.

SECTION 1.59. Amy J. Lewis of Wake County is appointed to the North Carolina Veterinary Medical Board for a term expiring on June 30, 2006.

SECTION 1.60. Russell Mohn Hull, Jr. of Pasquotank County, John Edward Pechmann of Cumberland County, and Eugene Price of Wayne County are appointed to the Wildlife Resources Commission for terms expiring on April 24, 2003.

SECTION 1.61. Leigh Emick Horner of Orange County is appointed to North Carolina Wireless 911 Board for a term expiring on June 20, 2002, to fill the unexpired term of Cindy Smith.

PART IA. SPEAKER'S RECOMMENDATIONS

SECTION 1A.1. Terry Lee Bradley of Gaston County is appointed to the Acupuncture Licensing Board for a term expiring on June 30, 2003.

SECTION 1A.2. Alfred J. Worley, Jr. of Columbus County, David Hall of Rowan County, and Stan Crow of Martin County are appointed to the North Carolina Agricultural Finance Authority for terms expiring on June 30, 2003.

SECTION 1A.4. Correction of term. Section 1A.3 of S.L. 2000-181 reads as rewritten:

"Section 1A.3. Dr. Thomas J. Newton of Sampson County is appointed to the North Carolina Board of Athletic Trainer Examiners for a term expiring on ~~June 30, 2002.~~ June 30, 2003."

SECTION 1A.5. Swayn G. Hamlett of Cumberland County is appointed to the North Carolina Bridge Authority for a term expiring on June 30, 2005.

SECTION 1A.6. C. Neil Styers of Gaston County is appointed to the State Building Commission for a term expiring on June 30, 2004.

SECTION 1A.7. O. Temple Sloan and Don Beason of Wake County are appointed to the Centennial Authority for terms expiring on June 30, 2003.

SECTION 1A.8. Cheri Cheek of Brunswick County and Sheryn Northey of Mecklenburg County are appointed to the North Carolina Center for the Advancement of Teaching Board of Trustees for terms expiring on June 30, 2005.

SECTION 1A.9. Linda Rivers of Cumberland County and Sandy Morris of Buncombe County are appointed to North Carolina Child Care Commission for terms expiring on June 30, 2003.

SECTION 1A.10. Eugene Alligood of Mecklenburg County is appointed to the State Board of Chiropractic Examiners for a term expiring on June 30, 2003.

SECTION 1A.11. Mark Hicks of Granville County and Howard Daniely of Alamance County are appointed to the North Carolina Code Officials Qualification Board for terms expiring on June 30, 2003.

SECTION 1A.12. Margaret Eichelberger of Wayne County is appointed to the Crime Victims Compensation Commission for a term expiring on June 30, 2003, to fill the unexpired term of Gary Eichelberger.

SECTION 1A.13. Charles P. Farris, Jr. of Wilson County is appointed to the North Carolina Criminal Justice Education and Training Standards Commission for a term expiring on June 30, 2003.

SECTION 1A.14. Joseph M. Buckner of Orange County is appointed to the Criminal Justice Information Network Governing Board for a term expiring on June 30, 2003, to fill the unexpired term of Ortharine Sansbury. Roy Holler of Person County is appointed to the Criminal Justice Information Network Governing Board for a term expiring on June 30, 2005.

SECTION 1A.15. Geraldine Sumter of Mecklenburg County, Rachel Ramsey of Polk County, Gayle P. Van Velsor of New Hanover County, and Michael Turner of Forsyth County, the Honorable Gary Cash of Buncombe County, and Lucy Hurley of Lee County are appointed to the Domestic Violence Commission for terms expiring on August 31, 2003. Earl Butler of Cumberland County is appointed to the Domestic Violence Commission for a term expiring on August 31, 2002, to fill the unexpired term of W.E. Smith.

SECTION 1A.16. Charlotte Cable of Macon County is appointed to the North Carolina Board of Electrolysis Examiners for a term expiring on August 31, 2004.

SECTION 1A.17. Anne Barnes of Orange County and Don Abernathy of Catawba County are appointed to the Environmental Management Commission for terms expiring on June 30, 2003.

SECTION 1A.18. Marvin Wilson of Mecklenburg County is appointed to the State Fire and Rescue Commission for a term expiring on June 30, 2004.

SECTION 1A.19. R. Gene Braswell of Wayne County is appointed to the North Carolina Global TransPark Authority for a term expiring on June 30, 2005.

SECTION 1A.20. Gerald W. Canipe of Cumberland County is appointed to the North Carolina Home Inspector Licensure Board for a term expiring on June 30, 2005.

SECTION 1A.21. Douglas R. Bebber of Buncombe County, Brent Barringer of Wake County, Paul S. Jaber of Edgecombe County, and Bill Fitzgerald of Scotland County are appointed to the North Carolina Housing Finance Agency Board of Directors for terms expiring on June 30, 2003.

SECTION 1A.22. Ray Littleturtle of Robeson County is appointed to the North Carolina State Commission of Indian Affairs for a term expiring on June 30, 2003.

SECTION 1A.23. Olin H. Broadway, Jr. of Mecklenburg County is appointed to the Information Resource Management Commission for a term expiring on June 30, 2005.

SECTION 1A.24. Billy D. Friende, Jr. of Forsyth County is appointed to the State Judicial Council for a term expiring on December 31, 2004.

SECTION 1A.25. David Huskins of McDowell County is appointed to the Local Government Commission for a term expiring on June 30, 2005.

SECTION 1A.26. Dr. Anna Scheyett of Orange County, Ellen Holliman of Davidson County, and Dr. Marvin S. Swartz of Durham County are appointed to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services for terms expiring on June 30, 2003.

SECTION 1A.27. George S. Parrott of Carteret County is appointed to the North Carolina Board of Mortuary Science for a term beginning on January 1, 2002, expiring on December 31, 2003.

SECTION 1A.28. James Treadaway of Catawba County and Rosemary F. Wyche of Halifax and Wake Counties are appointed to the Board of Trustees of the North Carolina Museum of Art for terms expiring on June 30, 2003.

SECTION 1A.29. Henry L. Kitchin of Rockingham and Brunswick Counties and William Joslin of Wake County are appointed to the Natural Heritage Trust Fund Board of Trustees for terms expiring on December 31, 2007.

SECTION 1A.31. Patricia Gayle Floyd of Beaufort County and Dr. Evelyn Pruden of Wilson County are appointed to the North Carolina Nursing Scholars Commission for terms expiring on June 30, 2005.

SECTION 1A.32. Russell Robinson of Guilford County and Dr. Kenneth M. Sadler of Forsyth County are appointed to the North Carolina Parks and Recreation Authority for terms expiring on June 30, 2003.

SECTION 1A.33. Richard Pierce of New Hanover County, Laura Thompson-Quinn and Angela McCants of Wake County, Nancy McKeel of Buncombe County, Dr. Michael Teague of Wake County, Pat King of Rockingham County, and Jeff Cooper of Martin County are appointed to the Governor's Advocacy Council for Persons with Disabilities for terms expiring on June 30, 2003.

SECTION 1A.34. Lloyd Williams, Jr. of Cleveland County, Al Dorsett of Guilford County, David Knight and Leland L. Laymon of Wake County, and Bennie Gupton of Franklin County are appointed to the Petroleum Underground Storage Tank Funds Council for terms expiring on June 30, 2003.

SECTION 1A.35. David Freshwater of Carteret County is appointed to the North Carolina State Ports Authority for a term expiring on June 30, 2003.

SECTION 1A.36. John D. Greco of Guilford County is appointed to the Private Protective Services Board for a term expiring on June 30, 2003.

SECTION 1A.37. Wade Wilmoth of Watauga County is appointed to the Property Tax Commission for a term expiring on June 30, 2003.

SECTION 1A.38. James Kirkpatrick of Guilford County is appointed to the Board of Trustees of the North Carolina Public Employee Deferred Compensation Plan for a term expiring on June 30, 2003.

SECTION 1A.39. Joe Kluttz of Stanly County is appointed to the Public Officers and Employees Liability Insurance Commission for a term expiring on June 30, 2003.

SECTION 1A.40. Jan Dempster of Moore County and Herb Crenshaw of Wake County are appointed to the Board of Public Telecommunications Commissioners for terms expiring on June 30, 2003.

SECTION 1A.41. Ruth Cook of Wake County is appointed to the Board of Trustees of the University of North Carolina Center for Public Television for a term expiring on June 30, 2003.

SECTION 1A.42. Sharman Thornton of Mecklenburg County is appointed to the North Carolina Railroad Board of Directors for a term expiring on June 30, 2003.

SECTION 1A.43.(a) Correction of term. Section 2.26 of S.L. 1999-431 reads as rewritten:

"Section 2.26. Fred Yates of Hertford County, Edmond Buckman of Beaufort County, and G.B. Warner of Pasquotank County are appointed to the Northeastern North Carolina Regional Economic Development Commission for terms expiring ~~June 30, 2003.~~June 30, 2002."

SECTION 1A.43.(b) John E. Schrote of Pasquotank County, Joe Landino of Tyrrell County, and Ralph Mobley of Martin County are appointed to the Northeastern North Carolina Regional Economic Development Commission for terms expiring on June 30, 2003.

SECTION 1A.44. James L. F. Smith of Pender County, Roger F. Hall, Jr. of Robeson County, and Kermit Williamson of Sampson County are appointed to the Southeastern North Carolina Regional Economic Development Commission for terms expiring on June 30, 2005. Henry E. Miller, III of New Hanover County is appointed to the Southeastern North Carolina Regional Economic Development Commission to fill the unexpired term of Gene Miller effective December 5, 2001, for a term expiring on June 30, 2003.

SECTION 1A.45. Walter Daniels of Dare County, Dr. Thomas Brooks of Wake County, and Winston Hawkins of Dare County are appointed to the Roanoke Island Commission for terms expiring on June 30, 2003.

SECTION 1A.46. Dr. Walter Futch of Brunswick County, Jennie Hayman of Wake County, and Dr. John Tart of Wayne County are appointed to the Rules Review Commission for terms expiring on June 30, 2003.

SECTION 1A.47. Bolling Gray McNeill, Jr. of Columbus County, Dr. Cecil Groves of Jackson County, and Brad Phillips of Wake County are appointed to the North Carolina Rural Internet Access Authority Commission for terms expiring on July 31, 2002.

SECTION 1A.48. Dr. Katherine Johnson of Nash County is appointed to the North Carolina Rural Redevelopment Authority for a term expiring on June 30, 2004.

SECTION 1A.49. Jameson Wells of Mecklenburg County is appointed to the North Carolina Board of Science and Technology for a term expiring on June 30, 2003.

SECTION 1A.50. Gilbert Baccus of Perquimans County is appointed to the North Carolina Seafood Industrial Park Authority for a term expiring on June 30, 2003.

SECTION 1A.51. Steve Bunn of Bladen County is appointed to the North Carolina Sheriffs' Education and Training Standards Commission for a term expiring on June 30, 2003.

SECTION 1A.52. Toney C. Jacobs of Iredell County is appointed to the North Carolina Board for Licensing Soil Scientists for a term expiring on June 30, 2004.

SECTION 1A.53. Wilson Hayman of Wake County is appointed to the State Personnel Commission for a term expiring on June 30, 2004, to fill the unexpired term of Ervin L. Ball, Jr.

SECTION 1A.55. William Hendricks and Trudy Mitchell of Wake County are appointed to the Board of Trustees of the Teachers' and State Employees' Comprehensive Major Medical Plan for terms expiring on June 30, 2003.

SECTION 1A.56. James C. Rivers of Mecklenburg County is appointed to the Board of Trustees of the Teachers' and State Employees' Retirement System for a term expiring on June 30, 2003.

SECTION 1A.57. Millie Yongue of Scotland County is appointed to the North Carolina Teaching Fellows Commission for a term expiring on June 30, 2005.

SECTION 1A.58. Douglas O'Neal of Durham County is appointed to the North Carolina State Board of Therapeutic Recreation Certification for a term expiring on June 30, 2004.

SECTION 1A.59. Annette Myers of Granville County and Carol Rahea of Union County are appointed to the Watershed Protection Advisory Council for terms expiring on June 30, 2003.

SECTION 1A.60. Dale Todd of New Hanover County and Willie Setzer of Catawba County are appointed to the Well Contractors Certification Commission for terms expiring on June 30, 2003.

SECTION 1A.61. Craig Madison of Buncombe County, Leon D. Jones of Cherokee County, and George Couch of Polk County are appointed to the Western North Carolina Regional Economic Development Commission for terms expiring on June 30, 2005. Van Phillips of Mitchell County is appointed to the Western North Carolina Regional Economic Development Commission for a term expiring on June 30, 2003, to fill the unexpired term of R. Tracy Walker.

SECTION 1A.62. Troy Boyd of Pasquotank County, Robert L. Purcell of Wake County, and Charles W. Bennett and Gary Allen of Mecklenburg County are appointed to the Wildlife Resources Commission for terms expiring on June 30, 2003.

SECTION 1A.63. Don Van Liew of Wake County is appointed to North Carolina Wireless 911 Board for a term expiring on June 30, 2002, to fill the unexpired term of Mike Watson.

SECTION 1A.64. Pursuant to G.S. 65-50(a), as amended by Section 2.1 of this act, Leonard J. Fulcher, Jr. of Durham County is appointed to the Cemetery Commission for a term expiring on June 30, 2005.

PART II. STATUTORY AND SESSION LAW CHANGES

—CEMETERY COMMISSION

SECTION 2.1. G.S. 65-50 reads as rewritten:

"**§ 65-50. Cemetery Commission; members, selection, quorum.**

(a) Membership. – The Cemetery Commission shall consist of ~~seven members appointed by the Governor.~~ nine members. The General Assembly shall appoint two members, one of whom shall be recommended by the President Pro Tempore of the Senate and one of whom shall be recommended by the Speaker of the House of Representatives. The Governor shall appoint seven members as follows:

(1) Two members ~~shall be owners or managers of~~ who own or manage cemeteries in North Carolina.

(2) Three members ~~shall be~~ who are selected from six nominees submitted by the North Carolina Cemetery Association.

(3) Two public members ~~shall be public members~~ who have no financial interest in, and are not involved in management of, any cemetery or funeral related business.

(b) Terms. – Four members of the initial Commission shall be appointed for a term to expire June 30, 1977, and three members shall be appointed for a term to expire

June 30, 1976. At the end of the respective terms of office of the initial members of the Commission, their successors shall be nominated in the same manner, selected from the same categories and appointed for terms of four years and until their successors are appointed and qualified. Any appointment to fill a vacancy on the Commission created by the resignation, dismissal, death or disability of a member shall be for the balance of the unexpired term.

(c) Removal. – The ~~Governor~~ appointing authority shall have the power to remove any member of the Commission appointed by that authority from office for misfeasance, malfeasance and nonfeasance according to ~~the provisions of G.S. 143B-13 of the Executive Organization Act of 1973.~~applicable provisions of law.

(d) Quorum. – A majority of the Commission shall constitute a quorum for the transaction of business.

(e) Chair. – At the first meeting of the Commission held after September 1, 1975, the Commission shall elect one of its members as its chairman and another as its vice-chairman, both to serve through June 30 of the next following year. Thereafter, at its first meeting held on or after July 1 of each year, the Commission shall elect from its members a chairman and vice-chairman to serve through June 30 of the next following year."

—STATE BOARD OF BARBER EXAMINERS

SECTION 2.2. G.S. 86A-4(b) reads as rewritten:

"(b) No member appointed to the Board on or after July 1, 1981, shall serve more than ~~two~~ three complete consecutive three-year terms, except that each member shall serve until the member's successor is appointed and qualifies.

No person who has been employed by the North Carolina State Board of Barber Examiners and has been removed for just cause shall be appointed within five years of the removal to serve as a Board member."

—MORTUARY SCIENCE BOARD

SECTION 2.3.(a) G.S. 90-210.18(b3), as enacted by Section 1 of S.L. 2001-294, reads as rewritten:

"(b3) The Governor, the General Assembly upon the recommendation of the President Pro Tempore of the Senate, and the General Assembly upon the recommendation of the Speaker of the House of Representatives shall each appoint one public member to the Board. The public members of the Board may neither be licensed under this Article nor employed by a person who is. A vacancy occurring in a public member's seat shall be filled for the unexpired term by the appointing official."

SECTION 2.3.(b) Section 12 of S.L. 2001-294 reads as rewritten:

"**SECTION 12.** In order to stagger the terms of the public members of the North Carolina Board of Mortuary Science, the public member of the Board, with a second term expiring December 31, 2001, shall have such term extended until December 31, 2002. The public member of the Board whose term expires December 31, 2002, shall be appointed by the Governor. The public member of the board whose term expires December 31, 2001, shall be appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate. The public member of the board whose term expires December 31, 2003, shall be appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives."

—JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE

SECTION 2.4. G.S. 120-70.50 reads as rewritten:

"**§ 120-70.50. Creation and membership of Joint Legislative Transportation Oversight Committee.**

The Joint Legislative Transportation Oversight Committee is established. The Committee consists of ~~16~~ 18 members as follows:

(1) ~~Eight~~ Nine members of the Senate appointed by the President Pro Tempore of the Senate, at least two of whom are members of the minority party; and

(2) ~~Eight~~ Nine members of the House of Representatives appointed by the Speaker of the House of Representatives, at least three of whom are members of the minority party.

Terms on the Committee are for two years and begin on January 15 of each odd-numbered year, except the terms of the initial members, which begin on appointment. Members may complete a term of service on the Committee even if they do not seek reelection or are not reelected to the General Assembly, but resignation or removal from service in the General Assembly constitutes resignation or removal from service on the Committee.

A member continues to serve until his successor is appointed. A vacancy shall be filled within 30 days by the officer who made the original appointment."

—JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE

SECTION 2.5. G.S. 120-70.80 reads as rewritten:

"**§ 120-70.80. Creation and membership of Joint Legislative Education Oversight Committee.**

The Joint Legislative Education Oversight Committee is established. The Committee consists of ~~20~~ 22 members as follows:

(1) ~~Ten~~ Eleven members of the Senate appointed by the President Pro Tempore of the Senate, at least two of whom are members of the minority party; and

(2) ~~Ten~~ Eleven members of the House of Representatives appointed by the Speaker of the House of Representatives, at least three of whom are members of the minority party.

Terms on the Committee are for two years and begin on the convening of the General Assembly in each odd-numbered year. Members may complete a term of service on the Committee even if they do not seek reelection or are not reelected to the General Assembly, but resignation or removal from service in the General Assembly constitutes resignation or removal from service on the Committee.

A member continues to serve until his successor is appointed. A vacancy shall be filled within 30 days by the officer who made the original appointment."

—JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS

SECTION 2.6. G.S. 120-74 reads as rewritten:

"**§ 120-74. Appointment of members; terms of office.**

The Commission shall consist of ~~36~~ 38 members. The President pro tempore of the Senate, the Speaker pro tempore of the House, the Deputy President pro tempore of the Senate, the Majority Leader of the House of Representatives, and the Majority Leader of the Senate and the Speaker of the House shall serve as ex officio members of the Commission. The Speaker of the House of Representatives shall appoint ~~15~~ 16 members from the House. The President pro tempore of the Senate shall appoint ~~15~~ 16 members from the Senate. Vacancies created by resignation or otherwise shall be filled by the original appointing authority. Members shall serve two-year terms beginning and ending on January 15 of the odd-numbered years. Members shall not be disqualified from completing a term of service on the Commission because they fail to run or are defeated for reelection. Resignation or removal from the General Assembly shall constitute resignation or removal from membership on the Commission."

—JOINT SELECT COMMITTEE ON INFORMATION TECHNOLOGY

SECTION 2.7. G.S. 120-232(a) reads as rewritten:

"(a) The Committee shall consist of ~~14~~16 members as follows:

(1) ~~Four~~ Five members of the Senate at the time of their appointment, appointed by the President Pro Tempore of the Senate.
(2) ~~Four~~ Five members of the House of Representatives at the time of their appointment, appointed by the Speaker of the House of Representatives.
(3) Three members of the public, appointed by the President Pro Tempore of the Senate.
(4) Three members of the public, appointed by the Speaker of the House of Representatives.

The members appointed to the Committee from the public shall be chosen from among individuals who have the ability and commitment to promote and fulfill the purposes of the Committee, including individuals who have expertise in the field of computer technology or commercial transactions."

—RAILROAD STUDY COMMISSION

SECTION 2.8. G.S. 120-246 reads as rewritten:

"**§ 120-246. Membership.**

The Commission shall be composed of ~~16~~18 members as follows:

(1) ~~Eight~~ Nine members of the House of Representatives appointed by the Speaker of the House.
(2) ~~Eight~~ Nine members of the Senate appointed by the President Pro Tempore of the Senate.

Terms on the Commission are for two years and begin on January 15 of each odd-numbered year, except for the terms of the initial members, which begin on appointment. Members may complete a term of service on the Commission even if they do not seek reelection or are not reelected to the General Assembly, but resignation or removal from service in the General Assembly constitutes resignation or removal from service on the Commission."

—ADVISORY COMMISSION ON MILITARY AFFAIRS

SECTION 2.9.(a) G.S. 127C-2(d), as enacted by Section 12.1 of S.L. 2001-424, reads as rewritten:

"(d) The Governor shall designate one member of the Executive Committee appointed pursuant to subsection (b) of this section ~~shall choose a Chairman and four Vice-Chairmen from amongst its membership.~~to serve as chair. The Executive Committee shall elect four persons from amongst its membership to serve as vice-chairs."

SECTION 2.9.(b) G.S. 127C-2, as enacted by Section 12.1 of S.L. 2001-424, is amended by adding a new subsection to read:

"(e) The terms of the members of the Executive Committee shall be as follows:

(1) The members initially appointed by the Speaker of the House of Representatives and the President Pro Tempore of the Senate shall serve terms ending on December 31, 2003.
(2) Seven of the members appointed by the Governor shall serve initial terms ending on December 31, 2002.
(3) Eight of the members appointed by the Governor shall serve initial terms ending on December 31, 2003.

Thereafter, all members shall serve two-year terms."

—BOARD OF TRUSTEES OF THE MUSEUM OF ART

SECTION 2.10. G.S. 140-5.13(b) reads as rewritten:

"(b) The Board of Trustees of the North Carolina Museum of Art shall consist of ~~28~~29 members, chosen as follows:

(1) The Governor shall appoint ~~twelve~~ 13 members, one from each congressional district in the State in accordance with G.S. 147-12(3b);

(2) The North Carolina Art Society, Incorporated, shall elect four members;
(3) The North Carolina Museum of Art Foundation, Incorporated, shall elect four members;
(4) The Board of Trustees of the North Carolina Museum of Art shall elect four members;
(5) The General Assembly shall appoint four members, two upon the recommendation of the Speaker of the House of Representatives, and two upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121;
(6) Repealed by Session Laws 1981 (Regular Session, 1982), c. 1191, s. 49.

All regular appointments or elections except those by the General Assembly shall be for terms of six years, except that each member shall serve until his successor is chosen and qualifies. No person may be appointed or elected to more than two consecutive terms of six years. All regular appointments by the General Assembly shall be for the then current legislative term, and no appointee of the General Assembly may be appointed to more than two consecutive terms of two years."

—WILDLIFE RESOURCES COMMISSION

SECTION 2.11.(a) G.S. 143-240(a) reads as rewritten:

"(a) There is hereby created the Wildlife Resources Commission of the Department of Environment and Natural Resources which shall consist of ~~17~~ 19 citizens of North Carolina who shall be appointed as is provided in G.S. 143-241.

Each member of the Commission shall be an experienced hunter, fisherman, farmer, or biologist, who shall be generally informed on wildlife conservation and restoration problems.

Members of the Commission shall receive per diem and necessary travel and subsistence expenses in accordance with the provisions of G.S. 138-5 or G.S. 138-6 as the case may be, which shall be paid from fees collected by the Wildlife Resources Commission."

SECTION 2.11.(b) G.S. 143-241 reads as rewritten:

"**§ 143-241. Appointment and terms of office of Commission members; filling of vacancies.**

The members of the North Carolina Wildlife Resources Commission shall be appointed as follows:

The Governor shall appoint one member each from the first, fourth, and seventh wildlife districts to serve six-year terms;

The Governor shall appoint one member each from the second, fifth, and eighth wildlife districts to serve two-year terms;

The Governor shall appoint one member each from the third, sixth, and ninth wildlife districts to serve four-year terms;

The Governor shall also appoint two at-large members to serve four-year terms.

The General Assembly shall appoint ~~six~~ eight members of the Commission to serve two-year terms, ~~three~~ four upon the recommendation of the Speaker of the House, ~~three~~ four upon the recommendation of the President Pro Tempore of the Senate, in accordance with G.S. 120-121. Of the members appointed upon the recommendation of the Speaker of the House and upon the recommendation of the President Pro Tempore of the Senate, at least one of each shall be a member of the political party to which the largest minority of the members of the General Assembly belongs.

Thereafter as the terms of office of the members of the Commission appointed by the Governor from the several wildlife districts expire, their successors shall be appointed for terms of six years each. As the terms of office of the members of the Commission appointed by the General Assembly expire, their successors shall be appointed for terms of two years each. All members appointed by the Governor serve at

the pleasure of the Governor that appointed them and they may be removed by that Governor at any time. A successor to the appointing Governor may remove a Commission member only for cause as provided in G.S. 143B-13. Members appointed by the General Assembly serve at the pleasure of that body and may be removed by law at any time. In the event that a Commission member is removed, the member appointed to replace the removed member shall serve only for the unexpired term of the removed member."

—FIRST FLIGHT CENTENNIAL COMMISSION

SECTION 2.12.(a) G.S. 143-640(c) reads as rewritten:

"(c) Membership. – The Commission shall consist of 28 members, as follows:

(1) Four persons appointed by the Governor.

(2) Five persons appointed by the President Pro Tempore of the Senate.

(3) Five persons appointed by the Speaker of the House of Representatives.

(4) The following persons or their designees, ex officio:

a. The Governor.

b. The President Pro Tempore of the Senate.

c. The Speaker of the House of Representatives.

d. The United States Senators from this State.

e. The member of the United States House of Representatives for the Third Congressional District.

f. The Governor of the State of Ohio.

g. The Secretary of the Department of Cultural Resources.

h. The Superintendent of the Cape Hatteras National Seashore of the United States National Park Service.

i. The chair of the Centennial of Flight Commemoration Commission.

j. The President of the First Flight Society.

k. The chair of the Dare County Board of Commissioners.

l. The Mayor of the Town of Kill Devil Hills.

m. The chair of the Dare County Tourism Board.

n. The Mayor of the Town of Kitty Hawk.

The members appointed to the First Flight Centennial Commission shall be chosen from among individuals who have the ability and commitment to promote and fulfill the purposes of the Commission, including individuals who have demonstrated expertise in the fields of aeronautics, aerospace science, or history, who have contributed to the development of the fields of aeronautics or aerospace science, or who have demonstrated a commitment to serving the public."

SECTION 2.12.(b) G.S. 143-640(e) reads as rewritten:

"(e) ~~Chair. – The chair shall be appointed biennially by the Governor from among the membership of the Commission.~~ Cochairs. – The Governor shall select the cochairs biennially from among the membership of the Commission. The initial term shall commence on ~~July 1, 1994.~~July 1, 2001."

—COMMISSION FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES

SECTION 2.13. G.S. 143B-148(a), as amended by Section 1.21(b) of S.L. 2001-437, reads as rewritten:

"(a) The Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services of the Department of Health and Human Services shall consist of ~~26~~29 members:

(1) ~~Four~~Six of whom shall be appointed by the General Assembly, ~~two~~three upon the recommendation of the Speaker of the House of Representatives, and ~~two~~three upon the recommendation of the

President Pro Tempore of the Senate in accordance with G.S. 120-121. These members shall be individuals who are concerned about the needs of individuals for mental health, developmental disabilities, and substance abuse services. Members shall serve for two-year terms beginning July 1 of odd-numbered years. A member shall serve not more than three consecutive two-year terms. Vacancies in appointments made by the General Assembly shall be filled in accordance with G.S. 120-122;

(2) ~~Twenty-two~~Twenty-three of whom shall be appointed by the Governor, one from each congressional district in the State in accordance with G.S. 147-12(3)b, and ~~10~~the remainder at-large members.

a. Of these ~~22~~23 members, three shall have a special interest in mental health, three shall have a special interest in mental retardation, three shall have a special interest in developmental disabilities other than mental retardation, three shall have a special interest in alcohol abuse and alcoholism and three shall have a special interest in drug abuse. Each group of three shall be made up of one member who is a consumer representative; one other who is a representative of a local or State citizen organization or association; and one other who is a professional in the field.

b. The remaining ~~seven~~eight members shall be appointed from the general public, other citizen groups, area mental health, developmental disabilities, and substance abuse authorities, or from other related agencies.

c. Of these ~~22~~23 appointments, at least one shall be a licensed physician and at least one other shall be a licensed attorney.

d. ~~The Governor shall appoint members to the Commission in accordance with the foregoing provisions.~~ The terms of all Commission members appointed or reappointed by the Governor on or after July 1, 2002, shall be ~~four~~ two years. ~~The initial term of the person representing the 12th Congressional District shall begin January 3, 1993, and expire June 30, 1996.~~ All Commission members shall serve their designated terms and until their successors are duly appointed and qualified. All Commission members may succeed themselves. A member shall serve not more than three consecutive terms.

(3) All appointments shall be made pursuant to current federal rules and regulations, when not inconsistent with State law, which prescribe the selection process and demographic characteristics as a necessary condition to the receipt of federal aid."

—COUNCIL FOR DEAF AND HARD OF HEARING

SECTION 2.14. G.S. 143B-216.32(a), as amended by Section 21.81(d) of S.L. 2001-424, reads as rewritten:

"(a) The Council for the Deaf and the Hard of Hearing shall consist of ~~23~~25 members. Fifteen members shall be members appointed by the Governor. Three members appointed by the Governor shall be persons who are deaf and three members shall be persons who are hard of hearing. One appointment shall be an educator who trains deaf education teachers and one appointment shall be an audiologist licensed under Article 22 of Chapter 90 of the General Statutes. Three appointments shall be parents of deaf or hard of hearing children including one parent of a student in a residential school; one parent of a student in a preschool program; and one parent of a student in a mainstream education program, with at least one parent coming from each

region of the North Carolina schools for the deaf regions. One member appointed by the Governor shall be recommended by the President of the North Carolina Association of the Deaf; one member shall be recommended by the President of the North Carolina Pediatric Society; one member shall be recommended by the President of the North Carolina Registry of Interpreters for the Deaf; and one member shall be nominated by the Superintendent of Public Instruction. ~~One member~~ Two members shall be appointed from the House of Representatives by the Speaker of the House of Representatives and ~~one member~~ two members shall be appointed from the Senate by the President Pro Tempore of the Senate. The Secretary of Health and Human Services shall appoint six members as follows: one from the Division of Vocational Rehabilitation, one from the Division of Aging, one from the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, one from the Division of Social Services, one from a North Carolina Chapter of SHHH (Self Help for the Hard of Hearing), and one from SPEAK (Statewide Parents' Education and Advocacy for Kids)."

—BOARD OF CORRECTION

SECTION 2.15. G.S. 143B-265(b) reads as rewritten:

"(b) The Board of Correction shall consist of one voting member from each of the ~~12~~ 13 congressional districts, appointed by the Governor to serve at his pleasure. One member shall be a psychiatrist or a psychologist, one an attorney with experience in the criminal courts, one a judge in the General Court of Justice and nine members appointed at large. The Secretary of Correction shall be an additional nonvoting member and chairman ex officio. The terms of office of the nine members presently serving on the Board shall continue, but any vacancy occurring on or after July 1, 1983, shall be filled by the Governor in compliance with the requirement of membership from the various congressional districts."

—ENVIRONMENTAL MANAGEMENT COMMISSION

SECTION 2.16. G.S. 143B-283(d) reads as rewritten:

"(d) In addition to the members designated by subsection (a) of this section, the General Assembly shall appoint ~~four~~ six members, ~~two~~ three upon the recommendation of the Speaker of the House of Representatives, and ~~two~~ three upon the recommendation of the President Pro Tempore of the Senate. Appointments by the General Assembly shall be made in accordance with G.S. 120-121, and vacancies in those appointments shall be filled in accordance with G.S. 120-122. Members appointed by the General Assembly shall serve terms of two years."

—AERONAUTICS COUNCIL

SECTION 2.17. G.S. 143B-357(a) reads as rewritten:

"(a) The Aeronautics Council of the Department of Transportation shall consist of ~~14~~15 members appointed by the Governor, who, in making such appointments, shall designate one person from each of the congressional districts of the State and two members selected at large. At least four of the appointed members shall possess a broad knowledge of aviation and airport development.

Five of the initial members of the Council shall be the five members of the Governor's Aviation Committee whose terms expire on June 30, 1977, who shall serve on the Council until June 30, 1977. Thereafter, their successors shall be appointed for a term of office of four years. Six members of the Council shall be appointed for a term of four years beginning July 1, 1975. The initial term of the member representing the 12th Congressional District shall commence on January 3, 1993, and expire on June 30, 1996. Thereafter, after the expiration of their respective terms of office, the successors shall be appointed for terms of four years. Any appointment to fill a vacancy on the Council created by the resignation, dismissal, death, or disability of a member shall be for the balance of the unexpired term."

—PROGRESS BOARD

SECTION 2.18. G.S. 143B-372.1(c) reads as rewritten:

"(c) The Governor or the Governor's designee shall be chair of the North Carolina Progress Board. The Governor shall appoint a vice-chair from among the membership of the North Carolina Progress Board to serve at the pleasure of the Governor. The North Carolina Progress Board may elect such other officers as it sees fit."

—HUMAN RELATIONS COMMISSION

SECTION 2.19. G.S. 143B-392(a) reads as rewritten:

"(a) The Human Relations Commission of the Department of Administration shall consist of ~~21~~22 members. The Governor shall appoint one member from each of the ~~12~~13 congressional districts, plus five members at large, including the chairperson. The Speaker of the North Carolina House of Representatives shall appoint two members to the Commission. The President Pro Tempore of the Senate shall appoint two members to the Commission. The terms of four of the members appointed by the Governor shall expire June 30, 1988. The terms of four of the members appointed by the Governor shall expire June 30, 1987. The terms of four of the members appointed by the Governor shall expire June 30, 1986. The terms of four of the members appointed by the Governor shall expire June 30, 1985. The terms of the members appointed by the Speaker of the North Carolina House of Representatives shall expire June 30, 1986. The terms of the members appointed by the Lieutenant Governor shall expire June 30, 1986. The initial term of office of the person appointed to represent the 12th Congressional District shall commence on January 3, 1993, and expire on June 30, 1996. At the end of the respective terms of office of the initial members of the Commission, the appointment of their successors shall be for terms of four years. No member of the commission shall serve more than two consecutive terms. A member having served two consecutive terms shall be eligible for reappointment one year after the expiration of his second term. Any appointment to fill a vacancy on the Commission created by the resignation, dismissal, death, or disability of a member shall be filled in the manner of the original appointment for the unexpired term."

—GOVERNOR'S ADVOCACY COUNCIL ON CHILDREN AND YOUTH

SECTION 2.20. G.S. 143B-415(a) reads as rewritten:

"(a) The Governor's Advocacy Council on Children and Youth shall consist of ~~18~~ 19 members. The composition of the Council shall be as follows: two members appointed by the President Pro Tempore of the Senate from the membership of the Senate; two members selected by the Speaker of the House of Representatives from the membership of the House of Representatives; ~~14~~ 15 members appointed by the Governor.

Of the members appointed by the Governor, at least one shall come from each congressional district in accordance with G.S. 147-12(3)b.

In selecting the ~~14~~ 15 members of the Council, the Governor shall select ~~10~~ 11 public-spirited adult citizens who have an interest in and knowledge of children and youth, persons who work with children or representatives of organizations concerned with problems of children and youth. The remaining four members to be appointed by the Governor shall consist of two youths of each sex who are 18 years of age or under at the time of their appointments."

—BOARD OF SCIENCE AND TECHNOLOGY

SECTION 2.21. Part 27 of Article 9 of Chapter 143B, as recodified by Section 7.6 of S.L. 2001-424, reads as rewritten:

"Part 27. North Carolina Board of Science and Technology.

"**§ 143B-426.30. North Carolina Board of Science and Technology; creation; powers and duties.**

The North Carolina Board of Science and Technology of the Department of ~~Administration~~ Commerce is created. The Board has the following powers and duties:

(1) To identify, and to support and foster the identification of, important research needs of both public and private agencies, institutions and organizations in North ~~Carolina;~~Carolina that relate to the State's economic growth and development;

(2) To make recommendations concerning policies, procedures, organizational structures and financial requirements that will promote effective use of scientific and technological resources in fulfilling the research needs ~~identified;~~identified and that will promote the economic growth and development of North Carolina;

(3) To allocate funds available to the Board to support research projects, to purchase research equipment and supplies, to construct or modify research facilities, to employ consultants, and for other purposes necessary or appropriate in discharging the duties of the ~~Board.~~Board;

(4) To advise and make recommendations to the Governor, the Secretary of Commerce, and the Economic Development Board on the role of science and technology in the economic growth and development of North Carolina.

"**§ 143B-426.31. North Carolina Board of Science and Technology; membership; organization; compensation; staff services.**

(a) The North Carolina Board of Science and Technology consists of the Governor, the Secretary of Commerce, ~~the Science Advisor to the Governor,~~ and 17 members appointed as follows: the Governor shall appoint one member from the University of North Carolina at Chapel Hill, one member from North Carolina State University at Raleigh, and two members from other components of the University of North Carolina, all nominated by the President of the University of North Carolina; one member from Duke University, nominated by the President of Duke University; one member from a private college or university, other than Duke University, in North Carolina, nominated by the President of the Association of Private Colleges and Universities; one member from the Research Triangle Institute, nominated by the executive committee of the board of that institute; one member from the Microelectronics Center of North Carolina, nominated by the executive committee of the board of that center; one member from the North Carolina Biotechnology Center, nominated by the executive committee of the board of that center; four members from private industry in North Carolina, at least one of whom shall be a professional engineer registered pursuant to Chapter 89C of the General Statutes or a person who holds at least a bachelors degree in engineering from an accredited college or university; and two members from public agencies in North Carolina. Two members shall be appointed by the General Assembly, one shall be appointed upon the recommendation of the President Pro Tempore of the Senate, and one shall be appointed upon the recommendation of the Speaker of the House of Representatives in accordance with G.S. 120-121. The nominating authority for any vacancy on the Board among members appointed by the Governor shall submit to the Governor two nominations for each position to be filled, and the persons so nominated shall represent different disciplines.

(b) Members appointed to the Board by the General Assembly shall serve for two-year terms beginning 1 July of odd-numbered years. Vacancies in appointments made by the General Assembly shall be filled in accordance with G.S. 120-122. The two members from public agencies shall serve for terms expiring at the end of the term of the Governor appointing them. The other 13 members appointed to the Board by the Governor shall serve for four-year terms, and until their successors are appointed and qualified. Of those 13 members, six shall serve for terms that expire on 30 June of years that follow by one year those years that are evenly divisible by four, and seven shall serve for terms that expire on 30 June of years that follow by three years those years that are evenly divisible by four. Any appointment to fill a vacancy on the Board created

by the resignation, dismissal, death, or disability of a member shall be for the balance of the unexpired term.

(c) The Governor or the Governor's designee shall serve as ~~chairman~~ chair of the Board. The vice ~~chairman~~ vice-chair and the secretary of the Board shall be designated by the Governor or the Governor's designee from among the members of the Board. ~~The Science Advisor to the Governor shall serve as executive director of the Board. The Secretary of Administration or his designee shall serve as secretary to the Board.~~

(d) The Governor may remove any member of the Board from office in accordance with the provisions of G.S. 143B-16.

(e) Members of the Board who are employees of State agencies or institutions shall receive subsistence and travel allowances authorized by G.S. 138-6. Legislative members of the Board shall receive subsistence and travel allowances authorized by G.S. 120-3.1.

(f) A majority of the Board constitutes a quorum for the transaction of business.

(g) The Secretary of ~~Administration~~ Commerce shall provide all clerical and other services required by the Board."

—VIRGINIA-NORTH CAROLINA INTERSTATE HIGH-SPEED RAIL COMMISSION

SECTION 2.22. Section 1 of S.L. 2001-266 reads as rewritten:

"**SECTION 1**. Upon the Virginia General Assembly's concurring action, the Virginia-North Carolina Interstate High-Speed Rail Commission is established. The North Carolina component shall consist of ~~six~~ eight members to be appointed as follows:

(1) Three members of the House of Representatives to be appointed by the Speaker of the House of ~~Representatives; and~~Representatives.

(1a) One public member appointed by the Speaker of the House of Representatives; and

(2) ~~Three~~ Four members of the Senate to be appointed by the President Pro Tempore of the ~~Senate.~~Senate, at least one of whom is a member of the North Carolina Railroad Study Committee."

—NATURAL HERITAGE TRUST FUND BOARD OF TRUSTEES

SECTION 2.23.(a) G.S. 113-77.8(a) reads as rewritten:

"(a) Expenditures from the Fund shall be authorized by a ~~nine-member~~ 12-member Board of Trustees. ~~Three~~ Four members shall be appointed by the Governor, ~~three~~ four by the General Assembly upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121, and ~~three~~ four by the General Assembly upon the recommendation of the Speaker of the House of Representatives in accordance with G.S. 120-121. Persons appointed shall be knowledgeable in the acquisition and management of natural areas. Each appointing officer shall designate one of his initial appointments to serve a two-year term, one to serve a four-year term, and one to serve a six-year term. Thereafter, all appointments shall be for six years, subject to reappointment. ~~All initial appointments shall be made on or before January 1, 1988.~~ Appointments shall expire January 1 of even-numbered years. The Governor shall appoint one Trustee to serve as Chairman of the Board. The Secretary shall provide the Trustees with staff support and meeting facilities using expenditures from the Fund. The office of Trustee is declared to be an office that may be held concurrently with any other executive or appointive office, under the authority of Article VI, Section 9, of the North Carolina Constitution."

SECTION 2.23.(b) The three members of the Natural Heritage Trust Fund Board of Trustees appointed under G.S. 113-77.8(a), as amended by subsection (a) of this section, shall be appointed on or before January 1, 2002. Notwithstanding G.S. 113-77.8(a), the member of the Natural Heritage Trust Fund Board of Trustees appointed by the Governor under G.S. 113-77.8(a), as amended by subsection (a) of this

section, shall serve an initial term of two years; the member of the Natural Heritage Trust Fund Board of Trustees appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives under G.S. 113-77.8(a), as amended by subsection (a) of this section, shall serve an initial term of four years; and the member of the Natural Heritage Trust Fund Board of Trustees appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate under G.S. 113-77.8(a), as amended by subsection (a) of this section, shall serve an initial term of six years. Thereafter, the terms of all members of the Natural Heritage Trust Fund Board of Trustees appointed under G.S. 113-77.8(a), as amended by subsection (a) of this section, shall be for six years. This section shall not be construed to affect the terms of current members of the Natural Heritage Trust Fund Board of Trustees.

SECTION 2.24. G.S. 143B-344.30 reads as rewritten:

"**§ 143B-344.32. Staff and offices.**

The Department of Environment and Natural Resources shall provide office space and staff for the State Infrastructure Council as requested by the Council. Upon the request of a chair of the State Infrastructure Council, who is also a member of the General Assembly, the Legislative Services Office shall also provide professional staff services to the Council."

PART III. EFFECTIVE DATES AND HEADINGS

SECTION 3.1. The headings to the parts and sections of this act are a convenience to the reader and are for reference only.

SECTION 3.2. Unless otherwise provided for in this act, appointments are for terms to begin July 1, 2001.

SECTION 3.3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 6th day of December, 2001.

s/ Beverly E. Perdue
President of the Senate

s/ Joe Hackney
Speaker Pro Tempore of the House of Representatives

s/ Michael F. Easley
Governor

Approved 6:53 p.m. this 16th day of December, 2001