

**§ 20-7.5. License to Give Trust Fund Commission established.**

(a) There is established the License to Give Trust Fund Commission. The Commission shall be located in the Department of Administration for budgetary and administrative purposes only. The Commission may allocate funds from the License to Give Trust Fund for the purposes authorized in G.S. 20-7.4. The Commission shall have 15 members, appointed as follows:

- (1) Four members by the General Assembly, upon the recommendation of the President Pro Tempore of the Senate:
  - a. One representative of Carolina Donor Services.
  - b. One representative of LifeShare of The Carolinas.
  - c. Two members who have demonstrated an interest in organ and tissue donation and education.
- (2) Four members by the General Assembly, upon the recommendation of the Speaker of the House of Representatives:
  - a. One representative of The North Carolina Eye Bank, Inc.
  - b. One representative of The Carolinas Center for Hospice and End-of-Life Care.
  - c. Two members who have demonstrated an interest in promoting advance care planning education.
- (3) Seven members by the Governor:
  - a. Three members representing organ, tissue, and eye recipients, families of recipients, or families of donors. Of these three, one each from the mountain, heartland, and coastal regions of the State.
  - b. One member who is a transplant physician licensed to practice medicine in this State.
  - c. One member who has demonstrated an interest in organ and tissue donation and education.
  - d. One member who has demonstrated an interest in promoting advance care planning education.
  - e. A representative of the North Carolina Department of Transportation.

(b) The Commission shall elect from its membership a chair and a vice-chair for two-year terms. The Secretary of Administration shall provide meeting facilities for the Commission as required by the Chair.

(c) The members of the Commission shall receive per diem and necessary travel and subsistence expenses in accordance with G.S. 138-5 and G.S. 138-6, as applicable. Per diem, subsistence, and travel expenses of the members shall be paid from the License to Give Trust Fund.

(d) The members of the Commission shall comply with G.S. 14-234 prohibiting conflicts of interest. In addition to the restrictions imposed under G.S. 14-234, a member shall not vote on, participate in the deliberations of, or otherwise attempt through his or her official capacity to influence the vote on allocations of moneys from the License to Give Trust Fund to a nonprofit entity of which the member is an officer, director, or employee, or to a governmental entity of which the member is an employee or a member of the governing board. A violation of this subsection is a Class 1 misdemeanor. (2004-189, s. 4(b).)