

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

H

2

HOUSE BILL 993
Committee Substitute Favorable 5/13/91

Short Title: UNC Bd. of Gov. Changes.

(Public)

Sponsors:

Referred to:

April 19, 1991

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES IN THE MEMBERSHIP OF THE BOARD OF
3 GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 116-6 reads as rewritten:

6 "**§ 116-6. ~~Election and terms of members~~ Membership of Board of Governors.**

7 (a) Effective until 1993, As-as the terms of members of the Board of Governors
8 provided for in G.S. 116-5 expire, their successors shall be elected by the Senate and
9 House of Representatives. Eight members shall be so elected at the regular legislative
10 session in 1987 and 1989, and 16 members shall be so elected at the regular legislative
11 session in 1991, ~~and every two years thereafter.~~

12 (a1) Effective July 1, 1993, the incumbent chairmen of the boards of trustees of
13 the 16 constituent institutions of The University of North Carolina shall become voting
14 members ex officio and shall replace those 16 members whose terms have expired. As
15 the chairmen of the boards of trustees are replaced by new chairmen, the new chairmen
16 shall automatically become members.

17 (b) All terms shall commence on July 1 of odd-numbered years and all members
18 shall serve for eight-year overlapping terms, except that beginning with members
19 elected in 1987, all members shall serve for four-year ~~overlapping~~ terms.

20 (c) Beginning with elections in 1989, no person may be elected to:

21 (1) More than three full four-year terms in succession;

22 (2) A four-year term if preceded immediately by election to two full eight-
23 year terms in succession; or

1 (3) A four-year term if preceded immediately by election to an eight-year
2 term and election to a four year-term in succession.

3 Resignation from a term of office does not constitute a break in service for the purpose
4 of this subsection. Service prior to the beginning of those terms in 1989 shall be
5 included in the limitations.

6 (d) The Senate and House of Representatives, in electing members of the Board
7 of Governors, shall select from a slate of nominees made in each house as provided by
8 resolution of that house. In the event there is more than one individual who is seeking a
9 nomination to the Board of Governors, the slate of nominees shall contain at least two
10 nominees for any vacancy. The Senate and the House of Representatives shall elect one
11 half of the persons necessary to fill the vacancies, with the Senate to hold its election
12 prior to the House of Representatives. In the event that an odd number of members are
13 to be elected, the House of Representatives shall select the additional nominee. In 1973
14 and every four years thereafter through 1989, the Senate shall elect at least one woman
15 and one member of a minority race and the House of Representatives shall elect at least
16 one member of the political party to which the largest minority of the members of the
17 General Assembly belong. In 1975 and every four years thereafter through 1987, the
18 Senate shall elect at least one member of the political party to which the largest minority
19 of the members of the General Assembly belong and the House of Representatives shall
20 elect at least one woman and one member of a minority race. In 1991 ~~and every four~~
21 ~~years thereafter~~ the Senate shall elect at least two members of the political party to which
22 the largest minority of the members of the General Assembly belong and the House of
23 Representatives shall elect at least two women and two members of a minority race. ~~In~~
24 ~~1993 and every four years thereafter~~ the Senate shall elect at least two women and two
25 ~~members of a minority race and the House of Representatives shall elect at least two members~~
26 ~~of the political party to which the largest minority of the members of the General Assembly~~
27 ~~belong.~~ In 1995 and every four years thereafter the Senate shall elect eight members and
28 shall consider in this election the gender makeup of the Board of Governors and the
29 House of Representatives shall elect eight members and shall consider in this election
30 the need to keep minority party representation on the Board of Governors. In 1989 and
31 biennially thereafter, these elections shall be held during the first 30 legislative days
32 after committee assignments.

33 (e) Of the eight members elected every two years through 1989, at least one shall
34 be a woman, at least one other member shall be a member of a minority race, and at
35 least one other member shall be a member of the political party to which the largest
36 minority of the members of the General Assembly belong. Of the 16 members elected
37 ~~every two years beginning in 1991,~~ in 1991, at least two shall be women, at least two other
38 members shall be members of a minority race, and at least two other members shall be
39 members of the political party to which the largest minority of the members of the
40 General Assembly belong. ~~In subsequent elections to the Board, the General Assembly shall~~
41 ~~maintain at least these minimum proportions among the members of the Board.~~

42 (f) Effective July 1, 1987, and thereafter, any person who has not attained the
43 age of 70 years, and who has served at least one full term as chairman of the Board of

1 Governors shall be a member **emeritus** of the Board of Governors. Members **emeriti**
2 have all the rights and privileges of membership except they do not have a vote."

3 Sec. 2. G.S. 116-31(i) reads as rewritten:

4 "(i) Except for the person elected chairman from the membership of a board of
5 trustees, No no person may serve simultaneously as a member of a board of trustees and
6 as a member of the Board of Governors. ~~Any trustee~~ A trustee, other than the chairman,
7 who is elected or appointed to the Board of Governors shall be deemed to resign as a
8 trustee effective as of the date that his term commences as a member of the Board of
9 Governors."

10 Sec. 3. This act is effective upon ratification.