

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

S

1

SENATE BILL 150

Short Title: Strategic Planning Authority.

(Public)

Sponsors: Senator Perdue.

Referred to: Economic Development.

February 15, 1993

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE THE AUTHORITY ON STRATEGIC PLANNING FOR
3 NORTH CAROLINA.

4 Whereas, the North Carolina economy of the future can provide unparalleled
5 opportunity while maintaining North Carolina's traditional values, if the State pursues
6 the future with clarity of purpose and perseverance; and

7 Whereas, North Carolina is in the midst of a massive transition created by
8 technological changes, global competition, and new production practices; and

9 Whereas, in order to maintain employment opportunities, increase income
10 levels, reduce poverty, and generate the public revenues needed to provide public
11 services, North Carolina must increasingly rely on an economy which adds value to its
12 natural resources and provides a diverse mix of products;

13 Now, therefore,

14 The General Assembly of North Carolina enacts:

15 Section 1. Article 9 of Chapter 143B of the General Statutes is amended by
16 adding a new Part to read:

17 **"PART 29. AUTHORITY ON STRATEGIC PLANNING FOR NORTH**
18 **CAROLINA.**

19 **"§ 143B-426.45. Authority on Strategic Planning for North Carolina created.**

20 The Authority on Strategic Planning for North Carolina, hereinafter called the
21 Authority, is created as an independent State agency having the powers provided under
22 this Article. The Authority is created to shape and pursue a vision and strategy for the
23 State's development, to set measurable standards for accomplishing that vision and
24 strategy, and to monitor the degree to which those standards are met. In shaping the

1 vision for the State's development, the Authority shall focus on the State's long-term
2 needs and goals and the programs, measures, or other activities that will enable the State
3 to meet those needs and goals.

4 The Authority shall be located within the Office of the Governor but shall exercise
5 all of its powers, including the power to employ, direct, and supervise all personnel,
6 independently of the Governor, and, notwithstanding any other provision of law, shall
7 be subject to the direction and supervision of the Governor only with respect to the
8 management functions of coordinating and reporting. The Department of
9 Administration shall provide office space and office equipment to the Authority.

10 **"§ 143B-426.46. Legislative intent and purpose.**

11 It is the intent of the General Assembly that the Authority be established to create a
12 shared vision for North Carolinians of the State's future; determine the appropriate
13 direction of the State's economy, public services, and environmental quality; identify the
14 steps that need to be taken to achieve that future; and monitor the degree to which those
15 steps are met. It is the intent of the General Assembly that the Authority hire an
16 eminently qualified executive director and support staff. It is the further intent of the
17 General Assembly that the Authority consist of members who represent the general
18 public, the business community, and the academic community and that the membership
19 be comprised of both private citizens and elected officials. The General Assembly
20 intends that the Authority do the following:

- 21 (1) Encourage the discussion and understanding of critical global and
22 national economic trends that will affect the State's economy in the
23 coming decades.
- 24 (2) Formulate and submit to North Carolinians a strategy that describes
25 and explains a vision for North Carolina's economic progress over the
26 next 20 to 30 years.
- 27 (3) Submit to the General Assembly, for its adoption, goals for North
28 Carolina's progress, including measurable indicators of the
29 achievement of those goals.

30 **"§ 143B-426.47. Membership.**

31 (a) Voting members. – The Authority shall consist of 23 voting members as
32 follows: 10 members shall be legislators and 13 members shall be at-large members
33 selected from the executive branch of State government and from private and civic
34 sectors, universities, and local governments. The members appointed to the Authority
35 shall reflect the State's cultural and geographical diversity and shall have demonstrated
36 an interest in the well-being and development of the State. The members shall be
37 appointed as follows:

- 38 (1) The Speaker of the House shall appoint five members from the House
39 of Representatives and two at-large members.
- 40 (2) The President Pro Tempore shall appoint five members from the
41 Senate and two at-large members.
- 42 (3) The Governor shall appoint two members from the executive branch of
43 State government and seven at-large members who shall not be
44 selected from the executive branch of State government.

1 Authority members who are either legislators or elected officials from the executive
2 branch shall not be disqualified from completing a term of service on the Authority
3 because they fail to run or are defeated for reelection.

4 (b) Terms. – Members shall serve for four-year terms, except initial appointments
5 shall be for terms as follows:

6 (1) The Speaker of the House of Representatives shall initially appoint one
7 Representative for a term of two years, two Representatives for a term
8 of three years, and two Representatives for a term of four years. The
9 Speaker of the House of Representatives shall initially appoint one at-
10 large member for a term of three years, and one at-large member for a
11 term of four years.

12 (2) The President Pro Tempore shall initially appoint one Senator for a
13 term of two years, two Senators for a term of three years, and two
14 Senators for a term of four years. The President Pro Tempore of the
15 Senate shall initially appoint one at-large member for a term of three
16 years, and one at-large member for a term of four years.

17 (3) The Governor shall initially appoint one member of the executive
18 branch for a term of three years, and one member of the executive
19 branch for a term of four years. The Governor shall initially appoint
20 two at-large members for a term of two years, two at-large members
21 for a term of three years, and three at-large members for a term of four
22 years.

23 (c) Nonvoting members. – The members of the Council of State, the President of
24 The University of North Carolina, the President of the North Carolina System of
25 Community Colleges, and the Secretaries of each of the following departments shall
26 also serve as nonvoting ex-officio members of the Authority:

27 (1) Department of Administration.

28 (2) Department of Commerce.

29 (3) Department of Correction.

30 (4) Department of Crime Control and Public Safety.

31 (5) Department of Cultural Resources.

32 (6) Department of Environment, Health, and Natural Resources.

33 (7) Department of Human Resources.

34 (8) Department of Revenue.

35 (9) Department of Transportation.

36 (d) Vacancies. – Vacancies created by resignation or otherwise shall be filled by
37 the original appointing authority.

38 (e) Chair. – The chair shall be appointed annually by the Governor.

39 **§ 143B-426.48. Powers and duties.**

40 The Authority shall have the following powers and duties:

41 (1) To develop a vision for the State that addresses the economic, social,
42 cultural, environmental, and other needs and aspirations of the people
43 of North Carolina.

- 1 (2) To develop a strategy to achieve that vision. The strategy developed
2 by the Authority shall address issues that the Authority determines are
3 necessary and appropriate to the State's future. The issues to be
4 addressed by the Authority shall include:
5 a. Education and work force preparedness.
6 b. Welfare of the family and children.
7 c. Public and private sector cooperation.
8 d. Environmental quality.
9 e. Infrastructure.
10 f. Any other issues that the Authority deems appropriate.
11 (3) To develop and include as part of the strategy a series of goals, for the
12 State's progress over the next two to three decades and a plan for
13 attaining those goals and implementing the strategy to achieve the
14 vision adopted by the Authority. The goals adopted by the Authority
15 shall include measurable indicators of attainment to aid in determining
16 the extent to which each goal is being achieved. The implementation
17 plan shall include recommendations for statutory or other changes the
18 Authority deems appropriate, modifications in public fiscal and
19 spending policies, and also recommendations for implementing actions
20 to be carried out by local governments, businesses, private citizens,
21 and other organizations.
22 (4) To hold public hearings, public meetings and workshops as needed to
23 ensure the participation of a broad cross section of the State's
24 population in developing the State's vision and strategy. The
25 Authority shall publicize the public hearings, public meetings, and
26 workshops in each city in which they are held and shall allow
27 interested residents and other individuals to appear and be heard by the
28 Authority.
29 (5) To consider any written comments and public testimony relating to the
30 proposed strategy, and to revise that strategy as the Authority
31 considers necessary or appropriate.
32 (6) To adopt a final vision and strategy to implement that vision for
33 submission to the General Assembly.
34 (7) To submit to the General Assembly, no later than January 15, 1994,
35 the final adopted strategy, a summary and digest of the comments and
36 public testimony received by the Authority, and the Authority's
37 response to those comments and testimony, if any.
38 (8) To prepare, at least once each biennium, a report that describes the
39 State's progress towards the achievement of the Authority's strategy,
40 based on the specific measures the Authority has adopted for
41 measuring the attainment of strategic goals. The report shall include
42 an analysis of issues and trends of strategic significance and shall
43 propose an agenda that identifies key steps the State should take over
44 the following two years to build for the future of North Carolina.

1 **"§ 143B-426.49. Additional powers.**

2 The Authority shall have the following additional powers:

- 3 (1) While in the discharge of official duties, to exercise the same powers
4 as a joint committee of the General Assembly to have access to any
5 paper or document, and to compel the attendance of any State official
6 or employee before the Authority or secure any evidence under the
7 provisions of G.S. 120-19. In addition, the provisions of G.S. 120-
8 19.1 through G.S. 120-19.4 shall apply to the proceedings of the
9 Authority as if it were a joint committee of the General Assembly.
- 10 (2) To apply for and receive gifts and grants from private sources to assist
11 the Authority in fulfilling its duties.
- 12 (3) To appoint an executive director, whose salary shall be fixed by the
13 Authority, to serve at its pleasure. The executive director or a person
14 designated by the executive director shall appoint, employ, dismiss,
15 and within the limits of available funding, fix the compensation of
16 other employees as considered necessary. The Authority shall consult
17 with the Joint Legislative Commission on Governmental Operations
18 prior to exercising any of the powers granted to the Authority by this
19 subdivision.
- 20 (4) To enter into contracts and exercise all powers necessary or convenient
21 to effect any or all of the purposes and provisions for which the
22 Authority is organized.

23 **"§ 143B-426.50. Compensation and expenses of members.**

24 The Authority members shall receive no salary for serving but shall receive
25 necessary subsistence and travel expenses in accordance with the provisions of G.S.
26 120-3.1, 138-5, and 138-6 as applicable.

27 **"§ 143B-426.51. Reports to Authority.**

28 Each principal department shall submit its annual report to the Authority as provided
29 by G.S. 143A-17. Any joint committee, committee, subcommittee, or commission
30 established within the legislative branch that reports to the General Assembly biennially
31 shall also provide a copy of the report to the Authority."

32 Sec. 2. G.S. 143A-17 reads as rewritten:

33 **"§ 143A-17. Plans and reports.**

34 Each principal department shall submit an annual plan of work to the Governor and
35 the Advisory Budget Commission prior to the beginning of each fiscal year. Each
36 department which plans to include in its budget request for the ensuing fiscal period a
37 request for (i) the establishment of a new program regardless of the source of the
38 supporting funds, or (ii) the State funding of a program which was previously supported
39 from nonstate sources, shall provide in its annual plan of work measurement criteria for
40 the determination of the success or failure of each such program requested. Each
41 principal department shall submit an annual report covering programs and activities to
42 the Governor and Advisory Budget Commission at the end of each fiscal year. These
43 plans of work and annual reports shall be made available to the ~~General Assembly.~~
44 General Assembly and to the Authority on Strategic Planning for North Carolina. These

1 documents will serve as the base for the development of budgets for each principal
2 department of the State government to be submitted to the Governor, Advisory Budget
3 Commission, and to the appropriations committees of the General Assembly for
4 consideration and approval. The function of the Advisory Budget Commission under
5 the preceding sentence applies only if the Director of the Budget consults with the
6 Commission in preparation of the budget."

7 Sec. 3. Nothing in this act shall be construed to obligate the General
8 Assembly to appropriate funds to implement the provisions of this act.

9 Sec. 4. This act is effective upon ratification.