

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 1417

Short Title: Guilford Disclosure of Interest.

(Local)

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Sponsors: Representative Bowie.

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Referred to: Local and Regional Government II.

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May 30, 1996

A BILL TO BE ENTITLED

1 AN ACT RELATING TO DISCLOSURE OF BUSINESS INTEREST IN GUILFORD  
2 COUNTY.  
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4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 14-236 reads as rewritten:

6 "**§ 14-236. Acting as agent for those furnishing supplies for schools and other State**  
7 **institutions.**

8 If any member of any board of directors, board of managers, board of trustees of any  
9 of the educational, charitable, eleemosynary or penal institutions of the State, or any  
10 member of any board of education, or any county or district superintendent or examiner  
11 of teachers, or any trustee of any school or other institution supported in whole or in part  
12 from any of the public funds of the State, or any officer, agent, manager, teacher or  
13 employee of such boards, shall have any pecuniary interest, either directly or indirectly,  
14 proximately or remotely in supplying any goods, wares or merchandise of any nature or  
15 kind whatsoever for any of said institutions or schools; or if any of such officers, agents,  
16 managers, teachers or employees of such institution or school or State or county officer  
17 shall act as agent for any manufacturer, merchant, dealer, publisher or author for any  
18 article of merchandise to be used by any of said institutions or schools; or shall receive,  
19 directly or indirectly, any gift, emolument, reward or promise of reward for his influence  
20 in recommending or procuring the use of any manufactured article, goods, wares or

1 merchandise of any nature or kind whatsoever by any of such institutions or schools, he  
2 shall be forthwith removed from his position in the public service, and shall upon  
3 conviction be deemed guilty of a Class 1 misdemeanor.

4 This section shall not apply to members of any board of education which is subject to  
5 and complies with the provisions of G.S. 14-234(d1).

6 This section does not apply to any member of an elected or appointed board as long as  
7 the member of the board who owns an interest in a business:

8 (1) Can establish that the business in which the interest is held was doing  
9 business with the board prior to that member becoming a member of the  
10 board; and

11 (2) Fully discloses to the board the interest in the business supplying the  
12 goods, wares, or merchandise; and

13 (3) Abstains from voting on any contract relating to the business."

14 Sec. 2. G.S. 14-234 is amended by adding a new subsection to read:

15 "(d2) This section does not apply to any member of an elected or appointed board as  
16 long as the member of the board who owns an interest in a business:

17 (1) Can establish that the business in which the interest is held was doing  
18 business with the board prior to that member becoming a member of the  
19 board; and

20 (2) Fully discloses to the board the interest in the business supplying the  
21 goods, wares, or merchandise; and

22 (3) Abstains from voting on any contract relating to the business."

23 Sec. 3. This act applies only to the Guilford County Board of Education.

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