

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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1

HOUSE BILL 723

Short Title: Labor Department to Commerce.

(Public)

Sponsors: Representative Baker.

Referred to: State Government.

March 30, 1995

A BILL TO BE ENTITLED

1
2 AN ACT TO RENAME THE DEPARTMENT OF COMMERCE AS THE
3 DEPARTMENT OF COMMERCE AND LABOR, AND TO TRANSFER MOST
4 FUNCTIONS OF THE DEPARTMENT OF LABOR TO THE DEPARTMENT OF
5 COMMERCE AND LABOR, AND TO DIRECT THE SECRETARY OF
6 COMMERCE TO ELIMINATE FIFTY PERCENT OF POSITIONS IN THE
7 OFFICE OF THE COMMISSIONER OF LABOR UPON TRANSFER.

8 The General Assembly of North Carolina enacts:

9 Section 1. (a) The Department of Commerce is renamed the Department of
10 Commerce and Labor.

11 (b) The Revisor of Statutes shall change any references in the General Statutes to
12 the "Department of Commerce" to the "Department of Commerce and Labor". The
13 Revisor of Statutes shall change any references to the "Secretary of Commerce" or the
14 "Secretary of the Department of Commerce" to the "Secretary of Commerce and Labor"
15 or the "Secretary of the Department of Commerce and Labor" respectively.

16 (c) The statutory authority, powers, duties and functions, records, personnel,
17 property, unexpended balances of appropriations, allocations or other funds, including the
18 functions of budgeting and purchasing, of the Department of Labor to the Department of
19 Commerce and Labor, except that the position of the Commissioner of Labor and one

1 clerical assistant are not transferred. The Commissioner of Labor shall have the powers
 2 and duties provided by G.S. 143A-68.

3 (d) The Revisor of Statutes shall change any references in the General Statutes to
 4 the "Department of Labor" to the "Department of Commerce and Labor". The Revisor of
 5 Statutes shall change any references to the "Commissioner of Labor" to the "Secretary of
 6 Commerce and Labor". This subsection does not apply to G.S. 147-11.1.

7 Sec. 2. The Secretary of Commerce shall develop a plan for the elimination of
 8 fifty percent (50%) of the positions within the office of the Commissioner of Labor and
 9 shall implement that plan upon transfer of most functions of the Department of Labor to
 10 the Department of Commerce and Labor as pursuant to Section 1 of this act.

11 Sec. 3. G.S. 20-79.5(a) reads as rewritten:

12 "(a) Plates. – The State government officials listed in this section are
 13 eligible for a special registration plate under G.S. 20-79.4. The plate shall bear the
 14 number designated in the following table for the position held by the official.

Position	Number on Plate
17 Governor	1
18 Lieutenant Governor	2
19 Speaker of the House of Representatives	3
20 President Pro Tempore of the Senate	4
21 Secretary of State	5
22 State Auditor	6
23 State Treasurer	7
24 Superintendent of Public Instruction	8
25 Attorney General	9
26 Commissioner of Agriculture	10
27 Commissioner of Labor	11
28 Commissioner of Insurance	12
29 Speaker Pro Tempore of the House	13
30 Legislative Administrative Officer	14
31 Secretary of Administration	15
32 Secretary of Environment, Health, and Natural Resources	16
33 Secretary of Revenue	17
34 Secretary of Human Resources	18
35 Secretary of Commerce	19
36 Secretary of Correction	20
37 Secretary of Cultural Resources	21
38 Secretary of Crime Control and Public Safety	22
39 Governor's Staff	23-29
40 State Budget Officer	30
41 State Personnel Director	31
42 Advisory Budget Commission Nonlegislative Member	32-41
43 Chair of the State Board of Education	42

1 President of the U.N.C. System 43
 2 Alcoholic Beverage Control Commission 44-46
 3 Assistant Commissioners of Agriculture 47-48
 4 Deputy Secretary of State 49
 5 Deputy State Treasurer 50
 6 Assistant State Treasurer 51
 7 ~~Deputy Commissioner for the Department of Labor~~ 52
 8 Deputy Secretary of the Department of
 9 Commerce and Labor 52
 10 Chief Deputy for the Department of Insurance 53
 11 Assistant Commissioner of Insurance 54
 12 Deputies and Assistant to the Attorney General 55-65
 13 Board of Economic Development Nonlegislative Member 66-88
 14 State Ports Authority Nonlegislative Member 89-96
 15 Utilities Commission Member 97-104
 16 Parole Commission Member 105-109
 17 State Board Member, Commission Member, or State Employee 110-200
 18 Not Named in List".

19 Sec. 4. G.S. 147-45 reads as rewritten:

20 **"§ 147-45. Distribution of copies of State publications.**

21 The Secretary of State shall, at the State's expense, as soon as possible after
 22 publication, provide such number of copies of the Session Laws and Senate and House
 23 Journals to federal, State, and local governmental officials, departments and agencies,
 24 and to educational institutions of instruction and exchange use, as is set out in the table
 25 below:

	<u>Agency or Institution</u>	<u>Laws</u>	<u>Journals</u>	Session	Assembly
28	Governor, Office of the			3	2
29	Lieutenant Governor, Office of the			1	1
30	Secretary of State, Department of the			3	3
31	Auditor, Department of the State			3	1
32	Treasurer, Department of the State			3	1
33	Local Government Commission			2	0
34	State Board of Education			1	0
35	Department of Public Instruction			3	1
36	Controller			1	0
37	Technical Assistance Centers			1 ea.	0
38	Department of Community Colleges			3	1
39	Justice, Department of				
40	Office of the Attorney General			25	3
41	Budget Bureau (Administration)			1	0
42	Property Control (Administration)			1	1
43	State Bureau of Investigation			1	0

1	Agriculture, Department of	3	1
2	Labor, Department of	5 <u>1</u>	1
3	Insurance, Department of	5	1
4	Administration, Department of	1	1
5	Budget Bureau	2	1
6	Controller	1	0
7	Property Control	1	0
8	Purchase and Contract	2	0
9	Policy and Development	1	0
10	Veterans Affairs Commission	1	0
11	Environment, Health, and Natural		
12	Resources, Department of	1	0
13	Division of Environmental Management	2	0
14	Board of Environment, Health, and		
15	Natural Resources	1	0
16	Soil and Water Conservation Commission	1	0
17	Wildlife Resources Commission	2	0
18	Revenue, Department of	5	1
19	Human Resources, Department of	3	0
20	Board of Human Resources	1	0
21	Health Services, Division of	3	0
22	Mental Health, Developmental		
23	Disabilities, and Substance Abuse Services,		
24	Division of	1	0
25	Social Services, Division of	3	0
26	Facilities Services, Division of	1	0
27	Youth Services, Division of	1	0
28	Hospitals and Institutions	1 ea.	0
29	Transportation, Department of	1	0
30	Board of Transportation	3	0
31	Motor Vehicles, Division of	1	0
32	Commerce, Department of	4 <u>4</u>	0
33	Economic Development, Division of	2	0
34	State Ports Authority	1	0
35	Alcoholic Beverage Control Commission,		
36	North Carolina	2	0
37	Banking Commission	2	0
38	Utilities Commission	8	1
39	Industrial Commission	7	0
40	Labor Force Development Council	1	0
41	Milk Commission	5	0
42	Employment Security Commission	1	1
43	Correction, Department of	1	0

1	Department of Correction	2	0	
2	Parole Commission	2	0	
3	State Prison	1	0	
4	Correctional Institutions	1 ea.	0	
5	Cultural Resources, Department of	1	0	
6	Archives and History, Division of	5	1	
7	State Library	5	5	
8	Publications Division	1	1	
9	Crime Control and Public Safety, Department of		2	1
10	North Carolina Crime Commission	1	0	
11	Adjutant General	2	0	
12	Elections, State Board of	2	0	
13	Office of Administrative Hearings	2	0	
14	Legislative Branch			
15	State Senators	1 ea.	1 ea.	
16	State Representatives	1 ea.	1 ea.	
17	Principal Clerk – Senate	1	1	
18	Principal Clerk – House	1	1	
19	Reading Clerk – Senate	1	1	
20	Reading Clerk – House	1	1	
21	Sergeant at Arms – House	1	1	
22	Sergeant at Arms – Senate	1	1	
23	Enrolling Clerk	1	0	
24	Engrossing Clerk	1	0	
25	Indexer of the Laws	1	0	
26	Legislative Building Library	35	15	
27	Judicial System			
28	Justices of the Supreme Court	1 ea.	1 ea.	
29	Judges of the Court of Appeals	1 ea.	1 ea.	
30	Judges of the Superior Court	1 ea.	0	
31	Emergency and Special Judges of the			
32	Superior Court	1 ea.	0	
33	District Court Judges	1 ea.	0	
34	District Attorneys	1 ea.	0	
35	Clerk of the Supreme Court	1	1	
36	Clerk of the Court of Appeals	1	1	
37	Administrative Office of the Courts	4	1	
38	Supreme Court Library			AS MANY AS REQUESTED
39	Colleges and Universities			
40	The University of North Carolina System			
41	Administrative Offices	3	0	
42	University of North Carolina, Chapel Hill	65	25	
43	University of North Carolina, Charlotte	3	1	

1	University of North Carolina, Greensboro	3	1
2	University of North Carolina, Asheville	2	1
3	University of North Carolina, Wilmington	2	1
4	North Carolina State University, Raleigh	5	3
5	Appalachian State University	2	1
6	East Carolina University	3	2
7	Elizabeth City State University	2	1
8	Fayetteville State University	2	1
9	North Carolina Agricultural and		
10	Technical University	2	1
11	North Carolina Central University	5	5
12	Western Carolina University	2	1
13	Pembroke State University	2	1
14	Winston-Salem State University	2	1
15	North Carolina School of the Arts	1	1
16	Private Institutions		
17	Duke University	6	
18	Davidson College	3	2
19	Wake Forest University	5	5
20	Lenoir Rhyne College	1	1
21	Elon College	1	1
22	Guilford College	1	
23	Campbell College	5	5
24	Wingate College	1	
25	Pfeiffer College	1	
26	Barber Scotia College	1	1
27	Atlantic Christian College	1	1
28	Shaw University	1	
29	St. Augustine's College	1	1
30	J.C. Smith University	1	1
31	Belmont Abbey College	1	1
32	Bennett College	1	
33	Catawba College	1	
34	Gardner-Webb College	1	1
35	Greensboro College	1	1
36	High Point College	1	1
37	Livingstone College	1	1
38	Mars Hill College	1	1
39	Meredith College	1	1
40	Methodist College	1	1
41	North Carolina Wesleyan College	1	1
42	Queens College	1	
43	Sacred Heart College	1	1

1	St. Andrews Presbyterian College	1	1	
2	Salem College	1	1	
3	Warren Wilson College	1	1	
4	County and Local Officials			
5	Clerks of the Superior Court		1 ea.	1 ea.
6	Register of Deeds		1 ea.	1 ea.
7	Federal, Out-of-State and Foreign			
8	Secretary to the President	1	0	
9	Secretary of State	1	1	
10	Secretary of Defense	1	0	
11	Secretary of Agriculture	1	0	
12	Secretary of the Interior	1	0	
13	Secretary of Labor	1	1	
14	Secretary of Commerce	1	1	
15	Secretary of the Treasury	1	0	
16	Secretary of Health, Education and Welfare		1	0
17	Secretary of Housing and Urban Development		1	0
18	Secretary of Transportation	1	0	
19	Attorney General	1	0	
20	Postmaster General	1	0	
21	Bureau of Census	1	0	
22	Bureau of Public Roads	1	0	
23	Department of Justice	1	0	
24	Department of Internal Revenue	1	0	
25	Veterans' Administration	1	0	
26	Farm Credit Administration	1	0	
27	Securities and Exchange Commission	1	0	
28	Social Security Board	1	0	
29	Environmental Protection Agency	1	0	
30	Library of Congress	8	2	
31	Federal Judges resident in North Carolina	1 ea.	0	
32	Federal District Attorneys resident in			
33	North Carolina	1 ea.	0	
34	Marshal of the United States Supreme Court		1	0
35	Federal Clerks of Court resident in North Carolina		1 ea.	0
36	Supreme Court Library exchange list	1 ea.	0	

37 One copy of the Session Laws shall be furnished the head of any department of State
 38 government created in the future.

39 State agencies, institutions, etc., not found in or covered by this list may, upon written
 40 request from their respective department head to the Secretary of State, and upon the
 41 discretion of the Secretary of State as to need, be issued copies of the Session Laws on a
 42 permanent loan basis with the understanding that should said copies be needed they will
 43 be recalled."

1 Sec. 5. Section 2 of this act is effective upon ratification. The remainder of
2 this act becomes effective July 1, 1995.