

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

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**SENATE DRS35167-LH-150 (03/26)**

Short Title: Amend Arboretum Bd. of Directors.

(Public)

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Sponsors: Senator Metcalf.

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Referred to:

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A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A PERSON MAY BE REAPPOINTED TO THE BOARD OF DIRECTORS OF THE ARBORETUM AFTER ONE YEAR'S ABSENCE FROM THE BOARD.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 116-243 reads as rewritten:

**"§ 116-243. Board of directors established; appointments.**

A board of directors to govern the operation of the Arboretum is established, to be appointed as follows:

- (1) Two by the Governor, initially, one for a two-year term, and one for a four-year term. Successors shall be appointed for four-year terms;
- (2) Two by the General Assembly, in accordance with G.S. 120-121, upon the recommendation of the President Pro Tempore of the Senate, initially, one for a two-year term, and one for a four-year term. Successors shall be appointed for four-year terms;
- (3) Two by the General Assembly, in accordance with G.S. 120-121, upon the recommendation of the Speaker of the House of Representatives, initially, one for a two-year term, and one for a four-year term. Successors shall be appointed for four-year terms;
- (4) The President of The University of North Carolina or his designee to serve ex officio;
- (5) The chancellors, chief executive officers, or their designees of the following institutions of higher education: North Carolina State University, Western Carolina University, The University of North Carolina at Asheville, Mars Hill College, and Warren Wilson College, to serve ex officio;

- 1           (6)    The President of Western North Carolina Arboretum, Inc., to serve ex  
2           officio;
- 3           (7)    Six by the Board of Governors of The University of North Carolina,  
4           initially, three for one-year terms, and three for three-year terms.  
5           Successors shall be appointed for four-year terms. One shall be an  
6           active grower of nursery stock, and one other shall represent the State's  
7           garden clubs;
- 8           (8)    The executive director of the Arboretum and the Executive Vice  
9           President of Western North Carolina Development Association shall  
10          serve ex officio as nonvoting members of the board of directors.

11          All appointed members may serve two full four-year terms following the initial  
12          appointment and then may not be reappointed until they have been absent for at least  
13          ~~four years.~~ one year. Members serve until their successors have been appointed.  
14          Appointees to fill vacancies serve for the remainder of the unexpired term. Vacancies in  
15          appointments made by the General Assembly shall be filled in accordance with G.S.  
16          120-122. Initial terms begin July 1, 1986.

17          The chairman of the board of directors shall be elected biennially by majority vote of  
18          the directors.

19          The executive director of the Arboretum shall report to the board of directors."

20                 **SECTION 2.** This act is effective when it becomes law.