

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**SENATE BILL 765**

Short Title: Increase Area MH/DD/SAS Bd Membership. (Public)

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Sponsors: Senators Purcell; Albertson, Bingham, Dannelly, Holloman, Lucas, and Malone.

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Referred to: Health Care.

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March 22, 2005

A BILL TO BE ENTITLED

1 AN ACT TO INCREASE THE NUMBER OF BOARD MEMBERS FOR CERTAIN  
2 MULTICOUNTY AREA PROGRAMS.  
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 122C-118.1(a) reads as rewritten:

6 "(a) An area board shall have no fewer than 11 and no more than 25 members.  
7 However, the area board for a multicounty area authority consisting of eight or more  
8 counties and serving a catchment area with a population of more than 500,000 may have  
9 up to 30 members. In a single-county area authority, the members shall be appointed by  
10 the board of county commissioners. Except as otherwise provided, in areas consisting of  
11 more than one county, each board of county commissioners within the area shall appoint  
12 one commissioner as a member of the area board. These members shall appoint the  
13 other members. The boards of county commissioners within the multicounty area shall  
14 have the option to appoint the members of the area board in a manner other than as  
15 required under this section by adopting a resolution to that effect. The boards of county  
16 commissioners in a multicounty area authority shall indicate in the business plan each  
17 board's method of appointment of the area board members in accordance with  
18 G.S. 122C-115.2(b). These appointments shall take into account sufficient citizen  
19 participation, equitable representation of the disability groups, and equitable  
20 representation of participating counties. Individuals appointed to the board shall include  
21 an individual with financial expertise or a county finance officer, an individual with  
22 expertise in management or business, and an individual representing the interests of  
23 children. A member of the board may be removed with or without cause by the initial  
24 appointing authority. Vacancies on the board shall be filled by the initial appointing  
25 authority before the end of the term of the vacated seat or within 90 days of the vacancy,  
26 whichever occurs first, and the appointments shall be for the remainder of the unexpired  
27 term."

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