

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

1

HOUSE BILL 49

Short Title: Citizens Efficiency Commission. (Public)

Sponsors: Representatives Blust; Allred, Blackwood, Current, Dockham, Hilton, and Steen.

Referred to: Rules, Calendar, and Operations of the House.

February 4, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE A PERMANENT CITIZENS EFFICIENCY COMMISSION.

3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** Chapter 143 of the General Statutes is amended by adding a new
5 Article to read:

6 "Article 80.

7 "Citizens Efficiency Commission.

8 **"§ 143-750. Establish Commission.**

9 There is established a Citizens Efficiency Commission to recommend to the Governor
10 efficiencies in government, subject to review by the General Assembly.

11 **"§ 143-751. Commission membership.**

12 (a) The Commission shall consist of 15 members appointed as follows:

13 (1) Five members appointed by the Governor.

14 (2) Five members appointed by the General Assembly upon the
15 recommendation of the Speaker of the House of Representatives in
16 accordance with G.S. 120-121.

17 (3) Five members appointed by the General Assembly upon the
18 recommendation of the President Pro Tempore of the Senate in accordance
19 with G.S. 120-121.

20 (b) Members shall be appointed for two-year terms commencing July 1, 2009, and
21 biennially thereafter. The Commission shall be an independent and bipartisan body of citizens
22 from the business and civic sector. A substantial number of the appointees should possess prior
23 governmental experience.

24 **"§ 143-752. Commission duties.**

25 Each biennium, the Citizens Efficiency Commission may present separate governmental
26 efficiency proposals to the Governor. Any person may submit proposals to the Commission.
27 The Commission shall conduct public hearings on the recommendations. The efficiency
28 programs may include, but are not limited to, closing, relocating, or merging State agencies and
29 institutions, eliminating programs, or transferring them from one department to another.

30 **"§ 143-753. Consideration by Governor.**

31 (a) The Commission shall, by no later than July 1 of each even-numbered year, transmit
32 to the Governor a report containing the Commission's findings and conclusions together with
33 the Commission's recommendations for efficiency in government.

34 (b) The Governor shall, no later than November 30 of each year in which the
35 Commission makes recommendations, transmit to the Commission and to the General



1 Assembly a report containing the Governor's approval or disapproval of the Commission's
2 recommendations.

3 (c) If the Governor approves all the recommendations of the Commission, the Governor
4 shall transmit by December 15 of that year a copy of such recommendations to the General
5 Assembly, together with a certification of such approval. The recommendations shall be
6 separately numbered.

7 (d) If the Governor disapproves the recommendations of the Commission, in whole or
8 in part, the Governor shall transmit by December 15 to the Commission and the General
9 Assembly the reasons for that disapproval. The Commission shall then transmit to the
10 Governor, by no later than January 15 of the year concerned, a revised list of recommendations
11 for efficiency in government.

12 (e) If the Governor approves all of the revised recommendations of the Commission
13 transmitted to the Governor, the Governor shall transmit a copy of such revised
14 recommendations to the General Assembly by January 30, together with a certification of such
15 approval. The recommendations shall be separately numbered.

16 **"§ 143-754. Legislative disapproval.**

17 (a) The Governor may not carry out any efficiency program recommended by the
18 Commission in a report transmitted to the General Assembly as provided by this Article if a bill
19 is enacted, disapproving the recommendations of the Commission before the adjournment of
20 the General Assembly sine die for the session during which such report is transmitted. The
21 General Assembly may disapprove of the recommendations as a whole or in part by identifying
22 the specific recommendations.

23 (b) For purposes of subsection (a) of this section, the term "bill" means only a bill
24 which:

25 (1) Does not have a preamble.

26 (2) The matter after the enacting clause of which is as follows: "The General
27 Assembly disapproves the recommendations of the Citizens Efficiency
28 Commission as submitted by the Governor on", the blank space being filled
29 in with the appropriate date, and the number(s) of the recommendations
30 disapproved.

31 (3) The title of which is as follows: "An act disapproving the recommendations
32 of the Citizens Efficiency Commission."

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