

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 368*
Committee Substitute Favorable 4/9/13

Short Title: Bd. of Agriculture Forestry/Nursery Appts.-AB

(Public)

Sponsors:

Referred to:

March 21, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE REPRESENTATION OF FORESTRY AND NURSERY
3 INTERESTS ON THE BOARD OF AGRICULTURE.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 106-2 reads as rewritten:

6 "§ 106-2. Department of Agriculture and Consumer Services established; Board of
7 Agriculture, membership, terms of office, etc.

8 (a) Department and Board Established. – The Department of Agriculture and Consumer
9 Services is created and established and shall be under the control of the Commissioner of
10 Agriculture, with the consent and advice of a board to be ~~styled established and named~~ "The
11 Board of Agriculture."

12 (b) Membership; Qualifications. – The Board of Agriculture shall consist of the
13 Commissioner of Agriculture, who shall be an ex officio ~~a~~ member and chairman thereof and
14 shall preside at all meetings, and of 10 other members from the ~~State at large, State,~~ so
15 distributed as to reasonably represent the different sections and agriculture of the State. The
16 Commissioner of Agriculture and the members of the Board of Agriculture shall be practicing
17 farmers engaged in their profession. The members of the Board shall be appointed by the
18 Governor by and with the consent of the Senate. In the appointment of the members of the
19 Board the Governor shall also take into consideration the different agricultural interests of the
20 State, and shall appoint members with the following qualifications:

21 (1) ~~one~~ One member who shall be a ~~practical practicing~~ tobacco farmer to
22 represent the tobacco farming ~~interest, interest.~~

23 (2) ~~one~~ One member who shall be a ~~practical practicing~~ cotton grower to
24 represent the cotton ~~interest, interest.~~

25 (3) ~~one~~ One member who shall be a ~~practical practicing~~ ~~truck~~ fruit or vegetable
26 farmer ~~or general farmer~~ to represent the ~~truck and general~~ fruit and
27 vegetable farming interest, interest.

28 (4) ~~one~~ One member who shall be a ~~practical practicing~~ dairy farmer to
29 represent the dairy and livestock interest of the ~~State, State.~~

30 (5) ~~one~~ One member who shall be a ~~practical practicing~~ poultryman to represent
31 the poultry interest of the ~~State, State.~~

32 (6) ~~one~~ One member who shall be a ~~practical practicing~~ peanut grower to
33 represent the peanut ~~interests, interests~~ of the State.

34 (7) ~~one~~ One member who shall be experienced in marketing to represent the
35 marketing of products of the State.



1 (8) One member who shall be actively involved in forestry to represent the
2 forestry interests of the State.

3 (9) One member who shall be actively involved in the nursery business to
4 represent the nursery industry of the State.

5 (10) One member who shall be a practicing general farmer to represent the
6 general farming interest.

7 (c) Terms. – The members of such Board shall be appointed by the Governor by and
8 ~~with the consent of the Senate, when the terms of the incumbents respectively expire. The term~~
9 ~~of office of such members of the Board shall be six years and until their successors are duly~~
10 ~~appointed and qualified. The terms of office of the five members constituting the present Board~~
11 ~~of Agriculture shall continue for the time for which they were appointed. In making~~
12 ~~appointments for the enlarged Board of Agriculture, the Governor shall make the appointments~~
13 ~~so that the term of three members will be for two years, three for four and four for six years.~~
14 ~~Thereafter the appointments shall be made for six years.~~

15 (d) Vacancies. – Vacancies in such the Board shall be filled by the Governor for the
16 ~~unexpired term. The Commissioner of Agriculture and the members of the Board of~~
17 ~~Agriculture shall be practical farmers engaged in their profession."~~

18 **SECTION 2.** This act becomes effective July 1, 2013, and applies to appointments
19 to the Board of Agriculture made on or after that date.