

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 1026\*  
Higher Education Committee Substitute Adopted 6/19/92

Short Title: NCSSM/Nursing Ctr./Nursing Commn.

(Public)

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Sponsors:

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Referred to:

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May 28, 1992

A BILL TO BE ENTITLED

1 AN ACT TO INCREASE THE NUMBER OF MEMBERS OF THE BOARD OF  
2 TRUSTEES OF THE SCHOOL OF SCIENCE AND MATH TO CONFORM TO  
3 THE NUMBER OF CONGRESSIONAL DISTRICTS WHICH RESULTED FROM  
4 THE 1990 CENSUS; TO MAKE ADMINISTRATIVE CHANGES PERTAINING  
5 TO THE NORTH CAROLINA CENTER FOR NURSING; AND TO PROVIDE  
6 FOR STAGGERING THE TERMS OF MEMBERS OF THE NURSING  
7 SCHOLARS COMMISSION.  
8

9 The General Assembly of North Carolina enacts:

10 Section 1. G.S. 116-233(a) reads as rewritten:

11 "(a) There shall be a Board of Trustees of the School, which shall consist of 25  
12 ~~members~~26 members:

- 13 (1) ~~Eleven~~Twelve members who shall be appointed by the Board of  
14 Governors of The University of North Carolina, one from each  
15 congressional district;
- 16 (2) Four members without regard to residency who shall be appointed by  
17 the Board of Governors of The University of North Carolina;
- 18 (3) Three members, ex officio, who shall be the chief academic officers,  
19 respectively, of constituent institutions. The Board of Governors shall  
20 in 1985 and quadrennially thereafter designate the three constituent  
21 institutions whose chief academic officers shall so serve, such  
22 designations to expire on June 30, 1989, and quadrennially thereafter;

- 1 (4) The chief academic officer of a college or university in North Carolina  
2 other than a constituent institution, ex officio. The Board of Governors  
3 shall designate in 1985 and quadrennially thereafter which college or  
4 university whose chief academic officer shall so serve, such  
5 designation to expire on June 30, 1989, and quadrennially thereafter;
- 6 (5) Two members appointed by the General Assembly upon the  
7 recommendation of the President of the Senate in accordance with  
8 G.S. 120-121;
- 9 (6) Two members appointed by the General Assembly upon the  
10 recommendation of the Speaker of the House of Representatives in  
11 accordance with G.S. 120-121; and
- 12 (7) Two members appointed by the Governor."

13 Sec. 2. G.S. 116-233(d) reads as rewritten:

14 "~~(d) Seven of the initial class of members of the Board of Trustees appointed under~~  
15 ~~G.S. 116-233[(a)](1) and (2) shall be chosen for a term of two years to expire June 30,~~  
16 ~~1987, and eight shall be chosen for a term of four years to expire June 30, 1989;~~  
17 ~~thereafter, all such members shall be elected to~~ Members appointed under subdivisions  
18 (1) or (2) of subsection (a) of this section shall serve four-year terms. Eight of those  
19 terms shall expire June 30, 1993, and quadrennially thereafter, and eight of those terms  
20 shall expire June 30, 1995, and quadrennially thereafter. No person other than an ex  
21 officio Only an ex officio member shall be eligible to serve more than two successive  
22 terms. Any vacancy in the membership of the Board of Trustees appointed under  
23 ~~G.S. 116-233[(a)](1)~~ 116-233(a)(1) or (2) shall be reported promptly by the Secretary of  
24 the Board of Trustees to the Board of Governors of The University of North Carolina,  
25 which shall fill any such vacancy by appointment of a replacement member to serve for  
26 the balance of the unexpired term. Any vacancy in members appointed under G.S. 116-  
27 ~~233[(a)](5)~~ 116-233(a)(5) or (6) shall be filled in accordance with G.S. 120-122. Any  
28 vacancy in members appointed under G.S. 116-233[(a)](7) 116-233(a)(7) shall be filled  
29 by the Governor for the remainder of the unexpired term. Reapportionment of  
30 congressional districts does not affect the right of any member to complete the term for  
31 which the member was appointed."

32 Sec. 3. The Board of Governors shall appoint the member for the 12th  
33 Congressional District within 90 days of the ratification of this act. The initial term of  
34 the new member shall expire June 30, 1995.

35 Sec. 4. G.S. 90-171.71 is amended by adding a new subsection to read:

36 "(e) The North Carolina Center for Nursing shall be administered by The  
37 University of North Carolina through the Center's Board of Directors established under  
38 this section."

39 Sec. 5. G.S. 126-5(c1) reads as rewritten:

40 "(c1) Except as to the provisions of Articles 6 and 7 of this Chapter, the provisions  
41 of this Chapter shall not apply to:

- 42 (1) Constitutional officers of the State.  
43 (2) Officers and employees of the Judicial Department.  
44 (3) Officers and employees of the General Assembly.

- 1 (4) Members of boards, committees, commissions, councils, and advisory  
2 councils compensated on a per diem basis.
- 3 (5) Officials or employees whose salaries are fixed by the General  
4 Assembly, or by the Governor, or by the Governor and Council of  
5 State, or by the Governor subject to the approval of the Council of  
6 State.
- 7 (6) Employees of the Office of the Governor that the Governor, at any  
8 time, in his discretion, exempts from the application of the provisions  
9 of this Chapter by means of a letter to the State Personnel Director  
10 designating these employees.
- 11 (7) Employees of the Office of the Lieutenant Governor, that the  
12 Lieutenant Governor, at any time, in his discretion, exempts from the  
13 application of the provisions of this Chapter by means of a letter to the  
14 State Personnel Director designating these employees.
- 15 (8) Instructional and research staff, physicians, and dentists of The  
16 University of North Carolina.
- 17 (9) Employees whose salaries are fixed under the authority vested in the  
18 Board of Governors of The University of North Carolina by the  
19 provisions of G.S. 116-11(4), ~~116-1(5) [116-11(5)]~~, 116-11(5), and 116-  
20 14.
- 21 (10) Repealed by Session Laws 1991, c. 84, s. 1.
- 22 (11) North Carolina School of Science and Mathematics' employees whose  
23 salaries are fixed in accordance with the provisions of G.S. 116-  
24 235(c)(1) and G.S. 116-235(c)(2).
- 25 (12) Employees of the North Carolina Low-Level Radioactive Waste  
26 Management Authority whose salaries are fixed pursuant to G.S.  
27 104G-5(g)(1) and G.S. 104G-5(g)(2).
- 28 (13) Employees of the North Carolina Hazardous Waste Management  
29 Commission whose salaries are fixed pursuant to G.S. 130B-6(g)(1)  
30 and G.S. 130B-6(g)(2).
- 31 (14) Employees of the North Carolina State Ports Authority.
- 32 (15) Employees of the North Carolina Air Cargo Airport Authority.
- 33 (16) The executive director and one associate director of the North Carolina  
34 Center for Nursing established under Article 9F of Chapter 90 of the  
35 General Statutes."

36 Sec. 6. Effective July 1, 1993, G.S. 90-171.60(d) reads as rewritten:

- 37 "(d) ~~Commission members shall be appointed for four year terms. The terms of initial~~  
38 ~~appointees shall expire July 1, 1993. Of the Commission members appointed by the~~  
39 Governor, two shall each serve an initial term of two years, and one shall serve an initial  
40 term of four years. Of the Commission members appointed by the General Assembly  
41 upon the recommendation of the Speaker of the House of Representatives, one shall  
42 serve an initial term of two years, and two shall each serve an initial term of four years.  
43 Of the Commission members appointed by the General Assembly upon the  
44 recommendation of the President Pro Tempore of the Senate, one shall serve an initial

1 term of two years, and two shall each serve an initial term of four years. Thereafter, all  
2 appointments to the Commission shall be for four-year terms."

3           Sec. 7. This act is effective upon ratification.