

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE DRS15178-LL-146 (3/15)

Short Title: Restructure Parole Commission.

(Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

1
2 AN ACT TO PROVIDE FOR THE EXPIRATION OF THE TERMS OF THE
3 CURRENT MEMBERS OF THE POST-RELEASE SUPERVISION AND
4 PAROLE COMMISSION AND TO RESTRUCTURE THE COMMISSION TO
5 CONSIST OF ONE FULL-TIME MEMBER AND TWO HALF-TIME
6 MEMBERS.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 143B-267 reads as rewritten:

9 **"§ 143B-267. Post-Release Supervision and Parole Commission – members;**
10 **selection; removal; chairman; compensation; quorum; services.**

11 ~~The~~ Effective July 1, 2005, the Post-Release Supervision and Parole Commission
12 shall consist of ~~three~~ one full-time ~~members.~~ member and two half-time members. The
13 three ~~full-time~~ members shall be appointed by the Governor from persons whose
14 recognized ability, training, experience, and character qualify them for service on the
15 Commission. The terms of office of the five members presently serving on the
16 Commission shall expire on ~~July 31, 1999.~~ June 30, 2005. ~~The term of one of the~~
17 ~~members appointed effective August 1, 1999, shall be for one year. The term of one of~~
18 ~~the members appointed effective August 1, 1999, shall be for two years. The term of~~
19 ~~one of the members appointed effective August 1, 1999, shall be for three years.~~
20 ~~Thereafter, the~~ The terms of office of persons appointed by the Governor as members of
21 the Commission shall be for four years or until their successors are appointed and
22 qualify. Any appointment to fill a vacancy on the Commission created by the
23 resignation, removal, death or disability of a ~~full-time~~ member shall be for the balance
24 of the unexpired term only.

25 The Governor shall have the authority to remove any member of the Commission
26 from office for misfeasance, malfeasance or nonfeasance, pursuant to the provisions of
27 G.S. 143B-13. ~~The Governor shall designate a~~ The full-time member of the

1 Commission ~~to~~ shall serve as ~~chairman~~ chair of the Commission at the pleasure of the
2 Governor.

3 The granting, denying, revoking, or rescinding of parole, the authorization of
4 work-release privileges to a prisoner, or any other matters of business coming before the
5 Commission for consideration and action shall be decided by majority vote of the full
6 Commission.

7 The ~~full-time~~ members of the Commission shall receive the salary fixed by the
8 General Assembly in the Current Operations Appropriations Act and shall receive
9 necessary travel and subsistence expenses in accordance with the provisions of
10 G.S. 138-6.

11 All clerical and other services required by the Commission shall be supplied by the
12 Secretary of Correction."

13 **SECTION 2.** This act becomes effective June 30, 2005.