

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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SENATE BILL 897

Short Title: Restructure Parole Commission.

(Public)

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Sponsors: Senator Rand.

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Referred to: Judiciary I.

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March 23, 2005

A BILL TO BE ENTITLED

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

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  
28 Commission to ~~shall~~ shall serve as ~~chairman~~ chair of the Commission at the pleasure of the  
29 Governor.

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

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

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

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