

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 353*

Short Title: Add NCCJETSC Member.

(Public)

Sponsors: Senator Rand.

Referred to: Judiciary.

March 11, 1997

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA
CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS
COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 17C-3 reads as rewritten:

**"§ 17C-3. North Carolina Criminal Justice Education and Training Standards
Commission established; members; terms; vacancies.**

(a) There is established the North Carolina Criminal Justice Education and
Training Standards Commission, hereinafter called 'the Commission,' in the Department
of Justice. The Commission shall be composed of ~~26~~27 members as follows:

(1) Police Chiefs. – Three police chiefs selected by the North Carolina
Association of Chiefs of Police and one police chief appointed by the
Governor.

(2) Police Officers. – Three police officials appointed by the North Carolina
Police Executives Association and two criminal justice officers certified
by the Commission as selected by the North Carolina Law-Enforcement
Officers' Association.

(3) Departments. – The Attorney General of the State of North Carolina; the
Secretary of the Department of Crime Control and Public Safety; the

1 Secretary of the Department of Human Resources; the Secretary of the
2 Department of Correction; the President of the Department of
3 Community Colleges.

4 (4) At-large Groups. – One individual representing and appointed by each
5 of the following organizations: one mayor selected by the League of
6 Municipalities; one law-enforcement training officer selected by the
7 North Carolina Law-Enforcement Training Officers' Association; one
8 criminal justice professional selected by the North Carolina Criminal
9 Justice Association; one sworn law-enforcement officer selected by the
10 North State Law-Enforcement Officers' Association; one member
11 selected by the North Carolina Law-Enforcement Women's Association;
12 one member selected by the North Carolina Police Benevolent
13 Association; and one District Attorney selected by the North Carolina
14 Association of District Attorneys.

15 (5) Citizens and Others. – The President of The University of North
16 Carolina; the Director of the Institute of Government; and two citizens,
17 one of whom shall be selected by the Governor and one of whom shall
18 be selected by the Attorney General. The General Assembly shall
19 appoint two persons, one upon the recommendation of the Speaker of
20 the House of Representatives and one upon the recommendation of the
21 President Pro Tempore of the Senate. Appointments by the General
22 Assembly shall be made in accordance with G.S. 120-122.
23 Appointments by the General Assembly shall serve two-year terms to
24 conclude on June 30th in odd-numbered years.

25 (b) The members shall be appointed for staggered terms. The initial appointments
26 shall be made prior to September 1, 1983, and the appointees shall hold office until July 1
27 of the year in which their respective terms expire and until their successors are appointed
28 and qualified as provided hereafter:

29 For the terms of one year: one member from subdivision (1) of subsection (a),
30 serving as a police chief; three members from subdivision (2) of subsection (a), one
31 serving as a police official, and two criminal justice officers; one member from
32 subdivision (4) of subsection (a), appointed by the North Carolina Law-Enforcement
33 Training Officers' Association; and two members from subdivision (5) of subsection (a),
34 one appointed by the Governor and one appointed by the Attorney General.

35 For the terms of two years: one member from subdivision (1) of subsection (a),
36 serving as a police chief; one member from subdivision (2) of subsection (a), serving as a
37 police official; and two members from subdivision (4) of subsection (a), one appointed by
38 the League of Municipalities and one appointed by the North Carolina Association of
39 District Attorneys.

40 For the terms of three years: two members from subdivision (1) of subsection (a),
41 one police chief appointed by the North Carolina Association of Chiefs of Police and one
42 police chief appointed by the Governor; one member from subdivision (2) of subsection
43 (a), serving as a police official; and three members from subdivision (4) of subsection (a),

1 one appointed by the North Carolina Law-Enforcement Women's Association, one
2 appointed by the North Carolina Criminal Justice Association, and one appointed by the
3 North State Law-Enforcement Officers' Association.

4 The initial member of the Commission appointed by the North Carolina Police
5 Benevolent Association shall serve a three-year term beginning July 1, 1997.

6 Thereafter, as the term of each member expires, his successor shall be appointed for a
7 term of three years. Notwithstanding the appointments for a term of years, each member
8 shall serve at the will of the appointing authority.

9 The Attorney General, the Secretary of the Department of Crime Control and Public
10 Safety, the Secretary of the Department of Human Resources, the Secretary of the
11 Department of Correction, the President of The University of North Carolina, the
12 Director of the Institute of Government, and the President of the Department of
13 Community Colleges shall be continuing members of the Commission during their
14 tenure. These members of the Commission shall serve ex officio and shall perform their
15 duties on the Commission in addition to the other duties of their offices. The ex officio
16 members may elect to serve personally at any or all meetings of the Commission or may
17 designate, in writing, one member of their respective office, department, university or
18 agency to represent and vote for them on the Commission at all meetings the ex officio
19 members are unable to attend.

20 Vacancies in the Commission occurring for any reason shall be filled, for the
21 unexpired term, by the authority making the original appointment of the person causing
22 the vacancy. A vacancy may be created by removal of a Commission member by
23 majority vote of the Commission for misconduct, incompetence, or neglect of duty. A
24 Commission member may be removed only pursuant to a hearing, after notice, at which
25 the member subject to removal has an opportunity to be heard."

26 Section 2. This act is effective when it becomes law.