

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 1710*

Short Title: Independent Government Review Comm./Funds. (Public)

Sponsors: Representatives Baker, J. Crawford, McMahan, Owens (Primary Sponsors); Capps, Culp, Davis, Rayfield, Setzer, and C. Wilson.

Referred to: Rules, Calendar, and Operations of the House.

June 13, 2002

A BILL TO BE ENTITLED

1 AN ACT CREATING THE INDEPENDENT GOVERNMENT REVIEW
2 COMMISSION AND APPROPRIATING FUNDS FOR THE WORK OF THE
3 COMMISSION.
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** There is hereby created the Independent Government Review
7 Commission ("Commission"). The purpose of the Commission is to review all activities
8 of State government including, but not limited to, the current funding and
9 appropriateness of government activities. Further, the Commission shall:

- 10 (1) Review the current organization, budgets, and activities of each State
11 agency or major segment thereof.
12 (2) Review the current organization, budgets, and activities of all boards
13 and commissions that are administered or funded by the State.
14 (3) Review the appropriateness of the State's participation in, and funding
15 of, non-State entities receiving State funds.
16 (4) Review all State property holdings to determine any unused or
17 unnecessary assets.
18 (5) Recommend to the General Assembly any changes in the current
19 organization, funding, or activities of any area of State government.

20 **SECTION 2.(a)** The Commission shall consist of teams for each area of
21 investigation. The Commission teams shall be organized by the Governor and all
22 appointments thereto shall be made by October 1, 2002. Each team shall include:

- 23 (1) Two members of the General Assembly, including one legislator who
24 is a member of the majority party and one legislator who is member of
25 the party with the next largest number of members.
26 (2) One employee of the Fiscal Research Division staff, who shall serve as
27 a nonvoting member.
28 (3) Three persons from the private sector.

1 At least one of the members of the General Assembly must serve on the
2 Appropriations subcommittee appropriate to the area of review. The Fiscal Research
3 staff person must also serve the appropriate Appropriations subcommittee. The private
4 sector members must be recognized leaders and have in-depth knowledge of the specific
5 areas of study. The North Carolina Citizens for Business and Industry will appoint two
6 private sector members for each team and the Governor will appoint one private sector
7 member for each team. The Speaker of the House of Representatives and the President
8 Pro Tempore of the Senate shall each appoint a legislative member to serve pursuant to
9 subdivision (1) of this subsection.

10 The members of the Commission shall elect cochairs of the Commission from
11 among their members. The cochairs shall serve on the Commission's Executive
12 Committee. Other members of the Executive Committee shall include a representative
13 of each team chosen by the members of the respective teams, the Director of the Fiscal
14 Research Division or the Director's designee, and the Director of the Office of State
15 Budget and Management or the Director's designee.

16 A majority of the Commission members shall constitute a quorum.
17 Commission members shall receive subsistence, per diem, and travel allowances as
18 provided by G.S. 138-5. The respective appointing authorities shall fill any vacancies.
19 The Commission may contract for consultation services. The Commission may meet in
20 the Legislative Building or the Legislative Office Building upon approval of the
21 Legislative Services Commission. The Commission, while in the discharge of its
22 official duties, may exercise all of the powers provided under the provisions of G.S.
23 120-19 through G.S. 120-19.4, including the power to request all officers, agents,
24 agencies, and departments of the State to provide any information, data, or documents
25 within their possession, ascertainable from their records, or otherwise available to them,
26 and the power to subpoena witnesses.

27 The Commission may apply for, accept, and expend gifts, grants, or
28 donations from governmental sources, private entities, or private nonprofit foundations
29 organized for taxation purposes under section 501(c)(3) of the Internal Revenue Code.
30 Notwithstanding G.S. 120-32.02, the Commission is authorized to expend, at its
31 discretion, the funds appropriated by this act to carry out the purposes of the
32 Commission. The Executive Committee shall allocate appropriated funds, and any other
33 available funds, among the various teams.

34 **SECTION 2.(b)** Commission teams established under Section 2(a) of this
35 act will be assigned to review each of the following areas:

- 36 (1) Team A:
- 37 a. Office of the Governor.
 - 38 b. Office of the Lieutenant Governor.
 - 39 c. Office of Information Technology Services.
 - 40 d. Office of State Budget and Management.
 - 41 e. Office of the State Controller.
 - 42 f. Office of the State Treasurer.
 - 43 g. Office of the State Auditor.
 - 44 h. Department of Administration.

- 1 i. Department of Insurance.
- 2 j. Office of the Secretary of State.
- 3 k. Department of Cultural Resources.
- 4 l. Department of Revenue.
- 5 (2) Team B:
 - 6 a. Department of Agriculture and Consumer Services.
 - 7 b. Department of Commerce.
 - 8 c. Department of Labor.
 - 9 d. Department of Environment and Natural Resources, specifically
 - 10 including the Division of Forestry.
- 11 (3) Team C:
 - 12 a. Administrative Office of the Courts.
 - 13 b. Department of Crime Control and Public Safety.
 - 14 c. Department of Correction.
 - 15 d. Department of Justice.
- 16 (4) Team D:
 - 17 a. Department of Transportation, specifically including the
 - 18 Division of Motor Vehicles.
- 19 (5) Team E:
 - 20 a. Department of Public Instruction.
 - 21 b. State Board of Education.
 - 22 c. Community Colleges Systems Office.
 - 23 d. The University of North Carolina.
- 24 (6) Team F:
 - 25 a. Department of Health and Human Services, specifically
 - 26 including each major division.
- 27 (7) Team G:
 - 28 a. Non-State entities.
 - 29 b. State Boards and Commissions.
- 30 (8) Team H:
 - 31 a. State Property.

32 **SECTION 3.** The Commission shall issue a report of its findings,
33 recommendations, and legislative proposals to the 2005 General Assembly. Interim
34 reports may be made at any time. The Commission shall terminate upon filing its final
35 report.

36 **SECTION 4.** There is appropriated from the General Fund to the General
37 Assembly the sum of one million dollars (\$1,000,000) for the 2002-2003 fiscal year to
38 partially fund the work of the Independent Government Review Commission created in
39 Section 1 of this act.

40 **SECTION 5.** This act becomes effective July 1, 2002.