

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001**

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**SENATE BILL 963**

Short Title: Crim. Justice Ed. & Training Stds. Membership.

(Public)

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Sponsors: Senator Ballance.

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Referred to: Judiciary II.

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April 5, 2001

A BILL TO BE ENTITLED

1  
2 AN ACT TO MODIFY THE MEMBERSHIP OF THE NORTH CAROLINA  
3 CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS  
4 COMMISSION.

5 The General Assembly of North Carolina enacts:

6       **SECTION 1.** G.S. 17C-3 reads as rewritten:

7 "**§ 17C-3. North Carolina Criminal Justice Education and Training Standards**  
8 **Commission established; members; terms; vacancies.**

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

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

15           (2) Police Officers. – ~~Three~~One police ~~officials~~official appointed by the  
16 North Carolina Police Executives Association and ~~two~~one criminal  
17 justice officers certified by the Commission as selected by the North  
18 Carolina Law-Enforcement Officers' Association.

19           (3) Departments. – The Attorney General of the State of North Carolina;  
20 the Secretary of the Department of Crime Control and Public Safety;  
21 the Secretary of the Department of ~~Correction; the President of the~~  
22 ~~North Carolina System of Community Colleges.~~Correction.

23           (3a) A representative of the Department of Juvenile Justice and  
24 Delinquency Prevention.

25           (4) At-large Groups. – One individual representing and appointed by each  
26 of the following organizations: one mayor selected by the League of  
27 Municipalities; one law-enforcement training officer selected by the  
28 North Carolina Law-Enforcement Training Officers' Association; ~~one~~

1 ~~criminal justice professional selected by the North Carolina Criminal~~  
2 ~~Justice Association;~~ one sworn law-enforcement officer selected by the  
3 North State Law-Enforcement Officers' Association; one member  
4 selected by the North Carolina Law-Enforcement Women's  
5 Association; and one District Attorney selected by the North Carolina  
6 Association of District Attorneys.

7 (5) Citizens and Others. – ~~The President of The University of North~~  
8 ~~Carolina; the~~ The Director of the Institute of Government; and two  
9 citizens, one of whom shall be selected by the Governor and one of  
10 whom shall be selected by the Attorney General. The General  
11 Assembly shall appoint ~~two~~ten persons, ~~one~~five upon the  
12 recommendation of the Speaker of the House of Representatives and  
13 ~~one~~five upon the recommendation of the President Pro Tempore of the  
14 Senate. Appointments by the General Assembly shall be made in  
15 accordance with G.S. 120-122. Appointments by the General  
16 Assembly shall serve two-year terms to conclude on June 30th in  
17 odd-numbered years.

18 (b) The members shall be appointed for staggered terms. The initial appointments  
19 shall be made prior to September 1, 1983, and the appointees shall hold office until July  
20 1 of the year in which their respective terms expire and until their successors are  
21 appointed and qualified as provided hereafter:

22 For the terms of one year: ~~one member from subdivision (1) of subsection (a),~~  
23 ~~servng as a police chief; three members from subdivision (2) of subsection (a), one~~  
24 ~~servng as a police official, and two criminal justice officers;~~ two criminal justice  
25 officers from subdivision (2) of subsection (a); one member from subdivision (4) of  
26 subsection (a), appointed by the North Carolina Law-Enforcement Training Officers'  
27 Association; and two members from subdivision (5) of subsection (a), one appointed by  
28 the Governor and one appointed by the Attorney General.

29 For the terms of two years: ~~one member from subdivision (1) of subsection (a),~~  
30 ~~servng as a police chief;~~ one member from subdivision (2) of subsection (a), serving as  
31 a police official; and two members from subdivision (4) of subsection (a), one appointed  
32 by the League of Municipalities and one appointed by the North Carolina Association of  
33 District Attorneys.

34 For the terms of three years: two members from subdivision (1) of subsection (a),  
35 one police chief appointed by the North Carolina Association of Chiefs of Police and  
36 one police chief appointed by the Governor; ~~one member from subdivision (2) of~~  
37 ~~subsection (a), servng as a police official;~~ and three members from subdivision (4) of  
38 subsection (a), one appointed by the North Carolina Law-Enforcement Women's  
39 Association, ~~one appointed by the North Carolina Criminal Justice Association,~~ and one  
40 appointed by the North State Law-Enforcement Officers' Association.

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

1       The Attorney General, the Secretary of the Department of Crime Control and Public  
2 Safety, the Secretary of the Department of Correction, ~~the President of The University~~  
3 ~~of North Carolina,~~and the Director of the Institute of ~~Government,~~ and the ~~President of~~  
4 ~~the North Carolina System of Community Colleges~~Government shall be continuing  
5 members of the Commission during their tenure. These members of the Commission  
6 shall serve ex officio and shall perform their duties on the Commission in addition to  
7 the other duties of their offices. The ex officio members may elect to serve personally at  
8 any or all meetings of the Commission or may designate, in writing, one member of  
9 their respective office, department, university or agency to represent and vote for them  
10 on the Commission at all meetings the ex officio members are unable to attend.

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

17       **SECTION 2.** This act becomes effective July 1, 2001.