

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

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HOUSE DRH50147-LR-12 (01/05)

Short Title: NH County Commissioners Accountability Act. (Local)

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Sponsors: Representative McComas.

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Referred to:

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- 1 A BILL TO BE ENTITLED  
2 AN ACT HOLDING THE NEW HANOVER COUNTY BOARD OF COMMISSIONERS  
3 ACCOUNTABLE FOR THE WORK OF GOVERNMENTAL AND  
4 QUASI-GOVERNMENTAL AUTHORITIES, BOARDS, COMMITTEES, AND  
5 COMMISSIONS APPOINTED BY THE COMMISSION OR RECEIVING COUNTY  
6 FUNDS.  
7 The General Assembly of North Carolina enacts:  
8 **SECTION 1.** It is the duty of the New Hanover County Board of Commissioners  
9 (Board) to provide oversight of, and to be accountable for, the activities of the authorities,  
10 boards, committees, and commissions acting under the Board's control or authority. To that  
11 end, the Board shall monitor the activities of each of the following authorities, boards,  
12 committees, or commissions in order (i) to evaluate whether continued county funding is  
13 warranted in each case, as appropriate, and (ii) to determine whether the Board's appointees are  
14 carrying out their respective responsibilities in the best interest of New Hanover County:  
15 (1) Adult Care Home Community Advisory Committee.  
16 (2) Airlie Gardens Foundation Board of Directors.  
17 (3) Airport Authority.  
18 (4) Alcoholic Beverage Control.  
19 (5) Board of Elections.  
20 (6) Board of Examiners of Electricians.  
21 (7) Board of Fire Commissioners.  
22 (8) Board of Health.  
23 (9) Board of Mechanical Examiners.  
24 (10) Board of Social Services.  
25 (11) Cape Fear Community College Board of Trustees.  
26 (12) Cape Fear Museum Advisory Board.  
27 (13) Cape Fear Public Transportation Authority.  
28 (14) Cape Fear Public Utility Authority.  
29 (15) Commission for Women.  
30 (16) Cooperative Extension Advisory Council.  
31 (17) Criminal Justice Partnership Advisory Board.  
32 (18) Industrial Facilities and Pollution Control Financing Authority.  
33 (19) Inspections Department Advisory Council.  
34 (20) Jury Commission.  
35 (21) Juvenile Crime Prevention Council.



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- 1 (22) Library Advisory Board.
- 2 (23) Lower Cape Fear Water and Sewer Authority.
- 3 (24) New Hanover Regional Medical Center Board of Trustees.
- 4 (25) Nursing Home Community Advisory Board.
- 5 (26) Parks and Recreation Advisory Board.
- 6 (27) Planning Board.
- 7 (28) Plumbing Board of Examiners.
- 8 (29) Port, Waterway & Beach Commission.
- 9 (30) Risk Management Advisory Committee.
- 10 (31) Solid Waste Advisory Board.
- 11 (32) Southeastern Economic Development Commission.
- 12 (33) Special Board of Equalization and Review.
- 13 (34) Tourism Development Authority.
- 14 (35) Youth Empowerment Services Advisory Board.
- 15 (36) Zoning Board of Adjustment.
- 16 (37) Any other authority, board, committee, or commission created by the New
- 17 Hanover County Board of Commissioners.

18 **SECTION 2.** Notwithstanding any provision of law to the contrary, the members  
19 of the entities listed in Section 1 of this act who are appointed by the Board serve at the  
20 pleasure of the Board and may be removed by the Board immediately at any time upon the  
21 unanimous vote of the members of the Board.

22 **SECTION 3.** By December 1, 2011, the New Hanover County Board of  
23 Commissioners shall conduct a review of each entity listed in Section 1 of this act to determine  
24 (i) whether continued County funding is warranted in each case, as appropriate, and (ii) if the  
25 Board's appointees are carrying out their respective responsibilities in the best interest of New  
26 Hanover County.

27 **SECTION 4.** The Wilmington City Council (Council) is encouraged to review the  
28 authorities, boards, committees, and commissions under its control and authority in the same  
29 manner as provided in this act for New Hanover County. Upon adoption of a resolution by the  
30 Council to conform to the provisions of this act, and to conduct the required review by  
31 December 1, 2011, the Council shall have the same powers as the County under this act relative  
32 to the authorities, boards, committees, commissions, and other entities under the Council's  
33 control or authority; and further, its appointees will be subject to removal as provided by  
34 Section 2 of this act.

35 **SECTION 5.** The governing board of any other incorporated municipality within  
36 New Hanover County that adopts a resolution in the same manner as provided by Section 4 of  
37 this act shall likewise have the same powers as the County under this act relative to the  
38 authorities, boards, committees, commissions, and other entities under the governing board's  
39 control or authority; and further, its appointees will be subject to removal as provided by  
40 Section 2 of this act.

41 **SECTION 6.** This act applies only to New Hanover County, to the City of  
42 Wilmington, and to any other incorporated municipality in New Hanover County.

43 **SECTION 7.** This act is effective when it becomes law.