

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 490

Short Title: Indian Housing Authority Name.

(Public)

Sponsors: Representatives Sutton; Bowen, Cummings, DeVane, Hensley, Redwine, Richardson, and Spears.

Referred to: State Government.

March 24, 1993

1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE NAME OF THE STATE INDIAN HOUSING
3 AUTHORITY TO THE INDIAN HOUSING AUTHORITY.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 5 of Chapter 157 of the General Statutes reads as rewritten:

6 "ARTICLE 5.
7 "STATE INDIAN HOUSING AUTHORITY.

8 "§ 157-66. Authority created.

9 There is hereby created and established a public body corporate and politic to be
10 known as the North Carolina ~~State~~-Indian Housing Authority which shall be governed
11 by the provisions of law controlling housing authorities as set out in this Chapter as well
12 as other applicable provisions of the General Statutes. It is the intent of the General
13 Assembly that the North Carolina State Indian Housing Authority not be treated as a
14 State agency for any purpose, but rather that it be treated as a housing authority as set
15 out above.

16 "§ 157-67. Powers of Authority; applicability of certain laws; powers of Governor
17 and Commission of Indian Affairs.

18 The ~~State~~-Indian Housing Authority, hereafter referred to as the Authority, shall
19 exercise its powers to provide housing for Indians of low income. Except as otherwise
20 provided in this Article, all the provisions of law applicable to housing authorities
21 created for municipalities pursuant to Chapter 157 of the General Statutes shall be
22 applicable to this Authority, unless a different meaning clearly appears from the context.
23 The Governor and the Commission of Indian Affairs are hereby authorized to exercise

1 all appointing and other powers with respect to this Authority that are vested pursuant to
2 said Chapter 157 in the chief executive officer and governing body of a municipality.

3 **"§ 157-68. Commissioners of Authority.**

4 The Authority shall consist of not less than five nor more than nine commissioners
5 (the number to be set by the North Carolina State Commission of Indian Affairs) who
6 shall be appointed by the Governor, after receiving nominations from the North
7 Carolina State Commission of Indian Affairs. For each vacancy, the Governor must
8 appoint one person from a list of two eligible persons so nominated. Commissioners
9 shall be selected from the major groups of North Carolina Indians that elect members to
10 the North Carolina State Commission of Indian Affairs under G.S. 143B-407. No
11 person shall be barred from serving as a commissioner because he is a tenant or home
12 buyer in an Indian housing project.

13 **"§ 157-69. Area of operation.**

14 The area of operation of the Authority shall include the entire State: Provided, that
15 the Authority shall not undertake any housing project or projects within the area of
16 operation of any city, county or regional housing authority unless a resolution shall have
17 been adopted by such city, county or regional housing authority declaring that there is a
18 need for the ~~State~~ Indian Housing Authority to exercise its powers within such city,
19 county or regional housing authority's area of operation."

20 Sec. 2. This act is effective upon ratification.