

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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HOUSE BILL 1409  
Committee Substitute Favorable 5/21/07

Short Title: Citizens Efficiency Commission.

(Public)

Sponsors:

Referred to:

April 12, 2007

A BILL TO BE ENTITLED

AN ACT TO CREATE A PERMANENT CITIZENS EFFICIENCY COMMISSION.

The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 143 of the General Statutes is amended by adding a new Article to read:

"Article 79.

"Citizens Efficiency Commission.

**"§ 143-740. Establish commission.**

There is established a Citizens Efficiency Commission, to recommend to the Governor efficiencies in government, subject to review by the General Assembly.

**"§ 143-741. Commission membership.**

(a) The Commission shall consist of 15 members appointed as follows:

(1) Five members appointed by the Governor.

(2) Five members appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives in accordance with G.S. 120-121.

(3) Five members appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121.

(b) Members shall be appointed for two-year terms commencing July 1, 2007, and biennially thereafter. The Commission shall be an independent and bipartisan body of citizens from the business and civic sector. A substantial number of the appointees should possess prior governmental experience.

**"§ 143-742. Commission duties.**

Each biennium, the Citizens Efficiency Commission may present separate governmental efficiency proposals to the Governor. Any person may submit proposals to the Commission. The Commission shall conduct public hearings on the recommendations. The efficiency programs may include, but are not limited to, closing,

1 relocating, or merging State agencies and institutions, eliminating programs or  
2 transferring them from one department to another.

3 **"§ 143-743. Consideration by Governor.**

4 (a) The Commission shall, by no later than July 1 of each even-numbered year,  
5 transmit to the Governor a report containing the Commission's findings and conclusions  
6 together with the Commission's recommendations for efficiency in government.

7 (b) The Governor shall, no later than November 30 of each year in which the  
8 Commission makes recommendations, transmit to the Commission and to the General  
9 Assembly a report containing the Governor's approval or disapproval of the  
10 Commission's recommendations.

11 (c) If the Governor approves all the recommendations of the Commission, the  
12 Governor shall transmit by December 15 of that year a copy of such recommendations  
13 to the General Assembly, together with a certification of such approval. The  
14 recommendations shall be separately numbered.

15 (d) If the Governor disapproves the recommendations of the Commission, in  
16 whole or in part, the Governor shall transmit by December 15 to the Commission and  
17 the General Assembly the reasons for that disapproval. The Commission shall then  
18 transmit to the Governor, by no later than January 15 of the year concerned, a revised  
19 list of recommendations for efficiency in government.

20 (e) If the Governor approves all of the revised recommendations of the  
21 Commission transmitted to the Governor, the Governor shall transmit a copy of such  
22 revised recommendations to the General Assembly by January 30, together with a  
23 certification of such approval. The recommendations shall be separately numbered.

24 **"§ 143-744. Legislative disapproval.**

25 (a) The Governor may not carry out any efficiency program recommended by the  
26 Commission in a report transmitted to the General Assembly as provided by this Article  
27 if a bill is enacted, disapproving the recommendations of the Commission before the  
28 adjournment of the General Assembly sine die for the session during which such report  
29 is transmitted. The General Assembly may disapprove of the recommendations as a  
30 whole or in part by identifying the specific recommendations.

31 (b) For purposes of subsection (a) of this section, the term "bill" means only a bill  
32 which:

33 (1) Does not have a preamble.

34 (2) The matter after the enacting clause of which is as follows: "The  
35 General Assembly disapproves the recommendations of the Citizens  
36 Efficiency Commission as submitted by the Governor on", the blank  
37 space being filled in with the appropriate date; and the number(s) of  
38 the recommendations disapproved.

39 (3) The title of which is as follows: "An act disapproving the  
40 recommendations of the Citizens Efficiency Commission."

41 **SECTION 2.** This act is effective when it becomes law.