

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 420*

Short Title: State Fire and Rescue Commission.

(Public)

Sponsors: Senators Martin of Guilford and Winner.

Referred to: Pensions & Retirement and Insurance.

March 18, 1997

A BILL TO BE ENTITLED

AN ACT TO AMEND THE MEMBERSHIP OF THE STATE FIRE AND RESCUE
COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-78-1 reads as rewritten:

"§ 58-78-1. State Fire and Rescue Commission created; membership.

(a) There is created the State Fire and Rescue Commission of the Department,
which shall be composed of ~~14~~15 voting members to be appointed as follows:

(1) The Commissioner shall appoint ~~eleven~~12 members, two from
nominations submitted by the North Carolina State Firemen's
Association, one from nominations submitted by the North Carolina
Association of Fire Chiefs, one from nominations submitted by the
Professional Firefighters of North Carolina Association, one from
nominations submitted by the North Carolina Society of Fire Service
Instructors, one from nominations submitted by the North Carolina
Association of County Fire Marshals, one from nominations submitted
by the North Carolina Fire Marshal's Association, two from
nominations submitted by the North Carolina Association of Rescue
and Emergency Medical Services, Inc., one mayor or other elected city
official nominated by the President of the League of Municipalities,
one county commissioner nominated by the President of the
Association of County Commissioners, and one from the public at
large;

(2) The Governor shall appoint one member from the public at large; and

1 (3) The General Assembly shall appoint two members from the public at
2 large, one upon the recommendation of the Speaker of the House of
3 Representatives pursuant to G.S. 120-121, and one upon the
4 recommendation of the President Pro Tempore of the Senate pursuant
5 to G.S. 120-121.

6 Public members may not be employed in State government and may not be directly
7 involved in fire fighting or rescue services.

8 (b) Of the members initially appointed by the Commissioner, the nominees of the
9 North Carolina State Firemen's Association and the nominees of the North Carolina
10 Association of Fire Chiefs and the nominees of the Professional Firefighters of North
11 Carolina Association and of the North Carolina Association of Rescue and Emergency
12 Medical Services, Inc., shall serve three-year terms; the nominees from the North
13 Carolina Society of Fire Service Instructors, the North Carolina Association of County
14 Fire Marshals, and the North Carolina Fire Marshal's Association shall serve two-year
15 terms; and the mayor or other elected city official, the county commissioner, and the
16 member from the public at large shall serve one-year terms. The Governor's initial
17 appointee shall serve a three-year term. The General Assembly's initial appointees shall
18 serve two-year terms. Thereafter all terms shall be for three years.

19 (c) Vacancies shall be filled by the original appointer in the same manner as the
20 original appointment was made, except that vacancies in the appointments made by the
21 General Assembly shall be filled in accordance with G.S. 120-122.

22 (d) Appointed members shall serve until their successors are appointed and
23 qualified.

24 (e) The following State officials, or their designees, shall serve by virtue of their
25 offices as nonvoting members of the Commission: the Commissioner of Insurance, the
26 Commissioner of Labor, the Attorney General, the Secretary of Crime Control and
27 Public Safety, the Secretary of Environment, Health, and Natural Resources, and the
28 President of the Department of Community Colleges.

29 (f) Members of the Commission shall receive per diem and necessary travel and
30 subsistence allowances in accordance with the provisions of G.S. 138-5 or G.S. 138-6,
31 as appropriate."

32 Section 2. This act is effective when it becomes law.