

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 411

Short Title: Add NCCJETSC Member.

(Public)

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Sponsors: Senator Rand.

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Referred to: Judiciary II/Election Laws

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March 20, 1995

A BILL TO BE ENTITLED

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

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,' in the Department  
11 of Justice. The Commission shall be composed of ~~26~~27 members as follows:

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

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

19 (3) Departments. – The Attorney General of the State of North Carolina; the  
20 Secretary of the Department of Crime Control and Public Safety; the

1 Secretary of the Department of Human Resources; the Secretary of the  
2 Department of Correction; the President of the Department of  
3 Community Colleges.

4 (4) At-large Groups. – One individual representing and appointed by each  
5 of the following organizations: one mayor selected by the League of  
6 Municipalities; one law-enforcement training officer selected by the  
7 North Carolina Law-Enforcement Training Officers' Association; one  
8 criminal justice professional selected by the North Carolina Criminal  
9 Justice Association; one sworn law-enforcement officer selected by the  
10 North State Law-Enforcement Officers' Association; one member  
11 selected by the North Carolina Law-Enforcement Women's Association;  
12 one member selected by the North Carolina Police Benevolent  
13 Association; and one District Attorney selected by the North Carolina  
14 Association of District Attorneys.

15 (5) Citizens and Others. – The President of The University of North  
16 Carolina; the Director of the Institute of Government; and two citizens,  
17 one of whom shall be selected by the Governor and one of whom shall  
18 be selected by the Attorney General. The General Assembly shall  
19 appoint two persons, one upon the recommendation of the Speaker of  
20 the House of Representatives and one upon the recommendation of the  
21 President of the Senate. Appointments by the General Assembly shall  
22 be made in accordance with G.S. 120-122. Appointments by the General  
23 Assembly shall serve two-year terms to conclude on June 30th in odd-  
24 numbered years.

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

29 For the terms of one year: one member from subdivision (1) of subsection (a),  
30 serving as a police chief; three members from subdivision (2) of subsection (a), one  
31 serving as a police official, and two criminal justice officers; one member from  
32 subdivision (4) of subsection (a), appointed by the North Carolina Law-Enforcement  
33 Training Officers' Association; and two members from subdivision (5) of subsection (a),  
34 one appointed by the Governor and one appointed by the Attorney General.

35 For the terms of two years: one member from subdivision (1) of subsection (a),  
36 serving as a police chief; one member from subdivision (2) of subsection (a), serving as a  
37 police official; and two members from subdivision (4) of subsection (a), one appointed by  
38 the League of Municipalities and one appointed by the North Carolina Association of  
39 District Attorneys.

40 For the terms of three years: two members from subdivision (1) of subsection (a),  
41 one police chief appointed by the North Carolina Association of Chiefs of Police and one  
42 police chief appointed by the Governor; one member from subdivision (2) of subsection  
43 (a), serving as a police official; and three members from subdivision (4) of subsection (a),

1 one appointed by the North Carolina Law-Enforcement Women's Association, one  
2 appointed by the North Carolina Criminal Justice Association, one appointed by the  
3 North Carolina Police Benevolent Association, and one appointed by the North State  
4 Law-Enforcement Officers' Association.

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

8 The Attorney General, the Secretary of the Department of Crime Control and Public  
9 Safety, the Secretary of the Department of Human Resources, the Secretary of the  
10 Department of Correction, the President of The University of North Carolina, the  
11 Director of the Institute of Government, and the President of the Department of  
12 Community Colleges shall be continuing members of the Commission during their  
13 tenure. These members of the Commission shall serve ex officio and shall perform their  
14 duties on the Commission in addition to the other duties of their offices. The ex officio  
15 members may elect to serve personally at any or all meetings of the Commission or may  
16 designate, in writing, one member of their respective office, department, university or  
17 agency to represent and vote for them on the Commission at all meetings the ex officio  
18 members are unable to attend.

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

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