

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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SENATE BILL 1431

**Agriculture/Environment/Natural Resources Committee Substitute Adopted 5/2/07**  
**Appropriations/Base Budget Committee Substitute Adopted 8/1/07**

Short Title: Deep River State Trail/Parks Auth. Members.

(Public)

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Sponsors:

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Referred to:

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March 26, 2007

A BILL TO BE ENTITLED

1  
2 AN ACT TO AUTHORIZE THE ADDITION OF DEEP RIVER STATE TRAIL TO  
3 THE STATE PARKS SYSTEM AND TO INCREASE THE MEMBERSHIP OF  
4 THE NORTH CAROLINA PARKS AND RECREATION AUTHORITY.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.(a)** The General Assembly authorizes the Department of  
7 Environment and Natural Resources to add Deep River State Trail to the State Parks  
8 System as provided in G.S. 113-44.14(b). The Department may acquire and manage  
9 lands and easements for this purpose, and shall promote, encourage, and facilitate the  
10 establishment of connecting trail segments by other federal, State, local, and private  
11 landowners. On segments of the Deep River State Trail that cross property controlled by  
12 agencies or owners other than the Division of Parks and Recreation, the laws, rules, and  
13 policies of those agencies or owners shall govern the use of the property.

14 **SECTION 1.(b)** Section 12.9 of S.L. 2007-323 is repealed.

15 **SECTION 2.** G.S. 143B-313.2 reads as rewritten:

16 "**§ 143B-313.2. North Carolina Parks and Recreation Authority; members;**  
17 **selection; compensation; meetings.**

18 (a) Membership. – The North Carolina Parks and Recreation Authority shall  
19 consist of ~~14~~15 members. The members shall include persons who are knowledgeable  
20 about park and recreation issues in North Carolina or with expertise in finance. In  
21 making appointments, each appointing authority shall specify under which subdivision  
22 of this subsection the person is appointed. Members shall be appointed as follows:

23 (1) One member appointed by the Governor.

24 (2) One member appointed by the Governor.

25 (3) One member appointed by the Governor.

26 (3a) One member appointed by the Governor.

27 (3b) One member appointed by the Governor.

- 1 (4) One member appointed by the General Assembly upon the  
2 recommendation of the Speaker of the House of Representatives, as  
3 provided in G.S. 120-121.
- 4 (5) One member appointed by the General Assembly upon the  
5 recommendation of the Speaker of the House of Representatives, as  
6 provided in G.S. 120-121.
- 7 (6) One member appointed by the General Assembly upon the  
8 recommendation of the Speaker of the House of Representatives, as  
9 provided in G.S. 120-121.
- 10 (7) One member appointed by the General Assembly upon the  
11 recommendation of the Speaker of the House of Representatives, as  
12 provided in G.S. 120-121.
- 13 (7a) One member appointed by the General Assembly upon the  
14 recommendation of the Speaker of the House of Representatives, as  
15 provided in G.S. 120-121.
- 16 (8) One member appointed by the General Assembly upon the  
17 recommendation of the President Pro Tempore of the Senate, as  
18 provided in G.S. 120-121.
- 19 (9) One member appointed by the General Assembly upon the  
20 recommendation of the President Pro Tempore of the Senate, as  
21 provided in G.S. 120-121.
- 22 (10) One member appointed by the General Assembly upon the  
23 recommendation of the President Pro Tempore of the Senate, as  
24 provided in G.S. 120-121.
- 25 (11) One member appointed by the General Assembly upon the  
26 recommendation of the President Pro Tempore of the Senate, as  
27 provided in G.S. 120-121.
- 28 (12) One member appointed by the General Assembly upon the  
29 recommendation of the President Pro Tempore of the Senate, as  
30 provided in G.S. 120-121.

31 (b) Terms. – Members shall serve staggered terms of office of three years.  
32 Members shall serve no more than two consecutive three-year terms. After serving two  
33 consecutive three-year terms, a member is not eligible for appointment to the Authority  
34 for at least one year after the expiration date of that member's most recent term. Upon  
35 the expiration of a three-year term, a member may continue to serve until a successor is  
36 appointed and duly qualified as provided by G.S. 128-7. The terms of members  
37 appointed under subdivision (1), (3a), (5), (7), or (9) of subsection (a) of this section  
38 shall expire on July 1 of years that are evenly divisible by three. The terms of members  
39 appointed under subdivision (2), (3b), (4), (8), or (11) of subsection (a) of this section  
40 shall expire on July 1 of years that follow by one year those years that are evenly  
41 divisible by three. The terms of members appointed under subdivision (3), (6), ~~or~~  
42 ~~(10)~~(7a), (10), or (12) of subsection (a) of this section shall expire on July 1 of years  
43 that precede by one year those years that are evenly divisible by three.  
44 ..."

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**SECTION 3.** This act is effective when it becomes law.