

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE DRS35124-LB-201A* (3/3)

Short Title: Auditor Ex Officio Duties.

(Public)

Sponsors: Senator Clodfelter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE THE STATE AUDITOR FROM CERTAIN EX OFFICIO DUTIES.
3 The General Assembly of North Carolina enacts:

4 SECTION 1. G.S. 147-33.93 reads as rewritten:

5 "**§ 147-33.93. Fees; dispute resolution panel.**

6 In addition to the powers granted pursuant to Article 6B of this Chapter or by any other
7 provision of law, the Office of Information Technology Services may go before a panel
8 consisting of the State Auditor, Treasurer, the State Controller, and the State Budget Officer, or
9 their designees, to resolve disputes concerning services, fees, and charges incurred by State
10 government agencies receiving information technology services from the Office. The State
11 Auditor-Treasurer shall adopt rules for the dispute resolution process pursuant to G.S. 147-64.9-
12 process. The decisions of the panel shall be final in the settlement of all fee disputes that come
13 before it."

14 SECTION 2. G.S. 147-64.6(c)(17) reads as rewritten:

15 "(c) The Auditor shall be responsible for the following acts and activities:

16 ...

17 ~~(17) The Auditor or the Auditor's designee, in conjunction with the State~~
18 ~~Controller and the State Budget Officer or their designees, shall handle the~~
19 ~~resolution of fee disputes between the Office of Information Technology~~
20 ~~Services and the State agencies receiving information technology services~~
21 ~~from the Office.~~

22"

23 SECTION 3. Article 6 of Chapter 147 of the General Statutes is amended by
24 adding a new section to read:

25 "**§ 147-86.2. Information Technology Services fees; dispute resolution panel.**

26 The State Treasurer or the State Treasurer's designee, in conjunction with the State
27 Controller and the State Budget Officer or their designees, shall handle the resolution of fee
28 disputes between the Office of Information Technology Services and the State agencies
29 receiving information technology services from the Office."

30 SECTION 4. G.S. 116-220(c) reads as rewritten:

31 "(c) The Board is authorized to create a Liability Insurance Trust Fund Council
32 composed of not more than 13 members; one member each shall be appointed by the State
33 Attorney General, ~~the State Auditor,~~ the State Insurance Commissioner, the Director of the
34 Office of State Budget and Management, and the State Treasurer; the remaining members shall
35 be appointed by the Board. Subject to all requirements and limitations of this Article and to any



1 rules and regulations adopted by the Board under the terms of subsection (b) of this section, the
2 Board may delegate to the Liability Insurance Trust Fund Council responsibility and authority
3 for the administration of the self-insured liability insurance program and of the insurance trust
4 accounts established pursuant to such program."

5 **SECTION 5.** This act is effective when it becomes law.