

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H.B. 185
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HOUSE PRINCIPAL CLERK

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HOUSE DRH30063-LG-49 (03/02)

Short Title: Repeal DCR's Obsolete Comms & Language.-AB (Public)

Sponsors: Representatives R. Brown, Cleveland, Floyd, and Riddell (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL COMMISSIONS WITHIN THE DEPARTMENT OF CULTURAL RESOURCES THAT HAVE SERVED THEIR PURPOSE AND TO REPEAL THE STATUTORY LANGUAGE RELATING TO THE USE OF ALKALINE PAPER FOR PUBLIC DOCUMENTS AND PREVIOUSLY REPEALED COMMISSIONS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 125-11.13 and G.S. 143-170.5 are repealed.

SECTION 2. The First Flight Centennial Commission, Article 67 of Chapter 143 of the General Statutes, being G.S. 143-640 through G.S. 143-643, is repealed.

SECTION 3. The North Carolina Postal History Commission, Article 71 of Chapter 143 of the General Statutes, being G.S. 143-675 through G.S. 143-679, is repealed.

SECTION 4. The America's Four Hundredth Committee, Part 13 of Article 2 of Chapter 143B of the General Statutes, being G.S. 143B-85 and G.S. 143B-86, is repealed.

SECTION 5. The John Motley Morehead Commission, Part 23 of Article 2 of Chapter 143B of the General Statutes, being G.S. 143B-111 through G.S. 143B-115, is repealed.

SECTION 6. G.S. 143B-51 reads as rewritten:

"§ 143B-51. **Functions of the Department.**

...

(b) All such functions, powers, duties, and obligations heretofore vested in any agency enumerated in Article 17 of Chapter 143A of the General Statutes are hereby transferred to and vested in the Department of Cultural Resources except as otherwise provided by the Executive Organization Act of 1973. They shall include, by way of extension and not of limitation, the functions of:

...

(14) ~~The Memorials Commission;~~

(15) ~~The Commission to Promote Plans for the Celebration of the Four Hundredth Anniversary of the Landing of Sir Walter Raleigh's Colony on Roanoke Island;~~

(16) The Executive Mansion Fine Arts Commission;

(17) ~~The North Carolina American Revolution Bicentennial Commission;~~

(18) The North Carolina Awards Commission;

(19) ~~The Tobacco Museum Board;~~

(20) The Roanoke Island Historical Association, Inc.;

(21) ~~The Sir Walter Raleigh Memorial Commission;~~

(22) ~~The Governor Richard Caswell Memorial Commission;~~



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- 1 (23) ~~The Historic Swansboro Commission;~~
 2 (24) ~~The Edenton Historical Commission;~~
 3 (25) ~~The Historic Bath Commission;~~
 4 (26) ~~The Historic Hillsborough Commission;~~
 5 (27) ~~The John Motley Morehead Memorial Commission;~~
 6 (28) ~~The Historic Murfreesboro Commission;~~
 7 (29) ~~The Charles B. Aycock Memorial Commission;~~
 8 (30) ~~The Frying Pan Lightship Marine Museum Commission;~~
 9 (31) ~~The Guilford County Bicentennial Commission;~~
 10 (32) ~~The Daniel Boone Memorial Commission;~~
 11 (33) ~~The Bennett Place Memorial Commission;~~
 12 (34) ~~The Durham-Orange Historical Commission;~~
 13 (35) ~~The Pitt County Historical Commission;~~
 14 (36) ~~The Transylvania County Historical Commission;~~
 15 (37) ~~The Lenoir County Historical and Patriotic Commission;~~
 16 (38) ~~The Raleigh Historic Sites Commission; and~~
 17 (39) ~~The Stonewall Jackson Memorial Fund."~~

18 **SECTION 7.** G.S. 143B-53 reads as rewritten:

19 **"§ 143B-53. Organization of the Department.**

20 The Department of Cultural Resources shall be organized initially to include the Art
 21 Commission, the Art Museum Building Commission, the North Carolina Historical
 22 Commission, the Tryon Palace Commission, the U.S.S. North Carolina Battleship Commission,
 23 ~~the Sir Walter Raleigh Commission,~~ the Executive Mansion Fine Arts Committee, ~~the~~
 24 ~~American Revolution Bicentennial Committee,~~ the North Carolina Awards Committee, ~~the~~
 25 ~~America's Four Hundredth Anniversary Committee,~~ the North Carolina Arts Council, the
 26 Public Librarian Certification Commission, the State Library Commission, the North Carolina
 27 Symphony Society, Inc., and the Division of the State Library, the Division of Archives and
 28 History, the Division of the Arts, and such other divisions as may be established under the
 29 provisions of the Executive Organization Act of 1973."

30 **SECTION 8.** G.S. 143B-62 reads as rewritten:

31 **"§ 143B-62. North Carolina Historical Commission – creation, powers and duties.**

32 There is hereby created the North Carolina Historical Commission of the Department of
 33 Cultural Resources to give advice and assistance to the Secretary of Cultural Resources and to
 34 promulgate rules and regulations to be followed in the acquisition, disposition, preservation,
 35 and use of records, artifacts, real and personal property, and other materials and properties of
 36 historical, archaeological, architectural, or other cultural value, and in the extension of State aid
 37 to other agencies, counties, municipalities, organizations, and individuals in the interest of
 38 historic preservation.

39 ...

- 40 (3) The Commission shall adopt rules and regulations consistent with the
 41 provisions of this section. All current rules and regulations heretofore
 42 adopted by the Executive Board of the State Department of Archives and
 43 History, the Historic Sites Advisory Committee, the North Carolina
 44 Advisory Council on Historical Preservation, and the Executive Mansion
 45 Fine Arts ~~Commission, and the Memorials~~ Commission shall remain in full
 46 force and effect unless and until repealed or superseded by action of the
 47 Historical Commission. All rules and regulations adopted by the
 48 Commission shall be enforced by the Department of Cultural Resources."

49 **SECTION 9.** This act is effective when it becomes law.