

H. B. 370 CHAPTER 453

AN ACT TO PROHIBIT ANNEXATION INTO FORSYTH COUNTY BY ANY GOVERNMENTAL UNIT LOCATED OUTSIDE OF FORSYTH COUNTY, AND TO PROHIBIT ANNEXATION OF NONCONTIGUOUS TERRITORY WITHIN FORSYTH COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Except as provided by Section 2 of this act, no city, special district, or other political subdivision of North Carolina located primarily outside of Forsyth County may annex any territory within Forsyth County or extend its extraterritorial jurisdiction into Forsyth County.

Sec. 2. A city located primarily outside of Forsyth County may annex territory inside of Forsyth County pursuant to the provisions of G.S. 160-452, or any statute revising or superceding G.S. 160-452.

Sec. 3. All laws, both general and local, in conflict with this act are repealed insofar as they are in conflict.

Sec. 4. This act takes effect upon ratification.

In the General Assembly read three times and ratified, this the 11th day of May, 1973.

H. B. 811 CHAPTER 454

AN ACT RELATING TO THE JURISDICTION OF THE BOARD OF COUNTY COMMISSIONERS OVER COMMISSIONS, BOARDS AND AGENCIES.

The General Assembly of North Carolina enacts:

Section 1. In the exercise of its jurisdiction over commissions, boards and agencies, the Board of County Commissioners is hereby authorized to assume direct control of any activities theretofore conducted by or through any commission, board or agency by the adoption of a resolution assuming and conferring upon the Board of County Commissioners all powers, responsibilities and duties of any such commission, board or agency. This act shall apply to the Board of Health, the Social Services Board, Board of Mental Health (area) and any other commission, board or agency appointed by the Board of County Commissioners and/or acting under and pursuant to authority of the Board of County Commissioners of said County. It is provided, however, that the Board of County Commissioners may exercise the power and authority herein conferred only after a public hearing held by said Board pursuant to 30 days' notice of said public hearing given in a newspaper having general circulation in said County.

Sec. 2. The Board of County Commissioners is further authorized and empowered, in the exercise of its discretion, to appoint advisory boards, committees, councils and agencies composed of qualified and interested county residents to study, interpret and develop community support and cooperation in activities conducted by or under the authority of the Board of County Commissioners of said County.

Sec. 2 1/2. This act applies to counties with a population in excess of 325,000.

Sec. 3. All laws and clauses of laws in conflict with this act are hereby repealed.

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Sec. 4. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 11th day of May, 1973.

H. B. 813

CHAPTER 455

AN ACT TO GIVE THE BOARD OF COUNTY COMMISSIONERS THE ELECTION TO SERVE AS THE AREA MENTAL HEALTH BOARD IN ONE COUNTY AREA MENTAL HEALTH PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 122-35.20 as the same appears in the 1971 Cumulative Supplement to Volume 3B of the General Statutes is hereby amended and rewritten to read as follows:

“§ 122-35.20. *Area mental health boards.*—(a) In areas where area mental health programs are established in accordance with this Article, an area mental health board shall be appointed for each designated area. The area mental health board shall meet at least six times per year and, if appointed, shall consist of 15 members.

(b) In areas consisting of only one county with a population of 325,000 or more, the board of county commissioners may serve as the area mental health board, or they shall appoint all the members of the area mental health board. In areas consisting of more than one county and in areas consisting of only one county where the population is less than 325,000, each board of county commissioners within the area shall appoint one commissioner as a member of the area mental health board. These members shall appoint the other members of the area mental health board in such a manner as to provide equitable area-wide representation.

(c) The area mental health board, if appointed, shall include:

- (1) At least one commissioner from each county;
- (2) At least two persons duly licensed to practice medicine in North Carolina;
- (3) At least one representative from the professional fields of psychology, or social work, or nursing, or religion;
- (4) At least three representatives from local citizen organizations active in mental health, or in mental retardation, or in alcoholism, or in drug dependence;
- (5) At least one representative from local hospitals or area planning organizations;
- (6) At least one attorney practicing in North Carolina.

(d) Any member of an area mental health board who is a public official shall be deemed to be serving on the board in an ex officio capacity to his public office. The ex officio members shall serve to the end of their respective terms as public officials. The other members, if any, shall serve four-year terms, except that upon initial formation of an area mental health board, three members shall be appointed for one year, two members for two years, three members for three years, and all remaining members for four years.

(e) Subject to the supervision, direction, and control of the State Board of Mental Health, the area mental health board shall be responsible for reviewing and evaluating the area needs and programs in mental health, mental impairment, mental retardation, alcoholism, drug dependence, and related