

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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SENATE DRS35194-LG-15D (01/02)

Short Title: Modify NC Human Trafficking Comm. Membership. (Public)

Sponsors: Senator Kinnaird (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO MODIFY THE MEMBERSHIP OF THE NORTH CAROLINA HUMAN  
3 TRAFFICKING COMMISSION.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Subsections (a) through (k) of Section 15.3A of S.L. 2012-142 are  
6 codified as subsections (a) through (k) of G.S. 143A-55.10, respectively.

7 **SECTION 2.** G.S. 143A-55.10, as codified by Section 1 of this act, reads as  
8 rewritten:

9 "**§ 143A-55.10. North Carolina Human Trafficking Commission.**

10 (a) Establishment. – There is established in the Department of Justice the North  
11 Carolina Human Trafficking Commission. For purposes of this section, "Commission" means  
12 the North Carolina Human Trafficking Commission.

13 (b) ~~Members.~~ Membership. – The Commission shall consist of ~~12~~ 15 members as  
14 follows:

15 (1) The President Pro Tempore of the Senate shall appoint one representative  
16 from each of the following:

- 17 a. The public at large.  
18 ~~b. A county sheriff's department.~~  
19 ~~c. A city or town police department.~~  
20 b. Legal Aid of North Carolina, Inc.  
21 c. Department of Labor.  
22 d. North Carolina Justice Center.  
23 e. A trauma expert.

24 (2) The Speaker of the House of Representatives shall appoint one  
25 representative from each of the following:

- 26 a. The public at large.  
27 ~~b. A county sheriff's department.~~  
28 ~~c. A city or town police department.~~  
29 b. North Carolina Coalition Against Human Trafficking.  
30 c. Hospital or Health Care representative.  
31 d. One of the area sexual assault response teams.  
32 e. A faith-based shelter or benefits organization.

33 (3) The Governor shall appoint one representative from ~~the public at large.~~ each  
34 of the following:

- 35 a. State Bureau of Investigation.  
36 b. State Highway Patrol.



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- 1                   c.     A county sheriff's department.  
2                   d.     A city or town police department.  
3                   e.     A district attorney.  
4           (4)     ~~The following persons, or their designees, shall serve as ex officio members~~  
5                   ~~of the Commission:~~  
6                   a.     ~~The Secretary of Public Safety.~~  
7                   b.     ~~The Secretary of Administration.~~  
8                   c.     ~~The Secretary of Labor.~~  
9                   d.     ~~The Secretary of Health and Human Services.~~  
10                  e.     ~~The Attorney General.~~  
11       (c)     Powers. – The Commission shall have the following powers:  
12           (1)     To apply for and receive, on behalf of the State, funding from federal, public  
13                   or private initiatives, grant programs, or donors that will assist in examining  
14                   and countering the problem of human trafficking in North Carolina.  
15           (2)     To commission, fund, and facilitate quantitative and qualitative research to  
16                   explore the specific ways human trafficking is occurring in North Carolina  
17                   and the links to international and domestic human trafficking, and to assist in  
18                   creating measurement, assessment, and accountability mechanisms.  
19           (3)     To contribute to efforts to inform and educate law enforcement personnel,  
20                   social services providers, and the general public about human trafficking so  
21                   that human traffickers can be prosecuted and victim-survivors can receive  
22                   appropriate services.  
23           (4)     To suggest new policies, procedures, or legislation to further the work of  
24                   eradicating human trafficking and to provide assistance and review with new  
25                   policies, procedures, and legislation.  
26           (5)     To assist in developing regional response teams or other coordinated efforts  
27                   to counter human trafficking at the level of law enforcement, legal services,  
28                   social services, and nonprofits.  
29           (6)     To identify gaps in law enforcement or service provision and recommend  
30                   solutions to those gaps.  
31           (7)     To consider whether human trafficking should be added to the list of  
32                   criminal convictions that require registration under the sex offender and  
33                   public protection registration program.  
34       (d)     ~~Terms.~~Terms and Chair. – Members shall serve ~~until the Commission~~  
35     ~~terminates.~~two-year terms, with no prohibition against being reappointed. Any individual  
36     appointed to serve on the Commission shall serve until his or her successor is appointed and  
37     qualified. The chair shall be appointed biennially by the Governor from among the membership  
38     of the Commission.  
39       (e)     Meetings. – The chair shall convene the Commission. Meetings shall be held as  
40                   often as necessary, but not less than four times a year.  
41       (f)     Quorum. – A majority of the members of the Commission shall constitute a quorum  
42                   for the transaction of business. The affirmative vote of a majority of the members present at  
43                   meetings of the Commission shall be necessary for action to be taken by the Commission.  
44       (g)     Vacancies. – A vacancy on the Commission or as chair of the Commission resulting  
45                   from the resignation of a member or otherwise shall be filled in the same manner in which the  
46                   original appointment was made, and the term shall be for the balance of the unexpired term.  
47       (h)     Removal. – The Commission may remove a member for misfeasance, malfeasance,  
48                   nonfeasance, or neglect of duty.  
49       (i)     Compensation. – Commission members shall receive no per diem for their services  
50                   but shall be entitled to receive travel allowances in accordance with the provisions of  
51                   G.S. 138-5 or G.S. 138-6, as appropriate.

1       (j)     Office Space and Staffing. – The Department of Justice shall provide office space in  
2 Raleigh for use as offices by the Commission and shall be responsible for staffing the  
3 Commission.

4       (k)     ~~Termination Funding.~~ – ~~The Commission established under this section shall~~  
5 ~~terminate on December 31, 2014.~~From funds available to the Department of Justice, the  
6 Attorney General shall allocate monies to fund the work of the Commission."

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