

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE DRS35162-LL-100* (3/3)

Short Title: Conference of Clerks of Superior Court. (Public)

Sponsors: Senator Apodaca.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE CONFERENCE OF CLERKS OF SUPERIOR
3 COURT.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Chapter 7A of the General Statutes is amended by adding a
6 new Subchapter to read:

7 **"SUBCHAPTER XV. CONFERENCE OF CLERKS OF SUPERIOR COURT.**

8 "Article 63.

9 "Conference of Clerks of Superior Court.

10 **"§ 7A-805. Establishment and purpose.**

11 There is created the Conference of Clerks of Superior Court of North Carolina, of
12 which each clerk of superior court is a member. The purpose of the Conference is to
13 assist in improving the administration of justice in North Carolina by coordinating the
14 efforts of the various clerks of superior court, by assisting them in the administration of
15 their offices, and by exercising the powers and performing the duties provided for in
16 this Article.

17 **"§ 7A-806. Annual meetings; organization; election of officers.**

18 (a) Annual Meetings. – The Conference shall meet each summer and winter at a
19 time and place selected by the President of the Conference.

20 (b) Election of Officers. – Officers of the Conference are a President, two Vice
21 Presidents, a Secretary, a Treasurer, and other officers from among its membership that
22 the Conference may designate in its bylaws. Officers are elected for one-year terms at
23 the annual summer conference and take office on July 1 immediately following their
24 election.

25 (c) Executive Committee. – The Executive Committee of the Conference consists
26 of the President, the two Vice Presidents, the Secretary, the Treasurer, and seven other

1 members of the Conference. One of these seven members shall be the immediate past
2 president if there is one and that past president continues to be a member.

3 (d) Organization and Functioning; Bylaws. – The bylaws may provide for the
4 organization and functioning of the Conference, including the powers and duties of its
5 officers and committees. The bylaws shall state the number of members required to
6 constitute a quorum at any meeting of the Conference or the Executive Committee. The
7 bylaws shall set out the procedure for amending the bylaws.

8 (e) Calling Meetings; Duty to Attend. – The President or the Executive
9 Committee may call a meeting of the Conference upon 10 days' notice to the members,
10 except upon written waiver of notice signed by at least three-fourths of the members. A
11 member should attend each meeting of the Conference and the Executive Committee of
12 which he is given notice. Members are entitled to reimbursement for travel and
13 subsistence expenses at the rate applicable to State employees.

14 **"§ 7A-807. Powers of Conference.**

15 (a) The Conference may:

16 (1) Cooperate with citizens and other public and private agencies to
17 promote the effective administration of justice.

18 (2) Develop advisory manuals to assist in the organization and
19 administration of their offices, case management, calendaring, case
20 tracking, filing, and office procedures.

21 (3) Work with the cooperation of the Administrative Office of the Courts
22 and the Institute of Government of the School of Government at
23 UNC-Chapel Hill to provide education and training programs for
24 prosecutors and staff.

25 (b) The Conference may not adopt rules pursuant to Chapter 150B of the General
26 Statutes.

27 **"§ 7A-414. Executive Secretary; clerical support.**

28 The Conference may employ an executive secretary and any necessary supporting
29 staff to assist it in carrying out its duties."

30 **SECTION 2.** The organizational meeting of the Conference of Clerks of
31 Superior Court shall be convened by the Director of the Administrative Office of the
32 Courts as soon as feasible. Officers elected at that organizational meeting shall serve
33 until their successors take office July 1, 2006.

34 **SECTION 3.** This act becomes effective July 1, 2005.