



2023-2024 General Assembly

SENATE BILL 607: Regulatory Reform Act of 2024, Sec. 19.3: North Carolina Railroad Board of Directors and Related Clarifications

Committee:		Date:	August 23, 2024
Introduced by:		Prepared by:	Wendy Ray Staff Attorney
Analysis of:	Sec. 19.3 of S.L. 2024-45		

OVERVIEW: Section 19.3 of S.L. 2024-45 amends appointments to the North Carolina Railroad Board of Directors and makes technical and clarifying changes to statutes related to State-owned railroad companies.

This section became effective July 9, 2024.

CURRENT LAW: Previously enacted legislation (Section 7.1 of S.L. 2023-136) amended appointments to the 13 person North Carolina Railroad Board of Directors (Board) by decreasing the number of appointments by the Governor from seven to six and giving the State Treasurer one appointment. The General Assembly was to continue to appoint six members, three upon recommendation of the Speaker of the House of Representatives and three upon recommendation of the President Pro Tempore of the Senate. The Treasurer's appointee was to replace a Governor's appointee with a term expiring in 2023. The provision was to become effective on the date that revisions to the Articles of Incorporation to implement the changes were enacted by the Board of Directors. The Board was directed to report to the Revisor of Statutes the effective date of the changes. However, the Board did not act, and the provision did not become effective, so the Board continued to have seven Governor's appointments and six General Assembly appointments.

BILL ANALYSIS: Section 19.3 of S.L. 2024-45 repeals the previously enacted legislation to change appointments for the North Carolina Railroad Board of Directors. It also amends the appointments to the Board by decreasing the number of appointments by the Governor from seven to six and making one member of the Board the Commissioner of Agriculture or the Commissioner's designee. The Commissioner or the Commissioner's designee replaces a Governor's appointee with a term that began in 2023.

This section also makes technical and clarifying changes to statutes related to State-owned railroad companies.

EFFECTIVE DATE: This section became effective July 9, 2024.

Kara McCraw
Director



Legislative Analysis
Division
919-733-2578