

EXECUTIVE ORDER NO. 32  
NC COMMISSION ON BUSINESS LAWS AND THE ECONOMY

WHEREAS, the State of North Carolina is committed to developing a strong economy for the people of the State, to increasing the ability of North Carolina's people, communities, and enterprises to compete successfully in an increasingly competitive marketplace, and to ensuring the long-term economic prosperity and quality of life for the citizens of the State; and

WHEREAS, there is no other state government organization, board or commission dedicated exclusively to a comprehensive study of state statutes, court opinions, and agency rules and regulations affecting the operation of business for the purposes of (1) ensuring that existing statutes, rulings, rules and regulations are supportive of sound and ethical purposes, are meaningful in the light of changing business and legal environments, and are necessary and relevant, and (2) determining whether new statutes, rules and regulations may be needed to help assure that North Carolina maintains a legal environment which provides the flexibility and support to allow businesses to operate ethically and successfully in the State and to attract them to locate here; and

WHEREAS, building the long-term economic security and capacity for the people, communities, and enterprises of North Carolina requires concerted, coordinated and cooperative effort by those who determine state laws, rules and regulations and those who work in private

enterprise and bear the responsibility of operating businesses in the State consistent with said laws, rules and regulations;

NOW, THEREFORE, by the power vested in me as Governor by the Laws and Constitution of the State of North Carolina, IT IS ORDERED;

Section 1. Establishment and Composition.

The North Carolina Commission on Business Laws and the Economy is hereby established. The Commission shall be composed of thirty-three members, appointed by the Governor as follows:

- (1) Twelve members representing public and private corporations.
- (2) Eleven practicing attorneys in the State of North Carolina who, as the primary focus of their practice, represent public and private corporations, and one of whom shall serve as Reporter for the Commission.
- (3) One member of the North Carolina House of Representatives.
- (4) One member of the North Carolina State Senate.
- (5) The Attorney General, or his or her designee.
- (6) The Secretary of the Department of Commerce, or his or her designee.
- (7) The Secretary of State, or his or her designee.
- (8) The Lieutenant Governor, or his or her designee.
- (9) The chair of the North Carolina Economic Development Board, or his or her designee.
- (10) The chair of the Business Section of the North Carolina Bar Association, or his or her designee.

(11) The Chair of North Carolina Citizens for Business and Industry, or his or her designee.

(12) The Governor's Legal Counsel.

Members shall serve at the pleasure of the Governor. The Attorney General shall serve as Chair of the Commission.

Section 2. Purposes and Duties.

The purposes of the Commission are to recommend to the North Carolina General Assembly any needed changes in existing statutes and regulations which affect the operation of businesses in North Carolina, particularly Chapter 55 of the North Carolina General Statutes entitled "The North Carolina Business Corporation Act," and to recommend any needed new statutes, rules and regulations designed to assure that North Carolina offers a legal environment which protects and promotes economic stability for the people of the State, and which provides the flexibility and support to allow businesses to operate ethically and successfully in the State and which will attract them to locate and incorporate here.

The Commission shall, in the performance of its duties:

- (1) Gather and study such data and information as may be necessary and useful for accomplishing the purposes of this Commission.
- (2) Work cooperatively with other boards, commissions, and entities and take maximum advantage of their resources and activities that can provide useful information and insight to the purposes of this Commission.
- (3) Prepare an annual report on its findings and recommendations for presentation to the Governor and the General Assembly.

Section 3. Meetings.

The Commission shall meet at least once each quarter and may hold special meetings at anytime at the call of the Chair.

Section 4. Support.

Administrative and other support for the Commission shall be provided by the North Carolina Attorney General. Also, each state agency cooperating in the work of the Commission may provide additional funds from its own budget to support the Commission.

This Executive Order shall be effective immediately.

Done in the Capital City of Raleigh, North Carolina, this the \_\_\_\_ day of October, 2002.

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Michael F. Easley  
Governor

ATTEST:

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Elaine F. Marshall  
Secretary of State