

# ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 186

AMENDMENT NO. A1  
(to be filled in by  
Principal Clerk)

H186-AST-115 [v.2]

Page 1 of 1

Amends Title [NO]  
Third Edition

Date \_\_\_\_\_, 2015

Senator Lee

1 moves to amend the bill on page 1, line 4, by deleting "BASIN." and substituting "BASIN  
2 AND TO PERMIT THE RULES REVIEW COMMISSION TO RETAIN PRIVATE  
3 COUNSEL UNDER CERTAIN CIRCUMSTANCES.";

4  
5 and on page 1, line 29, by rewriting that line to read:

6  
7           **"SECTION 2.** G.S. 143B-30.1 is amended by adding a new subsection to read:  
8           "(g) In the discretion of the Commission, G.S. 114-2.3 and G.S. 147-17 (a) through (c)  
9 shall not apply to the Commission if the Commission is being sued by another agency,  
10 institution, department, bureau, board, or commission of the State, whether such body is created  
11 by the Constitution or by statute. The chairman, upon approval of a majority of the  
12 Commission, may retain private counsel to represent the Commission to be paid with available  
13 State funds to defend such litigation either independently or in cooperation with the  
14 Department of Justice. If private counsel is to be so retained to represent the Commission, the  
15 chairman shall designate lead counsel who shall possess final decision-making authority with  
16 respect to the representation, counsel, or service for the Commission. Other counsel for the  
17 Commission shall, consistent with the Rules of Professional Conduct, cooperate with such  
18 designated lead counsel."

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

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

**The official copy of this document, with signatures  
and vote information, is available in the  
Senate Principal Clerk's Office**



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