

State of North Carolina



BEVERLY EAVES PERDUE
GOVERNOR

EXECUTIVE ORDER NO. 83

GOVERNOR'S TASK FORCE TO DETERMINE THE METHOD OF COMPENSATION FOR VICTIMS OF NORTH CAROLINA'S EUGENICS BOARD

WHEREAS, an estimated 7,600 North Carolinians - women and men - many of whom were poor, undereducated, sick or disabled, were sterilized by force or coercion under the authorization of the North Carolina Eugenics Board between 1929 and 1974; and

WHEREAS, the North Carolina Eugenics Board was finally dissolved in 1974; and

WHEREAS, the State of North Carolina on December 12, 2002, formally apologized to persons who were sterilized under the North Carolina Eugenics Board program; and

WHEREAS, the North Carolina General Assembly in 2003 repealed the law that allowed for involuntary sterilization; and

WHEREAS, the North Carolina General Assembly established panels to explore and make recommendations for compensating and counseling persons who were sterilized under the North Carolina Eugenics Board program; and

WHEREAS, it is now appropriate to identify persons who were sterilized by force or coercion and to explore and determine the possible methods and forms of compensation to those persons.

NOW, THEREFORE, pursuant to the authority vested in me as Governor by the Constitution and the laws of the State of North Carolina, **IT IS ORDERED:**

Section 1. Establishment

The Governor's Task Force to Determine the Method of Compensation for Victims of North Carolina's Eugenics Board (hereinafter the "Task Force") is hereby established.

Section 2. Membership

- a. Task Force members shall be appointed by the Governor and shall serve at the pleasure of the Governor. The Task Force shall consist of five members. The Governor shall appoint a Chair of the Task Force.
- b. The membership shall be composed of the following:
 1. A former judge.
 2. A physician.
 3. A former journalist.
 4. A historian.
 5. An attorney with Health Insurance Portability and Accountability Act ("HIPAA") experience and/or a medical ethics background.

Section 3. Duties

The Task Force shall have the following duties:

- a. Recommend possible methods or forms of compensation to those persons forcibly sterilized under the North Carolina Eugenics Board program.
- b. Evaluate recommendations from previous commissions regarding the North Carolina Eugenics Board program and sterilization victims.
- c. Perform such other duties as may be assigned by the Governor.

The Task Force shall provide preliminary recommendations to the Governor by August 1, 2011, and a final report by February 1, 2012.

Section 4. Meetings

- a. The Task Force shall meet monthly or upon the call of the Governor or the Chair.
- b. A majority of the Task Force shall constitute a quorum for the transaction of business.

Section 5. Administration

- a. The North Carolina Department of Health and Human Services and the North Carolina Department of Cultural Resources shall, to the extent permitted by law, provide to the Task Force such information as may be required by the Task Force in carrying out the purposes of this Order.
- b. The North Carolina Department of Administration and the North Carolina Justice for Sterilization Victims Foundation, a Division of the North Carolina Department of Administration, shall provide necessary professional, administrative, and staff support

services to the Task Force. The staff shall establish a clearinghouse where inquiries may be submitted and records can be verified to identify persons who were forcibly sterilized under the North Carolina Eugenics Board program between 1929 and 1974.


- c. No per diem allowance shall be paid to members of the Task Force. Members of the Task Force may receive necessary travel and subsistence expenses in accordance with State law.

Section 6. Implementation and Duration

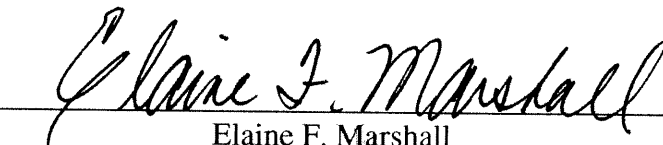
This Executive Order is effective immediately. It supersedes and replaces all other executive orders on this subject. It shall expire July 1, 2012, unless earlier rescinded.

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this 8th day of March in the year of our Lord two thousand and eleven, and of the Independence of the United States of America the two hundred and thirty-fifth.




Beverly Eaves Perdue
Governor

ATTEST:


Elaine F. Marshall
Secretary of State