

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SECOND EXTRA SESSION 1996**

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SENATE BILL 45

Short Title: Modify 1996-97 Budget.

(Public)

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Sponsors: Senator McDaniel.

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Referred to: Appropriations.

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July 25, 1996

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS  
APPROPRIATIONS ACT OF 1995, AND THE EXPANSION AND CAPITAL  
IMPROVEMENTS APPROPRIATIONS ACT OF 1995.

The General Assembly of North Carolina enacts:

**PART 1. INTRODUCTION AND TITLE OF ACT**

**INTRODUCTION**

Section 1. The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the budget. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes and, except as allowed by the Executive Budget Act, or this act, the savings shall revert to the appropriate fund at the end of each fiscal year.

**TITLE OF ACT**

Sec. 2. This act shall be known as the Current Operations Appropriations Act of 1996.

**PART 2. GENERAL FUND APPROPRIATIONS**

**CURRENT OPERATIONS/GENERAL FUND**

Sec. 3. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the biennium ending June 30, 1997, according to the schedule that follows. Amounts set out in brackets are reductions from General Fund appropriations for the 1996-97 fiscal year.

**Current Operations - General Fund** 1996-97

## Department of Public Education

1. Additional Funds to Pay for  
Projected Increases in ADM \$54,051,018
2. Adjustment in Average Salary  
to Reflect Actual December 1,  
1995, Salaries (21,312,465)
3. Funds to Reduce Class Size in  
Grade 2 for the Current Allocation  
of 1:26 to 1:23 18,442,095

TOTAL \$51,180,648.

**PART 3. MISCELLANEOUS PROVISIONS**

Requested by: Senator McDaniel

**FUNDS TO IMPLEMENT THE ABC'S OF PUBLIC EDUCATION PROGRAM**

Sec. 4. Of the funds appropriated to State Aid to Local School Administrative Units, the State Board of Education may use up to twenty-four million five hundred thousand dollars (\$24,500,000) for the 1996-97 fiscal year to provide incentive funding for schools with higher than projected levels of improvement in student performance, in accordance with the ABC's of Public Education Program, if enacted by the General Assembly. The State Board of Education may allocate up to twenty-one million dollars (\$21,000,000) of these funds on a per-teacher basis for each eligible school and up to three million five hundred thousand dollars (\$3,500,000) on a per-teacher assistant basis for each eligible school.

It is the intent of the General Assembly to fully fund this program for the 1997-98 and subsequent fiscal years.

Requested by: Senator McDaniel

**EXECUTIVE BUDGET ACT APPLIES**

Sec. 5. The provisions of the Executive Budget Act, Chapter 143, Article 1 of the General Statutes, as amended by this act, are reenacted and shall remain in full force and effect and are incorporated in this act by reference.

1 Requested by: Senator McDaniel

2 **1995-96 APPROPRIATIONS LIMITATIONS AND DIRECTIONS APPLY**

3 Sec. 6. (a) Except where expressly repealed or amended by this act, the  
4 provisions of Chapters 324 and 507 of the 1995 Session Laws remain in effect.

5 (b) Notwithstanding any modifications by this act in the amounts appropriated,  
6 except where expressly repealed or amended, the limitations and directions for the 1995-  
7 96 fiscal year in Chapters 324 and 507 of the 1995 Session Laws that applied to  
8 appropriations to particular agencies or for particular purposes apply to the newly enacted  
9 appropriations and budget reductions of this act for those same particular purposes.

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11 Requested by: Senator McDaniel

12 **EFFECT OF HEADINGS**

13 Sec. 7. The headings to the parts and sections of this act are a convenience to  
14 the reader and are for reference only. The headings do not expand, limit, or define the  
15 text of this act.

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17 Requested by: Senator McDaniel

18 **EFFECTIVE DATE**

19 Sec. 8. This act becomes effective July 1, 1996.