

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 1583\*

Short Title: NCSU Centennial Campus.

(Public)

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Sponsors: Senator Reeves.

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Referred to: Education/Higher Education.

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June 1, 1998

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT THE CENTENNIAL CAMPUS AT NORTH  
2 CAROLINA STATE UNIVERSITY INCLUDES THE COLLEGE OF  
3 VETERINARY MEDICINE, TO CLARIFY THAT THE BOARD OF  
4 GOVERNORS HAS THE AUTHORITY TO DESIGNATE THE REAL ESTATE  
5 AND APPURTENANT FACILITIES THAT COMPRISE THE CENTENNIAL  
6 CAMPUS AT NORTH CAROLINA STATE UNIVERSITY, TO MODIFY THE  
7 AUTHORITY OF THE BOARD OF GOVERNORS WITH REGARD TO CERTAIN  
8 TYPES OF DISPOSITIONS OF CENTENNIAL CAMPUS PROPERTY, AND TO  
9 EXEMPT CERTAIN REAL ESTATE TRANSACTIONS ON THE CENTENNIAL  
10 CAMPUS FROM PAYMENT OF THE STATE LAND SERVICE CHARGE.  
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12 The General Assembly of North Carolina enacts:

13 Section 1. G.S. 116-36.5 reads as rewritten:

14 **"§ 116-36.5. Centennial Campus trust fund.**

15 All moneys received through development of the Centennial Campus of North Carolina  
16 State University at Raleigh, from whatever source, including the net proceeds from the  
17 lease or rental of Centennial Campus real property, shall be placed in a special,  
18 continuing, and nonreverting trust fund having the sole and exclusive use for further  
19 development of the Centennial Campus, including its operational development. This  
20 fund shall be treated in the manner of institutional trust funds as provided in G.S. 116-

1 36.1. This fund shall be deemed an additional and alternative method of funding the  
2 Centennial Campus and not an exclusive one. For purposes of this section the term  
3 "Centennial Campus" ~~shall mean that real property and appurtenant facilities designated by the~~  
4 ~~Board as part of the Centennial Campus of North Carolina State University at Raleigh. is~~  
5 defined by G.S. 116-198.33(4). To the extent that any general, special, or local law is  
6 inconsistent with this section, it is declared inapplicable to this section."

7 Section 2. G.S. 116-198.33(4) reads as rewritten:

8 "(4) The term 'Centennial Campus' ~~shall mean~~ means that real property and  
9 appurtenant facilities designated by the Board of Governors as part of  
10 the Centennial Campus of the ~~Institution.~~ Institution and includes  
11 properties that are not contiguous. The Centennial Campus includes: (i)  
12 the real property and appurtenant facilities bounded by Blue Ridge  
13 Road, Hillsborough Street, Wade Avenue, and Interstate 440 that are the  
14 sites of the College of Veterinary Medicine, the University Club, and  
15 the Agricultural Turf Grass Management Program, (ii) the real property  
16 and appurtenant facilities that are the former Dix Hospital properties  
17 and other contiguous parcels of property that are adjacent to Centennial  
18 Boulevard."

19 Section 3. G.S. 116-198.34 reads as rewritten:

20 **"§ 116-198.34. General powers of Board of Governors.**

21 The Board is authorized, subject to the requirements of this Article:

- 22 (1) To determine the location and character of any project or projects, and  
23 to acquire, construct, and provide the same, and to maintain, repair, and  
24 operate, and to enter into contracts for the management, lease, use, or  
25 operation of all or any portion of any project or projects and any  
26 existing facilities;
- 27 (2) To issue revenue bonds as hereinafter provided to pay all or any part of  
28 the cost of any project or projects, and to fund or refund the same;
- 29 (3) To fix and revise from time to time and charge and collect rates, fees,  
30 rents, and charges for the use of, and for the services furnished by, all or  
31 any portion of any project or projects;
- 32 (4) To establish and enforce, and to agree through any resolution or trust  
33 agreement authorizing or securing bonds under this Article to make and  
34 enforce, rules and regulations for the use of and services rendered by  
35 any project or projects and any existing facilities, to provide for the  
36 maximum use of any project or projects and any existing facilities;
- 37 (5) To acquire, hold, lease, and dispose of real and personal property in the  
38 exercise of its powers and the performance of its duties hereunder and to  
39 lease all or any part of any project or projects and any existing facilities  
40 ~~for such period or periods of years, not exceeding 40 years, upon such terms~~  
41 ~~and conditions as the Board determines, subject to the provisions of G.S.~~  
42 ~~143-341; following:~~

- 1           a.     A disposition by easement, lease, or rental agreement of space in  
2           any building on the Centennial Campus may be made for a  
3           period of 40 years or less and is not subject to the provisions of  
4           Chapters 143 and 146 of the General Statutes.
- 5           b.     A disposition by easement, lease, or rental agreement of space in  
6           any building on the Centennial Campus may be made for a  
7           period of more than 40 years but is subject to the provisions of  
8           Chapters 143 and 146 of the General Statutes.
- 9           c.     A disposition by easement, lease, or rental agreement of land on  
10          the Centennial Campus may be made for an unlimited period of  
11          years, but is subject to the provisions of Chapters 143 and 146 of  
12          the General Statutes.
- 13          d.     All other acquisitions and dispositions made under this  
14          subdivision are subject to the provisions of Chapter 143 and 146.
- 15          e.     The Board of Governors shall expedite any request made by the  
16          Board of Trustees regarding a disposition under this subdivision.

17       (6)    To employ consulting engineers, architects, attorneys, accountants,  
18            construction and financial experts, superintendents, managers, and such  
19            other employees and agents as may be necessary in its judgment in  
20            connection with any project or projects and existing facilities, and to fix  
21            their compensation;

22       (7)    To make and enter into all contracts and agreements necessary or  
23            incidental to the performance of its duties and the execution of its  
24            powers under this Article;

25       (8)    To receive and accept from any federal, State, or other public agency  
26            and any private agency, person or other entity donations, loans, grants,  
27            aid, or contributions of any money, property, labor, or other things of  
28            value for any project or projects, and to agree to apply and use the same  
29            in accordance with the terms and conditions under which the same are  
30            provided; ~~and~~

31       (8a)   To designate the real property and appurtenant facilities to be included  
32            as part of the Centennial Campus located at North Carolina State  
33            University at Raleigh; and

34       (9)    To do all acts and things necessary or convenient to carry out the  
35            powers granted by this Article."

36       Section 4. G.S. 146-30 is amended by adding a new subsection to read:

37       "(b1) Notwithstanding the other provisions of this section, no service charge into the  
38       State Land Fund shall be deducted from or levied against the proceeds of any disposition  
39       by lease, rental, or easement of State lands that are designated as part of the Centennial  
40       Campus as defined by G.S. 116-198.33(4). All net proceeds of those dispositions are  
41       governed by G.S. 116-36.5."

42       Section 5. This act is effective when it becomes law.