

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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**SENATE BILL 1241
Finance Committee Substitute Adopted 7/19/07**

Short Title: UNC Non-Appropriated Capital Projects.

(Public)

Sponsors:

Referred to:

March 26, 2007

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING,
WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN
CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT
INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

PART I. SELF-LIQUIDATING PROJECTS

SECTION 1. The purpose of this act is: (i) to authorize the construction or acquisition by certain constituent institutions of The University of North Carolina of the capital improvements projects listed in this act for the respective institutions, and (ii) to authorize the financing of these projects with funds available to the institutions from gifts, grants, receipts, self-liquidating indebtedness, Medicare reimbursements for education costs, or other funds, or any combination of these funds, but not including funds received for tuition or appropriated from the General Fund of the State.

SECTION 2. The capital improvements projects, and their respective costs, authorized by this act to be constructed or otherwise acquired and financed as provided in Section 1 of this act, are as follows:

Appalachian State University

Frank Residence Hall Renovation	\$7,461,000
Steam Distribution Improvements – Phase IV	\$3,086,000

East Carolina University

Family Medicine Center – Supplement	\$6,000,000
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North Carolina State University

Companion Animal Hospital	\$34,000,000
Residence Halls – Improvements and Infrastructure Expansion	\$13,000,000

1	The University of North Carolina at Chapel Hill	
2	College of Arts and Sciences – Digital Multimedia	
3	Center and Music Library	\$4,000,000
4	Rosenau Hall Laboratory Building – Comprehensive	
5	Renovation	\$1,124,000
6	Science Complex – Phase I	\$20,000,000
7	Hanes Hall	\$750,000
8	Genomic Sciences Building	\$12,500,000
9	Electrical Infrastructure Improvements	\$9,300,000
10	Information Technology Infrastructure Improvements	\$11,800,000
11	Translational Medicine Program Facility Renovation	\$4,000,000
12	Henry Stadium Renovation	\$2,000,000
13	Carmichael Auditorium – Supplement	\$2,000,000
14	Woollen Gymnasium – Supplement	\$2,000,000
15	McColl Building Expansion and Renovation	\$6,500,000
16	Bell Tower Development Parking	\$30,000,000
17	Chilled Water Infrastructure	\$39,600,000
18		
19	The University of North Carolina at Pembroke	
20	New Football/Multipurpose Tower	\$2,000,000
21		
22	The University of North Carolina at Wilmington	
23	Residence Halls – Improvements	\$5,000,000
24	Marine Biotechnology Research Facility	\$15,000,000
25		
26	Western Carolina University	
27	Residence Halls – Construction/Acquisition	\$44,560,000

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29 **SECTION 3.** At the request of the Board of Governors of The University of
30 North Carolina and upon determining that it is in the best interest of the State to do so,
31 the Director of the Budget may authorize an increase or decrease in the cost of, or a
32 change in the method of, funding the projects authorized by this act. In determining
33 whether to authorize a change in cost or funding, the Director of the Budget may consult
34 with the Joint Legislative Commission on Governmental Operations.

35 **SECTION 4.** Pursuant to G.S. 116D-26, the Board of Governors may issue,
36 subject to the approval of the Director of the Budget, at one time or from time to time,
37 special obligation bonds of the Board of Governors for the purpose of paying all or any
38 part of the cost of acquiring, constructing, or providing for the projects authorized by
39 Section 2 and Section 7 of this act. The maximum principal amount of bonds to be
40 issued shall not exceed the specified project costs in Section 2 and Section 7 of this act
41 plus five percent (5%) of such amount to pay issuance expenses, fund reserve funds, pay
42 capitalized interest and pay other related additional costs, plus any increase in the
43 specific project costs authorized by the Director of the Budget pursuant to Section 3 of
44 this act.

1 **SECTION 5.** With respect to the Marine Biotechnology Research Facility
2 project at the University of North Carolina at Wilmington, the institution may
3 accomplish construction and financing through lease arrangements to and from a special
4 purpose entity created or existing for that purpose and through working with other State
5 agencies.

6 **SECTION 6.** With respect to the Residence Halls project at Western
7 Carolina University, the institution may accomplish construction and financing through
8 lease arrangements to and from the Western Carolina University Research and
9 Development Corporation.

10 **SECTION 7.** The University of North Carolina at Chapel Hill may
11 accomplish the financing of the acquisition and implementation of certain components
12 of its enterprise administrative systems, including, but not limited to, Student, Human
13 Resources, Payroll, and Finance, in an amount not to exceed fifty-nine million dollars
14 (\$59,000,000). Costs related to the project may include, but not be limited to, costs of
15 applicable hardware, software, consulting services, project and support staff, renovation
16 of the Porthole Building on the campus of the University of North Carolina at Chapel
17 Hill, training services, leases of space for the project, and any technical infrastructure
18 components required to implement the systems for the duration of the project. The
19 project shall be deemed to be a "capital facility" and a "special obligation bond project"
20 for purposes of G.S. 116D-22(5).

21 The University of North Carolina at Chapel Hill must report semiannually on
22 its enterprise administrative systems project to the Joint Legislative Oversight
23 Committee on Information Technology, the chairs of the Senate and House Finance and
24 Appropriations Committees, and the Fiscal Research Division. The report must be made
25 on January 1 and July 1 of each year until the project is fully funded and operational.
26 The report must include all of the following:

- 27 (1) A summary of project implementation to date and planned
28 implementation activities.
29 (2) A summary of expenditures to date by funding source and of planned
30 expenditures by funding source.
31 (3) A summary of issued debt and planned issuances.

32 **PART II. REVISE UNIVERSITY GENERAL OBLIGATION**
33 **INDEBTEDNESS**

34 **SECTION 8.** Pursuant to Section 2(b) of S.L. 2000-3, the General Assembly
35 finds that it is in the best interest of the State to respond to current educational and
36 research program requirements at Elizabeth City State University by (i) changing the
37 scope of "Mitchell-Lewis Residence Hall – Replacement" to a comprehensive
38 renovation project and by (ii) reducing the scope of the "Land Acquisition" project and
39 transferring unused funds to "Lane Hall Classroom Building – Comprehensive
40 Renovation" and "Electrical Distribution System Upgrade" and "Campus Infrastructure
41 Improvements." Section 2(a) of S.L. 2000-3 is therefore amended in the portion under
42 Elizabeth City State University by:

- 43 (1) Renaming "Mitchell-Lewis Residence Hall – Replacement" to read
44 "Mitchell-Lewis Residence Hall – Comprehensive Renovation," and

- 1 (2) Reducing the allocation to "Land Acquisition" by six hundred fifty
2 thousand dollars (\$650,000), and
3 (3) Increasing the allocation to "Lane Hall Classroom Building –
4 Comprehensive Renovation" by six hundred thousand dollars
5 (\$600,000), and
6 (4) Increasing the allocation to "Electrical Distribution System Upgrade"
7 by twenty-five thousand dollars (\$25,000), and
8 (5) Increasing the allocation to "Campus Infrastructure Improvements" by
9 twenty-five thousand dollars (\$25,000).

10 **SECTION 9.** Pursuant to Section 2(b) of S.L. 2000-3, the General Assembly
11 finds that it is in the best interest of the State to respond to current educational and
12 research program requirements at North Carolina Central University by reducing the
13 scope of "Hoey Building – Comprehensive Renovation" and transferring unused funds
14 to "Pearson Cafeteria – Expansion" and "Eagleson Residence Hall – Comprehensive
15 Renovation." Section 2(a) of S.L. 2000-3 is therefore amended in the portion under
16 North Carolina Central University by:

- 17 (1) Reducing the allocation to "Hoey Building – Comprehensive
18 Renovation" by two million three hundred thousand dollars
19 (\$2,300,000),
20 (2) Increasing the allocation to "Pearson Cafeteria – Expansion" by one
21 million dollars (\$1,000,000), and
22 (3) Increasing the allocation to "Eagleson Residence Hall –
23 Comprehensive Renovation" by one million three hundred thousand
24 dollars (\$1,300,000).

25 **PART III. EFFECTIVE DATE**

26 **SECTION 10.** This act is effective when it becomes law.