

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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SENATE BILL 267

Short Title: Buncombe 1/4 Cent Sales Tax Use Restriction. (Local)

Sponsors: Senators Edwards and Van Duyn (Primary Sponsors).

Referred to: Rules and Operations of the Senate

March 18, 2019

A BILL TO BE ENTITLED

AN ACT TO RESTRICT THE USE OF THE QUARTER-CENT SALES TAX PROCEEDS IN
BUNCOMBE COUNTY FOR COMMUNITY COLLEGE NEEDS AT
ASHEVILLE-BUNCOMBE TECHNICAL COMMUNITY COLLEGE.

The General Assembly of North Carolina enacts:

SECTION 1. This act applies to Buncombe County only.

SECTION 2. Article 46 of Chapter 105 is amended by adding a new section to read:

"§ 105-538.1. Use of taxes.

A county shall use the net proceeds of a tax allocated to it under this Article for the items and in the priority order set forth in this section. For purposes of this section, an eligible community college is a community college with a main campus located in the county.

(1) The county shall appropriate for each fiscal year to an eligible community college an amount equal to the community college's debt service obligations for that fiscal year to be used for such obligations.

(2) The county shall appropriate a deferred capital repair amount to an eligible community college. The eligible community college shall use appropriations under this subdivision for deferred capital repairs and renovation-needs projects on existing buildings at the community college. For the 2019-2020 fiscal year, the deferred capital repair amount is three million one hundred twenty-five thousand dollars (\$3,125,000). For fiscal years 2020-2021 through 2026-2027, the deferred capital repair amount is one hundred five and fifty-four hundredths percent (105.54%) of the amount for the preceding fiscal year.

(3) The county shall appropriate for each fiscal year an amount up to five million dollars (\$5,000,000) annually to an eligible community college for operating costs of the community college.

(4) The county shall appropriate a reserve of two million dollars (\$2,000,000) for the benefit of an eligible community college. An eligible community college may only allocate moneys from the reserve for repairs and renovations necessitated by damage the community college deems as resulting from an unexpected emergency occurrence. In any year in which funds are disbursed from the reserve, the county shall restore the balance of the reserve to the amount required in this subdivision in the succeeding fiscal year.

(5) The county, by resolution and after 10 days' public notice, may use the remainder in conformity with the ballot question presented to the voters pursuant to Article 46 of Chapter 105 of the General Statutes."



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1 **SECTION 3.** This act is effective for the fiscal year beginning July 1, 2019, and
2 expires June 30, 2027.