

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 1583*

Short Title: NCSU Centennial Campus.

(Public)

Sponsors: Senator Reeves.

Referred to: Education/Higher Education.

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.
11

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.