

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 536

Short Title: Area Authority Property.

(Public)

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Sponsors: Representative H. Hunter.

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Referred to: State Government.

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March 25, 1993

A BILL TO BE ENTITLED

AN ACT TO ALLOW AREA MENTAL HEALTH, DEVELOPMENTAL  
DISABILITIES, AND SUBSTANCE ABUSE AUTHORITIES TO PURCHASE  
PROPERTY BY INSTALLMENT CONTRACTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 122C-147(c) reads as rewritten:

"(c) All real property purchased for use by the area authority shall be provided by local or federal funds unless otherwise allowed under subsection (b) of this section. The title to this real property and the authority to acquire it is held by the county where the property is located. The authority to hold title to real property and the authority to acquire it may be held by the area authority with the ~~consent~~-approval of the board or boards of commissioners of all the counties which comprise the area authority. The authority to finance the acquisition of real or personal property may be held by the area authority as if it were a county covered by the provisions of G.S. 160A-20, with the approval of the board or boards of county commissioners of all the counties that comprise the area authority. ~~The consent to this variation~~-approval of these variations shall be by resolution of the affected board or boards of county commissioners and may have any necessary or proper conditions, including provisions for distribution of the proceeds in the event of disposition of the property by the area authority."

Sec. 2. G.S. 160A-20(h) reads as rewritten:

"(h) As used in this section, the term 'unit of local government' means any of the following:

- (1) A county.
- (2) A city.

- 1           (3)    A water and sewer authority created under Article 1 of Chapter 162A  
2           of the General Statutes.
- 3           (4)    An airport authority whose situs is entirely within a county that has (i)  
4           a population of over 120,000 according to the most recent federal  
5           decennial census and (ii) an area of less than 200 square miles.
- 6           (5)    An airport authority in a county in which there are two incorporated  
7           municipalities with a population of more than 65,000 according to the  
8           most recent federal decennial census.
- 9           (6)    A local school administrative unit (i) that is located in a county that  
10          has a population of over 90,000 according to the most recent federal  
11          decennial census and (ii) whose board of education is authorized to  
12          levy a school tax.
- 13          (7)    An area mental health, developmental disabilities, and substance abuse  
14          authority, acting in accordance with G.S. 122C-147(c)."
- 15          Sec. 3. This act is effective upon ratification.