

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 882*

Education/Higher Education Committee Substitute Adopted 4/28/93

Short Title: Increase Flexibility/School Funds.

(Public)

Sponsors:

Referred to: Appropriations.

April 19, 1993

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE GREATER FLEXIBILITY IN LOCAL SCHOOL BOARD
3 EXPENDITURES AND PROVIDE INCENTIVES FOR GREATER FISCAL
4 RESPONSIBILITY.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 115C-12 is amended by adding a new subdivision to read:

7 "(5a) Consolidation of Allotments. – Beginning with the 1993-94 fiscal
8 year, the State Board of Education shall provide for increased
9 flexibility in the use of State funds for local school administrative units
10 by combining the following existing funding allotments:

11 a. The allotments for school administrators and finance officers
12 shall be combined and allocated under an allotment for 'School
13 Administration';

14 b. The allotments for clerical assistants, teacher assistants, and
15 custodians shall be combined and allocated under an allotment
16 for 'Noncertified Personnel';

17 c. The allotments for summer school, remediation, dropout
18 prevention, community schools, duty-free period, and sports
19 medicine shall be combined and allocated under an allotment
20 for 'Extended Services'; and

1 d. The allotments for staff development and consolidated
2 allotment shall be combined and allocated under an allotment
3 for 'Consolidated Allotment'.

4 For budgetary reporting and accounting purposes, the local
5 school administrative units shall continue to provide expenditure data
6 at such detailed levels as are required by the State Board of Education.
7 Presentation, control, and reporting of salary and salary-related objects
8 of expenditure shall be in accordance with G.S. 115C-12(18), other
9 applicable statutes, and directives of the State Board of Education and
10 the Director of the Budget.

11 At the close of the fiscal year, the unencumbered balances of
12 funds allocated to the local school administrative units by the State
13 Board of Education under the Extended Services Allotment and
14 Consolidated Allotment shall not revert to the State treasury and shall
15 be carried forward to the next fiscal year. Local school administrative
16 units may use these unencumbered balances in the Extended Services
17 Allotment and the Consolidated Allotment for one-time expenditures
18 that do not impose additional financial obligations on the State or the
19 local school administrative unit and that directly contribute to
20 improved student performance."

21 Sec. 2. G.S. 115C-47 is amended by adding two new subdivisions to read:

22 "(36) To Enter into Interlocal Cooperative Agreements. – Local boards of
23 education are authorized and encouraged to enter into agreements with other local
24 boards of education providing for the shared delivery of educational and other services
25 to students. These agreements shall be developed and implemented in accordance with
26 Part 1 of Article 20 of Chapter 160A of the General Statutes.

27 (37) To Contract with Private Businesses. – Local boards of education are
28 authorized and encouraged to investigate whether private businesses
29 can provide maintenance services, janitorial services, clerical services,
30 or other similar noninstructional services for less cost or more
31 efficiently than the local boards. In making this determination the local
32 board of education shall consider the cost and feasibility of resuming
33 governmental provision of service if the private provision of service
34 becomes unsatisfactory. When a local board of education determines
35 that a private business can provide one or more of those services for
36 less cost or more efficiently, the local board is authorized and
37 encouraged to contract with that private business for those services.
38 The contract shall be bid and awarded in accordance with State law
39 and the rules and regulations of the Secretary of Administration and
40 State Board of Education."

41 Sec. 3. G.S. 115C-206 reads as rewritten:

42 **"§ 115C-206. State Board of Education; duties; responsibilities.**

43 The Superintendent of Public Instruction shall prepare and present to the State
44 Board of Education recommendations for general guidelines for encouraging increased

1 community involvement in the public schools and use of public school facilities. The
2 Superintendent of Public Instruction shall consult with the interagency council in
3 preparing the general guidelines. These recommendations shall include, but shall not be
4 limited to provisions for:

- 5 (1) The use of public school facilities by governmental, charitable or civic
6 organizations for activities within the community.
- 7 (2) The utilization of the talents and abilities of volunteers within the
8 community for the enhancement of public school programs including
9 tutoring, counseling and cultural programs and projects.
- 10 (3) Increased communications between the staff and faculty of the public
11 schools, other community institutions and agencies, and citizens in the
12 community.

13 Based on the recommendations of the Superintendent of Public Instruction, the State
14 Board of Education shall adopt appropriate policies and guidelines for encouraging
15 increased community involvement in the public schools and use of the public school
16 facilities.

17 The State Board of Education shall establish rules and regulations governing the
18 submission and approval of programs prepared by local boards of education for
19 encouraging increased community involvement in the public schools and use of the
20 public school facilities.

21 The State Board of Education is authorized to allocate funds to the local boards of
22 education for the employment of community schools coordinators and for other
23 appropriate expenses upon approval of a program submitted by a local board of
24 education and subject to the availability of funds. In the event that a local board of
25 education already has sufficient personnel employed performing functions similar to
26 those of a community schools coordinator, the State Board of Education may allocate
27 funds to that local board of education for other purposes consistent with this Article.
28 ~~Funds allocated to a local board of education shall not exceed three fourths of the total budget~~
29 ~~approved in the community schools program submitted by a local board of education."~~

30 Sec. 4. It is the responsibility of local school administrative units to fully
31 implement the standard course of study. This act shall be construed in accordance with
32 that responsibility.

33 Sec. 5. This act becomes effective July 1, 1993.