

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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SENATE BILL 1925

Short Title: UNC Nonappropriated Capital Projects. (Public)

Sponsors: Senators Kerr and Stevens.

Referred to: Finance.

May 22, 2008

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 AND REVISE
UNIVERSITY GENERAL OBLIGATION INDEBTEDNESS.

The General Assembly of North Carolina enacts:

PART I. SELF-LIQUIDATING PROJECTS

SECTION 1.1. The purpose of this act is: (i) to authorize the construction by certain constituent institutions of The University of North Carolina of the capital improvements projects listed in the act for the respective institutions, and (ii) to authorize the financing of these projects with funds available to the institutions from gifts, grants, receipts, 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 1.2. The capital improvements projects, and their respective costs, authorized by this act to be constructed and financed as provided in Section 1.1 of this act, including by revenue bonds, by special obligation bonds as authorized in Section 5.1 of this act, or by both, are as follows:

Appalachian State University

Kidd Brewer Stadium Improvements	\$8,300,000
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East Carolina University

Athletic Facilities Expansion and Improvements	30,000,000
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Dining Facilities Improvements	9,700,000
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Residence Halls Improvements and Expansion	28,500,000
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Dowdy-Ficklen Stadium Improvements	24,000,000
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2	North Carolina Central University	
3	Student Facilities Improvements	11,500,000
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5	North Carolina State University	
6	Student Health Center Expansion	10,900,000
7	Avent Ferry Administration Center Renovation	5,200,000
8	Centennial Campus Tenant Space Renovations	10,000,000
9	Collaborative Research Building I	35,000,000
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11	The University of North Carolina at Chapel Hill	
12	Athletic Facilities Renovation and Expansion	7,023,000
13	Carmichael Auditorium – Supplement	9,500,000
14	Carmichael Residence Hall – Supplement	1,300,000
15	Dental Sciences Teaching and Learning Building	26,000,000
16	Fetzer Gymnasium Expansion	2,500,000
17	Kenan Stadium Expansion, Phase I	50,000,000
18	Mary Ellen Jones Animal Facility Renovation	10,000,000
19	Medical Research Building D Renovation and Expansion	5,000,000
20	Old East and Old West Residence Halls Improvements –	
21	Supplement	3,200,000
22	Research Resource Facility – Phase III	8,600,000
23	Robertson Scholars Site Preparation	1,900,000
24	Woollen Gymnasium (Sports Medicine) – Supplement	1,500,000
25	Chilled Water Infrastructure	6,000,000
26	Cogeneration and Steam Infrastructure Improvements and Expansion	17,700,000
27	Electrical Infrastructure Improvements	13,500,000
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29	The University of North Carolina at Charlotte	
30	Residence Hall Fire Suppression Sprinkler System Installation	16,200,000
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32	The University of North Carolina at Greensboro	
33	Cone Residence Hall Fire Alarm System Replacement	948,000
34	North and South Spencer Residence Hall Improvements	5,978,000
35	Baseball Locker Room and Training Facility	2,800,000
36		
37	The University of North Carolina at Wilmington	
38	Student Recreation Center Expansion	35,000,000
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40	Winston-Salem State University	
41	Student Activities Center	3,750,000
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1 **SECTION 1.9.** With respect to The University of North Carolina at Chapel
2 Hill's Cogeneration and Steam Infrastructure Improvements and Expansion capital
3 project, the institution may accomplish the construction and financing of the Landfill
4 Gas Utilization portion thereof notwithstanding the requirement in G.S. 116D-22(5) as
5 to location of the special obligation project at the institution. The University of North
6 Carolina at Chapel Hill may enter into any other required agreements as necessary for
7 the completion of the improvements, notwithstanding any other provisions of the
8 General Statutes governing such acquisition, negotiation, and execution of such
9 rights-of-way, easements, leases, or other required agreements therefor.

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11 **PART II. REVISE UNIVERSITY GENERAL OBLIGATION INDEBTEDNESS**

12 **SECTION 2.** Pursuant to Section 2(b) of S.L. 2000-3, the General Assembly
13 finds that it is in the best interest of the State to respond to current educational and
14 research program requirements at The University of North Carolina at Chapel Hill by
15 reducing the scope of "Berryhill Laboratory Building – Comprehensive Renovation."
16 The unused funds from "Berryhill Laboratory Building – Comprehensive Renovation"
17 should be transferred to a new capital project "Division of Laboratory Animal Medicine
18 Upfits." Section 2(a) of S.L. 2000-3 is therefore amended in the portion under The
19 University of North Carolina at Chapel Hill by:

- 20 (1) Reducing the portion to "Berryhill Laboratory Building –
21 Comprehensive Renovation" by eight million six hundred thousand
22 dollars (\$8,600,000) so that it reads two million one hundred thousand
23 dollars (\$2,100,000); and
24 (2) Adding a new project entitled "Division of Laboratory Animal
25 Medicine – Upfits" with an amount of eight million six hundred
26 thousand dollars (\$8,600,000).

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28 **PART III. PROCUREMENT MODIFICATIONS**

29 **SECTION 3.** G.S. 42-94 reads as rewritten:

30 **"§ 142-94. Procurement of capital facilities.**

31 The provisions of Articles 3, 3B, 3C, 3D, and 8 of Chapter 143 of the General
32 Statutes and any other laws or rules of the State that relate to the acquisition and
33 construction of State property apply to the financing of capital facilities through the use
34 of special indebtedness pursuant to this Article. This section does not apply to the
35 construction and lease-purchase, including leases with an option to purchase at the end
36 of the lease term for a nominal sum, of State office buildings pursuant to proposals
37 submitted before the effective date of this Article in response to requests for proposals,
38 to the extent any of those proposals, as they may be supplemented or amended, are
39 approved by the Department of Administration and any of these leases or lease-purchase
40 agreements are approved by the Council of State in accordance with G.S. 143-341(4)d2.
41 This section does not apply to any special indebtedness issued pursuant to this Article
42 for the purchase, construction, or operation of capital facilities by Gateway University
43 Research Park, Inc., a joint Millennial Campus in Greensboro, North Carolina."
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1 **PART IV. EFFECTIVE DATE**

2 **SECTION 4.** This act is effective when it becomes law.