

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 14

Select Committee on Bonds Committee Substitute Adopted 4/15/93

Finance Committee Substitute Adopted 6/17/93

Capital Expenditures and Improvements Committee Substitute Adopted 7/14/93

House Committee Substitute Favorable 7/16/93

Short Title: Education and Clean Water Bond Act.

(Public)

Sponsors:

Referred to:

January 28, 1993

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE ISSUANCE OF SEVEN HUNDRED FORTY-SIX MILLION TWO HUNDRED THOUSAND DOLLARS IN GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR (1) CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA, (2) GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, AND (3) LOANS, REVOLVING LOANS, AND GRANTS TO LOCAL GOVERNMENT UNITS FOR WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS, WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION PROJECTS.

The General Assembly of North Carolina enacts:

Section 1. Short title. This act shall be known as the "North Carolina Education and Clean Water Bond Act of 1993".

Sec. 2. Purpose. It is the intent of the General Assembly by this act to provide for the issuance of seven hundred forty-six million two hundred thousand dollars (\$746,200,000) in general obligation bonds of the State, and to provide that the proceeds realized from the sale of the bonds shall be allocated as follows:

- 1 (1) Three hundred fifteen million dollars (\$315,000,000) to provide capital
2 improvements for certain of the constituent or affiliated institutions or
3 the Board of Governors of The University of North Carolina.
- 4 (2) Three hundred eleven million two hundred thousand dollars
5 (\$311,200,000) to provide grants to individual community colleges to
6 finance all or a portion of the costs of community college capital
7 improvements.
- 8 (3) Twenty million dollars (\$20,000,000) to provide State matching funds
9 required to receive federal wastewater or water supply assistance funds
10 and to provide additional funding for the Clean Water Revolving Loan
11 and Grant Fund established in Chapter 159G of the General Statutes
12 and one hundred million dollars (\$100,000,000) to provide loans to
13 local government units to finance all or a portion of the cost of
14 construction, improvements, enlargements, extensions, and
15 reconstruction of water supply systems, wastewater collection systems,
16 wastewater treatment works, and water conservation projects.

17 The funds to be derived from the sale of the Clean Water bonds
18 authorized by this act are sufficient to meet no more than a fraction of
19 the needs which now exist and will arise in the immediate future. For
20 this reason, although public necessity and the criteria established by
21 Chapter 159G of the General Statutes shall be the primary
22 consideration in granting and loaning funds, great emphasis shall also
23 be placed on the creation of efficient systems of regional wastewater
24 disposal and regional water supply, and on the willingness and ability
25 of local government units to meet their responsibilities through sound
26 fiscal policies, creative planning, and efficient operation and
27 management.

28 Sec. 3. Definitions. As used in this act, unless the context otherwise
29 requires:

- 30 (1) " Bonds" means bonds issued under this act.
- 31 (2) " Clean Water Revolving Loan and Grant Act" means Chapter 796 of
32 the 1987 Session Laws, as the same may be amended from time to
33 time, codified as Chapter 159G of the General Statutes.
- 34 (3) " Clean Water Revolving Loan and Grant Fund" means the Clean
35 Water Revolving Loan and Grant Fund as defined in the Clean Water
36 Revolving Loan and Grant Act.
- 37 (4) " Cost" means, without intending thereby to limit or restrict any proper
38 definition of this term in financing the cost of facilities or purposes
39 authorized by this act:
- 40 a. The cost of constructing, reconstructing, enlarging, acquiring,
41 and improving facilities, and acquiring equipment and land
42 therefor,
- 43 b. The cost of engineering, architectural, and other consulting
44 services as may be required,

- 1 c. Administrative expenses and charges,
2 d. Finance charges and interest prior to and during construction
3 and, if deemed advisable by the State Treasurer, for a period not
4 exceeding two years after the estimated date of completion of
5 construction,
6 e. The cost of bond insurance, investment contracts, credit
7 enhancement and liquidity facilities, interest-rate swap
8 agreements or other derivative products, financial and legal
9 consultants, and related costs of bond and note issuance, to the
10 extent and as determined by the State Treasurer,
11 f. The cost of reimbursing the State for any payments made for
12 any cost described above, and
13 g. Any other costs and expenses necessary or incidental to the
14 purposes of this act.

15 Allocations in this act of proceeds of bonds to the costs of a project or
16 undertaking in each case may include allocations to pay the costs set
17 forth in items c., d., e., f., and g. in connection with the issuance of
18 bonds for the project or undertaking.

- 19 (5) "Credit facility" means an agreement entered into by the State
20 Treasurer on behalf of the State with a bank, savings and loan
21 association, or other banking institution, an insurance company,
22 reinsurance company, surety company, or other insurance institution, a
23 corporation, investment banking firm, or other investment institution,
24 or any financial institution or other similar provider of a credit facility,
25 which provider may be located within or without the United States of
26 America, such agreement providing for prompt payment of all or any
27 part of the principal or purchase price (whether at maturity,
28 presentment or tender for purchase, redemption or acceleration),
29 redemption premium, if any, and interest on any bonds or notes
30 payable on demand or tender by the owner, in consideration of the
31 State agreeing to repay the provider of the credit facility in accordance
32 with the terms and provisions of such agreement.
- 33 (6) "Local government units" means local government units as defined in
34 the Clean Water Revolving Loan and Grant Act.
- 35 (7) "Notes" means notes issued under this act.
- 36 (8) "Par formula" means any provision or formula adopted by the State to
37 provide for the adjustment, from time to time, of the interest rate or
38 rates borne by any bonds or notes, including:
- 39 a. A provision providing for such adjustment so that the purchase
40 price of such bonds or notes in the open market would be as
41 close to par as possible,
42 b. A provision providing for such adjustment based upon a
43 percentage or percentages of a prime rate or base rate, which

- 1 percentage or percentages may vary or be applied for different
2 periods of time, or
- 3 c. Such other provision as the State Treasurer may determine to be
4 consistent with this act and will not materially and adversely
5 affect the financial position of the State and the marketing of
6 bonds or notes at a reasonable interest cost to the State.
- 7 (9) " State" means the State of North Carolina.
- 8 (10) " Wastewater collection systems" means wastewater collection
9 systems as defined in the Clean Water Revolving Loan and Grant Act.
- 10 (11) " Wastewater treatment works" means wastewater treatment works as
11 defined in the Clean Water Revolving Loan and Grant Act.
- 12 (12) " Water conservation projects" include but are not limited to any
13 construction, repair, renovation, expansion, replacement of
14 components, or other capital improvement, including related
15 equipment and land acquisition, designed to:
- 16 a. Eliminate the wasteful or unnecessary use or loss of water in the
17 operations of a wastewater collection system, wastewater
18 treatment works, or water supply system; or
- 19 b. Enhance the operation of a wastewater collection system,
20 wastewater treatment works, or water supply system to provide
21 a more efficient use of water.
- 22 (13) " Water Pollution Control Revolving Fund" means the fund described
23 by G.S. 159G-4(a) and G.S. 159G-5(c).
- 24 (14) " Water supply systems" means water supply systems as defined in the
25 Clean Water Revolving Loan and Grant Act.

26 Sec. 4. Authorization of bonds and notes. (a) University Improvement Bonds.
27 Subject to a favorable vote of a majority of the qualified voters of the State who vote on
28 the question of issuing University Improvement Bonds in the election held as provided
29 in this act, the State Treasurer is authorized, by and with the consent of the Council of
30 State, to issue and sell, at one time or from time to time, general obligation bonds of the
31 State to be designated "State of North Carolina University Improvement Bonds", with
32 any additional designations as may be determined to indicate the issuance of bonds from
33 time to time, or notes of the State as provided in this act, in the aggregate principal
34 amount not exceeding three hundred fifteen million dollars (\$315,000,000) for the
35 purposes authorized in this act.

36 (b) Community College Bonds. Subject to a favorable vote of a majority of the
37 qualified voters of the State who vote on the question of issuing Community College
38 Bonds in the election held as provided in this act, the State Treasurer is authorized, by
39 and with the consent of the Council of State, to issue and sell, at one time or from time
40 to time, general obligation bonds of the State to be designated "State of North Carolina
41 Community College Bonds", with any additional designations as may be determined to
42 indicate the issuance of bonds from time to time, or notes of the State as provided in this
43 act, in the aggregate principal amount not exceeding three hundred eleven million two
44 hundred thousand dollars (\$311,200,000) for the purposes authorized in this act.

1 (c) Clean Water Bonds. Subject to a favorable vote of a majority of the qualified
2 voters of the State who vote on the question of issuing Clean Water Bonds in the
3 election called and held as provided in this act, the State Treasurer is hereby authorized,
4 by and with the consent of the Council of State, to issue and sell, at one time or from
5 time to time, general obligation bonds of the State to be designated "State of North
6 Carolina Clean Water Bonds", with any additional designations as may be determined to
7 indicate the issuance of bonds from time to time, or notes of the State as provided in this
8 act, in an aggregate principal amount not exceeding one hundred twenty million dollars
9 (\$120,000,000) for the purpose of providing funds, with any other available funds, for
10 the purposes authorized in this act.

11 Sec. 5. Uses of bond and note proceeds. (a) University Improvement Bonds. The
12 proceeds of University Improvement Bonds and notes shall be used for the purpose of
13 (i) paying the cost of capital improvements for certain of the constituent or affiliated
14 institutions of The University of North Carolina, under the supervision of the Board of
15 Governors of The University of North Carolina, including, without limitation,
16 construction and renovation of classroom buildings, laboratory buildings, research
17 facilities, libraries, physical education facilities, continuing education centers, student
18 cafeteria and activity facilities, including sports facilities, administrative office
19 buildings, and land acquisition, (ii) paying the cost of capital improvements for the
20 North Carolina Center for Public Television under the Board of Governors of The
21 University of North Carolina, and (iii) making grants to nonprofit corporations and
22 public agencies to provide capital improvements for Area Health Education Centers.
23 Grants made to provide capital improvements for Area Health Education Centers shall
24 be made only to nonprofit corporations and public agencies. The rules and regulations
25 and agreements governing the Area Health Education Center Program shall contain
26 provisions necessary to assure that the proceeds of the bonds or notes are applied for the
27 accomplishment of public purposes only within the meaning of Article V, Section 7 of
28 the North Carolina Constitution, including, without limitation, provisions to assure that
29 the grant moneys are applied to the payment of cost of capital improvements used in
30 connection with the Area Health Education Center Program and further shall contain
31 provisions to assure compliance with G.S. 143-6.1. The buildings constructed using the
32 proceeds of the bonds, other than any buildings constructed with Area Health Education
33 Centers Construction Grants, may be constructed only after consideration of the energy
34 design guidelines developed by the Energy Division of the Department of Commerce.

35 Any additional moneys that may be received by means of a grant or grants
36 from the United States of America or any agency or department thereof or from any
37 other source to aid in financing the cost of any university improvements authorized by
38 this act may be placed by the State Treasurer in the University Improvement Bonds
39 Fund or in a separate account or fund and shall be disbursed, to the extent permitted by
40 the terms of the grant or grants, without regard to any limitations imposed by this act.

41 The proceeds of University Improvement Bonds and notes may be used with
42 any other moneys made available by the General Assembly for the making of university
43 improvements, including the proceeds of any other State bond issues, whether
44 heretofore made available or which may be made available at the session of the General

1 Assembly at which this act is ratified or any subsequent sessions. The proceeds of
2 University Improvement Bonds and notes shall be expended and disbursed under the
3 direction and supervision of the Director of the Budget. The funds provided by this act
4 for university improvements shall be disbursed for the purposes provided in this act
5 upon warrants drawn on the State Treasurer by the State Controller, which warrants
6 shall not be drawn until requisition has been approved by the Director of the Budget and
7 which requisition shall be approved only after full compliance with the Executive
8 Budget Act, Article 1 of Chapter 143 of the General Statutes.

9 The Board of Governors of The University of North Carolina shall provide
10 quarterly reports to the Joint Legislative Commission on Governmental Operations, the
11 chairs of the Senate and House of Representatives Appropriations Committees, and the
12 Fiscal Research Division on the expenditure of moneys from the University
13 Improvement Bonds Fund.

14 (b) Community College Bonds. The proceeds of Community College Bonds and
15 notes shall be used for the purpose of making grants to community colleges, as defined
16 in Chapter 115D of the General Statutes, for paying the cost of capital improvements,
17 including, without limitation, construction and renovation of classroom buildings,
18 laboratory buildings, research facilities, libraries, physical education facilities,
19 continuing education centers, student cafeteria and activity facilities, including sports
20 facilities, administrative office buildings, and land and equipment acquisition. The
21 buildings constructed using the proceeds of the bonds may be constructed only after
22 consideration of the energy design guidelines developed by the Energy Division of the
23 Department of Commerce.

24 Any additional moneys which may be received by means of a grant or grants
25 from the United States of America or any agency or department thereof or from any
26 other source to aid in financing the cost of any community college grants authorized by
27 this act may be placed by the State Treasurer in the Community College Bonds Fund or
28 in a separate account or fund and shall be disbursed, to the extent permitted by the terms
29 of the grant or grants, without regard to any limitations imposed by this act.

30 The proceeds of Community College Bonds and notes may be used with any
31 other moneys made available by the General Assembly for the making of community
32 college grants, including the proceeds of any other State bond issues, whether heretofore
33 made available or which may be made available at the session of the General Assembly
34 at which this act is ratified or any subsequent sessions. The proceeds of Community
35 College Bonds and notes shall be expended and disbursed under the direction and
36 supervision of the Director of the Budget. The funds provided by this act for
37 community college improvements shall be disbursed for the purposes provided in this
38 act upon warrants drawn on the State Treasurer by the State Controller, which warrants
39 shall not be drawn until requisition has been approved by the Director of the Budget and
40 which requisition shall be approved only after full compliance with the Executive
41 Budget Act, Article 1 of Chapter 143 of the General Statutes.

42 The State Board of Community Colleges shall provide quarterly reports to the
43 Joint Legislative Commission on Governmental Operations, the chairs of the Senate and

1 House of Representatives Appropriations Committees, and the Fiscal Research Division
2 on the expenditure of moneys from the Community College Bonds Fund.

3 (c) Clean Water Bonds. The proceeds of Clean Water Bonds and notes shall be
4 used for the purpose of making loans and grants to local governments as follows:

- 5 (1) The proceeds of twenty million dollars (\$20,000,000) of Clean Water
6 Bonds shall be used and allocated for the same purposes for which
7 funds in the Clean Water Revolving Loan and Grant Fund may be used
8 including, without limitation, to provide funds to be used to make
9 revolving loans and grants to local government units. The revolving
10 loans and grants shall be made for the purpose of paying the cost of
11 water supply systems, wastewater collection systems, and wastewater
12 treatment works.

13 The first priority for use of these proceeds shall be to provide State
14 funds necessary for the 1993-95 fiscal biennium to match the federal
15 wastewater or water supply assistance funds, deposited in the Clean
16 Water Pollution Control Revolving Fund or another fund, that are
17 available from year to year, unless the General Assembly has provided
18 other funds for this purpose, in which event this priority shall cease to
19 exist to the extent of the availability of those other funds. For the
20 purpose of implementing this priority, the Department of Environment,
21 Health, and Natural Resources shall certify to the State Treasurer the
22 amount of funds required for the State match for each of the fiscal
23 years ending June 30, 1994, and June 30, 1995, and the extent to which
24 the General Assembly has provided other funds for this purpose.
25 Upon certification to the State Treasurer of the amount of funds
26 required for the State match for the fiscal year ending June 30, 1994,
27 the State may issue up to ten million dollars (\$10,000,000) Clean
28 Water Bonds authorized by this subdivision for the purpose of funding
29 the State match for that fiscal year and for any other purposes
30 authorized by this subdivision. Upon certification to the State
31 Treasurer of the amount of funds required for the State match for the
32 fiscal year ending June 30, 1995, the State may issue the remaining
33 balance of Clean Water Bonds authorized by this subdivision for the
34 purpose of funding the State match for that fiscal year and for any
35 other purposes authorized by this subdivision. The proceeds of the
36 bonds necessary for the State match for each fiscal year shall be
37 deposited in the Clean Water Pollution Control Revolving Fund or any
38 other fund or account determined by the State Treasurer.

39 The proceeds may be (i) transferred directly to the Clean Water
40 Revolving Loan and Grant Fund to make revolving loans or grants, (ii)
41 used to make revolving loans or grants directly to the appropriate local
42 government unit qualifying for a revolving loan or grant from the
43 Clean Water Revolving Loan and Grant Fund, (iii) used for any
44 combination of (i) and (ii), or (iv) used in such other manner as shall

1 effectuate the purposes of this act. Loans and grants made from bond
2 proceeds transferred from the Clean Water Bond Fund to the Clean
3 Water Revolving Loan and Grant Fund shall be made and
4 administered in accordance with the provisions of the Clean Water
5 Revolving Loan and Grant Act. Loans and grants made from bond
6 proceeds directly to local government units and any loan repayments
7 shall, to the extent applicable, be made, administered, and applied in
8 accordance with the provisions of the Clean Water Revolving Loan
9 and Grant Act. Repayments of any direct loans may be initially placed
10 into any fund or account as may be determined by the State Treasurer
11 for the purpose of determining compliance with the applicable
12 requirements of the federal tax law and shall be expended and
13 disbursed therefrom under the direction and supervision of the Director
14 of the Budget.

- 15 (2) The proceeds of one hundred million dollars (\$100,000,000) of Clean
16 Water Bonds shall be used and allocated for loans to local government
17 units for the same purposes for which funds in the Clean Water
18 Revolving Loan and Grant Fund may be used and for water
19 conservation projects. The loans shall be made for the purpose of
20 paying the cost of water supply systems, water conservation projects,
21 wastewater collection systems, and wastewater treatment works.
22 Sixty-nine percent (69%) of the proceeds of the bonds and notes shall
23 be allocated for loans to local government units for wastewater
24 collection systems and wastewater treatment works, including water
25 conservation projects. Thirty-one percent (31%) of the proceeds of the
26 bonds and notes shall be allocated for loans to local government units
27 for water supply systems, including water conservation projects.

28 The proceeds shall be used to make loans directly to local
29 government units qualifying for a loan from the Clean Water
30 Revolving Loan and Grant Fund or loaned in such other manner as
31 shall effectuate the purposes of this act. To qualify for a loan from the
32 Clean Water Bonds Fund for the purpose of paying the cost of water
33 supply systems, a local government must have a water supply facility
34 plan approved by the Department of Environment, Health, and Natural
35 Resources. A water supply plan submitted by a local government to
36 the Department under G.S. 143-355(1) will be sufficient to meet this
37 requirement. To qualify for a loan from the Clean Water Bonds Fund
38 for the purpose of paying the cost of wastewater collection systems or
39 wastewater treatment works, a local government must have a
40 wastewater facility plan approved by the Department of Environment,
41 Health, and Natural Resources. A wastewater facility plan must
42 project future wastewater treatment needs, must present a long-range
43 plan to meet those needs, and must include plans for system operations
44 and maintenance of the facilities being built with the bond proceeds.

1 The Department of Environment, Health, and Natural Resources
2 shall set the priorities and determine the eligibility of local government
3 units for these loans in accordance with Section 10 of this act. The
4 form of the loans and the details thereof including, without limitation,
5 the maturity, interest rate, and amortization schedule, shall be
6 determined, from time to time, by the State Treasurer. In making these
7 determinations, the State Treasurer shall consider the purpose of the
8 loans, the ability of local government units to repay the loans, and the
9 security for the loans. The interest rates on these loans shall reflect the
10 self-supporting nature of the loan program and shall be sufficient to
11 cover substantially all payments of debt service on the one hundred
12 million dollars (\$100,000,000) Clean Water Bonds and the issuance
13 costs and administrative expenses associated with the issuance of these
14 bonds and the making of these loans, subject to any applicable
15 requirements of the federal tax law.

16 Repayments of the loans shall be credited to the General Fund and
17 may be used to pay, directly or indirectly, debt service on the bonds
18 and notes issued. Repayments may be initially placed into such fund
19 or account as may be determined by the State Treasurer for the
20 purpose of determining compliance with applicable requirements of
21 the federal tax law and shall be expended and disbursed therefrom
22 under the direction and supervision of the Director of the Budget.

23 Any additional moneys which may be received by means of a grant or grants
24 from the United States of America or any agency or department thereof or from any
25 other source for deposit to the State Clean Water Bonds Fund may be placed in the State
26 Clean Water Bonds Fund or in a separate account or fund and shall be disbursed, to the
27 extent permitted by the terms of the grant or grants, without regard to any limitations
28 imposed by this act.

29 The proceeds of bonds and notes may be used with any other moneys made
30 available by the General Assembly for making grants and loans authorized by this act,
31 including the proceeds of any other State bond issues, whether heretofore made
32 available or which may be made available at the session of the General Assembly at
33 which this act is ratified or any subsequent sessions. The proceeds of bonds and notes
34 shall be expended and disbursed under the direction and supervision of the Director of
35 the Budget. The funds provided by this act shall be disbursed for the purposes provided
36 in this act upon warrants drawn on the State Treasurer by the State Controller, which
37 warrants shall not be drawn until requisition has been approved by the Director of the
38 Budget and which requisition shall be approved only after full compliance with the
39 Executive Budget Act, Article 1 of Chapter 143 of the General Statutes.

40 Sec. 6. Allocation of proceeds. (a) University Improvement Bonds. The proceeds
41 of University Improvement Bonds and notes, including premium thereon, if any, except
42 the proceeds of bonds the issuance of which has been anticipated by bond anticipation
43 notes or the proceeds of refunding bonds or notes, shall be placed by the State Treasurer
44 in a special fund to be designated "University Improvement Bonds Fund". Moneys in

1 the University Improvement Bonds Fund shall be used for the purposes set forth in this
 2 act. The proceeds of University Improvement Bonds and notes shall be allocated and
 3 expended for paying the cost of university capital improvements, to the extent and as
 4 provided in this act and subject to change as provided in this act, as follows:

| <u>Constituent or Affiliated Institution or Board Projected</u> | | | | <u>Allocation</u> |
|---|---|----------|----------------------|-------------------|
| <u>of Governors Capital Improvement</u> | | | | |
| 8 | Appalachian State University | | | |
| 9 | Academic Support Services Building | | | \$ |
| 10 | 8,794,900 | | | |
| 11 | Science/Mathematics | Complex, | Phase | I |
| 12 | 15,000,000 | | | |
| 13 | | | | |
| 14 | East Carolina University | | | |
| 15 | Addition | to | Joyner | Library |
| 16 | 28,900,000 | | | |
| 17 | Land 5,000,000 | | | |
| 18 | | | | |
| 19 | Elizabeth City State University | | | |
| 20 | Fine Arts and | Mass | Communications | Building |
| 21 | 6,432,600 | | | |
| 22 | | | | |
| 23 | Fayetteville State University | | | |
| 24 | Fine | Arts | | Building |
| 25 | 9,479,600 | | | |
| 26 | | | | |
| 27 | North Carolina A & T State University | | | |
| 28 | School of Technology | | Classroom/Laboratory | Building |
| 29 | 7,961,900 | | | |
| 30 | Renovation of | Bluford | Library | Building |
| 31 | 5,251,400 | | | |
| 32 | | | | |
| 33 | North Carolina Central University | | | |
| 34 | Conversion of Women's Gymnasium in Support of | | | |
| 35 | Academic | | | Programs |
| 36 | 1,970,900 | | | |
| 37 | Chidley | Hall | | Complex |
| 38 | 9,018,300 | | | |
| 39 | Biology | and | Biomedical | Center |
| 40 | 4,200,000 | | | |
| 41 | | | | |
| 42 | North Carolina School of the Arts | | | |
| 43 | School | of | | Filmmaking |
| 44 | 6,999,200 | | | |

| | | | | | | |
|----|---|----------------|----------------|------------|----------|----------------|
| 1 | | | | | | |
| 2 | North Carolina State University at Raleigh | | | | | |
| 3 | Engineering | Graduate | | Research | | Center |
| 4 | 34,918,200 | | | | | |
| 5 | Agricultural | | Communications | | | Building |
| 6 | 4,484,900 | | | | | |
| 7 | Agricultural | Programs | - | Laboratory | Animal | Facilities |
| 8 | 4,484,100 | | | | | |
| 9 | | | | | | |
| 10 | Pembroke State University | | | | | |
| 11 | New | Administrative | | Office | | Building |
| 12 | 5,723,300 | | | | | |
| 13 | Repairs | and | Renovations | to | Business | Administration |
| 14 | 422,700 | | | | | Building |
| 15 | | | | | | |
| 16 | The University of North Carolina at Asheville | | | | | |
| 17 | Conference | | | | | Center |
| 18 | 3,974,400 | | | | | |
| 19 | Physical | Education | Building | (Health | | Promotion) |
| 20 | 5,475,600 | | | | | |
| 21 | The | North | | Carolina | | Arboretum |
| 22 | 2,500,000 | | | | | |
| 23 | | | | | | |
| 24 | The University of North Carolina at Chapel Hill | | | | | |
| 25 | New | Building, | School | of | Business | Administration |
| 26 | 13,490,900 | | | | | |
| 27 | Addition | to | Lineberger | Cancer | Research | Center |
| 28 | 8,119,900 | | | | | |
| 29 | Carolina Living and Learning Center for Autistic Adults, Phase II 1,190,400 | | | | | |
| 30 | Addition | to | the | School | of | Dentistry |
| 31 | 8,887,100 | | | | | |
| 32 | Area | Health | Education | Centers | - | Construction |
| 33 | 3,370,800 | | | | | Grants |
| 34 | | | | | | |
| 35 | The University of North Carolina at Charlotte | | | | | |
| 36 | Classroom | and | Academic | | Support | Facility |
| 37 | 22,610,400 | | | | | |
| 38 | | | | | | |
| 39 | The University of North Carolina at Greensboro | | | | | |
| 40 | New | | Music | | | Building |
| 41 | 23,357,000 | | | | | |
| 42 | | | | | | |
| 43 | The University of North Carolina at Wilmington | | | | | |

| | | |
|----|---|----|
| 1 | Physical Sciences Building and Renovation of DeLoach Hall | |
| 2 | 18,522,900 | |
| 3 | Construct West Wing of Bear Hall and | |
| 4 | Renovate West End of Bear Hall | |
| 5 | 992,050 | |
| 6 | | |
| 7 | Western Carolina University | |
| 8 | Completion of Belk Building and Asbestos Removal | |
| 9 | 3,480,200 | |
| 10 | Renovate Moore Hall, Phase II | |
| 11 | 2,193,900 | |
| 12 | Renovate Camp Lab School | |
| 13 | 1,996,500 | |
| 14 | Renovate Reid Gym | |
| 15 | 2,529,400 | |
| 16 | | |
| 17 | Winston-Salem State University | |
| 18 | Student Services/Cafeteria/Student Union Complex | |
| 19 | 6,073,350 | |
| 20 | Renovations to O'Kelly Library | |
| 21 | 1,119,500 | |
| 22 | | |
| 23 | North Carolina School of Science and Mathematics | |
| 24 | Educational Technologies Center and Auditorium | |
| 25 | 8,073,700 | |
| 26 | | |
| 27 | Board of Governors | |
| 28 | Other Critical Needs | |
| 29 | 12,000,000 | |
| 30 | | |
| 31 | UNC Center for Public Television | |
| 32 | Improvements to Facilities | |
| 33 | <u>6,000,000</u> | |
| 34 | | |
| 35 | Total | |
| 36 | | \$ |
| 37 | 315,000,000 | |

38 Projected allocations set forth above may be adjusted to reflect the
 39 availability of other funds.

40 The Director of the Budget is empowered, when the Director of the Budget
 41 determines it is in the best interest of the State and The University of North Carolina to
 42 do so, and if the cost of a particular project is less than the projected allocation, to use
 43 the excess funds to increase the size of that project or increase the size of any other
 44 project itemized in this section, or to increase the amount allocated to a particular

1 institution or the Board of Governors within the aggregate amount of funds available
 2 under this section. The Director of the Budget may consult with the Advisory Budget
 3 Commission and the Joint Legislative Commission on Governmental Operations before
 4 making these changes. The Director of the Budget, in consultation with the Board of
 5 Governors of The University of North Carolina, shall allocate the funds designated
 6 above for other critical needs for specific projects, either projects set out above or other
 7 projects, within the general purposes authorized for University Improvement Bonds and
 8 notes by this act, and within the aggregate amount of funds available under this section.
 9 In addition, the particular capital improvements and the amount of the projected
 10 allocation therefor set forth above may be changed from time to time as the General
 11 Assembly may decide. The provisions of G.S. 116-11(9) with respect to appropriations
 12 to the Board of Governors of The University of North Carolina shall not apply to
 13 proceeds of University Improvement Bonds and notes issued pursuant to the provisions
 14 of this act.

15 Allocations to the costs of a capital improvement or undertaking in each case
 16 may include allocations to pay the costs set forth in Section 3(4)c., d., e., f., and g. of
 17 this act in connection with the issuance of bonds for that capital improvement or
 18 undertaking.

19 (b) Community College Bonds. The proceeds of Community College Bonds and
 20 notes, including premium thereon, if any, except the proceeds of bonds the issuance of
 21 which has been anticipated by bond anticipation notes or the proceeds of refunding
 22 bonds or notes, shall be placed by the State Treasurer in a special fund to be designated
 23 "Community College Bonds Fund" and shall be disbursed as provided in this act.
 24 Moneys in the Community College Bonds Fund shall be used for making grants to
 25 community colleges, as set forth in this act, the proceeds of the grants to be allocated
 26 and expended for paying the cost of community college capital improvements, to the
 27 extent and as provided in this act and subject to change as provided in this act, as
 28 follows:

| | | | PROJECTED |
|----|-------------|---------------------|-----------------|
| | COLLEGE | CAPITAL IMPROVEMENT | ALLOCATION |
| 30 | Alamance CC | Phase 11B-Science | Labs/Classrooms |
| 31 | | \$3,059,855 | |
| 32 | | Phase 111-LRC | Expansion |
| 33 | | 2,000,000 | |
| 34 | Anson CC | Advanced Technology | Center |
| 35 | | 2,998,465 | |
| 36 | | LRC/Student | Center |
| 37 | | 2,500,000 | |
| 38 | Union Cty. | Advanced Technology | Center |
| 39 | 2,500,000 | | |
| 40 | Asheville- | | |
| 41 | | | |
| 42 | | | |
| 43 | | | |

| | | | | | |
|----|--------------------|--------------------------|----------|------------------|-------------|
| 1 | Buncombe TCC | Classroom/Lab/Office | | | Building |
| 2 | 5,000,000 | | | | |
| 3 | | LRC | | | Expansion |
| 4 | | 3,350,000 | | | |
| 5 | | | | | |
| 6 | Beaufort County CC | Student | Services | | Center |
| 7 | | 2,900,000 | | | |
| 8 | | Science/Fine | Arts | Classroom | Bldg. |
| 9 | | 2,500,000 | | | |
| 10 | | | | | |
| 11 | Bladen CC | Allied | Health | Care | Center |
| 12 | | 1,015,472 | | | |
| 13 | | Child | | Care | Center |
| 14 | | 447,045 | | | |
| 15 | | | | | |
| 16 | Blue Ridge CC | Allied | Health | | Building |
| 17 | | 5,000,000 | | | |
| 18 | | Center | for | Lifelong | Learning |
| 19 | | 2,932,658 | | | |
| 20 | Transylvania | | | | Cty. |
| 21 | Classroom/Office | | | | Bldg. |
| 22 | 502,225 | | | | |
| 23 | | | | | |
| 24 | Brunswick CC | Allied | | Health/Classroom | |
| 25 | | 4,000,000 | | | |
| 26 | | Vocational | Building | | Renovations |
| 27 | | 450,000 | | | |
| 28 | | | | | |
| 29 | Caldwell CC & TI | Classroom/Lab | | | Building |
| 30 | | 6,100,000 | | | |
| 31 | | Addition & Renov. Class/ | | | |
| 32 | | Library | | | Bldg. |
| 33 | | 3,190,290 | | | |
| 34 | Watauga Cty. | Classroom/Lab | | | Bldg. |
| 35 | 2,261,539 | | | | |
| 36 | | | | | |
| 37 | Cape Fear CC | Health | Sciences | | Building |
| 38 | | 7,340,485 | | | |
| 39 | | LRC/Classroom | | | Building |
| 40 | | 2,500,000 | | | |
| 41 | Pender Cty. | Classroom | | | Building |
| 42 | 690,212 | | | | |
| 43 | | | | | |

| | | | | |
|----|-------------------|--------------------------|-----------------|-----------|
| 1 | Carteret CC | Classroom/Student | | Center |
| 2 | | 2,437,904 | | |
| 3 | | Classroom | | Building |
| 4 | | 1,580,188 | | |
| 5 | | | | |
| 6 | Catawba Valley CC | Classroom/Lab | | Building |
| 7 | | 4,218,275 | | |
| 8 | | Physical | Ed/Classroom | Building |
| 9 | | 4,241,014 | | |
| 10 | | | | |
| 11 | Central | | Carolina | CC |
| 12 | | | | |
| 13 | Classroom | | | Building |
| 14 | | | | 2 |
| 15 | ,000,000 | | | |
| 16 | | Renovation | of Main Bldg. & | Library |
| 17 | | 1,120,000 | | |
| 18 | Chatham Cty. | Classroom | | Building |
| 19 | 2,000,000 | | | |
| 20 | Harnett Cty. | Classroom | | Building |
| 21 | 1,000,000 | | | |
| 22 | | | | |
| 23 | Central | | Piedmont | CC |
| 24 | | | | |
| 25 | Science | | Labs | Expansion |
| 26 | | | | 3 |
| 27 | ,950,000 | | | |
| 28 | | Regional Law Enforcement | | |
| 29 | | Trng. | | Ctr. |
| 30 | | 3,620,000 | | |
| 31 | | | | |
| 32 | Cleveland CC | Advanced | Technology | Building |
| 33 | | 2,213,022 | | |
| 34 | | Allied | Health | Building |
| 35 | | 706,368 | | |
| 36 | | | | |
| 37 | Coastal | | Carolina | CC |
| 38 | | | | |
| 39 | Public | Service | Technology | Bldg. |
| 40 | | | | 3 |
| 41 | ,000,000 | | | |
| 42 | | Classroom | | Building |
| 43 | | 2,500,000 | | |
| 44 | | | | |

| | | | | | |
|----|--------------------|----------------------------------|----------------|--------------------|-------------|
| 1 | College of the | | | | |
| 2 | Albemarle | Classroom/Administration Bldg. | 3,215,924 | | |
| 3 | Dare Cty. | Class/Lab/Student Services Bldg. | 1,500,000 | | |
| 4 | | | | | |
| 5 | Craven CC | Academic | Studies/Basic | Skills | Bldg. |
| 6 | | 2,790,276 | | | |
| 7 | | Classroom/Lab-Havelock | | | |
| 8 | | 1,280,000 | | | |
| 9 | | | | | |
| 10 | Davidson County CC | Advanced | Technology | | Building |
| 11 | | 3,875,000 | | | |
| 12 | | Campus | Development | | Project |
| 13 | | 1,175,000 | | | |
| 14 | Davie Cty. | Class/Lab/Instructional | | Support | Bldg. |
| 15 | | 1,980,000 | | | |
| 16 | | | | | |
| 17 | Durham TCC | Classroom/Office | | | Building |
| 18 | | 5,800,000 | | | |
| 19 | | Classroom/Lab | | | Building |
| 20 | | 1,435,000 | | | |
| 21 | | | | | |
| 22 | Edgecombe CC | Class/Lab | Addition-Rocky | | Mount |
| 23 | | 1,200,000 | | | |
| 24 | | Shop | Building | Renovation-Tarboro | |
| 25 | | 264,762 | | | |
| 26 | | | | | |
| 27 | Fayetteville TCC | Health | & | Science | Facility |
| 28 | | 7,200,000 | | | |
| 29 | | Renov. | Two | Classroom | Bldgs. |
| 30 | | 597,411 | | | |
| 31 | | | | | |
| 32 | Forsyth TCC | Class/Lab/Admin. | - | East | Campus |
| 33 | | 7,900,000 | | | |
| 34 | | Campus | | | Renovations |
| 35 | | 3,100,000 | | | |
| 36 | | | | | |
| 37 | Gaston College | Work | Force | Preparedness | Center |
| 38 | | 5,860,000 | | | |
| 39 | | Student/Community | | | Center |
| 40 | | 2,385,257 | | | |
| 41 | | | | | |
| 42 | Guilford TCC | Applied | Technology | | Building |
| 43 | | 7,740,000 | | | |

| | | | | | |
|----|------------------------------------|-----------------------|---------------|--------------|-------------|
| 1 | | Classroom | | | Building |
| 2 | | 7,260,000 | | | |
| 3 | | | | | |
| 4 | Halifax CC | Literacy | Ed/Science | | Building |
| 5 | | 2,008,592 | | | |
| 6 | | Renovations | Existing | Bldg/Parking | Areas |
| 7 | | 490,000 | | | |
| 8 | | | | | |
| 9 | Haywood CC | High | Tech | | Center |
| 10 | | 450,000 | | | |
| 11 | | Classroom | | | Building |
| 12 | | 1,100,000 | | | |
| 13 | | | | | |
| 14 | Isothermal CC | Cultural | Arts | | Center |
| 15 | | 5,444,444 | | | |
| 16 | | Campus | | | Renovations |
| 17 | | 125,000 | | | |
| 18 | Polk Cty. Classrooms/Labs Addition | 358,686 | | | |
| 19 | | | | | |
| 20 | James Sprunt CC | Library/Cont. | Ed/Business | & | Industry |
| 21 | | 2,600,000 | | | |
| 22 | | Multi-Purpose | | | Center |
| 23 | | 2,408,406 | | | |
| 24 | | | | | |
| 25 | Johnston CC | Allied | Health | | Building |
| 26 | | 3,000,000 | | | |
| 27 | | Cafeteria/Student | | | Lounge |
| 28 | | 1,343,985 | | | |
| 29 | | | | | |
| 30 | Lenoir CC | Renovations/Additions | | | |
| 31 | | 2,652,697 | | | |
| 32 | | Classroom/Auditorium | | | Bldg. |
| 33 | | 2,000,000 | | | |
| 34 | Greene Cty. | New | Instructional | | Facility |
| 35 | 1,500,000 | | | | |
| 36 | Jones Cty. | New | Vocational | | Annex |
| 37 | 100,000 | | | | |
| 38 | | | | | |
| 39 | Martin CC | Equine | | | Arena |
| 40 | | 577,553 | | | |
| 41 | | Heating | & | Cooling | Renovations |
| 42 | | 350,000 | | | |
| 43 | Bertie Cty. | Class/Lab/Office | | | Building |
| 44 | 250,000 | | | | |

| | | | | | |
|----|---------------|-------------------|----------------------------------|----------|----------------|
| 1 | | | | | |
| 2 | Mayland CC | Shop/Student | Lecture | | Hall |
| 3 | | 4,037,566 | | | |
| 4 | | Classroom | | | Building |
| 5 | | 255,000 | | | |
| 6 | | | | | |
| 7 | McDowell TCC | Renov. | Bookstore/Amphitheater/Mezzanine | | |
| 8 | | 283,800 | | | |
| 9 | | Classroom | | | Building |
| 10 | | 1,900,000 | | | |
| 11 | | | | | |
| 12 | Mitchell CC | Renovate | Main | | Building |
| 13 | | 2,200,000 | | | |
| 14 | | Mooresville | Center | | Addition |
| 15 | | 1,000,000 | | | |
| 16 | | | | | |
| 17 | Montgomery CC | LRC | | | Building |
| 18 | | 2,592,709 | | | |
| 19 | | | | | |
| 20 | Nash CC | LRC/Student | | | Center |
| 21 | | 4,409,179 | | | |
| 22 | | Center | for | Business | & Industry |
| 23 | | 2,092,223 | | | |
| 24 | | | | | |
| 25 | Pamlico CC | Multi-Purpose | Class/Office | | Bldg. |
| 26 | | 1,177,503 | | | |
| 27 | | | | | |
| 28 | Piedmont CC | Classroom/Faculty | Office | | Bldg. |
| 29 | | 459,815 | | | |
| 30 | Caswell Cty. | Adult | Learning | | Center |
| 31 | 1,300,000 | | | | |
| 32 | | | | | |
| 33 | Pitt CC | Student | Services | | Building |
| 34 | | 4,500,000 | | | |
| 35 | | Multi-Purpose | Training | | Facility |
| 36 | | 4,500,000 | | | |
| 37 | | | | | |
| 38 | Randolph CC | Photography | | | Studio |
| 39 | | 1,017,500 | | | |
| 40 | | Allied | Hlth/Science | & | Tech Center |
| 41 | | 2,308,128 | | | |
| 42 | | | | | |
| 43 | Richmond CC | Fine | Arts | | Ctr/Auditorium |
| 44 | | 2,251,414 | | | |

| | | | | |
|----|--------------------|-------------------|------------------|-------------------|
| 1 | | Student | Center/Classroom | Building |
| 2 | | 1,500,000 | | |
| 3 | | | | |
| 4 | Roanoke-Chowan CC | Classroom/Student | Support | Center |
| 5 | | 2,549,087 | | |
| 6 | | LRC | Expansion & | Renovations |
| 7 | | 200,000 | | |
| 8 | | | | |
| 9 | Robeson CC | Emergency | Training | Grounds |
| 10 | | 855,387 | | |
| 11 | | Teaching | Theaters/Allied | Hlth Classroom |
| 12 | | 1,430,228 | | |
| 13 | | | | |
| 14 | Rockingham CC | Multi-Purpose | | Building |
| 15 | | 2,700,000 | | |
| 16 | | Fire | Service Training | Center |
| 17 | | 595,250 | | |
| 18 | | | | |
| 19 | Rowan-Cabarrus CC | Engineering | | Building |
| 20 | | 4,200,000 | | |
| 21 | | Business | | Building |
| 22 | | 1,790,378 | | |
| 23 | Cabarrus Cty. | Classroom | | Building |
| 24 | 1,573,312 | | | |
| 25 | | | | |
| 26 | Sampson CC | Multi-Purpose | | Building |
| 27 | | 2,500,000 | | |
| 28 | | Academic | | Building |
| 29 | | 1,276,000 | | |
| 30 | | | | |
| 31 | Sandhills CC | Cont. | Ed. | Center/Classrooms |
| 32 | | 4,800,000 | | |
| 33 | | Physical | Education | Facility |
| 34 | | 2,011,280 | | |
| 35 | Hoke Cty. Renovate | Classrooms | 300,000 | |
| 36 | | | | |
| 37 | Southeastern CC | Nursing/Allied | Health | Building |
| 38 | | 1,309,400 | | |
| 39 | | Addition | & Renovation | of "G" Bldg. |
| 40 | | 896,070 | | |
| 41 | | | | |
| 42 | Southwestern CC | Classroom | Renov./Expanded | Parking |
| 43 | | 700,000 | | |

| | | | | | | |
|----|--------------------|--------------------------|------------|--------------------|-----------|-------------|
| 1 | | General | | Classroom | | Building |
| 2 | | 1,783,141 | | | | |
| 3 | Macon Cty. | Region | Law | Enf. | Defensive | Dr. Course |
| 4 | 300,000 | | | | | |
| 5 | Swain Cty. | Class/Lab/Office | | | | Bldg. |
| 6 | 725,000 | | | | | |
| 7 | | | | | | |
| 8 | Stanly CC | Learning | | Resource | | Center |
| 9 | | 2,341,210 | | | | |
| 10 | | Classroom | | | | Building |
| 11 | | 600,000 | | | | |
| 12 | | | | | | |
| 13 | Surry CC | Health/Day | | Care/Library | | Building |
| 14 | | 4,054,417 | | | | |
| 15 | | Office/Cafeteria/Student | | | Ctr. | Bldg. |
| 16 | | 1,000,000 | | | | |
| 17 | | | | | | |
| 18 | Tri-County CC | Student | Services | Ctr. | Classroom | Bldg. |
| 19 | | 1,123,010 | | | | |
| 20 | | Childcare | | Center/Classroom | | Bldg. |
| 21 | | 480,000 | | | | |
| 22 | Graham Cty. | Class/Lab/Study | | | | Bldg. |
| 23 | 480,000 | | | | | |
| 24 | | | | | | |
| 25 | Vance-Granville CC | Allied | Health/Day | Care/Classroom | | Bldg. |
| 26 | | 2,127,400 | | | | |
| 27 | Franklin Cty. | Class/Lab/Office | | | | Building |
| 28 | 1,500,000 | | | | | |
| 29 | Granville Cty. | Additional | | | | Classrooms |
| 30 | 377,500 | | | | | |
| 31 | Warren Cty. | Campus | | | | Renovations |
| 32 | 212,500 | | | | | |
| 33 | | | | | | |
| 34 | Wake TCC | Student | | Education | | Bldg. |
| 35 | | 11,000,000 | | | | |
| 36 | | Site | | | | Acquisition |
| 37 | | 3,000,000 | | | | |
| 38 | | | | | | |
| 39 | Wayne CC | Classroom/Laboratory | | | | Building |
| 40 | | 3,900,000 | | | | |
| 41 | | Student | & | Telecommunications | | Bldg. |
| 42 | | 5,873,230 | | | | |
| 43 | | | | | | |
| 44 | Western | | | | | |

| | | | | | |
|----|------------------------------|-----------------------|----------|--------|-------------|
| 1 | Piedmont CC | Class/Office | Bldg. | (Bus. | Tech.) |
| 2 | 3,420,168 | | | | |
| 3 | | Class/Office | Bldg. | (Cont. | Ed.) |
| 4 | | 1,662,000 | | | |
| 5 | | | | | |
| 6 | Wilkes CC | LRC-Student | | | Development |
| 7 | | 4,700,000 | | | |
| 8 | | Beacon | Building | | Purchase |
| 9 | | 551,185 | | | |
| 10 | Ashe Cty. Classroom Building | 200,000 | | | |
| 11 | | | | | |
| 12 | Wilson TCC | Multi-Purpose | | | Building |
| 13 | | 1,000,000 | | | |
| 14 | | Building I Renovation | | | |
| 15 | <u>175,000</u> | | | | |
| 16 | | TOTAL | | | |
| 17 | | \$311,200,000 | | | |
| 18 | | | | | |

19 Projected allocations set forth above may be adjusted to reflect the
20 availability of other funds.

21 The Director of the Budget is empowered, when the Director of the Budget
22 determines it is in the best interest of the State and the North Carolina Community
23 College System to do so, and if the cost of a particular project is less than the projected
24 allocation, to use the excess funds to increase the size of that project or increase the size
25 of any other project itemized in this section, or to increase the amount allocated to a
26 particular community college within the aggregate amount of funds available under this
27 section. The Director of the Budget may consult with the Advisory Budget Commission
28 and the Joint Legislative Commission on Governmental Operations before making these
29 changes. In addition, the particular capital improvements and the amount of the
30 projected allocation therefor set forth above may be changed from time to time as the
31 General Assembly may decide. The matching requirements of G.S. 115D-31(a)(1)
32 apply to the proceeds of Community College Bonds and notes used to make grants to
33 community colleges.

34 Allocations to the costs of a capital improvement or undertaking in each case
35 may include allocations to pay the costs set forth in Section 3(4)c., d., e., f., and g. of
36 this act in connection with the issuance of bonds for that capital improvement or
37 undertaking.

38 (c) Clean Water Bonds. The proceeds of Clean Water Bonds and notes,
39 including premium thereon, if any, except the proceeds of bonds the issuance of which
40 has been anticipated by bond anticipation notes or the proceeds of refunding bonds or
41 notes, shall be placed by the State Treasurer in a special fund to be designated "Clean
42 Water Bonds Fund" and shall be disbursed as provided in this act. Moneys in the Clean
43 Water Bonds Fund shall be allocated and expended as provided in this act.

1 Sec. 7. Election. The questions of the issuance of the bonds authorized by
2 this act shall be submitted to the qualified voters of the State at an election to be held on
3 the first Tuesday after the first Monday of November 1993. Any other primary,
4 election, or referendum validly called or scheduled by law at the time the election on the
5 bond questions provided for in this section is held may be held as called or scheduled.
6 Notice of the election on the bond questions shall be given by publication twice in a
7 newspaper or newspapers having general circulation in each county in the State, and the
8 election and the registration of voters therefor shall be held under and in accordance
9 with the general laws of the State. Absentee ballots shall be authorized in the election.

10 The State Board of Elections shall reimburse the counties of the State for all
11 necessary expenses incurred in holding the election which are in addition to those which
12 would have otherwise been incurred, the same to be paid out of the Contingency and
13 Emergency Fund or other funds available to the State Board of Elections.

14 Voting machines, ballots, or both may be used in accordance with rules
15 prescribed by the State Board of Elections. The bond questions to be used in the voting
16 machines and ballots shall be in substantially the following forms:

17 "[] FOR the issuance of three hundred fifteen million dollars
18 (\$315,000,000) State of North Carolina University Improvement
19 Bonds constituting general obligation bonds of the State secured by a
20 pledge of the faith and credit and taxing power of the State for the
21 purpose of providing funds, together with any other available funds, to
22 pay the cost of providing capital improvements for the constituent or
23 affiliated institutions and the Center for Public Television of the
24 University of North Carolina.

25 [] AGAINST the issuance of three hundred fifteen million dollars
26 (\$315,000,000) State of North Carolina University Improvement
27 Bonds constituting general obligation bonds of the State secured by a
28 pledge of the faith and credit and taxing power of the State for the
29 purpose of providing funds, together with any other available funds, to
30 pay the cost of providing capital improvements for the constituent or
31 affiliated institutions and the Center for Public Television of the
32 University of North Carolina.

33 [] FOR the issuance of three hundred eleven million two hundred
34 thousand dollars (\$311,200,000) State of North Carolina Community
35 College Bonds constituting general obligation bonds of the State
36 secured by a pledge of the faith and credit and taxing power of the
37 State for the purpose of providing funds, together with other available
38 funds, to make grants to community colleges to pay all or a portion of
39 the cost of providing capital improvements.

40 [] AGAINST the issuance of three hundred eleven million two hundred
41 thousand dollars (\$311,200,000) State of North Carolina Community
42 College Bonds constituting general obligation bonds of the State
43 secured by a pledge of the faith and credit and taxing power of the
44 State for the purpose of providing funds, together with other available

1 funds, to make grants to community colleges to pay all or a portion of
2 the cost of providing capital improvements.

3 [] FOR the issuance of one hundred twenty million dollars
4 (\$120,000,000) State of North Carolina Clean Water Bonds
5 constituting general obligation bonds of the State secured by a pledge
6 of the faith and credit and taxing power of the State for the purpose of
7 providing funds, with any other available funds, to make loans,
8 revolving loans, and grants to local government units to pay all or a
9 portion of the cost of clean water projects.

10 [] AGAINST the issuance of one hundred twenty million dollars
11 (\$120,000,000) State of North Carolina Clean Water Bonds
12 constituting general obligation bonds of the State secured by a pledge
13 of the faith and credit and taxing power of the State for the purpose of
14 providing funds, with any other available funds, to make loans,
15 revolving loans, and grants to local government units to pay all or a
16 portion of the cost of clean water projects."

17 If a majority of those voting on a bond question in the election vote in favor
18 of the issuance of the bonds described in the question, those bonds may be issued as
19 provided in this act. If a majority of those voting on a bond question in the election vote
20 against the issuance of the bonds described in the question, those bonds shall not be
21 issued.

22 The results of the election shall be canvassed and declared as provided by law
23 for elections for State officers; the results of the election shall be certified by the State
24 Board of Elections to the Secretary of State, in the manner and at the time provided by
25 the general election laws of the State.

26 Sec. 8. Issuance of bonds and notes. (a) Terms and conditions. Bonds or notes
27 may bear such date or dates, may be serial or term bonds or notes, or any combination
28 thereof, may mature in such amounts and at such time or times, not exceeding 40 years
29 from their date or dates, may be payable at such place or places, either within or without
30 the United States of America, in such coin or currency of the United States of America
31 as at the time of payment is legal tender for payment of public and private debts, may
32 bear interest at such rate or rates, which may vary from time to time, and may be made
33 redeemable before maturity, at the option of the State or otherwise as may be provided
34 by the State, at such price or prices, including a price less than the face amount of the
35 bonds or notes, and under such terms and conditions, all as may be determined by the
36 State Treasurer, by and with the consent of the Council of State.

37 (b) Signatures; form and denomination; registration. Bonds or notes may be
38 issued as certificated or uncertificated obligations. If issued as certificated obligations,
39 bonds or notes shall be signed on behalf of the State by the Governor or shall bear his
40 facsimile signature, shall be signed by the State Treasurer or shall bear his facsimile
41 signature, and shall bear the Great Seal of the State or a facsimile thereof shall be
42 impressed or imprinted thereon. If bonds or notes bear the facsimile signatures of the
43 Governor and the State Treasurer, the bonds or notes shall also bear a manual signature
44 which may be that of a bond registrar, trustee, paying agent, or designated assistant of

1 the State Treasurer. Should any officer whose signature or facsimile signature appears
2 on bonds or notes cease to be such officer before the delivery of the bonds or notes, the
3 signature or facsimile signature shall nevertheless have the same validity for all
4 purposes as if the officer had remained in office until delivery and bonds or notes may
5 bear the facsimile signatures of persons who at the actual time of the execution of the
6 bonds or notes shall be the proper officers to sign any bond or note although at the date
7 of the bond or note such persons may not have been such officers. The form and
8 denomination of bonds or notes, including the provisions with respect to registration of
9 the bonds or notes and any system for their registration, shall be as the State Treasurer
10 may determine in conformity with this act; provided, however, that nothing in this act
11 shall prohibit the State Treasurer from proceeding, with respect to the issuance and form
12 of the bonds or notes, under the provisions of Chapter 159E of the General Statutes, the
13 Registered Public Obligations Act, as well as under this act.

14 (c) Manner of sale; expenses. Subject to determination by the Council of State as
15 to the manner in which bonds or notes shall be offered for sale, whether at public or
16 private sale, whether within or without the United States of America and whether by
17 publishing notices in certain newspapers and financial journals, mailing notices, inviting
18 bids by correspondence, negotiating contracts of purchase or otherwise, the State
19 Treasurer is authorized to sell bonds or notes at one time or from time to time at such
20 rate or rates of interest, which may vary from time to time, and at such price or prices,
21 including a price less than the face amount of the bonds or the notes, as the State
22 Treasurer may determine. All expenses incurred in preparation, sale, and issuance of
23 bonds or notes shall be paid by the State Treasurer from the proceeds of bonds or notes
24 or other available moneys.

25 (d) Notes; repayment.

26 (1) By and with the consent of the Council of State, the State Treasurer is
27 hereby authorized to borrow money and to execute and issue notes of
28 the State for the same, but only in the following circumstances and
29 under the following conditions:

- 30 a. For anticipating the sale of bonds to the issuance of which the
31 Council of State shall have given consent, if the State Treasurer
32 shall deem it advisable to postpone the issuance of the bonds;
- 33 b. For the payment of interest on or any installment of principal of
34 any bonds then outstanding, if there shall not be sufficient funds
35 in the State treasury with which to pay the interest or
36 installment of principal as they respectively become due;
- 37 c. For the renewal of any loan evidenced by notes herein
38 authorized;
- 39 d. For the purposes authorized in this act; and
- 40 e. For refunding bonds or notes as herein authorized.

41 (2) Funds derived from the sale of bonds or notes may be used in the
42 payment of any bond anticipation notes issued under this act. Funds
43 provided by the General Assembly for the payment of interest on or
44 principal of bonds shall be used in paying the interest on or principal

1 of any notes and any renewals thereof, the proceeds of which shall
2 have been used in paying interest on or principal of the bonds.

3 (e) Refunding bonds and notes. By and with the consent of the Council of
4 State, the State Treasurer is authorized to issue and sell refunding bonds and notes
5 pursuant to the provisions of the State Refunding Bond Act for the purpose of refunding
6 bonds or notes issued pursuant to this act. The refunding bonds and notes may be
7 combined with any other issues of State bonds and notes similarly secured.

8 (f) Tax exemption. Bonds and notes shall be exempt from all State, county,
9 and municipal taxation or assessment, direct or indirect, general or special, whether
10 imposed for the purpose of general revenue or otherwise, excluding inheritance and gift
11 taxes, income taxes on the gain from the transfer of bonds and notes, and franchise
12 taxes. The interest on bonds and notes shall not be subject to taxation as to income.

13 (g) Investment eligibility. Bonds and notes are hereby made securities in
14 which all public officers, agencies, and public bodies of the State and its political
15 subdivisions, all insurance companies, trust companies, investment companies, banks,
16 savings banks, savings and loan associations, credit unions, pension or retirement funds,
17 other financial institutions engaged in business in the State, executors, administrators,
18 trustees, and other fiduciaries may properly and legally invest funds, including capital in
19 their control or belonging to them. Bonds and notes are hereby made securities which
20 may properly and legally be deposited with and received by any officer or agency of the
21 State or political subdivision of the State for any purpose for which the deposit of
22 bonds, notes, or obligations of the State or any political subdivision is now or may
23 hereafter be authorized by law.

24 (h) Faith and credit. The faith and credit and taxing power of the State are
25 hereby pledged for the payment of the principal of and the interest on bonds and notes.
26 In addition to the State's right to amend any provision of this act to the extent it does not
27 impair any contractual right of a bond owner, the State expressly reserves the right to
28 amend any provision of this act with respect to the making and repayment of loans, the
29 disposition of any repayments of loans, and any intercept provisions relating to the
30 failure of a local government unit to repay a loan, the bonds not being secured in any
31 respect by loans, any repayments thereof or any intercept provisions with respect
32 thereto.

33 Sec. 9. Variable interest rates. In fixing the details of bonds and notes, the
34 State Treasurer may provide that any of the bonds or notes may:

- 35 (1) Be made payable from time to time on demand or tender for purchase
36 by the owner thereof provided a credit facility supports the bonds or
37 notes, unless the State Treasurer specifically determines that a credit
38 facility is not required upon a finding and determination by the State
39 Treasurer that the absence of a credit facility will not materially or
40 adversely affect the financial position of the State and the marketing of
41 the bonds or notes at a reasonable interest cost to the State;
- 42 (2) Be additionally supported by a credit facility;
- 43 (3) Be made subject to redemption or a mandatory tender for purchase
44 prior to maturity;

- 1 (4) Bear interest at a rate or rates that may vary for such period or periods
2 of time, all as may be provided in the proceedings providing for the
3 issuance of the bonds or notes, including, without limitation, such
4 variations as may be permitted pursuant to a par formula; and
- 5 (5) Be made the subject of a remarketing agreement whereby an attempt is
6 made to remarket bonds or notes to new purchasers prior to their
7 presentment for payment to the provider of the credit facility or to the
8 State.

9 If the aggregate principal amount repayable by the State under a credit facility
10 is in excess of the aggregate principal amount of bonds or notes secured by the credit
11 facility, whether as a result of the inclusion in the credit facility of a provision for the
12 payment of interest for a limited period of time or the payment of a redemption
13 premium or for any other reason, then the amount of authorized but unissued bonds or
14 notes during the term of such credit facility shall not be less than the amount of such
15 excess, unless the payment of such excess is otherwise provided for by agreement of the
16 State executed by the State Treasurer.

17 Sec. 10. Special provisions governing clean water loans. (a) Scope. The
18 provisions of this section shall apply to loans being made from the proceeds of bonds
19 authorized by this act for clean water projects, other than from funds deposited in the
20 Clean Water Revolving Loan and Grant Fund.

21 (b) Clean Water Bonds Loan Fund. There is established in the Department of
22 State Treasurer a fund to be known as the Clean Water Bonds Loan Fund, which may
23 include any special or segregated accounts the State Treasurer considers appropriate.
24 There shall be deposited in the Clean Water Bonds Loan Fund proceeds of the Clean
25 Water Bonds and notes to be used to make loans, other than loans to be made through
26 the Clean Water Revolving Loan and Grant Fund, to local government units for clean
27 water projects as provided in this act. Funds in the various accounts may be invested
28 from time to time by the State Treasurer in the same manner permitted for investments
29 of funds belonging to the State or held in the State treasury. Any investment earnings
30 shall be credited to the particular account from which the investment was made.

31 All moneys accruing to the credit of the Clean Water Bonds Loan Fund, other
32 than funds set aside for administrative expenses, including expenses related to
33 determining compliance with applicable requirements of the federal tax law and costs of
34 issuance, shall be used to make loans for the purposes provided in this act. The State
35 Treasurer shall be responsible for making and administering all loans pursuant to the
36 provisions of this section.

37 (c) Application for Loans; Hearings.

38 (1) Eligibility/Initial Hearing.

- 39 a. Prior to filing an application for a loan, a local government unit
40 shall hold a public hearing. A notice of the public hearing shall
41 be published once at least 10 days before the date fixed for the
42 hearing.
- 43 b. All applications for loans shall be filed with the Department of
44 Environment, Health, and Natural Resources. The form of the

1 application shall be prescribed by the Department and shall
2 require any information necessary to determine the eligibility
3 for a loan under the provisions of this section. All applications
4 approved by the Department of Environment, Health, and
5 Natural Resources shall be filed with the Local Government
6 Commission. Each applicant shall furnish to the Department of
7 Environment, Health, and Natural Resources and the Local
8 Government Commission information in addition or
9 supplemental to the information contained in its application,
10 upon request.

11 c. A local government unit shall not be eligible for a loan unless it
12 demonstrates to the satisfaction of the Department of
13 Environment, Health, and Natural Resources and the Local
14 Government Commission that:

- 15 1. The applicant is a local government unit;
- 16 2. The applicant has the financial capacity to pay the
17 principal of and interest on its proposed loan as
18 evidenced by the approval of the Local Government
19 Commission;
- 20 3. The applicant has substantially complied or will
21 substantially comply with all applicable laws, rules,
22 regulations, and ordinances, whether federal, State, or
23 local; and
- 24 4. The applicant has agreed by official resolution to adopt
25 and place into effect a schedule of fees and charges or
26 the application of other sources of revenue that will
27 provide adequate funds for proper operation,
28 maintenance, and administration of the project and
29 repayment of all principal and interest on the loan.

30 (2) Assessment. The Department of Environment, Health, and Natural
31 Resources may require any applicant to file with its application an
32 assessment of the impact the project for which the funds are sought
33 will have upon meeting the facility needs of the area within which the
34 project is to be located.

35 (3) Hearing by the Department of Environment, Health, and Natural
36 Resources or the Local Government Commission. A public hearing
37 may be held by the Department of Environment, Health, and Natural
38 Resources or the Local Government Commission at any time on any
39 application. Public hearings may also be held by the Department of
40 Environment, Health, and Natural Resources in its discretion upon
41 written request from any citizen or taxpayer who is a resident of the
42 county or counties in which the project is to be located or a resident of
43 the local government unit that proposes to borrow moneys under this
44 act, if it appears that the public interest will be served by the hearing.

1 The written request shall set forth each objection to the proposed
2 project or other reason for requesting a hearing on the application and
3 shall contain the name and address of the persons submitting it. The
4 Department of Environment, Health, and Natural Resources may
5 consider all written objections to the proposed project and other
6 statements along with the application including any significant
7 considerations on facility needs and shall determine if the public
8 interest will be served by a hearing. The determination by the
9 Department of Environment, Health, and Natural Resources shall be
10 conclusive and all written requests for a hearing shall be retained as a
11 permanent part of the records pertaining to the application.

12 (4) Petition for Vote. A petition, demanding that the question of whether
13 to enter into a loan agreement with the State under this act be
14 submitted to voters, may be filed with the clerk of the local
15 government unit applying for the loan within 15 days after the initial
16 public hearing required by this section. The petition's sufficiency shall
17 be determined and a referendum, if any, shall be conducted, according
18 to the standards, procedures, and limitations set out in G.S. 159-60
19 through G.S. 159-62.

20 (d) Priorities.

21 (1) Determination. Determination of priorities to be assigned each eligible
22 project shall be made semiannually by the Department of
23 Environment, Health, and Natural Resources during each fiscal year.
24 Every eligible project shall be considered by the Department of
25 Environment, Health, and Natural Resources with every other project
26 eligible during this same priority period.

27 (2) Priority Factors. All applications for loans under this act shall be
28 assigned a priority by the Department of Environment, Health, and
29 Natural Resources. The Department of Environment, Health, and
30 Natural Resources shall establish by rule the priority factors criteria.

31 (3) Assignment of Priority. A written statement relative to each priority
32 assigned shall be prepared by the Department of Environment, Health,
33 and Natural Resources and shall be attached to the application. The
34 priority assigned shall be conclusive.

35 (4) Failure to Qualify. If an application does not qualify for a loan as of
36 the prior period in which the application was eligible for consideration
37 by reason of the priority assigned, the application shall be considered
38 during the next succeeding priority period upon request of the
39 applicant. If the application again fails to qualify for a loan during the
40 second priority period by reason of the priority assigned, the
41 application shall receive no further consideration. An applicant may
42 file a new application at any time and may amend any pending
43 application to include additional data or information.

1 (5) Withdrawal of Commitment. Failure of an applicant within one year
2 after the date of acceptance of the loan to arrange for necessary
3 financing of the proposed project or award of the contract of the
4 construction of the proposed project shall constitute sufficient cause
5 for withdrawal of the commitment. Prior to withdrawal of a
6 commitment, the Department of Environment, Health, and Natural
7 Resources shall give due consideration to any extenuating
8 circumstances presented by the applicant as reasons for failure to
9 arrange necessary financing or to award a contract, and the
10 commitment may be extended for an additional period of time if, in the
11 judgment of the Department of Environment, Health, and Natural
12 Resources, the extension is justified.

13 (e) Disbursement. No funds shall be disbursed until the Department of
14 Environment, Health, and Natural Resources gives a certificate of eligibility to the
15 effect that the applicant meets all eligibility criteria and that all procedural requirements
16 of this act have been met.

17 (f) Intercept. The governing body of a local government unit shall by
18 resolution authorize to be included in its loan agreement a provision authorizing the
19 State Treasurer, upon failure of the local government unit to make a scheduled
20 repayment of the loan, to withhold from the local government unit any State funds that
21 would otherwise be distributed to the local government unit in an amount sufficient to
22 pay all sums then due and payable to the State as a repayment of the loan. In such
23 event, notwithstanding any other provision of law, the State Treasurer is authorized to
24 withhold and apply such funds to the repayment of the loan, except that such funds shall
25 not be withheld if (i) before the execution of the loan agreement, such funds have been
26 legally pledged to secure special obligation bonds or other obligations of the local
27 government unit, or (ii) after the execution of the loan agreement, such funds are legally
28 pledged to secure special obligation bonds or other obligations of the local government
29 unit as authorized in this subsection. After the execution of a loan agreement, all or any
30 portion of the State funds specified in the loan agreement to be so withheld may be
31 pledged to secure special obligation bonds or other obligations of the local government
32 unit only with the prior written consent of the State Treasurer.

33 The State Treasurer shall notify the Secretary of Revenue and the State
34 Controller of the amount to be withheld from the local government unit, and the
35 Secretary of Revenue and the State Controller shall transfer to the State Treasurer the
36 amount so requested to be applied by the State Treasurer to the repayment of the loan.

37 (g) Inspection. Inspection of a project for which a loan has been made under
38 this act may be performed by qualified personnel of the Department of Environment,
39 Health, and Natural Resources or may be performed by qualified engineers registered in
40 this State approved by the Department of Environment, Health, and Natural Resources.
41 No person shall be approved to perform inspections who is an officer employed by the
42 local government unit to which the loan was made or who is an owner, officer,
43 employer, or agent of a contractor or subcontractor engaged in the construction of the

1 project for which the loan was made. For the purpose of payment of inspection fees,
2 inspection services shall be included in the term "cost" as used in this act.

3 (h) Rules. The State Treasurer, the Local Government Commission, and the
4 Department of Environment, Health, and Natural Resources may adopt, modify, and
5 repeal rules necessary for the administration of their respective duties under this act.
6 Uniform rules may be jointly adopted where feasible and desirable, and no rule jointly
7 adopted may be modified or revoked except upon concurrence of all agencies involved.

8 (i) Federal Grants and Loans. In order to carry out the purposes of this act to
9 secure the greatest possible benefits to the citizens of this State of the funds
10 appropriated, the State Treasurer, the Local Government Commission, and the
11 Department of Environment, Health, and Natural Resources shall adopt rules and
12 criteria, not inconsistent with provisions of this act, as are necessary and appropriate to
13 conform to regulations for federal grants and loans for any of the purposes set forth in
14 this act.

15 (j) Reports. The Department of Environment, Health, and Natural Resources
16 shall prepare and file each year on or before July 31 with the Joint Legislative
17 Commission on Governmental Operations a report for the preceding fiscal year
18 concerning the allocation and making of loans authorized by this act. The report shall
19 set forth for the preceding fiscal year:

- 20 (1) Itemized and total allocations of loans authorized and unallocated
21 funds for the loan program as of the end of the preceding fiscal year;
- 22 (2) Identification of each loan agreement entered into by the State during
23 the preceding fiscal year and the total amount of loans authorized by
24 such loan agreements;
- 25 (3) The amount disbursed to each local government unit pursuant to such
26 loan agreements during the preceding fiscal year and the total amount
27 of such disbursements;
- 28 (4) The loan repayments made by each local government unit pursuant to
29 such loan agreements and the total amount of such loan repayments
30 during the preceding fiscal year; and
- 31 (5) A summary for all preceding years of the information required by
32 subdivisions (1) through (4).

33 The report shall be signed by the Secretary of the Department of Environment, Health,
34 and Natural Resources.

35 (k) Local Government Commission.

36 (1) Local government units may execute debt instruments payable to the
37 State in order to obtain loans provided for in this act. Local
38 government units shall pledge or agree to apply as security for such
39 obligations:

- 40 a. Any available source of revenues of the local government unit,
41 including revenues from benefitted facilities or systems,
42 provided that (i) the local government unit has not otherwise
43 pledged the revenues as security for, or contractually agreed to
44 apply the revenues to, the payment of any other obligations of

1 the local government unit, (ii) the use of the revenues is not
2 otherwise restricted by law, or (iii) the revenues are not derived
3 from the exercise of the taxing power of the local government
4 unit entering into the loan agreement;

5 b. Their faith and credit; or

6 c. Any combination of a. or b. above.

7 The faith and credit of a local government unit shall not be pledged
8 or be deemed to have been pledged unless the requirements of Article
9 4 of Chapter 159 of the General Statutes have been met. The State
10 Treasurer, with the assistance of the Local Government Commission,
11 shall develop and adopt appropriate debt instruments for use under this
12 act.

13 (2) Nothing contained in this act shall prohibit any local government unit
14 from applying any funds of the local government unit not otherwise
15 restricted as to use by law to the payment of any debt instrument
16 entered into pursuant to this act.

17 (3) The Local Government Commission shall review and approve
18 proposed loans to local government units under this act under the
19 provisions of Articles 4 and 5 of Chapter 159 of the General Statutes.
20 The Local Government Commission in considering the ability of a
21 local government unit to repay a loan may regard as a source of
22 revenue for repayment of a loan revenue sources that may not be
23 available other than on an annual discretionary basis and that may not
24 be subject to a pledge or agreement to apply. Loans under this act
25 shall be outstanding debts for the purposes of Article 10 of Chapter
26 159 of the General Statutes.

27 (4) The State Treasurer shall annually certify to the General Assembly the
28 financial condition of the loan program and identify existing
29 delinquencies.

30 Sec. 11. (a) The Legislative Research Commission may study the
31 programmatic needs and effectiveness of the North Carolina Community Colleges
32 System, including evaluation of the following:

33 (1) The structure, organization, and governance of local community
34 colleges;

35 (2) The findings, conclusions, and recommendations of the State Board of
36 Community Colleges regarding community colleges program review;

37 (3) The recommendations made by the Governmental Performance Audit
38 Committee to the 1993 General Assembly relating to the North
39 Carolina Community Colleges System; and

40 (4) Any other matters pertaining to the efficiency and effectiveness of the
41 North Carolina Community Colleges System.

42 (b) The Commission may report its findings and recommendations to the 1994
43 Regular Session of the 1993 General Assembly, or the 1995 General Assembly, or both.

1 Sec. 12. Minority business participation. The goals set by G.S. 143-128 for
2 participation in projects by minority businesses apply to projects funded by the proceeds
3 of bonds or notes issued under this act. The following State agencies shall monitor
4 compliance with this requirement and shall report to the General Assembly by January 1
5 of each year on the participation by minority businesses in these projects. The State
6 Construction Office, Department of Administration, shall monitor compliance with
7 regard to projects funded by the proceeds of University Improvement Bonds and notes;
8 the Board of Governors of The University of North Carolina shall provide the State
9 Construction Office any information required by the State Construction Office to
10 monitor compliance. The Department of Community Colleges shall monitor
11 compliance with regard to projects funded by the proceeds of Community College
12 Bonds and notes. The Department of Environment, Health, and Natural Resources shall
13 monitor compliance with regard to projects funded by the proceeds of Clean Water
14 Bonds and notes.

15 Sec. 13. Interpretation of act. (a) Additional Method. The foregoing sections of
16 this act shall be deemed to provide an additional and alternative method for the doing of
17 the things authorized thereby and shall be regarded as supplemental and additional to
18 powers conferred by other laws, and shall not be regarded as in derogation of any
19 powers now existing.

20 (b) Statutory References. References in this act to specific sections or Chapters
21 of the General Statutes or to specific acts are intended to be references to these sections,
22 Chapters, or acts as they may be amended from time to time by the General Assembly.

23 (c) Liberal Construction. This act, being necessary for the health and welfare of
24 the people of the State, shall be liberally construed to effect the purposes thereof.

25 (d) Inconsistent Provisions. Insofar as the provisions of this act are inconsistent
26 with the provisions of any general laws, or parts thereof, the provisions of this act shall
27 be controlling.

28 (e) Severability. If any provision of this act or the application thereof to any
29 person or circumstance is held invalid, such invalidity shall not affect other provisions
30 or applications of the act which can be given effect without the invalid provision or
31 application, and to this end the provisions of this act are declared to be severable.

32 Sec. 14. Effective date. This act is effective upon ratification.