

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

**HOUSE BILL 1226
RATIFIED BILL**

**AN ACT TO CLARIFY THE LAW REGARDING INSPECTION, REVIEW, AND
EXAMINATION OF PRISON FACILITIES CONSTRUCTED THROUGH
LEASE-PURCHASE AGREEMENT.**

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 148-37.2 is amended by adding a new subsection to read:

"(k) Upon completion of the construction of a facility authorized by this section and the commencement of the State's leasehold interest pursuant to the terms of a valid lease-purchase agreement:

- (1) The facility shall not be subject to county or municipal building codes and requirements and shall not be subject to inspection by any county or municipal authorities under G.S. 143-135.1.
- (2) The Department of Administration may exercise all powers and perform all duties set forth in G.S. 143-341 regarding the facility.
- (3) The Commissioner of Insurance shall conduct the inspections, reviews, and examinations of the facility set forth in G.S. 58-31-40 and shall conduct electrical inspections of the facility pursuant to G.S. 143-143.2."

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

In the General Assembly read three times and ratified this the 16th day of June, 2005.

Marc Basnight
President Pro Tempore of the Senate

James B. Black
Speaker of the House of Representatives

Michael F. Easley
Governor

Approved _____ .m. this _____ day of _____, 2005