

NORTH CAROLINA GENERAL ASSEMBLY
1961 SESSION

CHAPTER 951
SENATE BILL 6

1 AN ACT TO AUTHORIZE THE ISSUANCE OF \$6,189,000 (AMOUNT CHANGED
2 BEFORE PASSAGE TO \$6,216,000) IN BONDS OF THE STATE TO PROVIDE FOR
3 CAPITAL IMPROVEMENTS FOR STATE INSTITUTIONS AND AGENCIES.
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5 The General Assembly of North Carolina do enact:
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7 **Section 1.** This Act shall be known and may be cited as the "State Capital
8 Improvement Legislative Bond Act of 1961."

9 **Sec. 2.** The State Treasurer is hereby authorized, by and with the consent of the
10 Governor and Council of State, to issue and sell, at one time or from time to time in the
11 biennium beginning July 1, 1961, bonds of the State, to be designated "State of North Carolina
12 Capital Improvement Bonds" in an aggregate principal amount not exceeding six million two
13 hundred sixteen thousand dollars (\$6,216,000) for the purpose of providing needed capital
14 improvements for State institutions and agencies as follows:
15

16 I. GENERAL GOVERNMENT

17 Department of Administration		\$1,070,000
18 1. Electrical and General Renovations	\$ 75,000	
19 2. Extensions of Utilities	20,000	
20 3. Purchase of Land.....	975,000	
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23 II. PUBLIC SAFETY AND REGULATION

24 North Carolina Armory Commission.....		317,000
25 1. Military Center	317,000	
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28 III. CORRECTION

29 Stonewall Jackson Manual Training and Industrial School.....		101,500
30 1. Renovation of Windows in Cottages	25,000	
31 2. Renovation of Milking Barn	7,000	
32 3. Milk House and Equipment	24,000	
33 4. Granary, Storage Bin and Drier	23,000	
34 5. Equipment Shed	14,500	
35 6. Renovate Textile Mill	8,000	
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38 Morrison Training School		4,000
39 1. New Boiler for Laundry	4,000	
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42 Eastern Carolina Industrial School for Boys.....		48,500
43 1. Extension of Water Lines and Fire Hydrants.....	8,200	

1	2. Connect Sanitary Sewer to Municipal Line	18,000	
2	3. Laundry Renovation and Equipment	22,300	
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5	State Training School for Girls — Dobbs Farm		\$ 96,000
6	1. Renovation of Leonard Cottage	\$ 64,000	
7	2. Electric Distribution System Renovation and		
8	Street Lights	10,000	
9	3. New Boiler for Laundry and Vocational Building.....	7,000	
10	4. Deep Well and Repair to Water Tank	15,000	
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12			
13	IV. EDUCATION		
14	University of North Carolina — Division of Health Affairs		1,459,000
15	1. Renovation of Medical School Areas	25,000	
16	2. Air Conditioning Memorial Hospital and		
17	Dental School	1,434,000	
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19			
20	University of North Carolina — Academic Affairs.....		266,000
21	1. Rewire Phillips Hall (old part)	55,000	
22	2. Murphy Hall Renovation.....	95,000	
23	3. Storm Sewer Lines	35,000	
24	4. Sanitary Sewer Lines.....	11,000	
25	5. Renovate Bynum Hall.....	45,000	
26	6. Venable Hall Floor Repairs.....	25,000	
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28			
29	State College of Agriculture and Engineering		451,000
30	1. Building Repairs and Renovations.....	251,000	
31	2. Equipment for Physical Sciences and		
32	Applied Mathematics	50,000	
33	3. Instructional Equipment for Industrial Arts	30,000	
34	4. Equipment for Mechanical Engineering	50,000	
35	5. Equipment for Psychology Laboratory	10,000	
36	6. Equipment for Engineering Classrooms and		
37	Laboratories.....	50,000	
38	7. Equipment for Asheville Minerals Laboratory	10,000	
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41	Woman's College of the University of North Carolina.....		29,000
42	1. Storm Sewer	29,000	
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45	East Carolina College.....		108,500
46	1. Repairs to Wright Building	38,500	
47	2. Air Conditioning Rawl Building.....	70,000	
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50	The Agricultural and Technical College		80,500
51	1. Renovation of Maintenance Building	16,500	

1	2. Laundry Equipment.....	19,000	
2	3. Cafeteria Equipment and Building Repair	45,000	
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4			
5	Western Carolina College		\$ 63,000
6	1. Renovation and Conversion of McKee Building.....	\$ 53,000	
7	2. Conversion of Moore and Madison Dormitories	10,000	
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10	Appalachian State Teachers College.....		34,500
11	1. Electrical Repairs	7,500	
12	2. Modernize Switch gear at Power Plant (1/4 Cost).....	20,000	
13	3. Campus Lighting.....	3,000	
14	4. Resurface Tennis Courts	4,000	
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17	Pembroke State College		88,500
18	1. Improvement to Sanitary Sewer System.....	40,000	
19	2. Roads.....	6,000	
20	3. Storm Sewer.....	4,500	
21	4. Equipment Garage.....	7,000	
22	5. Parking Areas	11,000	
23	6. Renovation of Electrical Distribution System.....	20,000	
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25			
26	Winston-Salem Teachers College		195,000
27	1. Renovate Junior and Senior Dormitory		
28	(Supplement to 1959 Appropriation)	130,000	
29	2. Renovate Kitchen and Equipment.....	65,000	
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32	Elizabeth City State Teachers College.....		46,000
33	1. Renovate Laundry Building.....	16,000	
34	2. New Floor — Bias Hall	10,000	
35	3. Repairs to Sanitary Sewer System	20,000	
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38	Fayetteville State Teachers College		204,000
39	1. Renovation of Dining Hall, Kitchen and		
40	New Heating System for Dining Hall	151,000	
41	2. Convert 15 Coal-Fired Boilers to Oil.....	17,000	
42	3. Science Laboratory Equipment.....	36,000	
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45	North Carolina College at Durham		148,000
46	1. Repairs to Women's Dormitory.....	27,000	
47	2. Improvements to Duke Auditorium	7,000	
48	3. Campus Lighting.....	35,000	
49	4. Statistical Machine Room	35,000	
50	5. Computers for Mathematics and Physics.....	44,000	
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2	State School for the Blind and the Deaf.....		114,000
3	1. Renovate 4 Dormitories (Colored Division).....	70,000	
4	2. Replace Floors in Kitchens (White Division).....	2,000	
5	3. Install Toilets — Basement of Main Building		
6	(Colored Division)	8,000	
7	4. Improvements to Electrical Distribution System		
8	(White Division).....	25,000	
9	5. Rewire 6 Buildings (White Division)	9,000	
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12	State Department of Archives and History		\$ 132,000
13	1. Vance Birthplace Museum.....	42,500	
14	2. Town Creek Indian Mound Museum	42,500	
15	3. Fort Fisher Museum	47,000	
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18	V. HEALTH AND HOSPITALS		
19	Dorothea Dix Hospital		405,000
20	1. Resurfacing Roads, Walks and Parking Areas.....	50,000	
21	2. Renovate Clarke Building	72,000	
22	3. Renovate Brown Building.....	108,000	
23	4. Renovate Old Wing of Spruill Building	50,000	
24	5. Air Conditioning McBryde Building	100,000	
25	6. Air Conditioning Dobbin Infirmary	25,000	
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28	Broughton Hospital		355,000
29	1. New Wiring and Lighting — Center Building.....	170,000	
30	2. Renovate Scroggs Building.....	132,000	
31	3. New Baths and Toilets— Wards 36 and 37	23,000	
32	4. Convert old Staff House into Efficiency Apartments	30,000	
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35	Cherry Hospital		236,000
36	1. Storm Drainage	35,000	
37	2. Coal Handling Equipment and Stokers	83,000	
38	3. Rewiring, New Heating and Renovations — 5 houses	15,000	
39	4. Protection Screens	45,000	
40	5. Recreation Field and Field House	18,000	
41	6. Garbage and Trash Handling Equipment.....	40,000	
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44	O'Berry School.....		42,000
45	1. Air Conditioning — Crippled Children's Building.....	25,000	
46	2. Air Conditioning — Infirmary	17,000	
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49	John Umstead Hospital		32,000
50	1. Renovate Building 63.....	32,000	
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2	Caswell School.....		\$ 75,000
3	1. Air Conditioning — New Hospital and		
4	Crippled Children's Building	\$ 75,000	
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7	North Carolina Orthopedic Hospital		15,000
8	1. Replace Elevator in Administration Building.....	15,000	
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11 The appropriations hereby made shall be in addition to all other appropriations
12 heretofore made, or which may be made at the present Session of the General Assembly, and
13 shall be expended and disbursed under the direction and supervision of the Director of the
14 Budget.

15 Each project must be so planned that its estimated cost will be within such limits
16 that will allow the purchase of all needed equipment and provide drives, walks, grading and
17 connections to all needed utilities so that when completed the facility may be fully utilized
18 without requiring additional State funds.

19 **Sec. 3.** The funds appropriated to provide for Capital Improvements, by Section 2 of
20 this Act, shall be disbursed for the purposes provided in this Act upon warrants drawn by the
21 State Disbursing Officer, which warrants shall not be drawn for any State Institution,
22 Department, or Agency until a requisition has been approved by the Director of the Budget and
23 which requisition shall be approved only after full compliance with the Executive Budget Act,
24 Article I of Chapter 143 of the General Statutes.

25 Any officer of the State or executive head of any institution, or any director, trustee
26 or commissioner of any State institution, department or agency to which an appropriation is
27 made under the provisions of this Act who votes for or aids in spending more money for any
28 improvement for his institution, department, or agency than is appropriated therefore, may be
29 removed from office by the Governor. Any additional moneys which may be received by
30 means of a grant, or grants, from the United States of America or any agency or department
31 thereof or from any other source to aid in financing the cost of any of the improvements herein
32 referred to, may be placed by the State Treasurer in the same fund or in a separate fund and, to
33 the extent permitted by the terms of such grant or grants, shall be disbursed in the same manner
34 and for the purposes mentioned in this Act.

35 **Sec. 4.** The Director of the Budget is authorized and empowered to make transfers
36 and changes between appropriations made in this Act, within the appropriations made to each
37 agency, to provide changes to permit completion of the projects as described in the
38 appropriations.

39 Upon application of the governing body of a spending agency of the State, the
40 Director of the Budget, when recommended by the Advisory Budget Commission is
41 empowered to authorize transfers and changes from appropriations made in this Act, but within
42 the appropriations made to each agency, to provide for needed projects for which no specific
43 appropriations have been made.

44 **Sec. 5.** Bonds authorized by this Act shall bear such date or dates, shall be serial
45 bonds, and shall mature at such times and in such amounts, not exceeding 20 years from their
46 date or respective dates, and shall bear interest at such rate or rates, not exceeding 4% per
47 annum, payable semiannually, as may be fixed by the State Treasurer with the approval of the
48 Governor and Council of State.

49 **Sec. 6.** Said bonds shall be signed on behalf of the State of North Carolina by the
50 Governor or shall bear his facsimile signature and shall be signed by the State Treasurer, shall
51 bear the Great Seal of the State or a facsimile thereof shall be impressed or imprinted thereon,

1 and said bonds shall carry interest coupons which shall bear a facsimile of the signature of the
2 State Treasurer. In case any officer whose signature or a facsimile of whose signature shall
3 appear on any bonds or coupons shall cease to be such officer before the delivery of such
4 bonds, such signature or such facsimile shall nevertheless be valid and sufficient for all
5 purposes the same as if he had remained in office until such delivery. The form and
6 denomination of the bonds shall be such as the State Treasurer may determine in conformity
7 with this Act, and said bonds shall be subject to registration as is now or may hereafter be
8 provided by law for State bonds, and provision may also be made for the reconversion into
9 coupon bonds of any bonds registered as to both principal and interest.

10 **Sec. 7.** Subject to determination by the Governor and Council of State as to the
11 manner in which said bonds shall be offered for sale, whether by publishing notices in certain
12 newspapers and financial journals or by mailing notices or by inviting bids by correspondence
13 or otherwise, the State Treasurer is authorized to sell said bonds at one time or from time to
14 time at the best price obtainable, but in no case for less than par and accrued interest, and when
15 the conditions are equal he shall give the preference of purchase to the citizens of North
16 Carolina. All expenses necessarily incurred in the preparation and sale of the bonds shall be
17 paid from the proceeds of such sale in excess of the appropriations herein authorized or from
18 the Contingency and Emergency Appropriation.

19 **Sec. 8.** The proceeds of said bonds and of the bond anticipation notes herein
20 authorized (except the proceeds of bonds the issuance of which has been anticipated by such
21 bond anticipation notes) shall be placed by the State Treasurer in a special fund known as the
22 "Capital Improvement Legislative Bond Fund of 1961" and shall be disbursed only for the
23 purposes provided in this Act.

24 **Sec. 9.** By and with the consent of the Governor and Council of State, who shall
25 determine the rate or rates or maximum rate of interest and the date or approximate date of
26 payment, the State Treasurer is hereby authorized to borrow money at the lowest rate of interest
27 obtainable, and to execute and issue notes of the State for the same, but only in the following
28 circumstances and under the following conditions:

29 (a) For anticipating the sale of any of said bonds to the issuance of which the
30 Governor and Council of State shall have given consent, if the State Treasurer shall deem it
31 advisable to postpone the issuance of such bonds.

32 (b) For the payment of interest upon or any installment of principal of any of
33 said bonds then outstanding, if there shall not be sufficient funds in the State Treasury with
34 which to pay such interest or installment of principal as they respectively fall due.

35 (c) For the renewal of any loan evidenced by notes herein authorized.

36 **Sec. 10.** Funds derived from the sale of bonds herein authorized shall be used in the
37 payment of any bond anticipation notes that may have been issued in anticipation of the sale of
38 such bonds and any renewals of such notes; and funds provided by the General Assembly for
39 the payment of interest on or principal of bonds herein authorized shall be used in paying the
40 interest on or principal of any notes and any renewals thereof the proceeds of which shall have
41 been used in paying interest on or principal of such bonds. Interest payments upon said notes
42 may be evidenced by interest coupons in the State Treasurer's discretion.

43 **Sec. 11.** The full faith, credit and taxing power of the State are hereby pledged for
44 the payment of the principal of and the interest on the bonds and notes herein authorized.

45 **Sec. 12.** The coupons appertaining to said bonds and notes after maturity shall be
46 receivable in payment of all taxes, debts, dues, licenses, fines, and demands due the State of
47 any kind whatsoever.

48 **Sec. 13.** All of said bonds and notes and coupons shall be exempt from all State,
49 county and municipal taxation or assessment, direct or indirect, general or special, whether
50 imposed for the purpose of general revenue or otherwise, and the interest on said bonds and
51 notes shall not be subject to taxation as for income, nor shall said bonds or notes or coupons be

1 subject to taxation when constituting a part of the surplus of any bank, trust company or other
2 corporation.

3 **Sec. 14.** It shall be lawful for all executors, administrators, guardians and
4 fiduciaries generally, and all sinking fund commissions, to invest any moneys in their hands in
5 said bonds and notes.

6 **Sec. 14 1/2.** The provisions of this Act are severable, and if any of its provisions
7 shall be held unconstitutional by any court of competent jurisdiction, the decision of such court
8 shall not affect or impair any of the remaining provisions.

9 **Sec. 15.** All laws and clauses of laws in conflict with this Act are hereby repealed.

10 **Sec. 16.** This Act shall be in full force and effect from and after its ratification.

11 In the General Assembly read three times and ratified, this the 17th day of June,

12 1961.