

NORTH CAROLINA GENERAL ASSEMBLY
1973 SESSION

CHAPTER 576
HOUSE BILL 380

AN ACT TO AUTHORIZE THE MERGER OF MITCHELL COLLEGE OF IREDELL COUNTY INTO THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM AND TO PROVIDE FUNDS FOR CONVERTING IT TO A COMPREHENSIVE COMMUNITY COLLEGE.

The General Assembly of North Carolina enacts:

Section 1. The State Board of Education is authorized and empowered to grant the joint or several requests and applications of the Board of County Commissioners of Iredell County, the Board of Education of Iredell County, and the Board of Trustees of Mitchell College, a nonsectarian, private, academic college in Iredell County, for conversion of said Mitchell College to a public, tax- supported comprehensive community college and its admission to institutional membership in the North Carolina Community College System subject to the following terms and conditions:

- (1) That Mitchell College shall be reconstituted, reorganized, administered, and operated conformable to the provisions of Chapter 115A of the General Statutes of North Carolina and shall be developed as rapidly as possible into a comprehensive community college, as therein defined, under the corporate name "The Board of Trustees of Mitchell Community College" and shall be a public, tax-supported agency of the County of Iredell as provided by Chapter 115A of the General Statutes of North Carolina for similar institutions of the North Carolina Community College System.
- (2) That immediate emphasis shall be given to the initiation and expansion of vocational and technical training programs, adult basic education, adult high school academic education, and general adult education in order to achieve the major purpose of a comprehensive community college conformable to provisions of G.S. 115A-1 and G.S. 115A-2.
- (3) That the present corporate board of trustees of Mitchell College shall execute proper deeds of conveyance and other legal documents necessary to transfer, grant, or convey to the Board of Trustees of Mitchell Community College all the real property, personal property, and all other assets, both tangible and intangible, owned by or in anywise belonging to the present corporate board of trustees of Mitchell College and shall deliver the same to the County Attorney of Iredell County who shall hold the deeds and documents in escrow for the Board of Trustees of Mitchell Community College and shall on or about July 2, 1973, have the said deeds and documents duly recorded and registered and thereafter shall deliver the original deeds and documents to the Chairman of the Board of Trustees of Mitchell Community College at the first meeting of said Board of Trustees of Mitchell Community College.
- (4) That, at 12:00 midnight on June 30 next following the approval by the State Board of Education and the acceptance of said deeds of conveyance and documents of transfer by the County Attorney of Iredell County to be held

by said County Attorney in escrow for and on behalf of the Board of Trustees of Mitchell Community College all such property shall be and become vested in the Board of Trustees of Mitchell Community College to be held by the said board of trustees forever in fee simple absolute.

- (5) That on June 30 at 12:00 midnight following the approval by the State Board of Education and the acceptance in escrow of the deeds and documents aforementioned for and on behalf of the Board of Trustees of Mitchell Community College as aforesaid, all of the existing lawful debts, deficits, judgments, claims or other lawful liabilities of the present corporate board of trustees of Mitchell College shall be assumed by and become obligations of the Board of County Commissioners of Iredell County which Board of County Commissioners is hereby authorized and empowered to provide from tax funds or from nontax funds for the settlement, liquidation and extinction of such obligations and liabilities of the present corporate board of trustees of Mitchell College to the end that none of such liabilities shall become obligations of the State Board of Education or of the Board of Trustees of Mitchell Community College.

Sec. 2. Funds appropriated for this purpose are to be administered by the State Board of Education through the Department of Community Colleges budgets, along with any other funds which may be available, to provide operating budget formula funding allocations and equipment budget formula funding allocations needed to support equipping and operating Mitchell Community College as a comprehensive community college.

Sec. 3. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 17th day of May, 1973.