

NORTH CAROLINA GENERAL ASSEMBLY
1981 SESSION

CHAPTER 775
HOUSE BILL 1283

AN ACT TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT AS IT APPLIES TO PENDER COUNTY CONCERNING APPROVAL OF EXPENDITURES SOME OR ALL OF WHICH ARE TO BE PAID IN ENSUING FISCAL YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115-100.24 and G.S. 115C-441 as enacted by Chapter 423, Session Laws of 1981, are each amended by adding a new subsection to read:

"(c1) Continuing Contracts for Current Expense and Capital Outlay. An administrative unit may enter into a contract for current expense or capital outlay expenditures, some portion or all of which is to be performed or paid or both in ensuing fiscal years, without the budget resolution including an appropriation for the entire obligation, provided:

- (i) the budget resolution includes an appropriation authorizing the current fiscal year's portion of the obligation;
- (ii) an unencumbered balance remains in the appropriation sufficient to pay in the current fiscal year the sums obligated by the transaction for the current fiscal year; and
- (iii) contracts for capital outlay expenditures are approved by a resolution adopted by the board of county commissioners, which resolution when adopted shall bind the board of county commissioners to appropriate sufficient funds in ensuing fiscal years to meet the amounts to be paid under the contract in those years."

Sec. 2. All continuing contracts heretofore entered into by administrative units are ratified and confirmed and deemed to be in compliance with existing law. This provision shall not affect pending litigation.

Sec. 3. This act applies to Pender County only.

Sec. 4. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 2nd day of July, 1981.