

GENERAL ASSEMBLY OF NORTH CAROLINA
1983 SESSION

CHAPTER 971
HOUSE BILL 1496

AN ACT TO MODIFY CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS FOR NORTH CAROLINA STATE GOVERNMENT FOR THE 1984-85 FISCAL YEAR AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE.

The General Assembly of North Carolina enacts:

Section 1. The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the State Budget. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes and, except as allowed by the Executive Budget Act or this act, the savings shall revert to the appropriate fund at the end of the biennium.

An outline of the provisions of the act follows this section. The outline shows the heading "—CONTENTS/INDEX—" and it lists by general category the captions for the various sections and groups of sections that make up the act.

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(This outline is designed for reference only, and it in no way limits, defines, or prescribes the scope or application of the text of the act.) PART I—CURRENT OPERATIONS/GENERAL FUND

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PART I.—CURRENT OPERATIONS/GENERAL FUND

Sec. 2. The items and amounts appropriated from the General Fund for the 1984-85 fiscal year in the 1984-85 column of the schedule in Section 2 of Chapter 761 of the 1983 Session Laws are repealed, and appropriations from the General Fund for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the fiscal year ending June 30, 1985, according to the following schedule:

General Assembly	\$ 12,375,627
Judicial Department	90,825,560
Indigent Person's Attorney Fee	12,931,431
Department of The Governor	
01. Office of The Governor	1,690,212
02. Office of Citizens Affairs	660,884
03. Office of State Budget and Management	3,135,647
04. Executive Residences	296,928
05. Medical Student Loans	997,704
06. Housing Finance Agency	4,000,000
07. N.C. Housing Commission	100,000
08. Special Appropriations	2,510,000
Total Department of The Governor	13,391,375
Lieutenant Governor's Office	320,142
Department of Secretary of State	1,253,659
Department of State Auditor	8,386,640
Department of State Treasurer	2,528,901
Department of Public Education	
01. Program Administration and Support	20,375,818
02. Fiscal Administration and Support	1,585,834,471
Total Department of Public Education	1,606,210,289
Department of Justice	25,699,553
Department of Agriculture	24,103,615
Department of Labor	4,638,398
Department of Insurance	4,593,737
Department of Administration	34,138,334
Department of Transportation	
01. Public Transportation	1,340,000
02. Aeronautics	3,516,571
03. Aid to Railroads	100,000
Total Department of Transportation	4,956,571
Department of Natural Resources and Community Development	48,844,040
Department of Human Resources	
01. Alcoholic Rehabilitation Center - Black Mountain	2,551,215
02. Alcoholic Rehabilitation Center - Butner	1,941,554
03. Alcoholic Rehabilitation Center - Greenville	1,640,337
04. N.C. Special Care Center	3,090,033
05. Black Mountain Center	101,396
06. DHR - Administration and Support Program	16,540,475

07. Schools for the Deaf	12,030,692
08. Governor Morehead School	3,589,865
09. Division of Health Services	58,463,048
10. Lenox Baker Hospital	534,019
11. Social Services	66,196,515
12. Medical Assistance	197,311,576
13. Social Services - State Aid to Non-State Agencies	3,571,192
14. Division of Services for the Blind	5,176,049
15. Division of Mental Health – Administration	6,218,163
16. Division of Mental Health – Community Based Programs	84,591,205
17. Wright School	1,021,592
18. Dorothea Dix Hospital	23,858,481
19. Broughton Hospital	21,347,620
20. Cherry Hospital	20,805,180
21. John Umstead Hospital	19,232,417
22. Western Carolina Center	3,111,577
23. O'Berry Center	2,857,407
24. Murdoch Center	15,157,326
25. Caswell Center	12,238,360
26. Division of Facility Services	6,499,199
27. Division of Vocational Rehabilitation Services	17,601,578
28. Division of Youth Services	28,759,700
Total Department of Human Resources	636,037,771
Department of Correction	179,826,663
Department of Commerce	20,681,157
Reserve for Microelectronics Center of North Carolina	13,045,000
Department of Revenue	30,116,682
Department of Cultural Resources	25,363,599
Department of Crime Control and Public Safety	11,480,231
University of North Carolina – Board of Governors	
01. General Administration	9,266,570
02. University Operations – Lump Sum	39,623,999
03. Related Educational Programs	29,034,222
04. University of North Carolina	

	at Chapel Hill	
a.	Academic Affairs	78,304,348
b.	Division of Health Affairs	55,950,061
c.	Area Health Education Centers	20,575,128
05.	North Carolina State University at Raleigh	
a.	Academic Affairs	90,575,889
b.	Agricultural Research Service	21,183,752
c.	Agricultural Extension Service	16,435,256
06.	University of North Carolina at Greensboro	30,976,513
07.	University of North Carolina at Charlotte	25,907,291
08.	University of North Carolina at Asheville	6,156,591
09.	University of North Carolina at Wilmington	14,588,419
10.	East Carolina University	63,524,266
11.	North Carolina Agricultural and Technical State University	19,740,401
12.	Western Carolina University	19,484,767
13.	Appalachian State University	28,205,044
14.	Pembroke State University	7,022,145
15.	Winston-Salem State University	8,846,171
16.	Elizabeth City State University	6,775,401
17.	Fayetteville State University	8,340,643
18.	North Carolina Central University	16,933,753
19.	North Carolina School of the Arts	4,833,173
20.	North Carolina Memorial Hospital	23,136,236
21.	North Carolina Science and Math High School	3,618,353
	Total University of North Carolina	649,038,392
	Department of Community Colleges	225,739,083
	State Board of Elections	231,440
	Board of Contract Appeals	87,000
	Contingency and Emergency	1,125,000
	Reserve for Salary Adjustments	500,000
	Reserve for Computer Rate Increase	200,000
	Reserve for Electronic Data Processing Equipment	2,000,000

Reserve for University Biotechnology Programs	910,000
Reserve for Cost-of-Living Salary Increase	462,671,000
Reserve for Cost-of-Living Increase for Retirees	9,083,100
Reserve for Cost-of-Living Increase- Local Government Employees	7,905,600
Reserve-Hospital-Medical Benefits, Retirees	18,458,000
Reserve for Pay Equity Study	650,000
Reserve for Museum of History	500,000
Reserve for the McCain Prison Medical Center	4,400,000
Debt Service – Interest	35,377,250
Debt Service – Redemption	40,700,000
GRAND TOTAL CURRENT OPERATIONS– GENERAL FUND	\$4,271,324,840

PART II.—CAPITAL IMPROVEMENTS/GENERAL FUND

Sec. 3. The items and amounts appropriated for the 1984-85 fiscal year from the General Fund in the schedule in Section 4 of Chapter 757 of the 1983 Session Laws are reenacted, and additional appropriations are made from the General Fund for use by State institutions, departments and agencies to provide for capital improvement projects according to the following schedule:

Capital Improvements 1984-85

Community Colleges		
01. Reserve for Construction		\$ 20,000,000
University of North Carolina (Total)		59,470,000
a. School of Science and Mathematics/ Construction of Dormitory, Resident Advisor Apartments, and Infirmary		4,400,000
b. NCSU		
1. Cattle Research Facility/Butner		1,900,000
2. Turf Grass Research Laboratory		50,000
3. Addition to D. H. Hill Library		9,159,000
4. Fletcher Research Station		360,000
c. UNC-Asheville/Classroom Building		6,175,000
d. Pembroke State/University Center	Total	6,242,000
	Receipts	2,300,000
	Appropriation	3,942,000
e. East Carolina/Classroom Building		14,635,000
f. UNC-Wilmington/Library Addition		7,611,000
g. Appalachian State/Industrial Arts Building Addition		4,128,000

h.	Memorial Hospital/NMR Facility	800,000
i.	Board of Governors	
1.	Western Carolina/Reserve for Jackson County Board of Education for Vacating Camp Lab Building	5,000,000
2.	Reserve for Advance Planning	1,310,000
	Human Resources (Total)	1,420,000
01.	Caswell/Chapel Construction	250,000
02.	O'Berry/Chapel Construction	250,000
03.	Western Carolina/Chapel Construction	250,000
04.	Juvenile Evaluation Center/Grading	20,000
05.	Dobbs School/Addition to Vocational Education Facility	650,000
	Justice	
01.	SBI/Storage Building	34,000
	Correction	
01.	Harnett Youth Center/Chapel Construction	50,000
	Agriculture (Total)	787,500
01.	Raleigh Farmers' Market/Construction of Farmers' Shed	67,500
02.	Mountain Research Station/Waynesville Facility Development	145,000
03.	Metrology Lab-Raleigh/Reserve for Bid Override on Construction	275,000
04.	Horticultural Crops Research Station-Sampson County/Sweet Potato Facility	200,000
	Natural Resources and Community Development (Total)	2,989,000
01.	Wayne County/Park Development	100,000
02.	Reserve for Civil Works Projects	2,074,000
03.	Reserve for Watershed Projects	815,000
	Administration	
01.	Purchase of Amoco Building for the State Computer Center	7,700,000
	Office of State Budget and Management (Total)	17,645,000
01.	Reserve for Statewide Repairs and Renovations	15,000,000
02.	Reserve for World War I, World War II, Korean War and Vietnam War Memorials	600,000

03. Reserve for Biotechnology		
Research Facilities		2,045,000
GRAND TOTAL-GENERAL FUND		110,095,500
PART III.—SPECIAL PROVISIONS		

Sec. 4. (a) The State Board of Education shall develop a career growth program for teachers designed to give teachers increasing responsibility, recognition and pay as they gain experience and professional ability. The program shall provide a series of salary classifications based on an individual's initiative and desire to increase his professional abilities and his success in doing so. The program shall provide for annual methods of examination of teachers with peer participation in the review, opportunities to correct deficiencies, and dismissal of teachers who after ample opportunities cannot or will not perform. Peers participating in the review shall not live in the same local school administrative unit as the teacher reviewed. The State Board shall devise methods and instruments of evaluation that will determine what levels of performance, effort and ability and what accomplishments warrant different salary classifications and at what point failure to rehire a nontenured teacher or dismissal or demotion of a tenured teacher is appropriate.

The State Board of Education shall also develop a career growth program for principals and other certified school administrators designed to give principals and other school administrators clear opportunities for advancement, recognition and increased pay if they demonstrate high effectiveness as instructional leaders and school managers. The program shall provide a series of salary classifications based on an individual's initiative and desire to increase his professional abilities and his success in doing so. The program shall provide for annual examinations by other administrators and the people he supervises, opportunities to correct deficiencies, and dismissal or reassignment of employees who after ample opportunity cannot or will not perform. The State Board shall devise methods and instruments of evaluation that will determine what levels of performance, effort and ability and what accomplishments warrant different salary classifications and at what point dismissal or reassignment of a principal or other administrator is appropriate.

(b) The State Board of Education shall submit to the Education Policy Council, on or before November 1, 1984, a preliminary report on the career growth pilot programs it has developed pursuant to subsection (a) of this section. No later than five days after the convening date of the 1985 General Assembly, the State Board shall submit a report for the approval of the General Assembly on the career growth pilot programs it has developed pursuant to subsection (a) of this section to the President of the Senate, the Speaker of the House, the President Pro Tempore of the Senate, the Speaker Pro Tempore of the House, the Majority Leader of the Senate and the Chairmen of the Base and Expansion Appropriations Committees of the Senate and the House.

(c) The General Assembly finds that it is essential to attract and retain the best people in teaching and in school administration. A system that is perceived to offer low wages, lifetime contracts, little real evaluation and no extra pay for outstanding performance cannot do that; therefore, the General Assembly directs the State Board of Education to implement the programs it develops, as approved by the General

Assembly, pursuant to subsection (a) of this section by July 1, 1986. Any statutes that would prevent the State Board from doing so are repealed to the extent they conflict with this section. It is the intent of the General Assembly to make all future salary increments to teachers and principals and other certified school administrators an integral part of the career growth programs; therefore, no funds for annual increments, cost-of-living increases, or other salary increments for teachers shall be appropriated for certificated personnel of the public schools until these pilot career development programs are implemented.

Sec. 5. The provisions of the Executive Budget Act, Chapter 143, Article 1, of the General Statutes, are reenacted and shall remain in full force and effect and are incorporated in this act by reference.

Sec. 6. Except where expressly repealed or amended by this act, the provisions of Chapters 757 and 761 of the 1983 Session Laws as amended remain in effect.

Sec. 7. Notwithstanding any modifications by this act in the amounts appropriated, except where expressly repealed or amended, the limitations and directions for the 1983-85 fiscal biennium or for the 1984-85 fiscal year in Chapters 757 and 761 of 1983 Session Laws as amended that applied to appropriations to particular agencies or for particular purposes apply to the newly enacted appropriations of this act for those same particular purposes.

Sec. 8. Except as otherwise provided by this act, this act shall become effective July 1, 1984.

In the General Assembly read three times and ratified, this the 25th day of June, 1984.