

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

**SESSION LAW 2009-540
SENATE BILL 786**

AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

SECTION 1. The purpose of this act is: (i) to authorize the construction by certain constituent institutions of The University of North Carolina of the capital improvement projects listed in the act for the respective institutions, and (ii) to authorize the financing of these projects with funds available to the institutions from gifts, grants, receipts, self-liquidating indebtedness, Medicare reimbursements for education costs, or other funds, or any combination of these funds, but not including funds received for tuition or appropriated from the General Fund of the State.

SECTION 2. The capital improvements projects, and their respective costs, authorized by this act to be constructed and financed as provided in Section 1 of this act, including by revenue bonds, by special obligation bonds as authorized in Section 4 of this act, or by both, are as follows:

Appalachian State University

Cone Residence Hall Renovation	12,085,300
Kidd Brewer Stadium Improvements	19,068,000

East Carolina University

Dining Facilities Improvements	1,400,000
Residence Hall Improvements and Expansions	11,000,000

Elizabeth City State University

Residence Hall Fire Suppression Sprinkler System Installations	1,115,600
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North Carolina A&T State University

Graduate Engineering Center	4,100,000
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North Carolina State University

West Lot Parking Deck	21,850,000
Centennial Campus Enterprise Services Building	3,600,000
Athletic Facilities Renovations and Expansion	11,500,000
Dining Facilities Improvements	5,000,000
NC State Creamery Building	4,100,000
Carmichael Complex Improvements	7,400,000



The University of North Carolina at Chapel Hill	
Residence Hall Fire Suppression Sprinkler System Installations	7,266,000
Carolina Inn Renovation	10,000,000
Dean Smith Student Activity Center Renovation and Expansion	7,500,000
The University of North Carolina at Charlotte	
Parking Facilities Expansion	5,000,000
Partnership, Outreach, and Research for Accelerated Learning Building	35,000,000
The University of North Carolina at Greensboro	
Guilford and Mary Foust Residence Hall Renovations	4,527,000
The University of North Carolina at Pembroke	
West Hall Replacement	36,331,300
The University of North Carolina at Wilmington	
Dining Facilities Renovations and Expansion	5,000,000
Western Carolina University	
Bookstore Renovation	2,048,300

SECTION 3. At the request of the Board of Governors of The University of North Carolina and upon determining that it is in the best interest of the State to do so, the Director of the Budget may authorize an increase or decrease in the cost of, or a change in the method of, funding the projects authorized by this act. In determining whether to authorize a change in cost or funding, the Director of the Budget may consult with the Joint Legislative Commission on Governmental Operations.

SECTION 4. Pursuant to G.S. 116D-26, the Board of Governors may issue, subject to the approval of the Director of the Budget, at one time or from time to time, special obligation bonds of the Board of Governors for the purpose of paying all or any part of the cost of acquiring, constructing, or providing for the projects authorized by Section 2 of this act. The maximum principal amount of bonds to be issued shall not exceed the specified project costs in Section 2 of this act plus five percent (5%) of such amount to pay issuance expenses, fund reserve funds, pay capitalized interest and pay other related additional costs, plus any increase in the specific project costs authorized by the Director of the Budget pursuant to Section 3 of this act.

SECTION 5. With respect to Appalachian State University's Kidd Brewer Stadium Improvements capital project, the institution may accomplish construction, repairs, renovations, acquisition, and financing through arrangements to, from, and with the ASU Foundation, Inc.

SECTION 6. With respect to the University of North Carolina at Pembroke's West Hall Replacement project, the institution may accomplish construction, acquisition, and financing through arrangements to, from, and with The UNCP Foundation, Inc.

SECTION 7. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 7th day of August, 2009.

s/ Marc Basnight

President Pro Tempore of the Senate

s/ Joe Hackney
Speaker of the House of Representatives

s/ Beverly E. Perdue
Governor

Approved 10:14 a.m. this 28th day of August, 2009