

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

H

1

HOUSE BILL 1287

Short Title: Appropriations Restricted.

(Public)

Sponsors: Representatives L. Etheridge, Pope, Sizemore, Huffman, Arnold, Decker, and Wood.

Referred to: Judiciary.

April 12, 1989

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO
3 PREVENT AN APPROPRIATION FROM BEING MADE DIRECTLY TO ANY
4 ENTITY OTHER THAN A UNIT OF GOVERNMENT.

5 The General Assembly of North Carolina enacts:

6 Section 1. Section 7 of Article V of the Constitution of North Carolina reads
7 as rewritten:

8 "Sec. 7. Drawing public money.

9 (1) State treasury. No money shall be drawn from the State treasury but in
10 consequence of appropriations made by law, and an accurate account of the receipts and
11 expenditures of State funds shall be published annually. No law-making appropriations
12 shall specify as the recipient of the appropriation any entity other than:

13 (1) The State, a State department or agency;

14 (2) A county, city or town, or special district; or

15 (3) A unit of government.

16 (2) Local treasury. No money shall be drawn from the treasury of any county,
17 city or town, or other unit of local government except by authority of law."

18 Sec. 2. The amendment set out in Section 1 of this act shall be submitted to
19 the qualified voters of the State at the general election in November 1990, which
20 election shall be conducted under the laws then governing elections in the State. At that
21 election, each qualified voter desiring to vote shall be provided a ballot on which shall
22 be printed the following:

1 "[] FOR Constitutional amendment providing that the General Assembly
2 may appropriate funds only to units of government.

3 [] AGAINST Constitutional amendment providing that the General
4 Assembly may appropriate funds only to units of government."

5 Those qualified voters favoring the amendment set out in Section 1 of this
6 act shall vote by making an X or a check mark in the square beside the statement
7 beginning "FOR", and those qualified voters opposed to that amendment shall vote by
8 making an X or check mark in the square beside the statement beginning "AGAINST".

9 Notwithstanding the foregoing provisions of this section, voting machines
10 may be used in accordance with rules and regulations prescribed by the State Board of
11 Elections.

12 Sec. 3. If a majority of votes cast thereon are in favor of the amendment set
13 out in Section 1 of this act, the State Board of Elections shall certify the amendment to
14 the Secretary of State, who shall enroll the amendment so certified among the
15 permanent records of his office, and the amendment shall become effective with respect
16 to acts becoming law on or after January 1, 1991.

17 Sec. 4. This act is effective upon ratification.