

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 988
Education/Higher Education Committee Substitute Adopted 4/13/05

Short Title: Transfer Textile Center to Gaston College.

(Public)

Sponsors:

Referred to:

March 24, 2005

1 A BILL TO BE ENTITLED
2 AN ACT TO TRANSFER THE NORTH CAROLINA CENTER FOR APPLIED
3 TEXTILE TECHNOLOGY TO GASTON COLLEGE.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** The North Carolina Center for Applied Textile Technology is
6 transferred from the Community Colleges System Office to Gaston College. The
7 transfer shall have all of the elements of a Type I transfer, as defined in G.S. 143A-6(a).

8 **SECTION 2.** Article 6 of Chapter 115D of the General Statutes is repealed.

9 **SECTION 3.** Chapter 115D of the General Statutes is amended by adding a
10 new Article to read:

11 "Article 5A.

12 "North Carolina Center for Applied Textile Technology at Gaston College.

13 **"§ 115D-67.1. Purpose of the Center.**

14 The purpose of the North Carolina Center for Applied Textile Technology is to
15 develop a world-class workforce for the textile industry in North Carolina; support the
16 textile industry by identifying problems confronting the industry and assisting the
17 industry in solving them; garner support from the textile industry for the work of the
18 Center; and serve as a statewide center of excellence that serves all components of the
19 textile industry.

20 **"§ 115D-67.2. Advisory Board.**

21 (a) The Advisory Board to the North Carolina Center for Applied Textile
22 Technology is hereby established. The purpose of the Advisory Board is to assist in the
23 advancement and administration of the Applied Textile Technology Center.

24 (b) The Advisory Board shall consist of 14 members:

25 (1) The President of Gaston College, who shall serve ex officio;

26 (2) Four members appointed by the North Carolina Manufacturers
27 Association, Inc.;

28 (3) Two members appointed by the board of the North Carolina Center for
29 Applied Textile Technology Foundation;

- 1 (4) Two members appointed by the board of trustees of Gaston College;
2 (5) Three members appointed by the State Board of Community Colleges;
3 (6) One member appointed by the dean of the College of Textiles at North
4 Carolina State University; and
5 (7) The Director of the Hosiery Technology Center at Catawba Valley
6 Community College who shall serve ex officio as a nonvoting
7 member.

8 The appointing entities shall attempt to appoint members who are distributed
9 geographically throughout the State; members representing large and small companies;
10 and members from each segment of the diverse textile industry including spun yarn
11 manufacturing, filament yarn manufacturing, knitting, weaving, dyeing and finishing,
12 apparel, nonwoven, technical/medical textiles, and fiber producers.

13 (c) In order for the terms of members to be staggered, one initial member
14 appointed by the North Carolina Manufacturers Association, Inc., one member
15 appointed by the North Carolina Center for Applied Textile Technology Foundation,
16 one member appointed by the board of trustees of Gaston College, and two members
17 appointed by the State Board of Community Colleges shall serve for two-year terms.
18 The remainder of the initial appointees shall serve for four-year terms. Subsequent
19 terms shall be for four years. Initial terms shall begin July 1, 2005.

20 Members may serve for no more than two consecutive four-year terms. Members
21 appointed to an initial term of two years and members appointed to fill a vacancy may
22 serve two consecutive four-year terms after the expiration of their term of less than four
23 years.

24 All vacancies occurring on the board shall be filled for the remainder of the
25 unexpired term by the appointing authority making the original appointment.

26 Members shall receive per diem, travel, and subsistence allowances in accordance
27 with G.S. 138-5 and G.S. 138-6, as appropriate.

28 (d) The Advisory Board is a public body as defined in G.S. 143-318.10(b) and is
29 subject to all provisions of G.S. 143-318.9 through G.S. 143-318.18.

30 **"§ 115D-67.3. Director and other Center personnel.**

31 The President of Gaston College shall appoint an individual to serve as the director
32 of the Center from a list of two or more candidates recommended by the Advisory
33 Board. If the President rejects the recommended candidates, the Advisory Board shall
34 submit two or more additional candidates. The director, after consultation with the
35 Advisory Board and subject to the approval of the President of Gaston College, shall
36 select other staff members of the Center. The director and other staff members of the
37 Center are employees of Gaston College and are subject to the personnel policies of
38 Gaston College.

39 **"§ 115D-67.4. Fees collected by the Center; purchases using Center funds.**

40 Notwithstanding any other provision of law, all fees collected by the Applied Textile
41 Technology Center for services to the textile industry, except for regular curriculum and
42 continuing education tuition receipts, shall be retained by the Center and used for the
43 operations of the Center. Purchases made by the Center using these funds are not
44 subject to the provisions of Article 3 of Chapter 143 of the General Statutes."

1 **SECTION 4.** G.S. 115D-2(3) reads as rewritten:

2 "**§ 115D-2. Definitions.**

3 As used in this Chapter:

4

 ...

5 (3) The term "institution" refers to any institution established pursuant to
6 this ~~Chapter except for the North Carolina Center for Applied Textile~~
7 ~~Technology Chapter.~~"

8 **SECTION 5.** G.S. 115D-58.14(a) reads as rewritten:

9 "(a) Community colleges ~~and the Center for Applied Textile Technology~~ may
10 purchase the same supplies, equipment, and materials from noncertified sources as are
11 available under State term contracts, subject to the following conditions:

12 (1) The purchase price, including the cost of delivery, is less than the cost
13 under the State term contract; and

14 (2) The cost of the purchase shall not exceed the bid value benchmark
15 established under G.S. 143-53.1."

16 **SECTION 6.** The Director of the North Carolina Center for Applied Textile
17 Technology shall serve ex officio as a nonvoting member of the Advisory Board to the
18 Hosiery Technology Center at Catawba Valley Community College.

19 **SECTION 7.** This act becomes effective July 1, 2005.