

April 9, 2009

H 1292. EMPLOYMENT OF NONCERTIFIED SCHOOL PERSONNEL. Filed 4/8/09. *TO AMEND THE LAW REGARDING THE DISMISSAL, DEMOTION, OR SUSPENSION OF NONCERTIFIED SCHOOL EMPLOYEES.*

Amends GS 115C-45(c) to prohibit the dismissal, demotion, or suspension of noncertified school employees for disciplinary reasons except for just cause. Requires that employee be given notice of the reasons for the proposed disciplinary action and opportunity for a hearing before action is taken by a local board of education. Effective October 1, 2009, and applies to administrative decisions on or after that date.

Intro. by Harrison, Jeffus, Womble, Lucas.

GS 115C

May 13, 2009

H 1292. EMPLOYMENT OF NONCERTIFIED SCHOOL PERSONNEL. Filed 4/8/09. House committee substitute makes the following changes to 1st edition. Restores current provision of GS 115C-45(c) allowing a noncertified employee to request and be entitled to written notice as to the reasons for the employee's dismissal, demotion, or suspension without pay prior to any hearing. Deletes proposed amendment providing that noncertified employees could only be disciplined with just cause and after being furnished with a written statement setting forth specific acts or omissions that form the basis of the disciplinary action. Retains proposed amendment allowing a noncertified employee the right to counsel at any hearing on a disciplinary action.

August 5, 2009

H 1292. EMPLOYMENT OF NONCERTIFIED SCHOOL PERSONNEL. Filed 4/8/09. Senate committee substitute makes the following changes to 2nd edition. Amends GS 115C-45(c) to require that a noncertified employee subject to a disciplinary action be provided with a written statement of the specific acts or omissions that are the reasons for the disciplinary action and of the employee's appeal rights.

June 30, 2010

H 1292. UNIV. ENERGY SAVINGS/LEA OPERATIONAL LEASES (NEW). Filed 4/8/09. Senate committee substitute deletes the provisions of the 3rd edition and replaces it with *AN ACT TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA SHALL REMAIN AVAILABLE TO THE INSTITUTION AND A PORTION OF THOSE ENERGY SAVINGS SHALL BE USED FOR OTHER ENERGY CONSERVATION MEASURES; AND TO EXPAND THE USE OF OPERATIONAL LEASES BY LOCAL BOARDS OF EDUCATION.*

Enacts GS 116-30.3B (energy conservation savings) to require UNC constituent institutions to carry forward to the next fiscal year the General Fund current operations credit balance resulting from the energy savings accrued from implementing an energy conservation measure. Directs that 60% of the energy savings be used for energy conservation measures at the institution with the credit balance. Limits the use of these funds to one-time capital and operating expenses that do not impose additional financial obligations on the state. Requires the Governor to establish the General Fund current operations credit balance remaining in each budget code of each institution.

Prohibits the Governor from decreasing the recommended continuation budget requirements for utilities for constituent institutions by the amount of the energy savings gained from implementing conservation measures. Requires constituent institutions to submit annual reports on the use of funds authorized under this statute as required under GS 143-64.12 (requires state institutions of higher learning to submit annual management plans to the State Energy Office).

Defines *energy savings*, *guaranteed energy savings contract*, and *energy conservation measure* as having the same meaning as in GS 143-64.17.

Amends GS 143-64.12(a) to specify that the management plans submitted annually by the state institutions of higher learning must include costs estimates and analysis of costs associated

with the energy conservation measures and an analysis identifying projected annual energy savings and estimated payback periods.

Amends GS 115C-530 to provide that operational leases may be for new or existing buildings. Authorizes local boards of education to also enter into contracts for the construction of leased property (was, may contract for the repair or renovation only) providing specified conditions are met. Provides that construction, repair, or renovation work by a private developer is subject to the requirements of Article 8 of GS Chapter 143. Provides that contracts for new construction and renovation (was, renovation) that are subject to the bidding requirements of GS 143-129(a) and are not continuing contracts for capital outlay must be approved by the board of county commissioners.

Effective July 1, 2010, and applies to contracts entered into on or after that date.

August 12, 2010

SL 2010-196 (H 1292). UNIVERSITY ENERGY SAVINGS/LEA OPERATIONAL LEASES.
AN ACT TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA SHALL REMAIN AVAILABLE TO THE INSTITUTION AND A PORTION OF THOSE ENERGY SAVINGS SHALL BE USED FOR OTHER ENERGY CONSERVATION MEASURES; AND TO EXPAND THE USE OF OPERATIONAL LEASES BY LOCAL BOARDS OF EDUCATION. Summarized in *Daily Bulletin* 6/30/10. Enacted August 10, 2010. Effective July 1, 2010.