

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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HOUSE BILL 1233

Short Title: Protect Special Revenue Funds/Budget Deficit. (Public)

Sponsors: Representatives Gibson; and Lucas.

Referred to: Judiciary I, if favorable, Appropriations.

April 9, 2009

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE GOVERNOR SHALL NOT USE PROCEEDS FROM  
SPECIAL REVENUE FUNDS OR SPECIAL REVENUE FUND BALANCES TO  
REMEDY A GENERAL FUND BUDGET DEFICIT UNLESS THE GOVERNOR HAS  
EXHAUSTED ALL AVAILABLE GENERAL FUND REVENUE SOURCES.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 143C-6-2 is amended by adding a new section to read:

"(d) Special Revenue Funds. – In exercising the powers contained in Section 5(3) of Article III of the North Carolina Constitution, the Governor shall not withhold from distribution proceeds from special revenue funds and shall not use special revenue funds balances to remedy a General Fund budget deficit or to meet General Fund budgeted expenditures unless the Governor has exhausted all available General Fund revenue sources."

**SECTION 2.** This act becomes effective July 1, 2009.

