

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

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SENATE BILL 559

Short Title: Treasury Administrative Changes Act.-AB (Public)

Sponsors: Senators Krawiec and Ford (Primary Sponsors).

Referred to: Rules and Operations of the Senate

April 5, 2023

1 A BILL TO BE ENTITLED
2 AN ACT MAKING CLARIFYING AND ADMINISTRATIVE CHANGES TO LAWS
3 RELATING TO THE DEPARTMENT OF STATE TREASURER'S BANKING
4 OPERATIONS AND INVESTMENT PROGRAMS, AS RECOMMENDED BY THE
5 DEPARTMENT OF STATE TREASURER.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 147-68.1 reads as rewritten:

8 "**§ 147-68.1. Banking operations.**

9 The cost of administration, management, and operations of the banking operations of the
10 Department of State Treasurer shall be apportioned and paid equitably among the funds and
11 programs using these services, ~~and the costs so apportioned shall be deposited with the State~~
12 ~~Treasurer as a general fund nontax revenue. The in a manner prescribed by the State Treasurer.~~
13 To the extent not otherwise chargeable directly to the income or assets of a specific fund or
14 program, the cost of administration, management and operations of the banking operations of the
15 Department of State Treasurer shall be covered by an appropriation to the State Treasurer for this
16 purpose in the Current Operations Appropriations Act. paid from the income and assets of the
17 funds and programs using these services. Any apportionment and payment under this section
18 shall be accounted for in a manner determined by the State Treasurer."

19 **SECTION 2.** G.S. 147-69.3 reads as rewritten:

20 "**§ 147-69.3. Administration of State Treasurer's investment programs.**

21 ...

22 (f) The cost of administration, management, and operation of investment programs
23 established pursuant to this section shall be apportioned and paid equitably among the programs
24 in ~~such a manner as may be prescribed by the State Treasurer, such costs to be paid from each~~
25 ~~program, and to Treasurer. To the extent not otherwise chargeable directly to the income or assets~~
26 ~~of the a specific investment program or pooled investment vehicle, shall be deposited with the~~
27 ~~State Treasurer as a General Fund nontax revenue. The the cost of administration, management,~~
28 ~~and operation of investment programs established pursuant to this section and not directly shall~~
29 ~~be paid from the income or and assets of such program shall be covered by an appropriation to~~
30 ~~the State Treasurer for this purpose in the Current Operations Appropriations Act. the investment~~
31 ~~programs. Any apportionment and payment under this section shall be accounted for in a manner~~
32 ~~determined by the State Treasurer.~~

33"

34 **SECTION 3.** G.S. 147-76 reads as rewritten:

35 "**§ 147-76. Liability for false entries in his books. Bookkeeping.**



- 1 (a) The cost of administration, management, and operations of the Department of State
- 2 Treasurer shall be accounted for in a manner determined by the State Treasurer.
- 3 (b) If the State Treasurer of the State shall wittingly or falsely make, or cause to be made,
- 4 any false entry or charge in any book by him as State Treasurer, or shall wittingly or falsely form,
- 5 or procure to be formed, any statement of the treasury, to be by him laid before the Governor, the
- 6 General Assembly, or any committee thereof, or to be by him used in any settlement which he is
- 7 required to make with intent, in any of said instances, to defraud the State or any person, such
- 8 State Treasurer shall be guilty of a Class 1 misdemeanor."
- 9 **SECTION 4.** This act is effective when it becomes law.