

May 9, 2001

H 1430. ADJUST TAX RATES. *TO ADJUST TAX RATES AND MAKE OTHER CHANGES TO THE TAX LAWS.* Blank bill.

Intro. by Luebke.

Ref. to Rules	GS 105
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July 4, 2001

H 1430. BUDGET FEE PROVISIONS. Intro. 5/9/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO AUTHORIZE THE COMMISSIONER OF LABOR TO ESTABLISH CERTAIN FEES; TO ALLOW CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR PUBLIC SCHOOLS; TO LIMIT THE AUTHORITY OF AGENCIES TO ESTABLISH OR INCREASE FEES CHARGED TO THE PUBLIC AND TO EXEMPT PRISONS LOCATED ON LAND OWNED BY THE STATE AND BUILT PURSUANT TO A CONTRACT WITH THE STATE FROM PROPERTY TAX.* Amends GS 95-110.5 and -110.14 to set maximum of \$200 for elevator inspection fees and \$250 for amusement device inspections and certificates. Deletes provisions setting license fees for various types of health agencies regulated by Dep't of Health and Human Services. Amends GS 12-3.1 to provide that only the General Assembly has the power to authorize an agency to establish or set a fee for rendering any service to the public.

September 25, 2002

H 1430. STATE CAPITAL FACILITIES FINANCING ACT (NEW). Intro. 5/9/01. Senate committee substitute makes the following changes to 3rd edition. Replaces original bill with bill entitled *"PROVIDING FOR THE FINANCING OF CAPITAL FACILITIES FOR THE STATE, AUTHORIZING THE ISSUANCE OF SPECIAL INDEBTEDNESS FOR REPAIR AND RENOVATIONS, TO REFINANCE TWO PRISONS, AND TO FINANCE THE CONSTRUCTION OF A NEW PSYCHIATRIC HOSPITAL, AUTHORIZING THE ISSUANCE OF SPECIAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A NEW PSYCHIATRIC HOSPITAL, AND EXPANDING THE PURPOSES FOR WHICH COUNTIES AND MUNICIPALITIES MAY USE SPECIAL OBLIGATION BONDS, AND AMENDING RELATED GENERAL LAWS."* Adds to GS Ch. 142 a new Art. 8, "State Capital Facilities Finance Act," which applies to special financing of capital facilities when the General Assembly has enacted legislation that either (1) describes the capital facility and authorizes its financing by incurrence or issuance of special indebtedness up to a specific amount, or (2) authorizes the incurrence or issuance of special indebtedness up to a specific amount for a specific category of capital facilities and the facility meets all of the legislative conditions. Sets out procedure for incurrence or issuance of special indebtedness in these cases, including notice to the Dep't of Administration and to the State Treasurer, issuance of special certificate by State Treasurer, preliminary approval by Council of State, and final approval by the Council of State by resolution as described in the statute. Provides for oversight by the State Treasurer and reports to the Joint Legislative Comm'n on Governmental Operations. Includes detailed provisions relating to security and other requirements, financing contract indebtedness, issuance of limited obligation bonds and notes, variable rate demand bonds and notes, and investment eligibility. Provides that the special indebtedness under the article is free from taxation by the state or any political subdivision or agency thereof (except for estate, inheritance, and gift taxes; income taxes on gain from transfer of indebtedness; and franchise taxes).

In accordance with the provisions described above, authorizes the issuance or incurrence of special indebtedness as follows: (1) up to \$150 million for repair and renovation of state facilities and related infrastructure supported from the General Fund. Specifies types of projects for which the proceeds may be used. Includes expedited procedure to enable the State Treasurer and the Governor to act when an expenditure is required because an emergency poses an imminent threat to public health or safety. (2) to acquire two correctional facilities the state now leases in Pamlico County and Avery County. (3) up to \$100 million, with indebtedness incurred on or after July 1, 2004, for acquisition, construction, and equipping of a 432-bed new psychiatric hospital. Enacts, uncoded, the "Special Obligation Hospital Bonds Act of 2002," authorizing the State

Treasurer, with consent of the Council of State, to issue and sell special obligation bonds up to \$100 million for the project, with that maximum amount being reduced by the amount of any special indebtedness incurred for the project under the new article described above. Sets out numerous conditions for issuance of the special obligation bonds. Provides tax exemption for these bonds as described above for special indebtedness.

Requires the Sec'y of Health and Human Services to maintain all existing educational and research programs in psychiatry and psychology conducted by UNC School of Medicine at Dorothea Dix Hospital unless otherwise modified by the school, and gives the school continued authority over those programs.

Adds new GS 153A-178 authorizing the county in which the new hospital will be located to acquire real and personal property and convey it to the state under GS 160A-24 or other applicable law for use as a psychiatric hospital. Specifically authorizes the county to acquire the property by eminent domain.

Adds new GS 143-15.3D(c) providing that any savings in state appropriations realized from closing Dorothea Dix Hospital and John Umstead Hospital shall not revert to the General Fund but are retained in the Trust Fund for Mental Health, Developmental Disabilities, and Substance Abuse Services and Bridge Funding Needs.

Makes other technical and conforming amendments.

September 26, 2002

H 1430. STATE CAPITAL FACILITIES FINANCING ACT. Intro. 5/9/01. Senate committee substitute adopted 9/25/02 makes the following changes to 4th edition. Amends GS 143-15.3 to allow Dep't of Health and Human Services to use recurring funds realized from the closing of Dorothea Dix and John Umstead Hospitals to repay debt service for the construction of a new state psychiatric hospital. Creates a Dorothea Dix Hospital Study Commission and requires it to make recommendations to the Joint Legislative Comm'n on Gov't Operations regarding options for sale of the Dorothea Dix Hospital campus.

September 30, 2002

H 1430. STATE CAPITAL FACILITIES FINANCING ACT. Intro. 5/9/01. Senate amendment makes the following changes to 5th edition. Adds new Section to provide that during fiscal year 2002-2003 the Dep't of Health and Human Services shall use up to \$2 million to plan replacement hospitals for Cherry and Broughton psychiatric hospitals to be located in Goldsboro and Morganton.