

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 96
Committee Substitute Favorable 3/5/09
PROPOSED COMMITTEE SUBSTITUTE H96-PCS10842-TG-7

Short Title: Local Government Surplus Property Donations.

(Public)

Sponsors:

Referred to:

February 10, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE CITIES AND COUNTIES TO DONATE SURPLUS,
3 OBSOLETE, OR UNUSED PERSONAL PROPERTY TO CHARTER SCHOOLS AND
4 TO MAKE A TECHNICAL CHANGE TO THE AUTHORITY OF CITIES AND
5 COUNTIES TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL
6 PROPERTY TO OTHER GOVERNMENTAL UNITS OR TO NONPROFIT
7 ORGANIZATIONS.

8 The General Assembly of North Carolina enacts:

9 SECTION 1. G.S. 160A-280(a) reads as rewritten:

10 "(a) A city or local board of education may donate to ~~a~~ another governmental unit within
11 the United States, a sister city, or a nonprofit organization incorporated by (i) the United States,
12 (ii) the District of Columbia, or (iii) one of the United States, any personal property, including
13 supplies, materials, and equipment, that the governing board deems to be surplus, obsolete, or
14 unused. The governing board of the city or county shall post a public notice at least five days
15 prior to the adoption of a resolution approving the donation. The resolution shall be adopted
16 prior to making any donation of surplus, obsolete, or unused personal property. For purposes of
17 this section a sister city is a city in a nation other than the United States that has entered into a
18 formal, written agreement or memorandum of understanding with the donor city for the
19 purposes of establishing a long term partnership to promote communication, understanding,
20 and goodwill between peoples and to develop mutually beneficial activities, programs, and
21 ideas. The agreement or memorandum of understanding establishing the sister city relationship
22 shall be signed by the mayors or chief elective officer of both the donor and recipient cities."

23 SECTION 2. G.S. 160A-280(b) reads as rewritten:

24 "(b) For the purposes of this section, the term "governmental unit" shall have the same
25 meaning as defined by ~~G.S. 160A-274(a)~~ G.S. 160A-274(a) and shall include North Carolina
26 charter schools."

27 SECTION 3. G.S. 160A-280(c) reads as rewritten:

28 "(c) The authority granted to a ~~city, county, or governmental unit~~ city under this section
29 is in addition to any authority granted under any other provision of law."

30 SECTION 4. This act is effective when it becomes law.

