

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

S

D

SENATE BILL 818
PROPOSED COMMITTEE SUBSTITUTE S818-PCS35561-TBf-32

Short Title: Establish Education Endowment Fund.

(Public)

Sponsors:

Referred to:

May 21, 2014

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH AND DEDICATE FUNDS FOR THE NORTH CAROLINA
3 EDUCATION ENDOWMENT FUND TO PROVIDE ADDITIONAL SUPPORT AND
4 FUNDING FOR K-12 PUBLIC SCHOOLS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Chapter 115C of the General Statutes is amended by adding a new
7 Article to read:

8 "Article 32E.

9 "North Carolina Education Endowment Fund.

10 **§ 115C-472.16. Establishment of the North Carolina Education Endowment Fund.**

11 (a) There is established the North Carolina Education Endowment Fund. The Fund shall
12 be a special fund consisting of (i) moneys credited to it under G.S. 20-81.12 from the sale of "I
13 Support Teachers" special registration plates; (ii) proceeds of any gifts, grants, or contributions
14 to the State that are specifically designated for inclusion in the Fund; (iii) appropriations made
15 to it by the General Assembly; and (iv) interest accrued to it thereon. Moneys in the Fund shall
16 be available for expenditure only upon an act of appropriation by the General Assembly.

17 (b) The General Assembly shall only appropriate moneys in the North Carolina
18 Education Endowment Fund for teacher compensation that is related directly to improving
19 student academic outcomes in the public schools of the State."

20 SECTION 2. G.S. 20-79.4(b) is amended by adding a new subdivision to read:

21 "(b) Types. – The Division shall issue the following types of special registration plates:

22 ...

23 (i) I Support Teachers. – Issuable to the registered owner of a motor vehicle in
24 accordance with G.S. 20-81.12. The plate shall have a gray chalkboard
25 background with "I SUPPORT TEACHERS" written in white chalk across
26 the top of the plate, and an image of a red apple shall be in the lower left
27 corner with the letters "ABC" appearing in white chalk over the apple."

28 SECTION 3. G.S. 20-81.12(b12) reads as rewritten:

29 "(b12) ~~I Support Public Schools Teachers Plates.~~ – The Division must receive 300 or more
30 applications for ~~at the I Support Public Schools Teachers~~ plate before the plate may be
31 developed. The Division shall transfer quarterly the money in the Collegiate and Cultural
32 Attraction Plate Account derived from the sale of ~~I Support Public Schools Teachers~~ plates to
33 the ~~Fund for the Reduction of Class Size in Public Schools~~ created pursuant to
34 ~~G.S. 115C-472.10.~~ North Carolina Education Endowment Fund established pursuant to
35 G.S. 115C-472.16."

36 SECTION 4. G.S. 20-79.7 reads as rewritten:



"§ 20-79.7. Fees for special registration plates and distribution of the fees.

(a) Fees. – All other special registration plates are subject to the regular motor vehicle registration fee in G.S. 20-87 or G.S. 20-88 plus an additional fee in the following amount:

| Special Plate | Additional Fee Amount |
|-----------------------------------|-----------------------|
| ... | |
| Harley Owners' Group | \$20.00 |
| <u>I Support Teachers</u> | <u>\$20.00</u> |
| Jaycees | \$20.00 |
| ... | |
| Special Forces Association | \$20.00 |
| Support Public Schools | \$20.00 |
| US Equine Rescue League | \$20.00 |

(b) Distribution of Fees. – The Special Registration Plate Account and the Collegiate and Cultural Attraction Plate Account are established within the Highway Fund. The Division must credit the additional fee imposed for the special registration plates listed in subsection (a) of this section among the Special Registration Plate Account (SRPA), the Collegiate and Cultural Attraction Plate Account (CCAPA), the Clean Water Management Trust Fund (CWMTF), which is established under G.S. 113A-253, and the Parks and Recreation Trust Fund, which is established under G.S. 113-44.15, as follows:

| <u>Special Plate</u> | <u>SRPA</u> | <u>CCAPA</u> | <u>NHTF</u> | <u>PRTF</u> |
|-----------------------------------|-----------------|-----------------|--------------|--------------|
| ... | | | | |
| In-State Collegiate Insignia | \$10 | \$15 | 0 | 0 |
| <u>I Support Teachers</u> | <u>\$10</u> | <u>\$10</u> | <u>0</u> | <u>0</u> |
| Jaycees | \$10 | \$10 | 0 | 0 |
| ... | | | | |
| Support Our Troops | \$10 | \$20 | 0 | 0 |
| Support Public Schools | \$10 | \$10 | 0 | 0 |
| Support Soccer | \$10 | \$15 | 0 | 0 |

SECTION 5. G.S. 20-63(b1) reads as rewritten:

"(b1) The following special registration plates do not have to be a "First in Flight" plate as provided in subsection (b) of this section. The design of the plates that are not "First in Flight" plates must be developed in accordance with G.S. 20-79.4(a3). For special plates authorized in G.S. 20-79.7 on or after July 1, 2013, the Division may not issue the plate on a background under this subsection unless it receives at least 200 applications for the plate in addition to the applications required under G.S. 20-79.4 or G.S. 20-81.12.

- ...
- (43) Mountains-to-Sea Trail, Inc.
- (44) I Support Teachers."

SECTION 6. The Revisor of Statutes is authorized to alphabetize, number, and renumber the special registration plates listed in G.S. 20-79.4(b) to ensure that all the special registration plates are listed in alphabetical order and numbered accordingly.

SECTION 7. Article 32C of Chapter 115C of the General Statutes is repealed.

SECTION 8. Article 9 of Subchapter I of Chapter 105 of the General Statutes is amended by adding a new section to read:

"§ 105-269.7. Contribution of income tax refund or payment to the North Carolina Education Endowment Fund.

Any taxpayer entitled to a refund of income taxes under Article 4 of this Chapter, or any taxpayer who desires to make a contribution, may elect to contribute all or part of the refund or

1 may make a contribution to the North Carolina Education Endowment Fund established
2 pursuant to G.S. 115C-472.16 to be used in accordance with that statute. The Secretary shall
3 provide appropriate language and space on the income tax form in which to make the election
4 or contribution. The taxpayer's election or contribution becomes irrevocable upon filing the
5 taxpayer's income tax return for the taxable year. The Secretary shall transmit the amounts
6 designated pursuant to this section to the State Treasurer for credit to the North Carolina
7 Education Endowment Fund."

8 **SECTION 9.** Section 8 of this act is effective for taxable years beginning on or
9 after January 1, 2014. The remainder of this act becomes effective July 1, 2014.