A BILL TO BE ENTITLED
AN ACT TO ALLOW NET PROCEEDS FROM THE SALE OF CERTAIN REAL PROPERTY
OWNED BY OR UNDER THE CONTROL OF THE DEPARTMENT OF NATURAL AND
CULTURAL RESOURCES TO BE DEPOSITED INTO SPECIAL FUNDS TO BE USED
FOR THE BENEFIT OF CERTAIN STATE HISTORIC SITES AND MUSEUMS AND TO
REMOVE CERTAIN LAND FROM THE STATE NATURE AND HISTORIC
PRESERVE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 146-30 reads as rewritten:

"§ 146-30. Application of net proceeds.
(a) The net proceeds of any disposition made in accordance with this Subchapter shall be
handled in accordance with the following priority:
(1) First, in accordance with the provisions of any trust or other instrument of title
whereby title to real property was acquired.
(2) Second, as provided by any other act of the General Assembly.
(3) Third, by depositing the net proceeds with the State Treasurer.

Nothing in this section, however, prohibits the disposition of any State lands by exchange for
other lands, but if the appraised value in fee simple of any property involved in the exchange is
at least twenty-five thousand dollars ($25,000), then the exchange shall not be made without
consultation with the Joint Legislative Commission on Governmental Operations.

(b) Notwithstanding any other provision of this Subchapter, the following exceptions
apply:

(11) The net proceeds derived from the sale of real property owned by or under the
control of the Division of State Historic Sites and the Division of State History
Museums in the Department of Natural and Cultural Resources shall be
deposited in the State Historic Sites and Museums Fund, created in
G.S. 121-7.7, and shall be used in accordance with that section.

(12) The net proceeds derived from the sale of real property owned by or under the
control of the Division of Tryon Palace Historic Sites and Gardens in the
Department of Natural and Cultural Resources shall be deposited in the Tryon
Palace Historic Sites and Gardens Fund, created in G.S. 121-21.1, and shall
be used in accordance with that section.

(13) The net proceeds derived from the sale of real property from the Bentonville
Battlefield State Historic Site owned by or under the control of the Division
The Fund consists of all revenues derived from the sale of real property pursuant to G.S. 146-30(d)(11). The revenues in the Fund may be used only for the operation, interpretation, maintenance, preservation, development, and expansion of the individual State Historic Site, State History Museum, and Maritime Museum, and whether generated. The respective Division and the staff from each State Historic Site, State History Museum, and Maritime Museum shall determine how the funds shall be used at that Historic Site, State History Museum, and Maritime Museum.

SECTION 2. G.S. 121-7.7(a) reads as rewritten:

"(a) Fund. – The State Historic Sites and Museums Fund is created as a special, interest-bearing revenue fund in the Division of State Historic Sites and the Division of State History Museums. The Fund consists of all receipts derived from the lease or rental of property or facilities, disposition of structures or products of the land, donations, gifts, devises, and admissions and fees collected at the State Historic Sites, State History Museums, and Maritime Museums. The Fund also consists of the net proceeds derived from the sale of real property pursuant to G.S. 146-30(d)(11). The revenues in the Fund may be used only for the operation, interpretation, maintenance, preservation, development, and expansion of the individual State Historic Site, State History Museum, and Maritime Museum where the receipts are generated.

SECTION 3. G.S. 121-21.1 reads as rewritten:


(a) Fund. – The Tryon Palace Historic Sites and Gardens Fund is hereby created as a special, interest-bearing revenue fund in the Division of Tryon Palace Historic Sites and Gardens. The Fund shall be treated as a special trust fund and shall be credited with interest by the State Treasurer pursuant to G.S. 147-69.2 and G.S. 147-69.3. The Fund shall be used for operation, interpretation, repair, renovation, expansion, and maintenance at Tryon Palace Historic Sites and Gardens.

(b) Disposition of Fees. Fund Makeup. – All entrance fee receipts shall be credited to the Tryon Palace Historic Sites and Gardens Fund. The Fund consists of all revenues derived from donations, gifts, devises, grants, and admissions and fees collected at the Tryon Palace Historic Sites and Gardens. The Fund also consists of the net proceeds derived from the sale of real property pursuant to G.S. 146-30(d)(12)."

SECTION 4. G.S. 121-7.5(b) reads as rewritten:

"(b) Disposition of Fees. Fund Makeup. – Notwithstanding Chapter 146 of the General Statutes, all receipts derived from donations or the lease, rental, or other disposition of structures or products of the land owned by or under the supervision or control of the Division of Historic Sites in Johnston County shall be credited to the Fund. The Fund also consists of the net proceeds derived from the sale of real property pursuant to G.S. 146-30(d)(13)."

SECTION 5. G.S. 121-7.6(b) reads as rewritten:

"(b) Monies Credited to the Fund. – Notwithstanding Chapter 146 of the General Statutes, all receipts derived from the lease, rental, or other disposition of structures or products of the land, as well as all admissions and fees, gifts, donations, grants, and bequests, shall be credited to the Fund. The Fund also consists of the net proceeds derived from the sale of real property pursuant to G.S. 146-30(d)(14). The Fund shall be credited with interest by the State Treasurer pursuant to G.S. 147-69.2 and G.S. 147-69.3."

SECTION 6. G.S. 143-260.10 reads as rewritten:

The following are components of the State Nature and Historic Preserve accepted by the
North Carolina General Assembly pursuant to G.S. 143-260.8:

(9) All lands and waters located within the boundaries of the following State
Historic Sites as of May 2, 2017: Alamance Battleground, Charles B. Aycock
Birthplace, Historic Bath, Bennett Place, Bentonville Battleground,
Brunswick Town/Fort Anderson, C.S.S. Neuse and Governor Caswell
Memorial, Charlotte Hawkins Brown Memorial, Duke Homestead, Historic
Edenton, Fort Dobbs, Fort Fisher, Historic Halifax, Horne Creek Living
Historical Farm, House in the Horseshoe, North Carolina Transportation
Museum, President James K. Polk, Reed Gold Mine, Somerset Place, Historic
Stagville, State Capitol, Town Creek Indian Mound, Tryon Palace Historic
Sites & Gardens, Zebulon B. Vance Birthplace, Endor Iron Furnace, and
Thomas Wolfe Memorial, with the exception of the following tracts:

a. The portion of that certain tract or parcel of property at Tryon Palace
Historic Sites & Gardens in Craven County, described in Deed Book
1740, Page 575, located at 308 George Street, New Bern, North
Carolina, 28562.

SECTION 7. This act is effective when it becomes law.