

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

FILED SENATE
Feb 24, 2025
S.B. 149
PRINCIPAL CLERK

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SENATE BILL DRS35078-LMf-54

Short Title: Henderson County/Blue Ridge CC Construction. (Local)

Sponsors: Senator Moffitt (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING THAT HENDERSON COUNTY IS AUTHORIZED TO CONSTRUCT
3 COMMUNITY COLLEGE BUILDINGS ON THE CAMPUSES OF BLUE RIDGE
4 COMMUNITY COLLEGE LOCATED WITHIN THE COUNTY.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.(a)** Notwithstanding G.S. 115D-9, 115D-15.1, and 143-341(3) or any
7 other provision of law, Henderson County (hereinafter "County") is hereby authorized to
8 construct community college buildings, as that term is defined in G.S. 143-336, on the campuses
9 of Blue Ridge Community College (hereinafter "College") located within the County. For
10 purposes of this act, the term "construct" and "construction" includes making additions,
11 improvements, renovations, or repairs to all or any part of a community college building. The
12 County may finance the construction of these buildings in accordance with Article 8 of Chapter
13 159 of the General Statutes and G.S. 160A-20. If the County finances the construction of any
14 building on the College's campuses, the College Board of Trustees may, in connection with the
15 construction, transfer any of its property to the County to be used as security for the financing
16 agreement. The County shall transfer the property back to the College Board of Trustees when
17 any financing agreement entered into by the County to finance the construction, including any
18 additions, improvements, renovations, and repairs, has been satisfied. The County may also
19 construct the community college buildings using other funding sources, including appropriations
20 made by the General Assembly. Upon the completion of the construction of the buildings, the
21 County shall lease the buildings to the College under the terms and conditions agreed to by both
22 the County and College.

23 **SECTION 1.(b)** In constructing buildings as authorized by this act, the County does
24 not have to comply with the provisions of G.S. 115D-9 or Part 1 of Article 36 of Chapter 143 of
25 the General Statutes. However, the County shall comply with the provisions of Article 3D of
26 Chapter 143 of the General Statutes and Article 8 of Chapter 143 of the General Statutes. The
27 County shall consult with the College Board of Trustees about programming requirements for
28 the buildings and shall keep the Board informed as to the construction process and progress.

29 **SECTION 1.(c)** The County and College Board of Trustees may enter into a
30 memorandum of understanding to allow for the construction of community college buildings by
31 the County on the campuses of the College located within the County, if deemed appropriate by
32 the County and College, and if the terms of the memorandum will allow for the construction to
33 be completed in a timely fashion and cost-efficient manner.

34 **SECTION 2.** This act is effective when it becomes law and applies only to
35 construction projects, including additions, improvements, renovations, and repairs, coordinated
36 by the County for College uses and purposes.

