

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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**SENATE BILL 531
Education/Higher Education Committee Substitute Adopted 4/10/01
House Committee Substitute #2 Favorable 8/2/01**

Short Title: Umstead Act Exception/Community Colleges.

(Public)

Sponsors:

Referred to:

March 19, 2001

1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT CERTAIN COMMUNITY COLLEGE ACTIVITIES FROM
3 THE UMSTEAD ACT.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 66-58(c) is amended by adding a new subdivision to read:

6 "(c) The provisions of subsection (a) shall not prohibit:

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8 (3a) The use of community college personnel or facilities, with the consent
9 of the trustees of that college, in support of or by a private business
10 enterprise located on a community college campus or in the service
11 area of a community college for one or more of the following specific
12 services in support of economic development:

13 a. Small business incubators. – As used in this sub-subdivision,
14 the term 'small business incubators' means sites for new
15 business ventures in the service area of the community college
16 that are in need of the support and assistance provided by the
17 college; and, without which, the likelihood of success of the
18 business would be greatly diminished. The services of the small
19 business incubator shall not extend to any such new business
20 venture for a period of more than 24 months.

21 b. Product testing services.

22 c. Videoconferencing services provided to the public for
23 occasional use."

24 **SECTION 2.** G.S. 115D-20 is amended by adding a new subdivision to
25 read:

26 "(12) Notwithstanding the provisions of this Chapter, a community
27 college may permit the use of its personnel or facilities, in support
28 of or by a private business enterprise located on a community

1 college campus or in the service area of a community college for
2 the specific services in support of economic development that are
3 set out in G.S. 66-58(c)(3a). The board of trustees of a community
4 college must specifically approve any use of facilities or personnel
5 under this subdivision. The State Board shall adopt rules to
6 implement the provisions of this subdivision and G.S. 66-
7 58(c)(3a)."

8 **SECTION 3.** This act is effective when it becomes law.