

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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SENATE BILL DRS35147-MQ-78

Short Title: Surplus Property Proceeds to Parks and Water. (Public)

Sponsors: Senators Wells and Brown (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THAT A PORTION OF PROCEEDS FROM THE SALE OF CERTAIN
3 STATE PROPERTY BE TRANSFERRED TO THE CLEAN WATER MANAGEMENT
4 TRUST FUND AND THE PARKS AND RECREATION TRUST FUND.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Article 7 of Subchapter II of Chapter 146 of the General Statutes is
7 amended by adding a new section to read:

8 "**§ 146-30.2. Application of proceeds of sale of real property outside the State Capital area.**

9 (a) Limitation. – Notwithstanding G.S. 146-30 or any other provision of law, and subject
10 to the limitations contained in any applicable deed, the net proceeds of any sale of State-owned
11 real property that is located outside of the State Capital area shall be applied in accordance with
12 this Subchapter.

13 (b) State Capital Area. – For the purposes of this section, the term "State Capital area"
14 shall mean that area of land located in the City of Raleigh and situated within the following
15 boundaries:

- 16 (1) Peace Street on the north.
17 (2) Capital Blvd./Dawson Street on the west.
18 (3) Morgan Street on the south.
19 (4) Person Street on the east.

20 (c) Application of Proceeds. – For the purposes of this section, the term "net proceeds"
21 means the gross amount received from the sale of State-owned real property located outside of
22 the State Capital area, less the following:

- 23 (1) Any expenses incurred incident to that sale as may be allowed under rules and
24 regulations adopted by the Governor and approved by the Council of State.
25 (2) A service charge to be paid into the State Land Fund.
26 (3) An amount equal to twelve and one-half percent (12.5%) of the gross amount
27 received to be paid into the Clean Water Management Trust Fund established
28 under G.S. 143B-135.234(a).
29 (4) An amount equal to twelve and one-half percent (12.5%) of the gross amount
30 received to be paid into the Parks and Recreation Trust Fund established under
31 G.S. 143B-135.56(a).

32 (d) Proceeds Must Be Appropriated. – Nothing in this section shall be construed to
33 appropriate the proceeds described in this section."

34 SECTION 2. This act becomes effective July 1, 2019.

