

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

**H.B. 962**  
**May 1, 2024**  
**HOUSE PRINCIPAL CLERK**

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**HOUSE BILL DRH40546-MQa-111**

Short Title: Governor's Budget.

(Public)

Sponsors: Representative Lambeth.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO MODIFY THE CURRENT OPERATIONS APPROPRIATIONS ACT OF 2023  
3 AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATIONS OF THE STATE.  
4 The General Assembly of North Carolina enacts:

5  
6 **PART I. TITLE AND INTRODUCTION**

7  
8 **TITLE OF ACT**

9 **SECTION 1.1.** This act shall be known as the "Current Operations Appropriations  
10 Act of 2024."

11  
12 **INTRODUCTION**

13 **SECTION 1.2.** The appropriations made in this act are for maximum amounts  
14 necessary to provide the services and accomplish the purposes described in the budget in  
15 accordance with the State Budget Act. Savings shall be effected where the total amounts  
16 appropriated are not required to perform these services and accomplish these purposes, and the  
17 savings shall revert to the appropriate fund at the end of each fiscal year, except as otherwise  
18 provided by law.

19  
20 **PART II. CURRENT OPERATIONS AND EXPANSION/GENERAL FUND**

21  
22 **GENERAL FUND APPROPRIATIONS**

23 **SECTION 2.1.(a)** Appropriations from the General Fund for the 2024-2025 fiscal  
24 year set out in Section 2.1(a) of S.L. 2023-134 are repealed. Appropriations from the General  
25 Fund for the budgets of the State departments, institutions, and agencies, and for other purposes  
26 as enumerated, are made for the 2024-2025 fiscal year, according to the following schedule:

27  
28 **Current Operations – General Fund**

**FY 2024-2025**

29 **EDUCATION**

30 North Carolina Community College System

31 Requirements

2,107,465,642

32 Less: Receipts

428,408,799

33 **Net Appropriation**

**1,679,056,843**

34  
35 Department of Public Instruction

36 Requirements

14,875,741,928



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1	Less: Receipts	1,818,798,621
2	<b>Net Appropriation</b>	<b>13,056,943,307</b>
3		
4	<b>THE UNIVERSITY OF NORTH CAROLINA</b>	
5	East Carolina Univ. – Academic Affairs	
6	Requirements	435,157,458
7	Less: Receipts	168,350,410
8	<b>Net Appropriation</b>	<b>266,807,048</b>
9		
10	East Carolina Univ. – Health Affairs	
11	Requirements	114,341,160
12	Less: Receipts	13,587,770
13	<b>Net Appropriation</b>	<b>100,753,390</b>
14		
15	Elizabeth City State University	
16	Requirements	50,985,154
17	Less: Receipts	4,824,784
18	<b>Net Appropriation</b>	<b>46,160,370</b>
19		
20	Fayetteville State University	
21	Requirements	91,811,366
22	Less: Receipts	13,099,820
23	<b>Net Appropriation</b>	<b>78,711,546</b>
24		
25	Appalachian State University	
26	Requirements	313,413,598
27	Less: Receipts	124,504,786
28	<b>Net Appropriation</b>	<b>188,908,812</b>
29		
30	NC A&T University	
31	Requirements	240,062,658
32	Less: Receipts	88,842,760
33	<b>Net Appropriation</b>	<b>151,219,898</b>
34		
35	NC School of Science and Mathematics	
36	Requirements	45,331,072
37	Less: Receipts	3,291,677
38	<b>Net Appropriation</b>	<b>42,039,395</b>
39		
40	NC State University – Academic Affairs	
41	Requirements	954,304,072
42	Less: Receipts	438,387,357
43	<b>Net Appropriation</b>	<b>515,916,715</b>
44		
45	NC State University – Ag. Research	
46	Requirements	79,228,032
47	Less: Receipts	19,124,784
48	<b>Net Appropriation</b>	<b>60,103,248</b>
49		
50	NC State University – Coop. Extension	
51	Requirements	64,983,558

1	Less: Receipts	18,874,550
2	<b>Net Appropriation</b>	<b>46,109,008</b>
3		
4	North Carolina Central University	
5	Requirements	144,633,692
6	Less: Receipts	53,010,459
7	<b>Net Appropriation</b>	<b>91,623,233</b>
8		
9	UNC at Asheville	
10	Requirements	73,465,728
11	Less: Receipts	23,040,857
12	<b>Net Appropriation</b>	<b>50,424,871</b>
13		
14	UNC at Chapel Hill – Academic Affairs	
15	Requirements	723,833,122
16	Less: Receipts	376,959,533
17	<b>Net Appropriation</b>	<b>346,873,589</b>
18		
19	UNC at Chapel Hill – Area Health Ed.	
20	Requirements	59,771,874
21	Less: Receipts	0
22	<b>Net Appropriation</b>	<b>59,771,874</b>
23		
24	UNC at Chapel Hill – Health Affairs	
25	Requirements	369,568,724
26	Less: Receipts	138,758,876
27	<b>Net Appropriation</b>	<b>230,809,848</b>
28		
29	UNC at Charlotte	
30	Requirements	486,757,239
31	Less: Receipts	179,817,408
32	<b>Net Appropriation</b>	<b>306,939,831</b>
33		
34	UNC at Greensboro	
35	Requirements	314,889,872
36	Less: Receipts	117,357,588
37	<b>Net Appropriation</b>	<b>197,532,284</b>
38		
39	UNC at Pembroke	
40	Requirements	125,508,626
41	Less: Receipts	27,326,770
42	<b>Net Appropriation</b>	<b>98,181,856</b>
43		
44	UNC at Wilmington	
45	Requirements	314,796,162
46	Less: Receipts	115,848,896
47	<b>Net Appropriation</b>	<b>198,947,266</b>
48		
49	UNC BOG – Aid to Private Institutions	
50	Requirements	14,209,300
51	Less: Receipts	10,000,000

1	<b>Net Appropriation</b>	<b>4,209,300</b>
2		
3	UNC BOG – Institutional Programs	
4	Requirements	732,308,786
5	Less: Receipts	60,250,000
6	<b>Net Appropriation</b>	<b>672,058,786</b>
7		
8	UNC BOG – Related Ed. Programs	
9	Requirements	641,280,089
10	Less: Receipts	167,855,939
11	<b>Net Appropriation</b>	<b>473,424,150</b>
12		
13	UNC School of the Arts	
14	Requirements	56,488,236
15	Less: Receipts	17,148,612
16	<b>Net Appropriation</b>	<b>39,339,624</b>
17		
18	UNC System Office	
19	Requirements	47,640,384
20	Less: Receipts	259,217
21	<b>Net Appropriation</b>	<b>47,381,167</b>
22		
23	Western Carolina University	
24	Requirements	186,734,561
25	Less: Receipts	30,671,875
26	<b>Net Appropriation</b>	<b>156,062,686</b>
27		
28	Winston-Salem State University	
29	Requirements	93,110,088
30	Less: Receipts	23,599,718
31	<b>Net Appropriation</b>	<b>69,510,370</b>
32		
33	<b>HEALTH AND HUMAN SERVICES</b>	
34	Aging and Adult Services	
35	Requirements	175,848,316
36	Less: Receipts	120,859,697
37	<b>Net Appropriation</b>	<b>54,988,619</b>
38		
39	Central Management and Support	
40	Requirements	560,960,453
41	Less: Receipts	295,358,595
42	<b>Net Appropriation</b>	<b>265,601,858</b>
43		
44	Child and Family Well-Being	
45	Requirements	628,751,349
46	Less: Receipts	550,449,233
47	<b>Net Appropriation</b>	<b>78,302,116</b>
48		
49	Child Development and Early Education	
50	Requirements	1,599,459,055
51	Less: Receipts	671,848,539

1	<b>Net Appropriation</b>	<b>927,610,516</b>
2		
3	Emp. & Indep. for People with Disabilities	
4	Requirements	201,072,005
5	Less: Receipts	152,965,037
6	<b>Net Appropriation</b>	<b>48,106,968</b>
7		
8	Health Benefits	
9	Requirements	32,779,319,648
10	Less: Receipts	26,081,635,238
11	<b>Net Appropriation</b>	<b>6,697,684,410</b>
12		
13	Health Services Regulation	
14	Requirements	85,597,916
15	Less: Receipts	57,084,858
16	<b>Net Appropriation</b>	<b>28,513,058</b>
17		
18	Mental Hlth./Dev. Disabl./Subs. Use Serv.	
19	Requirements	1,963,841,323
20	Less: Receipts	1,101,049,960
21	<b>Net Appropriation</b>	<b>862,791,363</b>
22		
23	Public Health	
24	Requirements	515,281,812
25	Less: Receipts	362,850,527
26	<b>Net Appropriation</b>	<b>152,431,285</b>
27		
28	Services for the Blind/Deaf/Hard of Hearing	
29	Requirements	50,567,264
30	Less: Receipts	39,896,340
31	<b>Net Appropriation</b>	<b>10,670,924</b>
32		
33	Social Services	
34	Requirements	2,266,843,734
35	Less: Receipts	2,027,527,259
36	<b>Net Appropriation</b>	<b>239,316,475</b>
37		
38	<b>AGRICULTURE, NATURAL, AND ECONOMIC RESOURCES</b>	
39	Agriculture and Consumer Services	
40	Requirements	305,391,185
41	Less: Receipts	92,158,909
42	<b>Net Appropriation</b>	<b>213,232,276</b>
43		
44	Commerce	
45	Requirements	532,397,044
46	Less: Receipts	287,093,455
47	<b>Net Appropriation</b>	<b>245,303,589</b>
48		
49	Environmental Quality	
50	Requirements	418,451,906
51	Less: Receipts	189,844,998

1	<b>Net Appropriation</b>	<b>228,606,908</b>
2		
3	Labor	
4	Requirements	47,705,202
5	Less: Receipts	18,112,941
6	<b>Net Appropriation</b>	<b>29,592,261</b>
7		
8	Natural and Cultural Resources	
9	Requirements	423,639,900
10	Less: Receipts	54,842,950
11	<b>Net Appropriation</b>	<b>368,796,950</b>
12		
13	Wildlife Resources Commission	
14	Requirements	101,711,069
15	Less: Receipts	81,855,762
16	<b>Net Appropriation</b>	<b>19,855,307</b>
17		
18	<b>JUSTICE AND PUBLIC SAFETY</b>	
19	Indigent Defense Services	
20	Requirements	189,928,261
21	Less: Receipts	13,962,679
22	<b>Net Appropriation</b>	<b>175,965,582</b>
23		
24	Department of Public Safety	
25	Requirements	919,555,747
26	Less: Receipts	193,653,989
27	<b>Net Appropriation</b>	<b>725,901,758</b>
28		
29	State Bureau of Investigation	
30	Requirements	77,537,719
31	Less: Receipts	21,057,226
32	<b>Net Appropriation</b>	<b>56,480,493</b>
33		
34	Department of Adult Correction	
35	Requirements	2,187,551,408
36	Less: Receipts	28,612,230
37	<b>Net Appropriation</b>	<b>2,158,939,178</b>
38		
39	Administrative Office of the Courts	
40	Requirements	832,763,685
41	Less: Receipts	6,210,166
42	<b>Net Appropriation</b>	<b>826,553,519</b>
43		
44	Department of Justice	
45	Requirements	121,010,020
46	Less: Receipts	45,147,562
47	<b>Net Appropriation</b>	<b>75,862,458</b>
48		
49	<b>GENERAL GOVERNMENT</b>	
50	Administration	
51	Requirements	86,670,340

1	Less: Receipts	12,636,055
2	<b>Net Appropriation</b>	<b>74,034,285</b>
3		
4	Administrative Hearings	
5	Requirements	9,828,367
6	Less: Receipts	1,216,625
7	<b>Net Appropriation</b>	<b>8,611,742</b>
8		
9	Auditor	
10	Requirements	27,234,163
11	Less: Receipts	6,899,163
12	<b>Net Appropriation</b>	<b>20,335,000</b>
13		
14	Budget and Management	
15	Requirements	16,264,365
16	Less: Receipts	3,659,972
17	<b>Net Appropriation</b>	<b>12,604,393</b>
18		
19	Budget and Management – Special Approp.	
20	Requirements	62,275,000
21	Less: Receipts	51,725,000
22	<b>Net Appropriation</b>	<b>10,550,000</b>
23		
24	Controller	
25	Requirements	38,476,134
26	Less: Receipts	875,957
27	<b>Net Appropriation</b>	<b>37,600,177</b>
28		
29	Elections	
30	Requirements	12,404,913
31	Less: Receipts	102,000
32	<b>Net Appropriation</b>	<b>12,302,913</b>
33		
34	General Assembly	
35	Requirements	104,311,881
36	Less: Receipts	561,000
37	<b>Net Appropriation</b>	<b>103,750,881</b>
38		
39	Governor	
40	Requirements	8,601,199
41	Less: Receipts	1,000,730
42	<b>Net Appropriation</b>	<b>7,600,469</b>
43		
44	Housing Finance Agency	
45	Requirements	120,040,000
46	Less: Receipts	109,380,000
47	<b>Net Appropriation</b>	<b>10,660,000</b>
48		
49	Human Resources	
50	Requirements	12,325,864
51	Less: Receipts	100,888

1	<b>Net Appropriation</b>	<b>12,224,976</b>
2		
3	Industrial Commission	
4	Requirements	25,213,564
5	Less: Receipts	20,739,136
6	<b>Net Appropriation</b>	<b>4,474,428</b>
7		
8	Insurance	
9	Requirements	97,749,880
10	Less: Receipts	25,140,347
11	<b>Net Appropriation</b>	<b>72,609,533</b>
12		
13	Lieutenant Governor	
14	Requirements	1,404,464
15	Less: Receipts	0
16	<b>Net Appropriation</b>	<b>1,404,464</b>
17		
18	Military and Veterans Affairs	
19	Requirements	14,226,118
20	Less: Receipts	400,000
21	<b>Net Appropriation</b>	<b>13,826,118</b>
22		
23	Revenue	
24	Requirements	197,650,218
25	Less: Receipts	68,697,348
26	<b>Net Appropriation</b>	<b>128,952,870</b>
27		
28	Secretary of State	
29	Requirements	21,812,308
30	Less: Receipts	330,036
31	<b>Net Appropriation</b>	<b>21,482,272</b>
32		
33	Treasurer	
34	Requirements	80,840,237
35	Less: Receipts	80,631,163
36	<b>Net Appropriation</b>	<b>209,074</b>
37		
38	Treasurer – Other Retirement Plans/Benefits	
39	Requirements	22,923,708
40	Less: Receipts	0
41	<b>Net Appropriation</b>	<b>22,923,708</b>
42		
43	<b>INFORMATION TECHNOLOGY</b>	
44	Department of Information Technology	
45	Requirements	116,435,543
46	Less: Receipts	31,479,233
47	<b>Net Appropriation</b>	<b>84,956,310</b>
48		
49	<b>RESERVES AND LOTTERY</b>	
50	General Fund Reserve	
51	Requirements	816,291,122



1	Less: Receipts	694,265,711
2	<b>Net Appropriation</b>	<b>122,025,411</b>
3		
4	<b>Total Requirements</b>	<b>72,635,987,590</b>
5	<b>Less: Total Receipts</b>	<b>38,089,420,380</b>
6	<b>Total Net Appropriation</b>	<b>34,546,567,210</b>

7  
8           **SECTION 2.1.(b)** For purposes of this act and the Committee Report described in  
9 Section 43.2 of this act, the requirements set forth in this section represent the total amount of  
10 funds, including agency receipts, appropriated to an agency, department, or institution.

11  
12 **GENERAL FUND AVAILABILITY**

13           **SECTION 2.2.(a)** The General Fund availability for the 2024-2025 fiscal year set  
14 out in Section 2.2(a) of S.L. 2023-134 is repealed. The General Fund availability derived from  
15 State tax revenue, nontax revenue, and other adjustments used in developing the budget for the  
16 2024-2025 fiscal year is as follows:

	<b>FY 2024-2025</b>
18 Unappropriated Balance	1,564,437,931
19 Overcollections Consensus Estimate FY 2023-24	413,138,702
20 Reversions FY 2023-24 (S.L. 2023-134)	300,000,000
21 Additional Reversions	200,000,000
22 <b>Total, Estimated Beginning Unreserved Balance</b>	<b>2,477,576,633</b>
23	
24	
25 <b>Investments to Reserves per S.L. 2023-134</b>	
26 State Capital and Infrastructure (SCIF)	(1,461,333,238)
27 Additional Transfer to SCIF	(700,000,000)
28 Clean Water and Drinking Water Reserve	(1,000,000,000)
29 Economic Development Reserve	(100,000,000)
30 Transportation Reserve	(100,000,000)
31 State Emergency Response and Disaster Relief Fund	(75,000,000)
32 Housing Reserve	(60,000,000)
33 NC Innovation Reserve Shifted to Child Care	0
34 Medicaid Contingency Reserve	0
35 Savings Reserve	0
36 <b>Total, Investments to Reserves</b>	<b>(3,496,333,238)</b>
37	
38 <b>Adjustments to Reserves</b>	
39 Invest Inflation Reserve	1,000,000,000
40 <b>Total, Adjustments to Reserves</b>	<b>1,000,000,000</b>
41	
42 <b>Revenues</b>	
43 Certified Tax Revenue (S.L. 2023-42; S.L. 2023-134)	31,884,670,000
44 Certified Non-Tax Revenue (S.L. 2023-7; S.L. 2023-42; S.L. 2023-93;	
45 S.L. 2023-134)	1,480,876,093
46 Consensus Forecast Adjustment	1,003,753,907
47 <b>Total, Revenues</b>	<b>34,369,300,000</b>
48	
49 <b>Adjustments to Revenues</b>	
50 Individual Income Tax Fairness, Rate at 4.5% for Income	
51 >\$200K/100K (MFJ/single)	126,900,000

1	Maintain Lowest Corporate Income Tax Rate at 2.5%	74,200,000
2	Maintain General Fund Sales Tax Transfer to DOT at 4%	236,900,000
3	Child and Dependent Care Tax Credit	(57,800,000)
4	Conservation Tax Credit	(4,700,000)
5	<b>Total, Adjustments to Revenues</b>	<b>375,500,000</b>
6		
7	<b>Adjustments to Availability</b>	
8	Insurance Non-Tax Transfer	19,321,482
9	<b>Total, Adjustments to Availability</b>	<b>19,321,482</b>
10		
11	<b>Revised Total Net General Fund Availability</b>	<b>34,745,364,877</b>
12		
13	Less General Fund Net Appropriations	(34,546,567,210)
14		
15	<b>Unappropriated Balance Remaining</b>	<b>198,797,677</b>

17 **SECTION 2.2.(b)** Notwithstanding the provisions of G.S. 143C-4-2.(i) and (j), no  
 18 funds shall be transferred to the Unfunded Liability Solvency Reserve in fiscal year 2024-2025.

19 **SECTION 2.2.(c)** Section 2.2(q) of S.L. 2022-74 is repealed.

20 **SECTION 2.2.(d)** Section 2.2(c) of S.L. 2023-134 reads as rewritten:

21 "SECTION 2.2.(c) Medicaid Contingency Reserve. – The State Controller shall reserve to  
 22 the Medicaid Contingency Reserve described in G.S. 143C-4-11 from funds available in the  
 23 General Fund the sum of four hundred million dollars (\$400,000,000) in nonrecurring funds for  
 24 the 2023-2024 fiscal year ~~and the sum of two hundred fifty million dollars (\$250,000,000) in~~  
 25 ~~nonrecurring funds for the 2024-2025 fiscal year."~~

26 **SECTION 2.2.(e)** Section 2.2(h) of S.L. 2023-134 reads as rewritten:

27 "SECTION 2.2.(h) Economic Development Project Reserve. – The State Controller shall  
 28 reserve to the Economic Development Project Reserve established in Section 2.2 of S.L.  
 29 2021-180 from funds available in the General Fund the sum of six hundred thirty million dollars  
 30 (\$630,000,000) in nonrecurring funds for the 2023-2024 fiscal year and the sum of one hundred  
 31 million dollars (\$100,000,000) for the 2024-2025 fiscal year. The State Controller shall transfer  
 32 funds available in the Economic Development Project Reserve to State agencies and departments  
 33 for economic development initiatives in accordance with the following schedule, and the funds  
 34 transferred are appropriated for the fiscal year in which they are transferred:

36	<b>State Agency or Department</b>	<b>2023-2024</b>	<b>2024-2025</b>
37			
38	(1) Department of Commerce		
39	(Budget Code: 14601)	\$10,000,000	\$0
40	<u>(2) Department of Commerce</u>		
41	<u>(Budget Code 14600)</u>	<u>0</u>	<u>3,000,000</u>
42	(2) Department of Commerce		
43	(Budget Code: 14602)	10,600,000	<del>108,400,000</del> <u>186,400,000</u>
44	(3) Department of Environmental Quality		
45	(Budget Code: 14300)	1,000,000	0
46	<u>(4) Department of Transportation</u>		
47	<u>(Budget Code: 84210)</u>	<u>0</u>	<u>150,000,000</u>
48	<u>(5) Central Carolina Community College</u>	<u>0</u>	<u>40,000,000"</u>

49  
 50 **SECTION 2.2.(f)** Section 2.2(i) of S.L. 2023-134 reads as rewritten:

1 "SECTION 2.2.(i) Housing Reserve. – The State Controller shall reserve to the Housing  
2 Reserve established in Section 2.2(k) of S.L. 202274 from funds available in the General Fund  
3 the sum of forty-five million dollars (\$45,000,000) in nonrecurring funds for the 20232024 fiscal  
4 year and the sum of ~~forty five sixty~~ million dollars ~~(\$45,000,000) (\$60,000,000)~~ in nonrecurring  
5 funds for the 20242025 fiscal year. The State Controller shall transfer funds available in the  
6 Housing Reserve to the Housing Finance Agency (Budget Code: 13010) in the sum of forty five  
7 million dollars (\$45,000,000) in nonrecurring funds for the 20232024 fiscal year and the sum of  
8 ~~forty five sixty~~ million dollars ~~(\$45,000,000) (\$60,000,000)~~ in nonrecurring funds for the  
9 20242025 fiscal year, and those funds are appropriated for the fiscal year in which they are  
10 transferred."

11 SECTION 2.2.(g) Section 2.2(k) of S.L. 2023-134 reads as rewritten:

12 "SECTION 2.2.(k) NCInnovation. – There is established in the General Fund an  
13 NCInnovation Reserve to make funds available for NCInnovation, Inc. (NCInnovation), a North  
14 Carolina nonprofit corporation, for the purposes set out in Section 11.9 of this act. The State  
15 Controller shall reserve to the NCInnovation Reserve from funds available in the General Fund  
16 the sum of two hundred fifty million dollars (\$250,000,000) in nonrecurring funds for the  
17 2023-2024 fiscal year ~~and the sum of two hundred fifty million dollars (\$250,000,000) in~~  
18 ~~nonrecurring funds for the 2024-2025 fiscal year.~~ The State Controller shall transfer portions of  
19 the funds in the NCInnovation Reserve to the Department of Commerce (Department) as  
20 provided in this subsection, and these funds are hereby appropriated to the Department for  
21 allocation to NCInnovation for purposes consistent with Section 11.9 of this act. The required  
22 transfers are as follows:

- 23 (1) Two hundred fifty million dollars (\$250,000,000) upon the Department  
24 certifying to the State Controller that NCInnovation has met the requirements  
25 set out in Article 76B of Chapter 143 of the General Statutes, as enacted by  
26 Section 11.9 of this act.
- 27 (2) ~~Two hundred fifty million dollars (\$250,000,000) upon the later of July 1,~~  
28 ~~2024, or the Department certifying to the State Controller that NCInnovation~~  
29 ~~has met the following requirements:~~
- 30 a. ~~NCInnovation has established a network of regional innovation hubs~~  
31 ~~with at least four regional innovation hubs.~~
  - 32 b. ~~NCInnovation has completed (i) research, technology, and innovation~~  
33 ~~studies of the four regional innovation hubs to maximize local~~  
34 ~~educational research efforts and the commercialization of those efforts~~  
35 ~~to meet regional needs and (ii) a statewide strategic technology~~  
36 ~~development plan.~~
  - 37 c. ~~NCInnovation has produced and provided to the Joint Legislative~~  
38 ~~Commission on Governmental Operations detailed spending plans and~~  
39 ~~performance management programs for awarding funds.~~
  - 40 d. ~~NCInnovation has received written commitments for private~~  
41 ~~contributions totaling at least twenty five million dollars~~  
42 ~~(\$25,000,000) to be received within four years of receipt of the~~  
43 ~~endowment.~~
  - 44 e. ~~NCInnovation has reported, at least semiannually, to the Joint~~  
45 ~~Legislative Commission on Governmental Operations on the progress~~  
46 ~~of meeting the requirements of this subdivision."~~

47 SECTION 2.2.(h) Section 2.2(p) of S.L. 2023-134 reads as rewritten:

48 "SECTION 2.2.(p) Federal Infrastructure Match Reserve. – The State Controller shall  
49 reserve to the Federal Infrastructure Match Reserve established in Section 2.2(m) of S.L. 2022-74  
50 from funds available in the General Fund the sum of fifty million dollars (\$50,000,000) in  
51 nonrecurring funds for the 2023-2024 fiscal year and the sum of forty-five million dollars

1 (\$45,000,000) in the 2024-2025 fiscal year. The State Controller shall transfer funds available in  
 2 the Federal Infrastructure Match Reserve to agencies and departments as needed to draw down  
 3 federal funds in accordance with the following schedule, and the funds transferred are  
 4 appropriated for the fiscal year in which the funds are transferred:  
 5

6	State Agency or Department	2023-2024	2024-2025
7	(1) Department of Commerce		
8	(Budget Code: 14600)	\$250,000	\$250,000
9	(2) Department of Environmental Quality		
10	(Budget Code: 14300)	850,000	850,000
11	(3) Department of Environmental Quality		
12	(Budget Code: 24300)	1,388,921	1,388,921
13	(4) Department of Environmental Quality		
14	(Budget Code: 64305)	500,000	500,000
15	(5) Department of Environmental Quality		
16	(Budget Code: 64311)	3,975,123	8,675,950
17	(6) Department of Environmental Quality		
18	(Budget Code: 64320)	6,605,875	14,417,727
19	(7) Office of State Budget and Management		
20	(Budget Code: 13005)	10,000,000	<u>045,000,000"</u>

21 **SECTION 2.2.(i)** Section 2.2(r) of S.L. 2023-134 is repealed.

22 **SECTION 2.2.(j)** The State Controller shall transfer the sum of forty-six million five  
 23 hundred thirty one thousand eight hundred twenty nine dollars (\$46,531,829) from the  
 24 unreserved fund balance in the General Fund to the Information Technology Reserve. The  
 25 following information technology projects are funded from the Information Technology  
 26 Reserve: The Department of Health and Human Services' North Carolina Database Application  
 27 for Vital Events (NCDAVE) self-service portal and enhancements.

- 28 (1) The Department of Health and Human Services' Medical Examiner
- 29 Information Technology System.
- 30 (2) The Department of Natural and Cultural Resources' network infrastructure
- 31 upgrades.
- 32 (3) The Department of Information Technology's modernization of Tanium
- 33 Endpoint Detection and Response.
- 34 (4) The Department of Public Instruction's School Business Systems
- 35 Modernization ERP Grant Program.
- 36 (5) The Department of Justice's North Carolina Justice Data Portal data
- 37 consolidation.
- 38 (6) The Office of State Budget and Management's Integrated Budget Information
- 39 System (IBIS) Replacement.
- 40 (7) The Department of Human Resources' Human Capital Management System
- 41 Phase I and Phase II.
- 42 (8) The Department of Human Resources' HR Data Analytics Application.
- 43 (9) The State Board of Elections' Election Management System (SEIMS)
- 44 software modernization.
- 45 (10) The State Bureau of Investigation's modernization of investigation platforms.
- 46 (11) The Secretary of State's database modernization project and program for
- 47 automating certain business service processes.

48 Funds appropriated to the Information Technology Reserve shall be allocated by the  
 49 Director of the State Budget in consultation with the State Chief Information Officer and the head  
 50 of the department with primary ownership over the information technology project. Funds shall  
 51 be allocated based on documented needs. Funds transferred under this section to the Information

1 Technology Reserve are appropriated for the life of the project and shall be used in accordance  
 2 with this act.

3 **SECTION 2.2.(k)** Section 2.2(e) of S.L. 2023-134 reads as rewritten:

4 **"SECTION 2.2.(e) SERDRF.** – The State Controller shall reserve to the State Emergency  
 5 Response and Disaster Relief Fund established in G.S. 166A-19.42 from funds available in the  
 6 General Fund the sum of seventy-five million dollars (\$75,000,000) in nonrecurring funds for  
 7 the 2023-2024 fiscal year and the sum of seventy-five million dollars (\$75,000,000) in  
 8 nonrecurring funds for the 2024-2025 fiscal year. The State Controller shall transfer funds  
 9 available in the State Emergency Response and Disaster Relief Fund to State agencies and  
 10 departments for the purposes described in Section 5.6 of this act and in accordance with the  
 11 following schedule. The funds transferred are appropriated for the five-year period ending June  
 12 30, 2028.

State Agency or Department	2023-2024	2024-2025
(1) Emergency Management (Budget Code: 24552)	\$174,601,092	\$0
<u>(1a) Department of Public Safety (Budget Code: 14550)</u>	<u>0</u>	<u>5,000,000</u>
(2) Office of State Budget and Management – Special Appropriations (Budget Code: 13085)	22,255,000	<u>05,000,000</u>
<u>(2a) Office of State Budget and Management – General Fund – Special Revenue (Budget Code: 23014)</u>	<u>0</u>	<u>75,000,000</u>
<u>(2b) OSBM – Tropical Storm Fred DR (Budget Code: 23024)</u>	<u>0</u>	<u>2,500,000</u>
(3) DACS–Soil & Water Conservation (Budget Code: 23704)	20,000,000	<u>021,000,000</u>
<u>(3a) DACS (Budget Code 13700)</u>	<u>0</u>	<u>300,000</u>
(4) Department of Insurance (Budget Code: 63903)	20,000,000	0
<u>(4a) Department of Insurance (Budget Code: 13900)</u>	<u>0</u>	<u>20,000,000</u>
(5) Department of Environmental Quality (Budget Code: 14300)	7,500,000	0
<u>(5a) Department of Environmental Quality (Budget Code: 24300)</u>	<u>0</u>	<u>4,000,000</u>
(6) Department of Environmental Quality – Disaster (Budget Code: 24310)	10,493,953	987,906
(6a) Wildlife Resources Commission (Budget Code: 14350)	11,000,000	0
(7) DEQ – Special Revenue (Budget Code: 24317)	10,000,000	10,000,000
(8) UNC at Chapel Hill – Academic Affairs (Budget Code: 16020)	330,000	330,000
(9) NC School of Science & Math (Budget Code: 16094)	264,000	0
(10) North Carolina Central University (Budget Code: 16090)	50,000	0"

35  
 36 **PART III. HIGHWAY FUND AND HIGHWAY TRUST FUND**

37  
 38 **CURRENT OPERATIONS/HIGHWAY FUND**

39 **SECTION 3.1.** The appropriations for the State Highway Fund for the 2024-2025  
 40 fiscal year set out in Section 3.1 of S.L. 2023-134 are repealed. Appropriations from the State  
 41 Highway Fund for the maintenance and operation of the Department of Transportation and for  
 42 other purposes as enumerated are made for the fiscal year ending June 30, 2025 according to the  
 43 following schedule:

Highway Fund	FY 2024-2025
Administration	147,623,011
Division of Highways	
Administration	40,389,207
Construction	77,543,078
Maintenance	2,177,551,082
Governor's Highway Safety Program	613,391

1	OSHA	358,030
2		
3	Aid to Municipalities	
4	Powell Bill	185,875,000
5		
6	Intermodal Divisions	
7	Ferry	76,929,849
8	Public Transportation, Bicycle and Pedestrian	82,510,286
9	Aviation	160,274,429
10	Rail	55,299,938
11		
12	Division of Motor Vehicles	149,165,896
13		
14	Other State Agencies, Reserves, Transfers	84,848,940
15		
16	Capital Improvements	43,571,863
17		
18	<b>Total Highway Fund Appropriations</b>	<b>\$3,282,554,000</b>

**HIGHWAY FUND AVAILABILITY**

SECTION 3.2. The Highway Fund availability for the 2024-2025 fiscal year in Section 3.2 of S.L. 2023-134 is repealed. The Highway Fund availability used in adjusting the 2024-2025 fiscal year budget is shown below:

	<b>FY 2024-2025</b>	
25	<b>Beginning Balance</b>	<b>\$65,000,000</b>
26		
27	<b>Consensus Revenue Forecast</b>	
28	Motor Fuels Tax	1,848,200,000
29	Licenses and Fees	1,077,700,000
30	Short-Term Lease	118,800,000
31	Investment Income	52,400,000
32	Sales Tax Transfer	118,500,000
33		
34	<b>Adjustments to Availability</b>	
35	Title Fees – Transfer from Highway Trust Fund	1,954,000
36		
37	Total Highway Fund Availability	\$3,282,554,000

**HIGHWAY TRUST FUND APPROPRIATIONS**

SECTION 3.3. The appropriations for the State Highway Trust Fund for the 2024-2025 fiscal year set out in Section 3.3 of S.L. 2023-134 are repealed. Appropriations from the State Highway Trust Fund to the Department of Transportation for construction and other purposes as enumerated are made for the fiscal year ending June 30, 2025, according to the following schedule:

	<b>FY 2024-2025</b>	
46	<b>Current Operations – Highway Trust Fund</b>	
47	Program Administration	42,467,867
48	Bonds	121,436,775
49	Turnpike Authority	49,000,000
50	State Ports Authority	45,000,000
51	Strategic Prioritization Funding Plan for	

1	Transportation Investments	2,060,701,358
2	Transfer to Visitor Center	640,000
3	Total Highway Trust Fund Appropriations	\$2,319,246,000

**HIGHWAY TRUST FUND AVAILABILITY**

**SECTION 3.4.** The Highway Trust Fund availability for the 2024-2025 fiscal year set out in Section 3.4 of S.L. 2023-134 is repealed. The Highway Trust Fund availability used in adjusting the 2023-2024 fiscal year budget is shown below:

9		<b>FY 2024-2025</b>
10	<b>Beginning Balance</b>	<b>\$31,300,000</b>
11		
12	<b>Consensus Revenue Forecast</b>	
13	Highway Use Tax	1,131,400,000
14	Motor Fuels Tax	613,900,000
15	Fees	169,000,000
16	Investment Income	20,200,000
17	Sales Tax Transfer	355,300,000
18		
19	<b>Adjustments to Availability</b>	
20	Title Fees – Transfer to Highway Fund	(1,954,000)
21		
22	<b>Total Highway Trust Fund Availability</b>	<b>\$2,319,146,000</b>

**PART IV. OTHER AVAILABILITY AND APPROPRIATIONS**

**EDUCATION LOTTERY FUNDS/CHANGES TO REVENUE ALLOCATIONS**

**SECTION 4.1.(a)** Section 4.3(a) of S.L. 2023-134 reads as rewritten:

**"SECTION 4.3.(a)** The allocations made from the Education Lottery Fund for the 2023-2025 fiscal biennium are as follows:  
 FY 2023-2024 FY 2024-2025

31	Noninstructional Support Personnel	\$385,914,455	<del>\$385,914,455</del>	<u>\$415,914,455</u>
32	Prekindergarten Program	78,252,110	<del>78,252,110</del>	<u>111,152,110</u>
33	<u>School Health Personnel</u>	<u>0</u>	<u>8,100,000</u>	
34	Public School Building Capital Fund	100,000,000	100,000,000	
35	Needs-Based Public School Capital Fund	254,252,612	258,252,612	
36	Public School Repair & Renovation	50,000,000	50,000,000	
37	Scholarship Reserve Fund for Public Colleges			
38	and Universities	41,194,733	41,194,733	
39	LEA Transportation	21,386,090	21,386,090	
40	TOTAL ALLOCATION	\$931,000,000	<del>\$935,000,000</del>	<u>\$1,006,000,000</u> "

**INDIAN GAMING EDUCATION REVENUE FUND APPROPRIATIONS**

**SECTION 4.2.(a)** Section 4.4(a) of S.L. 2023-134 reads as rewritten:

**"SECTION 4.4.(a)** Allocations are made from the Indian Gaming Education Revenue Fund for the fiscal biennium ending June 30, 2025, as follows:  
 FY 2023-2024 FY 2024-2025

47	Textbook and Digital Resources Allotment	\$10,000,000	\$10,000,000
48	Classroom Materials	11,000,000	<del>1,000,000</del> <u>6,000,000</u>
49	Total Appropriation	\$21,000,000	<del>\$11,000,000</del> <u>\$16,000,000</u> "

**CIVIL PENALTY AND FORFEITURE FUND**

1           **SECTION 4.3.** Section 4.5 of S.L. 2023-134 reads as rewritten:  
 2           **"SECTION 4.5.** Allocations are made from the Civil Penalty and Forfeiture Fund for the  
 3 fiscal biennium ending June 30, 2025, as follows:  
 4           FY 2023-2024 FY 2024-2025  
 5 School Technology Fund     \$18,000,000   \$18,000,000  
 6 Drivers Education     31,493,768    31,493,768  
 7 State Public School Fund     226,041,640 ~~166,041,640~~ 191,041,640  
 8 Total Appropriation   \$275,535,408 ~~\$215,535,408~~ \$240,535,408"

9  
 10 **ARPA TEMPORARY SAVINGS FUND**

11           **SECTION 4.4.** Section 4.9.(d) of S.L. 2023-134 reads as rewritten:  
 12           **"SECTION 4.9.(d)** Priority of Disbursement of Funds in the 2024-2025 Fiscal Year. – For  
 13 the 2024-2025 fiscal year, funds appropriated in this act from the ARPA Temporary Savings  
 14 Fund and allocated as described in this act, or in the Committee Report described in Section 43.2  
 15 of this act, shall be disbursed in the following order:

- 16           (1) East Carolina University – Health Affairs (Budget Code 16066) for ECU  
 17 Primary Care Programs Expansion.
- 18           (2) The Department of Public Instruction (Budget Code 13510) for Health Career  
 19 Promotion.
- 20           (3) UNC BOG – Institutional Programs (Budget Code 16011) for Rural  
 21 Residency Medical Education and Training Fund.
- 22           (4) The Department of Health and Human Services, Division of Health Benefits,  
 23 (Budget Code 14445) for Federally Qualified Health Centers and Rural Health  
 24 Clinics.
- 25           (5) UNC BOG – Related Education Programs (Budget Code 16012) for Primary  
 26 Care Providers and Psychiatrists Forgivable Loan Program.
- 27           (6) UNC at Pembroke (Budget Code 16082) for UNCP Health Sciences.
- 28           (7) NC Community College System (Budget Code 16800) for Nursing and  
 29 Health-Related Workforce Programs Start-up Funds.
- 30           (8) The Department of Health and Human Services, Division of Mental Health,  
 31 Developmental Disabilities, and Substance Use Services, (Budget Code  
 32 14460) for State Facility Workforce Investment.
- 33           (9) The Department of Health and Human Services, Central Management and  
 34 Support, Office of Rural Health (Budget Code 14410) for Incentives for  
 35 Health Providers in Rural and Underserved Areas.
- 36           (10) Department of Health and Human Services Division of Child and Family  
 37 Well-Being for the School Behavioral Health Package.
- 38           (11) The Department of Health and Human Services Division of Aging and Adult  
 39 Services for Rural Aging in Place.
- 40           (12) The Department of Health and Human Services Division of Social Services  
 41 for State Aid to County Departments of Social Services

42 **DEPARTMENT OF HEALTH AND HUMAN SERVICES DIVISION OF HEALTH**  
 43 **BENEFITS FOR MEDICAID ADMINISTRATION AND HEALTHY**  
 44 **OPPORTUNITIES STATEWIDE EXPANSION.**

- 45           ~~(10)~~ (14) In order of least to most, all remaining allocations that are not allocations  
 46 made through funds appropriated to the State Capital and Infrastructure Fund.
- 47           ~~(11)~~ (15) In order of least to most, allocations made through funds appropriated to  
 48 the State Capital and Infrastructure Fund.

49           If there are two or more allocations in subdivision (10) or subdivision (11) of this subsection  
 50 that are of equal amounts, then the funds for those allocations shall be disbursed in the order  
 51 determined by the Secretary of DHHS, taking into account any time lines for the use of the funds,



1 the best interest of the citizens of the State, and the avoidance of any disruption in services to  
2 those citizens.

3 ...."  
4

## 5 **PART V. GENERAL PROVISIONS**

### 6 7 **APPROPRIATION OF RECENT FEDERAL GRANT, SUBSIDIES, LOANS, AND** 8 **REBATES**

9 **SECTION 5.1.(a)** Funds received from federal programs authorized under the  
10 Bipartisan Infrastructure Law (BIL) (P.L. 117-58 (also known as the Infrastructure Investment  
11 and Jobs Act (IIJA)), the Creating Helpful Incentives to Produce Semiconductors (CHIPS) and  
12 Science Act (P.L. 117-167), and the Inflation Reduction Act (IRA) (P.L. 117-169) are  
13 appropriated in the amounts provided in the notification of award from the federal government  
14 or any entity acting on behalf of the federal government to administer the federal funds. State  
15 agencies may, with approval of the Director of the Budget, spend funds received from federal  
16 grants, subsidies, loans, and rebates resulting from enactment of this legislation. State agencies  
17 shall report to the Joint Legislative Commission on Governmental Operations, the chairs of the  
18 Senate Committee on Appropriations/Base Budget, the chairs of the House Appropriations  
19 Committee, and the Fiscal Research Division within 30 days of receipt of such funds.

20 **SECTION 5.1.(b)** The Office of State Budget and Management shall work with the  
21 recipient State agencies to budget funding awards according to the annual program needs and  
22 within the parameters of the respective granting entities. Depending on the nature of the award,  
23 additional State personnel may be employed on a time-limited basis. Funds received from such  
24 awards are hereby appropriated up to the applicable amount set forth in subsection (a) of this  
25 section and shall be incorporated into the authorized budget of the recipient State agency.

26 **SECTION 5.1.(c)** Section 4.2 of S.L. 2023-134 shall not apply to grant funds  
27 received under BIL, the CHIPS and Science Act, or IRA.  
28

### 29 **OTHER RECEIPTS FROM PENDING GRANT AWARDS**

30 **SECTION 5.2.(a)** Section 4.2.(a) of S.L. 2023-134 reads as rewritten:

31 **"SECTION 4.2.(a)** Notwithstanding G.S. 143C-6-4, State agencies may, with approval of  
32 the Director of the Budget, spend funds received from grants awarded after the enactment of this  
33 act for grant awards that are for less than ~~two million five hundred thousand dollars~~  
34 ~~(\$2,500,000).~~five million dollars (\$5,000,000). State agencies shall report to the Joint Legislative  
35 Commission on Governmental Operations, the chairs of the Senate Committee on  
36 Appropriations/Base Budget, the chairs of the House Appropriations Committee, and the Fiscal  
37 Research Division within 30 days of receipt of such funds.

38 ...."  
39

### 40 **STATE FISCAL RECOVERY FUND REALLOCATIONS**

41 **SECTION 5.3.(a)** Notwithstanding any provision of law, the North Carolina  
42 Pandemic Recovery Office (NCPRO) shall reallocate one hundred thirty-one million eight  
43 hundred and eighty-seven thousand eight hundred and eighty-two dollars (\$131,887,882) in  
44 unexpended State Fiscal Recovery Funds (SFRF) as follows:

- 45 (1) \$9,000,000 to provide local assistance, split evenly between the NC League of  
46 Municipalities, the NC Association of Regional COGs, and the NC Association  
47 of County Commissioners.
- 48 (2) \$3,327,585 from the Smart School Bus program within the Department of Public  
49 Instruction to the School Bus Safety program.

(3) \$100,000,000 from the Broadband Make Ready Accelerator program within the Department of Information Technology to the Completing Access to Broadband program.

(4) \$19,560,298 to the Department of Environmental Quality for unexpected expenses, project overruns, and other necessary costs of existing Viable Utility Reserve and Local Assistance for Stormwater Infrastructure Investments program grants.

**SECTION 5.3.(b)** Notwithstanding any provision of law, NCPRO, in consultation with the Director of the Budget, may reallocate SFRF appropriated by this act or any of the following acts:

- (1) S.L. 2021-180.
- (2) S.L. 2021-189.
- (3) S.L. 2022-6.
- (4) S.L. 2022-74.
- (5) S.L. 2023-134.

These State Fiscal Recovery Funds may be reallocated under all of the following conditions only:

- (1) The appropriated funds are unobligated on September 30, 2024.
- (2) There is not a reasonable expectation that the funds will be obligated before the deadline established by applicable federal law or guidance.
- (3) The reallocation is made to support one or more SFRF related activities authorized and receiving appropriations under this act or one of the acts listed in the Requirements above within this Section. Reallocated funds shall not be used for any new activity, purpose, or program.
- (4) To the extent that funds reallocated pursuant to this section are unappropriated, those funds are hereby appropriated and available for use pursuant to this section.

**SECTION 5.3.(c)** Section 9G.8.(a)(2)b of S.L. 2021-180 reads as rewritten:

**"SECTION 9G.8.(a)**

- ...
- (2) \$117,187,500 in nonrecurring funds shall be used to fund a program for lead paint abatement and asbestos abatement in public school units and child care facilities. As part of the program, public school units and child care facilities shall be required to conduct inspections for lead paint and asbestos hazards in their facilities. The program shall include at least the following components:
  - a. DHHS and DPI shall develop a mechanism for providing funding for lead paint abatement, asbestos inspection and abatement, or both in public school units and child care facilities; provided, however, that the following conditions are met:
    - 1. A professional accredited in accordance with G.S. 130A-447 or certified in accordance with G.S. 130A-453.03 determines that action must be taken in response to an inspection report.
    - 2. Lead paint, asbestos, or both are detected as part of an inspection or as part of a capital, renovation, or repair project that meets the lead-based paint hazard level, as set forth in G.S. 130A-131.7, or that meets the definition of asbestos containing material, as set forth in G.S. 130A-444. Capital projects may include HVAC, window, or other ventilation projects related to COVID-19 mitigation, or other capital, renovation, or repair projects undertaken for which a hazard has been identified during calendar years 2021 through 2024.

- 1                   b. A requirement that public school unit recipients of funds in Tier 3  
 2                   counties allocated under this subdivision shall provide matching funds  
 3                   in the amount of one dollar (\$1.00) of local funds for every two dollars  
 4                   (\$2.00) of State funds.  
 5                   c. The Commission for Public Health, Child Care Commission, and State  
 6                   Board of Education shall adopt rules as needed to implement this  
 7                   subdivision."

8                   **SECTION 5.3.(d).** G.S. 143B-1373.1 reads as rewritten:

9                   **"§ 143B-1373.1. Completing Access to Broadband program.**

10                   ...

11                   (c) In collaboration with the Broadband Infrastructure Office, a county may request  
 12 funding under this section for either a defined eligible project area that is mutually identified by  
 13 the county and the Office or for a project that was not awarded a grant in the most recent round  
 14 of grant awards under G.S. 143B-1373. All identified projects shall be subject to the bid process  
 15 requirements in this subsection. In selecting project areas to receive funding, the Office shall give  
 16 priority to eligible areas that a county has requested funding for based upon utilizing the Office's  
 17 Community Broadband Planning Playbook and those counties that meet the criteria established  
 18 in subsection (e) of this section. The Department shall utilize its authority under Part 4 of this  
 19 Article to develop competitive bid processes for the procurement of the construction, installation,  
 20 and operation of broadband infrastructure. Notwithstanding Article 8 of Chapter 143 of the  
 21 General Statutes, or any other provision of law to the contrary, the Department may delegate to  
 22 a county the authority to select a provider for the project area in accordance with Part 4 of this  
 23 Article. The Department shall reserve the authority to approve the selection of a county pursuant  
 24 to this subsection. Unless the county has bid processes acceptable to the Office, the Office shall  
 25 utilize customizable forms and procedures developed by the Department for the purposes of this  
 26 subsection. Selections made pursuant to this subsection are not subject to the Department's  
 27 administrative review authority under Article 3A of Chapter 150B of the General Statutes or the  
 28 Department's administrative rules regarding information technology bid protests and contested  
 29 case procedures. Selection of project areas shall be subject to the protections provided in  
 30 G.S. 143B-1373(c). In conjunction with the bid process, a proposed project area shall be posted  
 31 on the Department's website for a period of at least 10 days. Upon submission of credible  
 32 evidence, a broadband service provider may request a project scope adjustment to the Office in  
 33 accordance with G.S. 143B-1373(e). Upon a finding that the evidence submitted by the  
 34 broadband service provider is credible, the Office shall work with the county to amend the scope  
 35 of the project. The Office shall develop and administer any agreement entered into pursuant to  
 36 this section. Nothing in this subsection shall be deemed to grant authority for a county to own,  
 37 operate, or otherwise control broadband infrastructure contracted for under this section.

38                   (d) A broadband service provider selected for a project under this section may provide  
 39 ~~up to thirty percent (30%)~~ a match of at least twenty-five percent (25%) of the total estimated  
 40 project cost. The Office may commit up to ~~thirty-five percent (35%)~~ seventy-five percent (75%)  
 41 of the total estimated project cost from monies in the CAB Fund. A county requesting a project  
 42 may provide up to fifty percent (50%) of the service provider's required match of the estimated  
 43 project cost. ~~The county requesting the project shall be responsible for at least thirty-five percent~~  
 44 ~~(35%) of the total estimated project cost and shall utilize federal American Rescue Plan Act (P.L.~~  
 45 ~~117-2) funds or nonrestricted general funds for that purpose.~~ In the event CAB Fund monies are  
 46 insufficient to fund a project, a county or provider may increase its share of the total estimated  
 47 project cost, or the Office may adjust the scope of the project to meet the level of available  
 48 funding. ~~No county may receive more than eight million dollars (\$8,000,000) in aggregate~~  
 49 ~~funding from the CAB Fund in any single fiscal year.~~

50                   (e) The Office shall prioritize projects for which a county is contributing a portion of the  
 51 service provider's required match of the total estimated project cost. No county may receive more

1 than eight million dollars (\$8,000,000) in aggregate funding from the CAB Fund in any single  
 2 fiscal year, provided that a county contributing a portion of the service provider's required match  
 3 of the total estimated project cost may receive more than eight million dollars (\$8,000,000) from  
 4 the CAB Fund. The additional amount shall be no more than one hundred percent (100%) of the  
 5 amount of the county's contribution during a fiscal year.~~Notwithstanding the project cost~~  
 6 ~~responsibility allocations in subsection (d) of this section, for a county receiving from the federal~~  
 7 ~~government less than an aggregate of eight million dollars (\$8,000,000) in federal American~~  
 8 ~~Rescue Plan Act (P.L. 117-2) funds, a broadband service provider selected for a project shall~~  
 9 ~~provide not less than fifteen percent (15%) of the total estimated project cost. If a broadband~~  
 10 ~~service provider provides more than fifteen percent (15%) of the total estimated project cost, the~~  
 11 ~~State and county cost responsibilities shall be equally apportioned. The following cost~~  
 12 ~~responsibility allocations for counties meeting the requirements of this subsection and the State~~  
 13 ~~apply:~~

15 Direct Federal Funds	County	State
16 Received-	Responsibility-	Responsibility
17 \$250,000, up to \$4,000,000-	5%, minimum-	Up to 80%
18 \$4,000,000, up to \$8,000,000-	10%, minimum-	Up to 75%

19 (f) A broadband service provider selected for a project under this section shall enter into  
 20 an agreement with the Office that shall include the project description, time lines, benchmarks,  
 21 proposed broadband speeds, and any other information and documentation the Office deems  
 22 necessary. All proposed broadband speeds must meet or exceed the federal guidelines for use of  
 23 American Rescue Plan Act (P.L. 117-2) funds. If a county provides a portion of the service  
 24 provider's required match of the total estimated project cost, upon~~Upon~~ execution of an  
 25 agreement, the county shall provide its portion of the total estimated project costs to the Office  
 26 to be combined with CAB Funds awarded for the project and placed in a separate project account.  
 27 The Office shall provide project oversight, and, upon completion of established benchmarks in  
 28 the project agreement, the Office shall disburse funds from the project account to the broadband  
 29 service provider. The forfeiture provisions in G.S. 143B-1373(l) shall apply to agreements  
 30 entered into under this section."  
 31

32 **EMERGENCY RENTAL ASSISTANCE (ERA) REALLOCATION**

33 **SECTION 5.4.(a)** Notwithstanding any provision of law, all remaining Emergency  
 34 Rental Assistance (ERA) funds allocated in Section 5 of S.L. 2021-1, Section 1.4 of S.L. 2021-3,  
 35 and Section 3.4 of S.L. 2021-25, except those in retained pursuant to Section 5.4(b), and any  
 36 interest earned on those funds budgeted in Budget Code 23021, Budget Fund 21450 shall be  
 37 reallocated to the North Carolina Housing Finance Authority for the Housing Trust Fund and be  
 38 used in for projects that comply with US Department of the Treasury's Emergency Rental  
 39 Assistance guidelines. These funds are hereby appropriated.

40 **SECTION 5.4.(b)** Section 3.4(i) of S.L. 2021-25 is amended by adding a new  
 41 subsection to read:

42 "SECTION 3.4.(i) In addition to funds allowed for administration in subsection (i), the  
 43 Office shall retain one million dollars (\$1,000,000) of Emergency Rental Assistance funds to  
 44 close out the program. These funds shall be used to:

- 45 1. Review fraud, waste, and abuse allegations and assist with investigations,
- 46 2. Conduct activities related to recovery of funds.
- 47 3. Prepare for desk review and other federal and state audits.
- 48 4. Prepare and submit required reports.
- 49 5. And other unforeseen duties that arise in the closeout process of this program."

51 **DARE COUNTY AFFORDABLE HOUSING FUNDS**

1           **SECTION 5.5.** Notwithstanding any provision of law, funds for Dare County  
2 Affordable Housing appropriated in S.L. 2022-74 that are returned to the state pursuant to the  
3 Dare County Commissioner vote on April 9, 2024, shall be reallocated to the North Carolina  
4 Housing Finance Authority for the Housing Trust Fund and these funds are hereby appropriated.  
5

#### 6 **ESTABLISHING OR INCREASING FEES**

7           **SECTION 5.6.(a)** Notwithstanding G.S. 123.1, an agency is not required to consult  
8 with the Joint Legislative Commission on Governmental Operations prior to establishing or  
9 increasing a fee to the level authorized or anticipated in this act.

10           **SECTION 5.6.(b)** Notwithstanding G.S. 150B21.1A(a), an agency may adopt an  
11 emergency rule in accordance with G.S. 150B21.1A to establish or increase a fee as authorized  
12 by this act if the adoption of a rule would otherwise be required under Article 2A of Chapter  
13 150B of the General Statutes.  
14

#### 15 **SPORTS BETTING – USE OF PROCEEDS / REVERSION**

16           **SECTION 5.7.(a)** G.S. 105-113.128 reads as rewritten:

##### 17 **"§ 105-113.128. Use of tax proceeds.**

18           a.       The Secretary shall distribute the taxes collected under this Article, less the  
19 allowance to the Department of Revenue and reimbursement to the Lottery  
20 Commission for administrative expenses, in accordance with this section. The  
21 Secretary may retain the cost of administering this Article, not to exceed five  
22 hundred thousand dollars (\$500,000) a year, as reimbursement to the  
23 Department. The Lottery Commission shall, no later than 20 days after the end  
24 of the month, notify the Department of its unreimbursed expenses from  
25 administering the provisions of Article 9 of Chapter 18C of the General  
26 Statutes from the previous month. The Department shall reimburse the Lottery  
27 Commission from the tax revenues collected under this Article no later than  
28 the end of the month in which the Department was notified. The remainder of  
29 the net proceeds of the tax collected under this Article are to be credited in the  
30 following priority:

31           ...

32           b.       Funds appropriated pursuant to section (a), subsections (1) through (5)b, shall  
33 not revert until the end of the fiscal year following that in which they are  
34 appropriated."

35           **SECTION 5.7.(b)** This section becomes effective June 30, 2024.  
36

#### 37 **2024 DISASTER RECOVERY**

38           **SECTION 5.8.(a)** State Emergency Response and Disaster Relief Fund. – Of the  
39 nonrecurring funds appropriated in S.L. 2023-134 and this act for the 2024-2025 fiscal year, one  
40 hundred thirty-two million eight hundred thousand hundred dollars (\$132,800,000) shall be  
41 allocated as follows:

- 42           (1)       \$75,000,000 to the Office of State Budget and Management to provide disaster  
43 recovery assistance to households and communities in response to Hurricane  
44 Matthew and Hurricane Florence.
- 45           (2)       \$5,000,000 to the Office of State Budget and Management to provide a  
46 directed grant to the North Carolina Insurance Underwriting Association,  
47 consistent with the purposes set forth in Section 5.9(i) of S.L. 2021-180.
- 48           (3)       \$2,500,000 to the Office of State Budget and Management to provide disaster  
49 recovery assistance to households and communities in response to Tropical  
50 Storm Fred.

- 1 (4) \$20,000,000 to the Department of Agriculture and Consumer Services to  
2 support the Streamflow Rehabilitation Assistance Program, which maintains  
3 and restores streams in flood mitigation efforts.
- 4 (5) \$20,000,000 to the Department of Insurance, Office of the State Fire Marshal,  
5 to sustain the State Property Fire Insurance Fund.
- 6 (6) \$5,000,000 to the Department of Public Safety, Emergency Management  
7 Division, to support disaster recovery projects in Princeville in response to  
8 Hurricane Matthew.
- 9 (7) \$4,000,000 to the Department of Environmental Quality to support coastal  
10 modeling for the Flood Resiliency Blueprint.
- 11 (8) \$1,000,000 to the Department of Agriculture and Consumer Services to  
12 support the Agricultural Water Resources Assistance Program, which  
13 provides funds for agricultural water supply and efficiency increases for  
14 agricultural water use.
- 15 (9) \$300,000 to the Department of Agriculture and Consumer Services for  
16 equipment to transport mobile depopulation units, which quickly depopulate  
17 livestock following disease outbreaks, natural disasters, or other catastrophic  
18 events.

19 **SECTION 5.8.(b)** Implementation. – The following actions and policies shall be  
20 taken to implement subsection 5.7.(a)(1):

- 21 (1) If a person's home is relocated or purchased with funds allocated in this  
22 subsection, the State Emergency Response and Disaster Relief Fund is  
23 subrogated to the person's rights under any insurance coverage for the damage  
24 to the home and any monies received from the insurance coverage shall be  
25 paid to the State Emergency Response and Disaster Relief Fund. The Office  
26 of State Budget and Management shall ensure that those potentially affected  
27 by this section are notified of, and adhere to, its requirements.
- 28 (2) No State funds appropriated in this section may be expended for the  
29 construction of any new residence within the 100-year floodplain unless the  
30 construction is in an area regulated by a unit of local government pursuant to  
31 a floodplain management ordinance and the construction complies with the  
32 ordinance. As used in this section, "100-year floodplain" means any area  
33 subject to inundation by a 100-year flood, as indicated on the most recent  
34 Flood Insurance Rate Map prepared by the Federal Emergency Management  
35 Agency under the National Flood Insurance Program.
- 36 (3) Homeowners in the 100-year floodplain who receive homeowner's housing  
37 assistance pursuant to this section shall have in effect federal flood insurance,  
38 if available, as a precondition to receipt of State homeowner's housing  
39 assistance for losses resulting from future flooding.

40 **SECTION 5.8.(c)** Limitation. – Funds allocated in this section shall be expended in  
41 a manner that does not adversely affect any person's or entity's eligibility for federal funds that  
42 are made available, or that are anticipated to be made available, as a result of natural disasters.  
43 To the extent practicable, funds allocated in this section shall not be used to cover costs that will  
44 be, or likely will be, covered by federal funds.

45 **SECTION 5.8.(d)** No Reversion of Funds. – Funds allocated in this section shall  
46 remain available to implement the provisions of this section until the General Assembly directs  
47 the reversion of any unexpended and unencumbered funds and G.S. 143C-6-23(f1)(1) shall not  
48 apply to those funds.

49 **SECTION 5.8.(e)** Reporting Requirements. – The Office of State Budget and  
50 Management shall provide periodic reports on the use of the funds allocated and appropriated in  
51 this section in a manner which is consistent with Section 5.8 of Session Law 2019-250.

1           **SECTION 5.8.(f)** Programmatic Support – The Office of State Budget and  
 2 Management may use up to five percent (5%) of the funds allocated in subsections (a)(1), (a)(2),  
 3 and (a)(3) for programmatic capacity and administrative expenses.

4           **SECTION 5.8.(g)** Section 5.9(i) of S.L. 2021-180 reads as rewritten:

5           **"SECTION 5.9A.(i)** North Carolina Insurance Underwriting Association (NCIUA) Coastal  
 6 Resilient Roof Grant Pilot Program. – NCIUA shall establish the Coastal Resilient Roof Grant  
 7 Pilot Program, adopt rules, and award amounts for resilient roof grant applicants under this pilot  
 8 program. NCIUA must provide a match of one dollar (\$1.00) in non-State funds for one dollar  
 9 (\$1.00) provided in State grant funds. No eligible ~~structure~~primary residence, as defined by  
 10 NCIUA rules, may receive more than ~~three thousand three hundred~~ four thousand dollars  
 11 (\$4,000) in State funds; for households with an income level not in excess of the median  
 12 household income for that county or more than two thousand dollars (\$2,000) in State funds for  
 13 households with an income level in excess of the median household income for that county under  
 14 this pilot program. NCIUA may use matching funds for evaluator costs and grants but shall not  
 15 use any of the funds allocated for the pilot program for administrative costs. State funds allocated  
 16 for this pilot program that are not encumbered or spent by June 30, 2025, shall revert to the  
 17 General Fund. NCIUA will include a report on the pilot program funded by this subsection in the  
 18 annual report required by G.S. 58-45-65. The report shall include information on the number of  
 19 grants provided, geographical distribution of grants by county, and the average insured value of  
 20 the structures receiving grant funding for resiliency improvements under this program. The  
 21 NCIUA will provide this portion of its annual report to the Chairs of the Joint Legislative  
 22 Emergency Management Oversight Committee and the Fiscal Research Division. The following  
 23 definitions apply in this subsection:

24           (1) Coastal area. – Defined in G.S. 58-45-5.

25           (2) Eligible expense. – Costs for the replacement or upgrade of the roof of an  
 26 eligible structure when the replacement or upgrade results in the roof meeting  
 27 applicable resiliency standards issued by the Institute for Business and Home  
 28 Safety or another construction storm resiliency standard that the NCIUA finds  
 29 to be equivalent for purposes of reduction of risk of loss to the Coastal  
 30 Property Insurance Pool (Pool) established by Article 45 of Chapter 58 of the  
 31 General Statutes.

32           (3) Eligible structure. – An eligible residential structure as defined by NCIUA  
 33 rules and insured under a policy issued by the NCIUA through the Pool."  
 34

### 35 **FLEXIBILITY FOR USE OF UNEXPENDED DISASTER RECOVERY FUNDS**

36           **SECTION 5.9.(a)** Section 3.1(a) of S.L. 2019-250 reads as rewritten:

37           **"SECTION 3.1.(a)** Notwithstanding any other provision or law, any State agency that  
 38 received funds pursuant to this act or any of the following enactments may reallocate unexpended  
 39 and unobligated program funds to the same programs or purposes for damage caused by  
 40 Hurricane Matthew, Florence, Michael, Dorian, Tropical Storm Fred, the earthquake in Sparta,  
 41 or future storms:

42           (1) S.L. 2016-124.

43           (2) S.L. 2017-119.

44           (3) Section 5.6 of S.L. 2018-5.

45           (4) S.L. 2018-134.

46           (5) S.L. 2018-136

47           (6) S.L. 2018-138.

48           (7) S.L. 2019-3.

49           (8) S.L. 2020-97

50           (9) S.L. 2021-180

51           (10) S.L. 2022-74"

1           **SECTION 5.9.(b)** Notwithstanding any other provision of law, any State agency that  
2 received Tropical Storm Fred recovery funds pursuant to this act or any of the following  
3 enactments may reallocate unexpended and unobligated program funds to any program or  
4 purpose stated in those appropriations:

- 5           (1) S.L. 2021-180.
- 6           (2) S.L. 2021-189.
- 7           (3) S.L. 2022-6.
- 8           (4) S.L. 2022-74.
- 9           (5) S.L. 2023-11.

10           **SECTION 5.9.(c)** Any State agency that reallocates funds pursuant to subsection (b)  
11 of this section shall report, at least 30 days prior to the reallocation, to the chairs of the Senate  
12 Appropriations/Base Budget Committee, the chairs of the House of Representatives  
13 Appropriations Committee, and the Fiscal Research Division. The report shall identify all of the  
14 following:

- 15           (1) The original funding authorization.
- 16           (2) The original program or purpose for the use of the funds.
- 17           (3) The amount of funds expended or obligated for the original program or  
18           purpose.
- 19           (4) The amount of funds that remain unexpended or unencumbered.
- 20           (5) The amount of funds to be reallocated.

## 21 **PART VI. COMMUNITY COLLEGE SYSTEM**

### 22 **PROPEL NC FUNDING MODEL ADJUSTMENT**

23  
24           **SECTION 6.1.(a)** The funds appropriated in this act for Propel NC shall be used to  
25 shift North Carolina Community College System's enrollment formula from the current  
26 tier-based allocation model to a labor-market driven model. This new model shall link courses to  
27 workforce sectors that are ranked and valued by statewide salary job demand data.

28           **SECTION 6.1.(b)** The State Board of Community Colleges in consultation with the  
29 Department of Commerce shall identify the workforce sectors aligned with the State's  
30 high-demand, high-salary jobs and allocate the funds appropriated in this act to those workforce  
31 sectors. Appropriated funds may also be used for customized training and Small Business Centers  
32 at the individual colleges.  
33

### 34 **PROPEL NC ENROLLMENT GROWTH RESERVE**

35           **SECTION 6.2.** G.S. 115D-31 reads as rewritten:

#### 36 **"§ 115D-31. State financial support of institutions.**

37 ...

38  
39           (e) If receipts for community college tuition and fees exceed the amount certified in General  
40 Fund Codes at the end of a fiscal year, the State Board of Community Colleges shall ~~transfer~~  
41 retain the amount of receipts and fees above those budgeted ~~to the Enrollment Growth Reserve.~~  
42 Funds in the Enrollment Growth Reserve shall not revert to the General Fund and shall remain  
43 available to the State Board until expended. The State Board may allocate these funds in this  
44 reserve to colleges experiencing an enrollment increase greater than five percent (5%) of  
45 budgeted enrollment levels proportionally to colleges based on actual receipt collections from  
46 the prior fiscal year.

47           (f) The Enrollment Growth Reserve shall be established as a recurring, nonreverting reserve  
48 under the direction of the State Board of Community Colleges. Funds appropriated by the North  
49 Carolina General Assembly shall be allocated based on actual fall semester FTE. The method of  
50 allocation shall be as follows: at one-half the average FTE value per FTE for the greater of FTE  
51 increases in excess of 5% for each category of instruction, or for increases in total FTE greater



1 than 325. If enrollment growth exceeds the funds appropriated in a given year, the value per FTE  
2 would be reduced proportionately."

## 4 **NC CHILD CARE GRANT PROGRAM EVALUATION**

5 **SECTION 6.3.** Of the funds appropriated in this act to the Community College  
6 System for Program Evaluation Funds, the Community College System shall use up to one  
7 hundred thousand dollars (\$100,000) to evaluate the effectiveness of the Child Care Grant  
8 Program funded in S.L. 2023-134. The Community College System Office may consult with the  
9 Office of State Budget and Management (OSBM) for assistance on how to develop an evaluation,  
10 including how to register and use a pre-analysis plan. The Community College System Office  
11 shall report annually to OSBM and the Fiscal Research Division of the General Assembly on the  
12 progress of the evaluation and, when completed, make publicly available the pre-analysis plan,  
13 the final evaluation report, and (to the extent possible) an anonymized version of the dataset(s)  
14 that is sufficient for others to replicate the reported analytics. The evaluation shall include, at a  
15 minimum, the following components:

- 16 (1) Statistics that describe the uptake and use of the program, such as the number  
17 of applications received, amount of grant funds requested, number of  
18 applications approved, total amount of grant funds awarded, and the types of  
19 child care used by students with grant funds.
- 20 (2) An estimate of the number of students who would not otherwise pursue  
21 community college but do so and receive credits as a result of this program.
- 22 (3) An estimate of the number of students who would not otherwise continue  
23 community college studies but do so and receive credits as a result of this  
24 program.
- 25 (4) An assessment of obstacles to receiving these grants by students who apply but  
26 do not qualify, and those who qualify but do not apply.
- 27 (5) Recommendations on whether to continue the program and, if so, what  
28 program improvements might be made.

## 30 **PART VII. PUBLIC INSTRUCTION**

### 32 **AVERAGE DAILY MEMBERSHIP CONTINGENCY RESERVE**

33 **SECTION 7.1.(a)** Creation. –The Average Daily Membership (ADM) Contingency  
34 Reserve is established within the General Fund. The General Assembly shall appropriate in the  
35 Current Operations Appropriations Act or other appropriations act a specific amount to this  
36 reserve for allocation, on an as-needed basis only, to fund increases in public school current year  
37 allotted ADM over prior year allotted ADM.

38 **SECTION 7.1.(b)** Definitions. – Allotted ADM and the funds requested per ADM  
39 will conform with State Board of Education policy, as documented in the Department of Public  
40 Instruction's Allotment Policy Manual.

41 **SECTION 7.1.(c)** Authorized Uses. – The funds in the ADM Contingency Reserve  
42 are available to the Department of Public Instruction for increases in a public school's current  
43 year allotted ADM over the prior year allotted ADM that was used to generate initial allotments.  
44 This includes increases to transportation allotments.

45 **SECTION 7.1.(d)** Request for Allocation. –The Department of Public Instruction  
46 may request an allocation from the ADM Contingency Reserve by submitting a report detailing  
47 the initial allotted ADM, the ADM increase, the funds allocated per ADM, and the total additional  
48 funds requested by school.

49 **SECTION 7.1.(e)** The Office of State Budget and Management (OSBM) must certify  
50 the need for any allocation before disbursing funds from the reserve. The OSBM shall report to

the Fiscal Research Division on or before April 1 of each year on any disbursements made from the reserve.

**COMPREHENSIVE REMEDIAL PLAN FORWARD FUND**

**SECTION 7.2.(a)** Chapter 115C of the General Statutes is amended by adding a new Article to read:

"Article 32G.  
"Sound Basic Education.

**"§ 115C-472.20. Ensuring a Sound Basic Education for North Carolina Students.**

(a) The General Assembly finds that, due to the critical need in this State to provide opportunity for North Carolina public school students, it is imperative that the State fully fund and implement the Comprehensive Remedial Plan, as ordered by Judge David Lee on June 7<sup>th</sup>, 2021. To implement the plan, the state shall treat FY 2024-25 as plan year three and adjust ensuing plan years accordingly. Therefore, there is appropriated from the General Fund the following amounts for each fiscal year to be used for the purposes set forth in the Plan and in order to accomplish these objectives by FY 2029-30:

To the Department of Health and Human Services

<u>Fiscal Year</u>	<u>Appropriation</u>
<u>2025-2026</u>	<u>\$167,970,000</u>
<u>2026-2027</u>	<u>\$370,370,000</u>
<u>2027-2028</u>	<u>\$657,620,000</u>
<u>2028-2029</u>	<u>\$904,570,000</u>
<u>2029-2030</u>	<u>\$1,190,720,000</u>

For the 2030-31 fiscal year and each fiscal year thereafter, there is appropriated from the General Fund the sum of one billion one hundred ninety million seven hundred twenty thousand dollars (\$1,190,720,000) to be used for the purposes set forth in this section. When developing the base budget, as defined by G.S. 143C11, for each fiscal year specified in this subsection, the Director of the Budget shall include the appropriated amount specified in this subsection for that fiscal year.

To the Department of Public Instruction

<u>Fiscal Year</u>	<u>Appropriation</u>
<u>2025-2026</u>	<u>\$689,856,904</u>
<u>2026-2027</u>	<u>\$1,354,242,088</u>
<u>2027-2028</u>	<u>\$2,010,942,088</u>
<u>2028-2029</u>	<u>\$2,674,891,976</u>
<u>2029-2030</u>	<u>\$3,326,391,976</u>

For the 203031 fiscal year and each fiscal year thereafter, there is appropriated from the General Fund the sum of three billion three hundred twenty-six million three hundred ninety-one thousand nine hundred seventy-six dollars (\$3,326,391,976) to be used for the purposes set forth in this section. When developing the base budget, as defined by G.S. 143C11, for each fiscal year specified in this subsection, the Director of the Budget shall include the appropriated amount specified in this subsection for that fiscal year.

To the University of North Carolina

<u>Fiscal Year</u>	<u>Appropriation</u>
<u>2025-2026</u>	<u>\$23,500,000</u>
<u>2026-2027</u>	<u>\$44,700,000</u>

1	<u>2027-2028</u>	<u>\$67,300,000</u>
2	<u>2028-2029</u>	<u>\$85,600,000</u>
3	<u>2029-2030</u>	<u>\$101,900,000</u>

4  
 5 For the 2030-31 fiscal year and each fiscal year thereafter, there is appropriated from the  
 6 General Fund the sum of one hundred one million nine hundred thousand dollars (\$101,900,000)  
 7 to be used for the purposes set forth in this section. When developing the base budget, as defined  
 8 by G.S. 143C11, for each fiscal year specified in this subsection, the Director of the Budget shall  
 9 include the appropriated amount specified in this subsection for that fiscal year.

10 (b) It is the intent of the General Assembly that all policy changes required by the  
 11 Comprehensive Remedial Plan shall be implemented. The administering agencies shall make  
 12 such changes if they possess the authority. In cases where legislative changes are necessary, the  
 13 General Assembly shall implement such changes as required by the Plan."

14  
 15 **BUDGET FLEXIBILITY FOR LOCAL BOARDS OF EDUCATION**

16 **SECTION 7.3.** G.S. 115C-105.25(b) reads as rewritten:

17 **"§ 115C-105.25. Budget flexibility.**

18 (b) Subject to the following limitations, local boards of education may transfer and may  
 19 approve transfers of funds between funding allotment categories:

20 ...  
 21 ~~(1b) No funds shall be transferred out of the children with disabilities allotment~~  
 22 ~~category.~~

23 ...  
 24 ~~(3a) No funds shall be transferred out of the teacher assistants allotment category.~~

25 ~~(3b) No funds shall be transferred out of the academically or intellectually gifted~~  
 26 ~~children allotment category.~~

27 ...  
 28 (5a) ~~No positions shall be transferred out of the allocation for classroom teachers~~  
 29 ~~for kindergarten through twelfth grade, except as provided in this subdivision.~~  
 30 Positions allocated for classroom teachers may be converted to dollar  
 31 equivalents to contract for visiting international exchange teachers through a  
 32 visiting international exchange teacher program approved by the State. These  
 33 positions shall be converted at the statewide average salary for classroom  
 34 teachers, including benefits. The converted funds shall be used only to provide  
 35 visiting international exchange teachers with salaries commensurate with their  
 36 experience levels, to provide any State-approved bonuses, and to cover the  
 37 costs associated with supporting visiting international exchange teachers  
 38 within the local school administrative unit, including programming and  
 39 related activities, background checks, medical coverage, and other program  
 40 administration services in accordance with the federal regulations for the  
 41 Exchange Visitor Program, 22 C.F.R. Part 62.

42 (5b) ~~Positions~~ Except as provided in subdivision (5a) of this subsection, positions  
 43 allocated for classroom teachers and instructional support personnel may be  
 44 converted to dollar equivalents for any purpose authorized by the policies of  
 45 the State Board of Education. These positions shall be converted at the salary  
 46 on the first step of the "A" Teachers Salary Schedule. Certified position  
 47 allotments shall not be transferred to dollars to hire the same type of position.

48 ~~(5d) No positions shall be transferred out of the allocation for program~~  
 49 ~~enhancement teachers for kindergarten through fifth grade except as provided~~  
 50 ~~in this subdivision. Positions allocated for program enhancement teachers for~~  
 51 ~~kindergarten through fifth grade may be converted into positions allocated for~~

classroom teachers for kindergarten through twelfth grade. For the purposes of this subdivision, the term "program enhancement" is as defined in G.S. 115C-301(e2).

...

(10a) ~~No funds shall be transferred out of the limited English proficiency allotment category.~~

...

(12) ~~Funds allotted for textbooks and digital resources may only be used for the purchase of textbooks and digital resources. These funds shall not be transferred out of the allotment for any other purpose."~~

## FUNDS FOR CHILDREN WITH DISABILITIES

**SECTION 7.4.** G.S. 115C-111.05 reads as rewritten:

### "§ 115C-111.05. Funding for children with disabilities.

To the extent funds are made available for this purpose, the State Board shall allocate funds for children with disabilities to each local school administrative unit on a per-child basis. Each local school administrative unit shall receive funds for the lesser of (i) all children who are identified as children with disabilities or (ii) thirteen percent (13%) of its allocated average daily membership in the local school administrative unit for the current school year. The State Board of Education shall allocate additional funds for children with disabilities on the basis of five thousand six hundred seventy dollars (\$5,670) for fiscal year 2024-25 per child. Each local school administrative unit shall receive funds for the total number of children who are identified as children with disabilities in the local school administrative unit. The dollar amounts allocated under this section for children with disabilities shall also be adjusted in accordance with legislative salary increments, retirement rate adjustments, and health benefit adjustments for personnel who serve children with disabilities."

## FUNDS FOR LIMITED ENGLISH PROFICIENCY

**SECTION 7.5.** The State Board of Education shall allocate additional funds for services to students with limited proficiency in the English language to local school administrative units and to charter schools based on the three-year weighted headcount of students in the units or charter school with limited English proficiency.

## DISADVANTAGED STUDENT SUPPLEMENTAL FUNDING (DSSF)/AT-RISK STUDENT SERVICES/ALTERNATIVE SCHOOLS

**SECTION 7.6.** G.S. 115C-472.19 reads as rewritten:

### "§ 115C-472.19. Disadvantaged student supplemental funding.

(a) To the extent funds are made available for this purpose, funds appropriated for disadvantaged student supplemental funding shall be used, consistent with the policies and procedures adopted by the State Board of Education, only to do the following:

(1) Provide instructional positions or instructional support positions.

(2) Provide professional development.

(3) Provide intensive in-school or after-school remediation, or both.

(4) Purchase diagnostic software and progress-monitoring tools.

(5) Provide funds for teacher bonuses and supplements. ~~The State Board of Education shall set a maximum percentage of the funds that may be used for this purpose.~~

The State Board of Education may require local school administrative units receiving funding under the Disadvantaged Student Supplemental Fund to purchase the Education Value-Added Assessment System (EVAAS) in order to provide in-depth analysis of student performance and help identify strategies for improving student achievement. This data shall be used exclusively

1 for instructional and curriculum decisions made in the best interest of children and for  
2 professional development for their teachers and administrators.

3 (b) Disadvantaged student supplemental funding (DSSF) shall be allotted to a local  
4 school administrative unit based on (i) the unit's eligible DSSF population and (ii) the difference  
5 between a teacher-to-student ratio of 1:21 and the following teacher-to-student ratios:

6 (1) For counties with wealth greater than ninety percent (90%) of the statewide  
7 average, a ratio of 1:19.9.

8 (2) For counties with wealth not less than eighty percent (80%) and not greater  
9 than ninety percent (90%) of the statewide average, a ratio of 1:19.4.

10 (3) For counties with wealth less than eighty percent (80%) of the statewide  
11 average, a ratio of 1:19.1.

12 (4) For local school administrative units that received DSSF funds in fiscal year  
13 2005-2006, a ratio of 1:16. These local school administrative units shall  
14 receive no less than the DSSF amount allotted in fiscal year 2006-2007.

15 For the purpose of this subsection, wealth shall be calculated under the low-wealth  
16 supplemental formula as provided for in this Article.

17 (c) If a local school administrative unit's wealth increases to a level that adversely affects  
18 the unit's disadvantaged student supplemental funding (DSSF) allotment ratio, the DSSF  
19 allotment for that unit shall be maintained at the prior year level for one additional fiscal year.

20 (d) For the 2024-25 fiscal year the State Board of Education shall transfer the At-Risk  
21 Student Services/Alternative Schools allotment into the DSSF allotment and allocate these funds  
22 to local school administrative units under a formula that:

23 (1) Expands the allowable uses of the DSSF allotment to incorporate activities  
24 allowed under the current At-Risk allotment; and

25 (2) Provides that no local administrative unit receives a decrease in combined  
26 funding.

27 Reallocated At-Risk funding must be counted as an independent supplement to  
28 existing DSSF funds."

## 30 NATIONAL BOARD CERTIFICATION FEE SUPPORT

31 **SECTION 7.7.(a)** Of the funds appropriated to the Department of Public Instruction  
32 by this act, the Department shall transfer the sum of nine hundred thousand dollars (\$900,000) in  
33 fiscal year 2024-25 to the State Education Assistance Authority to pay the application fees for  
34 first time candidates applying for certification by the National Board for Professional Teaching  
35 Standards. Funds shall be available beginning with the 2024-25 school year.

36 **SECTION 7.7.(b)** G.S. 115C-296.2 reads as rewritten:

### 37 "§ 115C-296.2. National Board for Professional Teaching Standards Certification.

38 (a) State Policy. – It is the goal of the State to provide opportunities and incentives for  
39 good teachers to become excellent teachers and to retain them in the teaching profession; to attain  
40 this goal, the State shall support the efforts of teachers to achieve national certification by  
41 providing approved paid leave time for teachers participating in the process, ~~lending teachers~~  
42 paying the participation fee, and paying a significant salary differential to teachers who attain  
43 national certification from the National Board for Professional Teaching Standards (NBPTS).

44 ...

45 (c) Payment of the NBPTS Participation Fee; Paid Leave. – The State shall ~~lend~~ provide  
46 teachers the participation fee and shall provide up to three days of approved paid leave to all  
47 teachers participating in the NBPTS program who:

48 (1) Have completed three full years of teaching in a North Carolina public school;  
49 and

50 (2) Have (i) not previously received State funds for participating in any  
51 certification area in the NBPTS program, (ii) repaid any State funds

1 previously received for the NBPTS certification process, or (iii) received a  
2 waiver of repayment from the State Board of Education.  
3 Teachers participating in the program shall take paid leave only with the approval of their  
4 supervisors.  
5 ...."

## 7 NORTH CAROLINA VIRTUAL PUBLIC SCHOOL FUNDING

8 **SECTION 7.8.** Of the funds appropriated in this act to the Department of Public  
9 Instruction, the State Board of Education shall use the sum of three million dollars (\$3,000,000)  
10 in the 2024-2025 fiscal year to offset the costs for local school administrative units and charter  
11 schools to participate in North Carolina Virtual Public School (NCVPS).

## 13 TEACHER ASSISTANTS

14 **SECTION 7.9.** It is the intent of the General Assembly to incrementally increase  
15 funding for the Teacher Assistants allotment and to simplify the formula for allotting funding in  
16 order to provide funding for one teacher assistant for every 27 kindergarten year through third  
17 grade students by fiscal year 2029-30. Teacher Assistant funding shall be allotted to a local school  
18 administrative unit based on a teacher assistant-to-kindergarten through third grade student ratio  
19 of 1:34 in fiscal year 2024-25.

## 21 SUPPLEMENTAL FUNDING IN LOW-WEALTH COUNTIES

22 **SECTION 7.10.** G.S. 115C-472.17 reads as rewritten:

### 23 "§ 115C-472.17. Supplemental funding in low-wealth counties.

24 (a) Use of Funds for Supplemental Funding. – To the extent funds are made available for  
25 this purpose, all funds received pursuant to this section shall be used only (i) to provide  
26 instructional positions, instructional support positions, teacher assistant positions, clerical  
27 positions, school computer technicians, instructional supplies and equipment, staff development,  
28 and textbooks and digital resources and (ii) for salary supplements for instructional personnel  
29 and instructional support personnel. Local boards of education are encouraged to use at least  
30 twenty-five percent (25%) of the funds received pursuant to this section to improve the academic  
31 performance of children who are performing at Level I or II on either reading or mathematics  
32 end-of-grade tests in grades three through eight.

33 (b) Definitions. – As used in this section, the following definitions apply:

- 34 (1) Anticipated county property tax revenue availability. – The county-adjusted  
35 property tax base multiplied by the effective State average tax rate.
- 36 (2) Anticipated State average revenue availability per student. – The sum of all  
37 anticipated total county revenue availability divided by the average daily  
38 membership for the State.
- 39 (3) Anticipated total county revenue availability. – The sum of the following:
  - 40 a. Anticipated county property tax revenue availability.
  - 41 b. Local sales and use taxes received by the county that are levied under  
42 Chapter 1096 of the 1967 Session Laws or under Subchapter VIII of  
43 Chapter 105 of the General Statutes.
  - 44 c. Fines and forfeitures deposited in the county school fund for the most  
45 recent year for which data are available.
- 46 (4) Anticipated total county revenue availability per student. – The anticipated  
47 total county revenue availability for the county divided by the average daily  
48 membership of the county.
- 49 (5) Average daily membership. – Average daily membership as defined in the  
50 North Carolina Public Schools Allotment Policy Manual adopted by the State  
51 Board of Education. If a county contains only part of a local school

- 1 administrative unit, the average daily membership of that county includes all  
2 students who reside within the county and attend that local school  
3 administrative unit.
- 4 (6) County-adjusted property tax base. – Computed as follows:  
5 a. Subtract the present-use value of agricultural land, horticultural land,  
6 and forestland in the county, as defined in G.S. 105-277.2, from the  
7 total assessed real property valuation of the county.  
8 b. Adjust the resulting amount by multiplying by a weighted average of  
9 the three most recent annual sales assessment ratio studies.  
10 c. Add to the resulting amount the following:  
11 1. Present-use value of agricultural land, horticultural land, and  
12 forestland, as defined in G.S. 105-277.2.  
13 2. Value of property of public service companies, determined in  
14 accordance with Article 23 of Chapter 105 of the General  
15 Statutes.  
16 3. Personal property value for the county.
- 17 (7) County-adjusted property tax base per square mile. – The county-adjusted  
18 property tax base divided by the number of square miles of land area in the  
19 county.
- 20 (8) County wealth as a percentage of State average wealth. – Computed as  
21 follows:  
22 a. Compute the percentage that the county per capita income is of the  
23 State per capita income and weight the resulting percentage by a factor  
24 of five-tenths.  
25 b. Compute the percentage that the anticipated total county revenue  
26 availability per student is of the anticipated State average revenue  
27 availability per student and weight the resulting percentage by a factor  
28 of four-tenths.  
29 c. Compute the percentage that the county-adjusted property tax base per  
30 square mile is of the State-adjusted property tax base per square mile  
31 and weight the resulting percentage by a factor of one-tenth.  
32 d. Add the three weighted percentages to derive the county wealth as a  
33 percentage of the State average wealth.
- 34 (9) Effective county tax rate. – The actual county tax rate multiplied by a weighted  
35 average of the three most recent annual sales assessment ratio studies.
- 36 (10) Effective State average tax rate. – The average of effective county tax rates  
37 for all counties.
- 38 (11) Local current expense funds. – The most recent county current expense  
39 appropriations to public schools, as reported by local boards of education in  
40 the audit report filed with the Secretary of the Local Government Commission  
41 pursuant to G.S. 115C-447.
- 42 (12) Per capita income. – The average for the most recent three years for which  
43 data are available of the per capita income according to the most recent report  
44 of the United States Department of Commerce, Bureau of Economic Analysis,  
45 including any reported modifications for prior years as outlined in the most  
46 recent report.
- 47 (13) Sales assessment ratio studies. – Sales assessment ratio studies performed by  
48 the Department of Revenue under G.S. 105-289(h).
- 49 (14) State average adjusted property tax base per square mile. – The sum of the  
50 county-adjusted property tax bases for all counties divided by the number of  
51 square miles of land area in the State.

1 (15) State average current expense appropriations per student. – The most recent  
2 State total of county current expense appropriations to public schools, as  
3 reported by local boards of education in the audit report filed with the  
4 Secretary of the Local Government Commission pursuant to G.S. 115C-447.

5 (16) Supplant. – To decrease local per student current expense appropriations from  
6 one fiscal year to the next fiscal year.

7 (17) Weighted average of the three most recent annual sales assessment ratio  
8 studies. – The weighted average of the three most recent annual sales  
9 assessment ratio studies in the most recent years for which county current  
10 expense appropriations and adjusted property tax valuations are available. If  
11 real property in a county has been revalued one year prior to the most recent  
12 sales assessment ratio study, a weighted average of the two most recent sales  
13 assessment ratios shall be used. If property has been revalued the year of the  
14 most recent sales assessment ratio study, the sales assessment ratio for the year  
15 of revaluation shall be used.

16 (c) Eligibility for Funds. – Except as provided in subsection (g) of this section, the State  
17 Board of Education shall allocate these funds to local school administrative units located in whole  
18 or in part in counties in which the county wealth as a percentage of the State average wealth is  
19 less than one hundred percent (100%).

20 (d) Allocation of Funds. – Except as provided in subsection (f) of this section, the amount  
21 received per average daily membership for a county shall be the difference between the State  
22 average current expense appropriations per student and the current expense appropriations per  
23 student that the county could provide given the county's wealth and an average effort to fund  
24 public schools. To derive the current expense appropriations per student that the county could be  
25 able to provide given the county's wealth and an average effort to fund public schools, multiply  
26 the county's wealth as a percentage of State average wealth by the State average current expense  
27 appropriations per student. The funds for the local school administrative units located in whole  
28 or in part in the county shall be allocated to each local school administrative unit located in whole  
29 or in part in the county based on the average daily membership of the county's students in the  
30 school units. If the funds appropriated for supplemental funding are not adequate to fund the  
31 formula fully, each local school administrative unit shall receive a pro rata share of the funds  
32 appropriated for supplemental funding.

33 (e) Formula for Distribution of Supplemental Funding Pursuant to this Section Only. –  
34 The formula in this section is solely a basis for distribution of supplemental funding for  
35 low-wealth counties and is not intended to reflect any measure of the adequacy of the educational  
36 program or funding for public schools. ~~The formula is also not intended to reflect any~~  
37 ~~commitment by the General Assembly to appropriate any additional supplemental funds for~~  
38 ~~low-wealth counties. It is the intent of the General Assembly to incrementally increase~~  
39 appropriations for the low-wealth allotment to provide eligible counties supplemental funding  
40 equal to one hundred ten percent (110%) of the statewide local revenue per student by fiscal year  
41 2029-30. The State Board of Education shall adjust the formula to ensure each local school  
42 administrative unit receives a pro rata share of the additional funds appropriated for the  
43 low-wealth allotment in this act for supplemental funding.

44 (f) Minimum Effort Required. – A county shall receive full funding under this section if  
45 the county (i) maintains an effective county tax rate that is at least one hundred percent (100%)  
46 of the effective State average tax rate in the most recent year for which data are available or (ii)  
47 maintains a county appropriation per student to the school local current expense fund of at least  
48 one hundred percent (100%) of the current expense appropriations per student to the school local  
49 current expense fund that the county could provide given the county's wealth and an average  
50 effort to fund public schools. A county that maintains a county appropriation per student to the  
51 school local current expense fund of less than one hundred percent (100%) of the current expense



1 appropriations per student to the school local current expense fund that the county could provide  
2 given the county's wealth and an average effort to fund public schools shall receive funding under  
3 this section at the same percentage that the county's appropriation per student to the school local  
4 current expense fund is of the current expense appropriations per student to the school local  
5 current expense fund that the county could provide given the county's wealth and an average  
6 effort to fund public schools.

7 (g) Nonsupplant Requirement. – A county in which a local school administrative unit  
8 receives funds under this section shall use the funds to supplement local current expense funds  
9 and shall not supplant local current expense funds. The State Board of Education shall not  
10 allocate funds under this section to a county found to have used these funds to supplant local per  
11 student current expense funds. The State Board of Education shall make a finding that a county  
12 has used these funds to supplant local current expense funds in the prior year, or the year for  
13 which the most recent data are available, if all of the following criteria apply:

- 14 (1) The current expense appropriations per student of the county for the current  
15 year is less than ninety-five percent (95%) of the average of local current  
16 expense appropriations per student for the three prior fiscal years.
- 17 (2) The county cannot show (i) that it has remedied the deficiency in funding or  
18 (ii) that extraordinary circumstances caused the county to supplant local  
19 current expense funds with funds allocated under this section.

20 The State Board of Education shall adopt rules to implement the requirements of this  
21 subsection.

22 (h) Counties Containing a Base of the Armed Forces. – Notwithstanding any other  
23 provision of this section, for the 2024-2025 and 2025-2026 fiscal years, counties containing a  
24 base of the Armed Forces of the United States that have an average daily membership of more  
25 than 17,000 students shall receive whichever is the higher amount in each fiscal year as follows:  
26 either the amount of supplemental funding the county received as a low-wealth county in the  
27 2012-2013 fiscal year or the amount of supplemental funding the county is eligible to receive as  
28 a low-wealth county pursuant to the formula for distribution of supplemental funding under the  
29 other provisions of this section.

30 (i) Funds for EVAAS Data. – Notwithstanding the requirements of subsection (a) of this  
31 section, local school administrative units may utilize funds allocated under this section to  
32 purchase services that allow for extraction of data from the Education Value-Added Assessment  
33 System (EVAAS).

34 (j) Reports. – The State Board of Education shall report to the Fiscal Research Division  
35 prior to May 15 of each year if it determines that counties have supplanted funds.

36 (k) Department of Revenue Reports. – The Department of Revenue shall provide to the  
37 Department of Public Instruction a preliminary report for the current fiscal year of the assessed  
38 value of the property tax base for each county prior to March 1 of each year and a final report  
39 prior to May 1 of each year. The reports shall include for each county the annual sales assessment  
40 ratio and the taxable values of (i) total real property, (ii) the portion of total real property  
41 represented by the present use value of agricultural land, horticultural land, and forestland, as  
42 defined in G.S. 105-277.2, (iii) property of public service companies determined in accordance  
43 with Article 23 of Chapter 105 of the General Statutes, and (iv) personal property."  
44

#### 45 **TEACHER PREPARATION RESIDENCY FOR HIGH-NEED DISTRICTS**

46 **SECTION 7.11.(a)** Purpose. – The State Board of Education shall establish a grant  
47 program to assist local school administrative units in the development of teacher preparation  
48 residency pilot programs. Teacher preparation residency programs provide the necessary  
49 preparation and induction supports to teacher preparation candidates pursuing a continuing  
50 professional license. Teacher preparation residency programs eligible to receive grant funding  
51 through this program shall include, at a minimum, the following components:

1. Coursework in the candidate's area of licensure;
2. Tuition and stipends;
3. Faculty advising;
4. Clinical training experiences; and
5. Ongoing induction support.

Residency programs eligible for this grant program may include partnerships between local school administrative units, educator preparation programs, local community college or universities, and other community organizations. Grant funds awarded to local school administrative units under this program shall be matched by the local school administrative unit on the basis of one dollar (\$1.00) in non-grant funds for every one dollar (\$1.00) in grant funds.

Resident teachers shall be placed in schools identified as low-performing, as defined in GS 115C-105.37, schools identified as continually low-performing as defined in GS 115C-105.37A, or schools where seventy-five percent (75%) or greater of students qualify for free or reduced-price lunch under the National School Lunch Program.

**SECTION 7.11.(b)** Request for Proposal. – By October 1, 2024, the State Board of Education shall issue a Request for Proposal (RFP) for the grant program. Local boards of education shall submit their proposals by January 15, 2025. The RFP shall require that proposals include the following information at a minimum:

1. Description of the proposal, including the number of teacher preparation candidates to be served;
2. Evidence-based research that supports the proposal;
3. Implementation plan; and
4. Plans for financial sustainability once grant money is no longer available.

**SECTION 7.11.(c)** Grant Awards. – By April 15, 2025, the State Board of Education shall review the proposals submitted by local boards of education and shall select up to 10 local school administrative units for grant awards. The State Board of Education may make grant awards for up to three years. A local school administrative unit may not receive more than five hundred thousand dollars (\$500,000) in a single fiscal year from this grant program.

**SECTION 7.11.(d)** Evaluation and Reporting. – Of the funds appropriated by this act, the State Board of Education may use up to three hundred thousand dollars (\$300,000) to contract with an independent research organization to evaluate the impact of this grant program. The independent research organization shall report the results of this evaluation to the Joint Legislative Education Oversight Committee, the Fiscal Research Division of the General Assembly, and the Office of State Budget and Management by September 1, 2027. The Department of Public Instruction shall report annually on the implementation of this grant program beginning on March 1, 2026.

**SECTION 7.11.(e)** Carryforward. – Funds unspent in the 2024-25 fiscal year shall not revert and shall be carried forward to implement this section.

## RESIDENTIAL SCHOOLS

**SECTION 7.12.(a)** Section 1 of S.L. 2023-10 reads as rewritten:

"...

**"§ 115C-150.11. State Board of Education as governing agency.~~General supervision over schools for the deaf and blind.~~**

~~(a) State Board of Education Supervision.—~~The State Board of Education shall be the sole governing agency for the Governor Morehead School for the Blind, the Eastern North Carolina School for the Deaf, and the North Carolina School for the Deaf. The Superintendent of Public Instruction through the Department of Public Instruction shall be responsible for the administration and oversight of a school governed by this Article. Notwithstanding G.S. 143C-6-4, the Department of Public Instruction may reorganize, if necessary, staffing to enhance administrative support for the Governor Morehead School, the North Carolina School

1 ~~for the Deaf, and the Eastern North Carolina School for the Deaf to meet needed functions, have~~  
2 ~~general supervision over the schools for the deaf and blind in accordance with G.S. 115C-12 and~~  
3 ~~shall establish approximately equivalent service areas for each school for the deaf that cover the~~  
4 ~~entire State. In establishing the service area for each school for the deaf, the State Board shall~~  
5 ~~consider both the geographic proximity to the school for the deaf and the population of the service~~  
6 ~~area. The State Board shall evaluate the effectiveness of the schools for the deaf and blind and~~  
7 ~~shall, through the application of the accountability system developed under G.S. 115C-83.15 and~~  
8 ~~G.S. 115C-105.35, measure the educational performance and growth of students placed in each~~  
9 ~~school. If appropriate, the Board may modify this system to adapt to the specific characteristics~~  
10 ~~of these schools. The boards of trustees for the schools for the deaf and blind shall be subject to~~  
11 ~~rules adopted by the State Board of Education in accordance with Chapter 150B of the General~~  
12 ~~Statutes.~~

13 ~~(b) Independent Operation.—Except as otherwise provided for in this Article, the schools~~  
14 ~~for the deaf and blind shall be housed administratively within the Department of Public~~  
15 ~~Instruction for purposes of distribution of State funds, but each school for the deaf and blind shall~~  
16 ~~operate independently with a board of trustees as the governing body. The Department of Public~~  
17 ~~Instruction shall include employees of the schools for the deaf and blind in coverage for~~  
18 ~~professional liability policies purchased by the Department for its employees and shall facilitate~~  
19 ~~the purchase of other insurance policies for those schools. In all other matters, the Department of~~  
20 ~~Public Instruction shall provide services, support, and assistance to schools for the deaf and blind~~  
21 ~~in the same manner and degree as for a local school administrative unit."~~

22 **SECTION 7.12.(b)** G.S. 115C-150.12A, 12B, and 12C are repealed.

23 **SECTION 7.12.(c)** G.S. 115C-150 is amended by adding a new section to read:

24 **"§ 115C-150.12D. Applicability of Chapter.**

25 Except as otherwise provided, the requirements of this Chapter shall apply to the schools  
26 governed by this Article."

27 **SECTION 7.12.(d)** G.S. 115C-150.13A reads as rewritten:

28 **"§ 115C-150.13A. Admissions.**

29 (a) Rules. – Schools for the deaf and blind shall admit students in accordance with  
30 eligibility criteria, standards, and procedures established through rules by the ~~board of~~  
31 ~~trustees~~State Board of Education in accordance with the requirements of this Article.

32 ..."

33 **SECTION 7.12.(e)** G.S. 115C-150.14A reads as rewritten:

34 **"§ 115C-150.14A. Nonresident students.**

35 (a) For the purposes of this section, the following definitions shall apply:

- 36 (1) Foreign exchange student. – A student who is domiciled in a foreign country  
37 and has come to the United States on a valid, eligible student visa.  
38 (2) Nonresident student. – An out-of-state student or foreign exchange student.  
39 (3) Out-of-state student. – A student who is domiciled in a state other than North  
40 Carolina.

41 (b) Schools for the deaf and blind may enroll nonresident students in the educational  
42 program who otherwise meet admissions criteria established for all students. A school shall  
43 charge the full, unsubsidized per capita cost of providing education at the school for the period  
44 of the nonresident student's attendance, including the cost of tuition, and the cost of room and  
45 board for any student whose parent elects for the student to board at the school in order to access  
46 the educational program.

47 (c) Schools for the deaf and blind that seek to enroll nonresident students under this  
48 section shall submit a plan prior to enrolling any of those students to the ~~board of trustees~~State  
49 Board of Education for approval, including the proposed costs to be charged to the nonresident  
50 students for tuition and room and board and information on compliance with federal law  
51 requirements."

1           **SECTION 7.12.(f)** G.S. 115C-150.16 is repealed.

2           **SECTION 7.12.(g)** G.S. 115C-5 reads as rewritten:

3   **"§ 115C-5. Definitions.**

4       As used in this Chapter unless the context requires otherwise:

5       ...

6       (3a) The governing body of a public school unit is the following:

7           a. For a local school administrative unit, the local board of education.

8           b. For a charter school, the nonprofit corporation board of directors.

9           c. For a regional school, the regional school board of directors.

10          d. For a school operated under Article 9C of this Chapter, the State Board of Education.~~board of trustees.~~

11          e. For a school operated under Article 29A of Chapter 116 of the General Statutes, the chancellor of the constituent institution.

12       ...."

13       **SECTION 7.12.(h)** G.S. 115C.51(g) reads as rewritten:

14       (g) For the purposes of this section, a "public secondary school" is any of the following types of public school serving grades six or higher:

15           (1) A school under the control of a local school administrative unit.

16           (2) A school under the control of the State Board of Education, including schools for the deaf or blind operated under Article 9C of this Chapter.

17           (3) A school under the control of The University of North Carolina.

18           (4) A charter school.

19           (5) A regional school."

20       **SECTION 7.12.(i)** G.S. 115C.51(c1) reads as rewritten:

21       (c1) Except as to the provisions of Articles 6 and 7 of this Chapter, the provisions of this Chapter shall not apply to:

22       ...

23       (8a) Employees of a regional school established pursuant to Part 10 of Article 16 of Chapter 115C of the General Statutes.

24       ~~(8b) Employees of a school for the deaf or blind governed by Article 9C of Chapter 115C of the General Statutes hired on or after July 1, 2024.~~

25       ...."

26       **SECTION 7.12.(j)** G.S. 138-5(a) reads as rewritten:

27       (a) Except as provided in subsections (c) and (f) of this section, members of State boards, commissions, committees and councils which operate from funds deposited with the State Treasurer shall be compensated for their services at the following rates:

28           (1) Except as otherwise provided by this subdivision, compensation at the rate of fifteen dollars (\$15.00) per diem for each day of service. Members of the North Carolina Vocational Rehabilitation Council, the Statewide Independent Living Council, and the Commission for the Blind who are unemployed or who shall forfeit wages from other employment to attend Council or Commission meetings or to perform related duties, may receive compensation not to exceed fifty dollars (\$50.00) per diem for attending these meetings or performing related duties, as authorized by sections 105 and 705 of the Rehabilitation Act of 1973, P.L. 102-569, 42 U.S.C. § 701, et seq., as amended. ~~Members of the Board of Trustees of the Eastern North Carolina School for the Deaf, the Board of Trustees of the North Carolina School for the Deaf, and the Board of Trustees of the Governor Morehead School for the Blind may receive compensation not to exceed fifty dollars (\$50.00) per diem for attending trustee meetings or performing related duties.~~

- 1 (2) Reimbursement of subsistence expenses at the rates allowed to State officers  
2 and employees by subdivision (3) of G.S. 138-6(a).  
3 (3) Reimbursement of travel expenses at the rates allowed to State officers and  
4 employees by subdivisions (1) and (2) of G.S. 138-6(a).  
5 (4) For convention registration fees, the actual amount expended, as shown by  
6 receipt."

7 **SECTION 7.12.(k).** G.S. 150B-1(d) reads as rewritten:

8 ...

9 "(32) The Alcoholic Beverage Control Commission with respect to approval of  
10 alcoholic beverages to be sold in local ABC stores through the State  
11 warehouse and by special order pursuant to Article 8 of Chapter 18B of the  
12 General Statutes.

13 ~~(33) The Eastern North Carolina School for the Deaf, the North Carolina School  
14 for the Deaf, and the Governor Morehead School for the Blind."~~

15 **SECTION 7.12.(l)** Section 4.(a) of S.L. 2023-10 reads as rewritten:

16 "~~For the 2023-2024 school year only, the~~ The State Board of Education shall adopt rules by  
17 August 4, ~~2023~~2024, for eligibility criteria, standards, and procedures for admission to the  
18 schools for the deaf and blind in accordance with this section following consultation with the  
19 Superintendent of Public Instruction and directors of the schools for the deaf and blind. These  
20 rules shall be exempt from the requirements of Article 2A of Chapter 150B of the General  
21 Statutes."

22 **SECTION 7.12.(m)** Section 5, Section 6, Section 7, Section 8, and Section 9 of S.L.  
23 2023-10 are repealed.

24 **SECTION 7.12.(n)** This act is effective July 1, 2024.

## 25 **TRANSPORTATION EMERGENCY RESERVE**

26 **SECTION 7.13.** G.S. 115C-240(e) reads as rewritten:

27 "(e) The State Board of Education shall allocate to the respective local boards of education  
28 funds appropriated from time to time by the General Assembly for the purpose of providing  
29 transportation to the pupils enrolled in the public schools within this State. Such funds shall be  
30 allocated by the State Board of Education based on the efficiency of the local school  
31 administrative units in transporting pupils. The efficiency of the units shall be calculated using  
32 the number of pupils to be transported, the length of bus routes, road conditions and all other  
33 circumstances affecting the cost of the transportation of pupils by school bus to the end that the  
34 funds so appropriated may be allocated on a fair and equitable basis, according to the needs of  
35 the respective local school administrative units. Such allocation shall be made by the State Board  
36 of Education at the beginning of each fiscal year, based on the most recently available data from  
37 a prior school year. ~~The State Board may reserve for future allocation a reasonable amount not  
38 to exceed five percent (5%) of the total funds available for transportation in such fiscal year from  
39 such appropriation. Prior to April 1 of the fiscal year in which the funds are reserved, the reserved  
40 funds shall be allocated only in the event of an emergency need of a local school administrative  
41 unit. In the event reserved funds remain by April 1 of that fiscal year, the State Board shall  
42 allocate the remaining funds to all local school administrative units based on the efficiency of the  
43 units in transporting pupils. If there is evidence of inequitable or inefficient use of funds, the  
44 State Board of Education shall be empowered to review school bus routes established by local  
45 boards pursuant to G.S. 115C-246 as well as other factors affecting the cost of the transportation  
46 of pupils by school bus.~~

47 ...

48  
49 (e) There is established the Transportation Emergency Reserve. The reserved funds shall be  
50 allocated only in the event of an emergency need of a local school administrative unit.

Funds remaining in this reserve at the end of each state fiscal year shall revert to the General Fund."

**PART VII-A. COMPENSATION OF PUBLIC SCHOOL EMPLOYEES**

**TEACHER SALARY SCHEDULE**

**SECTION 7A.1.(a)** The following monthly teacher salary schedule shall apply for the 2024-25 fiscal year to licensed personnel of the public schools who are classified as teachers. The salary schedule is based on years of teaching experience.

**2024-25 Teacher Monthly Salary Schedule**

<b>Years of Experience</b>	<b>"A" Teachers</b>
0	4,600
1	4,660
2	4,720
3	4,780
4	4,840
5	4,900
6	4,960
7	5,020
8	5,080
9	5,140
10	5,200
11	5,260
12	5,320
13	5,380
14	5,440
15-17	5,500
18-20	5,575
21-23	5,650
24-26	5,725
27-29	5,800
30+	5,875

**SECTION 7A.1.(b)** Salary Supplements for Teachers Paid on This Salary Schedule.

- (1) Licensed teachers who have NBPTS certification shall receive a salary supplement each month of twelve percent (12%) of their monthly salary on the "A" salary schedule.
- (2) Licensed teachers who are classified as "M" teachers shall receive a salary supplement each month of ten percent (10%) of their monthly salary on the "A" salary schedule.
- (3) Licensed teachers with licensure based on academic preparation at the six-year degree level shall receive a salary supplement of one hundred twenty-six dollars (\$126.00) per month in addition to the supplement provided to them as "M" teachers.
- (4) Licensed teachers with licensure based on academic preparation at the doctoral degree level shall receive a salary supplement of two hundred fifty-three dollars (\$253.00) per month in addition to the supplement provided to them as "M" teachers.
- (5) Certified school nurses shall receive a salary supplement each month of ten percent (10%) of their monthly salary on the "A" salary schedule.

- 1 (6) School counselors who are licensed as counselors at the master's degree level  
2 or higher shall receive a salary supplement each month of one hundred dollars  
3 (\$100.00).

4 **SECTION 7A.1.(c)** For school psychologists, school speech pathologists who are  
5 licensed as speech pathologists at the master's degree level or higher, and school audiologists  
6 who are licensed as audiologists at the master's degree level or higher, the following shall apply:

- 7 (1) The first step of the salary schedule shall be equivalent to the sixth step of the  
8 "A" salary schedule.  
9 (2) These employees shall receive the following salary supplements each month:  
10 a. Ten percent (10%) of their monthly salary, excluding the supplement  
11 provided pursuant to sub-subdivision b. of this subdivision.  
12 b. Three hundred fifty dollars (\$350.00).  
13 (3) These employees are eligible to receive salary supplements equivalent to those  
14 of teachers for academic preparation at the six-year degree level or the  
15 doctoral degree level.  
16 (4) The twenty-sixth step of the salary schedule shall be seven and one-half  
17 percent (7.5%) higher than the salary received by these same employees on  
18 the twenty-fifth step of the salary schedule.

19 **SECTION 7A.1.(d)** Beginning with the 2014-15 fiscal year, in lieu of providing  
20 annual longevity payments to teachers paid on the teacher salary schedule, the amounts of those  
21 longevity payments are included in the monthly amounts under the teacher salary schedule.

22 **SECTION 7A.1.(e)** A teacher compensated in accordance with this salary schedule  
23 for the 2024-25 school year shall receive an amount equal to the greater of the following:

- 24 (1) The applicable amount on the salary schedule for the applicable school year.  
25 (2) For teachers who were eligible for longevity for the 2013-14 school year, the  
26 sum of the following:  
27 a. The salary the teacher received in the 2013-14 school year pursuant to  
28 Section 35.11 of S.L. 2013-360.  
29 b. The longevity that the teacher would have received under the longevity  
30 system in effect for the 2013-14 school year provided in Section 35.11  
31 of S.L. 2013-360 based on the teacher's current years of service.  
32 c. The annual bonus provided in Section 9.1(e) of S.L. 2014-100.  
33 (3) For teachers who were not eligible for longevity for the 2013-14 school year,  
34 the sum of the salary and annual bonus the teacher received in the 2014-15  
35 school year pursuant to Section 9.1 of S.L. 2014-100.

36 **SECTION 7A.1.(f)** As used in this section, the term "teacher" shall also include  
37 instructional support personnel.  
38

### 39 **RESTORE MASTER'S PAY**

40 **SECTION 7A.2.(a)** The following session laws are repealed:

- 41 (1) Section 8.22 of S.L. 2013-360.  
42 (2) Section 8.3 of S.L. 2014-100.

43 **SECTION 7A.2.(b)** G.S. 115C-302.10 reads as rewritten:

#### 44 **"§ 115C-302.10. Qualifications for certain education-based salary supplements.**

45 (a) Notwithstanding any other provision of law, only the following teachers and  
46 instructional support personnel shall be paid on the "M" salary schedule or receive a salary  
47 supplement for academic preparation at the six-year degree level or at the doctoral degree level:

- 48 (1) Certified school nurses and instructional support personnel in positions for  
49 which a master's degree is required for licensure.  
50 (2) Teachers and instructional support personnel who were paid on the "M" salary  
51 schedule or received that salary supplement prior to the 2014-15 school year.

(3) Teachers and instructional support personnel who (i) complete a degree at the master's, six-year, or doctoral degree level for which they completed at least one course prior to August 1, 2013, and (ii) would have qualified for the salary supplement pursuant to State Board of Education policy, TCPA006, as it was in effect on June 30, 2013.

(4) Teachers who do not qualify under subdivisions (1), (2), and (3) of this section but who spend at least seventy percent (70%) of their time as follows:

a. For teachers, in classroom instruction related to their graduate academic preparation in their field or subject area within their area of licensure. Most of the teachers' remaining time shall be spent in one or more of the following:

1. Mentoring teachers.
2. Performing demonstration lessons for teachers.
3. Writing curricula.
4. Developing and leading staff development programs for teachers

b. For instructional support personnel, performing work within the employee's area of graduate academic preparation.

(b) Beginning with the 2024-25 fiscal year and in subsequent fiscal years, for teachers who are paid on the "M" salary schedule under subdivision (4) of subsection (a) of this act, determination of whether teachers shall be paid on the "M" salary schedule or receive a salary supplement for academic preparation shall take place on an annual basis. Teachers may be moved off the "M" salary schedule or discontinue receiving salary supplements if they are not meeting the requirements of subdivision (4) of subsection (a) of this act in that year.

(c) Unless an individual otherwise qualifies under subdivision (2) or (3) of subsection (a) of this section, teachers and instructional support personnel who earn an advanced degree in school administration shall not be paid on the "M" salary schedule or receive a salary supplement for academic preparation."

**PRINCIPAL SALARY SCHEDULE**

**SECTION 7A.3.(a)** The following annual salary schedule for principals shall apply for the 2024-25 fiscal year, beginning July 1, 2024.

**2024-25 Principal Annual Salary Schedule**

<b>Avg. Daily Membership</b>	<b>Base</b>	<b>Met Growth</b>	<b>Exceeded Growth</b>
0-200	\$82,460	\$90,704	\$98,951
201-400	\$86,582	\$95,240	\$103,898
401-700	\$90,704	\$99,776	\$108,846
701-1,000	\$94,829	\$104,310	\$113,794
1,001-1,600	\$98,951	\$108,846	\$118,741
1,601+	\$103,073	\$113,381	\$123,688

**SECTION 7A.3.(c)** A principal's placement on the salary schedule shall be determined according to the average daily membership of the school supervised by the principal, as described in subsection (b) of this section, and the school growth scores, calculated pursuant to G.S. 115C-83.15(c), for each school the principal supervised in at least two of the prior three school years, as described in subsection (c) of this section, regardless of a break in service, and provided the principal supervised each school as a principal for at least a majority of the school year, as follows:

(1) A principal shall be paid according to the Exceeded Growth column of the schedule if the school growth scores show the school or schools exceeded expected growth in at least one of the prior two school years.



- 1 (2) A principal shall be paid according to the Met Growth column of the schedule  
2 if any of the following apply:  
3 a. The higher school growth score in one of the two prior school years  
4 shows that the school met expected growth.  
5 b. The principal supervised a school in the two prior school years that  
6 was not eligible to receive a school growth score.
- 7 (3) A principal shall be paid according to the Base column if either of the  
8 following apply:  
9 a. The school growth scores show the school or schools did not meet  
10 expected growth in either of the two prior years.  
11 b. The principal has not supervised any school as a principal for a  
12 majority of the school year in at least the two prior school years.

13 **SECTION 7A.3.(d)** For purposes of determining the average daily membership of a  
14 principal's school in the 2024-25 school year, placement on the schedule related to average daily  
15 membership shall be based on the average daily membership for the school from the 2023-2024  
16 school year. If the school did not have an average daily membership in the 2023-24 school year,  
17 the projected average daily membership for the school for the 2024-25 school year shall be used  
18 between July 1, 2024 and December 31, 2024, and the average daily membership for the school  
19 shall be used between January 1, 2025 and June 30, 2025.

20 **SECTION 7A.3.(e)** For purposes of determining the school growth scores for each  
21 principal in the 2024-25 school year, placement on the schedule related to school growth scores  
22 shall be based on the placement of the principal in the 2023-24 school year.

23 **SECTION 7A.3.(f)** Beginning with the 2017-18 fiscal year, in lieu of providing  
24 annual **longevity** payments to principals paid on the principal salary schedule, the amounts of  
25 those longevity payments are included in the annual amounts under the principal salary schedule.

26 **SECTION 7A.3.(g)** A principal compensated in accordance with this section for the  
27 2023-2024 fiscal year shall receive an amount equal to the greater of the following:

- 28 (1) The applicable amount determined pursuant to subsections (a) through (d) of  
29 this section.  
30 (2) For principals who were eligible for longevity in the 2016-17 fiscal year, the  
31 sum of the following:  
32 a. The salary the principal received in the 2016-17 fiscal year pursuant  
33 to Section 9.1 or Section 9.2 of S.L. 2016-94.  
34 b. The longevity that the principal would have received as provided for  
35 State employees under the North Carolina Human Resources Act for  
36 the 2016-17 fiscal year based on the principal's current years of  
37 service.  
38 (3) For principals who were not eligible for longevity in the 2016-17 fiscal year,  
39 the salary the principal received in the 2016-17 fiscal year pursuant to Section  
40 9.1 or Section 9.2 of S.L. 2016-94.

#### 41 **ASSISTANT PRINCIPAL SALARIES**

42 **SECTION 7A.4.(a)** For the 2024-25 fiscal year, assistant principals shall receive a  
43 monthly salary based on the relevant salary schedule for teachers shown in Section 7A.1(a) who  
44 are classified as "A" teachers plus nineteen percent (19%). An assistant principal shall be placed  
45 on the step on the salary schedule that reflects the total number of years of experience as a  
46 certified employee of the public schools. For purposes of this section, an administrator with a  
47 one-year provisional assistant principal's certificate shall be considered equivalent to an assistant  
48 principal.

49 **SECTION 7A.4.(b)** Assistant principals with certification based on academic  
50 preparation at the six-year degree level shall be paid a salary supplement of one hundred  
51

twenty-six dollars (\$126.00) per month and at the doctoral degree level shall be paid a salary supplement of two hundred fifty-three dollars (\$253.00) per month.

**SECTION 7A.4.(c)** Participants in an approved full-time master's in-school administration program shall receive up to a 10-month stipend at the beginning salary of an assistant principal during the internship period of the master's program. The stipend shall not exceed the difference between the beginning salary of an assistant principal plus the cost of tuition, fees, and books and any fellowship funds received by the intern as a fulltime student, including awards of the Principal Fellows Program. The Principal Fellows Program or the school of education where the intern participates in a fulltime master's in-school administration program shall supply the Department of Public Instruction with certification of eligible fulltime interns.

**SECTION 7A.4.(d)** Beginning with the 2017-18 fiscal year, in lieu of providing annual longevity payments to assistant principals on the assistant principal salary schedule, the amounts of those longevity payments are included in the monthly amounts provided to assistant principals pursuant to subsection (a) of this section.

**SECTION 7A.4.(e)** An assistant principal compensated in accordance with this section for the 2023-25 fiscal biennium shall receive an amount equal to the greater of the following:

- (1) The applicable amount determined pursuant to subsections (a) through (d) of this section.
- (2) For assistant principals who were eligible for longevity in the 2016-17 fiscal year, the sum of the following:
  - a. The salary the assistant principal received in the 2016-17 fiscal year pursuant to Section 9.1 or Section 9.2 of S.L. 2016-94.
  - b. The longevity that the assistant principal would have received as provided for State employees under the North Carolina Human Resources Act for the 2016-17 fiscal year based on the assistant principal's current years of service.
- (3) For assistant principals who were not eligible for longevity in the 2016-17 fiscal year, the salary the assistant principal received in the 2016-17 fiscal year pursuant to Section 9.1 or Section 9.2 of S.L. 2016-94.

**CENTRAL OFFICE SALARIES**

**SECTION 7A.5.(a)** For the 2024-25 fiscal year, beginning July 1, 2024, the annual salary for superintendents, assistant superintendents, associate superintendents, directors/coordinators, supervisors, and finance officers, whose salaries are supported from State funds, shall be increased by three percent (3%).

**SECTION 7A.5.(b)** The monthly salary maximums that follow apply to assistant superintendents, associate superintendents, directors/coordinators, supervisors, and finance officers for the 2024-25 fiscal year, beginning July 1, 2024:

**2024-25 Fiscal Year**

	Maximum
School Administrator I	\$7,800
School Administrator II	\$8,265
School Administrator III	\$8,757
School Administrator IV	\$9,099
School Administrator V	\$9,463
School Administrator VI	\$10,023
School Administrator VII	\$10,424

The local board of education shall determine the appropriate category and placement for each assistant superintendent, associate superintendent, director/coordinator, supervisor, or finance officer within the maximums and within funds appropriated by the General Assembly

1 for central office administrators and superintendents. The category in which an employee is  
 2 placed shall be included in the contract of any employee.

3 **SECTION 7A.5.(c)** The monthly salary maximums that follow apply to public  
 4 school superintendents for the 2024-25 fiscal year, beginning July 1, 2024:

5 **2024-25 Fiscal Year**

	Maximum
6 Superintendent I	\$11,049
7 Superintendent II	\$11,707
8 Superintendent III	\$12,410
9 Superintendent IV	\$13,156
10 Superintendent V	\$13,947

11  
 12 The local board of education shall determine the appropriate category and placement  
 13 for the superintendent based on the average daily membership of the local school administrative  
 14 unit and within funds appropriated by the General Assembly for central office administrators and  
 15 superintendents.

16 **SECTION 7A.5.(d)** Longevity pay for superintendents, assistant superintendents,  
 17 associate superintendents, directors/coordinators, supervisors, and finance officers shall be as  
 18 provided for State employees under the North Carolina Human Resources Act.

19 **SECTION 7A.5.(e)** Superintendents, assistant superintendents, associate  
 20 superintendents, directors/coordinators, supervisors, and finance officers with certification based  
 21 on academic preparation at the six-year degree level shall receive a salary supplement of one  
 22 hundred twenty-six dollars (\$126.00) per month in addition to the compensation provided  
 23 pursuant to this section. Superintendents, assistant superintendents, associate superintendents,  
 24 directors/coordinators, supervisors, and finance officers with certification based on academic  
 25 preparation at the doctoral degree level shall receive a salary supplement of two hundred  
 26 fifty-three dollars (\$253.00) per month in addition to the compensation provided for under this  
 27 section.

28 **SECTION 7A.5.(f)** The State Board of Education shall not permit local school  
 29 administrative units to transfer State funds from other funding categories for salaries for public  
 30 school central office administrators.

31  
 32 **NON-CERTIFIED PERSONNEL SALARIES**

33 **SECTION 7A.6.(a)** For the 2024-25 fiscal year, beginning July 1, 2024, the annual  
 34 salary for noncertified public school employees whose salaries are supported from State funds  
 35 shall be increased as follows:

- 36 (1) For permanent, full-time employees on a 12-month contract, by three percent
- 37 (3%).
- 38 (2) For the following employees, by a prorated and equitable amount based on the
- 39 amount specified in subdivision (1) of this subsection:
- 40 a. Permanent, full-time employees on a contract for fewer than 12
- 41 months.
- 42 b. Permanent, part-time employees.
- 43 c. Temporary and permanent hourly employees.

44  
 45 **PART VIII. UNIVERSITY OF NORTH CAROLINA SYSTEM**

46  
 47 **GROWING THE HEALTHCARE WORKFORCE**

48 **SECTION 8.1.(a)** Establishment of the Fund. – Of the funds appropriated to the  
 49 Board of Governors of the University of North Carolina by this act for the 2024-25 fiscal year,  
 50 the Board shall use ten million (\$10,000,000) to establish the Fund for Growing the Health Care  
 51 Workforce (Fund). Any unexpended funds remaining in the Fund at the end of the fiscal year

1 shall not revert to the General Fund but shall remain available for the purposes set forth in this  
2 section through June 30, 2025. The Fund shall be used to assist independent college and  
3 universities who participate in the State Need Based Grant in starting or expanding programs that  
4 will grow the health care workforce, including through providing greater facility capacity for  
5 trainees; increasing the numbers of health faculty and staff; and providing student support,  
6 equipment and lab space.

7 **SECTION 8.1.(b)** Report. – The Board shall submit an initial report to the Joint  
8 Legislative Education Oversight Committee by December 1, 2025, and an annual report  
9 thereafter for each year the Board provides funds, on the programs receiving the funds, which  
10 shall include at least the following information:

- 11 (1) The institutions that received funds, the amount of funds, and the types of  
12 programs started.
- 13 (2) The use of funds by each institution receiving awards, including costs  
14 associated with student instruction, faculty salaries, instructional supplies,  
15 related instructional equipment, and accreditation costs.
- 16 (3) Evaluation of the success of the new programs receiving funds.

## 17 18 **COLLEGE ADVISING CORPS**

19 **SECTION 8.2.(a)** Purpose of the College Advising Corps Program. – From the funds  
20 appropriated by this act for the 2023-25 fiscal biennium to the Board of Governors of The  
21 University of North Carolina for the College Advising Corps program, the Board of Governors  
22 shall provide a directed grant to the National College Advising Corps, Inc. (CAC) to support an  
23 expansion of the placement of college advisers in North Carolina public schools through their  
24 program. CAC is a college access nonprofit organization with the mission to increase the number  
25 of underrepresented, low-income, or first-generation postsecondary degree or certificate students  
26 entering and completing their postsecondary education at community colleges and universities.  
27 In furthering this mission, CAC operates an innovative model of partnering with schools,  
28 communities, families, and postsecondary institutions, including providing for a two-year service  
29 opportunity to recent college graduates as near-peer college advisers working fulltime in the  
30 public schools, with an emphasis on engaging college advisers who have similar backgrounds to  
31 the students the program seeks to serve. Near-peer college advisers perform various services for  
32 those students that are key components to the proven success of the program, including (i)  
33 attending postsecondary campus visits, fairs, and workshops with students, (ii) assisting with  
34 registering for college entrance exams, (iii) assisting with Free Application for Federal Student  
35 Aid (FAFSA) registrations and completions, (iv) identifying available scholarships, (v) assisting  
36 with postsecondary applications, and (vi) engaging with families.

37 **SECTION 8.2.(b)** Matching Funds. – Funds made available to CAC pursuant to this  
38 section shall be matched by CAC on the basis of two dollars (\$2.00) in non-State funds for every  
39 one dollar (\$1.00) in State funds. Availability of these matching funds shall not revert, but shall  
40 continue to be available for the purposes set forth in this section.

41 **SECTION 8.2.(c)** Use of Funds. – CAC shall focus expansion of its program using  
42 the funds provided to it under this section to achieve placement of college advisers in all 100  
43 counties of the State. In addition, CAC shall select at least three additional postsecondary  
44 institutions to partner with in order to increase the number of recent graduates working as  
45 near-peer college advisers to meet the needs of the program expansion. Once CAC has reached  
46 the goal of placement of college advisers in 100 counties, the funds provided to it for the program  
47 shall be used to continue the mission of the program to increase access for North Carolina public  
48 school students to postsecondary degree or certificate attainment at community colleges and  
49 universities.

50 **SECTION 8.2.(d)** Reporting Requirements. – CAC shall submit a report by June 1  
51 of each year in which CAC spends State funds made available to it pursuant to this section to the

1 Joint Legislative Education Oversight Committee, the Fiscal Research Division, and the Office  
2 of State Budget and Management on the progress of expanding the placement of college advisers,  
3 data on the effectiveness of the program in increasing access for students to postsecondary  
4 education, and the use of State funds.

## 6 **SPORTS BETTING – USE OF PROCEEDS / REVERSION**

7 **SECTION 8.3.(a)** G.S. 116.30.3 reads as rewritten:

### 8 **"§ 116-30.3. Reversions.**

9 (a) Of the General Fund current operations appropriations credit balance remaining at the  
10 end of each fiscal year in each of the budget codes listed in this subsection, any amount of the  
11 General Fund appropriation for that budget code for that fiscal year (i) may be carried forward  
12 to the next fiscal year in that budget code, (ii) is appropriated in that budget code, and (iii) may  
13 be used for the purposes set out in subsection (f) of this section. However, the amount carried  
14 forward in each budget code under this subsection shall not exceed two and one-half percent  
15 (2.5%) of the General Fund appropriation in that budget code. The Director of the Budget, under  
16 the authority set forth in G.S. 143C-6-2, shall establish the General Fund current operations credit  
17 balance remaining in each budget code.

18 The budget codes that may carry forward a General Fund current operations appropriations  
19 credit balance remaining at the end of each fiscal year pursuant to this section are the budget  
20 codes for each of the following:

- 21 (1) Each special responsibility constituent institution.
- 22 (2) The Area Health Education Centers of the University of North Carolina at  
23 Chapel Hill.
- 24 (3) University of North Carolina System Office Budget Code 16010.
- 25 (b) Repealed by Session Laws 1998-212, s. 11(b).
- 26 (c) Repealed by Session Laws 1998-212, s. 11(a).
- 27 (d) Repealed by Session Laws 1998-212, s. 11(b).
- 28 (e) Repealed by Session Laws 2014-100, s. 11.17(a), effective July 1, 2014.
- 29 (f) Funds carried forward pursuant to subsection (a) of this section may be used for  
30 one-time expenditures; provided, however, expenditures authorized by this subsection shall not  
31 impose additional financial obligations on the State and shall not be used to support positions.

32 (g) Funds appropriated pursuant to G.S. 105-113.128 may be carried forward to the next  
33 fiscal year and shall not revert until the end of that fiscal year."

## 35 **PART VIII-A. UNIVERSITY/STATE EDUCATION ASSISTANCE AUTHORITY**

### 37 **OPPORTUNITY SCHOLARSHIPS ACCOUNTABILITY**

38 **SECTION 8A.1.(a)** G.S. 115C-562.1 reads as rewritten:

#### 39 **"§ 115C-562.1. Definitions.**

40 The following definitions apply in this Part:

41 ...

42 (3a) Eligible student. – A student residing in North Carolina who has not yet  
43 received a high school diploma and who meets all of the following  
44 requirements:

- 45 a. Is eligible to attend a North Carolina public school pursuant to Article  
46 25 of this Chapter. A child who is the age of 4 on or before April 16 is  
47 eligible to attend the following school year if the principal, or  
48 equivalent, of the school in which the child seeks to enroll finds that  
49 the student meets the requirements established by the Authority  
50 pursuant to G.S. 115C562.2(d) and those findings are submitted to the  
51 Authority.

- 1           b.       Has not been enrolled in a postsecondary institution as a full-time  
2                    student taking at least 12 hours of academic credit.  
3           c.       Has not been placed in a nonpublic school or facility by a public  
4                    agency at public expense.  
5           d.       Received a scholarship grant during the previous school year."

6           **SECTION 8A.1.(b)** G.S. 115C-562.2 reads as rewritten:

7   "**§ 115C-562.2. Scholarship grants.**

8       (a)    The Authority shall make available no later than February 1 annually applications to  
9   eligible students for the award of scholarship grants to attend any nonpublic school on a full or  
10   part-time basis. Information about scholarship grants and the application process shall be made  
11   available on the Authority's Web site. Beginning March 15, the Authority shall begin awarding  
12   scholarship grants to students who have applied by March 1 in the following order: grants.

- 13       (1)   ~~Eligible students who received a scholarship grant for the school year prior to~~  
14       ~~the school year for which the students are applying.~~  
15       (2)   ~~Eligible students qualifying for a scholarship grant in the amount provided~~  
16       ~~under subdivision (1) of subsection (b2) of this section.~~  
17       (3)   ~~Eligible students qualifying for a scholarship grant in the amount provided~~  
18       ~~under subdivision (2) of subsection (b2) of this section.~~  
19       (4)   ~~Eligible students qualifying for a scholarship grant in the amount provided~~  
20       ~~under subdivision (3) of subsection (b2) of this section.~~  
21       (5)   ~~All other students.~~

22       (b1)  Repealed by Session Laws 2021-180, s. 8A.3(e), effective July 1, 2021.

23       (b2)  ~~Scholarship grants shall be awarded to eligible students as follows:~~

- 24       (1)   ~~For students residing in households with an income level not in excess of the~~  
25       ~~amount required for the student to qualify for the federal free or reduced-price~~  
26       ~~lunch program, per year per eligible student, an amount of up to one hundred~~  
27       ~~percent (100%) of the average State per pupil allocation for average daily~~  
28       ~~membership in the prior fiscal year.~~  
29       (2)   ~~For students residing in households with an income level between the amount~~  
30       ~~required for the student to qualify for the federal free or reduced-price lunch~~  
31       ~~program and not in excess of two hundred percent (200%) of that amount, per~~  
32       ~~year per eligible student, an amount of up to ninety percent (90%) of the~~  
33       ~~average State per pupil allocation for average daily membership in the prior~~  
34       ~~fiscal year.~~  
35       (3)   ~~For students residing in households with an income level of between two~~  
36       ~~hundred percent (200%) of the amount required for the student to qualify for~~  
37       ~~the federal free or reduced-price lunch program and not in excess of four~~  
38       ~~hundred fifty percent (450%) of that amount, per year per eligible student, an~~  
39       ~~amount of up to sixty percent (60%) of the average State per pupil allocation~~  
40       ~~for average daily membership in the prior fiscal year.~~  
41       (4)   ~~For all students, per year per eligible student, an amount of up to forty-five~~  
42       ~~percent (45%) of the average State per pupil allocation for average daily~~  
43       ~~membership in the prior fiscal year, unless the student qualifies for a higher~~  
44       ~~amount under this subsection.~~

45       (b3)  Tuition and fees for a nonpublic school may include tuition and fees for books,  
46   transportation, equipment, or other items required by the nonpublic school.

47       (b4)  No scholarship grant shall exceed, per year per eligible student, an amount equal to  
48   ~~one hundred percent (100%) of the average State per pupil allocation for average daily~~  
49   ~~membership in the prior fiscal year, ninety percent (90%) for a full-time student or forty-five~~  
50   ~~percent (45%) for a part-time student of the average State per pupil allocation for average daily~~

1 membership in the prior fiscal year, and no scholarship grant shall exceed the required tuition  
 2 and fees for the nonpublic school the eligible student will attend.

3 (b5) In addition to the amount of the scholarship grant, for any student receiving a  
 4 scholarship grant in grades three, eight, or 11, the Authority shall provide to the nonpublic school  
 5 an amount equal to the cost of the nationally standardized test required to be administered as  
 6 provided in G.S. 115C562.5.

7 (b6) Scholarship grants awarded to eligible students residing in households with an income  
 8 level not in excess of the amount required for the student to qualify for the federal free or  
 9 reduced-price lunch program shall be, per year per eligible student, in an amount of up to ninety  
 10 percent (90%) as a full-time student or up to forty-five percent (45%) as a part-time student of  
 11 the average State per pupil allocation for average daily membership in the prior fiscal year, unless  
 12 this amount exceeds required tuition in fees, in which case the amount shall be the full tuition  
 13 and fees. Scholarship grants awarded to eligible students residing in households with an income  
 14 level in excess of the amount required for the student to qualify for the federal free or  
 15 reduced-price lunch program for full-time student shall be for amounts of not more than ninety  
 16 percent (90%) of the required tuition and fees as a full-time student or up to ninety-percent (90%)  
 17 of the average State per pupil allocation for average daily membership in the prior fiscal year,  
 18 whichever is lower. For part time students, this shall be up to forty-five percent (45%) of the  
 19 required tuition and fees as a part-time student for the nonpublic school the eligible child will  
 20 attend or up to forty-five percent (45%) as a part-time student of the average State per pupil  
 21 allocation for average daily membership in the prior fiscal year, whichever is lower."

22 **SECTION 8A.1.(c)** G.S. 115C-562.8(b) reads as rewritten:

23 **"§ 115C562.8. The Opportunity Scholarship Grant Fund Reserve.**

24 (b) The General Assembly finds that, due to the critical need in this State to provide  
 25 opportunity for school choice for North Carolina students, it is imperative that the State provide  
 26 ~~an increase of funds for 15 years funding~~ to the Opportunity Scholarship Grant Fund Reserve.  
 27 Therefore, there is appropriated from the General Fund to the Reserve the following amounts for  
 28 each fiscal year to be used for the purposes set forth in this section:

<b>Fiscal Year</b>	<b>Appropriation</b>
2017-2018	\$44,840,000
2018-2019	\$54,840,000
2019-2020	\$64,840,000
2020-2021	\$74,840,000
2021-2022	\$84,840,000
2022-2023	\$94,840,000
2023-2024	\$176,540,000
2024-2025	\$191,540,000
2025-2026	<del>\$415,540,000</del> \$174,236,499
2026-2027	<del>\$430,540,000</del> \$166,919,213
2027-2028	<del>\$445,540,000</del> \$158,337,000
2028-2029	<del>\$460,540,000</del> \$147,151,195
2029-2030	<del>\$475,540,000</del> \$134,275,040
2030-2031	<del>\$490,540,000</del> \$119,413,575
2031-2032	<del>\$505,540,000</del> \$105,039,929
<u>2032-2033</u>	<u>\$89,344,633</u>
<u>2033-2034</u>	<u>\$71,034,400</u>
<u>2034-2035</u>	<u>\$48,759,219</u>
<u>2035-2036</u>	<u>\$24,022,254</u>

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50 For the ~~2032-2033~~2036-2037 fiscal year and each fiscal year thereafter, there is appropriated  
 51 from the General Fund to the Reserve the sum of ~~five hundred twenty million five hundred forty~~

1 ~~thousand zero~~ dollars ~~(\$0)~~~~(\$520,540,000)~~ to be used for the purposes set forth in this section.  
2 When developing the base budget, as defined by G.S. 143C-11, for each fiscal year specified in  
3 this subsection, the Director of the Budget shall include the appropriated amount specified in this  
4 subsection for that fiscal year."

5 **SECTION 8A.1.(d)** The State Education Assistance Authority shall not award  
6 scholarship funds to new recipients pursuant to Part 2A of Article 39 of Subchapter X of Chapter  
7 115C of the General Statutes after the 2023-2024 academic year.

8 **SECTION 8A.1.(e)** G.S. 115C-562.2 is amended by adding a new subsection to  
9 read:

10 "(c1) An eligible student awarded a scholarship grant shall participate in administration of  
11 examinations required by G.S. 115C-562.5 to maintain eligibility for receipt of the scholarship  
12 grant."

13 **SECTION 8A.1.(f)** G.S. 115C-562.5 reads as rewritten:

14 "**§ 115C-562.5. Obligations of nonpublic schools accepting eligible students receiving**  
15 **scholarship grants.**

16 (a) A nonpublic school that accepts eligible students receiving scholarship grants shall  
17 comply with the following:

18 (1) Provide to the Authority annually documentation for required tuition and fees  
19 charged to the student by the nonpublic school. A nonpublic school that  
20 accepts eligible students receiving scholarship grants shall not increase tuition  
21 each year by more than the Consumer Price Index as calculated by the United  
22 States Bureau of Labor Statistics and reported on January 1 of the year in  
23 which the school is increasing tuition.

24 (2) Provide to the Authority a criminal background check conducted for the staff  
25 member with the highest decision-making authority, as defined by the bylaws,  
26 articles of incorporation, or other governing document, to ensure that person  
27 has not been convicted of any crime listed in G.S. 115C-332.

28 (3) Provide to the parent or guardian of an eligible student, whose tuition and fees  
29 are paid in whole or in part with a scholarship grant, an annual written  
30 explanation of the student's progress, including the student's scores on  
31 standardized achievement tests.

32 (4) Administer, at least once in each school year (or more as required by State or  
33 Federal Requirements) the assessments and tests required by the State Board  
34 of Education for public schools to comply with federal law according to grade  
35 level pursuant to G.S. 115C-174.11(c)(1), ~~tests as provided in this~~  
36 subdivision. ~~Student-level test~~ Test performance data shall be submitted to the  
37 Authority by July 15 of each year and retained by the nonpublic school for a  
38 five-year period and shall be subject to audit by the Authority to ensure  
39 compliance with this subdivision and for the purpose of the evaluation  
40 required by G.S. 115C-562.7A. ~~year. Test~~ Personally identifiable individual  
41 test performance data reported to the Authority or audited or collected for  
42 evaluation purposes by the Authority under this subdivision is not a public  
43 record under Chapter 132 of the General Statutes. Nothing in this subdivision  
44 shall be deemed to prohibit a nonpublic school from administering other  
45 standardized tests or tests at other grade levels for its own purposes. Tests  
46 shall be administered to all eligible students ~~enrolled in grades three and~~  
47 higher whose tuition and fees are paid in whole or in part with a scholarship  
48 grant grant, as follows:

49 a. ~~The nationally standardized test designated by the Authority in grades~~  
50 ~~three and eight.~~

51 b. ~~The ACT in grade 11.~~



- 1 e. ~~A nationally standardized test or other nationally standardized~~  
2 ~~equivalent measurement selected by the chief administrative officer of~~  
3 ~~the nonpublic school in all other grades four and higher. For grades~~  
4 ~~four through seven, the nationally standardized test or other equivalent~~  
5 ~~measurement selected must measure achievement in the areas of~~  
6 ~~English grammar, reading, spelling, and mathematics. For grades nine,~~  
7 ~~10, and 12, the nationally standardized test or other equivalent~~  
8 ~~measurement selected must measure either (i) achievement in the areas~~  
9 ~~of English grammar, reading, spelling, and mathematics or (ii)~~  
10 ~~competencies in the verbal and quantitative areas.~~
- 11 (4b) Pursuant to G.S. 115C-107.6, educate each child with a disability awarded  
12 scholarship funds in accordance with that child's Individualized Education  
13 Plan (IEP) and in compliance with the Individuals with Disabilities Act  
14 (IDEA) and State Board of Education policies.
- 15 (5) Provide to the Authority four-year cohort graduation rates of the students  
16 receiving scholarship grants in a manner consistent with the requirements of  
17 Title I, Part A of ESEA and 34 C.F.R. §200.19. nationally recognized  
18 standards.
- 19 (5b) Provide to the Authority by August 1 of each year attendance records of  
20 students receiving scholarship grants during the previous school year.
- 21 (6) Contract with a certified public accountant to perform a financial ~~review~~audit,  
22 consistent with generally accepted methods of accounting or any other  
23 comprehensive basis of accounting recognized by the American Institute of  
24 Certified Public Accountants (AICPA) for each school year in which the  
25 school enrolls 70 or more students receiving scholarship grants or scholarship  
26 funds awarded by the Authority, students who collectively receive more than  
27 one hundred thousand dollars (\$100,000) in scholarship grants awarded under  
28 this Part. If a nonpublic school accepts students receiving less than one  
29 hundred thousand dollars (\$100,000) in scholarship grants, the school shall  
30 contract with a certified public accountant to perform a financial audit once  
31 every three years. The nonpublic school shall submit the audit report to the  
32 Authority by December 31 of each year an audit is conducted.
- 33 (7) Maintain a school facility within the State where in-person instruction is  
34 provided. This subdivision does not prohibit a school from offering  
35 remote-only courses of instruction in addition to in-person instruction.
- 36 (8) Provide the following information annually to the Division:  
37 a. Name and address of the school, including physical location address.  
38 A school with more than one physical location shall establish a  
39 separate notice of intent for each physical location and shall provide  
40 all information required by this subdivision for each physical location.  
41 b. The name of the owners and chief administrator, as well as their  
42 contact information.  
43 c. Number of students in attendance at the school as of October 1.  
44 d. Documentation of a completed fire inspection within the previous 365  
45 days.
- 46 (10) In coordination with local law enforcement agencies, adopt a School Risk  
47 Management Plan (SRMP) relating to incidents of school violence as detailed  
48 in G.S. 115C-47 (40). In constructing and maintaining these plans, the school  
49 shall utilize the School Risk and Response Management System (SRRMS)  
50 established pursuant to G.S. 115C-105.49A. These plans are not considered a  
51 public record as the term "public record" is defined under G.S. 132-1.

1           (11) Pursuant to G.S. 115C-105.53, provide schematic diagrams and keys to the  
2 main entrance of school facilities to local law enforcement agencies. These  
3 diagrams are not considered a public record as the term "public record" is  
4 defined under G.S. 132-1.

5           (12) Pursuant to G.S. 115C-105.49, at least once a year, hold a full school-wide  
6 lockdown exercise with local law enforcement and emergency management  
7 agencies that are part of the qualified nonpublic school's SRMP.

8           (13) Provide the following: (i) schematic diagrams, including digital schematic  
9 diagrams, and (ii) emergency response information requested by the  
10 Department of Public Safety, Division of Emergency Management for the  
11 SRMP. These diagrams and emergency response information are not  
12 considered a public record as the term "public record" is defined under  
13 G.S. 132-1.

14         (b) A nonpublic school that accepts students receiving scholarship grants shall not require  
15 any additional fees based on the status of the student as a scholarship grant recipient.

16         (c) A nonpublic school enrolling more than 25 students in any grade whose tuition and  
17 fees are paid in whole or in part with a scholarship grant shall provide and retain information on  
18 student test performance in each grade with more than 25 students, as follows:

19           (1) Report to the Authority on the aggregate standardized test performance of the  
20 individual student standardized test performance of eligible students in grades  
21 three, eight, and 11 under subsection (4) of this section. Aggregate test  
22 performance data reported to the Authority which does not contain personally  
23 identifiable student data shall be a public record under Chapter 132 of the  
24 General Statutes. The Authority shall make these reports of aggregate student  
25 standardized test performance publicly available. Test performance data may  
26 be shared with public or private institutions of higher education located in  
27 North Carolina and shall be provided to an independent research organization  
28 selected by the Authority for research purposes as permitted by the Federal  
29 Education Rights and Privacy Act, 20 U.S.C. § 1232g.

30           (2) Retain standardized test performance data for eligible students in all other  
31 grades and annually certify to the Authority compliance with the requirements  
32 of subdivision (4) of subsection (a) of this section.

33         (c1) A nonpublic school shall not discriminate with respect to the categories listed in 42  
34 U.S.C. § 2000d, as that statute read on January 1, 2014, and with respect to the definitions of an  
35 individual with a disability as defined in the Americans With Disabilities Act of 1990, 42 U.S.C.  
36 § 12101 as that statute read on January 1, 2024."

37         **SECTION 8A.1.(g)** G.S. 115C-562.7(b) is amended by adding a new sub-subsection  
38 to read:

39           "(6) Information on the compliance with the academic assessment requirement  
40 pursuant to G.S. 115C-562.5(a)(4)."

41         **SECTION 8A.1.(h)** G.S. 115C-112.7 is amended by adding a new subsection to  
42 read:

43           "(d) The State Education Assistance Authority, in coordination with the Department  
44 of Public Instruction, shall make publicly available by September 30 of each year school  
45 achievement, growth, and performance scores and associated performance grades pursuant to  
46 G.S. 115C-83.15 for nonpublic schools that enroll more than more than 25 students whose tuition  
47 and fees are paid in whole or in part with a scholarship grant. This section is effective with the  
48 2024-25 school year. The first school achievement, growth, and performance scores and  
49 associated performance grades shall be made publicly available by September 30, 2025."

50         **SECTION 8A.1.(i)** Section 8A.6(i) and Section 8A.6(j) of Session Law 2023-134  
51 are repealed.



1 ...

2 **"§ 116-209.62. North Carolina Teaching Fellows Program established; administration.**

3 (a) Program. – There is established the North Carolina Teaching Fellows Program to be  
4 administered by the System Office of The University of North Carolina, in conjunction with the  
5 Authority and the Commission. The purpose of the Program is to recruit, prepare, and support  
6 students residing in or attending institutions of higher education located in North Carolina for  
7 preparation as highly effective teachers ~~in qualifying licensure areas~~ in the State's public schools.  
8 The Program shall be used to provide a forgivable loan to individuals interested in preparing to  
9 teach in the public schools of the ~~State in qualifying licensure areas~~ State.

10 (b) Trust Fund. – There is established the North Carolina Teaching Fellows Program  
11 Trust Fund to be administered by the Authority, in conjunction with the System Office of The  
12 University of North Carolina. All funds (i) appropriated to, or otherwise received by, the Program  
13 for forgivable loans and other Program purposes, (ii) received as repayment of forgivable loans,  
14 and (iii) earned as interest on these funds shall be placed in the Trust Fund. The purpose of the  
15 Trust Fund is to provide financial assistance to qualified students for completion of teacher  
16 education and licensure programs to fill ~~qualifying licensure areas~~ teaching positions in the public  
17 schools of the State.

18 (c) Uses of Monies in the Trust Fund. – The monies in the Trust Fund may be used only  
19 for (i) forgivable loans granted under the Program, (ii) administrative costs associated with the  
20 Program, including recruitment and recovery of funds advanced under the Program, (iii)  
21 mentoring and coaching support to forgivable loan recipients, and (iv) extracurricular  
22 enhancement activities of the Program in accordance with the following:

- 23 (1) The Authority shall transfer the greater of six hundred thousand dollars  
24 (\$600,000) or ten percent (10%) of the available funds from the Trust Fund to  
25 The University of North Carolina System Office at the beginning of each  
26 fiscal year for the Program's administrative costs, the salary of the Director of  
27 the Program and other Program staff, expenses of the Commission, and to  
28 provide the Commission with funds to use for the extracurricular enhancement  
29 activities of the Program.

30 ...

31 (d) Director of the Program. – The Board of Governors of The University of North  
32 Carolina shall appoint a Director of the Program. The Director shall appoint staff to the  
33 Commission and shall be responsible for recruitment and coordination of the Program, including  
34 proactive, aggressive, and strategic recruitment of potential recipients. The Commission shall  
35 make an effort to identify and encourage students of color and students who may not otherwise  
36 consider a career in teaching to enter the program. Recruitment activities shall include a  
37 broad-based effort (i) targeting regions of the State with the highest teacher attrition rates and  
38 teacher recruitment ~~challenges, challenges and~~ (ii) actively engaging with educators, business  
39 leaders, experts in human resources, elected officials, and other community leaders throughout  
40 the ~~State, and (iii) attracting candidates in qualifying licensure areas to the Program.~~ State to  
41 attract a diverse pool of applicants. The Director shall report to the President of The University  
42 of North Carolina. The Authority shall provide office space and clerical support staff, as  
43 necessary, to the Director for the Program.

44 (e) Student Selection Criteria for Forgivable Loans. – The Commission shall adopt  
45 stringent standards for awarding forgivable loans based on multiple measures to ensure that only  
46 the strongest applicants receive them, including the following:

- 47 (1) Grade point averages.  
48 (2) Performance on relevant career and college readiness assessments.  
49 (3) Experience, accomplishments, and other criteria demonstrating qualities  
50 positively correlated with highly effective teachers, including excellent verbal  
51 and communication skills.

- 1           (4)     ~~Demonstrated commitment to serve in a qualifying licensure area in North~~  
2                     ~~Carolina public schools.~~
- 3           (f)     Program Selection Criteria. – The Authority shall administer the Program in  
4 cooperation with ~~up to 10 institutions~~ any institution of higher education with ~~approved~~ a State  
5 Board of Education approved educator preparation program. For an educator preparation  
6 program enrolling loan recipients in a program of study leading to licensure in elementary  
7 education (K 6), provides training that is aligned with the Science of Reading in accordance with  
8 G.S. 115C 269.20. The Commission shall contract with a third party entity to biennially evaluate  
9 whether a program identified in this subdivision is providing training that is aligned with the  
10 Science of Reading. ~~programs selected by the Commission that represent a diverse selection of~~  
11 ~~both postsecondary constituent institutions of The University of North Carolina and private~~  
12 ~~postsecondary institutions operating in the State. The Commission shall adopt stringent standards~~  
13 ~~for selection of the most effective educator preparation programs, including the following:~~
- 14           (1)     ~~Demonstrates high rates of educator effectiveness on value added models and~~  
15                     ~~teacher evaluations, including using performance based, subject specific~~  
16                     ~~assessment and support systems, such as edTPA or other metrics of evaluating~~  
17                     ~~candidate effectiveness that have predictive validity.~~
- 18           (2)     ~~Demonstrates measurable impact of prior graduates on student learning,~~  
19                     ~~including impact of graduates teaching in qualifying licensure areas.~~
- 20           (3)     ~~Demonstrates high rates of graduates passing exams required for teacher~~  
21                     ~~licensure.~~
- 22           (4)     ~~Provides curricular and co-curricular enhancements in leadership, facilitates~~  
23                     ~~learning for diverse learners, and promotes community engagement,~~  
24                     ~~classroom management, and reflection and assessment.~~
- 25           (5)     ~~Requires at least a minor concentration of study in the subject area that the~~  
26                     ~~candidate may teach.~~
- 27           (6)     ~~Provides early and frequent internship or practical experiences, including the~~  
28                     ~~opportunity for participants to perform practicums in diverse school~~  
29                     ~~environments.~~
- 30           (7)     ~~Is approved by the State Board of Education as an educator preparation~~  
31                     ~~program.~~
- 32           (8)     ~~For an educator preparation program enrolling loan recipients in a program of~~  
33                     ~~study leading to licensure in elementary education (K 6), provides training~~  
34                     ~~that is aligned with the Science of Reading in accordance with~~  
35                     ~~G.S. 115C 269.20. The Commission shall contract with a third party entity to~~  
36                     ~~biennially evaluate whether a program identified in this subdivision is~~  
37                     ~~providing training that is aligned with the Science of Reading.~~
- 38           (g)     Awards of Forgivable Loans. – The Program shall provide forgivable loans to selected  
39 students to be used at up ~~up to 10~~ selected the participating institutions for completion of a  
40 program leading to initial teacher licensure as follows:
- 41           (1)     North Carolina high school seniors. – Forgivable loans of up to five thousand  
42                     dollars (\$5,000) per semester for up to eight semesters.
- 43           (2)     Students applying for transfer to a selected educator preparation program at  
44                     an institution of higher education. – Forgivable loans of up to five thousand  
45                     dollars (\$5,000) per semester for up to six semesters.
- 46           (3)     Individuals currently holding a bachelor's degree seeking preparation for  
47                     teacher licensure. – Forgivable loans of up to five thousand dollars (\$5,000)  
48                     per semester for up to four semesters.
- 49           (4)     Students matriculating at institutions of higher education who are changing to  
50                     an approved program of study at a selected educator preparation program. –

1 Forgivable loans of up to five thousand dollars (\$5,000) per semester for up  
2 to four semesters.

3 Forgivable loans may be used for tuition, fees, the cost of books, and expenses related to  
4 obtaining licensure.

5 ~~(h) Identification of STEM and Special Education Licensure Areas. The Superintendent  
6 of Public Instruction shall identify and provide to the Commission and the Authority a list of  
7 STEM and special education licensure areas and shall annually provide to the Commission the  
8 number of available positions in each qualifying licensure area relative to the number of current  
9 and anticipated teachers in that area of licensure. The Commission shall make the list of STEM  
10 and special education licensure areas readily available to applicants.~~

11 ...

12 (j) Annual Report. – The Commission, in coordination with the Authority, the  
13 Department of Public Instruction, and the ~~selected~~ participating educator education programs  
14 participating in the Program shall report no later than January 1, 2019, and annually thereafter,  
15 to the Joint Legislative Education Oversight Committee regarding the following:

16 (1) Forgivable loans awarded from the Trust Fund, including the following:

- 17 a. Demographic information regarding recipients.
- 18 b. Number of recipients by institution of higher education and program.
- 19 c. Information on number of recipients by anticipated qualifying  
20 licensure area.

21 (2) Placement and repayment rates, including the following:

- 22 a. Number of graduates who have been employed in a qualifying North  
23 Carolina public school by licensure area within two years of program  
24 completion.
- 25 b. Number of graduates who accepted employment at a low-performing  
26 school identified under G.S. 115C-105.37 as part of their years of  
27 service.
- 28 c. Number of graduates who have elected to do loan repayment and their  
29 years of service, if any, prior to beginning loan repayment.
- 30 d. Number of graduates employed in a qualifying North Carolina public  
31 school by licensure area who have received an overall rating of at least  
32 accomplished and have met expected growth on applicable standards  
33 of the teacher evaluation instrument.
- 34 e. Aggregate information on student growth and proficiency in courses  
35 taught by graduates who have fulfilled service ~~requirements through~~  
36 employment in a qualifying licensure area requirements."

## 37 38 **PART IX-A. AGING AND ADULT SERVICES [RESERVED]**

## 39 40 **PART IX-B. CENTRAL MANAGEMENT AND SUPPORT**

### 41 42 **REPLACEMENT FOR CRITICAL IT SYSTEMS THAT SUPPORT SUBSTANCE USE** 43 **DISORDER PREVENTION AND TREATMENT**

44 **SECTION 9B.1.** The Department of Health and Human Services shall develop and  
45 implement a replacement for outdated data systems supporting substance use prevention and  
46 treatment goals, specifically concerning the Driving While Impaired Services (DWI), the Drug  
47 Education School (DES), and the Drug Control Unit (DCU) programs designed to prevent  
48 progression of misuse of substances through education and regulatory supports. The project shall  
49 not proceed until the business case has been approved by the Office of State Budget and  
50 Management and the State Chief Information Officer in the Enterprise Project Management  
51 Office's Touchdown System. Upon approval, Mixed Use Beverage tax receipts available in

1 Budget Code 14460, Budget Fund 134603, may be budgeted for transfer to Budget Code 24410  
2 for information technology projects in an amount not to exceed two million dollars  
3 (\$2,000,000). Following project completion, the Division of Mental Health may use Mixed Use  
4 Beverage Tax receipts to cover operations and maintenance costs for the new IT system.  
5

#### 6 **PART IX-C. CHILD AND FAMILY WELL-BEING [RESERVED]**

7

#### 8 **PART IX-D. CHILD DEVELOPMENT AND EARLY EDUCATION**

9

#### 10 **CHILD CARE STABILIZATION GRANTS**

11 **SECTION 9D.1.** The Division of Child Development and Early Education shall  
12 reinstate Child Care Stabilization Grants for compensation to prevent child care closures and  
13 encourage program capacity growth and maintain the critical compensation support for a  
14 qualified workforce.  
15

#### 16 **CHILD CARE SUBSIDY RATE FLOOR**

17 **SECTION 9D.2.(a)** Section 9D.3(c) of S.L. 2023-134 reads as rewritten:

#### 18 **"CHILD CARE SUBSIDY RATES**

19 ...

20 **SECTION 9D.3.(c)** Payments for the purchase of child care services for low-income  
21 children shall be in accordance with the following requirements:

- 22 (1) Religious sponsored child care facilities operating pursuant to G.S. 110-106  
23 and licensed child care centers and homes that meet the minimum licensing  
24 standards that are participating in the subsidized child care program shall be  
25 paid the one-star county market rate or the rate they charge privately paying  
26 parents unless prohibited by subsection (f) of this section.
- 27 (2) Licensed child care centers and homes with two or more stars shall receive the  
28 market rate for that rated license level for that age group or the statewide floor  
29 rate, whichever is higher, unless prohibited by subsection (g) of this section.
- 30 (3) No payments shall be made for transportation services charged by child care  
31 facilities.
- 32 (4) Payments for subsidized child care services for postsecondary education shall  
33 be limited to a maximum of 20 months of enrollment. This shall not be  
34 determined before a family's annual recertification period.
- 35 (5) The Department of Health and Human Services shall implement necessary rule  
36 changes to restructure services, including, but not limited to, targeting benefits  
37 to employment.
- 38 (6) Certified Developmental Day Centers shall receive the statewide average or  
39 county market rate, whichever is higher, plus a multiplier of 0.75 for children  
40 with special needs and multiplier of 0.5 for typically developing children.

41 ...."

#### 42

#### 43 **GRANTS FOR CHILD CARE FACILITIES AND NC PRE-K CLASSROOMS**

44 **SECTION 9D.3.(a)** Of the funds appropriated in this act to the Department of Health  
45 and Human Services, Division of Child Development and Early Education (Division), the sum  
46 of fifty million dollars (\$50,000,000) in nonrecurring funds shall be used to provide grants for  
47 child care facilities and North Carolina prekindergarten (NC Pre-K) classrooms, particularly  
48 those located in areas with limited access to child care, and low-performing and high-poverty  
49 districts. The Division may administer the program or subcontract administration using up to one  
50 percent (1%) of the funds for administration and shall award grants under this section pursuant  
51 to criteria established by the Division in accordance with federal law and guidance.

1           **SECTION 9D.3.(b)** These grants shall be one-time awards to assist with new or  
2 expanded high-quality child care initiatives as follows:

- 3           (1) Start-up costs associated with establishing a new NC Pre-K classroom or child  
4 care facility.
- 5           (2) Quality improvements for existing NC Pre-K classrooms or child care facilities  
6 that increase the classroom or facility's capacity or upgrade its star rating.
- 7           (3) Capital improvements or renovations, including adding or upgrading outdoor  
8 play and learning environments, or increasing a facility's total capacity.

9           **SECTION 9D.3.(c)** Of the funds appropriated in this act to the Division of Child  
10 Development and Early Education for NC Pre-K and Child Care Enhancement Grants, the  
11 Division shall use up to one hundred thousand dollars (\$100,000) to evaluate the effectiveness  
12 of the NC Pre-K and Child Care Enhancement Grants and up to one hundred thousand dollars  
13 (\$100,000) to evaluate the effectiveness of the Child Care Stabilization Grants funded in this act.  
14 The Division may choose to contract a third party to conduct one or both of these evaluations.  
15 The Division may consult with the Office of State Budget and Management (OSBM) for  
16 assistance on how to develop an evaluation, including how to register and use a pre-analysis plan.  
17 The Division shall report annually to OSBM and the Fiscal Research Division of the General  
18 Assembly on the progress of the evaluation and, when completed, make publicly available the  
19 pre-analysis plan, the final evaluation report, and (to the extent possible) an anonymized version  
20 of the dataset(s) that is sufficient for others to replicate the reported analytics.

## 21 **EARLY EDUCATION PROVIDER GRANT PILOT PROGRAM**

22           **SECTION 9D.4.(a)** Of the funds appropriated in this act to the Department of Health  
23 and Human Services, Division of Child Development and Early Education, the sum of  
24 twenty-five million dollars (\$25,000,000) in nonrecurring funds for fiscal year 2024-25 shall be  
25 used to provide funding for the Early Education Provider Grant Pilot program established by this  
26 section. Funds provided under this section shall be distributed to provide free or reduced cost,  
27 quality child care for employees working at child care centers or providing home-based care,  
28 regardless of their qualification status for the state's Child Care Subsidy program. Upon  
29 completion of the pilot program, any unexpended funds shall revert to the General Fund.

30           **SECTION 9D.4.(b)** There is established the Early Education Provider Grant Pilot  
31 Program, a program that:

- 32           (1) Helps child care teachers continue working by helping them access affordable,  
33 quality care for their own children.
- 34           (2) Helps child care employers retain and attract qualified employees.
- 35           (3) Help stabilize child care businesses across the State.

36           **SECTION 9D.4.(c)** The Division shall set eligibility, application, award, and fund  
37 distribution standards for the program. At a minimum, child care teachers and employees  
38 receiving this benefit must work at programs currently achieving a three star rating or higher.  
39 Awards shall be provided at the local subsidized child care rate.

40           **SECTION 9D.4.(d)** Of the funds appropriated in this act to the Division for the Early  
41 Education Provider Grant Pilot Program, the Division may use up to three percent (3%) for  
42 administrative costs.

43           **SECTION 9D.4.(e)** Of the funds appropriated in this act to the Division of Child  
44 Development and Early Education for the Early Education Provider Grant Pilot Program, the  
45 Division shall use up to one hundred thousand dollars (\$100,000) to conduct an evaluation of the  
46 program or contract a third party to evaluate the program. Within six months after completion of  
47 the pilot program, the Division shall submit the evaluation to the Joint Legislative Oversight  
48 Committee on Health and Human Services, the Office of State Budget and Management, and the  
49 Fiscal Research Division. The evaluation shall include, at a minimum, each of the following:

- 50           (1) The number of teachers served, by county.



- 1 (2) Total pilot program costs, including any administrative costs.
- 2 (3) How many participants were hired or retained in teacher roles because of grant.
- 3 (4) How many participating teachers already met the requirements to qualify for the
- 4 Child Care Subsidy program in North Carolina and were already participating
- 5 or were not participating, and why.
- 6 (5) Any other relevant information deemed appropriate.

## 8 **TRI-SHARE CHILD CARE PILOT PROGRAM EXPANSION**

9 **SECTION 9D.5** Section 9D.9 of S.L. 2023-134 reads as rewritten:

### 10 **"TRI-SHARE CHILD CARE PILOT PROGRAM**

11 **SECTION 9D.9.(a)** Of the funds appropriated in this act to the Department of Health and  
 12 Human Services, Division of Child Development and Early Education, to be allocated to the  
 13 North Carolina Partnership for Children, Inc., the sum of ~~nine hundred thousand dollars~~  
 14 one million three hundred thousand dollars (\$900,000)(\$1,300,000.00) in nonrecurring funds for ~~each~~  
 15 year of the 20234-2025 fiscal biennium fiscal year shall be used to provide the State portion of  
 16 funding for the Tri-Share Child Care pilot program established by this section. Funds provided  
 17 under this section shall be divided evenly in each fiscal year among the regional facilitator hubs,  
 18 as described in subsection (c) of this section, selected to participate in the pilot program. Upon  
 19 completion of the pilot program, any unexpended funds shall revert to the General Fund.

20 **SECTION 9D.9.(b)** The Division of Child Development and Early Education (Division), in  
 21 collaboration with the North Carolina Partnership for Children, Inc. (NCPC), shall establish a  
 22 two-year pilot program to implement the Tri-Share Child Care program, a program that creates  
 23 a public/private partnership to share the cost of child care equally between employers, eligible  
 24 employees, and the State to:

- 25 (1) Make high-quality child care affordable and accessible for working families.
- 26 (2) Help employers retain and attract employees.
- 27 (3) Help stabilize child care businesses across the State.

28 **SECTION 9D.9.(c)** The Division and NCPC shall select up to ~~four~~three local partnerships  
 29 to serve as regional facilitator hubs to implement and administer the pilot program and act as  
 30 regional intermediaries between employers, families, child care providers, and the State. The  
 31 Division and NCPC shall select local partnerships to participate in the pilot program from  
 32 geographically diverse areas across the State, with one selected from a tier one county and one  
 33 selected from a tier three county. For purposes of this section, a tier one and tier three county  
 34 shall have the same designation as that established by the North Carolina Department of  
 35 Commerce's 2023 County Tier Designations.

36 **SECTION 9D.9.(d)** The local partnerships selected to serve as regional facilitator hubs shall  
 37 establish and determine program eligibility. For purposes of this pilot program, an employee is  
 38 eligible to participate in the program if the employee (i) is employed by a Page 222 Session Law  
 39 2023-134 House Bill 259 participating employer, (ii) has a household income between one  
 40 hundred eighty-five percent (185%) and three hundred percent (300%) of the federal poverty  
 41 level, and (iii) is not otherwise eligible for subsidized child care in this State. An eligible  
 42 employee may reside outside of the designated region for the respective facilitator hub.  
 43 Additionally, the regional facilitator hubs shall develop and implement other criteria for the child  
 44 care program, including, but not limited to, each of the following:

- 45 (1) Ensuring payment for the cost of child care is divided equally between an
- 46 employer, an eligible employee, and the State.
- 47 (2) Soliciting participating employers.
- 48 (3) Ensuring participating employers agree to (i) identify and recruit eligible
- 49 employees, (ii) provide the employer portion of each participating employee's
- 50 child care costs, and (iii) maintain communication with the regional facilitator
- 51 hub regarding each eligible employee's continued employment and eligibility.

- 1 (4) Verifying that child care providers seeking to participate in the program are  
2 licensed in this State.
- 3 (5) Upon determining an employee's eligibility, ensuring payment by the  
4 employee of the employee's portion of the cost of child care.
- 5 (6) Coordinating payments between employers and licensed child care providers.

6 **SECTION 9D.9.(e)** For purposes of this section, child care includes part-time and  
7 full-time care, before and after school care, and summer day camps.

8 **SECTION 9D.9.(f)** A regional facilitator hub may use up to nine percent (9%) of its  
9 allocation for administrative costs.

10 **SECTION 9D.9.(g)** Of the funds appropriated in this act to the Division of Child  
11 Development and Early Education for the Tri-Share Child Care Pilot Program Expansion, the  
12 Division shall use up to one hundred thousand dollars (\$100,000) to conduct an evaluation of the  
13 program or contract a third party to evaluate the program. Within six months after completion of  
14 the pilot program, the Division shall submit ~~a report~~the evaluation to the Joint Legislative  
15 Oversight Committee on Health and Human Services, the Office of State Budget and  
16 Management, and the Fiscal Research Division. The ~~report~~evaluation shall include, at a  
17 minimum, each of the following:

- 18 (1) The number of children served, by age and county.
- 19 (2) Total pilot program costs, including any administrative costs.
- 20 (3) The amount of funds needed to expand the program statewide.
- 21 (4) The list of employers participating in the pilot program.
- 22 (5) Any other relevant information deemed appropriate.
- 23 (6) Statistics that describe the uptake and use of the program, such as the number  
24 of applications received, amount of funds requested, number of applications  
25 approved, total amount of funds awarded, and the types of child care used by  
26 students with pilot funds.
- 27 (7) An estimate of the number of families who would not otherwise access child  
28 care services but do so as a result of this program.
- 29 (8) An assessment of obstacles to receiving these funds or participating in the  
30 program by families and businesses.
- 31 (9) Recommendations on whether to continue the program and, if so, what  
32 program improvements might be made."

## 33 **PART IX-E. HEALTH BENEFITS**

### 34 **ACCOUNTING FOR MEDICAID RECEIVABLES AS NONTAX REVENUE**

35 **SECTION 9E.1.** Section 9E.5(b) of S.L. 2023-134 reads as rewritten:

36 **"SECTION 9E.5.(b)** For the 2023-2024 fiscal year, the Department of Health and Human  
37 Services shall deposit from its revenues one hundred sixty-four million five hundred thousand  
38 dollars (\$164,500,000) with the Department of State Treasurer to be accounted for as nontax  
39 revenue. For the 20242025 fiscal year, the Department of Health and Human Services shall  
40 deposit from its revenues ~~eighty-eight million four hundred thousand dollars (\$88,400,000)~~ one  
41 hundred fifty-nine million five hundred thousand (\$159,500,000) with the Department of State  
42 Treasurer to be accounted for as nontax revenue. These deposits shall represent the return of  
43 advanced General Fund appropriations, nonfederal revenue, fund balances, or other resources  
44 from State owned and State operated hospitals that are used to provide indigent and nonindigent  
45 care services. The return from State owned and State operated hospitals to the Department of  
46 Health and Human Services shall be made from nonfederal resources in the following manner:

- 47 (1) The University of North Carolina Hospitals at Chapel Hill shall make the  
48 following deposits:  
49  
50

- 1 a. For the 2023-2024 fiscal year, the amount of thirty-one million three  
 2 hundred sixty five thousand three hundred five dollars (\$31,365,305).  
 3 b. For the 2024-2025 fiscal year, the amount of thirty-one million three  
 4 hundred sixty five thousand three hundred five dollars (\$31,365,305).  
 5 (2) All State owned and State operated hospitals, other than the University of  
 6 North Carolina Hospitals at Chapel Hill, that specialize in psychiatric care  
 7 shall annually deposit an amount equal to the amount of the payments from  
 8 DHB for uncompensated care."  
 9

## 10 PART IX-F. HEALTH SERVICES REGULATION

### 11 RADIATION PROTECTION SECTION X-RAY FEE CAPS

12 SECTION 9F.1. G.S. 104E-19. reads as rewritten:

#### 13 "§104E-19. Fees.

14 (a) An annual fee in the amount set by the Department is imposed on a person who is  
 15 required to be registered or licensed under this Chapter. The Department must set the fees at  
 16 amounts that provide revenue to offset its costs in performing its duties under this Chapter.  
 17

18 (b) Repealed by Session Laws 1987, c. 850, s. 13.

19 (c) The annual fees under subsection (a) of this section shall not exceed the maximum  
 20 amounts as follows:

21 (1) For tanning facilities: two hundred dollars (\$200.00) for the first piece of  
 22 tanning equipment and thirty dollars (\$30.00) for each additional piece of  
 23 tanning equipment.

24 (2) For the following categories of facilities registered to use X-ray tubes or X-ray  
 25 equipment: clinics, chiropractors, dentists, educational, government,  
 26 podiatrists, industrial, physicians, veterinarians, and other; ~~two~~four hundred  
 27 dollars ~~(\$200.00)~~ (\$400) for the first X-ray tube or piece of X-ray equipment  
 28 and ~~thirtysixty~~ dollars ~~(\$30.00)~~ (\$60.00) for each additional X-ray tube or  
 29 piece of X-ray equipment.

30 (3) For the following categories of facilities registered to use X-ray tubes or X-ray  
 31 equipment: industrial medical, health departments, and service; ~~threesix~~  
 32 hundred dollars ~~(\$300.00)~~ (\$600.00) for the first X-ray tube or piece of X-ray  
 33 equipment and forty dollars ~~(\$40.00)~~ (\$80.00) for each additional X-ray tube  
 34 or piece of X-ray equipment.

35 (4) For the following categories of facilities registered to use X-ray tubes or X-ray  
 36 equipment: hospitals and industrial radiography; ~~four~~eight hundred dollars  
 37 ~~(\$400.00)~~ (\$800.00) for the first X-ray tube or piece of X-ray equipment and  
 38 ~~fiftyone~~ hundred dollars ~~(\$50.00)~~ (\$100.00) for each additional X-ray tube or  
 39 piece of X-ray equipment. (1975, c. 718, s. 1; 1981, c. 704, s. 13; 1987, c. 633,  
 40 s. 9; c. 850, s. 13; 1987 (Reg. Sess., 1988), c. 993, s. 26; 2001474, s. 5;  
 41 2009451, s. 13.3(a).)

42 (d) The Division shall increase the X-ray fees to align with G.S. 104E.19 subsection (c)  
 43 according to the following schedule; X-ray fees shall increase at 1.2 times the FY 2023-24 rates  
 44 beginning in FY 2025-26; 1.4 times the FY 2023-24 rates beginning in FY 2027-28; 1.6 times  
 45 the FY 2023-24 rates in FY 2029-30; 1.8 times the FY 2023-24 rates beginning in FY 2031-32;  
 46 and 2.0 times the FY 2023-24 rates in FY 2033-34."  
 47

## 48 PART IX-G. MENTAL HEALTH/DEVELOPMENTAL DISABILITIES/SUBSTANCE 49 ABUSE SERVICES [RESERVED]

## 50 PART IX-H. DIVISION OF PUBLIC HEALTH

**LOCAL HEALTH DEPARTMENTS/COMPETITIVE GRANT PROCESS TO IMPROVE MATERNAL AND CHILD HEALTH**

**SECTION 9H.1** SECTION 9H.1.(b) of S.L. 2023-134 reads as rewritten:

"**SECTION 9H.1.(b)** The plan for administering the competitive grant process shall include at least all of the following components:

- (1) A request for application (RFA) process to allow local health departments to apply for and receive State funds on a competitive basis. The Department shall require local health departments to include in the application a plan to evaluate the effectiveness, including measurable impact or outcomes, of the activities, services, and programs for which the funds are being requested.
- (2) A requirement that the Secretary prioritize grant awards to those local health departments that are able to leverage nonState funds in addition to the grant award.
- (3) Ensures that funds received by the Department to implement the plan supplement and do not supplant existing funds for maternal and child health initiatives.
- (4) Allows grants to be awarded to local health departments for up to ~~two~~three years."

**LOCAL MEDICAL EXAMINER INVESTIGATIONS FEE INCREASE**

**SECTION 9H.2.** G.S. 130A-387. reads as rewritten:

"**§ 130A-387. Fees.**

For each investigation and prompt filing of the required report, the medical examiner shall receive a fee paid by the State. However, if the deceased is a resident of the county in which the death or fatal injury occurred, that county shall pay the fee. The fee shall be ~~two hundred dollars (\$200.00)~~four hundred dollars (\$400.00). (1983, c. 891, s. 2; 1991, c. 463, s. 1; 2005-368, s. 1; 2015-241, s. 12E.6(a).)"

**PART IX-I. SERVICES FOR THE BLIND/DEAF/HARD OF HEARING [RESERVED]**

**PART IX-J. SOCIAL SERVICES [RESERVED]**

**PART IX-K. DIVISION OF EMPLOYMENT AND INDEPDENCE FOR PEOPLE WITH DISABILITIES [RESERVED]**

**PART IX-L. DHHS BLOCK GRANTS**

**DHHS BLOCK GRANTS**

**SECTION 9L.1.(a)** Except as otherwise provided, appropriations from federal Block Grant funds are made for each year of the fiscal biennium ending June 30, 2025, according to the following schedule:

<b>TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) FUNDS</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>
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**Local Program Expenditures**

**Division of Social Services**

**General Assembly Of North Carolina****Session 2023**

1	01. Work First Family Assistance	\$31,328,255	<del>\$31,259,794</del>
2			<u>\$37,762,726</u>
3			
4	02. Work First County Block Grants	80,093,566	80,093,566
5			
6	03. Work First Electing Counties	2,378,213	2,378,213
7			
8	04. Adoption Services – Special Children		
9	Adoption Fund	4,001,676	4,001,676
10			
11	05. Child Protective Services – Child Welfare		
12	Workers for Local DSS	11,387,190	11,387,190
13			
14	06. Child Welfare Program Improvement Plan	775,176	775,176
15			
16	07. Child Welfare Collaborative	400,000	400,000
17			
18	08. Child Welfare Initiatives	1,400,000	1,400,000
19			
20	<b>Division of Child Development and Early Education</b>		
21			
22	09. Subsidized Child Care Program	45,813,694	45,813,694
23			
24	10. Swap-Child Care Subsidy-	12,600,000	12,600,000
25			
26	11. NC PreK Services-	68,300,000	68,300,000
27			
28	<b>Division of Public Health</b>		
29			
30	12. Teen Pregnancy Prevention Initiatives	3,538,541	3,538,541
31			
32	<b>DHHS Administration</b>		
33			
34	13. Division of Social Services	2,478,284	2,478,284
35			
36	14. Division of Child and Family Well-Being	3,976	3,976
37	15. Office of the Secretary	34,042	34,042
38			
39	16. Eligibility Systems – Operations and		
40	Maintenance	431,733	431,733
41			
42	17. NC FAST Implementation	428,239	428,239
43			
44	18. Division of Social Services – Workforce		
45	Innovation & Opportunity Act (WIOA)	93,216	93,216
46			
47	19. Division of Social Services TANF Modernization	1,667,571	1,667,571
48			
49	<b>Transfers to Other Block Grants</b>		
50			
51	<b>Division of Child Development and Early Education</b>		

1			
2	20. Transfer to the Child Care and		
3	Development Fund	21,773,001	21,773,001
4			
5	<b>Division of Social Services</b>		
6			
7	21. Transfer to Social Services Block		
8	Grant for Child Protective Services –		
9	Training	285,612	285,612
10			
11	22. Transfer to Social Services Block		
12	Grant for Child Protective Services	5,040,000	5,040,000
13			
14	23. Transfer to Social Services Block		
15	Grant for County Departments of		
16	Social Services for Children's Services	13,097,783	13,166,244
17			
18	24. Transfer to Social Services Block		
19	Grant – Foster Care Services	3,422,219	3,422,219
20			
21	25. Transfer to Social Services Block		
22	Grant – Child Advocacy Centers	1,582,000	1,582,000
23			
24	<b>TOTAL TEMPORARY ASSISTANCE FOR</b>		
25	<b>NEEDY FAMILIES (TANF) FUNDS</b>	<b>\$312,353,987</b>	<b><u>\$312,353,987</u></b>
26			<b><u>\$318,856,919</u></b>
27			
28	<b>TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)</b>		
29	<b>EMERGENCY CONTINGENCY FUNDS</b>		
30			
31	<b>Local Program Expenditures</b>		
32			
33	<b>Division of Child Development and Early Education</b>		
34			
35	01. Subsidized Child Care	\$34,440,000	\$35,440,000
36			
37	<b>TOTAL TEMPORARY ASSISTANCE FOR</b>		
38	<b>NEEDY FAMILIES (TANF) EMERGENCY</b>		
39	<b>CONTINGENCY FUNDS</b>	<b>\$34,440,000</b>	<b>\$35,440,000</b>
40			
41	<b>SOCIAL SERVICES BLOCK GRANT</b>		
42			
43	<b>Local Program Expenditures</b>		
44			
45	<b>Divisions of Social Services and Aging and Adult Services</b>		
46			
47	01. County Departments of Social Services	\$19,905,849	\$19,837,388
48			
49	02. County Departments of Social Services		
50	(Transfer From TANF)	3,097,783	13,166,244
51			

1	03. EBCI Tribal Public Health and Human Services	244,740	244,740
2			
3	04. Child Protective Services		
4	(Transfer From TANF)	5,040,000	5,040,000
5			
6	05. State InHome Services Fund-	1,943,950	1,943,950
7			
8	06. Adult Protective Services	2,138,404	<u>2,138,404</u>
9			<u>5,203,978</u>
10			
11	07. State Adult Day Care Fund	1,994,084	1,994,084
12			
13	08. Child Protective Services/CPS		
14	Investigative Services – Child Medical		
15	Evaluation Program	901,868	901,868
16			
17	09. Special Children Adoption Incentive Fund	462,600	462,600
18			
19	10. Child Protective Services – Child		
20	Welfare Training for Counties		
21	(Transfer From TANF)	285,612	285,612
22			
23	11. Home and Community Care Block		
24	Grant (HCCBG)	2,696,888	2,696,888
25			
26	12. Child Advocacy Centers		
27	(Transfer From TANF)	1,582,000	1,582,000
28			
29	13. Guardianship – Division of Social Services	1,802,671	1,802,671
30			
31	14. Foster Care Services		
32	(Transfer From TANF)	3,422,219	3,422,219
33	14A. Big Brothers Big Sisters of the Triangle, Inc.	350,000	350,000
34			

### Division of Mental Health, Developmental Disabilities, and Substance Use Services

35			
36			
37	15. Mental Health Services – Adult and		
38	Child/Developmental Disabilities Program/		
39	Substance Use Services – Adult	4,149,595	4,149,595
40			
41	15A. Autism Society of North Carolina, Inc.	2,541,392	2,541,392
42			
43	15B. The Arc of North Carolina, Inc.	271,074	271,074
44			
45	15C. Easterseals UCP North Carolina & Virginia, Inc.	1,612,059	1,612,059
46			

### DHHS Program Expenditures

#### Division of Services for the Blind

50			
51	16. Independent Living Program & Program		

1	Oversight	3,880,429	3,880,429
2			
3	<b>Division of Health Service Regulation</b>		
4			
5	17. Adult Care Licensure Program	557,598	557,598
6			
7	18. Mental Health Licensure and		
8	Certification Program	266,158	266,158
9			
10	<b>Division of Aging and Adult Services</b>		
11			
12	19. Guardianship	3,825,443	3,825,443
13			
14	<b>DHHS Administration</b>		
15			
16	20. Division of Aging and Adult Services	743,284	743,284
17			
18	21. Division of Social Services	1,042,894	1,042,894
19			
20	22. Office of the Secretary/Controller's Office	639,167	639,167
21			
22	23. Legislative Increases/Fringe Benefits	293,655	587,310
23			
24	24. Division of Child Development and		
25	Early Education	13,878	13,878
26			
27	25. Division of Mental Health, Developmental		
28	Disabilities, and Substance Use Services	28,325	28,325
29			
30	26. Division of Health Service Regulation	258,960	258,960
31			
32	<b>TOTAL SOCIAL SERVICES BLOCK GRANT</b>	<b>\$75,992,579</b>	<b>\$76,286,234</b>
33			<b><u>\$79,351,808</u></b>
34			
35	<b>LOW-INCOME ENERGY ASSISTANCE BLOCK GRANT</b>		
36			
37	<b>Local Program Expenditures</b>		
38			
39	<b>Division of Social Services</b>		
40			
41	01. Low-Income Energy Assistance		
42	Program (LIEAP)	\$67,836,069	\$67,836,069
43			<u>\$50,316,347</u>
44			
45	02. Crisis Intervention Program (CIP)	45,214,330	45,214,330
46			<u>38,699,719</u>
47			
48	<b>Local Administration</b>		
49			
50	<b>Division of Social Services</b>		
51			



1	03. County DSS Administration	8,789,246	8,789,246
2			<u>6,989,469</u>
3			
4	<b>DHHS Administration</b>		
5			
6	<b>Division of Social Services</b>		
7			
8	04. Administration	10,000	10,000
9			<u>6,500</u>
10			
11	05. Energy Portal (FIS Transaction Fees)	25,000	25,000
12			
13	<b>Division of Central Management and Support</b>		
14			
15	06. Office of the Secretary/Division of Information Resource		
16	Management (DIRM) (Accountable Results for		
17	Community Action (AR4CA) Replacement System)	166,750	166,750
18			
19	07. Office of the Secretary/DIRM	278,954	278,954
20			
21	08. Office of the Secretary/Controller's Office	18,378	18,378
22			
23	09. NC FAST Development	627,869	627,869
24			
25	10. NC FAST Operations and Maintenance	1,330,323	1,330,323
26			<u>1,830,000</u>
27			
28	<b>Transfers to Other State Agencies</b>		
29			
30	<b>Department of Environmental Quality</b>		
31			
32	11. Weatherization Program	13,220,309	13,220,309
33			<u>5,527,117</u>
34			
35	12. Heating Air Repair and Replacement		
36	Program (HARRP)	8,075,029	8,075,029
37			<u>3,375,990</u>
38			
39	13. Local Residential Energy Efficiency Service		
40	Providers – Weatherization	787,097	787,097
41			<u>329,068</u>
42			
43	14. Local Residential Energy Efficiency Service		
44	Providers – HARRP	437,276	437,276
45			<u>182,815</u>
46			
47	15. DEQ – Weatherization Administration	859,976	859,976
48			<u>359,537</u>
49			
50	16. DEQ – HARRP Administration	539,307	539,307
51			<u>225,472</u>

1			
2	<b>Department of Administration</b>		
3			
4	17. N.C. Commission on Indian Affairs	87,736	87,736
5			
6	<b>TOTAL LOW-INCOME ENERGY</b>		
7	<b>ASSISTANCE BLOCK GRANT</b>	<b>\$148,303,649</b>	<b><u>\$148,303,649</u></b>
8			<b><u>\$109,046,721</u></b>
9			
10	<b>CHILD CARE AND DEVELOPMENT FUND BLOCK GRANT</b>		
11			
12	<b>Local Program Expenditures</b>		
13			
14	<b>Division of Child Development and Early Education</b>		
15			
16	01. Child Care Services	\$289,070,072	<u>\$289,070,072</u>
17			<u>\$298,502,541</u>
18			
19	02. Smart Start Subsidy	7,392,654	7,392,654
20			
21	03. Transfer from TANF Block Grant		
22	for Child Care Subsidies	21,773,001	21,773,001
23			
24	04. Quality and Availability Initiatives		
25	(TEACH Program \$3,800,000)	61,980,526	<u>61,980,526</u>
26			<u>71,544,047</u>
27			
28	<b>DHHS Administration</b>		
29			
30	<b>Division of Child Development and Early Education</b>		
31			
32	05. DCDEE Administrative Expenses	9,710,886	9,710,886
33			
34	06. Indirect Cost	7,346	7,346
35			
36	<b>Division of Social Services</b>		
37			
38	07. Direct Deposit for Child Care Payments	5,000	5,000
39			
40	08. Local Subsidized Child Care		
41	Services Support	18,780,355	18,780,355
42			
43	<b>Division of Central Management and Support</b>		
44			
45	09. NC FAST Operations and Maintenance	1,450,316	1,450,316
46			
47	10. DHHS Central Administration – DIRM		
48	Technical Services	979,762	<u>979,762</u>
49			<u>1,006,100</u>
50			
51	11. DHHS Central Administration	68,000	68,000

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**Division of Child and Family Well-Being**

12. Child Care Health Consultation Contracts	62,205	62,205
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**TOTAL CHILD CARE AND DEVELOPMENT  
FUND BLOCK GRANT**

<b>\$411,280,123</b>	<b><u>\$411,280,123</u></b>	<b><u>\$430,302,451</u></b>
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**COMMUNITY MENTAL HEALTH SERVICES BLOCK GRANT**

**Local Program Expenditures**

01. Mental Health Services – Child	\$2,477,666	\$2,477,666
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02. Mental Health Services – Adult/Child	19,690,452	<u>19,690,452</u>
		<u>21,545,678</u>

03. Mental Health Services – First Psychotic Symptom Treatment	5,416,756	5,416,756
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04. Child Behavioral Health (Division of Child and Family Well-Being)	5,246,350	5,246,350
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**DHHS Administration**

**Division of Child and Family Well-Being**

05. Administration	140,000	140,000
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**Division of Mental Health, Developmental Disabilities, and Substance Use Services**

06. Crisis Services	2,877,047	2,877,047
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07. Administration	332,351	332,351
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08. Adult/Child Mental Health Services	350,150	350,150
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**Division of Public Health**

09. NC Detect – Behavioral Health ER	35,000	35,000
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**TOTAL COMMUNITY MENTAL HEALTH SERVICES  
BLOCK GRANT**

<b>\$36,565,772</b>	<b><u>\$36,565,772</u></b>	<b><u>\$38,420,226</u></b>
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**SUBSTANCE USE PREVENTION, TREATMENT, AND RECOVERY SERVICES  
BLOCK GRANT**

**Local Program Expenditures**

**Division of Mental Health, Developmental Disabilities, and Substance Use Services**

01. Substance Abuse – IV Drug	\$2,000,000	<del>\$2,000,000</del>	<u>\$2,315,700</u>
02. Substance Abuse Prevention	20,245,927	<del>20,245,927</del>	<u>20,746,854</u>
03. Substance Use Services – Treatment for Children/Adults (Healing Transitions, Inc. \$200,000; Triangle Residential Options for Substance Abusers, Inc., (TROSAs) \$3,225,000; First Step Farm of WNC, Inc. \$100,000; Addiction Recovery Care Association, Inc., (ARCA) \$2,000,000)	45,176,849	<del>45,176,848</del>	<u>46,738,974</u>

**DHHS Program Expenditures**

**Division of Mental Health, Developmental Disabilities, and Substance Use Services**

04. Crisis Solutions Initiatives – Collegiate Wellness/Addiction Recovery	1,545,205	1,545,205	
05. Veterans Initiatives	250,000	250,000	

**DHHS Administration**

**Division of Mental Health, Developmental Disabilities, and Substance Use Services**

07. Administration	2,297,852	<del>2,297,852</del>	<u>.275,252</u>
08. Controlled Substance Reporting System	675,000	675,000	

**TOTAL SUBSTANCE USE PREVENTION, TREATMENT, AND RECOVERY SERVICES BLOCK GRANT**

<b>\$72,190,833</b>	<b><del>\$72,190,832</del></b>	<b><u>\$75,546,985</u></b>
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**MATERNAL AND CHILD HEALTH BLOCK GRANT**

**Local Program Expenditures**

**Division of Child and Family Well-Being**

01. Children's Health Services (Prevent Blindness \$575,000; Nurse-Family Partnership \$1,102,308)	\$11,321,889	<del>\$11,321,889</del>	<u>11,438,221</u>
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1	<b>Division of Public Health</b>		
2			
3	02. Women's and Children's Health Services		
4	(March of Dimes \$350,000; Sickle Cell		
5	Centers \$100,000; Teen Pregnancy Prevention		
6	Initiatives \$650,000; Perinatal & Neonatal Outreach		
7	Coordinator Contracts \$440,000; Mountain Area		
8	Pregnancy Services \$50,000)	3,609,392	<u>3,609,392</u>
9			<u>4,538,805</u>
10			
11	03. Oral Health	51,119	<u>51,119</u>
12			<u>53,009</u>
13			
14	04. Evidence-Based Programs in Counties		
15	With the Highest Infant Mortality Rates	1,727,307	1,727,307
16			
17	<b>DHHS Program Expenditures</b>		
18			
19	05. Children's Health Services	1,344,492	<u>1,344,492</u>
20			<u>1,304,025</u>
21			
22	06. Women's Health – Maternal Health	252,695	<u>252,695</u>
23			<u>383,162</u>
24			
25	07. Women's and Children's Health – Perinatal		
26	Strategic Plan Support Position	80,669	<u>80,669</u>
27			<u>83,413</u>
28			
29	08. State Center for Health Statistics	158,583	158,583
30			
31	09. Health Promotion – Injury and		
32	Violence Prevention	87,271	87,271
33			
34	<b>DHHS Administration</b>		
35			
36	10. Division of Public Health Administration	340,646	340,646
37			
38	11. Division of Child and Family Well-Being		
39	Administration	211,925	211,925
40			
41	<b>TOTAL MATERNAL AND CHILD</b>		
42	<b>HEALTH BLOCK GRANT</b>	<b>\$19,185,988</b>	<b><u>\$19,185,988</u></b>
43			<b><u>\$20,326,367</u></b>
44			
45	<b>PREVENTIVE HEALTH AND HEALTH SERVICES BLOCK GRANT</b>		
46			
47	<b>Local Program Expenditures</b>		
48			
49	01. Physical Activity and Prevention	\$3,081,442	<u>\$3,081,442</u>
50			<u>\$3,398,934</u>
51			

1	<b>DHHS Program Expenditures</b>		
2			
3	<b>Division of Public Health</b>		
4			
5	02. HIV/STD Prevention and		
6	Community Planning	135,063	135,063
7			
8	03. Oral Health Preventive Services	150,000	150,000
9			
10	04. Injury and Violence Prevention		
11	(Services to Rape Victims – Set-Aside)	217,935	217,935
12			
13	05. Performance Improvement and		
14	Accountability	560,182	560,182
15			
16	06. State Center for Health Statistics	48,000	48,000
17			
18	<b>DHHS Administration</b>		
19			
20	<b>Division of Public Health</b>		
21			
22	07. Division of Public Health	65,000	65,000
23			
24	<b>TOTAL PREVENTIVE HEALTH AND HEALTH</b>		
25	<b>SERVICES BLOCK GRANT</b>	<b>\$4,257,622</b>	<b>\$4,257,622</b>
26			<b><u>\$4,575,114</u></b>
27			
28	<b>COMMUNITY SERVICES BLOCK GRANT</b>		
29			
30	01. Community Action Agencies	\$22,862,029	\$20,244,923
31			<u>\$23,744,923</u>
32			
33	02. Limited Purpose Agencies/Discretionary Funding	457,553	504,718
34			
35	03. Office of Economic Opportunity	1,077,552	1,124,718
36			
37	04. Office of the Secretary/DIRM (Accountable Results for		
38	Community Action (AR4CA) Replacement System)	560,000	560,000
39			
40	05. Office of Economic Opportunity – Workforce		
41	Investment Opportunities Act (WIOA)	60,000	60,000
42			
43	<b>TOTAL COMMUNITY SERVICES</b>		
44	<b>BLOCK GRANT</b>	<b>\$25,017,134</b>	<b>\$22,494,359</b>
45			<b><u>\$25,994,359</u></b>
46			

47 **SOCIAL SERVICES BLOCK GRANT**

48 **SECTION 9L.1.(b)** Section 9M.1(s) of S.L. 2023-134 reads as rewritten:

49 **"SECTION 9M.1.(s)** Of the two million one hundred thirty eight thousand four hundred

50 four dollars (\$2,138,404) appropriated in this act in the Social Services Block Grant to the

51 Division of Aging and Adult Services for Adult Protective Services for each year of the 20232025

1 ~~fiscal biennium 2023-2024 fiscal year~~, the sum of eight hundred ninety three thousand forty-one  
2 dollars (\$893,041) for ~~each year of the 20232025 fiscal biennium~~ the 2023-2024 fiscal year shall  
3 be used to increase the number of Adult Protective Services workers where these funds can be  
4 the most effective. Of the five million two hundred three thousand nine hundred seventy-eight  
5 dollars (\$5,203,978) appropriated in this act for Adult Protective Services for state fiscal year  
6 2024-2025, the sum of eight hundred ninety-three thousand forty-one dollars (\$893,041) shall be  
7 used to increase the number of Adult Protective Services workers where these funds can be the  
8 most effective. These funds shall be used to pay for salaries and related expenses and shall not  
9 be used to supplant any other source of funding for staff. These funds are also exempt from 10A  
10 NCAC 71R .0201(3) requiring a local match of twenty-five percent (25%)."

## 11 12 **LOW INCOME ENERGY ASSISTANCE BLOCK GRANT**

13 **SECTION 9L.1.(c)** Section 9M.1(u) of S.L. 2023-134 reads as rewritten:

14 "**SECTION 9M.1.(u)** The sum of sixty seven million eight hundred thirty six thousand sixty  
15 nine dollars (\$67,836,069) for ~~each year of the 20232025 fiscal biennium~~ the 2023-2024 fiscal  
16 year and fifty three million four hundred twenty six thousand one hundred seventy-seven dollars  
17 (\$53,426,177) for the 2024-2025 fiscal year appropriated in this act in the Low Income Energy  
18 Assistance Block Grant to the Department of Health and Human Services, Division of Social  
19 Services, shall be used for Energy Assistance Payments for the households of (i) elderly persons  
20 age 60 and above with income up to one hundred fifty percent (150%) of the federal poverty  
21 level and (ii) disabled persons eligible for services funded through the Division of Aging and  
22 Adult Services.

23 County departments of social services shall submit to the Division of Social Services an  
24 outreach plan for targeting households with 60-year-old household members no later than August  
25 1 of each year. The outreach plan shall comply with the following:

- 26 (1) Ensure that eligible households are made aware of the available assistance,  
27 with particular attention paid to the elderly population age 60 and above and  
28 disabled persons receiving services through the Division of Aging and Adult  
29 Services.
- 30 (2) Include efforts by the county department of social services to contact other  
31 State and local governmental entities and community-based organizations to  
32 (i) offer the opportunity to provide outreach and (ii) receive applications for  
33 energy assistance.
- 34 (3) Be approved by the local board of social services or human services board  
35 prior to submission."

## 36 37 **CHILD CARE AND DEVELOPMENT FUND BLOCK GRANT**

38 **SECTION 9L.1.(d)** Section 9M.1(x) of S.L. 2023-134 reads as rewritten:

39 "**SECTION 9M.1.(x)** Of the sixty one million nine hundred eighty thousand five hundred  
40 twenty six dollars (\$61,980,526) appropriated in this act in the Child Care and Development  
41 Block Grant for ~~each year of the 20232025 fiscal biennium~~ 2023-2024 fiscal year and seventy  
42 one million five hundred forty-four thousand and forty-seven dollars (\$71,544,047) for  
43 2024-2025 fiscal year to the Department of Health and Human Services, Division of Child  
44 Development and Early Education, the sum of one million three hundred fifty thousand dollars  
45 (\$1,350,000) for each year of the 2023-2025 fiscal biennium shall be used to establish 18 new  
46 positions."

## 47 48 **SUBSTANCE USE PREVENTION, TREATMENT, AND RECOVERY SERVICES** 49 **BLOCK GRANT**

50 **SECTION 9L.1.(e)** Section 9M.1(aa) of S.L. 2023-134 reads as rewritten:

1 "SECTION 9M.1.(aa) Of the two million two hundred ninety seven thousand eight hundred  
2 fifty two dollars (\$2,297,852) provided in this section in the Substance Use Prevention,  
3 Treatment, and Recovery Services Block Grant for ~~each year of the 20232025 fiscal biennium~~  
4 the 2023-2024 fiscal year and three million two hundred seventy five thousand two hundred and  
5 fifty two dollars (\$3,275,252) for the 2024-2025 fiscal year to the Department of Health and  
6 Human Services, Division of Mental Health, Developmental Disabilities, and Substance Use  
7 Services, for administration, the sum of nine hundred fifty nine thousand four hundred dollars  
8 (\$959,400) shall be used to support nine new positions."  
9

## 10 MATERNAL AND CHILD HEALTH BLOCK GRANT

11 SECTION 9L.1.(f) Section 9M.1.(ee) of S.L. 2023-134 reads as rewritten:

12 "SECTION 9L.1.(ee) The sum of eighty thousand six hundred sixty nine dollars (\$80,669)  
13 for the 2023-2024 fiscal year and eighty three thousand four hundred and thirteen dollars  
14 (\$83,413) for the 2024-2025 fiscal year allocated in this section in the Maternal and Child Health  
15 Block Grant to the Department of Health and Human Services, Division of Public Health,  
16 Women and Children's Health Section, ~~for each fiscal year of the 20232025 fiscal biennium~~ shall  
17 not be used to supplant existing State or federal funds. This allocation shall be used for a Public  
18 Health Program Consultant position assigned fulltime to manage the North Carolina Perinatal  
19 Health Strategic Plan and provide staff support for the stakeholder work group."  
20

## 21 NATURAL AND ECONOMIC RESOURCES

## 23 PART X. AGRICULTURE AND CONSUMER SERVICES

### 25 LIVESTOCK FARMER SUPPORT IN FRENCH BROAD RIVER BASIN

26 SECTION 10.1. Section 10.7(a) of S.L. 2023-134 reads as rewritten:

27 "SECTION 10.7.(a) Funds appropriated in this act for the Agriculture Cost Share Program  
28 for Nonpoint Source Pollution Control from the State Capital and Infrastructure Fund shall be  
29 used to provide cost share assistance to farmers engaged in farming in the watershed of the Upper  
30 French Broad River in Transylvania, Henderson, Buncombe, Haywood, and Madison Counties  
31 for the installation of fences, alternative livestock watering systems, pasture management, and  
32 other measures deemed appropriate by the local Soil and Water Conservation District to keep  
33 livestock out of existing streams and watercourses that constitute or drain into the Upper French  
34 Broad River."  
35

### 36 TOBACCO TRUST FUND ADMINISTRATIVE CAP INCREASE

37 SECTION 10.2. G.S. 143-717(i) reads as rewritten:

38 "(i) Limit on Operating and Administrative Expenses. – All administrative expenses of  
39 the Commission shall be paid from the Fund. No more than ~~three hundred seventy five thousand~~  
40 ~~dollars (\$375,000)~~ four hundred thousand dollars (\$400,000) may be used each fiscal year for  
41 administrative and operating expenses of the Commission and its staff, ~~provided that the~~  
42 ~~Commission may annually adjust the administrative expense cap imposed by this subsection, so~~  
43 ~~long as that any cap increase does not exceed the amount necessary to provide for statewide~~  
44 ~~salary and benefit adjustments enacted by the General Assembly.~~ The amount allowed to the  
45 Department for costs under this section shall be increased (i) each fiscal year by a percentage  
46 equal to any legislative salary increase awarded to State-funded employees and (ii) by any  
47 adjustment in salary reserve funds that impact employees within the Tobacco Trust Fund."  
48

## 49 PART XI. COMMERCE

### 51 NORTH CAROLINA DEFENSE INNOVATION NETWORK



1           **SECTION 11.1.(a)** Overview – The North Carolina Defense Innovation Network  
2 (Network) is established as a special revenue fund (Fund) in the Department of Commerce  
3 (Department). The Board of Science, Technology & Innovation (Board) within the Department,  
4 in consultation with the North Carolina Military Business Center (NCMBC) Defense Technology  
5 Transition Office (DEFTECH), shall be responsible for directing Network efforts. The Network  
6 shall be composed of private, public, and nonprofit stakeholders in the state's defense innovation  
7 ecosystem.

8           **SECTION 11.1.(b)** Purposes – The Network shall lead and support efforts to  
9 significantly grow the defense innovation economy in North Carolina and increase national  
10 security by providing enhanced state leadership, targeted strategic priorities, coordinated tactical  
11 operations, and sustained funding. The Network shall identify opportunities to advance defense  
12 innovation in North Carolina; conduct activities to grow the defense innovation economy in  
13 North Carolina; and advise and make recommendations to the Governor, the General Assembly,  
14 the Secretary of Commerce, the Board, and any North Carolina nonprofit corporation with which  
15 the Department of Commerce contracts pursuant to G.S. 143B-431.01 on the defense innovation  
16 economy in North Carolina.

17           **SECTION 11.1.(c)** Definitions – The following definitions apply in this section:

- 18           (1) Defense Innovation Economy: Activities related to the development,  
19 production, consumption, and trade of goods and services of use to the U.S.  
20 defense sector.  
21           (2) Eligible Grantees: For-profit organizations, non-profit organizations, state  
22 agencies, public and private universities, and community colleges.  
23           (3) Innovation Ecosystem: A regionally based network of private sector,  
24 academic, and government institutions in a network of formal and informal  
25 institutional relationships that contribute to technological and economic  
26 development in a defined technology sector or sectors.

27           **SECTION 11.1.(d)** Programmatic Responsibilities – The Network shall oversee  
28 activities to grow the defense innovation economy in North Carolina through Network units,  
29 including but not limited to the following:

- 30           (1) North Carolina Defense Strategic Review Council: A strategic partnership to  
31 develop and oversee a coordinated, ongoing set of research, planning,  
32 outreach, and relationship-building activities at the operational level to  
33 marshal North Carolina academic, industry, and military assets for  
34 opportunities best suited to North Carolina academic and industry strengths.  
35           (2) North Carolina Defense Innovation Accelerator: A virtual, tactical,  
36 interorganizational Defense Innovation Accelerator to perform capacity and  
37 demand analysis, opportunity distribution, education/training/mentoring,  
38 technical assistance, events, documentation, partner funding, collaboration,  
39 and other activities supporting defense innovation work.  
40           (3) North Carolina Defense Technology Advocacy Campaign: An ongoing,  
41 multilevel campaign to market North Carolina as a leader in defense and  
42 national security innovation, building directly on the strategic work of the  
43 Strategic Review Council and the tactical work of the Defense Innovation  
44 Accelerator.

45           **SECTION 11.1.(e)** Use of Funds – Funding appropriated to the Network shall be  
46 overseen by the Board and the Department. Funding shall be distributed from the Department, as  
47 determined by the Board and DEFTECH, and based on strategic and tactical programmatic needs,  
48 to:

- 49           (1) Strengthen networks among entrepreneurs, entrepreneurship or innovation  
50 support organizations, the defense industry, and the U.S. Department of  
51 Defense.

- 1 (2) Attract more capital investment into the North Carolina defense innovation  
2 ecosystem.
- 3 (3) Start and grow the number of locally owned businesses in the defense  
4 innovation economy.
- 5 (4) Increase employment opportunities in the defense innovation economy.
- 6 (5) Foster more defense-innovation enterprises led and owned by rural  
7 entrepreneurs and minority entrepreneurs.
- 8 (6) Provide funds, specifically through the One North Carolina Small Business  
9 Program, for defense-innovation-focused companies applying for or receiving  
10 Small Business Innovation Research (SBIR) and/or Small Business  
11 Technology Transfer (STTR) awards from the U.S. Department of Defense.
- 12 (7) Provide funds through other programs developed by the Board and  
13 NCMBC/DEFTECH.
- 14 (8) Increase media visibility for these efforts locally, statewide and, ultimately,  
15 nationally.

16 **SECTION 11.1.(f)** Agreements Required – Funds may be disbursed from the Fund  
17 only in accordance with agreements entered into between the Department and an eligible grantee.

18 **SECTION 11.1.(g)** Program Guidelines – The Board shall develop guidelines related  
19 to the administration of the Network. At least 20 days before the effective date of any guidelines  
20 or nontechnical amendments to the guidelines, the Department shall publish the proposed  
21 guidelines on the Department's Web site and provide notice to persons who have requested notice  
22 of proposed guidelines. In addition, the Department must accept oral and written comments on  
23 the proposed guidelines, and shall in its discretion consider such comments before finalizing the  
24 guidelines, during the 15 business days beginning on the first day that the Department has  
25 completed these notifications. Guidelines adopted under this section shall not be subject to the  
26 requirements of Article 2A of Chapter 150B of the North Carolina General Statutes.

27  
28 **NORTH CAROLINA MAJOR EVENTS, GAMES, AND ATTRACTIONS FUND**

29 **SECTION 11.2.(a)** G.S. 143B-437.111 reads as rewritten:

30 **"§ 143B-437.111. Definitions.**

31 ...

- 32 (7) Events facility. – A hosting venue with an in-person spectator capacity of  
33 10,000 or more."

34 **SECTION 11.2.(b)** G.S. 143B-437.112 reads as rewritten:

35 **"§ 143B-437.112. North Carolina Major Events, Games, and Attractions Fund.**

36 ...

- 37 (4) The site selection organization has selected a site within this State as either  
38 the sole location for the eventer the sole site for the event in a region composed  
39 of this state and all adjoining states.

40 ...

41 (a1) The Department may use up to four hundred thousand dollars (\$400,000) in each  
42 fiscal year to administer the Major Events, Games, and Attraction Fund. The amount allowed to  
43 the Department for costs under this section shall be increased (i) each fiscal year by a percentage  
44 equal to any legislative salary increase awarded to State-funded employees and (ii) by any  
45 adjustment in salary reserve funds that impact employees within the Major Events, Games, and  
46 Attractions Fund.

47 (b) Effective July 1 of each calendar year, the funds remitted to the Fund by the Secretary  
48 of Revenue from the tax on sports wagering pursuant to G.S. 105-113.128 are appropriated for  
49 this purpose. In addition to the amounts remitted to the Fund pursuant to G.S. 105-113.128, the  
50 General Assembly shall determine any additional amount appropriated to the Fund. Agreements  
51 entered under this section are subject to appropriations. (2023-42, s. 2.)"

**EMPLOYEE AND FAMILY FRIENDLY BENEFITS STUDY**

**SECTION 11.3.** No later than December 1, 2024, the Department of Commerce shall study and report to the Joint Legislative Economic Development and Global Engagement Committee, the chairs of the House and Senate Agriculture, Natural, and Economic Resources Appropriations Committees, and the Fiscal Research Division on benefits currently provided by employers in North Carolina and the viability of requiring economic development incentive grant recipients to provide certain employee and family-friendly benefits, including, but not limited to: child care, parental leave, access to a dependent care flexible spending account, and paid leave, in addition to health insurance. At a minimum, the report shall include the following information:

- (1) An inventory of employee and family-friendly benefits and their expected cost, or range of cost, per employee annually.
  - (2) A summary of benefits typically provided by North Carolina employers.
  - (3) A summary of benefits typically provided by economic development incentive grant recipients.
  - (4) The expected cost per employee of providing employee and family-friendly benefits on applicants to economic development incentive grants.
  - (5) The expected impact of requiring employee and family-friendly benefits on applications for economic development incentive grants.
- (6) The viability of adding an enhancement to economic development incentive grants for applicants who provide certain employee and family-friendly benefits.

**EMPLOYER CHILD CARE MATCH GRANT PROGRAM**

**SECTION 11.4.(a)** Of the funds appropriated in this act to the Department of Commerce, the sum of twenty-four million one hundred and fifty thousand dollars (\$24,150,000) in recurring funds for the 2024-2025 fiscal year shall be used to establish an employer child care match grant pilot program.

**SECTION 11.4.(b)** The Department shall partner with the business community to increase child care access by matching business contributions to eligible employees' Dependent Care Flexible Spending Accounts (DCFSA). The program will contribute a state match of up to \$2,500 to each eligible participant's DCFSA.

**SECTION 11.4.(c)** The Department shall establish and determine program eligibility. At a minimum, eligibility requirements shall include the following:

- (1) An employer must have five (5) or more employees participating in a DCFSA to be eligible to participate in the matching program.
- (2) An employer must contribute at least five hundred dollars (\$500) per participating employee.
- (3) An employee of a participating employer is eligible for the state match if the employee:
  - a. Has a household income between one hundred eighty-five percent (185%) and three hundred percent (300%) of the federal poverty level, and
  - b. Is not otherwise eligible for subsidized child care in this State.

The Department shall develop and implement other criteria for the employer child care match program, including, but not limited to, each of the following:

- (1) Verifying employer contributions before contributing state funds.
- (2) Matching employer contributions depending on the employee's income based on a percentage of the federal poverty level as follows:

<b>INCOME PERCENTAGE LEVEL</b>	<b>STATE MATCH PERCENTAGE</b>
185-200%	100%
200%-225%	85%

- 1 225%-250% 65%
- 2 250%-300% 50%
- 3 (3) Ensure all participating employees are residents of North Carolina.
- 4 (4) Soliciting participating employers.
- 5 (5) Ensuring participating employers agree to (i) identify and recruit eligible
- 6 employees, (ii) contribute the employer portion into the DCFSA for each
- 7 participating employee, and (iii) maintain communication.

8 **SECTION 11.4.(d)** Of the funds appropriated for this program, the Department may  
 9 use up to one million dollars (\$1,000,000) to administer the program. Of these funds, two hundred  
 10 thousand dollars (\$200,000) shall be set aside for the Department to promote the Employer Child  
 11 Care Match Pilot Program and provide general support of business and child care strategies for  
 12 the Grants for Child Care Facilities and Pre-K Classrooms funded in this bill. In addition, the  
 13 department shall reserve and transfer to a special fund \$100,000 per year for the first three years  
 14 of the program to fund a rigorous evaluation of program implementation and impacts in FY  
 15 2027-28. The Department shall use a portion of these evaluation funds to develop and publicly  
 16 register a pre-evaluation plan by September 1, 2025.

17 **SECTION 11.4.(e)** Beginning February 1, 2025, and annually thereafter, the  
 18 Department shall submit an annual report to the Joint Legislative Oversight Committee on Health  
 19 and Human Services, the Joint Legislative Oversight Committee on Agriculture, Natural, and  
 20 Economic Resource and the Fiscal Research Division. The report shall include, at a minimum,  
 21 each of the following:

- 22 (1) The numbers employers participating in the program, by county, industry, and
- 23 employer size.
- 24 (2) The number of employees participating in the program, by county, industry,
- 25 and employer size.
- 26 (3) Total program costs, including any administrative costs.
- 27 (4) The size of the waitlist for the program and amount of funds needed to
- 28 continue the program in the next fiscal year.
- 29 (5) Any other relevant information deemed appropriate.

30  
 31 **NCINNOVATION**

32 **SECTION 11.5.** G.S. 143B-728 reads as rewritten:

33 **"§ 143-728. NCInnovation.**

34 ...  
 35 (c) Endowment. – NCInnovation is approved to receive funds from the State for the  
 36 purposes and on the terms and conditions set forth in this Article.

37 (c1) Failure to comply with agreement — If NCInnovation fails to meet or comply with  
 38 any condition or requirement of this Section then the Department of Commerce may reduce or  
 39 terminate funding for NCInnovation. Upon approval to suspend funding, the Department shall  
 40 immediately notify NCInnovation of the reduction to its funding, as well as the Office of State  
 41 Budget and Management, the North Carolina Board of Science, Technology & Innovation, the  
 42 Joint Legislative Commission on Economic Development.

43 (d) Requirements. – In order to receive the endowment and retain State funds, all of the  
 44 following requirements must be met:

- 45 (1) NCInnovation shall adhere to the following governance provisions related to
- 46 its governing board:
- 47 a. The board shall be composed of ~~13-16~~ voting members as follows: ~~four~~
- 48 ~~members appointed by the General Assembly upon recommendation~~
- 49 ~~of the Speaker of the House of Representatives, four members~~
- 50 ~~appointed by the General Assembly upon recommendation of the~~

~~President Pro Tempore of the Senate, and the remaining members elected as provided in the bylaws of NCInnovation.~~

- ~~1. The Secretary of Commerce, or their designee.~~
- ~~2. The President of the University of North Carolina System, or their designee.~~
- ~~3. The Chair of the North Carolina Board of Science, Technology & Innovation, or their designee.~~
- ~~4. Four Chancellors from public applied research institutions, or their designee, at least one of whom must represent a historically minority serving institution.~~
- ~~5. Five members appointed by the Governor, at least two of whom shall have experience in research, development, and product commercialization.~~
- ~~6. Two members appointed by the Speaker of the House of Representatives at least one of whom shall have experience in research, development, and product commercialization.~~
- ~~7. Two members appointed by the President Pro Temp of the Senate at least one of whom shall have experience in research, development, and product commercialization.~~

~~Members of the General Assembly shall not be appointed to serve on the board of directors while serving in the General Assembly. No board member may be a registered lobbyist as defined by G.S. 120C-100(a)(19). The directors shall hold staggered four-year terms and shall elect their own chair from among their number. Appointing and electing authorities shall ensure that appointed and elected members have expertise and experience in one or more of the following areas: research, development, product commercialization, entrepreneurial business development, and capital formation.~~

- ~~b. NCInnovation shall comply with the limitations on lobbying set forth in section 501(c)(3) of the Internal Revenue Code.~~
- ~~c. No State employee or elected official or registered lobbyists may serve on the board.~~

(2) NCInnovation shall amend its articles of incorporation to enable NCInnovation to carry out the purposes and requirements of this Article. The articles of incorporation, as amended, shall provide for the following:

- ...
7. A detailed explanation of how annual salaries are determined, including base pay schedules and any additional salary amounts or bonuses that may be earned as a result of job performance. The explanation shall include the means used by NCInnovation to foster employee efforts in rural and low-income areas in the State.

NCInnovation shall also provide to the Department of Commerce, Joint Legislative Commission on Governmental Operations, the Joint Legislative Economic Development and Global Engagement Oversight Committee, and the Fiscal Research Division (i) a copy of its annual audited financial statement for the previous fiscal year within 30 days of having received an audit report from an independent auditor and (ii) a copy of its annual federal income tax return for the previous fiscal year within 30 days of filing. The Department of Commerce shall not disburse funds to NCInnovation without having

received the most recent audited financial statements. In addition, the State Auditor may perform audits of NCInnovation pursuant to Article 5A of Chapter 147 of the General Statutes to ensure that funds are being managed in accordance with the provisions of this Article.

(3a) Contract. – The Department of Commerce shall enter into a contract with NCInnovation that outlines the requirements of this Article and shall make this contract publicly available.

(5) NCInnovation may draw from, distribute, and otherwise expend investment income, including, without limitation, to make funding awards and establish or support a network of regional innovation hubs, in accordance with this Article, and such activities are subject to the reporting requirements of this Article. NCInnovation shall develop criteria for and notify the Joint Legislative Commission on Governmental Operations and the Department of Commerce regarding each program NCInnovation will use to advance the purposes of this Article prior to using investment income for the program. NCInnovation shall provide a copy of materials describing each program to the Fiscal Research Division and the Department of Commerce within 15 days of finalizing the program.

(9) NCInnovation shall maintain separate accounting records for and separate accounts for State funds and excluded amounts and shall not commingle State funds and excluded amounts. NCInnovation shall maintain records and accounts according to generally accepted accounting principles. Board members shall have full access to all accounting records and financial documents.

(g) ~~Applicable Laws. – NCInnovation is subject to the requirements of (i) Chapter 132 of the General Statutes and (ii) Article 33C of Chapter 143 of the General Statutes. Notwithstanding the provisions of this subsection, public records relating to programs, recipients, and projects funded by NCInnovation may be withheld so long as their inspection, examination, or copying would, as determined in the sole discretion of NCInnovation, frustrate the purpose for which such public records were created or would result in the harmful dissemination of confidential intellectual property of a recipient; however, the provisions of this subsection allowing public records to be withheld no longer apply as soon as that frustration or harmful dissemination ceases, and NCInnovation shall disclose as soon as practicable, and within 25 business days, public records from that time.~~

..."

**STRATEGIC WORKFORCE TRUST AND SMALL BUSINESS TAX CUT**

**SECTION 11.6.(a)** Article 2 of Chapter 96 of the General Statutes is amended by adding a new section to read:

**"§96-6.3. Strategic Workforce Trust.**

(a) Strategic Workforce Trust. – There is established in the Department of Commerce a Strategic Workforce Trust for the purposes of providing job training, employment-related services, and economic development services to North Carolina job seekers and employers in order to increase or improve labor supply, connect employers with employees, and enhance the employer experience with the Division. The Trust consists of the revenues derived from the Strategic Workforce Trust Assessment imposed under G.S. 96-9.9."

**SECTION 11.6.(b)** G.S. 96-9.2 is amended by adding a new subsection to read:

"(f) Strategic Workforce Contribution Rate Reduction and Small Business Tax Cut. – Except when the surtax imposed under G.S. 96-9.7 is in effect, each employer's contribution rate under this section shall be reduced by a percentage equal to the percentage for the Strategic Workforce Trust Assessment calculated pursuant to G.S. 96-9.9 plus an applicable percentage computed based on the number of employees for which the employer makes contributions as of the most recently filed "Employer's Quarterly Tax and Wage Report" as of the computation date. The applicable percentage is computed as follows:

<u>Number of Employees</u>	<u>Applicable Percentage</u>
<u>1 to 50</u>	<u>15%</u>
<u>51-250</u>	<u>10%</u>
<u>251-500</u>	<u>5%</u>
<u>501 or more</u>	<u>0%</u>

This reduced contribution rate should then be rounded to the nearest one-hundredth percent (0.01%). This reduction shall be applied after application of the maximum and minimum contribution rates. The Division may suspend the Strategic Workforce Contribution Rate Reduction for any employer with contributions more than 90 days past due."

**SECTION 11.6.(c)** Article 2 of Chapter 96 of the General Statutes is amended by adding a new section to read:

**"§96-9.9. Assessment for the Strategic Workforce Trust.**

(a) Assessment Imposed. – An assessment is imposed on an employer who is required to make a contribution to the Unemployment Insurance equal to a percentage of the required contribution calculated in accordance with G.S. 96-9.2. prior to the application of the reduction in G.S. 96-9.2(f). The Division shall calculate the assessment percentage, rounded up to the nearest half percent (0.5%), as the ratio of the Strategic Workforce Trust Annual Target Amount divided by the total required contributions estimated using the most recently available Experience Rating Report (ETA 204) prepared for the Employment and Training Administration within the U.S. Department of Labor. The Annual Target Amount shall be one hundred million dollars (\$100,000,000) for taxable years beginning on or after January 1, 2025, and before January 1, 2026, and shall increase by three and one-half percent (3.5%) in each subsequent taxable year, rounded to the nearest one hundred thousand dollars (\$100,000). Except as provided in this section, the assessment is collected and administered in the same manner as contributions as described in Article 2A of this Chapter. Assessments collected under this section must be credited to the Strategic Workforce Trust established under G.S. 96-6.3. Interest and penalties collected on unpaid assessments imposed by this section must be credited to the Supplemental Employment Security Administration. Penalties collected on unpaid assessments imposed by this section must be transferred to the Civil Penalty and Forfeiture established in G.S. 115C-457.1.

(b) Suspension of Assessment. – The assessment does not apply in a taxable year if, as of September 1 of the preceding calendar year, the amount in the State's account in the Unemployment Trust is less than one billion dollars (\$1,000,000,000)."

**ENHANCE UNEMPLOYMENT INSURANCE BENEFITS**

**SECTION 11.7.(a)** G.S. 96-1 reads as rewritten:

**"§ 96-1. Title and Definitions.**

(a) Title. – This Chapter shall be known and may be cited as the "Employment Security Law."

(b) Definitions. – The following definitions apply in this Chapter:

...

(23a) State Recession Indicator. – A state-level indicator based on a historically reliable recession indicator that signals an ongoing or imminent U.S. recession when the three-month moving average of the national unemployment rate rises by 0.5 percentage points or more relative to its low during the previous

1 12 months. The State Recession Indicator signals a recession in North  
 2 Carolina when the average of the three most recently published monthly  
 3 seasonally adjusted unemployment rates for the state, as published by the  
 4 Bureau of Labor Statistics, is more than 0.5 percentage points higher than the  
 5 lowest level of the prior 12 months and is higher than four and one-half percent  
 6 (4.5%).

7 ...."

8 **SECTION 11.7.(b)** G.S. 96-14.1 reads as rewritten:

9 **"§ 96-14.1. Unemployment benefits.**

10 ...

11 (b) Valid Claim. – To obtain benefits, an individual must file a valid claim for  
 12 unemployment benefits, register for work, and have a weekly benefit amount calculated pursuant  
 13 to G.S. 96-14.2(a) that equals or exceeds ~~fifteen dollars (\$15.00)~~ fifty dollars (\$50.00). An  
 14 individual must serve a one-week waiting period for each claim filed, except no waiting period  
 15 applies under this subsection to a claim for unemployment due directly to a disaster covered by  
 16 a federal disaster declaration. A valid claim is one that meets the employment and wage standards  
 17 in this subsection for the individual's base period. A valid claim for a second benefit year is one  
 18 that meets the employment and wage standards in this subsection since the beginning date of the  
 19 prior benefit year and before the date the new benefit claim is filed:

- 20 (1) Employment. – The individual has been paid wages in at least two quarters of  
 21 the individual's base period.  
 22 (2) Wages. – The individual has been paid wages totaling at least six times the  
 23 average weekly insured wage during the individual's base period. If an  
 24 individual lacks sufficient base period wages, then the wage standard for that  
 25 individual is determined using the last four completed calendar quarters  
 26 immediately preceding the first day of the individual's benefit year. This  
 27 alternative base period may not be used by an individual in making a claim  
 28 for benefits in the next benefit year.

29 ...."

30 **SECTION 11.7.(c)** G.S. 96-14.2 reads as rewritten:

31 **"§ 96-14.2. Weekly benefit amount.**

32 (a) Weekly Benefit Amount. – The weekly benefit amount for an individual who is totally  
 33 unemployed is an amount equal to the wages paid to the individual in the ~~last two completed~~  
 34 quarters of the quarter with the highest total wages paid in an individual's base period divided by  
 35 526 and rounded to the next lower whole dollar. If this amount is less than ~~fifteen dollars~~  
 36 (fifty dollars (\$50.00)), the individual is not eligible for benefits. All eligible individuals  
 37 will receive a weekly benefit amount of at least one hundred dollars (\$100.00). The weekly  
 38 benefit amount may not exceed ~~three hundred fifty dollars (\$350.00)~~ four hundred fifty dollars  
 39 (\$450.00), adjusted annually for inflation. Beginning July 1, 2025, and on each July 1 thereafter,  
 40 the Division shall adjust the maximum weekly benefit for claims filed on or after that date by the  
 41 percentage change in the annual average Consumer Price Index for All Items for All Urban  
 42 Consumers published by the Bureau of Labor Statistics for the preceding calendar year, rounded  
 43 to the nearest five dollars (\$5.00).

44 ...."

45 **SECTION 11.7.(d)** G.S. 96-14.3 reads as rewritten:

46 **"§ 96-14.3. Duration of benefits.**

47 (a) Duration. – Except as provided in subsection (a1), ~~the~~ the number of weeks an  
 48 individual is allowed to receive unemployment benefits depends on the seasonal adjusted  
 49 statewide unemployment rate that applies to the six-month base period in which the claim is filed.  
 50 One six-month base period begins on January 1 and one six-month base period begins on July 1.  
 51 For the base period that begins January 1, the average of the seasonal adjusted unemployment



1 rates for the State for the preceding months of July, August, and September applies. For the base  
 2 period that begins July 1, the average of the seasonal adjusted unemployment rates for the State  
 3 for the preceding months of January, February, and March applies. The Division must use the  
 4 most recent seasonal adjusted unemployment rate determined by the U.S. Department of Labor,  
 5 Bureau of Labor Statistics, and not the rate as revised in the annual benchmark.

6 Seasonal Adjusted	Number
7 Unemployment Rate	of Weeks
8 Less than or equal to <del>5.5%</del> <u>4.5%</u>	12
9 Greater than <del>5.5%</del> <u>4.5%</u> up to <del>6%</del> <u>5%</u>	<del>13</del> <u>14</u>
10 Greater than <del>6%</del> <u>5%</u> up to <del>6.5%</del> <u>5.5%</u>	<del>14</del> <u>16</u>
11 Greater than <del>6.5%</del> <u>5.5%</u> up to <del>7%</del> <u>6%</u>	<del>15</del> <u>18</u>
12 <del>Greater than 7% up to 7.5%</del>	<del>16</del>
13 <del>Greater than 7.5% up to 8%</del>	<del>17</del>
14 <del>Greater than 8% up to 8.5%</del>	<del>18</del>
15 <del>Greater than 8.5% up to 9%</del>	<del>19</del>
16 Greater than <del>9%</del> <u>6%</u>	20

17 (a1) State Recession Circuit Breaker. – Notwithstanding subsection (a) of this section, the  
 18 number of weeks an individual is allowed to receive unemployment benefits shall be 20 weeks  
 19 when the State Recession Indicator is signaling a North Carolina recession as defined by  
 20 G.S. 96-1(b)(23a). The number of weeks specified in this subsection shall apply to all new claims  
 21 for unemployment insurance filed on or after the first day of the month following a month the  
 22 State Recession Indicator switches to being in effect, and the Division shall redetermine the  
 23 number of weeks an individual is allowed to receive unemployment benefits for individuals who  
 24 filed an initial claim in the month the State Recession Indicator switches to being in effect and  
 25 the prior month. The Division shall not change the duration of benefits pursuant to subsection (a)  
 26 until the beginning of the first base period occurring six months after the State Recession  
 27 Indicator is no longer in effect.

28 (b) Total Benefits. – The total benefits paid to an individual equals the individual's  
 29 weekly benefit amount allowed under G.S. 96-14.2 multiplied by the number of weeks allowed  
 30 under subsection (a) or, if applicable, subsection (a1) of this section."

31  
 32 **PART XII. ENVIRONMENTAL QUALITY**

33  
 34 **DAQ NON-TITLE V FEE**

35 **SECTION 12.1.(a)** Article 7 Part 2 of Chapter 143 of the General Statutes reads as  
 36 rewritten:

37 "**§ ~~143B-279.18.143B-279.19~~ Quadrennial adjustment of certain fees and rates.**

38 (a) Adjustment for Legislatively Mandated Salaries and Benefits. – Beginning July 1, 2025,  
 39 and every four years thereafter, the Department shall adjust the fees and rates imposed pursuant  
 40 to the statutes listed in this subsection in accordance with the Consumer Price Index computed  
 41 by the Bureau of Labor Statistics during the prior two bienniums. The adjustment for per  
 42 transaction rates shall be rounded to the nearest dollar (\$1.00):

- 43 ...  
 44 (21) G.S. 143-215.108 and G.S. 143-215.109  
 45 (22) G.S. 143-215.3(1b)"

46 **SECTION 12.1.(b)** G.S. 143-215.3 reads as rewritten:

47 "**§ 143-215.3. General powers of Commission and Department; auxiliary powers.**

- 48 ...  
 49 (1b) ~~The fee to be charged pursuant to G.S. 143-215.3(a)(1a) for processing an~~  
 50 ~~application for a permit under G.S. 143-215.108 and G.S. 143-215.109 of~~  
 51 ~~Article 21B of this Chapter may not exceed five hundred dollars (\$500.00).~~

1           The Department shall charge permit fees pursuant to G.S. 143-215.3(a)(1a) to  
 2           non-Title V facilities subject to permitting under G.S. 143-215.108 and  
 3           G.S. 143-215.109 of Article 21B according to the following schedule:

- 4           a.       For facilities seeking federally enforceable limits to avoid Title V  
 5                 permitting, application fees of four hundred dollars (\$400.00), and  
 6                 annual fees of one thousand five hundred dollars (\$1,500.00).  
 7           b.       For facilities with a potential to emit below Title V thresholds, except  
 8                 for general permits, application fees of fifty (\$50.00), and annual fees  
 9                 of two hundred fifty dollars (\$250.00).  
 10          c.       The fee for an ownership change shall be fifty dollars (\$50).  
 11          d.       The Department may provide a discount of up to twenty-five percent  
 12                 on annual fees authorized subparagraphs (a) and (b) of this subsection.

13           The fee to be charged pursuant to G.S. 143-215.3(a)(1a) for processing a registration under  
 14           Part 2A of this Article or Article 38 of this Chapter may not exceed fifty dollars (\$50.00) for any  
 15           single registration. An additional fee of twenty percent (20%) of the registration processing fee  
 16           may be assessed for a late registration under Article 38 of this Chapter. The fee for administering  
 17           and compliance monitoring under Article 21, other than Parts 1 and 1A, ~~and G.S. 143-215.108~~  
 18           ~~and G.S. 143-215.109 of Article 21B~~ shall be charged on an annual basis for each year of the  
 19           permit term and may not exceed one thousand five hundred dollars (\$1,500) per year. Fees for  
 20           processing all permits under Article 21A ~~and all other sections of Article 21B~~ shall not exceed  
 21           one hundred dollars (\$100.00) for any single permit. The total payment for fees that are set by  
 22           the Commission under this subsection for all permits for any single facility shall not exceed seven  
 23           thousand five hundred dollars (\$7,500) per year, which amount shall include all application fees  
 24           and fees for administration and compliance monitoring. A single facility is defined to be any  
 25           contiguous area under one ownership and in which permitted activities occur. For all permits  
 26           issued under these Articles where a fee schedule is not specified in the statutes, the Commission,  
 27           or other commission specified by statute shall adopt a fee schedule in a rule following the  
 28           procedures established by the Administrative Procedure Act. Fee schedules shall be established  
 29           to reflect the size of the emission or discharge, the potential impact on the environment, the staff  
 30           costs involved, relative costs of the issuance of new permits and the reissuance of existing  
 31           permits, and shall include adequate safeguards to prevent unusual fee assessments which would  
 32           result in serious economic burden on an individual applicant. A system shall be considered to  
 33           allow consolidated annual payments for persons with multiple permits. In its rulemaking to  
 34           establish fee schedules, the Commission is also directed to consider a method of rewarding  
 35           facilities which achieve full compliance with administrative and self-monitoring reporting  
 36           requirements, and to consider, in those cases where the cost of renewal or amendment of a permit  
 37           is less than for the original permit, a lower fee for the renewal or amendment."

### 38 39 **DAM SAFETY LOAN PROGRAM**

40           **SECTION 12.2** G.S. 143-215.32 is amended by adding a new section to read:

#### 41 **"§ 143-215.32B. Dam Safety Revolving Fund.**

- 42           (a) There is established within the Department a Dam Safety Revolving Fund. This Fund  
 43                 shall be a nonreverting revolving fund and shall consist of any monies that may be  
 44                 appropriated for use through the fund by the General Assembly or that may be made  
 45                 available to it from any other source of public funding.  
 46           (b) To the extent that funds are available the purposes defined in this section, the Department,  
 47                 through the Division of Energy, Mineral, and Land Resources, shall have the authority to  
 48                 issue loans and grants from the Fund to eligible dam owners for the purpose of dam repair,  
 49                 modification, or removal.  
 50           (c) The Department shall assign priority for loans and grants from the Fund to eligible  
 51                 projects based on the Risk-Based Prioritization Method established under the Federal

1 Emergency Management Agency (FEMA) High Hazard Potential Dams (HHPD)  
 2 Rehabilitation Grant Program.

3 (d) Notwithstanding subsection (c), if the Department seeks to expand or alter these criteria,  
 4 the Department may initiate rulemaking to adopt new criteria.

5 (e) The Department shall, when funding is available, administer loans and grants from the  
 6 Fund in a manner consistent with applicable federal and state law and regulations."

## 7

### 8 **ELECTRONIC PAYMENT OPTION FOR PERMITS**

9 **SECTION 12.3** Article 7 Part 1 of Chapter 143 of the General Statutes is amended  
 10 by adding a new section to read:

#### 11 **"§ 143-279.20 Electronic Payment Option**

12 Notwithstanding any other law or rule to the contrary, the Department of Environmental  
 13 Quality may, in lieu of payment by cash or check, accept payment by electronic payment as  
 14 defined in G.S. 147-86.20, for any financial transactions, including but not limited to accepting  
 15 penalties, fees, contributions, gifts or donations."

### 16

### 17 **HARVEST REPORTING SYSTEM FUND USE CORRECTION**

18 **SECTION 12.4.** Notwithstanding any other provision of law or provision of the  
 19 Committee Report described in Section 43.2 of S.L. 2023-134 to the contrary, the sum of five  
 20 million dollars (\$5,000,000) in nonrecurring funds appropriated to the Department of  
 21 Environmental Quality in S.L. 2023-134 for the 2023-2024 fiscal year for a harvest reporting  
 22 system may also be used for the implementation as well as development of a harvest reporting  
 23 system.

### 24

### 25 **SHALLOW DRAFT FUND ADMINISTRATIVE COST ADJUSTMENT**

26 **SECTION 12.5.** G.S. 143 215.73F reads as rewritten:

#### 27 **"§ 143-215.73F. Shallow Draft Navigation Channel Dredging and Aquatic Weed Fund.**

28 ...

29 (b) Uses of Fund. – Revenue in the Fund may only be used for the following purposes:

30 ...

31 (3) For administrative support of activities related to beach and inlet management  
 32 in the State, limited to ~~one hundred thousand dollars (\$100,000)~~ one hundred  
 33 and twenty thousand dollars (\$150,000) in each fiscal year.

34 ..."

### 35

### 36 **ESTABLISH DEADLINE FOR ACTION ON WATER INFRASTRUCTURE DIRECTED**

### 37 **GRANTS**

38 **SECTION 12.6.** Section 12.2 of S.L. 2023-134 is amended by adding a new  
 39 subsection to read:

#### 40 **"SECTION 12.2.(m)**

41 (a) Definitions. – The following definitions apply to this section:

42 (1) Directed infrastructure grant recipient. – An entity receiving a direct allocation  
 43 of funds under subsection 12.2.(e) of S.L. 2023-134.

44 (2) Applicable reversion provision. – Section 12.2.(c) of S.L. 2023-134 for  
 45 directed water and sewer allocations under subsections (e) of that section.

46 (b) Project Timeline Requirements:

47 (1) Directed infrastructure grant recipients must provide a complete Request for  
 48 Funding form with a project budget describing a project that is eligible for  
 49 funding under applicable federal and State law no later than December 31,  
 50 2026.

- 1           (2)    Directed infrastructure grant recipients must enter into a construction contract  
 2           for the project by December 31, 2028.
- 3           (3)    Directed infrastructure grant recipients must expend the funds allocated under  
 4           subsection (e) of S.L. 2023-134 by June 30, 2031.
- 5           (4)    If the Department finds good cause for a directed infrastructure grant  
 6           recipient's failure to meet any of the timeline requirements established in this  
 7           subsection, the Department must set a date by which the directed  
 8           infrastructure grant recipient must take action to avoid reversion of funds.
- 9       (c)    Full and Partial Reversions:
- 10          (1)    Directed allocations shall fully revert on January 1, 2027, or the day after the  
 11          date established by the Department under subsection (b)(4) of this section, and  
 12          be reallocated as set forth in the applicable reversion provision if the directed  
 13          infrastructure grant recipient (i) fails to provide a form by the deadline set  
 14          forth in subsection (b)(1) of this section or (ii) provides a form describing a  
 15          project ineligible for funding.
- 16          (2)    If a directed infrastructure grant recipient submits a project budget by the  
 17          deadline specified in subsection (b)(1) of this section, or the date established  
 18          by the Department in subsection (b)(4) of this section, but the budget is less  
 19          than the direct allocation provided to them by S.L. 2023-134, then the portion  
 20          of the directed allocation not required for the project shall revert on the day  
 21          after the deadline and be reallocated as set forth in the applicable reversion  
 22          provision.
- 23          (3)    If a directed infrastructure grant recipient fails to enter into a construction  
 24          contract accounting for the full amount of the funds appropriated for the  
 25          project under subsection (e) of S.L. 2023-134 by the deadline established in  
 26          subsections (b)(2) or (b)(4) of this section, then the portion of the directed  
 27          allocation not included in the executed construction contract shall revert on  
 28          the day after the deadline and be reallocated as set forth in the applicable  
 29          reversion provision.
- 30          (4)    If the directed allocation is not fully expended on eligible uses by the deadline  
 31          established in subsections (b)(3) or (b)(4) of this section, then the unused  
 32          funds shall revert on the day after the deadline and be reallocated as set forth  
 33          in the applicable reversion provision."

### 35 CONSERVATION GRANT FUND CHANGES

36           **SECTION 12.7.(a)** Article 16 of Chapter 113A of the General Statutes is amended  
 37 by adding a new section to read:

38 **"§ 113A-236. Contributions.**

39           (a)    A donor or assignor of conservation property interests donated or assigned to the State  
 40           and managed by the Department under this Article shall make a contribution to cover costs  
 41           related to the long-term management of the property. The donor or assignor shall make the  
 42           donation at the time the property interest is transferred to the State and shall meet or exceed the  
 43           minimum amount determined by the Department to be sufficient for managing and stewarding  
 44           the property in perpetuity.

45           (b)    The minimum long-term management contribution under subsection (a) shall be  
 46           calculated as follows:

47                  (1)    For parties that desire to assign a conservation property interest to the State,  
 48                  including, but not limited to, conservation easements, the minimum  
 49                  contribution shall be twenty-five thousand dollars (\$25,000) plus one  
 50                  thousand dollars (\$1,000) per acre.

(2) For parties that desire to donate a conservation property in fee to the Department, the minimum contribution shall be twenty-five thousand dollars (\$25,000) plus twenty percent (20%) of the current tax value of the parcel.

(3) Where an amendment or modification under subsection (c) of this section results in additional land being added to the conservation property, the minimum contribution required under subsection (a) of this section shall be one thousand dollars (\$1,000) per acre for the net acreage increase over the original conservation property acreage in addition to the stewardship fee for amending or modifying the conservation property. For net acreage increases that are less than one acre in size, the minimum contribution shall be one thousand dollars (\$1,000).

(c) The stewardship fee for amendments or modifications to conservation property interests managed by the Department under this Article shall be five thousand dollars (\$5,000). This stewardship fee shall be in addition to any long-term management contribution required under subsection (a).

(d) Nothing in this section is intended to require the State to accept an offer to donate or assign a conservation property interest under this Article, nor is this section intended to require the Department to agree to amend or modify a conservation property interest.

(e) This section shall only apply to requests by non-State agencies for the assignment, donation, amendment or modification of conservation property interests managed by the Department under this Article."

SECTION 12.7.(b) Article 7 Part 2 of Chapter 143 of the General Statutes reads as rewritten:

"§ ~~143B-279.18~~, 143B-279.19 **Quadrennial adjustment of certain fees and rates.**

...

(23) 113A-236

..."

SECTION 12.7.(c) G.S. 143-214.15 reads as rewritten:

..."

~~(e) If private individuals, corporations, or other nongovernmental entities wish to purchase any of the inventory of land suitable for wildlife habitat, then the Stewardship Program of the Department of Environmental Quality shall issue a request for proposal to all interested respondents for the purchase of the land. The State shall accept a proposal and proceed to dispose of the land only if the Department determines that the proposal meets both of the following requirements:~~

~~(1) The proposal provides for the maintenance in perpetuity of management measures listed in the original mitigation instrument or otherwise needed on an ongoing or periodic basis to maintain the functions of the mitigation site.~~

~~(2) Where the functions of the mitigation site include provision of recreation or hunting opportunities to members of the general public, the proposal includes measures needed to continue that level of access.~~

~~The instrument conveying a property interest in a mitigation site shall be executed in the manner required by Article 16 of Chapter 146 of the General Statutes, and shall reflect the requirements of this subsection.~~

..."

**REPEAL PROHIBITION ON STATE OR REGIONAL EMISSIONS STANDARDS FOR NEW MOTOR VEHICLES**

SECTION 12.8. Section 12.6 of S.L. 2023-134 is repealed.

1       ~~"SECTION 12.6.(a) Article 21B of Chapter 143 of the General Statutes is amended by~~  
2 ~~adding a new section to read:~~  
3 ~~"§ 143-215.107F. Prohibit requirements for control of emissions from new motor vehicles.~~  
4 ~~Notwithstanding any authorization granted under 42 U.S.C. § 7507, no agency of the State,~~  
5 ~~including the Department of Environmental Quality, the Environmental Management~~  
6 ~~Commission, the Department of Transportation, or the Department of Administration,~~  
7 ~~may adopt and enforce standards relating to control of emissions from new motor~~  
8 ~~vehicles or new motor vehicle engines, including requirements that mandate the sale~~  
9 ~~or purchase of "zero emission vehicles," or electric vehicles as defined in~~  
10 ~~G.S. 20 4.01. The prohibitions of this section shall not be construed to effect~~  
11 ~~requirements for the vehicle emissions testing and maintenance program established~~  
12 ~~pursuant to G.S. 143-215.107A."~~

13       ~~SECTION 12.6.(b) This section is effective when it becomes law."~~

### 14

## 15 PART XIII. LABOR

### 16

### 17 TRANSFER OF UNEXPENDED FEES

18       SECTION 13.1.(a) G.S. 95-108 reads as rewritten:

19       "**§ 95-108. Disposition of fees.**

20       All fees collected by the Department of Labor pursuant to G.S. 95-69.11, 95-110.5, 95-111.4  
21 and 95-120 shall be deposited with the State Treasurer and shall be used exclusively for  
22 inspection and certification purposes. All fees collected pursuant to this section that have not yet  
23 been expended shall not revert at the end of each state fiscal year but shall remain available for  
24 expenditure in the subsequent state fiscal year."

### 25

## 26 PART XIV. NATURAL AND CULTURAL RESOURCES

### 27

### 28 INCREASE THE TRANSFER AMOUNT FOR AQUARIUMS SPECIAL FUND

29       SECTION 14.1. G.S. 143B-135.188 reads as rewritten:

30       "**§ 143B-135.188. North Carolina Aquariums; fees; fund.**

31       ...

32       (c) Disposition of Receipts. – All receipts derived from the collection of admissions  
33 charges and other fees and the lease or rental of property or facilities shall be credited to the  
34 aquariums' General Fund operating budget. At the end of each fiscal year, the Secretary may  
35 transfer from the North Carolina aquariums' General Fund operating budget to the North Carolina  
36 Aquariums Fund an amount not to exceed the sum of the following:

- 37       (1) ~~One million five hundred thousand dollars (\$1,500,000).~~ Three million dollars  
38       (\$3,000,000).
- 39       (2) The amount needed to cover the expenses described by subdivision (2) of  
40       subsection (b) this section.
- 41       (3) Any donations, gifts, and devises received by the North Carolina aquariums."

### 42

### 43 PART XV. WILDLIFE RESOURCES COMMISSION [RESERVED]

### 44

### 45 PART XVI. ADMINISTRATIVE OFFICE OF THE COURTS [RESERVED]

### 46

### 47 PART XVII. INDIGENT DEFENSE SERVICES [RESERVED]

### 48

### 49 PART XVIII. JUSTICE

### 50

### 51 FLEXIBILITY TO RESTORE MANAGEMENT FLEX CUT IN BASE BUDGET

1           **SECTION 18.1.** When developing the base budget, as defined by G.S. 143C-1-1,  
2 beginning in the 2025-27 fiscal biennium, the Director of the Budget shall include the full  
3 requirements specified in the committee report for this item, one million five hundred thousand  
4 dollars (\$1,500,000), and an additional one million five hundred forty-two thousand one hundred  
5 twenty-six dollars (\$1,542,126) to restore the management flex cut from S.L. 2017-57.

6  
7 **PART XIX. ADULT CORRECTION**

8  
9 **PART XIXA. DEPARTMENT OF ADULT CORRECTION ADMINISTRATION**

10  
11 **INMATE MEDICAL REPORTING**

12           **SECTION 19A.1.** G.S. 143B-1470 reads as rewritten:

13 **"§ 143B-1470. Medical costs for inmates.**

14           (c) The Department of Adult Correction shall report ~~quarterly~~ annually by September 1  
15 of each year to the Joint Legislative Oversight Committee on Justice and Public Safety and the  
16 chairs of the Justice and Public Safety Appropriations Committees on:

17           (1) The percentage of the total inmates requiring hospitalization or hospital  
18 services who receive that treatment at each hospital.

19           ...

20           (10) The reimbursement rate for contracted providers. The Department shall  
21 randomly audit high-volume contracted providers to ensure adherence to  
22 billing at the contracted rate.

23           Reports ~~submitted on August 1~~ shall include totals for the previous fiscal year for all the  
24 information requested."

25  
26 **PART XIXB. PRISONS [RESERVED]**

27  
28 **PART XIXC. COMMUNITY SUPERVISION [RESERVED]**

29  
30 **PART XIXD. REHABILITATION AND REENTRY [RESERVED]**

31  
32 **PART XIXE. PUBLIC SAFETY**

33  
34 **PART XIXF. DEPARTMENT OF PUBLIC SAFETY ADMINISTRATION**

35  
36 **OFFICE OF VIOLENCE PREVENTION**

37           **SECTION 19F.1.** Chapter 143B, Article 13 of the General Statutes is amended by  
38 adding a new section to read:

39 **"§ 143B-1130. Office of Violence Prevention**

40           a) Office of Violence Prevention Established. – There is established the Office of  
41 Violence Prevention. The Office of Violence Prevention shall be located in the Department of  
42 Public Safety under the direction and control of the Secretary of the Department of Public Safety.  
43 The Office of Violence Prevention shall consist of an Executive Director appointed by the  
44 Secretary of the Department of Public Safety and such other professional, administrative,  
45 technical, and clerical personnel as the Secretary deems necessary to assist the Office of Violence  
46 Prevention in carrying out its powers and duties.

47           b) Executive Director. – The Executive Director shall report to and serve at the pleasure  
48 of the Secretary of the Department of Public Safety at a salary established by the Secretary within  
49 the funds appropriated for this purpose.

50           c) Powers and Duties. – The Office of Violence Prevention shall have the following  
51 duties, and all other powers and duties provided in this Article:

(1) Facilitate the reduction of violence, harm from violence, and firearm misuse in North Carolina by coordinating efforts across state agencies, including the Department of Health and Human Services, and partnering with local governments and communities to:

- a. Ensure a whole-of-government approach;
- b. Incorporate a public health approach to reducing violence; and
- c. Support and deploy evidence-based and promising programs and strategies, such as safe firearm storage campaigns, community- and hospital-based violence intervention programs, and other evidence-based and promising programs and strategies.

(2) The Office may engage in activities that align with its mission, including but not limited to:

- a. Enhancing data awareness, collection, and sharing;
- b. Offering best practice guidance, advice, and support for local programs;
- c. Facilitating cross-jurisdictional collaboration and information sharing;
- d. Conducting public awareness campaigns;
- e. Sharing data and collaborating with research institutions; and
- f. Identifying and applying for funding from federal, state, and philanthropic sources.

d) Report. – The Office shall publish and deliver to the Office of the Governor and the Joint Legislative Oversight Committee for Justice and Public Safety a public report describing the Office's activities and recommendations from the prior fiscal year annually by September 1."

**PART XIXG. LAW ENFORCEMENT [RESERVED]**

**PART XIXH. JUVENILE JUSTICE [RESERVED]**

**PART XIXI. EMERGENCY MANAGEMENT AND NATIONAL GUARD [RESERVED]**

**PART XIX-M. STATE BUREAU OF INVESTIGATION [RESERVED]**

**PART XX. ADMINISTRATION [RESERVED]**

**PART XXI. ADMINISTRATIVE HEARINGS [RESERVED]**

**PART XXII. AUDITOR [RESERVED]**

**PART XXIII BUDGET AND MANAGEMENT**

**COUNCIL OF INTERNAL AUDITING**

**SECTION 23.1.** G.S. 143-747 reads as rewritten:

**"§ 143-747. Council of Internal Auditing.**

...

(c) The Council shall:

...

(11a) Gather and assess the extent to which State agencies have met the minimum key performance indicators and criteria required under subdivision (3a) of this subsection. The Council shall report findings in the report required in s.143-747.(c)(12).to the Joint Legislative Commission on Governmental Operations on or before December 31, 2022, and annually thereafter.



- 1 (12) No later than ~~November 1~~ December 31 of each year, issue a report that shall  
2 include, but not be limited to, service efforts and accomplishments of State  
3 agency internal auditors and proposed legislation for consideration by the  
4 Governor and General Assembly. The annual report shall be prepared by the  
5 Office of State Budget and Management and shall be submitted to the Joint  
6 Legislative Oversight Committee on General Government and the Joint  
7 Legislative Commission on Governmental Operations."  
8

## 9 STATEWIDE FEDERAL MATCHING AND TECHNICAL ASSISTANCE FUNDING

10 **SECTION 23.2.(a)** Of the funds appropriated in this act to the Office of State Budget  
11 and Management (OSBM) from the Federal Infrastructure Match Reserve, the sum of twenty-five  
12 million dollars (\$25,000,000) in nonrecurring funds for the 2024-2025 fiscal year shall be used  
13 by OSBM as follows:

- 14 (1) Five million dollars (\$5,000,000) to aid State agencies in hiring time-limited  
15 positions or third-party contractors to assist the agencies in applying for  
16 federal grants available under the Infrastructure Investment and Jobs Act  
17 (IIJA) (P.L. 117-58), the Chips and Science Act of 2022 (CHIPS) (P.L.  
18 117-167), and the Inflation Reduction Act of 2022 (IRA) (P.L. 117-169).  
19 (2) Twenty million dollars (\$20,000,000) to provide funds to State agencies that  
20 must meet a state match requirement in order to procure federal funds from  
21 the IIJA, CHIPS, or IRA. The funds allocated in this subdivision may not be  
22 provided to a State agency for any federal grant (i) for which the agency is  
23 allocated funds from the Federal Infrastructure Match Reserve in this act or  
24 (ii) for which state matching funds are included in the agency's base budget.

25 **SECTION 23.2.(b)** Funds appropriated for the purposes authorized in subsection (a)  
26 of this section that are unencumbered on June 30, 2025, shall not revert to the Federal  
27 Infrastructure Match Reserve but shall remain available for the purposes authorized in subsection  
28 (a) of this section until the funds are expended.  
29

## 30 LOCAL GOVERNMENTS FEDERAL MATCHING ASSISTANCE

31 **SECTION 23.3.(a)** Of the funds appropriated in this act to the Office of State Budget  
32 and Management (OSBM) from the Federal Infrastructure Match Reserve, the sum of twenty  
33 million dollars (\$20,000,000) in nonrecurring funds for the 2024-2025 fiscal year shall be used  
34 by OSBM to provide funds to local governments, local governmental authorities, or public  
35 authorities (recipients) to increase application competitiveness and make minimum project  
36 investments, exclusive of technical assistance, needed to ensure application viability for IIJA,  
37 CHIPS, or IRA funding opportunities. The funds allocated in this subdivision may not be  
38 provided to a recipient for any federal grant for which the recipient is allocated funds from the  
39 Federal Infrastructure Match Reserve in this act.

40 **SECTION 23.3.(b)** Funds appropriated for the purposes authorized in subsection (a)  
41 of this section that are unencumbered on June 30, 2025, shall not revert to the Federal  
42 Infrastructure Match Reserve but shall remain available for the purposes authorized in subsection  
43 (a) of this section until the funds are expended.

44 **SECTION 23.3.(c)** Not later than February 1, 2025, and February 1 of each year  
45 thereafter until the funds are expended, OSBM shall submit a written report to the Senate  
46 Appropriations Committee on General Government and Information Technology, the House of  
47 Representatives Appropriations Committee on General Government, the Joint Legislative  
48 Oversight Committee on General Government, the Joint Legislative Commission on  
49 Governmental Operations, and the Fiscal Research Division which shall include all of the  
50 following:

- 1 (1) For each recipient of funds from OSBM to enhance competitiveness for IJA,
- 2 CHIPS, or IRA funding opportunities:
- 3 a. The number of grant applications submitted to federal agencies and
- 4 the number of grants awarded to the recipient as a result of the
- 5 applications.
- 6 b. The name of each federal agency to which the recipient submitted a
- 7 grant application, the name of each federal grant applied for, the type
- 8 of federal grant (formula, competitive, or other), and a brief
- 9 description of the purpose of the federal funding opportunity. If the
- 10 type of funding was identified as "other," the type of funding must be
- 11 clearly identified.
- 12 c. The amount of federal funds the recipient applied for and the amount
- 13 of the funding assistance required for each federal grant application.
- 14 d. The amount of federal funds awarded and the amount of funds
- 15 allocated by OSBM.

17 **PART XXIV BUDGET AND MANAGEMENT – SPECIAL APPROPRIATIONS**  
 18 **[RESERVED]**

20 **PART XXV. OFFICE OF STATE CONTROLLER [RESERVED]**

22 **PART XXVI. ELECTIONS [RESERVED]**

24 **PART XXVII. GENERAL ASSEMBLY [RESERVED]**

26 **PART XXVIII GOVERNOR**

28 **OFFICE OF THE GOVERNOR – FLEX CUT RESTORATION**

29 **SECTION 28.1.** When developing the base budget, as defined by G.S. 143C-1-1,  
 30 beginning in the 2025-27 fiscal biennium, the Director of the Budget shall include the full  
 31 requirements specified in the committee report for this item, four hundred ninety thousand dollars  
 32 (\$490,000), and an additional four hundred eighty-nine thousand two hundred and five dollars  
 33 (\$489,205) to restore the management flex cut from S.L. 2017-57.

35 **PART XXIX. HOUSING FINANCE AGENCY [RESERVED]**

37 **PART XXIXA. OFFICE OF STATE HUMAN RESOURCES [RESERVED]**

39 **PART XXX. INSURANCE [RESERVED]**

41 **PART XXXI. INSURANCE – INDUSTRIAL COMMISSION [RESERVED]**

43 **PART XXXII. LIEUTENANT GOVERNOR [RESERVED]**

45 **PART XXXIII. MILITARY AND VETERANS AFFAIRS**

47 **CLARIFICATION OF VETERANS DEFINITIONS**

48 **SECTION 33.1.** G.S. 143B-14 reads as rewritten:  
 49 **"§ 143B-1213. Definitions.**

50 ...

- b. For entitlement to the services of the Department of Military and Veterans Affairs, a person who may be entitled to any benefits or rights under the laws of the United States by reason of service in the Armed Forces of the United States, States under the U.S. Department of Defense (Army, Marine Corps, Navy, Air Force, Space Force, National Guard) and the U.S. Department of Homeland Security (Coast Guard), and the reserve components thereof.
  - c. For this Chapter, unless otherwise stated "Armed Forces of the United States" means the Armed Forces of the United States under the United States Department of Defense (Army, Marine Corps, Navy, Air Force, Space Force, National Guard) and the United States Department of Homeland Security (Coast Guard), the reserve components thereof.
- ..."

**DMVA FILL VETERAN SERVICES OFFICER POSITIONS**

**SECTION 33.2.** Section 33.8 of S.L. 2023-143 is repealed.

**DMVA FILL INTERNAL AUDITOR AND PROGRAM ANALYST POSITIONS**

**SECTION 33.3.** Section 33.9 of S.L. 2023-143 is repealed.

**CEMETARY TRUST FUND**

**SECTION 33.4.** Article 14 of Chapter 14B of the General Statutes is amended by adding a new section to read:

**"§ 143B-1218. North Carolina Veterans Cemeteries Trust Fund**

(a) There is established the North Carolina Veterans Cemetery Trust Fund (hereinafter "Fund"), a special fund within the Department of Military and Veterans Affairs. The Fund shall be maintained as a special fund and shall be administered by the Department to carry out the provisions of this section for the operations and Maintenance of State veterans' cemeteries. Interest accruing from the monies in the Fund shall be credited to the Fund.

(1) All interest and investment earnings received on monies in the Fund.

(1a) Funds or monies received by the Department, the receipt of which does not exclude any other source of revenue, from the United States, any federal agency or institution, or individual reimbursement, for the support of veterans cemeteries.

(2) Any other funds, as directed by the General Assembly.

(b) The Department is authorized to use up to four hundred thousand dollars (\$400,000) of the interest earned on the Fund to create up to six positions to maintain and operate the existing state veteran cemeteries. The amount allowed to the Department for costs under this section may be increased in each fiscal year by the percentage of any legislatively mandated salary or benefit increase provided that interest income is sufficient for the increase.

...."

**DMVA/GRANT PROGRAM FOR COUNTY VETERANS OFFICES**

**SECTION 33.5** Section 33.13 of S.L. 2023-143 reads as rewritten:

**"SECTION 33.13**

(a) The funds appropriated in this act to the Department of Military and Veterans Affairs (DMVA), the sum of one million five hundred thousand dollars (\$1,500,000) in nonrecurring funds in each fiscal year of the 2023-2025 fiscal biennium shall be used to establish a grant program for existing county veterans (hereinafter "CVOs") to provide services to veterans. The following shall apply to the grant program:

(1) The CVO must be located in a county in which there are ~~eight or less~~ certified veteran service officers (VSOs). The VSO may be an employee of or volunteer with the federal government, State of North Carolina, county, or entity in the county, including a nonprofit organization. ~~DMVA shall verify the presence of eight or less certified VSOs in the county through the United States Department of Veterans Affairs prior to awarding the grant.~~

(2) ~~A grant may be up to twenty thousand dollars (\$20,000).~~

(3) ~~Only one grant may be awarded to a CVO in each discal year of the 2023-2025 fiscal biennium.~~

..."

## CHILDREN OF WARTIME VETERANS SCHOLARSHIP

### SECTION 33.6. G.S. 143B-1226 reads as rewritten:

"143B-1226. Classes or categories of eligibility under which scholarships may be awarded.

(b)(2) Class 1-B: Under this class, a ~~limited~~ scholarship ~~providing only those benefits set forth in G.S. 143B-1225(a)(1)a., d., and e., and G.S. 143B-1225(a)(2)~~ shall be awarded to any child whose veteran parent, at the time the benefits pursuant to this Part are sought to be availed of is, ~~or was at the time of his death~~ receiving compensation for a wartime service-connected disability or one hundred percent (100%) as rated by the United States Department of Veterans Affairs. Provided, that if the veteran parent of a recipient under this class shall have utilized all of his scholarship eligibility time, then the North Carolina Department of Military and Veterans Affairs, shall amend the recipient's award form Class I-B to Class I-A for the remainder of the recipient's eligibility time. The effective date of such an amended award shall be determined by the Department of Military and Veterans Affairs but, in no event shall it predate the date of the veteran parent's death.

..."

## PART XXXIV. REVENUE

### SCRAP TIRE DISPOSAL TAX

#### SECTION 34.1. G.S. 105-187.19(a) reads as rewritten:

"§ 105-187.19. Use of tax proceeds.

(a) The Secretary shall distribute the taxes collected under this Article, less the allowance to the Department of Revenue for administrative expenses, in accordance with this section. The Secretary may retain the cost of collection by the Department, not to exceed ~~four hundred twenty five thousand dollars (\$425,000)~~ six hundred seventy-five thousand dollars (\$675,000) a year as reimbursed to the Department.

..."

### WHITE GOODS DISPOSAL TAX

#### Section 34.2. G.S. 105-187.24 reads as rewritten:

"§ 105-187.24. Use of tax proceeds.

The Secretary shall distribute the taxes collected under this Article, less the Department of Revenue's allowance for administrative expenses, in accordance with this section. The Secretary may retain the Department's cost of collection, not to exceed ~~four hundred twenty five thousand dollars (\$425,000)~~ six hundred seventy-five thousand dollars (\$675,000) a year, as reimbursement to the Department.

..."

## PART XXXV. SECRETARY OF STATE [RESERVED]

1 **PART XXXVI. TREASURER**

2  
3 **STATE HEALTH PLAN RESERVE FLEXIBILITY**

4 **SECTION 36.1.** On and after July 1, 2024, if the State Health Plan for Teachers and  
5 State Employees projects a cash reserve of less than the estimated amount needed to pay  
6 healthcare providers in the following month, the Department of State Treasurer shall report to  
7 the Director of the Budget. The Office of State Budget and Management may, at the discretion  
8 of the Director of the Budget, allocate up to two-hundred-fifty million dollars (\$250,000,000) of  
9 funds available to the state to the Health Benefit Reserve Fund as needed to meet current  
10 liabilities. The allocation shall be no more than the anticipated shortfall. The Department of State  
11 Treasurer will work with the Director of the Budget to create a plan for repayment to the state of  
12 the amount loaned to the Health Benefits Reserve. For purposes of this section, the term "cash  
13 reserve" means the total balance in the Public Employee Health Benefit Fund and the Health  
14 Benefit Reserve Fund established in G.S. 135-48.5 plus the Plan's administrative account.  
15

16 **PART XXXVII. GENERAL GOVERNMENT [RESERVED]**

17  
18 **PART XXXVIII. INFORMATION TECHNOLOGY**

19  
20 **STATEWIDE PRIVACY AND SECURITY POSITIONS**

21 **SECTION 38.1.** Section 38.1A. of S.L. 2023-134 reads as rewritten:

22 "**SECTION 38.1A.** ~~The Department of Information Technology shall include in the rates~~  
23 ~~submitted pursuant to G.S. 143B-1333 an additional amount not exceeding three million to be~~  
24 ~~charged to agencies for the Security Operations Center and Privacy Office Support.~~ The rates  
25 shall not include, and agencies shall not be charged the one million one hundred twenty-six  
26 thousand dollars (\$1,126,000) requested for other positions within the Department."  
27

28 **PART XXXIX. SALARIES AND BENEFITS**

29  
30 **ELIGIBLE STATE-FUNDED EMPLOYEES AWARDED COST OF LIVING**  
31 **ADJUSTMENT/ LEGISLATIVE SALARY INCREASES**

32 **SECTION 39.1.** Section 39.1 of S.L. 2023-134 reads as rewritten:

33 "...

34 **SECTION 39.1.(a1)** Effective July 1, 2024, except as provided by subsection (b) of this  
35 section, a person (i) whose salary is set by this Part, pursuant to the North Carolina Human  
36 Resources Act, or as otherwise authorized in this act and (ii) who is employed in a State-funded  
37 position on June 30, 2024, is awarded:

- 38 (1) A legislative salary increase in the amount of ~~three percent (3%)~~ five percent  
39 (5%) of annual salary in the 2024-2025 fiscal year.
- 40 (2) Any salary adjustment otherwise allowed or provided by law.

41 ...

42 **SECTION 39.1.(b)** For the 2023-2025 fiscal biennium, the following persons are not  
43 eligible to receive the legislative salary increases provided by subsections (a) and (a1) of this  
44 section:

- 45 (1) Employees of local boards of education.
- 46 (2) Local community college employees.
- 47 (3) Employees of The University of North Carolina.
- 48 (4) Clerks of superior court compensated under G.S. 7A-101.
- 49 (5) Officers and employees to which Section 39.15 or Section 39.18 of this Part  
50 apply.

- (6) Employees of the State Bureau of Investigation and Alcohol Law Enforcement compensated under Section 39.16 of this Part.
- (7) Employees of the State Highway Patrol compensated under Section 39.17 of this Part.
- (8) Employees of schools operated by the Department of Health and Human Services, the Department of Public Safety, the Department of Adult Correction, and the State Board of Education who are paid based on the Teacher Salary Schedule."

**POSITION FUNDSHIFT RESERVE**

**SECTION 39.2.(a)** State Agencies are authorized to use the funding provided in the Position Fundshift Reserve to fundshift receipt-supported positions in the General Fund, in whole or in part, to net appropriation support.

**ADDITIONAL VACATION DAYS FOR STATE EMPLOYEES**

**SECTION 39.3.(a)** The number of annual vacation leave credits provided to employees subject to the State Human Resources Act who are full-time or over half-time and have a permanent, trainee, time-limited or probationary appointment and who are in pay status for one-half of the regularly scheduled workdays and holidays in a pay period shall be increased to the following amounts:

<u>Years of Total Service</u>	<u>Days Granted Each Year</u>
Less than 1 year	15
1 but less than 5 years	17
5 but less than 10 years	20
10 but less than 15 years	22
15 but less than 20 years	24
20 or more years	26

**ENHANCED LABOR MARKET ADJUSTMENT RESERVE**

**SECTION 39.4.(a)** Of the Enhanced Labor Market Adjustment Salary Reserve funds appropriated in this Act, agencies shall award salary adjustments to identified employees pursuant to the following requirements:

- (1) Any increase provided to an employee shall not exceed the greater of fifteen thousand dollars (\$15,000) or fifteen percent (15%) of their current base salary.
- (2) Any increase provided to an employee may not result in the employee's salary exceeding the maximum salary of the salary range associated with the position.
- (3) If an agency has 500 or more employees, no more than twenty-five percent (25%) of the agency's permanent employees may receive a salary increase from the funds appropriated for this purpose. If an agency has fewer than 500 employees, 50% of the agency's permanent employees may receive a salary increase.
- (4) Funds may not be awarded to employees in positions with salaries set in law or paid based on an experience-based salary schedule that is eligible to receive funding from the Pay Plan Reserve.

**SECTION 39.4.(b)** Notwithstanding G.S. 143C-6-6(b), agencies may use Enhanced Labor Market Adjustment Reserve funds to award salary adjustments to any General Fund employee regardless of the proportionate part of the employee's current salary supported from net appropriations or receipts.

**SECTION 39.4.(c)** The Director of the Budget may adjust a State agency's budgeted receipts to provide an equivalent one and one-half percent (1.5%) Labor Market Adjustment Salary Reserve for the 2023-2025 fiscal biennium subject to the requirements in subsection (a) of this section, provided that sufficient receipts are available. Agency receipts needed to

1 implement this section are appropriated for the 2023-2024 fiscal year and the 2024-2025 fiscal  
2 year.

3       **SECTION 39.4.(d)** The Office of State Human Resources (OSHR) shall compile a  
4 single report detailing how these funds were distributed by each agency. The OSHR shall develop  
5 a uniform reporting mechanism for agencies that displays the salary increases made for each  
6 position classification, the average increase provided to employees in each position classification,  
7 and the market-based justification for the awarded salary increases. Agencies receiving Labor  
8 Market Adjustment Salary Reserve appropriations shall report to the OSHR on their use by  
9 December 15, 2024. By January 15, 2025, the OSHR shall submit the report containing the  
10 agency responses to the Fiscal Research Division.

#### 11 12 **RETENTION BONUS AWARDED FOR FISCAL YEAR**

13       **SECTION 39.5.(a)** Any person (i) whose salary is set by this act in Part 7A or this  
14 Part, pursuant to the North Carolina Human Resources Act, or as otherwise authorized in this act  
15 and (ii) who is continuously employed by the State or a public school unit from July 1, 2024 to  
16 September 30, 2024 shall be awarded a retention bonus for the 2024-25 fiscal year in the amount  
17 of five hundred dollars (\$500.00), payable during the month of October 2024. For otherwise  
18 eligible local education employees, eligibility for the bonus shall be measured beginning not on  
19 July 1, 2024, but on the first day when staff report for the 2024-2025 school year.

20       **SECTION 39.5.(b)** Any person (i) whose salary is set by this act in Part 7A or this  
21 Part, pursuant to the North Carolina Human Resources Act, or as otherwise authorized in this act  
22 and (ii) who is continuously employed by the State or a public school unit from October 1, 2024,  
23 to March 31, 2025, shall be awarded an additional retention bonus for the 2024-25 fiscal year in  
24 the amount of five hundred dollars (\$500.00), payable during the month of April 2025.

25       **SECTION 39.5.(c)** Employers of State employees and local education employees  
26 shall provide an additional retention bonus of two hundred and fifty dollars (\$250.00), payable  
27 during the month of October 2024, to all permanent full-time State employees and local education  
28 employees who are continuously employed by the State or a public school unit from July 1, 2024,  
29 to September 30, 2024, and who earns an annual salary that does not exceed seventy-five  
30 thousand dollars (\$75,000).

31       **SECTION 39.5.(d)** Employers of State employees and local education employees  
32 shall provide an additional retention bonus of two hundred and fifty dollars (\$250.00), payable  
33 during the month of April 2025, to all permanent full-time State employees and local education  
34 employees who are employed by the State or a public school unit from October 1, 2024, to March  
35 31, 2025, and who earn an annual salary that does not exceed seventy-five thousand dollars  
36 (\$75,000).

37       **SECTION 39.5.(e)** Notwithstanding Section 39.25 of S.L. 2023-134, any funds  
38 appropriated for retention bonuses in excess of the amounts required to implement the bonuses  
39 shall revert and not be credited to the Pay Plan Reserve.

40       **SECTION 39.5.(f)** Notwithstanding G.S. 135-1(7a), the compensation bonuses  
41 awarded by this section are not compensation as defined by Article 1 of Chapter 135 of the  
42 General Statutes, the Teachers' and State Employees' Retirement System (TSERS).

43       **SECTION 39.5.(g)** The compensation bonuses awarded by this section are not part  
44 of annual salary and shall be paid out separately. The compensation bonus shall be awarded to  
45 eligible permanent employees without regard to an employee's placement within the salary range,  
46 including employees at the top of the salary range. The compensation bonus shall be adjusted pro  
47 rata for permanent part-time employees.

#### 48 49 **GOVERNOR AND COUNCIL OF STATE**

50       **SECTION 39.6** Section 39.4(b1) of S.L. 2023-134 reads as rewritten:

"SECTION 39.4.(b1) Effective July 1, 2024, the annual salaries for members of the Council of State, payable monthly, are set as follows:

<u>Council of State</u>	<u>Annual Salary</u>
Lieutenant Governor	<del>\$168,384</del> <u>\$173,436</u>
Attorney General	<del>168,384</del> <u>173,436</u>
Secretary of State	<del>168,384</del> <u>173,436</u>
State Treasurer	<del>168,384</del> <u>173,436</u>
State Auditor	<del>168,384</del> <u>173,436</u>
Superintendent of Public Instruction	<del>168,384</del> <u>173,436</u>
Agriculture Commissioner	<del>168,384</del> <u>173,436</u>
Insurance Commissioner	<del>168,384</del> <u>173,436</u>
Labor Commissioner	<del>168,384</del> <u>173,436</u> "

**CERTAIN EXECUTIVE BRANCH OFFICIALS**

**SECTION 39.7** Section 39.5.(b) of S.L. 2023-134 reads as rewritten:

"SECTION 39.5.(b) Effective July 1, 2024, the annual salaries, payable monthly, for the following executive branch officials for the 2024-2025 fiscal year are as follows:

<u>Executive Branch Officials</u>	<u>Annual Salary</u>
Chairman, Alcoholic Beverage Control Commission	<del>\$140,844</del> <u>\$145,069</u>
State Controller	<del>196,119</del> <u>202,003</u>
Commissioner of Banks	<del>158,076</del> <u>162,818</u>
Chair, Board of Review, Division of Employment Security	<del>155,055</del> <u>159,707</u>
Members, Board of Review, Division of Employment Security	<del>153,160</del> <u>157,755</u>
Chairman, Parole Commission	<del>155,055</del> <u>159,707</u>
Full-Time Members of the Parole Commission	<del>143,364</del> <u>147,665</u>
Chairman, Utilities Commission	<del>175,765</del> <u>181,038</u>
Members of the Utilities Commission	<del>158,076</del> <u>162,818</u>
Executive Director, North Carolina Agricultural Finance Authority	<del>137,161</del> <u>141,276</u>
State Fire Marshall	<del>139,050</del> <u>143,222"</u>

**JUDICIAL BRANCH**

**SECTION 39.8.(a)** Section 39.6.(a1) of S.L. 2023-134 reads as rewritten:

"SECTION 39.6.(a1) Effective July 1, 2024, the annual salaries, payable monthly, for the following judicial branch officials for the 2024-2025 fiscal year are as follows:

<u>Judicial Branch Officials</u>	<u>Annual Salary</u>
Chief Justice, Supreme Court	<del>\$203,073</del> <u>\$209,165</u>
Associate Justice, Supreme Court	<del>197,802</del> <u>203,736</u>
Chief Judge, Court of Appeals	<del>194,674</del> <u>200,514</u>
Judge, Court of Appeals	<del>189,621</del> <u>195,310</u>
Judge, Senior Regular Resident Superior Court	<del>174,250</del> <u>179,478</u>
Judge, Superior Court	<del>169,125</del> <u>174,199</u>
Chief Judge, District Court	<del>167,548</del> <u>172,574</u>
Judge, District Court	<del>162,620</del> <u>167,499</u>
Chief Administrative Law Judge	<del>144,736</del> <u>149,078</u>



1	District Attorney	<u>167,337</u> <u>172,357</u>
2	Assistant Administrative Officer of the Courts	<u>151,815</u> <u>156,369</u>
3	Public Defender	<u>167,337</u> <u>172,357</u>
4	Director of Indigent Defense Services	<u>162,484</u> <u>167,359"</u>

5 **SECTION 39.8.(b)** Section 39.6.(b1) of S.L. 2023-134 reads as rewritten:

6 **"SECTION 39.6.(b1)** The district attorney of a judicial district, with the approval of the  
 7 Administrative Officer of the Courts, and the public defender of a judicial district, with approval  
 8 of the Commission on Indigent Defense Services, shall set the salaries of assistant district  
 9 attorneys and assistant public defenders in that district such that the average salaries of those  
 10 assistants in that district, for the 2024-25 fiscal year, do not exceed ~~one hundred one thousand~~  
 11 ~~two hundred ninety nine dollars (\$101,299)~~ one hundred four thousand three hundred thirty eight  
 12 dollars (\$104,338) and the minimum salary of any assistant is at least ~~fifty four thousand three~~  
 13 ~~hundred sixty nine dollars (\$54,369)~~ fifty six thousand twenty one dollars (\$56,021), effective  
 14 July 1, 2024."  
 15

16 **CLERKS OF SUPERIOR COURT**

17 **SECTION 39.9.** Effective July 1, 2024, G.S. 7A-101(a) reads as rewritten:

18 "(a) The clerk of superior court is a full-time employee of the State and shall receive an  
 19 annual salary, payable in equal monthly installments, based on the number of State-funded  
 20 assistant and deputy clerks of court as determined by the Administrative Office of Court's  
 21 workload formula, according to the following schedule:

<u>Assistants and Deputies</u>	<u>Annual Salary</u>
22 0-19	<u>\$108,472</u> <u>111,726</u> <u>\$115,078</u>
23 20-29	<u>119,891</u> <u>123,488</u> <u>127,193</u>
24 30-49	<u>131,309</u> <u>135,248</u> <u>139,305</u>
25 50-99	<u>142,728</u> <u>147,010</u> <u>151,420</u>
26 100+	<u>145,582</u> <u>149,949</u> <u>154,447</u>

27  
 28 If the number of State-funded assistant and deputy clerks of court as determined by the  
 29 Administrative Office of the Court's workload formula changes, the salary of the clerk shall be  
 30 changed, on July 1 of the fiscal year for which the change is reported, to the salary appropriate  
 31 for that new number, except that the salary of an incumbent clerk shall not be decreased by any  
 32 change in that number during the clerk's continuation in office."  
 33

34 **ASSISTANT AND DEPUTY CLERKS OF SUPERIOR COURT**

35 **SECTION 39.10.** Effective July 1, 2024, G.S. 7A-102(c1) reads as rewritten:

36 "(c1) A full-time assistant clerk or a full-time deputy clerk, and up to one full-time deputy  
 37 clerk serving as head bookkeeper per county, shall be paid an annual salary subject to the  
 38 following minimum and maximum rates:

39 Assistant Clerks and	Annual Salary
40 Head Bookkeeper	
41 Minimum	<u>\$40,482</u> <u>\$41,696</u>
42 Maximum	<u>74,792</u> <u>77,036</u>
43	
44 Deputy Clerks	Annual Salary
45 Minimum	<u>\$36,315</u> <u>\$37,404</u>
46 Maximum	<u>58,740</u> <u>60,502."</u>

47  
 48 **MAGISTRATES**

49 **SECTION 39.11.** Effective July 1, 2024, G.S. 7A-171.1(a)(1) reads as rewritten:

50 **"§ 7A-171.1. Duty hours, salary, and travel expenses within county.**

(a) The Administrative Officer of the Courts, after consultation with the chief district judge and pursuant to the following provisions, shall set an annual salary for each magistrate:

(1) A full-time magistrate shall be paid the annual salary indicated in the table set out in this subdivision. A full-time magistrate is a magistrate who is assigned to work an average of not less than 40 hours a week during the term of office. The Administrative Officer of the Courts shall designate whether a magistrate is full-time. Initial appointment shall be at the entry rate. A magistrate's salary shall increase to the next step every two years on the anniversary of the date the magistrate was originally appointed for increases to Steps 1 through 3, and every four years on the anniversary of the date the magistrate was originally appointed for increases to Steps 4 through 6.

Table of Salaries of Full-Time Magistrates

<u>Step Level</u>	<u>Annual Salary</u>
Entry Rate	\$47,228\$48,645
Step 1	50,71452,235
Step 2	54,47556,109
Step 3	58,47560,211
Step 4	63,22865,125
Step 5	68,97371,042
Step 6	75,415.77,677."

**LEGISLATIVE EMPLOYEES**

**SECTION 39.12.** Section 39.10.(a1) of S.L. 2023-134 reads as rewritten:

"**SECTION 39.10.(a1)** Effective July 1, 2024, the annual salaries of the Legislative Services Officer and of nonelected employees of the General Assembly in effect on June 30, 2020, shall be legislatively increased by ~~three percent (3%)~~ five percent (5%)."

**GENERAL ASSEMBLY PRINCIPAL CLERKS**

**SECTION 39.13.** Effective July 1, 2024, G.S. 120-37(c) reads as rewritten:

"(c) The principal clerks shall be full-time officers. Each principal clerk shall be entitled to other benefits available to permanent legislative employees and shall be paid an annual salary of ~~one hundred thirty-three thousand nine hundred thirty-six dollars (\$133,936)~~ one hundred thirty seven thousand nine hundred fifty four dollars (\$137,954) payable monthly. Each principal clerk shall also receive such additional compensation as approved by the Speaker of the House of Representatives or the President Pro Tempore of the Senate, respectively, for additional employment duties beyond those provided by the rules of their House. The Legislative Services Commission shall review the salary of the principal clerks prior to submission of the proposed operating budget of the General Assembly to the Governor and shall make appropriate recommendations for changes in those salaries. Any changes enacted by the General Assembly shall be by amendment to this paragraph."

**SERGEANTS-AT-ARMS AND READING CLERKS**

**SECTION 39.14.** Effective July 1, 2024, G.S. 120-37(b) reads as rewritten:

"(b) The sergeant-at-arms and the reading clerk in each house shall be paid a salary of ~~five hundred twenty-eight dollars (\$528.00)~~ five hundred forty-four dollars (\$544.00) per week plus subsistence at the same daily rate provided for members of the General Assembly, plus mileage at the rate provided for members of the General Assembly for one round trip only from their homes to Raleigh and return. The sergeants-at-arms shall serve during sessions of the General Assembly and at such time prior to the convening of, and subsequent to adjournment or recess of, sessions as may be authorized by the Legislative Services Commission. The reading clerks shall serve during sessions only."

**COMMUNITY COLLEGES**

**SECTION 39.15.** Section 39.13. of S.L. 2023-134 reads as rewritten:

"**SECTION 39.13.(a)** Community college personnel shall receive the following legislative salary increases:

...

(2) Effective July 1, 2024, the State Board of Community Colleges shall provide community college faculty and non-faculty personnel with an across-the-board salary increase in the amount of ~~three percent (3%).~~five percent (5%).

...

"**SECTION 39.13.(b1)** Effective July 1, 2024, the minimum salaries for nine-month, full-time curriculum community college faculty for the 2024-2025 fiscal year are as follows:

<b>Education Level</b>	<b>Minimum Salary 2024-2025</b>
Vocational Diploma/Certificate or Less	<del>\$43,120</del> <u>44,414</u>
Associate Degree or Equivalent	<del>43,720</del> <u>45,032</u>
Bachelor's Degree	<del>46,321</del> <u>47,711</u>
Master's Degree or Education Specialist	<del>48,629</del> <u>50,088</u>
Doctoral Degree	<del>51,956</del> <u>53,515</u>

**UNIVERSITY OF NORTH CAROLINA SYSTEM**

**SECTION 39.16.** Section 39.14.(2) of S.L. 2023-134 reads as rewritten:

"(2) Effective July 1, 2024, the Board of Governors of The University of North Carolina shall provide SHRA employees, EHRA employees, and teachers employed by the North Carolina School of Science and Mathematics with an across-the-board salary increase in the amount of ~~three percent (3%).~~five percent (5%)."

**CORRECTIONAL OFFICER SALARY SCHEDULE**

**SECTION 39.17.** Section 39.15.(b) of S.L. 2023-134 is rewritten to read:

"**SECTION 39.15.(b)** The following annual salary schedule applies under subsections (a) and (a1) of this section for the 2023-2025 fiscal biennium, effective for each year on July 1, 2023, and July 1, 2024, respectively:

<b>Experience</b>	<b>FY 2023-24</b>			<b>FY 2024-25</b>		
	<b>COI</b>	<b>COII</b>	<b>COIII</b>	<b>COI</b>	<b>COII</b>	<b>COIII</b>
0	\$36,525	\$37,727	\$40,348	\$38,750	\$40,025	\$42,805
1	\$39,081	\$40,367	\$43,173	\$41,461	\$42,825	\$45,802
2	\$41,427	\$42,832	\$45,764	\$43,950	\$45,440	\$48,551
3	\$43,498	\$44,929	\$48,052	\$46,147	\$47,665	\$50,979
4	\$45,237	\$46,726	\$49,974	\$47,992	\$49,572	\$53,017
5	\$46,595	\$48,127	\$51,473	\$49,433	\$51,058	\$54,608
6+	\$47,527	\$49,090	\$52,503	\$50,422	\$52,080	\$55,700"

**STATE LAW ENFORCEMENT OFFICER SALARY SCHEDULE**

**SECTION 39.18.** Section 39.16.(b) of S.L. 2023-134 reads as rewritten:

"**SECTION 39.16.(b)** The following annual salary schedule applies under subsection (a) of this section for the 2023-2025 fiscal biennium, effective July 1, 2023, and July 1, 2024, for each respective fiscal year:

Years of Experience	FY 2023-24	FY 2024-25
0	53,477	<u>53,477</u> 56,151
1	56,954	<u>56,954</u> 59,802
2	60,656	<u>60,656</u> 63,689
3	64,599	<u>64,599</u> 67,829
4	68,798	<u>68,798</u> 72,238
5	73,270	<u>73,270</u> 76,934
6+	78,033	<u>78,033</u> 81,935"

**STATE HIGHWAY PATROL/SALARY SCHEDULE/INCREASE**

**SECTION 39.19.** Section 39.17.(b) of S.L. 2023-134 reads as rewritten:

"**SECTION 39.17.(b)** The following annual salary schedule applies under subsection (a) of this section for the 2023-2025 fiscal biennium, effective July 1, 2023, and July 1, 2024, for each respective fiscal year:

Years of Experience	FY 2023-24	FY 2024-25
0	55,000	<u>55,000</u> 57,750
1	58,575	<u>58,575</u> 61,504
2	62,382	<u>62,382</u> 65,501
3	66,437	<u>66,437</u> 69,759
4	70,755	<u>70,755</u> 74,293
5	75,354	<u>75,354</u> 79,122
6+	80,252	<u>80,252</u> 84,265"

**PROBATION AND PAROLE OFFICER SALARY SCHEDULE**

**SECTION 39.20.** Section 39.18.(b) of S.L. 2023-134 reads as rewritten:

"**SECTION 39.18.(b)** The following annual salary schedule applies under subsections (a) and (a1) of this section for the 2023-2025 fiscal biennium, effective July 1, 2023, and July 1, 2024, for each respective fiscal year:

Years of Experience	FY 2023-24	FY 2024-25
0	44,099	<u>44,422</u> 46,785
1	46,965	<u>48,374</u> 49,825
2	50,019	<u>51,520</u> 53,066
3	53,270	<u>54,868</u> 56,514
4	56,733	<u>58,435</u> 60,188
5	60,420	<u>62,233</u> 64,100
6+	64,348	<u>66,278</u> 68,266"

**USE OF FUNDS APPROPRIATED FOR LEGISLATIVELY MANDATED INCREASES**

**SECTION 39.21.** Section 39.25.(c) of S.L. 2023-134 reads as rewritten:

"**SECTION 39.25.(c)** Funds appropriated for legislatively mandated salary and employee benefit increases may not be used to adjust the budgeted salaries of vacant positions, except for vacant positions with a budget salary below the salary grade midpoint, to provide salary increases in excess of those required by the General Assembly, or to increase the budgeted salary of filled positions to the minimum of the position's respective salary range."

**SALARY-RELATED CONTRIBUTIONS**

**SECTION 39.22.** Section 39.26.(c) of S.L. 2023-134 reads as rewritten:

"SECTION 39.26.(c) Effective July 1, 2024, the State's employer contribution rates budgeted for retirement and related benefits as a percentage of covered salaries for the 2024-2025 fiscal year for teachers and State employees, State law enforcement officers (LEOs), the University and Community Colleges Optional Retirement Programs (ORPs), the Consolidated Judicial Retirement System (CJRS), and the Legislative Retirement System (LRS) are as set forth below:

	Teachers and State Employees	State LEOs	ORPs	CJRS	LRS
Retirement	16.79% <del>17.69%</del>	16.79% <del>17.69%</del>	6.84% <del>7.00%</del>	38.83% <del>22.00%</del>	23.53%
Disability	0.13%	0.13%	0.13%	0.00%	0.00%
Death	0.13%	0.13%	0.00%	0.00%	0.00%
Retiree Health	6.99%	6.99%	6.99%	6.99%	6.99%
NC 401(k)	0.00%	5.00%	0.00%	0.00%	0.00%
<b>Total Contribution Rate</b>	<b>24.04%<del>24.94%</del></b>	<b>29.04%<del>29.94%</del></b>	<b>13.96%<del>43.99%</del></b>	<b>45.82%<del>28.99%</del></b>	<b>30.52%</b>

The rate for teachers and State employees and State law enforcement officers includes one one-hundredth percent (0.01%) for the Qualified Excess Benefit Arrangement."

**PROVIDE COST-OF-LIVING ADJUSTMENT FOR RETIREES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LEGISLATIVE RETIREMENT SYSTEM**

**SECTION 39.23.(a)** G.S. 135-5 is amended by adding a new subsection to read:  
 "(aaaa) On or before November 30, 2024, a one-time cost-of-living supplement payment shall be made to or on account of beneficiaries who are living as of October 1, 2024, and whose retirement commenced on or before October 1, 2024. The payment shall be three percent (3%) of the beneficiary's annual retirement allowance payable as of October 1, 2023, and shall not be prorated for date of retirement commencement. If the beneficiary dies before the payment is made, then the payment shall be payable to the member's legal representative. No beneficiary shall be deemed to have acquired a vested right to any future supplemental payments."

**SECTION 39.23.(b)** G.S. 135-65 is amended by adding a new subsection to read:  
 "(ll) On or before November 30, 2024, a one-time cost-of-living supplement payment shall be made to or on account of beneficiaries who are living as of October 1, 2024, and whose retirement commenced on or before October 1, 2024. The payment shall be three percent (3%) of the beneficiary's annual retirement allowance payable as of October 1, 2024, and shall not be prorated for date of retirement commencement. If the beneficiary dies before the payment is made, then the payment shall be payable to the member's legal representative. No beneficiary shall be deemed to have acquired a vested right to any future supplemental payments."

**SECTION 39.23.(c)** G.S. 120-4.22A is amended by adding a new subsection to read:  
 "(ff) In accordance with subsection (a) of this section, on or before November 30, 2024, a one-time cost-of-living supplement payment shall be made to or on account of beneficiaries who are living as of October 1, 2024, and whose retirement commenced on or before October 1, 2024. The payment shall be three percent (3%) of the beneficiary's annual retirement allowance payable as of October 1, 2024, and shall not be prorated for date of retirement commencement. If the beneficiary dies before the payment is made, then the payment shall be payable to the member's legal representative. No beneficiary shall be deemed to have acquired a vested right to any future supplemental payments."

**PART XL. CAPITAL**

**GENERAL FUND CAPITAL APPROPRIATIONS/INTRODUCTION**

**SECTION 40.1** The appropriations made by the 2023 General Assembly for capital improvements are for constructing, repairing, or renovating State buildings, utilities, and other capital facilities, for acquiring sites for them where necessary, and for acquiring buildings and land for State government purposes.

**CAPITAL APPROPRIATIONS/STATE CAPITAL AND INFRASTRUCTURE FUND**

**SECTION 40.2** This subsection authorizes the capital projects listed in the Committee Report, and appropriates funding from the State Capital and Infrastructure Fund to the Office of State Budget and Management for the 2024-25 fiscal year based upon projected cash flow needs for the authorized projects. The amounts authorized in this subsection represent the maximum amounts of funding from the State Capital and Infrastructure Fund that may be expended on each project. An additional action by the General Assembly is required to increase the maximum authorization for any of the projects listed.

**CAPITAL IMPROVEMENT & REPAIRS AND RENOVATIONS APPROPRIATIONS**

**SECTION 40.3** Section 40.1 of S.L. 2023-134 reads as rewritten:

**"SECTION 40.1.(a)** The following agency capital improvement projects have been assigned a project code for reference to allocations in this Part, past allocations, and for intended project support by the General Assembly for future fiscal years:

<b>Agency Capital Improvement Project</b>	<b>Project Code</b>
Department of Agriculture and Consumer Services	
Tidewater Research Station–Swine Unit Replacements	DACs21-2
NCFS–Region 1 Headquarters	DACs21-4
Troxler Science Building–Overflow Parking	DACs23-1
Western NC Farmers Market	DACs23-2
Raleigh State Farmers Market–Improvements	DACs23-3
Pesticide Storage, Loading, & Cleaning Facilities	DACs23-4
Cherry Research Station–Administrative Office	DACs23-5
Griffith Forest Center–Central Warehouse & Office	DACs23-6
D-6 HQ (Cumberland Co.)–Maintenance Shop Replacement	DACs23-7
Research Stations–New Maintenance Shop Facilities	DACs23-8
Piedmont Research Station–Bridge	DACs23-9
Research Stations–Multipurpose Facilities	DACs23-10
NCFS–New County Offices, Region 3	DACs23-11
Tuttle Educational State Forest–Office & Education Center	DACs23-12
D-12–New Headquarters & Shop	DACs23-13
NCFS–Property Purchase	DACs23-14
Department of Environmental Quality	
Reedy Creek Laboratory	DEQ21-1
Department of Health and Human Services	
Walter B. Jones–New Medical Office Bldg.	DHHS23-1
Broughton Hospital–New Maintenance & Warehouse Facility	DHHS23-2
Cherry Hospital–New Maintenance Bldg.	DHHS23-3
South Piedmont Medical Examiner	DHHS23-4
Department of Natural and Cultural Resources	
Fort Fisher Aquarium–Aquarium Expansion	DNCR21-5

1	NC Museum of History–Expansion	DNCR21-13
2	Zoo–New Aviary	DNCR23-1
3	NC Museum of Art at Winston-Salem/SECCA	DNCR23-2
4	Stone Mountain State Park–Parking Lot	DNCR23-4
5	North Carolina Maritime Museum at Beaufort	DNCR23-5
6	Town Creek Indian Mound State Historic Site–	
7	Visitor Center & Exhibit Improvements	DNCR23-6
8	State Historic Sites–Three New Visitor Centers	DNCR23-7
9	Thomas Day House–Site Development	DNCR23-8
10	Lake Waccamaw State Park–New Campground	DNCR23-12
11	Lumber River State Park–Wire Pasture Access Development	DNCR23-13
12	NC Maritime Museum at Southport	DNCR23-14
13	NC Transportation Museum	DNCR23-15
14	Fort Fisher Historic Site	DNCR23-16
15		
16	Department of Administration	
17	State Government Executive Headquarters	DOA22-1
18	Department of Instruction Building Renovation	DOA22-3
19	Service Campus	DOA23-1
20	State Agency Lease	DOA23-2
21	Archdale Building Demolition	DOA23-3
22	Caswell Square Demolition	DOA23-4
23	Parking Deck–Wilmington Street	DOA23-5
24	Albemarle Building Facility Improvements	DOA23-6
25	<u>Secure Records and Technology Center</u>	<u>DOA24-7</u>
26		
27	Department of Commerce	
28	Wanchese Marine Industrial Park–Covered Workspace	COMM23-1
29		
30	Department of Adult Correction	
31	Stun Fencing	DAC23-1
32	DARTCenter–Exterior Envelope Repairs	DAC23-2
33	Sampson CC–Gatehouse	DAC23-3
34	Gaston CC–Modular Medical Office	DAC23-4
35	Storage Buildings	DAC23-6
36		
37	Department of Public Safety	
38	State Highway Patrol–	
39	Viper Building	DPS21-6
40	Auditorium	DPS23-3
41	Training Academy Facilities Enhancement–Phases 3-6	DPS23-4
42	Training Center Cadet Dorm & Training Bldg.	DPS23-7
43	State Bureau of Investigation–	
44	Headquarters & Building 12 Renovation	DPS21-9
45	Logistics Building–Phase 1	DPS23-11
46	Juvenile Justice–	
47	Richmond YDC	DPS21-1
48	New Youth Detention Center	DPS23-1
49	Cabarrus YDC–Perimeter Fence Modifications	DPS23-5
50	Cabarrus–New Modular Office	DPS23-6
51	Emergency Management–	

1	Badin Logistics Support Center Shed	DPS23-8
2	Badin Warehouse Expansion	DPS23-9
3	Badin Lot Acquisition	DPS23-10
4	National Guard–	
5	NCNG Matching Fund	NG23-1
6	Ballentine Building/NCNG Museum	NG23-2
7	Constable Building	NG23-3
8	Rocky Mount Complex/MILCON	NG23-4
9	Special Forces Complex	NG23-5
10	Winston Salem Storage Buildings	NG23-6
11	Louisburg Readiness Center	NG23-9
12		
13	Department of Public Instruction	
14	Center for the Advancement of Teaching	DPI21-1
15		
16	Department of Insurance	
17	Office of State Fire Marshal–	
18	Land Development & Training Center	DOI21-1
19		
20	Department of Transportation	
21	North Carolina Global TransPark Authority–	
22	Aircraft Maintenance Repair & Overhaul Facility	TRAN23-1
23	DOT– New County Buildings	TRAN23-2
24	<u>Maintenance Yard Facilities</u>	<u>TRAN24-3</u>
25		
26	General Assembly	
27	Education Campus Project	NCGA21-3
28	Education Campus Parking Deck	NCGA23-1
29	Education Campus Demolition	NCGA23-2
30		
31	The University of North Carolina	
32	Appalachian State University–	
33	Peacock Hall/Business	UNC/ASU21-1
34	Hickory Campus	UNC/ASU22-1
35	Walker Hall–Interior Renovation	UNC/ASU23-1
36	University of North Carolina at Charlotte–	
37	Smith Hall–Comprehensive Renovation	UNC/CLT23-1
38	Colvard Hall–Comprehensive Renovation	UNC/CLT23-2
39	Esports	UNC/CLT23-3
40	Stadium Upgrades	UNC/CLT23-4
41	University of North Carolina at Chapel Hill–	
42	Business School	UNC/CH20-1
43	Nursing School Renovation	UNC/CH20-2
44	Gardner Hall–Comprehensive Renovation	UNC/CH23-1
45	Elizabeth City State University–	
46	Flight School	UNC/ECS21-4
47	Infrastructure Repairs–Phase 3	UNC/ECS23-1
48	Jenkins Hall/Dixon Hall–Labs/Classroom/Bldg. Renovation	UNC/ECS23-2
49	East Carolina University–	
50	Brody School of Medicine	UNC/ECU21-1
51	Howell Science Building North–Comprehensive Renovation	UNC/ECU23-1



1	Leo Jenkins Building/Health Sciences–Comprehensive Renovation	UNC/ECU23-2
2	Medical Examiner Office	UNC/ECU23-3
3	Regional Children's Behavioral Health Facility	UNC/ECU23-4
4	Dental School Planning	UNC/ECU23-5
5	Fayetteville State University–	
6	College of Education	UNC/FSU21-2
7	Butler Targeted Renovation	UNC/FSU23-1
8	H.L. Cook Building–Renovation & Addition	UNC/FSU23-2
9	North Carolina Agricultural & Technical State University–	
10	Marteena Hall–Renovation, Phase 2	UNC/A&T23-1
11	Health and Human Sciences Bldg.	UNC/A&T23-2
12	North Carolina Central University–	
13	Dent Building–Comprehensive Renovation	UNC/NCC23-1
14	Edmonds Classroom Building–Comprehensive Renovation	UNC/NCC23-2
15	University Theater Renovation	UNC/NCC23-3
16	North Carolina State University–	
17	S.T.E.M. Building	UNC/NCS20-1
18	Mann Hall–Renovation, Phase 2	UNC/NCS23-1
19	Dabney Hall–Renovation, Phase 2	UNC/NCS23-2
20	Polk Hall–Renovation, Phase 2	UNC/NCS23-3
21	Veterinary School–Large Animal Hospital	UNC/NCS23-4
22	Engineering Classroom Building	UNC/NCS23-5
23	Nuclear Study	UNC/NCS23-6
24	Business School	UNC/NCS23-7
25	North Carolina School of Science and Math–	
26	Morganton Campus	
27	Wellness Center	UNC/SSM23-1
28	Durham Campus	
29	Renovation of Residence Halls	UNC/SSM23-2
30	Academic Commons Addition	UNC/SSM23-4
31	University of North Carolina at Asheville–	
32	Lipinsky Hall–Comp. Modernization/Addition	UNC/AVL23-1
33	Sherrill Center	UNC/AVL23-2
34	Gateway Signage	UNC/AVL23-3
35	Repairs & Renovations	UNC/AVL23-4
36	University of North Carolina at Greensboro–	
37	Moore Building–Renovation	UNC/GBO23-1
38	University of North Carolina at Pembroke–	
39	Health Sciences Center	UNC/PEM21-1
40	Givens Performing Arts Center–Renovation	UNC/PEM23-1
41	University of North Carolina School of the Arts–	
42	Stevens Center–Renovation, Phase 2	UNC/SA23-1
43	New High School Residence Hall	UNC/SA23-2
44	University of North Carolina at Wilmington–	
45	Cameron Hall–Comprehensive Renovation/Expansion	UNC/WIL23-1
46	Kenan Auditorium–Comprehensive Renovation/Expansion	UNC/WIL23-2
47	DeLoach Hall–Modernization	UNC/WIL23-3
48	Health Education Bldg.	UNC/WIL23-4
49	Western Carolina University–	
50	Replacement Engineering Building	UNC/WCU23-1
51	Winston-Salem State University–	

1	K.R. Williams Auditorium	UNC/WSS21-1
2	Eller Hall–Renovation & Elevator Addition	UNC/WSS23-1
3	Pegram Hall–Renovation & Elevator Addition	UNC/WSS23-2
4	Campus Police Improvements	UNC/WSS23-3
5	UNC Board of Governors–	
6	UNC Lease Funds	UNC/BOG21-1
7	NC Care Health Clinics	UNC/BOG23-1
8	NC Care Hospital Investment	UNC/BOG23-2
9	Children's Hospital	UNC/BOG23-3
10	PBS North Carolina	UNC/PBS23-1

11		
12	Repairs and Renovations–The University of North Carolina	UNC/R&R21
13	Repairs and Renovations–State Agencies (non-UNC)	R&R21
14	SCIF-Related Personnel	PERS21
15	OSBM Flexibility Funds	FLEX21
16	Debt Payoff	DST23-1
17	Wildlife Resources Commission–Setzer Hatchery Revision	WRC23-1

18           **SECTION 40.1.(b)** This subsection authorizes the following capital projects in the  
 19 2023-2025 fiscal biennium based upon projected cash flow needs for the authorized projects. The  
 20 authorizations provided in this subsection represent the maximum amount of funding from the  
 21 State Capital and Infrastructure Fund that may be expended on each project and do not reflect  
 22 authorizations from other non-State Capital and Infrastructure Fund sources. An additional action  
 23 by the General Assembly is required to increase the maximum authorization for any of the  
 24 projects listed:

25 **Capital Improvements–**

26	<b>State Capital and</b>	<b>Previous</b>	<b>New/Updated</b>
27	<b>Infrastructure Fund</b>	<b>Project Authorization</b>	<b>Project Authorization</b>
28	DACS21-2	\$3,518,000	\$7,018,000
29	DACS21-4	4,000,000	8,100,000
30	DACS23-1	N/A	2,500,000
31	DACS23-2	N/A	200,000
32	DACS23-3	N/A	13,000,000
33	DACS23-4	N/A	1,750,000
34	DACS23-5	N/A	749,000
35	DACS23-6	N/A	750,000
36	DACS23-7	N/A	4,000,000
37	DACS23-8	N/A	5,000,000
38	DACS23-9	N/A	750,000
39	DACS23-10	N/A	6,200,000
40	DACS23-11	N/A	3,000,000
41	DACS23-12	N/A	4,000,000
42	DACS23-13	N/A	5,000,000
43	DACS23-14	N/A	12,000,000
44	DEQ21-1	55,000,000	68,300,000
45	DHHS23-1	N/A	1,352,000
46	DHHS23-2	N/A	5,983,000
47	DHHS23-3	N/A	5,405,000
48	DHHS23-4	N/A	20,000,000
49	DNCR21-5	15,000,000	45,000,000
50	DNCR21-13	60,000,000	180,000,000
51	DNCR23-1	N/A	60,000,000

1	DNCR23-2	N/A	15,000,000
2	DNCR23-4	N/A	620,000
3	DNCR23-5	N/A	10,000,000
4	DNCR23-6	N/A	5,500,000
5	DNCR23-7	N/A	16,721,240
6	DNCR23-8	N/A	4,000,000
7	DNCR23-12	N/A	3,000,000
8	DNCR23-13	N/A	2,500,000
9	DNCR23-14	N/A	2,000,000
10	DNCR23-15	N/A	5,000,000
11	DNCR23-16	N/A	2,800,000
12	DOA22-1	88,000,000	88,000,000
13	DOA22-3	15,000,000	60,000,000
14	DOA23-1	N/A	33,744,000
15	DOA23-2	N/A	4,500,000
16	DOA23-3	N/A	11,000,000
17	DOA23-4	N/A	15,000,000
18	DOA23-5	N/A	45,000,000
19	DOA23-6	N/A	5,000,000
20	<u>DOA24-7</u>	<u>N/A</u>	<u>102,172,000</u>
21	COMM23-1	N/A	250,000
22	DAC23-1	N/A	23,992,000
23	DAC23-2	N/A	2,960,212
24	DAC23-3	N/A	1,521,000
25	DAC23-4	N/A	1,078,000
26	DAC23-6	N/A	3,488,000
27	DPS21-1	10,702,952	14,702,952
28	DPS21-6	7,139,374	10,634,998
29	DPS23-1	N/A	40,450,000
30	DPS23-3	N/A	35,000,000
31	DPS23-4	N/A	194,000,000
32	DPS23-5	N/A	886,000
33	DPS23-6	N/A	690,000
34	DPS23-7	N/A	43,336,785
35	DPS23-8	N/A	527,000
36	DPS23-9	N/A	5,048,828
37	DPS23-10	N/A	4,198,414
38	DPS23-11	N/A	13,883,000
39	NG23-2	N/A	12,500,000
40	NG23-3	N/A	16,428,582
41	NG23-4	N/A	8,500,000
42	NG23-5	N/A	8,000,000
43	NG23-6	N/A	550,000
44	NG23-9	N/A	3,666,667
45	DPI21-1	23,416,952	30,416,952
46	DOI21-1	3,500,000	58,500,000
47	TRAN23-1	N/A	350,000,000
48	TRAN23-2	N/A	3,400,000
49	<u>TRAN24-3</u>	<u>N/A</u>	<u>40,000,000</u>
50	NCGA21-3	269,000,000	320,000,000
51	NCGA23-1	N/A	65,000,000

1	NCGA23-2	N/A	10,000,000
2	UNC/ASU21-1	25,000,000	40,000,000
3	UNC/ASU22-1	9,000,000	50,000,000
4	UNC/ASU23-1	N/A	18,000,000
5	UNC/CLT23-1	N/A	36,000,000
6	UNC/CLT23-2	N/A	45,000,000
7	UNC/CLT23-3	N/A	1,500,000
8	UNC/CLE23-4	N/A	25,000,000
9	UNC/CH20-1	75,000,000	89,250,000
10	UNC/CH20-2	65,200,000	87,900,000
11	UNC/CH23-1	N/A	25,000,000
12	UNC/ECS21-4	34,000,000	54,000,000
13	UNC/ECS23-1	N/A	20,000,000
14	UNC/ECS23-2	N/A	12,500,000
15	UNC/ECU21-1	215,000,000	265,000,000
16	UNC/ECU23-1	N/A	46,000,000
17	UNC/ECU23-2	N/A	18,900,000
18	UNC/ECU23-3	N/A	35,000,000
19	UNC/ECU23-4	N/A	50,000,000
20	UNC/ECU23-5	N/A	1,000,000
21	UNC/FSU23-1	N/A	20,750,000
22	UNC/FSU23-2	N/A	10,000,000
23	UNC/A&T23-1	N/A	9,700,000
24	UNC/A&T23-2	N/A	125,500,000
25	UNC/NCC23-1	N/A	12,073,798
26	UNC/NCC23-2	N/A	12,999,424
27	UNC/NCC23-3	N/A	8,500,000
28	UNC/NCS23-1	N/A	30,000,000
29	UNC/NCS23-2	N/A	80,000,000
30	UNC/NCS23-3	N/A	63,000,000
31	UNC/NCS23-4	N/A	120,000,000
32	UNC/NCS23-5	N/A	200,000,000
33	UNC/NCS23-6	N/A	3,000,000
34	UNC/NCS23-7	N/A	4,500,000
35	UNC/SSM23-1	N/A	12,000,000
36	UNC/SSM23-2	N/A	28,988,042
37	UNC/SSM23-4	N/A	10,000,000
38	UNC/AVL23-1	N/A	26,150,000
39	UNC/AVL23-2	N/A	5,000,000
40	UNC/AVL23-3	N/A	1,000,000
41	UNC/AVL23-4	N/A	4,000,000
42	UNC/GBO23-1	N/A	24,200,000
43	UNC/PEM23-1	N/A	61,000,000
44	UNC/SA23-1	N/A	51,000,000
45	UNC/SA23-2	N/A	24,500,000
46	UNC/WIL23-1	N/A	40,050,000
47	UNC/WIL23-2	N/A	21,600,000
48	UNC/WIL23-3	N/A	12,150,000
49	UNC/WIL23-4	N/A	8,000,000
50	UNC/WCU23-1	N/A	95,300,000
51	UNC/WSS23-1	N/A	10,800,000

1	UNC/WSS23-2	N/A	16,000,000
2	UNC/WSS23-3	N/A	4,000,000
3	UNC/BOG21-1	15,000,000	18,750,000
4	UNC/BOG23-1	N/A	210,000,000
5	UNC/BOG23-2	N/A	150,000,000
6	UNC/BOG23-3	N/A	319,746,392
7	UNC/PBS23-1	N/A	49,500,000
8	FLEX21	100,000,000	175,000,000
9	WRC/23-1	N/A	20,000,000

10 ..."

11

**SIX-YEAR INTENDED PROJECT ALLOCATION SCHEDULE**

**SECTION 40.4** Section 40.2 of S.L. 2023-134 reads as rewritten:

"**SECTION 40.2.** It is the intent of the General Assembly to fund capital improvement projects on a cash flow basis and to plan for future project funding based upon projected availability in the State Capital and Infrastructure Fund. Nothing in this section shall be construed (i) to appropriate funds or (ii) as an obligation by the General Assembly to appropriate funds for the projects listed in future years. The following schedule lists capital improvement projects that will begin or be completed in fiscal years outside of the 2023-2025 fiscal biennium and estimated amounts (in thousands) needed for completion of those projects:

21

22	Project Code	FY23-24	FY24-25	FY25-26	FY26-27	FY27-28	FY28-29
24	UNC/R&R21	280,503	250,000	200,000	200,000	200,000	200,000
25	R&R21	200,000	200,000	200,000	200,000	200,000	200,000
26	DACS21-2	N/A	2,000	1,500	N/A	N/A	N/A
27	DACS21-4	750	1,850	1,500	N/A	N/A	N/A
28	DACS23-3	N/A	3,000	2,000	4,000	4,000	N/A
29	DACS23-7	N/A	N/A	4,000	N/A	N/A	N/A
30	DACS23-8	N/A	N/A	2,000	1,000	1,000	1,000
31	DACS23-9	N/A	N/A	750	N/A	N/A	N/A
32	DACS23-10	N/A	N/A	2,000	2,000	2,200	N/A
33	DACS23-11	N/A	N/A	N/A	1,500	1,500	N/A
34	DACS23-12	N/A	N/A	N/A	4,000	N/A	N/A
35	DACS23-13	N/A	N/A	N/A	5,000	N/A	N/A
36	DEQ21-1	3,325	28,650	17,075	N/A	N/A	N/A
37	DNCR21-13	15,000	24,250	86,800	30,950	N/A	N/A
38	DNCR23-1	3,000	3,000	30,000	24,000	N/A	N/A
39	DNCR23-7	2,000	7,721.24	7,000	N/A	N/A	N/A
40	DOA22-1	N/A	N/A	8,800	22,000	35,200	22,000
41	DOA22-3	N/A	N/A	N/A	N/A	21,000	N/A
42	DOA23-1	500	N/A	N/A	N/A	1,000	20,244
43	DOA23-2	2,900	800	800	N/A	N/A	N/A
44	DOA23-3	N/A	N/A	N/A	N/A	N/A	11,000
45	DOA23-4	N/A	N/A	15,000	N/A	N/A	N/A
46	DOA23-5	2,000	3,000	40,000	N/A	N/A	N/A
47	<u>DOA24-7</u>	<u>N/A</u>	<u>12,000,000</u>	<u>45,086,000</u>	<u>45,086,000</u>	<u>N/A</u>	<u>N/A</u>
48	DOI21-1	5,500	13,750	22,000	13,750	N/A	N/A
49	DAC23-1	4,776.39	9,607.8	9,607.8	N/A	N/A	N/A
50	DAC23-6	N/A	449	2,439	600	N/A	N/A
51	DPS21-6	N/A	836.88	2,658.75	N/A	N/A	N/A

1	DPS21-9	3,268.05	30,000	19,793.24	N/A	N/A	N/A
2	DPS23-1	N/A	600	10,000	29,850	N/A	N/A
3	DPS23-3	N/A	4,400	8,500	13,600	8,500	N/A
4	DPS23-4	N/A	N/A	N/A	N/A	N/A	19,000
5	DPS23-7	2,000	4,333.68	10,834.2	17,334.71	8,834.2	N/A
6	DPS23-9	1,000	2,024.4	2,024.4	N/A	N/A	N/A
7	DPS23-11	2,028.5	5,927.25	5,927.25	N/A	N/A	N/A
8	NG23-1	4,000	6,000	6,000	N/A	N/A	N/A
9	NG23-2	1,500	6,000	5,000	N/A	N/A	N/A
10	NG23-4	N/A	2,000	6,500	N/A	N/A	N/A
11	NG23-5	N/A	N/A	800	4,000	3,200	N/A
12	NG23-9	N/A	666.7	3,000	N/A	N/A	N/A
13	TRAN23-1	50,000	125,000	125,000	50,000	N/A	N/A
14	<u>TRAN24-3</u>	<u>N/A</u>	<u>20,000,000</u>	<u>20,000,000</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
15	NCGA21-3	N/A	N/A	65,250	74,750	N/A	N/A
16	NCGA23-1	6,500	16,250	26,000	16,250	N/A	N/A
17	WRC23-1	8,000	6,000	6,000	N/A	N/A	N/A
18	UNC/ASU21-1	N/A	7,500	7,500	N/A	N/A	N/A
19	UNC/ASU22-1	N/A	4,100	12,300	14,350	10,250	N/A
20	UNC/ASU23-1	N/A	1,800	6,300	9,900	N/A	N/A
21	UNC/CLT23-1	N/A	3,600	N/A	12,600	19,800	N/A
22	UNC/CLT23-2	N/A	N/A	N/A	N/A	4,500	N/A
23	UNC/CH20-2	N/A	15,756.95	17,693.05	N/A	N/A	N/A
24	UNC/CH23-1	N/A	N/A	N/A	N/A	2,500	10,000
25	UNC/ECS21-4	N/A	30,827.27	9,172.73	N/A	N/A	N/A
26	UNC/ECS23-1	N/A	2,000	8,000	10,000	N/A	N/A
27	UNC/ECS23-2	N/A	N/A	N/A	N/A	1,250	N/A
28	UNC/ECU21-1	N/A	20,000	84,007.3	85,742.72	N/A	N/A
29	UNC/ECU23-1	N/A	4,600	13,800	16,100	11,500	N/A
30	UNC/ECU23-2	N/A	N/A	N/A	N/A	1,890	N/A
31	UNC/ECU23-3	8,750	17,500	8,750	N/A	N/A	N/A
32	UNC/FSU21-2	N/A	36,376.1	6,573.9	N/A	N/A	N/A
33	UNC/FSU23-1	N/A	N/A	N/A	N/A	2,075	N/A
34	UNC/FSU23-2	1,000	3,500	5,500	N/A	N/A	N/A
35	UNC/A&T23-1	970	3,395	5,335	N/A	N/A	N/A
36	UNC/A&T23-2	N/A	N/A	N/A	N/A	2,000	18,825
37	UNC/NCC23-1	1,207.4	N/A	4,829.5	6,036.9	N/A	N/A
38	UNC/NCC23-2	N/A	1,299.94	N/A	4,549.8	7,149.68	N/A
39	UNC/NCC23-3	N/A	850	N/A	2,975	4,675	N/A
40	UNC/NCS20-1	N/A	6,025.2	22,224.8	N/A	N/A	N/A
41	UNC/NCS23-1	N/A	3,000	27,000	N/A	N/A	N/A
42	UNC/NCS23-2	N/A	8,000	24,000	28,000	20,000	N/A
43	UNC/NCS23-3	N/A	6,300	18,900	22,050	15,750	N/A
44	UNC/NCS23-4	N/A	N/A	35,000	35,000	N/A	N/A
45	UNC/NCS23-5	N/A	N/A	N/A	20,000	60,000	60,000
46	UNC/SSM23-2	N/A	12,750	3,500	N/A	12,738.42	N/A
47	UNC/SSM23-4	N/A	N/A	N/A	N/A	1,000	N/A
48	UNC/AVL23-1	2,615	6,537.5	11,767.5	5,230	N/A	N/A
49	UNC/GBO23-1	N/A	2,420	N/A	8,470	13,310	N/A
50	UNC/PEM21-1	N/A	N/A	N/A	N/A	36,400	22,750
51	UNC/PEM23-1	N/A	6,100	24,400	30,500	N/A	N/A

1	UNC/SA23-1	5,100	12,750	22,950	10,200	N/A	N/A
2	UNC/SA23-2	N/A	N/A	N/A	N/A	2,450	8,575
3	UNC/WIL23-1	N/A	4,005	10,012.5	16,020	10,012.5	N/A
4	UNC/WIL23-2	N/A	2,160	5,400	8,640	5,400	N/A
5	UNC/WIL23-3	N/A	1,215	4,860	6,075	N/A	N/A
6	UNC/WCU23-1	N/A	2,000	N/A	9,530	33,355	50,415
7	UNC/WSS21-1	N/A	N/A	N/A	N/A	22,800	14,250
8	UNC/WSS23-1	N/A	800	1,080	N/A	3,780	5,140
9	UNC/WSS23-2	N/A	800	1,600	N/A	5,600	8,000
10	UNC/BOG21-1	3,750	3,750	3,750	3,750	N/A	N/A
11	UNC/BOG23-1	25,000	80,000	105,000	N/A	N/A	N/A
12	UNC/BOG23-3	143,864.4	72,382	103,500	N/A	N/A	N/A
13	UNC/PBS23-1	N/A	4,950	N/A	17,325	27,225	N/A"

**NON-GENERAL FUND/NON-SCIF CAPITAL PROJECT AUTHORIZATIONS**

**SECTION 40.5** Section 40.4.(a) of S.L. 2023-134 reads as rewritten:

**"SECTION 40.4.(a)** The General Assembly authorizes the following capital projects to be funded with receipts or from other non-General Fund and non-State Capital and Infrastructure Fund sources available to the appropriate department:

**Amount of Non-General Fund/Non-SCIF**

Name of Project	Funding Authorized	
	FY 2023-2024	FY 2024-2025
Department of Natural and Cultural Resources		
Electric Vehicle Fast Chargers	\$2,000,000	\$0
Brunswick Town State Historic Site– Historical Restorations	150,000	0
<u>Mary Ann Britain Education Center</u>	<u>0</u>	<u>2,200,000</u>
<u>Fort Fisher Aquarium Energy Efficiency System</u>	<u>0</u>	<u>2,000,000</u>
<u>Jennette's Pier Weather Station Upgrades</u>	<u>0</u>	<u>100,000</u>
Department of Agriculture and Consumer Services		
Arena and Barn Replacement	1,900,000	0
ASC Lab Renovation	400,000	0
Grain Storage and Drying Improvements	370,000	0
Equipment Shelters Replacement	0	300,000
NCFS Facility and Infrastructure Improvements	1,000,000	0
PTFM Facility and Infrastructure Improvements	1,000,000	0
Raleigh FM Facility and Infrastructure Improvements	1,000,000	0
RS Infrastructure Repairs and Renovations	1,250,000	0
State Fair Gate 8 Restroom Renovation	1,500,000	0
State Fair Infrastructure Improvements	20,000,000	0
State Fair Lunch Facility Renovation	25,500,000	0
Vet Infrastructure Repairs and Renovations	250,000	0
WNCAGCTR Facility and Infrastructure Improvements	1,250,000	0
<u>State Fair Flower Show Building</u>	<u>0</u>	<u>2,250,000</u>
<u>Piedmont Aviary</u>	<u>0</u>	<u>2,000,000</u>
<u>Raleigh State Farmers Market Improvements</u>	<u>0</u>	<u>5,000,000</u>
Department of Public Safety		
Alcoholic Beverage Control– Warehouse Precast Repair	275,000	0

1	ABC New Campus–Advanced Planning	4,700,000	0
2	Department of Adult Correction		
3	Old Craggy Laundry Wastewater/Stormwater Repl.	742,000	0
4	Wildlife Resources Commission		
5	Land Acquisition	5,000,000	5,000,000
6	Game Land Improvements	2,000,000	0
7	Caswell Depot Expansion	2,460,000	0
8	Mills River Equipment Storage	355,000	0
9	Morganton Depot Equipment Storage	340,000	0
10	Rhems Depot Equipment Storage	415,000	0
11	Troy Depot Office/Shop & Storage	1,900,000	0
12	Shooting Range Office & Classroom Constr.	3,100,000	0
13	Mount Holly Depot	0	2,400,000
14	Marion Aquaculture Building	0	600,000
15	<u>Sykes Depot Greenhouse</u>	<u>0</u>	<u>60,000</u>
16	<u>D7 Storage Building</u>	<u>0</u>	<u>400,000</u>
17	<u>Caswell Shooting Range Expansion</u>	<u>0</u>	<u>3,850,000</u>
18	<u>Coastal Restoration &amp; Resiliency</u>	<u>0</u>	<u>500,000</u>
19	<u>Washington Baum Bridge Public Fishing Access</u>	<u>0</u>	<u>875,000</u>
20	<u>Department of Military &amp; Veterans Affairs</u>		
21	<u>Sandhills State Veterans Cemetery</u>	<u>0</u>	<u>2,307,236</u>
22	<u>Eastern Carolina State Veterans Cemetery</u>	<u>0</u>	<u>507,150</u>
23	<u>Coastal Carolina State Veterans Cemetery</u>	<u>0</u>	<u>771,750</u>
24	<u>Salisbury State Veterans Home</u>	<u>0</u>	<u>11,438,910</u>

25  
 26 **TOTAL AMOUNT OF NON-GENERAL**  
 27 **FUND/NON-SCIF CAPITAL PROJECTS**  
 28 **AUTHORIZED**

**\$78,857,000**  
~~**\$8,300,000**~~ **\$42,560,046**

29  
 30 ... "

31  
 32 **PUBLIC SCHOOL BOND ACT 2024**

33 **SECTION 40.6.(a)** Short Title. – This section may be cited as the "Public School  
 34 Bond Act of 2024."

35 **SECTION 40.6.(b)** Purpose. – It is the intent of the General Assembly by this act to  
 36 provide, subject to a vote of the qualified voters of the State, for the issuance of two billion five  
 37 hundred million (\$2,500,000,000) providing funds, with any other available funds, to invest in  
 38 the State's public school facilities, without limitation, for construction, repair, renovation, and  
 39 furnishing of new facilities in order to ensure that the people of North Carolina have access to  
 40 high quality educational facilities.

41 **SECTION 40.6.(c)** Findings – The General Assembly also finds:

- 42 (1) There is a documented need of \$13 billion for the construction and renovation
- 43 of Public School Facilities.
- 44 (2) The State has prudently managed its finances.
- 45 (3) The State has achieved the highest credit rating available by independent
- 46 credit rating agencies.
- 47 (4) The debt proposed by this Act is affordable and preferable to address the needs
- 48 of the people of the State.
- 49 (5) According to the Debt Affordability Advisory Committee, the State's General
- 50 Fund has additional debt capacity of approximately \$8,500,000,000 in Fiscal
- 51 Year 2024-25.



- 1 (6) With issuance of this bond, debt service would remain level at \$466,138,169  
2 in Fiscal Year 2024-25 and decline in subsequent years.

3 **SECTION 40.6(d)** Definitions. – The following definitions apply in this section  
4 unless the context otherwise requires:

- 5 (1) Bonds. – Bonds issued under this section.

- 6 (2) Cost. – The term includes all of the following:

- 7 a. The cost of constructing, reconstructing, renovating, repairing,  
8 enlarging, acquiring, and improving State capital facilities, including  
9 the acquisition of land, rights of way, easements, franchises,  
10 equipment, machinery, furnishings, and other interests in real or  
11 personal property acquired or used in connection with a State capital  
12 facility.
- 13 b. The cost of engineering, architectural, and other consulting services as  
14 may be required.
- 15 c. Administrative expenses and charges.
- 16 d. The cost of providing personnel to ensure effective project  
17 management.
- 18 e. The cost of bond insurance, investment contracts, credit enhancement  
19 and liquidity facilities, interest rate swap agreements or other  
20 derivative products, financial and legal consultants, and related costs  
21 of bond and note issuance, to the extent and as determined by the State  
22 Treasurer.
- 23 f. Finance charges, reserves for debt service, and other types of reserves  
24 required pursuant to the terms of any bond or note or related  
25 documents, interest before and during construction or acquisition of a  
26 State capital facility and, if considered advisable by the State  
27 Treasurer, for a period not exceeding two years after the estimated date  
28 of completion of construction or acquisition.
- 29 g. The cost of bond insurance, investment contracts, credit enhancement  
30 facilities and liquidity facilities, interest rate swap agreements or other  
31 derivative products, financial and legal consultants, and related costs  
32 of the incurrence or issuance of any bond or note.
- 33 h. The cost of reimbursing the State for any payments made for any cost  
34 described in this subdivision.
- 35 i. Any other costs and expenses necessary or incidental to the purposes  
36 of this section.

- 37 (3) Credit facility. – An agreement entered into by the State Treasurer on behalf  
38 of the State with a bank, savings and loan association, or other banking  
39 institution, an insurance company, reinsurance company, surety company or  
40 other insurance institution, a corporation, investment banking firm, or other  
41 investment institution, or any financial institution or other similar provider of  
42 a credit facility, which provider may be located within or without the United  
43 States, such agreement providing for prompt payment of all or any part of the  
44 principal or purchase price (whether at maturity, presentment or tender for  
45 purchase, redemption, or acceleration), redemption premium, if any, and  
46 interest on any bonds or notes payable on demand or tender by the owner, in  
47 consideration of the State agreeing to repay the provider of the credit facility  
48 in accordance with the terms and provisions of such agreement.

- 49 (4) Notes. – Notes issued under this section.

- (5) Par formula. – A provision or formula adopted by the State to provide for the adjustment, from time to time, of the interest rate or rates borne by any bonds or notes, including the following:
  - a. A provision providing for such adjustment so that the purchase price of such bonds or notes in the open market would be as close to par as possible.
  - b. A provision providing for such adjustment based upon a percentage or percentages of a prime rate or base rate, which percentage or percentages may vary or be applied for different periods of time.
  - c. Such other provision as the State Treasurer may determine to be consistent with this act and will not materially and adversely affect the financial position of the State and the marketing of bonds or notes at a reasonable interest cost to the State.
- (6) State. – The State of North Carolina, including any State agency.
- (7) State agency. – Any agency, institution, board, commission, bureau, council, department, division, officer, or employee of the State. The term does not include counties, municipal corporations, political subdivisions, local boards of education, or other local public bodies.

**SECTION 40.6.(e)** Authorization of Bonds and Notes. – Subject to a favorable vote of a majority of the qualified voters of the State who vote on the question of issuing public improvement bonds in the election called and held as provided in this section, the State Treasurer is hereby authorized, by and with the consent of the Council of State, to issue and sell, at one time or from time to time, general obligation bonds of the State to be designated "State of North Carolina Public Improvement Bonds," with any additional designations as may be determined to indicate the issuance of bonds from time to time, or notes of the State as provided in this section, in an aggregate principal amount not exceeding two billion five hundred million dollars (\$2,500,000,000) for the purpose of providing funds, with any other available funds, for the purposes authorized in this section.

**SECTION 40.6.(f)** Pursuant to the provisions of part (e) of this section, no more than four hundred fifty million dollars (\$450,000,000) of bonds shall be issued in Fiscal Year 2024-25, and no more than five hundred million dollars (\$500,000,000) shall be issued in Fiscal Year 2025-26 to ensure that debt service does not increase above the cost incurred in Fiscal Year 2024-25.

**SECTION 40.6.(g)** Use of Public Improvement Bond and Note Proceeds. – (1) Subject to the provisions of subdivision (2) of this subsection, the proceeds of public improvement bonds and notes, including premium thereon, if any, shall be used for the projects in the following general amounts set forth below:

**Public Instruction**

Public Schools

Capital Assistance Program New Schools, Additions, Renovations	\$2,500,000,000
Total for Public Instruction	\$2,500,000,000

- (1b) Process for Allocating Funds from the Unforeseen Costs Reserve. – The Office of State Budget and Management (OSBM) shall set out the process for applying for funds from the Unforeseen Costs Reserve, together with the criteria for assessing such applications, in a Budget Memo. OSBM may allocate funds from the Unforeseen Costs Reserve only when it is satisfied that the conditions set out under these criteria have been met. Once agreed, funds may only be drawn down as needed, in line with project cashflow requirements.

1 (2) Special Allocation Provisions. – In determining the use of the proceeds of  
2 public improvement bonds and notes, including premium thereon, if any, set  
3 forth in subdivision (1) of this subsection, the following special allocation  
4 provisions apply:

5 a. The proceeds of public improvement bonds and notes, including  
6 premium thereon, if any, for public instruction for public schools  
7 capital assistance, as provided in subdivision (1) of this subsection,  
8 shall be allocated as follows:

9 1. Five hundred seventy-five million (\$575,000,00) of such  
10 proceeds shall be allocated equally to each local education  
11 agency (LEA). Each LEA shall receive a base payment of five  
12 million dollars (\$5,000,000).

13 2. One billion nine hundred twenty-five million (\$1,925,000,000)  
14 of such proceeds shall be allocated among local school  
15 administrative units on the basis of average daily membership  
16 for Fiscal Year 2023 where the numerator is average daily  
17 membership for the local administrative unit and the  
18 denominator is the total average daily membership for the state  
19 for FY 2023.

20 3. Any county receiving bond proceeds allocated shall provide  
21 local matching funds from county funds, other non-State funds,  
22 or a combination of these sources for such proceeds, unless  
23 they are a county designated as a development tier one area.  
24 The amount of matching funds shall be (i) one dollar (\$1.00)  
25 of local matching funds for every two dollars (\$2.00) of such  
26 proceeds for a local school administrative unit located in a  
27 county that is a development tier two area, as defined in  
28 G.S. 143B437.08, and (iii) one dollar (\$1.00) of local matching  
29 funds for every one dollar (\$1.00) of such proceeds for a local  
30 school administrative unit located in a county that is a  
31 development tier three area, as defined in G.S. 143B437.08.  
32 The match requirement may be satisfied by non-State  
33 expenditures for public school facilities made on or after  
34 January 1, 2021. If a debt has been incurred since January 1,  
35 2021, for the general purpose of public school facilities, then  
36 the face amount of the debt shall be considered as a non-State  
37 expenditure for public school facilities for the purpose of the  
38 match. No other expenditures made or debts incurred before  
39 January 1, 2021, may be used to satisfy the match requirement.  
40 As counties satisfy the match requirements of this subsection,  
41 they shall document the extent to which they have done so in  
42 periodic reports to the State Board of Education. These reports  
43 shall include any information and documentation required by  
44 the State Board of Education. The State Board of Education  
45 shall certify to the State Treasurer from time to time the extent  
46 to which the match requirements of this subsection have been  
47 met with respect to each county. Bond proceeds shall be  
48 distributed for expenditure only as, and to the extent, the  
49 matching requirement of this section are satisfied, as certified  
50 by the State Board of Education. The State Board of Education  
51 shall also require counties to report annually on the impact of

funds provided under this act on the property tax rate for that year. These reports shall be public documents and shall be furnished to any citizen upon request. If the State Board of Education determines that a county has not met the matching requirement set forth in this subdivision by January 1, 2031, the State Board of Education shall certify that fact to the State Treasurer by March 1, 2031. The State Board of Education shall reallocate unmatched funds in the following manner:

- (i) Proceeds allocated under subdivision (1) shall be reallocated to local administrative units receiving funds under subdivision (1) for which the State Board of Education has certified matching funds.
- (ii) Proceeds allocated under subdivision (2) shall be reallocated to local administrative units receiving funds under subdivision (2) for which the State Board of Education has certified matching funds.

4. A local school administrative unit that receives proceeds under this section shall ensure that such proceeds are used:

- (i) For acquisition of real property and construction, acquisition, reconstruction, enlargement, renovation, or replacement of buildings and other structures, and
- (ii) To supplement local funds for public school capital outlay projects and shall not decrease local funds for those projects from one fiscal year to the next fiscal year, as measured by the most recent five year annual average capital outlay expenditure.

**SECTION 40.6. (g) Allocation and Tracking of Proceeds. –**

(1) Public improvement bonds. – The proceeds of public improvement bonds and notes, including premium thereon, if any, except the proceeds of bonds the issuance of which has been anticipated by bond anticipation notes or the proceeds of refunding bonds or notes, shall be placed by the State Treasurer in a special fund to be designated "Public Improvement Bonds Fund," which may include such appropriate special accounts therein as may be determined by the State Treasurer and shall be disbursed as provided in this section. Monies in the Public Improvement Bonds Fund shall be allocated and expended as provided in this section.

Any additional monies that may be received by means of a grant or grants from the United States of America or any agency or department thereof or from any other source for deposit to the Public Improvement Bonds Fund may be placed in the Public Improvement Bonds Fund or in a separate account or fund and shall be disbursed, to the extent permitted by the terms of the grant or grants, without regard to any limitations imposed by this section.

Monies in the Public Improvement Bonds Fund or any separate account established under this section may be invested from time to time by the State Treasurer in the same manner permitted for investment of monies belonging to the State or held in the State treasury, except with respect to grant money to the extent otherwise directed by the terms of the grant. Investment earnings, except investment earnings with respect to grant monies to the extent otherwise directed or restricted by the terms of the grant, may be (i) credited to the Public Improvement Bonds Fund, (ii) used to pay debt service on the bonds authorized by this section, (iii) used to satisfy compliance with

1 applicable requirements of the federal tax law, or (iv) transferred to the  
 2 General Fund of the State.  
 3 The proceeds of public improvement bonds and notes, including premium  
 4 thereon, if any, may be used with any other monies made available by the  
 5 General Assembly for funding the projects authorized by this section,  
 6 including the proceeds of any other State bond issues, whether heretofore  
 7 made available or that may be made available at the session of the General  
 8 Assembly at which this section is ratified or any subsequent sessions. The  
 9 proceeds of public improvement bonds and notes, including premium thereon,  
 10 if any, shall be expended and disbursed under the direction and supervision of  
 11 the Director of the Budget. The funds provided by this section shall be  
 12 disbursed for the purposes provided in this section upon warrants drawn on  
 13 the State Treasurer by the State Controller, which warrants shall not be drawn  
 14 until requisition has been approved by the Director of the Budget and which  
 15 requisition shall be approved only after full compliance with the State Budget  
 16 Act, Chapter 143C of the General Statutes.

17 (2) Tracking of bond proceeds. – The State Treasurer or the State Treasurer's  
 18 designee is hereby authorized and directed to set up a comprehensive system  
 19 of tracking the proceeds of the public improvement bonds and notes, including  
 20 premium thereon, if any, to the extent necessary to enable the State Treasurer  
 21 or the State Treasurer's designee to properly account for the use of such  
 22 proceeds for compliance with applicable requirements of the federal tax law  
 23 or otherwise. All recipients of such proceeds shall comply with any tracking  
 24 system implemented by the State Treasurer or the State Treasurer's designee  
 25 for this purpose. The State Treasurer may withhold such proceeds from any  
 26 State agency or department not complying with this subdivision.

27 (3) Costs. – Allocations to the costs of a capital improvement or undertaking in  
 28 each case may include allocations to pay the costs set forth in subdivisions c.  
 29 through g. of subdivision (2) of subsection (d) of this section in connection  
 30 with the issuance of bonds for that capital improvement or undertaking.

31 **SECTION 40.6. (h) Election.** – The question of the issuance of the bonds authorized  
 32 by this section shall be submitted to the qualified voters of the State at a Statewide election to be  
 33 held November 5, 2024. Any other primary, election, or referendum validly called or scheduled  
 34 by law at the time the election on the bond question provided for in this subsection is held may  
 35 be held as called or scheduled. Notice of the election shall be given in the manner and at the times  
 36 required by G.S. 16333(8). The election and the registration of voters therefore shall be held  
 37 under and in accordance with the general laws of the State.

38 Ballots, voting systems authorized by Article 14A of Chapter 163 of the General  
 39 Statutes, or both may be used in accordance with rules prescribed by the State Board of Elections.  
 40 The bond question to be used in the ballots or voting systems shall be in substantially the  
 41 following form:

42 "[ ] FOR [ ] AGAINST

43 Authorize the issuance of two billion five hundred million dollars (\$2,500,000,000)  
 44 in public school bonds, plus interest, to pay the cost of constructing and renovating public school  
 45 buildings, secured by a pledge of the faith and credit and taxing power of the State." If a majority  
 46 of those voting on the bond question in the election vote in favor of the issuance of the bonds  
 47 described in the question, those bonds may be issued as provided in this section. If a majority of  
 48 those voting on a bond question in the election do not vote in favor of the issuance of the bonds  
 49 described in the question, those bonds shall not be issued. The results of the election shall be  
 50 canvassed and declared as provided by law for elections for State officers; the results of the

1 election shall be certified by the State Board of Elections to the Secretary of State in the manner  
2 and at the time provided by the general election laws of the State.

3 **SECTION 40.6. (i) Issuance of Bonds and Notes. –**

4 (1) Terms and conditions. – Bonds or notes may bear a date or dates, may be serial  
5 or term bonds or notes, or any combination thereof, may mature in such  
6 amounts and at such time or times, not exceeding 40 years from their date or  
7 dates, may be payable at such place or places, either within or without the  
8 United States of America, in such coin or currency of the United States of  
9 America as at the time of payment is legal tender for payment of public and  
10 private debts, may bear interest at such rate or rates, which may vary from  
11 time to time, and may be made redeemable before maturity, at the option of  
12 the State or otherwise as may be provided by the State, at such price or prices,  
13 including a price less than or greater than the face amount of the bonds or  
14 notes, and under such terms and conditions, all as may be determined by the  
15 State Treasurer, by and with the consent of the Council of State.

16 (2) Signatures; form and denomination; registration. – Bonds or notes may be  
17 issued in certificated or uncertificated form. If issued in certificated form,  
18 bonds or notes shall be signed on behalf of the State by the Governor or shall  
19 bear the Governor's facsimile signature, shall be signed by the State Treasurer  
20 or shall bear the State Treasurer's facsimile signature, and shall bear the Great  
21 Seal of the State, or a facsimile of the Seal shall be impressed or imprinted  
22 thereon. If bonds or notes bear the facsimile signatures of the Governor and  
23 the State Treasurer, the bonds or notes shall also bear a manual signature  
24 which may be that of a bond registrar, trustee, paying agent, or designated  
25 assistant of the State Treasurer. Should any officer whose signature or  
26 facsimile signature appears on bonds or notes cease to be such officer before  
27 the delivery of the bonds or notes, the signature or facsimile signature shall  
28 nevertheless have the same validity for all purposes as if the officer had  
29 remained in office until delivery. Bonds or notes may bear the facsimile  
30 signatures of persons, who at the actual time of the execution of the bonds or  
31 notes shall be the proper officers to sign any bond or note, although at the date  
32 of the bond or note such persons may not have been such officers. The form  
33 and denomination of bonds or notes, including the provisions with respect to  
34 registration of the bonds or notes and any system for their registration, shall  
35 be as the State Treasurer may determine in conformity with this section.

36 (3) Manner of sale; expenses. – Subject to the approval by the Council of State as  
37 to the manner in which bonds or notes shall be offered for sale, whether at  
38 public or private sale, whether within or without the United States, and  
39 whether by publishing notices in certain newspapers and financial journals,  
40 mailing notices, inviting bids by correspondence, negotiating contracts of  
41 purchase, or otherwise, the State Treasurer is authorized to sell bonds or notes  
42 at one time or from time to time at any rates of interest, which may vary from  
43 time to time, and at any prices, including a price less than or greater than the  
44 face amount of the bonds or notes, as the State Treasurer may determine. All  
45 expenses incurred in the preparation, sale, and issuance of bonds or notes shall  
46 be paid by the State Treasurer from the proceeds of bonds or notes or other  
47 available moneys.

48 (4) Notes; repayment. –

49 a. By and with the consent of the Council of State, the State Treasurer is  
50 hereby authorized to borrow money and to execute and issue notes of

- 1 the State for the same, but only in the following circumstances and  
2 under the following conditions:
- 3 1. For anticipating the sale of bonds, the issuance of which the  
4 Council of State has approved, if the State Treasurer considers  
5 it advisable to postpone the issuance of the bonds;
  - 6 2. For the payment of interest on or any installment of principal  
7 of any bonds then outstanding, if there are not sufficient funds  
8 in the State treasury with which to pay the interest or  
9 installment of principal as they respectively become due;
  - 10 3. For the renewal of any loan evidenced by notes authorized in  
11 this section;
  - 12 4. For the purposes authorized in this section; and
  - 13 5. For refunding bonds or notes as authorized in this section.
- 14 b. Funds derived from the sale of bonds or notes may be used in the  
15 payment of any bond anticipation notes issued under this section.  
16 Funds provided by the General Assembly for the payment of interest  
17 on or principal of bonds shall be used in paying the interest on or  
18 principal of any notes and any renewals thereof, the proceeds of which  
19 shall have been used in paying interest on or principal of the bonds.
- 20 (5) Refunding bonds and notes. – By and with the consent of the Council of State,  
21 the State Treasurer is authorized to issue and sell refunding bonds and notes  
22 pursuant to the provisions of the State Refunding Bond Act for the purpose of  
23 refunding bonds or notes issued pursuant to this section. The refunding bonds  
24 and notes may be combined with any other issues of State bonds and notes  
25 similarly secured. Refunding bonds or notes may be issued at any time prior  
26 to the final maturity of the debt obligation to be refunded. The proceeds from  
27 the sale of any refunding bonds or notes shall be applied to the immediate  
28 payment and retirement of the bonds or notes being refunded or, if not required  
29 for the immediate payment of the bonds or notes being refunded, the proceeds  
30 shall be deposited in trust to provide for the payment and retirement of the  
31 bonds or notes being refunded and to pay any expenses incurred in connection  
32 with the refunding. Money in a trust fund may be invested in (i) direct  
33 obligations of the United States government, (ii) obligations the principal of  
34 and interest on which are guaranteed by the United States government, (iii)  
35 obligations of any agency or instrumentality of the United States government  
36 if the timely payment of principal and interest on the obligations is  
37 unconditionally guaranteed by the United States government, or (iv)  
38 certificates of deposit issued by a bank or trust company located in the State  
39 if the certificates are secured by a pledge of any of the obligations described  
40 in (i), (ii), or (iii) above having an aggregate market value, exclusive of  
41 accrued interest, equal at least to the principal amount of the certificates so  
42 secured. This section does not limit the duration of any deposit in trust for the  
43 retirement of bonds or notes being refunded but that have not matured and are  
44 not presently redeemable, or if presently redeemable, have not been called for  
45 redemption.
- 46 (6) Tax exemption. – Bonds and notes shall at all times be free from taxation by  
47 the State or any political subdivision or any of their agencies, excepting estate,  
48 inheritance, or gift taxes, income taxes on the gain from the transfer of bonds  
49 or notes, and franchise taxes. The interest on bonds or notes is not subject to  
50 taxation as income.

- 1 (7) Investment eligibility. – Bonds and notes are securities in which all of the  
2 following may invest, including capital in their control or belonging to them:  
3 public officers, agencies, and public bodies of the State and its political  
4 subdivisions, all insurance companies, trust companies, investment  
5 companies, banks, savings banks, savings and loan associations, credit unions,  
6 pension or retirement funds, other financial institutions engaged in business  
7 in the State, executors, administrators, trustees, and other fiduciaries. Bonds  
8 and notes are hereby made securities which may properly and legally be  
9 deposited with and received by any officer or agency of the State or political  
10 subdivision of the State for any purpose for which the deposit of bonds, notes,  
11 or obligations of the State or any political subdivision is now or may hereafter  
12 be authorized by law.
- 13 (8) Faith and credit. – The faith and credit and taxing power of the State are hereby  
14 pledged for the payment of the principal of and the interest on bonds and notes.  
15 The State expressly reserves the right to amend any provision of this section  
16 to the extent it does not impair any contractual right of a bond owner.
- 17 (9) Other agreements. – The State Treasurer may authorize, execute, obtain, or  
18 otherwise provide for bond insurance, investment contracts, credit and  
19 liquidity facilities, interstate swap agreements and other derivative products,  
20 and any other related instruments and matters the State Treasurer determines  
21 are desirable in connection with issuance, incurrence, carrying, or securing of  
22 bonds or notes. The State Treasurer is authorized to employ and designate any  
23 financial consultants, underwriters, and bond attorneys to be associated with  
24 any bond or note issue under this section as the State Treasurer considers  
25 necessary.

26 **SECTION 40.6.(j)** Variable Rate Demand Bonds and Notes. – In fixing the details  
27 of bonds and notes, the State Treasurer may provide that any of the bonds or notes may:

- 28 (1) Be made payable from time to time on demand or tender for purchase by the  
29 owner, if a credit facility supports the bonds or notes, unless the State  
30 Treasurer specifically determines that a credit facility is not required upon a  
31 finding and determination by the State Treasurer that the absence of a credit  
32 facility will not materially and adversely affect the financial position of the  
33 State and the marketing of the bonds or notes at a reasonable interest cost to  
34 the State;
- 35 (2) Be additionally supported by a credit facility;
- 36 (3) Be made subject to redemption or a mandatory tender for purchase prior to  
37 maturity;
- 38 (4) Bear interest at a rate or rates that may vary for any period of time, as may be  
39 provided in the proceedings providing for the issuance of the bonds or notes,  
40 including, without limitation, such variations as may be permitted pursuant to  
41 a par formula; and
- 42 (5) Be made the subject of a remarketing agreement whereby an attempt is made  
43 to remarket bonds or notes to new purchasers prior to their presentment for  
44 payment to the provider of the credit facility or to the State.

45 If the aggregate principal amount payable by the State under a credit facility is in  
46 excess of the aggregate principal amount of bonds or notes secured by the credit facility, whether  
47 as a result of the inclusion in the credit facility of a provision for the payment of interest for a  
48 limited period of time or the payment of a redemption premium or for any other reason, then the  
49 amount of authorized but unissued bonds or notes during the term of such credit facility shall not  
50 be less than the amount of such excess, unless the payment of such excess is otherwise provided  
51 for by agreement of the State executed by the State Treasurer.



**SECTION 40.6.(k)** Interpretation of Section. –

- (1) Additional method. – The foregoing subsections of this section shall be deemed to provide an additional and alternative method for the doing of the things authorized under it and shall be regarded as supplemental and additional to powers conferred by other laws and shall not be regarded as in derogation of any powers now existing.
- (2) Statutory references. – References in this section to specific sections or Chapters of the General Statutes or to specific acts are intended to be references to such sections, Chapters, or acts as they may be amended from time to time by the General Assembly.
- (3) Broad construction. – This section, being necessary for the health and welfare of the people of the State, shall be broadly construed to effect the purposes thereof.
- (4) Inconsistent provisions. – Insofar as the provisions of this section are inconsistent with the provisions of any general, special, or local laws, or parts thereof, the provisions of this section shall be controlling.
- (5) Severability. – If any provision of this section or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the section which can be given effect without the invalid provision or application, and to this end the provisions of this section are declared to be severable.

**SECTION 40.6.(l)** This section is effective when it becomes law.

**CAPITAL PROJECT MANAGEMENT FLEXIBILITY**

**SECTION 40.7** G.S. 143C-4-3.1 reads as rewritten:

**"§ 143C-4-3.1. State Capital and Infrastructure Fund.**

(e) Use of Funds. – Monies in the Fund shall first be used to meet the debt service obligations supported by the General Fund. In addition to meeting the debt service obligations supported by the General Fund, monies in the Fund may be used for the following purposes:

- (1) New State and The University of North Carolina capital projects governed pursuant to Article 8 of Chapter 143C of the General Statutes.
- (2) Repair and renovation of existing capital assets, as provided in G.S. 143C-813.
- (3) Broadband infrastructure projects funded through appropriations to the Growing Rural Economies with Access to Technology Fund established in G.S. 143B-1373(b).
- (4) Projects and grants identified in the Current Operations Appropriations Act or that have been authorized and funded by an act of the General Assembly. With the exception of health facilities licensed under Chapter 131E or Chapter 122C of the General Statutes, grants intended for affordable housing or other residential purposes are not an allowable use of monies in the Fund.
- (5) Up to 5% of the funds allocated for projects authorized under subsections (1) and (2) of this section may be used by a State agency to provide time-limited support for construction management personnel."

**PART XLI. TRANSPORTATION****CASH FLOW HIGHWAY FUND AND HIGHWAY TRUST FUND APPROPRIATIONS**

**SECTION 41.1.(a)** Subsections (b) and (c) of Section 4.1 of S.L. 2023-134 are repealed.

1           **SECTION 41.1.(b)** The General Assembly authorizes and certifies anticipated  
 2 revenues for the Highway Fund as follows:

3	For Fiscal Year 2025-2026	\$3,215 million
4	For Fiscal Year 2026-2027	\$3,229 million
5	For Fiscal Year 2027-2028	\$3,293 million
6	For Fiscal Year 2028-2029	\$3,448 million

7           **SECTION 41.1.(c)** The General Assembly authorizes and certifies anticipated  
 8 revenues for the Highway Trust Fund as follows:

9	For Fiscal Year 2025-2026	\$2,315 million
10	For Fiscal Year 2026-2027	\$2,359 million
11	For Fiscal Year 2027-2028	\$2,426 million
12	For Fiscal Year 2028-2029	\$2,486 million

13           **SECTION 41.1.(d)** The Department of Transportation, in collaboration with the  
 14 Office of State Budget and Management, shall develop a ten-year revenue forecast. The first  
 15 fiscal year in the ten-year revenue forecast shall be the 2027-2028 fiscal year. The ten-year  
 16 revenue forecast developed under this subsection shall be used (i) to develop the four-year cash  
 17 flow estimates included in the biennial budgets, (ii) to develop the Strategic Transportation  
 18 Improvement Program, and (iii) by the Department of the State Treasurer to compute  
 19 transportation debt capacity.

20  
 21 **FINANCIAL SUPPORT FOR BICYCLE AND PEDESTRIAN IMPROVEMENT**  
 22 **PROJECTS**

23           **SECTION 41.2** G.S. 136-189.11(d)(3)(c) is repealed.

24  
 25 **FY 2021-2022 AND FY 2022-2023 CORRECTION OF BUDGETING OF CASH**  
 26 **TRANSACTIONS**

27           **SECTION 41.3.(a)** Section 3.2 of S.L. 2021-180 reads as rewritten:

28           **"SECTION 3.2.** The Highway Fund availability used in developing the 2021 2023 fiscal  
 29 biennial budget is shown below:

31	<b>Highway Fund Availability</b>	<b>FY 2021-2022</b>	<b>FY 2022-2023</b>
32	Actual Over Collections	249,824,965	
33	<del>Partial Accounting of HTF Cash Advance Repayments</del> <u>General Maintenance Reserve (GMR)</u>		
34	(176,577,495)		
35	Transfer of Funds to Emergency Reserve		
36	(G.S. 136-44.2E(b) and (d))	(61,000,000)	
37	Estimated Ferry Overdrafts	(7,971,879)	
38	Ferry Vessels – Salvo and Avon	(4,275,591)	
39			
40	Beginning Balance	0	0
41	Motor Fuels Tax	1,672,500,000	1,641,700,000
42	Licenses and Fees	872,600,000	875,600,000
43	Highway Short-Term Lease	10,000,000	10,000,000
44	Investment Income	1,500,000	1,500,000
45			
46	Adjustments to Availability		
47	Additional Highway Short-Term Lease	69,800,000	74,600,000
48			
49	<b>Total Highway Fund Availability</b>	<b>\$2,626,400,000</b>	<b>\$2,603,400,000"</b>

50           **SECTION 41.3.(b)** Section 3.4 of S.L. 2021-180, as amended by Section 1.3 of S.L.  
 51 2021-189, reads as rewritten:

"SECTION 3.4. The Highway Trust Fund availability used in developing the 2021 2023 fiscal biennial budget is shown below:

<b>Highway Trust Fund Availability</b>	<b>FY 20212022</b>	<b>FY 20222023</b>
Actual Over Collections	326,587,369	
<del>Partial Accounting of Cash Advance Repayments</del>	<del>176,577,495</del>	
STI Projects	<del>(503,164,864)</del>	<u>(326,587,369)</u>
Beginning Balance	0	
Highway Use Tax	958,300,000	997,900,000
Motor Fuels Tax	418,000,000	546,300,000
Fees	173,700,000	182,100,000
Investment Income	2,000,000	2,000,000
<b>Total Highway Trust Fund Availability</b>	<b>\$1,552,000,000</b>	<b>\$1,728,300,000"</b>

**SECTION 41.3.(c)** Section 3.2 of S.L. 2022-74 reads as rewritten:

"SECTION 3.2. The Highway Fund availability for the 2022-2023 fiscal year in Section 3.2 of S.L. 2021-180 is repealed. The Highway Fund availability used in adjusting the 2022-2023 fiscal year budget is shown below:

<b>Highway Fund Availability</b>	<b>FY 2022-2023</b>
Projected Over Collections	\$107,700,000
<del>Partial Accounting of HTF Cash Advance Repayments</del> <u>General Maintenance Reserve</u>	
<u>(GMR)</u>	(107,700,000)
Beginning Balance	0
Motor Fuels Tax	1,776,100,000
Licenses and Fees	872,200,000
Sales Tax Transfer – 2%	193,100,000
Highway Short-Term Lease	95,300,000
Investment income	1,500,000
<b>Total Highway Fund Availability</b>	<b>\$2,938,200,000"</b>

**SECTION 41.3.(d)** Section 3.4 of S.L. 2022-74 reads as rewritten:

"SECTION 3.4. The Highway Trust Fund availability for the 2022-2023 fiscal year set out in Section 3.4 of S.L. 2021-180 is repealed. The Highway Trust Fund availability used in adjusting the 2022-2023 fiscal year budget is shown below:

<b>Highway Trust Fund Availability</b>	<b>FY 2022-2023</b>
Projected Over Collections	\$74,800,000
<del>Partial Accounting of Cash Advance Repayments</del>	<del>107,700,000</del>
STI Projects	<del>(182,500,000)</del>
Beginning Balance	0
Highway Use Tax	1,086,000,000
Motor Fuels Tax	590,100,000
Fees	158,000,000
Investment Income	1,400,000
<b>Total Highway Trust Fund</b>	<b>\$1,835,500,000"</b>

**PART XLII. FINANCE PROVISIONS**

**PERSONAL INCOME TAX RATE REDUCTION FAIRNESS**

**SECTION 42.1.(a)** G.S. 105-153.7(a) reads as rewritten:

1 **"§ 105-153.7. Individual income tax imposed.**

2 (a) Tax. – A tax is imposed for each taxable year on the North Carolina taxable income  
 3 of every individual. The tax shall be levied, collected, and paid annually. ~~Except as otherwise~~  
 4 ~~provided in subsection (a1) of this section, t~~The tax is a percentage of the taxpayer's North  
 5 Carolina taxable income computed as follows:

6	Taxable Years Beginning	Tax
7	In 2022	4.99%
8	In 2023	4.75%
9	In 2024	<del>4.5%</del> 4.5%.
10	<del>In 2025</del>	<del>4.25%</del>
11	<del>After 2025</del>	<del>3.99%."</del>

12 **SECTION 42.1.(b)** Subsection (a) of this section is effective for taxable years  
 13 beginning on or after January 1, 2024, and before January 1, 2025.

14 **SECTION 42.1.(c)** G.S. 105-153.7.(a1) is repealed.

15 **SECTION 42.1.(d)** G.S. 105-153.7(a) reads as rewritten:

16 **"§ 105-153.7. Individual income tax imposed.**

17 (a) Tax. – A tax is imposed for each taxable year on the North Carolina taxable income  
 18 of every individual. The tax shall be levied, collected, and paid annually. The tax is—a  
 19 percentages shall be computed at the following percentages of the taxpayer's North Carolina  
 20 taxable income computed as follows: income:

21	<del>Taxable Years Beginning</del>	<del>Tax</del>
22	<del>In 2022</del>	<del>4.99%</del>
23	<del>In 2023</del>	<del>4.75%</del>
24	<del>In 2024</del>	<del>4.5%.</del>

<u>Filing Status</u>	<u>Taxable Income</u>	<u>Tax Rate</u>
<u>Married, filing jointly</u>	<u>Up to \$200,000</u>	<u>4.25%</u>
	<u>Over \$200,000</u>	<u>4.5%</u>
<u>Head of Household</u>	<u>Up to \$150,000</u>	<u>4.25%</u>
	<u>Over \$150,000</u>	<u>4.5%</u>
<u>Single</u>	<u>Up to \$100,000</u>	<u>4.25%</u>
	<u>Over \$100,000</u>	<u>4.5%</u>
<u>Married, filing separately</u>	<u>Up to \$100,000</u>	<u>4.25%</u>
	<u>Over \$100,000</u>	<u>4.5%."</u>

36 **SECTION 42.1.(e)** Subsection (d) of this section is effective for taxable years  
 37 beginning on or after January 1, 2025, and before January 1, 2026.

38 **SECTION 42.1.(f)** G.S. 105-153.7(a) reads as rewritten:

39 **"§ 105-153.7. Individual income tax imposed.**

40 (a) Tax. – A tax is imposed for each taxable year on the North Carolina taxable income  
 41 of every individual. The tax shall be levied, collected, and paid annually. The tax shall be  
 42 computed at the following percentages of the taxpayer's North Carolina taxable income:

<b>Filing Status</b>	<b>Taxable Income</b>	<b>Tax Rate</b>
Married, filing jointly	Up to \$200,000	<del>4.25%</del> 3.99%
	Over \$200,000	4.5%
Head of Household	Up to \$150,000	<del>4.25%</del> 3.99%
	Over \$150,000	4.5%
Single	Up to \$100,000	<del>4.25%</del> 3.99%
	Over \$100,000	4.5%
Married, filing separately	Up to \$100,000	<del>4.25%</del> 3.99%

1 Over \$100,000 4.5%."  
2 **SECTION 42.1.(g)** Subsection (f) of this section is effective for taxable years  
3 beginning on or after January 1, 2026.

4 **SECTION 42.1.(h)** G.S. 105-131A(b) reads as rewritten:

5 "(b) Taxable Income of Taxed S Corporation. – A tax is imposed for the taxable period on  
6 the North Carolina taxable income of a taxed S Corporation. The tax shall be levied, collected,  
7 and paid annually. The tax is imposed on the North Carolina taxable income at the ~~rate~~rates  
8 levied in ~~G.S. 105-153.7~~G.S. 105-153.7, as applied to single filers. The North Carolina taxable  
9 income of a taxed S Corporation is determined as follows:

- 10 (1) The North Carolina taxable income of a taxed S Corporation with respect to  
11 such taxable period shall be equal to the sum of the following:  
12 a. Each shareholder's pro rata share of the taxed S Corporation's income or  
13 loss, subject to the adjustments provided in G.S. 105-153.5 and  
14 G.S. 105-153.6, attributable to the State.  
15 (2) Separately stated items of deduction are not included when calculating each  
16 shareholder's pro rata share of the taxed S Corporation's taxable income. For  
17 purposes of this subdivision, separately stated items are those items described  
18 in section 1366 of the Code and the regulations under it.  
19 (3) The adjustments required by G.S. 105-153.5(c3) are not included in the  
20 calculation of the taxed S Corporation's taxable income."

21 **SECTION 42.1.(i)** G.S. 105-154.1(b) reads as rewritten:

22 "(b) Taxable Income of Taxed Partnership. – A tax is imposed for the taxable period on the  
23 North Carolina taxable income of a taxed partnership. The tax shall be levied, collected, and paid  
24 annually. The tax is imposed on the North Carolina taxable income at the ~~rate~~rates levied in  
25 ~~G.S. 105-153.7~~G.S. 105-153.7, as applied to single filers. The North Carolina taxable income of  
26 a taxed partnership is determined as follows:

- 27 (1) The North Carolina taxable income of a taxed partnership with respect to such  
28 taxable period shall be equal to the sum of the following for partners defined  
29 under G.S. 105-154.1(a)(1) through G.S. 105-154.1(a)(4):  
30 a. Each partner's distributive share of the taxed partnership's income or loss,  
31 subject to the adjustments provided in G.S. 105-153.5 and  
32 G.S. 105-153.6, attributable to the State.  
33 (2) Separately stated items of deduction are not included when calculating each  
34 partner's distributive share of the taxed partnership's taxable income. For  
35 purposes of this subdivision, separately stated items are those items described  
36 in section 702 of the Code and the regulations adopted under it.  
37 (3) The adjustments required by G.S. 105-153.5(c3) are not included in the  
38 calculation of the taxed partnership's taxable income."

39 **SECTION 42.1.(j)** Subsections (h) and (i) of this section are effective for taxable  
40 years beginning on or after January 1, 2025.

## 41 REENACT MODIFIED CHILD AND DEPENDENT CARE TAX CREDIT

42 **SECTION 42.2.(a)** G.S. 105-151.11 is reenacted as it existed immediately before its  
43 expiration, is recodified as G.S. 105-153.11, and reads as rewritten:

44 **"§ 105-151.11. Credit for child care and certain employment-related expenses.**

45 (a) Credit. – A person who is allowed a credit against federal income tax for a percentage  
46 of employment-related expenses under section 21 of the Code shall be allowed as a credit against  
47 the tax imposed by this Part an amount equal to ~~the applicable percentage~~50% of the amount of  
48 the credit provided for in Section 21 of the ~~Code~~Code, except as reduced by the percentage  
49 reduction in subsection (c), which is claimed and allowed pursuant to the Internal Revenue Code.  
50

To claim the credit allowed by this section, the taxpayer must provide with the tax return the information required by the Secretary of Revenue.

~~(a1) Applicable Percentage. For employment-related expenses that are incurred only with respect to one or more dependents who are seven years old or older and are not physically or mentally incapable of caring for themselves, the applicable percentage is the appropriate percentage in the column labeled "Percentage A" in the table below, based on the taxpayer's adjusted gross income determined under the Code. For employment-related expenses with respect to any other qualifying individual, the applicable percentage is the appropriate percentage in the column labeled "Percentage B" in the table below, based on the taxpayer's adjusted gross income determined under the Code.~~

<del>Filing Status</del>	<del>Adjusted Gross Income</del>	<del>Percentage A</del>	<del>Percentage B</del>
<del>Head of Household</del>	<del>Up to \$20,000</del>	<del>9%</del>	<del>13%</del>
	<del>Over \$20,000</del>		
	<del>up to \$32,000</del>	<del>8%</del>	<del>11.5%</del>
<del>Surviving Spouse or Joint Return</del>	<del>Over \$32,000</del>	<del>7%</del>	<del>10%</del>
	<del>Up to \$25,000</del>	<del>9%</del>	<del>13%</del>
	<del>Over \$25,000 up to \$40,000</del>	<del>8%</del>	<del>11.5%</del>
<del>Single</del>	<del>Over \$40,000</del>	<del>7%</del>	<del>10%</del>
	<del>Up to \$15,000</del>	<del>9%</del>	<del>13%</del>
	<del>Over \$15,000 up to \$24,000</del>	<del>8%</del>	<del>11.5%</del>
<del>Married Filing Separately</del>	<del>Over \$24,000</del>	<del>7%</del>	<del>10%</del>
	<del>Up to \$12,500</del>	<del>9%</del>	<del>13%</del>
	<del>Over \$12,500 up to \$20,000</del>	<del>8%</del>	<del>11.5%</del>
	<del>Over \$20,000</del>	<del>7%</del>	<del>10%</del>

(b) Employment Related Expenses. – The amount of employment-related expenses for which a credit may be claimed may not exceed three thousand dollars (\$3,000) if the taxpayer's household includes one qualifying individual, as defined in section 21(b)(1) of the Code, and may not exceed six thousand dollars (\$6,000) if the taxpayer's household includes more than one qualifying individual. The amount of employment-related expenses for which a credit may be claimed is reduced by the amount of employer-provided dependent care assistance excluded from gross income.

(c) Phaseout. – The credit allowed by this section shall be reduced by a percentage listed below, rounded to the nearest percentage point, based on the taxpayer's adjusted gross income as calculated under the Code:

<u>Filing Status</u>	<u>For AGI Exceeding</u>	<u>Percentage Reduction</u>
<u>Married, filing jointly</u>	<u>\$150,000</u>	<u>The lesser of 100% or</u> <u>[(Taxpayer's AGI – \$150,000) / \$50,000]</u>
<u>Head of Household</u>	<u>\$112,500</u>	<u>The lesser of 100% or</u> <u>[(Taxpayer's AGI – \$112,500) / \$37,500]</u>
<u>Single or Married,</u> <u>Filing Separately</u>	<u>\$75,000</u>	<u>The lesser of 100% or</u> <u>[(Taxpayer's AGI – \$75,000) / \$25,000]</u>

~~(e)(d)~~ Limitations. – A nonresident or part-year resident who claims the credit allowed by this section shall reduce the amount of the credit by multiplying it by the fraction calculated under ~~G.S. 105-134.5(b) or (e),~~ G.S. 105-153.4(b) or (c), as appropriate. No credit shall be allowed under this section for amounts deducted in calculating North Carolina taxable income. ~~The credit allowed by this section may not exceed the amount of tax imposed by this Part for the taxable year reduced by the sum of all credits allowable, except for payments of tax made by or on behalf of the taxpayer.~~

(e) Credit Refundable. – If the credit allowed by this section exceeds the amount of tax imposed by this Part for the taxable year reduced by the sum of all credits allowable, the Secretary must refund the excess to the taxpayer. The refundable excess is governed by the provisions governing a refund of an overpayment by the taxpayer of the tax imposed in this Part. In computing the amount of tax against which multiple credits are allowed, nonrefundable credits are subtracted before refundable credits."

**SECTION 42.2.(b)** Subsection (a) of this section becomes effective for taxable years beginning on or after January 1, 2024.

**MAINTAIN COMPETITIVE CORPORATE INCOME TAX RATE**

**SECTION 42.3** Section 42.2 of S.L. 2021-180 is repealed.

**USE SALES TAX REVENUES FOR TRANSPORTATION NEEDS**

**SECTION 42.4** G.S. 105-164.44M reads as rewritten:

"...

(b) Transportation Needs. – At the end of each ~~quarter,~~month, the Secretary must transfer to the Funds listed below a percentage of the net proceeds of the tax collected under this Article at the State's general rate of tax set in G.S. 105-164.4(a). The percentages that must be transferred are as follows:

<u>Fiscal Year</u>	<u>Percentage to Highway Fund</u>	<u>Percentage to Highway Trust Fund</u>
2022-23	2%	0%
2023-24 <u>and thereafter</u>	1%	<del>3%</del> <u>3%.</u> "
<del>2024-25 and thereafter</del>	<del>1.5%</del>	<del>4.5%.</del>

**REENACT MODIFIED CONSERVATION TAX CREDIT**

**SECTION 42.5.(a)** G.S. 105-130.34 is reenacted as it existed immediately before its expiration and reads as rewritten:

**"§ 105-130.34. Credit for certain real property donations.**

(a) Credit. – Any C Corporation that makes a qualified donation of an interest in real property located in North Carolina during the taxable year that is useful for ~~(i) public beach access or use, (ii) public access to public waters or trails, (iii) fish and wildlife conservation, (iv) forestland or farmland conservation, (v) watershed protection, (vi) conservation of natural areas~~

1 as that term is defined in G.S. 113A-164.3(3), (vii) conservation of natural or scenic river areas  
 2 as those terms are used in G.S. 113A-34, (viii) conservation of predominantly natural parkland,  
 3 ~~or (ix) historic landscape conservation~~ (i) for forestland or farmland preservation, (ii) for fish and  
 4 wildlife conservation, (iii) as a buffer to limit land use activities that would restrict, impede, or  
 5 interfere with military training, testing, or operations on a military installation or training area or  
 6 otherwise be incompatible with the mission of the installation, (iv) for floodplain protection in a  
 7 county that, in the five years preceding the donation, was the subject of a Type II or Type III  
 8 gubernatorial disaster declaration, as provided in G.S. 166A-19.21, as a result of a natural  
 9 disaster, (v) for historic landscape conservation, or (vi) for public trails or access to public trails  
 10 is allowed a credit against the tax imposed by this Part equal to twenty-five percent (25%) of the  
 11 fair market value of the donated property interest. To be eligible for this credit, the interest in  
 12 real property must be donated in perpetuity for one of the qualifying uses listed in this subsection  
 13 and accepted in perpetuity for the qualifying use for which the property is donated. The person  
 14 to whom the property is donated must be the State, a local government, or a body that is both  
 15 organized to receive and administer lands for conservation purposes and qualified to receive  
 16 charitable contributions pursuant to G.S. 105-130.9. Lands required to be dedicated pursuant to  
 17 local governmental regulation or ordinance and dedications made to increase building density  
 18 levels permitted under a regulation or ordinance are not eligible for this credit.

19 The credit allowed under this section for one or more qualified donations made in a taxable  
 20 year may not exceed five hundred thousand dollars (\$500,000). To support the credit allowed by  
 21 this section, the taxpayer must file with the income tax return for the taxable year in which the  
 22 credit is claimed the following:

23 (1) A certification by the Department of ~~Environment and Natural~~ Environment and Cultural  
 24 Resources that the property donated is suitable for one or more of the valid  
 25 public benefits set forth in this subsection.

26 (2) A self-contained appraisal report or summary appraisal report as defined in  
 27 Standards Rule 2-2 in the latest edition of the Uniform Standards of  
 28 Professional Appraisal Practice as promulgated by the Appraisal Foundation  
 29 for the property. For fee simple absolute donations of real property, a taxpayer  
 30 may submit documentation of the county's appraised value of the donated  
 31 property, as adjusted by the sales assessment ratio, in lieu of an appraisal  
 32 report.

33 (b) Limitation. – The credit allowed by this section may not exceed the amount of tax  
 34 imposed by this Part for the taxable year reduced by the sum of all credits allowed, except  
 35 payments of tax made by or on behalf of the taxpayer.

36 (c) Carryforward. – Any unused portion of this credit may be carried forward for the next  
 37 succeeding five years.

38 (d) No Double Benefit. – That portion of a qualifying donation that is the basis for a credit  
 39 allowed under this section is not eligible for deduction as a charitable contribution under  
 40 G.S. 105-130.9."

41 **SECTION 42.5.(b)** G.S. 105-151.12 is reenacted as it existed immediately before its  
 42 expiration, is recodified as G.S. 105-153.12, and reads as rewritten:

43 "**§ 105-153.12. Credit for certain real property donations.**

44 (a) Credit. – An individual or pass-through entity that makes a qualified donation of an  
 45 interest in real property located in North Carolina during the taxable year that is useful for ~~(i)~~  
 46 ~~public beach access or use,~~ (ii) public access to public waters or trails, (iii) fish and wildlife  
 47 conservation, (iv) forestland or farmland conservation, (v) watershed protection, (vi)  
 48 conservation of natural areas as that term is defined in G.S. 113A-164.3(3), (vii) conservation of  
 49 natural or scenic river areas as those terms are used in G.S. 113A-34, (viii) conservation of  
 50 ~~predominantly natural parkland, or (ix) historic landscape conservation~~ (i) for forestland or  
 51 farmland preservation, (ii) for fish and wildlife conservation, (iii) as a buffer to limit land use



1 activities that would restrict, impede, or interfere with military training, testing, or operations on  
2 a military installation or training area or otherwise be incompatible with the mission of the  
3 installation, (iv) for floodplain protection in a county that, in the five years preceding the  
4 donation, was the subject of a Type II or Type III gubernatorial disaster declaration, as provided  
5 in G.S. 166A-19.21, as a result of a natural disaster, (v) for historic landscape conservation, or  
6 (vi) for public trails or access to public trails is allowed a credit against the tax imposed by this  
7 Part equal to twenty-five percent (25%) of the fair market value of the donated property interest.  
8 To be eligible for this credit, the interest in property must be donated in perpetuity for one of the  
9 qualifying uses listed in this subsection and accepted in perpetuity for the qualifying use for  
10 which the property is donated. The person to whom the property is donated must be the State, a  
11 local government, or a body that is both organized to receive and administer lands for  
12 conservation purposes and qualified to receive charitable contributions under the Code. Lands  
13 required to be dedicated pursuant to local governmental regulation or ordinance and dedications  
14 made to increase building density levels permitted under a regulation or ordinance are not eligible  
15 for this credit.

16 To support the credit allowed by this section, the taxpayer must file with the income tax return  
17 for the taxable year in which the credit is claimed the following:

- 18 (1) A certification by the Department of ~~Environment and Natural~~ Environment and Cultural  
19 Resources that the property donated is suitable for one or more of the valid  
20 public benefits set forth in this subsection. The certification for a qualified  
21 donation made by a pass-through entity must be filed by the pass-through  
22 entity.
- 23 (2) A self-contained or summary appraisal report as defined in Standards Rule  
24 2-2 in the latest edition of the Uniform Standards of Professional Appraisal  
25 Practice as promulgated by the Appraisal Foundation for the property. For fee  
26 simple absolute donations of real property, a taxpayer may submit  
27 documentation of the county's appraised value of the donated property, as  
28 adjusted by the sales assessment ratio, in lieu of an appraisal report.

29 (a1) Individuals. – The aggregate amount of credit allowed to an individual in a taxable  
30 year under this section for one or more qualified donations made during the taxable year, whether  
31 made directly or indirectly as owner of a pass-through entity, may not exceed two hundred fifty  
32 thousand dollars (\$250,000). In the case of property owned by a married couple, if both spouses  
33 are required to file North Carolina income tax returns, the credit allowed by this section may be  
34 claimed only if the spouses file a joint return. The aggregate amount of credit allowed to a  
35 husband and wife filing a joint tax return may not exceed five hundred thousand dollars  
36 (\$500,000). If only one spouse is required to file a North Carolina income tax return, that spouse  
37 may claim the credit allowed by this section on a separate return.

38 (a2) Pass-Through Entities. – The aggregate amount of credit allowed to a pass-through  
39 entity in a taxable year under this section for one or more qualified donations made during the  
40 taxable year, whether made directly or indirectly as owner of another pass-through entity, may  
41 not exceed five hundred thousand dollars (\$500,000). Each individual who is an owner of a  
42 pass-through entity is allowed as a credit an amount equal to the owner's allocated share of the  
43 credit to which the pass-through entity is eligible under this subsection, not to exceed two  
44 hundred fifty thousand dollars (\$250,000). Each corporation that is an owner of a pass-through  
45 entity is allowed as a credit an amount equal to the owner's allocated share of the credit to which  
46 the pass-through entity is eligible under this subsection, not to exceed five hundred thousand  
47 dollars (\$500,000). If an owner's share of the pass-through entity's credit is limited due to the  
48 maximum allowable credit under this section for a taxable year, the pass-through entity and its  
49 owners may not reallocate the unused credit among the other owners.

1 (b) Limitation. – The credit allowed by this section may not exceed the amount of tax  
2 imposed by this Part for the taxable year reduced by the sum of all credits allowed, except  
3 payments of tax made by or on behalf of the taxpayer.

4 (c) Carryforward. – Any unused portion of this credit may be carried forward for the next  
5 succeeding five years.

6 (d) No Double Benefit. – That portion of a qualifying donation that is the basis for a credit  
7 allowed under this section is not eligible for deduction as a charitable contribution under  
8 G.S. 105-130.9.

9 ~~(e) In the case of marshland for which a claim has been filed pursuant to G.S. 113-205,~~  
10 ~~the offer of donation must be made before December 31, 2003 to qualify for the credit allowed~~  
11 ~~by this section.~~

12 (f) Repealed by Session Laws 2007-309, s. 2, effective for taxable years beginning on or  
13 after January 1, 2007."

14 **SECTION 42.5.(c)** This section is effective for taxable years beginning on or after  
15 January 1, 2025.

## 16 **PART XLIII. MISCELLANEOUS**

### 17 **STATE BUDGET ACT APPLIES**

18 **SECTION 43.1.** The provisions of the State Budget Act, Chapter 143C of the  
19 General Statutes, are reenacted and shall remain in full force and effect and are incorporated in  
20 this act by reference.  
21  
22  
23

### 24 **COMMITTEE REPORT**

25 **SECTION 43.2.(a)** The Joint Conference Committee Report on the Current  
26 Operations Appropriations Act of 2024, dated June 30, 2024, which was distributed in the House  
27 of Representatives and the Senate and used to explain this act, shall indicate action by the General  
28 Assembly on this act and shall, therefore, be used to construe this act, as provided in the State  
29 Budget Act, Chapter 143C of the General Statutes, as appropriate, and for these purposes shall  
30 be considered a part of this act and, as such, shall be printed as a part of the Session Laws.

31 **SECTION 43.2.(b)** The budget enacted by the General Assembly is for the  
32 maintenance of the various departments, institutions, and other spending agencies of the State  
33 for the 2024-2025 fiscal year budget as provided in G.S. 143C-3-5. This budget includes the  
34 appropriations of State funds as defined in G.S. 143C-1-1(d)(25).

35 **SECTION 43.2.(c)** The budget enacted by the General Assembly shall also be  
36 interpreted in accordance with G.S. 143C-5-5, the special provisions in this act, and other  
37 appropriate legislation. In the event that there is a conflict between the line-item budget certified  
38 by the Director of the Budget and the budget enacted by the General Assembly, the budget  
39 enacted by the General Assembly shall prevail.

40 **SECTION 43.2.(d)** Notwithstanding subsection (a) of this section, the following  
41 portions of the Committee Report are for reference and do not expand, limit, or define the text of  
42 the Committee Report:

43 (1) Summary pages setting forth the enacted budget, the legislative changes, the  
44 revised budget, and the related FTE information for a particular budget code  
45 and containing no other substantive information.

46 (2) Summary pages setting forth the enacted budget, the legislative changes, the  
47 revised budget, and the related FTE information for multiple fund codes  
48 within a single budget code and containing no other substantive information.  
49

## 50 **REPORT BY FISCAL RESEARCH DIVISION SECTION**

1           **SECTION 43.3.** The Fiscal Research Division shall issue a report on budget actions  
2 taken by the 2023 Regular Session of the General Assembly in 2025. The report shall be in the  
3 form of a revision of the Committee Report described in Section 43.2 of this act pursuant to  
4 G.S. 143C-5-5. The Director of the Fiscal Research Division shall send a copy of the report  
5 issued pursuant to this section to the Director of the Budget. The report shall be published on the  
6 General Assembly's internet website for public access.

7  
8 **APPROPRIATIONS LIMITATIONS AND DIRECTIONS APPLY**

9           **SECTION 43.4.** Except where expressly repealed or amended by this act, the  
10 provisions of any legislation enacted during the 2023 Regular Session of the General Assembly  
11 affecting the State budget shall remain in effect.

12  
13 **MOST TEXT APPLIES ONLY TO THE 2024-2025 FISCAL YEAR**

14           **SECTION 43.5.** Except for statutory changes or other provisions that clearly  
15 indicate an intention to have effects beyond the 2024-2025 fiscal year, the textual provisions of  
16 this act apply only to funds appropriated for, and activities occurring during, the 2024-2025 fiscal  
17 biennium.

18  
19 **EFFECT OF HEADINGS**

20           **SECTION 43.6.** The headings to the Parts, Subparts, and sections of this act are a  
21 convenience to the reader and are for reference only. The headings do not expand, limit, or define  
22 the text of this act, except for effective dates referring to a Part or Subpart.

23  
24 **SEVERABILITY CLAUSE**

25           **SECTION 43.7.** If any section or provision of this act is declared unconstitutional  
26 or invalid by the courts, it does not affect the validity of this act as a whole or any part other than  
27 the part so declared to be unconstitutional or invalid.

28  
29 **EFFECTIVE DATE**

30           **SECTION 43.8.** Except as otherwise provided, this act is effective July 1, 2024.