

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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HOUSE BILL 1504

Short Title: Transfer NCCAT to SBE. (Public)

Sponsors: Representatives Haire; Fisher and Rapp.

Referred to: Education, if favorable, Appropriations.

April 13, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO TRANSFER THE NORTH CAROLINA CENTER FOR THE  
3 ADVANCEMENT OF TEACHING TO THE STATE BOARD OF EDUCATION.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** The North Carolina Center for the Advancement of Teaching is  
6 transferred from the Board of Governors of The University of North Carolina to the State  
7 Board of Education. The Center shall be located administratively under the State Board of  
8 Education but shall exercise its powers and duties through its own board of trustees. The board  
9 of trustees shall have full authority regarding all aspects of employment and contracts for the  
10 North Carolina Center for the Advancement of Teaching in accordance with State personnel  
11 policies and contract procedures.

12 This transfer shall include (i) ownership, possession, and control of the properties  
13 located at Cullowhee and Ocracoke including buildings, grounds, personal property, vehicles,  
14 and equipment, and (ii) the resources, assets, liabilities, and operations maintained, possessed,  
15 or controlled by the North Carolina Center for the Advancement of Teaching prior to the  
16 transfer.

17 Upon the transfer, all duties and responsibilities of The University of North  
18 Carolina, including Western Carolina University, shall cease except as may be agreed upon by  
19 the parties.

20 Preferred status shall be granted to Western Carolina University for the transfer by  
21 the State of North Carolina of any real property located in Cullowhee that is no longer used or  
22 occupied by NCCAT after the transfer.

23 **SECTION 2.(a)** G.S. 116-74.6 is recodified as G.S. 115C-296.5.

24 **SECTION 2.(b)** G.S. 115C-296.5 reads as rewritten:

25 "**§ 115C-296.5. North Carolina Center for the Advancement of Teaching**  
26 **~~established; Teaching; powers and duties of trustees.~~**

27 ~~(a) The Board of Governors of The University of North Carolina established the North~~  
28 ~~Carolina Center for the Advancement of Teaching pursuant to Section 74 of S.L. 1985-479.~~  
29 ~~The Center shall be a center of The University of North Carolina Board of Governors. It shall~~  
30 ~~be the function of the The North Carolina Center for the Advancement of Teaching (hereinafter~~  
31 ~~called "NCCAT"), through itself or agencies with which it may ~~contract, to contract, shall:~~~~

32 ~~(1) ~~provide~~Provide career teachers with opportunities to study advanced topics~~  
33 ~~in the sciences, arts, and humanities and to engage in informed discourse,~~  
34 ~~assisted by able mentors and outstanding leaders from all walks of life; ~~and~~~~  
35 ~~otherwise to offer opportunity and~~



1           (2) Offer opportunities for teachers to engage in scholarly pursuits,  
2           ~~throughpursuits through~~ a center dedicated exclusively to the advancement  
3           of teaching as an art and as a profession.

4           (b) NCCAT may also provide training and support for beginning teachers to enhance  
5 their skills and in support of the State's effort to recruit and retain beginning teachers.

6           (c) ~~The Board of Governors of The University of North Carolina shall establish the~~  
7 Board of Trustees of the North Carolina Center for the Advancement of Teaching ~~Board of~~  
8 ~~Trustees and shall delegate to the Board of Trustees~~shall hold all the powers and duties ~~the~~  
9 ~~Board of Governors considers~~ necessary or appropriate for the effective discharge of the  
10 functions of NCCAT."

11           **SECTION 3.(a)** G.S. 116-74.7 is recodified as G.S. 115C-296.6.

12           **SECTION 3.(b)** G.S. 115C-296.6 reads as rewritten:

13 **"§ 115C-296.6. Composition of board of trustees; terms; officers.**

14           (a) The NCCAT Board of Trustees shall be composed of the following membership:

15           (1) ~~Three~~Two ex officio members: ~~the President of The University of North~~  
16 ~~Carolina, the Chairman of the State Board of Education and the State~~  
17 ~~Superintendent of Public Instruction, and the Chancellor of Western~~  
18 ~~Carolina University, or their designees;~~

19           (2) Two members appointed by the General Assembly upon the  
20 recommendation of the President Pro Tempore of the Senate;

21           (3) Two members appointed by the General Assembly upon the  
22 recommendation of the Speaker of the House of Representatives; and

23           (4) Eight members appointed by the ~~Board of Governors, Governor,~~ one from  
24 each of the eight educational regions.

25 The appointing authorities shall give consideration to assuring, through Board membership, the  
26 statewide mission of NCCAT.

27           (b) Members of the NCCAT Board of Trustees shall serve four-year terms. Members  
28 may serve two consecutive four-year terms. The Board shall elect a new ~~chairman~~chair every  
29 two years from its membership. The ~~Chairman~~chair may serve two consecutive two-year terms  
30 as ~~chairman~~chair.

31           (c) The chief administrative officer of NCCAT shall be an executive ~~director~~. ~~The~~  
32 ~~Board of Governors of The University of North Carolina shall appoint the executive director~~  
33 ~~and set the compensation of the executive director on the recommendation of the President of~~  
34 ~~The University of North Carolina. The President shall recommend the executive director from a~~  
35 ~~list of not fewer than two names nominated by the NCCAT Board of Trustees.~~

36 ~~The executive director shall report to and serve at the pleasure of the President of The~~  
37 ~~University of North Carolina; provided that the President shall not terminate the employment of~~  
38 ~~the executive director without prior consultation with the NCCAT Board of Trustees.~~director  
39 who shall be appointed by the NCCAT Board of Trustees."

40           **SECTION 4.** G.S. 126-5(c1) is amended by adding a new subdivision to read:

41           "(29) The Executive Director, Deputy Director, all other directors, assistant, and  
42 associate directors, and center fellows of the North Carolina Center for the  
43 Advancement of Teaching."

44           **SECTION 5.** Existing appointed members of the NCCAT Board of Trustees shall  
45 continue to serve until their current terms expire. Their successors shall be appointed as  
46 provided in G.S. 115C-296.6, as rewritten by Section 3 of this act.

47           **SECTION 6.** This act becomes effective July 1, 2009.