

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 96
Committee Substitute Favorable 3/5/09
Committee Substitute #2 Favorable 4/13/09
Senate Education/Higher Education Committee Substitute Adopted 5/27/09

Short Title: Local Government Surplus Property Donations.

(Public)

Sponsors:

Referred to:

February 10, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE CITIES, COUNTIES, AND LOCAL BOARDS OF EDUCATION
3 TO DONATE SURPLUS, OBSOLETE, OR UNUSED PERSONAL PROPERTY TO
4 CHARTER SCHOOLS AND TO MAKE TECHNICAL CHANGES TO THAT
5 AUTHORITY.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 160A-280(a) reads as rewritten:

8 "(a) A city may donate to ~~a~~ another governmental unit within the United States, a sister
9 city, or a nonprofit organization incorporated by (i) the United States, (ii) the District of
10 Columbia, or (iii) one of the United States, any personal property, including supplies, materials,
11 and equipment, that the governing board deems to be surplus, obsolete, or unused. The
12 governing board of the city ~~or county~~ shall post a public notice at least five days prior to the
13 adoption of a resolution approving the donation. The resolution shall be adopted prior to
14 making any donation of surplus, obsolete, or unused personal property. For purposes of this
15 section a sister city is a city in a nation other than the United States that has entered into a
16 formal, written agreement or memorandum of understanding with the donor city for the
17 purposes of establishing a long term partnership to promote communication, understanding,
18 and goodwill between peoples and to develop mutually beneficial activities, programs, and
19 ideas. The agreement or memorandum of understanding establishing the sister city relationship
20 shall be signed by the mayors or chief elective officer of both the donor and recipient cities."

21 **SECTION 2.** G.S. 160A-280(b) reads as rewritten:

22 "(b) For the purposes of this section, the term "governmental unit" shall have the same
23 meaning as defined by ~~G.S. 160A-274(a)~~ G.S. 160A-274(a) and shall include North Carolina
24 charter schools."

25 **SECTION 3.** G.S. 160A-280(c) reads as rewritten:

26 "(c) The authority granted to a ~~city, county, or governmental unit~~ city under this section
27 is in addition to any authority granted under any other provision of law."

28 **SECTION 4.** This act is effective when it becomes law.

