

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 1096
Committee Substitute Favorable 6/11/20
Committee Substitute #2 Favorable 6/15/20

Short Title: UNC Omnibus Changes/UNC Lab School Funds.

(Public)

Sponsors:

Referred to:

May 14, 2020

A BILL TO BE ENTITLED

AN ACT TO MAKE VARIOUS CHANGES RELATED TO THE UNIVERSITY OF NORTH CAROLINA SYSTEM; TO PROVIDE FUNDS FOR THE UNIVERSITY OF NORTH CAROLINA LABORATORY SCHOOLS; AND TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY THE FEASIBILITY OF OFFERING ACCELERATED UNDERGRADUATE DEGREE PROGRAMS AT CONSTITUENT INSTITUTIONS.

The General Assembly of North Carolina enacts:

PART I. REPEAL BOG MANDATORY REVIEW OF CERTAIN UNC HUMAN RESOURCES ACTIONS

SECTION 1. G.S. 116-17.3 is repealed.

PART II. UNC LABORATORY SCHOOL MODIFICATIONS/FUNDS

SECTION 2.(a) G.S. 116-239.5(a) reads as rewritten:

"(a) The Board of Governors, upon recommendation by the President, shall designate ~~at least nine~~ constituent institutions to submit proposals to establish at least nine laboratory schools in total to serve public school students in accordance with the provisions of this Article. The Board of Governors shall select constituent institutions with high-quality educator preparation programs as demonstrated by the annual performance measures reported by the constituent institutions in accordance with G.S. 115C-296.35. The Board of Governors' Subcommittee on Laboratory Schools established under G.S. 116-239.7 shall review the proposals and approve at least nine of the proposals to establish laboratory schools. The Subcommittee may select a constituent institution to operate more than one laboratory school. The Subcommittee shall oversee the operations of those laboratory schools to meet the purposes set forth in this Article."

SECTION 2.(b) G.S. 116-239.5 is amended by adding a new subsection to read:

"(e) In addition to all other immunities provided to them by applicable State law, the Subcommittee, chancellor, the constituent institution, an advisory board, and a laboratory school, and their members, employees, and agents shall be entitled to the specific immunities provided for in Chapter 115C of the General Statutes applying to the State Board of Education, Superintendent of Public Instruction, a local board of education, a local school administrative unit, and their members and employees. Any such immunity to liability established by this subsection shall not extend to gross negligence, wanton conduct, or intentional wrongdoing that would otherwise be actionable. Immunity established by this subsection shall be deemed to be waived to the extent of indemnification under Article 31A and Article 31B of Chapter 143 of the



1 General Statutes and to the extent sovereign immunity is waived under the Tort Claims Act, as
2 set forth in Article 31 of Chapter 143 of the General Statutes."

3 **SECTION 2.(c)** G.S. 116-239.7 reads as rewritten:

4 **"§ 116-239.7. The Board of Governors' Subcommittee on Laboratory Schools; selection of**
5 **laboratory schools; creation of a laboratory school; dissolution.**

6 ...

7 (a1) Approval of Laboratory Schools. – The Board of Governors, upon the
8 recommendation of the President, shall designate ~~at least nine~~ constituent institutions to establish
9 and operate a total of at least nine laboratory schools. The chancellor of each constituent
10 institution shall adopt and submit to the Subcommittee a proposal to operate ~~a one or more~~
11 laboratory school ~~schools in a one or more~~ local school administrative ~~unit~~ units that ~~meets~~ meet
12 the minimum threshold for the number of low-performing schools located in ~~the a~~ unit under
13 G.S. 116-239.6(4). The proposal shall include the governance structure of the laboratory school.
14 The Subcommittee shall evaluate the proposals for approval or disapproval by considering the
15 design components and the strategic focus of the laboratory school and any other standards
16 developed by the Subcommittee to be applicable to all laboratory schools. The Subcommittee
17 shall also consider the location of each laboratory school so that, to the extent possible, there is
18 a geographically diverse distribution of the laboratory schools throughout the ~~State and a~~
19 ~~maximum of one laboratory school located in a qualifying local school administrative unit.~~ State.
20 From the proposals submitted to the Subcommittee, the Subcommittee shall approve the
21 establishment of at least nine laboratory schools.

22 (a2) Waiver for Certain Local School Administrative Units. – Notwithstanding subsection
23 (a1) of this section, a chancellor may submit a proposal to the Subcommittee to locate a
24 laboratory school in a local school administrative unit that does not meet the minimum threshold
25 for the number of low-performing schools located in the unit under G.S. 116-239.6(4) if the
26 proposal demonstrates that the laboratory school shall primarily serve students who did not meet
27 expected growth in the prior school year in accordance with G.S. 116-239.9(c1). The
28 Subcommittee may waive the requirement for the number of low-performing schools in a local
29 school administrative unit for the location of a laboratory school, for up to a total of ~~three~~ six
30 laboratory schools established under this Article, only if both of the following conditions are met
31 for the laboratory school:

- 32 (1) The proposal has been submitted jointly by the chancellor and the local school
33 administrative unit in which the laboratory school will be located.
34 (2) The Subcommittee determines that the proposed location would satisfy the
35 purposes set forth in G.S. 116-239.5.

36 (b) Resolution by the Subcommittee to Approve a Laboratory School. – The
37 Subcommittee shall adopt a resolution upon the approval of each laboratory school, which shall
38 include the following:

- 39 (1) Name of the laboratory school.
40 (2) The local school administrative unit in which the laboratory school shall be
41 located.
42 (3) A term of operation for the laboratory school of five years from the date of
43 initial operation. At the end of the initial five years of operation, the
44 Subcommittee shall renew the term of operation for additional five-year
45 periods under the resolution if the laboratory school is still located in a local
46 school administrative unit that has twenty-five percent (25%) or more of the
47 schools located in the unit identified as low-performing under
48 G.S. 115C-105.37, or if the Subcommittee renews a waiver of this
49 requirement under subsection (a2) of this section, ~~the resolution may be~~
50 ~~renewed by the Subcommittee at the end of the term for an additional five~~
51 ~~years.~~ section. If the laboratory school is no longer (i) located in a qualifying

1 local school administrative unit or (ii) meeting the purposes of this Article
2 under a waiver at the end of five years, the Subcommittee ~~shall~~may renew the
3 term of operation for additional five-year periods under the resolution if the
4 Subcommittee finds the school is successfully meeting its mission to improve
5 student performance and provide valuable exposure and training for teachers
6 and principals in the constituent institution's educator preparation program.
7 The Subcommittee may terminate operation of any laboratory school during
8 the initial term of operation or during a five-year renewal period if the
9 Subcommittee finds it is failing to meet expected progress toward meeting the
10 mission of the school consistent with the requirements of this Article. The
11 Subcommittee shall notify the Board of Governors of the end of the term of
12 operation of a laboratory school and request designation of additional
13 constituent institutions with educator preparation programs to establish a
14 laboratory school in accordance with the provisions of this Article.

15"

16 **SECTION 2.(d)** G.S. 116-239.8(b)(4) reads as rewritten:

17 "(4) Food and transportation services. – The local school administrative unit in
18 which the laboratory school is located shall provide ~~food services and~~
19 transportation to students ~~attending who reside in the local school~~
20 ~~administrative unit and attend the laboratory school.~~ school, including any
21 students who are homeless and require assistance pursuant to 42 U.S.C. §
22 11301, et seq., the McKinney-Vento Homeless Assistance Act. The
23 requirement to provide transportation to students residing in the local school
24 administrative unit shall (i) apply regardless of where a laboratory school
25 student resides in the unit or how the unit's transportation policies and
26 practices are applied to other students and (ii) include providing transportation
27 of students and personnel for laboratory school extracurricular activities and
28 educational trips in the same manner as other schools in the unit for that school
29 year. The local school administrative unit in which the laboratory school is
30 located shall ~~administer~~ administer, at its cost, the National School Lunch
31 Program for the laboratory school in accordance with G.S. 115C-264. The
32 chancellor shall arrange for the provision of these services from the local
33 school administrative unit."

34 **SECTION 2.(e)** G.S. 116-239.9 reads as rewritten:

35 **"§ 116-239.9. Student admissions and assignment.**

36 (a) A child shall be eligible to attend a laboratory school if the child resides in the local
37 school administrative unit in which a laboratory school is located and meets at least one of the
38 following criteria:

- 39 (1) Is assigned to a low-performing school, as defined by G.S. 115C-105.37 at the
40 time of the student's application.
- 41 (2) Did not meet expected growth in the prior school year based on one or more
42 indicators listed in subsection (c1) of this section.
- 43 (3) Is the sibling of a child who is eligible under subdivision (1) or (2) of this
44 subsection.
- 45 (4) Is the child of a laboratory school employee.

46 (b) No local board of education shall require any student enrolled in the local school
47 administrative unit to attend a laboratory school.

48 (c) During each period of enrollment, the laboratory school shall enroll an eligible student
49 under subsection (a) of this section who submits a timely application, up to the capacity of a
50 program, class, grade level, or building, in the order in which applications are received. Once
51 enrolled, students are not required to reapply in subsequent enrollment periods. The laboratory

1 school may give enrollment priority to the sibling of an enrolled student who attended the
2 laboratory school in the prior school year.

3 (c1) For the purposes of this Article, any of the following shall serve as indicators that a
4 student did not meet expected student growth in the prior school year: (i) grades, (ii) observations,
5 (iii) diagnostic and formative assessments, (iv) State assessments, or (v) other factors, including
6 reading on grade level.

7 (c2) Notwithstanding the requirements of subsection (a) of this section, if a laboratory
8 school has not reached enrollment capacity in a program, class, grade level, or building by March
9 1, prior to the start of the next school year, the laboratory school may enroll children who reside
10 in the local school administrative unit in which the laboratory school is located but do not meet
11 one of the criteria set forth in subdivisions (1) through (4) of subsection (a) of this section for up
12 to twenty percent (20%) of the total capacity of the program, class, grade level, or building.

13 (d) Notwithstanding any law to the contrary, a laboratory school may refuse admission
14 to any student who has been expelled or suspended from a public school under G.S. 115C-390.5
15 through G.S. 115C-390.11 until the period of suspension or expulsion has expired.

16 (e) Within one year after a laboratory school begins operation, the laboratory school shall
17 make reasonable efforts in the recruitment process for the population of the school to reasonably
18 reflect the racial, ethnic, and socioeconomic composition of the general population of the students
19 residing within the local school administrative unit in which the school is located. A laboratory
20 school shall not unlawfully discriminate when making admissions determinations."

21 **SECTION 2.(f)** Section 11.6(d) of S.L. 2016-94, as amended by Section 4 of S.L.
22 2017-117, reads as rewritten:

23 "**SECTION 11.6.(d)** Notwithstanding G.S. 116-239.5, (i) at least ~~nine~~ six laboratory schools
24 shall be established pursuant to Article 29A of Chapter 116 of the General Statutes, as enacted
25 by this section, and in operation by the beginning of the ~~2019-2020-2020-2021~~ school year and
26 (ii) at least an additional three laboratory schools shall be established pursuant to Article 29A of
27 Chapter 116 of the General Statutes and in operation by the beginning of the 2022-2023 school
28 year."

29 **SECTION 2.(g)** By August 15, 2020, the Department of Public Instruction shall
30 transfer the sum of five hundred thousand dollars (\$500,000) in nonrecurring funds from the cash
31 balance in the School Bus Replacement Fund (Budget Code: 73510; Fund Code: 7200) to UNC
32 Board of Governors – Institutional Programs (Budget Code: 16011). The funds transferred in this
33 subsection are appropriated to the Board of Governors of The University of North Carolina for
34 the 2020-2021 fiscal year to be used for administrative and technical assistance related to the
35 UNC Teacher and Principal Preparation Laboratory School Program for support services. These
36 funds shall not be used to create new positions or to hire additional consultants for The University
37 of North Carolina System Office.

38 **SECTION 2.(h)** Subsection (g) of this section becomes effective July 1, 2020. The
39 remainder of this section is effective when the act becomes law. Subsection (b) of this section
40 applies to an action or omission of an action occurring on or after the date this act becomes law.
41 Subsections (d) and (e) of this section apply beginning with the 2020-2021 school year.
42

43 **PART III. EXTEND REPORT DATE FOR UNC BOARD OF GOVERNORS PLANNING** 44 **TASK FORCE**

45 **SECTION 3.** Section 36.6 of S.L. 2018-5 reads as rewritten:

46 "**SECTION 36.6.(a)** There is created the UNC Board of Governors Planning Task Force.
47 The Task Force shall consist of four current Board members appointed by the Board of
48 Governors, one of whom shall be designated as chair. These appointments shall be made no later
49 than August 1, 2018.

50 "**SECTION 36.6.(b)** The Task Force shall conduct a systemwide analysis of the capital
51 needs of the campuses of each constituent institution in relation to the Science Technology

1 Engineering and Mathematics (STEM) subject area, taking into account the strengths,
2 weaknesses, opportunities, and needs of each constituent institution, and any regional similarities
3 and differences. The Task Force shall also consider the impact of any relevant programmatic
4 planning elements being currently utilized that could be implemented as a best-practice among
5 other similar programmatic areas to encourage systemwide efficiencies. In particular, the Task
6 Force shall consider the capital needs relating to the Brody School of Medicine at East Carolina
7 University, the UNC Applied Physical Sciences and Institute for Convergent Science in Chapel
8 Hill, and other STEM projects to determine areas where capital funds may be used more
9 efficiently and effectively. The Task Force shall use the information gathered pursuant to this
10 subsection to compile a UNC System Plan.

11 **"SECTION 36.6.(c)** The three million dollars (\$3,000,000) appropriated to the Board of
12 Governors of The University of North Carolina in Section 36.2 of this act shall be used by the
13 Task Force in conducting the analysis described in subsection (b) of this section. On or before
14 ~~April 1, 2019, July 30, 2020,~~ the Task Force shall submit a report containing the UNC System
15 Plan and any legislative recommendations to the Joint Legislative Capital Improvements
16 Oversight Committee and the Fiscal Research Division."
17

18 **PART IV. MODIFY FUTURE TEACHERS OF NORTH CAROLINA**

19 **SECTION 4.(a)** G.S. 116-41.30(b) reads as rewritten:

20 "(b) Program. – FTNC shall be a ~~program providing professional development and~~
21 ~~curricula for courses that provide selective, application-based symposium for high school juniors~~
22 ~~and seniors, offering a challenging introduction to teaching as a profession for high school~~
23 ~~students through courses offered by participating high schools in conjunction with college~~
24 ~~partners. profession. FTNC courses shall include both content on pedagogy and the profession~~
25 ~~of teaching and field experiences for high school students. provide instruction on pedagogy, ethics~~
26 ~~and professionalism, child development, successful teaching strategies and classroom~~
27 ~~management practices, effective lesson planning, assessment and intervention, and requirements~~
28 ~~of teacher licensure. The FTNC Symposium should provide practical benefits to participating~~
29 ~~students, which may include interaction with current educators, administrators, and educator~~
30 ~~preparation program faculty members; a simulated student teaching experience; and information~~
31 ~~about financial aid and scholarship opportunities."~~

32 **SECTION 4.(b)** G.S. 116-41.31 reads as rewritten:

33 **"§ 116-41.31. Oversight of Future Teachers of North Carolina.**

34 (a) ~~FTNC General Administration, System Office.~~ – FTNC shall be administratively
35 located in The University of North Carolina System Office. The President shall ~~select three~~
36 ~~constituent institutions with highly successful schools of education located in the western,~~
37 ~~central, and eastern regions of the State, respectively, to collaborate on development of curricula~~
38 ~~for FTNC and to provide professional development to high school teachers who will teach FTNC~~
39 ~~courses. The three constituent institutions shall also work with other constituent institutions and~~
40 ~~other institutions of higher education in the State to seek input in the development of curricula~~
41 ~~and professional development for FTNC and to create a network of college faculty to provide~~
42 ~~support to high schools offering FTNC courses. establish a Future Teachers of North Carolina~~
43 ~~Advisory Council (FTNC Council) to oversee the FTNC program. At the President's discretion,~~
44 ~~the FTNC Council shall coordinate with constituent institutions to utilize expertise from~~
45 ~~administrators, faculty, and staff members of institutions of higher education in designing the~~
46 ~~agenda and instructional content for the FTNC Symposium. The FTNC Council shall ensure~~
47 ~~diverse representation of the educator preparation programs represented at the FTNC~~
48 ~~Symposium. The FTNC Council shall also be responsible for creating an application process for~~
49 ~~interested high school students, reviewing submitted applications, selecting students to attend,~~
50 ~~and recruitment and outreach efforts.~~

1 (b) ~~FTNC Site Applications.—All high schools in the State are encouraged to offer FTNC~~
 2 ~~courses to students. A high school shall apply to offer FTNC courses with the geographically~~
 3 ~~appropriate constituent institution overseeing FTNC and shall ensure that all teachers teaching~~
 4 ~~FTNC courses have received appropriate training. High schools shall also seek a partner~~
 5 ~~institution of higher education to provide support from college faculty. High schools participating~~
 6 ~~in the FTNC program shall report demographic, survey, and other available outcome data to The~~
 7 ~~University of North Carolina System Office as necessary for completion of the FTNC annual~~
 8 ~~report required by G.S. 116-41.32.~~

9 (e) ~~FTNC Institution of Higher Education Partners.—Constituent institutions that partner~~
 10 ~~with high schools shall offer dual credit for high school students who successfully complete the~~
 11 ~~FTNC course with a grade of "B" or higher. Other institutions of higher education that partner~~
 12 ~~with high schools are encouraged to offer dual credit for high school students who successfully~~
 13 ~~complete the FTNC course with a grade of "B" or higher. Constituent institutions shall provide~~
 14 ~~annually to The University of North Carolina System Office data on students who have received~~
 15 ~~dual credit for completion of an FTNC course and students who applied for admission into an~~
 16 ~~educator preparation program at a constituent institution who indicated in the application for~~
 17 ~~admission that the student completed an FTNC course. Other institutions of higher education are~~
 18 ~~encouraged to provide annually to The University of North Carolina System Office data on~~
 19 ~~students who have received dual credit for completion of an FTNC course and students who~~
 20 ~~applied for admission into an educator preparation program at the institution of higher education~~
 21 ~~who indicated in the application for admission that the student completed an FTNC course."~~

22 **SECTION 4.(c) G.S. 116-41.32 reads as rewritten:**

23 **"§ 116-41.32. Future Teachers of North Carolina reporting.**

24 The University of North Carolina System Office shall report annually, beginning October 15,
 25 ~~2019, 2021,~~ on the following:

26 (1) ~~Total number and names of local school administrative units with List of high~~
 27 ~~schools and local school administrative units represented by participating in~~
 28 ~~FTNC, total number and names of high schools offering FTNC, partner~~
 29 ~~institution of higher education for each high school, and number of sections~~
 30 ~~of the course being offered at each high school, students.~~

31 (1a) Number of students who submitted an application to attend the FTNC
 32 Symposium.

33 (1b) Number of students attending the FTNC Symposium, including distribution
 34 by region.

35 (2) Demographic information of students enrolled in FTNC courses attending the
 36 FTNC Symposium.

37 (2a) Description of the event agenda and content.

38 (3) Percentage of students who, after completing the course, attending the FTNC
 39 Symposium, reported the following:

40 a. The student plans to choose teaching as a profession.

41 a1. The student plans to enroll in a community college, a constituent
 42 institution, a private postsecondary institution located in North
 43 Carolina, or a postsecondary institution located in another state.

44 b. The course FTNC Symposium was very or somewhat effective in
 45 helping the student formulate a positive perception of the education
 46 profession.

47 c. The coursework and activities FTNC Symposium increased the
 48 student's knowledge of the teaching profession and other careers in
 49 education.

50 d. The field experience helped the student understand the many factors
 51 that contribute to effective teaching.

- 1 (4) ~~Percentage of students who completed an FTNC course who received dual~~
 2 ~~credit for successful completion of the course, by institution.~~
 3 (5) ~~Percentage of students who completed an FTNC course who applied for~~
 4 ~~admission into an educator preparation program, by institution.~~
 5 (6) ~~Number of teachers provided professional development for FTNC."~~
 6

7 **PART V. MODIFY NC TEACHING FELLOWS PROGRAM**

8 **SECTION 5.(a)** G.S. 116-209.62, as amended by subsections (b) and (c) of this
 9 section, reads as rewritten:

10 **"§ 116-209.62. North Carolina Teaching Fellows Program established; administration.**

11 ...

12 (f) Program Selection Criteria. – The Authority shall administer the Program in
 13 cooperation with ~~five~~ up to eight institutions of higher education with approved educator
 14 preparation programs selected by the Commission that represent a diverse selection of both
 15 postsecondary constituent institutions of The University of North Carolina and private
 16 postsecondary institutions operating in the State. The Commission shall adopt stringent standards
 17 for selection of the most effective educator preparation programs, including the following:

- 18 (1) Demonstrates high rates of educator effectiveness on value-added models and
 19 teacher evaluations, including using performance-based, subject-specific
 20 assessment and support systems, such as edTPA or other metrics of evaluating
 21 candidate effectiveness that have predictive validity.
 22 (2) Demonstrates measurable impact of prior graduates on student learning,
 23 including impact of graduates teaching in STEM or special education
 24 licensure areas.
 25 (3) Demonstrates high rates of graduates passing exams required for teacher
 26 licensure.
 27 (4) Provides curricular and co-curricular enhancements in leadership, facilitates
 28 learning for diverse learners, and promotes community engagement,
 29 classroom management, and reflection and assessment.
 30 (5) Requires at least a minor concentration of study in the subject area that the
 31 candidate may teach.
 32 (6) Provides early and frequent internship or practical experiences, including the
 33 opportunity for participants to perform practicums in diverse school
 34 environments.
 35 (7) Is approved by the State Board of Education as an educator preparation
 36 program.

37 (g) Awards of Forgivable Loans. – The Program shall provide forgivable loans to selected
 38 students to be used at ~~the five~~ up to eight selected institutions for completion of a program leading
 39 to initial teacher licensure as follows:

40"

41 **SECTION 5.(b)** G.S. 116-209.62(c)(3) reads as rewritten:

42 "(3) The Authority shall provide the Commission with up to six hundred thousand
 43 dollars (\$600,000) from the Trust Fund in each fiscal year for the Commission
 44 to provide mentoring and coaching support to forgivable loan recipients
 45 through the North Carolina New Teacher Support Program ~~as follows:~~

- 46 a. ~~Up in an amount of up to two thousand two hundred dollars (\$2,000)~~
 47 ~~(\$2,200) for each Program recipient—recipient. Funds shall be~~
 48 ~~prioritized for teachers serving as a teacher in a North Carolina public~~
 49 ~~school—schools identified as low-performing under G.S. 115C-105.37.~~

- 1 b. ~~Up to one thousand dollars (\$1,000) for each Program recipient~~
2 ~~serving as a teacher in a North Carolina public school not identified as~~
3 ~~low performing under G.S. 115C-105.37."~~

4 **SECTION 5.(c)** G.S. 116-209.62(g)(4) reads as rewritten:

5 "(4) Students matriculating at institutions of higher education who are changing to
6 ~~enrollment in an approved program of study~~ at a selected educator preparation
7 program. – Forgivable loans of up to four thousand one hundred twenty-five
8 dollars (\$4,125) per semester for up to four semesters."

9 **SECTION 5.(d)** Subsection (a) of this section applies to the award of forgivable
10 loans beginning with the 2021-2022 academic year. Subsection (b) of this section becomes
11 effective July 1, 2020.

12 **PART VI. CERTAIN UNC CAPITAL PROJECTS**

13 **SECTION 6.(a)** G.S. 143C-8-13 reads as rewritten:

14 "**§ 143C-8-13. Repairs and Renovations.**

15 (a) Use of Funds. – ~~Funds~~ Except as otherwise provided for in this section, funds for
16 repairs and renovations shall be available for expenditure only upon an act of appropriation by
17 the General Assembly. Funds appropriated for repairs and renovations shall be used only for
18 State facilities and related infrastructure that are supported from the General Fund or the State
19 Capital and Infrastructure Fund and for Department of Information Technology facilities and
20 related infrastructure. Funds appropriated for repairs and renovations projects shall not be used
21 for new construction or the expansion of the building area (sq. ft.) of an existing facility unless
22 required in order to comply with federal or State codes or standards. Allowable projects include
23 any of the following:
24 ...

25 (c) Notwithstanding any provision of G.S. 143C-8-7 to the contrary, the chancellor of a
26 constituent institution of The University of North Carolina may pay for projects for repairs and
27 renovations with funds available to the constituent institution according to the following:

28 (1) The project meets all of the following requirements:

- 29 a. The total project costs do not exceed one million dollars (\$1,000,000).
30 b. The project is one of the types set forth in subdivisions (1) through
31 (13) of subsection (a) of this section, regardless of whether the relevant
32 facilities and related infrastructure are supported from the General
33 Fund or the State Capital and Infrastructure Fund.

34 (2) The constituent institution reports on projects undertaken pursuant to this
35 subsection to the Board of Governors of The University of North Carolina and
36 the Fiscal Research Division on a quarterly basis. The report shall include all
37 of the following information for each project:

- 38 a. The facility at which the project is being undertaken.
39 b. The nature and scope of the project.
40 c. The source of funds for the project.
41 d. The category of projects set forth in subsection (a) of this section that
42 the project falls within.

43 (3) Any funds from a General Fund appropriation that are contractually obligated
44 for a project pursuant to this subsection shall not revert at the end of the fiscal
45 year but shall remain available to fund the completion of the project.

46 (d) In making campus allocations of funds allocated to the Board of Governors of The
47 University of North Carolina for the purposes described in subsection (a) of this section, the
48 Board of Governors shall negatively weight the availability of non-State resources and
49 carryforward funds available for repair and renovations and shall include information about the
50

1 manner in which this subsection was complied with in any report submitted pursuant to this
2 section."

3 **SECTION 6.(b)** This section becomes effective July 1, 2020.

4
5 **PART VII. EXEMPT NORTH CAROLINA SCHOOL OF THE ARTS AND NORTH**
6 **CAROLINA SCHOOL OF SCIENCE AND MATHEMATICS FROM PUBLIC SCHOOL**
7 **UNIT DEFINITION**

8 **SECTION 7.(a)** G.S. 115C-5 is amended by adding a new subdivision to read:

9 "(3a) The governing body of a public school unit is the following:

- 10 a. For a local school administrative unit, the local board of education.
11 b. For a charter school, the nonprofit corporation board of directors.
12 c. For a regional school, the regional school board of directors.
13 d. For a school operated under Article 7A and Article 9C of this Chapter,
14 the State Board of Education.
15 e. For a school operated under Article 29A of Chapter 116 of the General
16 Statutes, the chancellor of the constituent institution."

17 **SECTION 7.(b)** G.S. 115C-5(7a) reads as rewritten:

18 "(7a) Public school unit. – Any of the following:

- 19 a. A local school administrative unit.
20 b. A charter school.
21 c. A regional school.
22 d. A school providing elementary or secondary instruction operated by
23 one of the following:
24 1. The State Board of Education, including schools operated
25 under Article 7A and Article 9C of this Chapter.
26 2. ~~The University of North Carolina, including schools operated~~
27 ~~under Articles 4, 29, and Carolina under Article 29A of~~
28 ~~Chapter 116 of the General Statutes."~~

29 **SECTION 7.(c)** G.S. 115C-238.81(c) reads as rewritten:

30 "(c) Within funds available, NCVPS shall provide NCVPS courses at no cost to all
31 students in North Carolina who are enrolled in North Carolina's public school units, Department
32 of Defense schools, schools operated by The University of North Carolina under Articles 4 and
33 29 of Chapter 116 of the General Statutes, and schools operated by the Bureau of Indian Affairs."

34
35 **PART VIII. POLICE OFFICER POSITION EXEMPTION**

36 **SECTION 8.** G.S. 126-5 is amended by adding a new subsection to read:

37 "(c16) Except as to the provisions of Articles 6, 7, and 8 of this Chapter, the provisions of
38 this Chapter shall not apply to commissioned police officer positions of the University of North
39 Carolina. Employees in positions covered by this exception shall be eligible for all employment
40 and retirement benefits provided to State law enforcement officers subject to this Chapter."

41
42 **PART IX. REMOVE DEBT SERVICE FEES FROM THE STUDENT FEE CAP**
43 **DETERMINATION**

44 **SECTION 9.** G.S. 116-143.10 reads as rewritten:

45 **"§ 116-143.10. Cap on student fees.**

46 Notwithstanding G.S. 116-143 and G.S. 116-11(7), the Board of Governors of The
47 University of North Carolina and the Board of Trustees at each constituent institution may
48 increase the cumulative total of all undergraduate student fees approved by either the Board of
49 Governors or the Board of Trustees by no more than three percent (3%) per academic year. Debt
50 service fees shall not be included in determining the cumulative total of all undergraduate student
51 fees for the purposes of this section."

1
2 **PART X. MILLENNIAL CAMPUS DESIGNATION FOR UNC-AFFILIATED**
3 **INSTITUTIONS**

4 **SECTION 10.(a)** G.S. 116-198.33 reads as rewritten:

5 **"§ 116-198.33. Definitions.**

6 As used in this Article, the following words and terms shall have the following meanings,
7 unless the context shall indicate another or different meaning or intent:

8 ...

9 (3) The word "Institution" shall mean North Carolina State University at Raleigh
10 and the University of North Carolina at Chapel Hill, or a constituent institution
11 or affiliated institution of The University of North Carolina with a Millennial
12 Campus as defined by G.S. 116-198.33(4b).

13 ...

14 (4b) The term "Millennial Campus" means all real property and appurtenant
15 facilities designated by the Board of Governors as part of a Millennial Campus
16 of a constituent institution or affiliated institution of The University of North
17 Carolina other than North Carolina State University or the University of North
18 Carolina at Chapel Hill. The properties designated by the Board of Governors
19 do not have to be contiguous with the constituent institution or an affiliated
20 institution to be designated as part of the institution's Millennial Campus.

21"

22 **SECTION 10.(b)** G.S. 116-198.34(8b) reads as rewritten:

23 "(8b) Acting on recommendation made by the President of The University of North
24 Carolina after consultation by the President with the Chancellor and the Board
25 of Trustees of a constituent institution, or by the President with the chief
26 executive officer or equivalent executive position for an affiliated institution,
27 to designate real property held by, or to be acquired by, a constituent
28 institution or an affiliated institution as a "Millennial Campus" of the
29 institution. That designation shall be based on an express finding by the Board
30 of Governors that the institution desiring to create a "Millennial Campus" has
31 the administrative and fiscal capability to create and maintain such a campus
32 and provided further, that the Board of Governors has found that the creation
33 of the constituent institution's or affiliated institution's "Millennial Campus"
34 will enhance the institution's research, teaching, and service missions as well
35 as enhance the economic development of the region served by the institution.
36 Upon formal request by the ~~constituent~~-institutions, the Board of Governors
37 may authorize two or more ~~constituent~~-institutions which meet the
38 requirements of this section to create a joint Millennial Campus."
39

40 **PART XI. NC ARBORETUM SPECIALTY PLATE**

41 **SECTION 11.(a)** G.S. 20-63(b1) is amended by adding a new subdivision to read:

42 "Q The North Carolina Arboretum."

43 **SECTION 11.(b)** The Revisor of Statutes is authorized to alphabetize, number, and
44 renumber the special registration plates listed in G.S. 20-63(b1) to ensure that all the special
45 registration plates are listed in alphabetical order and numbered accordingly.

46 **SECTION 11.(c)** The plate authorized by this section is not subject to the
47 requirements to establish a new special registration plate in G.S. 20-79.3A.
48

49 **PART XII. ACCELERATED DEGREE COMPLETION STUDY BY UNC**

50 **SECTION 12.(a)** The Board of Governors of The University of North Carolina shall
51 study the feasibility of offering accelerated undergraduate degree programs at constituent

1 institutions that are effective and efficient for students while remaining consistent with the access
2 and affordability goals of the Strategic Plan for The University of North Carolina adopted by the
3 Board of Governors. In conducting the study, the Board of Governors shall consider at least the
4 following factors:

- 5 (1) The use of online education for certain courses to shorten time to degree
6 completion, particularly for general education requirements.
- 7 (2) The feasibility of increasing summer term options or flexible calendar
8 scheduling to accelerate degree completion.
- 9 (3) The potential for piloting specific accelerated degree program models, such
10 as three-year degree programs, combined bachelor's and master's degree
11 programs, and competency-based programs. In reviewing potential pilot
12 programs, the Board of Governors shall determine (i) whether a pilot program
13 would be required or optional for constituent institutions, (ii) the type of
14 flexibility that would be allowed during a pilot program, and (iii) whether
15 incentive funding through the funding formula should be tied to constituent
16 institutions relative to such a program.
- 17 (4) Any obstacles or needed changes to State financial aid programs or the
18 university funding model to incentivize accelerated paths to a degree.
- 19 (5) The potential cost savings to students who enroll in accelerated degree
20 programs, including any reduction to tuition and fees.
- 21 (6) Any possible shifts in curriculum design to focus on specialized skills earlier
22 in the degree program.
- 23 (7) Issues related to student support to facilitate successful completion of
24 requirements, selection of majors early in programs, and the management of
25 increased student coursework loads in accelerated degree programs.
- 26 (8) The importance of credit transfers from college level high school courses,
27 community college courses, or courses from other institutions to maximize
28 accelerated degree program efficiency.
- 29 (9) The level of student interest and demand for accelerated degree programs.

30 **SECTION 12.(b)** By March 1, 2021, the Board of Governors shall report on the
31 results of the study and any recommendations to the Joint Legislative Education Oversight
32 Committee.

33 **SECTION 12.(c)** This section becomes effective July 1, 2020.

34 **PART XIII. APPLICABILITY OF HOUSE BILL 966, 2019 REGULAR SESSION**

35 **SECTION 13.(a)** If House Bill 966, 2019 Regular Session, becomes law,
36 subsections (a) and (b) of Section 39.8 and Sections 8.4, 8.5, 8.6, 8.12, and 8A.6 of that act are
37 repealed.
38

39 **SECTION 13.(b)** If House Bill 966, 2019 Regular Session, becomes law, and any
40 provision of that act or a provision of the Committee Report described in Section 42.2 of that act
41 conflicts with this act, this act shall control.
42

43 **PART XIII-A. MISCELLANEOUS**

44 **SECTION 13A.1.** The provisions of the State Budget Act, Chapter 143C of the
45 General Statutes, are reenacted and shall remain in full force and effect and are incorporated in
46 this act by reference.

47 **SECTION 13A.2.** Except where expressly repealed or amended by this act, the
48 provisions of any other legislation enacted during the 2019 Regular Session of the General
49 Assembly expressly appropriating funds to an agency, a department, or an institution covered
50 under this act shall remain in effect.
51

1 **PART XIV. EFFECTIVE DATE**

2 **SECTION 14.** Except as otherwise provided, this act is effective when it becomes
3 law.