

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

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**HOUSE BILL 472
Committee Substitute Favorable 6/3/20**

Short Title: NCSU/NC A&T Matching Funds/Umstead Act.

(Public)

Sponsors:

Referred to:

March 28, 2019

A BILL TO BE ENTITLED

1 AN ACT TO APPROPRIATE ADDITIONAL FUNDS TO NORTH CAROLINA STATE
2 UNIVERSITY TO PROVIDE A MATCH FOR FEDERAL FUNDS TO SUPPORT THE
3 DEVELOPMENT OF INNOVATIVE MANUFACTURING PROCESSES FOR
4 BIOPHARMACEUTICAL PRODUCTS; TO APPROPRIATE ADDITIONAL FUNDS TO
5 NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY TO
6 PROVIDE A MATCH FOR FEDERAL FUNDS TO SUPPORT AGRICULTURAL
7 RESEARCH AND COOPERATIVE EXTENSION PROGRAM ACTIVITIES; AND TO
8 PERMIT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE
9 UNIVERSITY TO SELL DAIRY PRODUCTS AT UNIVERSITY-OWNED FACILITIES
10 TO SUPPORT THE AGRICULTURAL RESEARCH PROGRAM AT THE UNIVERSITY.

11 The General Assembly of North Carolina enacts:

12 **SECTION 1.(a)** Transfer for NC State University Funds. – By August 15, 2020, the
13 Department of Public Instruction shall transfer the sum of two million dollars (\$2,000,000) in
14 nonrecurring funds from the cash balance in the School Bus Replacement Fund (Budget Code:
15 73510; Fund Code: 7200) to NC State University – Academic Affairs (Budget Code: 16030).

16 **SECTION 1.(b)** Appropriation for the NC State University Match. – The funds
17 transferred in subsection (a) of this section are appropriated to the Board of Governors of The
18 University of North Carolina for the 2020-2021 fiscal year to be allocated to North Carolina State
19 University (NC State University) to be used for NC State University's participation in a
20 collaborative effort to accelerate the development of innovative manufacturing processes for
21 biopharmaceutical products. These funds shall support the Biomanufacturing Training and
22 Education Center at NC State University and shall serve as matching funds for a federal grant
23 from the National Institute of Standards and Technology.

24 **SECTION 2.(a)** Transfer for NC A&T State University Funds. – By August 15,
25 2020, the Department of Public Instruction shall transfer the sum of three million dollars
26 (\$3,000,000) in nonrecurring funds from the cash balance in the School Bus Replacement Fund
27 (Budget Code: 73510; Fund Code: 7200) to NC A&T University (Budget Code: 16070).

28 **SECTION 2.(b)** Appropriation for the NC A&T State University Match. – The funds
29 transferred in subsection (a) of this section are appropriated to the Board of Governors of The
30 University of North Carolina for the 2020-2021 fiscal year to be allocated to North Carolina
31 Agricultural and Technical State University (NC A&T State University) to be used to support its
32 agricultural research and cooperative extension activities by matching federal funds awarded to
33 NC A&T State University as a land-grant university pursuant to the National Agricultural
34 Research, Extension, and Teaching Policy Act of 1977, as amended, 7 U.S.C. § 3221, et seq.
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1 **SECTION 3.** Exemption for Sale of NC A&T Dairy Products. – G.S. 66-58(c) reads
2 as rewritten:

3 "(c) The provisions of subsection (a) shall not prohibit:

4 (1) The sale of products of experiment stations or test farms.

5 (1a) The sale of products raised or produced incident to the operation of a
6 community college or college viticulture/enology program as authorized by
7 G.S. 18B-1114.4 or the operation of a community college or college brewing,
8 distillation, or fermentation program as authorized by G.S. 18B-1114.6.

9 (1b) The sale by North Carolina State University at University-owned facilities of
10 dairy products, including ice cream, cheeses, milk-based beverages, and the
11 by-products of heavy cream, produced by the Dairy and Process Applications
12 Laboratory, so long as any profits are used to support the Department of Food
13 Science and College of Agriculture and Life Sciences at North Carolina State
14 University.

15 (1c) The sale by North Carolina Agricultural and Technical State University (NC
16 A&T State University) at University-owned facilities of dairy products,
17 including ice cream, cheeses, milk-based beverages, and the by-products of
18 heavy cream, produced by the University Farm at NC A&T State University,
19 so long as any profits are used to support the Agricultural Research Program
20 and the College of Agriculture and Environmental Sciences at NC A&T State
21 University.

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23 **SECTION 4.** State Budget Act Applies. – The provisions of the State Budget Act,
24 Chapter 143C of the General Statutes, are reenacted and shall remain in full force and effect and
25 are incorporated in this act by reference.

26 **SECTION 5.** Additional Limitations and Directions. – Except where expressly
27 repealed or amended by this act, the provisions of any other legislation enacted during the 2019
28 Regular Session of the General Assembly expressly appropriating funds to an agency, a
29 department, or an institution covered under this act shall remain in effect.

30 **SECTION 6.** Effective Date. – This act becomes effective July 1, 2020.