

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

**SESSION LAW 2007-128
SENATE BILL 966**

AN ACT TO AUTHORIZE THE NORTH CAROLINA CAPITAL FACILITIES
FINANCE AGENCY TO ISSUE BONDS FOR SALVAGE CENTERS, CERTAIN
RESEARCH FACILITIES, AND INTERNATIONAL HEADQUARTERS OF
NONPROFIT SCHOLARLY SOCIETIES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 159C-3(15a) reads as rewritten:

"(15a) Special purpose project. – Any structure, equipment, or other facility for any one or more of the following purposes:

- a. Water systems or facilities, including all plants, works, instrumentalities, and properties used or useful in obtaining, conserving, treating, and distributing water for domestic or industrial use, irrigation, sanitation, fire protection, or any other public or private use.
- b. Sewage disposal systems or facilities, including all plants, works, instrumentalities, and properties used or useful in the collection, treatment, purification, or disposal of sewage, other than facilities constituting a water pollution control facility.
- c. Public transportation systems, facilities, or equipment, including bus, truck, ferry, and railroad terminals, depots, trackages, vehicles, and ferries, and mass transit systems.
- d. Public parking lots, areas, garages, and other public vehicular parking structures and facilities.
- e. Public auditoriums, gymnasiums, stadiums, and convention centers.
- f. Recreational facilities, including museums.
- g. Land, equipment, and facilities for the disposal, treatment, or recycling of solid or other waste that are described in G.S. 159I-8.
- h. Facilities for the provision of rehabilitation services, education, training, and employment opportunities for persons with disabilities and the disadvantaged. The term does not include a retail facility, however, unless the proposed operator of the facility certifies that at least seventy-five percent (75%) of its employees will be disadvantaged or disabled persons and at least seventy-five percent (75%) of its inventory will be

- composed of used, donated items and items manufactured by disadvantaged or disabled persons.
- i. Orphanages and similar housing facilities for children or disadvantaged or disabled persons.
 - j. Facilities for the provision of material salvage and recycling services, the proceeds of which are used to provide for low, moderate, or affordable housing.
 - k. Research facilities owned or operated by a nonprofit corporation incorporated by two or more accredited universities whose main campuses are located in North Carolina or by the Chancellor, President, or similar official of such universities.
 - l. Facilities for housing the international headquarters of a nonprofit scholarly society that is a member of the Scholarly Societies Project."

SECTION 2. G.S. 159D-37(6a) reads as rewritten:

"§ 159D-37. Definitions.

As used or referred to in this Article, the following words and terms have the following meanings, unless the context clearly indicates otherwise:

...

- (6a) "Project" means any one or more buildings, structures, equipment, improvements, additions, extensions, enlargements, or other facilities comprising any of the following:
 - a. Educational facilities used by an institution for higher education or an institution for elementary and secondary education, including dormitories and other housing facilities, housing facilities for student nurses, dining halls and other food preparation and food service facilities, student unions, administration buildings, academic buildings, libraries, laboratories, research facilities, classrooms, athletic facilities, health care facilities, laundry facilities, and other structures or facilities related to these facilities or required or useful for the instruction of students, the conducting of research, or the operation of the institution.
 - b. Student housing facilities to be owned or operated by an owner or operator other than an institution for higher education or an institution for elementary and secondary education.
 - c. A special purpose project as defined in G.S. 159C-3.

The term "project" ~~also~~ includes landscaping, site preparation, furniture, equipment and machinery, and other similar items necessary or convenient for operation of a particular ~~facility, building, or structure~~ facility in the manner for which its use is ~~intended, and intended.~~ The term also includes all appurtenances and incidental facilities, such as headquarters or office facilities, maintenance, storage, or utility ~~facilities~~ facilities, parking facilities, and other

~~structures or facilities~~ related to, required, or useful for the operation of the ~~facilities, project or including parking and other facilities or structures~~ essential or convenient for the orderly conduct of the facility. The term "project" does not include ~~such~~ the cost of items as books, fuel, or supplies or other items the costs of which that customarily result in a current operating ~~charge.~~ charge, such as books, fuel, or supplies. The term does not include any facility used or to be used for sectarian instruction or as a place of religious worship nor any facility that is used or to be used primarily in connection with any part of the program of a school or department of divinity for any religious denomination."

SECTION 3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 18th day of June, 2007.

s/ Beverly E. Perdue
President of the Senate

s/ Joe Hackney
Speaker of the House of Representatives

s/ Michael F. Easley
Governor

Approved 5:55 p.m. this 27th day of June, 2007