

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 1065

Short Title: Agency Receipts for Recycling.

(Public)

Sponsors: Senator Gunter.

Referred to: Appropriations.

May 6, 1993

A BILL TO BE ENTITLED

AN ACT TO ALLOW STATE AGENCIES TO RETAIN RECEIPTS FROM THE SALE OF RECYCLABLE MATERIALS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-64.02 reads as rewritten:

"§ 143-64.02. Definitions.

As used in Part 1 of this Article, except where the context clearly requires otherwise:

(1) 'Agency' means an existing department, institution, commission, committee, board, division, or bureau of the State.

(2) 'Nonprofit tax exempt organizations' means those nonprofit tax exempt medical institutions, hospitals, clinics, health centers, school systems, schools, colleges, universities, schools for the mentally retarded, schools for the physically handicapped, radio and television stations licensed by the Federal Communications Commission as educational radio or educational television stations, public libraries, and civil defense organizations, that have been certified by the Internal Revenue Service as tax-exempt nonprofit organizations under section 501(c)(3) of the United States Internal Revenue Code of 1954.

(3) 'Recyclable materials and supplies' means office paper; corrugated cardboard; glass, metal, or plastic food, beverage, or supply containers; wooden pallets; newspaper; scrap metal; used motor oil; cloth; brush, leaves, grass, twigs, stumps, and other arboreal materials; construction rubble; ash; cooking grease; photographic film and chemicals; telephone directories; and any other materials that are determined by

1                           the Secretary of Administration, consistent with G.S. 130A-309.14, to  
2                           be recyclable materials and supplies."

3                   Sec. 2. G.S. 143-64.05 reads as rewritten:

4   "**§ 143-64.05. Warehousing, transfer, etc., charges.**

5       (a)   The State agency for surplus property may assess and collect service charges  
6   or fees for the acquisition, receipt, warehousing, distribution or transfer of any State  
7   surplus property.

8       (b)   All receipts from the transfer or sale of surplus, obsolete, or unused  
9   equipment of State departments, institutions, and agencies, that are supported by  
10   appropriations from the General Fund, except where the receipts have been anticipated  
11   for, or budgeted against the cost of replacements, shall be credited by the Secretary to  
12   the Office of State Treasurer, Nontax Revenues.

13       (c)   Receipts from the transfer of sale of recyclable materials or supplies may be  
14   retained by the department, institution, or agency that recycles them and used to defray  
15   the costs of its recycling activities. The Secretary of Administration may adopt rules  
16   governing the conditions and procedures for retaining receipts by a department,  
17   institution, or agency from the sale of recyclable materials and supplies, including the  
18   appropriate allocation of receipts when more than one department, institution, or agency  
19   is involved in a recycling activity."

20                   Sec. 3. This act becomes effective July 1, 1993.