

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 1179

Short Title: Historic Properties Grant Program.

(Public)

Sponsors: Senator Kerr.

Referred to: Agriculture, Marine Resources, and Wildlife.

May 17, 1993

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE ADDITIONAL REVENUE GENERATED BY ALLOWING PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS SHALL BE EARMARKED FOR AN HISTORIC PROPERTIES GRANT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Article 2A of Chapter 105 of the General Statutes, as amended by Senate Bill 1025, 1993 Session, AN ACT TO PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS, is further amended by adding at the end a new section to read:

"§ 105-113.40B. Transfer of part of taxes to Historic Properties Grant Program.

The Secretary shall make annual transfers as provided in this section from tax collections received under this Article to the Historic Properties Account for the Historic Properties Grant Program created in Part 30 of Article 2 of Chapter 143B of the General Statutes. Each fiscal year, the Secretary shall transfer the sum of one million dollars (\$1,000,000); the Secretary shall make this transfer on a quarterly basis by transferring the sum of two hundred fifty thousand dollars (\$250,000) each quarter."

Sec. 2. Article 2 of Chapter 143B of the General Statutes is amended by adding a new Part to read:

"PART 30. HISTORIC PROPERTIES GRANT PROGRAM.

"§ 143B-134.1. Historic Properties Grant Program established.

(a) The Department of Cultural Resources shall establish the Historic Properties Grant Program. The Secretary of the Department of Cultural Resources shall administer the program, shall develop the procedure and criteria for awarding grants under this

1 Part, shall select the recipients who are to be awarded the grants, and shall determine
2 whether the proposed use of grant funds is appropriate. No grant may exceed a total
3 sum of fifty thousand dollars (\$50,000) for any fiscal year.

4 (b) A grant awarded under this Part shall be awarded only:

5 (1) To a nonprofit organization or a governmental unit. Any applicant that
6 is a nonprofit organization shall document that it is a nonprofit
7 organization.

8 (2) For an historic property that is either listed in or is eligible for the
9 National Register of Historic Places. The Director of the Division of
10 Archives and History, as the State Historic Preservation Officer, shall
11 certify to the Secretary of the Department of Cultural Resources the
12 listing or eligibility status of a property making an application for a
13 grant.

14 **"§ 143B-134.2. Historic Properties Account established.**

15 The Historic Properties Account is established as a nonreverting account within the
16 Department of Cultural Resources. Revenue in the Account shall be used to develop
17 and implement a grant program under this Part. Up to four percent (4%) of the total of
18 the account may be used in any fiscal year to defray costs of administering the account."

19 Sec. 3. This act becomes effective only if Senate Bill 1025, AN ACT TO
20 PROVIDE FOR PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER
21 THAN BY TAX STAMPS, is enacted during the 1993 Regular Session of the General
22 Assembly. If Senate Bill 1025, AN ACT TO PROVIDE FOR PAYMENT OF THE
23 CIGARETTE TAX BY REPORTING RATHER THAN BY TAX STAMPS, is enacted
24 during the 1993 Regular Session of the General Assembly, this act becomes effective
25 July 1, 1994. If Senate Bill 1025, 1993 Session, AN ACT TO PROVIDE FOR
26 PAYMENT OF THE CIGARETTE TAX BY REPORTING RATHER THAN BY TAX
27 STAMPS, is not enacted during the 1993 Regular Session of the General Assembly, this
28 act does not become effective.