

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE BILL 1699

Short Title: Discretionary Funds.

(Public)

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Sponsors: Representative Blust.

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Referred to: Rules, Calendar, and Operations of the House.

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May 12, 2005

A BILL TO BE ENTITLED

AN ACT TO REGULATE THE EXPENDITURE OF DISCRETIONARY FUNDS.

Whereas, the General Assembly finds that the doctrine of separation of powers is vital to the functioning and the preservation of our republican form of government as an important check and balance; Now, therefore, The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 143 of the General Statutes is amended by adding a new section to read:

**"§ 143-32.1. Discretionary funds.**

All appropriations made by the General Assembly in a current appropriations act shall clearly specify in a separate line item the exact description of the appropriation in clear and precise language. When the General Assembly permits the expenditure of funds in a discretionary manner, that discretion shall reside only with the Director or the Director's designee, and it shall be unlawful and unethical for a member of the General Assembly after the current appropriations act is signed by the Governor to attempt to influence the exercise of that discretion or otherwise attempt to influence the way such funds so appropriated are expended."

**SECTION 2.** This act becomes effective July 1, 2005.