

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2005**

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**SENATE DRS75443-LB-323 (5/15)**

Short Title: UNC Fines and Forfeitures/Clear Proceeds. (Public)

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Sponsors: Senator Stevens.

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Referred to:

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A BILL TO BE ENTITLED

AN ACT DEFINING THE CLEAR PROCEEDS OF PENALTIES, FINES, AND FORFEITURES OF THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 115C-457.2 reads as rewritten:

**"§ 115C-457.2. Remittance of moneys to the Fund.**

(a) The clear proceeds of all civil penalties, civil forfeitures, and civil fines that are collected by a State agency and that the General Assembly is authorized to place in a State fund pursuant to Article IX, Section 7(b) of the Constitution shall be remitted to the Office of State Budget and Management by the officer having custody of the funds within 10 days after the close of the calendar month in which the revenues were received or collected. Notwithstanding any other law, all such funds shall be deposited in the Civil Penalty and Forfeiture Fund. The clear proceeds of these funds include the full amount of all civil penalties, civil forfeitures, and civil fines collected under authority conferred by the State, diminished only by the actual costs of collection, not to exceed twenty percent (20%) of the amount collected.

(b) The clear proceeds of all penalties, forfeitures, and fines of The University of North Carolina shall be the full amount collected by The University of North Carolina, diminished only by the direct, actual costs of assessing and collecting the penalties, forfeitures, and fines. Those costs shall be itemized in an accounting to be provided when the proceeds are remitted by the University.

**SECTION 2.** This act becomes effective July 1, 2006.