

## APPENDIX S

# 2005 Board of Governors' Non-Budget Legislative Initiatives

### **HIGHEST PRIORITY**

#### **Finance**

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| 1 | Bond Project Modifications<br>Campus Requests  | The following projects listed in Chapter 3 of the 2000 Session Laws and authorized by voter referendum in November 2000 have been recommended for scope modifications by the campuses. These suggested changes are consistent with the initial intent of the listed projects. However, these alterations are due to changed conditions or discovery of a more efficient means to accomplish the same end result. <i>(Hold for submitted requests and modify language accordingly)</i>               |
| 2 | Enrollment Funding   | Place Enrollment Funding in the Continuation budget.  |
| 3 | Special Obligation Bonds For<br>Acquisition of Equipment and<br>Renovation or Repair of Existing<br>Facilities | Amend GS 116 and GS 116D to provide low-cost financing for major equipment purchases and repairs and renovations to facilities for smaller-scale projects that are not considered to be Capital Improvement projects or determine an alternative method to make this type of financing available for this purpose.  |
| 4 | Lead-Time For Acquisition Of Real<br>Property  | The acquisition of real property valued \$25,000 or greater by the UNC System requires approval by the respective Board of Trustees, UNC Board of Governors, Joint Commission on Governmental Operations (Gov. Ops) and the Council of State. However, only Gov. Ops does not have a regular, year round meeting time thereby creating delays. It is recommended that GS 146-22 be rewritten in a manner requiring the purchase of land be reported to Gov. Ops thirty (30) days prior to the sale. |
| 5 | State Land and Municipal Review  | Amend or repeal G.S. 160A-392 where state land was added as being subject to municipal review and control.  |
| 6 | Retain Proceeds from Sale of<br>Chancellor's Residence   | Retain the proceeds from the sale of the existing chancellor's residence at UNCA and appurtenant land and use those proceeds to construct or otherwise acquire a new chancellor's residence.  |
| 7 | Remove Limitation on Budgeting<br>Tuition and Other Receipts Above<br>Authorized Levels                        | Amend the Executive Budget Act (G.S. 143) so that the President will present to the General Assembly an updated estimate of tuition, fees, and other receipts by June 15 of each year to be included in the budget for the following fiscal year.   |

#### **Management & Administration**

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| 8 | Abolish Pre-approved Consultant<br>Contracts | Abolish the requirement for the University of North Carolina to have consultant contracts pre-approved by the Governor or his designee. |
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#### **Academic Affairs**

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| 9 | Need-based Nursing Scholarship<br>Loan Program | Permit the State Education Assistance Authority to administer the Need-based Nursing Scholarship Loan Program consistent with the process by which it administers other need-based scholarship loans established under State law. |
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*Approved by Board of Governors on January 14, 2005*

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| 10 | Teacher Tuition Benefit Simplification                       | Encourage legislative action to simplify the teacher tuition benefit so that lateral entry teachers can efficiently and expeditiously qualify for in-state tuition rates in the UNC system.<br><i>(Recommendation of the BOG Teacher Supply &amp; Demand Task Force)</i> |
| 11 | Legislative Reports / School Administrator Training Programs | Remove the legislative report on the establishment of a competitive proposal process for School Administrator Training Programs due to duplication.  |
| 12 | Contributions To Parental Savings Trust Fund Tax Deductible. | Amend GS 105-134.6 & GS 116-209.25 to allow taxpayers who make contributions to the Parental Savings Trust Fund to deduct all, or a portion of, their total contributions in calculating NC taxable income for any given tax year beginning in 2005.                     |
| 13 | Academic Common Market                                       | Authorize the continuation of the Academic Common Market Program.  |

### Human Resources / Legal

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| 14 | Umstead Act Revisions                          | Amend the Umstead Act to enable UNC to utilize its resources to further its mission and benefit the community by clarifying that UNC and its constituent institutions and entities may engage in any activity that (1) furthers its mission as stated in GS 116-1; (2) primarily serves students, employees and/ or alumni; or (3) allows the community or the people of the State to utilize UNC's facilities, equipment or expertise and is not unfair competition. A panel consisting of appointees of the Governor on recommendation of NCCBI, the Secretary of Commerce, and the Board of Governors would be established to resolve questions about whether particular activities are permissible, and UNC would agree to be bound by its determination. |
| 15 | Tuition Waiver Program Expansion               | Expand the existing Tuition Waiver Program to include: <ul style="list-style-type: none"> <li>a. Increase number of allowed courses from two to three</li> <li>b. Provide for an exception to the 12-month residency requirement for full-time employees of the University of North Carolina to allow them to pay in-state rates for their dependent children and spouse immediately after establishing residency.</li> <li>c. 25% tuition reduction for dependents and spouses of UNC employees</li> <li>d. Study a tuition waiver exchange program between UNC and the NCCCS.</li> </ul>  |
| 16 | Public Records Law                             | Amend Public Records Law to protect from disclosure: (1) donor identities and records; (2) research subject identities, data, and analysis; (3) attorney client privileged communications and attorney work product; and to provide that (4) records and materials prepared or reviewed by a health care quality review committee of a University of North Carolina student health services facility shall be confidential and not considered public records within the meaning of G.S. 132-1, and shall not be subject to discovery or introduction into evidence in any civil action against a student health services facility, or a provider of professional health services subject to review by the committee.  |
| 17 | Improve Health Care Benefits for UNC Employees | <i>HOLD for Task Force Recommendations</i>  |
| 18 | Pre-employment Criminal                        | Allow use of the SBI and FBI repositories of criminal history for   |

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|    | Background Check                                      | pre-employment criminal conviction checks   |
| 19 | Immediate Vesting in ORP                              | Provide immediate vesting in ORP.   |
| 20 | UNC Employees and Non-Profit Work                     | Clarify that UNC employees may be assigned to perform duties for non-profit corporations that have a sole purpose of supporting UNC or a constituent institution. |
| 21 | Exemption of NCCCS from Administrative Procedures Act | Support NC Community College System legislative priority for their exemption from Administrative Procedures Act.  |

## Governance

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| 22 | Dual Office Holding                        | Eliminate the prohibition against spouses of members of the Board of Governors' and of members of Boards of Trustees' being employees or officers of the State, so long as the spouse is not an officer or employee of UNC, for BOG members, or of the relevant campus, for BOT members nor a member of the General Assembly. |
| 23 | Delegate Statutory Duties to the President | Allow the Board of Governors' to delegate statutory duties to the President.  |

## **PRIORITY**

### Finance

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| 24 | NCSU Dairy Pilot Plant Exempt from Umstead Act | Exemption of the NCSU Dairy Pilot Plant from the Umstead Act.   |
| 25 | Amend Contract Requirements                    | Amend the requirement to only allow up to three year contracts without prior written permission from the State Purchasing Officer to allow a longer length of contracts without approval.   |
| 26 | Construction Specifications                    | Modify GS 133-3 to allow campuses of the University to establish campus standards for building components by conducting public evaluation and selection processes, and, thereafter, specifying said components by brand when writing construction specifications. |
| 27 | Water and Juice Proposals                      | Repeal the modifications made to G.S. 143-64 in the 2004 Technical Corrections Bill (S.L. 2004-199) requiring the solicitation of proposals for water and juice separately from other drinks.   |
| 28 | Alcohol Sales at Performing Arts Center        | Permit Alcohol Sales at Campus Performing Art Centers.  |

### Management & Administration

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| 29 | Alternative Insurance Products | Authorize constituent universities to establish the option to pursue alternative insurance products for non-state funded buildings for institutional risk management purposes.  |
| 30 | Parking Enforcement            | Amend 116-44.5 to include and authorize The Board of Trustees of NC A&T State University by ordinance to prohibit, regulate and limit the parking of motor vehicles for those portions of certain public streets running through or adjacent to the campus. |

## Human Resources / Legal

31 Unified Leave Policy

Support joint recommendations of the State Personnel Commission and the UNC BOG that emerge from the Unified Leave Policy Report as directed by the General Assembly during last year's session.

32 Peer Review Reports

Revision to G.S. 126-24(1) to make the identity of the author of external personnel related peer review letters confidential, but not the content of the letter.

*The Board of Governors' supports the efforts of the UNC Association of Student Governments to improve student voter awareness and participation.*