

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 677*

Short Title: Southern Dairy Compact Cmsn. Funds.

(Public)

Sponsors: Senator Odom.

Referred to: Appropriations/Base Budget.

April 1, 1999

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO A NONREVERTING RESERVE FOR THE START-UP COSTS OF THE SOUTHERN DAIRY COMPACT COMMISSION AND THE INITIAL COSTS OF ADMINISTERING AND ENFORCING THE SOUTHERN DAIRY COMPACT AND TO PROVIDE FOR THE REPAYMENT OF THOSE FUNDS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to a nonreverting reserve within the Department of Agriculture and Consumer Services the sum of one million eight hundred thousand dollars (\$1,800,000) for the 1999-2000 fiscal year for the start-up costs of the Southern Dairy Compact Commission, to be established pursuant to Section 4 of the Southern Dairy Compact, as set forth in G.S. 106-810, and the initial costs of administration and enforcement of the Southern Dairy Compact.

Section 2.(a) The Director of the Budget shall make no disbursements from the reserve established in Section 1 of this act to the Southern Dairy Compact Commission unless Congress ratifies legislation authorizing the operation of the Southern Dairy Compact, and the State of North Carolina and the Southern Dairy Compact Commission enter into a contract, approved by the Attorney General and the Commissioner of Agriculture, that contains all of the following provisions:

- 1 (1) That the administrative headquarters of the Southern Dairy Compact
2 Commission shall be located within this State.
- 3 (2) That all funds disbursed from the reserve to the Southern Dairy
4 Compact Commission shall be repaid to the State, plus interest at an
5 amount to be agreed upon by the parties, from revenue pledged by the
6 Commission, assessments collected by the Commission, or the reserve
7 of the Commission, in accordance with a repayment schedule to be
8 agreed upon by the parties.
- 9 (3) That the Southern Dairy Compact Commission shall issue notes to the
10 State of North Carolina in the amount of the funds disbursed from the
11 reserve under this act.
- 12 (4) That, prior to each disbursement, the Southern Dairy Compact
13 Commission shall itemize the needs of the Commission to be served by
14 the requested disbursement and an itemized list showing how the most
15 recent disbursement was spent.

16 Section 2.(b) The contract under this section shall not contain any provision that
17 prevents another participating state, as defined in Section 2 of the Southern Dairy
18 Compact as set forth in G.S. 106-810, from providing some or all of the start-up costs of
19 the Southern Dairy Compact Commission or its initial costs of administration and
20 enforcement of the Southern Dairy Compact.

21 Section 2.(c) All sums repaid to the State pursuant to the contract under this
22 section shall be credited to the General Fund.

23 Section 2.(d) Any funds not disbursed from the reserve under this act by the end
24 of the term of years provided in the contract under this section shall revert at the end of
25 that fiscal year.

26 Section 2.(e) Upon the failure of Congress to ratify legislation authorizing the
27 operation of the Southern Dairy Compact by June 30, 2001, all funds in the reserve shall
28 revert to the General Fund.

29 Section 3. This act becomes effective July 1, 1999.