

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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HOUSE DRH10152-LE-7 (1/17)

Short Title: School Assignment Unaffected by Contributions. (Public)

Sponsors: Representative B. Allen.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENSURE THAT DECISIONS BY LOCAL BOARDS OF EDUCATION
ON STUDENT ASSIGNMENT ARE NOT AFFECTED BY CONTRIBUTIONS
TO THE SCHOOLS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-47(3) reads as rewritten:

"§ 115C-47. Powers and duties generally.

In addition to the powers and duties designated in G.S. 115C-36, local boards of education shall have the power or duty:

...

(3) To Divide Local School Administrative Units into Attendance Areas. –
Local boards of education shall have authority to divide their various
units into attendance areas without regard to district lines. Decisions
on school assignment shall not be affected by gifts, grants, or other
contributions to the public schools."

SECTION 2. G.S. 115C-517 reads as rewritten:

"§ 115C-517. Acquisition of sites.

Local boards of education may acquire suitable sites for schoolhouses or other
school facilities either within or without the local school administrative unit; but no
school may be operated by a local school administrative unit outside its own boundaries,
although other school facilities such as repair shops, may be operated outside the
boundaries of the local school administrative unit. Local boards of education acquiring
property for schoolhouses shall not enter into agreements affecting school assignment.
Whenever any such board is unable to acquire or enlarge a suitable site or right-of-way
for a school, school building, school bus garage or for a parking area or access road
suitable for school buses or for other school facilities by gift or purchase, condemnation
proceedings to acquire same may be instituted by such board under the provisions of

1 Chapter 40A of the General Statutes, and the determination of the local board of
2 education of the land necessary for such purposes shall be conclusive."

3 **SECTION 3.** This act is effective when it becomes law. Section 1 of this act
4 shall apply to gifts, grants, and contributions made after the date this act becomes law.