

STATE OF NORTH CAROLINA

1959

Session Laws and Resolutions

PASSED BY THE

GENERAL ASSEMBLY

AT THE

REGULAR SESSION

HELD IN THE CITY OF RALEIGH

BEGINNING ON

WEDNESDAY, THE FOURTH DAY OF FEBRUARY, A.D. 1959

PUBLISHED BY AUTHORITY

H. B. 35

CHAPTER 938

AN ACT TO CREATE A STATE LEGISLATIVE BUILDING COMMISSION AND TO PROVIDE FOR THE ERECTION OF A STATE LEGISLATIVE BUILDING.

The General Assembly of North Carolina do enact:

Section 1. There is hereby created the State Legislative Building Commission, which shall consist of two persons who have served in the State Senate, appointed by the President of the Senate; two persons who have served in the House of Representatives, appointed by the Speaker of the House of Representatives; and three persons appointed by the Governor. All members shall be appointed on July 1, 1959, or as soon thereafter as it practicable, and shall serve until the completion of the duties

assigned to the Commission. Each vacancy occurring in the membership of the Commission shall be filled by appointment of the officer authorized to make the initial appointment to the place vacated, and each appointee to fill a vacancy shall have the same qualifications prescribed by this Act for the appointee whom he succeeds. The members of the Commission shall elect one of their number as Chairman.

Sec. 2. The State Legislative Building Commission shall have the following powers and duties:

(a) To acquire on behalf and in the name of the State a suitable site in the City of Raleigh for a State Legislative Building and related facilities and grounds.

(b) To employ architects to prepare plans for the State Legislative Building, to assist and advise the architects in the preparation of those plans, and to approve on behalf of the State all plans for the State Legislative Building. No plans shall be made or included for quarters for the Governor.

(c) To enter on behalf of the State into contracts for the purchase of all real property and interests therein, services, materials, furnishings, and equipment required in connection with the location, design, construction, furnishing, and equipping of the State Legislative Building.

(d) To supervise generally the location, construction, furnishing, and equipping of the State Legislative Building.

(e) To call upon the Department of Administration, the Attorney General, and any other State agency or officer for such assistance as the Commission may require in carrying out its duties.

(f) To appoint such advisory committees, composed of persons not members of the Commission, as the Commission deems necessary.

(g) To report to the General Assembly at each regular Session concerning action taken by the Commission during the previous biennium in carrying out the provisions of this Act, and to make such special reports as may be requested by the General Assembly or the Governor.

Sec. 3. Whenever the State Legislative Building Commission finds it necessary to acquire land, rights of way, or easements in order to carry out the purposes of this Act, and the Commission is unable to purchase the same from the owners at an agreed price, or is unable to obtain a good and sufficient title therefor by purchase from the owners, then the Commission may exercise the right of eminent domain and acquire any such lands, rights of way, or easements necessary for the aforesaid purpose by condemnation in the manner prescribed in Chapter 40 of the General Statutes. The provisions of G. S. 40-53 shall not apply to any proceeding had under this Act.

Sec. 4. All moneys expended by the State Legislative Building Commission, including the expenses of the Commission, shall be paid by the State Treasurer upon warrant drawn by the Chairman of the Commission, from funds appropriated by the General Assembly. The Governor and Council of State are authorized to advance to the Commission from the Contingency and Emergency Fund, and subject to repayment, such sums

as may be required to meet the expenses of the Commission prior to the availability of funds appropriated for the use of the Commission.

Sec. 5. The members of the State Legislative Building Commission shall receive for their services the same per diem and other allowances as are granted the members of State boards and commissions generally.

Sec. 6. All laws and clauses of laws in conflict with this Act are hereby repealed.

Sec. 7. This Act shall become effective upon its ratification.

In the General Assembly read three times and ratified, this the 12th day of June, 1959.