

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE BILL 951
Second Edition Engrossed 6/20/12
House Committee Substitute Favorable 6/25/12
Fourth Edition Engrossed 6/26/12

Short Title: Transfer Certain Correctional Facilities.

(Public)

Sponsors:

Referred to:

May 31, 2012

A BILL TO BE ENTITLED

AN ACT TO TRANSFER THE CLEVELAND COUNTY CORRECTIONAL FACILITY TO CLEVELAND COUNTY COMMUNITY COLLEGE AND TO TRANSFER THE HAYWOOD CORRECTIONAL CENTER TO THE HAYWOOD COUNTY BOARD OF COMMISSIONERS.

The General Assembly of North Carolina enacts:

SECTION 1. The State of North Carolina shall convey to the Board of Trustees of Cleveland Community College, for consideration of one dollar (\$1.00), all its right, title, and interest in the property used for the former Cleveland County Correctional Facility, more particularly described as that portion of Parcel 22252 Cleveland County, deed reference Book 4F, Page 064, consisting of approximately 13.25 acres currently allocated to the Department of Public Safety, Division of Adult Corrections, SPO File No. 23-008. The conveyance is subject to a reversionary interest reserved by the State. The property shall be conveyed to the Board of Trustees of Cleveland Community College for so long as it is utilized for educational purposes consistent with the mission of the North Carolina Community College System.

SECTION 2. The State of North Carolina shall convey the real property described in Section 1 "as is" "where is" without warranty. The State makes no representations or warranties concerning the title to the property, the boundaries of the property, the uses to which the property may be put, zoning, local ordinances, or any physical, environmental, health, and safety conditions relating to the property. All costs associated with the conveyance of the property shall be borne by Cleveland Community College.

SECTION 3. The conveyance of the State's right, title, and interest in the Cleveland County Correctional Facility shall be exempt from the provisions of Article 7 of Chapter 146 of the General Statutes. The conveyance shall comply with the provisions of Article 16 of Chapter 146 of the General Statutes; provided that the provisions of G.S. 146-74 shall not apply.

SECTION 3.1. The State of North Carolina shall convey to the Haywood County Board of Commissioners, for consideration of one dollar (\$1.00), all its right, title, and interest in the property used for the former Haywood Correctional Center, more particularly described as Haywood County deed reference Book 66, page 297, consisting of 2.2447 acres at 208 Welch Street, Waynesville, North Carolina. The conveyance is subject to a reversionary interest reserved by the State. The property shall be conveyed to the Haywood County Board of Commissioners for so long as it is utilized for county government purposes.



1 **SECTION 3.2.** The State of North Carolina shall convey the real property
2 described in Section 3.1 "as is" "where is" without warranty. The State makes no
3 representations or warranties concerning the title to the property, the boundaries of the
4 property, the uses to which the property may be put, zoning, local ordinances, or any physical,
5 environmental, health, and safety conditions relating to the property. All costs associated with
6 the conveyance of the property shall be borne by Haywood County.

7 **SECTION 3.3.** The conveyance of the State's right, title, and interest in the
8 Haywood Correctional Center shall be exempt from the provisions of Article 7 of Chapter 146
9 of the General Statutes. The conveyance shall comply with the provisions of Article 16 of
10 Chapter 146 of the General Statutes; provided that the provisions of G.S. 146-74 shall not
11 apply.

12 **SECTION 4.** Sections 1 through 3 of this act become effective July 1, 2014. The
13 remainder of this act becomes effective January 1, 2013.