

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023**

**SESSION LAW 2023-35  
HOUSE BILL 412**

AN ACT TO MODIFY THE TERMS OF CONVEYANCE OF A CERTAIN PARCEL OF  
LAND TO PENDER COUNTY TO ENABLE CERTAIN FINANCING OPTIONS  
NEEDED IN THE CONSTRUCTION OF A JAIL FACILITY.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 2 of S.L. 2019-137 reads as rewritten:

**"SECTION 2.** The conveyance pursuant to Section 1 of this act is subject to a reversionary interest reserved by the State. The property shall be conveyed to the Pender County Board of Commissioners for so long as it is utilized as a jail and law enforcement center. Notwithstanding the foregoing, Pender County may grant ~~a deed~~ one or more deeds of trust or similar security ~~instrument~~ instruments related to the property in connection with the financing or refinancing of construction, acquisition, and equipping of the intended facility or the financing or refinancing of improvements, additions, or repairs to the property. The reversionary interest reserved by the State shall be subordinate to any deeds of trust or similar security instruments granted by Pender County for the purposes authorized under this section."

**SECTION 2.** The Department of Administration shall execute and provide any instruments of title, subordination agreements, or other documentation required by Pender County to facilitate or obtain financing in connection with the construction of a jail facility on the property described in Section 1 of S.L. 2019-137.

**SECTION 3.** This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 1<sup>st</sup> day of June, 2023.

s/ Phil Berger  
President Pro Tempore of the Senate

s/ Tim Moore  
Speaker of the House of Representatives

s/ Roy Cooper  
Governor

Approved 5:42 p.m. this 9<sup>th</sup> day of June, 2023

