## GENERAL ASSEMBLY OF NORTH CAROLINA **SESSION 2017**

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## **SENATE BILL 764\***

	Short Title:	UNC-Chapel Hill/Monument Relocation. (Public	c)
	Sponsors:	Senators Foushee and Woodard (Primary Sponsors).	
	Referred to:	Rules and Operations of the Senate	
		May 30, 2018	
$ \begin{array}{c} 1\\2\\3\\4\\5\\6\\7\\8\\9\\10\\11\\12\\13\\14\\15\end{array} $	CAROLII CAMPUS APPROP THE MO The General A SI relocate the m north, sculpte place on the U the campus a threaten the p finds that an e Carolina at C	A BILL TO BE ENTITLED O AUTHORIZE THE CHANCELLOR OF THE UNIVERSITY OF NORTH NA AT CHAPEL HILL TO MOVE A CERTAIN MONUMENT ON THE TO A PERMANENT INDOOR LOCATION FOR PUBLIC VIEWING AND TO RIATE FUNDS TO DEVELOP PLANS FOR RELOCATION AND TO MOVE NUMENT TO A NEW SITE. Assembly of North Carolina enacts: CCTION 1. The General Assembly finds that it is necessary to permanent nonument that is an object of remembrance depicting a Confederate soldier facing d by John Wilson and dedicated on June 2, 1913, located at the center of McCorkl Jniversity of North Carolina at Chapel Hill campus to a secure, indoor location of s expeditiously as possible due to recent acts of vandalism to the monument that reservation and integrity of the monument. To do so, the General Assembly also acception to State law should be granted to the chancellor of the University of North hapel Hill to move the monument to a secure, indoor location, consistent with th	E D E y g e n at o h e
16 17 18	-	set forth in Section 2 of this act, notwithstanding the limitations that are generally the relocation of objects of remembrance pursuant to G.S. 100-2.1, based on th	-
19 20 21	(1	The North Carolina Historical Commission is limited in its authority to approve the relocation of the monument to a secure, indoor location pursuan to G.S. 100-2.1(b).	
22 23	(2	The chancellor of the University of North Carolina at Chapel Hill does not have the authority to relocate the monument pursuant to G.S. 100-2.1.	
24 25 26 27 28	(3	Appropriate measures to permanently relocate the monument are required by the University of North Carolina at Chapel Hill to preserve the monument consistent with G.S. 100-2.1(b)(1). However, the University does not have the option to relocate the monument to an outdoor site similar to where it is currently located and still adequately preserve and protect the monument.	nt le
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(5) Furthermore, it is necessary for the University of North Carolina at Chapel Hill to relocate the monument to an indoor location on the campus in order to balance the interest of the public in preserving objects of remembrance to honor the soldiers who fought and sacrificed their lives during the Civil War with the growing awareness of North Carolina citizens that the open display by government entities of any monument that directly or indirectly memorializes racial inequality in a democracy that is based on equality under the law undermines that concept.
<b>SECTION 2.</b> In accordance with the findings by the General Assembly set forth in
Section 1 of this act, notwithstanding G.S. 100-2.1, the chancellor of the University of North
Carolina at Chapel Hill shall identify a new site for the monument described under Section 1 of
this act, develop plans for relocation and preservation of the monument, and move the monument
to the selected site no later than April 1, 2020. The monument shall only be relocated to an indoor
site that is readily accessible to the public for viewing at no cost and on a convenient and regularly
scheduled basis.
<b>SECTION 3.</b> By April 1, 2019, the chancellor of the University of North Carolina
at Chapel Hill shall report to the Joint Legislative Oversight Committee on Agriculture and
Natural and Economic Resources and the Joint Legislative Education Oversight Committee on
the identification of the new site for the monument and the progress on relocating the monument
to the selected site, including the process the chancellor followed in identifying the selected site and costs associated with the planning, preservation, and relocation of the monument.
<b>SECTION 4.</b> There is appropriated from the General Fund to the Board of Governors
of The University of North Carolina the sum of ten thousand dollars (\$10,000) in nonrecurring
funds for the 2018-2019 fiscal year to be allocated to the University of North Carolina at Chapel
Hill to identify a site and develop plans for the preservation and permanent relocation of the
monument in accordance with Section 2 of this act to a secure, indoor site on the campus of the
University of North Carolina at Chapel Hill. Any funds that are unexpended for this purpose at
the end of the 2018-2019 fiscal year shall not revert to the General Fund but shall remain available
until the end of the 2019-2020 fiscal year. The University of North Carolina at Chapel Hill shall
use non-State funds to move the monument to the new site and for any additional associated
costs.
<b>SECTION 5.</b> Section 4 of this act becomes effective July 1, 2018. The remainder of this act is effective when it becomes law.
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