

January 12, 1999

**MEMORANDUM**

TO: Presidents  
North Carolina Community College System

FROM: H. Martin Lancaster  
System President

SUBJECT: Charitable Annuities Session Law 98-211 - An Act Pertaining to  
Changes in the Insurance Laws and Related Laws and A  
Request for Other Statutory Changes in the Upcoming Session

Please review the attached SL 98-211 language for pertinent application related to your foundation or charitable donations to your college. If your foundation uses annuities as a way of enhancing gifts to it, they may be impacted by this legislation. I would suggest that you have your attorney review the legislation in light of your use of annuities and determine its applicability.

Please note also (with a final report due April 1, 1999) that a study is called for and let us know if you have any substantive concerns or interest in participating. Any changes in this law, as it appears here, will need to be addressed during this study.

Feel free to call Suzanne Williams or Clay Hines should you have questions or wish to submit suggested language, or otherwise participate.

We also need to hear from you if there are statutory changes that you would like our assistance with in the upcoming session. Legislation of an exclusively local nature you may be able to handle yourself, but it would be helpful if we had a heads-up before introduction. Issues that have a statewide impact should be coordinated with me and/or Suzanne. We were fairly successful in the Short Session in addressing issues such as purchasing flexibility, use of proceeds from donated property, etc. We have to be equally successful in the upcoming session.

HML:phm  
Attachment

cc99-012