

1 23 NCAC 02D .0329 is adopted under temporary procedures as follows:
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3 **23 NCAC 02D .0329 MAINTENANCE OF PLANT FLEXIBILITY**

4 (a) Notwithstanding any other provision of law, a community college that received State funds for maintenance of
5 plant pursuant to G.S. 115D-31.2 for the 2008-2009 fiscal year may use non-instructional State funds allocated to it
6 through the institutional support allotment for maintenance of plant for the 2009-2010 and 2010-2011 fiscal years.

7 (b) The amount of these funds used for the 2009-2010 fiscal year for maintenance of plant shall not exceed the total
8 amount of maintenance of plant funds received for the 2008-2009 fiscal year. The amount of these funds used for
9 the 2010-2011 fiscal year for maintenance of plant shall not exceed fifty percent (50%) of the amount of
10 maintenance of plant funds received for the 2008-2009 fiscal year. This section shall be effective for the 2009-2011
11 fiscal biennium.

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13 History Note: Authority G.S. 115D-5; S.L. 2009-451, s. 8.17(b);

14 Temporary Adoption Eff. December 17, 2009.