



**RESOLUTION PROVIDING UPDATED GUIDANCE TO STAFF REGARDING
ACCEPTABLE FINAL MATURITY GUIDELINES FOR ENTITIES SEEKING TO
ISSUE REVENUE BONDS THROUGH THE NORTH CAROLINA CAPITAL
FACILITIES FINANCE AGENCY**

WHEREAS, in August 2012, the North Carolina Capital Facilities Finance Agency (the "Agency"), adopted a *Resolution Providing Guidance To Staff Regarding Acceptable Final Maturity Guidelines For Institutions Of Higher Education Seeking To Issue Revenue Bonds Through The North Carolina Capital Facilities Financing Agency*; and

WHEREAS, the staff of the Agency has reviewed the existing guidance and is requesting updated guidance on acceptable final maturities for conduit revenue bonds issued through the Agency on behalf of all qualified applicants; and

WHEREAS, NCGS §159D-45(a) limits the ultimate maturity of revenue bonds issued through the Agency to such time or times not exceeding forty (40) years from the date of issuance, as may be determined by the Agency; and

WHEREAS, within this maturity limitation there is no statutory guidance and a wide range of maturity structures are permitted; and

WHEREAS, in its role as a conduit issuer of debt, the Agency shall be guided by and shall observe the criteria and requirements of NCGS §159D-40(a):

- (1) No project shall be sold or leased nor any loan made to any participating institution that is not financially responsible and capable of fulfilling its obligations, including its obligations under an agreement of sale or lease or a loan agreement to make purchase price payments, to pay rent, to make loan repayments, to operate, repair and maintain at its own expense the project and to discharge any other responsibilities imposed under the agreement of sale or lease or loan agreement.
- (2) Adequate provision shall be made for the payment of the principal of and the interest on the bonds and any necessary reserves for payment and for the operation, repair and maintenance of the project at the expense of the participating institution.

- (3) The public facilities, including utilities, and public services necessary for the project will be made available.
- (4) The projects shall be operated to serve and benefit the public and there shall be no discrimination against any person based on race, creed, color, or national origin; and

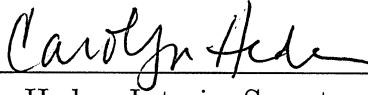
WHEREAS, the Agency desires to rescind its prior Resolution dated August 7, 2012, and to provide updated guidance to its staff on this matter.

NOW, THEREFORE, the Agency hereby rescinds the August 7, 2012 *Resolution Providing Guidance To Staff Regarding Acceptable Final Maturity Guidelines For Institutions Of Higher Education Seeking To Issue Revenue Bonds Through The North Carolina Capital Facilities Financing Agency*, and recommends the following guidelines for use by its staff when evaluating requests from entities seeking to issue conduit revenue bonds through the Agency:

1. Pursuant to NCGS §159D-45(a), final maturities for bonds shall not exceed 40 years.
2. Any staff recommendation as to maturity structure is entirely within staff's discretion based on its professional judgment.
3. In recommending a maturity, staff may consider factors and guidance including but not limited to:
 - a. the useful life of the financed asset and specific components of the project;
 - b. The maximum period of usefulness of capital projects for which units of local government may issue bonds as defined in North Carolina Administrative Code (20 NCAC 03 .0305);
 - c. the powers, experience, background, financial condition, record of service and capability of the management of the applicant (NCGS §159D-41) and
 - d. the amount and maturities of any outstanding debt of the applicant.
4. For refunding or restructuring transactions, final maturities may not be extended beyond their original term without specific staff recommendation.
5. Transactions that have maturity structures that have not received staff's recommendation, or at a minimum acquiescence, will not receive consideration by the Agency.

I, Carolyn Heden, Interim Secretary-Treasurer of the North Carolina Capital Facilities Finance Agency, DO HEREBY CERTIFY that the foregoing is a true and correct copy of the resolution adopted by the North Carolina Capital Facilities Finance Agency at its meeting held in Raleigh, NC on March 4, 2025.

WITNESS my hand this 4th day of March, 2025.



Carolyn Heden, Interim Secretary-Treasurer
North Carolina Capital Facilities Finance Agency