

February 21, 2005

**H 320. PROHIBIT SALE OF DOROTHEA DIX PROPERTY. TO PROHIBIT THE SALE OF STATE-OWNED REAL PROPERTY ENCOMPASSING THE DOROTHEA DIX HOSPITAL CAMPUS WITHOUT THE APPROVAL OF THE GENERAL ASSEMBLY.** Enacts new GS 146-27(c) as title indicates, requiring prior approval of sale by General Assembly.

**Intro. by B. Allen.**

Ref. to State Government

GS 146

August 12, 2005

**H 320. BUDGET TECHNICAL CORRECTIONS.** Intro. 2/21/05. Senate committee substitute makes the following changes to 1st edition. Replaces act prohibiting sale of Dorothea Dix property with *AN ACT TO MAKE TECHNICAL AND CLARIFYING AMENDMENTS TO THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2005*. Amends S622 if it becomes law, as follows: (1) Increases appropriation to Univ. of North Carolina at Chapel Hill Health Affairs by \$1 million for each year of the biennium and decreases by \$1 million the 2005-06 appropriation to UNC Hospitals at Chapel Hill. (2) Revises General Fund availability statement for 2006-07 as follows: reduces unappropriated fund balance by \$3.375 million; corrects estimated revenues based on existing tax structure (\$16,077,600,000, rather than \$16,993,257,284). (3) Provides that bonuses for certified personnel at the top of their salary schedules apply to personnel employed on July 1, 2005. (4) Allows State Board of Education to approve additional planning sites for Learn and Earn high schools and allows disbursement of funds when schools or planning sites are approved (was, when certified as operational). Changes application and reporting dates in statutes regarding cooperative innovation high schools. (5) Adds new Section 9.38 allocating \$1 million in funding in each year of the biennium for the establishment and operation of a translational medicine program at UNC-Chapel Hill Medical School. (6) Provides that children who do not receive comparable services through private health insurance or other programs are eligible for Governor's Vision Care Program. (7) Provides that total administrative costs paid with funds from Employment Security Comm'n Reserve fund in 2005-06 may not exceed \$2 million. (8) Adds new Section 13.15 requiring Board of Science and Technology to prepare biennial report. (9) Adds new Section 14.2(f1) creating two district court electoral districts in Union County (District 20B and 20C). (10) Makes Section 14.22 of S 622 applicable to adult drug treatment courts. (11) Adds new Section 21.3 regarding allocation of funding for volunteer fire departments in Anson and Union counties. (12) Repeals Section 22.6 of S 622 (regarding collection assistance fee on overdue tax debts). (13) Makes changes regarding salary of members of Post-Release Supervision and Parole Comm'n effective September 1, 2005. (14) Repeals provisions related to coverage of Utilities Comm'n members in the Consolidated Judicial Retirement System. (15) Increases capital funding for water resources development projects to \$18.86 million for 2005-06. (16) Makes additional technical changes and corrections. (17) Effective July 1, 2005, except as otherwise provided.

August 12, 2005

**H 320. BUDGET TECHNICAL CORRECTIONS.** Intro. 2/21/05. Senate amendment makes the following changes to 2nd edition. Changes from October 1, 2005, to March 1, 2006, the effective date of a correction to provision relating to health benefit plan copayments.

August 24, 2005

**H 320. MODIFY 2005 APPROPRIATIONS ACT (NEW).** Intro. 2/21/05. Senate committee substitute makes the following changes to 3rd edition. Increases 2005-06 appropriation to the Department of Crime Control and Public Safety by \$50,000. Increases appropriations to the Judicial Department by \$319,633 (2005-06) and \$33,828 (2006-07). Increases 2005-06 appropriation to the Department of Cultural Resources by \$25,000. Increases appropriations to the Department of Revenue by \$20,000 (2005-06) and \$43,000 (2006-07). Adds three new availability adjustments for 2006-07: (1) a \$1 million decrease attributed to increased contributions to NC political parties financing fund (tax return designation); (2) a \$2,030,000 decrease

attributable to SL 2005-241 (Extend JDIG and Bill Lee Act); and (3) a \$168,616 increase attributable to reimbursement for property tax commission expenses. Decreases anticipated 2005-06 revenue from justice and public safety fees by \$159,500. Replaces amendments to GS 58-50-30(a3) with revised language clarifying that co-payments for chiropractic services may not be higher than co-payments for comparable services (was same services) provided by primary care physicians. Makes the new co-payment limitations apply to policies issued, renewed or amended on or after March 1, 2006. Section 6.36(a) of SL 2005-276 authorized the hiring of an independent contractor to develop a consolidation plan for state-funded libraries; new language clarifies that up to \$250,000 may be used for this purpose. Adds new section to SL 2005-276 authorizing the use of \$750,000 from the Disaster Relief Reserve Fund to repair the a Hyde County school damaged by hurricanes. Section 8.11 of SL 2005-276 allocated money to the Partnership for Defense Innovation, which must be used in part for implementation of a business and marketing plan for a new Defense Technology Innovation Center. New language clarifies that the business and marketing plan implemented must be the one delivered to the General Assembly in 2005 by the North Carolina Electronics and Information Technologies Association. Adds new section to SL 2005-276 authorizing continued eligibility for in-state tuition for members of the armed services and their dependent relatives if the member is honorably discharged and the member (or dependent relative) establishes residency in NC within thirty days after the discharge and is continuously enrolled in the degree or other program the member (or relative) was enrolled in at the time of discharge. Section 10.36 of SL 2005-276 established a new section related to controlled substances reporting (GS 90-113.63(b)). Amendment clarifies that the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services, rather than the Commission for Health Services, is charged with rulemaking under that section. Section 10.59E of SL 2005-276 directed the Department of Health and Human Services to allocate \$2 million for a community-focused health disparities initiative. Amendment expands the partners in the initiative to include local public health departments and American Indian Tribes. Section 10.59F of SL 2005-276 established the Governor's Vision Care Program and subsection (f) requires the Department of Health and Human Services to submit a reports on implementation of the program. Amendments to this section (1) accelerate the due date for the report to January 15, 2006 (was May 1, 2006) and eliminate the requirement that the report include certain data on children who were exempt from the program; and (2) change the effective dates so that the new statutory language requiring comprehensive eye exams for school entry is effective beginning with the 2006-07 school year but the remainder of the section is effective July 1, 2005. Adds new section to SL 2005-276 directing payment of funds appropriated to the Department of Health and Human Services for the Jewish Community Center of Charlotte, Inc. to another organization (Senior Activities and Services, Inc. to support activities of the Levine Senior Center of Matthews). Adds new section to SL 2005-276 directing that \$750,000 of the funds appropriated to the Department of Commerce for 2005-06 be allocated to the High Point International Home Furnishings Market Authority Corporation.

Section 14.11 of SL 2005-276 directed the use of funds appropriated to the Judicial Department, Office of Indigent Services. New language is added directing that some of those funds be used to create certain attorney and staff positions in Defender Districts 1 and 3A. Adds new section to SL 2005-276 directing the Judicial Department to allocate \$300,000 of its 2005-06 appropriation to the Mecklenburg Drug Treatment Court for the provision of to DWI offenders and pretrial offenders. Adds new section to SL 2005-276 directing the Judicial Department to use funds to establish a new deputy clerk of court position in Hyde County. Adds new section to SL 2005-276 to amend GS 14-309.15 (which authorizes raffles conducted by certain organizations) to increase the maximum amount that may be awarded for a single raffle from \$10,000 to \$50,000 and increase the total amount that may be awarded by each organization in any calendar year from \$10,000 to \$50,000. Adds new sections to SL 2005-276 (1) directing the Department of Cultural Resources to allocate \$25,000 of its 2005-06 appropriation to be used as a grant-in-aid to the Carolinas Concert Association to provide disadvantaged youth and (2) directing that \$50,000 appropriated to the Department of Crime Control and Public Safety be used for improvements to the Warrenton National Guard Army. Adds new section to SL 2005-276 directing the Department of Cultural Resources to transfer 2005-06 funds allocated for the Bethel Public Library to the Town of Bethel for repairs and upgrades. Adds new section to SL 2005-276 directing the Department of

Revenue to allocate \$19,700 (2005-06) and \$43,000 (2006-07) of appropriated funds to pay the increased salaries of Property Tax Commission members. Section 28.16 of SL 2005-276 allocates certain funds to a visitor center in Transylvania county. New section authorizes the use of all funds appropriated for the center to be used for capital improvements. Section 29.20(a) of SL 2005-276 addressed salary adjustments for Industrial Commission staff. Amendments clarify that the commission must use at least \$171,900 (was up to \$171,900) to provide the full salary adjustments for the biennium. Section 29.28(a) of SL 2005-276 amended GS 135-3(8)c relating to maintenance of retirement benefits for retired teachers returning to teaching positions. New language amends that section to provide that the retirement benefits should be maintained as long as the retired teacher returns to work in a permanent full-time or part-time capacity that exceeds 50% of the applicable workweek (previously required a return to full-time employment). Adds new section to SL 2005-276 increasing from \$1 to \$3 the amount that an individual income taxpayer may allocate to the NC Political Parties Financing Fund on the taxpayer's return (effective for taxable years beginning on or after January 1, 2006). Section 39.1 of SL 2005-276 established new tax credits for film production companies. New language clarifies that television productions of live sporting events are not eligible for the credit and adds a new definition of the term "live sporting event. Section 43.3 of SL 2005-276 increased taxes in the Town of Butner. New language changes the effective date for those changes from July 1, 2005 to July 1, 2006. New language authorizes the Director of the Budget to transfer funds appropriated to non-State entities between programs and purposes within an entity for purposes of efficient fiscal management. This committee substitute deletes one substantive provision from the previous edition; it deletes the change to the effective date included in G.S. 143B-267 (relating to membership on the Post-Release Supervision and Parole Commission). Makes technical changes.

August 24, 2005

**H 320. MODIFY 2005 APPROPRIATIONS ACT.** Intro. 2/21/05. Senate amendment makes the following changes to 4th edition. Adds new section to repeal section 14.14 of S.L. 2005-276, which would have established a new public defender district for New Hanover and Pender counties.

September 2, 2005

**SL 2005-345 (H 320).MODIFY 2005 APPROPRIATIONS ACT. AN ACT TO MAKE TECHNICAL, CLARIFYING, AND OTHER MODIFICATIONS TO THE CURRENT OPERATIONS AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 2005.** Summarized in *Daily Bulletin* 2/21/05, 8/12/05, and 8/24/05. Enacted August 31, 2005. Effective July 1, 2005, except as otherwise provided in this act.