

March 20, 2007

**S 1119. STATE BUDGET ACT/TECHNICAL CORRECTION.** Filed 3/20/07. *TO MAKE TECHNICAL CORRECTIONS IN THE STATE BUDGET ACT.*

Enacts new GS 126-95 authorizing the Governor to provide dependent care assistance and a flexible compensation plan for state employees not covered by GS 116-17.2 (flexible compensation plan for employees of the University of North Carolina), and enacts conforming GS 143C-6-10. Makes other technical corrections to GS 116-14(b1) and 143C-8-10. Effective July 1, 2007.

**Intro. by Hagan.**

GS 116, 126, 143C

May 23, 2007

**S 1119. STATE BUDGET ACT/TECHNICAL CORRECTION.** Filed 3/20/07. Senate committee substitute makes the following changes to the 1st edition. Changes title to *AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE STATE BUDGET ACT, TO MAKE TECHNICAL CORRECTIONS IN CERTAIN OTHER STATUTES THAT WERE AMENDED BECAUSE CONFORMING CHANGES WERE REQUIRED BY THE ENACTMENT OF THE STATE BUDGET ACT, TO TRANSFER THE PROVISIONS CURRENTLY IN THE EXECUTIVE BUDGET ACT REGARDING FLEXIBLE COMPENSATION TO CHAPTER 126 OF THE GENERAL STATUTES AND CLARIFY THAT THOSE PROVISIONS CONTINUE TO APPLY TO THE SAME STATE EMPLOYEES, AND TO CLARIFY THAT THE PROVISIONS REGARDING DISCONTINUED SERVICE RETIREMENT ALLOWANCE AND SEVERANCE WAGES FOR CERTAIN STATE EMPLOYEES THAT CURRENTLY APPEAR IN THE EXECUTIVE BUDGET ACT BUT THAT ARE TRANSFERRED TO CHAPTER 126 OF THE GENERAL STATUTES EFFECTIVE JULY 1, 2007, SHALL CONTINUE TO COVER THE SAME STATE EMPLOYEES.*

Amends GS 120-76(8) to delete the requirement that the Governor consult with the Joint Legislative Committee on Governmental Operations before making allocations from the Contingency and Emergency Fund. Modifies proposed new GS 126-95 (Flexible compensation plan) to replace all references to "the Governor" with "the Director of the Budget." Amends proposed new GS 126-5(c9) and adds new GS 126-5(c10) to provide that Article 16 of GS Chapter 126 and GS 126-8.5 do not apply to the employees of area mental health, developmental disabilities, and substance abuse authorities, local social services departments, county health departments and district health departments, local emergency management agencies that receive federal grant-in-aid funds, or certain county employees designated by boards of county commissioners. Also provides that, except for the employees listed above, the provisions of GS 126-8.5 apply to all exempt and nonexempt state employees.

Enacts new GS 143C-6-4(h) to provide that transfers or changes between objects or line items in the budget of the Office of the Governor may be made by the Governor. Amends GS 143C-3-3(c) and GS 143C-8-6(c) to eliminate the requirement that a state agency proposing to repair or renovate an existing facility provide estimated cash flow requirements.

Amends GS 143C-9-1(a) to establish a Medicaid Special Fund in the Department of Health and Human Services (DHHS). Requires DHHS to transfer the disproportionate share gain, after payments are made to hospitals, to the Fund. Directs that monies in the Fund may be expended only upon an appropriation act of the General Assembly. Makes other conforming changes.

June 29, 2007

**SL 2007-117 (S 1119). STATE BUDGET ACT/TECHNICAL CORRECTION.** *AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE STATE BUDGET ACT, TO MAKE TECHNICAL CORRECTIONS IN CERTAIN OTHER STATUTES THAT WERE AMENDED BECAUSE CONFORMING CHANGES WERE REQUIRED BY THE ENACTMENT OF THE STATE BUDGET ACT, TO TRANSFER THE PROVISIONS CURRENTLY IN THE EXECUTIVE BUDGET ACT REGARDING FLEXIBLE COMPENSATION TO CHAPTER 126 OF THE GENERAL STATUTES AND CLARIFY THAT THOSE PROVISIONS CONTINUE TO APPLY TO THE SAME STATE EMPLOYEES, AND TO CLARIFY THAT THE PROVISIONS REGARDING DISCONTINUED SERVICE RETIREMENT ALLOWANCE AND SEVERANCE WAGES FOR*

CERTAIN STATE EMPLOYEES THAT CURRENTLY APPEAR IN THE EXECUTIVE BUDGET ACT BUT THAT ARE TRANSFERRED TO CHAPTER 126 OF THE GENERAL STATUTES EFFECTIVE JULY 1, 2007, SHALL CONTINUE TO COVER THE SAME STATE EMPLOYEES. Summarized in *Daily Bulletin* 3/20/07 and 5/23/07. Enacted June 27, 2007. Effective July 1, 2007.