

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 768

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S768-AMV-3 [v.5]

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Amends Title [NO]
First Edition

Date _____, 2022

Senator Galey

1 moves to amend the bill on page 22, lines 10-11, by inserting between the lines the following:

2
3 "SECTION 54.5.(a) G.S. 7A-101 reads as rewritten:

4 "§ 7A-101. (Effective July 1, 2022) Compensation.

5 (a) The clerk of superior court is a full-time employee of the State and shall receive an
6 annual salary, payable in equal monthly installments, based on the number of State-funded
7 assistant and deputy clerks of court as determined by the Administrative Office of Court's
8 workload formula, according to the following schedule:

9 Assistants and Deputies	Annual Salary
10 0-19	\$102,305
11 20-29	110,316 113,074- 113,074
12 30-49	120,822 123,842- 123,842
13 50-99	131,328 134,611- 134,611
14 100 and above	133,955 137,304- 137,304

15 If the number of State-funded assistant and deputy clerks of court as determined by the
16 Administrative Office of Court's workload formula changes, the salary of the clerk shall be
17 changed, on July 1 of the fiscal year for which the change is reported, to the salary appropriate
18 for that new number, except that the salary of an incumbent clerk shall not be decreased by any
19 change in that number during the clerk's continuance in office.

20 ...

21 (c) In lieu of merit and other increment raises paid to regular State employees, a clerk of
22 superior court shall receive as longevity pay an amount equal to four and eight-tenths percent
23 (4.8%) of the clerk's annual salary payable monthly after five years of service, nine and six-tenths
24 percent (9.6%) after 10 years of service, fourteen and four-tenths percent (14.4%) after 15 years
25 of service, nineteen and two-tenths percent (19.2%) after 20 years of service, and twenty-four
26 percent (24%) after 25 years of service. ~~Service shall mean~~ "Service" means service in the
27 elective position of clerk of superior court, as an assistant clerk of ~~court~~ court, and as a supervisor
28 of clerks of superior court with the Administrative Office of the Courts and ~~shall does not include~~
29 service as a deputy or acting clerk. ~~Service shall also mean~~ "Service" also means service as a
30 justice, judge, or magistrate of the General Court of Justice or as a district attorney."

31 SECTION 54.5.(b) This section becomes effective July 1, 2022.";
32



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1 and on page 28, lines 22-23, by inserting between the lines the following:

2 "SECTION 58.5. G.S. 130A-309.14 reads as rewritten:

3 "**§ 130A-309.14. Duties of State agencies.**

4 (a) Each State agency, including the General Assembly, the General Court of Justice, and
5 The University of North Carolina ~~shall~~ shall do all of the following:

6 (1) Establish a program in cooperation with the Department and the Department
7 of Administration for the collection of all recyclable materials generated in
8 State offices throughout the State. The program shall provide that recycling
9 containers are readily accessible on each floor where State employees are
10 located in a building occupied by a State agency. Recycling containers
11 required pursuant to this subdivision shall be clearly labeled to identify the
12 types of recyclable materials to be deposited in each container and, to the
13 extent practicable, recycling containers for glass, plastic, and aluminum shall
14 be located near trash receptacles. The program shall provide for the collection
15 of all of the following recyclable ~~materials~~ materials:

- 16 a. Aluminum.
17 b. Newspaper.
18 c. Sorted office paper.
19 d. Recyclable glass.
20 e. Plastic bottles.

21 As used in this subdivision, the term "sorted office paper" means paper used
22 in offices that is of a high quality for purposes of recycling and includes copier
23 paper, computer paper, letterhead, ledger, white envelopes, and bond paper.

24 ...

25 (3) The Department of Administration and the Department of Transportation shall
26 each provide by ~~4 October~~ October 1 of each year to the Department of
27 Environmental Quality a detailed description of the respective Agency's
28 review and revision of bid procedures and purchase and use of reusable,
29 refillable, repairable, more durable, and less toxic supplies and products. The
30 information provided by the Department of Administration and the
31 Department of Transportation to the Department of Environmental Quality
32 shall also be included in the report required by G.S. 130A-309.06(c).

33 ...

34 (5) Prepare any written report in compliance with the model report under
35 subsection (j) of this section. The State agency ~~shall, in lieu of distributing the~~
36 ~~report in mass~~ shall do all of the following:

- 37 a. Notify persons to whom each agency is required to report, and any
38 other persons it deems appropriate, that a report has been published,
39 its subject and title, and the locations, including State libraries, at
40 which the report is ~~available~~ available.
41 b. Deliver any report to only those State libraries that each agency
42 determines is likely to receive requests for a particular ~~report~~ and
43 report.

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- 1 c. Distribute a report to only those who request the report.
2 A State library that has received a report shall distribute a report only upon
3 request. Any State agency required by law to report to an entity ~~shall be~~ is in
4 compliance with that law by notifying that entity under sub-subdivision a. of
5 this subdivision.
- 6 (a1) The Department of Administration shall review and revise its bid procedures and
7 specifications set forth in Article 3 of Chapter 143 of the General Statutes and the Department of
8 Transportation shall review and revise its bid procedures and specifications set forth in Article 2
9 of Chapter 136 of the General Statutes to encourage the purchase or use of reusable, refillable,
10 repairable, more durable, and less toxic supplies and products. The following applies:
- 11 (1) The Department of Administration shall require the procurement of ~~such~~
12 these supplies and products to the extent that the purchase or use is practicable
13 and cost-effective. The Department of Administration shall require the
14 purchase or use of remanufactured toner cartridges for laser printers to the
15 extent practicable.
- 16 (2) The Department of Transportation shall require the purchase or use of ~~such~~
17 these supplies and products in the construction and maintenance of highways
18 and bridges to the extent that the purchase or use is practicable and
19 cost-effective.
- 20 (3) The Department of Administration and the Department of Transportation shall
21 each provide by ~~1 October~~ October 1 of each year to the Department of
22 Environmental Quality a detailed description of the respective Agency's
23 review and revision of bid procedures and its purchase and use of reusable,
24 refillable, repairable, more durable, and less toxic supplies and products. The
25 information provided by the Department of Administration and the
26 Department of Transportation to the Department of Environmental Quality
27 shall also be included in the report required by G.S. 130A-309.06(c).
- 28 (b) The Department of Commerce shall assist and encourage the recycling industry in the
29 State. Assistance and encouragement of the recycling industry shall ~~include~~ include all of the
30 following:
- 31 (1) Assisting the Department in ~~the identification and analysis, by the Department~~
32 identifying and analyzing, pursuant to G.S. 130A-309.06, ~~of~~ components of
33 the State's recycling industry and present and potential markets for recyclable
34 materials in this State, other states, and foreign ~~countries~~ countries.
- 35 (2) Providing information on the availability and benefits of using recycled
36 materials to businesses and industries in the ~~State~~ and State.
- 37 ...
- 38 (d) The Department of Commerce shall investigate the potential markets for composted
39 materials and shall submit its findings to the Department for the waste registry informational
40 program administered by the Department in order to stimulate absorption of available composted
41 materials into ~~such those~~ markets.
- 42 (e) ~~On or before 1 March 1991, the Department of Commerce shall report to the General~~
43 ~~Assembly its findings relative to:~~

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- 1 (1) ~~Potential markets for composted materials, including private and public sector~~
- 2 ~~markets;~~
- 3 (2) ~~The types of materials which may legally and effectively be used in a~~
- 4 ~~successful composting operation; and~~
- 5 (3) ~~The manner in which the composted materials should be marketed for~~
- 6 ~~optimum use.~~
- 7 (f) ~~(4)~~ All State agencies, including the Department of Transportation and the
- 8 Department of Administration, and units of local government are required to procure compost
- 9 products when they can be substituted for, and cost no more than, regular soil amendment
- 10 products, ~~provided so long as~~ the compost products meet all applicable engineering and
- 11 environmental quality standards, specifications, and rules. This product preference shall apply
- 12 to, but not be limited to, highway construction and maintenance projects, highway planting and
- 13 beautification projects, recultivation and erosion control programs, and other projects.
- 14 (f1) ~~(2)~~ The Department of Transportation shall, consistent with economic feasibility and
- 15 applicable engineering and environmental quality standards, use scrap tires, demolition debris,
- 16 and untreated, stabilized, or encapsulated ash from boilers and incinerators in highway
- 17 construction and maintenance projects.
- 18 (g) The Department of Public Instruction, with the assistance of the Department and The
- 19 University of North Carolina, shall develop, distribute, and encourage the use of guidelines for
- 20 the collection of recyclable materials and for solid waste reduction in the State system of
- 21 education. At a minimum, the guidelines shall address solid waste generated in administrative
- 22 offices, classrooms, dormitories, and cafeterias. ~~The guidelines shall be developed by 1 January~~
- 23 ~~1991.~~
- 24 ...
- 25 (i) The Department of Public Instruction ~~is directed to~~ shall develop, from funds
- 26 appropriated for environmental education, curriculum materials and resource guides for a
- 27 recycling awareness program for instruction at the elementary, middle, and high school levels.
- 28 (j) The Department of Administration shall develop a model report for reports published
- 29 by any State agency, the General Assembly, the General Court of Justice, or The University of
- 30 North Carolina. This model report shall satisfy the following:
- 31 ...
- 32 (4) State publications that are of historical and enduring value and importance to
- 33 the citizens of North Carolina shall be printed on alkaline (acid-free) ~~paper~~
- 34 ~~according to G.S. 125-11.13.~~ paper.
- 35 ...
- 36 (l) Any State agency or agency of a political subdivision of the State that is using State
- 37 funds, or any person contracting with any agency with respect to work performed under contract,
- 38 shall procure products of recycled steel if all of the following conditions are satisfied:
- 39 (1) The product ~~must be~~ is acquired competitively within a reasonable time frame.
- 40 (2) The product ~~must meet~~ meets appropriate performance standards.
- 41 (3) The product ~~must be~~ is acquired at a reasonable price.
- 42 ";
- 43

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1 and on page 30, line 2, by rewriting the line to read:
2 "SECTION 61. Except as otherwise provided, this act is effective when it becomes
3 law."
4
5
6
7

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
Senate Principal Clerk's Office**