

2009 Legislation with Effective Dates from July 1, 2009 through January 1, 2010

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Following is a list of the major public law provisions enacted in 2009 with effective dates from July 1, 2009 through January 1, 2010. It will be updated regularly as the Governor acts on the remaining ratified bills.

Please Note: This is not a comprehensive list. For additional assistance please contact a member of the Legislative Library staff at (919) 733-9390.

2009 Legislation 'Effective July 1, 2009'

S.L. 2009-16 (SB 287) STATE HEALTH PLAN \$/GOOD HEALTH INITIATIVES.

An Act To Appropriate Funds For The State Health Plan For Teachers And State Employees And To Make Other Changes Related To The State Health Plan. [See Secs. 1(b)-(d) & 2 (c), (f) & (h)]

S.L. 2009-25 (HB 97) ACTIVE DUTY HUNTING/FISHING LICENSE EXEMPTION.

An Act To Provide That Residents Of This State Who Are Serving On Full-Time Active Military Duty Outside This State In The Armed Forces Of The United States Or A Reserve Component Of The Armed Forces Of The United States May Hunt Or Fish While On Leave In This State Without Obtaining A License. [Entire Act]

S.L. 2009-66 (HB 642) RETIREMENT TECHNICAL CORRECTIONS.

An Act To Make Technical Corrections And Other Changes To The Statutes Governing The Teachers' And State Employees' Retirement System, The Judicial Retirement System, The Legislative Retirement System, The Local Governmental Employees' Retirement System, And The Firemen's And Rescue Squad Workers' Pension Fund. [Entire Act]

S.L. 2009-83 (HB 439) STATE HEALTH PLAN/TAXPAYER RECOVERY ACT.

An Act To Reduce The Financial Loss To Counties And Cities For Unreimbursed County Or City Ambulance Services Provided To State Health Plan Members By Requiring The State Health Plan To Make Payments For County Or City Ambulance Services Directly Or Co-Payable To The County Or City Ambulance Service Provider. [Entire Act]

S.L. 2009-89 (HB 1118) STANDARDIZE WILD BOAR SEASONS/SWINE STUDY.

An Act To Standardize Wild Boar Hunting Season And The Harvesting Of Feral Swine And To Direct The Department Of Agriculture And Consumer Services To Study Issues Related To The Importation Of Feral Swine In North Carolina. [See Secs. 1, 2 & 4]

S.L. 2009-137 (SB 204) RETIRED NURSES RETURN TO WORK.

An Act To Enable Retirees Of The Teachers' And State Employees' Retirement System To Return To Employment As Nursing Instructors Without Losing Retirement Benefits. [Entire Act]

S.L. 2009-144 (HB 482) REINSTATEMENT OF SICK LEAVE/SCHOOL EMPLOYEES.

An Act Relating To The Reinstatement Of Unused Sick Leave For Public School Employees. [Entire Act]

S.L. 2009-186 (HB 673) SUPPORT FOR DEVELOPMENTAL DISABILITY SERVICES.

An Act To Direct The Department Of Health And Human Services, Division Of Mental Health, Developmental Disabilities, And Substance Abuse Services, To Take Certain Actions To Improve Supports For Persons With Developmental Disabilities. [Entire Act]

S.L. 2009-191 (HB 672) ACCOUNTABILITY FOR STATE FUNDING/MH/DD/SA.

An Act Relating To Local Management Entities Use Of State Funds For Mental Health, Developmental Disability, And Substance Abuse Services. [Entire Act]

S.L. 2009-214 (SB 1008) ANTLERLESS DEER TAG FEE.

An Act To Provide For A Fee For Bonus Antlerless Deer Tags. [Entire Act]

S.L. 2009-221 (SB 1010) MIGRATORY GAME BIRD SEASON AUTHORITY.

An Act To Authorize The Wildlife Resources Commission To Adopt Season Structures For Migratory Game Bird Seasons And To Allow The Use Of Unplugged Shotguns And Electronic Calls. [Entire Act]

S.L. 2009-237 (SB 457) ADD DEFINITION OF BIODIESEL.

An Act To Add The Definition Of Biodiesel To The Energy Credit Banking And Selling Program For The Quality And Safety Of Motorists And To Make A Conforming Change To The Alternative Fuel Revolving Fund. [Entire Act]

S.L. 2009-242 (SB 893) WORKERS' COMP SELF-INSURANCE SECURITY ASSOCIATION.

An Act To Allow The North Carolina Self-Insurance Security Association To Collect Group Self-Insurer Assessments; To Exclude From Participation In The Association Aggregate Security System Individual Self-Insurers That Fail To Submit Certain Financial Information; And To Adjust Deposit Requirements For All Individual Self-Insurers. [Entire Act]

S.L. 2009-254 (SB 981) MORTGAGE GUARANTY INSURANCE REVISIONS.

An Act To Give The Commissioner Of Insurance Discretion To Waive The Minimum Policyholders Position Requirement Under Certain Circumstances For Mortgage Guaranty Insurers. [See Sec. 2]

S.L. 2009-275 (SB 1089) LOW-RISK PROBATIONERS MAY BE UNSUPERVISED.

An Act To Authorize Probation Officers To Transfer Low-Risk Misdemeanants With No Special Conditions To Unsupervised Probation. [Entire Act]

S.L. 2009-340 (HB 243) MENTAL HEALTH/LAW ENFORCEMENT CUSTODY.

An Act To Authorize The Facility Of First Commitment Examination To Terminate The Inpatient Commitment Proceedings In Appropriate Circumstances When A Twenty-Four-Hour Facility Is Not Available. [See Secs. 3 & 4]

S.L. 2009-378 (SB 658) MODIFY SUPP. RETIREMENT BOARD/FURLOUGHS.

An Act To Modify The Membership Of The Supplemental Retirement Board Of Trustees And To Provide That The Furlough Of A Member Of The Local Governmental Employees' Retirement System Shall Not Diminish The Employee's Status In The Retirement System. [See Sec. 3]

S.L. 2009-392 (SB 863) PURCHASE SERVICE/CERTAIN EMPLOYMENT.

An Act To Provide For The Purchase Of Creditable Service By Members Of The Local Governmental Employees' Retirement System For Certain Periods Of Nonqualified Employment. [See Sec. 2]

S.L. 2009-409 (HB 1005) DOT PARTICIPATION IN FIXED RAIL PROJECTS.

An Act To Allow The Department Of Transportation To Participate In Funding Fixed Rail Projects That Do Not Include Federal Funds. [Entire Act]

S.L. 2009-419 (SB 514) MAGISTRATES PROVIDE APPOINTMENT OF COUNSEL.

An Act To Provide Certain Magistrates With The Authority To Provide For The Appointment Of Counsel To Indigent Persons When Authorized By The Chief District Judge. [Entire Act]

S.L. 2009-445 (SB 509) REVENUE LAWS TECHNICAL, CLARIFYING & ADMINISTRATIVE CHANGES.

An Act To Make Technical, Clarifying, And Administrative Changes To The Tax And Related Laws. [See Sec. 45(a) (amends [S.L. 2008-146](#), s. 1.4)]

S.L. 2009-450 (HB 1172) SCHOOL BASED ADMINISTRATOR SALARY SCHEDULE.

An Act To Enact The Base Salary Schedule For School-Based Administrators. [Entire Act]

S.L. 2009-451 (SB 202) APPROPRIATIONS ACT OF 2009.

An Act To Make Base Budget Appropriations For Current Operations Of State Departments, Institutions, And Agencies, And For Other Purposes. [See Secs. 2.2(g), 7.22, 8.7(a) & (c), 8.11(d), 10.7A, 10.35(a), 10.51(c), 13.3(c) & (e), 14.26, 15.20(m) & (n), 19.11(b), 26.20(a), 27.11(a), 28.6]

S.L. 2009-500 (HB 926) CONTINUOUS ALCOHOL MONITORING SYSTEMS.

An Act To Allow The Use Of Continuous Alcohol Monitoring Systems To Meet Requirements For The Restoration Of A Revoked Drivers License, And To Authorize The Use Of Certain Funds For The Promulgation Of Division Of Motor Vehicles Guidelines Relating To The Use Of The Results Of Continuous Alcohol Monitoring Systems As Evidence. [See Secs. 3 & 4]

S.L. 2009-575 (HB 836) Modify Appropriations Act.

An Act To Make Technical, Clarifying, And Other Modifications To The Appropriations Act Of 2009. [Entire Act]

2009 Legislation 'Effective August 1, 2009'

S.L. 2009-266 (SB 828) BIDDING PROCESS CHANGES/MAINTENANCE AND OPERATIONS.

An Act To Increase The Maximum Amount At Which Projects May Undergo An Informal Bidding Process And Clarify The Application Of This Process, To Continue The Department Of Transportation's Program For Participation Of Disadvantaged Minority-Owned And Women-Owned Businesses, And To Amend Various Statutes In Chapter 136 Of The General Statutes To Conform With The Department's Focus On All Modes Of Transportation Infrastructure.
[Entire Act]

S.L. 2009-332 (HB 881) TRANSPORTATION CORRIDOR MAPPING CHANGES.

An Act To Include Counties In Transportation Corridor Mapping, To Conform Statutes To County Authority Authorized By The General Assembly, And To Allow The Department Of Transportation To Furnish Road Maintenance Materials To Municipalities On A Cost Reimbursement Basis. [Entire Act]

2009 Legislation 'Effective September 1, 2009'

S.L. 2009-163 (SB 1018) BAN CERTAIN SINGLE-USE BAGS.

An Act To Reduce Plastic And Nonrecycled Paper Bag Use On North Carolina's Outer Banks. [Entire Act]

S.L. 2009-436 (SB 698) CITY/COUNTY/SANITARY DISTRICT FEES/INTERNET.

An Act Requiring That Cities, Counties, Sanitary Districts, And Water And Sewer Authorities Give Electronic Notice Of The Imposition Of Certain New Fees And Increases In Certain Existing Fees And An Opportunity To Be Heard When The Imposition Or Increase Of Those Fees Is Considered. [Entire Act]

S.L. 2009-451 (SB 202) APPROPRIATIONS ACT OF 2009.

An Act To Make Base Budget Appropriations For Current Operations Of State Departments, Institutions, And Agencies, And For Other Purposes.
[See Secs. 10.58A, 10.68A, 11.1, 15.20(a), (j), (k) & (n), 17.5, 17.6, 17.7, 19.26, 20A.4, 27A.4, 27A.5]

S.L. 2009-463 (SB 1091) CLARIFY WEIGHT MEASUREMENT/METH TRAFFICKING.

An Act To Amend The Law Regarding Trafficking In Methamphetamine And Amphetamine To Clarify That The Charge Of Trafficking Is Based On The Weight Of The Entire Powder Or Liquid Mixture Rather Than The Weight Of The Actual Amount Of The Controlled Substance In The Powder Or Liquid Mixture. [Entire Act]

S.L. 2009-559 (SB 777) AFFILIATE LIABILITY FOR OTP EXCISE TAX.

An Act To Allow Affiliates Of A Tobacco Products Manufacturer To Be Treated The Same As The Manufacturer For Purposes Of Payment Of The Excise Tax On Other Tobacco Products, To Prohibit Integrated Wholesale Dealers From Selling, Borrowing, Loaning, Or Exchanging Non-Tax-Paid Tobacco Products Other Than Cigarettes To, From, Or With Other Integrated Wholesale Dealers, And To Require Persons Transporting Other Tobacco Products To File A Shipping Report With The Secretary Of Revenue. [Entire Act]

2009 Legislation 'Effective October 1, 2009'

S.L. 2009-15 (HB 105) CLARIFY INTERSTATE WILDLIFFE VIOLATOR COMPACT.

An Act To Clarify That The Interstate Wildlife Violator Compact Includes Violations Of Marine Resources Law, As Recommended By The Joint Legislative Commission On Seafood And Aquaculture. [Entire Act]

S.L. 2009-36 (HB 186) LOCAL GOVERNMENT OBJECTIONS TO ABC STORES.

An Act To Allow Local Governments To Object To The Location Of Alcoholic Beverage Control Stores If The Local Government Has Held A Public Hearing, Taken Evidence, And Passed A Resolution Objecting To The Location Of An Alcoholic Beverage Control Store. [Entire Act]

S.L. 2009-48 (HB 800) RENUNCIATION AMENDMENTS.

An Act To Amend The Law Relating To Renunciations And To Make Related Amendments To The North Carolina Uniform Trust Code And The Law Governing Powers Of Attorney And Administration Of Decedents' Estates, As Recommended By The General Statutes Commission. [Entire Act]

S.L. 2009-87 (HB 1108) CLARIFY LICENSE REQ/OUT OF STATE WEIGHMASTERS.

An Act To Clarify Licensure Requirements For Out-Of-State Weighmasters Under The Laws Regulating Public Weighmasters. [Entire Act]

S.L. 2009-89 (HB 1118) STANDARDIZE WILD BOAR SEASONS/SWINE STUDY.

An Act To Standardize Wild Boar Hunting Season And The Harvesting Of Feral Swine And To Direct The Department Of Agriculture And Consumer Services To Study Issues Related To The Importation Of Feral Swine In North Carolina. [See Secs. 1, 2 & 4]

S.L. 2009-97 (HB 867) JUNKED & ABANDONED VEHICLES.

An Act Affecting The Regulation Of Abandoned Or Junked Motor Vehicles In All Municipalities. [See Sec. 3]

S.L. 2009-104 (HB 825) GARBAGE COLLECTION TRUCKS PARKING ON HIGHWAYS.

An Act To Permit Garbage Trucks To Stop On The Pavement Of Highways Outside Municipal Limits While Collecting Garbage Or Recyclable Material. [Entire Act]

S.L. 2009-120 (SB 1011) AMEND TRAP SIZES.

An Act To Amend The Law Governing The Sizes Of Traps For Taking Wild Animals.
[Entire Act]

S.L. 2009-122 (HB 686) MODERNIZE DO NOT CALL PROCEDURES.

An Act To Modernize Notice Requirements For Protections For Telephone Subscribers Who Wish To Stop Unwanted Telephone Solicitations And For Consumers Who Enter Into Telemarketing Transactions. [Entire Act]

S.L. 2009-125 (HB 221) OVERSIGHT OF LICENSING BOARDS.

An Act To Authorize The Joint Legislative Administrative Procedure Oversight Committee To Review The Activities Of Occupational Licensing Boards, To Require That Certain Licensing Boards Be Audited Annually, To Specify A Date For Filing Of Reports, To Establish Sanctions For Failure To File Reports, And To Require That Board Members Receive Training, As Recommended By The Joint Legislative Administrative Procedure Oversight Committee. [Entire Act]

S.L. 2009-131 (SB 724) EFFECT OF CAVEAT ON ESTATE ADMINISTRATION.

An Act To Allow For Certain Payments Of An Estate While A Caveat Is Pending.
[Entire Act]

S.L. 2009-132 (HB 490) PURCHASING PROCESS FOR COMMUNITY COLLEGES.

An Act To Grant Additional Purchasing Flexibility To Community Colleges. [Entire Act]

S.L. 2009-172 (HB 1161) REVISE INSURANCE FINANCIAL CONDITIONS.

An Act To Make Changes In The Laws Related To The Financial Conditions Of Insurance Companies, Including Reinsurance Intermediaries, Receivership, Third-Party Administrators And Audits Of Workers' Compensation Self-Insurers, And Foreign Insurers. [Entire Act]

S.L. 2009-174 (HB 615) BUSINESS TRUSTS.

An Act To Amend The Law Governing Business Trusts. [Entire Act]

S.L. 2009-175 (HB 203) INCREASE SMALL ESTATE AMOUNT.

An Act to increase the size of estates that may be administered under the small estates provisions of the general statutes. [Entire Act]

S.L. 2009-177 (HB 723) ELECTRONIC REPORTING OF ABANDONED PROPERTY.

An Act To Require Holders Of Abandoned Property With Fifty Or More Property Owner Records To File Electronically With The Office Of The State Treasurer, To Allow Holders With Less Than Fifty Property Owner Records To File Electronically, And To Allow Holders Reporting Electronically To File An Electronic Affidavit. [Entire Act]

S.L. 2009-181 (HB 1388) BROWNFIELDS PROPERTY NOTIFICATIONS.

An Act To Expand The Public Notice Requirement Regarding A Prospective Developer's Intent To Redevelop A Brownfields Property. [Entire Act]

S.L. 2009-196 (HB 380) STRENGTHEN LOCAL EMERGENCY MANAGEMENT.

An Act To Strengthen Local Emergency Management Capabilities, As Recommended By The Joint Select Committee On Emergency Preparedness And Disaster Management Recovery. [Entire Act]

S.L. 2009-197 (HB 1368) AMEND FUTURE ADVANCE STATUTES.

An Act To Amend The Future Advances Statutes By Distinguishing Between A Future Advance And A Future Obligation And By Making Various Other Changes. [Entire Act]

S.L. 2009-199 (SB 625) NO DECEPTIVE ADVERTISING/BUSINESS LOCATION.

An Act To Prohibit Deceptive Advertising About Geographical Location By Businesses That Supply Perishable Products. [Entire Act]

S.L. 2009-200 (HB 323) PREVENT THE THEFT OF SCRAP METALS.

An Act To Strengthen The Requirements Regarding Secondary Metals Recycling Of Regulated Metals Property In Order To Prevent The Theft Of This Property. [Entire Act]

S.L. 2009-201 (SB 448) SELF-SERVICE STORAGE FACILITIES.

An Act Amending The Laws Regulating Self-Service Storage Facilities. [Entire Act]

S.L. 2009-222 (SB 482) CLARIFICATIONS TO TRUST CODE.

An Act To Clarify That A Permissible Appointee Under A Power Of Appointment Is Not A Trust Beneficiary, And To Clarify That A Loan Or Pledge By A Trustee May Be Made In Connection With A Loan Of The Trustee's Own Funds. [Entire Act]

S.L. 2009-226 (HB 682) ADJUST CONFLICT THRESHOLD.

An Act To Adjust The Exemption Limits For Small Local Governments In The Public Contracting Statutes To Account For Inflation Since Last Adjusted Seven Years Ago. [Entire Act]

S.L. 2009-230 (SB 652) PROHIBIT SALE OF NOVELTY LIGHTERS.

An Act To Prohibit The Retail Sale And Distribution Of Novelty Lighters, As Recommended By The Child Fatality Task Force. [Entire Act]

S.L. 2009-246 (HB 630) SUMMARY EJECTMENT/TRIALS.

An Act Providing That The Trial In A Summary Ejectment Proceeding May Commence Not Sooner Than Two Business Days After Service Of The Complaint And Summons On The Defendant. [Entire Act]

S.L. 2009-248 (SB 1009) HUNTING LICENSE EXEMPTION FOR SPECIAL EVENTS.

An Act To Authorize The Wildlife Resources Commission To Provide Exemptions From Hunting License Requirements For Special Events. [Entire Act]

S.L. 2009-263 (HB 866) COMMUNITY DEVELOPMENT TARGET AREAS.

An Act To Allow All Municipalities The Authority To Adopt An Ordinance Declaring Residential Buildings In Community Development Target Areas To Be Unsafe And To Remove Or Demolish Those Buildings. [See Secs. 1 & 5]

S.L. 2009-267 (SB 483) CLARIFY JUDICIAL CREATION OF TRUST.

An Act To Clarify That Courts In North Carolina Have The Authority To Create Trusts By Judicial Order Or Judgment In Cases Properly Before The Court; And To Specifically Provide That North Carolina Courts Have The Right To Create Trusts Pursuant To 42 U.S.C. § 1396P(D)(4)(A). [Entire Act]

S.L. 2009-269 (SB 586) FILE LIS PENDENS FOR CERTAIN EROSION ACTIONS.

An Act To Require The Filing Of Notice Of Pending Litigation For Actions Seeking Injunctive Relief Regarding Sedimentation And Erosion Control For Any Land-Disturbing Activity That Is Subject To The Requirements Of Article 4 Of Chapter 113A Of The General Statutes. [Entire Act]

S.L. 2009-271 (HB 886) ALLOW DIETETICS/NUTRITION BOARD/RECOVER COSTS.

An Act To Allow The Board Of Dietetics/Nutrition To Recover Costs Incurred By The Board In Connection With Disciplinary Proceedings Of The Board. [Entire Act]

S.L. 2009-279 (SB 661) ALLOCATE WATER COST/LANDLORD-TENANT CHANGES.

An Act Authorizing Lessors Of Contiguous Premises To Allocate The Cost For Water And Sewer Service To Each Tenant Using Equipment That Measures Hot Water Usage, Requiring Landlords To Improve The Habitability Of Dwelling Units By Repairing Certain Unsafe Conditions, Staying The Execution Of A Judgment For Summary Ejectment While A Motion For Modification Of The Undertaking Is Pending, Establishing Fees For Administrative Services In Residential Tenancies, And Establishing The Circumstances Under Which A City May Order A Dwelling To Be Vacated And Closed. [Entire Act]

S.L. 2009-284 (SB 634) TRUTH IN MUSIC ADVERTISING ACT.

An Act To Prohibit The Advertising And Conducting Of Certain Live Musical Performances Or Productions, To Provide For Enforcement, And To Impose A Penalty. [Entire Act]

S.L. 2009-287 (SB 564) STATEWIDE NUISANCE NOTICE AUTHORITY.

An Act To Authorize All Municipalities And Counties To Give A Single Notice To Chronic Violators Of Their Public Nuisance Ordinances. [See Secs. 3 & 4]

S.L. 2009-288 (SB 159) UPDATE FUNERAL EXPENSE ALLOWANCE/ESTATES.

An Act To Update And Clarify The Second And Third Class Priority Expenses And The Gravestone Authorization In Probate Proceedings. [Entire Act]

S.L. 2009-309 (SB 605) ASSETS OF WARD'S ESTATE.

An Act To Provide For The Deposit Of MONEY Of A Ward's Estate Into Any Financial Institution And To Make Other Clarifying Changes. [Entire Act]

S.L. 2009-310 (HB 182) TRAFFIC CALMING DEVICES/RESIDENTIAL SUBDIVISIONS.

An Act To Allow The Placement Of Traffic Tables Or Traffic Calming Devices On Those Portions Of State Roads Within A Residential Subdivision. [Entire Act]

S.L. 2009-311 (HB 1449) JUVENILE CODE REVISIONS.

An Act To Make Various Revisions To The Juvenile Code. [Entire Act]

S.L. 2009-312 (SB 1021) PROPERTY FINDERS.

An Act To Protect Owners Of Abandoned Property By Regulating Property Finders. [Entire Act]

S.L. 2009-318 (HB 481) TRUSTEE'S POWER TO APPOINT TO OTHER TRUST.

An Act To Allow A Trustee To Appoint Trust Property To Another Trust For The Same Beneficiary. [Entire Act]

S.L. 2009-325 (SB 285) REWRITE FOREIGN MONEY JUDGEMENTS LAWS.

An Act To Rewrite The Law Concerning The Recognition Of Foreign Money Judgments, As Recommended By The General Statutes Commission. [Entire Act]

S.L. 2009-327 (SB 674) AMEND RABIES LAWS.

An Act To Amend The Rabies Laws To Conform With Recommendations From The Centers For Disease Control And The National Association Of State Public Health Veterinarians And To Allow Stray Or Feral Animals To Be Euthanized And Tested For Rabies After Biting A Human. [Entire Act]

S.L. 2009-328 (SB 584) AMEND PRIVATE PROTECTIVE SERVICES ACT.

An Act To Amend The Private Protective Services Act, To Make Conforming Changes To The Alarm Systems Licensing Act With Respect To Criminal Background Checks, And To Authorize The Study Of Digital Forensics. [Entire Act]

S.L. 2009-333 (HB 1105) AMEND LAWS/REFRIGERATION CONTRACTORS.

An Act To Amend The Laws Regulating Refrigeration Contractors. [See Secs. 3 & 9]

S.L. 2009-340 (HB 243) MENTAL HEALTH/LAW ENFORCEMENT CUSTODY.

An Act To Authorize The Facility Of First Commitment Examination To Terminate The Inpatient Commitment Proceedings In Appropriate Circumstances When A Twenty-Four-Hour Facility Is Not Available. [See Secs. 1, 2 & 4]

S.L. 2009-346 (HB 1478) DESIGN PROFESSIONAL SEALS/PUBLIC RECORDS.

An Act To Protect The Seal Of A Licensed Design Professional In Building Inspection Documents. [Entire Act]

S.L. 2009-353 (HB 334) REVISE NC SKI SAFETY STATUTES.

An Act To Amend The Skier Safety Statutes To Clarify The Respective Duties Of Ski Area Operators And Skiers And To Make Other Related Changes. [Entire Act]

S.L. 2009-355 (SB 1017) ENHANCE PROTECTIONS AGAINST IDENTITY THEFT.

An Act To Enhance Protections Against Identity Theft And To Protect The Credit Of Crime Victims During The Pendency Of Crime Victims Compensation Fund Applications And Appeals. [Entire Act]

S.L. 2009-359 (HB 629) SMALL CLAIMS COURT/TRIALS.

An Act Providing That The Trial Of A Small Claims Action May Commence Not Sooner Than Five Days After Service Of The Magistrate Summons On The Defendant. [Entire Act]

S.L. 2009-362 (HB 581) PARTITION SALES/EXTEND REPORT & ANSWER TIMES.

An Act To Extend The Deadline For The Commissioners In A Partition Action To Report Back To The Court On Their Proposed Division Of The Land, To Extend The Deadline For Responding To A Summons In A Partition Action From Ten Days To Thirty Days, To Provide Notice Of Right To Seek Counsel, And To Clarify The Time Period For Appealing A Confirmation Order. [Entire Act]

S.L. 2009-366 (HB 1090) UI/SEVERANCE MODIFICATIONS.

An Act Amending The Definition Of Total And Partial Unemployment Relating To The Treatment Of Severance Pay Under The Employment Security Laws Of North Carolina. [Entire Act]

S.L. 2009-367 (HB 746) AMEND PROFESSIONAL COUNSELORS ACT/FEEES.

An Act Amending The Licensed Professional Counselors Act And Authorizing The North Carolina Board Of Licensed Professional Counselors To Increase Certain Fees. [Entire Act]

S.L. 2009-376 (SB 368) VARIOUS CHANGES IN MOTOR VEHICLE LAW.

An Act To Make Various Changes To The Motor Vehicle Laws, As Requested By The Department Of Crime Control And Public Safety. [See Secs. 2-5, 7-13, 16 & 17]

S.L. 2009-377 (HB 1595) MALT BEVERAGE SPECIAL PERMIT.

An Act To Authorize The North Carolina Alcoholic Beverage Control Commission To Issue Malt Beverage Special Event Permits And Malt Beverage Tasting Permits In The Same Or Similar Manner As Wine. [Entire Act]

S.L. 2009-382 (HB 1183) HEALTH AND OTHER INSURANCE LAW CHANGES.

An Act To Make Various Changes In The Laws Governing Health Insurance And Managed Care; To Change Certain Health Insurance Laws To Comport With Recent Congressional Enactments; To Make A Technical Correction In A Credit Insurance Law; To Conform Motor Vehicle Inspection Compliance Requirement With Discontinuation Of Stickers; And To Repeal The Expiration Date Of The Interstate Insurance Product Regulation Compact Act. [See Secs. 1-33, 36 & 37]

S.L. 2009-383 (HB 1159) INSURANCE LICENSING CHANGES.

An Act To Clarify The Laws On Insurance Business Entity Licenses; To Provide For Electronic Filings With The Department Of Insurance; And To Clarify The Law On Appointment Of Agents By Insurance Companies.

[Entire Act]

S.L. 2009-386 (HB 1084) REVISE LPG DEALER REQUIREMENTS.

An Act To Amend The Liquefied Petroleum Gas Law To Create Classes Of Dealers For The Purpose Of Insurance Requirements, To Clarify The Authority To Conduct Inspections, To Increase Civil Penalties, And To Make Technical Changes.

[Entire Act]

S.L. 2009-388 (SB 465) AMEND STATE FAIR HOUSING ACT.

An Act Amending The State Fair Housing Act. [Entire Act]

S.L. 2009-393 (SB 935) AMEND MARRIAGE & FAMILY LICENSURE LAWS/FEEs.

An Act Amending The Marriage And Family Therapy Licensure Laws And Authorizing The North Carolina Marriage And Family Therapy Licensure Board To Increase Fees.

[Entire Act]

S.L. 2009-395 (HB 311) CONTINUE SCHOOL CONSTRUCTION FUNDING.

An Act To Continue The Construction Funding Of Schools Through The First And The Second One-Half Cent Sales And Use Taxes. [See Secs. 2 & 3]

S.L. 2009-400 (HB 1110) CLARIFY/ALIENATION OF AFFECTION/CRIMINAL CONVERSATION.

An Act To Clarify Procedures In Civil Actions For Alienation Of Affection And Criminal Conversation. [Entire Act]

S.L. 2009-405 (SB 820) CREATE NEW TITLING CATEGORIES.

An Act To Create New Motor Vehicle Titling And Registration Categories For Motor Vehicles Classified As Replica Vehicles, Street Rods, And Custom Vehicles, And To Make Corresponding Changes. [See Secs. 1, 2, 4, 6 & 7]

S.L. 2009-420 (SB 882) STATUTE OF REPOSE/PRODUCTS LIABILITY.

An Act To Clarify And Reform The Statutes Of Limitation And Repose In Product Liability Actions. [Entire Act]

S.L. 2009-423 (HB 1296) EST. DRUG AND MEDICAL DEVICE REPOSITORY/BOP.

An Act To Establish The Drug, Supplies, And Medical Device Repository Program In The North Carolina Board Of Pharmacy. [See Secs. 1-3]

S.L. 2009-434 (HB 819) POLYSOMNOGRAPHY PRACTICE ACT.

An Act To Establish The Polysomnography Practice Act. [Entire Act]

S.L. 2009-435 (SB 802) IMMUNITY FOR NONPROFIT HEALTH REFERENCE SERVICE.

An Act To Provide That A Nonprofit Community Health Referral Service That Refers Low-Income Patients To Physicians For Free Services Is Not Liable For The Acts Or Omissions Of The Physician In Rendering Service To That Patient, If The Physician Maintains Professional Liability Coverage For That Service. [Entire Act]

S.L. 2009-439 (SB 600) CONDEMNATION OF CONSERVATION EASEMENTS.

An Act To Require A Demonstration Of Lack Of Prudent And Feasible Alternative In Order For Public Condemnors To Condemn Property Encumbered By A Conservation Easement. [Entire Act]

S.L. 2009-440 (SB 660) AUTO INSURANCE/DIMUNITION IN VALUE.

An Act To Provide An Alternative Method Of Determining Property Damages As A Part Of Motor Vehicle Liability Insurance. [Entire Act]

S.L. 2009-441 (HB 1057) ABOLISH CERTAIN DEFICIENCY JUDGEMENTS.

An Act To Abolish Deficiency Judgments In Certain Cases Where The Mortgage Is Secured By Primary Residence. [Entire Act]

S.L. 2009-444 (SB 606) NOTICE TO CREDITORS WITHOUT ESTATE ADMIN.

An Act To Establish A Procedure For Providing Notice To Creditors Without Estate Administration When A Decedent Dies Leaving No Property Subject To Probate And To Make A Technical Correction To The Provision Providing For Costs In The Administration Of Estates. [Entire Act]

S.L. 2009-445 (SB 509) REVENUE LAWS TECHNICAL, CLARIFYING AND ADMINISTRATIVE CHANGES.

An Act To Make Technical, Clarifying, And Administrative Changes To The Tax And Related Laws. [See Sec. 15]

S.L. 2009-451 (SB 202) APPROPRIATIONS ACT OF 2009.

An Act To Make Base Budget Appropriations For Current Operations Of State Departments, Institutions, And Agencies, And For Other Purposes.
[See Secs. 10.57(b), 17.8, 19.20(a) & (e), 20B.3, 21A.1, 25.6, 27A.2(b)-(d) & (f)]

S.L. 2009-452 (SB 851) SUPERVISION OF CERTAIN DEFENDANTS.

An Act To Allow District Courts To Supervise Defendants Convicted In Superior Court Who Are Assigned To Drug Treatment Courts Or Therapeutic Courts. [Entire Act]

S.L. 2009-455 (HB 1103) UPDATE SEED LAW/INCREASE SEED LICENSE FEES.

An Act To Update The Seed Law And To Increase Fees For Seed Dealer Licenses.
[Entire Act]

S.L. 2009-457 (HB 1222) MORTGAGE/RATE SPREAD & HIGH COST LOANS.

An Act To Update The Rate Spread And High-Cost Home Loans Statutes, And To Make A Conforming Change To The Emergency Program To Reduce Home Foreclosures Act.
[Entire Act]

S.L. 2009-459 (HB 121) REGULATION OF GOLF CARTS BY LOCAL GOVERNMENTS.

An Act To Allow All Units Of Local Government To Regulate Golf Carts. [Entire Act]

S.L. 2009-462 (HB 456) TECHNICAL AND ORGANIZATIONAL CHANGES/CERTAIN DHHS FACILITIES.

An Act To Make Technical And Organizational Changes To The Law Regarding The Licensure And Inspection Of Facilities For Aged And Disabled Individuals.
[See Secs. 1, 2, 4 & 5]

S.L. 2009-473 (SB 252) COMPLY WITH MELENDEZ-DIAZ DECISION.

An Act To Amend State Law Regarding The Introduction Of Lab Reports And Related Documents To Comply With Requirements Of The United States Supreme Court Decision In Melendez-Diaz V. Massachusetts. [Entire Act]

S.L. 2009-474 (SB 425) STREAMLINE PLAN REV. & INSPECTION/STATE BUILDINGS.

An Act To Streamline The Plan Review And Inspection Process For State Buildings By Transferring The Authority For Building Code Enforcement With Respect To State Buildings From The Department Of Insurance To The Department Of Administration; By Transferring Four Code Enforcement Positions From The Department Of Insurance To The Department Of Administration; By Creating Four Code Enforcement Positions In The Department Of Administration; And To Continue The Secretary Of Administration's Authority To Appoint Members To The Board Of Awards. [See Secs. 1-8 & 10]

S.L. 2009-477 (HB 752) LOBBYING LATE FEES.

An Act To Require Notice Be Given Prior To Assessing A Late Filing Fee For Lobbyists And Lobbyist Principals, And To Prohibit Lobbyists From Serving On The North Carolina State Health Coordinating Council. [See Secs. 1 & 3]

S.L. 2009-482 (HB 1637) MODERNIZE PRECIOUS METAL BUSINESS PERMITTING.

An Act To Modernize The Record Keeping Of Precious Metals Purchases By Dealers, To Subject All Dealers In Precious Metals To Similar Record-Keeping Requirements, To Increase Precious Metals Permitting Fees, To Require That A Criminal History Record Check Be Conducted On Employees Of Precious Metals Dealers, And To Make Various Other Changes To The Precious Metals Permitting Statutes. [See Sec. 6]

S.L. 2009-499 (HB 760) DISPOSAL OF PESTICIDE CONTAINERS.

An Act To Exempt Pesticide Containers From The Prohibition On Disposal Of Rigid Plastic Containers In Landfills. [Entire Act]

S.L. 2009-506 (SB 894) UI/SCHOOL TEACHER RELATED AMENDMENTS.

An Act To Amend The Employment Security Laws Relating To The Definition Of Substitute Teacher And Other School-Related Positions In Determining Eligibility For Unemployment Insurance Benefits And Relating To Disqualification For Benefits Due To Inability To Obtain A License Or Certification Necessary For The Performance Of An Individual's Employment. [Entire Act]

S.L. 2009-509 (SB 1007) AMEND HOME INSPECTOR LICENSURE LAWS.

An Act Amending The Laws Under The North Carolina Home Inspector Licensure Act.
[See Secs. 1, 4, 5.1, 5.2, 5.4 & 6]

S.L. 2009-511 (SB 1057) SALES TAX INCENTIVES FOR FLIGHT SIMULATORS.

An Act To Expand The Sales Tax Exemption For Aircraft Simulators. [Entire Act]

S.L. 2009-512 (HB 578) PARTITION SALES/COMMRS., SELLERS, BUYERS.

An Act To Clarify Notice Required To Parties Who May Be Unknown Or Unlocatable In A Partition Proceeding; To Codify The Current Practice Of Granting Owners Credit For Their Existing Interest In Land When Bidding On A Partition Sale; To Permit A Court To Order An Independent Appraisal If Requested And Paid For By A Party To The Partition Who Challenges The Amount Bid In A Partition Sale; To Clarify The Standard For Determining What Constitutes "Substantial Injury" With Regards To A Petition For A Sale Of The Property; And To Provide For Mediation Of Partition Disputes.
[Entire Act]

S.L. 2009-515 (HB 806) NOTICE ON LEINS FOR HOA ASSESSMENTS.

An Act To Require That A Homeowners Association Make Reasonable And Diligent Efforts To Locate And Notify A Lot Owner Under The Planned Community Act Or A Unit Owner Under The Condominium Act Prior To Filing A Claim Of Lien For Assessments.
[Entire Act]

S.L. 2009-519 (SB 859) TORT CLAIMS ACT/LOCAL GOV. OPT-IN.

An Act To Allow Cities With Population Greater Than A Certain Population Threshold To Be Subject To The State Tort Claims Act With Certain Modifications. [Entire Act]

S.L. 2009-532 (HB 1409) BUILDING CODE EXCLUSION/CERTAIN WIRING.

An Act To Exempt Certain Electrical Lighting Devices And Fixtures And Water Heater Replacement In Residences From Building Permitting Requirements.
[Entire Act]

S.L. 2009-557 (SB 1073) AMEND ALARM SYSTEMS LICENSING ACT.

An Act Amending The North Carolina Alarm Systems Licensing Act And Authorizing The North Carolina Alarm Systems Licensing Board To Establish A Late Registration Fee.
[Entire Act]

S.L. 2009-558 (SB 958) DISCIPLINARY PROCEEDINGS/NC MEDICAL BOARD.

An Act Amending Disciplinary Proceedings Of The North Carolina Medical Board.
[Entire Act]

S.L. 2009-566 (HB 1166) INSURANCE LAW CHANGES.

An Act To Make Various Changes In The Laws Governing Insurance Producers And Brokers, Bail Bondsmen, Motor Clubs, Premium Finance Companies, And Collection Agencies, To Require An Insurer To Provide Certain Information Regarding A Deceased Person's Life Insurance To A Funeral Director Or Establishment, To Delete Obsolete References To Assignments Of Error, And To Make Other Changes.
[See Secs. 16-19, 26, 27 & 29]

S.L. 2009-569 (HB 1570) AMEND ALLOCATION OF TVA PAYMENT.

An Act To Amend The Allocation Among Local Governments Of The Tennessee Valley Authority Payment In Lieu Of Taxes. [Entire Act]

S.L. 2009-571 (HB 1274) STATE HEALTH PLAN BLUE RIBBON TASK FORCE.

An Act Making Technical And Other Changes Pertaining To The State Health Plan Blue Ribbon Task Force And To The State Health Plan For Teachers And State Employees. [See Secs. 3(E) & 4]

S.L. 2009-573 (SB 974) CONSUMER ECONOMIC PROTECTION ACT OF 2009.

An Act To Enact The Consumer Economic Protection Act Of 2009. [Entire Act]

2009 Legislation 'Effective December 1, 2009'

S.L. 2009-37 (HB 616) OFFENSE FOR PORTABLE TOILETS/PUMPER TRUCKS.

An Act To Create The Offense Of Larceny, Destruction, Defacement, Or Vandalism Of Portable Toilets Or Pumper Trucks. [Entire Act]

S.L. 2009-93 (HB 1327) SCHOOLS NOTIFIED OF CRIMINAL INTELLIGENCE INFORMATION.

An Act Authorizing Law Enforcement Agencies To Disseminate An Assessment Of Criminal Intelligence Information To A School Principal Pursuant To Federal Law. [Entire Act]

S.L. 2009-107 (HB 43) SCHOOL BOARD MEMBERS/FAILURE TO DISCHARGE DUTY.

An Act Making It Unlawful For A School Board Member To Willfully Fail To Discharge The Duties Of The Office. [Entire Act]

S.L. 2009-128 (SB 1000) MOTOR VEHICLE SIZE AND WEIGHT LAW CHANGES.

An Act To Restrict The Overall Length Of A Single Vehicle With Two Or More Axles To Forty Feet, To Require That Vehicles Transporting Equipment Or Poles For Emergency Utility Repair At Night Have Trailers That Are No Longer Than Fifty-Three Feet, To Increase The Maximum Length For A Combination Of A House Trailer Used As A Mobile Home With Its Towing Vehicle, And To Require Certain Farm Vehicles To Be Self-Propelled When Operating On A Highway. [Entire Act]

S.L. 2009-135 (HB 9) NO TEXTING WHILE DRIVING.

An Act To Make It Unlawful To Use A Mobile Telephone For E-Mail Or Text Messaging While Operating A Vehicle On A Public Street Or Highway Or Public Vehicular Area. [Entire Act]

S.L. 2009-147 (HB 440) THE NICHOLAS ADKINS SCHOOL BUS SAFETY ACT.

An Act To Provide For The Use Of Automated Camera Or Video Recording Systems To Detect And Prosecute Individuals Who Pass Stopped School Buses, As Recommended By

The Child Fatality Task Force, And To Increase The Penalty For Striking And Causing The Death Of A Person When Passing A Stopped School Bus.
[Entire Act]

S.L. 2009-179 (HB 315) PLEA BARGAIN DISCLOSURE.

An Act To Provide That Rejection Of A Plea Arrangement By A Judge In Superior Court Shall Be Noted On The Plea Transcript And Be Made Part Of The Court Record.
[Entire Act]

S.L. 2009-203 (HB 1190) PRESERVATION OF DNA & BIOLOGICAL EVIDENCE.

An Act To Clarify And Strengthen The Law Regarding The Preservation Of Dna And Biological Evidence That Is Related To A Criminal Offense And A Defendant's Access To That Evidence. [See Secs. 1-6 & 8]

S.L. 2009-204 (HB 787) INCREASE PENALTY/REMOVE SERIAL NUMBER FROM GUN.

An Act To Increase The Criminal Penalty For Altering, Destroying, Or Removing The Permanent Serial Number Of A Firearm And For Possessing A Firearm With The Serial Number Removed. [Entire Act]

S.L. 2009-205 (HB 722) PARAPHERNALIA CONTROL ACT.

An Act To Provide For The Regulation Of Certain Devices That May Be Used As Drug Paraphernalia. [Entire Act]

S.L. 2009-234 (SB 649) MODIFY SPEED ZONE RESTRICTIONS.

An Act To Prevent Speed Limits In Areas Newly Annexed By A Municipality From Automatically Becoming Thirty-Five Mile-Per-Hour Speed Zones And To Allow Flexibility In The Designation Of Segments Of Work Zones Subject To Additional Penalties.
[See Secs. 2 & 3]

S.L. 2009-300 (HB 885) TARGETED PICKETING.

An Act To Prohibit Persons From Picketing Directed At A Single Residence In A Manner That Would Cause Fear Or Substantial Emotional Distress. [Entire Act]

S.L. 2009-319 (HB 882) MOTOR VEHICLE INSPECTION PROGRAM CHANGES.

An Act To Allow The Division Of Motor Vehicles To Refuse To Register A Vehicle If The Vehicle Is Not In Compliance With The Inspections Requirements, To Require Proof Of Financial Responsibility For A Three-Day Trip Permit, And To Make Technical Changes To The Inspection Program Statutes. [See Secs. 5 & 6]

S.L. 2009-333 (HB 1105) AMEND LAWS/REFRIGERATION CONTRACTORS.

An Act To Amend The Laws Regulating Refrigeration Contractors. [See Secs. 5 & 9]

S.L. 2009-335 (SB 817) INCREASE CHILD SUPPORT COLLECTIONS.

An Act To Increase Child Support Collections By Permitting Greater Sentencing Flexibility For A Person Who Commits Criminal Contempt By Failing To Comply With An Order To Pay Child Support. [Entire Act]

S.L. 2009-336 (SB 65) AMEND COMPUTER SOLICITATION OF CHILD.

An Act To Amend The Law Regarding Solicitation Of A Child By Computer To Commit An Unlawful Sex Act To Include Solicitations By Other Electronic Devices As Well As Computers. [Entire Act]

S.L. 2009-344 (SB 307) REGULATE OWNERSHIP & USE OF CERTAIN REPTILES.

An Act To Amend The Law Regulating The Use Of Certain Reptiles. [Entire Act]

S.L. 2009-348 (SB 764) REAL ESTATE/SETTLEMENT AGENT EMBEZZLEMENT.

An Act Amending The Criminal Statutes And The Good Funds Settlement Act To Clarify That A Settlement Agent Is Guilty Of Embezzlement In Instances Where It Cannot Be Shown That The Funds Were Embezzled From A Particular Person Or Entity. [Entire Act]

S.L. 2009-349 (SB 1076) MODIFY CRIMINAL JUSTICE PARTNERSHIP PROGRAM.

An Act To Modify The Criminal Justice Partnership Program To Allow Certain Community-Level Offenders To Be Served By The Program. [Entire Act]

S.L. 2009-351 (HB 23) STRENGTHEN CHILD LABOR VIOLATION PENALTIES.

An Act Amending Chapter 95 Of The General Statutes To Protect The Health And Safety Of Children By Increasing The Penalties For Violations Of Child Labor Laws. [Entire Act]

S.L. 2009-356 (HB 192) CHILD WITNESS TESTIMONY/PROCEDURES.

An Act To Establish Procedural Requirements For Child Witness Testimony In Criminal Cases. [Entire Act]

S.L. 2009-369 (HB 1185) HABITUAL DWI-REINSTATEMENT PETITION/10 YRS.

An Act To Allow An Individual Convicted Of Habitual Impaired Driving To Be Eligible To Petition For A Hearing To Restore Driving Privileges After Ten Years Without Any Traffic Or Criminal Convictions. [Entire Act]

S.L. 2009-372 (SB 920) PROBATION REFORM.

An Act To Allow Probation Officers To Access Certain Offenders' Juvenile Records, To Make Warrantless Searches And Drug Screening Regular Conditions Of Supervision, To Add Additional Controlling Measures For Offenders Subject To Intermediate Punishment, And To Make Clarifying Amendments To Streamline Procedures For Supervision Of Offenders In The Community. [See Sec. 20]

S.L. 2009-379 (HB 1256) LARCENY OF A MOTOR VEHICLE PART.

An Act To Create The Criminal Offense Of Larceny Of A Motor Vehicle Part. [Entire Act]

S.L. 2009-380 (HB 1255) SEX OFFENDERS/PERMANENT NO CONTACT ORDER.

An Act To Provide That When Sentencing A Defendant Convicted Of A Sex Offense And Upon Request Of The District Attorney, The Court May Enter A Permanent No Contact

Order Prohibiting Any Future Contact Of A Convicted Sex Offender With The Crime Victim If The Court Determines That Appropriate Grounds Exist For The Order.
[Entire Act]

S.L. 2009-398 (HB 1077) VENUE/MUNICIPALITIES IN MULTIPLE DISTRICTS.

An Act To Amend The Venue Rules And The Authority Of Magistrates For Municipalities Lying In Four Or More Counties, Each Of Which Is In A Different Judicial District.
[Entire Act]

S.L. 2009-411 (SB 513) NOTICE OF HEARING/UNSUPERVISED PROBATION.

An Act To Authorize Service By Mail Of Notices Of Hearings On Violations Of Unsupervised Probation, Clarifying Procedures For Community Service Staff Notifying Persons Of Willful Violations, And To Clarify The Court's Authority When A Notice Of Violation Of Unsupervised Probation Is Served By Mail. [Entire Act]

S.L. 2009-412 (SB 1078) DELAY BOND/PROBATIONER ARRESTED FOR FELONY.

An Act To Provide The Procedure For Determining Pretrial Release Conditions When A Probationer Is Arrested And Charged With The Commission Of A Felony, And To Provide That When A Probationer Is Charged With A Violation Of Probation And Has A Pending Felony Charge, A Judicial Official Must Determine Whether The Probationer Poses A Danger To The Public And, If The Probationer Is A Danger To The Public, The Judicial Official Must Deny Release On The Probation Violation Charge. [Entire Act]

S.L. 2009-415 (SB 713) REMOVAL OF ELECTRONIC MONITORING DEVICE.

An Act To Create The Criminal Offense Of Removing, Destroying, Or Circumventing The Operation Of An Electronic Monitoring Device. [Entire Act]

S.L. 2009-417 (HB 1058) INCREASE STATUTORY HOMESTEAD EXEMPTION.

An Act To Increase The Statutory Homestead Exemption. [Entire Act]

S.L. 2009-451 (SB 202) APPROPRIATIONS ACT OF 2009.

An Act To Make Base Budget Appropriations For Current Operations Of State Departments, Institutions, And Agencies, And For Other Purposes.

[See Secs. 19.26(d) (amends [S.L. 2009-372](#), s.13(b)) & 19.26(e) (amends [S.L. 2009-372](#), s.17)]

S.L. 2009-456 (HB 67) LICENSE PLATE FRAME/STATE NAME VISIBLE/STUDY.

An Act To Prohibit The Covering Of The State Name, Year Sticker, Or Month Sticker On A State License Plate By A License Plate Frame And To Direct The Joint Legislative Transportation Oversight Committee And The Revenue Laws Study Committee To Study The Authorization Of Special Registration Plates. [See Secs. 1 & 3]

S.L. 2009-460 (HB 1098) PROTECT SEARCH AND RESCUE ANIMAL.

An Act To Provide The Same Protections To Search And Rescue Animals As Those Provided To Law Enforcement Agency Animals And Animals That Assist The Disabled.
[Entire Act]

S.L. 2009-491 (HB 1117) SEX OFFENDER CAN'T DRIVE BUS WITH CHILDREN.

AN ACT to provide that the division of motor vehicles shall not issue or renew commercial drivers licenses with endorsements that qualify a person to drive a commercial passenger vehicle or school bus for anyone required to register under the sex offender and public protection registration programs. [Entire Act]

S.L. 2009-498 (HB 209) SEX OFFENDER REGISTRY/LIBERTIES W/STUDENT.

An Act To Add The Offense Of Taking Indecent Liberties With A Student To The List Of Sex Offenses That Require Registration Under The Sex Offender And Public Protection Registration Program, As Recommended By The House Select Committee On Sex Offender Issues. [Entire Act]

S.L. 2009-500 (HB 926) CONTINUOUS ALCOHOL MONITORING SYSTEMS.

An Act To Allow The Use Of Continuous Alcohol Monitoring Systems To Meet Requirements For The Restoration Of A Revoked Drivers License, And To Authorize The Use Of Certain Funds For The Promulgation Of Division Of Motor Vehicles Guidelines Relating To The Use Of The Results Of Continuous Alcohol Monitoring Systems As Evidence. [See Sec. 4]

S.L. 2009-508 (SB 990) INCREASE PENALTY/TIMBER THEFT.

An Act To Increase The Criminal Penalty For Cutting, Injuring, Or Removing Another's Timber Resulting In Damages That Exceed One Thousand Dollars. [Entire Act]

S.L. 2009-514 (HB 775) ALT. TESTIMONY/CHILDREN AND ADULTS WITH DISABILITIES.

An Act To Provide For Alternative Means Of Testimony For Persons With Developmental Disabilities And Persons With Mental Retardation, As Recommended By The Joint Study Committee On Autism Spectrum Disorder And Public Safety. [Entire Act]

S.L. 2009-516 (HB 1269) AOC OMNIBUS COURTS ACT.

An Act To Authorize A County Or City To Use Excess Facility Fees Without The Approval Of The Administrative Office Of The Courts, To Add To The Director's Powers And Duties The Establishment And Staffing Of An Internal Auditing Division For The Judicial Department, To Modify Certain Statutes Related To Drug Treatment Courts, And To Clarify The Emergency Powers Of The Chief Justice. [See Secs. 7(A), 8(A), 9, 10(A) & 12]

S.L. 2009-517 (SB 853) MOTION FOR APPROPRIATE RELIEF/NEW REQUIREMENT.

An Act To Provide That An Attorney Making A Motion For Appropriate Relief In Superior Court, Whether By Oral Or Written Motion, Must Certify In Writing To The Court That The Motion Is Made In Good Faith And On Sound Legal Basis, That The Attorney Has Reviewed The Trial Transcript As Appropriate, Or If The Transcript Is Unavailable, State The Efforts Undertaken To Locate The Transcript, And The Attorney Has Notified Both The District Attorney And The Defense Attorney Who Initially Represented The Defendant Of The Motion, To Require That The Certification Appear In Writing On The Motion; And To Require That Prior Trial And Appellate Counsel For The Defendant And

The State Make All Files Related To The Defendant's Case Available To The Defendant's Attorney For Postconviction Proceedings In Superior Court. [Entire Act]

S.L. 2009-528 (HB 889) CHANGE PENALTY FOR MISD. DEATH BY VEHICLE.

An Act To Increase The Penalty For Misdemeanor Death By Motor Vehicle From A Class 1 Misdemeanor To A Class A1 Misdemeanor. [Entire Act]

S.L. 2009-531 (SB 295) CLARIFY CLOSEST MARKET.

An Act To Require The Closest Market To Which A Crop May Be Hauled To Be Within One Hundred Fifty Miles Of The Farm From Which The Crop Is Hauled. [Entire Act]

S.L. 2009-534 (HB 1111) CAMPAIGN FINANCE AMENDMENTS.

An Act To Make More Specific When An Individual Becomes A "Candidate" For Campaign Finance Law; To Use Different Terminology And Define Terms In The Legal Expense Funds Statute And Clarify Candidate Contributions To Legal Expense Funds; To Revise The Way The Definitions Of "Contribution" And "Expenditure" Deal With Promises; To Require That A Treasurer For A North Carolina Committee Be A North Carolina Resident; To Reduce The Three-Thousand-Dollar Or Less Exemption For Campaign Reporting For Candidates For Certain Local Elected Offices To One Thousand Dollars Or Less And To Eliminate The Three-Thousand-Dollar Or Less Exemption For Campaign Reporting For Candidates For All Other Offices; To Exempt Commercial Communications From The Electioneering Communication Laws And Candidate-Specific Communication Laws; To Authorize An Optional Process To Determine Whether Or Not A Communication Is An Electioneering Communication Or A Candidate-Specific Communication Prior To Its Distribution; To Make A Change To The Procedure For Allocating Money In The Political Parties Financing Fund; And To Make Other Technical Changes. [Entire Act]

S.L. 2009-538 (SB 138) SALVIA DIVINORUM UNLAWFUL.

An Act To Create The Offense Of Unlawful Manufacture, Sale, Delivery, Or Possession Of Salvia Divinorum. [Entire Act]

S.L. 2009-545 (SB 984) ACCESS TO JUVENILE RECORDS/VIOLENT OFFENDERS.

An Act Amending The Juvenile Code Regarding Access To Juvenile Court Records. [Entire Act]

S.L. 2009-547 (SB 726) AMEND HOUSE ARREST LAWS/ADULT/JUVENILE.

An Act To Provide That House Arrest May Be Imposed As A Condition Of Pretrial Release; To Provide That The Court May Authorize An Offender Under Electronic House Arrest To Leave The Offender's Residence For Specific Purposes And The Court Or Probation Officer May Modify Those Conditions; And To Amend The Definition Of House Arrest Under Juvenile Law To State The Specific Purposes For Which A Juvenile May Be Authorized To Leave The Juvenile's Residence. [Entire Act]

S.L. 2009-551 (HB 1261) PROTECT OUR KIDS/CYBER BULLYING.

An Act Protecting Children Of This State By Making Cyber-Bullying A Criminal Offense Punishable As A Misdemeanor. [Entire Act]

S.L. 2009-553 (HB 1387) SOLAR COLLECTORS ON RESIDENTIAL PROPERTIES.

An Act To Make The Current Limitations On City Ordinances And County Ordinances That Regulate The Installation Of Solar Collectors For Single-Family Residences Applicable To All Residential Property And The Current Limitations On Deed Restrictions That Regulate The Installation Of Solar Collectors For Single-Family Residences Applicable To All Residential Property Except Certain Multi-Story Condominiums.
[Entire Act]

S.L. 2009-554 (HB 1135) QUI TAM/LIABILITY FOR FALSE CLAIMS.

An Act To Deter And Punish Persons Who Make False Or Fraudulent Claims For Payment By The State And To Provide Remedies In The Form Of Treble Damages And Civil Penalties When Money Is Obtained From The State By Reason Of Such Claims.
[See Secs. 3 & 4]

S.L. 2009-555 (SB 489) EVEN OUT PRIOR CRIMINAL RECORD POINTS.

An Act To Restructure The Prior Record Level Point Ranges In Order To Expand The Points In Prior Record Level I And To Even Out The Remaining Ranges.
[Entire Act]

S.L. 2009-556 (SB 488) ESTABLISH PROPORTIONATE SENTENCE LENGTHS.

An Act To Make The Increase In Sentence Lengths Between Prior Record Levels More Proportionate Using A Set Percentage Increment.
[Entire Act]

S.L. 2009-577 (HB 1329) CONSOLIDATE EXPUNCTION STATUTES.

An Act To Consolidate All Statutes Related To Expunction Of Records In One Article Of The General Statutes, To Modify The Age Requirements Of Certain Expunctions To Be The Age At The Time Of The Offense Rather Than The Age At The Time Of Conviction, To Allow The Expunction Of Misdemeanor Larceny, And To Make Clarifying And Conforming Changes To The Expunction Statutes. [Entire Act]

2009 Legislation 'Effective January 1, 2010'

S.L. 2009-16 (SB 287) STATE HEALTH PLAN \$/GOOD HEALTH INITIATIVES.

An Act To Appropriate Funds For The State Health Plan For Teachers And State Employees And To Make Other Changes Related To The State Health Plan.
[See Sec. 2(d)]

S.L. 2009-27 (HB 2) PROHIBIT SMOKING IN CERTAIN PUBLIC PLACES.

An Act To Prohibit Smoking In Certain Public Places And Certain Places Of Employment.
[See Secs. 1-3]

S.L. 2009-47 (HB 220) WRITE-IN CANDIDATE RULE.

An Act To Rewrite The Pledge Taken By Primary Candidates Concerning Write-In Candidacy To Reflect The Write-In Eligibility Statute.
[Entire Act]

S.L. 2009-50 (HB 25) CLARIFY SCFAC APPOINTMENTS.

An Act To Clarify The Process For Appointments To The State Consumer And Family Advisory Committee. [Entire Act]

S.L. 2009-67 (HB 1331) EDUCATE THE PUBLIC ABOUT CORD BLOOD BANKING.

An Act To Require The Department Of Health And Human Services To Make Available To The Public, And To Encourage Health Care Professionals To Make Available To Pregnant Patients, Educational Information Regarding Umbilical Cord Stem Cells And Umbilical Cord Blood Banking. [See Secs. 1 & 2]

S.L. 2009-106 (HB 266) USE OF DEADLY FORCE BY LEO/COLLECT & PUBLISH.

An Act To Require The Division Of Criminal Statistics To Collect, Maintain, And Publish Statistics On The Use Of Deadly Force By Law Enforcement Which Results In Death. [Entire Act]

S.L. 2009-171 (HB 1165) UPDATE STANDARD FIRE INSURANCE POLICY.

An Act To Codify The Provisions Set Forth In The Photographic Version Of The Standard Fire Insurance Policy; Make Conforming Amendments; And Repeal The Statute That Contains The Photographic Version Of The Standard Fire Insurance Policy. [Entire Act]

S.L. 2009-182 (HB 1390) WILLS/BEQUESTS TO DRAFTING ATTORNEY.

An Act To Render Void Any Bequest Or Devise In A Will To The Attorney Who Drafted The Will Unless The Attorney Is A Relative Of The Testator, And To Require Attorneys Who Draft A Will Or Codicil To State Their Name On The Document. [Entire Act]

S.L. 2009-183 (HB 312) INCREASE SPOUSAL YEAR'S ALLOWANCE/CONFORM LANGUAGE.

An Act To Increase The Amount Of The Year's Allowance For A Surviving Spouse And To Make Conforming Changes To Related Provisions. [Entire Act]

S.L. 2009-187 (HB 1046) CHILD CARE FACILITIES RULES.

An Act To Transfer The Authority To Adopt Rules Establishing Standards Applicable To Child Care Centers That Provide Developmental Day Programs. [Entire Act]

S.L. 2009-247 (SB 412) MODIFY NC LIMITED LIABILITY COMPANY ACT.

An Act To Make Various Changes To The North Carolina Limited Liability Company Act. [Entire Act]

S.L. 2009-301 (HB 877) REPEAL UI DISQUAL. FOR TRAILING SPOUSES.

An Act To Provide That An Individual Will Not Be Denied Unemployment Compensation Solely Because The Individual Is Seeking Only Part-Time Work, To Remove Disqualifying Conditions Related To Separating From Work For Compelling Family Reasons Including Domestic Violence, Illness, Or Disability, And To Repeal The Two-Week Disqualification For Unemployment Compensation Benefits As A Result Of Leaving Work To Accompany

A Spouse To A New Place Of Residence For Work In A Different Location And To Make Those Benefits Nonchargeable To The Employer. [Entire Act]

S.L. 2009-304 (SB 467) RECOVER PETS/RELIEVE OVERCROWDING AT SHELTERS.

An Act To Assist Owners In Recovering Lost Pets, Relieve Overcrowding At Animal Shelters, And Facilitate Adoptions Of Animals From Shelters. [See Sec. 3]

S.L. 2009-307 (HB 1132) RENEW CONCEALED CARRY PERMIT/30 DAY LIMIT.

An Act To Amend The Law Concerning Renewal Of A Concealed Handgun Permit, And To Provide That A Former Sworn Law Enforcement Officer Who Has Fifteen Or More Aggregate Years Of Part-Time Or Auxiliary Law Enforcement Service May Be Exempt From The Firearms Safety And Training Course Requirement For A Concealed Handgun Permit If He Or She Was A Qualified Sworn Law Enforcement Officer Immediately Before Retiring And Has Been Retired As A Sworn Law Enforcement Officer Two Years Or Less From The Date Of The Permit Application. [Entire Act]

S.L. 2009-313 (HB 535) HEALTH INSURANCE COVERAGE/LYMPHEDEMA.

An Act To Require Health Insurers, Including The State Health Plan, To Provide Coverage For The Diagnosis And Treatment Of Lymphedema. [Entire Act]

S.L. 2009-352 (SB 877) HEALTH PLAN PROVIDER CONTRACTS/TRANSPARENCY.

An Act Relating To Contracts Between Health Benefit Plans And Health Care Providers. [Entire Act]

S.L. 2009-390 (SB 1004) AMEND CERTAIN ELECTRICITY GENERATION LAWS.

An Act To Provide For Retention Of Fuel And Fuel-Related Cost Savings Associated With The Purchase Or Construction Of A Carbon Offset Facility, To Bring Certain Dams Used In Connection With Electric Generating Facilities Under The Dam Safety Act, And To Make Other Changes To Laws Governing The Generation Of Electricity. [See Secs. 3 & 4]

S.L. 2009-395 (HB 311) CONTINUE SCHOOL CONSTRUCTION FUNDING.

An Act To Continue The Construction Funding Of Schools Through The First And The Second One-Half Cent Sales And Use Taxes. [Entire Act]

S.L. 2009-403 (HB 1452) LOCAL GOVERNMENT CODE OF ETHICS.

An Act To Require All Cities, Counties, Local Boards Of Education, Unified Governments, Sanitary Districts, And Consolidated City-Counties To Adopt A Code Of Ethics For The Governing Board And To Require The Members Of Those Governing Boards To Receive Education On Ethics Laws Applicable To Local Government Officials. [See Sec. 8]

S.L. 2009-421 (SB 44) APPEALS OF QUASI-JUDICIAL LAND-USE DECISIONS.

An Act To Clarify The Law Regarding Appeals Of Quasi-Judicial Decisions Made Under Article 19 Of Chapter 160a And Article 18 Of Chapter 153a Of The General Statutes. [Entire Act]

S.L. 2009-437 (SB 929) NO SET ASIDE OF BOND FORFEIT/ACTUAL NOTICE.

An Act To Amend Requirements Applicable To Motions To Set Aside Bail Bond Forfeitures And Clarify Sanctions That May Be Imposed In Conjunction With Such Motions; And To Provide That A Court May Not Set Aside A Bail Bond Forfeiture If, Before Executing The Bond, The Surety Or Bail Agent Had Actual Notice Of A Defendant's Failure To Appear On Two Or More Prior Occasions In The Case For Which The Bond Was Executed. [See Sec. 3]

S.L. 2009-445 (SB 509) REVENUE LAWS TECHNICAL, CLARIFYING & ADMINISTRATIVE CHANGES.

An Act To Make Technical, Clarifying, And Administrative Changes To The Tax And Related Laws. [See Secs. 31, 34(a) & (c), 35 & 36]

S.L. 2009-451 (SB 202) APPROPRIATIONS ACT OF 2009.

An Act To Make Base Budget Appropriations For Current Operations Of State Departments, Institutions, And Agencies, And For Other Purposes. [See Secs. 7.39, 27A.3(d)-(f) & (n)]

S.L. 2009-454 (SB 405) REAL PROPERTY SALES INFORMATION.

An Act To Assist Counties And The Department Of Revenue In Obtaining Accurate Real Property Sales Information Needed For Property Tax Appraisals. [Entire Act]

S.L. 2009-462 (HB 456) TECHNICAL AND ORGANIZATIONAL CHANGES/ CERTAIN DHHS FACILITIES.

An Act To Make Technical And Organizational Changes To The Law Regarding The Licensure And Inspection Of Facilities For Aged And Disabled Individuals. [See Secs. 3 & 5]

S.L. 2009-480 (HB 1236) PROMOTE WATER USE EFFICIENCY.

An Act To Promote Voluntary, Year-Round Water Conservation And Water Use Efficiency Measures By Commercial Car Washes. [Entire Act]

S.L. 2009-484 (SB 838) AMENDMENTS TO ENVIRONMENTAL LAWS 2009.

An Act To Amend Certain Environmental And Natural Resources Laws To: (1) Require Electronic Reporting Of Environmental Lead Test Results And Blood Lead Test Results; (2) Clarify The Fee Structure For Food And Lodging Permits; (3) Revise The Sunset Provision For Nutrient Offset Payments; (4) Amend The Solid Waste Disposal Tax To Streamline The Process When A Local Government Is Served By A Solid Waste Management Authority; (5) Repeal The Requirement That Seasonal State Park Employees Wear A Uniform Vest; (6) Clarify Implementation Of Nutrient Offsets Under The Jordan Lake Rules; (7) Clarify Implementation Of The Jordan Lake Rules Related To Federal And State Entities; (8) Make Clarifying, Conforming, And Technical Amendments To Various Laws Related To The Environment And Natural Resources; (9) Amend Or Repeal Various Environmental Reporting Requirements; And (10) Delay The Effective Dates For Laws Governing The Management Of Discarded Computer Equipment And Discarded Televisions To July 1, 2010. [See Secs. 12-15 & 17]

S.L. 2009-486 (SB 1020) IMPROVE UPPER NEUSE BASIN WATER QUALITY.

An Act To Protect And Restore Water Quality And Quantity In The Upper Neuse River Basin, Falls Lake, And Other Drinking Water Supply Reservoirs By Directing The Environmental Management Commission To Provide Credit To Local Governments, Landowners, And Others Who Reduce Water Pollution In The Upper Neuse River Basin Before Permanent Rules Are Adopted And To Modify The Nutrient Management Strategy And Adopt A Sedimentation Strategy For Certain Drinking Water Supply Reservoirs. [See Sec. 4]

S.L. 2009-487 (HB 1297) PROVIDER CREDENTIALS/INSURER/PROVIDER CONTRACT.

An Act Pertaining To The Credentialing Of Health Care Providers Under Health Benefit Plans; Adding A Definition, And Amending Notice And Contract Negotiation Provisions For Health Benefit Plan And Provider Contracting; Clarifying A Con Exemption Criterion; And Modifying Inspection Practices Of Certain Hospital Outpatient Locations. [See Secs. 1, 2(A)-(C) & 6]

S.L. 2009-488 (HB 1151) RES. LEAD-BASED PAINT HAZARDS/RENOVATIONS.

An Act To Establish Requirements For Certification Of Persons Performing Lead-Based Paint Renovation Work In Certain Residential Housing And Child-Occupied Facilities; And To Require Accreditation Of Renovation Trainers And Renovation Training Courses. [Entire Act]

S.L. 2009-490 (SB 884) CIG SAF AMEND/DHHS ELEC. SUPERVISION.

An Act To Make Changes To The Fire-Safety Standard And Firefighter Protection Act And To Direct The Department Of Health And Human Services, Division Of Health Service Regulation, To Establish A Pilot Program To Study Alternative Staffing Requirements For Facilities That Use Electronic Supervision Devices And To Direct The Commission For Mental Health, Developmental Disabilities, And Substance Abuse Services To Adopt Rules Establishing Acceptable Electronic Supervision Standards And Related Personnel Requirements At Facilities For Children And Adolescents Who Have A Primary Diagnosis Of Mental Illness And/Or Emotional Disturbance. [See Secs. 1, 2 & 7]

S.L. 2009-493 (SB 203) DMV HANDICAP PLACARD ENFORCEMENT.

An Act To Ensure The Accessibility Of Parking For Persons With Disabilities In North Carolina By Requiring An Expiration Date Visible From At Least Twenty Feet On All Such Placards, To Ensure Increased Enforcement And Collection Of Expired Or Revoked Placards By Requiring That Placards Display The Month And Year Of Expiration, To Require The Division Of Motor Vehicles To Issue "Handicapped Placard" Registration Cards, And To Require That The Person To Whom The Placard Is Issued Be The Operator Of Or A Passenger In The Vehicle In Which The Placard Is Displayed, And To Require The Division Of Motor Vehicles To Issue A Special Identification Card Free Of Charge To A Person Whose Valid Drivers License Is Administratively Revoked Due To A Medical Disqualification. [See Secs. 1, 2 & 4]

S.L. 2009-494 (SB 423) WAIVE CDL TEST REQUIREMENT FOR MILITARY PERSONNEL.

An Act To Allow The Division Of Motor Vehicles To Waive The Commercial Motor Vehicles Skills Test For Members Of The Armed Forces If The Applicant Meets The Qualifications For Issuance And Has Previously Taken A Skills Test For The Vehicle Class And Size To Be Operated Or Has, While In Service To An Active Or Reserve Component Of The United States Armed Forces, Operated The Vehicle Class And Size For A Relevant Two-Year Period Prior To Application For The Commercial Drivers License And Has Taken A Skills Test Administered By The Military.

[Entire Act]

S.L. 2009-529 (SB 943) EXPAND FILM CREDIT.

An Act To Provide For An Alternative Credit For Qualifying Expenses Of A Production Company. [See Sec. 3]

S.L. 2009-537 (SB 253) ABSENTEE VOTING IMPROVEMENTS.

An Act To Make Improvements To The Absentee Voting Laws, Especially To Improve The Ability Of Military And Overseas Voters To Cast Timely Ballots. [Entire Act]

S.L. 2009-541 (HB 908) ELECTION ADMINISTRATION ADMENDMENTS.

An Act To Make Various Changes To The Election Laws Related To Voting Equipment, Preparation Of Ballots, And To The Duties Of The County Boards Of Elections And The State Board Of Elections; To Provide For Preregistration Of Qualified Individuals Who Are Sixteen Or Seventeen Years Of Age And To Expand Instruction On The Importance Of Voting In The High School Social Studies Curriculum And To Encourage Local Boards Of Education To Promote Registration And Preregistration Of Students; To Permit The Retention Of Voter Registration Records In Any Format Approved By The Department Of Cultural Resources; To Designate The Voting Tabulation Districts Of North Carolina; To Clarify The Authority To Demand The Use Of Public Buildings As One-Stop Sites; To Provide For Equal Treatment Of Political And Commercial Expression Around A Voting Place; To Clarify That Seventeen-Year-Olds May Register At Early Voting Sites Under The Same Conditions They May Register Elsewhere And To Make Related Technical Changes; To Prohibit The Awarding Of Attorneys' Fees Against The State Board Of Elections In Election Protest Cases; To Require A Public Hearing Before A Local Government Adopts Instant Runoff Voting And To Allow The Use Of The Term Ranked Choice Voting; And To Authorize A Study Of The Process Of Filling Vacancies In Local Elected Offices.

[See Secs. 7-10, 13-16, 18, 22, 28, 29 & 32]

S.L. 2009-544 (SB 464) PREVENT RACIAL PROFILING.

An Act To Amend The Law Requiring The Collection Of Traffic Law Enforcement Statistics In Order To Prevent Racial Profiling And To Provide For The Care Of Minor Children When Present At The Arrest Of Certain Adults. [Entire Act]

S.L. 2009-554 (HB 1135) QUI TAM/LIABILITY FOR FALSE CLAIMS.

An Act To Deter And Punish Persons Who Make False Or Fraudulent Claims For Payment By The State And To Provide Remedies In The Form Of Treble Damages And Civil Penalties When Money Is Obtained From The State By Reason Of Such Claims.

[See Secs. 1 & 4]

S.L. 2009-566 (HB 1166) INSURANCE LAW CHANGES.

An Act To Make Various Changes In The Laws Governing Insurance Producers And Brokers, Bail Bondsmen, Motor Clubs, Premium Finance Companies, And Collection Agencies, To Require An Insurer To Provide Certain Information Regarding A Deceased Person's Life Insurance To A Funeral Director Or Establishment, To Delete Obsolete References To Assignments Of Error, And To Make Other Changes.

[See Secs. 20 & 29]

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