

2009-2010 Legislation with Effective Dates from July 1, 2010 through January 1, 2011

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Following is a list of the major public law provisions enacted in 2009-2010 with effective dates from July 1, 2010 through January 1, 2011. For additional assistance please contact a member of the Legislative Library staff at (919) 733-9390.

2009 Legislation 'Effective July 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 Secs. 2(b), 6(c), 6(e) & 8]

S.L. 2009-241 (HB 1079) ENERGY-EFFICIENT STATE MOTOR VEHICLE FLEET.

An Act To Require The Department Of Administration To Give Preference To New Passenger Motor Vehicles That Have A Fuel Economy That Is In The Top Fifteen Percent Of That Class Of Comparable Automobiles For Passenger Motor Vehicles Purchased By The State. [Entire Act]

S.L. 2009-345 (HB 1378) CLEAN MARINAS/PUMPOUT STATIONS.

An Act To Provide That The Owner Or Operator Of Certain Marinas Shall Install And Maintain Pumpout Facilities By July 1, 2010, To Prohibit The Discharge Of Sewage From A Vessel Into Certain Coastal Waters, To Require The Owner Or Operator Of Any Marina Who Knows That A Vessel Docked At The Marina Has Unlawfully Discharged Sewage Into Coastal Waters To Report The Unlawful Discharge To The Appropriate Law Enforcement Agency, To Require Vessel Owners And Operators To Keep A Log Regarding The Date And Location Of Pumpouts Of Sewage From Marine Sanitation Devices, And To Provide That A Pilot Program In New Hanover County Shall Be Designed And Implemented By The Department Of Environment And Natural Resources To Begin Phasing In The Pumpout Station Requirements. [See Secs. 1 & 3]

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. 16(a) (amends S.L. [2007-550](#), s.16.6

as amended by [S.L. 2008-208](#), s.7 as amended by S.L. [2008-198](#), s.11.4) and 16(b) (amends S.L. [2008-208](#), s.8) & 17]

[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. 7.30(b) & (c), 8.11(e), 9.2(e), 10.7A(i) & (k), 10.46A(a), 15.20(b), (e), (g), (i) & (n), 26.20(b) (amends [S.L. 2009-16](#), s.6(c)) & 28.6]

[S.L. 2009-520](#) (HB 884) JMAC MODIFICATIONS.

An Act To Modify The Requirements For A Grant From The Job Maintenance And Capital Development Fund. [Entire Act]

[S.L. 2009-521](#) (HB 291) NATURAL HAIR CARE LICENSURE/COSMETIC ART ACT.

An Act Amending The Cosmetic Art Act To Provide For Licensure Of Persons Engaging In The Practice Of Natural Hair Care. [See Secs. 1.1, 2-14]

[S.L. 2009-527](#) (HB 148) CONGESTION RELIEF/INTERMODAL TRANSPORT FUND.

An Act To Establish A Congestion Relief And Intermodal Transportation 21st Century Fund; To Provide For Allocation Of Those Funds To: (1) Local Governments And Transportation Authorities For Public Transportation Purposes, (2) Short-Line Railroads, For Assistance In Maintaining And Expanding Freight Service Statewide, (3) Railroads For Intermodal Facilities, Multimodal Facilities, And Inland Ports, (4) Make Capital Improvements On Rail Lines To Allow Improved Freight Service To The Ports And Military Installations, (5) Expand Intercity Passenger Rail Service; To Extend Levels Of Local Transit Funding Authorization To Three Urban Regions; And To Allow Other Local Governments Options For Local Transit Funding. [See Secs. 3(b) & (d) & 7]

[S.L. 2009-541](#) (HB 908) ELECTION ADMINISTRATION AMENDMENTS.

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. 18 & 32]

[S.L. 2009-550](#) (HB 274) CLARIFYING CHANGES TO STATE LAW.

An Act To Make Various Clarifying Changes To The General Statutes And Session Laws.
[See Secs. 10(a) (amends [S.L. 2007-55](#), s.16.6 as amended by [S.L. 2008-208](#), s.7 as amended by S.L. 2008-198, s.11.4), 10(b) (amends [S.L. 2008-208](#), s.8) & 12]

[S.L. 2009-562](#) (SB 860) STUDENT PROTECTION FUND/PROPRIETARY SCHOOLS.

An Act To Establish A Student Protection Fund For Proprietary School Students.
[Entire Act]

[S.L. 2009-565](#) (HB 1313) REGULATE PUBLIC ADJUSTERS.-AB

An Act To Provide For Meaningful Regulation Of Insurance Public Adjusters.
[Entire Act]

[S.L. 2009-575](#) (HB 836) MODIFY APPROPRIATIONS ACT.

An Act To Make Technical, Clarifying, And Other Modifications To The Appropriations Act Of 2009. [See Secs. 14 & 23]

[S.L. 2010-22](#) (SB 992) PYROTECHNICS OPERATOR'S LICENSE.

An Act To Amend And Clarify The Pyrotechnics Training And Permitting Act.
[See Secs. 11 & 12]

[S.L. 2010-31](#) (SB 897) APPROPRIATIONS ACT OF 2010.

An Act To Modify The Current Operations And Capital Improvements Appropriations Act Of 2009 By Adjusting Appropriations For The 2010-2011 Fiscal Year; To Conform To Changes Made In The Internal Revenue Code; To Extend And Enhance The Tax Credit For Investments In Qualified Business Ventures; To Extend The Tax Credit For Small Businesses That Provide Health Insurance To Their Employees; And To Provide For A Tax Credit For Small Businesses That Create Jobs.

[See Secs. 2.2(h), 2.3(h) (amends S.L. [2009-16](#), s.6© as amended by S.L. [2009-451](#), s.26.20(b)), 2.3(i), 8.5(c), 10.17 (amends [2009-451](#), s.10.46A), 13.2(o), 13.8 & 26.1]

[S.L. 2010-37](#) (SB 595) PEDESTRAIN SAFETY IMPROVEMENTS.

An Act To Require The Department Of Transportation To Accept And Use Municipal Funding For Pedestrian Safety Improvements On State Roads Within Municipal Limits.
[Entire Act]

[S.L. 2010-67](#) (SB 887) AMEND ELECTRONICS RECYCLING LAW.

An Act To: (1) Modify The Computer Equipment Recycling Plan Requirements And Associated Fee Imposed On Manufacturers; And (2) Make Further Substantive, Clarifying, Technical, And Conforming Amendments To The Laws Governing The Management Of Discarded Computer Equipment And Discarded Televisions, As Recommended By The Environmental Review Commission. [See Secs. 1 & 9]

[S.L. 2010-70](#) (HB 382) HEALTH CHOICE PROGRAM REVIEW PROCESS.

An Act To Create The Health Choice Program Review Process To Continue The Current Review Process For Program Applicants And Recipients Appealing Enrollment And Eligibility Decisions, And Create A Review Process For Program Recipients To Appeal Health Services Decisions, And To Add The Health Services Review Process To The

Agencies And Proceedings Currently Exempted From The Contested Case Provisions Of The Administrative Procedure Act. [Entire Act]

S.L. 2010-72 (HB 2054) RETIREMENT TECHNICAL CORRECTIONS.

An Act To Make Technical Corrections To The Statutes Governing The Teachers' And State Employees' Retirement System And The Local Governmental Employees' Retirement System. [Entire Act]

S.L. 2010-91 (SB 1171) KEEPING NC COMPETITIVE ACT.

An Act To Modify Eligibility For Economic Incentive Sales And Use Tax Exemptions And Refunds; To Modify Eligibility FOR The One Percent Privilege Tax On Datacenter Machinery And Equipment; And To Modify The Circumstances Under Which The Department Of Commerce May Extend The Base Period For A JDIG Grant.
[See Secs. 1-5, 7 & 9]

S.L. 2010-96 (SB 1165) GENERAL STATUTES COMMISSION TECHNICAL CORRECTIONS.

An Act To Make Technical Corrections To The General Statutes As Recommended By The General Statutes Commission And To Make Various Other Technical Changes To The General Statutes And The Session Laws.
[See Secs. 39 & 42]

S.L. 2010-95 (SB 1177) REVENUE LAWS TECHNICAL & ADMINISTRATIVE CHANGES.

An Act To Make Technical, Clarifying, And Administrative Changes To The Tax And Related Laws. [See Secs. 37, 38 & 45]

S.L. 2010-99 (HB 666) ELECTRONIC PAYMENTS BY LOCAL GOVERNMENTS.

An Act To Permit Local Governments And Public Authorities To Pay Bills, Invoices, Salaries, Or Other Claims By Electronic Payment Or Electronic Funds Transfer.
[Entire Act]

S.L. 2010-101 (HB 1905) FIRE SAFE CIGARETTES.

An Act To Amend The Fire-Safety Standard And Firefighter Protection Act, As Recommended By The Public Health Study Commission.
[Entire Act]

S.L. 2010-113 (SB 740) FLEXIBILITY IN SETTING SALARY/COMMUNITY COLLEGE PRESIDENTS.

An Act To Give Community College Boards Additional Flexibility In Setting The Salary Of Community College Presidents. [Entire Act]

S.L. 2010-120 (SB 1392) STATE HEALTH PLAN/COURT ORDERED GUARDIANSHIPS.

An Act To Allow State Employees To Enroll Children For Which They Are Court-Appointed Guardians As Dependents In The North Carolina State Health Plan For Teachers And State Employees. [Entire Act]

S.L. 2010-123 (SB 1202) BUDGET TECHNICAL CORRECTIONS.

An Act To Make Technical, Clarifying, And Other Modifications To The Current Operations And Capital Improvements Appropriations Acts.

[See Secs. 5.1 (amends S.L. [2010-31](#), s.13.8(b)) & 12.1]

S.L. 2010-124 (HB 2066) SPECIAL RETIREMENT ALLOWANCES.

An Act To Authorize The Creation Of Special Retirement Allowances For Retirees Of The Teachers' And State Employees' Retirement System And The Local Governmental Employees' Retirement System. [See Secs. 1, 4 & 7]

S.L. 2010-140 (HB 1249) HOMEBUILDER PROPERTY TAX DEFERRAL CHANGE.

An Act To Modify The Inventory Property Tax Deferral. [Entire Act]

S.L. 2010-151 (HB 1744) MODIFY WATER FUNDING PRIORITIES.

An Act To Modify The Common Criteria Applicable To Loans And Grants For Water And Wastewater Infrastructure Projects To: (1) Clarify That Leaking Waterlines Are A Priority For Both Water Quantity And Water Quality Purposes; (2) Include Asset Management Planning, Regionalization, State Water Supply Planning, And Drought Management In The List Of Common Criteria That Receive Priority For Funding; (3) Establish A Sliding Scale System For Determining The Priority Given To Projects That Exceed The High-Unit-Cost Threshold; And (4) Provide That A Project That Demonstrates It Is Not Feasible To Regionalize Shall Be Given The Same Priority As A Project That Includes Regionalization, As Recommended By The Legislative Study Commission On Water And Wastewater Infrastructure. [Entire Act]

S.L. 2010-158 (HB 1691) USE OF 911 FUNDS.

An Act To Amend The Statutes Governing Emergency Telephone Service, As Recommended By The House Select Committee On The Use Of 911 Funds, And To Increase Funds For Supplemental Peg Channel Support.

[See Secs. 1-6, 7(a) & (e), 8-10, 11(a), (c) & (d) & 12]

S.L. 2010-166 (SB 1215) ECONOMIC INCENTIVES ALIGNMENTS & CHANGES.

An Act To Increase Uniformity In Sunset And Reporting Requirements Of Economic Incentives Tools And To Eliminate Nonutilized Economic Incentives.

[Entire Act]

S.L. 2010-175 (SB 1212) LOCAL GOV'T OTHER POST-EMPLOYMENT BENEFITS.

An Act To Repeal The Local Government Other Post-Employment Benefits (OPEB) Fund And To Allow Each Unit Of Local Government To Establish A Separate OPEB Trust Fund That May Then Be Invested By The Department Of State Treasurer. [Entire Act]

S.L. 2010-181 (HB 620) WILL/UNIFORM PRINCIPAL AND INCOME ACT.

An Act To Make Changes To The Statutes Concerning Bequests Or Devises In A Will To The Attorney Who Drafted The Will, And To Make Revisions To The Uniform Principal And Income Act. [See Secs. 1, 2 & 5]

S.L. 2010-196 (HB 1292) UNIV. ENERGY SAVINGS/LEA OPERATIONAL LEASES.

An Act To Provide That Any Energy Savings Realized By Constituent Institutions Of The University Of North Carolina Shall Remain Available To The Institution And A Portion Of Those Energy Savings Shall Be Used For Other Energy Conservation Measures; And To Expand The Use Of Operational Leases By Local Boards Of Education. [Entire Act]

2009 Legislation 'Effective August 1, 2010'

S.L. 2010-31 (SB 897) APPROPRIATIONS ACT OF 2010.

An Act To Modify The Current Operations And Capital Improvements Appropriations Act Of 2009 By Adjusting Appropriations For The 2010-2011 Fiscal Year; To Conform To Changes Made In The Internal Revenue Code; To Extend And Enhance The Tax Credit For Investments In Qualified Business Ventures; To Extend The Tax Credit For Small Businesses That Provide Health Insurance To Their Employees; And To Provide For A Tax Credit For Small Businesses That Create Jobs.
[See Secs. 31.7(a) & (e) & 32.7]

S.L. 2010-67 (SB 887) AMEND ELECTRONICS RECYCLING LAW.

An Act To: (1) Modify The Computer Equipment Recycling Plan Requirements And Associated Fee Imposed On Manufacturers; And (2) Make Further Substantive, Clarifying, Technical, And Conforming Amendments To The Laws Governing The Management Of Discarded Computer Equipment And Discarded Televisions, As Recommended By The Environmental Review Commission.
[See Secs. 2(b), 3 & 9]

S.L. 2010-180 (HB 1766) AMEND ENVIRONMENTAL LAWS 2010.

An Act To Amend Certain Environmental And Natural Resources Laws To: (1) Change The Location Of The Horizontal Control Monument Files For Plat And Subdivision Mapping Requirements; (2) Provide That The President Pro Tempore Of The Senate And The Speaker Of The House Of Representatives May Designate Multiple Members To Serve As Cochairs Of The Environmental Review Commission; (3) Repeal The Requirement That Remedial Action Plans Be Recorded In The Register Of Deeds Office And Modify The Requirement That Remedial Action Plans Be Placed In Each Public Library In The County; (4) Reestablish The Surface Water Identification Training And Certification Program As A Component Of The Riparian Buffer Protection Program; (5) Amend The Customer Reporting Requirements For Small Wastewater Systems; (6) Amend Civil Penalties For Certain Air Quality Violations To Conform With Changes Made In S.L. 2007-296; (7) Change The Name Of The North Carolina National Park, Parkway And Forests Development Council To The Western North Carolina Public Lands Council; (8) Clarify The Standards For Qualification Of Voluntary Water Conservation And Water Use Efficiency Programs; (9) Amend The Enforcement Authority Of The Department Of Environment And Natural Resources Under The Drought Management Preparedness And Response Act; (10) Amend Designation Of The Member Of The Sedimentation Control Commission Representing A North Carolina Public Utility Company; (11) Amend The Notice Requirements For Cities, Counties, Sanitary Districts, And Water And Sewer Authorities When Imposing Or Increasing Certain Fees Or Certain Charges; (12) Provide

That The Prohibition On Any New Or Increased Nutrient Loading Allocation Applies To Impaired Drinking Water Supply Reservoirs; (13) Direct Certain State Agencies To Review Their Planning And Regulatory Programs And Recommend Whether Those Programs Should Include Consideration Of The Impacts Of Global Climate Change; (14) Require All Public Agencies To Recycle All Spent Fluorescent Lights And Mercury Thermostats, Require The Removal Of All Fluorescent Lights And Mercury Thermostats From Buildings Prior To Demolition, And Ban Mercury-Containing Products From Unlined Landfills; (15) Authorize The Environmental Review Commission To Study The Penalties Applicable To Violations Of G.S. 130a-309.10 (Prohibited Acts Related To Packaging; Coded Labeling Of Plastic Containers Required; Disposal Of Certain Solid Wastes In Landfills Or By Incineration Prohibited); (16) Provide That Local Governments And Large Community Water Systems Only Require Separate Meters For New In-Ground Irrigation Systems For Lots Platted And Recorded In The Office Of The Register Of Deeds After July 1, 2009, That Are Connected To Their Systems; (17) Prohibit The Use Of High Arsenic Content Glass Beads When Marking State Or Municipal Roads Or Public Vehicular Areas; (18) Enable Traditional Country Stores To Sell Uncooked Sandwiches, Prepared On Premises By Store Employees; (19) Revise The Sunset Provision For Nutrient Offset Payments; (20) Make A Technical Correction To The Definition Of "Notebook Computer"; And (21) Delay The Effective Date Of The Clean Coastal Water And Vessel Act From July 1, 2010, To April 1, 2011, To Limit The Act's Application To Only Those Areas That Are Designated As No Discharge Zones By The United States Environmental Protection Agency; And (22) Clarify The Scope Of Research For The Coastal Wave Energy Research And Prototype Project Authorized In The Current Operations And Capital Improvements Appropriations Act Of 2010; And (23) To Amend The NC Sustainable Communities Task Force. [See Secs. 20 & 22]

2009 Legislation 'Effective September 1, 2010'

S.L. 2010-130 (SB 655) INCREASE DRIVERS LICENSE RESTORATION FEE.

An Act To Increase The Fee For The Restoration Of Drivers Licenses Revoked For Impaired Driving To Provide Funding For The Forensic Tests For Alcohol Branch Of The Department Of Health And Human Services.
[Entire Act]

S.L. 2010-168 (SB 1216) EXTEND EMERGENCY FORECLOSURE PROGRAM.

An Act To Amend And Extend The Emergency Program To Reduce Home Foreclosures Act, To Increase And Authorize Fees Under The S.A.F.E. Mortgage Licensing Act, And To Revise The Definition Of Certain Terms In The Predatory Lending Law.
[See Secs. 4-8 & 10]

2009 Legislation 'Effective October 1, 2010'

S.L. 2009-124 (SB 141) LIMIT WELL WATER TESTING FOR VOLATILE ORGANIC COMPOUNDS.

An Act To Require The Commission For Public Health To Adopt Rules Concerning When Testing For Volatile Organic Compounds In Newly Constructed Private Drinking Water

Wells Is Required, And To Limit Drinking Water Testing For The Presence Of Volatile Organic Compounds In Accordance With Those Rules.

[See Secs. 1 & 4]

S.L. 2009-510 (SB 262) EXPUNCTIONS/PURGE ONLINE DATABASES.

An Act To Clarify That An Order To Expunge An Individual's Record Shall Be Forwarded By The Clerk Of Court To All Applicable State And Local Government Agencies, To Require A State Government Agency To Forward Notice OF Expunction Orders Received By The Agency To Any Private Entity That Disseminates Criminal History Records For Compensation That Is Licensed By The Agency To Access The Agency's Criminal History Record Database, And To Provide That A Private Entity That Disseminates Criminal History Records For Compensation Has A Duty To Update Those Histories Before Disseminating Them And Is Subject To Civil Liability. [Entire Act]

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

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. 4, 23-25 & 29]

S.L. 2010-14 (SB 59) ATTORNEY FEES/ALIMONY.

An Act To Clarify An Order For The Payment Of Attorneys' Fees In Actions For Alimony Or Postseparation Support. [Entire Act]

S.L. 2010-16 (HB 1463) EXPAND ACCESS/CONFIDENTIAL INTERMEDIARIES.

An Act Allowing Adult Biological Siblings Of Adult Adoptees, Adult Biological Half Siblings Of Adult Adoptees, ADULT Family Members Of Deceased Adoptees, And ADULT Family Members Of Deceased Biological Parents To Have Access To Confidential Intermediary Services Upon The Consent Of The Parties, AND Allowing An Agency Acting As A Confidential Intermediary To Obtain A Copy Of A Death Certificate Of The Person Who Is The Subject Of The Search And Deliver It To The Person Requesting Services.

[Entire Act]

S.L. 2010-22 (SB 992) PYROTECHNICS OPERATOR'S LICENSE.

An Act To Amend And Clarify The Pyrotechnics Training And Permitting Act.

[See Secs. 1-8 & 12]

S.L. 2010-31 (SB 897) APPROPRIATIONS ACT OF 2010.

An Act To Modify The Current Operations And Capital Improvements Appropriations Act Of 2009 By Adjusting Appropriations For The 2010-2011 Fiscal Year; To Conform To Changes Made In The Internal Revenue Code; To Extend And Enhance The Tax Credit For Investments In Qualified Business Ventures; To Extend The Tax Credit For Small Businesses That Provide Health Insurance To Their Employees; And To Provide For A Tax Credit For Small Businesses That Create Jobs.

[See Secs. 10.21A(f), 10.21A(g), 11.4, 13.6, 14.12, 15.5, 15.8, 15.9, 15.11, 19.3 & 19.4]

[S.L. 2010-95](#) (SB 1177) REVENUE LAWS TECHNICAL & ADMINISTRATIVE CHANGES.

An Act To Make Technical, Clarifying, And Administrative Changes To The Tax And Related Laws. [See Secs. 31(b) & 45]

[S.L. 2010-97](#) (SB 1242) CLARIFYING CHANGES TO GENERAL STATUTES.

An Act To Make Various Clarifying Changes To The General Statutes And The Session Laws. [See Secs. 15 & 16]

[S.L. 2010-102](#) (SB 18) AMEND CEMETERY ACT.

An Act To Amend The North Carolina Cemetery Act BY Requiring Proof Of A Sufficient Trust Fund Or Surety Bond Prior To Approving A Change Of Control Of A Cemetery Company, Changing The Investments Options For Perpetual Care Trust Funds, Requiring Cemetery Companies To List The Cost Of Opening And Closing A Grave Space As Part Of The Contract, Prohibiting A Cemetery Company From Requiring A Purchaser Of A Grave Space To Purchase A Vault From A Particular Seller, Increasing The Extension That May Be Given To A Cemetery Company For Completion Of Construction Of Mausoleums, And Creating The Legislative Study Commission On The North Carolina Cemetery Act. [See Secs. 1-6 & 8]

[S.L. 2010-105](#) (HB 1398) DETERMINING SENIOR RESIDENT SUP CT JUDGE.

An Act To Change The Method For Determining The Senior Resident Superior Court Judge For A District. [Entire Act]

[S.L. 2010-116](#) (HB 1463) EXPAND ACCESS/CONFIDENTIAL INTERMEDIARIES.

An Act Allowing Adult Biological Siblings Of Adult Adoptees, Adult Biological Half Siblings Of Adult Adoptees, Adult Family Members Of Deceased Adoptees, And Adult Family Members Of Deceased Biological Parents To Have Access To Confidential Intermediary Services Upon The Consent Of The Parties, And Allowing An Agency Acting As A Confidential Intermediary To Obtain A Copy Of A Death Certificate Of The Person Who Is The Subject Of The Search And Deliver It To the Person Requesting Services. [Entire Act]

[S.L. 2010-122](#) (HB 1717) MODERNIZATION OF THE STATE ABC SYSTEM.

An Act To Modernize The North Carolina Alcoholic Beverage Control System, To Ensure The Integrity Of The Three-Tier System, To Require Minimum Age Standards For Law Enforcement, And To Require That The City Of Kannapolis, The City Of Salisbury, And Rowan County Have Equal Representation On The Rowan/Kannapolis ABC Board. [See Secs. 1-5, 7-15, 17, 19-24 & 29]

[S.L. 2010-123](#) (SB 1202) BUDGET TECHNICAL CORRECTIONS.

An Act To Make Technical, Clarifying, And Other Modifications To The Current Operations And Capital Improvements Appropriations Acts. [See Secs. 5.2, 6.1 (amends [S.L. 2010-31](#), s.15.5(c)), 6.3 (amends [S.L. 2010-31](#), s.19.4(b)) & 12.1]

S.L. 2010-127 (HB 1741) ANIMAL EUTHANASIA TECHNICIANS.

An Act To Authorize The Department Of Health And Human Services TO Register Animal Shelters Under The North Carolina Controlled Substances Act For The Limited Purpose Of Obtaining, Possessing, And Using Drugs For Animal Euthanasia, To Authorize Certified Euthanasia Technicians To Administer These Drugs To Euthanize Dogs And Cats On The Premises Of The Animal Shelter, And To Give The Department Of Agriculture And Consumer Services Explicit Authorization To Reject Certification Of Or To Decertify A Euthanasia Technician For Certain Felony Convictions, As Recommended By The General Statutes Commission. [Entire Act]

S.L. 2010-129 (SB 1214) HIGHWAY PATROL MOTOR CARRIER FINES/LOCAL FEES.

An Act To Make Changes To Specified Definitions That Affect The Applicability Of State Law Concerning Motor Carriers, In Order To Comply With Federal Motor Carrier Enforcement Regulations And Maintain Federal Motor Carrier Safety Assistance Program Funding For The State Highway Patrol's Motor Carrier Section; To Provide That The Authority Of Law Enforcement To Seize And Detain A Property-Hauling Vehicle Pursuant TO G.S. 20-96 Is Not Affected By A Statute Of Limitations; To Require A Property-Hauling Vehicle Be Registered For The Maximum Weight Allowed In Order For The Vehicle To Be Eligible For Certain Weight Exemptions In G.S. 20-118; To Make Changes To The Establishment, Use, And Reporting Of Vehicle Escort Fees; To Establish A Three-Year Statute Of Limitations For Actions Related To Civil Penalties, Civil Assessments, Or Civil Fines Imposed Under Chapter 20 Of The General Statutes, The Motor Vehicle Laws Of The State; And To Allow Local Governments To Refund Specified Unused Assessments. [See Secs. 5 & 8]

S.L. 2010-134 (SB 1136) REGULATE TOWING FROM PRIVATE LOTS.

An Act To Strengthen The Regulation Of The Towing Of Vehicles From Private Lots In Certain Counties And Cities, As Recommended By The Joint Legislative Transportation Oversight Committee. [Entire Act]

S.L. 2010-135 (HB 1812) DV CASES/REVIEW CRIMINAL RECORD.

An Act To Ensure That A Court, When Considering Pretrial Release Under The Domestic Violence Crimes Statute, Considers The Defendant's Criminal Record, As Recommended By The Joint Legislative Committee On Domestic Violence. [Entire Act]

S.L. 2010-147 (HB 1973) VARIOUS ECONOMIC INCENTIVES.

An Act To Modify Existing Economic Development Incentives And To Incent New Economic Development Opportunities; To Provide Funding For The DNA Database And Databank; And To Encourage The Use Of Multiple Award Schedule Contracts When Issuing Requests For Proposals For State Contracts. [See Secs. 7.1 – 7.3 & 9]

S.L. 2010-148 (HB 1035) PERFORMANCE & PAYMENT BOND MODIFICATION.

An Act To Increase The Performance And Payment Bonding Requirement For Construction Project Contracts Awarded By State Departments, State Agencies, And The University Of North Carolina That Exceed Five Hundred Thousand Dollars. [Entire Act]

S.L. 2010-156 (HB 1824) COYOTE CONTROLS.

An Act To Provide An Additional Method Of Trapping Coyotes And To Increase The Availability Of Depredation Permits For Coyotes To Livestock And Poultry Owners, As Recommended By The House Select Committee On Coyote Nuisance Removal.

[See Secs. 1 & 4]

S.L. 2010-164 (SB 1015) HOMEOWNER AND HOMEBUYER PROTECTION ACT.

An Act To Enact The Homeowner And Homebuyer Protection Act To Prohibit Home Foreclosure Rescue Scams In Which A Transferor Is Induced To Sell Property For Less Than Fifty Percent Of Its Fair Market Value To Avoid Foreclosure, To Provide Protections In Lease Option Contracts By Requiring That Such Contracts Be In Writing, Include Specified Minimum Contents, Be Recorded, Give Purchasers Under The Contract Notice Of And The Right To Cure Any Default, And Specify The Consequences Of A Seller's Default On A Loan Secured By A Lien On The Property, To Provide Protections In Contract For Deed Transactions By Requiring That Such Contracts Be In Writing, Include Specified Minimum Contents, Be Recorded, Give Purchasers Under The Contract Notice Of And The Right To Cure Any Default, And Involve Property To Which The Seller Holds Title, And To Make Violation Of Chapters 47G And 47H Of The General Statutes A Basis For Discipline Under The Manufactured Homes Licensing Act.

[Entire Act]

S.L. 2010-169 (HB 961) GOV'T ETHICS AND CAMPAIGN REFORM ACT OF 2010.

An Act To Clarify The Criminal Statutes On Self-Dealing; To Create The Public Funding Of Council Of State Elections Commission; To Increase The Punishment For Making Campaign Contributions In The Name Of Another; To Increase Accessibility To Information Related To Candidate Campaign Committees And To Information Related To State Contracts And Grants; To Strengthen Public Confidence In Government By Changing The Revolving Door Period And Applicability; To Codify Certain Positions In State Government As A Public Servant Under The State Government Ethics Act; To Strengthen Transparency Of Government Through Additional Disclosures By Public Servants, Including Campaign Contributions Prior To Appointment; To Increase Accountability Of Public Servants, Appointees Of The Governor, And State Employees By Permitting The Governor To Adopt Minimum Standards Of Ethical Conduct; To Clarify The Indirect Gift Ban And Clarify Reporting By Lobbyist Principals; To Strengthen Transparency Of Government Through Increasing And Clarifying Accessibility To Legislative Records And Other Public Records; To Make Technical Changes To The Ethics Law; And To Expedite Review Of Preliminary Investigations Of Allegations Of Wrongdoing Under Chapters 120 And 138A Of The General Statutes.

[See Secs. 4, 18, 21, 24 & 28]

S.L. 2010-174 (HB 726) CLARIFY EXPUNCTIONS.

An Act To Make Technical And Conforming Changes To Statutes Related To Expunction Of Records; To Require State And National Criminal Record Checks When Expunging Records; And To Require Sex Offenders Residing In This State To Register As A Sex Offender For Convictions Obtained Outside This State.

[See Secs. 7-9, 16 & 17]

S.L. 2010-180 (HB 1766) AMEND ENVIRONMENTAL LAWS 2010.

An Act To Amend Certain Environmental And Natural Resources Laws To: (1) Change The Location Of The Horizontal Control Monument Files For Plat And Subdivision Mapping Requirements; (2) Provide That The President Pro Tempore Of The Senate And The Speaker Of The House Of Representatives May Designate Multiple Members To Serve As Cochairs Of The Environmental Review Commission; (3) Repeal The Requirement That Remedial Action Plans Be Recorded In The Register Of Deeds Office And Modify The Requirement That Remedial Action Plans Be Placed In Each Public Library In The County; (4) Reestablish The Surface Water Identification Training And Certification Program As A Component Of The Riparian Buffer Protection Program; (5) Amend The Customer Reporting Requirements For Small Wastewater Systems; (6) Amend Civil Penalties For Certain Air Quality Violations To Conform With Changes Made In S.L. 2007-296; (7) Change The Name Of The North Carolina National Park, Parkway And Forests Development Council To The Western North Carolina Public Lands Council; (8) Clarify The Standards For Qualification Of Voluntary Water Conservation And Water Use Efficiency Programs; (9) Amend The Enforcement Authority Of The Department Of Environment And Natural Resources Under The Drought Management Preparedness And Response Act; (10) Amend Designation Of The Member Of The Sedimentation Control Commission Representing A North Carolina Public Utility Company; (11) Amend The Notice Requirements For Cities, Counties, Sanitary Districts, And Water And Sewer Authorities When Imposing Or Increasing Certain Fees Or Certain Charges; (12) Provide That The Prohibition On Any New Or Increased Nutrient Loading Allocation Applies To Impaired Drinking Water Supply Reservoirs; (13) Direct Certain State Agencies To Review Their Planning And Regulatory Programs And Recommend Whether Those Programs Should Include Consideration Of The Impacts Of Global Climate Change; (14) Require All Public Agencies To Recycle All Spent Fluorescent Lights And Mercury Thermostats, Require The Removal Of All Fluorescent Lights And Mercury Thermostats From Buildings Prior To Demolition, And Ban Mercury-Containing Products From Unlined Landfills; (15) Authorize The Environmental Review Commission To Study The Penalties Applicable To Violations Of G.S. 130a-309.10 (Prohibited Acts Related To Packaging; Coded Labeling Of Plastic Containers Required; Disposal Of Certain Solid Wastes In Landfills Or By Incineration Prohibited); (16) Provide That Local Governments And Large Community Water Systems Only Require Separate Meters For New In-Ground Irrigation Systems For Lots Platted And Recorded In The Office Of The Register Of Deeds After July 1, 2009, That Are Connected To Their Systems; (17) Prohibit The Use Of High Arsenic Content Glass Beads When Marking State Or Municipal Roads Or Public Vehicular Areas; (18) Enable Traditional Country Stores To Sell Uncooked Sandwiches, Prepared On Premises By Store Employees; (19) Revise The Sunset Provision For Nutrient Offset Payments; (20) Make A Technical Correction To The Definition Of "Notebook Computer"; And (21) Delay The Effective Date Of The Clean Coastal Water And Vessel Act From July 1, 2010, To April 1, 2011, To Limit The Act's Application To Only Those Areas That Are Designated As No Discharge Zones By The United States Environmental Protection Agency; And (22) Clarify The Scope Of Research For The Coastal Wave Energy Research And Prototype Project Authorized In The Current Operations And Capital Improvements Appropriations Act Of 2010; And (23) To Amend The NC Sustainable Communities Task Force. [See Secs. 6, 9, 17(a) & (b) & 22]

S.L. 2010-194 (SB 1213) AMEND STATE PURCHASES & CONTRACTS LAWS.

An Act Increasing The Authority Of The Secretary Of Administration To Provide Oversight Of The Review And Award Of Contracts And To Enhance The Efficiency And Effectiveness Of The Contracts Process, Requiring All State Agencies And Institutions Exempt From Article 3 Of Chapter 143 Of The General Statutes To Comply With Certain Requirements Regarding The Review And Award Of Contracts, Requiring The Attorney General To Review Certain Contracts, And Prohibiting The Use Of Cost Plus Percentage Of Cost Contracts, As Recommended By The Joint Legislative Program Evaluation Oversight Committee. [Entire Act]

2009 Legislation 'Effective November 1, 2010'

S.L. 2010-168 (SB 1216) EXTEND EMERGENCY FORECLOSURE PROGRAM.

An Act To Amend And Extend The Emergency Program To Reduce Home Foreclosures Act, To Increase And Authorize Fees Under The S.A.F.E. Mortgage Licensing Act, And To Revise The Definition Of Certain Terms In The Predatory Lending Law.
[See Secs. 1-3 & 10]

2009 Legislation 'Effective December 1, 2010'

S.L. 2009-277 (SB 248) CONFORM COUNTY SCHOOL BOARD VACANCY STATUTE.

An Act To make a technical correction by deleting From A 1981 Law Relating To Filling Vacancies In County Boards Of Education Elected On A Partisan Basis County boards Of Education That In Fact Are Not Elected On A Partisan Basis.
[See Secs. 2 & 3]

S.L. 2010-5 (SB 140) PROTECT VICTIMS/DOMESTIC VIOLENCE SHELTERS.

An Act To Make It A Felony For A Person Who Is The Subject Of A Valid Protective Order To Trespass On Property Where The Protected Party Resides And That Is Operated As A Safe House Or Haven For Domestic Violence Victims Without Regard As To Whether The Person Covered By The Protective Order Is Present On The Premises, And To Limit The Liability Of Domestic Violence Shelters For Tortious Conduct Committed On Shelter Premises. [See Secs. 1 & 3]

S.L. 2010-16 (SB 254) SUSIE'S LAW.

An Act To Increase The Penalty For The Malicious Abuse, Torture, Or Killing Of An Animal. [Entire Act]

S.L. 2010-96 (SB 1165) GENERAL STATUTES COMMISSION TECHNICAL CORRECTIONS.

An Act To Make Technical Corrections To The General Statutes As Recommended By The General Statutes Commission And To Make Various Other Technical Changes To The General Statutes And The Session Laws. [See Secs. 40 & 42]

S.L. 2010-103 (HB 80) BAN ELECTRONIC SWEEPSTAKES.

An Act To Ban The Use Of Electronic Machines And Devices For Sweepstakes Purposes.
[Entire Act]

S.L. 2010-104 (HB 859) AMEND CONCEALED HANDGUN PERMIT LAWS.

An Act To Exempt Certain Retired Probation And Parole Certified Officers From The Firearm Safety And Training Course Requirement For Purposes Of The Concealed Handgun Permit. [Entire Act]

S.L. 2010-132 (HB 1729) MOTOR VEHICLE LAW CHANGES.

An Act To Make Various Changes To The Motor Vehicle Laws. [See Secs. 1-20 & 22]

S.L. 2010-133 (HB 1685) TURNPIKE AUTHORITY TOLL ENFORCEMENT CHANGES.

An Act To Make Various Changes To The Statutes Governing Collection And Enforcement Of Tolls By The North Carolina Turnpike Authority.
[Entire Act]

S.L. 2010-169 (HB 961) GOV'T ETHICS AND CAMPAIGN REFORM ACT OF 2010.

An Act To Clarify The Criminal Statutes On Self-Dealing; To Create The Public Funding Of Council Of State Elections Commission; To Increase The Punishment For Making Campaign Contributions In The Name Of Another; To Increase Accessibility To Information Related To Candidate Campaign Committees And To Information Related To State Contracts And Grants; To Strengthen Public Confidence In Government By Changing The Revolving Door Period And Applicability; To Codify Certain Positions In State Government As A Public Servant Under The State Government Ethics Act; To Strengthen Transparency Of Government Through Additional Disclosures By Public Servants, Including Campaign Contributions Prior To Appointment; To Increase Accountability Of Public Servants, Appointees Of The Governor, And State Employees By Permitting The Governor To Adopt Minimum Standards Of Ethical Conduct; To Clarify The Indirect Gift Ban And Clarify Reporting By Lobbyist Principals; To Strengthen Transparency Of Government Through Increasing And Clarifying Accessibility To Legislative Records And Other Public Records; To Make Technical Changes To The Ethics Law; And To Expedite Review Of Preliminary Investigations Of Allegations Of Wrongdoing Under Chapters 120 And 138A Of The General Statutes.
[See Secs. 1-3, 6, 15 & 28]

S.L. 2010-185 (SB 675) PROHIBIT MEDICAID FRAUD/KICKBACKS.

An Act To Prohibit Giving Or Receiving Remuneration Related To The Making Of Referrals Or Purchase/Lease Arrangements That Lead To Medicaid Payments.
[Entire Act]

S.L. 2010-193 (HB 1412) COURTS-MARTIAL AMENDMENTS.

An Act to make various changes to the statutes relating to national guard courts-martial.
[Entire Act]

2009 Legislation 'Effective January 1, 2011'

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. 7.41, 26.16A(a) & (b) & 28.6]

S.L. 2009-492 (SB 64) MOTORCYCLE LEARNER'S PERMIT.

An Act To Shorten The Duration And Amend The Requirements For A Motorcycle Learner's Permit, And Clarify The Requirements For Obtaining A Motorcycle Endorsement. [See Secs. 1, 2 & 5]

S.L. 2010-2 (HB 589) INSURANCE & STATE HEALTH PLAN COVER/HEARING AIDS/AUTISM.

An Act To Require Health Benefit Plans And The State Health Plan To Cover Hearing Aids And Replacement Hearing Aids. [Entire Act]

S.L. 2010-31 (SB 897) APPROPRIATIONS ACT OF 2010.

An Act To Modify The Current Operations And Capital Improvements Appropriations Act Of 2009 By Adjusting Appropriations For The 2010-2011 Fiscal Year; To Conform To Changes Made In The Internal Revenue Code; To Extend And Enhance The Tax Credit For Investments In Qualified Business Ventures; To Extend The Tax Credit For Small Businesses That Provide Health Insurance To Their Employees; And To Provide For A Tax Credit For Small Businesses That Create Jobs.
[See Secs. 31.6(g) & 31.7(e)]

S.L. 2010-68 (SB 1193) IMPLEMENT LTC PARTNERSHIP PROGRAM.

An Act To Implement The Long-Term Care Partnership Program, To Ensure That North Carolina's Long-Term Care Insurance Laws Comport With The Long-Term Care Partnership Provisions In The Federal Deficit Reduction Act Of 2005, And To Authorize The Sharing Of Confidential Information Between The North Carolina Department Of Insurance, Entities That Contract With The Federal Government, And Other Governmental Agencies, As Recommended By The North Carolina Study Commission On Aging. [Entire Act]

S.L. 2010-95 (SB 1177) REVENUE LAWS TECHNICAL & ADMINISTRATIVE CHANGES.

An Act To Make Technical, Clarifying, And Administrative Changes To The Tax And Related Laws. [See Secs. 29 & 45]

S.L. 2010-122 (HB 1717) MODERNIZATION OF THE STATE ABC SYSTEM.

An Act To Modernize The North Carolina Alcoholic Beverage Control System, To Ensure The Integrity Of The Three-Tier System, To Require Minimum Age Standards For Law Enforcement, And To Require That The City Of Kannapolis, The City Of Salisbury, And Rowan County Have Equal Representation On The Rowan/Kannapolis ABC Board.
[See Secs. 6 & 29]

S.L. 2010-123 (SB 1202) BUDGET TECHNICAL CORRECTIONS.

An Act To Make Technical, Clarifying, And Other Modifications To The Current Operations And Capital Improvements Appropriations Acts.

[See Secs. 10.2 (amends [S.L. 2010-31](#), s.31.6(g)) & 12.1]

S.L. 2010-124 (HB 2066) SPECIAL RETIREMENT ALLOWANCES.

An Act To Authorize The Creation Of Special Retirement Allowances For Retirees Of The Teachers' And State Employees' Retirement System And The Local Governmental Employees' Retirement System. [See Secs. 2, 3, 5-7]

S.L. 2010-131 (SB 181) DRIVERS LICENSE CHANGE EXPIR./8 YEARS THROUGH 65.

An Act To Increase The Age Cap Of Persons Receiving An Eight-Year Drivers License. [Entire Act]

S.L. 2010-139 (HB 213) VOLUNTARY SHARED LEAVE NON FAMILY SICK LEAVE DONATIONS.

An Act To Require The Adoption Of Rules And Policies For The Voluntary Shared Leave Program That Will Permit The Donation Of Sick Leave To A Nonfamily Member Recipient For State Employees Subject To The State Personnel Act And For Public School Employees, And To Require The State Personnel Commission, The State Board Of Education, And The State Board Of Community Colleges To Make An Annual Report On The Voluntary Shared Leave Program. [Entire Act]

S.L. 2010-141 (SB 829) REGULATION OF APPRAISAL MANAGEMENT COMPANIES.

An Act To Regulate Real Estate Appraisal Management Companies. [See Secs. 2-4]

S.L. 2010-147 (HB 1973) VARIOUS ECONOMIC INCENTIVES.

An Act To Modify Existing Economic Development Incentives And To Incent New Economic Development Opportunities; To Provide Funding For The DNA Database And Databank; And To Encourage The Use Of Multiple Award Schedule Contracts When Issuing Requests For Proposals For State Contracts.

[See Secs. 2.1-2.4, 3.1-3.7, 5.1, 5.4-5.6 & 9]

S.L. 2010-169 (HB 961) GOV'T ETHICS AND CAMPAIGN REFORM ACT OF 2010.

An Act To Clarify The Criminal Statutes On Self-Dealing; To Create The Public Funding Of Council Of State Elections Commission; To Increase The Punishment For Making Campaign Contributions In The Name Of Another; To Increase Accessibility To Information Related To Candidate Campaign Committees And To Information Related To State Contracts And Grants; To Strengthen Public Confidence In Government By Changing The Revolving Door Period And Applicability; To Codify Certain Positions In State Government As A Public Servant Under The State Government Ethics Act; To Strengthen Transparency Of Government Through Additional Disclosures By Public Servants, Including Campaign Contributions Prior To Appointment; To Increase Accountability Of Public Servants, Appointees Of The Governor, And State Employees By

Permitting The Governor To Adopt Minimum Standards Of Ethical Conduct; To Clarify The Indirect Gift Ban And Clarify Reporting By Lobbyist Principals; To Strengthen Transparency Of Government Through Increasing And Clarifying Accessibility To Legislative Records And Other Public Records; To Make Technical Changes To The Ethics Law; And To Expedite Review Of Preliminary Investigations Of Allegations Of Wrongdoing Under Chapters 120 And 138A Of The General Statutes.
[See Secs. 5, 13, 17 & 28]

S.L. 2010-181 (HB 620) WILL/UNIFORM PRINCIPAL AND INCOME ACT.

An Act To Make Changes To The Statutes Concerning Bequests Or Devises In A Will To The Attorney Who Drafted The Will, And To Make Revisions To The Uniform Principal And Income Act. [See Secs. 3, 4 & 5]

S.L. 2010-190 (SB 1400) NO FORECLOSURE/SOLDIERS ON ACTIVE DUTY/FUNDS.

An Act To Prohibit Foreclosures While Mortgagors Or Trustors Are On Active Military Duty. [Entire Act]