

**2009-10 Legislation 'Effective July 1, 2010'**  
**(updated through 7/26/10, 3:00 pm)**

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The following public law provisions were enacted during the 2009-2010 Session with an effective date of July 1, 2010. Please Note: This is not a comprehensive list. For additional assistance please contact a member of the Legislative Library staff at (919) 733-9390.

**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. 2009-451 (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. 2009-484 (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. 2009-520](#) (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. 2010-124 (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]

Prepared by: N.C. Legislative Library