



North Carolina General Assembly Legislative Services Office

George R. Hall, Legislative Services Officer
Legislative Services Office
16 W. Jones Street Room 2129
Raleigh, NC 27601-1030 Tel. (919) 733-7044

Tony C. Goldman, Director
Administrative Division
16 W. Jones Street Room 9
Raleigh, NC 27601-1030
(919) 733-7500

Gerry F. Cohen, Director
Bill Drafting Division
300 N. Salisbury St. Rm 401
Raleigh, NC 27603-5925
(919) 733-6660

James D. Johnson, Director
Fiscal Research Division
300 N. Salisbury St. Rm 619
Raleigh, NC 27603-5925
(919) 733-4910

Dennis W. McCarty, Director
Information Systems Division
300 N. Salisbury St. Rm 400
Raleigh, NC 27603-5925
(919) 733-6834

Terrence D. Sullivan, Director
Research Division
300 N. Salisbury St. Rm 545
Raleigh, NC 27603-5925
(919) 733-2578

September 16, 2003

MEMORANDUM

FROM: Dianna W. Jessup
Staff Attorney, Research Division

RE: Bills Eligible for Consideration by the General Assembly During the 2004 Regular Session of the 2003 General Assembly (the "Short Session")

The 2003 Regular Session of the 2003 General Assembly adjourned on July 20, 2003. The adjournment resolution (S.L. 2003-31, HJR 1335) provides that both houses will reconvene for the 2004 Session of the 2003 General Assembly (the "Short Session") at 12:00 noon on Monday, May 10, 2004. (Appendix A).

As in the past, only certain measures may be considered during the Short Session – primarily those relating to appropriations, finance, pensions and retirement, and localities; certain legislation from the 2003 Regular Session; and legislation proposed by study commissions. Any measure, however, may be introduced and considered if authorized by a joint resolution passed by a two-thirds vote of each chamber's members present and voting. Blank bills (those having no substantive provisions) cannot be introduced in the House of Representatives during the Short Session.

Only the following matters specifically may be considered during the Short Session:

- (a) **Budget Bills.** Bills directly and primarily affecting the State budget, including the budget of an occupational licensing board, for fiscal year 2004-2005, provided that the bill must be submitted to the Bill Drafting Division of the Legislative Services Office no later than 4:00 P.M. Thursday, May 20, 2004, and must be introduced in the House of Representatives or filed for introduction in the Senate no later than 4:00 P.M. Thursday, May 27, 2004.
- (b) **Crossover bills.** Senate bills and resolutions introduced in 2003 that passed third reading in the Senate and were received by the House in 2003; and House bills and resolutions introduced in 2003 that passed third reading in the House and were received in the Senate by May 1, 2003. Further, to be eligible for consideration, any of these bills and resolutions must not:

- (1) violate the rules of the receiving chamber; and
- (2) be disposed of in the other house by tabling, unfavorable committee report, indefinite postponement, or failure to pass any reading.

Attached is a list of bills (Appendix B) that appear to be eligible for consideration during the Short Session under the criteria listed in this section. This list does not include all eligible appropriations and finance bills, but only those bills that passed one house and have been received in the other and are "still alive" under the terms of this section. This list also includes the two bills vetoed by the Governor, returned to the originating house, and referred to committee, as those two bills are still eligible for consideration during the Short Session. The Information Systems Division of the Legislative Services Office generated this list.

- (c) **Study committee bills.** Bills and resolutions implementing the recommendations of:
1. Study commissions, authorities, and statutory commissions authorized or directed to report to the 2004 Session;
 2. The General Statutes Commission, the Courts Commission, or any commission created under Chapter 120 of the General Statutes that is authorized or directed to report to the General Assembly;
 3. The House Ethics Committee;
 4. Select committees; or
 5. The Joint Legislative Ethics Committee or its Advisory Subcommittee.

Senate Bill 802, Medical Providers' Insurance/Civil Justice Reform Act, is a bill of a select committee that is eligible pursuant to this provision. To be eligible, study committee bills must be submitted to the Bill Drafting Division of the Legislative Services Office no later than 4:00 P.M. Wednesday, May 12, 2004, and must be filed for introduction in the Senate or introduced in the House of Representatives no later than 4:00 P.M. Wednesday, May 19, 2004.

This memorandum will be updated at a later date to include a list of these studies, including studies that are authorized after the date of this memorandum.

- (d) **Local bills.** Any local bill that has been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. Wednesday, May 19, 2004, is introduced in the House of Representatives or filed for introduction in the Senate by 4:00 P.M. Wednesday, May 26, 2004, and is accompanied by a certificate signed by the principal sponsor stating that no public hearing will be required or asked for by a member on the bill, the bill is noncontroversial, and that the bill is approved for introduction by each member of the House of Representatives and Senate whose district includes the area to which the bill applies.
- (e) **Appointment bills.** Selection, appointment, or confirmation of members of State boards and commissions as required by law, including the filling of vacancies of positions for which the appointees were elected by the General Assembly upon

recommendation of the Speaker of the House of Representatives, President of the Senate, or President Pro Tempore of the Senate.

- (f) **Bills authorized by a joint resolution that passed by a two-thirds vote.** Any matter authorized by joint resolution passed during the Short Session by a two-thirds majority of the members of the House of Representatives present and voting and by a two-thirds majority of the members of the Senate present and voting. A bill or resolution authorized by an enabling resolution must have a copy of the ratified enabling resolution attached to the jacket before being filed for introduction in the Senate or being filed for introduction in the House of Representatives.
- (g) **Joint resolutions authorizing introduction of a bill.** A joint resolution authorizing the introduction of a bill or resolution. See (f) above.
- (h) **Pension or retirement bills.** Any bill that primarily affects any State or local pension or retirement system, provided that the bill has been submitted to the Bill Drafting Division of the Legislative Services Office no later than 4:00 P.M. Wednesday, May 19, 2004, and is introduced in the House of Representatives or filed for introduction in the Senate no later than 4:00 P.M. Wednesday, May 26, 2004.
- (i) **Memorializing resolutions or resolutions pertaining to administrative reorganization.** Joint resolutions, House resolutions, and Senate resolutions pertaining to Section 5(10) of Article III of the Constitution of North Carolina (see Appendix C) or authorized for introduction under Senate Rule 40(b) or House Rule 31(g).
- (j) **Adjournment resolutions.** A joint resolution adjourning the 2003 Regular Session, sine die.
- (k) **Bills disapproving rules.** Bills to disapprove rules under G.S. 150B-21.3. (see Appendix D.)
- (l) **Bills containing constitutional amendments.**

Attachments

APPENDIX A

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2003

RATIFIED BILL

RESOLUTION 2003-31

HOUSE JOINT RESOLUTION 1335

A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 2003 GENERAL ASSEMBLY TO MEET IN 2003 AND 2004 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THOSE SESSIONS.

Be it resolved by the House of Representatives, the Senate concurring:

SECTION 1. When the Senate and House of Representatives adjourn on Sunday, July 20, 2003, the Senate shall adjourn to reconvene at 12:00 noon on Monday, September 15, 2003, and the House of Representatives shall adjourn to reconvene at 12:00 noon on Monday, May 10, 2004. During the session of the Senate beginning September 15, 2003, as provided in this section and adjourning again no later than September 19, 2003, as provided by Section 2 of this act, only the following matters may be considered:

- (1) Economic Development Legislation.
- (2) Civil Justice and Insurance Reform Legislation.

SECTION 2. When it adjourns on Friday, September 19, 2003, the Senate shall adjourn to reconvene at 12:00 noon on Monday, May 10, 2004, except that the adjournment may be on a date earlier than September 19, 2003, if so specified in the adjournment motion.

SECTION 3. During the regular session that reconvenes on Monday, May 10, 2004, only the following matters may be considered:

- (1) Bills directly and primarily affecting the State budget, including the budget of an occupational licensing board, for fiscal year 2004-2005, provided that the bill must be submitted to the Bill Drafting Division of the Legislative Services Office no later than 4:00 P.M. Thursday, May 20, 2004, and must be introduced in the House of Representatives or filed for introduction in the Senate no later than 4:00 P.M. Thursday, May 27, 2004.
- (2) Bills and resolutions introduced in 2003 and having passed third reading in 2003 in the house in which introduced, received in the other house in accordance with Senate Rule 41 or House Rule 31.1(d) as appropriate, and not disposed of in the other house by tabling, unfavorable committee report, indefinite postponement, or failure to pass any reading, and which do not violate the rules of the receiving house.
- (3) Bills and resolutions implementing the recommendations of:
 - a. Study commissions, authorities, and statutory commissions authorized or directed to report to the 2004 Session;
 - b. The General Statutes Commission, the Courts Commission, or any commission created under Chapter 120 of the General Statutes that is authorized or directed to report to the General Assembly;
 - c. The House Ethics Committee;
 - d. Select committees; or

e. The Joint Legislative Ethics Committee or its Advisory Subcommittee.

A bill authorized by this subdivision must be submitted to the Bill Drafting Division of the Legislative Services Office no later than 4:00 P.M. Wednesday, May 12, 2004, and must be filed for introduction in the Senate or introduced in the House of Representatives no later than 4:00 P.M. Wednesday, May 19, 2004.

- (4) Any local bill that has been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 P.M. Wednesday, May 19, 2004, is introduced in the House of Representatives or filed for introduction in the Senate by 4:00 P.M. Wednesday, May 26, 2004, and is accompanied by a certificate signed by the principal sponsor stating that no public hearing will be required or asked for by a member on the bill, the bill is noncontroversial, and that the bill is approved for introduction by each member of the House of Representatives and Senate whose district includes the area to which the bill applies.
- (5) Selection, appointment, or confirmation of members of State boards and commissions as required by law, including the filling of vacancies of positions for which the appointees were elected by the General Assembly upon recommendation of the Speaker of the House of Representatives, President of the Senate, or President Pro Tempore of the Senate.
- (6) Any matter authorized by joint resolution passed during the 2004 Regular Session by a two-thirds majority of the members of the House of Representatives present and voting and by a two-thirds majority of the members of the Senate present and voting. A bill or resolution filed in either house under the provisions of this subdivision shall have a copy of the ratified enabling resolution attached to the jacket before filing for introduction in the Senate or introduction in the House of Representatives.
- (7) A joint resolution authorizing the introduction of a bill pursuant to subdivision (6) of this section.
- (8) Any bills primarily affecting any State or local pension or retirement system, provided that the bill has been submitted to the Bill Drafting Division of the Legislative Services Office no later than 4:00 P.M. Wednesday, May 19, 2004, and is introduced in the House of Representatives or filed for introduction in the Senate no later than 4:00 P.M. Wednesday, May 26, 2004.
- (9) Joint resolutions, House resolutions, and Senate resolutions pertaining to Section 5(10) of Article III of the Constitution of North Carolina or authorized for introduction under Senate Rule 40(b) or House Rule 31(g).
- (10) A joint resolution adjourning the 2003 Regular Session, sine die.
- (11) Bills to disapprove rules under G.S. 150B-21.3.
- (12) Constitutional amendments.

SECTION 4. A bill containing no substantive provisions may not be introduced in the House of Representatives during the 2004 Regular Session.

SECTION 5. The Speaker of the House of Representatives or the President Pro Tempore of the Senate may authorize appropriate committees or subcommittees of their respective houses to meet during the interims between sessions to:

- (1) Review matters related to the State budget for the 2003-2005 biennium,
- (2) Prepare reports, including revised budgets, or
- (3) Consider any other matters as the Speaker of the House of Representatives or the President Pro Tempore of the Senate deems appropriate,

except that no committee or subcommittee of a house may consider, after the date of adjournment provided in Section 1 of this resolution and before the date of reconvening provided in Section 2 of this resolution, any bill, or proposed committee substitute for such bill, which originated in the other house. A conference committee may meet in the interim upon approval by the Speaker of the House of Representatives or the President Pro Tempore of the Senate.

SECTION 6. This resolution is effective upon ratification.
In the General Assembly read three times and ratified this the 20th day of July, 2003.

Beverly E. Perdue
President of the Senate

Richard T. Morgan
Speaker of the House of Representatives

APPENDIX B
North Carolina General Assembly
Research Division

1. **House Bills & Resolutions Not Ratified, But Received By Crossover Deadline & Not Defeated In Senate**
 2. **Senate Bills & Resolutions Introduced & Received By House In 2003, Not Ratified & Not Defeated In House**
 3. **Vetoed Bills Returned To The Originating Chamber And Referred To Committee**
- Updated September 12, 2003

LEGEND:

Bill information in normal typeface refers to the first (left most) bill on the line.
Bold-faced information refers where appropriate to the second bill from the left.
 = indicates that the bills as introduced were identical
 /R indicates that ***the bold-faced*** bill was ratified.
 /V indicates that ***the bold-faced*** bill was vetoed.

BILL	SHORT TITLE	PRIME SPONSOR	ACT	DATE	LATEST ACTION
H0011	BAN SEXUALLY EXPLICIT CONDUCT.	Stam	H	07-17-2003	Ref To Com On Rules, Calendar, and Operations of the House
H0017	SCH. CURRICULUM SHOULD INCLUDE CONSUMER EDUC.	Miller	S	04-22-2003	Ref To Com On Education/Higher Education
H0021=S0036	HIGHWAY TRUST FUND MATCH/CONTINUING BUDGET AUTH.	Crawford	S	06-25-2003	Conf Com Appointed
H0023= S0038/R	DOT TRANSIT SAFETY OVERSIGHT.	Crawford	S	04-03-2003	Ref To Com On Transportation
H0026	CAMERA DEFEATING LICENSE COVERS ILLEGAL.	Miller	S	04-23-2003	Ref To Com On Transportation
H0029	BLADENBORO SATELLITE ANNEXATIONS.	Nye	S	03-17-2003	Ref To Com On Finance
H0031	RAISE CAP ON CHARTER SCHOOLS.	Allred	S	04-28-2003	Ref to Education/Higher Education. If fav, re-ref to Appropriations/ Base Budget
H0034= S0039/R	CHARTER SCH. & STATE RETIRE. & MED. PLANS.	Luebke	S	04-09-2003	Ref To Com On Pensions & Retirement and Aging
H0057	RANDOLPH TDA.	Brubaker Culp	S	03-19-2003	Ref To Com On State Government, Local Government, and Veterans' Affairs
H0065	AUTOPSY PHOTOS NOT PUBLIC RECORD.	Ray	S	07-18-2003	Re-ref Com On Rules and Operations of the Senate
H0131= S0033/R	CONCEALED HANDGUN RECIPROCITY.	Decker Gibson Hilton Gorman	S	05-05-2003	Ref To Com On Rules and Operations of the Senate
H0142	SUNSET BEACH EROSION CONTROL.	Hill	S	04-22-2003	Ref To Com On Finance
H0147	LEFT TURN ON RED.	Gulley	S	07-10-2003	Conf Com Appointed
H0208	MANAGED CARE/HLTH BENEFITS CLARIFYING-AB.	Wright	S	05-06-2003	Re-ref Com On Rules and Operations of the Senate
H0257	UNAUTHORIZED USE OF CB EQUIPMENT.	Baker	S	05-01-2003	Ref To Com On Judiciary I

H0263= S0123/R	LUMBERTON UNSAFE BUILDINGS.	Bonner Sutton Yongue	S	03-25-2003	Ref To Com On State Government, Local Government, and Veterans' Affairs
H0271	JOB-SHARING FOR SCHOOL COUNSELORS/ STUDY	Insko Warner Lucas Glazier	S	04-30-2003	Ref To Com On Education/Higher Education
H0281=S0354	TECHNICAL CORRECTIONS ACT.	Culpepper	S	07-20-2003	Conf Com Appointed
H0303	HEALTHY, ACTIVE CHILDREN IN GRADES K-8.	Bell	S	04-30-2003	Ref To Com On Education/Higher Education
H0317	STATE ASSISTANCE TO LOW-PERFORMING LEAS.-AB	Preston Warren Bell	S	06-05-2003	Re-ref Com On Appropriations/Base Budget
H0318	CHILDREN WITH DISABILITIES/FEDERAL LAW.-AB	Preston Warren Bell	S	04-30-2003	Ref To Com On Health & Human Resources
H0319	CHARTER SCHOOL LAW CHANGES .-AB	Bonner Preston Yongue Warren	S	05-05-2003	Ref To Com On Education/Higher Education
H0339=S0603	LIFE AND HEALTH INSURANCE OMNIBUS.- AB	Wright	S	07-08-2003	Conf Com Appointed
H0345	CHARTER SCHOOLS APPROVED FOR 10 YEARS.	Gorman Parmon	S	04-22-2003	Ref To Com On Education/Higher Education
H0354= S0519/R	AMEND DISABILITY LAWS	Insko	S	07-20-2003	Passed 2nd & 3rd Reading
H0356= S0338/R	REMOVE SUNSET/MUNICIPAL ELECTRIC SERVICE	Tolson LaRoque	S	03-26-2003	Ref To Com On Commerce
H0379	EDUCATIONAL CONDITIONS TO PUNISHMENT.	Bell	S	04-02-2003	Ref To Com On Education/Higher Education
H0429	JUST COMP./LOCAL GOV. TAKING.	Culpepper	S	04-14-2003	Ref To Com On Judiciary I
H0463	UPDATE SCH. COUNSELOR JOB DESCRIPTION.	Bell	S	04-30-2003	Ref To Com On Education/Higher Education
H0506	UNC/BOG STUDENT MEMBER VOTE.	Adams Jones	S	04-23-2003	Ref To Com On Rules and Operations of the Senate
H0551= S0503/R	ATTENDANCE AGE/ELIGIBILITY/SCHOOLS FOR DEAF.	Tolson	S	04-24-2003	Ref To Com On Education/Higher Education
H0571	ROCKY MOUNT OVERGROWN VEGETATION ORDINANCE.	Daughtridge	S	04-23-2003	Ref To Com On State Government, Local Government, and Veterans' Affairs
H0635	INVISIBLE FENCE SYSTEMS--SIGNS REQUIRED.	Rayfield	S	05-05-2003	Ref To Com On Commerce
H0669	HOSPITAL LICENSURE/CRITICAL ACCESS HOSPITAL.	Wright	S	04-23-2003	Ref To Com On Health & Human Resources
H0674=S0384	DURHAM NORTHERN LOOP CORRIDOR.	Crawford Luebke Michaux Miller	S	07-20-2003	Conf Com Appointed
H0678	ELIMINATE HIGH SCHOOL EXIT EXAM.	Dickson Glazier	S	04-29-2003	Ref To Com On Education/Higher Education
H0695	TROY RED LIGHT CAMERAS.	Gibson	S	04-29-2003	Ref To Com On State Government, Local Government, and Veterans'

Affairs

H0734	DURHAM HOUSING APPEALS BOARD.	Luebke Michaux Miller	S	04-17-2003	Ref To Com On State Government, Local Government, and Veterans' Affairs
H0737	DURHAM SCHOOL RECALL ELECTION.	Miller	S	06-12-2003	Re-ref Com On State Government, Local Government, and Veterans' Affairs
H0796	PROHIBIT SALE OF DOROTHEA DIX PROPERTY.	Hackney Miner B. Allen Ross	S	04-30-2003	Ref To Com On Rules and Operations of the Senate
H0798=S0275	SECURITIES TRANSFER ON DEATH.	Moore Munford	S	05-07-2003	Re-ref Com On Finance
H0817	GUN SALE LEGAL W/CONCEALED HANDGUN PERMIT.	Sexton Hilton	S	04-30-2003	Ref To Com On Judiciary I
H0859	BOARD OF MORTUARY SCIENCE.	Adams	S	05-05-2003	Ref To Com On Rules and Operations of the Senate
H0868=S0911	IMPROVE ENVIRONMENTAL ENFORCEMENT.	Culpepper	S	05-05-2003	Ref to Agriculture/Environment/ Natural Resources. If fav, re-ref to Finance
H0888	PURCHASE FLEX/SCH TRANSPORTATION.	Moore	S	05-06-2003	Re-ref Com On Rules and Operations of the Senate
H0895	TEMP. RULES FOR GEN. CONTRS BOARD/ BIDDING.	Gibson	S	04-29-2003	Ref To Com On Commerce
H0917/V=S0685	CONFORM MORTGAGE LENDING LAWS.	Brubaker Church	H	08-27-2003	Re-ref Com On Rules, Calendar, and Operations of the House
H0943	SCHOOLS CAN'T RECOMMEND SOME MEDICATIONS.	Walend	S	05-01-2003	Ref To Com On Health & Human Resources
H0951	CREATE CIVIL NO-CONTACT PROTECTIVE ORDERS.	Hackney	S	05-05-2003	Ref To Com On Judiciary I
H0964	FURNITURE REQUIREMENTS CONTRACTS.	Warner	S	05-05-2003	Ref To Com On Commerce
H0965	FAILURE TO YIELD CAUSING DEATH OR INJURIES.	Hill	S	06-09-2003	Re-ref Com On Judiciary II
H0969	CONSTIT. AMEND./MAGISTRATES' TERMS.	Warner	S	05-05-2003	Ref To Com On Judiciary I
H0970	SCHOOL BUS DRIVER MEDICAL EVALUATIONS.	K. Williams	S	05-05-2003	Ref To Com On Transportation
H0995	PURPLE HEART PLATES-PARKING METERS.	Preston	S	05-01-2003	Ref To Com On Finance
H0996=S0959/R	MONITOR COASTAL WATER QUALITY.	Preston	S	04-24-2003	Ref To Com On Agriculture/ Environment/Natural Resources
H1043	HEALTH PROVIDER IMMUNITY/TERRORIST INCIDENTS.	Harrell	S	05-05-2003	Ref To Com On Select Committee on Insurance and Civil Justice Reform
H1046	AGGRESSIVE DRIVING.	Hackney	S	05-01-2003	Ref To Com On Judiciary I
H1047	ABOLISH ALIENATION OF AFFECTION/ CRIM. CONV.	Hackney	S	05-12-2003	Re-ref Com On Rules and Operations of the Senate
H1082=S0824/R	ENVIRONMENTAL REPORTS CONSOLIDATION.	Gibson	S	04-24-2003	Ref To Com On Agriculture/ Environment/Natural Resources
H1083=S0823	ENVIRONMENTAL TECHNICAL CORRECTIONS.	Gibson	S	04-24-2003	Ref To Com On Agriculture/ Environment/Natural Resources

H1088	CONSUMERS' RIGHT-TO-KNOW ACT.	Miller Barnhart	S	05-05-2003	Ref To Com On Commerce
H1100	PROTECT MASTER SETTLEMENT FUNDS.	Womble Parmon	H	07-17-2003	Ref To Com On Rules, Calendar, and Operations of the House
H1107	UTILIZ. REVIEW & GRIEVANCE AMENDMENTS.	C. Wilson	S	05-05-2003	Ref To Com On Commerce
H1112	AMEND ENVIRONMENTAL LAWS-2.	Gibson	S	06-25-2003	Re-ref Com On Agriculture/ Environment/Natural Resources
H1119	ELECTION LAW CHANGES - 1.	Alexander	S	05-01-2003	Ref To Com On Judiciary I
H1135	EDUCATION INSTEAD OF LONG-TERM SUSPENSION.	Nesbitt Preston L. Johnson Parmon	H	06-16-2003	Ref To Com On Rules, Calendar, and Operations of the House
H1136	JOB-SHARING PERMITTED FOR MEDIA COORDINATORS.	McLawhorn Bordsen	S	05-01-2003	Ref To Com On Education/Higher Education
H1139	JUDICIAL APPROVAL FOR PLEAS IN CERTAIN CASES.	Ellis	S	05-05-2003	Ref To Com On Judiciary I
H1146	RETAINAGE RULES/PUBLIC CONTRACTS.	Nesbitt	S	05-08-2003	Re-ref Com On Rules and Operations of the Senate
H1152	INSTALLING MV PARTS AND AIR BAGS.	Cole	S	05-05-2003	Ref To Com On Commerce
H1162	MODIFY LAW/CHARTER SCHOOL ADVISORY COMMITTEE.	Gorman Parmon	S	05-01-2003	Ref To Com On Education/Higher Education
H1166	LOCAL FLEX. REGARDING JOB SHARING IN SCHOOLS.	Nesbitt Bordsen	S	05-14-2003	Re-ref Com On Pensions & Retirement and Aging
H1203=S0787	AMEND MOTOR FUEL MARKETING ACT.	Brubaker Gibson	S	05-06-2003	Ref to Judiciary I. If fav, re-ref to Commerce. If fav, re-ref to Finance
H1207	RULES SUBJ. TO LEGISLATIVE REVIEW/ SUMMARIES.	Gibson	S	05-05-2003	Ref To Com On Judiciary I
H1211	N.C. ARBORETUM/BOARD MEMBERSHIP.	Yongue	S	04-29-2003	Ref To Com On State Government, Local Government, and Veterans' Affairs
H1213	REGULATE DEFERRED DEPOSIT.	Culpepper Grady	S	07-16-2003	Re-ref Com On Finance
H1219	CLARIFY DEF. OF DIVISIBLE PROPERTY/ EQU. DIST.	Hackney	S	05-05-2003	Ref To Com On Judiciary II
S0003=H0028	SESSION LIMITS.	Hoyle	H	02-24-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0006	BAN VIDEO POKER/ALL BUT RESERVATIONS.	Albertson	H	04-24-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0020	REGULATE PROFESSIONAL EMPLOYER ORGANIZATION.	Bingham	H	07-15-2003	Ref To Com On Finance
S0031	TEACHER CREDIT FOR EXCESS PERSONAL LEAVE.	Foxx	H	05-21-2003	Re-ref Com On Appropriations
S0034	2003 STUDIES ACT.	Gulley	H	07-20-2003	Conf Com Appointed
S0051	AMEND FRANCHISE TAX LOOPHOLE.	Clodfelter	H	07-18-2003	Conf Com Appointed
S0052	CLARIFY ALLOWANCE OF COURT COSTS.	Clodfelter	H	05-01-2003	Ref To Com On Judiciary I
S0063	PRO TEM & SPEAKER APPOINTMENTS BILL	Rand	S	07-20-2003	Re-ref Com On Rules and Operations of the Senate
S0074	TOWNSHIP ABC ELECTIONS.	Rand	H	04-30-2003	Ref To Com On Alcoholic Beverage Control

S0075	LIFE SCIENCES REVENUE BOND AUTHORITY.	Rand	H	07-20-2003	Conf Com Appointed
S0107	MV INSURERS-NO MANDATE ON NONORIGINAL PARTS.	Carpenter	H	04-24-2003	Ref To Com On Judiciary III
S0109=H1216	MOTOR VEHICLE GLASS REPAIR.	Carpenter	H	04-24-2003	Ref To Com On Judiciary III
S0137	SPECIAL OBLIGATION DEBT/PURPOSES.	Clodfelter	H	07-20-2003	Conf Com Appointed
S0161	RESTRICT COURT-ORDERED ARBITRATION.	Clodfelter	H	04-15-2003	Ref To Com On Judiciary IV
S0225	HONOR PAST MILITARY LDRS/SUPPORT MILITARY TROOPS	Brock	H	03-26-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0230=H0078	REPEAL UCC ARTICLE ON BULK SALES.	Hartsell	S	06-24-2003	Re-ref Com On Judiciary II
S0242=H0055/R	HONOR RETIRING FIREFIGHTERS.	Sloan	H	04-07-2003	Ref To Com On Ways and Means
S0243=H0182/R	NAME HALIFAX-NORTHAMPTON AIRPORT AUTHORITY.	Holloman	H	07-08-2003	Postponed To 7/29/2003
S0262=H0169	MH OVERSIGHT STUDY INTEGRATION OF CARE.	Foxx	H	03-19-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0277	EXEMPT HIGHER ED. PROPERTY.	Rand	H	05-22-2003	Ref To Com On Finance
S0291=H0466	GREENSBORO CONSTRUCT ROADS OUTSIDE CITY.	Dorsett	H	05-01-2003	Ref To Com On Local Government II
S0330	RALEIGH/HOLLY SPRGS/RUTHERFORDTON CLEAR-CUTTING.	Reeves	H	04-03-2003	Ref To Com On Local Government I
S0353=H0833	CHARITABLE SOLICITATIONS/REQUIRE DISCLOSURE.	Bingham	H	04-03-2003	Ref To Com On Ways and Means
S0359	FORSYTH CHARTER SCH/RAISE CAP.	Garrou	S	07-17-2003	Ref To Com On Rules and Operations of the Senate
S0378	311 SERVICE.	Dannelly	H	04-30-2003	Ref To Com On Public Utilities
S0384=H0674	DURHAM NORTHERN LOOP CORRIDOR.	Gulley	H	06-12-2003	Re-ref Com On Appropriations Subcommittee on Transportation
S0387=H0396/R	CHANGE NAME OF EDGECOMBE CO. SCHOOLS.	Jenkins	H	04-01-2003	Ref To Com On Local Government I
S0390	MODERNIZE JUDGMENT DOCKETING LAWS.	Hartsell	H	04-15-2003	Ref To Com On Judiciary I
S0420	WINSTON-SALEM AUTO TAX.	Garrou	H	05-15-2003	Ref To Com On Finance
S0444	TEACH PERSONAL FINANCIAL LITERACY IN SCHOOLS.	Hagan	H	04-15-2003	Ref To Com On Education
S0445=H0582/R	CLAY COUNTY DEVELOPMENT AUTHORITY.	Carpenter	H	04-17-2003	Ref To Com On Local Government I
S0460	EXTEND SUNSET/PRIVATE CORRECTIONAL OFFICERS.	Holloman	H	04-17-2003	Ref To Com On Judiciary III
S0464	MANAGING DEBT CAPACITY.	Hoyle	H	07-16-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0469	UNFAIR TRADE PRACTICES/LIFE INSURANCE SALES.	Hartsell	H	05-15-2003	Re-ref Com On Insurance
S0470	COMPENSATION OF TRUSTEES/OTHER FIDUCIARIES.	Hartsell	H	04-17-2003	Ref To Com On Judiciary IV
S0476	DURHAM TRAFFIC CONTROL MEASURES.	Gulley	H	04-17-2003	Ref To Com On Local Government II
S0486=H0478/R	AMBER ALERT.	Queen	H	04-17-2003	Ref To Com On Ways and Means
S0489=H0480/R	WILKES COMMISSIONER ELECTION.	Garwood	H	04-08-2003	Ref To Com On Local Government I
S0495	CARY CONDEMNATIONS.	Reeves	H	05-21-2003	Re-ref Com On Finance
S0498=H0581/R	ELECTROFISHING/WACCAMAW AND LUMBER RIVERS.	Soles	H	04-15-2003	Ref To Com On Wildlife Resources
S0510	SAFETY AT AUTOMATIC TELLER MACHINES.	Reeves	H	04-22-2003	Ref To Com On Financial Institutions
S0568	SUPERINTENDENT OF PUB. INSTRUCTION APPOINTED.	Gulley	H	07-16-2003	Re-ref Com On Education

S0577	ADJUST COURT JURISDICTION.	Clodfelter	H	05-01-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0582	ESTABLISH COMMISSION ON CHILDHOOD OBESITY.	Purcell	H	05-01-2003	Ref to the Com on Health and, if favorable, to the Com on Rules, Calendar, and Operations of the House
S0623	IT GAP ANALYSIS "HACK ATTACK."	Reeves	H	04-30-2003	Ref To Com On Science and Technology
S0657	TANNING SALONS/RESTRICTIONS ON USE.	Forrester	H	05-29-2003	Re-ref Com On Rules, Calendar, and Operations of the House
S0664	EXEMPT PROPERTY - EXEMPT CONSTRUCTION.	Ballantine	H	06-10-2003	Ref To Com On Finance
S0672=H1004	STRENGTHEN PUBLIC HEALTH INFRASTRUCTURE.	Hartsell	H	07-10-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0676	REVISE THE BANKING LAWS OF NORTH CAROLINA.	Hoyle	S	07-20-2003	Ref To Com On Finance
S0718	AMEND DOMESTIC VIOLENCE LAWS/TEMP. CUSTODY.	Hagan	H	05-01-2003	Ref To Com On Judiciary I
S0721	POST-ADOPTION PRIVILEGES.	Kinnaird	H	05-01-2003	Ref To Com On Judiciary II
S0722	DISPLAY OF AMERICAN FLAG.	Kinnaird	H	06-19-2003	Re-ref Com On Rules, Calendar, and Operations of the House
S0732= H0897/R	UNDERGROUND STORAGE TANK PRGM. AMENDS 2003.	Albertson	H	05-01-2003	Ref To Com On Environment and Natural Resources
S0737	CALENDAR MUST LET TEACHERS TAKE EARNED LEAVE.	Lucas	H	04-30-2003	Ref To Com On Education
S0758	MORE SM. EMPLOYER HEALTH INS. AVAILABLE.	Rand	H	04-29-2003	Ref To Com On Insurance
S0760	LOCAL CAMPAIGN FINANCE OPTIONS.	Gulley	H	07-17-2003	Ref To Com On Election Law and Campaign Finance Reform
S0796	SCHOOL BOARD/COUNTY DISPUTE RESOLUTION.	Stevens	H	04-30-2003	Ref To Com On Education
S0799	TELEPHONE SOLICITATIONS/CONSENT TO CHARGE.	Hoyle	H	04-22-2003	Ref To Com On Public Utilities
S0801	INVESTIGATE CERTAIN TELECOM. ACTIVITIES.	Hoyle	H	04-30-2003	Ref To Com On Public Utilities
S0805=H1052	CONSOLIDATE ADMINISTRATIVE FUNCTIONS.	Rand	H	05-01-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0813	CONTROLLER'S FEE.	Rand	H	04-28-2003	Ref To Com On Finance
S0823=H1083	ENVIRONMENTAL TECHNICAL CORRECTIONS.	Albertson	H	04-21-2003	Ref To Com On Environment and Natural Resources
S0846=H0871	SOLAR ENERGY SYSTEMS.	Gulley	H	05-01-2003	Re-ref Com On Judiciary IV
S0848= H0978/R	VETERINARY BD. AGREEMENTS/IMPAIRED VETS.	Gulley	H	04-28-2003	Ref To Com On Occupational Safety and Health
S0852	ORGAN DONOR ORG'S./ACCESS TO DMV RECORDS.	Metcalf	H	07-18-2003	Ref To Com On Finance
S0859	CATAWBA RIVER BASIN BI-STATE ADVISORY COMM.	Clodfelter	H	07-16-2003	Ref To Com On Environment and Natural Resources
S0867	ARSON-FIREFIGHTER INJURY/NEW BOMB OFFENSE.	Hagan	S	07-19-2003	Failed Concur In Com Sub
S0868= H0926/R	ASSAULT IN THE PRESENCE OF A CHILD.	Hagan	H	05-01-2003	Ref To Com On Judiciary III
S0886	SUN SAFETY FOR SCHOOL CHILDREN.	Carpenter	H	06-03-2003	Assigned To Education Subcommittee on Pre-School, Elementary and

Bill Number	Topic	Author	Committee	Date	Notes
S0916	PREVENT PERSONAL AND WORKPLACE VIOLENCE.	Clodfelter	H	05-05-2003	Secondary Education Re-ref Com On Judiciary I
S0931/V=H1012	NO PORTFOLIO REQUIRED/TEACHER CERTIFICATION.	Shubert	S	06-09-2003	Ref To Com On Rules and Operations of the Senate
S0944	ECONOMIC INCENTIVES/COMMITTEE CHANGES.	Hoyle	H	07-19-2003	Ref To Com On Finance
S0972=H1199	EXECUTION DELAY/STUDY.	Kinnaird	H	04-30-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0974	NOTIFICATION OF PRIVATE ROADS.	Jenkins	H	05-05-2003	Ref To Com On Judiciary IV
S0977	STUDY USE OF RESTRAINTS/SECLUSION IN SCHOOLS.	Dorsett	H	05-15-2003	Ref To Com On Rules, Calendar, and Operations of the House
S0991	CONSUMER'S RIGHT TO KNOW AND ACT.	Reeves	H	05-05-2003	Ref to the Com on State Government and, if favorable, to the Com on Judiciary II
S0992=H0967	PROTECT MASTER SETTLEMENT MONEY.	Garrou	H	05-07-2003	Re-ref Com On Rules, Calendar, and Operations of the House
S0994	SCHOOL SUSPENSION FOR SALE OF ALCOHOL/DRUG .	Garrou	H	07-15-2003	Re-ref Com On Rules, Calendar, and Operations of the House
S1008	VA-NC HIGH SPEED RAIL COMMISSION.	Gulley	H	05-21-2003	Re-ref Com On Rules, Calendar, and Operations of the House

APPENDIX C

CONSTITUTION OF NORTH CAROLINA

.....

ARTICLE III EXECUTIVE

.....

Sec. 5. Duties of Governor.

(10) Administrative reorganization. The General Assembly shall prescribe the functions, powers, and duties of the administrative departments and agencies of the State and may alter them from time to time, but the Governor may make such changes in the allocation of offices and agencies and in the allocation of those functions, powers, and duties as he considers necessary for efficient administration. If those changes affect existing law, they shall be set forth in executive orders, which shall be submitted to the General Assembly not later than the sixtieth calendar day of its session, and shall become effective and shall have the force of law upon adjournment sine die of the session, unless specifically disapproved by resolution of either house of the General Assembly or specifically modified by joint resolution of both houses of the General Assembly.

APPENDIX D

§ 150B-21.3. Effective date of rules.

(a) Temporary Rule. – A temporary rule becomes effective on the date the Codifier of Rules enters the rule in the North Carolina Administrative Code.

(b) Permanent Rule. – A permanent rule approved by the Commission becomes effective on the earlier of the thirty-first legislative day or the day of adjournment of the next regular session of the General Assembly that begins at least 25 days after the date the Commission approved the rule, unless a different effective date applies under this section. If a bill that specifically disapproves the rule is introduced in either house of the General Assembly before the thirty-first legislative day of that session, the rule becomes effective on the earlier of either the day an unfavorable final action is taken on the bill or the day that session of the General Assembly adjourns without ratifying a bill that specifically disapproves the rule. If the agency adopting the rule specifies a later effective date than the date that would otherwise apply under this subsection, the later date applies. A permanent rule that is not approved by the Commission or that is specifically disapproved by a bill enacted into law before it becomes effective does not become effective.

A bill specifically disapproves a rule if it contains a provision that refers to the rule by appropriate North Carolina Administrative Code citation and states that the rule is disapproved. Notwithstanding any rule of either house of the General Assembly, any member of the General Assembly may introduce a bill during the first 30 legislative days of any regular session to disapprove a rule that has been approved by the Commission and that either has not become effective or has become effective by executive order under subsection (c) of this section.

(c) Executive Order Exception. – The Governor may, by executive order, make effective a permanent rule that has been approved by the Commission and has not become effective under subsection (b) of this section upon finding that it is necessary that the rule become effective in order to protect public health, safety, or welfare. A rule made effective by executive order becomes effective on the date the order is issued or at a later date specified in the order. When the Codifier of Rules enters in the North Carolina Administrative Code a rule made effective by executive order, the entry must reflect this action.

A rule that is made effective by executive order remains in effect unless it is specifically disapproved by the General Assembly in a bill enacted into law on or before the day of adjournment of the regular session of the General Assembly that begins at least 25 days after the date the executive order is issued. A rule that is made effective by executive order and that is specifically disapproved by a bill enacted into law is repealed as of the date specified in the bill. If a rule that is made effective by executive order is not specifically disapproved by a bill enacted into law within the time set by this subsection, the Codifier of Rules must note this in the North Carolina Administrative Code.

(d) Legislative Day and Day of Adjournment. – As used in this section:

- (1) A "legislative day" is a day on which either house of the General Assembly convenes in regular session.
- (2) The "day of adjournment" of a regular session held in an odd-numbered year is the day the General Assembly adjourns by joint resolution for more than 10 days.
- (3) The "day of adjournment" of a regular session held in an even-numbered year is the day the General Assembly adjourns sine die.

(e) OSHA Standard. – A permanent rule concerning an occupational safety and health standard that is adopted by the Occupational Safety and Health Division of the Department of Labor and is identical to a federal regulation promulgated by the Secretary of the United States Department of Labor becomes effective on the date the Division delivers the rule to the Codifier of Rules, unless the Division specifies a later effective date. If the Division specifies a later effective date, the rule becomes effective on that date.

(f) Technical Change. – A permanent rule for which no notice or hearing is required under G.S. 150B-21.5(a)(1) through (a)(5) or G.S. 150B-21.5(b) becomes effective on the first day of the month following the month the rule is approved by the Rules Review Commission.