GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1001 APR 27 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7189-LC178(3.3)

Short Title: Exempt Old Cars/Property Tax. (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT NONCOMMERCIAL MOTOR VEHICLES MORE THAN THIRTY YEARS OLD ARE EXEMPT FROM PROPERTY TAX.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-275 is amended by adding a new subdivision to read:

"(41) A motor vehicle that is not a commercial motor vehicle as defined in G.S. 20-4.01 and that is more than 30 years old measured from January 1 of the model year indicated on the certificate of title."

Sec. 2. G.S. 105-282(a)(3) reads as rewritten:

"(3) After an owner of property entitled to exemption under G.S. 105-278.3, 105-278.4, 105-278.5, 105-278.6, 105-278.7, or 105-278.8 or exclusion under G.S. 105-275(3), (7), (12), ~~or (39),~~ (39), or (41), G.S. 105-277.1 or G.S. 105-278 has applied for exemption or exclusion and the exemption or exclusion has been approved, the owner is not required to file an application in subsequent years except in the following circumstances:

a. New or additional property is acquired or improvements are added or removed, necessitating a change in the valuation of the property; or

b. There is a change in the use of the property or the qualifications or eligibility of the taxpayer necessitating a review of the exemption or exclusion."

Sec. 3. This act is effective for taxes imposed for taxable years beginning on or after October 1, 1995. Notwithstanding the provisions of G.S. 105-282.1(a), an

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1373
LEGISLATIVE DAY 91
H1001HCS

6/30/95
2:48 PM
IN CHAIR: SPEAKER

ALLRED

EXEMPT OLD CARS/PROPERTY TAX
MOTION #2 - Rep. Allred moves that Rep. Luebke's motion to re-refer to Finance do lie upon the table

AYES - 48

ALDRIDGE	CUMMINGS	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REYNOLDS
ARNOLD	DAVIS	LINNEY	ROBINSON, G.
BERRY	DOCKHAM	MCCOMAS	ROBINSON, J.
BUCHANAN	EARLE	MCCOMBS	RUSSELL
CANSLER	EDDINS	MCMAHAN	SEXTON
CAPPS	ELLIS	MINER	SHARPE
CARPENTER	ESPOSITO	MORGAN	SHERRILL
CLARY	HAYES	NEELY	THOMPSON
COCKLEREECE	HIATT	NICHOLS	WATSON
CREECH	HOWARD	PATE	WILSON, G.
CULP	IVES	PULLEY	WOOD

NOES - 59

ADAMS	EASTERLING	LEE	RAMSEY
ALEXANDER	FITCH	LEMMOND	REDWINE
BAKER	FOX	LOCKE	RICHARDSON
BARBEE	GAMBLE	LUEBKE	ROGERS
BARNES	GARDNER	MCALLISTER	SHAW
BEALL	GRADY	MCCRARY	SUTTON
BLACK	GRAY	MCLAUGHLIN	TALLENT
BLUE	HACKNEY	MERCER	TOLSON
BOWEN	HENSLEY	MICHAUX	WARNER
BOYD-MCINTYRE	HIGHTOWER	MILLER, G.	WEATHERLY
BROWN, W.	HILL	MITCHELL	WILKINS
CHURCH	HUNT	NYE	WOMBLE
CULPEPPER	HUNTER, H.	OLDHAM	WRIGHT
CUNNINGHAM	HUNTER, R.	OWENS	YONGUE
DICKSON	HURLEY	PRESTON	

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 3

BRAWLEY	MILLER, K.	SHUBERT

NOT VOTING - 7

SPEAKER	BROWN, J.	EDWARDS	WILSON, C.
BOWIE	CRAWFORD	HOLMES	

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted]. # 1374
[redacted]ISLATIVE DAY 91
H1001HCS
[redacted]
ALLRED

6/30/95
2:52 PM
IN CHAIR: SPEAKER

EXEMPT OLD CARS/PROPERTY TAX
MOTION #3 Rep Morgan calls the previous question on Rep Wilkins motion to re-refer (to Finance)

AYES - 73

ALDRIDGE	CULPEPPER	HURLEY	PULLEY
ALLRED	CUMMINGS	IVES	RAMSEY
ARNOLD	DAUGHTRY	JUSTUS	RAYFIELD
BAKER	DAVIS	KISER	REYNOLDS
BARBEE	DICKSON	LEE	ROBINSON, G.
BEALL	EARLE	LEMMOND	ROBINSON, J.
BERRY	EDDINS	LINNEY	ROGERS
BLACK	ELLIS	MCCOMAS	RUSSELL
BOWIE	ESPOSITO	MCCOMBS	SEXTON
BROWN, W.	FOX	MCMAHAN	SHARPE
BUCHANAN	GARDNER	MERCER	SHERRILL
CANSLER	GRADY	MINER	TALLENT
CAPPS	GRAY	MITCHELL	THOMPSON
CARPENTER	HAYES	MORGAN	WATSON
CLARY	HIATT	NEELY	WEATHERLY
COCKLEREECE	HILL	NICHOLS	WILKINS
CRAWFORD	HOLMES	PATE	WILSON, G.
CREECH	HOWARD	PRESTON	WOOD
CULP			

NOES - 34

ADAMS	HACKNEY	MCCRARY	RICHARDSON
ALEXANDER	HENSLEY	MCLAUGHLIN	SHAW
BARNES	HIGHTOWER	MICHAUX	SUTTON
BLUE	HUNT	MILLER, G.	TOLSON
BOWEN	HUNTER, H.	NYE	WARNER
BOYD-MCINTYRE	HUNTER, R.	OLDHAM	WOMBLE
CUNNINGHAM	LOCKE	OWENS	WRIGHT
EASTERLING	LUEBKE	REDWINE	YONGUE
FITCH	MCALLISTER		

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 3

BRAWLEY	MILLER, K.	SHUBERT

NOT VOTING - 7

SPEAKER	CHURCH	EDWARDS	WILSON, C.
BROWN, J.	DOCKHAM	GAMBLE	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1375
LEGISLATIVE DAY 91
H1001HCS
READING 2
ALLRED

6/30/95
2:53 PM
IN CHAIR: SPEAKER

EXEMPT OLD CARS/PROPERTY TAX
MOTION #7 Rep Luebke moves to re-refer to Finance

AYES - 42

ADAMS	EASTERLING	LEE	RAMSEY
ALEXANDER	FITCH	LUEBKE	REDWINE
BARBEE	FOX	MCALLISTER	RICHARDSON
BARNES	HACKNEY	MCCRARY	SHAW
BLUE	HENSLEY	MCLAUGHLIN	SUTTON
BOWEN	HIGHTOWER	MERCER	TOLSON
BOYD-MCINTYRE	HILL	MICHAUX	WARNER
BROWN, W.	HUNT	MILLER, G.	WOMBLE
CHURCH	HUNTER, H.	OLDHAM	WRIGHT
CUNNINGHAM	HUNTER, R.	OWENS	YONGUE
EARLE	HURLEY		

NOES - 65

ALDRIDGE	CUMMINGS	KISER	RAYFIELD
ALLRED	DAUGHTRY	LEMMOND	REYNOLDS
ARNOLD	DAVIS	LINNEY	ROBINSON, G.
BAKER	DICKSON	LOCKE	ROBINSON, J.
BEALL	EDDINS	MCCOMAS	ROGERS
BERRY	ELLIS	MCCOMBS	RUSSELL
BOWIE	ESPOSITO	MCMAHAN	SEXTON
BUCHANAN	GARDNER	MINER	SHARPE
CANSLER	GRADY	MITCHELL	SHERRILL
CAPPS	GRAY	MORGAN	TALLENT
CARPENTER	HAYES	NEELY	THOMPSON
CLARY	HIATT	NICHOLS	WATSON
COCKLEREECE	HOLMES	NYE	WEATHERLY
CRAWFORD	HOWARD	PATE	WILKINS
CREECH	IVES	PRESTON	WILSON, G.
CULP	JUSTUS	PULLEY	WOOD
CULPEPPER			

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - ~~1~~ 3 Luebke

BRAWLEY MILLER, K SHUBERT

NOT VOTING - ~~9~~ 7 LV

SPEAKER	DOCKHAM	GAMBLE	~~SHUBERT~~ Luebke
BLACK	EDWARDS	~~MILLER, K.~~ Luebke	WILSON, C.
BROWN, J.			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1376
LEGISLATIVE DAY 91
H1001HCS
READING 2
ALLRED

6/30/95
2:53 PM
IN CHAIR: SPEAKER

EXEMPT OLD CARS/PROPERTY TAX
MOTION #3 Rep. Morgan calls for previous question

AYES - 67

ALDRIDGE	CREECH	HOWARD	RAYFIELD
ALLRED	CULP	IVES	REYNOLDS
ARNOLD	CUMMINGS	JUSTUS	ROBINSON, G.
BAKER	DAUGHTRY	KISER	ROBINSON, J.
BARBEE	DAVIS	LEMMOND	ROGERS
BEALL	DICKSON	LINNEY	RUSSELL
BERRY	DOCKHAM	LOCKE	SEXTON
BLACK	EDDINS	MCCOMAS	SHARPE
BOWEN	ELLIS	MCCOMBS	SHERRILL
BOWIE	ESPOSITO	MCMAHAN	TALLENT
BUCHANAN	GARDNER	MINER	THOMPSON
CANSLER	GRADY	MITCHELL	WATSON
CAPPS	GRAY	MORGAN	WEATHERLY
CARPENTER	HAYES	NEELY	WILKINS
CHURCH	HIATT	NICHOLS	WILSON, G.
COCKLEREECE	HILL	PATE	WOOD
CRAWFORD	HOLMES	PULLEY	

NOES - 38

ADAMS	FITCH	MCALLISTER	REDWINE
ALEXANDER	FOX	MCCRARY	RICHARDSON
BARNES	HACKNEY	MCLAUGHLIN	SHAW
BLUE	HENSLEY	MERCER	SUTTON
BROWN, W.	HIGHTOWER	MICHAUX	TOLSON
CLARY	HUNT	NYE	WARNER
CULPEPPER	HUNTER, H.	OLDHAM	WOMBLE
CUNNINGHAM	HUNTER, R.	OWENS	WRIGHT
EARLE	HURLEY	RAMSEY	YONGUE
EASTERLING	LUEBKE		

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 3

BRAWLEY	MILLER, K.	SHUBERT

NOT VOTING - 9

SPEAKER	EDWARDS	LEE	PRESTON
BOYD-MCINTYRE	GAMBLE	MILLER, G.	WILSON, C.
BROWN, J.			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1377
LEGISLATIVE DAY 91
H1001HCS
READING 2
ALLRED

6/30/95
2:54 PM
IN CHAIR: SPEAKER

EXEMPT OLD CARS/PROPERTY TAX

AYES - 67

ALDRIDGE	CUMMINGS	HUNTER, R.	PATE
ALLRED	DAUGHTRY	IVES	PRESTON
ARNOLD	DAVIS	KISER	PULLEY
BEALL	DICKSON	LINNEY	RAYFIELD
BERRY	DOCKHAM	LOCKE	REYNOLDS
BLACK	EDDINS	MCALLISTER	ROGERS
BOWIE	EDWARDS	MCCOMAS	RUSSELL
BROWN, W.	ELLIS	MCCOMBS	SEXTON
BUCHANAN	ESPOSITO	MCCRARY	SHARPE
CANSLER	FOX	MCMAHAN	SHERRILL
CAPPS	GARDNER	MERCER	THOMPSON
CARPENTER	GRADY	MINER	TOLSON
COCKLEREECE	HAYES	MITCHELL	WATSON
CRAWFORD	HIATT	MORGAN	WEATHERLY
CREECH	HILL	NEELY	WILSON, G.
CULP	HOLMES	NICHOLS	WOOD
CULPEPPER	HOWARD	NYE	

NOES - 41

ADAMS	EARLE	LEE	RICHARDSON
ALEXANDER	EASTERLING	LEMMOND	ROBINSON, G.
BAKER	FITCH	LUEBKE	ROBINSON, J.
BARBEE	GRAY	MCLAUGHLIN	SHAW
BARNES	HACKNEY	MICHAUX	SUTTON
BLUE	HENSLEY	MILLER, G.	TALLENT
BOWEN	HUNT	OLDHAM	WARNER
BOYD-MCINTYRE	HUNTER, H.	OWENS	WOMBLE
CHURCH	HURLEY	RAMSEY	WRIGHT
CLARY	JUSTUS	REDWINE	YONGUE
CUNNINGHAM			

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 4

BRAWLEY	HIGHTOWER	MILLER, K.	SHUBERT

NOT VOTING - 5

SPEAKER	GAMBLE	WILKINS	WILSON, C.
BROWN, J.			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[illegible] # 1449
[illegible]LATIVE DAY 93
H[illegible]1HCS

7/05/95
5:44 PM
IN CHAIR: SPEAKER

ALLRED

EXEMPT OLD CARS/PROPERTY TAX
MOTION #3 Rep Morgan [illegible] Rep. Cunn[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] amendment

AYES - 60

ALLRED	CULP	HILL	PATE
BAKER	CUMMINGS	HOLMES	PRESTON
BARBEE	DAUGHTRY	HOWARD	RAYFIELD
BERRY	DAVIS	IVES	REYNOLDS
BOWIE	DECKER	JUSTUS	ROBINSON, J.
BROWN, J.	DICKSON	KISER	RUSSELL
BROWN, W.	DOCKHAM	LEMMOND	SEXTON
BUCHANAN	EDDINS	LINNEY	SHARPE
CANSLER	ELLIS	LOCKE	SHERRILL
CAPPS	ESPOSITO	MCCOMAS	TALLENT
CARPENTER	GAMBLE	MCCOMBS	THOMPSON
CHURCH	GARDNER	MCMAHAN	WATSON
CLARY	GRADY	MITCHELL	WEATHERLY
COCKLEREECE	HAYES	MORGAN	WILKINS
CREECH	HIATT	NEELY	WILSON, C.

NOES - 44

ADAMS	CULPEPPER	LEE	RAMSEY
ALDRIDGE	CUNNINGHAM	LUEBKE	RICHARDSON
ALEXANDER	EARLE	MCALLISTER	ROBINSON, G.
ARNOLD	EASTERLING	MCCRARY	ROGERS
BARNES	FITCH	MCLAUGHLIN	SHAW
BEALL	FOX	MERCER	TOLSON
BLACK	HACKNEY	MICHAUX	WAINWRIGHT
BLUE	HENSLEY	MILLER, G.	WARNER
BOWEN	HUNT	NYE	WOMBLE
BOYD-MCINTYRE	HUNTER, H.	OLDHAM	WRIGHT
CRAWFORD	HUNTER, R.	OWENS	YONGUE

EXCUSED ABSENCE - 6

BRASWELL	MINER	REDWINE	WOOD
GRAY	PULLEY		

EXCUSED VOTE - 4

BRAWLEY	HIGHTOWER	MILLER, K.	SHUBERT

NOT VOTING - 6

SPEAKER	HURLEY	SUTTON	WILSON, G.
EDWARDS	NICHOLS		

H1001HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

BILL # 1450
LEGISLATIVE DAY 93
H1001HCS
READING 3
ALLRED
AMEND #1 Cunningham
EXEMPT OLD CARS/PROPERTY TAX
MOTION #12 Rep. Cunningham moves to suspend the rules so that he may offer an amendment (that would change title)

7/05/95
5:45 PM
IN CHAIR: SPEAKER

AYES - 46

ADAMS	EARLE	LOCKE	RAMSEY
ALEXANDER	EASTERLING	LUEBKE	RICHARDSON
BARNES	FITCH	MCALLISTER	ROGERS
BEALL	FOX	MCCRARY	SHAW
BLACK	GAMBLE	MCLAUGHLIN	SUTTON
BLUE	GRADY	MERCER	TOLSON
BOWEN	HACKNEY	MICHAUX	WAINWRIGHT
BOYD-MCINTYRE	HENSLEY	MILLER, G.	WARNER
BROWN, W.	HUNTER, H.	OLDHAM	WOMBLE
CULPEPPER	HUNTER, R.	OWENS	WRIGHT
CUMMINGS	HURLEY	PRESTON	YONGUE
CUNNINGHAM	LEE		

NOES - 60

ALDRIDGE	CRAWFORD	HOLMES	PATE
ALLRED	CREECH	HOWARD	RAYFIELD
ARNOLD	CULP	HUNT	REYNOLDS
BAKER	DAUGHTRY	IVES	ROBINSON, G.
BARBEE	DAVIS	JUSTUS	ROBINSON, J.
BERRY	DECKER	KISER	RUSSELL
BOWIE	DICKSON	LEMMOND	SEXTON
BROWN, J.	DOCKHAM	MCCOMAS	SHARPE
BUCHANAN	EDDINS	MCCOMBS	SHERRILL
CANSLER	ELLIS	MCMAHAN	TALLENT
CAPPS	ESPOSITO	MITCHELL	THOMPSON
CARPENTER	GARDNER	MORGAN	WATSON
CHURCH	HAYES	NEELY	WEATHERLY
CLARY	HIATT	NICHOLS	WILKINS
COCKLEREECE	HILL	NYE	WILSON, C.

EXCUSED ABSENCE - 6

BRASWELL	MINER	REDWINE	WOOD
GRAY	PULLEY		

EXCUSED VOTE - 4

BRAWLEY	HIGHTOWER	MILLER, K.	SHUBERT

NOT VOTING - 4

SPEAKER	EDWARDS	LINNEY	WILSON, G.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1451
[redacted]LATIVE DAY 93
[redacted]HCS
READING 3
ALLRED

7/05/95
5:45 PM
IN CHAIR: SPEAKER

EXEMPT OLD CARS/PROPERTY TAX
MOTION #3 Rep Morgan calls [illegible]

AYES - 62

ALDRIDGE	CULP	HOWARD	PRESTON
ALLRED	CUMMINGS	IVES	RAYFIELD
ARNOLD	DAUGHTRY	JUSTUS	REYNOLDS
BAKER	DAVIS	KISER	ROBINSON, G.
BARBEE	DECKER	LEMMOND	ROBINSON, J.
BERRY	DICKSON	LINNEY	ROGERS
BOWIE	DOCKHAM	MCCOMAS	RUSSELL
BROWN, J.	EDDINS	MCCOMBS	SEXTON
BROWN, W.	ELLIS	MCMAHAN	SHARPE
BUCHANAN	ESPOSITO	MITCHELL	SHERRILL
CANSLER	GARDNER	MORGAN	TALLENT
CAPPS	GRADY	NEELY	THOMPSON
CHURCH	HAYES	NICHOLS	WATSON
CLARY	HIATT	OWENS	WEATHERLY
COCKLEREECE	HILL	PATE	WILKINS
CREECH	HOLMES		

NOES - 43

ADAMS	CUNNINGHAM	LEE	RAMSEY
ALEXANDER	EARLE	LOCKE	RICHARDSON
BARNES	EASTERLING	LUEBKE	SHAW
BEALL	FOX	MCALLISTER	SUTTON
BLACK	GAMBLE	MCCRARY	TOLSON
BLUE	HACKNEY	MCLAUGHLIN	WAINWRIGHT
BOWEN	HENSLEY	MERCER	WARNER
BOYD-MCINTYRE	HUNT	MICHAUX	WOMBLE
CARPENTER	HUNTER, H.	MILLER, G.	WRIGHT
CRAWFORD	HUNTER, R.	NYE	YONGUE
CULPEPPER	HURLEY	OLDHAM	

EXCUSED ABSENCE - 6

BRASWELL	MINER	REDWINE	WOOD
GRAY	PULLEY		

EXCUSED VOTE - 4

BRAWLEY	HIGHTOWER	MILLER, K.	SHUBERT

NOT VOTING - 5

SPEAKER	FITCH	WILSON, C.	WILSON, G.
EDWARDS			

H1001HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted] # 1452
[redacted]LATIVE DAY 93
[redacted]HCS
READING 3
ALLRED

7/05/95
5:46 PM
IN CHAIR: SPEAKER

EXEMPT OLD CARS/PROPERTY TAX

AYES - 67

ALDRIDGE	CREECH	HOWARD	PRESTON
ALLRED	CULP	HUNTER, R.	RAMSEY
ARNOLD	CUMMINGS	IVES	REYNOLDS
BAKER	DAUGHTRY	JUSTUS	ROBINSON, J.
BARBEE	DAVIS	KISER	ROGERS
BEALL	DECKER	LEMMOND	RUSSELL
BERRY	DICKSON	LINNEY	SEXTON
BLACK	DOCKHAM	MCCOMAS	SHARPE
BOWEN	EDDINS	MCCOMBS	SHERRILL
BOWIE	ELLIS	MCCRARY	TALLENT
BROWN, J.	ESPOSITO	MCMAHAN	THOMPSON
BROWN, W.	GARDNER	MILLER, G.	WAINWRIGHT
BUCHANAN	GRADY	MITCHELL	WATSON
CANSLER	HAYES	MORGAN	WEATHERLY
CAPPS	HENSLEY	NEELY	WILKINS
COCKLEREECE	HIATT	NICHOLS	WILSON, C.
CRAWFORD	HOLMES	PATE	

NOES - 40

ADAMS	EARLE	LEE	RAYFIELD
ALEXANDER	EASTERLING	LOCKE	RICHARDSON
BARNES	FITCH	LUEBKE	ROBINSON, G.
BLUE	FOX	MCALLISTER	SHAW
BOYD-MCINTYRE	GAMBLE	MCLAUGHLIN	SUTTON
CARPENTER	HACKNEY	MERCER	TOLSON
CHURCH	HILL	MICHAUX	WARNER
CLARY	HUNT	NYE	WOMBLE
CULPEPPER	HUNTER, H.	OLDHAM	WRIGHT
CUNNINGHAM	HURLEY	OWENS	YONGUE

EXCUSED ABSENCE - 6

BRASWELL	MINER	REDWINE	WOOD
GRAY	PULLEY		

EXCUSED VOTE - 4

BRAWLEY	HIGHTOWER	MILLER, K.	SHUBERT

NOT VOTING - 3

SPEAKER	EDWARDS	WILSON, G.

H1001HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1001

AMENDMENT NO. 1 (one)
(to be filled in by Principal Clerk)

H1001-ALC-7/20C

Page 1 of 1

Date 7-25, 199

Sen.
Comm. Sub. [YES]
Amends Title []
Third Edition

~~Rep.~~/Sen. Ferrell

moves to amend the bill on page 1, lines 9 - 10, by deleting the phrase "private passenger vehicle as defined in G.S. 20-4.01" and substituting the phrase "motor vehicle";

and on page 1, line 22, through page 2, line 6, by rewriting the lines to read:
"its true value or five hundred dollars ($500.00).'
Sec. 2. This act is effective for taxes imposed for taxable years beginning on or after October 1, 1995."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7-25-95 (47-0) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

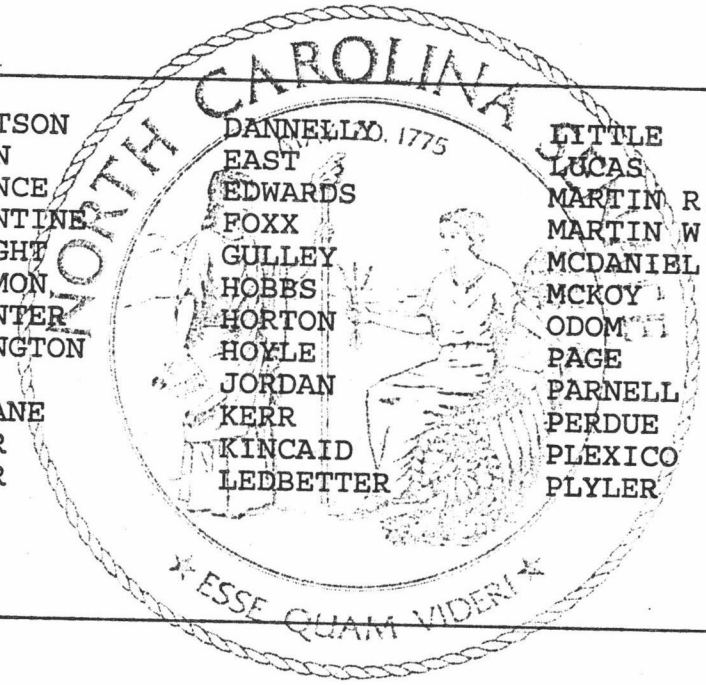
SEQ. 1431/11--11:21 AM JULY 25, 1995 LEGISLATIVE DAY 10

LT. GOVERNOR WICKER -- Presiding

ALLRED
ANTIQUE AUTO PROPERTY TAX
SENATE COM SUB/3RD EDITION

HOUSE BILL 1001

AMEND 1



AYE	47	ALBERTSON	DANNELLY	LITTLE	RAND
		ALLRAN	EAST	LUCAS	SAWYER
		BALLANCE	EDWARDS	MARTIN R.	SHAW
		BALLANTINE	FOXX	MARTIN W.	SHERRON
		BASNIGHT	GULLEY	MCDANIEL	SIMPSON
		BLACKMON	HOBBS	MCKOY	SMITH
		CARPENTER	HORTON	ODOM	SOLES
		CARRINGTON	HOYLE	PAGE	SPEED
		CLARK	JORDAN	PARNELL	WARREN
		COCHRANE	KERR	PERDUE	WEBSTER
		CONDER	KINCAID	PLEXICO	WINNER
		COOPER	LEDBETTER	PLYLER	
NO	0				

EXCUSED	1	DAVIS
NOT CAST	1	HARTSELL
ABSENT	1	FORRESTER
PAIRS	0	
AYE		
NO		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1001

AMENDMENT NO. 2 (two)
(to be filled in by Principal Clerk)

H1001-ALC-7/21

Date 7-25, 1995

Comm. Sub. [YES]
Amends Title [YES]
3rd Edition, As Amended

Sen. Odom

moves to amend the bill on page 1, line 4, by rewriting the line to read:
"PURPOSES AND TO ELIMINATE DOUBLE TAXATION OF A MOTOR VEHICLE WHEN THE OWNER MOVES AWAY AND THEN RETURNS TO THE STATE WITHIN ONE YEAR.";

and on page 1, lines 5 - 6, by adding the following new section between the lines and renumbering the remaining sections accordingly:

"Section 1. G.S. 105-187.7 reads as rewritten:

'§ 105-187.7. ~~Credit for tax paid in another state.~~ Credits.

(a) Tax Paid in Another State. -- A person who, within 90 days before applying for a certificate of title for a motor vehicle on which the tax imposed by this Article is due, has paid a sales tax, an excise tax, or a tax substantially equivalent to the tax imposed by this Article on the vehicle to a taxing jurisdiction outside this State is ~~entitled to~~ allowed a credit against the tax due under this Article for the amount of tax paid to the other jurisdiction.

(b) Tax Paid Within One Year. -- A person who applies for a certificate of title for a motor vehicle that is titled in another state but was formerly titled in this State is allowed a credit against the tax due under this Article for the amount of tax paid under this Article by that person on the same vehicle within one year before the application for a certificate of title.'";

and on page 2, line 3, by deleting the word "This" and substituting the phrase "Section 1 of this act becomes effective October 1, 1995; the remainder of this".

SIGNED Odom
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7-25-95 (44-3) FAILED _____ TABLED _____

CHANGES TITLE
Need to be MATERIAL/CONSTITUTES 1ST RDG.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1432/12--11:25 AM JULY 25, 1995 LEGISLATIVE DAY 10

LT. GOVERNOR WICKER -- Presiding

ALLRED
ANTIQUE AUTO PROPERTY TAX
SENATE COM SUB/3RD EDITION

HOUSE BILL 1001

AMEND 2

AYE	44	ALBERTSON	COOPER	LEDBETTER	RAND
		ALLRAN	DANNELLY	LITTLE	SAWYER
		BALLANCE	EAST	LUCAS	SHAW
		BALLANTINE	EDWARDS	MARTIN R.	SHERRON
		BASNIGHT	FOXX	MARTIN W.	SIMPSON
		BLACKMON	GULLEY	MCKOY	SMITH
		CARPENTER	HOBBS	ODOM	SOLES
		CARRINGTON	HORTON	PARNELL	SPEED
		CLARK	HOYLE	PERDUE	WARREN
		COCHRANE	JORDAN	PLEXICO	WEBSTER
		CONDER	KERR	PLYLER	WINNER
NO	3	KINCAID	MCDANIEL	PAGE	

EXCUSED	1	DAVIS
NOT CAST	1	HARTSELL
ABSENT	1	FORRESTER
PAIRS	0	
AYE		
NO		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

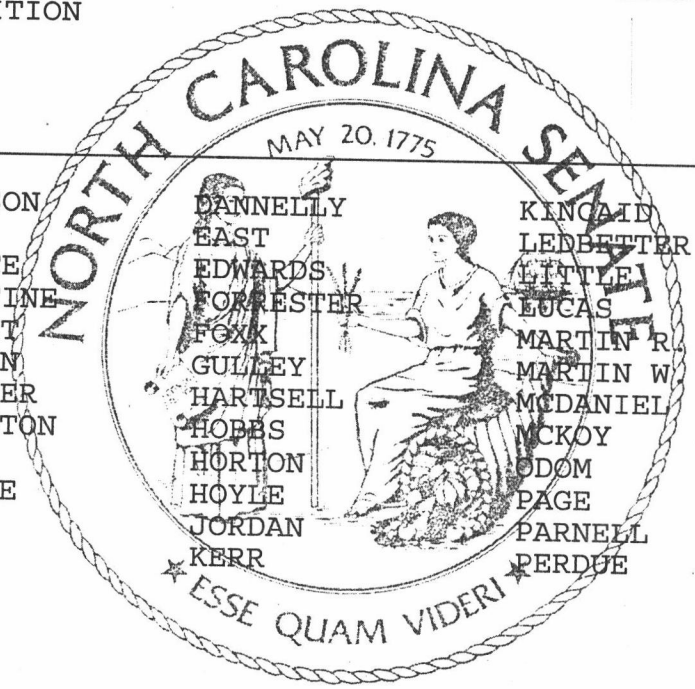
1995 SESSION

SEQ. 1435/3-- 3:21 PM JULY 26, 1995 LEGISLATIVE DAY 106

LT. GOVERNOR WICKER -- Presiding

ALLRED
ANTIQUE AUTO PROPERTY TAX
SENATE COM SUB/3RD EDITION

HOUSE BILL 1001
READING 2



AYE	47	ALBERTSON	DANNELLY	KINCAID	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	EDWARDS	LITTLE	SHAW
		BALLANTINE	FORRESTER	LUCAS	SHERRON
		BASNIGHT	FOXX	MARTIN R.	SIMPSON
		BLACKMON	GULLEY	MARTIN W.	SMITH
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR	PERDUE	
NO	0				

EXCUSED	0		
NOT CAST	2	DAVIS	SAWYER
ABSENT	1	PLEXICO	
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1474/33-- 8:51 PM JULY 27, 1995 LEGISLATIVE DAY 107

LT. GOVERNOR WICKER -- Presiding

ALLRED
ANTIQUE AUTO PROPERTY TAX
SENATE COM SUB/3RD EDITION

HOUSE BILL 1001
READING 3

AYE	43	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	KERR	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SOLES
		CARPENTER	GULLEY	MCDANIEL	SPEED
		CARRINGTON	HARTSELL	MCKOY	WARREN
		CLARK	HOBBS	ODOM	WEBSTER
		COCHRANE	HORTON	PAGE	WINNER
		CONDER	HOYLE	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	3	DAVIS	KINCAID	SIMPSON	
ABSENT	4	LITTLE	PLEXICO	SAWYER	SMITH
PAIRS	0				
AYE					
NO					

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1758
LEGISLATIVE DAY 107
H1001SCS

7/28/95
2:53 PM
IN CHAIR: SPEAKER

ALLRED

EXEMPT OLD CARS/ PROPERTY TAX
MOTION #3 – Rep. Allred calls previous question

AYES - 63

ALDRIDGE	CUMMINGS	IVES	REDWINE
ALLRED	DAUGHTRY	JUSTUS	REYNOLDS
ARNOLD	DAVIS	KISER	ROBINSON, G.
BAKER	DECKER	MCCOMAS	ROBINSON, J.
BARBEE	DICKSON	MCCOMBS	ROGERS
BERRY	DOCKHAM	MCMAHAN	RUSSELL
BOYD-MCINTYRE	EDDINS	MERCER	SEXTON
BROWN, J.	ELLIS	MITCHELL	SHARPE
BROWN, W.	ESPOSITO	MORGAN	SHERRILL
BUCHANAN	FOX	NEELY	TALLENT
CANSLER	GARDNER	NICHOLS	THOMPSON
CAPPS	GRADY	NYE	TOLSON
CARPENTER	HAYES	PATE	WARNER
CLARY	HIATT	PRESTON	WILSON, C.
COCKLEREECE	HOWARD	PULLEY	WOOD
CREECH	HUNT	RAYFIELD	

NOES - 32

ADAMS	FITCH	LINNEY	OWENS
ALEXANDER	HACKNEY	LOCKE	RAMSEY
BEALL	HENSLEY	LUEBKE	SHAW
BLACK	HILL	MCALLISTER	WATSON
CHURCH	HUNTER, H.	MCCRARY	WILKINS
CUNNINGHAM	HUNTER, R.	MCLAUGHLIN	WOMBLE
EARLE	HURLEY	MICHAUX	WRIGHT
EASTERLING	LEE	MILLER, G.	YONGUE

EXCUSED ABSENCE - 9

BARNES	CULP	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY
BRASWELL			

EXCUSED VOTE - 3

BRAWLEY	HIGHTOWER	SHUBERT

NOT VOTING - 13

SPEAKER	CULPEPPER	HOLMES	RICHARDSON
BLUE	EDWARDS	LEMMOND	SUTTON
BOWIE	GAMBLE	MINER	WILSON, G.
CRAWFORD			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1759
LEGISLATIVE DAY 107
H1001SCS

7/28/95
2:53 PM
IN CHAIR: SPEAKER

ALLRED

EXEMPT OLD CARS/ PROPERTY TAX
MOTION #11 Rep. Allred motion to concur Sen. Comm. Sub.

AYES - 59

ALDRIDGE	CULPEPPER	IVES	PULLEY
ALLRED	CUMMINGS	JUSTUS	RAYFIELD
ARNOLD	DAUGHTRY	KISER	REYNOLDS
BAKER	DAVIS	LOCKE	ROBINSON, G.
BARBEE	DECKER	MCCOMAS	ROBINSON, J.
BLACK	DICKSON	MCCOMBS	RUSSELL
BOWIE	DOCKHAM	MCMAHAN	SEXTON
BOYD-MCINTYRE	EDDINS	MILLER, G.	SHARPE
BROWN, J.	ESPOSITO	MINER	SHERRILL
BUCHANAN	GARDNER	MITCHELL	TALLENT
CANSLER	GRADY	MORGAN	THOMPSON
CAPPS	HIATT	NEELY	WILKINS
CARPENTER	HOLMES	NICHOLS	WILSON, C.
COCKLEREECE	HOWARD	PATE	WOOD
CREECH	HUNTER, R.	PRESTON	

NOES - 37

ADAMS	FOX	LINNEY	REDWINE
ALEXANDER	GAMBLE	LUEBKE	ROGERS
BEALL	HACKNEY	MCALLISTER	SHAW
BROWN, W.	HENSLEY	MCCRARY	TOLSON
CHURCH	HILL	MCLAUGHLIN	WARNER
CLARY	HUNT	MICHAUX	WATSON
CUNNINGHAM	HUNTER, H.	NYE	WOMBLE
EARLE	HURLEY	OWENS	WRIGHT
EASTERLING	LEE	RAMSEY	YONGUE
ELLIS			

EXCUSED ABSENCE - 9

BARNES	CULP	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY
BRASWELL			

EXCUSED VOTE - 3

BRAWLEY	HIGHTOWER	SHUBERT

NOT VOTING - 12

SPEAKER	CRAWFORD	HAYES	RICHARDSON
BERRY	EDWARDS	LEMMOND	SUTTON
BLUE	FITCH	MERCER	WILSON, G.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1002 APR 28 95

HOUSE PRINCIPAL CLERK

H D

HOUSE RESOLUTION DRHR9122*-LG158(4.17)

Sponsors: Representative Nichols.

Referred to:

A HOUSE RESOLUTION URGING NORTH CAROLINA'S CONGRESSIONAL DELEGATION TO MAKE EVERY EFFORT TO ENSURE THE TRANSFER OF THE F-18 AIRCRAFT WING FROM THE NAVAL AIR STATION CECIL FIELD, FLORIDA, TO THE MARINE CORPS AIR STATION CHERRY POINT, NORTH CAROLINA.

Whereas, the decision of the Base Realignment and Closure Commission to transfer the F-18 Aircraft Wing from the Naval Air Station Cecil Field in Florida to the Marine Corps Air Station Cherry Point was based on the following criteria:

(1) Marine Corps Air Station Cherry Point has higher "Military Value";

(2) Marine Corps Air Station Cherry Point selection would alleviate concerns regarding future environmental and land use problems;

(3) Marine Corps Air Station Cherry Point selection dovetails with and enhances joint navy and marine corps doctrine of employment of navy and marine corps aircraft carriers; and

(4) Naval Air Station Oceana in Virginia has a lower military value; and

Whereas, there is a new effort to transfer the F-18 Aircraft Wing to Naval Air Station Oceana rather than to Marine Corps Air Station Cherry Point, challenging the Base Realignment and Closure Commission decision; and

Whereas, this effort appears to be for political reasons not associated with the objective criteria established by the Base Realignment and Closure Commission decision; and

Whereas, the Base Realignment and Closure Commission and the Secretary of Defense's decisions clearly established the greater military value of Marine Corps Air Station Cherry Point; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1003 APR 28 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH3142-LF181(3.8)

Short Title: Domestic Violence Funds. (Public)

Sponsors: Representative Easterling.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR DOMESTIC VIOLENCE PREVENTION AND PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Administration the sum of four million dollars ($4,000,000) for the 1995-96 fiscal year and the sum of four million dollars ($4,000,000) for the 1996-97 fiscal year for the North Carolina Council for Women for the prevention of domestic violence and the continuation of domestic violence programs within the State.

These funds shall be allocated as follows:

(1) $3,900,000 for the 1995-96 fiscal year and $3,900,000 for the 1996-97 fiscal year for existing domestic violence programs and for the North Carolina Coalition Against Domestic Violence, Incorporated. These funds shall be administered in accordance with G.S. 50B-9.

(2) $100,000 for the 1995-96 fiscal year and $100,000 for the 1996-97 fiscal year for the development of new domestic violence programs. The North Carolina Council for Women may award grants of up to $60,000 per program.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

1004 APR 28 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA138-LL210(4.25)

Short Title: Triangle Native American Funds. (Public)

Sponsors: Representative Sutton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE TRIANGLE NATIVE AMERICAN SOCIETY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Triangle Native American Society, Inc., the sum of twenty thousand dollars ($20,000) for the 1995-96 fiscal year to assist in its mission to educate the general public and promote and protect the traditions and culture of Native Americans. These funds will be used to secure art and traveling exhibits, secure local and national Native American speakers, conduct workshops in the school systems, expand and sponsor public cultural events, assist with the annual fund-raiser for the Mark Ulmer Scholarship Fund, support Native American student organizations, and attend conferences and workshops.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1005 MAY -1 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5104*-LG135(3.31)

Short Title: Dispute Settlement Funds. (Public)

Sponsors: Representative Redwine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR FIFTEEN DISPUTE SETTLEMENT CENTERS ACROSS THE STATE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Administrative Office of the Courts the sum of two hundred seventy-three thousand five hundred dollars ($273,500) for the 1995-96 fiscal year for new and additional funding for 15 dispute settlement centers throughout the State.

Sec. 2. Of the funds appropriated in Section 1 of this act, twenty-five thousand dollars ($25,000) shall be allocated for new funding for the Blue Ridge Dispute Settlement Center. The remaining funds shall be allocated for additional funding as follows:

(1) $5,000 for the Alamance County Dispute Settlement Center;
(2) $25,000 for the Dispute Settlement Program of Charlotte/Mecklenburg;
(3) $10,000 for the Cumberland County Dispute Settlement Center;
(4) $10,000 for the Dispute Settlement Center of Cape Fear;
(5) $20,000 for the Dispute Settlement Center of Durham County;
(6) $13,500 for the Henderson County Dispute Settlement Center;
(7) $10,000 for the Mediation Center in Buncombe County;
(8) $20,000 for the Mediation Center of Eastern Carolina;
(9) $15,000 for the Mediation Center of Gaston County;
(10) $15,000 for Mediation Services of Forsyth County;
(11) $23,000 for Mediation Services of Guilford County;
(12) $44,000 for the Mountain Dispute Settlement Center;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

1006 MAY -1 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6141-LGQ101A(3.16)

Short Title: Fuquay-Varina Community Funds. (Public)

Sponsors: Representative Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A COMMUNITY CENTER IN THE TOWN OF FUQUAY-VARINA AND THE RENOVATION OF THE FORMER FUQUAY-VARINA ELEMENTARY SCHOOL'S GYMNASIUM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Town of Fuquay-Varina the sum of one hundred thousand dollars ($100,000) for the 1995-96 fiscal year for the construction of a community center to provide the citizens of Fuquay-Varina a facility for cultural, social, civic, and other community activities.

Sec. 2. There is appropriated from the General Fund to the Fuquay-Varina Community Development Corporation the sum of two hundred thousand dollars ($200,000) for the 1995-96 fiscal year for the renovation of the gymnasium of the former Fuquay-Varina Elementary School to be used by the citizens of Wake County, Fuquay-Varina, and surrounding areas for a variety of activities including recreation, performing arts, after school programs, summer youth programs, and drug prevention counseling.

Sec. 3. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED

1007 MAY -1 95

HOUSE PRINCIPAL CLERK D

HOUSE DRH9130-LGQ178(4.25)

Short Title: Brevard Music Center Funds. (Public)

Sponsors: Representative Ives.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENSES OF THE BREVARD MUSIC CENTER IN TRANSYLVANIA COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Brevard Music Center, Inc., a nonprofit corporation, the sum of five hundred thousand dollars ($500,000) for the 1995-96 fiscal year for capital expenses of the Brevard Music Center, which provides cultural programs that enrich Transylvania County and surrounding areas.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1008 MAY -2 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA146-LG173(4.25)

Short Title: DOCC/Literacy Funds. (Public)

Sponsors: Representatives Yongue and Lemmond.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO SUPPORT ADULT LITERACY PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Department of Community Colleges the sum of five million dollars ($5,000,000) for the 1995-96 fiscal year to expand the capacity of basic skills programs to provide services to adults.

(b) Of the funds appropriated in this act, the sum of one million eight hundred thousand dollars ($1,800,000) for the 1995-96 fiscal year shall be allocated to volunteer and community-based organizations as follows:

(1) $1,525,000 to provide a stable funding base for each volunteer and community-based organization to increase their organization capacity and quality;

(2) $200,000 to provide staff development and training, to be coordinated by North Carolina Literacy Resource Center;

(3) $75,000 to provide technical assistance to counties not served by volunteer and community-based organizations, to develop alternative literacy services for adults in the community, to be coordinated by North Carolina Literacy Resource Center.

(c) Of the funds appropriated in this act, the sum of one million two hundred thousand dollars ($1,200,000) for the 1995-96 fiscal year shall be used by the Department of Community Colleges for software development and computer equipment for volunteer and community-based organizations and to expand the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED
1009 MAY -2 95
HOUSE PRINCIPAL CLERK

D

HOUSE DRH4137-LKQ218(4.25)

Short Title: Seat Belts on New School Buses. (Public)

Sponsors: Representative Hightower.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE ALL SCHOOL BUSES AND SCHOOL ACTIVITY BUSES PURCHASED AFTER JULY 1, 1995, TO BE EQUIPPED WITH SEAT BELTS AND TO APPROPRIATE FUNDS TO EQUIP NEW SCHOOL BUSES WITH SEAT BELTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-47(24) reads as rewritten:

"(24) Purchase of Activity Buses with Local Capital Outlay Tax Funds. -- Local boards of education are authorized to purchase activity buses with local capital outlay tax funds, and are authorized to maintain these buses in the county school bus garage. Reimbursement to the State Public School Fund shall be made for all maintenance cost including labor, gasoline and oil, repair parts, tires and tubes, antifreeze, etc. Labor cost reimbursements and local funds may be used to employ additional mechanics so as to insure that all activity buses owned and operated by local boards of education are maintained in a safe mechanical condition. ~~The State Board of Education shall inspect each activity bus and recommend to the board whether the bus should be replaced but replacements will be determined by the local board of education. Such replacement~~ Replacement units for activity buses shall be financed with local funds.

Activity buses purchased after July 1, 1995, shall be equipped with seat belts for all passengers."

Sec. 2. G.S. 115C-240(c) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1010 MAY -2 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH3149-LD139(3.28)

Short Title: Respiratory Care Practice Act. (Public)

Sponsors: Representative Tolson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE RESPIRATORY CARE PRACTICE ACT.

The General Assembly of North Carolina enacts:

Section 1. Chapter 90 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 31.

"Respiratory Care Practice Act.

"**§ 90-470. Short title.**

This Article may be cited as the 'Respiratory Care Practice Act'.

"**§ 90-471. Purpose.**

The General Assembly finds that the practice of respiratory care in the State of North Carolina affects the public health, safety, and welfare and that the mandatory licensure of persons who engage in respiratory care is necessary to ensure a minimum standard of competency. It is the purpose and intent of this Article to protect the public from the unqualified practice of respiratory care and from unprofessional conduct by persons licensed pursuant to this Article.

"**§ 90-472. Definitions.**

The following definitions apply in this Article, unless the context otherwise requires:

(1) Board. -- The State Board of Medical Examiners as created by Article 1 of this Chapter.

(2) Council. -- The North Carolina Respiratory Care Advisory Council.

(3) Holder. -- An individual to whom a license has been granted by the Council.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1011 MAY -2 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7201-LDQ191(4.27)

Short Title: NCSU Turfgrass Research Funds. (Public)

Sponsors: Representative J. Brown.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE TURFGRASS PROGRAM AT NORTH CAROLINA STATE UNIVERSITY.

Whereas, the turfgrass industry in North Carolina accounts for annual economic value in excess of $1,000,000,000; and

Whereas, turfgrasses are maintained on over 2.7 million acres in North Carolina; and

Whereas, turfgrasses are found on home lawns, commercial and multifamily lawns, golf courses, roadsides, athletic fields, schools, parks, and other maintained turf areas; and

Whereas, the turfgrass program at North Carolina State University, widely recognized as the finest such program in the United States, provides the essential research and education necessary for the continued development of turfgrasses; and

Whereas, expansion of the turfgrass industry calls for additional financial support to continue this program at its current level of excellence; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of two hundred sixty thousand dollars ($260,000) for the 1995-96 fiscal year and the sum of two hundred sixty thousand dollars ($260,000) for the 1996-97 fiscal year to assist in the funding of faculty and support for turfgrass research and education at North Carolina State University.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1012 MAY -3 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7202*(5.2)

Short Title: NC A&T Agricultural Research Funds. (Public)

Sponsors: Representative Adams.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR AGRICULTURAL RESEARCH AND EXTENSION PROGRAMS AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of six hundred thousand dollars ($600,000) for the 1995-96 fiscal year for ongoing State support of agricultural research and extension programs at North Carolina Agricultural and Technical State University.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1013 MAY -3 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1211-LCX134(2.10)

Short Title: Illegal Liquor Tax. (Public)

Sponsors: Representative Kiser.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO LEVY AN EXCISE TAX ON ILLEGAL SPIRITUOUS LIQUOR, AN EXCISE TAX ON MASH, AND AN EXCISE TAX ON ILLEGAL MIXED BEVERAGES.

The General Assembly of North Carolina enacts:

Section 1. Article 2D of Chapter 105 of the General Statutes reads as rewritten:

"ARTICLE 2D.

"Schedule B-D. ~~Controlled Substance Tax.~~

"Illegal Substances Taxes.

"§ 105-113.105. Purpose.

The purpose of this Article is to levy an excise tax on persons who possess ~~controlled substances and counterfeit controlled substances~~ certain illegal substances in violation of North Carolina law and to provide that a person who possesses ~~such~~ these substances in violation of this Article is guilty of a felony. Nothing in this Article may in any manner provide immunity from criminal prosecution for a person who possesses an illegal substance.

"§ 105-113.106. Definitions.

The following definitions apply in this Article:

(1) Controlled ~~Substance.~~ substance. -- Defined in G.S. 90-87.

(2) Counterfeit ~~Controlled Substance.~~ controlled substance. -- Defined in G.S. 90-87.

(3) Dealer. -- Any of the following:

a. A person who in violation of G.S. 90-95 possesses, delivers, sells, or manufactures more than 42.5 grams of marijuana, or

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

NO. # 906
LEGISLATIVE DAY 71
H1013
READING 2
KISER

5/29/95
7:16 PM
IN CHAIR: SPEAKER

ILLEGAL LIQUOR TAX

AYES - 106

ADAMS	CUNNINGHAM	HURLEY	RAYFIELD
ALDRIDGE	DAUGHTRY	IVES	REDWINE
ALEXANDER	DAVIS	JUSTUS	REYNOLDS
ALLRED	DECKER	KISER	RICHARDSON
ARNOLD	DICKSON	LEMMOND	ROBINSON, J.
BAKER	DOCKHAM	LOCKE	ROGERS
BARBEE	EARLE	LUEBKE	RUSSELL
BEALL	EASTERLING	MCALLISTER	SEXTON
BLACK	EDDINS	MCCOMAS	SHARPE
BLUE	ELLIS	MCCOMBS	SHERRILL
BOWEN	ESPOSITO	MCCRARY	SHUBERT
BOWIE	FITCH	MCMAHAN	SUTTON
BOYD-MCINTYRE	FOX	MERCER	TALLENT
BRAWLEY	GAMBLE	MICHAUX	THOMPSON
BROWN, J.	GARDNER	MILLER, G.	TOLSON
BROWN, W.	GRADY	MILLER, K.	WAINWRIGHT
BUCHANAN	GRAY	MINER	WARNER
CANSLER	HACKNEY	MITCHELL	WATSON
CAPPS	HAYES	MORGAN	WEATHERLY
CARPENTER	HENSLEY	NEELY	WILKINS
CHURCH	HIATT	NICHOLS	WILSON, C.
CLARY	HIGHTOWER	NYE	WILSON, G.
COCKLEREECE	HILL	OWENS	WOMBLE
CRAWFORD	HOLMES	PATE	WOOD
CULP	HOWARD	PULLEY	WRIGHT
CULPEPPER	HUNT	RAMSEY	YONGUE
CUMMINGS	HUNTER, R.		

NOES - 2

CREECH	LEE

EXCUSED ABSENCE - 3

BARNES	LINNEY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	EDWARDS	MCLAUGHLIN	PRESTON
BERRY	HUNTER, H.	OLDHAM	SHAW
BRASWELL			

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

NO. # 918
LEGISLATIVE DAY 72
H1013
READING 3
KISER

5/30/95
1:46 PM
IN CHAIR: SPEAKER

ILLEGAL LIQUOR TAX

AYES - 112

ADAMS	CULP	HUNTER, R.	RAMSEY
ALDRIDGE	CULPEPPER	HURLEY	RAYFIELD
ALEXANDER	CUMMINGS	IVES	REDWINE
ALLRED	CUNNINGHAM	JUSTUS	REYNOLDS
ARNOLD	DAUGHTRY	KISER	RICHARDSON
BAKER	DAVIS	LEE	ROBINSON, J.
BARBEE	DECKER	LEMMOND	ROGERS
BARNES	DICKSON	LOCKE	RUSSELL
BEALL	DOCKHAM	LUEBKE	SEXTON
BERRY	EARLE	MCALLISTER	SHARPE
BLACK	EASTERLING	MCCOMAS	SHAW
BLUE	EDDINS	MCCOMBS	SHERRILL
BOWEN	EDWARDS	MCLAUGHLIN	SHUBERT
BOWIE	ELLIS	MCMAHAN	SUTTON
BOYD-MCINTYRE	ESPOSITO	MERCER	TALLENT
BRASWELL	FOX	MICHAUX	THOMPSON
BRAWLEY	GAMBLE	MILLER, G.	TOLSON
BROWN, J.	GARDNER	MILLER, K.	WAINWRIGHT
BROWN, W.	GRADY	MINER	WARNER
BUCHANAN	GRAY	MITCHELL	WATSON
CANSLER	HAYES	MORGAN	WEATHERLY
CAPPS	HENSLEY	NICHOLS	WILKINS
CARPENTER	HIATT	NYE	WILSON, C.
CHURCH	HIGHTOWER	OLDHAM	WILSON, G.
CLARY	HILL	OWENS	WOMBLE
COCKLEREECE	HOWARD	PATE	WOOD
CRAWFORD	HUNT	PRESTON	WRIGHT
CREECH	HUNTER, H.	PULLEY	YONGUE

NOES - 1

LINNEY

EXCUSED ABSENCE - 4

FITCH	MCCRARY	NEELY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HACKNEY	HOLMES

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED

1014 MAY -3 95

HOUSE PRINCIPAL CLERK D

HOUSE DRH2148-LK220(4.26)

Short Title: DOT Services at W. Governor's Resid. (Public)

Sponsors: Representative Sherrill.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO PROVIDE CONSTRUCTION AND MAINTENANCE SERVICES AT THE WESTERN RESIDENCE OF THE GOVERNOR.

The General Assembly of North Carolina enacts:

Section 1. G.S. 136-18(13) reads as rewritten:

"(13) The Department of Transportation ~~is authorized and empowered to~~ may construct and maintain all walkways and driveways within the Mansion Square in the City of Raleigh and the Western Residence of the Governor in the City of Asheville including the approaches connecting with the city streets, and any funds expended therefor shall be a charge against general maintenance."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1015 MAY -3 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6146-LE135A(4.5)

Short Title: Textbook Development Funds. (Public)

Sponsors: Representatives Barnes, Arnold (co-sponsors) Russell, and Oldham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF SOCIAL STUDIES TEXTBOOKS FOR GRADES FOUR THROUGH SEVEN OR TO USE TEXTBOOK FUNDS FOR THAT PURPOSE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of one million five hundred thousand dollars ($1,500,000) for the 1995-96 fiscal year and the sum of one million five hundred thousand dollars ($1,500,000) for the 1996-97 fiscal year for the production of social studies textbooks for grades four through seven by the Humanities Extension/Publications Program at North Carolina State University. Notwithstanding the provisions of Part 3 of Article 8 of Chapter 115C of the General Statutes, the State Board of Education shall make these textbooks available to all public school students in grades four through seven when they are produced.

If these funds are not appropriated by the General Assembly for the 1995-96 fiscal year or the 1996-97 fiscal year, the State Board of Education shall use funds appropriated for textbooks in the amount of one million five hundred thousand dollars ($1,500,000) for the 1995-96 fiscal year and one million five hundred thousand dollars ($1,500,000) for the 1996-97 fiscal year for this purpose.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1016

MAY -3 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1219-LL198(4.17)

Short Title: Harnett Correctional Funds. (Public)

Sponsors: Representative W. Brown.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT HARNETT CORRECTIONAL INSTITUTION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Administration, Office of State Construction, the sum of three million one hundred one thousand one hundred dollars ($3,101,100) for the 1995-96 fiscal year for the capital improvements at the Harnett Correctional Institution, to be allocated as follows:

(1) $1,563,200 for an operations building;
(2) $833,700 for an administration building;
(3) $419,500 for an electronic intrusion system;
(4) $170,000 for Chase Road completion; and
(5) $114,500 for parking.

Sec. 3. The Office of State Construction of the Department of Administration may contract for and supervise all aspects of administration, technical assistance, design, construction, or demolition of prison facilities in order to implement the providing of prison facilities under the provisions of this act.

The facilities authorized under this act shall be constructed in accordance with the provisions of general law applicable to the construction of State facilities. If the Secretary of Administration, after consultation with the Secretary of Correction, finds that the delivery of prison facilities must be expedited for good cause, the Office of State Construction of the Department of Administration shall be exempt from the following statutes and rules implementing those statutes, to the extent necessary to expedite delivery: G.S. 143-135.26, 143-128, 143-129, 143-131, 143-132, 143-134,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1017 MAY -3 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1192-LTX096A(3.28)

Short Title: Small Business Dev. Act. (Public)

Sponsors: Representatives McAllister and Linney.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR CONTRACT FINANCING AND SURETY BONDS FOR SMALL BUSINESSES THAT CONTRACT WITH GOVERNMENTAL AGENCIES.

The General Assembly of North Carolina enacts:

Section 1. Article 10 of Chapter 143B of the General Statutes is amended by adding a new Part to read:

"Part 16. Small Business Development Act.

"**§ 143B-472.40. Purpose and intent.**

The purpose and intent of this Part is to foster economic development and the creation of jobs by providing financial assistance to financially responsible small businesses that are unable to obtain adequate financing and bonding assistance in connection with contracts.

"**§ 143B-472.41. Definitions.**

The following definitions apply in this Part:

(1) Authority. -- The North Carolina Small Business Development Financing Authority created in G.S. 143B-472.42(a).

(2) Contract term. -- The term of the contract, including the maintenance or warranty period required by the contract and the period during which the surety may be liable.

(3) Secretary.-- The Secretary of the Department of Commerce.

"**§ 143B-472.42. Authority creation; powers.**

(a) Creation. -- The North Carolina Small Business Development Financing Authority is created within the Department of Commerce.

(b) Membership. -- The Authority shall consist of 11 members:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1018 MAY -3 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1226-LLX194(4.13)

Short Title: Fees for Prisoner Medical Care. (Public)

Sponsors: Representatives Wilkins and Mercer.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LOCAL GOVERNMENTS OPERATING LOCAL CONFINEMENT FACILITIES TO CHARGE FEES FOR NONEMERGENCY MEDICAL CARE PROVIDED TO PRISONERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-225(a) reads as rewritten:

"(a) Each unit that operates a local confinement facility shall develop a plan for providing medical care for prisoners in the facility. The plan

(1) Shall be designed to protect the health and welfare of the prisoners and to avoid the spread of contagious disease;

(2) Shall provide for medical supervision of prisoners and emergency medical care for prisoners to the extent necessary for their health and welfare;

(3) Shall provide for the detection, examination and treatment of prisoners who are infected with tuberculosis or venereal diseases.

The unit shall develop the plan in consultation with appropriate local officials and organizations, including the sheriff, the county physician, the local or district health director, and the local medical society. The plan must be approved by the local or district health director after consultation with the area mental health, developmental disabilities, and substance abuse authority, if it is adequate to protect the health and welfare of the prisoners. Upon a determination that the plan is adequate to protect the health and welfare of the prisoners, the plan must be adopted by the governing body.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1018
AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1018-ALL-030

Date 6/1, 1995

Comm. Sub. [ ]
Amends Title [ ]

Representative Linney

moves to amend the bill on page 2, line 2, by inserting between the words "to" and "prisoners" the word "convicted".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 6/1/95 TABLED _____
24-86 EV

CV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 955
GISLATIVE DAY 74
H1018
READING 3
WILKINS
AMEND #1 Linney
FEES FOR PRISONER MEDICAL CARE

6/01/95
1:59 PM
IN CHAIR: SPEAKER

AYES - 24

ADAMS	CANSLER	HUNTER, H.	RICHARDSON
ALLRED	CUMMINGS	IVES	ROBINSON, J.
BLUE	CUNNINGHAM	LINNEY	SHAW
BRASWELL	EARLE	MCALLISTER	SHERRILL
BRAWLEY	ELLIS	MCCRARY	WOMBLE
BROWN, W.	HENSLEY	MILLER, K.	WRIGHT

NOES - 86

ALDRIDGE	DAVIS	LEE	PULLEY
ALEXANDER	DECKER	LEMMOND	RAMSEY
ARNOLD	DOCKHAM	LOCKE	RAYFIELD
BAKER	EASTERLING	LUEBKE	REDWINE
BARBEE	EDDINS	MCCOMAS	ROBINSON, G.
BARNES	EDWARDS	MCCOMBS	ROGERS
BEALL	ESPOSITO	MCLAUGHLIN	RUSSELL
BERRY	FOX	MCMAHAN	SEXTON
BLACK	GAMBLE	MERCER	SHARPE
BOWEN	GARDNER	MICHAUX	SHUBERT
BROWN, J.	GRADY	MILLER, G.	SUTTON
BUCHANAN	GRAY	MINER	THOMPSON
CAPPS	HACKNEY	MITCHELL	TOLSON
CARPENTER	HAYES	MORGAN	WARNER
CHURCH	HIGHTOWER	NEELY	WATSON
CLARY	HILL	NICHOLS	WEATHERLY
COCKLEREECE	HOWARD	NYE	WILKINS
CRAWFORD	HUNT	OLDHAM	WILSON, C.
CREECH	HUNTER, R.	OWENS	WILSON, G.
CULP	HURLEY	PATE	WOOD
CULPEPPER	JUSTUS	PRESTON	YONGUE
DAUGHTRY	KISER		

EXCUSED ABSENCE - 5

BOWIE	DICKSON	FITCH	HIATT
BOYD-MCINTYRE			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	REYNOLDS	TALLENT	WAINWRIGHT
HOLMES			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1018
AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

H1018-ALL-031

Page 1 of 1

Date 6/1, 1995

Comm. Sub. [ ]
Amends Title [ ]

Representative Linney

moves to amend the bill on page 2, line 1, by inserting between the words "fees" and "for" the words "of not more than ~~fifteen~~ ten dollars ~~($15.00)~~ ($10.00) per incident".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/1/95 FAILED _____ TABLED _____

79-27 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S. # 956
LEGISLATIVE DAY 74
H1018
READING 3
WILKINS
AMEND #2 - Linney
FEES FOR PRISONER MEDICAL CARE

6/01/95
2:05 PM
IN CHAIR: SPEAKER

AYES - 79

ADAMS	DECKER	KISER	RAYFIELD
ALEXANDER	EARLE	LEMMOND	REDWINE
ALLRED	EASTERLING	LINNEY	RICHARDSON
BARBEE	EDDINS	LOCKE	ROBINSON, G.
BEALL	EDWARDS	LUEBKE	ROBINSON, J.
BLACK	FOX	MCALLISTER	SHAW
BOWEN	GARDNER	MCCOMBS	SHERRILL
BRASWELL	GRADY	MCCRARY	SHUBERT
BRAWLEY	GRAY	MCMAHAN	SUTTON
BROWN, W.	HACKNEY	MERCER	WAINWRIGHT
BUCHANAN	HAYES	MICHAUX	WATSON
CANSLER	HENSLEY	MILLER, K.	WEATHERLY
CARPENTER	HIGHTOWER	MITCHELL	WILKINS
CHURCH	HILL	NYE	WILSON, C.
CLARY	HOWARD	OLDHAM	WILSON, G.
COCKLEREECE	HUNT	OWENS	WOMBLE
CRAWFORD	HUNTER, H.	PATE	WOOD
CULPEPPER	HUNTER, R.	PRESTON	WRIGHT
CUMMINGS	HURLEY	PULLEY	YONGUE
CUNNINGHAM	IVES	RAMSEY	

NOES - 27

ARNOLD	CULP	JUSTUS	NICHOLS
BAKER	DAUGHTRY	LEE	ROGERS
BARNES	DAVIS	MCCOMAS	RUSSELL
BERRY	DOCKHAM	MILLER, G.	SEXTON
BROWN, J.	ELLIS	MINER	THOMPSON
CAPPS	ESPOSITO	MORGAN	TOLSON
CREECH	GAMBLE	NEELY	

EXCUSED ABSENCE - 5

BOWIE	DICKSON	FITCH	HIATT
BOYD-MCINTYRE			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	HOLMES	REYNOLDS	TALLENT
ALDRIDGE	MCLAUGHLIN	SHARPE	WARNER
BLUE			

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 957
ISLATIVE DAY 74
H1018
READING 3
WILKINS

6/01/95
2:05 PM
IN CHAIR: SPEAKER

FEES FOR PRISONER MEDICAL CARE

AYES - 108

ADAMS	CUMMINGS	IVES	PULLEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAYFIELD
ALEXANDER	DAUGHTRY	KISER	REDWINE
ALLRED	DAVIS	LEE	RICHARDSON
ARNOLD	DECKER	LEMMOND	ROBINSON, G.
BAKER	DOCKHAM	LINNEY	ROBINSON, J.
BARBEE	EARLE	LOCKE	ROGERS
BARNES	EASTERLING	LUEBKE	RUSSELL
BEALL	EDDINS	MCALLISTER	SEXTON
BERRY	EDWARDS	MCCOMAS	SHARPE
BLACK	ELLIS	MCCOMBS	SHAW
BOWEN	ESPOSITO	MCCRARY	SHERRILL
BRASWELL	FOX	MCMAHAN	SHUBERT
BRAWLEY	GAMBLE	MERCER	SUTTON
BROWN, J.	GARDNER	MICHAUX	THOMPSON
BROWN, W.	GRADY	MILLER, G.	TOLSON
BUCHANAN	GRAY	MILLER, K.	WAINWRIGHT
CANSLER	HACKNEY	MINER	WARNER
CAPPS	HAYES	MITCHELL	WATSON
CARPENTER	HENSLEY	MORGAN	WEATHERLY
CHURCH	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, C.
COCKLEREECE	HOWARD	NYE	WILSON, G.
CRAWFORD	HUNT	OLDHAM	WOMBLE
CREECH	HUNTER, H.	OWENS	WOOD
CULP	HUNTER, R.	PATE	WRIGHT
CULPEPPER	HURLEY	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 5

BOWIE	DICKSON	FITCH	HIATT
BOYD-MCINTYRE			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	HOLMES	RAMSEY	TALLENT
BLUE	MCLAUGHLIN	REYNOLDS	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

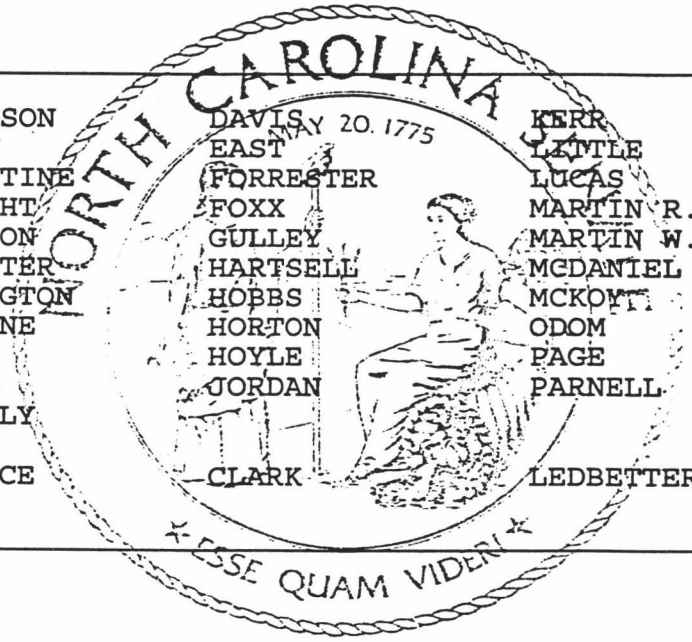
1995 SESSION

SEQ. 1165/15--10:23 AM JUNE 30, 1995 LEGISLATIVE DAY 91

LT. GOVERNOR WICKER -- Presiding

WILKINS
FEES FOR PRISONER MEDICAL CARE
2ND EDITION

HOUSE BILL 1018
READING 2



AYE	41	ALBERTSON	DAVIS	KERR	PERDUE
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANTINE	FORRESTER	LUCAS	RAND
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JORDAN	PARNELL	WINNER
		DANNELLY			
NO	3	BALLANCE	CLARK	LEDBETTER	
EXCUSED	0				
NOT CAST	3	KINCAID	PLEXICO	SOLES	
ABSENT	3	EDWARDS	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

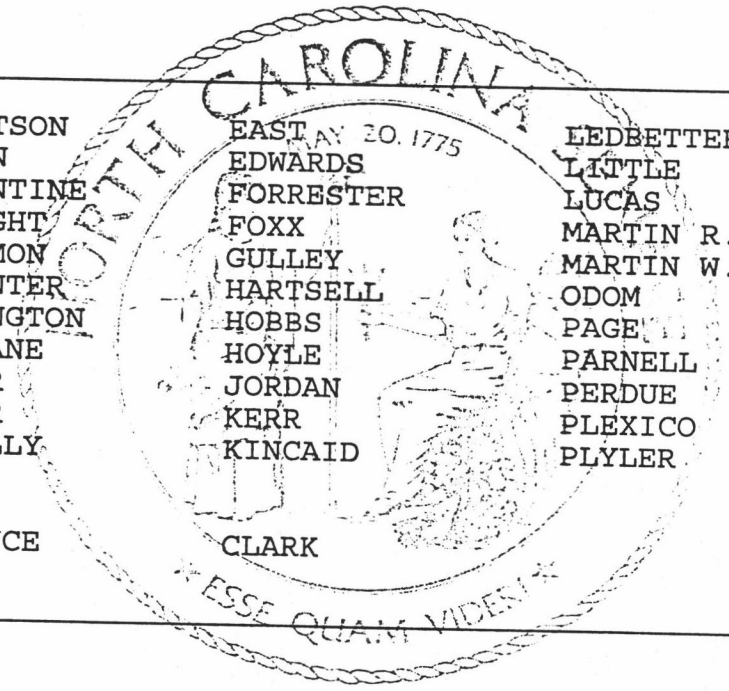
1995 SESSION

SEQ. 1187/8-- 3:20 PM JULY 5, 1995 LEGISLATIVE DAY

LT. GOVERNOR WICKER -- Presiding

WILKINS
FEES FOR PRISONER MEDICAL CARE
2ND EDITION

HOUSE BILL 1018
READING 3



AYE	45	ALBERTSON	EAST	LEDBETTER	RAND
		ALLRAN	EDWARDS	LITTLE	SAWYER
		BALLANTINE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		BLACKMON	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	ODOM	SMITH
		CARRINGTON	HOBBS	PAGE	SOLES
		COCHRANE	HOYLE	PARNELL	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WEBSTER
		DANNELLY	KINCAID	PLYLER	WINNER
		DAVIS			
NO	2	BALLANCE	CLARK		

EXCUSED	0			
NOT CAST	3	HORTON	MCDANIEL	MCKOY
ABSENT	0			
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1019

MAY -3 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7198*-LF269(1.11)

Short Title: UNC Visual Impairment Funds. (Public)

Sponsors: Representative Fox.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A TEACHER TRAINING PROGRAM IN THE FIELD OF VISUAL IMPAIRMENT.

The General Assembly of North Carolina enacts:

Section 1. The Board of Governors of The University of North Carolina shall establish a teacher training program in the field of visual impairments in order to provide appropriate instructional opportunities for children and youth of North Carolina with visual impairments.

Sec. 2. Of the funds appropriated to the Board of Governors of The University of North Carolina for the 1995-96 fiscal year, the sum of three hundred ninety-two thousand dollars ($392,000) shall be allocated for personnel and equipment, and facility, administrative, and other start-up costs for the initiation of this program.

Sec. 3. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of three hundred twenty-eight thousand dollars ($328,000) for the 1996-97 fiscal year for operating costs of this program, including personnel, equipment, and administrative and consulting costs.

Sec. 4. This program shall become part of the Board of Governor's continuation budget request.

Sec. 5. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1020 MAY -3 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA147-LLX213(4.26)

Short Title: Joint Municipal Electric Amend. (Public)

Sponsors: Representatives Eddins, Creech, and Ramsey.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLASSIFY CERTAIN JOINT MUNICIPAL POWER AGENCIES AS ELECTRIC SUPPLIERS AND TO APPLY THE FRANCHISE TAX TO CERTAIN JOINT MUNICIPAL POWER AGENCIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 62-110.2(a) reads as rewritten:

"(a) As used in this section, unless the context otherwise requires, the term:

(1) 'Premises' means the building, structure, or facility to which electricity is being or is to be furnished; provided, that two or more buildings, structures, or facilities which are located on one tract or contiguous tracts of land and are utilized by one electric consumer for commercial, industrial, institutional, or governmental purposes, shall together constitute one 'premises,' except that any such building, structure, or facility shall not, together with any other building, structure, or facility, constitute one 'premises' if the electric service to it is separately metered and the charges for such service are calculated independently of charges for service to any other building, structure, or facility; and

(2) 'Line' means any conductor for the distribution or transmission of electricity, other than

a. In the case of overhead construction, a conductor from the pole nearest the premises of a consumer to such premises, or a conductor from a line tap to such premises, and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1021 MAY -3 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1230-LG192(4.27)

Short Title: Lee Forestry Headquarters Funds. (Public)

Sponsors: Representatives W. Brown and Davis.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES, FOREST RESOURCES DIVISION, FOR THE ACQUISITION OF ADDITIONAL LAND, EQUIPMENT, AND THE CONSTRUCTION OF A FIRE CONTROL AND FOREST MANAGEMENT HEADQUARTERS IN LEE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources, Forest Resources Division, the sum of three hundred twenty-three thousand eight hundred dollars ($323,800) for the 1995-96 fiscal year to be used for the acquisitions of additional land, equipment, and the construction of a facility to serve as the Fire Control and Forest Management Headquarters for Lee County.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1022

MAY -3 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH3153-LF290(4.27)

Short Title: Early Childhood Development Funds. (Public)

Sponsors: Representative Nye.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES TO EXPAND THE "TOUCHING THE LIVES OF FAMILIES" PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources the sum of two hundred thousand dollars ($200,000) for the 1996-97 fiscal year to provide grants to expand the "Touching the Lives of Families" program, an early childhood development program that provides at-risk children ages 3 to 5 with volunteers.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1023
MAY -3 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1229-LF289(4.27)

Short Title: Senior Centers Funds. (Public)

Sponsors: Representative Nye.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES, DIVISION OF AGING, FOR CAPITAL EXPENSES OF SENIOR CENTERS THROUGHOUT THE STATE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources, Division of Aging, the sum of one million dollars ($1,000,000) for the 1995-96 fiscal year and to provide funds for Senior Centers statewide for renovations, repair, upkeep, and construction. To be eligible to receive funds, a senior center must provide a ten percent (10%) match.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH9134-LF291(4.27)

HB FILED
1024 MAY -3 95
HOUSE PRINCIPAL CLERK

D

Short Title: "Thomas S." Class Members Funds. (Public)

Sponsors: Representative Nye.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO SERVE "THOMAS S." CLASS MEMBERS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, the sum of fifteen million dollars ($15,000,000) for the 1995-96 fiscal year and to serve "Thomas S." class members. No more than ten percent (10%) of these funds shall be used for administrative costs.

Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1025 MAY -3 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH3139*-LF263(4.11)

Short Title: Braille Literacy. (Public)

Sponsors: Representative Nye.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE A DETERMINATION OF THE APPROPRIATE READING/WRITING MEDIUM FOR EACH VISUALLY IMPAIRED STUDENT AND TO APPROPRIATE FUNDS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-113 is amended by adding a new subsection to read:

"(i) The comprehensive evaluation procedures for a visually impaired student shall include an evaluation to determine the appropriate reading/writing medium for the student. This assessment shall be administered by a professional certified as a teacher of the visually impaired and shall include consideration of braille, large print, and regular print. The assessment may lead to the determination that, rather than any one of these media, a combination of any or all is the most appropriate. The Individualized Education Program (IEP) Committee shall consider this determination in making its decision, and its decision shall be included in the development of the student's Individualized Education Program. If the IEP Committee determines that braille instruction is appropriate, then the local education agency shall assure that braille instruction is provided by appropriately trained persons who have demonstrated braille competency at a level consistent with standards adopted by the Library of Congress."

Sec. 2. There is appropriated from the General Fund to the Division of Services for the Blind, Department of Human Resources, the sum of one hundred seventy-five thousand dollars ($175,000) for the 1995-96 fiscal year and the sum of one hundred seventy-five thousand dollars ($175,000) for the 1996-97 fiscal year, for

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H.B. FILED
1026 MAY -3 95
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HOUSE DRH3152-LE121(3.29)

Short Title: Sch. Central Off. Personnel Salaries. (Public)

Sponsors: Representative Cummings.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT A NEW SALARY SCHEDULE FOR CERTIFIED SCHOOL SUPERVISORS, DIRECTORS, AND COORDINATORS.

The General Assembly of North Carolina enacts:

Section 1. (a) To the extent that the State Board of Education phases in this salary schedule within funds appropriated by the General Assembly for that purpose, the following salary schedule applies to certified public school supervisors, directors, and coordinators, for the 1995-96 fiscal year:

Step	Monthly Salary
0-10	2,914
11	2,972
12	3,031
13	3,092
14	3,154
15	3,217
16	3,281
17	3,347
18	3,414
19	3,482
20	3,552
21	3,623

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H.B. FILED
1027 MAY -4 95
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H D

HOUSE DRH4138-LE159(4.25)

Short Title: School Textbook Funds. (Public)

Sponsors: Representative Sexton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE PURCHASE OF PUBLIC SCHOOL TEXTBOOKS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to State Aid to Local School Administrative Units the sum of five million dollars ($5,000,000) for the 1995-96 fiscal year and the sum of five million dollars ($5,000,000) for the 1996-97 fiscal year. The State Board of Education shall allocate these funds to local school administrative units for the purchase of textbooks.

Sec. 2. This act becomes effective July 1, 1995.

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FILED
1028 MAY -4 95
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H D

HOUSE DRHA145-LGQ195(4.27)

Short Title: NC Biotechnology Center Funds. (Public)

Sponsors: Representatives Culp, Yongue, and Mitchell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA BIOTECHNOLOGY CENTER FOR THE BUSINESS DEVELOPMENT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Biotechnology Center the sum of two million dollars ($2,000,000) for the 1995-96 fiscal year and the sum of two million dollars ($2,000,000) for the 1996-97 fiscal year for the business development program to provide seed loans to North Carolina start-up companies and bioscience companies moving to North Carolina. The North Carolina Biotechnology Center shall not use any of these funds for personnel or other overhead expenditures.

Sec. 2. This act becomes effective July 1, 1995.

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H.B. FILED 1029 MAY -4 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1228*-RT004015(4.7)

Short Title: Underground Storage Tank Amends. (Public)

Sponsors: Representative Weatherly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE THE REGULATION OF PETROLEUM UNDERGROUND STORAGE TANKS AND THE CLEANUP OF LEAKING PETROLEUM UNDERGROUND STORAGE TANKS.

The General Assembly of North Carolina enacts:

Section 1. Part 2B of Article 21A of Chapter 143 of the General Statutes is amended by adding a new section to read:

"**§ 143-215.94V. Standards for petroleum underground storage tank cleanup.**

(a) Legislative findings and intent.

(1) The General Assembly finds that:

a. The goals of the underground storage tank program are to protect human health and the environment. Maintaining the solvency of the Commercial Fund and the Noncommercial Fund is essential to these goals.

b. The sites at which discharges or releases from underground storage tanks occur vary greatly in terms of complexity, soil types, hydrogeology, other physical and chemical characteristics, current and potential future uses of groundwater, and the degree of risk that each site may pose to human health and the environment.

c. Risk-based corrective action is a process that recognizes this diversity and utilizes an approach where assessment and remediation activities are specifically tailored to the conditions and risks of a specific site.

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HOUSE DRH2142-LN164(4.21)

Short Title: Use of Eco. Dev. Funds. (Public)

Sponsors: Representative Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THAT STATE FUNDS APPROPRIATED FOR REGIONAL ECONOMIC DEVELOPMENT COMMISSIONS MAY BE USED TO PAY FEES, DUES, AND ASSESSMENTS FOR PARTICIPATION IN THE COMMISSIONS.

The General Assembly of North Carolina enacts:

Section 1. In addition to other authorized uses of State funds appropriated for development and expansion of regional economic development efforts, a county that participates in a regional economic development commission pursuant to Article 2 of Chapter 158 of the General Statutes, or pursuant to other State law, may use a portion of the county's share of the State funds allocated by the Department of Commerce to pay any fees, dues, or assessments required for the county's participation in the regional economic development commission.

Sec. 2. This act is effective upon ratification.

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H.B. FILED
1031 MAY -4 95
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H D

HOUSE DRH2152*-LG094B(3.14)

Short Title: Machining Tech. Partnership Funds. (Public)

Sponsors: Representatives Boyd-McIntyre and Adams.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR NORTH CAROLINA A & T STATE UNIVERSITY TO SUPPORT THE PIEDMONT TRIAD CENTER FOR ADVANCED MANUFACTURING AND TO THE STATE BOARD OF COMMUNITY COLLEGES TO ESTABLISH A "SEAMLESS EDUCATION PILOT PROJECT".

Whereas, there are 750 metalworking industries in the Triad area making the Piedmont Triad one of the most highly concentrated metalworking areas in the United States; and

Whereas, available information indicates that these industries cannot expand further without qualified skilled workers in machining technology; and

Whereas, the General Assembly recognizes that the availability of machining technology education and training is seriously lacking in the Piedmont Triad area which affects employment opportunities in Guilford, Forsyth, Randolph, Alamance, and surrounding counties; and

Whereas, the Piedmont Triad Center for Advanced Manufacturing (PTCAM), a cooperative partnership between North Carolina A & T State University, Guilford Technical Community College, Forsyth Technical Community College, Rockingham Community College, economic development entities, business and industry in the Piedmont Triad area, and the Guilford County Public Schools, was formed to address the problems of the manufacturing industry in the Piedmont Triad area; and

Whereas, the Piedmont Triad Center for Advanced Manufacturing has set up a number of programs including apprenticeships, internships, and cooperative

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H.B. FILED
1032 MAY -4 95
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HOUSE DRH5143-LC(5.2)

Short Title: Tax Credit Changes. (Public)

Sponsors: Representatives K. Miller, Linney, and Reynolds (Co-sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW RELATING TO TAX CREDITS.

The General Assembly of North Carolina enacts:

Section 1. This act is effective for taxable years beginning on or after January 1, 1995.

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H.B. FILED
1033 MAY -4 95
HOUSE PRINCIPAL CLERK

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HOUSE DRH6156-LE151A(4.17)

Short Title: Piedmont Triad Pilot School Project. (Public)

Sponsors: Representative Wood.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE PIEDMONT TRIAD HORIZON EDUCATION CONSORTIUM PUBLIC SCHOOL PILOT PROJECT.

The General Assembly of North Carolina enacts:

Section 1. (a) The State Board of Education may authorize a two-year pilot project to be administered through an interlocal agreement among the local school administrative units that comprise the Piedmont Triad Horizon Education Consortium. These local school administrative units are the Davidson County, Thomasville City, Lexington City, Guilford County, Forsyth County, and Randolph County School Administrative Units.

The pilot project shall consist of a learning environment in which creativity, technological sophistication, high motivation, accountability, responsiveness, and other elements that contribute to excellence in education are the norm. The pilot project shall serve students from ages four through seven in multiage groupings. No State school funds shall be used for the cost of including four-year-olds in the pilot project.

(b) Notwithstanding any other provisions of law:

(1) Students who participate in the pilot project shall receive 210 days of instruction during the school term;

(2) Teachers who participate in the pilot project shall be employed on a 12-month basis, which shall include 210 days of providing instruction and additional days for staff development;

(3) The local boards of education participating in the pilot project may use State funds appropriated for teacher assistants for certificated teachers to implement the pilot project.

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HOUSE DRH9136-LE165(4.27)

Short Title: Exceptional Children Funds. (Public)

Sponsors: Representative Preston.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR EXCEPTIONAL CHILDREN.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to State Aid to Local School Administrative Units the sum of eighteen million five hundred seventy-five thousand three hundred sixty-three dollars ($18,575,363) for the 1995-96 fiscal year and the sum of thirty-seven million one hundred fifty thousand seven hundred twenty-six dollars ($37,150,726) for the 1996-97 fiscal year to increase the funding formula for children with special needs except for academically gifted children.

Sec. 2. There is appropriated from the General Fund to State Aid to Local School Administrative Units the sum of five million seven hundred sixteen thousand six hundred thirty-seven dollars ($5,716,637) for the 1995-96 fiscal year and the sum of eleven million four hundred thirty-three thousand two hundred seventy-four dollars ($11,433,274) for the 1996-97 fiscal year to increase the funding formula for children with special needs who are academically gifted to four percent (4%) of average daily membership rather than three and nine-tenths percent (3.9%).

Sec. 3. This act becomes effective July 1, 1995.

H.B. FILED
1035 MAY -4 95
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SESSION 1995

H D

HOUSE DRH9123-LG160(4.19)

Short Title: Marine Sciences Funds. (Public)

Sponsors: Representative Preston.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA AND THE DEPARTMENT OF COMMUNITY COLLEGES FOR THE CONSTRUCTION AND IMPROVEMENT OF MARINE SCIENCES FACILITIES IN CARTERET COUNTY.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of seven million eight hundred thousand dollars ($7,800,000) for the 1995-96 fiscal year for the construction and improvements of marine sciences teaching, research, and outreach facilities in Carteret County.

(b) Of the funds appropriated in this section, the sum of six million eight hundred thousand dollars ($6,800,000) shall be shared equally by the University of North Carolina at Chapel Hill and North Carolina State University for facilities in Carteret County, including a North Carolina State University Center for Marine Sciences and Technology with a seafood processing laboratory and the University of North Carolina Sea Grant Offices, and a Marine Fisheries and Human and Environmental Health Laboratory with circulating fresh seawater and experimental ponds located at the University of North Carolina at Chapel Hill's Institute of Marine Sciences.

(c) Of the funds appropriated in this section, the sum of one million dollars ($1,000,000) shall be used for classrooms, docking facilities, and student and faculty dormitories located at the Institute of Marine Sciences.

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HOUSE DRH9124*-LGQ167(4.20)

Short Title: Metrolina Food Bank Funds. (Public)

Sponsors: Representative Earle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE METROLINA FOOD BANK, INC., FOR CAPITAL AND OPERATING EXPENSES.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Metrolina Food Bank, Inc., the sum of three hundred thousand dollars ($300,000) for the 1995-96 fiscal year for capital and operating expenses to enable the organization to better serve persons seeking emergency food assistance in the Southern Piedmont area.

Sec. 2. This act becomes effective July 1, 1995.

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SESSION 1995

H.B. FILED
1037 MAY -4 95
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HOUSE DRH2158-LGQ196A(4.27)

Short Title: Museum Magic Funds.. (Public)

Sponsors: Representative Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA MUSEUM OF HISTORY ASSOCIATES, INC., FOR THE PROMOTION OF MUSEUM MAGIC.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to The North Carolina Museum of History Associates, Inc., a nonprofit corporation, the sum of twenty thousand dollars ($20,000) for the 1995-96 fiscal year to be used to promote Museum Magic, a family event sponsored by the North Carolina State Museum of Natural Sciences, the North Carolina Museum of Art, and the North Carolina Museum of History to be held July 21 - 22, 1995. The family event will promote the Triangle area by showcasing the State's folklife through exhibits, craft demonstrations, and other entertainment.

Sec. 2. This act becomes effective July 1, 1995.

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1038 MAY -4 95
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H D

HOUSE DRH9139-LL133A(3.6)

Short Title: Regional Prisons Act of 1995/Funds. (Public)

Sponsors: Representative Pate.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE ESTABLISHMENT OF SIX NEW REGIONAL CORRECTIONAL FACILITIES TO CONSOLIDATE THE POPULATIONS OF PRISON FIELD UNITS WITHIN THE DEPARTMENT OF CORRECTION, TO PROVIDE FOR THE CONTRACTING OF PRIVATE PRISONS, TO PROVIDE FOR ANY SUITABLE FACILITIES REMAINING AT THE FIELD UNITS AFTER CONSOLIDATION TO BE USED TO HOUSE PRISONERS ON WORK RELEASE, AND TO PROVIDE THAT PROFITS FROM PRISON ENTERPRISES NOW GOING TO THE GENERAL FUND SHALL BE USED TO ASSIST IN THE OPERATION OF THESE WORK RELEASE FACILITIES.

The General Assembly of North Carolina enacts:

Section 1. The Department of Correction shall consolidate the populations of prison field units into six new regional prison facilities. The field units consolidated shall include those units that the Government Performance Audit Committee, the Governor, and the General Assembly have recommended be closed. Of the six new facilities, one medium custody 700-bed unit and two close custody 700-bed units shall be constructed with funds appropriated to the Office of State Construction of the Department of Administration in Section 5 of this act. The remaining three facilities shall be 700-bed medium custody facilities provided pursuant to contracts between the Department of Correction and private for-profit or nonprofit firms for the provision and operation of confinement facilities, as authorized in Section 4 of this act.

Sec. 2. The Department of Correction shall provide for any suitable facilities at any of the prison field units consolidated pursuant to this act to be made

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HOUSE DRH3148*-LD179(4.25)

Short Title: Duplin Community Center Funds. (Public)

Sponsors: Representative Watson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A CIVIC CENTER TO BE LOCATED AT THE JAMES SPRUNT COMMUNITY COLLEGE IN DUPLIN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Duplin County the sum of one million five hundred thousand dollars ($1,500,000) for the 1995-96 fiscal year for construction of a meeting and civic center to be located on the campus of the James Sprunt Community College in Duplin County. The funds appropriated in this act shall be matched dollar-for-dollar by funds from the James Sprunt Community College.

Sec. 2. This act becomes effective July 1, 1995.

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HOUSE DRH9128-LG182(4.26)

Short Title: School Nurses/Funds. (Public)

Sponsors: Representative Watson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO STATE AID TO LOCAL SCHOOL ADMINISTRATIVE UNITS FOR SCHOOL NURSES.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to State Aid to Local School Administrative Units the sum of seven million eight hundred sixty-eight thousand eight hundred dollars ($7,868,800) for the 1995-96 fiscal year and the sum of seven million eight hundred sixty-eight thousand eight hundred dollars ($7,868,800) for the 1996-97 fiscal year for school nurses. The State Board of Education shall allocate these funds on the basis of one position for each 3,000 students in a local school administrative unit, with a minimum of one position per county. The State Board of Education shall make these funds available to a local school administrative unit only after the unit has developed a School Health Plan for the use of the funds in collaboration with the local health department and local health care providers.

(b) Local school administrative units may use these funds to contract with local health departments or other public or private providers for school nursing services.

(c) School nurses in these positions, or contract providers, shall provide for:

(1) Identification and management of children with special needs;

(2) Emergency care for illness and injury;

(3) Supervision of prescribed treatments and administration of medicines; and

(4) Other nursing services included in the School Health Plan.

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HOUSE DRH2153-LE079A(2.28)

Short Title: Model Plans for Public Schools. (Public)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO DEVELOP OR PURCHASE MODEL PLANS FOR PUBLIC SCHOOLS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-341(3) reads as rewritten:

"(3) Architecture and Engineering:

a. To examine and approve all plans and specifications for the construction or renovation of:

1. All State buildings; and

2. All community college buildings requiring the estimated expenditure for construction or repair work for which public bidding is required under G.S. 143-129

prior to the awarding of a contract for such work; and to examine and approve all changes in those plans and specifications made after the contract for such work has been awarded.

b. To prepare preliminary studies and cost estimates and otherwise to assist all agencies in the preparation of requests for appropriations for the construction or renovation of all State buildings.

c. To supervise the letting of all contracts for the design, construction or renovation of all State buildings and all community college buildings whose plans and specifications

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1042 MAY -4 95

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HOUSE DRH3160-LKQ224(4.27)

Short Title: O'Neal-Rockwood Connector Study. (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE DEPARTMENT OF TRANSPORTATION TO CONDUCT AN ENVIRONMENTAL IMPACT STUDY OF THE O'NEAL-ROCKWOOD CONNECTOR IN THE CITY OF BURLINGTON.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the Highway Fund to the Department of Transportation the sum of five thousand dollars ($5,000) for the 1995-96 fiscal year for the Department of Transportation to conduct an environmental impact study of the proposed O'Neal-Rockwood Connector in the City of Burlington.

The Department of Transportation shall report the results of this environmental impact study to the 1996 Session of the General Assembly before beginning construction of the O'Neal-Rockwood Connector project.

Sec. 2. This act becomes effective July 1, 1995.

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L043 MAY -4 95
HOUSE PRINCIPAL CLERK

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HOUSE DRH7207-LFX281(4.26)

Short Title: Full Employment Prog./Funds. (Public)

Sponsors: Representative Howard.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE FULL EMPLOYMENT PROGRAM FOR RECIPIENTS OF AID TO FAMILIES WITH DEPENDENT CHILDREN (AFDC) AND FOOD STAMPS, TO PROVIDE A NEW EMPLOYER TAX CREDIT AND TO APPROPRIATE FUNDS.

The General Assembly of North Carolina enacts:

Section 1. This act appropriates funds, reduces appropriations, and provides a tax credit, all to implement this act.

Sec. 2. This act is effective upon ratification.

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LO44 MAY -4 95
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HOUSE DRHA149-LG130(3.29)

Short Title: NC A & T Classroom Funds. (Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR PLANNING A NEW CLASSROOM AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of one million four hundred thousand dollars ($1,400,000) for the 1995-96 fiscal year for planning a new classroom building that would be part of a three-building complex to support administrative, instructional, laboratory, and faculty needs for the College of Arts and Sciences, School of Business and Economics, and the Academic Advisory Counsel Center at North Carolina Agricultural and Technical State University.

Sec. 2. This act becomes effective July 1, 1995.

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H.B. FILED
1045 MAY -4 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1239-LL060A(1.27)

Short Title: 28-Year Retirement Window. (Public)

Sponsors: Representatives Black, Grady, Preston, and Warner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A ONE-YEAR WINDOW FOR RETIREMENT BY MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM WITH UNREDUCED BENEFITS AFTER COMPLETING TWENTY-EIGHT YEARS OF SERVICE AND TO APPROPRIATE FUNDS TO IMPLEMENT THE ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-5 is amended by adding a new subsection to read:

"(b16) Window Retirement Allowance of Members Retiring on or after July 1, 1995, but before July 1, 1996. -- Upon retirement from service in accordance with subsection (a) or (a1) above, on or after July 1, 1995, but before July 1, 1996, a member shall receive the following service retirement allowance:

(1) A member who is a law enforcement officer or an eligible former law enforcement officer shall receive a service retirement allowance computed as follows:

a. If the member's service retirement date occurs on or after his 55th birthday, and completion of five years of creditable service as a law enforcement officer, or after the completion of 28 years of creditable service, the allowance shall be equal to one and seventy-three hundredths percent (1.73%) of his average final compensation, multiplied by the number of years of his creditable service.

b. If the member's service retirement date occurs on or after his 50th birthday and before his 55th birthday with 15 or more years of creditable service as a law enforcement officer

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H.B. FILED
1046 MAY -4 95
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HOUSE DRH6161-LG197(4.27)

Short Title: Industrial Commission Funds. (Public)

Sponsors: Representative Weatherly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR CAPITAL PROJECTS AND OTHER EXPENSES OF THE INDUSTRIAL COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Commerce the sum of two million three hundred seventy-five thousand dollars ($2,375,000) for the 1995-96 fiscal year and the sum of two million three hundred seventy-five thousand dollars ($2,375,000) for the 1996-97 fiscal year for capital projects and other expenses of the Industrial Commission. These funds shall be allocated for each fiscal year as follows:

(1) $1,850,000 to complete electronic document system;
(2) $175,000 for medical fee revision assistance;
(3) $150,000 to upgrade the telephone system; and
(4) $200,000 to provide for moving into adequate office space and designing of work areas.

Sec. 2. This act becomes effective July 1, 1995.

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1047

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HOUSE PRINCIPAL CLERK

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HOUSE DRH7209-LG198(4.27)

Short Title: Expand Industrial Comm Staff/Funds. (Public)

Sponsors: Representative Weatherly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE TO EXPAND THE STAFF OF THE INDUSTRIAL COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Commerce the sum of six hundred seventy-five thousand seventy-eight dollars ($675,078) for the 1995-96 fiscal year and the sum of six hundred seventy-five thousand seventy-eight dollars ($675,078) for the 1996-97 fiscal year to provide additional staff to the Industrial Commission, to be allocated for each fiscal year as follows:

(1) $166,841 for six legal secretarial positions;
(2) $139,534 for five claims examiner positions;
(3) $95,616 for three administrative assistant positions;
(4) $170,514 for four agency legal specialist positions;
(5) $78,066 for three dockets records clerk positions; and
(6) $24,507 for a receptionist position.

Sec. 2. This act becomes effective July 1, 1995.

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H.B. FILED
1048 MAY -4 95
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H D

HOUSE DRHA148-LF010A(4.23)

Short Title: AFDC-EA Funds. (Public)

Sponsors: Representative Easterling.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE AID TO FAMILIES WITH DEPENDENT CHILDREN - EMERGENCY ASSISTANCE (AFDC-EA) PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Social Services, Department of Human Resources, the sum of two million one hundred twenty-eight thousand seven hundred fifty dollars ($2,128,750) for the 1995-96 fiscal year and the sum of two million one hundred twenty-eight thousand seven hundred fifty dollars ($2,128,750) for the 1996-97 fiscal year for the Aid to Families With Dependent Children - Emergency Assistance (AFDC-EA) Program.

Sec. 2. This act becomes effective July 1, 1995.

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H.B. FILED

1049 MAY -4 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH9137-LD185(4.26)

Short Title: Environmental Protection Improvements. (Public)

Sponsors: Representatives H. Hunter, Cummings, and Fitch.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE NORTH CAROLINA ENVIRONMENTAL POLICY ACT, TO IMPROVE PUBLIC NOTICE REQUIREMENTS CONCERNING SITING DECISIONS AND OTHER ENVIRONMENTAL DECISIONS, TO EXPAND THE APPEAL RIGHTS OF PERSONS LIVING IN AREAS AFFECTED BY ENVIRONMENTAL DECISIONS, AND TO DIRECT ACTIONS OF STATE AGENCIES TO IMPROVE PUBLIC ACCESS TO INFORMATION, AND TO ADDRESS ENVIRONMENTAL JUSTICE ISSUES AFFECTING MINORITY COMMUNITIES AND LOW-INCOME COMMUNITIES.

The General Assembly of North Carolina enacts:

Section 1. Section 113A-4(2) reads as rewritten:

"(2) Every State agency shall include in every recommendation or report on any action involving expenditure of public moneys or use of public land for projects and programs significantly affecting the quality of the environment of this State, a detailed statement by the responsible official setting forth the following:

a. The environmental impact of the proposed action;

b. Any significant adverse environmental effects which cannot be avoided should the proposal be implemented;

c. Mitigation measures proposed to minimize the impact;

d. Alternatives to the proposed action;

e. The relationship between the short-term uses of the environment involved in the proposed action and the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1050
MAY -4 95
HOUSE PRINCIPAL CLERK

H D

HOUSE JOINT RESOLUTION DRHJR4149-LB(5.3)

Sponsors: Representative Davis.

Referred to:

A JOINT RESOLUTION REPEALING A JOINT RESOLUTION CALLING FOR A FEDERAL CONSTITUTIONAL CONVENTION TO PROPOSE A BALANCED BUDGET AMENDMENT.

Whereas, Resolution 5, Session Laws of 1979, called on Congress to call a Constitutional Convention for the purpose of considering an amendment to the Constitution of the United States requiring a balanced federal budget; and

Whereas, there is concern that such a convention could not be restricted to the purpose for which it is called, and such a convention could propose radical changes to other parts of our Constitution;

Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

Section 1. Resolution 5, Session Laws of 1979, is repealed.

Sec. 2. The Secretary of State shall send a copy of this resolution and Resolution 5, Session Laws of 1979, to the Clerk of the United States House of Representatives, the Secretary of the United States Senate, and the North Carolina Congressional Delegation.

Sec. 3. This resolution is effective upon ratification.

H.B. FILED
1051 MAY -4 95
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH2156-LG175A(4.25)

Short Title: Study Ability Grouping/Tracking. (Public)

Sponsors: Representative Cunningham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON THE EDUCATION INSTRUCTION PRACTICE OF ABILITY GROUPING AND TRACKING OF STUDENTS AND TO APPROPRIATE FUNDS FOR ITS IMPLEMENTATION.

The General Assembly of North Carolina enacts:

Section 1. The Study Commission on the Education Instruction Practice of Ability Grouping and Tracking of Students is created. The purpose of the Commission shall be to (i) identify and examine the education instruction practice of ability grouping and tracking of students according to their perceived abilities; (ii) assess whether these practices are beneficial to the education achievement of students; (iii) examine the reasons why these practices are used by schools and teachers; (iv) use the information obtained to develop means for improving the delivery of educational services to students; and (v) recommend to the General Assembly the human and economic resources necessary to guarantee each and every student a meaningful opportunity to reach his or her full potential.

Sec. 2. (a) The Commission shall consist of 16 members:

(1) Four Senators appointed by the President Pro Tempore of the Senate;

(2) Four Representatives appointed by the Speaker of the House of Representatives;

(3) Four members of the public appointed by the President Pro Tempore of the Senate; and

(4) Four members appointed by the Speaker of the House of Representatives.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1052 MAY -4 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH3161-LF282(4.26)

Short Title: AFDC Emp./Workfare/Funds. (Public)

Sponsors: Representative Howard.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE RECIPIENTS OF AID TO FAMILIES WITH DEPENDENT CHILDREN (AFDC) TO PARTICIPATE IN EMPLOYMENT/WORKFARE AND TO APPROPRIATE FUNDS.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of Chapter 108A of the General Statutes is amended by inserting a new Part to read:

"Part 5A. AFDC Employment/Workfare Program.

"**§ 108A-53.10. AFDC Employment/Workfare.**

(a) The General Assembly finds that all eligible Aid to Families with Dependent Children (AFDC) recipients shall participate in an employment/workfare program.

(b) Effective July 1, 1995, the Department of Human Resources shall, jointly with the Employment Security Commission, establish the AFDC Employment/Workfare Program.

Effective October 1, 1995, the Department shall begin the operation of the AFDC Employment/Workfare Program by notifying all current AFDC recipients and applicants for AFDC assistance that all AFDC recipients are required to participate in the AFDC Employment/Workfare Program if not declared exempt. After that date, the Department shall ensure that all applicants for AFDC assistance are notified that all AFDC recipients are required to participate if not declared exempt.

The Employment/Workfare Program shall consist of three major components:

(1) Job Search;

(2) Job Preparedness; and

(3) Community Service.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1052

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1052-ALB-1

Page 1 of 1

Date June 30, 1995

Comm. Sub. [YES]
Amends Title []
Second Edition

Rep. Howard

moves to amend the bill on page 1, line 12,
by deleting "July 1, 1995", and substituting "August 1, 1995"

SIGNED Julie C Howard
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/30/95 FAILED _____ TABLED _____

110-0 CV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1382
LEGISLATIVE DAY 91
H1052HCS
READING 2
HOWARD
AMEND #1 - Howard
AID TO FAM. W. DEPE. CHILD. EMPL./WORKF. etc.

6/30/95
3:00 PM
IN CHAIR: SPEAKER

AYES - 110

ADAMS	CUNNINGHAM	IVES	PRESTON
ALDRIDGE	DAUGHTRY	JUSTUS	RAMSEY
ALEXANDER	DAVIS	KISER	RAYFIELD
ALLRED	DICKSON	LEE	REDWINE
ARNOLD	DOCKHAM	LEMMOND	REYNOLDS
BAKER	EARLE	LINNEY	RICHARDSON
BARBEE	EASTERLING	LOCKE	ROBINSON, G.
BARNES	EDDINS	LUEBKE	ROBINSON, J.
BEALL	EDWARDS	MCALLISTER	RUSSELL
BERRY	ELLIS	MCCOMAS	SEXTON
BLACK	ESPOSITO	MCCOMBS	SHARPE
BLUE	FITCH	MCCRARY	SHERRILL
BOWIE	FOX	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SUTTON
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, W.	GRADY	MICHAUX	THOMPSON
BUCHANAN	HACKNEY	MILLER, G.	TOLSON
CANSLER	HAYES	MILLER, K.	WARNER
CAPPS	HENSLEY	MINER	WATSON
CARPENTER	HIATT	MITCHELL	WEATHERLY
CHURCH	HIGHTOWER	MORGAN	WILKINS
CLARY	HILL	NEELY	WILSON, C.
COCKLEREECE	HOLMES	NICHOLS	WILSON, G.
CRAWFORD	HOWARD	NYE	WOMBLE
CREECH	HUNT	OLDHAM	WOOD
CULP	HUNTER, H.	OWENS	WRIGHT
CULPEPPER	HUNTER, R.	PATE	YONGUE
CUMMINGS	HURLEY		

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BROWN, J.	PULLEY	SHAW
BOWEN	GRAY	ROGERS	

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1383
LEGISLATIVE DAY 91
H1052HCS
READING 2
HOWARD

6/30/95
3:07 PM
IN CHAIR: SPEAKER

AID TO FAM. W. DEPE. CHILD. EMPL./WORKF. etc.

AYES - 99

ALDRIDGE	DAUGHTRY	JUSTUS	PULLEY
ALEXANDER	DAVIS	KISER	RAMSEY
ALLRED	DICKSON	LEE	RAYFIELD
ARNOLD	DOCKHAM	LEMMOND	REDWINE
BAKER	EDDINS	LINNEY	REYNOLDS
BARBEE	EDWARDS	LOCKE	RICHARDSON
BEALL	ELLIS	LUEBKE	ROBINSON, G.
BERRY	ESPOSITO	MCALLISTER	ROBINSON, J.
BLACK	FOX	MCCOMAS	RUSSELL
BLUE	GAMBLE	MCCOMBS	SEXTON
BOWEN	GARDNER	MCCRARY	SHARPE
BOWIE	GRADY	MCLAUGHLIN	SHERRILL
BRAWLEY	GRAY	MCMAHAN	SHUBERT
BROWN, W.	HAYES	MERCER	TALLENT
BUCHANAN	HENSLEY	MILLER, G.	THOMPSON
CANSLER	HIATT	MILLER, K.	TOLSON
CAPPS	HIGHTOWER	MINER	WARNER
CARPENTER	HILL	MITCHELL	WATSON
CLARY	HOLMES	NEELY	WEATHERLY
COCKLEREECE	HOWARD	NICHOLS	WILKINS
CRAWFORD	HUNT	NYE	WILSON, C.
CULP	HUNTER, H.	OLDHAM	WILSON, G.
CULPEPPER	HUNTER, R.	OWENS	WOOD
CUMMINGS	HURLEY	PATE	YONGUE
CUNNINGHAM	IVES	PRESTON	

NOES - 8

ADAMS	EARLE	FITCH	WOMBLE
BOYD-MCINTYRE	EASTERLING	HACKNEY	WRIGHT

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CHURCH	MORGAN	SHAW
BARNES	CREECH	ROGERS	SUTTON
BROWN, J.	MICHAUX		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1053 MAY -4 95 HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA136-RB002(4.1)

Short Title: No Sales Tax on Drugs Sold to Drs. (Public)

Sponsors: Representative Sharpe.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT FROM SALES AND USE TAX PRESCRIPTION DRUGS SOLD TO PHYSICIANS AND DENTISTS FOR USE IN TREATING THEIR PATIENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.13 is amended by adding a new subdivision to read:

"(13b) Sales of prescription drugs to a person to be used by a physician or dentist in treating a patient."

Sec. 2. G.S. 105-164.3 is amended by adding a new subdivision to read:

"(11a) 'Prescription drug' has the same meaning as in G.S. 106-121."

Sec. 3. This act becomes effective September 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED 1054 MAY -4 95 HOUSE PRINCIPAL CLERK D

HOUSE DRH4158-LK216(4.19)

Short Title: State Fire and Rescue Commission. (Public)

Sponsors: Representative Buchanan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AFFECT THE MEMBERSHIP OF THE STATE FIRE AND RESCUE COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-78-1 reads as rewritten:

"**§ 58-78-1. State Fire and Rescue Commission created; membership.**

(a) There is created the State Fire and Rescue Commission of the Department, which shall be composed of 14 voting members to be appointed as follows:

(1) The Commissioner shall appoint ~~eleven~~ twelve members, two from nominations submitted by the North Carolina State Firemen's Association, one from nominations submitted by the North Carolina Association of Fire Chiefs, one from nominations submitted by the Professional Fire Fighters of North Carolina Association, one from nominations submitted by the North Carolina Society of Fire Service Instructors, one from nominations submitted by the North Carolina Association of County Fire Marshals, one from nominations submitted by the North Carolina Fire Marshal's Association, two from nominations submitted by the North Carolina Association of Rescue and Emergency Medical Services, Inc., one mayor or other elected city official nominated by the President of the League of Municipalities, one county commissioner nominated by the President of the Association of County Commissioners, and one from the public at large;

(2) The Governor shall appoint one member from the public at large; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1055 MAY -8 95

HOUSE PRINCIPAL CLERK

H D

HOUSE JOINT RESOLUTION DRHJR2155*-LG168A(4.24)

Sponsors: Representative Alexander.

Referred to:

A JOINT RESOLUTION RECOGNIZING THE ONE HUNDREDTH YEAR OF WOMEN SERVING IN STATE LEGISLATURES AND THE MANY CONTRIBUTIONS WOMEN SERVING OR FORMERLY SERVING, IN VARIOUS CAPACITIES IN THE GENERAL ASSEMBLY OF THE STATE OF NORTH CAROLINA HAVE MADE TO OUR LEGISLATIVE PROCESS, AND HONORING NORTH CAROLINA'S WOMEN LEGISLATORS WHO ARE NOW DECEASED.

Whereas, the National Foundation for Women Legislators, Inc., which serves as the educational arm of the National Order of Women Legislators, the oldest professional association for women legislators in the country, is coordinating state, regional, and national celebrations to commemorate the 100th year of women serving in state legislatures; and

Whereas, women state legislators were elected to serve before American women had the universal right to vote; and

Whereas, in January 1895, the first three women were sworn in to serve as state legislators; and

Whereas, the members of the General Assembly recognize the 100th year of women in state legislatures; and

Whereas, the General Assembly proudly recognizes the women who are currently serving and the women who have formerly served in the legislature from across the State for their outstanding contributions and accomplishments as America's true "Timeless Pioneers"; and

Whereas, the celebration of this centennial will elevate public knowledge and awareness of women in State history; and

Whereas, the women legislators have served diligently, enthusiastically, and have devoted most of their lives to their communities, and to our great State; and

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1091
LEGISLATIVE DAY 81
HJR1055
READING 2
ALEXANDER

6/14/95
2:01 PM
IN CHAIR: SPEAKER

RECOGNIZ. THE 100TH YEAR OF WOMEN SERV. etc

AYES - 112

SPEAKER	CUMMINGS	IVES	PULLEY
ADAMS	CUNNINGHAM	JUSTUS	RAMSEY
ALDRIDGE	DAUGHTRY	KISER	RAYFIELD
ALEXANDER	DAVIS	LEE	REDWINE
ALLRED	DECKER	LEMMOND	REYNOLDS
ARNOLD	DICKSON	LINNEY	RICHARDSON
BAKER	DOCKHAM	LOCKE	ROBINSON, G.
BARBEE	EARLE	LUEBKE	ROBINSON, J.
BARNES	EASTERLING	MCALLISTER	ROGERS
BEALL	EDDINS	MCCOMAS	RUSSELL
BERRY	EDWARDS	MCCOMBS	SEXTON
BLACK	ELLIS	MCCRARY	SHERRILL
BLUE	FITCH	MCLAUGHLIN	SHUBERT
BOWEN	FOX	MCMAHAN	SUTTON
BOWIE	GAMBLE	MERCER	TALLENT
BOYD-MCINTYRE	GARDNER	MICHAUX	THOMPSON
BRASWELL	GRADY	MILLER, G.	TOLSON
BRAWLEY	GRAY	MILLER, K.	WAINWRIGHT
BROWN, J.	HACKNEY	MINER	WARNER
BROWN, W.	HAYES	MITCHELL	WATSON
BUCHANAN	HENSLEY	MORGAN	WEATHERLY
CANSLER	HIATT	NEELY	WILKINS
CAPPS	HIGHTOWER	NICHOLS	WILSON, C.
CARPENTER	HILL	NYE	WILSON, G.
CLARY	HOWARD	OLDHAM	WOMBLE
COCKLEREECE	HUNT	OWENS	WOOD
CRAWFORD	HUNTER, H.	PATE	WRIGHT
CULP	HURLEY	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	CULPEPPER	HOLMES	SHARPE
CREECH	ESPOSITO		

EXCUSED VOTE - 0

NOT VOTING - 2

HUNTER, R.	SHAW

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED

1056

MAY -8 95

HOUSE PRINCIPAL CLERK

HOUSE JOINT RESOLUTION DRHJR4159-LG194(4.27)

Sponsors: Representatives Robinson and Earle.

Referred to:

A JOINT RESOLUTION SUPPORTING THE REPUBLIC OF CHINA ON TAIWAN'S PARTICIPATION IN THE UNITED NATIONS AND OTHER INTERNATIONAL FORUMS SUCH AS MULTILATERAL TRADE ASSOCIATIONS AND HUMANITARIAN RELIEF ORGANIZATIONS.

Whereas, while the People's Republic of China has been allowed participation in the United Nations, the Republic of China has been denied representation; and

Whereas, there are precedents in place in the United Nations for parallel representation of divided countries; and

Whereas, the Republic of China on Taiwan deserves representation in the United Nations and in other international forums such as multilateral trade associations and humanitarian relief organizations as the People's Republic of China; and

Whereas, in recent years, the Republic of China on Taiwan has had a substantial increase in its foreign trade, and advances in its industrial technology have enabled the Republic of China on Taiwan to become one of the emerging industrial countries; and

Whereas, a democratic, multiparty political system has been smoothly established in the Republic of China on Taiwan in recent years; and

Whereas, the direct role of the Republic of China on Taiwan in international development programs and humanitarian relief operations has expanded significantly during the past decade, often in close coordination with our nation's own such efforts; and

Whereas, the Republic of China on Taiwan's 21 million people deserve the right to participate in international political, economic, and cultural activities;

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1166
LEGISLATIVE DAY 83
RE: 056HCS
READING 2
ROBINSON, G.

6/19/95
8:43 PM
IN CHAIR: SPEAKER

HONORING THE MEMORY OF CHIANG, CHING-KUO etc.

AYES - 99

ADAMS	CULPEPPER	HURLEY	PULLEY
ALEXANDER	CUMMINGS	IVES	RAMSEY
ALLRED	CUNNINGHAM	JUSTUS	RAYFIELD
ARNOLD	DAUGHTRY	KISER	REYNOLDS
BARBEE	DAVIS	LEE	RICHARDSON
BEALL	DECKER	LEMMOND	ROBINSON, G.
BERRY	DICKSON	LOCKE	ROBINSON, J.
BLACK	DOCKHAM	LUEBKE	ROGERS
BLUE	EARLE	MCCOMAS	RUSSELL
BOWEN	EASTERLING	MCCOMBS	SEXTON
BOWIE	EDDINS	MCCRARY	SHARPE
BOYD-MCINTYRE	EDWARDS	MCLAUGHLIN	SHAW
BRASWELL	ELLIS	MCMAHAN	SHERRILL
BRAWLEY	ESPOSITO	MICHAUX	SHUBERT
BROWN, J.	FITCH	MILLER, G.	TALLENT
BROWN, W.	FOX	MILLER, K.	TOLSON
BUCHANAN	GARDNER	MINER	WARNER
CANSLER	GRADY	MITCHELL	WATSON
CAPPS	HAYES	MORGAN	WEATHERLY
CHURCH	HIATT	NEELY	WILKINS
CLARY	HIGHTOWER	NICHOLS	WILSON, G.
COCKLEREECE	HILL	NYE	WOMBLE
CRAWFORD	HOLMES	OLDHAM	WOOD
CREECH	HOWARD	OWENS	YONGUE
CULP	HUNTER, H.	PRESTON	

NOES - 1

ALDRIDGE

EXCUSED ABSENCE - 7

CARPENTER	REDWINE	THOMPSON	WILSON, C.
HUNTER, R.	SUTTON	WAINWRIGHT	

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	GRAY	HUNT	MERCER
BAKER	HACKNEY	LINNEY	PATE
BARNES	HENSLEY	MCALLISTER	WRIGHT
GAMBLE			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED

1057 MAY -9 95

HOUSE PRINCIPAL CLERK D

HOUSE JOINT RESOLUTION DRHJR3156-LG146A(4.6)

Sponsors: Representative Hurley.

Referred to:

A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY TAX ISSUES RELATING TO PUBLIC AND PRIVATE RETIREMENT BENEFITS AND TO STATE AND LOCAL GOVERNMENTS.

Whereas, it is necessary to assure the taxpayers of this State that they are getting the best services for their money; and

Whereas, a study is needed to examine the appropriate functions of State and local governments, sources of funding, and the tax structure; and

Whereas, fairness and equity of the tax burden on retired citizens would be an important part of such a study;

Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

Section 1. The Legislative Research Commission is authorized to study tax issues relating to public and private retirement benefits and State and local revenue structures. The Commission may:

(1) Consider whether the State should equalize income tax treatment of State and federal government retirement benefits as compared to private retirement benefits and whether the State should provide comparable income tax treatment of pensions for private retirees;

(2) Examine State and local revenue structures;

(3) Investigate the relationship between the State and units of local government; and

(4) Study other issues it deems necessary to carry out its purpose.

Sec. 2. The Commission may call upon the Department of Revenue and any other appropriate department to cooperate with it in its study.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED 1058 MAY 10 95 HOUSE PRINCIPAL CLERK D

HOUSE DRH9138-LC253(4.20)

Short Title: Truck Tax Conforming Changes. (Public)

Sponsors: Representative McComas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CONFORMING CHANGES TO THE TAX LAW IN LIGHT OF FEDERAL LAW PREEMPTING STATE REGULATION OF MOST MOTOR FREIGHT CARRIERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-333(10) reads as rewritten:

"(10) 'Motor freight carrier company' means a ~~public service~~ company engaged in the business of transporting property by motor vehicle for hire over the public highways of this State as ~~herein provided.~~ provided in this subdivision:

a. As to interstate carrier companies domiciled in North Carolina, this ~~definition shall include~~ term includes carriers who regularly transport property by tractor trailer to or from one or more terminals owned or leased by the carrier outside this State or two or more terminals inside this State. For purposes of appraisal and allocation only, the ~~definition shall also include~~ term also includes a North Carolina interstate carrier ~~which~~ that does not have a terminal outside this State but whose operations outside the State are sufficient to require the payment of ad valorem taxes on a portion of the value of the rolling stock of ~~such~~ the carrier to taxing units in one or more other states.

b. As to interstate carrier companies domiciled outside this State, this ~~definition shall include~~ term includes carriers who regularly transport property by tractor trailer to or from one

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1058

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1058-ARS-001

Date May 31, 1995

Comm. Sub. [ ]
Amends Title [ ]

Representative

moves to amend the bill on page 2, line 24, by adding between the words "~~include~~" and "term" the word "the".

SIGNED C Buchanan
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/31/95 FAILED _____ TABLED _____

VV

D Mucha

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 1057
LEGISLATIVE DAY 79
H1058
READING 2
MCCOMAS

6/12/95
7:31 PM
IN CHAIR: SPEAKER

TRUCK TAX CONFORMING CHANGES

AYES - 107

ADAMS	CULPEPPER	HUNTER, R.	PRESTON
ALDRIDGE	CUMMINGS	HURLEY	PULLEY
ALEXANDER	DAUGHTRY	IVES	RAMSEY
ALLRED	DAVIS	KISER	RAYFIELD
ARNOLD	DECKER	LEE	REDWINE
BAKER	DICKSON	LEMMOND	REYNOLDS
BARBEE	DOCKHAM	LINNEY	RICHARDSON
BARNES	EARLE	LOCKE	ROBINSON, G.
BEALL	EASTERLING	LUEBKE	ROBINSON, J.
BERRY	EDDINS	MCALLISTER	ROGERS
BLACK	EDWARDS	MCCOMAS	RUSSELL
BLUE	ELLIS	MCCOMBS	SEXTON
BOWEN	ESPOSITO	MCCRARY	SHAW
BOWIE	FOX	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SHUBERT
BRASWELL	GARDNER	MERCER	SUTTON
BRAWLEY	GRADY	MICHAUX	TALLENT
BROWN, J.	GRAY	MILLER, G.	TOLSON
CANSLER	HACKNEY	MILLER, K.	WARNER
CAPPS	HAYES	MINER	WATSON
CARPENTER	HENSLEY	MITCHELL	WEATHERLY
CHURCH	HIATT	MORGAN	WILKINS
CLARY	HIGHTOWER	NEELY	WILSON, C.
COCKLEREECE	HILL	NYE	WILSON, G.
CRAWFORD	HOLMES	OLDHAM	WOMBLE
CREECH	HOWARD	OWENS	YONGUE
CULP	HUNT	PATE	

NOES - 0

EXCUSED ABSENCE - 6

BROWN, W.	NICHOLS	THOMPSON	WAINWRIGHT
BUCHANAN	SHARPE		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	FITCH	JUSTUS	WRIGHT
CUNNINGHAM	HUNTER, H.	WOOD	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1116/11--11:16 AM JUNE 28, 1995 LEGISLATIVE DAY 89

LT. GOVERNOR WICKER -- Presiding

MCCOMAS
TRUCK TAX CONFORMING CHANGES
2ND EDITION

HOUSE BILL 1058
READING 2

AYE 50

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR
KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO
PLYLER
RAND
SAWYER
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1059 MAY 10 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2162-LC265(5.4)

Short Title: No Sales Tax on Pay Phones. (Public)

Sponsors: Representative Cocklereece.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT LOCAL PAY PHONE SERVICES FROM SALES TAX.

The General Assembly of North Carolina enacts:

Section 1. G. S. 105-164.4(a)(4a) reads as rewritten:

"(4a) The rate of three percent (3%) applies to the gross receipts derived by a utility from sales of electricity, piped natural gas, or local telecommunications service as defined by G.S. 105-120(e). Gross receipts from sales of piped natural gas shall not include natural gas expansion surcharges imposed under G.S. 62-158. Gross receipts from sales of local telecommunications service shall not include receipts from service provided by means of public coin, coinless, or key-operated pay telephone instruments. A person who operates a utility is considered a retailer under this Article."

Sec. 2. This act becomes effective July 1, 1995, and applies to sales made on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1060 MAY 10 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7218-LR185(4.27)

Short Title: City-County Taxation/Finance. (Public)

Sponsors: Representative McComas.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE GENERAL STATUTES RELATING TO THE CONSOLIDATION OF CITIES AND COUNTIES AND CONSOLIDATED CITY-COUNTY TAXATION AND FINANCE.

The General Assembly of North Carolina enacts:

Section 1. Chapter 160B of the General Statutes is amended by adding a new Article to read:

"ARTICLE 1A.

"Consolidated City-County Powers and Governance.

"§ 160B-2.1. Powers of consolidated city-county.

(a) A consolidated city-county shall have and may exercise the powers, duties, functions, rights, privileges, and immunities granted to:

(1) A county by general law, throughout its jurisdiction; and

(2) A city by general law, within an urban service district.

(b) Outside the boundaries of an urban service district, the consolidated city-county shall have and may exercise the same powers, duties, functions, rights, privileges, and immunities granted to a city by general law that can be exercised outside of city boundaries.

"§ 160B-2.2. Organizational meeting; preparation of budget.

The governing board of a consolidated city-county shall have its first organizational meeting as provided in the charter or applicable local acts of the General Assembly, but not later than the first business day on or following the effective date of the consolidation. Unless otherwise provided, the organizational meeting shall be held at 12:00 noon at the regular meeting place of the previous board of county commissioners. Prior to the effective date of consolidation, any interim governing

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1276
ISLATIVE DAY 89
H1060HCS
READING 2
MCCOMAS

6/28/95
10:23 AM
IN CHAIR: SPEAKER

CITY-COUNTY TAXATION/FINANCE

AYES - 111

ADAMS	DAUGHTRY	JUSTUS	RAYFIELD
ALDRIDGE	DAVIS	KISER	REDWINE
ALEXANDER	DECKER	LEE	REYNOLDS
ARNOLD	DICKSON	LEMMOND	RICHARDSON
BAKER	DOCKHAM	LINNEY	ROBINSON, G.
BARBEE	EARLE	LOCKE	ROBINSON, J.
BARNES	EASTERLING	LUEBKE	ROGERS
BEALL	EDDINS	MCALLISTER	RUSSELL
BERRY	ELLIS	MCCOMAS	SEXTON
BLACK	ESPOSITO	MCCOMBS	SHARPE
BLUE	FITCH	MCCRARY	SHAW
BOWEN	FOX	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	SUTTON
BROWN, J.	GRADY	MICHAUX	TALLENT
BROWN, W.	GRAY	MILLER, G.	THOMPSON
BUCHANAN	HACKNEY	MILLER, K.	TOLSON
CAPPS	HAYES	MITCHELL	WARNER
CARPENTER	HENSLEY	MORGAN	WATSON
CHURCH	HIATT	NEELY	WEATHERLY
CLARY	HILL	NICHOLS	WILKINS
COCKLEREECE	HOLMES	NYE	WILSON, C.
CRAWFORD	HOWARD	OLDHAM	WILSON, G.
CREECH	HUNT	OWENS	WOMBLE
CULP	HUNTER, H.	PATE	WOOD
CULPEPPER	HUNTER, R.	PRESTON	WRIGHT
CUMMINGS	HURLEY	PULLEY	YONGUE
CUNNINGHAM	IVES	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 3

BOWIE	BRASWELL	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CANSLER	HIGHTOWER	MINER
ALLRED	EDWARDS		

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

NO. # 1301
LEGISLATIVE DAY 90
H1060HCS
READING 3
MCCOMAS

6/29/95
11:35 AM
IN CHAIR: SPEAKER

CITY-COUNTY TAXATION/FINANCE

AYES - 109

ADAMS	DAVIS	KISER	RAMSEY
ALEXANDER	DECKER	LEE	RAYFIELD
ALLRED	DICKSON	LEMMOND	REDWINE
ARNOLD	DOCKHAM	LINNEY	REYNOLDS
BAKER	EARLE	LOCKE	RICHARDSON
BARBEE	EASTERLING	LUEBKE	ROBINSON, G.
BARNES	EDDINS	MCALLISTER	ROBINSON, J.
BEALL	EDWARDS	MCCOMAS	ROGERS
BERRY	ELLIS	MCCOMBS	RUSSELL
BLACK	FOX	MCCRARY	SEXTON
BLUE	GAMBLE	MCLAUGHLIN	SHARPE
BOWEN	GARDNER	MCMAHAN	SHAW
BOWIE	GRADY	MERCER	SHERRILL
BOYD-MCINTYRE	GRAY	MICHAUX	SHUBERT
BRAWLEY	HACKNEY	MILLER, G.	SUTTON
BROWN, W.	HAYES	MILLER, K.	TALLENT
BUCHANAN	HENSLEY	MINER	THOMPSON
CANSLER	HIATT	MITCHELL	TOLSON
CAPPS	HIGHTOWER	MORGAN	WAINWRIGHT
CHURCH	HILL	NEELY	WEATHERLY
CLARY	HOLMES	NICHOLS	WILKINS
COCKLEREECE	HOWARD	NYE	WILSON, C.
CRAWFORD	HUNT	OLDHAM	WILSON, G.
CREECH	HUNTER, R.	OWENS	WOMBLE
CULP	HURLEY	PATE	WOOD
CUMMINGS	IVES	PRESTON	WRIGHT
CUNNINGHAM	JUSTUS	PULLEY	YONGUE
DAUGHTRY			

NOES - 0

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CARPENTER	FITCH	WARNER
ALDRIDGE	CULPEPPER	HUNTER, H.	WATSON
BROWN, J.	ESPOSITO		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1060

AMENDMENT NO. 1 (one)
(to be filled in by Principal Clerk)

H1060-ALC-7/5

Date July 5, 1995

Comm. Sub. [YES]
Amends Title []
Second Edition

~~Rep.~~/Sen. Speed

moves to amend the bill on page 12, line 13, through page 13, line 15, by rewriting the lines to read:

"Sec. 13. G.S. 105-164.14(c) is amended by adding a new subdivision to read:

'(2a) A consolidated city-county created pursuant to Article 2 or Article 5 of Chapter 160B of the General Statutes.'";

and on page 13, lines 16 - 18,
by rewriting the lines to read:
"Sec. 14. G.S. 105-228.90(b) is amended by renumbering subdivision (1) as (1a) and by adding two new subdivisions to read:

'(1) City. -- A city as defined by G.S. 160A-1(2). The";

and on page 13, lines 22 - 23,
by deleting "153A-10, provided that the" and substituting "153A-10. The";

and on page 14, line 18,
by rewriting the line to read:
"Sec. 21. This act is effective upon ratification."

SIGNED Jim Speed
Amendment Sponsor

SIGNED Ken
Committee Chair if Senate Committee Amendment

ADOPTED 7-11-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1277/4-- 3:41 PM JULY 11, 1995 LEGISLATIVE DAY 97

LT. GOVERNOR WICKER -- Presiding

MCCOMAS
CITY-COUNTY TAXATION/FINANCE
COM SUB/2ND EDITION

HOUSE BILL 1060
READING 2

AYE	47	ALBERTSON	DAVIS	LEDBETTER	PLYLER
		ALLRAN	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	HORTON	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY	KINCAID	PLEXICO	
NO	0				
EXCUSED	0				
NOT CAST	1	BALLANCE			
ABSENT	2	HOYLE	SAWYER		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1289/3-- 9:31 AM JULY 12, 1995 LEGISLATIVE DAY 98

LT. GOVERNOR WICKER -- Presiding

MCCOMAS
CITY-COUNTY TAXATION/FINANCE
COM SUB/2ND EDITION

HOUSE BILL 1060
READING 3

AYE	47	ALBERTSON	EAST	LEDBETTER	PLYLER
		ALLRAN	EDWARDS	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SMITH
		CARRINGTON	HOBBS	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DAVIS	KINCAID	PLEXICO	
NO	2	BALLANCE	DANNELLY		

EXCUSED	0	
NOT CAST	1	SHERRON
ABSENT	0	
PAIRS	0	
AYE		
NO		

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1610
LEGISLATIVE DAY 100
H1060HCS

7/18/95
4:09 PM
IN CHAIR: SPEAKER

MCCOMAS
AMEND #1
CITY-COUNTY TAXATION/FINANCE
MOTION #11 Rep. McComas mot. to concur CA #1

AYES - 99

ALDRIDGE	CUNNINGHAM	IVES	PULLEY
ALEXANDER	DAVIS	JUSTUS	RAMSEY
ALLRED	DECKER	KISER	RAYFIELD
ARNOLD	DICKSON	LEE	REDWINE
BAKER	DOCKHAM	LEMMOND	REYNOLDS
BARBEE	EARLE	LINNEY	RICHARDSON
BARNES	EASTERLING	LOCKE	ROBINSON, J.
BEALL	EDDINS	LUEBKE	ROGERS
BERRY	EDWARDS	MCALLISTER	RUSSELL
BLACK	ELLIS	MCCOMAS	SHARPE
BOWIE	FITCH	MCCOMBS	SHERRILL
BOYD-MCINTYRE	FOX	MCCRARY	SHUBERT
BROWN, J.	GAMBLE	MCLAUGHLIN	TALLENT
BROWN, W.	GRADY	MCMAHAN	THOMPSON
BUCHANAN	GRAY	MERCER	TOLSON
CANSLER	HAYES	MINER	WATSON
CAPPS	HENSLEY	MITCHELL	WEATHERLY
CARPENTER	HIATT	MORGAN	WILKINS
CHURCH	HIGHTOWER	NEELY	WILSON, C.
CLARY	HILL	NICHOLS	WILSON, G.
COCKLEREECE	HOLMES	NYE	WOMBLE
CRAWFORD	HOWARD	OLDHAM	WOOD
CULP	HUNT	OWENS	WRIGHT
CULPEPPER	HUNTER, R.	PATE	YONGUE
CUMMINGS	HURLEY	PRESTON	

NOES - 0

EXCUSED ABSENCE - 8

BLUE	BRAWLEY	HACKNEY	SEXTON
BOWEN	GARDNER	ROBINSON, G.	SUTTON

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	DAUGHTRY	MICHAUX	SHAW
ADAMS	ESPOSITO	MILLER, G.	WAINWRIGHT
BRASWELL	HUNTER, H.	MILLER, K.	WARNER
CREECH			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1060

AMENDMENT NO. 1 (one)
(to be filled in by
Principal Clerk)

H1060-ALC-7/5

Page 1 of 1

Date July 5, 1995

Comm. Sub. [YES]
Amends Title []
Second Edition

~~Rep.~~/Sen. Speed

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and on page 14, line 18,
by rewriting the line to read:

"Sec. 21. This act is effective upon ratification."

HOUSE CONCURS IN SENATE AMENDMENT
99-0
JUL 18 1995
AND ORDERED ENROLLED

SIGNED Jim Speed
Amendment Sponsor

SIGNED
Committee Chair if Senate Committee Amendment

ADOPTED 7-11-95 (V) FAILED _____ TABLED _____

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1061 MAY 11 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH3166-LC260B(4.25)

Short Title: Manufacturing Jobs Tax Credit. (Public)

Sponsors: Representative Hunt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE A CORPORATE INCOME TAX CREDIT FOR RETAINING THREATENED MANUFACTURING JOBS IN DISTRESSED COUNTIES.

The General Assembly of North Carolina enacts:

Section 1. Division I of Article 4 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-130.40A. Credit for retaining threatened manufacturing jobs in distressed county.**

(a) Definitions. -- The following definitions apply in this section:

(1) Full-time position. -- Defined in G.S. 105-130.40.

(2) Located. -- A position is located in a county if at least fifty percent (50%) of the employee's duties are performed in the county or the employee is a resident of the county.

(3) Severely distressed county. -- A county designated as severely distressed pursuant to G.S. 105-130.40.

(b) Credit. -- A corporation engaged in the business of manufacturing in a severely distressed county whose business is threatened because its principal product has become obsolete or uncompetitive due to technological advances is allowed a credit against the tax imposed by this Division equal to twenty percent (20%) of the corporation's expenses during the taxable year necessary to retain its threatened jobs in the county. For the purpose of this section, expenses to retain threatened jobs include the costs of purchasing and installing business equipment and making capital improvements to modify a manufacturing facility for production of a different or an upgraded product. Expenses are necessary to retain threatened jobs if the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1062 MAY 11 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7216-LC245(4.11)

Short Title: Enterprise Tax Zone Development Act. (Public)

Sponsors: Representatives ~~Wright and~~ Shaw and Wright (Co-sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DESIGNATE ENTERPRISE TAX ZONES AND PROVIDE INCENTIVES FOR BUSINESS DEVELOPMENT IN THE ZONES.

The General Assembly of North Carolina enacts:

Section 1. Chapter 158 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 5.

"Enterprise Zones.

"**§ 158-50. Enterprise zones defined.**

(a) Definition. -- An enterprise zone is a census tract in the most recent federal decennial census that meets both of the following conditions:

(1) It is located in a city with a population of 25,000 or more according to the most recent annual population estimates certified by the State Planning Officer.

(2) More than thirty percent (30%) of its population is below the poverty level according to the most recent federal decennial census.

(b) Annual Certification. -- On or before December 31 of each year, the Secretary of Commerce shall identify all enterprise zones that meet the conditions of subsection (a) of this section. The Secretary of Commerce shall provide a certified list identifying these enterprise zones to any person who requests one.

"**§ 158-51. Incentives available for zones.**

The following incentives are available to encourage business development within enterprise zones:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1063 MAY 11 95 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1254-LCX267(5.4)

Short Title: Flat Tax Constitutional Amendment. (Public)

Sponsors: Representative Ellis.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO PROVIDE FOR A FLAT INCOME TAX.

The General Assembly of North Carolina enacts:

Section 1. Section 2(6) of Article V of the North Carolina Constitution reads as rewritten:

"(6) Income tax. The rate of tax on incomes shall not in any case exceed ten percent, and there shall be allowed personal exemptions and deductions so that only net incomes are taxed."

Sec. 2. The amendment set out in Section 1 of this act shall be submitted to the qualified voters of the State at the general election in November 1996, which election shall be conducted under the laws then governing elections in the State. Ballots, voting systems, or both may be used in accordance with Chapter 163 of the General Statutes. The question to be used in the voting systems and ballots shall be:

"[ ] FOR [ ] AGAINST

Constitutional amendment providing for a flat income tax".

Sec. 3. If a majority of the votes cast on the question are in favor of the amendment set out in Section 1 of this act, the State Board of Elections shall certify the amendment to the Secretary of State. The amendment becomes effective January 1 following this certification. The Secretary of State shall enroll the amendment so certified among the permanent records of that office.

Sec. 4. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

FILED
10 4 MAY 11 95
HOUSE PRINCIPAL CLERK

D

HOUSE DRH6166-LCX261(4.25)

H-1064

Short Title: Restore Tax Burden on Wealthy. (Public)

Sponsors: Representative Luebke.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RESTORE THE TAX BURDEN ON THE WEALTHY IN ORDER TO HELP EDUCATION AND REDUCE THE FOOD TAX.

Whereas, the repeal of the intangibles tax by Senate Bill 8 grants a large tax reduction to wealthy individuals and large businesses who previously paid the great majority of the intangibles tax; and

Whereas, these tax reductions for the wealthy and for large businesses will be paid for by reimbursements to local governments from the State's General Fund; and

Whereas, rather than being used to give a tax break to the wealthy and to large businesses, the State's General Fund dollars could be used to restore education funding cut in the 1995 budget passed by the House of Representatives and to reduce the food tax for all citizens; and

Whereas, for these reasons, the General Assembly by this bill restores taxes on the wealthy and on large corporations that were eliminated by the intangibles tax repeal of Senate Bill 8; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-151.19 is repealed.

Sec. 2. G.S. 105-130.7 reads as rewritten:

"**§ 105-130.7. Deductible portion of dividends.**

Dividends from stock issued by ~~any~~ a corporation ~~shall be deducted to the extent herein provided.~~ are deductible to the extent provided in this section.

~~(1) As soon as may be practicable after September 30 of each year, the Secretary of Revenue shall determine from the corporate income tax return filed during the year ending September 30 by each~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1065 MAY 11 95 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7219-LCX256(4.20)

Short Title: Corporate Welfare Reform. (Public)

Sponsors: Representative Luebke.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REFORM CORPORATE WELFARE AND OTHER TAX EXPENDITURES.

Whereas, "tax expenditures", also known as tax loopholes, represent special tax benefits to certain groups of individuals or businesses that have access to and influence upon the General Assembly; and

Whereas, these special tax benefits have been characterized as "corporate welfare" because they amount to a taxpayer subsidy of special economic interest groups; and

Whereas, the average citizen or small business has limited access to and little influence upon General Assembly debate; and

Whereas, the granting of special tax benefits to certain influential groups has the effect of shifting the tax burden and thus increasing taxes for all other citizens and businesses, and has the additional effect of limiting resources for necessary State programs such as education; and

Whereas, repealing special tax benefits that have been granted to specific groups can result in lower taxes for all taxpayers as well as additional funds for necessary programs; and

Whereas, for these reasons, the General Assembly by this bill reforms corporate welfare by repealing special tax benefits; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-130.4(i) reads as rewritten:

"(i) All business income of corporations other than public utilities and excluded corporations shall be apportioned to this State by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1066 MAY 11 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7217-RB003(4.11)

Short Title: Nonrecycling Plastics Producers Pay. (Public)

Sponsors: Representative Luebke.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPOSE A DISPOSAL TAX ON CONTAINERS THAT FAIL TO RECYCLE SUFFICIENTLY AND TO DISTRIBUTE THE REVENUE FROM THE DISPOSAL TAX ON CONTAINERS TO THE SOLID WASTE MANAGEMENT TRUST FUND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-290(a) is amended by adding two new subdivisions in the appropriate alphabetical order to read:

"(4a) 'Container' means the individual, separate, and sealed glass, plastic, plastic-coated paper, steel, aluminum, or other metal can, bottle, jar, or container, including containers composed of more than one material, which is not less than five ounces or greater than one gallon by volume in capacity and in which the contents have been sealed by the manufacturer. The term does not include containers for medical devices, drugs, medicine, or other medical items.

(4b) 'Container material type' means the material used in the manufacture of a container, including plastic, glass, plastic-coated paper, steel, aluminum, or other metals."

Sec. 2. Effective July 1, 1996, Chapter 105 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 5D.

"Disposal Tax on Containers.

"§ 105-187.30. Definitions.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1067 MAY 11 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA155-LC257(4.25)

Short Title: Mobile Home Lienholder Tax Payment. (Public)

Sponsors: Representative Locke.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE A RESIDENT LIENHOLDER TO PAY ONLY THE CURRENT YEAR'S PROPERTY TAXES AFTER OBTAINING A MOBILE HOME MOVING PERMIT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-316.4 reads as rewritten:

"**§ 105-316.4. Issuance of permits under repossession.**

Notwithstanding the provisions of G.S. 105-316.2(a) and 105-316.3(a), ~~above, any person~~ a resident of this State who intends to take possession of a mobile home, whether by judicial or nonjudicial authority, as a holder of a lien on ~~said~~ the mobile home ~~shall apply for, and be issued, the permit herein provided without paying all taxes~~ may obtain the tax permit without paying the taxes due to be paid by the owner of the mobile home being repossessed, upon notifying the tax collector of the location in North Carolina to which the mobile home is to be taken. At the time of notification the tax collector shall ~~render to the holder of the lien~~ give the lienholder a statement of taxes due to the county and any other taxing units against only the mobile ~~home.~~ home for the current tax year and for all other tax years. Within seven days ~~of~~ after the issuance of the ~~permit the applicant~~ permit, the resident lienholder shall pay to the tax collector the current year's taxes due as set forth in the statement.

~~Notwithstanding the foregoing, any applicant~~ A lienholder who is ~~a nonresident~~ not a resident of North Carolina must pay all the taxes due as ~~set forth above~~ required by G.S. 105-316.2(a) at the time of notification to the tax collector and application for the permit.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1068 MAY 25 95

HOUSE PRINCIPAL CLERK

H D

HOUSE JOINT RESOLUTION DRHJR4161-LG203(5.11)

Sponsors: Representative Hayes.

Referred to:

A JOINT RESOLUTION HONORING THE MEMORY OF STEPHEN CABARRUS AND THE CITY OF CONCORD AS IT PREPARES FOR ITS BICENTENNIAL OBSERVANCE.

Whereas, Cabarrus County was formed on December 29, 1792, from Mecklenburg County and was named in honor of Stephen Cabarrus of Chowan County, the distinguished Speaker of the House of Commons during that time; and

Whereas, following the formation of Cabarrus County, there arose a dispute among the residents of the county as to the location of a seat of government for the county; and

Whereas, Stephen Cabarrus used his good offices to assist the competing factions to compromise their differences and agree on a central site for the location of the public buildings; and

Whereas, the 1795 General Assembly then authorized the County Court of Pleas and Quarter Sessions to appoint Commissioners to lay off streets and lots at the location which had been agreed upon, and to establish there a town to be known as Concord in recognition of the "concord", or agreement, between the parties over the location of the county seat; and

Whereas, the new town became a center not only of government, but of business and social life for Cabarrus County; its early residents erected a courthouse, mercantile establishments, and homes; and

Whereas, those early residents brought with them a strong devotion to their churches, and established congregations which still serve the people of Concord; and

Whereas, much of the early history of Concord is written in the records of those churches; and

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

REQ. # 982
LEGISLATIVE DAY 75
HJR1068
READING 2
HAYES

6/05/95
8:03 PM
IN CHAIR: SPEAKER

HON. MEM. OF STEPHEN CABARRUS AND THE ETC.

AYES - 108

ADAMS	CULPEPPER	HURLEY	PRESTON
ALDRIDGE	CUMMINGS	IVES	PULLEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAMSEY
ALLRED	DAUGHTRY	KISER	RAYFIELD
ARNOLD	DAVIS	LEMMOND	REDWINE
BAKER	DECKER	LINNEY	REYNOLDS
BARBEE	DICKSON	LOCKE	RICHARDSON
BARNES	EARLE	LUEBKE	ROBINSON, G.
BEALL	EASTERLING	MCALLISTER	ROBINSON, J.
BLACK	EDDINS	MCCOMAS	ROGERS
BLUE	EDWARDS	MCCOMBS	RUSSELL
BOWEN	ELLIS	MCCRARY	SEXTON
BOWIE	ESPOSITO	MCLAUGHLIN	SHARPE
BOYD-MCINTYRE	FITCH	MCMAHAN	SHERRILL
BRASWELL	GAMBLE	MERCER	SHUBERT
BRAWLEY	GARDNER	MICHAUX	SUTTON
BROWN, J.	GRADY	MILLER, G.	TOLSON
BROWN, W.	GRAY	MILLER, K.	WAINWRIGHT
BUCHANAN	HACKNEY	MINER	WARNER
CANSLER	HAYES	MITCHELL	WATSON
CAPPS	HENSLEY	MORGAN	WEATHERLY
CARPENTER	HIATT	NEELY	WILKINS
CLARY	HIGHTOWER	NICHOLS	WILSON, C.
COCKLEREECE	HILL	NYE	WILSON, G.
CRAWFORD	HOWARD	OLDHAM	WOMBLE
CREECH	HUNT	OWENS	WOOD
CULP	HUNTER, H.	PATE	YONGUE

NOES - 0

EXCUSED ABSENCE - 8

BERRY	FOX	LEE	THOMPSON
DOCKHAM	HUNTER, R.	TALLENT	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	CHURCH	HOLMES	SHAW

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1069 JUL 18 95

HOUSE PRINCIPAL CLERK

H D

HOUSE JOINT RESOLUTION DRHJR2187-LB364C(4.19)

Sponsors: Representative Morgan.

Referred to:

A JOINT RESOLUTION SETTING THE TIME FOR ADJOURNMENT OF THE 1995 GENERAL ASSEMBLY TO MEET IN 1996, LIMITING THE SUBJECTS THAT MAY BE CONSIDERED IN THAT SESSION, AND PROVIDING FOR ADJOURNMENT SINE DIE OF THE GENERAL ASSEMBLY.

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

Section 1. At 5:00 p.m. on Tuesday, July 25, 1995, the House of Representatives and the Senate shall adjourn to reconvene at noon on Tuesday, May 21, 1996. During that session only the following matters may be considered:

(1) Bills directly and primarily affecting the State budget for fiscal year 1996-97, provided that no such bill may be introduced in the House of Representatives or filed for introduction in the Senate after 4:00 p.m. Thursday, June 6, 1996, and any such measure must have been submitted to the Bill Drafting Division of the Legislative Services Office by 4:00 p.m. Thursday, May 30, 1996.

(2) Bills and resolutions introduced in 1995 and having passed third reading in 1995 in the house in which introduced, received in the other house, and not disposed of in the other house by tabling, unfavorable committee report, indefinite postponement, or failure to pass any reading, and do not violate the rules of either body.

(3) Bills and resolutions implementing the recommendations of:

a. Study commissions authorized or directed to report to the 1996 Session; or

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

Any bills authorized by this subdivision must be filed for introduction in the Senate or introduced in the House of

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S. # 1638
LEGISLATIVE DAY 102
HJR1069
READING 2
MORGAN

7/20/95
10:30 AM
IN CHAIR: SPEAKER

SETTING THE TIME FOR ADJOURNMENT 1995 ETC.

AYES - 106

ADAMS	DAUGHTRY	JUSTUS	RAMSEY
ALDRIDGE	DAVIS	KISER	RAYFIELD
ALEXANDER	DECKER	LEE	REDWINE
ALLRED	DICKSON	LEMMOND	REYNOLDS
ARNOLD	DOCKHAM	LINNEY	RICHARDSON
BAKER	EARLE	LOCKE	ROBINSON, G.
BARBEE	EASTERLING	LUEBKE	ROBINSON, J.
BARNES	EDDINS	MCALLISTER	ROGERS
BEALL	EDWARDS	MCCOMAS	RUSSELL
BLACK	ELLIS	MCCOMBS	SEXTON
BOWEN	ESPOSITO	MCCRARY	SHARPE
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SHAW
BRASWELL	GAMBLE	MCMAHAN	SHERRILL
BROWN, J.	GRADY	MERCER	SHUBERT
BROWN, W.	GRAY	MICHAUX	TALLENT
BUCHANAN	HACKNEY	MILLER, G.	THOMPSON
CANSLER	HAYES	MINER	TOLSON
CAPPS	HENSLEY	MITCHELL	WAINWRIGHT
CARPENTER	HIATT	MORGAN	WARNER
CHURCH	HIGHTOWER	NEELY	WATSON
CLARY	HILL	NYE	WEATHERLY
COCKLEREECE	HOLMES	OLDHAM	WILKINS
CRAWFORD	HOWARD	OWENS	WILSON, G.
CREECH	HUNTER, H.	PATE	WOMBLE
CULP	HUNTER, R.	PRESTON	WOOD
CULPEPPER	HURLEY	PULLEY	YONGUE
CUMMINGS	IVES		

NOES - 2

FITCH	WRIGHT

EXCUSED ABSENCE - 6

BERRY	BRAWLEY	NICHOLS	SUTTON
BLUE	GARDNER		

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CUNNINGHAM	MILLER, K.	WILSON, C.
BOWIE	HUNT		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

EQ. 1521/9-- 9:26 AM JULY 29, 1995 LEGISLATIVE DAY 109

LT. GOVERNOR WICKER -- Presiding

995 ADJOURNMENT/SINE DIE
ENATE COM SUB/PCS8229

HOUSE RES. 1069
READING 2

YE	40	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		BALLANCE	DAVIS	LITTLE	RAND
		BALLANTINE	EAST	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HOYLE	ODOM	WARREN
		COCHRANE	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	0				
XCUSED	0				
OT CAST	4	ALLRAN	KINCAID	PARNELL	SIMPSON
BSENT	6	CONDER	FORRESTER	PLEXICO	SMITH
		EDWARDS	HORTON		
AIRS	0				
AYE					
NO					

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1809
LEGISLATIVE DAY 108
HJR1069SCS

7/29/95
9:44 AM
IN CHAIR: SPEAKER

MORGAN

MOTION #11 – Rep. Morgan motion to concur in Sen. Comm. Sub. Adjournment Resolution

AYES - 101

ADAMS	DAVIS	LEE	REDWINE
ALDRIDGE	DECKER	LEMMOND	REYNOLDS
ALEXANDER	DOCKHAM	LINNEY	RICHARDSON
ALLRED	EARLE	LOCKE	ROBINSON, G.
ARNOLD	EASTERLING	LUEBKE	ROBINSON, J.
BAKER	EDDINS	MCCOMAS	ROGERS
BARBEE	EDWARDS	MCCOMBS	RUSSELL
BEALL	ESPOSITO	MCCRARY	SEXTON
BERRY	FITCH	MCLAUGHLIN	SHARPE
BLUE	FOX	MCMAHAN	SHAW
BOWIE	GAMBLE	MERCER	SHERRILL
BOYD-MCINTYRE	GARDNER	MICHAUX	SHUBERT
BRASWELL	GRADY	MILLER, G.	SUTTON
BRAWLEY	HACKNEY	MINER	TALLENT
BROWN, J.	HAYES	MITCHELL	THOMPSON
CANSLER	HENSLEY	MORGAN	TOLSON
CAPPS	HIATT	NEELY	WARNER
CARPENTER	HIGHTOWER	NICHOLS	WATSON
CHURCH	HILL	NYE	WILKINS
CLARY	HOWARD	OWENS	WILSON, C.
COCKLEREECE	HUNT	PATE	WILSON, G.
CREECH	HUNTER, H.	PRESTON	WOMBLE
CULP	HURLEY	PULLEY	WOOD
CULPEPPER	JUSTUS	RAMSEY	WRIGHT
CUMMINGS	KISER	RAYFIELD	YONGUE
DAUGHTRY			

NOES - 1

BROWN, W.

EXCUSED ABSENCE - 9

BARNES	ELLIS	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY
BUCHANAN			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CUNNINGHAM	HOLMES	IVES
BLACK	DICKSON	HUNTER, R.	MCALLISTER
CRAWFORD			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1070 JUL 24 95

HOUSE PRINCIPAL CLERK

H D

HOUSE RESOLUTION DRHR4195-LG210(7.19)

Sponsors: Representative Arnold.

Referred to:

A HOUSE RESOLUTION COMMENDING THE ELVIE STREET SCHOOL IN THE CITY OF WILSON FOR ITS PARTICIPATION IN STATE GOVERNMENT.

Whereas, motivating children to learn is a very important aspect of education; and

Whereas, the Elvie Street School in the City of Wilson deserves recognition for its role in motivating children to learn about State government; and

Whereas, in 1994, while studying State government, State symbols, and how a bill becomes a law, a fourth grade class at the Elvie Street School took on a project to make the sweet potato the State vegetable; and

Whereas, the children passed along their idea to their State Representative, where the idea was later introduced as a bill in the House of Representatives; and

Whereas, the children have followed the bill through committee, writing letters to legislators and others across the State in support of the bill; and

Whereas, this project has become schoolwide, allowing all the children at the school to become active in lobbying for the bill's passage; and

Whereas, this project has not only allowed the children to learn about government but also has allowed them to actively participate in government at an early age; and

Whereas, the Elvie Street School should be commended for its role in motivating its students and should serve as a role model for other schools to follow; Now, therefore, be it resolved by the House of Representatives:

Section 1. The House of Representatives commends the students and teachers at the Elvie Street School in the City of Wilson for their participation in State government.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H. D. FILED

1071 MAY 10 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7261-LG231(4.18)

Short Title: SE Farmers' Mkt/Agr Ctr Funds. (Public)

Sponsors: Representatives Cummings, Yongue, and Sutton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR THE COMPLETION OF THE SOUTHEASTERN FARMERS' MARKET AND EQUESTRIAN/AGRICULTURAL CENTER FACILITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of six million dollars ($6,000,000) for the 1996-97 fiscal year for the completion of the Southeastern Farmers' Market and Equestrian/Agricultural Center facility in Robeson County.

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1072 MAY 10 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7253*-RCZ013.2(5.6)

Short Title: Pembroke State Univ. Name Change. (Public)

Sponsors: Representatives Cummings, Sutton, Yongue, Grady, Black, McMahan, Owens, Preston, and Rogers.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO CHANGE THE NAME OF PEMBROKE STATE UNIVERSITY TO THE UNIVERSITY OF NORTH CAROLINA AT PEMBROKE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 116-2(4) reads as rewritten:

"(4) 'Constituent institution' or 'institution' means one of the 16 public senior institutions, to wit, the University of North Carolina at Chapel Hill, North Carolina State University at Raleigh, the University of North Carolina at Greensboro, the University of North Carolina at Charlotte, the University of North Carolina at Asheville, the University of North Carolina at Wilmington, Appalachian State University, East Carolina University, Elizabeth City State University, Fayetteville State University, North Carolina Agricultural and Technical State University, North Carolina Central University, North Carolina School of the Arts, Pembroke State University, redesignated effective July 1, 1996, as the 'University of North Carolina at Pembroke', Western Carolina University, and Winston-Salem State University."

Sec. 2. G.S. 116-4 reads as rewritten:

"**§ 116-4. Constituent institutions of the University of North Carolina.**

On July 1, 1972, the University of North Carolina shall be composed of the following institutions: the University of North Carolina at Chapel Hill, North

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted]. # 1839
[redacted]ISLATIVE DAY 113
H1072
READING 2
CUMMINGS

5/17/96
11:20 AM
IN CHAIR: SPEAKER

PEMBROKE STATE UNIVERSITY NAME CHG.

AYES - 96

ADAMS	DAVIS	LINNEY	RAYFIELD
ALDRIDGE	DECKER	LOCKE	REDWINE
ALEXANDER	DICKSON	LUEBKE	REYNOLDS
ALLRED	DOCKHAM	MCALLISTER	RICHARDSON
ARNOLD	EARLE	MCCOMAS	ROBINSON, J.
BARBEE	EASTERLING	MCCOMBS	ROGERS
BEALL	EDDINS	MCCRARY	SEXTON
BLUE	EDWARDS	MCLAUGHLIN	SHARPE
BOWIE	ESPOSITO	MCMAHAN	SHAW
BOYD-MCINTYRE	FOX	MERCER	SHERRILL
BRAWLEY	GARDNER	MICHAUX	SHUBERT
BROWN, J.	GRADY	MILLER, G.	SUTTON
BROWN, W.	GRAY	MINER	THOMPSON
CANSLER	HACKNEY	MITCHELL	TOLSON
CAPPS	HAYES	MORGAN	WAINWRIGHT
CARPENTER	HENSLEY	NEELY	WARNER
CHURCH	HIATT	NICHOLS	WATSON
COCKLEREECE	HILL	NYE	WEATHERLY
CRAWFORD	HOLMES	OLDHAM	WILKINS
CREECH	HUNTER, R.	OWENS	WILSON, C.
CULP	IVES	PATE	WILSON, G.
CULPEPPER	JUSTUS	PRESTON	WOMBLE
CUMMINGS	KISER	PULLEY	WRIGHT
DAUGHTRY	LEMMOND	RAMSEY	YONGUE

NOES - 2

BAKER	MILLER, K.

EXCUSED ABSENCE - 13

BERRY	CUNNINGHAM	HIGHTOWER	LEE
BOWEN	FITCH	HOWARD	ROBINSON, G.
BRASWELL	GAMBLE	HURLEY	WOOD
BUCHANAN			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CLARY	HUNT	RUSSELL
BARNES	ELLIS	HUNTER, H.	TALLENT
BLACK			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1761/3-- 2:36 PM JUNE 20, 1996 LEGISLATIVE DAY 133

LT. GOVERNOR WICKER -- Presiding

CUMMINGS
PEMBROKE STATE UNIV. NAME CHANGE

HOUSE BILL 1072
READING 2

AYE	47	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LITTLE	RAND
		BASNIGHT	EDWARDS	LUCAS	SHAW
		BLACKMON	FORRESTER	MARTIN R.	SHERRON
		BLUST	FOXX	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR	PERDUE	
NO	1	BALLANCE			

EXCUSED 0

NOT CAST 1 GULLEY

ABSENT 1 SMITH

PAIRS 0
AYE
NO

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED

1073 MAY 10 96

D

HOUSE DRH8231-LC112C(5.3)

HOUSE PRINCIPAL CLERK

Short Title: Reduce Food Tax. (Public)

Sponsors: Representative Luebke.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDUCE THE STATE SALES TAX ON FOOD FROM FOUR PERCENT TO THREE PERCENT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.4(a) is amended by adding a new subdivision to read:

"(5) The rate of three percent (3%) applies to the sales price of food that is not otherwise exempt pursuant to G.S. 105-164.13 but would be exempt pursuant to G.S. 105-164.13 if it were purchased with coupons issued under the Food Stamp Program, 7 U.S.C. § 51."

Sec. 2. G.S. 105-465 reads as rewritten:

"**§ 105-465. County election as to adoption of local sales and use tax.**

The board of elections of any county, upon the written request of the board of county commissioners thereof, or upon receipt of a petition signed by qualified voters of the county equal in number to at least fifteen percent (15%) of the total number of votes cast in the county, at the last preceding election for the office of Governor, shall call a special election for the purpose of submitting to the voters of the county the question of whether a one percent (1%) sales and use tax as hereinafter provided will be levied.

The special election shall be held under the same rules and regulations applicable to the election of members of the General Assembly. No new registration of voters shall be required. All qualified voters in the county who are properly registered not later than 21 days (excluding Saturdays and Sundays) prior to the election shall be entitled to vote at said election. The county board of elections shall give at least 20

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1074
MAY 10 96
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1307*-RDZ006.7(5.8)

Short Title: Prohibit Shellfish Leases In Core Banks. (Public)

Sponsors: Representatives J. Robinson, Preston, Edwards, and Redwine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE ISSUANCE OF NEW SHELLFISH CULTIVATION LEASES IN CORE BANKS, TO ESTABLISH A MORATORIUM ON SHELLFISH LEASES IN THE REMAINING AREA IN CARTERET COUNTY, AND TO REQUIRE THAT THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE STUDY THE SHELLFISH LEASE PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. (a) Notwithstanding G.S. 113-202, the Secretary of the Department of Environment, Health, and Natural Resources shall not grant shellfish cultivation leases for the area along Portsmouth Island and Core Banks in Carteret County.

(b) For purposes of this act the area along Portsmouth Island and Core Banks is the area bounded by a line beginning at the northern tip of Portsmouth Island at 35°03'42"N - 76°02'06"W and running 339°M to a point on North Rock at 35°06'18"N - 76°04'00"W, thence 243°M to Hodges Reef Light at 35°02'42"N - 76°10'00"W, thence, 229.5°M to Marker No. 37 located 0.9 miles off Bells Point at 34°43'30"N - 76°29'00"W, thence, 207°M to the Cape Lookout Lighthouse at 34°37'24"N - 76°31'30"W, thence enclosed on the east by Core Banks and Portsmouth Island back to the point of beginning.

Sec. 2. This act does not prohibit the renewal or transfer of shellfish cultivation leases in Core Sound in accordance with G.S. 113-202 if the lease being renewed or transferred existed prior to or on the effective date of this act.

Sec. 3. Notwithstanding G.S. 113-202, a moratorium on new shellfish cultivation leases shall be imposed in the remaining area of Carteret County not

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1836
LEGISLATIVE DAY 112
H1074
READING 2
ROBINSON, J.

5/16/96
1:50 PM
IN CHAIR: SPEAKER

PROHIBIT SHELLFISH

AYES - 109

ADAMS	CULP	HUNTER, R.	PRESTON
ALDRIDGE	CULPEPPER	HURLEY	PULLEY
ALEXANDER	CUMMINGS	IVES	RAMSEY
ALLRED	DAUGHTRY	JUSTUS	RAYFIELD
ARNOLD	DAVIS	KISER	REDWINE
BAKER	DECKER	LEE	REYNOLDS
BARBEE	DICKSON	LEMMOND	ROBINSON, J.
BARNES	DOCKHAM	LINNEY	ROGERS
BEALL	EARLE	LUEBKE	RUSSELL
BERRY	EASTERLING	MCALLISTER	SEXTON
BLACK	EDDINS	MCCOMAS	SHARPE
BLUE	EDWARDS	MCCOMBS	SHAW
BOWEN	ESPOSITO	MCCRARY	SHERRILL
BOWIE	FOX	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	GARDNER	MCMAHAN	SUTTON
BRASWELL	GRADY	MERCER	TALLENT
BRAWLEY	GRAY	MICHAUX	THOMPSON
BROWN, J.	HACKNEY	MILLER, G.	TOLSON
BROWN, W.	HAYES	MINER	WATSON
BUCHANAN	HENSLEY	MITCHELL	WEATHERLY
CANSLER	HIATT	MORGAN	WILKINS
CAPPS	HIGHTOWER	NEELY	WILSON, C.
CARPENTER	HILL	NICHOLS	WILSON, G.
CHURCH	HOLMES	NYE	WOMBLE
CLARY	HOWARD	OLDHAM	WOOD
COCKLEREECE	HUNT	OWENS	WRIGHT
CRAWFORD	HUNTER, H.	PATE	YONGUE
CREECH			

NOES - 0

EXCUSED ABSENCE - 6

FITCH	MILLER, K.	ROBINSON, G.	WARNER
LOCKE	RICHARDSON		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	ELLIS	GAMBLE	WAINWRIGHT
CUNNINGHAM			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1537/2-- 1:46 PM MAY 22, 1996 LEGISLATIVE DAY 116

LT. GOVERNOR WICKER -- Presiding

ROBINSON, J.
SHELLFISH LICENSES/CORE BANKS

HOUSE BILL 1074
READING 2

AYE 50

ALBERTSON	DANNELLY	KINCAID	PLEXICO
ALLRAN	DAVIS	LEDBETTER	PLYLER
BALLANCE	EAST	LITTLE	RAND
BALLANTINE	EDWARDS	LUCAS	SHAW
BASNIGHT	FORRESTER	MARTIN R.	SHERRON
BLACKMON	FOXX	MARTIN W.	SIMPSON
BLUST	GULLEY	MCDANIEL	SMITH
CARPENTER	HARTSELL	MCKOY	SOLES
CARRINGTON	HOBBS	ODOM	SPEED
CLARK	HORTON	PAGE	WARREN
COCHRANE	HOYLE	PARNELL	WEBSTER
CONDER	JORDAN	PERDUE	WINNER
COOPER	KERR		

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1075 MAY 10 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4212*-RDZ001.2(3.26)

Short Title: Remove Endorsement to Sell Sunset. (Public)

Sponsors: Representatives Preston, Edwards, Redwine, and Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE EXPIRATION DATE ON THE ENDORSEMENT TO SELL PROGRAM SET FORTH IN CHAPTER 516 OF THE 1993 SESSION LAWS.

The General Assembly of North Carolina enacts:

Section 1. Section 8 of Chapter 516 of the 1993 Session Laws reads as rewritten:

"Sec. 8. G.S. 113-154.1(i), as enacted by Section 3 of this act, becomes effective December 1, 1993, and applies to violations committed on or after that date. The remainder of this act is effective upon ratification. The fees for endorsement to sell apply to endorsement issued on or after that date. ~~This act expires July 1, 1996.~~"

Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

1843

HOUSE OF REPRESENTATIVES

5/20/96
7:24 PM
IN CHAIR: SPEAKER

[redacted] SLATIVE DAY 115
H1075HCS
READING 2
PRESTON

ROLL CALL

REMOVE ENDORSEMENT TO SELL SUNSET

AYES - 110

ADAMS	CUMMINGS	IVES	RAMSEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REYNOLDS
ARNOLD	DAVIS	LEE	RICHARDSON
BAKER	DECKER	LEMMOND	ROBINSON, G.
BARBEE	DICKSON	LOCKE	ROBINSON, J.
BARNES	DOCKHAM	LUEBKE	ROGERS
BEALL	EARLE	MCALLISTER	RUSSELL
BERRY	EASTERLING	MCCOMAS	SEXTON
BLACK	EDDINS	MCCOMBS	SHARPE
BOWEN	ELLIS	MCCRARY	SHAW
BOWIE	ESPOSITO	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	FITCH	MCMAHAN	SHUBERT
BRASWELL	FOX	MERCER	SUTTON
BRAWLEY	GAMBLE	MICHAUX	TALLENT
BROWN, J.	GARDNER	MILLER, G.	THOMPSON
BROWN, W.	GRADY	MINER	TOLSON
BUCHANAN	HACKNEY	MITCHELL	WAINWRIGHT
CANSLER	HAYES	MORGAN	WARNER
CAPPS	HENSLEY	NEELY	WATSON
CARPENTER	HIATT	NICHOLS	WEATHERLY
CHURCH	HIGHTOWER	NYE	WILKINS
CLARY	HILL	OLDHAM	WILSON, C.
COCKLEREECE	HOLMES	OWENS	WILSON, G.
CRAWFORD	HOWARD	PATE	WOMBLE
CREECH	HUNTER, H.	PRESTON	WRIGHT
CULP	HUNTER, R.	PULLEY	YONGUE
CULPEPPER	HURLEY		

NOES - 0

EXCUSED ABSENCE - 5

ALEXANDER	LINNEY	MILLER, K.	WOOD
HUNT			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	EDWARDS	GRAY	REDWINE
BLUE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

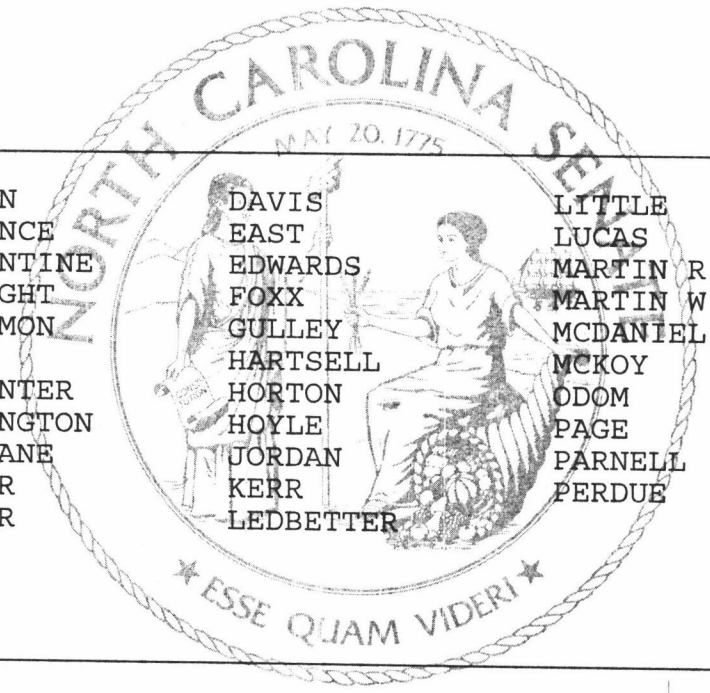
1995 SESSION
SECOND REGULAR SESSION

SEQ. 1706/28-- 6:49 PM JUNE 18, 1996 LEGISLATIVE DAY 131

LT. GOVERNOR WICKER -- Presiding

PRESTON
REMOVE ENDORSEMENT TO SELL SUNSET
COM SUB/2ND EDITION

HOUSE BILL 1075
READING 2



AYE	42	ALLRAN	DAVIS	LITTLE	PLEXICO
		BALLANCE	EAST	LUCAS	PLYLER
		BALLANTINE	EDWARDS	MARTIN R.	RAND
		BASNIGHT	FOXX	MARTIN W.	SHAW
		BLACKMON	GULLEY	MCDANIEL	SHERRON
		BLUST	HARTSELL	MCKOY	SMITH
		CARPENTER	HORTON	ODOM	SOLES
		CARRINGTON	HOYLE	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WARREN
		CONDER	KERR	PERDUE	WINNER
		COOPER	LEDBETTER		
NO	1	CLARK			
EXCUSED	0				
NOT CAST	4	HOBBS	KINCAID	SIMPSON	WEBSTER
ABSENT	3	ALBERTSON	DANNELLY	FORRESTER	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1749/38-- 4:45 PM JUNE 19, 1996 LEGISLATIVE DAY 132

SENATOR BASNIGHT -- Presiding

PRESTON
REMOVE ENDORSEMENT TO SELL SUNSET
COM SUB/2ND EDITION

HOUSE BILL 1075
READING 3

AYE	41	ALBERTSON	DANNELLY	JORDAN	PERDUE
		ALLRAN	DAVIS	KERR	PLEXICO
		BALLANTINE	EDWARDS	LEDBETTER	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN R.	SHAW
		BLUST	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	ODOM	SMITH
		CLARK	HORTON	PAGE	SPEED
		COCHRANE	HOYLE	PARNELL	WINNER
		COOPER			
NO	0				
EXCUSED	0				
NOT CAST	8	BALLANCE	EAST	MCKOY	WARREN
		CONDER	KINCAID	SOLES	WEBSTER
ABSENT	1	LITTLE			
PAIRS	0				
AYE					
NO					

NTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1758/47-- 7:14 PM JUNE 19, 1996 LEGISLATIVE DAY 132

SENATOR BASNIGHT -- Presiding

PRESTON
REMOVE ENDORSEMENT TO SELL SUNSET
COM SUB/2ND EDITION

HOUSE BILL 1075
READING 3

RECORDED
AYE 1 EAST
ADJUSTED TOTAL
AYE 42
NO 0
NOT CAST 7
SENT 1

PY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1076 MAY 10 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2205*-RDZ002.2(4.15)

Short Title: Fishery Resource Grant Program. (Public)

Sponsors: Representatives Preston, Redwine, Edwards, and Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO COORDINATE THE FISHERY RESOURCE GRANT PROGRAM IN THE NORTH CAROLINA SEA GRANT COLLEGE PROGRAM AT THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. Article 15 of Chapter 113 of the General Statutes is amended by adding a new section to read:

"**§ 113-190. Fishery Resource Grant Program.**

(a) Creation. -- There is created within the Sea Grant College Program at The University of North Carolina, the Fishery Resource Grant Program. The purpose of the program is to work within priorities established by the Marine Fisheries Commission to protect and enhance the State's coastal fishery resources through individual grants in the following areas:

(1) New fisheries equipment or gear;

(2) Environmental pilot studies, including water quality and fisheries habitat;

(3) Aquaculture or mariculture; or

(4) Seafood technology.

(b) Annual Establishment of Priorities. -- The Commission shall, in cooperation with fishermen, the Division of Marine Fisheries, and the Sea Grant College Program, establish priorities effective July 1 of each year for the grant program. The adoption of priorities by the Commission shall not be considered rule making within the meaning of the Administrative Procedure Act. The Commission shall provide public notice of its proposed priorities at least 30 days before the Commission meeting prior to a final determination of its priorities for the fiscal year.

H.B. FILED
1077 MAY 10 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH2206*-RDZ005(3.26)

Short Title: Employees on Shellfish Leases/Franchises. (Public)

Sponsors: Representatives Preston, Edwards, Redwine, and Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE TO ALLOW EMPLOYEES ON SHELLFISH LEASES AND FRANCHISES TO WORK WITHOUT POSSESSING AN INDIVIDUAL SHELLFISH LICENSE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 113-154(c1) reads as rewritten:

"(c1) A shellfish leaseholder under G.S. 113-202, or a water column leaseholder under G.S. 113-202.1 or ~~G.S. 113-202.2~~ G.S. 113-202.2, or a franchise holder under G.S. 113-206 who purchases an individual shellfish license under this section, may ~~utilize up to two additional persons to take shellfish from the leaseholder's lease without purchasing additional individual shellfish licenses. The leaseholder shall be on the premises supervising the person or persons, and the person or persons shall be restricted to taking shellfish only from the leaseholder's lease~~ employ persons who do not possess individual shellfish licenses, provided that the employees have proof of employment on hand, if requested for inspection by a Marine Fisheries officer to verify lawful activities on the lease."

Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1844

LEGISLATIVE DAY 115
H1077HCS
READING 2
PRESTON

5/20/96
7:27 PM
IN CHAIR: SPEAKER

EMPLOYEES ON SHELL - MENT

AYES - 110

ADAMS	CUMMINGS	IVES	RAMSEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REYNOLDS
ARNOLD	DAVIS	LEE	RICHARDSON
BAKER	DECKER	LEMMOND	ROBINSON, G.
BARBEE	DICKSON	LOCKE	ROBINSON, J.
BARNES	DOCKHAM	LUEBKE	ROGERS
BEALL	EARLE	MCALLISTER	RUSSELL
BERRY	EDDINS	MCCOMAS	SEXTON
BLACK	ELLIS	MCCOMBS	SHARPE
BOWEN	ESPOSITO	MCCRARY	SHAW
BOWIE	FITCH	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	FOX	MCMAHAN	SHUBERT
BRASWELL	GAMBLE	MERCER	SUTTON
BRAWLEY	GARDNER	MICHAUX	TALLENT
BROWN, J.	GRADY	MILLER, G.	THOMPSON
BROWN, W.	GRAY	MINER	TOLSON
BUCHANAN	HACKNEY	MITCHELL	WAINWRIGHT
CANSLER	HAYES	MORGAN	WARNER
CAPPS	HENSLEY	NEELY	WATSON
CARPENTER	HIATT	NICHOLS	WEATHERLY
CHURCH	HIGHTOWER	NYE	WILKINS
CLARY	HILL	OLDHAM	WILSON, C.
COCKLEREECE	HOLMES	OWENS	WILSON, G.
CRAWFORD	HOWARD	PATE	WOMBLE
CREECH	HUNTER, H.	PRESTON	WRIGHT
CULP	HUNTER, R.	PULLEY	YONGUE
CULPEPPER	HURLEY		

NOES - 0

EXCUSED ABSENCE - 5

ALEXANDER	LINNEY	MILLER, K.	WOOD
HUNT			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	EASTERLING	EDWARDS	REDWINE
BLUE			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill ~~1227~~ 1077 SS

AMENDMENT NO. 1 (ONS)
(to be filled in by
Principal Clerk)
Page 1 of 1

H1077-HARD-001

June ~~19~~, 1996

Sen A). Comm. Sub. [YES]
Amends Title []
Third Edition

Senator Ballantine

moves to amend the bill on page 1, line 5,
by inserting "(a)" before the citation;

Further, on page 1, line 20 by inserting the following:
"(b) Section 3 of Chapter 547 of the 1995 Session Laws
(1996 Regular Session) is amended by deleting the phrase 'Carteret
County' and by substituting the phrase 'Core Sound'.

SIGNED Patrick J. Ballantine
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/20/96 (48-0) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1763/5-- 2:58 PM JUNE 20, 1996 LEGISLATIVE DAY 133

LT. GOVERNOR WICKER -- Presiding

PRESTON
CHANGE FISHERIES LAWS
SENATE COM SUB/3RD EDITION

HOUSE BILL 1077

AMEND 1

AYE	48	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	KERR	PLEXICO
		BALLANCE	DAVIS	KINCAID	PLYLER
		BALLANTINE	EAST	LEDBETTER	RAND
		BASNIGHT	EDWARDS	LITTLE	SHAW
		BLACKMON	FORRESTER	LUCAS	SHERRON
		BLUST	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
NO	0				

EXCUSED	0	
NOT CAST	1	MARTIN R.
ABSENT	1	SMITH
PAIRS	0	
AYE		
NO		

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1764/6-- 3:00 PM | JUNE 20, 1996 | LEGISLATIVE DAY 133

LT. GOVERNOR WICKER -- Presiding

PRESTON
CHANGE FISHERIES LAWS
SENATE COM SUB/3RD EDITION

HOUSE BILL 1077
READING 2

AYE	49	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R.	SHERRON
		BLUST	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER			
NO	0				

EXCUSED	0	
NOT CAST	0	
ABSENT	1	SMITH
PAIRS	0	
AYE		
NO		

PY)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

2139
SLATIVE DAY 135
H1077SCS

6/21/96
11:33 AM
IN CHAIR: RUSSELL

PRESTON

CHANGE FISHERIES LAWS
MOTION #11 - Rep. Preston moved to concur

AYES - 105

ADAMS	CUNNINGHAM	IVES	RAMSEY
ALEXANDER	DAVIS	JUSTUS	RAYFIELD
ALLRED	DECKER	KISER	REDWINE
ARNOLD	DICKSON	LEE	REYNOLDS
BAKER	DOCKHAM	LEMMOND	RICHARDSON
BARBEE	EASTERLING	LINNEY	ROBINSON, J.
BARNES	EDDINS	LOCKE	ROGERS
BERRY	EDWARDS	LUEBKE	SEXTON
BLACK	ELLIS	MCALLISTER	SHARPE
BOWEN	ESPOSITO	MCCOMAS	SHAW
BOWIE	FITCH	MCCOMBS	SHERRILL
BOYD-MCINTYRE	GAMBLE	MCCRARY	SHUBERT
BRAWLEY	GARDNER	MCLAUGHLIN	SUTTON
BROWN, J.	GRADY	MCMAHAN	TALLENT
BROWN, W.	GRAY	MERCER	THOMPSON
BUCHANAN	HACKNEY	MICHAUX	TOLSON
CANSLER	HAYES	MILLER, G.	WAINWRIGHT
CAPPS	HENSLEY	MITCHELL	WATSON
CARPENTER	HIATT	MORGAN	WEATHERLY
CHURCH	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, C.
COCKLEREECE	HOLMES	NYE	WILSON, G.
CRAWFORD	HOWARD	OWENS	WOMBLE
CREECH	HUNTER, H.	PATE	WOOD
CULP	HUNTER, R.	PRESTON	WRIGHT
CULPEPPER	HURLEY	PULLEY	YONGUE
CUMMINGS			

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	DAUGHTRY	MILLER, K.	RUSSELL
BRASWELL	EARLE	MINER	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1078 MAY 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6195*-RDZ004(3.26)

Short Title: Extend Fisheries Moratorium Report Date. (Public)

Sponsors: Representatives Preston, Edwards, Redwine, and Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE DATE OF THE MORATORIUM STEERING COMMITTEE'S FINAL REPORT AND TO EXTEND THE DATE THAT THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE IS REQUIRED TO REPORT.

The General Assembly of North Carolina enacts:

Section 1. Section 5 of Chapter 576 of the 1993 Session Laws reads as rewritten:

"Sec. 5. The Moratorium Steering Committee shall make its final report to the Joint Legislative Commission on Seafood and Aquaculture on or before November 1, 1996. The Joint Legislative Commission on Seafood and Aquaculture ~~may~~ shall report to the ~~1995~~ 1997 General ~~Assembly, and shall report on the first day the 1996 Regular Session commences~~ Assembly on its findings, together with any recommended legislation."

Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 1837
LEGISLATIVE DAY 112
H1078
READING 2
PRESTON

5/16/96
1:55 PM
IN CHAIR: SPEAKER

EXTEND FISHERIES MORATORIUM REP.DATE

AYES - 109

ADAMS	CULP	HUNTER, R.	PRESTON
ALDRIDGE	CULPEPPER	HURLEY	PULLEY
ALEXANDER	CUMMINGS	IVES	RAMSEY
ALLRED	DAUGHTRY	JUSTUS	RAYFIELD
ARNOLD	DAVIS	KISER	REDWINE
BAKER	DECKER	LEE	REYNOLDS
BARBEE	DICKSON	LEMMOND	ROBINSON, J.
BARNES	DOCKHAM	LINNEY	ROGERS
BEALL	EARLE	LUEBKE	RUSSELL
BERRY	EASTERLING	MCALLISTER	SEXTON
BLACK	EDDINS	MCCOMAS	SHARPE
BLUE	EDWARDS	MCCOMBS	SHAW
BOWEN	ESPOSITO	MCCRARY	SHERRILL
BOWIE	FOX	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	GARDNER	MCMAHAN	TALLENT
BRASWELL	GRADY	MERCER	THOMPSON
BRAWLEY	GRAY	MICHAUX	TOLSON
BROWN, J.	HACKNEY	MILLER, G.	WAINWRIGHT
BROWN, W.	HAYES	MINER	WATSON
BUCHANAN	HENSLEY	MITCHELL	WEATHERLY
CANSLER	HIATT	MORGAN	WILKINS
CAPPS	HIGHTOWER	NEELY	WILSON, C.
CARPENTER	HILL	NICHOLS	WILSON, G.
CHURCH	HOLMES	NYE	WOMBLE
CLARY	HOWARD	OLDHAM	WOOD
COCKLEREECE	HUNT	OWENS	WRIGHT
CRAWFORD	HUNTER, H.	PATE	YONGUE
CREECH			

NOES - 0

EXCUSED ABSENCE - 6

FITCH	MILLER, K.	ROBINSON, G.	WARNER
LOCKE	RICHARDSON		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	ELLIS	GAMBLE	SUTTON
CUNNINGHAM			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1593/6-- 2:36 PM JUNE 4, 1996 LEGISLATIVE DAY 123

LT. GOVERNOR WICKER -- Presiding

PRESTON
FISHERIES MORATORIUM REPORT DATE

HOUSE BILL 1078
READING 2

AYE	50	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		BLUST	GULLEY	MCDANIEL	SMITH
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
		COOPER	KERR		
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED
1079 MAY 10 95
HOUSE PRINCIPAL CLERK

D

HOUSE DRH4216-LC308(2.22)

Short Title: Repeal State Food Tax/Freeze Hiring. (Public)

Sponsors: Representative Hayes.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PHASE OUT OVER FOUR YEARS THE FOUR PERCENT STATE SALES TAX ON FOOD AND REDUCE THE SIZE OF STATE GOVERNMENT BY AUTHORIZING THE GOVERNOR TO FREEZE HIRING FOR STATE EMPLOYEES OTHER THAN EDUCATION, PUBLIC SAFETY, PUBLIC HEALTH, AND OTHER APPROPRIATE POSITIONS.

The General Assembly of North Carolina enacts:

Section 1. Effective January 1, 1997, through December 31, 1999, G.S. 105-164.4(a) is amended by adding a new subdivision to read:

"(1f) The following rates apply to the sales price of food and other items that would be exempt from the tax imposed by this Article if they were purchased with coupons issued under the Food Stamp Program, 7 U.S.C. § 51:

Effective Dates	Rate
January 1, 1997, through December 31, 1997	three percent (3%)
January 1, 1998, through December 31, 1998	two percent (2%)
January 1, 1999, through December 31, 1999	one percent (1%).

Sec. 2. Effective January 1, 2000, Article 5 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-164.13B. Food exempt from tax.**

The taxes imposed by this Article do not apply to food and other items that are not otherwise exempt pursuant to G.S. 105-164.13 but would be exempt pursuant to G.S. 105-164.13 if purchased with coupons issued under the Food Stamp Program, 7 U.S.C. § 51."

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1828
[redacted]SLATIVE DAY 111
H[redacted]79

5/15/96
1:33 PM
IN CHAIR: SPEAKER

HAYES

REPEAL STATE FOOD TAX/FREEZE HIRING
MOTION #3 - Rep. Morgan calls the previous question on Rep. Luebke's motion to suspend Rule 31(d)

AYES - 72

ALDRIDGE	DAUGHTRY	KISER	PULLEY
ALLRED	DAVIS	LEE	RAMSEY
ARNOLD	DECKER	LEMMOND	RAYFIELD
BAKER	DICKSON	LINNEY	REYNOLDS
BARBEE	EDDINS	MCALLISTER	ROBINSON, J.
BERRY	EDWARDS	MCCOMAS	RUSSELL
BOWIE	ELLIS	MCCOMBS	SEXTON
BRAWLEY	ESPOSITO	MCMAHAN	SHARPE
BROWN, J.	GARDNER	MERCER	SHERRILL
BUCHANAN	GRADY	MILLER, K.	SHUBERT
CANSLER	GRAY	MINER	THOMPSON
CAPPS	HAYES	MITCHELL	TOLSON
CARPENTER	HIATT	MORGAN	WARNER
CLARY	HILL	NEELY	WATSON
COCKLEREECE	HOLMES	NICHOLS	WEATHERLY
CREECH	HOWARD	OWENS	WILSON, C.
CULP	IVES	PATE	WILSON, G.
CUMMINGS	JUSTUS	PRESTON	WOOD

NOES - 43

ADAMS	CRAWFORD	HUNT	OLDHAM
ALEXANDER	CULPEPPER	HUNTER, H.	REDWINE
BARNES	CUNNINGHAM	HUNTER, R.	ROGERS
BEALL	EARLE	HURLEY	SHAW
BLACK	EASTERLING	LOCKE	SUTTON
BLUE	FITCH	LUEBKE	WAINWRIGHT
BOWEN	FOX	MCCRARY	WILKINS
BOYD-MCINTYRE	GAMBLE	MCLAUGHLIN	WOMBLE
BRASWELL	HACKNEY	MICHAUX	WRIGHT
BROWN, W.	HENSLEY	MILLER, G.	YONGUE
CHURCH	HIGHTOWER	NYE	

EXCUSED ABSENCE - 3

DOCKHAM	RICHARDSON	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	TALLENT

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1829
[redacted]SLATIVE DAY 111
H[redacted]79
READING 2
HAYES

5/15/96
1:34 PM
IN CHAIR: SPEAKER

REPEAL STATE FOOD TAX/FREEZE HIRING
MOTION #12- Rep Luebke moves to suspend Rule 31(d) in order that he might offer an amendment that changes the title

AYES - 51

ADAMS	CUNNINGHAM	JUSTUS	RAMSEY
ALEXANDER	EARLE	LEE	REDWINE
BARNES	EASTERLING	LOCKE	ROGERS
BEALL	FITCH	LUEBKE	SHAW
BLACK	FOX	MCALLISTER	SUTTON
BLUE	GAMBLE	MCCRARY	TOLSON
BOWEN	HACKNEY	MCLAUGHLIN	WAINWRIGHT
BOYD-MCINTYRE	HENSLEY	MERCER	WARNER
BRASWELL	HIGHTOWER	MICHAUX	WILKINS
BROWN, W.	HILL	MILLER, G.	WOMBLE
CHURCH	HUNTER, H.	MILLER, K.	WRIGHT
CRAWFORD	HUNTER, R.	OLDHAM	YONGUE
CULPEPPER	HURLEY	OWENS	

NOES - 65

SPEAKER	CULP	HOWARD	PRESTON
ALDRIDGE	CUMMINGS	HUNT	PULLEY
ALLRED	DAUGHTRY	IVES	RAYFIELD
ARNOLD	DAVIS	KISER	REYNOLDS
BAKER	DECKER	LEMMOND	ROBINSON, J.
BARBEE	DICKSON	LINNEY	RUSSELL
BERRY	EDDINS	MCCOMAS	SEXTON
BOWIE	EDWARDS	MCCOMBS	SHARPE
BRAWLEY	ELLIS	MCMAHAN	SHERRILL
BROWN, J.	ESPOSITO	MINER	SHUBERT
BUCHANAN	GARDNER	MITCHELL	THOMPSON
CANSLER	GRADY	MORGAN	WATSON
CAPPS	GRAY	NEELY	WEATHERLY
CARPENTER	HAYES	NICHOLS	WILSON, C.
CLARY	HIATT	NYE	WILSON, G.
COCKLEREECE	HOLMES	PATE	WOOD
CREECH			

EXCUSED ABSENCE - 3

DOCKHAM	RICHARDSON	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 1

TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1079

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1079-ALJ-4

Date May 15, 1996

Comm. Sub. [ ]
Amends Title [ ]

Rep. Hackney

moves to amend the bill on page 5, lines 25 through 29, by deleting Section 11 of the bill;

and on page 5, line 30, by renumbering the succeeding section accordingly.

SIGNED Hackney
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 52-64 EV 5/15/96 TABLED _____

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1830
SLATIVE DAY 111
H1079
READING 2
HAYES
AMEND #1- Hackney
REPEAL STATE FOOD TAX/FREEZE HIRING

5/15/96
2:03 PM
IN CHAIR: SPEAKER

AYES - 52

ADAMS	CUNNINGHAM	HURLEY	OWENS
ALEXANDER	EARLE	LEE	RAMSEY
BARNES	EASTERLING	LOCKE	REDWINE
BEALL	FITCH	LUEBKE	ROGERS
BLACK	FOX	MCALLISTER	SHAW
BLUE	GAMBLE	MCCRARY	SUTTON
BOWEN	HACKNEY	MCLAUGHLIN	TOLSON
BOYD-MCINTYRE	HENSLEY	MERCER	WAINWRIGHT
BRASWELL	HIGHTOWER	MICHAUX	WARNER
BROWN, W.	HILL	MILLER, G.	WILKINS
CHURCH	HUNT	MILLER, K.	WOMBLE
CRAWFORD	HUNTER, H.	NYE	WRIGHT
CULPEPPER	HUNTER, R.	OLDHAM	YONGUE

NOES - 64

SPEAKER	CREECH	HOLMES	PRESTON
ALDRIDGE	CULP	HOWARD	PULLEY
ALLRED	CUMMINGS	IVES	RAYFIELD
ARNOLD	DAUGHTRY	JUSTUS	REYNOLDS
BAKER	DAVIS	KISER	ROBINSON, J.
BARBEE	DECKER	LEMMOND	RUSSELL
BERRY	DICKSON	LINNEY	SEXTON
BOWIE	EDDINS	MCCOMAS	SHARPE
BRAWLEY	EDWARDS	MCCOMBS	SHERRILL
BROWN, J.	ELLIS	MCMAHAN	SHUBERT
BUCHANAN	ESPOSITO	MINER	THOMPSON
CANSLER	GARDNER	MITCHELL	WATSON
CAPPS	GRADY	MORGAN	WEATHERLY
CARPENTER	GRAY	NEELY	WILSON, C.
CLARY	HAYES	NICHOLS	WILSON, G.
COCKLEREECE	HIATT	PATE	WOOD

EXCUSED ABSENCE - 3

DOCKHAM	RICHARDSON	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 1

TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1079

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

H1079-ALC-106

Date 5/15, 1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Anne Barnes

moves to amend the bill on page 2, line 10,
by deleting "may" and substituting "shall".

SIGNED Anne Barnes
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 51-63 EV 5/15/96 TABLED _____

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1831
SLATIVE DAY 111
H1079
READING 2
HAYES
AMEND #2- Barnes
REPEAL STATE FOOD TAX/FREEZE HIRING

5/15/96
2:11 PM
IN CHAIR: SPEAKER

AYES - 51

ADAMS	EARLE	LEE	RAMSEY
ALEXANDER	EASTERLING	LOCKE	REDWINE
BARNES	FITCH	LUEBKE	ROGERS
BEALL	FOX	MCALLISTER	SHAW
BLACK	GAMBLE	MCCRARY	SUTTON
BLUE	HACKNEY	MCLAUGHLIN	TOLSON
BOWEN	HENSLEY	MERCER	WAINWRIGHT
BOYD-MCINTYRE	HIGHTOWER	MICHAUX	WARNER
BRASWELL	HILL	MILLER, G.	WILKINS
BROWN, W.	HUNT	MILLER, K.	WOMBLE
CHURCH	HUNTER, H.	NYE	WRIGHT
CULPEPPER	HUNTER, R.	OLDHAM	YONGUE
CUNNINGHAM	HURLEY	OWENS	

NOES - 63

SPEAKER	CULP	HOWARD	PULLEY
ALDRIDGE	CUMMINGS	IVES	RAYFIELD
ALLRED	DAUGHTRY	JUSTUS	REYNOLDS
ARNOLD	DAVIS	KISER	ROBINSON, J.
BAKER	DECKER	LEMMOND	RUSSELL
BARBEE	DICKSON	LINNEY	SEXTON
BERRY	EDDINS	MCCOMAS	SHARPE
BRAWLEY	EDWARDS	MCCOMBS	SHERRILL
BROWN, J.	ELLIS	MCMAHAN	SHUBERT
BUCHANAN	ESPOSITO	MINER	THOMPSON
CANSLER	GARDNER	MITCHELL	WATSON
CAPPS	GRADY	MORGAN	WEATHERLY
CARPENTER	GRAY	NEELY	WILSON, C.
CLARY	HAYES	NICHOLS	WILSON, G.
COCKLEREECE	HIATT	PATE	WOOD
CREECH	HOLMES	PRESTON	

EXCUSED ABSENCE - 3

DOCKHAM	RICHARDSON	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

BOWIE	CRAWFORD	TALLENT

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1832
SLATIVE DAY 111
H1079
READING 2
HAYES

5/15/96
2:30 PM
IN CHAIR: SPEAKER

REPEAL STATE FOOD TAX/FREEZE HIRING

AYES - 113

SPEAKER	CULP	HUNTER, R.	PRESTON
ADAMS	CULPEPPER	HURLEY	PULLEY
ALDRIDGE	CUMMINGS	IVES	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REDWINE
ARNOLD	DAVIS	LEE	REYNOLDS
BAKER	DECKER	LEMMOND	ROBINSON, J.
BARBEE	DICKSON	LINNEY	ROGERS
BARNES	EARLE	LOCKE	RUSSELL
BEALL	EASTERLING	LUEBKE	SEXTON
BERRY	EDDINS	MCALLISTER	SHARPE
BLACK	EDWARDS	MCCOMAS	SHAW
BLUE	ELLIS	MCCOMBS	SHERRILL
BOWEN	ESPOSITO	MCCRARY	SHUBERT
BOWIE	FOX	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	GAMBLE	MCMAHAN	THOMPSON
BRASWELL	GARDNER	MERCER	TOLSON
BRAWLEY	GRADY	MICHAUX	WAINWRIGHT
BROWN, J.	GRAY	MILLER, G.	WARNER
BROWN, W.	HACKNEY	MILLER, K.	WATSON
BUCHANAN	HAYES	MINER	WEATHERLY
CANSLER	HENSLEY	MITCHELL	WILKINS
CAPPS	HIATT	MORGAN	WILSON, C.
CARPENTER	HIGHTOWER	NEELY	WILSON, G.
CHURCH	HILL	NICHOLS	WOMBLE
CLARY	HOLMES	NYE	WOOD
COCKLEREECE	HOWARD	OLDHAM	WRIGHT
CRAWFORD	HUNTER, H.	PATE	YONGUE
CREECH			

NOES - 3

FITCH	HUNT	OWENS

EXCUSED ABSENCE - 3

DOCKHAM	RICHARDSON	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 1

TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1079

AMENDMENT NO. 3
(to be filled in by
Principal Clerk)

H1079-ALC-5/16

Date May 16, 1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Hayes

moves to amend the bill on page 5, line 34,
by adding the following at the end of the line:
"If any provision of this act or its application is held invalid, the invalidity does not affect other provisions or applications of this act that can be given effect without the invalid provisions or application, and to this end the provisions of this act are severable."

SIGNED Robin Hayes
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/16/96 FAILED _____ TABLED _____
106-3 EV

adjusted (107-3 EV)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1834
LEGISLATIVE DAY 112
H1079
READING 3
HAYES
AMEND #3-Hayes
REPEAL STATE FOOD TAX/FREEZE HIRING

5/16/96
1:20 PM
IN CHAIR: SPEAKER

AYES - ~~106~~ 107

SPEAKER	CULP	HUNTER, H.	PRESTON
ADAMS	CULPEPPER	HUNTER, R.	PULLEY
ALDRIDGE	CUMMINGS	HURLEY	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REDWINE
ARNOLD	DAVIS	LEE	REYNOLDS
BAKER	DECKER	LEMMOND	ROBINSON, J.
BARBEE	DICKSON	LINNEY	ROGERS
BARNES	DOCKHAM	LUEBKE	RUSSELL
BEALL	EARLE	MCALLISTER	SEXTON
BERRY	EASTERLING	MCCOMAS	SHARPE
BLACK	EDDINS	MCCOMBS	SHAW
BOWEN	EDWARDS	MCCRARY	SHERRILL
BOWIE	ELLIS	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	ESPOSITO	MERCER	SUTTON
BRASWELL	FOX	MICHAUX	TALLENT
BRAWLEY	GARDNER	MILLER, G.	THOMPSON
BROWN, J.	GRADY	MINER	TOLSON
BROWN, W.	GRAY	MITCHELL	WATSON
BUCHANAN	HACKNEY	MORGAN	WEATHERLY
CANSLER	HAYES	NEELY	WILKINS
CAPPS	HENSLEY	NICHOLS	WILSON, C.
CHURCH	HIATT	NYE	WILSON, G.
CLARY	HILL	OLDHAM	WOMBLE
COCKLEREECE	HOLMES	OWENS	WOOD
CRAWFORD	HOWARD	PATE	YONGUE
CREECH	HUNT		WAINWRIGHT

NOES - 3

BLUE	HIGHTOWER	WRIGHT

EXCUSED ABSENCE - 6

FITCH	MILLER, K.	ROBINSON, G.	WARNER
LOCKE	RICHARDSON		

EXCUSED VOTE - 0

NOT VOTING - ~~5~~ 4

CARPENTER	IVES	MCMAHAN	~~WAINWRIGHT~~
GAMBLE			

Rep. Wainwright requests to be recorded as voting "aye". Speaker so orders.

H1079

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1835
LEGISLATIVE DAY 112
H1079
READING 3
HAYES

5/16/96
1:48 PM
IN CHAIR: SPEAKER

REPEAL STATE FOOD TAX/FREEZE HIRING

AYES - 111

SPEAKER	CREECH	HUNTER, H.	PULLEY
ADAMS	CULP	HUNTER, R.	RAMSEY
ALDRIDGE	CULPEPPER	HURLEY	RAYFIELD
ALEXANDER	CUMMINGS	IVES	REDWINE
ALLRED	CUNNINGHAM	JUSTUS	REYNOLDS
ARNOLD	DAUGHTRY	KISER	ROBINSON, J.
BAKER	DAVIS	LEE	ROGERS
BARBEE	DECKER	LEMMOND	RUSSELL
BARNES	DICKSON	LINNEY	SEXTON
BEALL	DOCKHAM	LUEBKE	SHARPE
BERRY	EARLE	MCALLISTER	SHAW
BLACK	EASTERLING	MCCOMAS	SHERRILL
BLUE	EDDINS	MCCOMBS	SHUBERT
BOWEN	EDWARDS	MCCRARY	SUTTON
BOWIE	ELLIS	MCLAUGHLIN	TALLENT
BOYD-MCINTYRE	ESPOSITO	MCMAHAN	THOMPSON
BRASWELL	FOX	MERCER	TOLSON
BRAWLEY	GARDNER	MICHAUX	WAINWRIGHT
BROWN, J.	GRADY	MILLER, G.	WATSON
BROWN, W.	GRAY	MINER	WEATHERLY
BUCHANAN	HACKNEY	MITCHELL	WILKINS
CANSLER	HAYES	MORGAN	WILSON, C.
CAPPS	HENSLEY	NEELY	WILSON, G.
CARPENTER	HIATT	NICHOLS	WOMBLE
CHURCH	HIGHTOWER	NYE	WOOD
CLARY	HILL	OLDHAM	WRIGHT
COCKLEREECE	HOLMES	PATE	YONGUE
CRAWFORD	HOWARD	PRESTON	

NOES - 3

GAMBLE	HUNT	OWENS

EXCUSED ABSENCE - 6

FITCH	MILLER, K.	ROBINSON, G.	WARNER
LOCKE	RICHARDSON		

EXCUSED VOTE - 0

NOT VOTING - 0

H.B. FILED
1080 MAY 13 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H **D**

HOUSE DRH7273-LL228(4.16)

Short Title: Currituck/Pasquotank Hunting. (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE HUNTING, TRAPPING, AND TAKING OF FOXES AT ANY TIME IN CURRITUCK AND PASQUOTANK COUNTIES AND TO PROVIDE THAT THE WILDLIFE RESOURCES COMMISSION SHALL SET THE STARTING AND QUITTING TIMES FOR THE TAKING OF WATERFOWL IN CURRITUCK SOUND AND ITS TRIBUTARIES AT ALL TIMES OF THE YEAR.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding any other provision of law, it is lawful to hunt, trap, or take foxes with firearms or dogs at any time in Currituck and Pasquotank Counties.

Sec. 2. The Wildlife Resources Commission shall provide for the sale of foxes taken pursuant to this act.

Sec. 3. Section 24 of Chapter 1436 of the 1957 Session Laws, as amended by Section 5 of Chapter 808 of the 1989 Session Laws, reads as rewritten:

"Sec. 24. The starting time for waterfowl hunting each day, and the quitting time for waterfowl hunting each day ~~prior to November 1~~ of the hunting season, shall be as set by the North Carolina Wildlife Resources Commission, or as required by the statewide game law. ~~The quitting time for waterfowl hunting each day after November 1 of the hunting season shall be 4:20 p.m. Eastern Standard Time.~~"

Sec. 4. Sections 1 and 2 of this act apply only to Currituck and Pasquotank Counties.

Sec. 5. Sections 1 and 2 of this act are effective upon ratification and expire two years from the date of ratification. The remainder of this act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1080

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1080-ARF-001

Date 6/20/ ,1996

Comm. Sub. [YES]
Amends Title []
2nd Edition

SENATOR SHAW.
~~Representative~~

moves to amend the bill on page 1, between lines 7 and 8, by adding a new Section 2 to read:

"G.S. 113-133(e) is amended by deleting the words "Currituck: Session Laws 1959, Chapter 545."; and

by renumbering the remaining section accordingly.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/20/96 FAILED _____ TABLED _____

42-0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1781/23-- 5:09 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

OWENS
CURRITUCK FOX HUNTING
COM SUB/2ND EDITION

HOUSE BILL 1080

AMEND 1

AYE	42	ALBERTSON	COOPER	JORDAN	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		BLUST	GULLEY	MCDANIEL	SOLES
		CARPENTER	HARTSELL	MCKOY	SPEED
		CARRINGTON	HOBBS	ODOM	WEBSTER
		CLARK	HORTON	PAGE	WINNER
		CONDER	HOYLE		
NO	0				
EXCUSED	0				
NOT CAST	7	COCHRANE	KERR	SHAW	WARREN
		DANNELLY	MARTIN R.	SHERRON	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1080

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1080-ARF-001

Date 6/20/ ,1996

Comm. Sub. [YES]
Amends Title []
2nd Edition

SENATOR SHAW.
~~Representative~~

moves to amend the bill on page 1, between lines 7 and 8, by adding a new Section 2 to read:

"G.S. 113-133(e) is amended by deleting the words "Currituck: Session Laws 1959, Chapter 545."; and

by renumbering the remaining section accordingly.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/20/96 FAILED _____, TABLED _____

42-0

98-0 PV

HOUSE CONCURS IN SENATE AMENDMENT #1
JUN 21 1996
AND ORDERED ENROLLED

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2131
SLATIVE DAY 135
H1080HCS

6/21/96
11:18 AM
IN CHAIR: SPEAKER

OWENS
AMEND #1- Senate amendment
CURRITUCK FOX HUNTING
MOTION #11- to concur

AYES - 98

ADAMS	CULPEPPER	HUNTER, R.	PRESTON
ALEXANDER	CUMMINGS	IVES	RAYFIELD
ALLRED	CUNNINGHAM	JUSTUS	REDWINE
ARNOLD	DAUGHTRY	KISER	REYNOLDS
BAKER	DAVIS	LEE	RICHARDSON
BARBEE	DICKSON	LEMMOND	ROBINSON, J.
BARNES	DOCKHAM	LOCKE	ROGERS
BERRY	EASTERLING	LUEBKE	RUSSELL
BLACK	EDDINS	MCALLISTER	SEXTON
BOWEN	EDWARDS	MCCOMAS	SHARPE
BOWIE	ELLIS	MCCOMBS	SHERRILL
BOYD-MCINTYRE	ESPOSITO	MCCRARY	SHUBERT
BRAWLEY	FITCH	MCLAUGHLIN	TALLENT
BROWN, J.	GAMBLE	MCMAHAN	THOMPSON
BROWN, W.	GARDNER	MERCER	TOLSON
BUCHANAN	GRADY	MICHAUX	WAINWRIGHT
CANSLER	GRAY	MILLER, G.	WATSON
CAPPS	HACKNEY	MITCHELL	WEATHERLY
CARPENTER	HAYES	MORGAN	WILKINS
CHURCH	HENSLEY	NEELY	WILSON, C.
CLARY	HIATT	NICHOLS	WILSON, G.
COCKLEREECE	HIGHTOWER	NYE	WOMBLE
CRAWFORD	HILL	OWENS	WOOD
CREECH	HOWARD	PATE	YONGUE
CULP	HUNTER, H.		

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	HOLMES	MINER	SHAW
BRASWELL	HURLEY	PULLEY	SUTTON
DECKER	LINNEY	RAMSEY	WRIGHT
EARLE	MILLER, K.		

NO. FILED
1081 MAY 13 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH6196-LV009(5.6)

Short Title: Albemarle Hospital Board. (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE MEMBERSHIP, QUALIFICATIONS FOR APPOINTMENT, AND TERMS OF THE TRUSTEES FOR ALBEMARLE HOSPITAL IN PASQUOTANK COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 203 of the 1959 Session Laws, as amended by Section 1 of Chapter 140 of the 1989 Session Laws, reads as rewritten:

"Section 1. ~~G.S. 131-28.8 [now G.S. 131E-18]~~ G.S. 131E-18 is amended by adding at the end ~~thereof~~ the following:

(a) In Pasquotank County the Board of Commissioners of said county shall appoint a Board of Trustees for Albemarle Hospital, consisting of ~~ten~~ 15 members, five of whom shall be appointed from Elizabeth City ~~Township;~~ Township, five of whom shall be appointed from elsewhere within Pasquotank County, and one member each shall be appointed from the counties of Camden, Currituck, Dare, Gates, and Perquimans; five members of said board shall be appointed for a term of one year each, and five members of said board shall be appointed for a term of two years each. At the end of their respective terms their successors shall be appointed for terms of two years each. Any vacancy on the board of trustees shall be filled by the board of commissioners for the unexpired term. The appointments of the members of the Board of Trustees of Albemarle Hospital heretofore made by the Board of Commissioners of Pasquotank and all acts and things done by said trustees by virtue of their appointments are hereby validated.

(b) For the initial appointments of members from the counties of Camden, Currituck, Dare, Gates, and Perquimans, three shall be appointed for one-year terms

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1082 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7275*-RWZ020D(5.8)

Short Title: Annexation Changes/Larger Cities. (Public)

Sponsors: Representative Ellis.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE LAWS GOVERNING ANNEXATION BY CITIES WITH A POPULATION OF FIVE THOUSAND OR MORE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-47 reads as rewritten:

"**§ 160A-47. Prerequisites to annexation; ability to serve; report and plans.**

A municipality exercising authority under this Part shall make plans for the extension of services to the area proposed to be annexed and shall, prior to the public hearing provided for in G.S. 160A-49, prepare a report setting forth such plans to provide services to such area. The report shall include:

(1) A map or maps of the municipality and adjacent territory to show the following information:
   a. The present and proposed boundaries of the municipality.
   b. The present major trunk water mains and sewer interceptors and outfalls, and the proposed extensions of such mains and outfalls as required in subdivision (3) of this section. The water and sewer map must bear the seal of a registered professional engineer.
   c. The general land use pattern in the area to be annexed.

(2) A statement showing that the area to be annexed meets the requirements of G.S. 160A-48.

(3) A statement setting forth the plans of the municipality for extending to the area to be annexed each major municipal service performed within the municipality at the time of annexation. Specifically, such plans shall:

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1960
[redacted]SLATIVE DAY 128
H1082HCS
READING 2
ELLIS

6/12/96
2:34 PM
IN CHAIR: SPEAKER

ANNEXATION CHANGES/ LARGER CITIES

AYES - 103

ADAMS	CULP	JUSTUS	RAMSEY
ALDRIDGE	CUMMINGS	KISER	RAYFIELD
ALEXANDER	DAUGHTRY	LEE	REDWINE
ALLRED	DAVIS	LEMMOND	REYNOLDS
ARNOLD	DECKER	LINNEY	ROBINSON, G.
BAKER	DICKSON	LOCKE	ROBINSON, J.
BARBEE	DOCKHAM	MCALLISTER	ROGERS
BARNES	EARLE	MCCOMAS	RUSSELL
BEALL	EASTERLING	MCCOMBS	SEXTON
BERRY	EDDINS	MCCRARY	SHARPE
BLACK	EDWARDS	MCLAUGHLIN	SHAW
BOWEN	ELLIS	MCMAHAN	SHERRILL
BOWIE	ESPOSITO	MERCER	SHUBERT
BOYD-MCINTYRE	FOX	MICHAUX	SUTTON
BRASWELL	GAMBLE	MILLER, G.	THOMPSON
BROWN, J.	GARDNER	MILLER, K.	TOLSON
BROWN, W.	GRADY	MITCHELL	WAINWRIGHT
BUCHANAN	HACKNEY	MORGAN	WARNER
CANSLER	HAYES	NEELY	WATSON
CAPPS	HIATT	NICHOLS	WEATHERLY
CARPENTER	HIGHTOWER	NYE	WILKINS
CHURCH	HILL	OLDHAM	WILSON, G.
CLARY	HOWARD	OWENS	WOMBLE
COCKLEREECE	HUNTER, R.	PATE	WOOD
CRAWFORD	HURLEY	PRESTON	YONGUE
CREECH	IVES	PULLEY	

NOES - 6

BLUE	FITCH	HUNTER, H.	RICHARDSON
CUNNINGHAM	HENSLEY		

EXCUSED ABSENCE - 3

BRAWLEY	CULPEPPER	HOLMES

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	HUNT	MINER	WILSON, C.
GRAY	LUEBKE	TALLENT	WRIGHT

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1082

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1082-ALB-1

Date June 12, 1996

Comm. Sub. [Y]
Amends Title []
Second Edition

Rep. Pully

moves to amend the bill on page 5, line 30, by adding the following between lines 30 and 31:

"Sec. 5.1. G.S. 160A-49 is amended by adding a new subsection to read:

'(l) Protest petition.

(1) Protest authorized.--Upon submission of a protest petition signed by twenty percent (20%) or more of the landowners affected by a proposed annexation, the annexation ordinance shall not become effective except by favorable vote of three-fourths vote of the city council.

(2) Procedure.--No protest against any proposed annexation ordinance shall be valid unless it be in the form of a written petition actually bearing the signatures of the requisite number of property owners and stating that the signers do protest the proposed annexation and unless it shall have been received by the city clerk in sufficient time to allow the city at least two normal work days, excluding Saturdays, Sundays and legal holidays, before the date established for a public hearing on the annexation ordinance to determine the sufficiency and accuracy of the petition. The city council may by ordinance require that all protest petitions be on a form prescribed and furnished by the city, and such form may prescribe any reasonable information deemed necessary to permit the city to determine the sufficiency and accuracy of the petition.

(3) Effect of failure of three-fourths vote after protest petition.--If the city council fails to adopt the annexation ordinance by the required three-fourths vote following submission of the protest petition, the city council may not consider an annexation ordinance

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1082

AMENDMENT NO. 1
(to be filled in by Principal Clerk)

H1082-ALB-1

under this Part affecting the same parcels of land for a period of one year from the date of the submission of the protest petition.'".

further moves to amend the bill on page 5, line 33, by adding the following immediately after the period: "Section 5.1 of this act also applies to annexation ordinances adopted prior to the date of ratification of this act where:

(1) The ordinance did not receive a three-fourths vote of the city council upon its adoption;
(2) The ordinance is subject to litigation pending on the date of ratification of this act; and
(3) The petition required by G.S. 160A-49(1) as enacted by Section 5.1 of this act is received by the city clerk no later than 60 days after the date of ratification of this act.

In such case, after the city has determined the petition to be sufficient, the court where the litigation is pending shall upon motion remand the ordinance to the city council. In the case of pending litigation covered by the previous sentence, if the city council requires under G.S. 160A-49(1) as enacted by Section 5.1 of this act that the petitions be on a form required by ordinance, that ordinance must be adopted within 14 days of ratification of this act, and in such case the deadline for submitting the petition shall be 60 days after adoption of the ordinance specifying the form."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/12/96 FAILED _____ TABLED _____

69-45 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1961
[redacted]ISLATIVE DAY 128
H1082HCS
READING 3
ELLIS
AMEND #1-Pulley
ANNEXATION CHANGES/ LARGER CITIES

6/12/96
2:38 PM
IN CHAIR: SPEAKER

AYES - 69

ADAMS	CULP	JUSTUS	ROBINSON, G.
ALDRIDGE	CUMMINGS	KISER	ROBINSON, J.
ALLRED	CUNNINGHAM	LEMMOND	RUSSELL
ARNOLD	DAVIS	LINNEY	SEXTON
BAKER	DECKER	MCCOMAS	SHARPE
BARBEE	EDDINS	MCLAUGHLIN	SHAW
BERRY	EDWARDS	MCMAHAN	SHERRILL
BLACK	ELLIS	MILLER, G.	SHUBERT
BOWEN	ESPOSITO	MILLER, K.	THOMPSON
BOYD-MCINTYRE	FITCH	MITCHELL	WARNER
BROWN, J.	GARDNER	MORGAN	WATSON
BUCHANAN	GRADY	NICHOLS	WEATHERLY
CANSLER	HAYES	NYE	WILKINS
CAPPS	HIATT	PRESTON	WILSON, C.
CARPENTER	HOWARD	PULLEY	WILSON, G.
CLARY	HUNTER, R.	RAYFIELD	WOMBLE
COCKLEREECE	IVES	REYNOLDS	WOOD
CREECH			

NOES - 45

ALEXANDER	EARLE	HURLEY	OWENS
BARNES	EASTERLING	LEE	PATE
BEALL	FOX	LOCKE	RAMSEY
BLUE	GAMBLE	LUEBKE	REDWINE
BOWIE	GRAY	MCALLISTER	RICHARDSON
BRASWELL	HACKNEY	MCCOMBS	ROGERS
BROWN, W.	HENSLEY	MCCRARY	SUTTON
CHURCH	HIGHTOWER	MERCER	TOLSON
CRAWFORD	HILL	MICHAUX	WAINWRIGHT
DAUGHTRY	HUNT	NEELY	WRIGHT
DICKSON	HUNTER, H.	OLDHAM	YONGUE
DOCKHAM			

EXCUSED ABSENCE - 3

BRAWLEY	CULPEPPER	HOLMES

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	MINER	TALLENT

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1962
[redacted]SLATIVE DAY 128
H1082HCS
READING 3
ELLIS

6/12/96
2:38 PM
IN CHAIR: SPEAKER

ANNEXATION CHANGES/ LARGER CITIES

AYES - 79

ALDRIDGE	CUMMINGS	JUSTUS	ROBINSON, G.
ALLRED	DAVIS	KISER	ROBINSON, J.
ARNOLD	DECKER	LEMMOND	RUSSELL
BAKER	DICKSON	LINNEY	SEXTON
BARBEE	DOCKHAM	MCALLISTER	SHARPE
BEALL	EARLE	MCCOMAS	SHAW
BERRY	EDDINS	MCCOMBS	SHERRILL
BLACK	EDWARDS	MCLAUGHLIN	SHUBERT
BOWEN	ELLIS	MCMAHAN	THOMPSON
BROWN, J.	ESPOSITO	MILLER, K.	WAINWRIGHT
BROWN, W.	FOX	MITCHELL	WARNER
BUCHANAN	GAMBLE	MORGAN	WATSON
CANSLER	GARDNER	NICHOLS	WEATHERLY
CAPPS	GRADY	NYE	WILKINS
CARPENTER	GRAY	OLDHAM	WILSON, C.
CLARY	HAYES	PATE	WILSON, G.
COCKLEREECE	HIATT	PRESTON	WOMBLE
CRAWFORD	HOWARD	PULLEY	WOOD
CREECH	HUNTER, R.	RAYFIELD	YONGUE
CULP	IVES	REYNOLDS	

NOES - 33

ADAMS	EASTERLING	HURLEY	OWENS
ALEXANDER	FITCH	LEE	RAMSEY
BARNES	HACKNEY	LOCKE	REDWINE
BLUE	HENSLEY	LUEBKE	RICHARDSON
BOYD-MCINTYRE	HIGHTOWER	MCCRARY	ROGERS
BRASWELL	HILL	MERCER	SUTTON
CHURCH	HUNT	MICHAUX	TOLSON
CUNNINGHAM	HUNTER, H.	NEELY	WRIGHT
DAUGHTRY			

EXCUSED ABSENCE - 3

BRAWLEY	CULPEPPER	HOLMES

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	MILLER, G.	MINER	TALLENT
BOWIE			

H1083

H.B. FILED

1083 MAY 13 96

HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H **D**

HOUSE DRH7276*-RWZ016B(5.9)

Short Title: Mail ETJ Notice/Hearing on Appointments. (Public)

Sponsors: Representative Ellis.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE FIRST-CLASS MAIL NOTICE TO ALL PROPERTY OWNERS IN AN AREA PROPOSED FOR ADDITION TO A MUNICIPALITY'S EXTRATERRITORIAL PLANNING AND ZONING JURISDICTION, PROPORTIONAL REPRESENTATION FOR RESIDENTS OF THE ETJ ON THE PLANNING AGENCY, AND A HEARING BEFORE COUNTY APPOINTMENT OF REPRESENTATION TO THE PLANNING AGENCY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-360 is amended by adding a subsection to read:

"(a1) Any municipality planning to exercise extraterritorial jurisdiction under this Article shall notify the owners of all parcels of land proposed for addition to the area of extraterritorial jurisdiction, as shown on the county tax records. The notice shall be sent by first-class mail to the last addresses listed for affected property owners in the county tax records. The notice shall inform the landowner of the effect of the extension of extraterritorial jurisdiction, of the landowner's right to participate in a public hearing prior to adoption of any ordinance extending the area of extraterritorial jurisdiction, as provided in G.S. 160A-364, and the right of all residents of the area to apply to the board of county commissioners to serve as a representative on the planning agency and the board of adjustment, as provided in G.S. 160A-362. The notice shall be mailed at least four weeks prior to the public hearing. The person or persons mailing the notices shall certify to the city council that the notices were sent by first-class mail, and the certificate shall be deemed conclusive in the absence of fraud."

Sec. 2. G.S. 160A-362 reads as rewritten:

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1967
[redacted]SLATIVE DAY 128
H1083
READING 2
ELLIS

6/12/96
3:17 PM
IN CHAIR: SPEAKER

MAIL EXT. JURIS. NOTICE/HEAR. ON APP.

AYES - 90

ALDRIDGE	CUMMINGS	HUNTER, R.	RAMSEY
ALEXANDER	CUNNINGHAM	IVES	RAYFIELD
ALLRED	DAUGHTRY	JUSTUS	REDWINE
ARNOLD	DAVIS	KISER	REYNOLDS
BAKER	DECKER	LEE	ROBINSON, G.
BARNES	DICKSON	LEMMOND	ROBINSON, J.
BEALL	DOCKHAM	LINNEY	ROGERS
BERRY	EARLE	LOCKE	RUSSELL
BLACK	EDDINS	MCCOMAS	SEXTON
BOWIE	EDWARDS	MCCOMBS	SHARPE
BRAWLEY	ELLIS	MCCRARY	SHAW
BROWN, J.	ESPOSITO	MCLAUGHLIN	SHERRILL
BROWN, W.	FOX	MCMAHAN	THOMPSON
BUCHANAN	GARDNER	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WATSON
CAPPS	GRAY	MORGAN	WEATHERLY
CARPENTER	HACKNEY	NEELY	WILKINS
CHURCH	HAYES	NICHOLS	WILSON, C.
CLARY	HIATT	NYE	WILSON, G.
COCKLEREECE	HIGHTOWER	OLDHAM	WOMBLE
CRAWFORD	HILL	PATE	WOOD
CREECH	HOWARD	PULLEY	YONGUE
CULP	HUNTER, H.		

NOES - 20

ADAMS	FITCH	LUEBKE	RICHARDSON
BLUE	GAMBLE	MCALLISTER	SUTTON
BOYD-MCINTYRE	HENSLEY	MERCER	TOLSON
BRASWELL	HUNT	MILLER, G.	WARNER
EASTERLING	HURLEY	OWENS	WRIGHT

EXCUSED ABSENCE - 3

CULPEPPER	HOLMES	PRESTON

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWEN	MILLER, K.	TALLENT
BARBEE	MICHAUX	SHUBERT	

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1083 DATE June 12, 1996

S. B. No. _____ Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
) Barnes
Sen.)

moves to amend the bill on page 2, line 18

( ) WHICH CHANGES THE TITLE

by rewriting that line to read:

"to the planning agency or to the board of adjustment as a result of an extension of the extraterritorial jurisdiction, the board of county"

SIGNED Anne B. Barnes

ADOPTED 6/12/96 FAILED _____ TABLED _____

110-0 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SE[redacted] # 1966
[redacted]SLATIVE DAY 128
H1083
READING 2
ELLIS
AMEND #1-Barnes
MAIL EXT. JURIS. NOTICE/HEAR. ON APP.

6/12/96
3:09 PM
IN CHAIR: SPEAKER

AYES - 110

ADAMS	CUNNINGHAM	HURLEY	PULLEY
ALDRIDGE	DAUGHTRY	IVES	RAMSEY
ALEXANDER	DAVIS	JUSTUS	RAYFIELD
ARNOLD	DECKER	KISER	REDWINE
BAKER	DICKSON	LEE	RICHARDSON
BARNES	DOCKHAM	LEMMOND	ROBINSON, G.
BEALL	EARLE	LINNEY	ROBINSON, J.
BERRY	EASTERLING	LOCKE	ROGERS
BLACK	EDDINS	LUEBKE	RUSSELL
BLUE	EDWARDS	MCALLISTER	SEXTON
BOWEN	ELLIS	MCCOMAS	SHARPE
BOWIE	ESPOSITO	MCCOMBS	SHAW
BOYD-MCINTYRE	FITCH	MCCRARY	SHERRILL
BRASWELL	FOX	MCLAUGHLIN	SUTTON
BRAWLEY	GAMBLE	MCMAHAN	THOMPSON
BROWN, J.	GARDNER	MERCER	TOLSON
BROWN, W.	GRADY	MICHAUX	WAINWRIGHT
BUCHANAN	GRAY	MILLER, G.	WARNER
CANSLER	HACKNEY	MINER	WATSON
CAPPS	HAYES	MITCHELL	WEATHERLY
CARPENTER	HENSLEY	MORGAN	WILKINS
CHURCH	HIATT	NEELY	WILSON, C.
CLARY	HIGHTOWER	NICHOLS	WILSON, G.
COCKLEREECE	HILL	NYE	WOMBLE
CRAWFORD	HOWARD	OLDHAM	WOOD
CREECH	HUNT	OWENS	WRIGHT
CULP	HUNTER, H.	PATE	YONGUE
CUMMINGS	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 3

CULPEPPER	HOLMES	PRESTON

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BARBEE	REYNOLDS	TALLENT
ALLRED	MILLER, K.	SHUBERT	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1083

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

H1083-ARW-240-96d

Date June ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Luebke

moves to amend the bill on page 2, SW line 8-11, by deleting the sentence beginning with the word "Representation" SW and ending with "matters" on those lines and substituting the following:

"Representation shall be provided by appointing ~~residents~~ at least one resident of the entire extraterritorial zoning and subdivision regulation area to the planning agency and the board of adjustment that makes recommendations or grants relief in these matters. For purposes of this section, an additional member must be appointed to the planning agency or board of adjustment to achieve proportional representation only when the population of the entire extraterritorial zoning and subdivision area constitutes a full fraction of the municipality's population divided by the total membership of the planning agency or board of adjustment."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/13/96 FAILED _____ TABLED _____
109-1 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1972
SLATIVE DAY 129
H1083
READING 3
ELLIS
AMEND #2-Luebke
MAIL EXTERR. JURIS. NOT./HEARING ON APP.

6/13/96
1:55 PM
IN CHAIR: SPEAKER

AYES - 109

ADAMS	DECKER	JUSTUS	RAMSEY
ALDRIDGE	DICKSON	KISER	RAYFIELD
ALEXANDER	DOCKHAM	LEE	REDWINE
ALLRED	EARLE	LEMMOND	REYNOLDS
BAKER	EASTERLING	LINNEY	RICHARDSON
BARNES	EDDINS	LOCKE	ROBINSON, J.
BERRY	EDWARDS	LUEBKE	ROGERS
BLUE	ELLIS	MCALLISTER	RUSSELL
BOWEN	ESPOSITO	MCCOMAS	SEXTON
BOWIE	FITCH	MCCOMBS	SHARPE
BOYD-MCINTYRE	FOX	MCCRARY	SHAW
BRASWELL	GAMBLE	MCLAUGHLIN	SHERRILL
BRAWLEY	GARDNER	MCMAHAN	SHUBERT
BROWN, J.	GRADY	MERCER	SUTTON
BROWN, W.	GRAY	MICHAUX	TALLENT
BUCHANAN	HACKNEY	MILLER, G.	THOMPSON
CANSLER	HAYES	MILLER, K.	TOLSON
CAPPS	HENSLEY	MITCHELL	WARNER
CHURCH	HIATT	MORGAN	WATSON
CLARY	HIGHTOWER	NEELY	WEATHERLY
COCKLEREECE	HILL	NICHOLS	WILKINS
CRAWFORD	HOWARD	NYE	WILSON, C.
CREECH	HUNT	OLDHAM	WILSON, G.
CULPEPPER	HUNTER, H.	OWENS	WOMBLE
CUMMINGS	HUNTER, R.	PATE	WOOD
CUNNINGHAM	HURLEY	PRESTON	WRIGHT
DAUGHTRY	IVES	PULLEY	YONGUE
DAVIS			

NOES - 1

BARBEE

EXCUSED ABSENCE - 3

CULP	ROBINSON, G.	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BEALL	CARPENTER	MINER
ARNOLD	BLACK	HOLMES	

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1973
SLATIVE DAY 129
H1083
READING 3
ELLIS

6/13/96
2:00 PM
IN CHAIR: SPEAKER

MAIL EXTERR. JURIS. NOT./HEARING ON APP.

AYES - 101

SPEAKER	DAUGHTRY	IVES	PRESTON
ADAMS	DAVIS	JUSTUS	PULLEY
ALDRIDGE	DECKER	KISER	RAYFIELD
ALEXANDER	DICKSON	LEE	REDWINE
ALLRED	DOCKHAM	LEMMOND	REYNOLDS
BAKER	EARLE	LINNEY	ROBINSON, J.
BARNES	EDDINS	LOCKE	ROGERS
BEALL	EDWARDS	LUEBKE	RUSSELL
BERRY	ELLIS	MCALLISTER	SEXTON
BLACK	ESPOSITO	MCCOMAS	SHARPE
BOWEN	FITCH	MCCOMBS	SHAW
BOWIE	FOX	MCCRARY	SHERRILL
BRASWELL	GAMBLE	MCLAUGHLIN	SHUBERT
BRAWLEY	GARDNER	MCMAHAN	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BROWN, W.	GRAY	MILLER, G.	TOLSON
BUCHANAN	HACKNEY	MILLER, K.	WARNER
CANSLER	HAYES	MITCHELL	WATSON
CAPPS	HIATT	MORGAN	WEATHERLY
CARPENTER	HIGHTOWER	NEELY	WILKINS
CHURCH	HILL	NICHOLS	WILSON, C.
CLARY	HOLMES	NYE	WILSON, G.
COCKLEREECE	HOWARD	OLDHAM	WOMBLE
CRAWFORD	HUNTER, R.	OWENS	WOOD
CREECH	HURLEY	PATE	YONGUE
CUMMINGS			

NOES - 11

BLUE	CUNNINGHAM	HUNT	RICHARDSON
BOYD-MCINTYRE	EASTERLING	HUNTER, H.	WRIGHT
CULPEPPER	HENSLEY	MERCER	

EXCUSED ABSENCE - 3

CULP	ROBINSON, G.	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

ARNOLD	MINER	RAMSEY	SUTTON
BARBEE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1828/41-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

ELLIS
MAIL ETJ NOTICE/HEARING ON APPTS.
SENATE COM SUB/3RD EDITION

HOUSE BILL 1083
READING 2

AYE	45	ALBERTSON	DAVIS	KERR	PERDUE
		ALLRAN	EAST	KINCAID	PLEXICO
		BALLANTINE	EDWARDS	LEDBETTER	PLYLER
		BASNIGHT	FORRESTER	LITTLE	RAND
		BLUST	FOXX	LUCAS	SHAW
		CARPENTER	GULLEY	MARTIN R.	SIMPSON
		CARRINGTON	HARTSELL	MCDANIEL	SOLES
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JORDAN	PARNELL	WINNER
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	4	BALLANCE	BLACKMON	MARTIN W.	SHERRON
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2233
LEGISLATIVE DAY 135
H1083SCS

6/21/96
[redacted]
IN CHAIR: SPEAKER

MOTION #11- Ellis moves to concur

AYES - 89

ADAMS	CUMMINGS	JUSTUS	REDWINE
ALEXANDER	CUNNINGHAM	KISER	REYNOLDS
ALLRED	DAUGHTRY	LEE	RICHARDSON
ARNOLD	DAVIS	LUEBKE	RUSSELL
BAKER	DOCKHAM	MCALLISTER	SEXTON
BARBEE	EARLE	MCCOMAS	SHARPE
BARNES	EASTERLING	MCCOMBS	SHERRILL
BLACK	EDDINS	MCCRARY	SHUBERT
BOWEN	EDWARDS	MCMAHAN	SUTTON
BOWIE	ELLIS	MERCER	TALLENT
BOYD-MCINTYRE	ESPOSITO	MICHAUX	THOMPSON
BRAWLEY	FITCH	MILLER, G.	TOLSON
BROWN, J.	GARDNER	MINER	WAINWRIGHT
BROWN, W.	GRADY	MITCHELL	WATSON
CANSLER	GRAY	MORGAN	WEATHERLY
CAPPS	HAYES	NEELY	WILKINS
CARPENTER	HIGHTOWER	NICHOLS	WILSON, C.
CHURCH	HILL	NYE	WILSON, G.
CLARY	HOLMES	OWENS	WOMBLE
COCKLEREECE	HOWARD	PATE	WOOD
CRAWFORD	HURLEY	PRESTON	WRIGHT
CREECH	IVES	RAYFIELD	YONGUE
CULP			

NOES - 3

HENSLEY	LINNEY	PULLEY

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 19

SPEAKER	DECKER	HUNTER, R.	RAMSEY
BERRY	GAMBLE	LEMMOND	ROBINSON, J.
BRASWELL	HACKNEY	LOCKE	ROGERS
BUCHANAN	HIATT	MCLAUGHLIN	SHAW
CULPEPPER	HUNTER, H.	MILLER, K.	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1084 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2208*-RWZ021A(5.9)

Short Title: Annexation Changes/Smaller Cities. (Public)

Sponsors: Representative Ellis.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE LAWS GOVERNING ANNEXATION BY CITIES WITH A POPULATION OF LESS THAN FIVE THOUSAND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-35 reads as rewritten:

"**§ 160A-35. Prerequisites to annexation; ability to serve; report and plans.**

A municipality exercising authority under this Part shall make plans for the extension of services to the area proposed to be annexed and shall, prior to the public hearing provided for in G.S. 160A-37, prepare a report setting forth such plans to provide services to such area. The report shall include:

(1) A map or maps of the municipality and adjacent territory to show the following information:
   a. The present and proposed boundaries of the municipality.
   b. The proposed extensions of water mains and sewer outfalls to serve the annexed area, if such utilities are operated by the municipality. The water and sewer map must bear the seal of a registered professional engineer or a licensed surveyor.

(2) A statement showing that the area to be annexed meets the requirements of G.S. 160A-36.

(3) A statement setting forth the plans of the municipality for extending to the area to be annexed each major municipal service performed within the municipality at the time of annexation. Specifically, such plans shall:

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1963
[redacted]SLATIVE DAY 128
H1084HCS
READING 2
ELLIS

6/12/96
2:52 PM
IN CHAIR: SPEAKER

ANNEXATION CHANGES/ SMALLER CITIES

AYES - 87

ALDRIDGE	CULP	JUSTUS	REDWINE
ALEXANDER	CUMMINGS	KISER	REYNOLDS
ALLRED	DAUGHTRY	LEMMOND	ROBINSON, G.
ARNOLD	DAVIS	LINNEY	ROBINSON, J.
BAKER	DECKER	LOCKE	RUSSELL
BEALL	DICKSON	LUEBKE	SEXTON
BERRY	DOCKHAM	MCCOMAS	SHARPE
BLACK	EARLE	MCCOMBS	SHAW
BOWEN	EDDINS	MCCRARY	SHERRILL
BRASWELL	EDWARDS	MCMAHAN	SHUBERT
BRAWLEY	ELLIS	MERCER	THOMPSON
BROWN, J.	ESPOSITO	MILLER, K.	WAINWRIGHT
BROWN, W.	FOX	MITCHELL	WARNER
BUCHANAN	GARDNER	MORGAN	WATSON
CANSLER	GRADY	NICHOLS	WEATHERLY
CAPPS	GRAY	NYE	WILKINS
CARPENTER	HAYES	OLDHAM	WILSON, C.
CHURCH	HIATT	OWENS	WILSON, G.
CLARY	HILL	PATE	WOMBLE
COCKLEREECE	HOWARD	PRESTON	WOOD
CRAWFORD	HUNTER, R.	PULLEY	YONGUE
CREECH	IVES	RAYFIELD	

NOES - 27

ADAMS	FITCH	HURLEY	RAMSEY
BARBEE	GAMBLE	LEE	RICHARDSON
BARNES	HACKNEY	MCALLISTER	ROGERS
BLUE	HENSLEY	MICHAUX	SUTTON
BOYD-MCINTYRE	HIGHTOWER	MILLER, G.	TOLSON
CUNNINGHAM	HUNT	MINER	WRIGHT
EASTERLING	HUNTER, H.	NEELY	

EXCUSED ABSENCE - 2

CULPEPPER	HOLMES

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BOWIE	MCLAUGHLIN	TALLENT

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1976
L[redacted]SLATIVE DAY 129
H1084HCS
READING 3
ELLIS

6/13/96
3:42 PM
IN CHAIR: SPEAKER

ANNEXATION CHANGES/ SMALLER CITIES

AYES - 68

ALDRIDGE	DAUGHTRY	HUNTER, R.	RAMSEY
ALLRED	DAVIS	IVES	RAYFIELD
BAKER	DECKER	JUSTUS	REYNOLDS
BEALL	DOCKHAM	KISER	ROBINSON, J.
BERRY	EARLE	LINNEY	RUSSELL
BOWEN	EDDINS	MCALLISTER	SEXTON
BRAWLEY	EDWARDS	MCCOMAS	SHAW
BROWN, J.	ELLIS	MCCRARY	SHERRILL
BROWN, W.	ESPOSITO	MILLER, K.	SHUBERT
BUCHANAN	FOX	MITCHELL	THOMPSON
CAPPS	GARDNER	MORGAN	WARNER
CARPENTER	GRADY	NICHOLS	WATSON
CLARY	GRAY	NYE	WEATHERLY
COCKLEREECE	HAYES	OWENS	WILSON, C.
CRAWFORD	HIATT	PATE	WILSON, G.
CREECH	HILL	PRESTON	WOMBLE
CUMMINGS	HOWARD	PULLEY	WOOD

NOES - 31

ADAMS	CUNNINGHAM	LOCKE	OLDHAM
ALEXANDER	DICKSON	LUEBKE	REDWINE
BARBEE	FITCH	MCCOMBS	ROGERS
BARNES	HENSLEY	MCLAUGHLIN	TALLENT
BOWIE	HIGHTOWER	MCMAHAN	TOLSON
BOYD-MCINTYRE	HUNT	MERCER	WILKINS
CHURCH	HURLEY	MICHAUX	WRIGHT
CULPEPPER	LEE	NEELY	

EXCUSED ABSENCE - 6

CANSLER	GAMBLE	ROBINSON, G.	WAINWRIGHT
CULP	HACKNEY		

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	BRASWELL	LEMMOND	SHARPE
ARNOLD	EASTERLING	MILLER, G.	SUTTON
BLACK	HOLMES	MINER	YONGUE
BLUE	HUNTER, H.	RICHARDSON	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1084

AMENDMENT NO. 1
(to be filled in by Principal Clerk)

H1084-ALB-1

Date June 13, 1996

Comm. Sub. [Y]
Amends Title [ ]
Second Edition

REP. PULLEY

moves to amend the bill on page 4, line 32, by adding the following between lines 32 and 33:

"Sec. 4.1. G.S. 160A-37 is amended by adding a new subsection to read:

'(k) Protest petition.

(1) Protest authorized.--Upon submission of a protest petition signed by twenty percent (20%) or more of the landowners affected by a proposed annexation, the annexation ordinance shall not become effective except by favorable vote of three-fourths vote of the city council.

(2) Procedure.--No protest against any proposed annexation ordinance shall be valid unless it be in the form of a written petition actually bearing the signatures of the requisite number of property owners and stating that the signers do protest the proposed annexation and unless it shall have been received by the city clerk in sufficient time to allow the city at least two normal work days, excluding Saturdays, Sundays and legal holidays, before the date established for a public hearing on the annexation ordinance to determine the sufficiency and accuracy of the petition. The city council may by ordinance require that all protest petitions be on a form prescribed and furnished by the city, and such form may prescribe any reasonable information deemed necessary to permit the city to determine the sufficiency and accuracy of the petition.

(3) Effect of failure of three-fourths vote after protest petition.--If the city council fails to adopt the annexation ordinance by the required three-fourths vote following submission of the protest petition, the city council may not consider an annexation ordinance

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1084

AMENDMENT NO. 1
(to be filled in by Principal Clerk)

H1084-ALB-1

under this Part affecting the same parcels of land for a period of one year from the date of the submission of the protest petition.'".

further moves to amend the bill on page 4, line 35, by adding the following immediately after the period: "Section 4.1 of this act also applies to annexation ordinances adopted prior to the date of ratification of this act where:

(1) The ordinance did not receive a three-fourths vote of the city council upon its adoption;
(2) The ordinance is subject to litigation pending on the date of ratification of this act; and
(3) The petition required by G.S. 160A-37(k) as enacted by Section 4.1 of this act is received by the city clerk no later than 60 days after the date of ratification of this act.

In such case, after the city has determined the petition to be sufficient, the court where the litigation is pending shall upon motion remand the ordinance to the city council. In the case of pending litigation covered by the previous sentence, if the city council requires under G.S. 160A-37(k) as enacted by Section 4.1 of this act that the petitions be on a form required by ordinance, that ordinance must be adopted within 14 days of ratification of this act, and in such case the deadline for submitting the petition shall be 60 days after adoption of the ordinance specifying the form."

SIGNED Arlene C. Pulley
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/13/96 FAILED _____ TABLED _____

64-35 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1975
[redacted]SLATIVE DAY 129
H1084HCS
READING 3
ELLIS
AMEND #1-Pulley
ANNEXATION CHANGES/ SMALLER CITIES

6/13/96
3:42 PM
IN CHAIR: SPEAKER

AYES - 64

ALDRIDGE	DAUGHTRY	JUSTUS	RAYFIELD
ALLRED	DAVIS	KISER	REYNOLDS
BAKER	DECKER	LINNEY	ROBINSON, J.
BEALL	DOCKHAM	LUEBKE	RUSSELL
BERRY	EDDINS	MCCOMAS	SEXTON
BOWEN	EDWARDS	MCCRARY	SHARPE
BRAWLEY	ELLIS	MCMAHAN	SHERRILL
BROWN, J.	ESPOSITO	MICHAUX	SHUBERT
BUCHANAN	FITCH	MILLER, K.	TALLENT
CAPPS	GARDNER	MITCHELL	THOMPSON
CARPENTER	GRADY	MORGAN	WARNER
CLARY	HAYES	NICHOLS	WATSON
COCKLEREECE	HENSLEY	NYE	WILKINS
CRAWFORD	HIATT	OWENS	WILSON, G.
[redacted]CREECH	HOWARD	PRESTON	WOMBLE
CUMMINGS	HUNTER, R.	PULLEY	WOOD

NOES - 35

ADAMS	CUNNINGHAM	IVES	PATE
ALEXANDER	DICKSON	LEE	REDWINE
BARBEE	EARLE	LOCKE	ROGERS
BARNES	FOX	MCALLISTER	SHAW
BOWIE	GRAY	MCCOMBS	TOLSON
BOYD-MCINTYRE	HIGHTOWER	MCLAUGHLIN	WEATHERLY
BROWN, W.	HILL	MERCER	WILSON, C.
CHURCH	HUNT	NEELY	WRIGHT
CULPEPPER	HURLEY	OLDHAM	

EXCUSED ABSENCE - 6

CANSLER	GAMBLE	ROBINSON, G.	WAINWRIGHT
CULP	HACKNEY		

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	BRASWELL	LEMMOND	RICHARDSON
ARNOLD	EASTERLING	MILLER, G.	SUTTON
BLACK	HOLMES	MINER	YONGUE
BLUE	HUNTER, H.	RAMSEY	

[redacted]

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1084

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

H1084-ARW-001

Date June 13, 1996

Comm. Sub. [ ]
Amends Title [ ]

Rep. Mercer

moves to amend Amendment 1 to House Bill 1084 on page 2, line 5 through 25,
by deleting those lines.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/13/96 FAILED _____ TABLED _____
73-14 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1974
[redacted]SLATIVE DAY 129
H1084HCS
READING 3
ELLIS
AMEND #2- Perfecting amendment #1
ANNEXATION CHANGES/ SMALLER CITIES

6/13/96
3:40 PM
IN CHAIR: SPEAKER

AYES - 73

ALDRIDGE	DAUGHTRY	HOWARD	OWENS
ALEXANDER	DECKER	HURLEY	PATE
BARNES	DICKSON	IVES	PRESTON
BEALL	EARLE	KISER	PULLEY
BLACK	EDDINS	LEE	RAYFIELD
BOWEN	EDWARDS	LOCKE	ROBINSON, J.
BOWIE	ELLIS	MCALLISTER	ROGERS
BOYD-MCINTYRE	ESPOSITO	MCCOMAS	RUSSELL
BRAWLEY	FITCH	MCCOMBS	SHARPE
BROWN, J.	FOX	MCCRARY	SHUBERT
BROWN, W.	GARDNER	MCLAUGHLIN	THOMPSON
BUCHANAN	GRAY	MCMAHAN	WARNER
CARPENTER	HAYES	MERCER	WATSON
CHURCH	HENSLEY	MITCHELL	WEATHERLY
COCKLEREECE	HIATT	NEELY	WILKINS
CRAWFORD	HIGHTOWER	NICHOLS	WILSON, C.
CREECH	HILL	NYE	WOMBLE
CULPEPPER	HOLMES	OLDHAM	WOOD
CUNNINGHAM			

NOES - 14

ALLRED	CUMMINGS	MILLER, K.	SHERRILL
BAKER	DAVIS	MORGAN	TALLENT
BARBEE	GRADY	REYNOLDS	WILSON, G.
CAPPS	LINNEY		

EXCUSED ABSENCE - 7

CANSLER	GAMBLE	REDWINE	WAINWRIGHT
CULP	HACKNEY	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 26

SPEAKER	DOCKHAM	LUEBKE	SEXTON
ADAMS	EASTERLING	MICHAUX	SHAW
ARNOLD	HUNT	MILLER, G.	SUTTON
BERRY	HUNTER, H.	MINER	TOLSON
BLUE	HUNTER, R.	RAMSEY	WRIGHT
BRASWELL	JUSTUS	RICHARDSON	YONGUE
CLARY	LEMMOND		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1085 MAY 13 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5200-LD218(3.28)

Short Title: Wilkes County Ranger Funds. (Public)

Sponsors: Representative J. Brown.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ASSIST IN ESTABLISHING AND SUPPORTING AN ASSISTANT COUNTY FOREST RANGER IN WILKES COUNTY.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Division of Forest Resources, Department of Environment, Health, and Natural Resources the sum of fifteen thousand five hundred twelve dollars ($15,512) for the 1996-97 fiscal year to assist in establishing and supporting a permanent position of Assistant County Ranger in Wilkes County; provided Wilkes County provides matching funds on the basis of sixty percent (60%) State funds to forty percent (40%) County funds.

(b) The position established in subsection (a) of this section shall be reallocated up from temporary smokechaser to permanent Assistant County Ranger.

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH1305*-RRZ065.1(5.8)

Short Title: Loss Costs Cleanup. (Public)

Sponsors: Representative Lemmond.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE 1995 WORKERS' COMPENSATION INSURANCE LOSS COSTS RATING LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-36-100(m) reads as rewritten:

"(m) The Bureau shall file all of the following with the Commissioner:

(1) Final workers' compensation rates and rating plans for the residual market.

(2) The uniform classification plan and rules.

(3) The uniform experience rating plan and rules.

(4) A uniform policy form to be used by member insurers for voluntary and residual market business.

(5) Advisory manual workers' compensation rates to be used for the ~~sole purpose~~ purposes of calculating deviations under G.S. 58-2-145(c) and Article 36 of this Chapter and of computing the premium tax liability of self-insurers under G.S. 105-228.5."

Sec. 2. G.S. 58-2-145 reads as rewritten:

"(c) Each self-insured employer group must determine its individual member employers' premiums or contributions using the current rates and classifications filed by the North Carolina Rate Bureau ~~and approved by~~ with the Commissioner under ~~Article 36 of this Chapter.~~ G.S. 58-36-100(m)(5). Deviations from these rates or classifications are permitted only in accordance with Article 36 of this Chapter, except that no deviation is required to be filed with the Rate Bureau.

The Commissioner shall approve a request filed for a deviation to reduce premiums or contributions or provide discounts if the filed request is accompanied by

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

1842 [redacted]
SLATIVE DAY 115
H1086HCS
READING 2
LEMMOND

5/20/96
7:21 PM
IN CHAIR: SPEAKER

LOSS COSTS CLEANUP

AYES - 107

ADAMS	CUNNINGHAM	HURLEY	RAMSEY
ALLRED	DAUGHTRY	IVES	RAYFIELD
BAKER	DAVIS	JUSTUS	REYNOLDS
BARBEE	DECKER	KISER	RICHARDSON
BARNES	DICKSON	LEE	ROBINSON, G.
BEALL	DOCKHAM	LEMMOND	ROBINSON, J.
BERRY	EARLE	LOCKE	ROGERS
BLACK	EASTERLING	LUEBKE	RUSSELL
BOWEN	EDDINS	MCALLISTER	SEXTON
BOWIE	ELLIS	MCCOMAS	SHARPE
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	SHAW
BRASWELL	FITCH	MCCRARY	SHERRILL
BRAWLEY	FOX	MCLAUGHLIN	SHUBERT
BROWN, J.	GAMBLE	MCMAHAN	SUTTON
BROWN, W.	GARDNER	MERCER	TALLENT
BUCHANAN	GRADY	MILLER, G.	THOMPSON
CANSLER	GRAY	MINER	TOLSON
CAPPS	HACKNEY	MITCHELL	WAINWRIGHT
CARPENTER	HAYES	MORGAN	WARNER
CHURCH	HENSLEY	NEELY	WATSON
CLARY	HIATT	NICHOLS	WEATHERLY
COCKLEREECE	HIGHTOWER	NYE	WILKINS
CRAWFORD	HILL	OLDHAM	WILSON, C.
CREECH	HOLMES	OWENS	WILSON, G.
CULP	HOWARD	PATE	WRIGHT
CULPEPPER	HUNTER, H.	PRESTON	YONGUE
CUMMINGS	HUNTER, R.	PULLEY	

NOES - 0

EXCUSED ABSENCE - 5

ALEXANDER	LINNEY	MILLER, K.	WOOD
HUNT			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	ARNOLD	EDWARDS	REDWINE
ALDRIDGE	BLUE	MICHAUX	WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1807/20-- 3:12 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

LEMMOND
LOSS COSTS CLEANUP
SENATE COM SUB/3RD EDITION

HOUSE BILL 1086
READING 2

AYE	43	ALBERTSON	DANNELLY	JORDAN	PARNELL
		ALLRAN	DAVIS	KERR	PLEXICO
		BALLANCE	EAST	KINCAID	RAND
		BALLANTINE	EDWARDS	LEDBETTER	SHAW
		BLACKMON	FORRESTER	LITTLE	SIMPSON
		CARPENTER	FOXX	LUCAS	SOLES
		CARRINGTON	GULLEY	MARTIN R.	SPEED
		CLARK	HARTSELL	MARTIN W.	WARREN
		COCHRANE	HOBBS	MCDANIEL	WEBSTER
		CONDER	HORTON	MCKOY	WINNER
		COOPER	HOYLE	PAGE	
NO	0				
EXCUSED	0				
NOT CAST	6	BASNIGHT	ODOM	PLYLER	SHERRON
		BLUST	PERDUE		
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2214
[redacted]SLATIVE DAY 135
H1086SCS

6/21/96
[redacted]
IN CHAIR: RUSSELL

LEMMOND

LOSS COSTS CLEANUP
MOTION #11 - Rep. Lemmond moves to concur

AYES - 98

ADAMS	CUMMINGS	IVES	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAVIS	KISER	REDWINE
ARNOLD	DECKER	LEE	REYNOLDS
BAKER	DOCKHAM	LEMMOND	RICHARDSON
BARBEE	EARLE	LINNEY	ROBINSON, J.
BARNES	EASTERLING	LOCKE	SEXTON
BERRY	EDDINS	LUEBKE	SHARPE
BLACK	EDWARDS	MCALLISTER	SHAW
BOWEN	ELLIS	MCCOMAS	SHERRILL
BOWIE	ESPOSITO	MCCOMBS	SHUBERT
BOYD-MCINTYRE	FITCH	MCCRARY	SUTTON
BRAWLEY	GARDNER	MCMAHAN	TALLENT
BROWN, J.	GRADY	MERCER	THOMPSON
BROWN, W.	HACKNEY	MILLER, G.	TOLSON
CANSLER	HAYES	MINER	WAINWRIGHT
CAPPS	HENSLEY	MITCHELL	WATSON
CARPENTER	HIATT	MORGAN	WILKINS
CHURCH	HIGHTOWER	NICHOLS	WILSON, C.
CLARY	HILL	NYE	WILSON, G.
COCKLEREECE	HOLMES	OWENS	WOMBLE
CRAWFORD	HOWARD	PATE	WOOD
CREECH	HUNTER, H.	PRESTON	WRIGHT
CULP	HUNTER, R.	PULLEY	YONGUE
CULPEPPER	HURLEY		

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	GAMBLE	MICHAUX	ROGERS
BRASWELL	GRAY	MILLER, K.	RUSSELL
BUCHANAN	MCLAUGHLIN	NEELY	WEATHERLY
DAUGHTRY			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1087 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6193*-RRZY061(5.8)

Short Title: VFD Workers' Comp/Appropriation. (Public)

Sponsors: Representative Lemmond.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR WORKERS' COMPENSATION FOR VOLUNTEER FIRE DEPARTMENT AND RESCUE/EMS WORKERS.

Whereas, the 1995 General Assembly established the Workers' Compensation Fund in the Department of Insurance to provide workers' compensation coverage to volunteer fire and rescue/EMS units; and

Whereas, the 1995 General Assembly set up funding for the Workers' Compensation Fund as follows:

(1) A required contribution to the Fund from each eligible unit, to be set annually by the State Fire and Rescue Commission as a per capita fixed dollar amount for each member of the unit, the amount set for 1996-97 being estimated to yield one million five hundred thousand dollars ($1,500,000); and

(2) An appropriation for the 1996-97 fiscal year of an additional one million five hundred thousand dollars ($1,500,000) directly from the General Fund, together providing a funding level of three million dollars ($3,000,000) for the 1996-97 fiscal year; and

Whereas, the Workers' Compensation Fund needs another three million dollars ($3,000,000) for the 1996-97 fiscal year in addition to that already provided for to fully fund the workers' compensation needs of the volunteer fire and rescue/EMS units; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Insurance for the 1996-97 fiscal year the sum of three million dollars

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1088 MAY 13 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7264*-RRZ063E(5.8)

Short Title: Hospital Reimbursement. (Public)

Sponsors: Representative Lemmond.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE REQUIREMENT FOR HOSPITAL REIMBURSEMENT IN WORKERS' COMPENSATION CASES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-26(b) reads as rewritten:

"(b) Hospital Fees. -- Payment for medical compensation rendered by a hospital participating in the State ~~Plan~~ Plan, except as otherwise provided herein, shall be equal to the payment the hospital receives for the same treatment and services under the State ~~Plan.~~ Plan, provided that such payment with respect to inpatient hospital services shall not be less than ninety percent (90%) nor more than one hundred percent (100%) of the hospital's itemized charges as shown on the UB-92 claim form. A hospital's itemized charges on the UB-92 claim form for workers' compensation services shall be the same as itemized charges for like services for all other payors during the period from April 1, 1996, through June 30, 1997. Payment for a particular type of medical compensation that is not covered under the State Plan shall be based on the allowable charge under the State Plan for comparable services or treatment, as determined by the Commission. Each hospital subject to the provisions of this subsection shall be reimbursed the amount provided for in this subsection unless it has agreed under contract with the ~~insurer or~~ insurer, managed care ~~organization~~ organization, or employer to accept a different amount or reimbursement methodology."

Sec. 2. This act becomes effective April 1, 1996, and applies to hospital inpatient admissions occurring on or after that date. This act expires on June 30, 1997, and its expiration applies to all hospital inpatient admissions occurring on or after that date.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1840
SLATIVE DAY 113
H1088
READING 2
LEMMOND

5/17/96
11:23 AM
IN CHAIR: SPEAKER

HOSPITAL REIMBURSE- MENT

AYES - 98

ADAMS	DAUGHTRY	LOCKE	REDWINE
ALDRIDGE	DAVIS	LUEBKE	REYNOLDS
ALEXANDER	DECKER	MCALLISTER	RICHARDSON
ALLRED	DICKSON	MCCOMAS	ROBINSON, J.
ARNOLD	DOCKHAM	MCCOMBS	ROGERS
BAKER	EARLE	MCCRARY	RUSSELL
BARBEE	EASTERLING	MCLAUGHLIN	SEXTON
BARNES	EDDINS	MCMAHAN	SHARPE
BEALL	ESPOSITO	MERCER	SHAW
BLUE	FOX	MICHAUX	SHERRILL
BOWIE	GARDNER	MILLER, G.	SHUBERT
BOYD-MCINTYRE	GRADY	MINER	SUTTON
BRAWLEY	GRAY	MITCHELL	THOMPSON
BROWN, J.	HACKNEY	MORGAN	TOLSON
BROWN, W.	HAYES	NEELY	WAINWRIGHT
CANSLER	HENSLEY	NICHOLS	WARNER
CAPPS	HIATT	NYE	WATSON
CARPENTER	HILL	OLDHAM	WEATHERLY
CHURCH	HOLMES	OWENS	WILKINS
COCKLEREECE	HUNTER, R.	PATE	WILSON, C.
CRAWFORD	IVES	PRESTON	WILSON, G.
CREECH	JUSTUS	PULLEY	WOMBLE
CULP	KISER	RAMSEY	WRIGHT
CULPEPPER	LEMMOND	RAYFIELD	YONGUE
CUMMINGS	LINNEY		

NOES - 2

EDWARDS	MILLER, K.

EXCUSED ABSENCE - 13

BERRY	CUNNINGHAM	HIGHTOWER	LEE
BOWEN	FITCH	HOWARD	ROBINSON, G.
BRASWELL	GAMBLE	HURLEY	WOOD
BUCHANAN			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CLARY	HUNT	TALLENT
BLACK	ELLIS	HUNTER, H.	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1540/3--10:50 AM | MAY 23, 1996 | LEGISLATIVE DAY 117

LT. GOVERNOR WICKER -- Presiding

LEMMOND
HOSPITAL REIMBURSEMENT

HOUSE BILL 1088
READING 2

AYE	48	ALBERTSON	COOPER	KINCAID	PLEXICO
		ALLRAN	DANNELLY	LEDBETTER	PLYLER
		BALLANCE	DAVIS	LITTLE	RAND
		BALLANTINE	EAST	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		BLUST	HARTSELL	MCDANIEL	SMITH
		CARPENTER	HOBBS	MCKOY	SOLES
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PARNELL	WEBSTER
		CONDER	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	EDWARDS	GULLEY		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1089 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1303*-RNZ007(5.8)

Short Title: Workers' Comp. Pauper Appeals. (Public)

Sponsors: Representative Lemmond.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE LANGUAGE REQUIRING AN ATTORNEY'S OPINION AND WRITTEN STATEMENT IN APPEALS BY INDIGENTS FROM THE INDUSTRIAL COMMISSION TO THE NORTH CAROLINA COURT OF APPEALS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-86 reads as rewritten:

"**§ 97-86. Award conclusive as to facts; appeal; certified questions of law.**

The award of the Industrial Commission, as provided in G.S. 97-84, if not reviewed in due time, or an award of the Commission upon such review, as provided in G.S. 97-85, shall be conclusive and binding as to all questions of fact; but either party to the dispute may, within 30 days from the date of such award or within 30 days after receipt of notice to be sent by registered mail or certified mail of such award, but not thereafter, appeal from the decision of said Commission to the Court of Appeals for errors of law under the same terms and conditions as govern appeals from the superior court to the Court of Appeals in ordinary civil actions. The procedure for the appeal shall be as provided by the rules of appellate procedure.

The Industrial Commission of its own motion may certify questions of law to the Court of Appeals for decision and determination by said Court. In case of an appeal from the decision of the Commission, or of a certification by said Commission of questions of law, to the Court of Appeals, said appeal or certification shall operate on a supersedeas except as provided in G.S. 97-86.1, and no employer shall be required to make payment of the award involved in said appeal or certification until the questions at issue therein shall have been fully determined in accordance with the provisions of this Article. If the employer is a noninsurer, then the appeal of such

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1602/9-- 3:27 PM JUNE 5, 1996 LEGISLATIVE DAY 124

LT. GOVERNOR WICKER -- Presiding

LEMMOND
WORKERS' COMP. PAUPER APPEALS
COM SUB/2ND EDITION

HOUSE BILL 1089
READING 2

AYE	48	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANCE	EDWARDS	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		BLACKMON	GULLEY	MARTIN W.	SIMPSON
		BLUST	HARTSELL	MCDANIEL	SMITH
		CARPENTER	HOBBS	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	1	CARRINGTON			

EXCUSED 0

NOT CAST 1 DAVIS

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1090 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7262*-RNZ023(5.8)

Short Title: Workers' Comp./Subcontractors. (Public)

Sponsors: Representative Lemmond.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE REQUIREMENT FOR WORKERS' COMPENSATION COVERAGE FOR SUBCONTRACTORS WITH NO EMPLOYEES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-19 reads as rewritten:

"**§ 97-19. Liability of principal contractors; certificate that subcontractor has complied with law; right to recover compensation of those who would have been liable; order of liability.**

Any principal contractor, intermediate contractor, or subcontractor who shall sublet any contract for the performance of any work without requiring from such subcontractor or obtaining from the Industrial Commission a certificate, issued by a workers' compensation insurance carrier, or a certificate of compliance issued by the Department of Insurance to a self-insured subcontractor, stating that such subcontractor has complied with G.S. 97-93 hereof, shall be liable, irrespective of whether such subcontractor has regularly in service fewer than three employees in the same business within this State, to the same extent as such subcontractor would be if he were subject to the provisions of this Article for the payment of compensation and other benefits under this Article on account of the injury or death of ~~any such subcontractor, any principal or partner of such subcontractor or~~ any employee of such subcontractor due to an accident arising out of and in the course of the performance of the work covered by such subcontract. If the principal contractor, intermediate contractor or subcontractor shall obtain such certificate at the time of subletting such contract to subcontractor, he shall not thereafter be held liable to ~~any~~

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

S[redacted] # 1855
[redacted]SLATIVE DAY 117
H1090
READING 2
LEMMOND

5/23/96
1:33 PM
IN CHAIR: SPEAKER

ROLL CALL

WORKERS' COMP./ SUBCONTRACTORS

AYES - 112

SPEAKER	CULPEPPER	HUNTER, R.	PATE
ADAMS	CUMMINGS	HURLEY	PRESTON
ALDRIDGE	CUNNINGHAM	IVES	PULLEY
ALEXANDER	DAUGHTRY	JUSTUS	RAMSEY
ALLRED	DAVIS	KISER	RAYFIELD
BAKER	DECKER	LEE	REDWINE
BARBEE	DOCKHAM	LEMMOND	REYNOLDS
BARNES	EARLE	LINNEY	RICHARDSON
BEALL	EASTERLING	LOCKE	ROBINSON, J.
BERRY	EDDINS	LUEBKE	RUSSELL
BLACK	EDWARDS	MCALLISTER	SEXTON
BLUE	ELLIS	MCCOMAS	SHAW
BOWEN	ESPOSITO	MCCOMBS	SHERRILL
BOWIE	FITCH	MCCRARY	SHUBERT
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SUTTON
BRAWLEY	GAMBLE	MCMAHAN	TALLENT
BROWN, J.	GARDNER	MERCER	THOMPSON
BROWN, W.	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MILLER, G.	WAINWRIGHT
CANSLER	HACKNEY	MILLER, K.	WARNER
CAPPS	HAYES	MINER	WATSON
CARPENTER	HENSLEY	MITCHELL	WEATHERLY
CHURCH	HIATT	MORGAN	WILKINS
CLARY	HIGHTOWER	NEELY	WILSON, C.
COCKLEREECE	HILL	NICHOLS	WILSON, G.
CRAWFORD	HOLMES	NYE	WOMBLE
CREECH	HOWARD	OLDHAM	WRIGHT
CULP	HUNT	OWENS	YONGUE

NOES - 0

EXCUSED ABSENCE - 3

ARNOLD	BRASWELL	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 5

DICKSON	ROGERS	SHARPE	WOOD
HUNTER, H.			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1603/10-- 3:46 PM JUNE 5, 1996 LEGISLATIVE DAY 124

LT. GOVERNOR WICKER -- Presiding

LEMMOND
WORKERS' COMP/SUBCONTRACTORS

HOUSE BILL 1090
READING 2

AYE	48	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	KERR	PLEXICO
		BALLANCE	DAVIS	KINCAID	PLYLER
		BALLANTINE	EAST	LEDBETTER	RAND
		BASNIGHT	EDWARDS	LITTLE	SHAW
		BLACKMON	FORRESTER	LUCAS	SHERRON
		BLUST	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	MARTIN W.	SMITH		
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1091 MAY 13 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6192*-RNZ006(5.8)

Short Title: Workers' Comp. Fraud. (Public)

Sponsors: Representative Lemmond.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CONFORM THE PENALTY FOR WORKERS' COMPENSATION FRAUD TO THE PENALTY FOR INSURANCE FRAUD AND TO RAISE THE PENALTIES FOR CERTAIN OTHER WORKERS' COMPENSATION OFFENSES FROM CLASS 1 MISDEMEANORS TO CLASS H FELONIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-88.2 reads as rewritten:

"**§ 97-88.2. Penalty for misrepresentation.**

(a) Any person who willfully makes a false statement or representation of a material fact for the purpose of obtaining or denying any benefit or payment, or assisting another to obtain or deny any benefit or payment under this Article, shall be guilty of a ~~Class 1 misdemeanor. The court may order restitution.~~ Class H felony, punishable in accordance with G.S. 58-2-161.

(b) The Commission shall:

(1) Perform investigations regarding all cases of suspected fraud and all violations related to workers' compensation claims, by or against insurers or self-funded employers, and refer possible criminal violations to the appropriate prosecutorial authorities;

(2) Conduct administrative violation proceedings; and

(3) Assess and collect penalties and restitution.

(c) Any person who threatens an employee with criminal prosecution under the provisions of subsection (a) of this section for the purpose of coercing or attempting to coerce the employee into agreeing to compensation under this Article shall be guilty of a ~~Class 1 misdemeanor.~~ Class H felony.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1092 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5199-RLRBZ11(5.6)

Short Title: Expand Interstate Audit Division. (Public)

Sponsors: Representatives Neely, Blue, Cansler, Capps, Church, Robinson, Shaw, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE COMPLIANCE AND ENFORCEMENT OF EXISTING TAX LAWS BY APPROPRIATING FUNDS TO EXPAND THE NUMBER OF AUDITORS AND SUPPORT PERSONNEL IN THE INTERSTATE AUDIT DIVISION OF THE DEPARTMENT OF REVENUE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Revenue the sum of one million eighty-five thousand six hundred ten dollars ($1,085,610) for the 1996-97 fiscal year for 15 additional auditors in the Interstate Audit Division, five support personnel, and other costs resulting from the additional tax enforcement personnel.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED
1093 MAY 13 96
HOUSE PRINCIPAL CLERK

D

HOUSE DRH8230-LCXZ304G(2.3)

Short Title: 1996 Tax Reform Act. (Public)

Sponsors: Representatives Neely, Blue, Cansler, Capps, Church, Robinson, Shaw, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE TAX REFORM AND TAX RELIEF FOR THE CITIZENS OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

TABLE OF CONTENTS

I. REFORM UNCONSTITUTIONAL TAX PROVISIONS
II. VOLUNTARY USE TAX COLLECTION
III. PROVIDE AUTOMATIC ANNUAL INCOME TAX REDUCTIONS
IV. REPEAL STATE PRIVILEGE LICENSE TAXES
V. SIMPLIFY AND REDUCE INHERITANCE TAXES; REPEAL GIFT TAXES
VI. EFFECTIVE DATES

PART I. REFORM UNCONSTITUTIONAL TAX PROVISIONS

Section 1. G.S. 105-130.38, 105-151.15, and 105-151.19 are repealed.

Sec. 2. G.S. 105-130.7 reads as rewritten:

"**§ 105-130.7. Deductible portion of dividends.**

Dividends from stock issued by ~~any~~ a corporation ~~shall be deducted to the extent herein provided.~~ are deductible to the extent provided in this section.

~~(1) As soon as may be practicable after September 30 of each year, the Secretary of Revenue shall determine from the corporate income tax return filed during the year ending September 30 by each corporation required to file a return during that period the proportion of the entire net income or loss of the corporation~~

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2079
ISLATIVE DAY 134
H1093HCS
READING 2
NEELY

1996 TAX REFORM ACT

6/20/96
12:35 PM
IN CHAIR: SPEAKER

AYES - 86

ADAMS	CUNNINGHAM	JUSTUS	REYNOLDS
ALDRIDGE	DAUGHTRY	LEE	RICHARDSON
ALEXANDER	DAVIS	LEMMOND	ROBINSON, J.
ALLRED	DECKER	LOCKE	ROGERS
ARNOLD	DICKSON	LUEBKE	SEXTON
BARNES	DOCKHAM	MCCOMAS	SHARPE
BLUE	EARLE	MCCOMBS	SHAW
BOWEN	EASTERLING	MCCRARY	SHERRILL
BOWIE	ESPOSITO	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	FITCH	MERCER	SUTTON
BRASWELL	GAMBLE	MILLER, G.	TALLENT
BRAWLEY	GARDNER	MITCHELL	TOLSON
BROWN, J.	HACKNEY	NEELY	WAINWRIGHT
BROWN, W.	HENSLEY	NICHOLS	WEATHERLY
BUCHANAN	HIATT	NYE	WILKINS
CANSLER	HIGHTOWER	OWENS	WILSON, C.
CAPPS	HILL	PATE	WILSON, G.
CHURCH	HOLMES	PULLEY	WOMBLE
CLARY	HUNTER, H.	RAMSEY	WOOD
COCKLEREECE	HUNTER, R.	RAYFIELD	WRIGHT
CULPEPPER	HURLEY	REDWINE	YONGUE
CUMMINGS	IVES		

NOES - 16

BAKER	EDDINS	HOWARD	MINER
BERRY	EDWARDS	LINNEY	PRESTON
CARPENTER	GRADY	MCMAHAN	RUSSELL
CREECH	GRAY	MILLER, K.	THOMPSON

EXCUSED ABSENCE - 8

BEALL	FOX	MORGAN	ROBINSON, G.
CULP	HUNT	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CRAWFORD	KISER	MICHAUX
BARBEE	ELLIS	MCALLISTER	WATSON
BLACK	HAYES		

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2147
SLATIVE DAY 135
H1093HCS
READING 3
NEELY

6/21/96
12:11 PM
IN CHAIR: RUSSELL

1996 TAX REFORM ACT

AYES - ~~117~~ 93 RW

ADAMS	DECKER	LEE	REDWINE
ALEXANDER	DOCKHAM	LEMMOND	REYNOLDS
ALLRED	EARLE	LINNEY	RICHARDSON
ARNOLD	EASTERLING	LOCKE	ROBINSON, J.
BARBEE	~~EDDINS~~ RW	LUEBKE	ROGERS
BARNES	ELLIS	MCALLISTER	SEXTON
BLACK	ESPOSITO	MCCOMAS	SHARPE
BOWEN	FITCH	MCCOMBS	SHAW
BRAWLEY	GAMBLE	MCCRARY	SHERRILL
BROWN, J.	GARDNER	MCMAHAN	SHUBERT
BROWN, W.	GRADY	MERCER	SUTTON
BUCHANAN	HACKNEY	MICHAUX	TALLENT
CAPPS	HENSLEY	MILLER, G.	TOLSON
CARPENTER	HIGHTOWER	MITCHELL	WAINWRIGHT
CHURCH	HILL	MORGAN	WATSON
CLARY	HOLMES	NEELY	WEATHERLY
COCKLEREECE	HOWARD	NICHOLS	WILKINS
CRAWFORD	HUNTER, H.	NYE	WILSON, C.
CULP	HUNTER, R.	OWENS	WILSON, G.
CULPEPPER	HURLEY	PATE	WOMBLE
CUMMINGS	IVES	PRESTON	WOOD
CUNNINGHAM	JUSTUS	RAMSEY	WRIGHT
DAUGHTRY	KISER	RAYFIELD	YONGUE RW
DAVIS			Boyd-McIntyre RW

NOES - ~~7~~ 8 RW

BAKER	EDWARDS	HIATT	THOMPSON
BERRY	GRAY	MINER	EDDINS RW

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ 11

SPEAKER	BRASWELL	DICKSON	MILLER, K.
BOWIE	CANSLER	HAYES	PULLEY
~~BOYD-MCINTYRE~~	CREECH	MCLAUGHLIN	RUSSELL

H1093HCS

Rep. Boyd-McIntyre - yes

Rep Eddins - yes

Speaker so orders. BWeeks

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH8233-LJZ33(1.2)

Short Title: Revise Failure to Pay Penalty. (Public)

Sponsors: Representatives Cansler, Blue, Capps, Church, Neely, Robinson, Shaw, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE IMPOSITION OF A FAILURE TO PAY PENALTY WHEN ADDITIONAL TAX DUE IS PAID AT THE TIME AN AMENDED RETURN IS FILED OR WITHIN THIRTY DAYS AFTER THE ADDITIONAL TAX WAS ASSESSED.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-236(4) reads as rewritten:

"(4) Failure to Pay Tax When Due. -- In the case of failure to pay any tax when due, without intent to evade the tax, there shall be an additional tax, as a penalty, of ten percent (10%) of the tax; provided, that such penalty shall in no event be less than five dollars ($5.00). This penalty does not apply in any of the following circumstances:

a. When the amount of tax shown as due on an amended return is paid when the return is filed.

b. When a tax due but not shown on a return is assessed by the Secretary and is paid within 30 days after the date of the proposed notice of assessment of the tax."

Sec. 2. This act becomes effective January 1, 1997, and applies to taxes due on or after that date.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1876
LEGISLATIVE DAY 119
H1094
READING 2
CANSLER

5/28/96
4:17 PM
IN CHAIR: SPEAKER

REVISE FAILURE TO PAY PENALTY

AYES - 106

ADAMS	DAUGHTRY	JUSTUS	RAMSEY
ALDRIDGE	DAVIS	KISER	RAYFIELD
ALEXANDER	DECKER	LEE	REDWINE
ALLRED	DICKSON	LEMMOND	REYNOLDS
ARNOLD	DOCKHAM	LINNEY	RICHARDSON
BAKER	EARLE	LOCKE	ROBINSON, J.
BARBEE	EDDINS	LUEBKE	ROGERS
BARNES	EDWARDS	MCALLISTER	RUSSELL
BEALL	ELLIS	MCCOMAS	SEXTON
BERRY	ESPOSITO	MCCOMBS	SHARPE
BLACK	FITCH	MCCRARY	SHAW
BOWIE	FOX	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	SUTTON
BROWN, J.	GRADY	MICHAUX	TALLENT
BROWN, W.	GRAY	MILLER, G.	THOMPSON
BUCHANAN	HACKNEY	MITCHELL	TOLSON
CANSLER	HENSLEY	MORGAN	WAINWRIGHT
CAPPS	HIATT	NEELY	WARNER
CARPENTER	HIGHTOWER	NICHOLS	WATSON
CHURCH	HILL	NYE	WEATHERLY
COCKLEREECE	HOLMES	OLDHAM	WILKINS
CRAWFORD	HOWARD	OWENS	WILSON, C.
CREECH	HUNTER, H.	PATE	WILSON, G.
CULP	HUNTER, R.	PRESTON	WOMBLE
CULPEPPER	HURLEY	PULLEY	YONGUE
CUMMINGS	IVES		

NOES - 0

EXCUSED ABSENCE - 8

BOWEN	CUNNINGHAM	HUNT	WOOD
BRASWELL	HAYES	ROBINSON, G.	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CLARY	MILLER, K.	MINER
BLUE	EASTERLING		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1831/44-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

CANSLER
REVISE FAILURE TO PAY PENALTY

HOUSE BILL 1094
READING 2

AYE	46	ALBERTSON	DAVIS	KINCAID	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BLACKMON	FORRESTER	LUCAS	SHAW
		BLUST	FOXX	MARTIN R.	SHERRON
		CARPENTER	GULLEY	MARTIN W.	SIMPSON
		CARRINGTON	HARTSELL	MCDANIEL	SOLES
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JORDAN	PARNELL	WINNER
		DANNELLY	KERR		
NO	0				
EXCUSED	0				
NOT CAST	3	BALLANCE	BASNIGHT	RAND	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1865/78-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

CANSLER
REVISE FAILURE TO PAY PENALTY

HOUSE BILL 1094
READING 2

RECORDED
AYE 1 BALLANCE
ADJUSTED TOTAL
AYE 47
NO 0
NOT CAST 2
ABSENT 1

Y)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1865/78-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

CANSLER
REVISE FAILURE TO PAY PENALTY

HOUSE BILL 1094
READING 2

AYE	47	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	SHAW
		BLACKMON	FORRESTER	LUCAS	SHERRON
		BLUST	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WARREN
		COCHRANE	HORTON	ODOM	WEBSTER
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	2	BASNIGHT	RAND		
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1095 MAY 13 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4201-LCZ290A(1.5)

Short Title: Premiums Tax Collection Funds. (Public)

Sponsors: Representatives Cansler, Blue, Shubert, Capps, Church, Neely, Robinson, and Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF REVENUE FOR PERSONNEL TO CARRY OUT THE RESPONSIBILITY FOR COLLECTING THE GROSS PREMIUMS TAX, WHICH WAS TRANSFERRED FROM THE DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF REVENUE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Revenue the sum of one hundred thirty-four thousand twenty-one dollars ($134,021) for the 1996-97 fiscal year for two processing positions and one auditing position to carry out the gross premiums tax collection responsibilities transferred from the Department of Insurance to the Department of Revenue pursuant to Chapter 360 of the 1995 Session Laws and the additional collection responsibilities proposed to be transferred by the 1995 General Assembly, 1996 Regular Session.

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1096 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4200-LCXZ290(1.5)

Short Title: Premiums Tax Collection. (Public)

Sponsors: Representatives Cansler, Blue, Capps, Church, Neely, Robinson, Shaw, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO TRANSFER RESPONSIBILITY FOR COLLECTING THE REMAINDER OF THE GROSS PREMIUMS TAX FROM THE DEPARTMENT OF INSURANCE TO THE DEPARTMENT OF REVENUE AND TO CLARIFY RELATED STATUTES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-228.9 reads as rewritten:

"**§ 105-228.9. ~~Commissioner of Insurance to administer portions of Article.~~ Cross-reference to other taxes relating to insurance.**

~~Notwithstanding any other provision of this Article, the taxes levied in this Article on self-insurers and the additional tax levied in this Article at the rate of one and thirty-three hundredths percent (1.33%) on contracts of insurance applicable to fire and lightning coverage shall be administered solely by the Commissioner of Insurance, who~~ The following taxes relating to insurance are collected by the Commissioner of Insurance:

(1) Surplus lines tax, G.S. 58-21-85.

(2) Tax on risk retention groups not chartered in this State, G.S. 58-22-20(3).

(3) Tax on person procuring insurance directly with an unlicensed insurer, G.S. 58-28-5(b).

The Commissioner of Insurance has the same authority and responsibility in administering those ~~portions of this Article~~ taxes as the Secretary of Revenue has in administering ~~the other portions of~~ this Article."

Sec. 2. G.S. 105-228.5 reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1096

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1096-ALCA-1

Page 1 of 1

Date May 22, 1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Cansler

moves to amend the bill on page 9, lines 8-13, by rewriting the lines to read:

"Sec. 15. This act becomes effective January 1, 1997. This act does not obligate the General Assembly to appropriate funds."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/22/96 FAILED _____ TABLED _____
112-0 EV

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1850
[redacted]SLATIVE DAY 116
H1096
READING 2
CANSLER
AMEND #1 - cansler
PREMIUMS TAX COLLECTION

5/22/96
1:23 PM
IN CHAIR: SPEAKER

AYES - 112

ADAMS	CUMMINGS	HUNTER, R.	PATE
ALDRIDGE	CUNNINGHAM	HURLEY	PRESTON
ALEXANDER	DAUGHTRY	IVES	PULLEY
ALLRED	DAVIS	JUSTUS	RAMSEY
ARNOLD	DECKER	KISER	RAYFIELD
BAKER	DICKSON	LEE	REDWINE
BARBEE	DOCKHAM	LEMMOND	REYNOLDS
BARNES	EARLE	LINNEY	RICHARDSON
BEALL	EASTERLING	LOCKE	ROBINSON, G.
BERRY	EDDINS	LUEBKE	ROGERS
BLACK	EDWARDS	MCALLISTER	RUSSELL
BOWEN	ELLIS	MCCOMAS	SEXTON
BOWIE	ESPOSITO	MCCOMBS	SHARPE
BOYD-MCINTYRE	FITCH	MCCRARY	SHERRILL
BRASWELL	FOX	MCLAUGHLIN	SHUBERT
BRAWLEY	GAMBLE	MCMAHAN	SUTTON
BROWN, J.	GARDNER	MERCER	THOMPSON
BROWN, W.	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MILLER, G.	WAINWRIGHT
CANSLER	HACKNEY	MILLER, K.	WARNER
CAPPS	HAYES	MINER	WATSON
CARPENTER	HENSLEY	MITCHELL	WEATHERLY
CHURCH	HIATT	MORGAN	WILKINS
CLARY	HIGHTOWER	NEELY	WILSON, C.
COCKLEREECE	HILL	NICHOLS	WILSON, G.
CREECH	HOLMES	NYE	WOMBLE
CULP	HOWARD	OLDHAM	WRIGHT
CULPEPPER	HUNT	OWENS	YONGUE

NOES - 0

EXCUSED ABSENCE - 2

BLUE	WOOD

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HUNTER, H.	SHAW	TALLENT
CRAWFORD	ROBINSON, J.		

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 1851
LEGISLATIVE DAY 116
H1096
READING 2
CANSLER

5/22/96
1:25 PM
IN CHAIR: SPEAKER

PREMIUMS TAX COLLECTION

AYES - 113

ADAMS	CUMMINGS	HUNTER, R.	PRESTON
ALDRIDGE	CUNNINGHAM	HURLEY	PULLEY
ALEXANDER	DAUGHTRY	IVES	RAMSEY
ALLRED	DAVIS	JUSTUS	RAYFIELD
ARNOLD	DECKER	KISER	REDWINE
BAKER	DICKSON	LEE	REYNOLDS
BARBEE	DOCKHAM	LEMMOND	RICHARDSON
BARNES	EARLE	LINNEY	ROBINSON, G.
BEALL	EASTERLING	LOCKE	ROBINSON, J.
BERRY	EDDINS	LUEBKE	ROGERS
BLACK	EDWARDS	MCALLISTER	RUSSELL
BOWEN	ELLIS	MCCOMAS	SEXTON
BOWIE	ESPOSITO	MCCOMBS	SHARPE
BOYD-MCINTYRE	FITCH	MCCRARY	SHERRILL
BRASWELL	FOX	MCLAUGHLIN	SHUBERT
BRAWLEY	GAMBLE	MCMAHAN	SUTTON
BROWN, J.	GARDNER	MERCER	THOMPSON
BROWN, W.	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MILLER, G.	WAINWRIGHT
CANSLER	HACKNEY	MINER	WARNER
CAPPS	HAYES	MITCHELL	WATSON
CARPENTER	HENSLEY	MORGAN	WEATHERLY
CHURCH	HIATT	NEELY	WILKINS
CLARY	HIGHTOWER	NICHOLS	WILSON, C.
COCKLEREECE	HILL	NYE	WILSON, G.
CRAWFORD	HOLMES	OLDHAM	WOMBLE
CREECH	HOWARD	OWENS	WRIGHT
CULP	HUNT	PATE	YONGUE
CULPEPPER			

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 2

BLUE WOOD

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER HUNTER, H. SHAW TALLENT

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1096 DATE MAY 23, 1996

S. B. No. _____ Amendment No. 2

(to be filled in by Principal Clerk)

Rep.) Rep. James C. Carpenter

~~Sen.~~)

moves to amend the bill on page 3, line 16

by deleting "installment payment charges,"

SIGNED Jim Carpenter

ADOPTED 5/23/96 FAILED _____ TABLED _____

108-7 EV

GA-33-A PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA

EV

1853
SLATIVE DAY 117
H1096
READING 3
CANSLER
AMEND #2 - Rep. Carpenter
PREMIUMS TAX COLLECTION

HOUSE OF REPRESENTATIVES

5/23/96
1:26 PM
IN CHAIR: SPEAKER

ROLL CALL

AYES - 108

ADAMS	CUMMINGS	HUNTER, R.	PRESTON
ALDRIDGE	CUNNINGHAM	HURLEY	PULLEY
ALEXANDER	DAVIS	IVES	RAMSEY
ALLRED	DECKER	JUSTUS	RAYFIELD
ARNOLD	DICKSON	KISER	REDWINE
BAKER	DOCKHAM	LEMMOND	REYNOLDS
BARBEE	EARLE	LINNEY	RICHARDSON
BARNES	EASTERLING	LOCKE	ROBINSON, J.
BEALL	EDDINS	LUEBKE	ROGERS
BLACK	EDWARDS	MCALLISTER	RUSSELL
BLUE	ELLIS	MCCOMAS	SEXTON
BOWEN	ESPOSITO	MCCOMBS	SHARPE
BOWIE	FITCH	MCCRARY	SHAW
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SHERRILL
BRAWLEY	GAMBLE	MCMAHAN	SHUBERT
BROWN, J.	GARDNER	MERCER	SUTTON
BROWN, W.	GRADY	MICHAUX	TALLENT
BUCHANAN	GRAY	MILLER, G.	THOMPSON
CANSLER	HACKNEY	MILLER, K.	TOLSON
CAPPS	HENSLEY	MINER	WARNER
CARPENTER	HIATT	MITCHELL	WATSON
CHURCH	HIGHTOWER	MORGAN	WEATHERLY
CLARY	HILL	NICHOLS	WILKINS
COCKLEREECE	HOLMES	NYE	WILSON, G.
CRAWFORD	HOWARD	OLDHAM	WOMBLE
CULP	HUNT	OWENS	WRIGHT
CULPEPPER	HUNTER, H.	PATE	YONGUE

NOES - 7

BERRY	DAUGHTRY	LEE	WILSON, C.
CREECH	HAYES	NEELY	

EXCUSED ABSENCE - 2

BRASWELL	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	WAINWRIGHT	WOOD

NORTH CAROLINA

RC

1854
LEGISLATIVE DAY 117
H1096
READING 3
CANSLER

HOUSE OF REPRESENTATIVES

5/23/96
1:28 PM
IN CHAIR: SPEAKER

ROLL CALL

PREMIUMS TAX COLLECTION

AYES - 110

ADAMS	CULPEPPER	HUNTER, H.	PRESTON
ALDRIDGE	CUMMINGS	HUNTER, R.	PULLEY
ALEXANDER	CUNNINGHAM	HURLEY	RAMSEY
ALLRED	DAUGHTRY	IVES	RAYFIELD
ARNOLD	DAVIS	JUSTUS	REDWINE
BAKER	DECKER	KISER	REYNOLDS
BARBEE	DOCKHAM	LEE	RICHARDSON
BARNES	EARLE	LEMMOND	ROBINSON, J.
BEALL	EASTERLING	LINNEY	ROGERS
BERRY	EDDINS	LOCKE	RUSSELL
BLACK	EDWARDS	LUEBKE	SEXTON
BLUE	ELLIS	MCALLISTER	SHARPE
BOWEN	ESPOSITO	MCCOMAS	SHAW
BOWIE	FITCH	MCCOMBS	SHERRILL
BOYD-MCINTYRE	FOX	MCCRARY	SHUBERT
BRAWLEY	GAMBLE	MCMAHAN	SUTTON
BROWN, J.	GARDNER	MERCER	TALLENT
BROWN, W.	GRADY	MICHAUX	THOMPSON
BUCHANAN	GRAY	MINER	TOLSON
CANSLER	HACKNEY	MITCHELL	WARNER
CAPPS	HAYES	MORGAN	WATSON
CARPENTER	HENSLEY	NEELY	WEATHERLY
CHURCH	HIATT	NICHOLS	WILKINS
CLARY	HIGHTOWER	NYE	WILSON, C.
COCKLEREECE	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	WRIGHT
CREECH	HOWARD	PATE	YONGUE
CULP	HUNT		

NOES - 2

MCLAUGHLIN	MILLER, K.

EXCUSED ABSENCE - 2

BRASWELL	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	MILLER, G.	WILSON, G.	WOOD
DICKSON	WAINWRIGHT		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1096

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1096-ALJ-1

Page 1 of 1

Date 6/21, 1996

Comm. Sub. [ ]
Amends Title [ ]
2nd Edition

Senator Rand

moves to amend the bill on page 9, lines 11 and 12, by inserting a new section between those lines to read:

"Sec. 15. Position Number 3927-0000-0007-023, which is an Office Assistant III, Grade 57, is transferred from the Department of Insurance to the Department of Revenue to implement this act. After the transfer, the position shall continue to be funded from the Insurance Regulatory Fund established in G.S. 58-6-25."

and on page 9, line 12, by deleting "15." and substituting "16.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____

43-0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1838/51-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

CANSLER
PREMIUMS TAX COLLECTION
2ND EDITION

HOUSE BILL 1096

AMEND 1

AYE	43	ALBERTSON	COOPER	JORDAN	PLEXICO
		ALLRAN	DANNELLY	KERR	RAND
		BALLANCE	DAVIS	LEDBETTER	SHAW
		BALLANTINE	EAST	LITTLE	SHERRON
		BASNIGHT	FORRESTER	LUCAS	SIMPSON
		BLACKMON	FOXX	MARTIN R.	SOLES
		BLUST	GULLEY	MARTIN W.	SPEED
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HOBBS	MCKOY	WEBSTER
		COCHRANE	HORTON	PAGE	WINNER
		CONDER	HOYLE	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	1	KINCAID			
ABSENT	6	CARPENTER	ODOM	PLYLER	SMITH
		EDWARDS	PERDUE		
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1839/52-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

CANSLER
PREMIUMS TAX COLLECTION
2ND EDITION

HOUSE BILL 1096
READING 2

AYE	43	ALBERTSON	COOPER	JORDAN	PLEXICO
		ALLRAN	DANNELLY	KERR	RAND
		BALLANCE	DAVIS	LEDBETTER	SHAW
		BALLANTINE	EAST	LITTLE	SHERRON
		BASNIGHT	FORRESTER	LUCAS	SIMPSON
		BLACKMON	FOXX	MARTIN R.	SOLES
		BLUST	GULLEY	MARTIN W.	SPEED
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HOBBS	MCKOY	WEBSTER
		COCHRANE	HORTON	PAGE	WINNER
		CONDER	HOYLE	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	1	KINCAID			
ABSENT	6	CARPENTER	ODOM	PLYLER	SMITH
		EDWARDS	PERDUE		
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1096

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1096-ALJ-1

Date 6/21, 1996

Comm. Sub. [ ]
Amends Title [ ]
2nd Edition

Senator Rand

moves to amend the bill on page 9, lines 11 and 12, by inserting a new section between those lines to read:

"Sec. 15. Position Number 3927-0000-0007-023, which is an Office Assistant III, Grade 57, is transferred from the Department of Insurance to the Department of Revenue to implement this act. After the transfer, the position shall continue to be funded from the Insurance Regulatory Fund established in G.S. 58-6-25."

and on page 9, line 12, by deleting "15." and substituting "16.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____

43-0

95-OEV

HOUSE CONCURS IN SENATE AMENDMENT

JUN 21 1996

SIGNED ORDERED ENROLLED

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2234
LEGISLATIVE DAY 135
H1096

6/21/96
[redacted]
IN CHAIR: SPEAKER

AMEND #1- Senate amendment

MOTION #11- to concur

AYES - 95

ADAMS	CUNNINGHAM	IVES	REDWINE
ALEXANDER	DAUGHTRY	JUSTUS	REYNOLDS
ALLRED	DAVIS	KISER	RICHARDSON
ARNOLD	DECKER	LEE	ROBINSON, J.
BAKER	DOCKHAM	LINNEY	RUSSELL
BARBEE	EARLE	LOCKE	SEXTON
BARNES	EASTERLING	MCALLISTER	SHARPE
BLACK	EDDINS	MCCOMAS	SHERRILL
BOWEN	EDWARDS	MCCOMBS	SHUBERT
BOWIE	ESPOSITO	MCCRARY	SUTTON
BOYD-MCINTYRE	FITCH	MCMAHAN	TALLENT
BRAWLEY	GARDNER	MERCER	THOMPSON
BROWN, J.	GRADY	MICHAUX	TOLSON
BROWN, W.	GRAY	MINER	WAINWRIGHT
CANSLER	HACKNEY	MITCHELL	WATSON
CAPPS	HAYES	MORGAN	WEATHERLY
CARPENTER	HENSLEY	NEELY	WILKINS
CHURCH	HIATT	NICHOLS	WILSON, C.
CLARY	HIGHTOWER	NYE	WILSON, G.
COCKLEREECE	HILL	OWENS	WOMBLE
CRAWFORD	HOLMES	PATE	WOOD
CREECH	HOWARD	PRESTON	WRIGHT
CULP	HUNTER, H.	PULLEY	YONGUE
CUMMINGS	HURLEY	RAYFIELD	

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 16

SPEAKER	CULPEPPER	LEMMOND	MILLER, K.
BERRY	ELLIS	LUEBKE	RAMSEY
BRASWELL	GAMBLE	MCLAUGHLIN	ROGERS
BUCHANAN	HUNTER, R.	MILLER, G.	SHAW

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED
1097 MAY 13 95
HOUSE PRINCIPAL CLERK

D

HOUSE DRH8245-LB428(5.3)

Short Title: Brevard Conveyance. (Local)

Sponsors: Representative Ives.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE CITY OF BREVARD TO CONVEY CERTAIN PARCELS OF REAL PROPERTY TO FORMER OWNERS OR ADJOINING OWNERS WITH OR WITHOUT CONSIDERATION.

The General Assembly of North Carolina enacts:

Section 1. (a) Notwithstanding the provisions of Article 12 of Chapter 160A of the General Statutes, the City of Brevard may convey by private sale, with or without monetary consideration, all its right, title, and interest in and to the following real property lying within the city of Brevard, in Transylvania County, as follows:

PARCEL ONE: A parcel located at the North end of Gaston Street adjacent to the property of Preston Harold Rahn (Deed Book 123, page 66) more specifically described as follows: BEGINNING at an iron pin on the north side of East Probart Street, the southeastern most corner of the Rahn property, thence North 23 deg. 25 min. 38 sec. East 48 feet with the Rahn line to an iron pin; thence South 66 deg. 34 min. 22 sec. East 27 feet with the Rahn line to an iron pin; thence South 30 deg. 18 min. 43 sec. West 48 feet, more or less, to the north margin of East Probart Street; thence with the margin of East Probart Street North 66 deg. West 27 feet, more or less, to the point of beginning; being a portion of the property described in a deed from F. M. McCall, Sr., and wife, Ruby D. McCall and F. M. McCall, Jr., and wife, Irene Morris McCall to the Town of Brevard, dated June 15, 1962 and recorded in Deed Book 140, page 184, Transylvania County Registry.

Subject to existing utility rights of way.

PARCEL TWO: A parcel located adjacent to the property owned by Brevard College Corporation and more specifically described as follows: BEGINNING at an iron pin on a knoll, said pin situated South 11 deg. 18 min. East

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1779/21-- 5:04 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

IVES
BREVARD CONVEYANCE

HOUSE BILL 1097
READING 2

AYE	44	ALBERTSON	CONDER	HOYLE	PAGE
		ALLRAN	COOPER	JORDAN	PARNELL
		BALLANCE	DANNELLY	KINCAID	PERDUE
		BALLANTINE	DAVIS	LEDBETTER	PLEXICO
		BASNIGHT	EAST	LITTLE	PLYLER
		BLACKMON	FORRESTER	LUCAS	RAND
		BLUST	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WEBSTER
		COCHRANE	HORTON	ODOM	WINNER
NO	0				
EXCUSED	0				
NOT CAST	5	EDWARDS	SHAW	SHERRON	WARREN
		KERR			
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1787/29-- 5:04 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

IVES
BREVARD CONVEYANCE

HOUSE BILL 1097
READING 2

RECORDED
AYE 1 EDWARDS
ADJUSTED TOTAL
AYE 45
NO 0
NOT CAST 4
ABSENT 1

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1787/29-- 5:04 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

IVES
BREVARD CONVEYANCE

HOUSE BILL 1097
READING 2

AYE	45	ALBERTSON	COOPER	HOYLE	PAGE
		ALLRAN	DANNELLY	JORDAN	PARNELL
		BALLANCE	DAVIS	KINCAID	PERDUE
		BALLANTINE	EAST	LEDBETTER	PLEXICO
		BASNIGHT	EDWARDS	LITTLE	PLYLER
		BLACKMON	FORRESTER	LUCAS	RAND
		BLUST	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WEBSTER
		COCHRANE	HORTON	ODOM	WINNER
		CONDER			
NO	0				
EXCUSED	0				
NOT CAST	4	KERR	SHAW	SHERRON	WARREN
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1821/34-- 4:54 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

IVES
BREVARD CONVEYANCE

HOUSE BILL 1097
READING 3

AYE	44	ALBERTSON	DANNELLY	JORDAN	PARNELL
		ALLRAN	DAVIS	KERR	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BLACKMON	EDWARDS	LITTLE	RAND
		BLUST	FORRESTER	LUCAS	SHERRON
		CARPENTER	FOXX	MARTIN R.	SIMPSON
		CARRINGTON	GULLEY	MARTIN W.	SOLES
		CLARK	HARTSELL	MCDANIEL	SPEED
		COCHRANE	HOBBS	MCKOY	WARREN
		CONDER	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PAGE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	5	BALLANTINE	KINCAID	PERDUE	SHAW
		BASNIGHT			
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

H.B. FILED
1098 MAY 13 95
HOUSE PRINCIPAL CLERK

HOUSE DRH1295-LT148(4.19)

Short Title: Cumberland County Roofing Permits. (Local)

Sponsors: Representatives Yongue, Hurley, Warner, Richardson, McAllister, and Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT CUMBERLAND COUNTY AND THE CITIES LOCATED IN THAT COUNTY MAY REQUIRE ISSUANCE OF A BUILDING PERMIT FOR THE REPLACEMENT AND DISPOSAL OF ROOFING.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of Chapter 381 of the 1993 Session Laws, as amended by Chapter 124 of the 1995 Session Laws, reads as rewritten:

"Sec. 3. This act applies only to ~~Alamance and~~ Alamance, Cumberland, and Scotland Counties and the cities located in those counties."

Sec. 2. This act is effective upon ratification.

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SE[redacted] # 2124
LEGISLATIVE DAY 134
SR4
READING 2

6/20/96
8:28 PM
IN CHAIR: SPEAKER

H1098

AYES - 104

ADAMS	CUNNINGHAM	HUNTER, R.	RAMSEY
ALDRIDGE	DAUGHTRY	HURLEY	RAYFIELD
ALEXANDER	DAVIS	IVES	REDWINE
ALLRED	DECKER	JUSTUS	REYNOLDS
ARNOLD	DICKSON	KISER	RICHARDSON
BAKER	DOCKHAM	LEE	ROBINSON, J.
BARBEE	EARLE	LINNEY	ROGERS
BARNES	EASTERLING	LOCKE	RUSSELL
BERRY	EDDINS	LUEBKE	SEXTON
BLACK	EDWARDS	MCALLISTER	SHARPE
BOWEN	ELLIS	MCCOMAS	SHERRILL
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	SHUBERT
BRAWLEY	FITCH	MCCRARY	SUTTON
BROWN, J.	GAMBLE	MCMAHAN	TALLENT
BROWN, W.	GARDNER	MERCER	THOMPSON
BUCHANAN	GRADY	MICHAUX	TOLSON
CAPPS	GRAY	MILLER, G.	WAINWRIGHT
CARPENTER	HACKNEY	MINER	WATSON
CHURCH	HAYES	MITCHELL	WEATHERLY
CLARY	HENSLEY	MORGAN	WILKINS
COCKLEREECE	HIATT	NICHOLS	WILSON, C.
CRAWFORD	HIGHTOWER	NYE	WILSON, G.
CREECH	HILL	OWENS	WOMBLE
CULP	HOLMES	PATE	WOOD
CULPEPPER	HOWARD	PRESTON	WRIGHT
CUMMINGS	HUNTER, H.	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CANSLER	MCLAUGHLIN	NEELY
BOWIE	LEMMOND	MILLER, K.	SHAW
BRASWELL			

SHORT ROLL: H1098 S1244HCS S1397 S1365

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S # 2142
LEGISLATIVE DAY 135
SR12
READING 3

6/21/96
11:46 AM
IN CHAIR: RUSSELL

AYES - 104

ADAMS	CUMMINGS	IVES	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REDWINE
ARNOLD	DAVIS	LEE	REYNOLDS
BAKER	DECKER	LEMMOND	RICHARDSON
BARBEE	DICKSON	LINNEY	ROBINSON, J.
BARNES	DOCKHAM	LOCKE	ROGERS
BERRY	EARLE	LUEBKE	SEXTON
BLACK	EASTERLING	MCALLISTER	SHARPE
BOWEN	EDDINS	MCCOMAS	SHAW
BOWIE	EDWARDS	MCCOMBS	SHERRILL
BOYD-MCINTYRE	ELLIS	MCCRARY	SHUBERT
BRAWLEY	ESPOSITO	MCLAUGHLIN	SUTTON
BROWN, J.	FITCH	MCMAHAN	TALLENT
BROWN, W.	GAMBLE	MERCER	THOMPSON
BUCHANAN	GARDNER	MICHAUX	TOLSON
CANSLER	GRADY	MILLER, G.	WAINWRIGHT
CAPPS	HACKNEY	MITCHELL	WATSON
CARPENTER	HAYES	MORGAN	WEATHERLY
CHURCH	HENSLEY	NEELY	WILKINS
CLARY	HIATT	NICHOLS	WILSON, C.
COCKLEREECE	HIGHTOWER	NYE	WILSON, G.
CRAWFORD	HILL	OWENS	WOMBLE
CREECH	HOWARD	PATE	WOOD
CULP	HUNTER, R.	PRESTON	WRIGHT
CULPEPPER	HURLEY	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GRAY	HUNTER, H.	MINER
BRASWELL	HOLMES	MILLER, K.	RUSSELL

S ROLL: H1307HCS H1378 H1390 H1422HCS H1138HCS H1098
S282 S662 SCS S580 S1389 S598SCS S1244HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1099
MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7248-LCZ301(2.1)

Short Title: Extend Corporate Loss Carryforward. (Public)

Sponsors: Representatives Neely, Blue, Cansler, Capps, Church, Robinson, Shaw, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE CORPORATE INCOME TAX CARRYFORWARD FOR NET ECONOMIC LOSSES FROM FIVE YEARS TO FIFTEEN YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-130.8 reads as rewritten:

"**§ 105-130.8. Net economic loss.**

Net economic losses sustained by a corporation in any or all of the ~~five~~ 15 preceding income years shall be allowed as a deduction to ~~such~~ the corporation subject to the following limitations:

(1) The purpose in allowing the deduction of a net economic loss of a prior year ~~or years~~ is ~~that of granting~~ to grant some measure of relief to the corporation ~~which~~ that has incurred economic misfortune or ~~which~~ is otherwise materially affected by strict adherence to the annual accounting rule in the determination of net income. The deduction ~~herein specified~~ allowed in this section does not authorize the carrying forward of any particular items or category of loss except to the extent that ~~such loss or losses shall result~~ the loss results in the impairment of the net economic situation of the corporation so as to result in a net economic loss as ~~hereinafter defined.~~ defined in this section.

(2) The net economic loss for any year ~~shall mean~~ means the amount by which allowable deductions for the year other than prior year losses ~~shall~~ exceed income from all sources in the year including any income not taxable under this Division.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1100 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2197*-RHZX011.4(5.6)

Short Title: 1996 Sch. Bonds Act. (Public)

Sponsors: Representatives Daughtry, Arnold, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE SCHOOL CAPITAL CONSTRUCTION STUDY COMMISSION TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR GRANTS TO COUNTIES FOR PUBLIC SCHOOL CAPITAL OUTLAY PROJECTS, IN ORDER TO PROMOTE EQUITY IN LOCAL SCHOOL FACILITIES ACROSS THE STATE AND TO ENABLE LOCAL GOVERNMENTS TO GIVE LOCAL PROPERTY TAX RELIEF.

The General Assembly of North Carolina enacts:

Section 1. Short Title. -- This act shall be known and may be cited as the "Public School Building Bond Act of 1996".

Sec. 2. Purpose. -- It is the intent of the General Assembly by this act to provide for the issuance of nine hundred fifty million dollars ($950,000,000) general obligation bonds of the State to facilitate the providing of public school buildings by making grants to counties to provide funds for new public school capital outlay projects.

Sec. 3. Definitions. -- As used in this act, unless the context otherwise requires:

(1) "Bonds" means bonds issued under this act.

(2) "Cost" means, without intending thereby to limit or restrict any proper definition of this term in financing the cost of facilities or purposes authorized by this act:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1100-ALB-1

Date 6/5/ ,1996

Comm. Sub. [YES]
Amends Title []
Second Edition

REP. ~~SHAW~~

moves to amend the bill on page 13, line 43,
by adding the following between lines 43 and 44:
"Sec. 12.1. Any county or local school administrative unit entering into contracts for public school capital outlay projects under this act ~~is~~ are encouraged to utilize small businesses as suppliers of supplies, equipment, and services for those projects to the extent allowed by G.S. 143-128 and G.S. 143-129."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/5/96 FAILED _____ TABLED _____
79-32 EV

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

S[redacted] # 1900
LEGISLATIVE DAY 124
H1100HCS
READING 2
DAUGHTRY
AMEND #1
1996 SCHOOL BONDS ACT
MOTION #3 - Rep Daughtry moves the previous question on Rep. Shaw's amendment

6/05/96
2:10 PM
IN CHAIR: SPEAKER

AYES - ~~97~~ 99

ALDRIDGE	DAUGHTRY	HUNTER, R.	PULLEY
ALEXANDER	DAVIS	HURLEY	RAMSEY
ALLRED	DECKER	IVES	RAYFIELD
ARNOLD	DICKSON	JUSTUS	REYNOLDS
BAKER	DOCKHAM	LEE	ROBINSON, G.
BARBEE	EARLE	LINNEY	ROBINSON, J.
BARNES	EASTERLING	LOCKE	ROGERS
BEALL	EDDINS	MCALLISTER	RUSSELL
BERRY	EDWARDS	MCCOMAS	SEXTON
BLACK	ELLIS	MCCOMBS	SHERRILL
BOWIE	ESPOSITO	MCCRARY	SHUBERT
BRAWLEY	FITCH	MCLAUGHLIN	SUTTON
BROWN, J.	GAMBLE	MERCER	THOMPSON
BUCHANAN	GARDNER	MILLER, G.	TOLSON
CANSLER	GRADY	MINER	WAINWRIGHT
CAPPS	GRAY	MITCHELL	WARNER
CARPENTER	HAYES	MORGAN	WATSON
CHURCH	HENSLEY	NEELY	WEATHERLY
CLARY	HIATT	NICHOLS	WILKINS
CRAWFORD	HIGHTOWER	NYE	WILSON, C.
CREECH	HILL	OLDHAM	WILSON, G.
CULP	HOWARD	OWENS	WOMBLE
CULPEPPER	HUNT	PATE	WOOD
CUMMINGS	HUNTER, H.	PRESTON	YONGUE
CUNNINGHAM			COCKLEREECE
			SHARPE

NOES - ~~14~~ 12

ADAMS	~~COCKLEREECE~~	MCMAHAN	~~SHARPE~~
BLUE	HACKNEY	MILLER, K.	SHAW
BOYD-MCINTYRE	KISER	REDWINE	WRIGHT
BROWN, W.	LUEBKE		

EXCUSED ABSENCE - 2

FOX	RICHARDSON

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BRASWELL	LEMMOND	TALLENT
BOWEN	HOLMES	MICHAUX	

Reps. Cocklereece and Sharpe request to be recorded as voting "aye" - Speaker so orders.

H1100HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SE[redacted] 1901
LE[redacted]LATIVE DAY 124
H1100HCS
READING 2
DAUGHTRY
AMEND #1- SHAW
1996 SCHOOL BONDS ACT

6/05/96
2:10 PM
IN CHAIR: SPEAKER

AYES - 79

ADAMS	DAVIS	IVES	REDWINE
ALEXANDER	EARLE	JUSTUS	ROBINSON, G.
ALLRED	EASTERLING	LEE	ROGERS
BARNES	EDWARDS	LINNEY	RUSSELL
BEALL	ESPOSITO	LOCKE	SHAW
BERRY	FITCH	LUEBKE	SHERRILL
BLACK	GAMBLE	MCALLISTER	SUTTON
BLUE	GARDNER	MCCOMAS	THOMPSON
BOWIE	GRADY	MCCRARY	TOLSON
BOYD-MCINTYRE	GRAY	MCLAUGHLIN	WAINWRIGHT
BRAWLEY	HACKNEY	MERCER	WARNER
BROWN, W.	HAYES	MILLER, G.	WATSON
BUCHANAN	HENSLEY	MILLER, K.	WILKINS
CANSLER	HIGHTOWER	MINER	WILSON, C.
CAPPS	HILL	NICHOLS	WILSON, G.
CHURCH	HOWARD	NYE	WOMBLE
CRAWFORD	HUNT	OLDHAM	WOOD
CULPEPPER	HUNTER, H.	OWENS	WRIGHT
CUMMINGS	HUNTER, R.	PRESTON	YONGUE
CUNNINGHAM	HURLEY	RAMSEY	

NOES - 32

ALDRIDGE	CREECH	HIATT	PULLEY
ARNOLD	CULP	KISER	RAYFIELD
BAKER	DAUGHTRY	MCCOMBS	REYNOLDS
BARBEE	DECKER	MCMAHAN	ROBINSON, J.
BROWN, J.	DICKSON	MITCHELL	SEXTON
CARPENTER	DOCKHAM	MORGAN	SHARPE
CLARY	EDDINS	NEELY	SHUBERT
COCKLEREECE	ELLIS	PATE	WEATHERLY

EXCUSED ABSENCE - 2

FOX RICHARDSON

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BRASWELL	LEMMOND	TALLENT
BOWEN	HOLMES	MICHAUX	

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1902
LE[redacted]LATIVE DAY 124
H1100HCS
READING 2
DAUGHTRY

6/05/96
2:42 PM
IN CHAIR: SPEAKER

1996 SCHOOL BONDS ACT

AYES - 109

SPEAKER	CULPEPPER	HUNTER, H.	PULLEY
ADAMS	CUMMINGS	HUNTER, R.	RAMSEY
ALDRIDGE	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAUGHTRY	IVES	REDWINE
ARNOLD	DAVIS	JUSTUS	REYNOLDS
BAKER	DICKSON	KISER	ROBINSON, G.
BARBEE	DOCKHAM	LEE	ROBINSON, J.
BARNES	EARLE	LOCKE	ROGERS
BEALL	EASTERLING	LUEBKE	RUSSELL
BERRY	EDDINS	MCALLISTER	SEXTON
BLACK	EDWARDS	MCCOMAS	SHARPE
BLUE	ELLIS	MCCOMBS	SHAW
BOWEN	ESPOSITO	MCCRARY	SHERRILL
BOWIE	FITCH	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SUTTON
BRAWLEY	GARDNER	MERCER	THOMPSON
BROWN, J.	GRADY	MILLER, G.	TOLSON
BROWN, W.	GRAY	MINER	WAINWRIGHT
BUCHANAN	HACKNEY	MITCHELL	WARNER
CANSLER	HAYES	MORGAN	WATSON
CAPPS	HENSLEY	NEELY	WEATHERLY
CARPENTER	HIATT	NICHOLS	WILKINS
CHURCH	HIGHTOWER	NYE	WILSON, C.
CLARY	HILL	OLDHAM	WILSON, G.
COCKLEREECE	HOLMES	OWENS	WOMBLE
CRAWFORD	HOWARD	PATE	WRIGHT
CREECH	HUNT	PRESTON	YONGUE
CULP			

NOES - 5

ALLRED	LINNEY	MILLER, K.	WOOD
DECKER			

EXCUSED ABSENCE - 2

FOX	RICHARDSON

EXCUSED VOTE - 0

NOT VOTING - 4

BRASWELL	LEMMOND	MICHAUX	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

H1100-ALJ-4

Page 1 of 1

Date June 6 ,1996

Comm. Sub. [YES]
Amends Title []
Second Edition

Rep. DAUGHTRY

moves to amend the bill on page 6, line 19, by deleting the number "4,423,967" and substituting the number "2,423,967".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 10 7-0 EV FAILED _____ TABLED _____
6/6/96

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1920
[redacted]SLATIVE DAY 125
H1100HCS
READING 3
DAUGHTRY
AMEND #2-Daughtry
1996 SCHOOL BONDS ACT

6/06/96
2:14 PM
IN CHAIR: SPEAKER

AYES - 107

ADAMS	CULPEPPER	HURLEY	RAYFIELD
ALDRIDGE	CUMMINGS	JUSTUS	REDWINE
ALEXANDER	CUNNINGHAM	KISER	REYNOLDS
ALLRED	DAUGHTRY	LEE	RICHARDSON
ARNOLD	DAVIS	LEMMOND	ROBINSON, J.
BAKER	DECKER	LINNEY	ROGERS
BARNES	DICKSON	LOCKE	RUSSELL
BEALL	DOCKHAM	LUEBKE	SEXTON
BERRY	EARLE	MCALLISTER	SHARPE
BLACK	EASTERLING	MCCOMAS	SHAW
BLUE	EDDINS	MCCOMBS	SHERRILL
BOWEN	EDWARDS	MCCRARY	SHUBERT
BOWIE	ELLIS	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	ESPOSITO	MCMAHAN	TALLENT
BRASWELL	FITCH	MERCER	THOMPSON
BRAWLEY	GAMBLE	MICHAUX	TOLSON
BROWN, J.	GARDNER	MINER	WAINWRIGHT
BROWN, W.	GRADY	MITCHELL	WARNER
BUCHANAN	HACKNEY	MORGAN	WATSON
CANSLER	HAYES	NEELY	WILKINS
CAPPS	HENSLEY	NYE	WILSON, C.
CARPENTER	HIATT	OLDHAM	WILSON, G.
CHURCH	HIGHTOWER	OWENS	WOMBLE
COCKLEREECE	HILL	PATE	WOOD
CRAWFORD	HOLMES	PRESTON	WRIGHT
CREECH	HOWARD	PULLEY	YONGUE
CULP	HUNTER, R.	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 7

CLARY	GRAY	MILLER, G.	ROBINSON, G.
FOX	HUNT	NICHOLS	

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HUNTER, H.	MILLER, K.	WEATHERLY
BARBEE	IVES		

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1921
[redacted]SLATIVE DAY 125
[redacted]00HCS
READING 3
DAUGHTRY

6/06/96
2:29 PM
IN CHAIR: SPEAKER

1996 SCHOOL BONDS ACT

AYES - 108

SPEAKER	CULP	HUNTER, R.	RAMSEY
ADAMS	CULPEPPER	HURLEY	RAYFIELD
ALDRIDGE	CUMMINGS	IVES	REDWINE
ALEXANDER	CUNNINGHAM	JUSTUS	REYNOLDS
ARNOLD	DAUGHTRY	KISER	RICHARDSON
BAKER	DAVIS	LEE	ROBINSON, J.
BARBEE	DICKSON	LEMMOND	ROGERS
BARNES	DOCKHAM	LOCKE	RUSSELL
BEALL	EARLE	LUEBKE	SEXTON
BERRY	EASTERLING	MCALLISTER	SHARPE
BLACK	EDDINS	MCCOMAS	SHAW
BLUE	EDWARDS	MCCOMBS	SHERRILL
BOWEN	ELLIS	MCCRARY	SHUBERT
BOWIE	ESPOSITO	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	FITCH	MCMAHAN	TALLENT
BRASWELL	GAMBLE	MERCER	THOMPSON
BRAWLEY	GARDNER	MICHAUX	TOLSON
BROWN, J.	GRADY	MINER	WAINWRIGHT
BROWN, W.	HACKNEY	MITCHELL	WARNER
BUCHANAN	HAYES	MORGAN	WATSON
CANSLER	HENSLEY	NEELY	WEATHERLY
CAPPS	HIATT	NYE	WILKINS
CARPENTER	HIGHTOWER	OLDHAM	WILSON, C.
CHURCH	HILL	OWENS	WILSON, G.
COCKLEREECE	HOLMES	PATE	WOMBLE
CRAWFORD	HOWARD	PRESTON	WRIGHT
CREECH	HUNTER, H.	PULLEY	YONGUE

NOES - 4

ALLRED	DECKER	LINNEY	WOOD

EXCUSED ABSENCE - 7

CLARY	GRAY	MILLER, G.	ROBINSON, G.
FOX	HUNT	NICHOLS	

EXCUSED VOTE - 0

NOT VOTING - 1

MILLER, K.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1100-ARB-4

Date 6/12/ ,1996

Comm. Sub. [YES]
Amends Title []
Fourth Edition

Senator Winner

moves to amend the bill on page 4, line 39, through page 9, line 27, by rewriting the lines to read:

Sec. 6. (a) Allocation of Proceeds. -- The proceeds of Public School Building Bonds and notes, including premium thereon, if any, except the proceeds of bonds the issuance of which has been anticipated by bond anticipation notes or the proceeds of refunding bonds or notes, shall be placed by the State Treasurer in a special fund to be designated "Public School Building Bonds Fund". Moneys in the Public School Building Bonds Fund shall be used for the purposes set forth in this act. The proceeds of Public School Building Bonds and notes shall be allocated to counties and expended for paying the cost of public school capital outlay projects, to the extent and as provided in this act and subject to change as provided in this act.

(b) Small county school system allocation. -- The State Board of Education shall allocate the proceeds of thirty million dollars ($30,000,000) Public School Building Bonds and notes as grants to counties that have a small county school system, after considering whether the counties demonstrate both greater than average school construction needs and high property tax rates. A "small county school system" is a school system who was entitled to receive small school system supplemental funding under section 17.2 of Chapter 507 of the 1995 Session Laws, known as The Expansion and Capital Improvements Act of 1995.

(c) Primary allocation. -- The proceeds of one billion seven hundred seventy million dollars ($1,770,000,000) Public School Building Bonds and notes shall be allocated to each county on the basis of the distribution amounts provided in the following table for the local school administrative units in the State. In the case of a local school administrative unit located entirely in one county, the unit's total distribution amount shall be allocated to that county. In the case of a local school administrative unit

(see p 7)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1100-ARB-4

located in more than one county, the unit's distribution amount shall be allocated among the counties in which the unit is located in proportion to average daily membership of the unit in each county. A unit's distribution amount allocated to a county may be used only with respect to public school facilities of that unit.

Local School Administrative Unit	Distribution Based on High Growth	Distribution Based on Ability to Pay	Distribution Based on Average Daily Membership	Total
Alamance Co.	$8,084,430	$0	$11,080,174	$19,164,604
Alexander Co.	1,216,676	4,941,875	2,995,962	9,154,513
Alleghany Co.	0	175,362	865,997	1,041,359
Anson Co.	0	6,981,548	2,612,710	9,594,258
Ashe Co.	0	2,134,326	2,045,190	4,179,516
Avery Co.	0	0	1,422,920	1,422,920
Beaufort Co.	0	7,070,465	4,514,843	11,585,308
Bertie Co.	0	8,211,510	2,324,829	10,536,339
Bladen Co.	245,118	7,579,706	3,315,045	11,139,869
Brunswick Co.	2,321,934	0	5,535,672	7,857,606
Buncombe Co.	7,723,439	0	14,461,155	22,184,594
Asheville City	365,448	0	2,736,340	3,101,788
Burke Co.	5,610,969	11,153,769	8,017,098	24,781,837
Cabarrus Co.	13,049,180	0	9,724,956	22,774,136
Kannapolis City	0	467,915	2,374,281	2,842,196
Caldwell Co.	2,558,138	10,265,914	7,055,141	19,879,193
Camden Co.	352,078	2,160,704	711,754	3,224,537
Carteret Co.	1,947,572	0	4,972,273	6,919,845
Caswell Co.	227,291	5,725,252	2,055,198	8,007,741
Catawba Co.	7,032,652	0	8,559,304	15,591,956
Hickory City	784,377	0	2,533,234	3,317,610
Newton City	0	0	1,620,728	1,620,728
Chatham Co.	3,458,389	0	4,010,315	7,468,705
Cherokee Co.	44,567	4,476,625	2,054,610	6,575,801
Chowan Co.	0	3,147,395	1,530,066	4,677,461
Clay Co.	173,811	828,575	729,416	1,731,802
Cleveland Co.	2,740,863	5,485,707	5,219,533	13,446,102
Kings Mtn. City	1,149,825	2,527,920	2,464,354	6,142,100
Shelby City	864,597	2,073,363	2,009,867	4,947,828
Columbus Co.	0	12,395,869	4,506,012	16,901,881
Whiteville City	0	4,539,719	1,640,744	6,180,463
Craven Co.	539,259	12,666,532	8,751,224	21,957,016
Cumberland Co.	21,530,255	21,491,991	30,284,593	73,306,839
Currituck	1,243,415	0	1,759,076	3,002,491

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1100-ARB-4

1	Dare Co.	3,324,689	0	2,559,137	5,883,825
2	Davidson Co.	5,330,198	6,774,659	10,606,260	22,711,117
3	Lexington City	668,503	1,167,549	1,827,366	3,663,419
4	Thomasville City	690,786	832,854	1,299,879	2,823,520
5	Davie Co.	1,301,353	0	2,911,188	4,212,540
6	Duplin Co.	1,778,218	11,475,816	4,931,652	18,185,686
7	Durham Co.	5,379,221	0	17,059,147	22,438,368
8	Edgecombe Co.	0	9,341,292	4,682,626	14,023,918
9	Forsyth Co.	16,561,049	0	24,585,259	41,146,308
10	Franklin Co.	3,275,665	10,121,787	4,047,993	17,445,446
11	Gaston Co.	2,433,351	0	17,544,835	19,978,187
12	Gates Co.	1,154,282	3,704,201	1,159,765	6,018,248
13	Graham Co.	0	2,154,379	726,472	2,880,852
14	Granville Co.	3,445,019	9,667,973	4,335,874	17,448,866
15	Greene Co.	503,606	4,127,357	1,679,599	6,310,562
16	Guilford Co.	22,657,797	0	34,566,305	57,224,102
17	Halifax Co.	0	10,065,828	3,723,023	13,788,852
18	Roanoke Rapids	1,368,203	5,067,206	1,894,480	8,329,888
19	Weldon City	276,315	1,979,352	744,134	2,999,801
20	Harnett Co.	9,777,971	24,759,550	8,448,037	42,985,558
21	Haywood Co.	1,648,974	1,522,867	4,418,294	7,590,135
22	Henderson Co.	4,492,341	0	6,562,388	11,054,728
23	Hertford Co.	0	8,502,768	2,514,395	11,017,162
24	Hoke Co.	3,231,098	14,748,672	3,445,739	21,425,510
25	Hyde Co.	0	0	1,000,000	1,000,000
26	Iredell Co.	6,007,614	0	8,590,505	14,598,119
27	Mooresville City	2,081,273	0	2,012,811	4,094,084
28	Jackson Co.	378,818	0	2,098,763	2,477,582
29	Johnston Co.	11,279,875	17,733,652	10,319,556	39,333,083
30	Jones Co.	49,024	1,548,899	924,280	2,522,202
31	Lee Co.	2,589,335	931,071	4,953,434	8,473,841
32	Lenoir Co.	0	7,202,394	6,167,361	13,369,755
33	Lincoln Co.	4,550,277	3,281,461	5,750,552	13,582,290
34	Macon Co.	1,555,384	0	2,263,603	3,818,987
35	Madison Co.	289,685	3,244,452	1,534,187	5,068,323
36	Martin Co.	365,448	5,532,445	2,947,688	8,845,581
37	McDowell Co.	0	7,226,827	3,628,829	10,855,656
38	Mecklenburg Co.	65,228,072	0	54,601,986	119,830,058
39	Mitchell Co.	0	2,332,411	1,387,597	3,720,009
40	Montgomery Co.	766,550	5,188,325	2,551,484	8,506,359
41	Moore Co.	4,452,230	0	6,160,297	10,612,527
42	Nash Co.	3,690,137	14,725,007	10,539,735	28,954,879
43	New Hanover Co.	7,830,399	0	12,515,457	20,345,856
44	Northampton Co.	160,441	7,155,039	2,244,764	9,560,244
45	Onslow Co.	5,673,363	38,447,459	12,123,374	56,244,195

see p. 7

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1100-ARB-4

Orange Co.	2,571,508	0	3,408,650	5,980,159
Chapel Hill-Carrboro	6,172,512	0	4,823,329	10,995,840
Pamlico Co.	57,937	2,360,084	1,229,822	3,647,844
Pasquotank Co.	1,439,510	8,125,362	3,681,225	13,246,097
Pender Co.	3,890,688	5,690,671	3,502,844	13,084,204
Perquimans Co.	17,827	2,984,367	1,130,918	4,133,112
Person Co.	1,586,581	829,294	3,269,125	5,685,000
Pitt Co.	6,261,645	10,985,395	11,426,926	28,673,967
Polk Co.	356,535	0	1,289,871	1,646,406
Randolph Co.	7,166,353	9,257,230	9,163,323	25,586,906
Asheboro City	1,778,218	2,376,181	2,420,201	6,574,600
Richmond Co.	699,700	14,419,990	4,922,821	20,042,511
Robeson Co.	2,353,131	47,978,887	13,636,956	63,968,974
Rockingham Co.	597,196	8,453,474	8,394,464	17,445,134
Rowan Co.	10,776,269	8,743,009	11,392,192	30,911,471
Rutherford Co.	1,501,904	7,997,008	5,969,553	15,468,465
Sampson Co.	3,418,279	7,902,362	4,307,027	15,627,668
Clinton City	0	2,877,068	1,511,227	4,388,295
Scotland Co.	0	11,042,166	4,251,688	15,293,854
Stanly Co.	2,250,627	6,658,864	4,352,358	13,261,849
Albemarle City	793,290	1,955,352	1,298,113	4,046,755
Stokes Co.	1,341,463	3,901,196	3,976,759	9,219,417
Surry Co.	2,357,587	4,070,611	4,669,674	11,097,873
Elkin City	338,708	541,736	625,214	1,505,658
Mount Airy City	445,669	1,009,671	1,201,564	2,658,903
Swain Co.	338,708	3,198,646	974,909	4,512,263
Transylvania Co.	280,771	0	2,330,127	2,610,899
Tyrrell Co.	271,858	1,091,336	469,793	1,832,987
Union Co.	10,339,514	6,192,466	11,140,812	27,672,792
Vance Co.	1,488,533	8,361,014	4,374,140	14,223,687
Wake Co.	72,773,243	0	50,523,969	123,297,212
Warren Co.	548,173	5,550,739	1,857,391	7,956,302
Washington Co.	0	4,105,098	1,533,010	5,638,108
Watauga Co.	953,731	0	2,904,712	3,858,443
Wayne Co.	3,030,547	23,725,815	11,230,296	37,986,659
Wilkes Co.	106,960	8,353,208	5,837,093	14,297,261
Wilson Co.	2,223,887	4,833,060	7,211,150	14,268,097
Yadkin Co.	2,232,800	4,728,588	3,214,964	10,176,352
Yancey Co.	227,291	2,134,456	1,457,066	3,818,813
GRAND TOTAL	$442,500,000	$619,500,000	$708,000,000	$1,770,000,000

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1100-ARB-4

If two or more local school administrative units are consolidated into one unit, the distribution amounts provided above for the units shall be considered the distribution amount for the merged unit.

(d) Match. -- A county is not required to match bond proceeds allocated under subsection (b) of this section. A county is not required to match the Low-Wealth Allocation of bond proceeds under subsection (c) of this section. A county must match both the ADM Allocation and the Growth Allocation of bond proceeds under subsection (c) of this section. These two allocations must be matched at the rate of matching funds equal to three cents (3¢) times the county's ability to pay rank for every one dollar ($1.00) of allocated bond proceeds. A county's ability to pay rank is its rank in the ranking of counties from lowest to highest county wealth as a percentage of State average wealth made by the State Board of Education for the 1995-96 fiscal year pursuant to Section 17.1 of Chapter 507 of the 1995 Session Laws. The match requirement may be satisfied by non-State expenditures for public school facilities made on or after January 1, 1992. A non-State expenditure has been made for the purpose of the match if funds, other than funds expended for debt service, have been budgeted, earmarked, or committed for the general purpose of public school facilities. If a debt has been authorized or incurred since January 1, 1992, for the general purpose of public school facilities, then the face amount of the debt shall be considered as a non-State expenditure for public school facilities for the purpose of the match.

As counties satisfy the match requirements of this section, they shall document the extent to which they have done so in periodic reports to the State Board of Education. These reports shall include any information and documentation required by the State Board of Education. The State Board of Education shall certify to the State Treasurer from time to time the extent to which the match requirements of this section have been met with respect to each county; this certification shall be binding and conclusive. Bond proceeds shall be distributed for

see p. 7

expenditure only as, and to the extent, the matching requirements of this section are satisfied, as certified by the State Board of Education. The State Board of Education shall also require counties to report annually on the impact of funds provided under this act on the property tax rate for that year. These reports shall be public documents and shall be furnished to any citizen upon request.

(e) Unmatched Proceeds. -- If the State Board of Education determines that a county has not met the matching requirements of this section by January 1, 2003, with respect to any bond proceeds allocated under subsection (c) of this section, the State Board of Education shall certify that fact to the State Treasurer by March 1, 2003. Amounts that are allocated in the Growth Allocation of bond proceeds under subsection (c) of this section and that have not been matched by January 1, 2003, as certified by the State Board of Education, shall be reallocated among the counties that are allocated bond proceeds under the Growth Allocation and have met the matching requirements for their total Growth Allocation. The reallocation shall be made among the eligible counties in proportion to the amount of Growth Allocations for those counties under subsection (c) of this section. Amounts that are allocated in the ADM Allocation of bond proceeds under subsection (c) of this section and that have not been matched by January 1, 2003, as certified by the State Board of Education, shall be reallocated among the counties that have met the matching requirements for their total ADM allocation. The reallocation shall be made on the basis of average daily membership of the local school administrative units within the remaining counties. Bond proceeds reallocated to a county because of a local school administrative unit's average daily membership within the county may be used only with respect to public school capital outlay projects of that unit. Bond proceeds reallocated to a county under this subsection must be matched at the same rate as bond proceeds allocated to the county under subsection (d) of this section.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1100

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1100-ARB-4

(f) Administration. -- Funds disbursed under this act shall be administered and supervised by the State Board of Education and shall be used only for the purposes provided in this act. Each school administrative unit shall submit to the State Board of Education its plans for the expenditure of funds allocated under this act. After the State Board of Education determines that a school administrative unit's planned expenditure of part or all of the funds allocated to it is within the purposes provided in this act, the State Board of Education shall make the funds to which the plans apply available to the school administrative unit.

Allocations to the costs of a capital improvement or undertaking in each case may include allocations to pay the costs set forth in Section 3(2)c., d., e., f., and g. of this act in connection with the issuance of bonds for that capital improvement or undertaking.";

and on page 9, lines 30 through 38, by rewriting the lines to read:
"election to be held November 5, 1996. Any other primary, election, or".

SIGNED Leslie Winner
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/17/96 FAILED _____ TABLED _____

45-2

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1650/2-- 8:46 PM JUNE 12, 1996 LEGISLATIVE DAY 128

LT. GOVERNOR WICKER -- Presiding

DAUGHTRY
1996 SCHOOL BONDS ACT
SENATE COM SUB/4TH EDITION

HOUSE BILL 1100

AMEND 1

AYE	45	ALBERTSON	COOPER	JORDAN	PARNELL
		ALLRAN	DANNELLY	KERR	PERDUE
		BALLANCE	DAVIS	KINCAID	PLEXICO
		BALLANTINE	EAST	LEDBETTER	PLYLER
		BASNIGHT	EDWARDS	LITTLE	RAND
		BLACKMON	FORRESTER	LUCAS	SHERRON
		BLUST	FOXX	MARTIN R.	SOLES
		CARPENTER	GULLEY	MARTIN W.	SPEED
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HOBBS	ODOM	WEBSTER
		COCHRANE	HOYLE	PAGE	WINNER
		CONDER			
NO	2	HORTON	SHAW		
EXCUSED	0				
NOT CAST	1	SMITH			
ABSENT	2	MCKOY	SIMPSON		
PAIRS	0				
AYE					
NO					

(COPY)

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. (4)

H. B. No. 1100

S. B. No. _____

SEN. COMMITTEE SUBSTITUTE ✓

DATE 6/12/96

Amendment No. 2 (Two)
(to be filled in by Principal Clerk)

Rep.)
) McDaniel
Sen.)

as amended by AMENDMENT No. 1 IN P 5 - LINE 21

1 moves to amend the bill on page 8, line 21

2 ( ) WHICH CHANGES THE TITLE

3 by deleting the words "other than"

4 and inserting in lieu thereof

5 the word "including"

6

7

8

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12

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SIGNED (McDaniel)

ADOPTED 6/12/96 FAILED _____ TABLED _____

46-1

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1651/3-- 8:53 PM JUNE 12, 1996 LEGISLATIVE DAY 128

LT. GOVERNOR WICKER -- Presiding

DAUGHTRY
1996 SCHOOL BONDS ACT
SENATE COM SUB/4TH EDITION

HOUSE BILL 1100

AMEND 2

AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANTINE	EAST	LEDBETTER	PLYLER
		BASNIGHT	EDWARDS	LITTLE	RAND
		BLACKMON	FORRESTER	LUCAS	SHAW
		BLUST	FOXX	MARTIN R.	SHERRON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	1	BALLANCE			

EXCUSED	0		
NOT CAST	1	SMITH	
ABSENT	2	MCKOY	SIMPSON
PAIRS	0		
AYE			
NO			

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1652/4-- 9:05 PM JUNE 12, 1996 LEGISLATIVE DAY 128

LT. GOVERNOR WICKER -- Presiding

DAUGHTRY
1996 SCHOOL BONDS ACT
SENATE COM SUB/4TH EDITION

HOUSE BILL 1100
READING 2

AYE	43	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANTINE	EAST	LEDBETTER	PLYLER
		BASNIGHT	EDWARDS	LITTLE	RAND
		BLACKMON	FORRESTER	LUCAS	SHERRON
		CARPENTER	FOXX	MARTIN R.	SOLES
		CARRINGTON	GULLEY	MARTIN W.	SPEED
		CLARK	HARTSELL	MCDANIEL	WARREN
		COCHRANE	HOBBS	ODOM	WEBSTER
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN	PARNELL	
NO	4	BALLANCE	BLUST	HORTON	SHAW

EXCUSED	0		
NOT CAST	1	SMITH	
ABSENT	2	MCKOY	SIMPSON
PAIRS	0		
AYE			
NO			

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1664/10-- 3:57 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

DAUGHTRY
1996 SCHOOL BONDS ACT
SENATE COM SUB/4TH EDITION

HOUSE BILL 1100
READING 3

AYE	37	ALBERTSON	DAVIS	JORDAN	PARNELL
		ALLRAN	EAST	KERR	PERDUE
		BALLANTINE	EDWARDS	LEDBETTER	PLYLER
		BASNIGHT	FORRESTER	LITTLE	RAND
		BLACKMON	FOXX	LUCAS	SHERRON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WARREN
		COCHRANE	HOYLE	ODOM	WINNER
		CONDER			
NO	6	BALLANCE	HORTON	SHAW	WEBSTER
		BLUST	PAGE		
EXCUSED	0				
NOT CAST	6	DANNELLY	MARTIN R.	SIMPSON	SMITH
		KINCAID	PLEXICO		
ABSENT	1	COOPER			
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1669/15-- 4:54 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

DAUGHTRY
1996 SCHOOL BONDS ACT
SENATE COM SUB/4TH EDITION

HOUSE BILL 1100
READING 3

AYE	39	ALBERTSON	DAVIS	KERR	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN W.	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WINNER
		CONDER	JORDAN	PARNELL	
NO	5	BALLANCE	HORTON	SHAW	WEBSTER
		BLUST			
EXCUSED	0				
NOT CAST	5	DANNELLY	MARTIN R.	SIMPSON	SMITH
		KINCAID			
ABSENT	1	COOPER			
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1669/15-- 4:54 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

DAUGHTRY
1996 SCHOOL BONDS ACT
SENATE COM SUB/4TH EDITION

HOUSE BILL 1100
READING 3

RECORDED
AYE 2 PAGE
NO -1
ADJUSTED TOTAL
AYE 39
NO 5
NOT CAST 5
ABSENT 1

(Y)

PLEXICO



EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted] # 1984
[redacted]SLATIVE DAY 130
H1100SCS

6/14/96
10:13 AM
IN CHAIR: SPEAKER

DAUGHTRY

1996 SCHOOL BONDS ACT
MOTION #11- Rep. Daughtry moves not to recur

AYES - ~~70~~ 71 DW

SPEAKER	CULP	HOWARD	PRESTON
ALDRIDGE	CULPEPPER	HURLEY	PULLEY
ALLRED	CUMMINGS	IVES	RAMSEY
ARNOLD	DAUGHTRY	JUSTUS	RAYFIELD
BAKER	DAVIS	KISER	REYNOLDS
BARBEE	DECKER	LEMMOND	ROBINSON, J.
BARNES	DICKSON	LINNEY	RUSSELL
BERRY	DOCKHAM	MCCOMAS	SEXTON
BOWIE	EDDINS	MCCOMBS	SHARPE
BRAWLEY	EDWARDS	MCLAUGHLIN	SHERRILL
BROWN, J.	ELLIS	MCMAHAN	SHUBERT
CANSLER	ESPOSITO	MINER	TALLENT
CAPPS	GARDNER	MITCHELL	THOMPSON
CARPENTER	GRADY	MORGAN	WATSON
CLARY	GRAY	NEELY	WEATHERLY
COCKLEREECE	HAYES	NICHOLS	WILSON, C.
CRAWFORD	HIATT	PATE	WILSON, G.
CREECH	HOLMES		WOOD DW

NOES - ~~44~~ 43 DW

ADAMS	EARLE	LEE	REDWINE
ALEXANDER	EASTERLING	LOCKE	RICHARDSON
BEALL	FITCH	LUEBKE	ROGERS
BLACK	FOX	MCALLISTER	SHAW
BLUE	HACKNEY	MCCRARY	TOLSON
BOWEN	HENSLEY	MERCER	WAINWRIGHT
BOYD-MCINTYRE	HIGHTOWER	MILLER, G.	WARNER
BRASWELL	HILL	MILLER, K.	WILKINS
BROWN, W.	HUNT	NYE	WOMBLE
CHURCH	HUNTER, H.	OLDHAM	~~WOOD~~ DW
CUNNINGHAM	HUNTER, R.	OWENS	YONGUE

EXCUSED ABSENCE - 5

BUCHANAN	ROBINSON, G.	SUTTON	WRIGHT
GAMBLE			

EXCUSED VOTE - 0

NOT VOTING - 1

MICHAUX

Rep. Wood request to be recorded as voting "aye". Speaker so orders. DW

H1100SCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2106
LEGISLATIVE DAY 134
H #1100 SCS

6/20/96
6:52 PM
IN CHAIR: SPEAKER

DAUGHTRY
1996 SCHOOL BONDS ACT
MOTION #5 - Rep. Daughtry moves to reconsider the vote by which the house did not concur

AYES - 78

SPEAKER	CULPEPPER	HOWARD	PRESTON
ALDRIDGE	CUMMINGS	HUNTER, R.	PULLEY
ALEXANDER	CUNNINGHAM	HURLEY	RAYFIELD
ARNOLD	DAUGHTRY	JUSTUS	REDWINE
BAKER	DECKER	KISER	RICHARDSON
BARBEE	EASTERLING	LINNEY	ROBINSON, J.
BERRY	EDDINS	LOCKE	ROGERS
BLACK	EDWARDS	LUEBKE	SEXTON
BOWIE	ELLIS	MCCOMAS	SHAW
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	SHERRILL
BRASWELL	GAMBLE	MCCRARY	SHUBERT
BRAWLEY	GARDNER	MCMAHAN	SUTTON
BROWN, W.	GRADY	MERCER	THOMPSON
CANSLER	HACKNEY	MILLER, G.	TOLSON
CARPENTER	HAYES	MITCHELL	WATSON
CHURCH	HENSLEY	MORGAN	WEATHERLY
CLARY	HIATT	NICHOLS	WILKINS
CRAWFORD	HIGHTOWER	NYE	WILSON, G.
CREECH	HILL	OWENS	YONGUE
CULP	HOLMES		

NOES - 2

FITCH	WRIGHT

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 33

ADAMS	DICKSON	MCALLISTER	REYNOLDS
ALLRED	DOCKHAM	MCLAUGHLIN	RUSSELL
BARNES	EARLE	MICHAUX	SHARPE
BOWEN	GRAY	MILLER, K.	TALLENT
BROWN, J.	HUNTER, H.	MINER	WAINWRIGHT
BUCHANAN	IVES	NEELY	WILSON, C.
CAPPS	LEE	PATE	WOMBLE
COCKLEREECE	LEMMOND	RAMSEY	WOOD
DAVIS			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

2107
SLATIVE DAY 134
H1100SCS

6/20/96
7:09 PM
IN CHAIR: SPEAKER

DAUGHTRY

1996 SCHOOL BONDS ACT
MOTION #3 - Rep. Daughtry calls the previous question

AYES - ~~96~~ 95 DW

SPEAKER	CREECH	HOWARD	PULLEY
ADAMS	CULP	HUNTER, R.	RAMSEY
ALDRIDGE	CULPEPPER	HURLEY	RAYFIELD
ALLRED	CUMMINGS	IVES	REYNOLDS
ARNOLD	CUNNINGHAM	JUSTUS	RICHARDSON
BAKER	DAUGHTRY	KISER	ROBINSON, J.
BARBEE	DAVIS	LEE	RUSSELL
BERRY	DICKSON	LOCKE	SEXTON
BLACK	DOCKHAM	MCALLISTER	SHARPE
BOWEN	EARLE	MCCOMAS	SHAW
BOWIE	EASTERLING	MCCOMBS	SHERRILL
BOYD-MCINTYRE	EDDINS	MCCRARY	SHUBERT
BRASWELL	EDWARDS	MCMAHAN	SUTTON
BRAWLEY	ELLIS	MERCER	TALLENT
BROWN, J.	ESPOSITO	MILLER, G.	THOMPSON
BROWN, W.	GAMBLE	MINER	TOLSON
BUCHANAN	GARDNER	MITCHELL	WAINWRIGHT
CANSLER	GRADY	MORGAN	WATSON
CAPPS	GRAY	NEELY	WILKINS
CARPENTER	HAYES	NICHOLS	WILSON, C.
CHURCH	HIATT	NYE	WILSON, G.
CLARY	HIGHTOWER	OWENS	WOOD
COCKLEREECE	HILL	PATE	~~WRIGHT~~ DWright
CRAWFORD	HOLMES	PRESTON	YONGUE

NOES - ~~11~~ 12 DWright

ALEXANDER	HACKNEY	LINNEY	REDWINE
BARNES	HENSLEY	LUEBKE	ROGERS
FITCH	HUNTER, H.	MICHAUX	WRIGHT

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 6

DECKER	MCLAUGHLIN	WEATHERLY	WOMBLE
LEMMOND	MILLER, K.		

Rep. Wright request to be recorded as voting "no". Speaker so orders.

DWright

H1100SCS

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2108
LEGISLATIVE DAY 134
H1100SCS

6/20/96
7:10 PM
IN CHAIR: SPEAKER

DAUGHTRY

1996 SCHOOL BONDS ACT
MOTION #11 - Rep. Daughtry moves to concur

AYES - 104

SPEAKER	CULP	HOWARD	PULLEY
ADAMS	CULPEPPER	HUNTER, H.	RAMSEY
ALDRIDGE	CUMMINGS	HUNTER, R.	RAYFIELD
ALEXANDER	CUNNINGHAM	HURLEY	REDWINE
ARNOLD	DAUGHTRY	IVES	REYNOLDS
BAKER	DAVIS	JUSTUS	RICHARDSON
BARBEE	DICKSON	KISER	ROBINSON, J.
BARNES	DOCKHAM	LEE	ROGERS
BERRY	EARLE	LOCKE	RUSSELL
BLACK	EASTERLING	LUEBKE	SEXTON
BOWEN	EDDINS	MCALLISTER	SHARPE
BOWIE	EDWARDS	MCCOMAS	SHAW
BOYD-MCINTYRE	ELLIS	MCCOMBS	SHERRILL
BRASWELL	ESPOSITO	MCCRARY	SHUBERT
BRAWLEY	FITCH	MCMAHAN	SUTTON
BROWN, J.	GAMBLE	MERCER	TALLENT
BROWN, W.	GARDNER	MILLER, G.	THOMPSON
BUCHANAN	GRADY	MINER	TOLSON
CANSLER	GRAY	MITCHELL	WAINWRIGHT
CAPPS	HACKNEY	MORGAN	WATSON
CARPENTER	HAYES	NEELY	WILKINS
CHURCH	HENSLEY	NICHOLS	WILSON, C.
CLARY	HIATT	NYE	WILSON, G.
COCKLEREECE	HIGHTOWER	OWENS	WOMBLE
CRAWFORD	HILL	PATE	WRIGHT
CREECH	HOLMES	PRESTON	YONGUE

NOES - 4

ALLRED	DECKER	LINNEY	WOOD

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 5

LEMMOND	MICHAUX	MILLER, K.	WEATHERLY
MCLAUGHLIN			

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2136
LEGISLATIVE DAY 135
H1100SCS

6/21/96
11:30 AM
IN CHAIR: SPEAKER

DAUGHTRY

1996 SCHOOL BONDS ACT
MOTION #3 - Rep. Daughtry calls the previous question

AYES - 86

ALEXANDER	CULPEPPER	KISER	RAYFIELD
ALLRED	CUMMINGS	LEE	REYNOLDS
BAKER	CUNNINGHAM	LEMMOND	RICHARDSON
BARBEE	DAUGHTRY	LOCKE	ROBINSON, J.
BARNES	DAVIS	MCALLISTER	ROGERS
BERRY	DECKER	MCCOMAS	RUSSELL
BLACK	DICKSON	MCCOMBS	SEXTON
BOWEN	DOCKHAM	MCCRARY	SHARPE
BOWIE	EDDINS	MCLAUGHLIN	SHAW
BOYD-MCINTYRE	ELLIS	MCMAHAN	SHERRILL
BRAWLEY	ESPOSITO	MERCER	SHUBERT
BROWN, J.	GAMBLE	MICHAUX	TALLENT
BROWN, W.	GARDNER	MITCHELL	TOLSON
BUCHANAN	GRADY	MORGAN	WATSON
CANSLER	GRAY	NICHOLS	WEATHERLY
CAPPS	HAYES	NYE	WILKINS
CARPENTER	HENSLEY	OWENS	WILSON, C.
CHURCH	HIATT	PATE	WILSON, G.
COCKLEREECE	HILL	PRESTON	WOMBLE
CRAWFORD	HOLMES	PULLEY	WOOD
CREECH	HUNTER, R.	RAMSEY	YONGUE
CULP	IVES		

NOES - 9

ADAMS	HUNTER, H.	MILLER, G.	WAINWRIGHT
FITCH	LUEBKE	REDWINE	WRIGHT
HACKNEY			

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 17

SPEAKER	EASTERLING	HURLEY	MINER
ARNOLD	EDWARDS	JUSTUS	NEELY
BRASWELL	HIGHTOWER	LINNEY	SUTTON
CLARY	HOWARD	MILLER, K.	THOMPSON
EARLE			

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

2137
SLATIVE DAY 135
H1100SCS

6/21/96
11:30 AM
IN CHAIR: SPEAKER

DAUGHTRY

1996 SCHOOL BONDS ACT
MOTION #11- Rep. Daughtry moves to concur (3rd reading - rules material)

AYES - ~~102~~ 103 DWalker

SPEAKER	CUMMINGS	HURLEY	RAMSEY
ADAMS	CUNNINGHAM	IVES	RAYFIELD
ALEXANDER	DAUGHTRY	JUSTUS	REDWINE
ARNOLD	DAVIS	KISER	REYNOLDS
BAKER	DICKSON	LEE	RICHARDSON
BARBEE	DOCKHAM	LEMMOND	ROBINSON, J.
BARNES	EASTERLING	LOCKE	ROGERS
BERRY	EDDINS	LUEBKE	RUSSELL
BLACK	EDWARDS	MCALLISTER	SEXTON
BOWEN	ELLIS	MCCOMAS	SHARPE
BOWIE	ESPOSITO	MCCOMBS	SHAW
BOYD-MCINTYRE	FITCH	MCCRARY	SHERRILL
BRAWLEY	GAMBLE	MCLAUGHLIN	SHUBERT
BROWN, J.	GARDNER	MCMAHAN	SUTTON
BROWN, W.	GRADY	MERCER	TALLENT
BUCHANAN	GRAY	MICHAUX	THOMPSON
CANSLER	HACKNEY	MITCHELL	TOLSON
CAPPS	HAYES	MORGAN	WAINWRIGHT
CARPENTER	HENSLEY	NEELY	WATSON
CHURCH	HIATT	NICHOLS	WEATHERLY
CLARY	HIGHTOWER	NYE	WILKINS
COCKLEREECE	HILL	OWENS	WILSON, G.
CRAWFORD	HOLMES	PATE	WOMBLE
CREECH	HOWARD	PRESTON	WRIGHT
CULP	HUNTER, H.	PULLEY	YONGUE
CULPEPPER	HUNTER, R.		G. MILLER DWalker

NOES - ~~5~~ 4 DWalker

ALLRED	LINNEY	~~MILLER, G.~~	WOOD
DECKER			

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 5

BRASWELL	MILLER, K.	MINER	WILSON, C.
EARLE			

Rep. G. Miller request to be recorded as voting "aye". Speaker so orders. DWalker

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1101 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4204*-RHZ005.1(5.6)

Short Title: Amend Local Sales Taxes. (Public)

Sponsors: Representatives Daughtry, Arnold, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE SCHOOL CAPITAL CONSTRUCTION STUDY COMMISSION TO MAKE PERMANENT THE REQUIREMENT THAT COUNTIES USE PART OF THE TWO HALF-CENT LOCAL SALES TAX PROCEEDS ONLY FOR PUBLIC SCHOOL BUILDINGS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-487(a) reads as rewritten:

"(a) Except as provided in subsection ~~(c), forty percent (40%) of the revenue received by a county from additional one-half percent (1/2%) sales and use taxes levied under this Article during the first five fiscal years in which the additional taxes are in effect in the county and~~ (c) of this section, thirty percent (30%) of the revenue received by a county from ~~these taxes in the next 10 fiscal years in which the taxes are in effect in the county~~ additional one-half percent (1/2%) sales and use taxes levied under this Article may be used by the county only for public school capital outlay purposes as defined in G.S. 115C-426(f) or to retire any indebtedness incurred by the county for these purposes."

Sec. 2. G.S. 105-502(a) reads as rewritten:

"(a) Sixty percent (60%) of the revenue received by a county under this Article ~~during the first 16 fiscal years in which the tax is in effect~~ may be used by the county only for public school capital outlay purposes as defined in G.S. 115C-426(f) or to retire any indebtedness incurred by the county for these purposes during the period beginning five years prior to the date the taxes took effect."

Sec. 3. This act becomes effective July 1, 1996.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1101 DATE May 22, 1996

S. B. No. _____ Amendment No. 1

(to be filled in by Principal Clerk)

Rep.) Barnes
)
Sen.)

moves to amend the bill on page 1, line 6,

by ~~rewrite~~ deleting "BUILDINGS" and by substituting "CAPITAL OUTLAY PURPOSES

SIGNED Annie Barnes

ADOPTED 5/22/96 FAILED _____ TABLED _____

GA-33-A PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1964
[redacted]SLATIVE DAY 128
H1101
READING 2
DAUGHTRY

6/12/96
2:53 PM
IN CHAIR: SPEAKER

AMEND LOCAL SALES TAXES

AYES - 110

ADAMS	CUNNINGHAM	JUSTUS	RAMSEY
ALDRIDGE	DAUGHTRY	KISER	RAYFIELD
ALEXANDER	DAVIS	LEE	REDWINE
ARNOLD	DICKSON	LEMMOND	REYNOLDS
BAKER	DOCKHAM	LINNEY	RICHARDSON
BARBEE	EARLE	LOCKE	ROBINSON, G.
BARNES	EASTERLING	LUEBKE	ROBINSON, J.
BEALL	EDDINS	MCALLISTER	ROGERS
BERRY	ELLIS	MCCOMAS	RUSSELL
BLACK	ESPOSITO	MCCOMBS	SEXTON
BLUE	FITCH	MCCRARY	SHARPE
BOWEN	FOX	MCLAUGHLIN	SHAW
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SHERRILL
BRASWELL	GARDNER	MERCER	SHUBERT
BRAWLEY	GRADY	MICHAUX	SUTTON
BROWN, J.	GRAY	MILLER, G.	THOMPSON
BROWN, W.	HACKNEY	MINER	TOLSON
BUCHANAN	HAYES	MITCHELL	WAINWRIGHT
CANSLER	HENSLEY	MORGAN	WARNER
CAPPS	HIATT	NEELY	WATSON
CARPENTER	HIGHTOWER	NICHOLS	WILKINS
CHURCH	HILL	NYE	WILSON, C.
CLARY	HOWARD	OLDHAM	WILSON, G.
COCKLEREECE	HUNT	OWENS	WOMBLE
CRAWFORD	HUNTER, H.	PATE	WOOD
CREECH	HUNTER, R.	PRESTON	WRIGHT
CULP	HURLEY	PULLEY	YONGUE
CUMMINGS	IVES		

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 2

CULPEPPER HOLMES

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWIE	EDWARDS	WEATHERLY
ALLRED	DECKER	TALLENT	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1102 MAY 13 56
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4203*-RHZ006.3(5.6)

Short Title: Sch. Budget Act Amdmts. (Public)

Sponsors: Representatives Daughtry, Arnold, Gray, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE SCHOOL CAPITAL CONSTRUCTION STUDY COMMISSION TO DIRECT THE STATE BOARD OF EDUCATION AND THE LOCAL GOVERNMENT COMMISSION TO MODIFY THEIR ACCOUNTING AND REPORTING SYSTEMS TO ALLOW TRACKING OF LOCAL EXPENDITURES IN SCHOOLS' CAPITAL OUTLAY FUNDS, TO DIRECT THE STATE BOARD OF EDUCATION TO DEVELOP A UNIFORM SYSTEM FOR SCHOOLS TO DEVELOP FIVE-YEAR CAPITAL NEEDS PLANS, AND TO AMEND THE SCHOOL BUDGET AND FISCAL CONTROL ACT.

The General Assembly of North Carolina enacts:

Section 1. The State Board of Education, in cooperation with the Local Government Commission, shall modify the uniform budget format used by local school administrative units to include five-year capital needs plans. In addition, the State Board of Education shall modify its accounting system in order to track local expenditures in the capital outlay fund of each local school administrative unit. The State Board of Education shall report these modifications to the Joint Legislative Education Oversight Committee by September 15, 1996.

Sec. 2. Article 31 of Chapter 115C of the General Statutes is amended by adding the following new section to read:

"**§ 115C-426.2. Joint planning.**

In order to promote greater mutual understanding of immediate and long-term budgetary issues and constraints affecting public schools and county governments, local boards of education and boards of county commissioners are strongly encouraged to conduct periodic joint meetings during each fiscal year. In particular,

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1102

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1102-ARC-001

Date June 6, 1996

Comm. Sub. [ ]
Amends Title [ ]
First Edition

Representative W. Edwin McMahan

moves to amend the bill on page 2, line 35, by deleting the words "~~appeal the clerk's award to~~" and inserting the words "file an action in";

and on page 2, line 44, by deleting the word "~~appeal~~" and inserting the words "filing of the action";

and on page 3, line 19, by deleting the words "~~appeal taken pursuant~~ to" and inserting the words "action filed under";

and on page 4, line 30, by deleting the phrase "~~G.S. 105-503,~~" and inserting the phrase "subsection (b) of this section,".

SIGNED W. Edwin McMahan
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/6/96 FAILED _____ TABLED _____
10-7-0 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1909
[redacted]SLATIVE DAY 125
H1102
READING 2
DAUGHTRY
AMEND #1 - committee amendment
SCHOOL BUDGET ACT AMENDMENTS

6/06/96
1:16 PM
IN CHAIR: SPEAKER

AYES - 107

ADAMS	CULP	HUNTER, R.	REDWINE
ALDRIDGE	CULPEPPER	HURLEY	REYNOLDS
ALEXANDER	CUMMINGS	IVES	RICHARDSON
ALLRED	CUNNINGHAM	JUSTUS	ROBINSON, J.
ARNOLD	DAUGHTRY	LEE	ROGERS
BAKER	DAVIS	LEMMOND	RUSSELL
BARBEE	DICKSON	LOCKE	SEXTON
BARNES	DOCKHAM	LUEBKE	SHARPE
BEALL	EARLE	MCCOMAS	SHAW
BERRY	EASTERLING	MCCOMBS	SHERRILL
BLACK	EDDINS	MCCRARY	SHUBERT
BLUE	EDWARDS	MCLAUGHLIN	SUTTON
BOWEN	ELLIS	MCMAHAN	TALLENT
BOWIE	ESPOSITO	MERCER	THOMPSON
BOYD-MCINTYRE	FITCH	MICHAUX	TOLSON
BRASWELL	GAMBLE	MINER	WAINWRIGHT
BRAWLEY	GARDNER	MITCHELL	WARNER
BROWN, J.	GRADY	MORGAN	WATSON
BROWN, W.	HACKNEY	NEELY	WEATHERLY
BUCHANAN	HAYES	NYE	WILKINS
CANSLER	HENSLEY	OLDHAM	WILSON, C.
CAPPS	HIATT	OWENS	WILSON, G.
CARPENTER	HIGHTOWER	PATE	WOMBLE
CHURCH	HILL	PRESTON	WOOD
COCKLEREECE	HOLMES	PULLEY	WRIGHT
CRAWFORD	HOWARD	RAMSEY	YONGUE
CREECH	HUNT	RAYFIELD	

NOES - 0

EXCUSED ABSENCE - 4

FOX	GRAY	NICHOLS	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	HUNTER, H.	LINNEY	MILLER, G.
CLARY	KISER	MCALLISTER	MILLER, K.
DECKER			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1102

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)
Page 1 of 1

H1102-ARH-001

Date June 6 ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative G. Arnold

moves to amend the bill on page 4, line 20,
by inserting between the words "relevant." and "The" the following
sentence:
"For purposes of this subsection, the term 'public schools'
includes charter schools, if authorized.".

SIGNED Gene Arnold
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/6/96 FAILED _____ TABLED _____
105-2 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1910
[redacted]SLATIVE DAY 125
H1102
READING 2
DAUGHTRY
AMEND #2- committee amendment
SCHOOL BUDGET ACT AMENDMENTS

6/06/96
1:18 PM
IN CHAIR: SPEAKER

AYES - 105

ADAMS	CUMMINGS	IVES	RAYFIELD
ALDRIDGE	CUNNINGHAM	JUSTUS	REYNOLDS
ALEXANDER	DAUGHTRY	KISER	RICHARDSON
ALLRED	DAVIS	LEE	ROBINSON, J.
ARNOLD	DECKER	LEMMOND	ROGERS
BAKER	DICKSON	LOCKE	RUSSELL
BARBEE	DOCKHAM	LUEBKE	SEXTON
BERRY	EARLE	MCALLISTER	SHARPE
BLACK	EASTERLING	MCCOMAS	SHAW
BLUE	EDDINS	MCCOMBS	SHERRILL
BOWEN	EDWARDS	MCCRARY	SHUBERT
BOWIE	ELLIS	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	ESPOSITO	MCMAHAN	TALLENT
BRASWELL	FITCH	MERCER	THOMPSON
BRAWLEY	GARDNER	MILLER, G.	TOLSON
BROWN, J.	GRADY	MINER	WAINWRIGHT
BROWN, W.	HAYES	MITCHELL	WARNER
BUCHANAN	HENSLEY	MORGAN	WATSON
CANSLER	HIATT	NEELY	WEATHERLY
CAPPS	HIGHTOWER	NYE	WILKINS
CARPENTER	HILL	OLDHAM	WILSON, C.
CHURCH	HOLMES	OWENS	WILSON, G.
COCKLEREECE	HOWARD	PATE	WOMBLE
CRAWFORD	HUNT	PRESTON	WOOD
CREECH	HUNTER, R.	PULLEY	WRIGHT
CULP	HURLEY	RAMSEY	YONGUE
CULPEPPER			

NOES - 2

BEALL	REDWINE

EXCUSED ABSENCE - 4

FOX	GRAY	NICHOLS	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	GAMBLE	HUNTER, H.	MICHAUX
BARNES	HACKNEY	LINNEY	MILLER, K.
CLARY			

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1911
LATIVE DAY 125
H1102
READING 2
DAUGHTRY

6/06/96
1:20 PM
IN CHAIR: SPEAKER

SCHOOL BUDGET ACT AMENDMENTS

AYES - 111

ADAMS	CUMMINGS	HURLEY	RAYFIELD
ALDRIDGE	CUNNINGHAM	IVES	REDWINE
ALEXANDER	DAUGHTRY	JUSTUS	REYNOLDS
ALLRED	DAVIS	KISER	RICHARDSON
ARNOLD	DECKER	LEE	ROBINSON, J.
BAKER	DICKSON	LEMMOND	ROGERS
BARBEE	DOCKHAM	LOCKE	RUSSELL
BEALL	EARLE	LUEBKE	SEXTON
BERRY	EASTERLING	MCALLISTER	SHARPE
BLACK	EDDINS	MCCOMAS	SHAW
BLUE	EDWARDS	MCCOMBS	SHERRILL
BOWEN	ELLIS	MCCRARY	SHUBERT
BOWIE	ESPOSITO	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	FITCH	MCMAHAN	TALLENT
BRASWELL	GAMBLE	MERCER	THOMPSON
BRAWLEY	GARDNER	MICHAUX	TOLSON
BROWN, J.	GRADY	MILLER, G.	WAINWRIGHT
BROWN, W.	HACKNEY	MINER	WARNER
BUCHANAN	HAYES	MITCHELL	WATSON
CANSLER	HENSLEY	MORGAN	WEATHERLY
CAPPS	HIATT	NEELY	WILKINS
CARPENTER	HIGHTOWER	NYE	WILSON, C.
CHURCH	HILL	OLDHAM	WILSON, G.
COCKLEREECE	HOLMES	OWENS	WOMBLE
CRAWFORD	HOWARD	PATE	WOOD
CREECH	HUNT	PRESTON	WRIGHT
CULP	HUNTER, H.	PULLEY	YONGUE
CULPEPPER	HUNTER, R.	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 4

FOX	GRAY	NICHOLS	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CLARY	LINNEY	MILLER, K.
BARNES			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1813/26-- 3:32 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

DAUGHTRY
SCHOOL BUDGET ACT AMENDMENTS
2ND EDITION

HOUSE BILL 1102
READING 2

AYE	46	ALBERTSON	COOPER	JORDAN	PARNELL
		ALLRAN	DANNELLY	KERR	PLEXICO
		BALLANCE	DAVIS	KINCAID	RAND
		BALLANTINE	EAST	LEDBETTER	SHAW
		BASNIGHT	EDWARDS	LITTLE	SHERRON
		BLACKMON	FORRESTER	LUCAS	SIMPSON
		BLUST	FOXX	MARTIN R.	SOLES
		CARPENTER	GULLEY	MARTIN W.	SPEED
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HOBBS	MCKOY	WEBSTER
		COCHRANE	HORTON	PAGE	WINNER
		CONDER	HOYLE		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	ODOM	PERDUE	PLYLER	SMITH
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1103 MAY 13 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4202*-RHZ009.1(5.6)

Short Title: School Sites. (Public)

Sponsors: Representatives Daughtry, Arnold, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE SCHOOL CAPITAL CONSTRUCTION STUDY COMMISSION TO ALLOW LOCAL SCHOOL ADMINISTRATIVE UNITS IN CERTAIN COUNTIES TO ENTER INTO CONTRACTS FOR THE ERECTION OR REPAIR OF SCHOOL BUILDINGS WITH ANY PERSON.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-158.1(d) reads as rewritten:

"(d) Board of Education May Contract for Construction. -- Notwithstanding the provisions of G.S. 115C-40 and G.S. 115C-521, a local board of education may enter into contracts for the erection or repair of school buildings upon sites owned in fee simple by ~~one or more counties in which the local school administrative unit is located.~~ any person."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1104 MAY 13 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8238*-RHZ010.5(5.6)

Short Title: Sch. Facilities Trust Fund. (Public)

Sponsors: Representatives Daughtry, Arnold, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE SCHOOL CAPITAL CONSTRUCTION STUDY COMMISSION TO ESTABLISH THE SCHOOL FACILITIES TRUST FUND TO PROVIDE FUNDS FOR GRANTS TO COUNTIES FOR PUBLIC SCHOOL CAPITAL OUTLAY PROJECTS, IN ORDER TO PROMOTE EQUITY IN LOCAL SCHOOL FACILITIES ACROSS THE STATE AND TO REDUCE THE PRESSURE ON THE LOCAL PROPERTY TAX.

The General Assembly of North Carolina enacts:

Section 1. Chapter 115C of the General Statutes is amended by adding a new Article to read:

"ARTICLE 35A.

"Public School Facilities Trust Fund.

"**§ 115C-499.1. Purpose; definitions.**

(a) It is the intent of the General Assembly by this Article to provide State revenues to help counties meet their continuing public school facilities needs.

(b) As used in this Article, unless the context otherwise requires:

(1) 'Ability to pay' means county wealth as used by the General Assembly for the current fiscal year to allocate supplemental funding to low-wealth counties.

(2) 'Average daily membership' means average daily membership as defined in the North Carolina Public Schools Allotment Policy Manual, adopted by the State Board of Education. If a county contains only part of a local school administrative unit, the average

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

H 1105 MAY 13 96 D

HOUSE DRH4206*-RHZ004.5(5.6) PRINCIPAL CLERK

Short Title: School Facilities Guidelines. (Public)

Sponsors: Representatives Daughtry, Arnold, Gray, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE SCHOOL CAPITAL CONSTRUCTION STUDY COMMISSION TO CLARIFY THAT THE STATE BOARD OF EDUCATION IS TO ESTABLISH SCHOOL FACILITIES GUIDELINES, TO DIRECT THE STATE BOARD OF EDUCATION TO ESTABLISH A CENTRAL CLEARINGHOUSE FOR PROTOTYPE DESIGNS OF SCHOOL FACILITIES, TO DIRECT THE STATE BOARD OF EDUCATION TO ESTABLISH THE SCHOOL FACILITIES TASK FORCE, AND TO MAKE AN APPROPRIATION TO IMPLEMENT THIS ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-81(b) reads as rewritten:

"(b) The Basic Education Program shall include course requirements and descriptions similar in format to materials previously contained in the standard course of study and it shall provide:

(1) A core curriculum for all students that takes into account the special needs of children and includes appropriate modifications for the learning disabled, the academically gifted, and the students with discipline and emotional problems;

(2) A set of competencies, by grade level, for each curriculum area;

(3) A list of textbooks for use in providing the curriculum;

(4) Standards for student performance and promotion based on the mastery of competencies, including standards for graduation, that take into account children with special needs and, in particular, include appropriate modifications;

(5) A program of remedial education;

1106
HOUSE PR

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE RESOLUTION DRHR7251-RUZ002(5.6)

Sponsors: House Ethics Committee.

Referred to:

A HOUSE RESOLUTION CENSURING REPRESENTATIVE KEN MILLER FOR STATEMENTS AND ACTIONS THAT CONSTITUTE CONDUCT UNBECOMING AND UNFITTING FOR A MEMBER OF THE HOUSE OF REPRESENTATIVES.

Whereas, as authorized by the Speaker, the House Ethics Committee conducted an investigation into the conduct of Representative Ken J. Miller since the convening of the 1995 General Assembly, said investigation having been initiated by a complaint made by Representative Billy Creech to the Committee; and

Whereas, the Committee undertook to have the conduct of Representative Ken J. Miller investigated; and

Whereas, the results of the investigation were presented to the Committee; and

Whereas, as a result of the investigative report, the Committee charged Representative Ken J. Miller with four counts of unethical conduct by a member of the House of Representatives, conduct unbecoming or unfitting for a member of the House of Representatives, or abuse of office held by a member of the House of Representatives, which the Committee determined should be considered against Representative Ken J. Miller; and

Whereas, following the presentment of charges to him, Representative Ken J. Miller acknowledged by letter that his statements and actions were inappropriate and constituted conduct unbecoming or unfitting for a member of the House of Representatives, and waived the presentment of evidence on the charges; and

Whereas, the Committee found that in or about March 1995, while serving as a member of the North Carolina House of Representatives, Representative

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1825
LEGISLATIVE DAY 109
HR1106
READING 2

5/13/96
12:17 PM
IN CHAIR: SPEAKER

CENSURE RESOLUTION

AYES - ~~111~~ 113 DW

SPEAKER	CULPEPPER	HUNTER, H.	PULLEY
ADAMS	CUMMINGS	HUNTER, R.	RAMSEY
ALDRIDGE	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAUGHTRY	IVES	REDWINE
ALLRED	DAVIS	KISER	REYNOLDS
ARNOLD	DECKER	LEE	RICHARDSON
BAKER	DICKSON	LEMMOND	ROBINSON, G.
BARNES	DOCKHAM	LINNEY	ROBINSON, J.
BEALL	EARLE	LOCKE	ROGERS
BERRY	EASTERLING	LUEBKE	RUSSELL
BLACK	EDDINS	MCALLISTER	SEXTON
BLUE	EDWARDS	MCCOMAS	SHARPE
BOWIE	ELLIS	MCCOMBS	SHAW
BOYD-MCINTYRE	ESPOSITO	MCCRARY	SHERRILL
BRASWELL	FITCH	MCLAUGHLIN	SHUBERT
BRAWLEY	FOX	MCMAHAN	SUTTON
BROWN, J.	GARDNER	MERCER	THOMPSON
BROWN, W.	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MINER	WARNER
CANSLER	HACKNEY	MITCHELL	WATSON
CAPPS	HAYES	MORGAN	WEATHERLY
CARPENTER	HENSLEY	NEELY	WILKINS
CHURCH	HIATT	NICHOLS	WILSON, C.
CLARY	HIGHTOWER	NYE	WILSON, G.
COCKLEREECE	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	WOOD
CREECH	HOWARD	PATE	YONGUE
CULP	HUNT	PRESTON	WAINWRIGHT DW
			JUSTUS

NOES - ~~2~~ 1 DW

~~JUSTUS~~ DW	MILLER, K.	

EXCUSED ABSENCE - ~~4~~ 3 DW

BARBEE	GAMBLE	TALLENT	~~WAINWRIGHT~~

EXCUSED VOTE - 0

NOT VOTING - 3

BOWEN	MILLER, G.	WRIGHT

Rep. Justus and Rep. Wainwright request to be recorded as voting "aye". Speaker so orders. DW

HR1106

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1825
LEGISLATIVE DAY 109
HR1106
READING 2

5/13/96
12:17 PM
IN CHAIR: SPEAKER

CENSURE RESOLUTION

AYES - ~~111~~ 113

SPEAKER	CULPEPPER	HUNTER, H.	PULLEY
ADAMS	CUMMINGS	HUNTER, R.	RAMSEY
ALDRIDGE	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAUGHTRY	IVES	REDWINE
ALLRED	DAVIS	KISER	REYNOLDS
ARNOLD	DECKER	LEE	RICHARDSON
BAKER	DICKSON	LEMMOND	ROBINSON, G.
BARNES	DOCKHAM	LINNEY	ROBINSON, J.
BEALL	EARLE	LOCKE	ROGERS
BERRY	EASTERLING	LUEBKE	RUSSELL
BLACK	EDDINS	MCALLISTER	SEXTON
BLUE	EDWARDS	MCCOMAS	SHARPE
BOWIE	ELLIS	MCCOMBS	SHAW
BOYD-MCINTYRE	ESPOSITO	MCCRARY	SHERRILL
BRASWELL	FITCH	MCLAUGHLIN	SHUBERT
BRAWLEY	FOX	MCMAHAN	SUTTON
BROWN, J.	GARDNER	MERCER	THOMPSON
BROWN, W.	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MINER	WARNER
CANSLER	HACKNEY	MITCHELL	WATSON
CAPPS	HAYES	MORGAN	WEATHERLY
CARPENTER	HENSLEY	NEELY	WILKINS
CHURCH	HIATT	NICHOLS	WILSON, C.
CLARY	HIGHTOWER	NYE	WILSON, G.
COCKLEREECE	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	WOOD
CREECH	HOWARD	PATE	YONGUE
CULP	HUNT	PRESTON	WAINWRIGHT JW
			JUSTUS

NOES - ~~2~~ 1 JW

~~JUSTUS~~ JW	MILLER, K.	

EXCUSED ABSENCE - ~~4~~ 4 JW

BARBEE	GAMBLE	TALLENT	G. MILLER JW
			~~WAINWRIGHT~~

EXCUSED VOTE - 0

NOT VOTING - ~~3~~ 2 JW

BOWEN	~~MILLER, G.~~	WRIGHT

Rep. Justus and Rep. Wainwright request to be recorded as voting "aye". Speaker so orders.

Rep. G. Miller granted excused absence by Speaker. JW

HR1106

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

D

HOUSE DRH8249-LF327(5.2)

Short Title: Operation Pride. (Public)

Sponsors: Representative K. Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RESTRUCTURE THE DELIVERY OF PUBLIC ASSISTANCE SERVICES TO REQUIRE FAMILIES TO MOVE FROM WELFARE DEPENDENCY TO SELF-SUFFICIENCY AND TO APPROPRIATE FUNDS TO PROVIDE THE NECESSARY SUPPORT AND RESTRUCTURING.

Whereas, North Carolina has recognized the need to reform its fragmented and ineffective welfare system that has not only failed to help people move towards self-sufficiency but has also actually created a permanent underclass of people who are completely dependent on the welfare system and who are raising children and grandchildren in this dependency; and

Whereas, North Carolina has begun to modify parts of its welfare system, based on the example of states like Wisconsin and on its own legislative suggestions over the years, by beginning Work First, an executive initiative effective July 1, 1996, and authorized in part by 1995 executive initiative and in part by federal waivers received by the Department of Human Resources on February 5, 1996; and

Whereas, the Work First initiative, while very valuable and clearly moving in the direction of requiring self-sufficiency and responsibility of welfare recipients, is still only a piecemeal approach to welfare reform; and

Whereas, North Carolina must now consolidate its efforts and begin to bring all reform initiatives together by mandating that all services provided be designed to achieve the one common goal of self-sufficiency for all able-bodied citizens of North Carolina by the year 2003, after which time public assistance as it is now known will be abolished and a new program will be instituted that will provide support and temporary diversionary assistance to all working North Carolina citizens

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1108 MAY 13 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7258-LN179(5.1)

Short Title: Modify Budget. (Public)

Sponsors: Representatives Holmes, Creech, and Esposito.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS APPROPRIATIONS ACT OF 1995, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE.

The General Assembly of North Carolina enacts:

Section 1. This act becomes effective July 1, 1996.

#1

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
H1108-ALV-001

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

House Bill 1108
Proposed CS H1108-PCS

Page 1 of 1

Date May 24, 1996

Comm. Sub. [X]
Amends Title [ ]

Representative Alexander

moves to amend the bill on page 67, line 50 by rewriting the line to read:

"(a) This commission shall be composed of 15 members appointed as follows:";

and on page 68, lines 3-7, by rewriting the lines to read:

"(3) One member who is a representative of Coalition 2001, appointed by the Governor;

(4) Two members of the public, appointed by the Speaker of the House of Representatives;

(5) Two members of the public, appointed by the President Pro Tempore of the Senate; and

(6) Two members of the public, appointed by the Governor."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/24/96 FAILED _____ TABLED _____

109-0 EV

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1860
[redacted]SLATIVE DAY 118
[redacted]8HCS
READING 2

5/24/96
10:10 AM
IN CHAIR: SPEAKER

AMEND #1 Crum 2nd (Alexander)
MODIFY BUDGET

AYES - 109

SPEAKER	DAVIS	IVES	RAYFIELD
ADAMS	DECKER	JUSTUS	REDWINE
ALDRIDGE	DICKSON	KISER	REYNOLDS
ALEXANDER	DOCKHAM	LEE	RICHARDSON
ALLRED	EARLE	LEMMOND	ROBINSON, G.
ARNOLD	EASTERLING	LOCKE	ROBINSON, J.
BAKER	EDDINS	LUEBKE	ROGERS
BARBEE	EDWARDS	MCALLISTER	RUSSELL
BARNES	ELLIS	MCCOMAS	SEXTON
BEALL	ESPOSITO	MCCOMBS	SHARPE
BERRY	FITCH	MCCRARY	SHAW
BLACK	FOX	MCLAUGHLIN	SHERRILL
BOWIE	GARDNER	MCMAHAN	SHUBERT
BOYD-MCINTYRE	GRADY	MERCER	SUTTON
BRAWLEY	GRAY	MICHAUX	TALLENT
BROWN, J.	HACKNEY	MILLER, G.	THOMPSON
BROWN, W.	HAYES	MITCHELL	TOLSON
CANSLER	HENSLEY	MORGAN	WAINWRIGHT
CAPPS	HIATT	NEELY	WARNER
CARPENTER	HIGHTOWER	NICHOLS	WATSON
CHURCH	HILL	NYE	WEATHERLY
CLARY	HOLMES	OLDHAM	WILKINS
COCKLEREECE	HOWARD	OWENS	WILSON, C.
CREECH	HUNT	PATE	WILSON, G.
CULP	HUNTER, H.	PRESTON	WOOD
CUMMINGS	HUNTER, R.	PULLEY	WRIGHT
CUNNINGHAM	HURLEY	RAMSEY	YONGUE
DAUGHTRY			

NOES - 0

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 7

BOWEN	CRAWFORD	GAMBLE	MINER
BUCHANAN	CULPEPPER	MILLER, K.	

#2 Passed

OK

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
H1108-ALV-002

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

House Bill 1108
Proposed CS H1108-PCS

Page 1 of 1

Date May 24, 1996

Comm. Sub. [X]
Amends Title [ ]

Representative Gardner
moves to amend the bill on page 73, after line 49, by inserting two new sections to read:
"Requested by: Representative Gardner
ALZHEIMER'S ASSOCIATION OF NORTH CAROLINA FUNDS, allocated

Sec. 24.26A. Of the funds ~~appropriated~~ to the Division of Aging, Department of Human Resources ~~in this act~~ the sum of one hundred thousand dollars ($100,000) for the 1996-97 fiscal year shall be allocated to the Alzheimer's Association of North Carolina for grants-in-aid to support the four regional Alzheimer's Chapters.

Requested by: Representative Gardner
AUTISM SOCIETY OF NORTH CAROLINA FUNDS

Sec. 24.26B. Of the funds appropriated to the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, Department of Human Resources, in this act, the sum of one hundred thousand dollars ($100,000) for the 1996-97 fiscal year shall be allocated to the Autism Society of North Carolina, Inc."

for home and community care services in Sec. 24.26 of this act,

for crisis services,

SIGNED Charlotte Gardner
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/24/96 FAILED _____ TABLED _____

110-0 EV

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1861
LEGISLATIVE DAY 118
[redacted]HCS
READING 2

5/24/96
10:12 AM
IN CHAIR: SPEAKER

AMEND #2 Cowan and (Hardaway)
MODIFY BUDGET

AYES - 110

SPEAKER	DAUGHTRY	HURLEY	RAMSEY
ADAMS	DAVIS	IVES	RAYFIELD
ALDRIDGE	DECKER	JUSTUS	REYNOLDS
ALEXANDER	DICKSON	KISER	RICHARDSON
ALLRED	DOCKHAM	LEE	ROBINSON, G.
ARNOLD	EARLE	LEMMOND	ROBINSON, J.
BAKER	EASTERLING	LOCKE	ROGERS
BARBEE	EDDINS	LUEBKE	RUSSELL
BARNES	EDWARDS	MCALLISTER	SEXTON
BEALL	ELLIS	MCCOMAS	SHARPE
BERRY	ESPOSITO	MCCOMBS	SHAW
BLACK	FITCH	MCCRARY	SHERRILL
BOWIE	FOX	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SUTTON
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BROWN, W.	GRAY	MILLER, G.	TOLSON
BUCHANAN	HACKNEY	MITCHELL	WAINWRIGHT
CANSLER	HAYES	MORGAN	WARNER
CAPPS	HENSLEY	NEELY	WATSON
CARPENTER	HIATT	NICHOLS	WEATHERLY
CHURCH	HIGHTOWER	NYE	WILKINS
CLARY	HILL	OLDHAM	WILSON, C.
COCKLEREECE	HOLMES	OWENS	WILSON, G.
CREECH	HOWARD	PATE	WOOD
CULP	HUNT	PRESTON	WRIGHT
CUMMINGS	HUNTER, H.	PULLEY	YONGUE
CUNNINGHAM	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 6

BOWEN	CULPEPPER	MINER	REDWINE
CRAWFORD	MILLER, K.		

~~#5 [illegible]~~ —

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1108

DATE May 24, 1996

S. B. No.

Amendment No. 3
(to be filled in by Principal Clerk)

Rep.) McAllister
~~Sen.~~)

moves to amend the bill on page 99, line 33

by adding the following:

"(f) Notwithstanding any other provision of this Article, this Article does not grant any salary increase to any person whose base salary on June 30, 1996 was one hundred thousand dollars ($100,000) or more, and if the provisions of this Article would have increased the salary of any person whose base salary on June 30, 1996 was less than one hundred thousand dollars ($100,000) to an amount in excess of one hundred thousand dollars ($100,000) then instead the base salary is set at one hundred thousand dollars ($100,000)."

SIGNED Mary E. McAllister

ADOPTED FAILED TABLED 5/24/96
71-40 EV
[illegible]

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1862
LEGISLATIVE DAY 118
H1108HCS
READING 2

5/24/96
10:31 AM
IN CHAIR: SPEAKER

AMEND #3
MODIFY BUDGET
MOTION #2 Rep Daughtry's motion to table Rep McAllister's committee amendment

AYES - 71

SPEAKER	CREECH	HOLMES	RAYFIELD
ALDRIDGE	CULP	HOWARD	REYNOLDS
ARNOLD	CUMMINGS	IVES	RICHARDSON
BAKER	DAUGHTRY	JUSTUS	ROBINSON, G.
BARBEE	DAVIS	KISER	ROBINSON, J.
BARNES	DECKER	LEMMOND	ROGERS
BERRY	DICKSON	MCCOMAS	RUSSELL
BOWEN	DOCKHAM	MCCOMBS	SEXTON
BOWIE	EDDINS	MCMAHAN	SHARPE
BRAWLEY	EDWARDS	MINER	SHERRILL
BROWN, J.	ELLIS	MITCHELL	SHUBERT
BUCHANAN	ESPOSITO	MORGAN	TALLENT
CANSLER	GRADY	NEELY	THOMPSON
CAPPS	GRAY	NICHOLS	WATSON
CARPENTER	HACKNEY	PATE	WEATHERLY
CHURCH	HAYES	PRESTON	WILSON, C.
CLARY	HIATT	PULLEY	WILSON, G.
COCKLEREECE	HILL	RAMSEY	

NOES - 40

ADAMS	FITCH	LUEBKE	REDWINE
ALEXANDER	FOX	MCALLISTER	SHAW
ALLRED	GAMBLE	MCCRARY	SUTTON
BEALL	HENSLEY	MCLAUGHLIN	TOLSON
BOYD-MCINTYRE	HIGHTOWER	MERCER	WAINWRIGHT
BROWN, W.	HUNT	MICHAUX	WARNER
CULPEPPER	HUNTER, H.	MILLER, G.	WILKINS
CUNNINGHAM	HUNTER, R.	NYE	WOOD
EARLE	HURLEY	OLDHAM	WRIGHT
EASTERLING	LOCKE	OWENS	YONGUE

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 5

BLACK	GARDNER	LEE	MILLER, K.
CRAWFORD			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 4
(to be filled in by
Principal Clerk)

H1108-ALN-002

Date May 24, 1995

Comm. Sub. [YES] PCS5227-LN179(5.1)
Amends Title []

Representative Alexander

moves to amend the bill on page 81, line 6,
by inserting on the line the following:
"Requested by: Representative Alexander
COALITION 2001 FUNDING
Sec. 24.30. Of the funds appropriated in this act to the Department of Human Resources, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, for crisis services, the sum of one million nine hundred thousand dollars ($1,900,000) for the 1996-97 fiscal year shall be allocated for services provided by ~~area mental health programs~~ mental health, developmental disabilities, and substance abuse programs and services recommended and prioritized by Coalition 2001."

SIGNED Martin L. Alexander
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 5/24/94 TABLED _____
47-65 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1863
LEGISLATIVE DAY 118
H1108HCS
READING 2

5/24/96
12:35 PM
IN CHAIR: SPEAKER

AMEND #4 - Rep Alexander
MODIFY BUDGET

AYES - 47

ADAMS	FITCH	LOCKE	REDWINE
ALEXANDER	FOX	LUEBKE	RICHARDSON
BARNES	GAMBLE	MCALLISTER	ROGERS
BEALL	HACKNEY	MCCRARY	SHAW
BLACK	HENSLEY	MCLAUGHLIN	SUTTON
BOWEN	HIGHTOWER	MERCER	TOLSON
BOYD-MCINTYRE	HILL	MICHAUX	WAINWRIGHT
BROWN, W.	HUNT	MILLER, G.	WARNER
CHURCH	HUNTER, H.	NYE	WILKINS
CULPEPPER	HUNTER, R.	OLDHAM	WRIGHT
EARLE	HURLEY	OWENS	YONGUE
EASTERLING	LEE	RAMSEY	

NOES - 65

SPEAKER	CULP	HOWARD	RAYFIELD
ALDRIDGE	CUMMINGS	IVES	REYNOLDS
ALLRED	DAUGHTRY	JUSTUS	ROBINSON, G.
ARNOLD	DAVIS	KISER	ROBINSON, J.
BAKER	DECKER	LEMMOND	RUSSELL
BARBEE	DICKSON	MCCOMAS	SEXTON
BERRY	DOCKHAM	MCCOMBS	SHARPE
BOWIE	EDDINS	MCMAHAN	SHERRILL
BRAWLEY	EDWARDS	MINER	SHUBERT
BROWN, J.	ELLIS	MITCHELL	TALLENT
BUCHANAN	ESPOSITO	MORGAN	THOMPSON
CANSLER	GARDNER	NEELY	WATSON
CAPPS	GRAY	NICHOLS	WEATHERLY
CARPENTER	HAYES	PATE	WILSON, C.
CLARY	HIATT	PRESTON	WILSON, G.
COCKLEREECE	HOLMES	PULLEY	WOOD
CREECH			

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 4

CRAWFORD	CUNNINGHAM	GRADY	MILLER, K.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 5
(to be filled in by
Principal Clerk)

H1108-ALH-1

Date May 24, 1996

Comm. Sub. [YES]
Amends Title []
PCS H1108-PCS5227-LN179(5.1)

Rep. Barnes

moves to amend the bill on page 39, line 5,
by inserting between "institution" and "regarding" the phrase "and the North Carolina School of Science and Math"; and

on page 39, line 13,
by inserting between "facilities" and "during" the phrase "including the North Carolina School of Science and Math"; and

on page 39, line 25,
by rewriting that line to read:
"campuses including the the North Carolina School of Science and Math."

SIGNED Annie Barnes
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/24/96 FAILED _____ TABLED _____

110-0 EV
D Weeks

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1864
[redacted]SLATIVE DAY 118
[redacted]8HCS
READING 2

5/24/96
12:41 PM
IN CHAIR: SPEAKER

AMEND #5 - Rep. Barnes
MODIFY BUDGET

AYES - 110

ADAMS	CUNNINGHAM	HURLEY	RAYFIELD
ALDRIDGE	DAUGHTRY	JUSTUS	REDWINE
ALEXANDER	DAVIS	KISER	REYNOLDS
ALLRED	DECKER	LEE	RICHARDSON
ARNOLD	DICKSON	LEMMOND	ROBINSON, G.
BAKER	DOCKHAM	LOCKE	ROBINSON, J.
BARBEE	EARLE	LUEBKE	ROGERS
BARNES	EASTERLING	MCALLISTER	RUSSELL
BEALL	EDDINS	MCCOMAS	SEXTON
BERRY	EDWARDS	MCCOMBS	SHARPE
BLACK	ELLIS	MCCRARY	SHAW
BOWEN	ESPOSITO	MCMAHAN	SHERRILL
BOWIE	FITCH	MERCER	SHUBERT
BOYD-MCINTYRE	FOX	MICHAUX	SUTTON
BRAWLEY	GAMBLE	MILLER, G.	TALLENT
BROWN, J.	GRADY	MINER	THOMPSON
BROWN, W.	GRAY	MITCHELL	TOLSON
BUCHANAN	HACKNEY	MORGAN	WAINWRIGHT
CANSLER	HAYES	NEELY	WARNER
CARPENTER	HENSLEY	NICHOLS	WATSON
CHURCH	HIATT	NYE	WEATHERLY
CLARY	HIGHTOWER	OLDHAM	WILKINS
COCKLEREECE	HILL	OWENS	WILSON, C.
CRAWFORD	HOLMES	PATE	WILSON, G.
CREECH	HOWARD	PRESTON	WOOD
CULP	HUNT	PULLEY	WRIGHT
CULPEPPER	HUNTER, H.	RAMSEY	YONGUE
CUMMINGS	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	GARDNER	MCLAUGHLIN	MILLER, K.
CAPPS	IVES		

H1108HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AB

AMENDMENT NO. 6
(to be filled in by
Principal Clerk)

H1108-ALR-14A

Date May 24, 1996

Comm. Sub. [Y]
Amends Title [ ]
Second Edition

Representative Barnes

moves to amend the bill on page 95, lines 3 through 41, by rewriting those lines to read:

"Requested by: Representative Barnes

JUDICIAL BRANCH OFFICIALS

Sec. 28. (a) Section 7.4 of Chapter 507 of the 1995 Session Laws reads as rewritten:

'Sec. 7.4. (a) The annual salaries, payable monthly, for specified judicial branch officials for the ~~1995-96 and~~ 1996-97 fiscal years year are:

Judicial Branch Officials	Annual Salary
Chief Justice, Supreme Court	$98,576
Associate Justice, Supreme Court	96,000
Chief Judge, Court of Appeals	93,600
Judge, Court of Appeals	92,000
Judge, Senior Regular Resident Superior Court	89,500
Judge, Superior Court	87,000
Chief Judge, District Court	79,000
Judge, District Court	76,500
District Attorney	80,600
Administrative Officer of the Courts	89,500
Assistant Administrative Officer of the Courts	75,160
Public Defender	80,600

(b) The district attorney or public defender of a judicial district, with the approval of the Administrative Officer of the Courts, shall set the salaries of assistant district attorneys or assistant public defenders, respectively, in that district such that the average salaries of assistant district attorneys or assistant public defenders in that district do not exceed ~~forty-nine-thousand-five-hundred-eighty-dollars ($49,580),~~ fifty thousand seven hundred ninety-four dollars

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 6
(to be filled in by
Principal Clerk)

H1108-ALR-14A

($50,794) and the minimum salary of any assistant district attorney or assistant public defender is at least ~~twenty-five thousand three hundred twelve dollars ($25,312) effective July 1, 1995~~ twenty-six thousand forty dollars ($26,040) effective July 1, 1996.

(c) The salaries in effect for the ~~1994-95~~ 1995-96 fiscal year for permanent, full-time employees of the Judicial Department, except for those whose salaries are itemized in this Part, shall be increased by two percent (2%), ~~commencing July 1, 1995~~ plus two hundred twenty-two dollars ($222), commencing July 1, 1996.

(d) The salaries in effect for the ~~1994-95~~ 1995-96 fiscal year for all permanent, part-time employees of the Judicial Department shall be increased on and after ~~July 1, 1995~~ July 1, 1996 by pro rata amounts of the two percent ~~(2%)~~ (2%) plus two hundred twenty-two dollars ($222).'"

further moves to amend the bill on page 96, line 5 through page 97, line 38, by rewriting those lines to read:
"Requested by: Representative Barnes
ASSISTANT AND DEPUTY CLERKS OF SUPERIOR COURT

Sec. 28.1. G.S. 7A-102(c1) reads as rewritten:

'(c1) A full-time assistant clerk or a full-time deputy clerk, and up to one full-time deputy clerk serving as head bookkeeper per county, shall be paid an annual salary subject to the following minimum and maximum rates:

Assistant Clerks and Head Bookkeeper	Annual Salary
Minimum	~~$21,549~~ $22,202
Maximum	~~38,154~~ 39,139

Deputy Clerks	Annual Salary
Minimum	~~$17,229~~ $17,796
Maximum	~~29,389~~ 30,199.'

Requested by: Representative Barnes
MAGISTRATES' PAY PLAN

Sec. 28.2. (a) G.S. 7A-171.1(a)(1) reads as rewritten:

'(1) A full-time magistrate shall be paid the annual salary indicated in the table set out in this subdivision. A full-time magistrate is a magistrate who is assigned to work an average of not less than 40 hours a week during the term of office. The Administrative Officer of the Courts shall

designate whether a magistrate is full-time. Initial appointment shall be at the entry rate. A magistrate's salary shall increase to the next step every two years on the anniversary of the date the magistrate was originally appointed for increases to Steps 1 through 3, and every four years on the anniversary of the date the magistrate was originally appointed for increases to Steps 4 through 6.

Table of Salaries of Full-Time Magistrates

Step Level	Annual Salary
Entry Rate	~~$23,417~~ 24,107
Step 1	~~25,767~~ 26,504
Step 2	~~28,325~~ 29,114
Step 3	~~31,116~~ 31,960
Step 4	~~34,173~~ 35,078
Step 5	~~37,533~~ 38,506
Step 6	~~41,228.~~ 42,275."

(b) G.S. 7A-171.1(a1)(1) reads as rewritten:

"(1) The salaries of magistrates who on June 30, 1994, were paid at a salary level of less than five years of service under the table in effect that date shall be as follows:

~~Less than 1 year of service $18,457~~
~~1 or more but less than 3 years of service 19,406~~ 20,016
~~3 or more but less than 5 years of service 21,314.~~ 21,962."

Upon completion of five years of service, those magistrates shall receive the salary set as the Entry Rate in the table in subsection (a).'

Requested by: Representative Barnes

GENERAL ASSEMBLY PRINCIPAL CLERKS

Sec. 28.3. G.S. 120-37(c) reads as rewritten:

'(c) The principal clerks shall be full-time officers. Each principal clerk shall be entitled to other benefits available to permanent legislative employees and shall be paid an annual salary of ~~fifty-five thousand eighty dollars ($55,080)~~ fifty-six thousand four hundred four dollars ($56,404) payable monthly. The Legislative Services Commission shall review the salary of the principal clerks prior to submission of the proposed operating budget of the General Assembly to the Governor and Advisory Budget Commission and shall make appropriate

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 6
(to be filled in by
Principal Clerk)

H1108-ALR-14A

recommendations for changes in those salaries. Any changes enacted by the General Assembly shall be by amendment to this paragraph.'

Requested by: Representative Barnes
SERGEANT-AT-ARMS AND READING CLERKS

Sec. 28.4. G.S. 120-37(b) reads as rewritten:

'(b) The sergeant-at-arms and the reading clerk in each house shall be paid a salary of ~~two hundred thirty seven dollars ($237.00) per week~~ two hundred forty-six dollars ($246.00) per week, plus subsistence at the same daily rate provided for members of the General Assembly, plus mileage at the rate provided for members of the General Assembly for one round trip only from their homes to Raleigh and return. The sergeants-at-arms shall serve during sessions of the General Assembly and at such time prior to the convening of, and subsequent to adjournment or recess of, sessions as may be authorized by the Legislative Services Commission. The reading clerks shall serve during sessions only.'

Requested by: Representative Barnes
LEGISLATIVE EMPLOYEES

Sec. 28.5. Section 7.11 of Chapter 507 of the 1995 Session Laws reads as rewritten:

'Sec. 7.11. The Legislative Administrative Officer shall increase the salaries of nonelected employees of the General Assembly in effect for fiscal year ~~1994-95 by two percent (2%)~~ 1995-96 by two percent (2%) plus two hundred twenty-two dollars ($222). Nothing in this act limits any of the provisions of G.S. 120-32.'";

and further moves to amend the bill on page 98, line 4 through page 99, lines 4, by rewriting those lines to read:
"Requested by: Representative Barnes
UNIVERSITY OF NORTH CAROLINA SYSTEM -- EPA SALARY INCREASES

Sec. 28.7. (a) Section 7.13 of Chapter 507 of the 1995 Session Laws reads as rewritten:

'Sec. 7.13. The Director of the Budget shall transfer to the Board of Governors of The University of North Carolina sufficient funds from the Reserve for Salary Increases created in this act for fiscal year ~~1995-96~~ 1996-97 to provide an annual average salary increase of ~~two percent (2%)~~ two percent (2%) plus two hundred twenty-two dollars ($222), including funds for the employer's retirement and social security contributions,

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 6
(to be filled in by
Principal Clerk)

H1108-ALR-14A

commencing ~~July 1, 1995~~, July 1, 1996, for all non-teaching employees of The University of North Carolina, as well as employees other than teachers of the North Carolina School of Science and Mathematics, supported by State funds and whose salaries are exempt from the State Personnel Act (EPA). These funds shall be allocated to individuals according to the rules adopted by the Board of Governors, or the Board of Trustees of the North Carolina School of Science and Mathematics, as appropriate, and may not be used for any purpose other than for salary increases and necessary employer contributions provided by this section.'

(b) The Director of the Budget shall transfer to the Board of Governors of The University of North Carolina sufficient funds from the Reserve for Salary Increases created in this act for fiscal year 1996-97 to provide an annual average salary increase of three percent (3%), including funds for the employer's retirement and social security contributions, commencing July 1, 1996, for all teaching faculty of The University of North Carolina supported by State funds and whose salaries are exempt from the State Personnel Act (EPA). These funds shall be allocated to individuals according to the rules adopted by the Board of Governors, or the Board of Trustees of the North Carolina School of Science and Mathematics, as appropriate, and may not be used for any purpose other than for salary increases and necessary employer contributions provided by this section.

Requested by: Representative Barnes

MOST STATE EMPLOYEES

Sec. 28.8. Section 7.14 of Chapter 507 of the 1995 Session Laws reads as rewritten:

'Sec. 7.14. (a) The salaries in effect ~~June 30, 1995~~, June 30, 1996, of all permanent full-time State employees whose salaries are set in accordance with the State Personnel Act, and who are paid from the General Fund or the Highway Fund shall be increased, on or after ~~July 1, 1995~~, July 1, 1996, unless otherwise provided by this act, by ~~two percent (2%)~~ two percent (2%) plus two hundred twenty-two dollars ($222).

(b) Except as otherwise provided in this act, salaries in effect ~~June 30, 1995~~, June 30, 1996, for permanent full-time State officials and persons in exempt positions that are recommended by the Governor or the Governor and the Advisory Budget Commission and set by the General Assembly shall be increased by ~~two percent (2%), commencing July 1, 1995~~ two

percent (2%) plus two hundred twenty-two dollars ($222), commencing July 1, 1996.

(c) The salaries in effect ~~June 30, 1995~~ June 30, 1996, for all permanent part-time State employees shall be increased on and after ~~July 1, 1995~~ July 1, 1996, by pro rata amounts of the salary increases provided for permanent full-time employees covered under subsection (a) of this section.

(d) The Director of the Budget may allocate out of special operating funds or from other sources of the employing agency, except tax revenues, sufficient funds to allow a salary increase on and after ~~July 1, 1995~~ July 1, 1996, in accordance with subsections (a), (b), or (c) of this section, including funds for the employer's retirement and social security contributions, of the permanent full-time and part-time employees of the agency.

(e) Within regular Executive Budget Act procedures as limited by this act, all State agencies and departments may increase on an equitable basis the rate of pay of temporary and permanent hourly State employees, subject to availability of funds in the particular agency or department, by pro rata amounts salary increase provided for permanent full-time employees covered by the provisions of subsection (a) of this section, commencing ~~July 1, 1995~~ July 1, 1996.

(f) No person may receive a salary increase under G.S. 126-7 during the ~~1995-96~~ 1996-97 fiscal year, and no State employee or officer shall receive a merit increment during the ~~1995-96 and~~ 1996-97 fiscal ~~years~~ year except as otherwise provided by this act.'";

and further moves to amend the bill on page 104, line 28, through page 105, line 52 by rewriting those lines to read:

"Requested by: Representative Barnes

SCHOOL CENTRAL OFFICE SALARIES

Sec. 28.12. (a) The following monthly salary ranges apply to public school superintendents, assistant superintendents, associate superintendents, directors/coordinators, supervisors, and finance officers for the 1996-97 fiscal year:

(1) School Administrator I: $2,805 - $4,512
(2) School Administrator II: $2,976 - $4,788
(3) School Administrator III: $3,158 - $5,081
(4) School Administrator IV: $3,286 - $5,287
(5) School Administrator V: $3,418 - $5,502
(6) School Administrator VI: $3,628 - $5,839
(7) School Administrator VII: $3,774 - $6,074

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 6
(to be filled in by
Principal Clerk)

H1108-ALR-14A

The local board of education shall determine the appropriate category and placement for each assistant superintendent, associate superintendent, director/coordinator, supervisor, or finance officer, within the salary ranges and within funds appropriated by the General Assembly for central office administrators and superintendents. The category in which an employee is placed shall be included in the contract of any employee hired on or after July 1, 1996.

(b) The following monthly salary ranges apply to public school superintendents for the 1996-97 fiscal year:

(1) Superintendent I (Up to 2,500 ADM):	$4,006 - $6,447
(2) Superintendent II (2,501 - 5,000 ADM):	$4,252 - $6,841
(3) Superintendent III (5,001 - 10,000 ADM):	$4,512 - $7,260
(4) Superintendent IV (10,001 - 25,000 ADM):	$4,788 - $7,704
(5) Superintendent V (Over 25,000 ADM):	$5,081 - $8,175

The local board of education shall determine the appropriate category and placement for the superintendent based on the average daily membership of the local school administrative unit and within funds appropriated by the General Assembly for central office administrators and superintendents.

Notwithstanding the provisions of this subsection, a local board of education may pay an amount in excess of the applicable range to a superintendent who is entitled to receive the higher amount under Section 28.11(f) of this act.

(c) Longevity pay for superintendents, assistant superintendents, associate superintendents, directors/coordinators, supervisors, and finance officers shall be as provided for State employees.

(d) Superintendents, assistant superintendents, associate superintendents, directors/coordinators, supervisors, and finance officers with certification based on academic preparation at the six-year degree level shall receive a salary supplement of one hundred twenty-six dollars ($126.00) per month in addition to the compensation provided for pursuant to this section. Superintendents, assistant superintendents, associate superintendents, directors/coordinators, supervisors, and finance officers with certification based on academic preparation at the doctoral degree level shall receive a salary supplement of two hundred fifty-three dollars ($253.00) per month in addition to the compensation provided for under this section.

(e) The State Board shall not permit local school administrative units to transfer State funds from other funding categories for salaries for public school central office administrators.

(f) Certified personnel of the public schools who are (i) superintendents, assistant superintendents, associate superintendents, directors/coordinators, supervisors, or finance officers, and (ii) employed as superintendents, assistant superintendents, associate superintendents, directors/coordinators, supervisors, or finance officers for the first three pay periods of the 1996-97 school year, shall receive a one-time bonus of two percent of their annual salary and longevity payment, payable at the third payroll period of the 1996-97 school year.

(g) The Director of the Budget may transfer from the Reserve for Salary Increases created in this act for fiscal year 1996-97 funds necessary to implement the salary increase contained in this section, including funds for the employer's retirement and social security contributions, commencing July 1, 1996, for all superintendents, assistant superintendents, associate superintendents, supervisors, directors, coordinators, evaluators, and program administrators whose salaries are supported from the State's General Fund. These funds shall not be used for any purpose other than for the salary increase and necessary employer contributions provided by this section.

Requested by: Representatives Barnes

NONCERTIFIED PUBLIC SCHOOL EMPLOYEES' SALARY INCREASE

Sec. 28.13. (a) The Director of the Budget may transfer from the Reserve for Salary Increases created in this act for fiscal year 1996-97 funds necessary to provide a salary increase of two percent (2%) plus two hundred twenty-two dollars ($222.00), including funds for the employer's retirement and social security contributions, commencing July 1, 1996, for all noncertified public school employees, except school bus drivers, whose salaries are supported from the State's General Fund. These funds shall not be used for any purpose other than for the salary increases and necessary employer contributions provided by this subsection.

(b) The fiscal year 1995-96 pay rates adopted by local boards of education for school bus drivers shall be increased by at least two percent (2%) plus two hundred twenty-two dollars ($222.00), on and after July 1, 1996, to the extent that such rates of pay are supported by the allocation of State funds from the State Board of Education. Local boards of education shall increase the rates of pay for all school bus drivers who were employed during fiscal year 1995-96 and who continue their employment for fiscal year 1996-97 by at least two percent (2%) plus two hundred twenty-two dollars ($222.00), on and after July

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 6
(to be filled in by
Principal Clerk)

H1108-ALR-14A

1, 1996. The Director of the Budget may transfer from the salary increase reserve fund created in this act for fiscal year 1996-97 funds necessary to provide the salary increases for school bus drivers whose salaries are supported from the State's General Fund in accordance with the provisions of this subsection."

SIGNED Annie Barnes
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED 5/24/96

60-53 EV

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1865
LEGISLATIVE DAY 118
H1108HCS
READING 2

5/24/96
12:51 PM
IN CHAIR: SPEAKER

AMEND #6
MODIFY BUDGET
MOTION #2 - Rep. Daughtry's motion to table Rep. Barnes' amendment

AYES - 60

SPEAKER	CULP	HOLMES	RAYFIELD
ALDRIDGE	CUMMINGS	HOWARD	REYNOLDS
ARNOLD	DAUGHTRY	IVES	ROBINSON, G.
BAKER	DAVIS	JUSTUS	ROBINSON, J.
BARBEE	DECKER	KISER	SEXTON
BERRY	DICKSON	MCCOMAS	SHARPE
BOWIE	DOCKHAM	MCCOMBS	SHERRILL
BRAWLEY	EDDINS	MCMAHAN	SHUBERT
BROWN, J.	EDWARDS	MINER	TALLENT
BUCHANAN	ESPOSITO	MITCHELL	THOMPSON
CANSLER	GARDNER	MORGAN	WATSON
CARPENTER	GRADY	NEELY	WEATHERLY
CLARY	GRAY	NICHOLS	WILSON, C.
COCKLEREECE	HAYES	PATE	WILSON, G.
CREECH	HIATT	PRESTON	WOOD

NOES - 53

ADAMS	EASTERLING	LEE	PULLEY
ALEXANDER	ELLIS	LEMMOND	RAMSEY
ALLRED	FITCH	LOCKE	REDWINE
BARNES	FOX	LUEBKE	RICHARDSON
BEALL	GAMBLE	MCALLISTER	ROGERS
BLACK	HACKNEY	MCCRARY	SHAW
BOWEN	HENSLEY	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	HIGHTOWER	MERCER	TOLSON
BROWN, W.	HILL	MICHAUX	WAINWRIGHT
CAPPS	HUNT	MILLER, G.	WARNER
CHURCH	HUNTER, H.	NYE	WILKINS
CRAWFORD	HUNTER, R.	OLDHAM	WRIGHT
CULPEPPER	HURLEY	OWENS	YONGUE
CUNNINGHAM			

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 3

EARLE	MILLER, K.	RUSSELL

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
HOUSE 1108

AMENDMENT NO. 7
(to be filled in by Principal Clerk)

H1108-ALE-02

Date May 24, 1996

Comm. Sub. [ ]
Amends Title [ ]
PCS H1108-PCS5227-LN179(5.1)

Representative Redwine

moves to amend the bill on page 42, line 36, by adding a new section to read:

"Requested by: Representative Redwine
ALTERNATIVE LEARNING PROGRAMS/SCHOOL SECURITY OFFICERS

Sec. 18.5. Of the funds appropriated to the Department of Public Education, State Aid to Local School Administrative Units, for the 1996-97 fiscal year, the State Board of Education shall use $6,800,000, along with expansion funds in the amount of $12,300,000 appropriated to State Aid to Local School Administrative Units in this act, as follows:

(1) $10,000,000 shall be used to expand the Alternative Learning Program so that the program's services are available in every county. If a county does not have sufficient students in need of an alternative learning environment to warrant a program specifically for that county, funds shall be made available to encourage a multi-county and/or multi-system alternative learning program. These funds are not intended to supplant existing support of alternative learning programs and shall be used only for expansion of existing alternative learning programs or creation of new programs. The State Board of Education shall report by October 15, 1996, to the Fiscal Research Division of the Legislative Services office and to the Office of State Budget and Management on how the funds appropriated for this program are being used; and

(2) $9,100,000 shall be used to ensure the availability of a uniformed local law enforcement officer permanently assigned to every high school in the State. These funds are not intended to supplant existing support of school security officer positions and may be used for training of existing officers or for additional

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
HOUSE 1108

AMENDMENT NO. 7
(to be filled in by
Principal Clerk)

H1108-ALE-02

officers, as needed, at either the high school or middle school level. Training of the officers shall be coordinated through the Center of the Prevention of School Violence and the Center shall have responsibility for monitoring the use of these funds."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED 5/24/96

68-46 EV

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

S[redacted] # 1866
[redacted]SLATIVE DAY 118
H[redacted]8HCS
READING 2

5/24/96
1:19 PM
IN CHAIR: SPEAKER

AMEND #7
MODIFY BUDGET
MOTION #2 – Rep. Daughtry's motion to table Rep. Redwine's amendment

AYES - 68

SPEAKER	CREECH	HOLMES	RAYFIELD
ALDRIDGE	CULP	HOWARD	REYNOLDS
ALLRED	CUMMINGS	IVES	ROBINSON, G.
ARNOLD	DAUGHTRY	JUSTUS	ROBINSON, J.
BAKER	DAVIS	KISER	ROGERS
BARBEE	DECKER	LEMMOND	RUSSELL
BERRY	DICKSON	MCCOMAS	SEXTON
BOWIE	DOCKHAM	MCCOMBS	SHARPE
BRAWLEY	EDDINS	MCMAHAN	SHERRILL
BROWN, J.	EDWARDS	MINER	SHUBERT
BUCHANAN	ELLIS	MITCHELL	TALLENT
CANSLER	ESPOSITO	MORGAN	THOMPSON
CAPPS	GARDNER	NEELY	WATSON
CARPENTER	GRADY	NICHOLS	WEATHERLY
CLARY	GRAY	PATE	WILSON, C.
COCKLEREECE	HAYES	PRESTON	WILSON, G.
CRAWFORD	HIATT	PULLEY	WOOD

NOES - 46

ADAMS	EASTERLING	LEE	RAMSEY
ALEXANDER	FITCH	LOCKE	REDWINE
BARNES	FOX	LUEBKE	RICHARDSON
BEALL	GAMBLE	MCCRARY	SHAW
BLACK	HACKNEY	MCLAUGHLIN	SUTTON
BOWEN	HENSLEY	MERCER	TOLSON
BOYD-MCINTYRE	HIGHTOWER	MICHAUX	WAINWRIGHT
BROWN, W.	HILL	MILLER, G.	WARNER
CHURCH	HUNT	NYE	WILKINS
CULPEPPER	HUNTER, H.	OLDHAM	WRIGHT
CUNNINGHAM	HUNTER, R.	OWENS	YONGUE
EARLE	HURLEY		

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 2

MCALLISTER	MILLER, K.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
H1108-ALF-002

AMENDMENT NO. 8
(to be filled in by
Principal Clerk)

H1108 PCS5227-LN179(5.1)

Page 1 of 1

Date May 24 ,1996

Comm. Sub. [Yes]
Amends Title []

Representative Adams

moves to amend the bill on page 2, line 48,
by decreasing the amount appropriated by $1,000,000 in recurring funds;
and on page 2, line 52,
by increasing the amount appropriated by $1,000,000 in recurring funds; and by adjusting the appropriate totals accordingly;
and on page 72, line 49,
by inserting a new section to read:
"Requested by: Representative Adams
SUPPORT OUR STUDENTS PROGRAMS' FUNDS
Sec. 24.23A. Of the funds appropriated to the Division of Youth Services, Department of Human Resources, in this act, the sum of one million dollars ($1,000,000) for the 1996-97 fiscal year shall be used for the Support our Students Programs."
These funds were ~~appropriated~~ made available ~~to the Division~~ for appropriation to the Division of Youth Services by reducing the amount appropriated for the Thomas S. Program of the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services."

SIGNED Alma Adams
Amendment Sponsor

SIGNED _____
Committee Chair if **Senate** Committee Amendment

ADOPTED _____ FAILED _____ TABLED 5/24/96

67-39 EV

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1867
[redacted]LATIVE DAY 118
H1108HCS
READING 2

5/24/96
1:30 PM
IN CHAIR: SPEAKER

AMEND #8
MODIFY BUDGET
MOTION #2 - Rep. Daughtry's motion to table Rep. Adams' amendment

AYES - 67

SPEAKER	CULP	HOLMES	RAYFIELD
ALDRIDGE	CULPEPPER	HOWARD	REYNOLDS
ALLRED	CUMMINGS	IVES	ROBINSON, G.
ARNOLD	DAUGHTRY	JUSTUS	ROBINSON, J.
BAKER	DAVIS	KISER	RUSSELL
BARBEE	DECKER	LEMMOND	SEXTON
BERRY	DICKSON	MCCOMAS	SHARPE
BOWIE	DOCKHAM	MCCOMBS	SHERRILL
BRAWLEY	EDDINS	MCMAHAN	SHUBERT
BROWN, J.	EDWARDS	MINER	TALLENT
BUCHANAN	ELLIS	MITCHELL	THOMPSON
CANSLER	ESPOSITO	MORGAN	WATSON
CAPPS	GARDNER	NEELY	WEATHERLY
CARPENTER	GRADY	NICHOLS	WILSON, C.
CLARY	GRAY	PATE	WILSON, G.
COCKLEREECE	HAYES	PRESTON	WOOD
CREECH	HIATT	PULLEY	

NOES - 39

ADAMS	FOX	LUEBKE	RICHARDSON
ALEXANDER	HACKNEY	MCCRARY	SHAW
BARNES	HENSLEY	MCLAUGHLIN	SUTTON
BEALL	HILL	MERCER	TOLSON
BOYD-MCINTYRE	HUNT	MICHAUX	WAINWRIGHT
BROWN, W.	HUNTER, H.	NYE	WARNER
CUNNINGHAM	HUNTER, R.	OLDHAM	WILKINS
EARLE	HURLEY	OWENS	WRIGHT
EASTERLING	LEE	RAMSEY	YONGUE
FITCH	LOCKE	REDWINE	

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 10

BLACK	CRAWFORD	MCALLISTER	MILLER, K.
BOWEN	GAMBLE	MILLER, G.	ROGERS
CHURCH	HIGHTOWER		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
H1108-ALF-001

AMENDMENT NO. 9
(to be filled in by
Principal Clerk)

H1108 PCS5227-LN179(5.1)

Date May 24, 1996

Comm. Sub. [Yes]
Amends Title []

Representative Black

moves to amend the bill on page 2, line 43, by decreasing the amount appropriated by $21,000,000 in recurring funds; and

moves to amend the bill on page 2, line 39,
increasing the amount appropriated on that line by $18,700,000 in recurring funds and by $2,500,000 in nonrecurring funds;
and by adjusting the appropriate totals accordingly;
and further on page 76, lines 24 through 52, and page 77, lines 1 through 10, by rewriting the lines to read:

"The Department and the Partnership shall also ensure that any of the recommendations regarding Smart Start contained in the Recommended Changes to the 1996-97 State Budget presented to the 1995 General Assembly, Regular Session 1996, that were not contained in the Smart Start Performance Audit's recommendations, are implemented by July 1, 1997.

(b) The funds appropriated for Early Childhood Education and Development Initiatives for local partnerships shall be allocated as follows:

(1) $17,350,000 for the existing 24 local partnerships, to continue funding, and for the 11 new local partnerships, to provide start-up and operating funds; and

(2) $2,100,000 for planning activities for 12 additional local partnerships.";

and further on page 79, lines 44 through 46, by rewriting the lines to read:

"April 1997.";

and further on page 80, lines 3 through 5, by rewriting the lines to read:

"for the 1996-97 fiscal year.";

and further on page 80, lines 24 through 29, by rewriting the lines to read:

"shall be $1,550,000 in recurring funds and $150,000 in nonrecurring funds; and";

and further on page 80, lines 33-34, by rewriting the lines to read:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
H1108-ALF-001

AMENDMENT NO. 9
(to be filled in by
Principal Clerk)

H1108 PCS5227-LN179(5.1)

"shall be increased to $812,000 in recurring funds and $100,000 in nonrecurring funds for the 1996-97 fiscal year.";

and further on page 81, line 6, by adding a new subsection to read:

"(g) ~~The Governor shall identify reductions in State government sufficient to fund this section.~~ Funds to implement this section ~~were appropriated~~ made available by reducing the amount appropriated to the Division of Medical Assistance for inflationary increases for providers of Medical services by twenty-one million two hundred thousand dollars ($21,200,000) and by increasing the amount appropriated to the Division of Child Development by this amount."

SIGNED James B Black
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED 5/24/96
62-49 EV

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 10
(to be filled in by
Principal Clerk)

H1108-ALH-2

Page 1 of 1

Date 5/24/96, 1996

Comm. Sub. [YES]
Amends Title []
PCS H1108-PCS5227-LN179(5.1)

REP. SUTTON:

moves to amend the bill on page 38, lines 20 through 30, by rewriting those lines to read:

"Requested by: ~~Representatives Grady, Preston, and~~ Sutton

UNC EQUITY OF FUNDING

Sec. 16.2. Notwithstanding G.S. 116-30.3, the five constituent institutions (Appalachian State University, East Carolina University, University of North Carolina at Charlotte, University of North Carolina at Greensboro, and University of North Carolina at Wilmington) cited in the study of equity of funding among the constituent institutions of The University of North Carolina as receiving lower than average per pupil funding in several comparisons, the five historically African American universities (Elizabeth City State, Fayetteville State University, North Carolina Agricultural and Technical State University, North Carolina Central University, and Winston-Salem State University), and the historically Native American institution (Pembroke State University) shall not be required to revert two percent (2%) of their General Fund appropriations for the 1996-97 fiscal year. These funds shall be used to improve areas of need that can be addressed with nonrecurring funds."

SIGNED R Sutton / D. Yongue
Amendment Sponsor

SIGNED _____
Committee Chair if **Senate** Committee Amendment

ADOPTED _____ FAILED _____ TABLED 5/24/96
65-49 EV

NORTH CAROLINA

EV

SEQ. # 1870
LEGISLATIVE DAY 118
H1108HCS
READING 2

HOUSE OF REPRESENTATIVES

5/24/96
2:40 PM
IN CHAIR: SPEAKER

ROLL CALL

AMEND #10
MODIFY BUDGET
MOTION #2 - Rep. Daughtry's motion to table Rep Sutton's amendment

AYES - 65

SPEAKER	CULP	HOWARD	RAYFIELD
ALDRIDGE	DAUGHTRY	IVES	REYNOLDS
ALLRED	DAVIS	JUSTUS	ROBINSON, G.
ARNOLD	DECKER	KISER	ROBINSON, J.
BAKER	DICKSON	LEMMOND	RUSSELL
BARBEE	DOCKHAM	MCCOMAS	SEXTON
BERRY	EDDINS	MCCOMBS	SHARPE
BOWIE	EDWARDS	MCMAHAN	SHERRILL
BRAWLEY	ELLIS	MINER	SHUBERT
BROWN, J.	ESPOSITO	MITCHELL	TALLENT
BUCHANAN	GARDNER	MORGAN	THOMPSON
CANSLER	GRADY	NEELY	WATSON
CAPPS	GRAY	NICHOLS	WEATHERLY
CARPENTER	HAYES	PATE	WILSON, C.
CLARY	HIATT	PRESTON	WILSON, G.
COCKLEREECE	HOLMES	PULLEY	WOOD
CREECH			

NOES - 49

ADAMS	EARLE	HURLEY	RAMSEY
ALEXANDER	EASTERLING	LEE	REDWINE
BARNES	FITCH	LOCKE	RICHARDSON
BEALL	FOX	LUEBKE	ROGERS
BLACK	GAMBLE	MCCRARY	SHAW
BOWEN	HACKNEY	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	HENSLEY	MERCER	TOLSON
BROWN, W.	HIGHTOWER	MICHAUX	WAINWRIGHT
CHURCH	HILL	MILLER, G.	WARNER
CRAWFORD	HUNT	NYE	WILKINS
CULPEPPER	HUNTER, H.	OLDHAM	WRIGHT
CUMMINGS	HUNTER, R.	OWENS	YONGUE
CUNNINGHAM			

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 2

MCALLISTER	MILLER, K.

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

1869
SLATIVE DAY 118
H 8HCS
READING 2

5/24/96
2:16 PM
IN CHAIR: SPEAKER

ROLL CALL

MODIFY BUDGET
MOTION #12 – Rep. Ho Hunter appeals from Chair ruling proposed Amendment out of order

AYES - 24

ADAMS	FITCH	HUNTER, R.	REDWINE
BARNES	GAMBLE	LUEBKE	RICHARDSON
BOYD-MCINTYRE	HACKNEY	MCCRARY	ROGERS
CUNNINGHAM	HENSLEY	MICHAUX	TOLSON
EARLE	HUNT	MILLER, G.	WARNER
EASTERLING	HUNTER, H.	OLDHAM	WRIGHT

NOES - 73

SPEAKER	CULP	HILL	PULLEY
ALDRIDGE	CULPEPPER	HOLMES	RAYFIELD
ALLRED	CUMMINGS	HOWARD	REYNOLDS
ARNOLD	DAUGHTRY	IVES	ROBINSON, G.
BAKER	DAVIS	JUSTUS	ROBINSON, J.
BARBEE	DECKER	KISER	RUSSELL
BERRY	DICKSON	LOCKE	SEXTON
BOWIE	DOCKHAM	MCCOMAS	SHARPE
BRAWLEY	EDDINS	MCCOMBS	SHUBERT
BROWN, J.	EDWARDS	MCMAHAN	TALLENT
BUCHANAN	ESPOSITO	MINER	THOMPSON
CANSLER	FOX	MITCHELL	WATSON
CAPPS	GARDNER	NEELY	WEATHERLY
CARPENTER	GRADY	NICHOLS	WILKINS
CHURCH	GRAY	NYE	WILSON, C.
CLARY	HAYES	OWENS	WILSON, G.
COCKLEREECE	HIATT	PATE	WOOD
CRAWFORD	HIGHTOWER	PRESTON	YONGUE
CREECH			

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 19

ALEXANDER	ELLIS	MCLAUGHLIN	SHAW
BEALL	HURLEY	MERCER	SHERRILL
BLACK	LEE	MILLER, K.	SUTTON
BOWEN	LEMMOND	MORGAN	WAINWRIGHT
BROWN, W.	MCALLISTER	RAMSEY	

HB 1108

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1871
SLATIVE DAY 118
08HCS
READING 2

5/24/96
3:07 PM
IN CHAIR: SPEAKER

MODIFY BUDGET

AYES - ~~74~~ 75 JW

SPEAKER	CULP	HOLMES	PULLEY
ALDRIDGE	CULPEPPER	HOWARD	RAYFIELD
ARNOLD	CUMMINGS	IVES	REYNOLDS
BAKER	DAUGHTRY	JUSTUS	ROBINSON, G.
BARBEE	DAVIS	KISER	ROBINSON, J.
BERRY	DECKER	LEMMOND	RUSSELL
BOWEN	DICKSON	MCCOMAS	SEXTON
BOWIE	DOCKHAM	MCCOMBS	SHARPE
BRAWLEY	EDDINS	MCMAHAN	SHERRILL
BROWN, J.	EDWARDS	MINER	SHUBERT
BROWN, W.	ELLIS	MITCHELL	TALLENT
CANSLER	ESPOSITO	MORGAN	THOMPSON
CAPPS	FOX	NEELY	WAINWRIGHT
CARPENTER	GARDNER	NICHOLS	WATSON
CHURCH	GRADY	NYE	WEATHERLY
CLARY	GRAY	OWENS	WILSON, C.
COCKLEREECE	HAYES	PATE	WILSON, G.
CRAWFORD	HIATT	PRESTON	WOOD
CREECH	HILL		BUCHANAN JW

NOES - 39

ADAMS	FITCH	LOCKE	RICHARDSON
ALEXANDER	GAMBLE	LUEBKE	ROGERS
ALLRED	HACKNEY	MCCRARY	SHAW
BARNES	HENSLEY	MCLAUGHLIN	SUTTON
BEALL	HIGHTOWER	MERCER	TOLSON
BLACK	HUNT	MICHAUX	WARNER
BOYD-MCINTYRE	HUNTER, H.	MILLER, G.	WILKINS
CUNNINGHAM	HUNTER, R.	OLDHAM	WRIGHT
EARLE	HURLEY	RAMSEY	YONGUE
EASTERLING	LEE	REDWINE	

EXCUSED ABSENCE - 4

BLUE	BRASWELL	LINNEY	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - ~~3~~ 2

~~BUCHANAN~~	MCALLISTER	MILLER, K.

Rep. Buchanan requests to be recorded as voting "aye". Speaker so orders. JWeeks

H1108HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108-PCS5719

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1108-ALV-2

Date June 13, 1996

Senate Comm. Sub. [Yes]
Amends Title [No]

Senator Cochrane
moves to amend the bill on page 114, line 17, by adding a new subsection to read:

"(g) Of the funds appropriated to the Department of Human Resources, Division of Child Development, in this act, in the 1996-97 fiscal year, the sum of eighteen million seven hundred thousand dollars ($18,700,000) shall be used for child care subsidies.";

and on page 123, line 15, by adding at the end of the line the following: "Funds for the 1996-97 fiscal year shall be allocated to provide direct services funding at the 1995-96 level.";

and on page 123, line 25, by adding at the end of the line the following: "Funds for the 1996-97 fiscal year shall be allocated to provide funding at the 1995-96 planning stage.";

and on page 125, lines 3-8, by rewriting the lines to read:

"(k) Effective July 1, 1996, there is allocated from the funds appropriated to the Department of Human Resources, Division of Child Development, in this act, the sum of one million nine hundred fifty thousand dollars ($1,950,000) to fund this section."

SIGNED Betsy Cochrane
Amendment Sponsor

SIGNED _____
Committee Chair if Senate ~~Committee~~ Amendment

ADOPTED _____ FAILED 6/13/96 TABLED _____

23-26

S Fink

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1656/2-- 3:00 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 1
MOTION 2
FOR PREVIOUS QUESTION

AYE	27	ALBERTSON	EDWARDS	MARTIN R.	RAND
		BALLANCE	GULLEY	MARTIN W.	SHERRON
		BASNIGHT	HOBBS	ODOM	SOLES
		CARRINGTON	HOYLE	PARNELL	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	LUCAS	PLYLER	
	22	ALLRAN	COCHRANE	KINCAID	PAGE
		BALLANTINE	DAVIS	LEDBETTER	SHAW
		BLACKMON	EAST	LITTLE	SIMPSON
		BLUST	FORRESTER	MCDANIEL	SMITH
		CARPENTER	HARTSELL	MCKOY	WEBSTER
		CLARK	HORTON		

EXCUSED 0

NOT CAST 1 FOXX

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1657/3-- 3:00 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 1

AYE	23	ALLRAN	CLARK	HORTON	PAGE
		BALLANTINE	COCHRANE	KINCAID	SHAW
		BLACKMON	DAVIS	LEDBETTER	SIMPSON
		BLUST	EAST	LITTLE	SMITH
		CARPENTER	FORRESTER	MCDANIEL	WEBSTER
		CARRINGTON	HARTSELL	MCKOY	
	25	ALBERTSON	GULLEY	MARTIN R.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS			
EXCUSED	0				
NOT CAST	2	FOXX	MARTIN W.		
ABSENT	0				
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 2 (TWO)
(to be filled in by Principal Clerk)
Page 1 of 3

H1108-ALB-1000

Date 6/13/, 1996

Senate Comm. Sub. [YES]
Amends Title []
Senate Committee Substitute

Senator Allran

moves to amend the bill on page 1, line 8, through page 170, line 4 by deleting those lines in their entirety, and substituting page 1, line 8 through page 110, line 32 of the Third Edition Engrossed 5/24/96 of this bill, and adding the following new language at the end of Part 15 after Section 15:

(except page 74, line 31 through page 75, line 26)

"Requested by: Senator Allran

REFUND FEDERAL RETIREES AND INTANGIBLES TAXPAYERS

Sec. 15.1. (a) G.S. 105-151.20 reads as rewritten:

"§ 105-151.20. Credit Refund for tax paid on certain government retirement benefits.

A taxpayer who received government retirement benefits during the 1988 tax year may claim a credit against the tax imposed by this Division equal to the amount by which the tax under this Division paid by the taxpayer for the 1988 tax year would have been reduced if none of the taxpayer's government retirement benefits had been included in the taxpayer's taxable income. If a taxpayer received a refund of any tax paid under this Division on government retirement benefits for the 1988 tax year, the amount of the refund reduces the amount of the credit allowed under this section.

As used in this section, the term 'government retirement benefits' means retirement benefits received from one or more state, local, or federal government retirement plans. As used in this section, the term '1988 tax year' means the taxpayer's taxable year beginning on a day in 1988.

The credit allowed under this section shall be taken in equal installments over the taxpayer's first three taxable years beginning on or after January 1, 1990. The credit allowed under this section may not exceed the amount of tax imposed by this Division reduced by the sum of all credits allowed against the tax, except payments of tax made by or on behalf of the taxpayer.

(a) Purpose; Definitions. -- The purpose of this section is to benefit certain retired federal government workers on account of

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 2 (Two)
(to be filled in by Principal Clerk)

their public service. The following definitions apply in this section:

(1) Federal retirement benefits. -- Retirement benefits received from one or more federal government retirement plans.

(2) Net pension tax. -- The amount of tax a taxpayer paid under this Division for the 1985, 1986, 1987, and 1988 tax years on federal retirement benefits, without interest, less any part of the tax for which the taxpayer received a credit under this section and any part of the tax previously refunded to the taxpayer.

(3) Tax year. -- The taxpayer's taxable year beginning on a day in the applicable calendar year.

(b) Request for Refund. -- Notwithstanding the time limitations of G.S. 105-267, and subject to the conditions set in this section, if on or before April 15, 1997, a taxpayer or the representative of the estate of a deceased taxpayer requests a refund of the taxpayer's net pension tax, that request shall be timely for the purposes of G.S. 105-267. Notwithstanding the provisions of G.S. 105-266, refunds pursuant to this section that would otherwise be barred by G.S. 105-267 shall bear no interest.

(c) Procedure. -- The Secretary shall print on the individual income tax instructions for the 1996 tax year a prominent notice of the right to refunds authorized by this section and the procedure for requesting a refund. The Secretary shall also circulate copies of this notice among organizations and individuals the Secretary considers likely to be affected by this section. The Secretary shall verify the amount of each refund requested and pay the refund to the taxpayer as soon as possible after it is requested.'

(b) Effective January 1, 1999, G.S. 105-151.20 is repealed.

(c) Effective retroactively for the 1990, 1991, 1992, 1993, and 1994 tax years, G.S. 105-203 is repealed.

(d) G.S. 105-266(c) is amended by adding a new subdivision to read:

'(5) Repealed Tax. -- If an act of the General Assembly repeals a tax retroactively, each taxpayer's payment of the repealed tax is an overpayment for the purpose of this section except that it shall not bear interest. On the date the act becomes law, the Secretary shall discover these overpayments of the repealed tax; the Secretary's discoveries are timely for the purposes of this section.'

(e) If a taxpayer has a right to a refund under G.S. 105-267 of an overpayment of the tax repealed by subsection (c) of this

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 2 (Two)
(to be filled in by
Principal Clerk)

H1108-AIB-1000

section, the refund shall be made pursuant to G.S. 105-267 rather than pursuant to this section. Refunds shall be made pursuant to subsection (d) of this section and this subsection only for overpayments the refund of which would otherwise be barred by G.S. 105-267 if subsection (c) of this section had not been enacted.

(f) This section does not affect the rights or liabilities of the State, a taxpayer, or another person arising under a statute amended or repealed by this section before its amendment or repeal; nor does it affect the right to any refund or credit of a tax that would otherwise have been available under the amended or repealed statute before its amendment or repeal.

(g) There is appropriated from the General Fund to the Department of Revenue the sum of two million dollars for the 1996-97 fiscal year to pay for the costs of administering this section. These funds shall not revert until the Director of the Budget certifies that the Department of Revenue has completed all duties necessary to administer this section, including processing the escheat of refund checks that have not been cashed.

(h) Subsection (b) of this section becomes effective January 1, 1999. Subsection (c) of this section is effective retroactively for the 1990, 1991, 1992, 1993, and 1994 tax years."

SIGNED Allran
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 6/13/96 TABLED _____
24-26

HELD TO BE MATERIAL
~~INSTITUTES 1ST RDG~~

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1658/4-- 3:26 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 2
MOTION 2
FOR PREVIOUS QUESTION

AYE	27	ALBERTSON	GULLEY	MARTIN W.	SHERRON
		BALLANCE	HOBBS	ODOM	SIMPSON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.	RAND	
	23	ALLRAN	CLARK	HARTSELL	MCKOY
		BALLANTINE	COCHRANE	HORTON	PAGE
		BLACKMON	DAVIS	KINCAID	SHAW
		BLUST	EAST	LEDBETTER	SMITH
		CARPENTER	FORRESTER	LITTLE	WEBSTER
		CARRINGTON	FOXX	MCDANIEL	

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1658/4-- 3:26 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 2
MOTION 2
FOR PREVIOUS QUESTION

AYE	27	ALBERTSON	GULLEY	MARTIN W.	SHERRON
		BALLANCE	HOBBS	ODOM	SIMPSON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.	RAND	
	23	ALLRAN	CLARK	HARTSELL	MCKOY
		BALLANTINE	COCHRANE	HORTON	PAGE
		BLACKMON	DAVIS	KINCAID	SHAW
		BLUST	EAST	LEDBETTER	SMITH
		CARPENTER	FORRESTER	LITTLE	WEBSTER
		CARRINGTON	FOXX	MCDANIEL	

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1659/5-- 3:26 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 2

AYE	23	ALLRAN	CLARK	HARTSELL	PAGE
		BALLANTINE	COCHRANE	HORTON	SHAW
		BLACKMON	DAVIS	KINCAID	SIMPSON
		BLUST	EAST	LEDBETTER	SMITH
		CARPENTER	FORRESTER	LITTLE	WEBSTER
		CARRINGTON	FOXX	MCDANIEL	
	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.		

EXCUSED	0	
NOT CAST	1	MCKOY
ABSENT	0	
PAIRS	0	
AYE		
NO		

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 3 (THREE)
(to be filled in by
Principal Clerk)

H1108-ALH-23

Date June 13, 1996

Senate Comm. Sub. [YES]
Amends Title []
H1108-PCS5719

Senator Little

moves to amend the bill on page 31, lines 30-41, by rewriting those lines to read:

"Requested by: Senators Warren and Little

RESERVE FOR THE YEAR 2000 CONVERSION OF THE STATE'S COMPUTER SYSTEM

Sec. 14.1. (a) The Office of the State Controller shall include in its charges for data processing services costs of converting computer applications to operate properly at the turn of the century. The Office of the State Controller shall develop procedures for managing the year 2000 conversion.

(b) The Office of the State Controller shall not reduce State Information Processing Services (SIPS) charges for data processing services below budgeted levels for the 1996-97 fiscal year.

(c) The State Controller shall use any excess receipts from the 1996-97 charges for data processing services to fund one time capital and equipment start up requirements at community colleges remaining unconnected to the North Carolina Information Highway. The balance of these receipts shall be held in reserve by the Office of State Controller to be expended only for costs associated directly with the conversion of the State's computing systems to the year 2000. Nothing in this section shall obligate the General Assembly to pay monthly usage charges for any connections to the North Carolina Information Highway added under this subsection.

(d) Beginning October 1, 1996, the Office of the State Controller shall report quarterly to the Joint Legislative Commission on Governmental Operations on the use of the receipts and the calculations related to the allocation of State Information Processing Services (SIPS) charges used for the conversion. The

see p. 2

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 3 (THREE)
(to be filled in by
Principal Clerk)

H1108-ALH-23

report shall also include the progress made toward accomplishing the conversion goals established for the fiscal year."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/13/96 FAILED _____ TABLED _____

47-0

S Fink

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1660/6-- 3:29 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 3

AYE	47	ALBERTSON	DAVIS	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANCE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R.	SHERRON
		BLUST	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SMITH
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JORDAN	PARNELL	WINNER
		DANNELLY	KERR	PERDUE	
NO	0				
EXCUSED	0				
NOT CAST	3	BALLANTINE	CARRINGTON	SOLES	
ABSENT	0				
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1108

AMENDMENT NO. 4 (to be filled in by Principal Clerk)

H1108 ALD 16

Date 6-13, 1996

SENATE

Comm. Sub. [YES]
Amends Title [ ]
PCS H1108-PCS5719

Senator

moves to amend the bill on page 142, lines 23 and 24, by adding between those lines the following:
"Requested by: Senators Ballance, Kerr
WARREN COUNTY FORESTRY HEADQUARTERS CONSTRUCTION AND EQUIPMENT PURCHASE

Sec. 27.19A. Notwithstanding any other provision of law, funds remaining the Warren County Forestry Capital Project Code 49216 4630 in the amount of eight thousand two hundred fifty dollars and sixty-nine cents ($8,250.69) and an uncommitted balance of twenty-one thousand one hundred sixty-seven dollars ($21,167) in the 1995 Reserve for Forestry Projects shall be used for construction of a storage building and purchase of equipment at the Warren County Forestry Headquarters."

SIGNED Frankie Ballance
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/13/96 FAILED _____ TABLED _____
37-12

S Kirk

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1661/7-- 3:34 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 4

AYE	37	ALBERTSON	EAST	KERR	PLEXICO
		BALLANCE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	GULLEY	MARTIN R.	SHAW
		BLUST	HARTSELL	MARTIN W.	SHERRON
		CARPENTER	HOBBS	MCKOY	SMITH
		CARRINGTON	HORTON	ODOM	SPEED
		CONDER	HOYLE	PARNELL	WARREN
		COOPER	JORDAN	PERDUE	WINNER
		DANNELLY			
NO	12	ALLRAN	COCHRANE	KINCAID	PAGE
		BALLANTINE	DAVIS	LEDBETTER	SIMPSON
		CLARK	FOXX	MCDANIEL	WEBSTER

EXCUSED 0

NOT CAST 1 SOLES

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1662/8-- 3:37 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108
READING 2

MOTION 2
FOR PREVIOUS QUESTION

AYE	27	ALBERTSON	EDWARDS	MARTIN R.	RAND
		BALLANCE	GULLEY	MARTIN W.	SHERRON
		BASNIGHT	HOBBS	ODOM	SOLES
		CARRINGTON	HOYLE	PARNELL	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	LUCAS	PLYLER	
	23	ALLRAN	COCHRANE	HORTON	PAGE
		BALLANTINE	DAVIS	KINCAID	SHAW
		BLACKMON	EAST	LEDBETTER	SIMPSON
		BLUST	FORRESTER	LITTLE	SMITH
		CARPENTER	FOXX	MCDANIEL	WEBSTER
		CLARK	HARTSELL	MCKOY	

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1663/9-- 3:37 PM | JUNE 13, 1996 | LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108
READING 2

AYE	30	ALBERTSON	GULLEY	MARTIN R.	PLYLER
		BALLANCE	HARTSELL	MARTIN W.	RAND
		BASNIGHT	HOBBS	MCKOY	SHERRON
		CONDER	HOYLE	ODOM	SOLES
		COOPER	JORDAN	PARNELL	SPEED
		DANNELLY	KERR	PERDUE	WARREN
		DAVIS	LITTLE	PLEXICO	WINNER
		EDWARDS	LUCAS		
	20	ALLRAN	CARRINGTON	FOXX	PAGE
		BALLANTINE	CLARK	HORTON	SHAW
		BLACKMON	COCHRANE	KINCAID	SIMPSON
		BLUST	EAST	LEDBETTER	SMITH
		CARPENTER	FORRESTER	MCDANIEL	WEBSTER

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1667/13-- 4:49 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 1

AYE	23	ALLRAN	CLARK	HORTON	PAGE
		BALLANTINE	COCHRANE	KINCAID	SHAW
		BLACKMON	DAVIS	LEDBETTER	SIMPSON
		BLUST	EAST	LITTLE	SMITH
		CARPENTER	FORRESTER	MCDANIEL	WEBSTER
		CARRINGTON	HARTSELL	MCKOY	
	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.		

EXCUSED 0

NOT CAST 1 FOXX

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1667/13-- 4:49 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

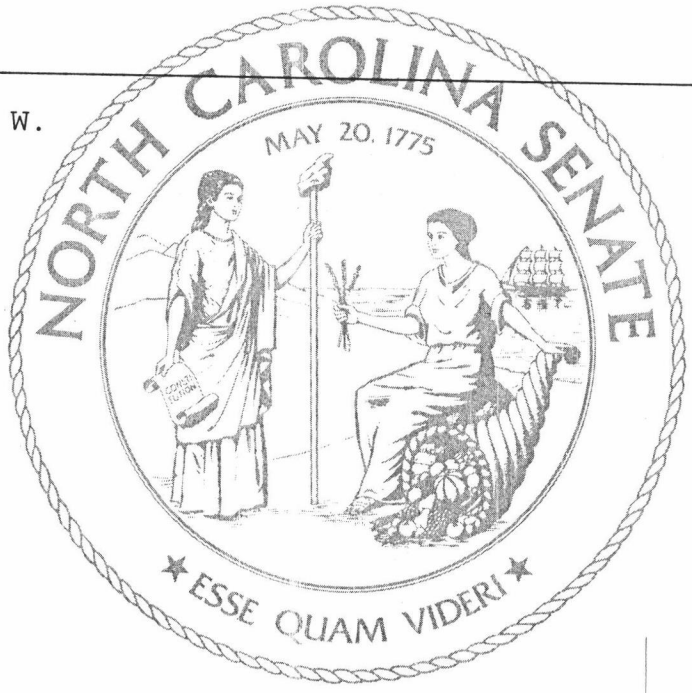
HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 1

RECORDED
NO 1 MARTIN W.
ADJUSTED TOTAL
AYE 23
NO 26
NOT CAST 1
ABSENT 0

(BY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1668/14-- 4:51 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 2

AYE	24	ALLRAN	CLARK	HARTSELL	MCKOY
		BALLANTINE	COCHRANE	HORTON	PAGE
		BLACKMON	DAVIS	KINCAID	SHAW
		BLUST	EAST	LEDBETTER	SIMPSON
		CARPENTER	FORRESTER	LITTLE	SMITH
		CARRINGTON	FOXX	MCDANIEL	WEBSTER
	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.		

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1668/14-- 4:51 PM JUNE 13, 1996 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY BUDGET
SENATE COM SUB/4TH EDITION

HOUSE BILL 1108

AMEND 2

RECORDED
AYE 1 MCKOY
ADJUSTED TOTAL
AYE 24
NO 26
NOT CAST 0
ABSENT 0

(PRY)



EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1982
[redacted]SLATIVE DAY 130
H1108SCS

6/14/96
10:09 AM
IN CHAIR: SPEAKER

HOLMES

MODIFY BUDGET
MOTION #3 - Rep. Daughtry called the previous question - on the motion that the House not recede

AYES - 70

SPEAKER	CULP	HOWARD	PATE
ALDRIDGE	CUMMINGS	IVES	PRESTON
ALLRED	DAUGHTRY	JUSTUS	PULLEY
ARNOLD	DAVIS	KISER	RAYFIELD
BAKER	DECKER	LEMMOND	REYNOLDS
BARBEE	DICKSON	LINNEY	ROBINSON, J.
BERRY	DOCKHAM	MCCOMAS	RUSSELL
BOWEN	EDDINS	MCCOMBS	SEXTON
BOWIE	EDWARDS	MCLAUGHLIN	SHARPE
BRAWLEY	ELLIS	MCMAHAN	SHERRILL
BROWN, J.	ESPOSITO	MERCER	SHUBERT
CANSLER	GARDNER	MINER	THOMPSON
CAPPS	GRADY	MITCHELL	WATSON
CARPENTER	GRAY	MORGAN	WEATHERLY
CHURCH	HAYES	NEELY	WILSON, C.
CLARY	HIATT	NICHOLS	WILSON, G.
COCKLEREECE	HILL	NYE	WOOD
CREECH	HOLMES		

NOES - 42

ADAMS	EARLE	LEE	REDWINE
ALEXANDER	EASTERLING	LOCKE	RICHARDSON
BARNES	FITCH	LUEBKE	ROGERS
BEALL	FOX	MCALLISTER	SHAW
BLACK	HACKNEY	MCCRARY	TOLSON
BLUE	HENSLEY	MILLER, G.	WAINWRIGHT
BOYD-MCINTYRE	HIGHTOWER	MILLER, K.	WARNER
BRASWELL	HUNT	OLDHAM	WILKINS
BROWN, W.	HUNTER, H.	OWENS	WOMBLE
CULPEPPER	HUNTER, R.	RAMSEY	YONGUE
CUNNINGHAM	HURLEY		

EXCUSED ABSENCE - 5

BUCHANAN	ROBINSON, G.	SUTTON	WRIGHT
GAMBLE			

EXCUSED VOTE - 0

NOT VOTING - 3

[redacted]CRAWFORD	MICHAUX	TALLENT

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted] # 1983
[redacted]SLATIVE DAY 130
H1108SCS

6/14/96
10:10 AM
IN CHAIR: SPEAKER

HOLMES

MODIFY BUDGET
MOTION #11. Rep. Holmes moves not to concur

AYES - 67

SPEAKER	CUMMINGS	HOWARD	PULLEY
ALDRIDGE	DAUGHTRY	IVES	RAYFIELD
ALLRED	DAVIS	JUSTUS	REYNOLDS
ARNOLD	DECKER	KISER	ROBINSON, J.
BAKER	DICKSON	LEMMOND	RUSSELL
BARBEE	DOCKHAM	LINNEY	SEXTON
BERRY	EDDINS	MCCOMAS	SHARPE
BOWIE	EDWARDS	MCCOMBS	SHERRILL
BRAWLEY	ELLIS	MILLER, K.	SHUBERT
BROWN, J.	ESPOSITO	MINER	TALLENT
CANSLER	GARDNER	MITCHELL	THOMPSON
CAPPS	GRADY	MORGAN	WATSON
CARPENTER	GRAY	NEELY	WEATHERLY
CLARY	HAYES	NICHOLS	WILSON, C.
COCKLEREECE	~~HENSLEY~~ DW	NYE	WILSON, G.
CREECH	HIATT	PATE	WOOD
CULP	HOLMES	PRESTON	M'MAHAN DW

NOES - ~~46~~ 47 DW

ADAMS	CUNNINGHAM	LEE	RAMSEY
ALEXANDER	EARLE	LOCKE	REDWINE
BARNES	EASTERLING	LUEBKE	RICHARDSON
BEALL	FITCH	MCALLISTER	ROGERS
BLUE	FOX	MCCRARY	SHAW
BOWEN	HACKNEY	MCLAUGHLIN	TOLSON
BOYD-MCINTYRE	HIGHTOWER	~~MCMAHAN~~	WAINWRIGHT
BRASWELL	HILL	MERCER	WARNER
BROWN, W.	HUNT	MILLER, G.	WILKINS
CHURCH	HUNTER, H.	OLDHAM	WOMBLE
CRAWFORD	HUNTER, R.	OWENS	YONGUE
CULPEPPER	HURLEY		HENSLEY DW
			BLACK DW

EXCUSED ABSENCE - 5

BUCHANAN	ROBINSON, G.	SUTTON	WRIGHT
GAMBLE			

EXCUSED VOTE - 0

NOT VOTING - ~~2~~ 1 DW

~~BLACK~~	MICHAUX

Reps. Black and Hensley request to be recorded as voting "no." Rep. McMahan request to be recorded as voting "aye". Speaker so orders. DW Wilkins

H1108SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H. FILED
1109 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2201-LN183(5.1)

Short Title: Budget Changes. (Public)

Sponsors: Representatives Holmes, Creech, and Esposito.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS APPROPRIATIONS ACT OF 1995, AND THE EXPANSION AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 1995, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE.

The General Assembly of North Carolina enacts:

Section 1. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1110 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7257-LN180(5.1)

Short Title: Amend Budget. (Public)

Sponsors: Representatives Holmes, Creech, and Esposito.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE EXPANSION AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 1995, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE.

The General Assembly of North Carolina enacts:

Section 1. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7255-LV006(4.24)

Short Title: Regional Med. Examiner. (Public)

Sponsors: Representative Easterling.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A REGIONAL MEDICAL EXAMINER OFFICE IN MECKLENBURG COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Postmortem Medicolegal Examination, Department of Environment, Health, and Natural Resources, the sum of two hundred nine thousand nine hundred dollars ($209,900) for the 1996-97 fiscal year to establish a regional medical examiner office in Mecklenburg County.

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1112 MAY 13 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5211*-LR208(4.10)

Short Title: Maxton Property Conveyance. (Local)

Sponsors: Representative Cummings.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE TOWN OF MAXTON TO CONVEY CERTAIN PROPERTY AT PRIVATE SALE TO THE HISTORIC PRESERVATION FOUNDATION OF NORTH CAROLINA, INC., A NONPROFIT CORPORATION.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding the provisions of Article 12 of Chapter 160A of the General Statutes, the Town of Maxton may convey at private sale, with or without monetary consideration, any or all of its right, title, and interest in the Patterson Building property, consisting of an historic flatiron structure and land located in the Town of Maxton, and more particularly described in a deed recorded at Book 873, Page 530 of the Robeson County Registry, to The Historic Preservation Foundation of North Carolina, Inc., a nonprofit corporation.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1113 MAY 13 95

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8235*-LK238A(4.8)

Short Title: Repeal Safety Inspection. (Public)

Sponsors: Representative Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE MOTOR VEHICLE SAFETY INSPECTION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-183.2 reads as rewritten:

"**§ 20-183.2. Description of vehicles subject to ~~safety or~~ emissions inspection; definitions.**

~~(a) Safety. -- A motor vehicle is subject to a safety inspection in accordance with this Part if it meets all of the following requirements:~~

~~(1) It is subject to registration with the Division under Article 3 of this Chapter.~~

~~(2) It is not subject to inspection under 49 C.F.R. Part 396, the federal Motor Carrier Safety Regulations.~~

~~(3) It is not a trailer whose gross weight is less than 4,000 pounds or a house trailer.~~

(b) Emissions. -- A motor vehicle is subject to an emissions inspection in accordance with this Part if it meets all of the following requirements:

(1) It is subject to registration with the Division under Article 3 of this Chapter.

(2) It is not a trailer whose gross weight is less than 4,000 pounds, a house trailer, or a motorcycle.

(3) It is a 1975 or later model.

(4) It is powered or designed so that it could be powered by gasoline.

(5) It meets any of the following descriptions:

a. It is required to be registered in an emissions county.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

1114

H D

HOUSE DRH5205-LL226(3.20)

Short Title: Increase Jail Fees. (Public)

Sponsors: Representative Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE UNIFORM JAIL FEES AND MAKE THOSE FEES MANDATORY AS PART OF ALL SENTENCES UNLESS THE JUDGE ORDERS OTHERWISE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-313 reads as rewritten:

"**§ 7A-313. Uniform jail fees.**

~~Only persons~~ Persons who are lawfully confined in jail awaiting ~~trial, or who are ordered to pay jail fees pursuant to a probationary sentence,~~ trial shall be liable to the county or municipality maintaining the jail in the sum of ~~five dollars ($5.00)~~ twenty-five dollars ($25.00) for each 24 hours' confinement, or fraction thereof, except that a person so confined shall not be liable for this fee if the case or proceeding against him is dismissed, or if acquitted, or if judgment is arrested, or if probable cause is not found, or if the grand jury fails to return a true bill. Unless the judge orders otherwise, the clerk of superior court shall include jail fees in the computation of court costs regardless of the type of sentence imposed."

Sec. 2. This act becomes effective July 1, 1996, and applies to all periods of confinement on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

H.B. FILED
1115 MAY 19 95
HOUSE PRINCIPAL CLERK

HOUSE DRH5198-LBX423(5.1)

Short Title: Sloop Point Incorporated. (Local)

Sponsors: Representative Bowen.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE VILLAGE OF SLOOP POINT IN PENDER COUNTY.

The General Assembly of North Carolina enacts:

Section 1. A Charter for the Village of Sloop Point is enacted to read:

"CHARTER OF THE VILLAGE OF SLOOP POINT.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

"Section 1.1. **Incorporate and Corporate Powers.** The inhabitants of the Village of Sloop Point are a body corporate and politic under the name, 'Village of Sloop Point'. Under that name they have all the powers, duties, rights, privileges, and immunities conferred and imposed on cities by the general law of North Carolina.

"CHAPTER II.

"CORPORATE POWERS.

"Sec. 2.1. **Village Boundaries.** Until modified in accordance with law, the boundaries of the Village of Sloop Point are located in Topsail Township, Pender County, North Carolina, more fully described as:

1. Western boundary: Westernmost part of the right-of-way N.C. Highway 1563 beginning at the point where the Southern boundary S 42 15' 15" E intersects N.C. Highway 1563 and extending north to where N.C. Highway 1670 intersects with N.C. Highway 1563.

2. Eastern boundary: Mean low-water line of Western side of the Intercoastal Waterway, from corner marker N 40 21' 30" W for 300.28 ft. to Northernmost part of the right-of-way of N.C. Highway 1670 then South along the Westside of the Intercoastal Waterway to a corner marker at N 42 17' 30" West.

H1115

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2001
LEGISLATIVE DAY 132
SR[redacted] 10
READING 2

6/18/96
4:48 PM
IN CHAIR: SPEAKER

H1115

AYES - 115

ADAMS	CUNNINGHAM	HURLEY	RAYFIELD
ALDRIDGE	DAUGHTRY	IVES	REDWINE
ALEXANDER	DAVIS	JUSTUS	REYNOLDS
ALLRED	DECKER	KISER	RICHARDSON
ARNOLD	DICKSON	LEE	ROBINSON, G.
BAKER	DOCKHAM	LEMMOND	ROBINSON, J.
BARBEE	EARLE	LINNEY	ROGERS
BARNES	EASTERLING	LOCKE	RUSSELL
BEALL	EDDINS	LUEBKE	SEXTON
BERRY	EDWARDS	MCALLISTER	SHARPE
BLACK	ELLIS	MCCOMAS	SHAW
BOWEN	ESPOSITO	MCCOMBS	SHERRILL
BOWIE	FITCH	MCCRARY	SHUBERT
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SUTTON
BRASWELL	GAMBLE	MCMAHAN	TALLENT
BRAWLEY	GARDNER	MERCER	THOMPSON
BROWN, J.	GRADY	MICHAUX	TOLSON
BROWN, W.	GRAY	MINER	WAINWRIGHT
BUCHANAN	HACKNEY	MITCHELL	WARNER
CANSLER	HAYES	MORGAN	WATSON
CAPPS	HENSLEY	NEELY	WEATHERLY
CARPENTER	HIATT	NICHOLS	WILKINS
CLARY	HIGHTOWER	NYE	WILSON, C.
COCKLEREECE	HILL	OLDHAM	WILSON, G.
CRAWFORD	HOLMES	OWENS	WOMBLE
CREECH	HOWARD	PATE	WOOD
CULP	HUNT	PRESTON	WRIGHT
CULPEPPER	HUNTER, H.	PULLEY	YONGUE
CUMMINGS	HUNTER, R.	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 3

BLUE	MILLER, G.	MILLER, K.

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	CHURCH

SHORT ROLL: H1115 H1211HCS [redacted] H1306 [redacted]H1314HCS [redacted]H1370HCS
S1176 H 1145 H 1379 H1412 H 1366

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 2028
LEGISLATIVE DAY 133
SR12
READING 3

6/19/96
2:37 PM
IN CHAIR: SPEAKER

H1115

AYES - 114

ADAMS	CULPEPPER	HUNTER, R.	PRESTON
ALDRIDGE	CUMMINGS	HURLEY	PULLEY
ALEXANDER	CUNNINGHAM	IVES	RAMSEY
ALLRED	DAUGHTRY	JUSTUS	RAYFIELD
ARNOLD	DAVIS	KISER	REDWINE
BAKER	DECKER	LEE	REYNOLDS
BARBEE	DICKSON	LEMMOND	RICHARDSON
BARNES	DOCKHAM	LINNEY	ROBINSON, G.
BEALL	EARLE	LOCKE	ROGERS
BERRY	EASTERLING	LUEBKE	SEXTON
BLACK	EDDINS	MCALLISTER	SHARPE
BLUE	EDWARDS	MCCOMAS	SHERRILL
BOWEN	ELLIS	MCCOMBS	SHUBERT
BOWIE	ESPOSITO	MCCRARY	SUTTON
BOYD-MCINTYRE	FITCH	MCLAUGHLIN	TALLENT
BRASWELL	FOX	MCMAHAN	THOMPSON
BRAWLEY	GAMBLE	MERCER	TOLSON
BROWN, J.	GARDNER	MICHAUX	WAINWRIGHT
BROWN, W.	GRADY	MILLER, G.	WARNER
BUCHANAN	HACKNEY	MINER	WATSON
CANSLER	HAYES	MITCHELL	WEATHERLY
CAPPS	HENSLEY	MORGAN	WILKINS
CARPENTER	HIATT	NEELY	WILSON, C.
CHURCH	HIGHTOWER	NICHOLS	WILSON, G.
CLARY	HILL	NYE	WOMBLE
COCKLEREECE	HOLMES	OLDHAM	WOOD
CRAWFORD	HOWARD	OWENS	WRIGHT
CREECH	HUNT	PATE	YONGUE
CULP	HUNTER, H.		

NOES - 0

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	MILLER, K.	RUSSELL	SHAW
GRAY	ROBINSON, J.		

SHORT ROLL: H1115 H1145 H1211HCS H1289 H1379 H1272
H1306 H1314HCS H1366 H1370HCS H1412 S1176

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

1116 MAY 13 95
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5207-LB432(5.6)

Short Title: Clinton-Sampson Agri-Civic Center. (Local)

Sponsors: Representative Bowen.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ABOLISH THE CLINTON-SAMPSON AGRI-CIVIC CENTER COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. The Clinton-Sampson Agri-Civic Center Commission, established by Section 2 of Chapter 943 of the 1985 Session Laws, is abolished.

Sec. 2. (a) All property, real and personal and mixed, including accounts receivable, belonging to the Clinton-Sampson Agri-Civic Center Commission shall by operation of law vest in, belong to, and be the property of the County of Sampson.

(b) All judgments, liens, rights of liens, and causes of action of any nature in favor of the Clinton-Sampson Agri-Civic Center Commission shall vest in and remain and inure to the benefit of the County of Sampson.

(c) All actions, suits, and proceedings pending against, or having been instituted by the Clinton-Sampson Agri-Civic Center Commission shall not be abated by this act, but all such actions, suits, and proceedings shall be continued and completed in the same manner as if the Commission had not been abolished, and the County of Sampson shall be a party to all such actions, suits, and proceedings in the place and stead of the Clinton-Sampson Agri-Civic Center Commission and shall pay or cause to be paid any judgments rendered against the Clinton-Sampson Agri-Civic Center Commission in any such actions, suits, or proceedings. No new process need be served in any such action, suit, or proceeding.

(d) All obligations of the Clinton-Sampson Agri-Civic Center Commission, shall be assumed by the County of Sampson, and all such obligations are hereby constituted obligations of the County of Sampson.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH1311*-RFZ002(5.10)

Short Title: Trespass/Theft of Pine Straw. (Public)

Sponsors: Representative J. Brown.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE OFFENSES OF TRESPASS ON PINE STRAW PRODUCTION LAND AND LARCENY OF PINE STRAW.

The General Assembly of North Carolina enacts:

Section 1. The title of Article 22A of Chapter 14 of the General Statutes is rewritten to read:

"ARTICLE 22A.

Trespassing upon 'Posted' Property to Hunt,

Fish or ~~Trap.~~ or Remove Pine Needles/Straw."

Sec. 2. G.S. 14-159.6 is rewritten to read:

"**§ 14-159.6. Trespass for purposes of hunting, etc., without written consent a misdemeanor.**

(a) Any person who willfully goes on the land, waters, ponds, or a legally established waterfowl blind of another upon which notices, signs or posters, described in G.S. 14-159.7, prohibiting hunting, fishing or trapping, or upon which 'posted' notices have been placed, to hunt, fish or trap without the written consent of the owner or his agent shall be guilty of a Class 2 misdemeanor. Provided, further, that no arrests under authority of this section shall be made without the consent of the owner or owners of said land, or their duly authorized agents in the following counties: Halifax and Warren.

(b) Any person who willfully goes on the land of another upon which notices, signs or posters, described in G.S. 14-159.7, prohibiting raking and/or removing pine needles/straw, or upon which 'posted' notices have been placed, without the written consent of the owner or his agent shall be guilty of a Class 1 misdemeanor for the first offense, and of a Class I felony for second or subsequent offenses."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1118 MAY 13 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8232-LC321(3.20)

Short Title: Cherokee School Acquisition. (Local)

Sponsors: Representative Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW CHEROKEE COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS LOCAL BOARD OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-158.1 reads as rewritten:

"**§ 153A-158.1. Acquisition and improvement of school property in certain counties.**

(a) Acquisition by County. -- A county may acquire, by any lawful method, any interest in real or personal property for use by a school administrative unit within the county. In exercising the power of eminent domain a county shall use the procedures of Chapter 40A. The county shall use its authority under this subsection to acquire property for use by a school administrative unit within the county only upon the request of the board of education of that school administrative unit and after a public hearing.

(b) Construction or Improvement by County. -- A county may construct, equip, expand, improve, renovate, or otherwise make available property for use by a school administrative unit within the county. The local board of education shall be involved in the design, construction, equipping, expansion, improvement, or renovation of the property to the same extent as if the local board owned the property.

(c) Lease or Sale by Board of Education. -- Notwithstanding the provisions of G.S. 115C-518 and G.S. 160A-274, a local board of education may, in connection with additions, improvements, renovations, or repairs to all or part of any of its property, lease or sell the property to the board of commissioners of the county in which the property is located for any price negotiated between the two boards.

(d) Board of Education May Contract for Construction. -- Notwithstanding the provisions of G.S. 115C-40 and G.S. 115C-521, a local board of education may enter

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1119 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8236-LJZ27(1.2)

Short Title: Limit Franchise Add-Back For Debt. (Public)

Sponsors: Representatives Shaw, Blue, Cansler, Capps, Church, Neely, Robinson, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DELETE THE REQUIREMENT THAT A COMPANY ADD BACK TO ITS NET WORTH FRANCHISE TAX BASE THE AMOUNT OF ITS LOANS THAT ARE PAYABLE TO AN UNRELATED COMPANY BUT ARE ENDORSED OR GUARANTEED BY A RELATED COMPANY, AS RECOMMENDED BY THE DEPARTMENT OF REVENUE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-122(b) reads as rewritten:

"(b) Every such corporation taxed under this section shall determine the total amount of its issued and outstanding capital stock, surplus and undivided profits; no reservation or allocation from surplus or undivided profits shall be allowed other than for definite and accrued legal liabilities, except as herein provided; taxes accrued, dividends declared and reserves for depreciation of tangible assets as permitted for income tax purposes shall be treated as deductible liabilities. There shall also be treated as a deductible liability reserves for the entire cost of any air-cleaning device or sewage or waste treatment plant, including waste lagoons, and pollution abatement equipment purchased or constructed and installed which reduces the amount of air or water pollution resulting from the emission of air contaminants or the discharge of sewage and industrial wastes or other polluting materials or substances into the outdoor atmosphere or streams, lakes, or rivers, upon condition that the corporation claiming such deductible liability shall furnish to the Secretary a certificate from the Department of Environment, Health, and Natural Resources or from a local air pollution control program for air-cleaning devices located in an area where the Environmental Management Commission has certified a local air pollution

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1883
[redacted]SLATIVE DAY 121
H1119
READING 2
SHAW

5/30/96
1:43 AM
IN CHAIR: SPEAKER

LIMIT FRANCHISE ADD-BACK FOR DEBT

AYES - 105

ADAMS	CULP	HURLEY	PRESTON
ALDRIDGE	CULPEPPER	JUSTUS	PULLEY
ALEXANDER	CUMMINGS	KISER	RAMSEY
ALLRED	CUNNINGHAM	LEE	RAYFIELD
ARNOLD	DAUGHTRY	LEMMOND	REDWINE
BAKER	DAVIS	LINNEY	RICHARDSON
BARBEE	DICKSON	LOCKE	ROBINSON, J.
BARNES	DOCKHAM	LUEBKE	ROGERS
BEALL	EARLE	MCALLISTER	RUSSELL
BERRY	EASTERLING	MCCOMAS	SEXTON
BLACK	EDDINS	MCCOMBS	SHARPE
BLUE	EDWARDS	MCCRARY	SHAW
BOWEN	ELLIS	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	FITCH	MERCER	SHUBERT
BRASWELL	FOX	MICHAUX	SUTTON
BRAWLEY	GAMBLE	MILLER, G.	THOMPSON
BROWN, J.	GRADY	MILLER, K.	TOLSON
BROWN, W.	HACKNEY	MINER	WAINWRIGHT
BUCHANAN	HAYES	MITCHELL	WARNER
CANSLER	HENSLEY	MORGAN	WEATHERLY
CAPPS	HIATT	NEELY	WILSON, C.
CARPENTER	HIGHTOWER	NICHOLS	WILSON, G.
CHURCH	HILL	NYE	WOMBLE
CLARY	HOLMES	OLDHAM	WOOD
COCKLEREECE	HUNT	OWENS	WRIGHT
CRAWFORD	HUNTER, R.	PATE	YONGUE
CREECH			

NOES - 0

EXCUSED ABSENCE - 9

ESPOSITO	HOWARD	MCMAHAN	WATSON
GARDNER	IVES	ROBINSON, G.	WILKINS
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	DECKER	REYNOLDS	TALLENT
BOWIE	HUNTER, H.		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1647/4-- 4:29 PM JUNE 11, 1996 LEGISLATIVE DAY 127

LT. GOVERNOR WICKER -- Presiding

SHAW
LIMIT FRANCHISE ADD-BACK FOR DEBT

HOUSE BILL 1119
READING 2

AYE 50

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
BLUST
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR
KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO
PLYLER
RAND
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1120 MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2194-LCX300(2.21)

Short Title: Manufactured Home Property Tax. (Public)

Sponsors: Representatives Shaw, Blue, Cansler, Capps, Church, Neely, Robinson, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE A PROCEDURE FOR LIENHOLDERS ON MANUFACTURED HOMES TO REGISTER FOR NOTIFICATION OF DELINQUENT PROPERTY TAXES ON THE HOMES AND, ONCE REGISTERED, TO BE ABLE TO REPOSSESS A HOME BY PAYING NO MORE THAN TWO YEARS' PROPERTY TAXES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-316.4 reads as rewritten:

"**§ 105-316.4. ~~Issuance of permits under repossession.~~ Special rules for lienholders repossessing mobile homes.**

(a) Requirements for Obtaining Permit. -- A person who intends to take possession of a mobile home as the holder of a lien on the home shall notify the tax collector of the location to which the home is to be taken. The tax collector shall then give the lienholder a statement of taxes due only on the mobile home. If the lienholder has not filed a timely continuing request for notice of delinquent taxes as set out in subsection (b) of this section, the lienholder must pay all unpaid taxes on the mobile home before obtaining a permit and repossessing the home. If the lienholder has filed a timely continuing request for notice of delinquent taxes as set out in subsection (b) of this section, the lienholder may obtain a permit by paying the applicable amount provided in subsection (c) by the deadline provided in subsection (d). The tax collector shall issue a permit to a lienholder who complies with the requirements of this section.

(b) Continuing Request for Notice of Delinquent Taxes. -- A lienholder may, at any time at least three months before repossessing a mobile home, file with the tax

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH1316-LL237(5.7)

Short Title: 1996 Retirement Benefits Act. (Public)

Sponsors: Representative McCombs.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE POSTRETIREMENT INCREASES IN THE BENEFITS OF RETIREES AND OTHER BENEFICIARIES OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-5 is amended by adding a new subsection to read:

"(bbb) From and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1995, shall be increased by four percent (4%) of the allowance payable on July 1, 1995, in accordance with G.S. 135-5(o). Furthermore, from and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1995, but before June 30, 1996, shall be increased by a prorated amount of four percent (4%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1995, and June 30, 1996."

Sec. 2. G.S. 135-65 is amended by adding a new subsection to read:

"(q) From and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1995, shall be increased by four percent (4%) of the allowance payable on July 1, 1995. Furthermore, from and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1995, but before June 30, 1996, shall be increased by a prorated amount of four percent (4%) of the allowance

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1122 MAY 13 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA167-LR188(10.4)

Short Title: Swain/Ambulance Service Lien. (Local)

Sponsors: Representatives Beall and Ramsey.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW SWAIN COUNTY TO EMPLOY ATTACHMENT OR GARNISHMENT AND TO OBTAIN A LIEN FOR AMBULANCE SERVICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 44-51.8 reads as rewritten:

"**§ 44-51.8. Counties to which Article applies.**

The provisions of this Article shall apply only to Alamance, Alexander, Alleghany, Anson, Ashe, Beaufort, Bladen, Brunswick, Buncombe, Burke, Cabarrus, Caldwell, Caswell, Catawba, Chatham, Cherokee, Chowan, Cleveland, Columbus, Craven, Cumberland, Dare, Davidson, Davie, Duplin, Durham, Edgecombe, Forsyth, Franklin, Gaston, Graham, Granville, Greene, Guilford, Halifax, Harnett, Haywood, Henderson, Hertford, Hoke, Hyde, Iredell, Johnston, Jones, Lee, Lenoir, Lincoln, McDowell, Macon, Madison, Mecklenburg, Mitchell, Montgomery, Moore, Nash, New Hanover, Onslow, Pasquotank, Person, Pitt, Polk, Randolph, Richmond, Robeson, Rockingham, Rowan, Rutherford, Sampson, Scotland, Stanly, Stokes, Surry, Swain, Transylvania, Tyrrell, Union, Vance, Wake, Warren, Washington, Watauga, Wilkes, Wilson, Yadkin and Yancey Counties."

Sec. 2. This act is effective upon ratification.

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1903
LEGISLATIVE DAY 124
H1122
READING 2
BEALL

6/05/96
2:44 PM
IN CHAIR: SPEAKER

SWAIN/AMBULANCE SERVICE LIEN

AYES - 107

ADAMS	CUMMINGS	HUNTER, R.	RAMSEY
ALDRIDGE	CUNNINGHAM	IVES	RAYFIELD
ALEXANDER	DAUGHTRY	JUSTUS	REDWINE
ALLRED	DAVIS	KISER	REYNOLDS
ARNOLD	DECKER	LEE	ROBINSON, G.
BAKER	DICKSON	LINNEY	ROBINSON, J.
BARBEE	DOCKHAM	LOCKE	ROGERS
BARNES	EARLE	LUEBKE	RUSSELL
BEALL	EASTERLING	MCALLISTER	SEXTON
BERRY	EDDINS	MCCOMAS	SHARPE
BLACK	EDWARDS	MCCOMBS	SHAW
BLUE	ELLIS	MCCRARY	SHERRILL
BOWEN	ESPOSITO	MCLAUGHLIN	SHUBERT
BOWIE	FITCH	MCMAHAN	SUTTON
BOYD-MCINTYRE	GAMBLE	MERCER	THOMPSON
BRAWLEY	GARDNER	MILLER, G.	TOLSON
BROWN, W.	GRADY	MINER	WAINWRIGHT
BUCHANAN	GRAY	MITCHELL	WARNER
CANSLER	HACKNEY	MORGAN	WATSON
CAPPS	HAYES	NEELY	WEATHERLY
CARPENTER	HENSLEY	NICHOLS	WILKINS
CHURCH	HIATT	NYE	WILSON, C.
CLARY	HIGHTOWER	OLDHAM	WILSON, G.
COCKLEREECE	HILL	OWENS	WOOD
CRAWFORD	HOLMES	PATE	WRIGHT
CULP	HOWARD	PRESTON	YONGUE
CULPEPPER	HUNT	PULLEY	

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 3

FOX	RICHARDSON	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CREECH	HURLEY	MICHAUX
BRASWELL	HUNTER, H.	LEMMOND	TALLENT
BROWN, J.			

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1922
SLATIVE DAY 125
H1122
READING 3
BEALL

6/06/96
2:30 PM
IN CHAIR: SPEAKER

SWAIN/AMBULANCE SERVICE LIEN

AYES - 109

ADAMS	CUMMINGS	HURLEY	RAMSEY
ALDRIDGE	CUNNINGHAM	IVES	RAYFIELD
ALEXANDER	DAUGHTRY	JUSTUS	REDWINE
ALLRED	DAVIS	KISER	REYNOLDS
ARNOLD	DECKER	LEE	RICHARDSON
BAKER	DICKSON	LEMMOND	ROBINSON, J.
BARBEE	DOCKHAM	LINNEY	ROGERS
BARNES	EARLE	LOCKE	RUSSELL
BEALL	EASTERLING	LUEBKE	SEXTON
BERRY	EDDINS	MCALLISTER	SHARPE
BLACK	EDWARDS	MCCOMAS	SHAW
BLUE	ELLIS	MCCOMBS	SHERRILL
BOWEN	ESPOSITO	MCCRARY	SHUBERT
BOYD-MCINTYRE	FITCH	MCLAUGHLIN	TALLENT
BRASWELL	GAMBLE	MCMAHAN	THOMPSON
BRAWLEY	GARDNER	MERCER	TOLSON
BROWN, J.	GRADY	MICHAUX	WAINWRIGHT
BROWN, W.	HACKNEY	MINER	WARNER
BUCHANAN	HAYES	MITCHELL	WATSON
CANSLER	HENSLEY	MORGAN	WEATHERLY
CAPPS	HIATT	NEELY	WILKINS
CARPENTER	HIGHTOWER	NYE	WILSON, C.
CHURCH	HILL	OLDHAM	WILSON, G.
COCKLEREECE	HOLMES	OWENS	WOMBLE
CRAWFORD	HOWARD	PATE	WOOD
CREECH	HUNTER, H.	PRESTON	WRIGHT
CULP	HUNTER, R.	PULLEY	YONGUE
CULPEPPER			

NOES - 0

EXCUSED ABSENCE - 7

CLARY	GRAY	MILLER, G.	ROBINSON, G.
FOX	HUNT	NICHOLS	

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BOWIE	MILLER, K.	SUTTON

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1123
MAY 13 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5212*-LR209(4.10)

Short Title: Maxton Historic Funds. (Public)

Sponsors: Representative Cummings.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF MAXTON FOR PLANNING COSTS RELATED TO THE RESTORATION OF THE PATTERSON BUILDING, AN HISTORIC FLATIRON STRUCTURE LOCATED IN THE TOWN OF MAXTON.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Town of Maxton the sum of twenty-five thousand dollars ($25,000) for planning costs, including traffic and land-use plans, associated with the restoration of the Patterson Building, an historic flatiron structure located in downtown Maxton.

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH7284-LL230(4.22)

Short Title: Cumberland Beaver Manage. Funds. (Public)

Sponsors: Representatives Warner, McAllister, Yongue, and Hurley.

Referred to:

HB FILED
1124
MAY 14 96
HOUSE PRINCIPAL CLERK

D

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE BEAVER DAMAGE CONTROL PROGRAM AND TO ADD CUMBERLAND COUNTY TO THAT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Subsection (b) of Section 69 of Chapter 1044 of the 1991 Session Laws, as amended by Section 111 of Chapter 561 of the 1993 Session Laws, by Section 27.3 of Chapter 769 of the 1993 Session Laws, and by Section 26.6 of Chapter 507 of the 1995 Session Laws, reads as rewritten:

"(b) The Beaver Damage Control Advisory Board shall develop a pilot program to control beaver damage on private and public lands. Bladen, Brunswick, Carteret, Chatham, Craven, Columbus, Cumberland, Duplin, Edgecombe, Franklin, Greene, Halifax, Hertford, Johnston, Lincoln, Nash, Onslow, Pamlico, Pender, Pitt, Robeson, Sampson, Scotland, Vance, Warren, Washington, Wayne, and Wilson Counties shall participate in the pilot program. The Beaver Damage Control Advisory Board shall act in an advisory capacity to the Wildlife Resources Commission in the implementation of the program. In developing the program, the Board shall:

(1) Orient the program primarily toward public health and safety and toward landowner assistance, providing some relief to landowners through beaver control and management rather than eradication;

(2) Develop a priority system for responding to complaints about beaver damage;

(3) Develop a system for documenting all activities associated with beaver damage control, so as to facilitate evaluation of the program;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1125 MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8242-LB387A(1.5)

Short Title: Wake One-Stop Voting. (Local)

Sponsors: Representative Capps.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW ONE-STOP BALLOTS TO BE DIRECTLY INSERTED IN OPTICAL SCAN TABULATORS IN WAKE COUNTY AS IF THE BALLOTS WERE BEING VOTED AT THE PRECINCT.

The General Assembly of North Carolina enacts:

Section 1. (a) Notwithstanding the provisions of G.S. 163-227.2, if the county uses a system with retrievable ballots, after the voter casts the ballot under G.S. 163-227.2, the voter shall deposit the ballot in the ballot box or voting system in the same manner as if such box or system was in use in a precinct on election day. At the end of each business day, or at any time when there will be no employee or officer of the board of elections on the premises, the ballot box or system shall be secured in accordance with rules adopted by the State Board of Elections, which shall include verifying that no additional ballots have been placed in the box or system.

(b) Voting under this section shall be under rules approved by the State Board of Elections. The ballot shall have the ballot number on it in accordance with G.S. 163-230(3)a. so that it is retrievable.

Sec. 2. This act applies only to Wake County.

Sec. 3. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1125

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1125-ARR-001

Page 1 of 1

Date June 18, 1996

Comm. Sub. [ ]
Amends Title [Y]

Senator Lucas

moves to amend the bill on page 1, line 3,
by deleting the word "COUNTY" and substituting the words "AND DURHAM COUNTIES"; and

on page 1, line 17,
by deleting the word "County" and substituting the words "and Durham counties".

SIGNED Jeanne Lucas
Amendment Sponsor

SIGNED W.P.D.
Committee Chair if Senate Committee Amendment

ADOPTED 6/19/96 FAILED _____ TABLED _____

(V)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1125 DATE 6-21-96

S. B. No. _____ Amendment No. 2 (two)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

~~Rep.~~ Sen.) RAND

moves to amend the bill on page 1, line 3

(✓) WHICH CHANGES THE TITLE

by as amended by Senate Amendment #1 by deleting "WAKE AND DURHAM COUNTIES" and substituting "VARIOUS COUNTIES"

further moves to amend the bill on page 1 line 6 of Senate Amendment #1 by ~~inserting~~ deleting "and Durham," and substituting ", Durham, and Rand olph, WATAUGA,"

SIGNED Tony Rand

ADOPTED 6/21/96 FAILED _____ TABLED _____

47-0 Title Changed upon concurrence

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1798/11-- 2:42 PM JUNE 21, 1996 LEGISLATIVE DAY 13

SENATOR BASNIGHT -- Presiding

CAPPS
WAKE ONE-STOP VOTING

HOUSE BILL 1125

AMEND 2

AYE	46	ALBERTSON	COOPER	JORDAN	PARNELL
		ALLRAN	DANNELLY	KERR	PERDUE
		BALLANCE	DAVIS	KINCAID	PLEXICO
		BALLANTINE	EAST	LEDBETTER	RAND
		BASNIGHT	EDWARDS	LITTLE	SHERRON
		BLACKMON	FORRESTER	LUCAS	SIMPSON
		BLUST	FOXX	MARTIN R.	SOLES
		CARPENTER	GULLEY	MARTIN W.	SPEED
		CARRINGTON	HARTSELL	MCKOY	WARREN
		CLARK	HOBBS	ODOM	WEBSTER
		COCHRANE	HORTON	PAGE	WINNER
		CONDER	HOYLE		
NO	1	MCDANIEL			

EXCUSED	0		
NOT CAST	2	PLYLER	SHAW
ABSENT	1	SMITH	
PAIRS	0		
AYE			
NO			

NTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1859/72-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 13

SENATOR BASNIGHT -- Presiding

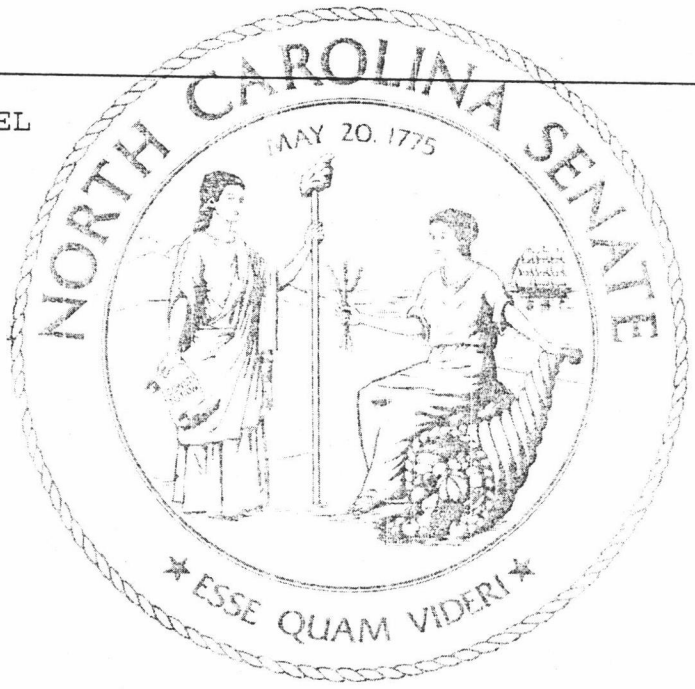
CAPPS
WAKE ONE-STOP VOTING

HOUSE BILL 1125

AMEND 2

RECORDED
AYE 1 MCDANIEL
NO -1
ADJUSTED TOTAL
AYE 47
NO 0
NOT CAST 2
ABSENT 1

(COPY)



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1125

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1125-A2R-001 Page 1 of 1

Date June 18, 1996

Comm. Sub. [ ]
Amends Title [Y]

Senator Lucas

moves to amend the bill on page 1, line 3,
by deleting the word "COUNTY" and substituting the words "AND DURHAM
COUNTIES"; and

on page 1, line 17,
by deleting the word "County" and substituting the words "and Durham
counties".

SIGNED Jeanne Lucas
Amendment Sponsor

SIGNED W.P.S.
Committee Chair if Senate Committee Amendment

ADOPTED 6/19/96 FAILED TABLED

(V)

S Tart

CHANGES TITLE
UPON CONCURRENCE

HOUSE CONCURS IN
SENATE AMEND
97-0 EV
JUN 21 19
AND ORD
ENROLL

NORTH CAROLINA

EV

2204
SLATIVE DAY 135
H1125

HOUSE OF REPRESENTATIVES

6/21/96

IN CHAIR: SPEAKER

ROLL CALL

CAPPS
AMEND #1-Capps
WAKE ONE-STOP VOTING
MOTION #11-to concur

AYES - 97

SPEAKER	CUMMINGS	IVES	PULLEY
ADAMS	CUNNINGHAM	JUSTUS	RAYFIELD
ALEXANDER	DAUGHTRY	KISER	REDWINE
ALLRED	DAVIS	LEMMOND	REYNOLDS
ARNOLD	DECKER	LINNEY	RICHARDSON
BAKER	DOCKHAM	LOCKE	ROBINSON, J.
BARBEE	EARLE	LUEBKE	SEXTON
BARNES	EASTERLING	MCALLISTER	SHARPE
BERRY	EDDINS	MCCOMAS	SHAW
BLACK	EDWARDS	MCCOMBS	SHERRILL
BOWEN	ELLIS	MCCRARY	SHUBERT
BOYD-MCINTYRE	ESPOSITO	MCLAUGHLIN	TALLENT
BRASWELL	FITCH	MCMAHAN	THOMPSON
BRAWLEY	GARDNER	MERCER	TOLSON
BROWN, J.	GRADY	MILLER, G.	WAINWRIGHT
BROWN, W.	GRAY	MINER	WATSON
BUCHANAN	HACKNEY	MITCHELL	WEATHERLY
CANSLER	HAYES	MORGAN	WILKINS
CAPPS	HENSLEY	NEELY	WILSON, C.
CHURCH	HIATT	NICHOLS	WILSON, G.
CLARY	HIGHTOWER	NYE	WOMBLE
COCKLEREECE	HILL	OWENS	WOOD
CRAWFORD	HOWARD	PATE	WRIGHT
CREECH	HUNTER, H.	PRESTON	YONGUE
CULP			

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 14

BOWIE	HOLMES	MICHAUX	ROGERS
CARPENTER	HUNTER, R.	MILLER, K.	RUSSELL
CULPEPPER	HURLEY	RAMSEY	SUTTON
GAMBLE	LEE		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1125 DATE 6-21-96

S. B. No. _____ Amendment No. 2 (two)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

~~Rep.~~)
) RAND
Sen.)

moves to amend the bill on page 1, line 3

(✓) WHICH CHANGES THE TITLE

by as amended by Senate Amendment #1
by deleting "WAKE AND DURHAM COUNTIES" and
substituting "VARIOUS COUNTIES"

further moves to amend the bill on page 1 line
6 of Senate Amendment #1 by
~~inserting~~ deleting "and Durham," and
substituting ", Durham, and Rand olph"
WATAUGA,

HOUSE CONCURS IN SENATE AMENDMENT #2
99-2
JUN 21 1996
AND ORDERED ENROLLED

SIGNED Tony Rand

ADOPTED 6/21/96 FAILED _____ TABLED _____
47-0 Final Changes Title upon Concurrence

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

[redacted] # 2205
[redacted]SLATIVE DAY 135
H1125

6/21/96

[redacted]

IN CHAIR: SPEAKER

CAPPS
AMEND #2-Senate amendment
WAKE ONE-STOP VOTING
MOTION #11 to concur

AYES - 99

SPEAKER	CREECH	HUNTER, R.	RAYFIELD
ADAMS	CULP	IVES	REDWINE
ALEXANDER	CUMMINGS	JUSTUS	REYNOLDS
ALLRED	CUNNINGHAM	KISER	RICHARDSON
ARNOLD	DAUGHTRY	LEMMOND	ROBINSON, J.
BAKER	DAVIS	LINNEY	RUSSELL
BARBEE	DECKER	LOCKE	SEXTON
BARNES	DOCKHAM	LUEBKE	SHARPE
BERRY	EASTERLING	MCALLISTER	SHAW
BLACK	EDDINS	MCCOMAS	SHERRILL
BOWEN	EDWARDS	MCCOMBS	SHUBERT
BOWIE	ELLIS	MCCRARY	TALLENT
BOYD-MCINTYRE	ESPOSITO	MCMAHAN	THOMPSON
BRASWELL	FITCH	MERCER	TOLSON
BRAWLEY	GARDNER	MILLER, G.	WAINWRIGHT
BROWN, J.	GRADY	MINER	WATSON
BROWN, W.	GRAY	MITCHELL	WEATHERLY
BUCHANAN	HACKNEY	MORGAN	WILKINS
CANSLER	HAYES	NEELY	WILSON, C.
CAPPS	HENSLEY	NICHOLS	WILSON, G.
CARPENTER	HIATT	NYE	WOMBLE
CHURCH	HIGHTOWER	OWENS	WOOD
CLARY	HILL	PATE	WRIGHT
COCKLEREECE	HOWARD	PRESTON	YONGUE
CRAWFORD	HUNTER, H.	PULLEY	

NOES - 2

EARLE	MCLAUGHLIN

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 10

CULPEPPER	HURLEY	MILLER, K.	ROGERS
GAMBLE	LEE	RAMSEY	SUTTON
HOLMES	MICHAUX		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1126 MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5203*-LBZ379A(10.11)

Short Title: Religious Holiday Absentee Vote. (Public)

Sponsors: Representative Capps.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW PERSONS WHO ARE UNABLE TO GO TO THE POLLS BECAUSE OF OBSERVANCE OF A RELIGIOUS HOLIDAY TO CAST AN ABSENTEE BALLOT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-226(a) reads as rewritten:

"(a) Who May Vote Absentee Ballot; Generally. -- Any qualified voter of the State may vote by absentee ballot in a statewide primary, general, or special election on constitutional amendments, referenda or bond proposals, and any qualified voter of a county is authorized to vote by absentee ballot in any primary or election conducted by the county board of elections, in the manner provided in this Article if:

(1) ~~He~~ The voter expects to be absent from the county in which he is registered during the entire period that the polls are open on the day of the specified election in which ~~he~~ the voter desires to vote; ~~or~~

(2) ~~He~~ The voter is unable to be present at the voting place to vote in person on the day of the specified election in which ~~he~~ the voter desires to vote because of ~~his~~ the voter's sickness or other physical disability; ~~or~~

(3) ~~He~~ The voter is incarcerated, whether in ~~his~~ the voter's county of residence or elsewhere, shall be entitled to vote by absentee ballot in the county of ~~his~~ the voter's residence in any election, specified herein, in which ~~he~~ the voter otherwise would be entitled to vote. Absentee voting shall be in the same manner as provided in this Article. The chief custodian or superintendent of the institution or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1127 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8234-RLRBZ9(4.23)

Short Title: Increase Pay of Property Tax Comm. (Public)

Sponsors: Representatives Capps, Blue, Cansler, Church, Neely, Robinson, Shaw, and Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE COMPENSATION OF THE MEMBERS OF THE PROPERTY TAX COMMISSION AND TO PROVIDE FOR REGIONAL HEARINGS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-288(a) reads as rewritten:

"(a) Creation and Membership. -- The Property Tax Commission is created. It consists of five members, three of whom are appointed by the Governor and two of whom are appointed by the General Assembly. Of the two appointments by the General Assembly, one shall be made upon the recommendation of the Speaker of the House of Representatives and the other shall be made upon the recommendation of the President Pro Tempore of the Senate. The terms of the members appointed by the Governor and of the member appointed upon the recommendation of the President Pro Tempore of the Senate are for four years. Of the members appointed for four-year terms, two expire on June 30 of each odd-numbered year. The term of the member appointed upon the recommendation of the Speaker of the House of Representatives is for two years and it expires on June 30 of each odd-numbered year. The General Assembly shall make its appointments in accordance with G.S. 120-121 and shall fill a vacancy in accordance with G.S. 120-122. A vacancy occurs on the Commission when a member resigns, is removed, or dies. The person appointed to fill a vacancy shall serve for the balance of the unexpired term. The Governor may remove any member for misfeasance, malfeasance, or nonfeasance.

The Commission shall have a chair and a vice-chair. The Governor shall designate one of the Commission members as the chair, to serve at the pleasure of the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1128 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7278*-RFZ001(5.10)

Short Title: Limit Rules for Water Testing. (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT NO STATE RULE REGULATING DRINKING WATER STANDARDS AND TESTING MAY BE MORE RESTRICTIVE THAN THE FEDERAL LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-315(c) reads as rewritten:

"(c) The drinking water rules may be amended as necessary in accordance with required federal regulations. The Commission shall not adopt rules creating any drinking water standard, limitation, or drinking water testing requirement more restrictive than the most nearly applicable federal standard, limitation, or testing requirement."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED

1129 MAY 14 96

HOUSE PRINCIPAL CLERK D

HOUSE DRH1315-LCX334(4.17)

Short Title: Certain Counties Revenue Options Menu. (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CURRITUCK, CAMDEN, AND PASQUOTANK COUNTIES TO CHOOSE FROM A MENU OF LOCAL REVENUE OPTIONS, SUBJECT TO APPROVAL BY THE VOTERS OF THE RESPECTIVE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly finds that, through a series of acts over the years, various local governments in this State have been authorized to levy local fees and taxes to generate revenues. These local revenue options are important sources of support for local governments experiencing budget limitations in light of growing needs and mandates. Local room occupancy taxes, prepared meals taxes, sales taxes, amusement taxes, land transfer taxes, and impact fees are a few examples of revenue sources that some or all local governments have been authorized to levy.

Sec. 2. It is the intent of the General Assembly to authorize Currituck, Camden, and Pasquotank Counties to choose from a menu of local revenue sources that each may levy if the levy is first approved by an affirmative vote of a majority of the qualified voters of the respective county. The menu will include local revenue options that have been authorized previously for other local governments in this State.

Sec. 3. This act is effective upon ratification.

H.B. FILED
1130 MAY 14 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH1309-LR196A(3.1)

Short Title: Local Inspection Fees/Lien. (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE COUNTIES OF CAMDEN, CHOWAN, CURRITUCK, PASQUOTANK, PERQUIMANS, TYRRELL, AND WASHINGTON TO TAKE A LIEN ON REAL PROPERTY FOR DELINQUENT FEES FOR CERTAIN INSPECTIONS.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding any other provision of law, a county may adopt an ordinance providing that any fees for the annual inspection of provisional septic tanks or other innovative septic systems approved by the county on a provisional basis may be billed as property taxes, may be payable in the same manner as property taxes, and in the case of nonpayment, may be collected in any manner by which property taxes can be collected. If the ordinance states that delinquent fees can be collected in the same manner as real property taxes, the fees are a lien on the real property described on the bill that includes the fee.

Sec. 2. This act applies to the Counties of Camden, Chowan, Currituck, Pasquotank, Perquimans, Tyrrell, and Washington only.

Sec. 3. This act becomes effective July 1, 1996, and applies to fees imposed for inspections performed on or after that date.

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[illegible] # 1929
L[illegible]SLATIVE DAY 126
H1130
READING 2
OWENS

6/10/96
4:24 PM
IN CHAIR: SPEAKER

LOCAL INSPECTION FEES/LIEN

AYES - 96

ADAMS	CUMMINGS	IVES	RAMSEY
ALDRIDGE	DAUGHTRY	JUSTUS	RAYFIELD
ALEXANDER	DAVIS	KISER	REDWINE
ARNOLD	DECKER	LEE	REYNOLDS
BAKER	DICKSON	LEMMOND	RICHARDSON
BARBEE	DOCKHAM	LUEBKE	ROBINSON, J.
BARNES	EARLE	MCALLISTER	ROGERS
BEALL	EASTERLING	MCCOMAS	RUSSELL
BOWEN	EDWARDS	MCCOMBS	SHARPE
BOWIE	ESPOSITO	MCCRARY	SHAW
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SHERRILL
BRASWELL	GARDNER	MCMAHAN	SHUBERT
BRAWLEY	GRADY	MERCER	SUTTON
BROWN, J.	GRAY	MICHAUX	TALLENT
BROWN, W.	HACKNEY	MITCHELL	THOMPSON
BUCHANAN	HAYES	MORGAN	TOLSON
CANSLER	HENSLEY	NEELY	WATSON
CAPPS	HIATT	NICHOLS	WEATHERLY
CARPENTER	HIGHTOWER	NYE	WILKINS
CLARY	HILL	OLDHAM	WILSON, C.
COCKLEREECE	HOLMES	OWENS	WILSON, G.
CRAWFORD	HOWARD	PATE	WOMBLE
CULP	HUNTER, R.	PRESTON	WRIGHT
CULPEPPER	HURLEY	PULLEY	YONGUE

NOES - 3

ALLRED	EDDINS	ELLIS

EXCUSED ABSENCE - 9

CHURCH	LINNEY	MILLER, G.	ROBINSON, G.
FITCH	LOCKE	MINER	WAINWRIGHT
HUNT			

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	BLUE	GAMBLE	SEXTON
BERRY	CREECH	HUNTER, H.	WARNER
BLACK	CUNNINGHAM	MILLER, K.	WOOD

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

1943
LEGISLATIVE DAY 127
H1130
READING 3
OWENS

6/11/96
1:18 PM
IN CHAIR: SPEAKER

ROLL CALL

LOCAL INSPECTION FEES/LIEN

AYES - 105

ADAMS	CUMMINGS	JUSTUS	RAYFIELD
ALDRIDGE	CUNNINGHAM	KISER	REDWINE
ALEXANDER	DAVIS	LEE	REYNOLDS
ARNOLD	DECKER	LEMMOND	RICHARDSON
BAKER	DICKSON	LOCKE	ROBINSON, G.
BARBEE	DOCKHAM	LUEBKE	ROBINSON, J.
BARNES	EARLE	MCALLISTER	RUSSELL
BEALL	EASTERLING	MCCOMAS	SEXTON
BLUE	EDDINS	MCCOMBS	SHARPE
BOWEN	EDWARDS	MCCRARY	SHAW
BOWIE	ESPOSITO	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	FOX	MCMAHAN	SHUBERT
BRASWELL	GAMBLE	MERCER	SUTTON
BRAWLEY	GARDNER	MICHAUX	TALLENT
BROWN, J.	GRADY	MILLER, G.	THOMPSON
BROWN, W.	HACKNEY	MITCHELL	TOLSON
BUCHANAN	HAYES	MORGAN	WAINWRIGHT
CANSLER	HENSLEY	NEELY	WARNER
CAPPS	HIATT	NICHOLS	WATSON
CARPENTER	HIGHTOWER	NYE	WEATHERLY
CHURCH	HILL	OLDHAM	WILKINS
CLARY	HOWARD	OWENS	WILSON, C.
COCKLEREECE	HUNTER, H.	PATE	WILSON, G.
CRAWFORD	HUNTER, R.	PRESTON	WOMBLE
CREECH	HURLEY	PULLEY	WOOD
CULP	IVES	RAMSEY	YONGUE
CULPEPPER			

NOES - 1

ALLRED

EXCUSED ABSENCE - 3

FITCH	HOLMES	HUNT

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	DAUGHTRY	LINNEY	ROGERS
BERRY	ELLIS	MILLER, K.	WRIGHT
BLACK	GRAY	MINER	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1704/26-- 6:46 PM JUNE 18, 1996 LEGISLATIVE DAY 131

LT. GOVERNOR WICKER -- Presiding

OWENS
LOCAL INSPECTION FEES/LIEN

HOUSE BILL 1130
READING 2

AYE	42	ALLRAN	COOPER	LEDBETTER	PERDUE
		BALLANCE	DAVIS	LITTLE	PLEXICO
		BALLANTINE	EAST	LUCAS	PLYLER
		BASNIGHT	EDWARDS	MARTIN R.	RAND
		BLACKMON	FOXX	MARTIN W.	SHAW
		BLUST	GULLEY	MCDANIEL	SHERRON
		CARPENTER	HARTSELL	MCKOY	SMITH
		CARRINGTON	HORTON	ODOM	SOLES
		CLARK	HOYLE	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WINNER
		CONDER	KERR		
NO	0				
EXCUSED	0				
NOT CAST	5	HOBBS	SIMPSON	WARREN	WEBSTER
		KINCAID			
ABSENT	3	ALBERTSON	DANNELLY	FORRESTER	
PAIRS	0				
AYE					
NO					

BLOCK VOTE
CB1177

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1755/44-- 1:46 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

OWENS
LOCAL INSPECTION FEES/LIEN

HOUSE BILL 1130
READING 3

AYE	44	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	KERR	PLEXICO
		BALLANCE	DAVIS	KINCAID	PLYLER
		BALLANTINE	EDWARDS	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R.	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		BLUST	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WEBSTER
		COCHRANE	HOYLE	PARNELL	WINNER
NO	1	EAST			

EXCUSED	0				
NOT CAST	4	CONDER	LEDBETTER	SMITH	WARREN
ABSENT	1	LITTLE			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1131 MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2211-LB409(4.17)

Short Title: Pasquotank Candidate Filing Extension (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT EXTENSION OF CANDIDATE FILING FOR LOCAL OFFICES IN PASQUOTANK COUNTY WHEN THE COUNTY BOARD OF ELECTIONS OFFICE IS CLOSED ON THE LAST DAY FOR FILING DUE TO SEVERE WEATHER CONDITIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-106 is amended by adding a new subsection to read:

"(c1) Whenever a county board of elections office is closed due to severe weather conditions during the entire period from the opening of the office of the county board of elections on the last day for filing notices of candidacy under subsection (c) of this section until 12:00 noon on that day, notices of candidacy for county office or any office where the election district covers no part of any other county may be timely filed until 12:00 noon on the next business day that the county board of elections office is open."

Sec. 2. This act applies to Pasquotank County only.

Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1132 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6199-LR216(5.6)

Short Title: Currituck Delinquent Prop. Tax. (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT REQUIRING THE PAYMENT OF DELINQUENT TAXES IN CURRITUCK COUNTY BEFORE THE ISSUANCE BY THE COUNTY OF SUBDIVISION APPROVAL.

The General Assembly of North Carolina enacts:

Section 1. A county may deny approval for the subdivision of property pursuant to the county's zoning, subdivision, or unified development ordinance whenever delinquent taxes are owed on:

(1) The property to be subdivided; or

(2) Other property owned by any person requesting subdivision approval.

Sec. 2. This act applies to Currituck County only.

Sec. 3. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1133 MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6200-LB410(4.17)

Short Title: Pasquotank One-Stop Voting (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT ONE-STOP VOTING ON DIRECT RECORD VOTING EQUIPMENT IN PASQUOTANK COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of Chapter 197 of the 1995 Session Laws reads as rewritten:

"Sec. 3. This act applies only to Gaston, Guilford, Mecklenburg, and Union Counties. Section 1 of this act also applies to Pasquotank County."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1134 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8252-LCX336(3.18)

Short Title: Craven Room Tax Changes. (Local)

Sponsors: Representative Nichols.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CRAVEN COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY TAX AND TO REVISE THE EXISTING CRAVEN COUNTY ROOM OCCUPANCY TAX.

The General Assembly of North Carolina enacts:

Section 1. Chapter 980 of the 1983 Session Laws, as amended by Chapter 710 of the 1985 Session Laws, reads as rewritten:

"AN ACT TO ALLOW CRAVEN COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.

"Section 1. Levy of Tax. -- (a) The Board of Commissioners of Craven County may by resolution, after not less than 10 days' public notice and after a public hearing held pursuant thereto, levy a room occupancy and tourism development tax.

(b) Collection of the tax, and liability therefor, shall begin and continue only on and after the first day of a calendar month set by the board of county commissioners in the resolution levying the tax, which in no case may be earlier than the first day of the second succeeding calendar month after the date of adoption of the resolution.

"Sec. 2. -- Rate of Tax. The room occupancy and tourism development tax that may be levied under Section 1 of this act shall be three percent (3%) of the gross receipts derived from the rental of any room, lodging, or similar accommodation furnished by any hotel, motel, inn, tourist camp, or other similar enterprise within the county now subject to the three percent (3%) sales tax imposed by the State under G.S. ~~105-164.4(3).~~ 105-164.4(a)(3). This tax is in addition to any local sales tax.

"Sec. 2.1. Additional Occupancy Tax. -- In addition to the tax authorized by Section 1 of this act, the Craven County Board of Commissioners may levy a room occupancy tax of three percent (3%) of the gross receipts derived from the rental of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1135
MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7249-LK234(3.14)

Short Title: Repeal "New Road" in Craven County. (Local)

Sponsors: Representative Nichols.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE STATUTE WHICH NAMED "NEW ROAD" IN CRAVEN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Chapter 378 of the 1991 Session Laws is repealed.

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1782/24-- 5:14 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

NICHOLS
CRAVEN COUNTY LOCAL CHANGES
COM SUB/2ND EDITION

HOUSE BILL 1135
READING 2

AYE	38	ALBERTSON	DAVIS	KINCAID	PAGE
		BALLANCE	EDWARDS	LEDBETTER	PARNELL
		BASNIGHT	FORRESTER	LITTLE	PERDUE
		BLACKMON	FOXX	LUCAS	PLEXICO
		BLUST	GULLEY	MARTIN R.	PLYLER
		CLARK	HARTSELL	MARTIN W.	SHAW
		COCHRANE	HORTON	MCDANIEL	SOLES
		CONDER	HOYLE	MCKOY	SPEED
		COOPER	JORDAN	ODOM	WINNER
		DANNELLY	KERR		
NO	2	ALLRAN	CARPENTER		
EXCUSED	0				
NOT CAST	9	BALLANTINE	HOBBS	SHERRON	WARREN
		CARRINGTON	RAND	SIMPSON	WEBSTER
		EAST			
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1809/22-- 3:16 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

NICHOLS
CRAVEN COUNTY LOCAL CHANGES
COM SUB/2ND EDITION

HOUSE BILL 1135
READING 3

AYE	43	ALBERTSON	DANNELLY	KERR	PLEXICO
		BALLANCE	DAVIS	KINCAID	RAND
		BALLANTINE	EAST	LEDBETTER	SHAW
		BLACKMON	EDWARDS	LITTLE	SHERRON
		BLUST	FORRESTER	LUCAS	SIMPSON
		CARPENTER	FOXX	MARTIN R.	SOLES
		CARRINGTON	GULLEY	MARTIN W.	SPEED
		CLARK	HARTSELL	MCDANIEL	WARREN
		COCHRANE	HOBBS	MCKOY	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN	PERDUE	
NO	1	PAGE			
EXCUSED	0				
NOT CAST	5	ALLRAN	HORTON	ODOM	PLYLER
		BASNIGHT			
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA

EV

2206
LEGISLATIVE DAY 135
H1135SCS

HOUSE OF REPRESENTATIVES

6/21/96

[redacted]

IN CHAIR: SPEAKER

ROLL CALL

NICHOLS

REPEAL "NEW ROAD" IN CRAVEN COUNTY
MOTION #11 Rep Nichols moves to amend

AYES - 97

ADAMS	CUNNINGHAM	JUSTUS	PRESTON
ALEXANDER	DAUGHTRY	KISER	PULLEY
ALLRED	DAVIS	LEE	RAMSEY
ARNOLD	DECKER	LEMMOND	RAYFIELD
BARBEE	DOCKHAM	LINNEY	REDWINE
BARNES	EARLE	LOCKE	REYNOLDS
BERRY	EASTERLING	LUEBKE	RICHARDSON
BOWEN	EDDINS	MCALLISTER	ROBINSON, J.
BOWIE	ELLIS	MCCOMAS	SEXTON
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	SHARPE
BRASWELL	FITCH	MCCRARY	SHERRILL
BRAWLEY	GAMBLE	MCLAUGHLIN	SHUBERT
BROWN, J.	GARDNER	MCMAHAN	SUTTON
BUCHANAN	GRADY	MERCER	TALLENT
CANSLER	HACKNEY	MICHAUX	THOMPSON
CAPPS	HAYES	MILLER, G.	TOLSON
CARPENTER	HENSLEY	MINER	WAINWRIGHT
CHURCH	HIATT	MITCHELL	WATSON
CLARY	HIGHTOWER	MORGAN	WEATHERLY
COCKLEREECE	HILL	NEELY	WILKINS
CRAWFORD	HOWARD	NICHOLS	WILSON, G.
CREECH	HUNTER, H.	NYE	WOMBLE
CULP	HURLEY	OWENS	WRIGHT
CULPEPPER	IVES	PATE	YONGUE
CUMMINGS			

NOES - 3

SPEAKER	BAKER	HUNTER, R.

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 11

BLACK	GRAY	ROGERS	WILSON, C.
BROWN, W.	HOLMES	RUSSELL	WOOD
EDWARDS	MILLER, K.	SHAW	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1136 MAY 14 96
HOUSE PRINCIPAL CLERK

H

HOUSE DRH5184-LB411(4.17)

Short Title: New Bern Unclaimed Bicycles. (Local)

Sponsors: Representative Nichols.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE CITY OF NEW BERN TO DONATE UNCLAIMED BICYCLES TO CHARITY.

The General Assembly of North Carolina enacts:

Section 1. Section 2 of Chapter 650 of the 1993 Session Laws, as amended by Chapter 106 of the 1995 Session Laws, reads as rewritten:

"Sec. 2. This act applies to the Cities of ~~Asheville~~ Asheville, New Bern, and Hendersonville only."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1137 MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA164-LB429(5.6)

Short Title: Fuquay-Varina Street Dedications. (Local)

Sponsors: Representative Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE TOWN OF FUQUAY-VARINA TO REVIEW ANY REQUEST FOR WITHDRAWAL OF DEDICATION OF ANY STREET OR STREET EASEMENT BEFORE ANY DEDICATION CAN BE WITHDRAWN.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the Town of Fuquay-Varina, being Chapter 167 of the Private Laws of 1915, is amended by adding a new section to read:

"Sec. 25.1. In addition to any other authority granted the Town to acquire land for streets and other purposes, the Town shall have power to accept by resolution the dedication of any land or interest in land for street, utility or other Town purposes, both inside and outside the corporate limits, whether such dedication is made or offered by deed, by recorded plat or otherwise. Notwithstanding the provisions of G.S. 136-96 or any other provisions of law, the acceptance of a street or street easement by resolution adopted pursuant to this section shall constitute a completed dedication and acceptance, and such dedication shall not thereafter be withdrawn except with written permission of the Board."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1138
MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1313-LRX206(4.1)

Short Title: Apex/Subdivision Fee Authority. (Local)

Sponsors: Representative Miner.

Referred to:

A BILL TO BE ENTITLED

ACT TO GRANT ADDITIONAL AUTHORITY TO THE TOWN OF APEX TO CHARGE FEES IN LIEU OF PARKLAND OR OPEN SPACE DEDICATION BASED ON A PER-UNIT FORMULA AND TO CONDITION SITE PLAN APPROVAL UPON DEDICATION, RESERVATION, IMPROVEMENT, OR PAYMENT OF FEES IN LIEU.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the Town of Apex, being Chapter 356 of the 1985 Session Laws, is amended by adding two new sections to read:

"Sec. 6.6. In addition to the authority granted by G.S. 160A-372, the Town of Apex, in the exercise of its powers to regulate the subdivision of land subject to its jurisdiction, is authorized to determine the amount of funds to be paid as a fee in lieu of parkland or open space dedication by using a formula based upon a charge per dwelling unit of the development or subdivision without reference to property tax value; provided that this charge may vary depending on the size or type of the dwelling unit; and further provided that the collection, maintenance, and use of such funds are otherwise consistent with G.S. 160A-372.

"Sec. 6.7. As part of its zoning regulations, the Town of Apex shall have the same authority to condition the approval of site plans upon the dedication or reservation of property, the making of public improvements, or the payment of fees in lieu of dedication, reservation, or public improvements as the Town of Apex has under its powers to regulate the subdivision of land."

Sec. 2. This act is effective upon ratification.

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2072
SLATIVE DAY 134
H1138HCS
READING 2
MINER

6/20/96
12:05 PM
IN CHAIR: SPEAKER

APEX/SUBDIVISION FEE AUTHORITY

AYES - 93

ADAMS	DAUGHTRY	LEE	RICHARDSON
ALDRIDGE	DECKER	LOCKE	ROBINSON, J.
ALEXANDER	DOCKHAM	LUEBKE	ROGERS
ALLRED	EARLE	MCALLISTER	RUSSELL
ARNOLD	EASTERLING	MCCOMBS	SEXTON
BARNES	EDWARDS	MCCRARY	SHARPE
BERRY	ESPOSITO	MCLAUGHLIN	SHAW
BLUE	FITCH	MERCER	SHERRILL
BOWEN	GARDNER	MICHAUX	SHUBERT
BOWIE	GRADY	MILLER, G.	SUTTON
BOYD-MCINTYRE	HACKNEY	MITCHELL	TALLENT
BRASWELL	HAYES	MORGAN	THOMPSON
BRAWLEY	HENSLEY	NEELY	TOLSON
BROWN, J.	HIATT	NICHOLS	WAINWRIGHT
BROWN, W.	HIGHTOWER	NYE	WATSON
BUCHANAN	HILL	OWENS	WEATHERLY
CANSLER	HOLMES	PATE	WILKINS
CARPENTER	HUNTER, H.	PRESTON	WILSON, C.
CHURCH	HUNTER, R.	PULLEY	WILSON, G.
CRAWFORD	HURLEY	RAMSEY	WOMBLE
CREECH	IVES	RAYFIELD	WOOD
CULPEPPER	JUSTUS	REDWINE	WRIGHT
CUMMINGS	KISER	REYNOLDS	YONGUE
CUNNINGHAM			

NOES - 8

BAKER	CLARY	EDDINS	MCCOMAS
CAPPS	DAVIS	LINNEY	MILLER, K.

EXCUSED ABSENCE - 8

BEALL	FOX	HUNT	ROBINSON, G.
CULP	HOWARD	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	COCKLEREECE	GAMBLE	MCMAHAN
BARBEE	DICKSON	GRAY	MINER
BLACK	ELLIS	LEMMOND	

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1138 (2nd Edition) DATE June

S. B. No. _____ Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) HACKNEY

~~Sen.~~)

1 moves to amend the bill on page 2, line 7

2 ( ) WHICH CHANGES THE TITLE

3 by adding the following sentence at the end of

4 that line to read:

5 " This act does not apply to land located in

6 Chatham County. "

7

9

10

11

12

13

14

15

16

17

18

19

SIGNED _____

ADOPTED 6/20/96 FAILED _____ TABLED _____

KWelker

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2142
LEGISLATIVE DAY 135
SR12
READING 3

6/21/96
11:46 AM
IN CHAIR: RUSSELL

AYES - 104

ADAMS	CUMMINGS	IVES	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REDWINE
ARNOLD	DAVIS	LEE	REYNOLDS
BAKER	DECKER	LEMMOND	RICHARDSON
BARBEE	DICKSON	LINNEY	ROBINSON, J.
BARNES	DOCKHAM	LOCKE	ROGERS
BERRY	EARLE	LUEBKE	SEXTON
BLACK	EASTERLING	MCALLISTER	SHARPE
BOWEN	EDDINS	MCCOMAS	SHAW
BOWIE	EDWARDS	MCCOMBS	SHERRILL
BOYD-MCINTYRE	ELLIS	MCCRARY	SHUBERT
BRAWLEY	ESPOSITO	MCLAUGHLIN	SUTTON
BROWN, J.	FITCH	MCMAHAN	TALLENT
BROWN, W.	GAMBLE	MERCER	THOMPSON
BUCHANAN	GARDNER	MICHAUX	TOLSON
CANSLER	GRADY	MILLER, G.	WAINWRIGHT
CAPPS	HACKNEY	MITCHELL	WATSON
CARPENTER	HAYES	MORGAN	WEATHERLY
CHURCH	HENSLEY	NEELY	WILKINS
CLARY	HIATT	NICHOLS	WILSON, C.
COCKLEREECE	HIGHTOWER	NYE	WILSON, G.
CRAWFORD	HILL	OWENS	WOMBLE
CREECH	HOWARD	PATE	WOOD
CULP	HUNTER, R.	PRESTON	WRIGHT
CULPEPPER	HURLEY	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GRAY	HUNTER, H.	MINER
BRASWELL	HOLMES	MILLER, K.	RUSSELL

[redacted] ROLL: H1307HCS H1378 H1390 H1422HCS H1138HCS H1098
S282 S662 SCS S580 S1389 S598SCS S1244HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1139 MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1299-RTZ001.09(4.23)

Short Title: State Personnel Grievance Procedure. (Public)

Sponsors: Representative Sherrill.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO STREAMLINE THE REVIEW OF GRIEVANCES FILED BY STATE EMPLOYEES AND APPLICANTS FOR STATE EMPLOYMENT.

The General Assembly of North Carolina enacts:

Section 1. The title to Article 8 of Chapter 126 of the General Statutes reads as rewritten:

"ARTICLE 8.

~~Employee Appeals of Grievances and Disciplinary Actions.~~

Resolution of Employment Grievances."

Sec. 2. Article 8 of Chapter 126 of the General Statutes is amended by adding two new sections to read:

"**§ 126-32. Short title.**

This Article shall be known and may be cited as the State Personnel Act.

"**§ 126-33. Definitions; time.**

(a) Unless a different meaning is required by the context, as used in this Article:

(1) 'Agency' means all authorities, boards, bureaus, commissions, councils, departments, divisions, and offices of the State government; The University of North Carolina; and units of local government, but only insofar as the unit of local government employs persons in a county or area social services; public health; mental health, developmental disabilities, or substance abuse department or authority; or a local emergency management agency that receives federal grant-in-aid funds.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2

H. B. No. 1139 DATE 6-20-96

S. B. No. _____ Amendment No. 1
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Capps
Sen.)

1 moves to amend the bill on page 11, line 37
2 ( ) WHICH CHANGES THE TITLE
3 by adding the word "out" at the
4
5 end of that line.
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SIGNED J. Russell Capps

ADOPTED 6/20/96 FAILED _____ TABLED _____

100-1 EV - DWalker

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2091
ISLATIVE DAY 134
H1139HCS
READING 2
SHERRILL
AMEND #1-Capps
STATE PERSONNEL GRIEVANCE PROCEDURE

6/20/96
1:14 PM
IN CHAIR: SPEAKER

AYES - 100

ADAMS	CUMMINGS	HUNTER, H.	PRESTON
ALDRIDGE	CUNNINGHAM	HUNTER, R.	PULLEY
ALEXANDER	DAUGHTRY	HURLEY	RAMSEY
ALLRED	DAVIS	IVES	REDWINE
ARNOLD	DECKER	JUSTUS	REYNOLDS
BAKER	DICKSON	KISER	RICHARDSON
BERRY	DOCKHAM	LEE	ROBINSON, J.
BLACK	EARLE	LINNEY	RUSSELL
BLUE	EASTERLING	LOCKE	SEXTON
BOWIE	EDDINS	LUEBKE	SHARPE
BOYD-MCINTYRE	ELLIS	MCALLISTER	SHAW
BRASWELL	ESPOSITO	MCCOMAS	SHERRILL
BRAWLEY	FITCH	MCCOMBS	SHUBERT
BROWN, J.	GAMBLE	MCCRARY	TALLENT
BROWN, W.	GARDNER	MCMAHAN	THOMPSON
BUCHANAN	GRADY	MERCER	TOLSON
CANSLER	GRAY	MICHAUX	WAINWRIGHT
CAPPS	HACKNEY	MILLER, G.	WATSON
CARPENTER	HAYES	MITCHELL	WEATHERLY
CHURCH	HENSLEY	MORGAN	WILKINS
CLARY	HIATT	NEELY	WILSON, C.
COCKLEREECE	HIGHTOWER	NICHOLS	WILSON, G.
CRAWFORD	HILL	NYE	WOOD
CREECH	HOLMES	OWENS	WRIGHT
CULPEPPER	HOWARD	PATE	YONGUE

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
CULP	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	BOWEN	MCLAUGHLIN	ROGERS
BARBEE	EDWARDS	MINER	SUTTON
BARNES	LEMMOND	RAYFIELD	WOMBLE

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2092
SLATIVE DAY 134
H1139HCS
READING 2
SHERRILL

6/20/96
4:17 PM
IN CHAIR: SPEAKER

STATE PERSONNEL GRIEVANCE PROCEDURE

AYES - 85

ADAMS	DAVIS	IVES	REDWINE
ALDRIDGE	DECKER	KISER	REYNOLDS
ALEXANDER	DICKSON	LINNEY	RICHARDSON
ALLRED	DOCKHAM	LUEBKE	ROGERS
BAKER	EASTERLING	MCALLISTER	RUSSELL
BARBEE	EDDINS	MCCOMBS	SEXTON
BARNES	ELLIS	MCCRARY	SHERRILL
BLACK	ESPOSITO	MCMAHAN	SHUBERT
BOWEN	FITCH	MERCER	SUTTON
BOYD-MCINTYRE	GARDNER	MICHAUX	TALLENT
BRASWELL	GRADY	MILLER, G.	THOMPSON
BROWN, J.	HACKNEY	MINER	TOLSON
BROWN, W.	HAYES	MITCHELL	WAINWRIGHT
BUCHANAN	HENSLEY	NICHOLS	WATSON
CANSLER	HIATT	NYE	WEATHERLY
CAPPS	HILL	OWENS	WILKINS
CHURCH	HOLMES	PATE	WILSON, C.
CLARY	HOWARD	PRESTON	WILSON, G.
CRAWFORD	HUNTER, H.	PULLEY	WOMBLE
CULP	HUNTER, R.	RAMSEY	WRIGHT
CUMMINGS	HURLEY	RAYFIELD	YONGUE
CUNNINGHAM			

NOES - 15

ARNOLD	CREECH	LEE	NEELY
BERRY	CULPEPPER	LOCKE	ROBINSON, J.
CARPENTER	EDWARDS	MCCOMAS	WOOD
COCKLEREECE	GAMBLE	MORGAN	

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	EARLE	JUSTUS	MILLER, K.
BOWIE	GRAY	LEMMOND	SHARPE
BRAWLEY	HIGHTOWER	MCLAUGHLIN	SHAW
DAUGHTRY			

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2104
SLATIVE DAY 134
H1139HCS
READING 3
SHERRILL

6/20/96
5:32 PM
IN CHAIR: SPEAKER

STATE PERSONNEL GRIEVANCE PROCEDURE

AYES - 100

ADAMS	DAUGHTRY	HURLEY	RAYFIELD
ALDRIDGE	DAVIS	IVES	REDWINE
ALEXANDER	DECKER	JUSTUS	REYNOLDS
ALLRED	DICKSON	KISER	RICHARDSON
BAKER	DOCKHAM	LEE	ROBINSON, J.
BARBEE	EARLE	LINNEY	ROGERS
BARNES	EASTERLING	LOCKE	RUSSELL
BLACK	EDDINS	LUEBKE	SEXTON
BOWIE	EDWARDS	MCALLISTER	SHARPE
BOYD-MCINTYRE	ELLIS	MCCOMAS	SHAW
BRASWELL	ESPOSITO	MCCOMBS	SHERRILL
BRAWLEY	FITCH	MCCRARY	SHUBERT
BROWN, J.	GAMBLE	MCMAHAN	SUTTON
BROWN, W.	GARDNER	MERCER	TALLENT
BUCHANAN	GRADY	MICHAUX	THOMPSON
CANSLER	HACKNEY	MILLER, G.	TOLSON
CAPPS	HAYES	MINER	WAINWRIGHT
CARPENTER	HENSLEY	MITCHELL	WATSON
CHURCH	HIATT	NEELY	WEATHERLY
CLARY	HIGHTOWER	NYE	WILKINS
COCKLEREECE	HILL	OWENS	WILSON, C.
CRAWFORD	HOLMES	PATE	WILSON, G.
CULP	HOWARD	PRESTON	WOMBLE
CUMMINGS	HUNTER, H.	PULLEY	WRIGHT
CUNNINGHAM	HUNTER, R.	RAMSEY	YONGUE

NOES - 5

ARNOLD	CREECH	CULPEPPER	WOOD
BERRY			

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GRAY	MCLAUGHLIN	MORGAN
BOWEN	LEMMOND	MILLER, K.	NICHOLS

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1139

S1139-CRRC-002

[YES] Title Change [YES] For Committee Substitute

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1139, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO IMPLEMENT THE STATE BOARD OF EDUCATION'S ABC'S PLAN IN ORDER TO ESTABLISH AN ACCOUNTABILITY MODEL FOR THE PUBLIC SCHOOLS TO IMPROVE STUDENT PERFORMANCE AND INCREASE LOCAL FLEXIBILITY AND CONTROL, TO MAKE CONFORMING CHANGES, AND TO AUTHORIZE THE STATE BOARD OF EDUCATION TO EXPEND FUNDS FOR PERFORMANCE AWARDS, Fifth Edition Engrossed 6/19/96, submit the following report:

The Senate and House agree to the following amendments to the Fifth Edition Engrossed 6/19/96, and the Senate concurs in the Fifth Edition Engrossed 6/19/96 as amended:

on page 1, lines 7-9, by rewriting the lines to read as follows: "FLEXIBILITY AND CONTROL, AND TO MAKE CONFORMING CHANGES.";

and on page 5, line 7, by adding at the end of the line the following new sentence:
"This process shall provide for final resolution of the disputes.";

and on page 7, line 22, by inserting between the words "children" and "shall" the following phrase:
"and funds allocated for driver's education";

and on page 7, lines 27-28, by inserting between the lines the following new subdivisions:
"(6) Funds allocated for vocational education may be transferred only in accordance with any rules that the State Board of Education considers appropriate to ensure compliance with federal regulations.
(7) Funds allocated for career development shall be used in accordance with Section 17.3 of Chapter 324 of the 1995 Session Laws.";

and on page 9, line 35, by inserting before the phrase "The principal" the following sentence "In order to improve student

performance, each school shall develop a school improvement plan that takes into consideration the annual performance goal for that school that is set by the State Board under G.S. 115C-105.28.";

and on page 10, lines 18-20, by rewriting the lines to read:

"Support among affected staff members is essential to successful implementation of a ~~building-level-plan-to-address-school and-student-performance-goals-appropriate-to-a-school;-therefore,~~ the school improvement plan to address improved student performance at that school. The principal of the school shall present the proposed";

and on page 10, lines 38-42, by rewriting the lines to read:

"improvement plan is accepted for a school ~~before-March-15-of the-fiscal-year-preceding-the-fiscal-year-in-which-participation-is sought,~~ within 60 days after its initial submission to the local board, the school or the local board may ask to use the process to resolve disagreements recommended in the guidelines developed by the State Board under G.S. 115C-105.20(b)(5). If this request is made, both the school and local board shall participate in the process to resolve disagreements. If there is no request to";

and on page 11, line 5, by rewriting the line to read:

"or appropriate. If, at any time, any part of a school improvement plan becomes unlawful or the local board finds that a school improvement plan is impeding student performance at a school, the local board may vacate the relevant portion of the plan and may direct the school to revise that portion. The procedures set out in this subsection shall apply to amendments and revisions";

and on page 18, lines 33-34, by inserting between the lines the following new sentence:

"If an assistance team determines that an accepted school improvement plan developed under G.S. 115C-105.22 is impeding student performance at a school, the team may recommend to the local board that it vacate the relevant portions of that plan and direct the school to revise those portions.";

and on page 18, line 41-43, by rewriting the lines to read:

"(a) Upon the identification of a school as low-performing under this Part, the State Board shall proceed under G.S. 115C-325(q)(1) for the dismissal of the principal assigned to that school.";

and on page 19, line 1, by rewriting the line to read:

"(b) The State Board shall proceed under G.S. 115C-325(q)(2) for the dismissal of teachers, assistant";

and on page 21, line 14, by inserting after the word "measure", the following:
"that are adequate to determine the appropriate placement of the child";

and on page 21, lines 19-21, by rewriting the lines to read:
"law, the State Board:
a. Shall suspend with pay a principal who has been assigned to a school for more than two years before the State Board identifies that school as low-performing and assigns an assistance team to that school under Article 8B of this Chapter; and
b. May suspend with pay a principal who has been assigned to a school for no more than two years before the State Board identifies that school as low-performing and assigns an assistance team to that school under Article 8B of this Chapter.
These principals shall";

and on page 21, line 37, through page 22, line 9, by rewriting the lines to read:
law, this subdivision shall govern the State Board's dismissal of teachers, assistant principals, directors, and supervisors assigned to schools that the State Board has identified as low-performing and to which the State Board has assigned an assistance team under Article 8B of this Chapter. The State Board shall dismiss a teacher, assistant principal, director, or supervisor when the State Board receives two consecutive evaluations that include written findings and recommendations regarding that person's inadequate performance from the assistance team. These findings and recommendations shall be substantial evidence of the inadequate performance of the teacher or school administrator.
The State Board may dismiss a teacher, assistant principal, director, or supervisor when:
a. The State Board determines that the school has failed to make satisfactory improvement after the State Board assigned an assistance team to that school under G.S. 115C-105.31; and
b. That assistance team makes the recommendation to dismiss the teacher, assistant principal, director, or supervisor for one or more grounds established in G.S.

115C-325(e)(1) for dismissal or demotion of a career teacher.

A teacher, assistant principal, director, or supervisor may request a hearing before a panel of three members of the State Board within 30 days of any dismissal under this subdivision. The State Board shall adopt procedures to";

and on page 22, line 12, by deleting the phrase "local board" and by substituting the phrase "State Board";

and on page 22, line 21, by rewriting the line to read:
"damages under this subsection.

(5) The State Board shall have the right to subpoena witnesses and documents on behalf of any party to the proceedings under this subsection.'";

and beginning on page 22, line 22, through page 24, line 19, by rewriting the lines to read as follows:

"Section 8.1. The State Board of Education shall develop a comprehensive plan to improve reading achievement in the public schools. The plan shall be fully integrated with State Board plans to improve student performance and promote local flexibility and efficiency. The plan shall be based on reading instructional practices for which there is strong evidence of effectiveness in existing empirical scientific research studies on reading development. The plan shall be developed with the active involvement of teachers, college and university educators, parents of students, and other interested parties. The plan shall, if appropriate, include revision of the standard course of study, revision of teacher certification standards, and revision of teacher education program standards.

Sec. 8.2. The State Board of Education shall critically evaluate and revise the standard course of study so as to provide school units with guidance in the implementation of balanced, integrated, and effective programs of reading instruction. The General Assembly believes that the first, essential step in the complex process of learning to read is the accurate pronunciation of written words and that phonics, which is the knowledge of relationships of the symbols of the written language and the sounds of the spoken language, is the most reliable approach to arriving at the accurate pronunciation of a printed word. Therefore, these programs shall include early and systematic phonics instruction. The State Board shall provide opportunities for teachers, parents, and other interested parties to participate in this evaluation and revision.

Sec. 8.3. In order to reflect changes to the standard course of study and to emphasize balanced, integrated, and effective programs of reading instruction that include early and systematic phonics instruction, the State Board of Education, in collaboration with the Board of Governors of The University of North Carolina and with the North Carolina Association of Independent Colleges and Universities, shall review, evaluate, and revise current teacher certification standards and teacher education programs within the institutions of higher education that provide coursework in reading instruction.

Sec. 8.4. Local boards of education are encouraged to review and revise existing board policies, local curricula, and programs of professional development in order to reflect changes to the standard course of study and to emphasize balanced, integrated, and effective programs of reading instruction that include early and systematic phonics instruction.

Sec. 8.5. (a) The State Board of Education shall report to the Joint Legislative Education Oversight Committee by December 31, 1996, and annually thereafter on the comprehensive plan developed under Section 1 of this act. The first report shall include revisions made to the standard course of study, teacher certification standards, and teacher education programs. Subsequent reports shall address the effectiveness, based on factors including improved student performance in reading, of the implementation of the plan. The State Board may make recommendations to the General Assembly in any of its reports.

(b) The State Board shall disseminate to local boards of education by March 31, 1997, the changes to the standard course of study.";

and by renumbering the following sections accordingly;

and on page 25, lines 16-28, by rewriting the lines to read:
"followed by community media advisory committees.";

and on page 27, line 17,
by rewriting the line to read:
"G.S. ~~115C-522(a)~~ G.S. 115C-522(a) and 115C-528.";

and on page 27, line 31, by deleting the phrase "G.S. 115C-529", and substituting the phrase "G.S. 115C-528";

and on page 27 lines 35-36, by rewriting the lines to read:
"approval of the Department of Administration. Title to instructional supplies, office supplies, fuel and janitorial";

and on page 27, line 43, by deleting the phrase "G.S. 115C-529" and substituting the phrase "G.S. 115C-528";

and on page 28, lines 4-27, by rewriting the lines to read:

"Sec. 14. Article 37 of Chapter 115C is amended by adding a new section to read:

'§ 115C-528. Lease purchase and installment purchase contracts for certain'";

and on page 29, lines 31, 33, and 35, by deleting the phrase "115C-529" each time it appears and substituting the phrase "115C-528";

and on page 29, lines 41-42, by inserting between the lines a new section to read:

"Sec. 15.1. (a) The State Board of Education shall develop and implement a pilot program allowing selected local school administrative units to purchase supplies, equipment, and materials from noncertified sources. In developing the program, the State Board shall collaborate with the Department of Administration on establishing standards, specifications, and any other measures necessary to implement and evaluate the pilot program. The State Board shall initially select twelve (12) local school administrative units that are diverse in geography and size to participate in the pilot program. If the State Board thereafter determines that the pilot program is effective, efficient, and in the best interest of the public schools, the State Board shall have the authority to expand the pilot program to additional local school administrative units.

(b) Local school administrative units participating in the pilot program shall have the authority to purchase the same supplies, equipment, and materials from noncertified sources as are available under State term contracts, subject to the following conditions:

(1) The purchase price, including the cost of delivery, is less than the cost under the State term contract;
(2) The cost of the purchase shall not exceed the bid value benchmark established under G.S. 143-53.1;
(3) The local school administrative unit documents in writing the cost savings; and
(4) The local school administrative unit shall provide annually by August 15 an itemized report of the cost savings to the State Board of Education.

(c) The requirements listed in subsection (b) of this section shall not apply to purchases from noncertified sources that fall below the economic ordering quantity of a State term contract.

(d) The State Board of Education shall provide to the Department of Administration copies of the itemized annual reports produced by the local school administrative units participating in the pilot program. The State Board shall evaluate the information provided by the participating units and shall report its findings and recommendations to the Joint Legislative Education Oversight Committee by October 1, 1997, and annually thereafter.";

and on page 30, line 8, by deleting the word "annual" and substituting the word "the";

and on page 30, line 9, by inserting after the phrase "G.S. 115C-325(a)(6)", the following sentence:
"All teachers shall be evaluated annually unless a local board adopts rules that allow specified categories of teachers with career status to be evaluated less frequently.";

and on page 36, lines 13-15, by rewriting the lines to read: "expenditures or revenues of a unit of local government under G.S. 150B-21.4(b). The notice shall state that a copy of the fiscal note may be obtained from the State Board.";

and on page 36, line 16, by deleting the phrase "11-15" and substituting "11-15.1";

and on page 36, line 41 through page 37, line 6, by deleting the lines;

and by renumbering the remaining sections accordingly;

and on page 38, line 4, by rewriting the line to read:
"Sec. 32. (a) Section 15.1 of this act becomes";

and on page 38, line 7, by rewriting the lines to read:
"(b) The".

The conferees recommend that the Senate and the House of Representatives adopt this report.

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1139

S1139-CRRC-002

Date conferees approved report: June 21, 1996.

Conferees for the Senate	Conferees for the House of Representatives
Leslie Winner	Robert Grady
J. Clark Plexico	Jean Preston
Fletcher Hartsell, Jr.	R. Eugene Rogers
	Steve Wood
	Rick Eddins

Submitted 6/21/96 [illegible] suspended [illegible] 6/21/96
ADOPTED [illegible] (/) Message Received 6/21/96
ADOPTED (/) Ordered Enrolled
[illegible] 6/21/96 10:30 [illegible]

[illegible]

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2196
[redacted]SLATIVE DAY 135
S1139HCS
CONFERENCE REPORT

6/21/96

IN CHAIR: SPEAKER

ABC'S PLAN

AYES - 103

SPEAKER	CUMMINGS	HURLEY	RAMSEY
ADAMS	DAUGHTRY	IVES	RAYFIELD
ALEXANDER	DAVIS	JUSTUS	REDWINE
ALLRED	DECKER	KISER	REYNOLDS
ARNOLD	DICKSON	LEE	RICHARDSON
BAKER	DOCKHAM	LEMMOND	ROBINSON, J.
BARBEE	EARLE	LINNEY	ROGERS
BARNES	EASTERLING	LOCKE	RUSSELL
BERRY	EDDINS	LUEBKE	SEXTON
BLACK	EDWARDS	MCALLISTER	SHARPE
BOWIE	ELLIS	MCCOMBS	SHAW
BOYD-MCINTYRE	ESPOSITO	MCCRARY	SHERRILL
BRASWELL	FITCH	MCMAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BROWN, W.	GRAY	MILLER, G.	TOLSON
BUCHANAN	HACKNEY	MINER	WAINWRIGHT
CANSLER	HAYES	MITCHELL	WATSON
CAPPS	HENSLEY	MORGAN	WEATHERLY
CARPENTER	HIATT	NEELY	WILKINS
CHURCH	HIGHTOWER	NICHOLS	WILSON, C.
CLARY	HILL	NYE	WILSON, G.
CRAWFORD	HOLMES	OWENS	WOOD
CREECH	HOWARD	PATE	WRIGHT
CULP	HUNTER, H.	PRESTON	YONGUE
CULPEPPER	HUNTER, R.	PULLEY	

NOES - 2

BOWEN	MCLAUGHLIN

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 7

COCKLEREECE	GAMBLE	MILLER, K.	WOMBLE
CUNNINGHAM	MCCOMAS	SUTTON	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1140 MAY 14 96
HOUSE PRINCIPAL CLERK

H

HOUSE DRHA163-LB394(2.23)

Short Title: Battleboro Merger Referendum. (Local)

Sponsors: Representative Tolson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE TOWN OF BATTLEBORO TO SCHEDULE AN ADVISORY REFERENDUM ON ITS MERGER INTO THE CITY OF ROCKY MOUNT.

The General Assembly of North Carolina enacts:

Section 1. The Town of Battleboro may call an advisory referendum to be conducted on June 4, 1996, on the question of merger of the Town of Battleboro into the City of Rocky Mount.

Sec. 2. This act validates any actions previously taken to call and conduct such referendum.

Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED
1141 MAY 14 95
HOUSE PRINCIPAL CLERK

D

HOUSE DRH1318-LJZ32(1.2)

Short Title: Digitized Imagery License Changes. (Public)

Sponsors: Representatives McLaughlin, Bowie, Barbee, Bowen, Crawford, Holmes, McMahan, and Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO USE DIFFERENT COLOR BORDERS TO DISTINGUISH THE AGE OF LICENSE HOLDERS, THEREBY MAKING IT EASIER TO ISSUE DUPLICATE LICENSES BY MAIL WHEN THE PHOTOGRAPH ON THE ORIGINAL LICENSE IS A DIGITIZED IMAGE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-7(n) reads as rewritten:

"(n) Format. -- A drivers license issued by the Division must be tamperproof and must contain all of the following information:

(1) An identification of this State as the issuer of the license.
(2) The license holder's full name.
(3) The license holder's residence address.
(4) A color photograph of the license holder, taken by the Division.
(5) A physical description of the license holder, including sex, height, eye color, and hair color.
(6) The license holder's date of birth.
(7) The license holder's social security number or another identifying number assigned by the Division.
(8) Each class of motor vehicle the license holder is authorized to drive and any endorsements or restrictions that apply.
(9) The license holder's signature.
(10) The date the license was issued and the date the license expires.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2040
LEGISLATIVE DAY 133
H1141
READING 2
MCLAUGHLIN

6/19/96
4:06 PM
IN CHAIR: SPEAKER

DIGITIZED IMAGERY LICENSE CHANGES

AYES - 101

ADAMS	DECKER	KISER	REDWINE
ALEXANDER	DICKSON	LEE	REYNOLDS
ALLRED	DOCKHAM	LEMMOND	RICHARDSON
ARNOLD	EASTERLING	LINNEY	ROBINSON, G.
BAKER	EDDINS	LOCKE	ROBINSON, J.
BARBEE	EDWARDS	LUEBKE	ROGERS
BARNES	ESPOSITO	MCALLISTER	RUSSELL
BERRY	FITCH	MCCOMAS	SEXTON
BOYD-MCINTYRE	FOX	MCCOMBS	SHARPE
BRASWELL	GAMBLE	MCCRARY	SHERRILL
BRAWLEY	GARDNER	MCLAUGHLIN	SHUBERT
BROWN, J.	GRADY	MERCER	TALLENT
BROWN, W.	GRAY	MILLER, G.	THOMPSON
BUCHANAN	HACKNEY	MITCHELL	TOLSON
CANSLER	HAYES	MORGAN	WAINWRIGHT
CAPPS	HENSLEY	NEELY	WARNER
CARPENTER	HIGHTOWER	NICHOLS	WATSON
CLARY	HILL	NYE	WEATHERLY
COCKLEREECE	HOLMES	OLDHAM	WILKINS
CRAWFORD	HOWARD	OWENS	WILSON, C.
CULP	HUNT	PATE	WILSON, G.
CULPEPPER	HUNTER, R.	PRESTON	WOMBLE
CUMMINGS	HURLEY	PULLEY	WOOD
CUNNINGHAM	IVES	RAMSEY	WRIGHT
DAUGHTRY	JUSTUS	RAYFIELD	YONGUE
DAVIS			

NOES - 0

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 19

SPEAKER	BOWEN	ELLIS	MILLER, K.
ALDRIDGE	BOWIE	HIATT	MINER
BEALL	CHURCH	HUNTER, H.	SHAW
BLACK	CREECH	MCMAHAN	SUTTON
BLUE	EARLE	MICHAUX	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1818/31-- 4:26 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

MCLAUGHLIN
DIGITIZED IMAGERY LICENSE CHANGES

HOUSE BILL 1141
READING 2

AYE	40	ALBERTSON	COOPER	HORTON	ODOM
		ALLRAN	DANNELLY	HOYLE	PAGE
		BALLANTINE	DAVIS	JORDAN	PARNELL
		BLACKMON	EAST	KINCAID	PLEXICO
		BLUST	EDWARDS	LEDBETTER	RAND
		CARPENTER	FORRESTER	LITTLE	SHERRON
		CARRINGTON	FOXX	LUCAS	SOLES
		CLARK	GULLEY	MARTIN R.	SPEED
		COCHRANE	HARTSELL	MARTIN W.	WARREN
		CONDER	HOBBS	MCDANIEL	WINNER
NO	0				
EXCUSED	0				
NOT CAST	9	BALLANCE	MCKOY	PLYLER	SIMPSON
		BASNIGHT	PERDUE	SHAW	WEBSTER
		KERR			
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH2209-RWZ014A(5.10)

H.B. FILED
1142 MAY 14 96
HOUSE PRINCIPAL CLERK

Short Title: Vehicle May Not Tow Sled. (Public)

Sponsors: Representatives McLaughlin, Bowie, Barbee, Bowen, Crawford, Holmes, McMahan, and Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT VEHICLE TOWING OF PERSONS ON SLEDS OR SIMILAR DEVICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-123 is amended by adding the following subsection to read:

"(d) No person shall tow on a highway of the State by means of a vehicle a person on a sled, skis, skates, skateboard, or other similar device not intended for highway use."

Sec. 2. This act becomes effective December 1, 1996.

H.B. FILED
1143 MAY 14 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH6197-LC347(5.8)

Short Title: Vance School Acquisition. (Local)

Sponsors: Representative Crawford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW VANCE COUNTY TO ACQUIRE PROPERTY FOR USE BY ITS COUNTY BOARD OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-158.1 reads as rewritten:

"**§ 153A-158.1. Acquisition and improvement of school property in certain counties.**

(a) Acquisition by County. -- A county may acquire, by any lawful method, any interest in real or personal property for use by a school administrative unit within the county. In exercising the power of eminent domain a county shall use the procedures of Chapter 40A. The county shall use its authority under this subsection to acquire property for use by a school administrative unit within the county only upon the request of the board of education of that school administrative unit and after a public hearing.

(b) Construction or Improvement by County. -- A county may construct, equip, expand, improve, renovate, or otherwise make available property for use by a school administrative unit within the county. The local board of education shall be involved in the design, construction, equipping, expansion, improvement, or renovation of the property to the same extent as if the local board owned the property.

(c) Lease or Sale by Board of Education. -- Notwithstanding the provisions of G.S. 115C-518 and G.S. 160A-274, a local board of education may, in connection with additions, improvements, renovations, or repairs to all or part of any of its property, lease or sell the property to the board of commissioners of the county in which the property is located for any price negotiated between the two boards.

(d) Board of Education May Contract for Construction. -- Notwithstanding the provisions of G.S. 115C-40 and G.S. 115C-521, a local board of education may enter

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1144 MAY 14 95 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8250-LKZ245(5.1)

Short Title: Create Butner Advisory Council. (Public)

Sponsors: Representatives Crawford, Wilkins, Sexton, and Justus.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE BUTNER ADVISORY COUNCIL AND TO ENUMERATE ITS DUTIES.

Whereas, the 1995 General Assembly created a Study Commission on the Transfer of Butner Public Safety Division to review the costs and provision of public safety services to the residents and public agencies at the Camp Butner Reservation located, for the most part, in Granville and Durham Counties; and

Whereas, the Study Commission held meetings at Butner; toured the residential areas and the State and federal facilities located there; and determined that the Camp Butner Reservation is a unique State resource requiring a novel approach to its governance and operations; and

Whereas, the Study Commission determined that the residents of the Camp Butner Reservation desire increased involvement and input into the provision of the "municipal" services and planning for the future of Camp Butner, while the concentration of State and federal facilities located at Butner are currently receiving "municipal" services from the State of North Carolina would, if those services were transferred to an incorporated town, place a significant burden on the residents of the town to provide tax revenues to pay for the services; and

Whereas, under current statutes, the State of North Carolina provides "municipal" services through the Department of Human Resources; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The General Assembly finds that the Camp Butner Reservation and the Community of Butner, as regulated by Article 6 of Chapter 122C of the General Statutes, is a unique State resource that is and should continue to be administered by the State of North Carolina through the Office of the Secretary of

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted]. # 2043
LEGISLATIVE DAY 133
H1144HCS
READING 2
CRAWFORD

6/19/96
4:11 PM
IN CHAIR: SPEAKER

CREATE BUTNER ADVISORY COUNCIL

AYES - 106

ADAMS	DAVIS	JUSTUS	REDWINE
ALEXANDER	DECKER	KISER	REYNOLDS
ALLRED	DICKSON	LEE	RICHARDSON
ARNOLD	DOCKHAM	LEMMOND	ROBINSON, G.
BAKER	EARLE	LINNEY	ROBINSON, J.
BARBEE	EASTERLING	LOCKE	ROGERS
BARNES	EDDINS	LUEBKE	RUSSELL
BERRY	EDWARDS	MCALLISTER	SEXTON
BOWEN	ELLIS	MCCOMAS	SHARPE
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	SHERRILL
BRASWELL	FITCH	MCCRARY	SHUBERT
BRAWLEY	FOX	MCMAHAN	SUTTON
BROWN, J.	GAMBLE	MERCER	TALLENT
BROWN, W.	GARDNER	MILLER, G.	THOMPSON
BUCHANAN	GRADY	MITCHELL	TOLSON
CANSLER	GRAY	MORGAN	WAINWRIGHT
CAPPS	HACKNEY	NEELY	WARNER
CARPENTER	HAYES	NICHOLS	WATSON
CLARY	HENSLEY	NYE	WEATHERLY
COCKLEREECE	HIGHTOWER	OLDHAM	WILKINS
CRAWFORD	HILL	OWENS	WILSON, C.
CREECH	HOLMES	PATE	WILSON, G.
CULP	HOWARD	PRESTON	WOMBLE
CULPEPPER	HUNT	PULLEY	WOOD
CUMMINGS	HUNTER, R.	RAMSEY	WRIGHT
CUNNINGHAM	HURLEY	RAYFIELD	YONGUE
DAUGHTRY	IVES		

NOES - 0

EXCUSED ABSENCE - 1

BEALL

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	BOWIE	HUNTER, H.	MILLER, K.
ALDRIDGE	CHURCH	MCLAUGHLIN	MINER
BLACK	HIATT	MICHAUX	SHAW
BLUE			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H. FILED
1145
MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4214-LBX433(5.7)

Short Title: Henderson Annexation. (Local)

Sponsors: Representative Crawford.

Referred to:

A BILL TO BE ENTITLED

AN ACT EXTENDING RIGHTS TO PETITION FOR VOLUNTARY NONCONTIGUOUS ANNEXATION INTO THE CITY OF HENDERSON.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-58.1(b) reads as rewritten:

"(b) A noncontiguous area proposed for annexation must meet all of the following standards:

(1) The nearest point on the proposed satellite corporate limits must be not more than ~~three~~ five miles from the primary corporate limits of the annexing city.

(2) No point on the proposed satellite corporate limits may be closer to the primary corporate limits of another city than to the primary corporate limits of the annexing ~~city.~~ city, unless the other city consents to the same by ordinance, and a copy of the ordinance is attached to the petition at the time of its submission to the city.

(3) The area must be so situated that the annexing city will be able to provide the same services within the proposed satellite corporate limits that it provides within its primary corporate limits.

(4) If the area proposed for annexation, or any portion thereof, is a subdivision as defined in G.S. 160A-376, all of the subdivision must be included.

(5) The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, may not exceed ten percent (10%) of the area within the primary corporate limits of the annexing city."

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2001
LEGISLATIVE DAY 132
SR 10
READING 2

6/18/96
4:48 PM
IN CHAIR: SPEAKER

H 1145

AYES - 115

ADAMS	CUNNINGHAM	HURLEY	RAYFIELD
ALDRIDGE	DAUGHTRY	IVES	REDWINE
ALEXANDER	DAVIS	JUSTUS	REYNOLDS
ALLRED	DECKER	KISER	RICHARDSON
ARNOLD	DICKSON	LEE	ROBINSON, G.
BAKER	DOCKHAM	LEMMOND	ROBINSON, J.
BARBEE	EARLE	LINNEY	ROGERS
BARNES	EASTERLING	LOCKE	RUSSELL
BEALL	EDDINS	LUEBKE	SEXTON
BERRY	EDWARDS	MCALLISTER	SHARPE
BLACK	ELLIS	MCCOMAS	SHAW
BOWEN	ESPOSITO	MCCOMBS	SHERRILL
BOWIE	FITCH	MCCRARY	SHUBERT
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SUTTON
BRASWELL	GAMBLE	MCMAHAN	TALLENT
BRAWLEY	GARDNER	MERCER	THOMPSON
BROWN, J.	GRADY	MICHAUX	TOLSON
BROWN, W.	GRAY	MINER	WAINWRIGHT
BUCHANAN	HACKNEY	MITCHELL	WARNER
CANSLER	HAYES	MORGAN	WATSON
CAPPS	HENSLEY	NEELY	WEATHERLY
CARPENTER	HIATT	NICHOLS	WILKINS
CLARY	HIGHTOWER	NYE	WILSON, C.
COCKLEREECE	HILL	OLDHAM	WILSON, G.
CRAWFORD	HOLMES	OWENS	WOMBLE
CREECH	HOWARD	PATE	WOOD
CULP	HUNT	PRESTON	WRIGHT
CULPEPPER	HUNTER, H.	PULLEY	YONGUE
CUMMINGS	HUNTER, R.	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 3

BLUE MILLER, G. MILLER, K.

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER CHURCH

SHORT ROLL: H1115 H1211HCS [redacted] H1306 H1314HCS H1370HCS
S1176 H 1145 H 1379 H1412 H 1366

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 2028
LEGISLATIVE DAY 133
SR12
READING 3

6/19/96
2:37 PM
IN CHAIR: SPEAKER

H1145

AYES - 114

ADAMS	CULPEPPER	HUNTER, R.	PRESTON
ALDRIDGE	CUMMINGS	HURLEY	PULLEY
ALEXANDER	CUNNINGHAM	IVES	RAMSEY
ALLRED	DAUGHTRY	JUSTUS	RAYFIELD
ARNOLD	DAVIS	KISER	REDWINE
BAKER	DECKER	LEE	REYNOLDS
BARBEE	DICKSON	LEMMOND	RICHARDSON
BARNES	DOCKHAM	LINNEY	ROBINSON, G.
BEALL	EARLE	LOCKE	ROGERS
BERRY	EASTERLING	LUEBKE	SEXTON
BLACK	EDDINS	MCALLISTER	SHARPE
BLUE	EDWARDS	MCCOMAS	SHERRILL
BOWEN	ELLIS	MCCOMBS	SHUBERT
BOWIE	ESPOSITO	MCCRARY	SUTTON
BOYD-MCINTYRE	FITCH	MCLAUGHLIN	TALLENT
BRASWELL	FOX	MCMAHAN	THOMPSON
BRAWLEY	GAMBLE	MERCER	TOLSON
BROWN, J.	GARDNER	MICHAUX	WAINWRIGHT
BROWN, W.	GRADY	MILLER, G.	WARNER
BUCHANAN	HACKNEY	MINER	WATSON
CANSLER	HAYES	MITCHELL	WEATHERLY
CAPPS	HENSLEY	MORGAN	WILKINS
CARPENTER	HIATT	NEELY	WILSON, C.
CHURCH	HIGHTOWER	NICHOLS	WILSON, G.
CLARY	HILL	NYE	WOMBLE
COCKLEREECE	HOLMES	OLDHAM	WOOD
CRAWFORD	HOWARD	OWENS	WRIGHT
CREECH	HUNT	PATE	YONGUE
CULP	HUNTER, H.		

NOES - 0

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	MILLER, K.	RUSSELL	SHAW
GRAY	ROBINSON, J.		

SHORT ROLL: H1115 H1145 H1211HCS H1289 H1379 H1272
H1306 H1314HCS H1366 H1370HCS H1412 S1176

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1146 MAY 14 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5210-LC298(2.9)

Short Title: School District Sales Tax Refunds. (Public)

Sponsors: Representative Shubert.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO OBTAIN REFUNDS OF SALES AND USE TAXES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.14(c) reads as rewritten:

"(c) Certain Governmental Entities. -- A governmental entity listed in this subsection is allowed an annual refund of sales and use tax paid by it under this Article, except under G.S. 105-164.4(a)(4a) and G.S. 105-164.4(a)(4c), on direct purchases of tangible personal property. Sales and use tax liability indirectly incurred by a governmental entity on building materials, supplies, fixtures, and equipment that become a part of or annexed to any building or structure that is owned or leased by the governmental entity and is being erected, altered, or repaired for use by the governmental entity is considered a sales or use tax liability incurred on direct purchases by the governmental entity for the purpose of this subsection. A request for a refund must be in writing and must include any information and documentation required by the Secretary. A request for a refund is due within six months after the end of the governmental entity's fiscal year.

This subsection applies only to the following governmental entities:

(1) A county.

(2) A city as defined in G.S. 160A-1.

(2a) A consolidated city-county created pursuant to Article 2 or Article 5 of Chapter 160B of the General Statutes.

(2b) A local school administrative unit.

(3) A metropolitan sewerage district or a metropolitan water district in this State.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1147 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7246-LCXZ303(1.1)

Short Title: Update Code Reference. (Public)

Sponsors: Representatives Shubert, Blue, Cansler, Capps, Church, Neely, Robinson, and Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE USED IN DEFINING AND DETERMINING CERTAIN STATE TAX PROVISIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-228.90(b)(1a) reads as rewritten:

"(1a) Code. -- The Internal Revenue Code as enacted as of ~~January 1, 1995,~~ March 20, 1996, including any provisions enacted as of that date which become effective either before or after that date."

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1891
L[redacted]GISLATIVE DAY 123
H1147
READING 2
SHUBERT

6/04/96
1:17 PM
IN CHAIR: SPEAKER

UPDATE CODE REFERENCE

AYES - 109

ADAMS	CUNNINGHAM	HURLEY	PRESTON
ALDRIDGE	DAVIS	IVES	PULLEY
ALEXANDER	DECKER	JUSTUS	RAMSEY
ALLRED	DICKSON	KISER	RAYFIELD
ARNOLD	DOCKHAM	LEE	REDWINE
BAKER	EARLE	LEMMOND	REYNOLDS
BARBEE	EASTERLING	LINNEY	ROBINSON, J.
BARNES	EDDINS	LOCKE	ROGERS
BEALL	EDWARDS	LUEBKE	RUSSELL
BERRY	ELLIS	MCALLISTER	SEXTON
BOWIE	ESPOSITO	MCCOMAS	SHARPE
BOYD-MCINTYRE	FOX	MCCOMBS	SHAW
BRASWELL	GAMBLE	MCCRARY	SHERRILL
BRAWLEY	GARDNER	MCLAUGHLIN	SHUBERT
BROWN, J.	GRADY	MCMAHAN	TALLENT
BROWN, W.	GRAY	MERCER	THOMPSON
BUCHANAN	HACKNEY	MICHAUX	TOLSON
CANSLER	HAYES	MILLER, G.	WAINWRIGHT
CAPPS	HENSLEY	MINER	WARNER
CARPENTER	HIATT	MITCHELL	WATSON
CHURCH	HIGHTOWER	MORGAN	WEATHERLY
CLARY	HILL	NEELY	WILKINS
COCKLEREECE	HOLMES	NICHOLS	WILSON, C.
CRAWFORD	HOWARD	NYE	WILSON, G.
CREECH	HUNT	OLDHAM	WOMBLE
CULP	HUNTER, H.	OWENS	WRIGHT
CULPEPPER	HUNTER, R.	PATE	YONGUE
CUMMINGS			

NOES - 2

MILLER, K.	WOOD

EXCUSED ABSENCE - 5

DAUGHTRY	RICHARDSON	ROBINSON, G.	SUTTON
FITCH			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BLACK	BLUE	BOWEN

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1898
LEGISLATIVE DAY 124
H1147
READING 3
SHUBERT

6/05/96
1:19 PM
IN CHAIR: SPEAKER

UPDATE CODE REFERENCE

AYES - 105

ADAMS	CUMMINGS	HUNTER, R.	RAMSEY
ALDRIDGE	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAVIS	IVES	REDWINE
ALLRED	DECKER	KISER	REYNOLDS
ARNOLD	DICKSON	LEE	ROBINSON, G.
BAKER	DOCKHAM	LINNEY	ROBINSON, J.
BARBEE	EARLE	LOCKE	ROGERS
BARNES	EASTERLING	LUEBKE	RUSSELL
BEALL	EDDINS	MCALLISTER	SEXTON
BERRY	EDWARDS	MCCOMAS	SHARPE
BLACK	ELLIS	MCCOMBS	SHAW
BLUE	ESPOSITO	MCCRARY	SHERRILL
BOWEN	FITCH	MCLAUGHLIN	SHUBERT
BOWIE	GAMBLE	MCMAHAN	SUTTON
BOYD-MCINTYRE	GARDNER	MERCER	THOMPSON
BRAWLEY	GRADY	MILLER, G.	TOLSON
BROWN, J.	GRAY	MINER	WAINWRIGHT
BUCHANAN	HACKNEY	MITCHELL	WARNER
CAPPS	HAYES	MORGAN	WATSON
CARPENTER	HENSLEY	NEELY	WEATHERLY
CHURCH	HIATT	NICHOLS	WILKINS
CLARY	HIGHTOWER	NYE	WILSON, C.
COCKLEREECE	HILL	OLDHAM	WILSON, G.
CRAWFORD	HOLMES	OWENS	WOMBLE
CREECH	HOWARD	PATE	WRIGHT
CULP	HUNT	PULLEY	YONGUE
CULPEPPER			

NOES - 2

MILLER, K.	WOOD

EXCUSED ABSENCE - 3

FOX	JUSTUS	RICHARDSON

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CANSLER	LEMMOND	PRESTON
BRASWELL	DAUGHTRY	MICHAUX	TALLENT
BROWN, W.	HUNTER, H.		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1719/8-- 2:00 PM | JUNE 19, 1996 | LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

SHUBERT
UPDATE CODE REFERENCE

HOUSE BILL 1147
READING 2

AYE	47	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	DAVIS	KINCAID	RAND
		BALLANTINE	EAST	LEDBETTER	SHAW
		BASNIGHT	EDWARDS	LUCAS	SHERRON
		BLACKMON	FORRESTER	MARTIN R.	SIMPSON
		BLUST	FOXX	MCDANIEL	SMITH
		CARPENTER	GULLEY	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HOBBS	PAGE	WARREN
		COCHRANE	HORTON	PARNELL	WEBSTER
		CONDER	HOYLE	PERDUE	WINNER
		COOPER	JORDAN	PLEXICO	
NO	0				

EXCUSED	0		
NOT CAST	2	BALLANCE	MARTIN W.
ABSENT	1	LITTLE	
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1799/12-- 2:44 PM JUNE 21, 1996 LEGISLATIVE DAY 13

SENATOR BASNIGHT -- Presiding

SHUBERT
UPDATE CODE REFERENCE

HOUSE BILL 1147
READING 3

AYE	46	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN R.	SIMPSON
		BLUST	GULLEY	MARTIN W.	SOLES
		CARPENTER	HARTSELL	MCDANIEL	SPEED
		CARRINGTON	HOBBS	MCKOY	WARREN
		CLARK	HORTON	ODOM	WEBSTER
		COCHRANE	HOYLE	PAGE	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	3	CONDER	PLYLER	SHAW	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1148 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1300-RPZ008.2(5.7)

Short Title: Decentralize Some OSP Functions. (Public)

Sponsors: Representative Pulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDUCE DUPLICATION OF WORK BETWEEN THE OFFICE OF STATE PERSONNEL AND OTHER AGENCIES, DEPARTMENTS, AND INSTITUTIONS BY THE DECENTRALIZATION OF CERTAIN FUNCTIONS FROM THE OFFICE OF STATE PERSONNEL TO THOSE AGENCIES, DEPARTMENTS, AND INSTITUTIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 126-1 reads as rewritten:

"ARTICLE 1.

"State Personnel System Established.

"**§ 126-1. Purpose of Chapter; application to local employees.**

It is the intent and purpose of this Chapter to establish for the government of the State a system of personnel administration under the Governor, based on accepted principles of personnel administration and applying the best methods as evolved in government and industry. It is also the intent of this Chapter that this system of personnel administration shall apply to local employees paid entirely or in part from federal funds, except to the extent that local governing boards are authorized by this Chapter to establish local rules, local pay plans, and local personnel systems. It is also the intent of this Chapter to make provisions for a decentralized system of personnel administration, where appropriate, and without additional cost to the State, with the State Personnel Commission as the policy and rule-making body. The Office of State Personnel shall make recommendations for policies and rules to the Commission based on research and study in the field of personnel management, develop and administer statewide standards and criteria for good personnel management, provide training and technical assistance to all agencies, departments,

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2087
LEGISLATIVE DAY 134
H1148HCS
READING 2
PULLEY and Sherrill

6/20/96
1:05 PM
IN CHAIR: SPEAKER

DECENTRALIZE SOME OFF. OF ST. PERSON.

AYES - 106

ADAMS	CUNNINGHAM	IVES	RAYFIELD
ALDRIDGE	DAUGHTRY	JUSTUS	REDWINE
ALEXANDER	DAVIS	KISER	REYNOLDS
ALLRED	DECKER	LEE	RICHARDSON
ARNOLD	DICKSON	LINNEY	ROBINSON, J.
BAKER	DOCKHAM	LOCKE	ROGERS
BARNES	EARLE	LUEBKE	RUSSELL
BERRY	EASTERLING	MCALLISTER	SEXTON
BLACK	EDDINS	MCCOMAS	SHARPE
BLUE	EDWARDS	MCCOMBS	SHAW
BOWEN	ELLIS	MCCRARY	SHERRILL
BOWIE	ESPOSITO	MCMAHAN	SHUBERT
BOYD-MCINTYRE	FITCH	MERCER	SUTTON
BRASWELL	GAMBLE	MICHAUX	TALLENT
BRAWLEY	GARDNER	MILLER, G.	THOMPSON
BROWN, J.	GRADY	MILLER, K.	TOLSON
BROWN, W.	GRAY	MITCHELL	WAINWRIGHT
BUCHANAN	HACKNEY	MORGAN	WATSON
CANSLER	HAYES	NEELY	WEATHERLY
CAPPS	HENSLEY	NICHOLS	WILKINS
CARPENTER	HIATT	NYE	WILSON, C.
CHURCH	HILL	OWENS	WILSON, G.
CLARY	HOLMES	PATE	WOMBLE
COCKLEREECE	HOWARD	PRESTON	WOOD
CREECH	HUNTER, H.	PULLEY	WRIGHT
CULPEPPER	HUNTER, R.	RAMSEY	YONGUE
CUMMINGS	HURLEY		

NOES - 0

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
CULP	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CRAWFORD	LEMMOND	MINER
BARBEE	HIGHTOWER	MCLAUGHLIN	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1149 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8253-LNZ184(5.9)

Short Title: Physician Registration. (Public)

Sponsors: Representative Edwards.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE REQUIREMENTS PERTAINING TO LICENSED PHYSICIAN REGISTRATION WITH THE NORTH CAROLINA MEDICAL BOARD.

The General Assembly of North Carolina enacts:

Section 1. Effective January 1, 1997, G.S. 90-15.1 reads as rewritten:

"**§ 90-15.1. Registration every ~~two years~~ year with Board.**

Every person licensed to practice medicine by the North Carolina Medical Board shall, ~~during the month of January in every odd-numbered year,~~ prior to January 31 of each year, register with the Board. A person who registers with the Board shall report to the Board the person's name and office and residence address and any other information required by the Board, and shall pay a registration fee fixed by the Board not in excess of ~~two~~ one hundred dollars ~~($200.00)~~ ($100.00). A physician who fails to register ~~when required~~ by January 31 shall pay an additional fee of twenty dollars ($20.00) to the Board. ~~Should a physician fail to register and pay the fees imposed, and should such failure continue for a period of 30 days, the~~ The license of ~~such~~ any physician who fails to register by May 1, is automatically suspended. Upon payment of all accumulated fees and ~~penalties which are due,~~ penalties, the license of the physician may be reinstated, subject to the Board requiring the physician to appear before the Board for an interview and to comply with other licensing requirements."

Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1949
[redacted]SLATIVE DAY 127
H1149HCS
READING 2
EDWARDS

6/11/96
1:41 PM
IN CHAIR: SPEAKER

PHYSICIAN REGISTRATION

AYES - 114

ADAMS	CUMMINGS	JUSTUS	RAYFIELD
ALDRIDGE	CUNNINGHAM	KISER	REDWINE
ALEXANDER	DAUGHTRY	LEE	REYNOLDS
ALLRED	DAVIS	LEMMOND	RICHARDSON
ARNOLD	DECKER	LINNEY	ROBINSON, G.
BAKER	DICKSON	LOCKE	ROBINSON, J.
BARBEE	DOCKHAM	LUEBKE	ROGERS
BARNES	EARLE	MCALLISTER	RUSSELL
BEALL	EASTERLING	MCCOMAS	SEXTON
BERRY	EDDINS	MCCOMBS	SHARPE
BLACK	EDWARDS	MCCRARY	SHAW
BLUE	ELLIS	MCLAUGHLIN	SHERRILL
BOWEN	ESPOSITO	MCMAHAN	SHUBERT
BOWIE	FOX	MERCER	SUTTON
BOYD-MCINTYRE	GAMBLE	MICHAUX	TALLENT
BRASWELL	GARDNER	MILLER, G.	THOMPSON
BRAWLEY	GRADY	MINER	TOLSON
BROWN, J.	GRAY	MITCHELL	WAINWRIGHT
BROWN, W.	HACKNEY	MORGAN	WARNER
BUCHANAN	HAYES	NEELY	WATSON
CANSLER	HENSLEY	NICHOLS	WEATHERLY
CAPPS	HIATT	NYE	WILKINS
CARPENTER	HIGHTOWER	OLDHAM	WILSON, C.
CHURCH	HILL	OWENS	WILSON, G.
CLARY	HOWARD	PATE	WOMBLE
COCKLEREECE	HUNTER, H.	PRESTON	WOOD
CRAWFORD	HUNTER, R.	PULLEY	WRIGHT
CULP	HURLEY	RAMSEY	YONGUE
CULPEPPER	IVES		

NOES - 0

EXCUSED ABSENCE - 3

FITCH	HOLMES	HUNT

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	CREECH	MILLER, K.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1149

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1149-ARA-001

Date 6-19, 1996

SEN. Comm. Sub. [YES]
Amends Title []
Third Edition

Sen. Rand

moves to amend the bill on page 1, line 6, by rewriting that line to read:

"Section 1. (a) Effective January 1, 1998, G.S. 90-15.1 reads as rewritten:"; and by adding

on page 2, after line 2 and before line 3:

"(b) Notwithstanding any other provision of law, the 1997 registration fee fixed by the Board pursuant to G.S. 90-15.1 shall not exceed one hundred dollars ($100.00).".

SIGNED Anthony E. Rand
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/20/96 FAILED _____ TABLED _____
49-0

S Fink

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1765/7-- 3:05 PM JUNE 20, 1996 LEGISLATIVE DAY 133

LT. GOVERNOR WICKER -- Presiding

EDWARDS
PHYSICIAN REGISTRATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 1149

AMEND 1

AYE	49	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R.	SHERRON
		BLUST	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER			
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 1 SMITH

PAIRS 0
AYE
NO

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1766/8-- 3:08 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

EDWARDS
PHYSICIAN REGISTRATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 1149
READING 2

AYE	47	ALBERTSON	COOPER	KERR	PERDUE
		ALLRAN	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R.	SHERRON
		BLUST	GULLEY	MARTIN W.	SOLES
		CARPENTER	HARTSELL	MCDANIEL	SPEED
		CARRINGTON	HOBBS	MCKOY	WARREN
		CLARK	HORTON	ODOM	WEBSTER
		COCHRANE	HOYLE	PAGE	WINNER
		CONDER	JORDAN	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	2	EDWARDS		SIMPSON	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1149 DATE _____

S. B. No. _____ Amendment No. 2 (TWO)

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
Sen.) MCDANIEL

1 moves to amend the bill on page 1, line 20 + 21

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 CHANGE THE SENTENCE TO READ:

5 _____

6 THE LICENSE OF ANY PHYSICIAN WHO

7 FAILS TO REGISTER AND SAID FAILURE

8 CONTINUES FOR A PERIOD OF 30 DAYS

9 AFTER CERTIFIED NOTICE OF SAID FAILURE,

10 IS AUTOMATICALLY SUSPENDED.

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED _____

ADOPTED 6/20/96 FAILED _____ TABLED _____

45-0

S Clerk

GA-33-A

CIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1769/11-- 4:05 PM JUNE 20, 1996 LEGISLATIVE DAY 133

LT. GOVERNOR WICKER -- Presiding

EDWARDS
PHYSICIAN REGISTRATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 1149

AMEND 2

AYE	45	ALBERTSON	DANNELLY	JORDAN	PAGE
		ALLRAN	DAVIS	KERR	PARNELL
		BALLANCE	EAST	KINCAID	PERDUE
		BALLANTINE	EDWARDS	LEDBETTER	PLEXICO
		BASNIGHT	FORRESTER	LITTLE	RAND
		BLUST	FOXX	LUCAS	SHERRON
		CARPENTER	GULLEY	MARTIN R.	SIMPSON
		CARRINGTON	HARTSELL	MARTIN W.	SOLES
		CLARK	HOBBS	MCDANIEL	SPEED
		COCHRANE	HORTON	MCKOY	WEBSTER
		CONDER	HOYLE	ODOM	WINNER
		COOPER			
NO	0				
EXCUSED	0				
NOT CAST	4	BLACKMON	PLYLER	SHAW	WARREN
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1770/12-- 4:06 PM JUNE 20, 1996 LEGISLATIVE DAY 133

LT. GOVERNOR WICKER -- Presiding

EDWARDS
PHYSICIAN REGISTRATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 1149
READING 3

AYE	46	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLUST	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WARREN
		COCHRANE	HORTON	ODOM	WEBSTER
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	3	BLACKMON	PLYLER	SHAW	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2140
LEGISLATIVE DAY 135
H1149SCS

6/21/96
11:35 AM
IN CHAIR: RUSSELL

EDWARDS

PHYSICIAN REGISTRATION
MOTION #11-Rep Edwards moves concur

AYES - 104

ADAMS	CUNNINGHAM	HURLEY	PULLEY
ALEXANDER	DAVIS	IVES	RAMSEY
ALLRED	DECKER	JUSTUS	RAYFIELD
BAKER	DICKSON	KISER	REDWINE
BARBEE	DOCKHAM	LEE	REYNOLDS
BARNES	EARLE	LEMMOND	RICHARDSON
BERRY	EASTERLING	LINNEY	ROBINSON, J.
BLACK	EDDINS	LOCKE	ROGERS
BOWEN	EDWARDS	LUEBKE	SEXTON
BOWIE	ELLIS	MCALLISTER	SHARPE
BOYD-MCINTYRE	ESPOSITO	MCCOMAS	SHERRILL
BRAWLEY	FITCH	MCCOMBS	SHUBERT
BROWN, J.	GAMBLE	MCCRARY	SUTTON
BROWN, W.	GARDNER	MCLAUGHLIN	TALLENT
BUCHANAN	GRADY	MCMAHAN	THOMPSON
CANSLER	GRAY	MERCER	TOLSON
CAPPS	HACKNEY	MICHAUX	WAINWRIGHT
CARPENTER	HAYES	MILLER, G.	WATSON
CHURCH	HENSLEY	MITCHELL	WEATHERLY
CLARY	HIATT	MORGAN	WILKINS
COCKLEREECE	HIGHTOWER	NEELY	WILSON, C.
CRAWFORD	HILL	NICHOLS	WILSON, G.
CREECH	HOLMES	NYE	WOMBLE
CULP	HOWARD	OWENS	WOOD
CULPEPPER	HUNTER, H.	PATE	WRIGHT
CUMMINGS	HUNTER, R.	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BRASWELL	MILLER, K.	RUSSELL
ARNOLD	DAUGHTRY	MINER	SHAW

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1150 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2214-LNZ185(5.9)

Short Title: Medical Records/Fees. (Public)

Sponsors: Representative Edwards.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE AN INCREASE IN FEES THAT MAY BE CHARGED BY HEALTH CARE PROVIDERS FOR COPYING MEDICAL RECORDS UNDER CERTAIN CIRCUMSTANCES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-411 reads as rewritten:

"**§ 90-411. Record copy fee.**

A health care provider may charge a reasonable fee to cover the costs incurred in searching, handling, copying, and mailing medical records to the patient or the patient's designated representative. The maximum fee shall be ~~fifty~~ seventy-five cents ~~(50¢)~~ (75¢) per page, provided that the health care provider may impose a minimum fee of up to ~~ten~~ twelve dollars ~~($10.00),~~ ($12.00) inclusive of copying costs. If requested by the patient or the patient's designated representative, nothing herein shall limit a reasonable professional fee charged by a physician for the review and preparation of a narrative summary of the patient's medical record. This section shall only apply with respect to liability claims for personal injury, except that charges for medical records and reports related to claims under Article 1 of Chapter 97 of the General Statutes shall be governed by the fees established by the North Carolina Industrial Commission pursuant to G.S. 97-26.4."

Sec. 2. This act is effective upon ratification and applies to charges incurred on and after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

D

HOUSE DRH7272*-RDZ008(4.16)

Short Title: Fund Shellfish Sanitation. (Public)

Sponsors: Representatives Preston, Redwine, Edwards, and Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES FOR THE SHELLFISH SANITATION BRANCH IN THE ENVIRONMENTAL HEALTH SECTION OF THE DIVISION OF HEALTH.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources, Division of Environmental Health, the sum of two hundred thirty thousand four hundred three dollars, ($230,403) for the 1996-97 fiscal year for four positions and for administrative and other expenses to support the shellfish sanitation program.

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1152
MAY 14 96
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH5183*-LG230(4.16)

Short Title: NC Maritime Museum Funds. (Public)

Sponsors: Representatives Preston and J. Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR THE PURCHASE OF THE TOWN CREEK PROPERTY SITE FOR THE EXPANSION OF THE NORTH CAROLINA MARITIME MUSEUM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of three million two hundred thousand dollars ($3,200,000) for the 1996-97 fiscal year for the purchase of the Town Creek Property Site which will be used to expand the North Carolina Maritime Museum. Purchasing the property will enable the North Carolina Maritime Museum to meet its growth needs, promote increased tourism, and provide additional educational programs on North Carolina coastal history, natural history, and maritime history.

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1153 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1317-LR186A(6.28)

Short Title: Accident Victim I.D. Act/Funds. (Public)

Sponsors: Representative Preston.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF JUSTICE TO PROVIDE TRAINING TO STATE AND LOCAL LAW ENFORCEMENT OFFICERS IN THE IDENTIFICATION OF ACCIDENT-TRAUMA VICTIMS IN ORDER TO FACILITATE TIMELY IDENTIFICATION OF POTENTIAL ORGAN AND TISSUE DONORS AND TO PROVIDE FOR THE IDENTIFICATION OF ACCIDENT-TRAUMA VICTIMS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Justice the sum of twenty-five thousand dollars ($25,000) for the 1996-97 fiscal year to be used by the North Carolina Criminal Justice Education and Standards Training Commission, the North Carolina Sheriffs' Education and Training Standards Commission, and the North Carolina Justice Academy to provide for the training of State and local law enforcement officers in the timely identification of accident-trauma victims in order to facilitate the identification of potential organ and tissue donors.

Sec. 2. Chapter 90 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 32.

"Accident-Trauma Victim Identification.

"**§ 90-460. Short title.**

This Article shall be known and may be cited as the Carolyn Sonzogni Act.

"**§ 90-461. Purpose.**

The identification of accident-trauma victims is crucial to the timely notification of the next of kin of accident-trauma victims and to the recovery of organs and tissues

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1154 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7247-LB393(2.10)

Short Title: Wallace ETJ. (Local)

Sponsors: Representative Watson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE EXTRATERRITORIAL PLANNING JURISDICTION OF THE TOWN OF WALLACE.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the Town of Wallace, being Chapter 94 of the 1987 Session Laws, is amended by adding a new section to read:

"Section 1.4. **Extraterritorial jurisdiction.** In addition to any areas where the Town of Wallace exercises territorial jurisdiction under Article 19 of Chapter 160A of the General Statutes, the town shall have territorial jurisdiction under that Article in the following described area:

In Duplin County, beginning at a point on the existing extraterritorial jurisdiction boundary line one-half mile south of the center line of NC Highway 41, and continuing from that point in an easterly direction along a route one-half mile south of the center line of NC Highway 41 to a point one-half mile east of the Interstate 40 eastern right-of-way boundary line; continuing from that point in a northwesterly direction along a route one-half mile east of the Interstate 40 eastern right-of-way boundary line to a point one-half mile north of the center line of NC Highway 11; continuing from that point in a southwesterly direction along a route one-half mile north of the center line of NC Highway 11 to a point where it intersects with the existing extraterritorial jurisdiction boundary line; and including all of the area located within the described boundary."

Sec. 2. The provisions of G.S. 160A-360(f) shall apply to the area described in Section 1 of this act.

Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1155 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6202-LLZ232A(4.30)

Short Title: State Building Evacuation. (Public)

Sponsors: Representative Kiser.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DIRECTOR OF THE STATE CAPITOL POLICE TO PROVIDE FOR THE EVACUATION OF STATE BUILDINGS AND GROUNDS IN THE EVENT OF EMERGENCY OR POTENTIALLY HAZARDOUS CONDITIONS.

The General Assembly of North Carolina enacts:

Section 1. Article 36 of Chapter 143 of the General Statutes is amended by adding a new section to read:

"**§ 143-341.1. Evacuation of State buildings and grounds.**

The Director of the State Capitol Police, appointed by the Secretary pursuant to G.S. 143-340(22), or the Director's designee, shall exercise at all times those means that, in the opinion of the Director or the designee, may be effective in protecting all State buildings and grounds and the persons within those buildings and grounds from fire, bombs, bomb threats, or any other emergency or potentially hazardous conditions, including both the ordering and control of the evacuation of those buildings and grounds. The Director or the Director's designee may employ the assistance of other available law enforcement agencies and emergency agencies to aid and assist in evacuations of those buildings and grounds."

Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1877
[redacted]SLATIVE DAY 119
H1155
READING 2
KISER

5/28/96
4:18 PM
IN CHAIR: SPEAKER

STATE BUILDING EVACUATION

AYES - 105

ADAMS	DAVIS	JUSTUS	RAMSEY
ALDRIDGE	DECKER	KISER	RAYFIELD
ALEXANDER	DICKSON	LEE	REDWINE
ALLRED	DOCKHAM	LEMMOND	REYNOLDS
ARNOLD	EARLE	LINNEY	RICHARDSON
BAKER	EDDINS	LOCKE	ROBINSON, J.
BARBEE	EDWARDS	LUEBKE	ROGERS
BARNES	ELLIS	MCALLISTER	RUSSELL
BEALL	ESPOSITO	MCCOMAS	SEXTON
BERRY	FITCH	MCCOMBS	SHARPE
BLACK	FOX	MCCRARY	SHAW
BOWIE	GAMBLE	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	GARDNER	MCMAHAN	SHUBERT
BRAWLEY	GRADY	MERCER	SUTTON
BROWN, J.	GRAY	MICHAUX	TALLENT
BROWN, W.	HACKNEY	MILLER, G.	THOMPSON
BUCHANAN	HENSLEY	MITCHELL	TOLSON
CANSLER	HIATT	MORGAN	WAINWRIGHT
CAPPS	HIGHTOWER	NEELY	WARNER
CARPENTER	HILL	NICHOLS	WATSON
CHURCH	HOLMES	NYE	WEATHERLY
COCKLEREECE	HOWARD	OLDHAM	WILKINS
CREECH	HUNTER, H.	OWENS	WILSON, C.
CULP	HUNTER, R.	PATE	WILSON, G.
CULPEPPER	HURLEY	PRESTON	WOMBLE
CUMMINGS	IVES	PULLEY	YONGUE
DAUGHTRY			

NOES - 0

EXCUSED ABSENCE - 8

BOWEN	CUNNINGHAM	HUNT	WOOD
BRASWELL	HAYES	ROBINSON, G.	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CLARY	EASTERLING	MINER
BLUE	CRAWFORD	MILLER, K.	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1156 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2204-LB398(3.5)

Short Title: Mooresville Unclaimed Bicycles. (Local)

Sponsors: Representative Brawley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE TOWN OF MOORESVILLE TO DONATE UNCLAIMED BICYCLES TO CHARITY.

The General Assembly of North Carolina enacts:

Section 1. Section 2 of Chapter 650 of the 1993 Session Laws, as amended by Chapter 106 of the 1995 Session Laws, reads as rewritten:

"Sec. 2. This act applies to the Cities of Asheville and Hendersonville and the Town of Mooresville only."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED 1157 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7265*-RRZ057(5.8)

Short Title: Gifts From Federal PAC. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CODIFY THE STATE BOARD OF ELECTIONS' RULING CONCERNING CONTRIBUTIONS TO STATE CAMPAIGNS BY FEDERAL COMMITTEES.

The General Assembly of North Carolina enacts:

Section 1. Article 22A of Chapter 163 of the General Statutes is amended by adding a new section to read:

"**§ 163-278.7A. Gifts from federal political committees.**

It shall be permissible for a federal candidate's committee or a Federal Political Action Committee, as defined by the Federal Election Campaign Act and regulations adopted pursuant thereto, to make contributions to a North Carolina political committee registered under this Article with the State Board of Elections or a county board of elections, provided that the contributing committee:

(1) Is registered with the State Board of Elections consistent with the provisions of this Article;

(2) Complies with reporting requirements specified by the State Board of Elections; and

(3) Appoints an assistant or deputy treasurer who is a resident of North Carolina and stipulates to the State Board of Elections that the designated in-State resident assistant or deputy treasurer shall be authorized to produce whatever records reflecting political activity in North Carolina the State Board of Elections deems necessary."

Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1946
[redacted] SLATIVE DAY 127
H1157HCS
READING 2
CANSLER

6/11/96
1:33 PM
IN CHAIR: SPEAKER

GIFTS FROM FEDERAL POLITICAL ACTION

AYES - 108

ADAMS	CULPEPPER	KISER	REDWINE
ALDRIDGE	CUMMINGS	LEE	REYNOLDS
ALEXANDER	CUNNINGHAM	LEMMOND	RICHARDSON
ALLRED	DAVIS	LOCKE	ROBINSON, G.
BAKER	DECKER	LUEBKE	ROBINSON, J.
BARBEE	DICKSON	MCALLISTER	ROGERS
BEALL	DOCKHAM	MCCOMAS	RUSSELL
BERRY	EARLE	MCCOMBS	SEXTON
BLACK	EASTERLING	MCCRARY	SHARPE
BLUE	EDDINS	MCLAUGHLIN	SHAW
BOWEN	EDWARDS	MCMAHAN	SHERRILL
BOWIE	ELLIS	MERCER	SHUBERT
BOYD-MCINTYRE	ESPOSITO	MICHAUX	SUTTON
BRASWELL	FOX	MILLER, G.	TALLENT
BRAWLEY	GAMBLE	MINER	THOMPSON
BROWN, J.	GARDNER	MITCHELL	TOLSON
BROWN, W.	GRADY	MORGAN	WAINWRIGHT
BUCHANAN	HAYES	NEELY	WARNER
CANSLER	HENSLEY	NICHOLS	WATSON
CAPPS	HIGHTOWER	NYE	WEATHERLY
CARPENTER	HILL	OLDHAM	WILKINS
CHURCH	HOWARD	OWENS	WILSON, C.
CLARY	HUNTER, H.	PATE	WILSON, G.
COCKLEREECE	HUNTER, R.	PRESTON	WOMBLE
CRAWFORD	HURLEY	PULLEY	WOOD
CREECH	IVES	RAMSEY	WRIGHT
CULP	JUSTUS	RAYFIELD	YONGUE

NOES - 2

HACKNEY	HIATT

EXCUSED ABSENCE - 3

FITCH	HOLMES	HUNT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BARNES	GRAY	MILLER, K.
ARNOLD	DAUGHTRY	LINNEY	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1157

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1157-ARR-003

Page 1 of 1

Date June 13 ,1996

Comm. Sub. [y]
Amends Title []

Senator Ballance

moves to amend the bill on page 1, line 17,
by deleting the word "and" and inserting after that line the
following:

"(3) Makes its contributions within the limits specified in this Article; and"; and

on page 1, line 18,
by deleting the term "(3)" and substituting the term "(4)".

SIGNED F W Ballance
Amendment Sponsor

SIGNED W. P. [signature]
Committee Chair if Senate Committee Amendment

ADOPTED 6/19/96 FAILED _____ TABLED _____

(V)

S Fink

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1742/31-- 4:21 PM | JUNE 19, 1996 | LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

CANSLER
GIFTS FRON FEDERAL PAC
COM SUB/2ND EDITION

HOUSE BILL 1157
READING 2

AYE	43	ALBERTSON	DAVIS	KERR	PLEXICO
		BALLANCE	EAST	KINCAID	PLYLER
		BALLANTINE	EDWARDS	LEDBETTER	RAND
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLUST	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SMITH
		CARRINGTON	HARTSELL	MCDANIEL	SOLES
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	PAGE	WEBSTER
		COOPER	HOYLE	PARNELL	WINNER
		DANNELLY	JORDAN	PERDUE	
NO	1	SHAW			
EXCUSED	0				
NOT CAST	5	ALLRAN	CONDER	ODOM	WARREN
		BLACKMON			
ABSENT	1	LITTLE			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1157

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1157-ARR-003

Page 1 of 1

Date June 13 ,1996

Comm. Sub. [Y]
Amends Title [ ]

Senator Ballance

moves to amend the bill on page 1, line 17,
by deleting the word "and" and inserting after that line the
following:

"(3) Makes its contributions within the limits specified in this Article; and"; and

on page 1, line 18,
by deleting the term "(3)" and substituting the term "(4)".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/19/96 FAILED _____ TABLED _____

(V)

#1

HOUSE CONCURS IN SENATE AMENDMENT
103-1 EV
JUN 20 1996
AND ORDERED ENROLLED

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2069
[redacted]ISLATIVE DAY 134
H1157HCS

6/20/96
11:57 AM
IN CHAIR: SPEAKER

CANSLER
AMEND #1 - Senate amendment
GIFTS FROM FEDERAL POLITICAL ACTION COM
MOTION #11 - to concur

AYES - 103

ADAMS	CUMMINGS	JUSTUS	REDWINE
ALDRIDGE	DAVIS	KISER	REYNOLDS
ALEXANDER	DECKER	LEE	RICHARDSON
ALLRED	DICKSON	LEMMOND	ROBINSON, J.
ARNOLD	DOCKHAM	LINNEY	ROGERS
BAKER	EARLE	LOCKE	RUSSELL
BERRY	EASTERLING	LUEBKE	SEXTON
BLACK	EDDINS	MCALLISTER	SHARPE
BLUE	EDWARDS	MCCOMAS	SHAW
BOWEN	ELLIS	MCCOMBS	SHERRILL
BOWIE	ESPOSITO	MCCRARY	SHUBERT
BOYD-MCINTYRE	FITCH	MCLAUGHLIN	SUTTON
BRASWELL	GAMBLE	MERCER	TALLENT
BRAWLEY	GARDNER	MICHAUX	THOMPSON
BROWN, J.	GRADY	MILLER, G.	TOLSON
BROWN, W.	HACKNEY	MITCHELL	WAINWRIGHT
BUCHANAN	HAYES	MORGAN	WATSON
CANSLER	HENSLEY	NEELY	WEATHERLY
CAPPS	HIATT	NICHOLS	WILKINS
CARPENTER	HIGHTOWER	NYE	WILSON, C.
CHURCH	HILL	OWENS	WILSON, G.
CLARY	HOLMES	PATE	WOMBLE
COCKLEREECE	HUNTER, H.	PRESTON	WOOD
CRAWFORD	HUNTER, R.	PULLEY	WRIGHT
CREECH	HURLEY	RAMSEY	YONGUE
CULPEPPER	IVES	RAYFIELD	

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 8

BEALL	FOX	HUNT	ROBINSON, G.
CULP	HOWARD	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BARNES	DAUGHTRY	MCMAHAN
BARBEE	CUNNINGHAM	GRAY	MINER

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1158 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1304*-RRZ053(5.8)

Short Title: Friday Canvass. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR HOLDING THE CANVASS FOR PRIMARIES AND ELECTIONS ON THE THIRD RATHER THAN THE SECOND DAY AFTER ELECTION DAY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-175 reads as rewritten:

"**§ 163-175. County board of elections to canvass returns.**

On the ~~second~~ third day (Sunday excepted) next after every primary and election, the county board of elections shall meet at 11:00 A.M. at the county courthouse or at the office of the county board of elections (the choice of location to be at the option of the county board of elections) to canvass the votes cast in the county and prepare the county abstracts. If the returns from any precinct have not been received by the county board by 12:00 noon on that day, or if the returns of any precinct are incomplete or defective, the board shall have authority to dispatch a peace officer to the residences of the election officials of the delinquent precinct for the purpose of securing proper returns for that precinct.

In the presence of such persons as choose to attend, the members of the county board of elections shall open the precinct returns, canvass and judicially determine the results of the voting in the county, and prepare and sign duplicate abstracts showing:

(1) In a primary, the total number of votes cast in each precinct and in the county for each candidate of each political party for each office.

(2) In an election, the number of legal votes cast in [each] precinct for each candidate, the name of each person voted for, the political

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1158

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1158-ARR-001

Date June 3, 1996

Comm. Sub. [ ]
Amends Title [ ]

~~Senator~~ Rep. Cansler

moves to amend the bill on page 2, line 13,
on page 3, line 23,
on page 4, line 30, and
on page 5, line 38,
by inserting after the period on those lines the following:

"In accepting the filing of complaints concerning the conduct of an election, a board of elections shall be subject to the rules concerning Sundays and holidays set forth in G.S. 103-5."

SIGNED Jane M. Cansler
~~Amendment~~ Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/3/96 FAILED _____ TABLED _____

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1888
LEGISLATIVE DAY 122
[redacted]58
READING 2
CANSLER

6/03/96
7:01 PM
IN CHAIR: SPEAKER

FRIDAY CANVASS

AYES - 112

ADAMS	CULPEPPER	HUNTER, R.	RAMSEY
ALDRIDGE	CUMMINGS	HURLEY	RAYFIELD
ALEXANDER	CUNNINGHAM	IVES	REDWINE
ALLRED	DAUGHTRY	JUSTUS	REYNOLDS
ARNOLD	DAVIS	KISER	RICHARDSON
BAKER	DECKER	LEE	ROBINSON, J.
BARBEE	DICKSON	LEMMOND	ROGERS
BARNES	EASTERLING	LINNEY	RUSSELL
BEALL	EDDINS	LOCKE	SEXTON
BERRY	EDWARDS	LUEBKE	SHARPE
BLACK	ELLIS	MCCOMAS	SHAW
BLUE	ESPOSITO	MCCOMBS	SHERRILL
BOWEN	FITCH	MCLAUGHLIN	SHUBERT
BOWIE	FOX	MCMAHAN	SUTTON
BOYD-MCINTYRE	GAMBLE	MERCER	TALLENT
BRASWELL	GARDNER	MICHAUX	THOMPSON
BRAWLEY	GRADY	MILLER, G.	TOLSON
BROWN, J.	GRAY	MINER	WAINWRIGHT
BROWN, W.	HACKNEY	MITCHELL	WARNER
BUCHANAN	HAYES	MORGAN	WATSON
CANSLER	HENSLEY	NEELY	WEATHERLY
CAPPS	HIATT	NICHOLS	WILKINS
CARPENTER	HIGHTOWER	NYE	WILSON, C.
CLARY	HILL	OLDHAM	WILSON, G.
COCKLEREECE	HOLMES	OWENS	WOMBLE
CRAWFORD	HOWARD	PATE	WOOD
CREECH	HUNT	PRESTON	WRIGHT
CULP	HUNTER, H.	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 7

CHURCH	EARLE	MCCRARY	ROBINSON, G.
DOCKHAM	MCALLISTER	MILLER, K.	

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1595/2-- 1:58 PM JUNE 5, 1996 LEGISLATIVE DAY 124

LT. GOVERNOR WICKER -- Presiding

CANSLER
FRIDAY CANVASS

HOUSE BILL 1158
READING 2

AYE	29	ALBERTSON	EDWARDS	LUCAS	PLYLER
		BALLANCE	GULLEY	MARTIN R.	RAND
		BASNIGHT	HARTSELL	MARTIN W.	SHERRON
		BLUST	HOBBS	ODOM	SOLES
		CARPENTER	HOYLE	PARNELL	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY			
NO	21	ALLRAN	DAVIS	KINCAID	PAGE
		BALLANTINE	EAST	LEDBETTER	SHAW
		BLACKMON	FORRESTER	LITTLE	SIMPSON
		CARRINGTON	FOXX	MCDANIEL	SMITH
		CLARK	HORTON	MCKOY	WEBSTER
		COCHRANE			

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1159
MAY 14 96
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4210*-RRZY055(5.8)

Short Title: Lift ESC Voter Sunset. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE SUNSET ON DESIGNATION OF EMPLOYMENT SECURITY COMMISSION OFFICES AS VOTER REGISTRATION AGENCIES AND TO PROVIDE FOR FUNDING.

The General Assembly of North Carolina enacts:

Section 1. Section 73 of Chapter 762 of the 1993 Session Laws, as amended by Section 25.10 of Chapter 507 of the 1995 Session Laws, reads as rewritten:

"Sec. 73. Sections 1 through 68 of this act become effective January 1, 1995, and apply to all primaries and elections occurring on or after that date. The remainder of this act is effective upon ratification and shall apply to all primaries and elections occurring on or after the date of ratification. Prosecutions for, or sentences based on, offenses occurring before the effective date of any section of this act are not abated or affected by this act and the statutes that would be applicable to those prosecutions or sentences but for the provisions of this act remain applicable to those prosecutions or sentences. ~~G.S. 163-82.20(a)(3) and G.S. 163-82.20(b1) as enacted in Section 2 of this act expire July 1, 1996.~~"

Sec. 2. G.S. 96-5(c) reads as rewritten:

"(c) There is hereby created in the State treasury a special fund to be known as the Special Employment Security Administration Fund. All interest and penalties, regardless of when the same became payable, collected from employers under the provisions of this Chapter subsequent to June 30, 1947 as well as any appropriations of funds by the General Assembly, shall be paid into this fund. No part of said fund shall be expended or available for expenditure in lieu of federal funds made available to the Commission for the administration of this Chapter. Said fund shall be used by

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1892
L[redacted]SLATIVE DAY 123
H1159
READING 2
CANSLER

6/04/96
1:25 PM
IN CHAIR: SPEAKER

LIFT EMPLOY. SEC. COMM. VOTER SUNSET

AYES - 91

ADAMS	DICKSON	JUSTUS	PULLEY
ALEXANDER	DOCKHAM	KISER	RAMSEY
BARBEE	EARLE	LEE	RAYFIELD
BARNES	EASTERLING	LEMMOND	REDWINE
BEALL	EDDINS	LOCKE	REYNOLDS
BLACK	EDWARDS	LUEBKE	ROBINSON, J.
BOWEN	ELLIS	MCCOMAS	ROGERS
BOWIE	ESPOSITO	MCCOMBS	RUSSELL
BOYD-MCINTYRE	FOX	MCCRARY	SEXTON
BRASWELL	GAMBLE	MCLAUGHLIN	SHARPE
BRAWLEY	GRADY	MCMAHAN	SHAW
BROWN, W.	GRAY	MERCER	TALLENT
BUCHANAN	HACKNEY	MICHAUX	THOMPSON
CANSLER	HAYES	MILLER, G.	TOLSON
CARPENTER	HENSLEY	MINER	WAINWRIGHT
CHURCH	HIGHTOWER	MITCHELL	WARNER
CLARY	HILL	MORGAN	WEATHERLY
COCKLEREECE	HOLMES	NEELY	WILKINS
CRAWFORD	HUNT	NYE	WILSON, C.
CULP	HUNTER, H.	OLDHAM	WOMBLE
CULPEPPER	HUNTER, R.	OWENS	WRIGHT
CUMMINGS	HURLEY	PATE	YONGUE
CUNNINGHAM	IVES	PRESTON	

NOES - 22

ALDRIDGE	CAPPS	HOWARD	SHERRILL
ALLRED	CREECH	LINNEY	SHUBERT
ARNOLD	DAVIS	MCALLISTER	WATSON
BAKER	DECKER	MILLER, K.	WILSON, G.
BERRY	GARDNER	NICHOLS	WOOD
BROWN, J.	HIATT		

EXCUSED ABSENCE - 5

DAUGHTRY	RICHARDSON	ROBINSON, G.	SUTTON
FITCH			

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	BLUE

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1904
LEGISLATIVE DAY 124
H1159
READING 3
CANSLER

6/05/96
2:50 PM
IN CHAIR: SPEAKER

LIFT EMPLOY. SEC. COMM. VOTER SUNSET

AYES - 103

ADAMS	CULPEPPER	HUNTER, R.	PRESTON
ALDRIDGE	CUMMINGS	HURLEY	PULLEY
ALEXANDER	CUNNINGHAM	IVES	RAMSEY
ARNOLD	DAVIS	JUSTUS	RAYFIELD
BARBEE	DECKER	KISER	REDWINE
BARNES	DICKSON	LEE	REYNOLDS
BEALL	DOCKHAM	LINNEY	ROBINSON, G.
BERRY	EARLE	LOCKE	ROBINSON, J.
BLACK	EASTERLING	LUEBKE	ROGERS
BLUE	EDDINS	MCALLISTER	RUSSELL
BOWEN	EDWARDS	MCCOMAS	SEXTON
BOWIE	ELLIS	MCCOMBS	SHARPE
BOYD-MCINTYRE	ESPOSITO	MCCRARY	SHERRILL
BRAWLEY	FITCH	MCLAUGHLIN	SHUBERT
BROWN, J.	GRADY	MCMAHAN	SUTTON
BROWN, W.	GRAY	MERCER	THOMPSON
BUCHANAN	HACKNEY	MILLER, G.	TOLSON
CANSLER	HAYES	MINER	WAINWRIGHT
CAPPS	HENSLEY	MITCHELL	WARNER
CARPENTER	HIATT	MORGAN	WEATHERLY
CHURCH	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, C.
COCKLEREECE	HOLMES	NYE	WILSON, G.
CRAWFORD	HOWARD	OLDHAM	WRIGHT
CREECH	HUNT	OWENS	YONGUE
CULP	HUNTER, H.	PATE	

NOES - 6

ALLRED	GARDNER	WATSON	WOOD
BAKER	MILLER, K.		

EXCUSED ABSENCE - 3

FOX	RICHARDSON	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	DAUGHTRY	LEMMOND	SHAW
BRASWELL	GAMBLE	MICHAUX	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1777/19-- 5:01 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

CANSLER
LIFT ESC VOTER SUNSET

HOUSE BILL 1159
READING 2

AYE	36	ALBERTSON	DAVIS	JORDAN	PARNELL
		ALLRAN	EAST	LEDBETTER	PERDUE
		BALLANCE	EDWARDS	LITTLE	PLEXICO
		BASNIGHT	FORRESTER	LUCAS	PLYLER
		BLUST	GULLEY	MARTIN R.	RAND
		CARPENTER	HARTSELL	MARTIN W.	SHERRON
		CONDER	HOBBS	MCKOY	SOLES
		COOPER	HORTON	ODOM	SPEED
		DANNELLY	HOYLE	PAGE	WINNER
NO	10	BALLANTINE	CLARK	KINCAID	SIMPSON
		BLACKMON	COCHRANE	MCDANIEL	WEBSTER
		CARRINGTON	FOXX		

EXCUSED	0			
NOT CAST	3	KERR	SHAW	WARREN
ABSENT	1	SMITH		
PAIRS	0			
AYE				
NO				

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1160 MAY 14 96

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6194*-RRZ058(5.8)

Short Title: NVRA Corrections. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CORRECTIONS IN THE 1994 LEGISLATION DESIGNED TO BRING NORTH CAROLINA INTO COMPLIANCE WITH THE NATIONAL VOTER REGISTRATION ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-22(e) reads as rewritten:

"(e) The State Board of Elections shall determine, in the manner provided by law, the form and content of ballots, instruction sheets, pollbooks, talley sheets, abstract and return forms, certificates of election, and other forms to be used in primaries and elections. The Board shall furnish to the county ~~and municipal~~ boards of elections the registration application forms required pursuant to G.S. ~~163-67.~~ 163-82.3. The State Board of Elections shall direct the county boards of elections to purchase a sufficient quantity of all forms attendant to the registration and elections process. In addition, the State Board shall provide a source of supply from which the county boards of elections may purchase the quantity of pollbooks needed for the execution of its responsibilities. In the preparation of ballots, pollbooks, abstract and return forms, and all other forms, the State Board of Elections may call to its aid the Attorney General of the State, and it shall be the duty of the Attorney General to advise and aid in the preparation of these books, ballots and forms."

Sec. 2. Article 4 of Chapter 163 of the General Statutes is amended by adding a new section to read:

"**§ 163-37. Duty of county board of commissioners.**

The respective boards of county commissioners shall appropriate reasonable and adequate funds necessary for the legal functions of the county board of elections, including reasonable and just compensation of the supervisor of elections."

H 1161

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 | 6 | MAY 14 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH7266*-RRZ059.1(5.8)

Short Title: Modified At-Large Election Methods. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ADD TO THE MODES OF ELECTION THAT MAY BE CHOSEN LOCALLY FOR CITY AND COUNTY GOVERNMENTS THE FOLLOWING: CUMULATIVE VOTING AND PREFERENCE VOTING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-101 reads as rewritten:

"**§ 160A-101. Optional forms.**

Any city may change its name or alter its form of government by adopting any one or combination of the options prescribed by this section:

(1) Name of the corporation:

The name of the corporation may be changed to any name not deceptively similar to that of another city in this State.

(2) Style of the corporation:

The city may be styled a city, town, or village.

(3) Style of the governing board:

The governing board may be styled the board of commissioners, the board of aldermen, or the council.

(4) Terms of office of members of the council:

Members of the council shall serve terms of office of either two or four years. All of the terms need not be of the same length, and all of the terms need not expire in the same year.

(5) Number of members of the council:

The council shall consist of any number of members not less than three nor more than 12.

(6) Mode of election of the council:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1162 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8244*-RRZ054A(5.8)

Short Title: Voter's Testimony. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE USE OF INELIGIBLE VOTER'S TESTIMONY ABOUT HOW THE VOTE WAS CAST; TO GIVE THE PERSON PROTESTING THE ELECTION THE RIGHT TO CALL FOR A NEW ELECTION WHEN THE NUMBER OF INELIGIBLE VOTERS EXCEEDS THE MARGIN OF VICTORY; AND TO MAKE RELATED CHANGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-33 reads as rewritten:

"**§ 163-33. Powers and duties of county boards of elections.**

The county boards of elections within their respective jurisdictions shall exercise all powers granted to such boards in this Chapter, and they shall perform all the duties imposed upon them by law, which shall include the following:

(1) To make and issue such rules, regulations, and instructions, not inconsistent with law or the rules established by the State Board of Elections, as it may deem necessary for the guidance of election officers and voters.

(2) To appoint all chief judges, judges, assistants, and other officers of elections, and designate the precinct in which each shall serve; and, after notice and hearing, to remove any chief judge, judge of elections, assistant, or other officer of election appointed by it for incompetency, failure to discharge the duties of office, failure to qualify within the time prescribed by law, fraud, or for any other satisfactory cause. In exercising the powers and duties of this subdivision, the board may act only when a majority of its

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1947
SLATIVE DAY 127
H1162HCS
READING 2
CANSLER

6/11/96
1:37 PM
IN CHAIR: SPEAKER

VOTER'S TESTIMONY

AYES - 110

ADAMS	CULP	JUSTUS	REDWINE
ALDRIDGE	CUMMINGS	KISER	REYNOLDS
ALEXANDER	CUNNINGHAM	LEE	RICHARDSON
ALLRED	DAVIS	LEMMOND	ROBINSON, G.
ARNOLD	DECKER	LOCKE	ROBINSON, J.
BAKER	DICKSON	LUEBKE	ROGERS
BARBEE	DOCKHAM	MCALLISTER	RUSSELL
BARNES	EARLE	MCCOMAS	SEXTON
BEALL	EASTERLING	MCCOMBS	SHARPE
BERRY	EDDINS	MCCRARY	SHAW
BLACK	EDWARDS	MCMAHAN	SHERRILL
BLUE	ELLIS	MERCER	SHUBERT
BOWEN	ESPOSITO	MICHAUX	SUTTON
BOWIE	FOX	MILLER, G.	TALLENT
BOYD-MCINTYRE	GAMBLE	MINER	THOMPSON
BRASWELL	GARDNER	MITCHELL	TOLSON
BRAWLEY	GRADY	MORGAN	WAINWRIGHT
BROWN, J.	HACKNEY	NEELY	WARNER
BROWN, W.	HAYES	NICHOLS	WATSON
BUCHANAN	HENSLEY	NYE	WEATHERLY
CANSLER	HIATT	OLDHAM	WILKINS
CAPPS	HIGHTOWER	OWENS	WILSON, C.
CARPENTER	HILL	PATE	WILSON, G.
CHURCH	HOWARD	PRESTON	WOMBLE
CLARY	HUNTER, H.	PULLEY	WOOD
COCKLEREECE	HUNTER, R.	RAMSEY	WRIGHT
CRAWFORD	HURLEY	RAYFIELD	YONGUE
CREECH	IVES		

NOES - 2

CULPEPPER	MCLAUGHLIN

EXCUSED ABSENCE - 3

FITCH	HOLMES	HUNT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	GRAY	LINNEY	MILLER, K.
DAUGHTRY			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1827/40-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

CANSLER
VOTER'S TESTIMONY
COM SUB/2ND EDITION

HOUSE BILL 1162
READING 2

AYE	42	ALBERTSON	DANNELLY	KINCAID	PARNELL
		BALLANCE	DAVIS	LEDBETTER	PERDUE
		BALLANTINE	EAST	LITTLE	PLEXICO
		BASNIGHT	EDWARDS	LUCAS	PLYLER
		BLUST	FOXX	MARTIN R.	SHAW
		CARPENTER	GULLEY	MARTIN W.	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SIMPSON
		CLARK	HORTON	MCKOY	SOLES
		COCHRANE	HOYLE	ODOM	SPEED
		CONDER	JORDAN	PAGE	WEBSTER
		COOPER	KERR		
NO	0				
EXCUSED	0				
NOT CAST	7	ALLRAN	FORRESTER	RAND	WINNER
		BLACKMON	HOBBS	WARREN	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995 1163 MAY 14 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH2216*-RLZ003(5.13)

Short Title: Rental Equip. Liens. (Public)

Sponsors: Representative McMahan..

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE LIENS ON REAL PROPERTY FOR THE FURNISHING OF RENTAL EQUIPMENT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 44A-7 reads as rewritten:

"**§ 44A-7. Definitions.**

Unless the context otherwise requires in this Article:

(1) 'Improve' means to build, effect, alter, repair, or demolish any improvement upon, connected with, or on or beneath the surface of any real property, or to excavate, clear, grade, fill or landscape any real property, or to construct driveways and private roadways, or to furnish materials, including trees and shrubbery, for any of such purposes, or to perform any labor upon such improvements, and shall also mean and include any design or other professional or skilled services furnished by architects, engineers, land surveyors and landscape architects registered under Chapter 83A, 89A or 89C of the General ~~Statutes.~~ Statutes, and rental of equipment directly utilized on the real property in making the improvement.

(2) 'Improvement' means all or any part of any building, structure, erection, alteration, demolition, excavation, clearing, grading, filling, or landscaping, including trees and shrubbery, driveways, and private roadways, on real property.

(3) An 'owner' is a person who has an interest in the real property improved and for whom an improvement is made and who ordered the improvement to be made. 'Owner' includes successors

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1938
[redacted]SLATIVE DAY 126
H1163HCS
READING 2
MCMAHAN

6/10/96
4:54 PM
IN CHAIR: SPEAKER

RENTAL EQUIPMENT LIENS

AYES - 107

ADAMS	CUMMINGS	HURLEY	RAYFIELD
ALDRIDGE	CUNNINGHAM	IVES	REDWINE
ALEXANDER	DAUGHTRY	JUSTUS	REYNOLDS
ALLRED	DAVIS	KISER	RICHARDSON
ARNOLD	DECKER	LEE	ROBINSON, J.
BAKER	DICKSON	LEMMOND	ROGERS
BARBEE	DOCKHAM	LUEBKE	RUSSELL
BARNES	EARLE	MCALLISTER	SEXTON
BEALL	EASTERLING	MCCOMAS	SHARPE
BERRY	EDDINS	MCCOMBS	SHAW
BOWEN	EDWARDS	MCCRARY	SHERRILL
BOWIE	ELLIS	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	ESPOSITO	MCMAHAN	SUTTON
BRASWELL	FOX	MERCER	TALLENT
BRAWLEY	GARDNER	MICHAUX	THOMPSON
BROWN, J.	GRADY	MILLER, G.	TOLSON
BROWN, W.	GRAY	MITCHELL	WAINWRIGHT
BUCHANAN	HACKNEY	MORGAN	WARNER
CANSLER	HAYES	NEELY	WATSON
CAPPS	HENSLEY	NICHOLS	WEATHERLY
CARPENTER	HIATT	NYE	WILKINS
CLARY	HIGHTOWER	OLDHAM	WILSON, C.
COCKLEREECE	HILL	OWENS	WILSON, G.
CRAWFORD	HOLMES	PATE	WOMBLE
CREECH	HOWARD	PRESTON	WRIGHT
CULP	HUNTER, H.	PULLEY	YONGUE
CULPEPPER	HUNTER, R.	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 7

CHURCH	HUNT	LOCKE	ROBINSON, G.
FITCH	LINNEY	MINER	

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BLUE	MILLER, K.	WOOD
BLACK	GAMBLE		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1767/9-- 3:10 PM JUNE 20, 1996 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

MCMAHAN
RENTAL EQUIPMENT LIENS
COM SUB/2ND EDITION

HOUSE BILL 1163
READING 2

AYE	47	ALBERTSON	COOPER	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R.	SHERRON
		BLUST	GULLEY	MARTIN W.	SOLES
		CARPENTER	HARTSELL	MCDANIEL	SPEED
		CARRINGTON	HOBBS	MCKOY	WARREN
		CLARK	HORTON	ODOM	WEBSTER
		COCHRANE	HOYLE	PAGE	WINNER
		CONDER	JORDAN	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	2	DANNELLY		SIMPSON	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

H.B. FILED
1164 MAY 14 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH1322*-RLZ001(5.13)

Short Title: Mold Lien Act. (Public)

Sponsors: Representative McMahan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR LIEN RIGHTS FOR PERSONS WHO FABRICATE DIES, MOLDS, FORMS, OR PATTERNS AND WHO FABRICATE PRODUCTS FROM DIES, MOLDS, FORMS, OR PATTERNS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 44A-2 reads as rewritten:

"**§ 44A-2. Persons entitled to lien on personal property.**

(a) Any person who tows, alters, repairs, stores, services, treats, or improves personal property other than a motor vehicle in the ordinary course of his business pursuant to an express or implied contract with an owner or legal possessor of the personal property has a lien upon the property. The amount of the lien shall be the lesser of

(1) The reasonable charges for the services and materials; or
(2) The contract price; or
(3) One hundred dollars ($100.00) if the lienor has dealt with a legal possessor who is not an owner.

This lien shall have priority over perfected and unperfected security interests.

(b) Any person engaged in the business of operating a hotel, motel, or boardinghouse has a lien upon all baggage, vehicles and other personal property brought upon his premises by a guest or boarder who is an owner thereof to the extent of reasonable charges for the room, accommodations and other items or services furnished at the request of the guest or boarder. This lien shall not have priority over any security interest in the property which is perfected at the time the guest or boarder brings the property to said hotel, motel or boardinghouse.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1939
[redacted]SLATIVE DAY 126
H1164HCS
READING 2
MCMAHAN

6/10/96
4:56 PM
IN CHAIR: SPEAKER

MOLD LIEN ACT

AYES - 107

ADAMS	CUMMINGS	IVES	RAYFIELD
ALDRIDGE	CUNNINGHAM	JUSTUS	REDWINE
ALEXANDER	DAUGHTRY	KISER	REYNOLDS
ALLRED	DAVIS	LEE	RICHARDSON
ARNOLD	DICKSON	LEMMOND	ROBINSON, J.
BAKER	DOCKHAM	LOCKE	ROGERS
BARBEE	EARLE	LUEBKE	RUSSELL
BARNES	EASTERLING	MCALLISTER	SEXTON
BEALL	EDDINS	MCCOMAS	SHARPE
BERRY	EDWARDS	MCCOMBS	SHAW
BOWEN	ELLIS	MCCRARY	SHERRILL
BOWIE	ESPOSITO	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	FOX	MCMAHAN	SUTTON
BRASWELL	GARDNER	MERCER	TALLENT
BRAWLEY	GRADY	MICHAUX	THOMPSON
BROWN, J.	GRAY	MILLER, G.	TOLSON
BROWN, W.	HACKNEY	MITCHELL	WAINWRIGHT
BUCHANAN	HAYES	MORGAN	WARNER
CANSLER	HENSLEY	NEELY	WATSON
CAPPS	HIATT	NICHOLS	WEATHERLY
CARPENTER	HIGHTOWER	NYE	WILKINS
CLARY	HILL	OLDHAM	WILSON, C.
COCKLEREECE	HOLMES	OWENS	WILSON, G.
CRAWFORD	HOWARD	PATE	WOMBLE
CREECH	HUNTER, H.	PRESTON	WRIGHT
CULP	HUNTER, R.	PULLEY	YONGUE
CULPEPPER	HURLEY	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	HUNT	MINER	ROBINSON, G.
FITCH	LINNEY		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BLUE	GAMBLE	WOOD
BLACK	DECKER	MILLER, K.	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1164

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1164-ARU-003

Date 6/21/ ,1996

Comm. Sub. [YES]
Amends Title []
Second Edition

Senator Cooper

moves to amend the bill on page 3, lines 4 through 12, by rewriting the lines to read:

"(g) Any person who fabricates, casts, or otherwise makes a mold or who uses a mold to manufacture, assemble, or otherwise make a product pursuant to an express or implied contract with the owner of such mold shall have a lien upon the mold. For a lien to arise under this subsection, there must exist written evidence that the parties understood that a lien could be applied against the mold, with the evidence being in the form either of a written contract or a separate written statement provided by the potential holder of the lien under this subsection to the owner of the mold prior to the fabrication or use of the mold. The written contract or separate written statement must describe generally the amount of the potential lien as set forth in this subsection. The amount of the lien under this subsection shall equal the total of (i) any unpaid contracted charges due from the owner of the mold for making the mold, plus (ii) any unpaid contracted charges for all products made with the mold. The lien under this subsection shall not have priority over any security interest in the mold which is perfected at the time the person acquires this lien. As used in this

Adopted

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1164

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1164-ARU-003

subsection, the word "mold" shall include a mold, die, form, or pattern.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____
44-0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1843/56-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

MCMAHAN
MOLD LIEN ACT
COM SUB/2ND EDITION

HOUSE BILL 1164

AMEND 1

AYE	44	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	LEDBETTER	PLEXICO
		BALLANCE	DAVIS	LITTLE	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R.	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		BLUST	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
NO	0				
EXCUSED	0				
NOT CAST	3	KERR	KINCAID	WARREN	
ABSENT	3	CARPENTER	EDWARDS	SMITH	
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1844/57-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

MCMAHAN
MOLD LIEN ACT
COM SUB/2ND EDITION

HOUSE BILL 1164
READING 2

AYE	44	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	LEDBETTER	PLEXICO
		BALLANCE	DAVIS	LITTLE	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R.	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		BLUST	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
NO	0				
EXCUSED	0				
NOT CAST	3	KERR	KINCAID	WARREN	
ABSENT	3	CARPENTER	EDWARDS	SMITH	
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1164

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1164-ARU-003

Date 6/21/ ,1996

Comm. Sub. [YES]
Amends Title []
Second Edition

Senator Cooper

moves to amend the bill on page 3, lines 4 through 12, by rewriting the lines to read:

"(g) Any person who fabricates, casts, or otherwise makes a mold or who uses a mold to manufacture, assemble, or otherwise make a product pursuant to an express or implied contract with the owner of such mold shall have a lien upon the mold. For a lien to arise under this subsection, there must exist written evidence that the parties understood that a lien could be applied against the mold, with the evidence being in the form either of a written contract or a separate written statement provided by the potential holder of the lien under this subsection to the owner of the mold prior to the fabrication or use of the mold. The written contract or separate written statement must describe generally the amount of the potential lien as set forth in this subsection. The amount of the lien under this subsection shall equal the total of (i) any unpaid contracted charges due from the owner of the mold for making the mold, plus (ii) any unpaid contracted charges for all products made with the mold. The lien under this subsection shall not have priority over any security interest in the mold which is perfected at the time the person acquires this lien. As used in this

43-0 EV

HOUSE CONCURS IN SENATE AMENDMENT #1
JUN 21 1996
AND ORDERED ENROLLED

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1164

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1164-ARU-003

subsection, the word "mold" shall include a mold, die, form, or pattern.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____
44-0

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

S[redacted]# 2227
L[redacted]LATIVE DAY 135
H1164HCS

6/21/96
[redacted]
IN CHAIR: SPEAKER

AMEND #1- senate amendment
MOLD LIEN ACT
MOTION #11- to concur

AYES - 93

ADAMS	CUNNINGHAM	JUSTUS	RAYFIELD
ALEXANDER	DAUGHTRY	KISER	REDWINE
ALLRED	DAVIS	LEE	REYNOLDS
ARNOLD	DECKER	LINNEY	RICHARDSON
BAKER	DOCKHAM	LOCKE	ROBINSON, J.
BARBEE	EARLE	LUEBKE	RUSSELL
BARNES	EASTERLING	MCALLISTER	SEXTON
BERRY	EDDINS	MCCOMAS	SHARPE
BLACK	EDWARDS	MCCOMBS	SHERRILL
BOWEN	ELLIS	MCCRARY	SHUBERT
BOWIE	ESPOSITO	MCMAHAN	SUTTON
BOYD-MCINTYRE	FITCH	MERCER	TALLENT
BRAWLEY	GRADY	MILLER, G.	THOMPSON
BROWN, J.	HACKNEY	MINER	TOLSON
CANSLER	HAYES	MITCHELL	WAINWRIGHT
CAPPS	HENSLEY	MORGAN	WATSON
CARPENTER	HIATT	NEELY	WEATHERLY
CHURCH	HIGHTOWER	NICHOLS	WILKINS
CLARY	HILL	NYE	WILSON, C.
COCKLEREECE	HOLMES	OWENS	WILSON, G.
CRAWFORD	HOWARD	PATE	WOOD
CREECH	HURLEY	PRESTON	WRIGHT
CULP	IVES	PULLEY	YONGUE
CUMMINGS			

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 18

SPEAKER	GAMBLE	LEMMOND	RAMSEY
BRASWELL	GARDNER	MCLAUGHLIN	ROGERS
BROWN, W.	GRAY	MICHAUX	SHAW
BUCHANAN	HUNTER, H.	MILLER, K.	WOMBLE
CULPEPPER	HUNTER, R.		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1165 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5204-LCZ293D(1.25)

Short Title: Incentives to Increase Charitable Giving. (Public)

Sponsors: Representatives McMahan, Bowie, Culpepper, Daughtry, Dickson, and Nye.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE GIVING TO CHARITABLE NONPROFIT ORGANIZATIONS BY EXEMPTING FROM SALES AND USE TAX TANGIBLE PERSONAL PROPERTY THAT IS MANUFACTURED OR PURCHASED FOR RESALE BY A WHOLESALE MERCHANT OR A RETAILER AND THEN DONATED TO A CHARITABLE NONPROFIT ORGANIZATION, BY EXPANDING THE STATE CORPORATE INCOME TAX DEDUCTION FOR CHARITABLE CONTRIBUTIONS, AND BY PROVIDING AN INCOME TAX CREDIT FOR CERTAIN CHARITABLE CONTRIBUTIONS BY INDIVIDUALS WHO CANNOT DEDUCT THE CONTRIBUTIONS BECAUSE THEY DO NOT ITEMIZE.

The General Assembly of North Carolina enacts:

PART I. SALES TAX.

Section 1.1. G.S. 105-164.13 is amended by adding a new subdivision to read:

"(42) Tangible personal property that is purchased by a retailer for resale or is manufactured or purchased by a wholesale merchant for resale and then withdrawn from inventory and donated by the retailer or wholesale merchant to a nonprofit organization, contributions to which are deductible as charitable contributions for federal income tax purposes."

Sec. 1.2. G.S. 105-164.13 (13a) and (31b) are repealed.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1856
SLATIVE DAY 117
H1165
READING 2
MCMAHAN

5/23/96
1:39 PM
IN CHAIR: SPEAKER

INCENTIVES TO INCREA SE CHARITABLE GIVING

AYES - 111

ADAMS	CULPEPPER	HUNTER, R.	PULLEY
ALDRIDGE	CUMMINGS	HURLEY	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REDWINE
ARNOLD	DAVIS	LEE	REYNOLDS
BAKER	DECKER	LEMMOND	RICHARDSON
BARBEE	DICKSON	LINNEY	ROBINSON, J.
BARNES	DOCKHAM	LOCKE	RUSSELL
BEALL	EARLE	LUEBKE	SEXTON
BERRY	EASTERLING	MCALLISTER	SHARPE
BLACK	EDDINS	MCCOMAS	SHAW
BLUE	EDWARDS	MCCOMBS	SHERRILL
BOWEN	ELLIS	MCCRARY	SHUBERT
BOWIE	FITCH	MCLAUGHLIN	SUTTON
BOYD-MCINTYRE	FOX	MCMAHAN	TALLENT
BRAWLEY	GAMBLE	MERCER	THOMPSON
BROWN, J.	GARDNER	MILLER, G.	TOLSON
BROWN, W.	GRADY	MILLER, K.	WAINWRIGHT
BUCHANAN	GRAY	MINER	WARNER
CANSLER	HACKNEY	MITCHELL	WATSON
CAPPS	HAYES	MORGAN	WEATHERLY
CARPENTER	HENSLEY	NEELY	WILKINS
CHURCH	HIATT	NICHOLS	WILSON, C.
CLARY	HIGHTOWER	NYE	WILSON, G.
COCKLEREECE	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	WRIGHT
CREECH	HOWARD	PATE	YONGUE
CULP	HUNT	PRESTON	

NOES - 0

EXCUSED ABSENCE - 2

BRASWELL	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	HUNTER, H.	MICHAUX	WOOD
ESPOSITO	IVES	ROGERS	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1166 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8237-NPRBZ200(5.6)

Short Title: Nonprofits Disclosure/Accountability. (Public)

Sponsors: Representatives McMahan, Bowie, Culpepper, Daughtry, Dickson, and Nye.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE REQUIRED DISCLOSURE STATEMENT AND ELIMINATE DUPLICATIVE REPORTING REQUIREMENTS UNDER THE CHARITABLE SOLICITATIONS ACT AND TO MODIFY AND CLARIFY REQUIREMENTS FOR NONGOVERNMENTAL ENTITIES' ACCOUNTABILITY FOR STATE GRANTS.

The General Assembly of North Carolina enacts:

PART I. AMEND CHARITABLE SOLICITATIONS ACT

Section 1.1. G.S. 131F-9(c) reads as rewritten:

"(c) Printed Disclosure. -- Every charitable organization or sponsor that is required to obtain a license under G.S. 131F-5 shall conspicuously display in ~~capital letters in bold~~ type of a minimum size ~~10~~ nine points, the following statement on every printed solicitation, written confirmation, receipt, or reminder of a contribution:

~~'A COPY OF THE LICENSE TO SOLICIT CHARITABLE CONTRIBUTIONS AS A CHARITABLE ORGANIZATION OR SPONSOR AND FINANCIAL INFORMATION MAY BE OBTAINED FROM THE DEPARTMENT OF HUMAN RESOURCES, SOLICITATION LICENSING BRANCH, BY CALLING (919) 733-4510. REGISTRATION DOES NOT IMPLY ENDORSEMENT, APPROVAL, OR RECOMMENDATION BY THE STATE.'~~ 'Financial information about this organization and a copy of its license are available from the State Solicitation Licensing Branch at [telephone number]. The license is not an endorsement by the State.'

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1857
[redacted]SLATIVE DAY 117
H1166
READING 2
MCMAHAN

5/23/96
1:42 PM
IN CHAIR: SPEAKER

NONPROFITS DISCLOSUR E/ACCOUNTABILITY

AYES - 112

ADAMS	CULPEPPER	HUNTER, R.	PRESTON
ALDRIDGE	CUMMINGS	HURLEY	PULLEY
ALEXANDER	DAUGHTRY	IVES	RAMSEY
ALLRED	DAVIS	JUSTUS	RAYFIELD
ARNOLD	DECKER	KISER	REDWINE
BAKER	DICKSON	LEE	REYNOLDS
BARBEE	DOCKHAM	LEMMOND	RICHARDSON
BARNES	EARLE	LINNEY	ROBINSON, J.
BEALL	EASTERLING	LOCKE	RUSSELL
BERRY	EDDINS	LUEBKE	SEXTON
BLACK	EDWARDS	MCALLISTER	SHARPE
BLUE	ELLIS	MCCOMAS	SHAW
BOWEN	ESPOSITO	MCCOMBS	SHERRILL
BOWIE	FOX	MCCRARY	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCLAUGHLIN	SUTTON
BRAWLEY	GARDNER	MCMAHAN	TALLENT
BROWN, J.	GRADY	MERCER	THOMPSON
BROWN, W.	GRAY	MILLER, G.	TOLSON
BUCHANAN	HACKNEY	MILLER, K.	WAINWRIGHT
CANSLER	HAYES	MINER	WARNER
CAPPS	HENSLEY	MITCHELL	WATSON
CARPENTER	HIATT	MORGAN	WEATHERLY
CHURCH	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, C.
COCKLEREECE	HOLMES	NYE	WILSON, G.
CRAWFORD	HOWARD	OLDHAM	WOMBLE
CREECH	HUNT	OWENS	WRIGHT
CULP	HUNTER, H.	PATE	YONGUE

NOES - 0

EXCUSED ABSENCE - 2

BRASWELL	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	FITCH	ROGERS	WOOD
CUNNINGHAM	MICHAUX		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1718/7-- 1:57 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

MCMAHAN
NONPROFITS/DISCLOSURE ACCOUNT.

HOUSE BILL 1166

MOTION 5
TO REFER

AYE	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BASNIGHT	HOBBS	ODOM	SHERRON
		CARRINGTON	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.		
NO	21	ALLRAN	COCHRANE	HARTSELL	MCKOY
		BALLANTINE	DAVIS	HORTON	PAGE
		BLACKMON	EAST	KINCAID	SIMPSON
		BLUST	FORRESTER	LEDBETTER	SMITH
		CARPENTER	FOXX	MCDANIEL	WEBSTER
		CLARK			

EXCUSED	0		
NOT CAST	2	BALLANCE	SHAW
ABSENT	1	LITTLE	
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1166

AMENDMENT NO. 1 (ONE)
(to be filled in by Principal Clerk)

H1166-ALC-6/21

Date 6/21, 1996

Comm. Sub. [ ]
Amends Title [ ]

Rep./Sen. Cooper

moves to amend the bill on page 5, lines 7 - 10, by deleting the sentence that begins on line 7 and substituting two new sentences to read:
"The State may not disburse State funds appropriated by the General Assembly to any grantee or collected by the State for use by any grantee if that grantee has failed to provide any reports or financial information previously required by this section. In addition, before disbursing the funds, the Office of State Budget and Management may require the grantee to supply information demonstrating that the grantee is capable of managing the funds in accordance with law and has established adequate financial procedures and controls."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____

43-0

HOUSE CONCURS IN SENATE AMENDMENT #1
91-0 EV
JUN 21 1996
AND ORDERED ENROLLED

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1829/42-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

MCMAHAN
NONPROFITS/DISCLOSURE ACCOUNT.

HOUSE BILL 1166

AMEND 1

AYE	43	ALBERTSON	DAVIS	KINCAID	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BLUST	FOXX	LUCAS	RAND
		CARPENTER	GULLEY	MARTIN R.	SHAW
		CARRINGTON	HARTSELL	MARTIN W.	SHERRON
		CLARK	HOBBS	MCDANIEL	SOLES
		COCHRANE	HORTON	MCKOY	SPEED
		CONDER	HOYLE	ODOM	WARREN
		COOPER	JORDAN	PAGE	WINNER
		DANNELLY	KERR	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	6	BALLANCE	BLACKMON	SIMPSON	WEBSTER
		BASNIGHT	FORRESTER		
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1830/43-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

MCMAHAN
NONPROFITS/DISCLOSURE ACCOUNT.

HOUSE BILL 1166
READING 2

AYE	44	ALBERTSON	DAVIS	KERR	PARNELL
		ALLRAN	EAST	KINCAID	PLEXICO
		BALLANTINE	EDWARDS	LEDBETTER	PLYLER
		BLUST	FORRESTER	LITTLE	RAND
		CARPENTER	FOXX	LUCAS	SHAW
		CARRINGTON	GULLEY	MARTIN R.	SHERRON
		CLARK	HARTSELL	MARTIN W.	SIMPSON
		COCHRANE	HOBBS	MCDANIEL	SOLES
		CONDER	HORTON	MCKOY	SPEED
		COOPER	HOYLE	ODOM	WARREN
		DANNELLY	JORDAN	PAGE	WINNER
NO	1	WEBSTER			
EXCUSED	0				
NOT CAST	4	BALLANCE	BASNIGHT	BLACKMON	PERDUE
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

S [redacted] # 2226
LEGISLATIVE DAY 135
H1166

6/21/96
[redacted]
IN CHAIR: SPEAKER

ROLL CALL

AMEND #1 Senate amendment

MOTION #11 to concur

AYES - 91

ADAMS	CUNNINGHAM	JUSTUS	REDWINE
ALEXANDER	DAUGHTRY	KISER	REYNOLDS
ALLRED	DAVIS	LEE	RICHARDSON
ARNOLD	DECKER	LINNEY	ROBINSON, J.
BAKER	DOCKHAM	LUEBKE	RUSSELL
BARBEE	EARLE	MCALLISTER	SEXTON
BARNES	EASTERLING	MCCOMAS	SHARPE
BERRY	EDDINS	MCCOMBS	SHERRILL
BLACK	EDWARDS	MCCRARY	SHUBERT
BOWEN	ELLIS	MCMAHAN	SUTTON
BOWIE	ESPOSITO	MERCER	TALLENT
BOYD-MCINTYRE	FITCH	MILLER, G.	THOMPSON
BRAWLEY	GRADY	MINER	TOLSON
BROWN, J.	GRAY	MITCHELL	WAINWRIGHT
CANSLER	HACKNEY	MORGAN	WATSON
CAPPS	HAYES	NEELY	WEATHERLY
CARPENTER	HENSLEY	NICHOLS	WILKINS
CHURCH	HIATT	NYE	WILSON, C.
CLARY	HIGHTOWER	OWENS	WILSON, G.
COCKLEREECE	HILL	PATE	WOOD
CREECH	HOLMES	PRESTON	WRIGHT
CULP	HURLEY	PULLEY	YONGUE
CUMMINGS	IVES	RAYFIELD	

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 20

SPEAKER	CULPEPPER	HUNTER, R.	MILLER, K.
BRASWELL	GAMBLE	LEMMOND	RAMSEY
BROWN, W.	GARDNER	LOCKE	ROGERS
BUCHANAN	HOWARD	MCLAUGHLIN	SHAW
CRAWFORD	HUNTER, H.	MICHAUX	WOMBLE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1167 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE JOINT RESOLUTION DRHJR4199-NPRBZ5(5.6)

Sponsors: Representatives McMahan, Bowie, Culpepper, Daughtry, Dickson, and Nye.

Referred to:

A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY WAYS TO FACILITATE GREATER COOPERATION BETWEEN THE PUBLIC AND NONPROFIT SECTORS AND TO FOSTER THE GROWTH OF THE NONPROFIT SECTOR.

Whereas, the House Select Committee on Nonprofits was authorized to study issues relating to the facilitation of greater cooperation between the public and nonprofit sectors and the fostering of growth of the nonprofit sector; and

Whereas, the Committee will report its findings and recommendations to the 1996 Regular Session of the 1995 General Assembly; and

Whereas, the Committee has found the issues involved in this matter to be so important as to merit additional study by the Legislative Research Commission; Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

Section 1. The Legislative Research Commission is authorized to study ways to facilitate greater cooperation between the public and nonprofit sectors and to foster the growth of the nonprofit sector. The study should include an analysis of the procedures currently used to contract between State agencies and nonprofit organizations for the delivery of public services through the nonprofit sector and any problems associated with those procedures. The study should also give consideration to the need for the creation of an independent commission to facilitate communications between the public and nonprofit sectors.

Sec. 2. The Commission may report its findings and recommendations to the 1997 General Assembly.

Sec. 3. This resolution is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HB FILED
1168
MAY 14 95
HOUSE PRINCIPAL CLERK

D

HOUSE DRH7269-LB404(3.15)

Short Title: Henderson Co. Annexation Agreements. (Local)

Sponsors: Representative Ives.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF HENDERSONVILLE AND THE TOWN OF LAUREL PARK TO ENTER INTO ANNEXATION AND PAYMENT IN LIEU OF TAX AGREEMENTS WITH THE OWNERS OF CERTAIN CLASSES OF MANUFACTURING PROPERTIES.

The General Assembly of North Carolina enacts:

Section 1. A city may, by written agreement approved by the governing board, provide that certain manufacturing industrial property described in the agreement may not be annexed by the city under Part 2 or 3 of Article 4A of Chapter 160A of the General Statutes for a period not to exceed 20 years from the effective date of the agreement.

Sec. 2. The consideration flowing to the city under an agreement authorized by Section 1 of this act shall be annual payments in lieu of taxes. The payments shall be negotiated by the city and the industry involved. Consideration may be given to the economic benefits to the city that are derived from said industry, the number of employees, and the potential for future growth and expansion.

Sec. 3. Nothing in this act impairs the right of the General Assembly to annex any property by specific local act.

Sec. 4. This act applies only to the City of Hendersonville and the Town of Laurel Fork.

Sec. 5. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1169 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1301-RNZ030.3(5.7)

Short Title: Abolish Boards And Commissions. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ABOLISH AND MERGE CERTAIN BOARDS AND COMMISSIONS.

The General Assembly of North Carolina enacts:

JUVENILE LAW STUDY COMMISSION

Section 1. The Juvenile Law Study Commission is abolished and Article 58 of Chapter 7A of the General Statutes is repealed. The duties of the Commission are transferred to the Juvenile Justice Planning Committee of the Governor's Crime Commission.

Sec. 1.1. G.S. 143B-480(c) reads as rewritten:

"(c) The adjunct committees created herein shall report directly to the Governor's Crime Commission and shall have the following powers and duties:

(1) Repealed by Session Laws 1983 (Regular Session 1984), c. 995, s. 8, effective June 27, 1984.

(2) The Law Enforcement Planning Committee shall advise the Governor's Crime Commission on all matters which are referred to it relevant to law enforcement, including detention; shall participate in the development of the law-enforcement component of the State's comprehensive plan; shall consider and recommend priorities for the improvement of law- enforcement services; and shall offer technical assistance to State and local agencies in the planning and implementation of programs contemplated by the comprehensive plan for the improvement of law-enforcement services.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1169 DATE 6/20/96

S. B. No. _____ Amendment No. 1

(to be filled in by Principal Clerk)

Rep.) Alexander

Sen.)

moves to amend the bill on page 3, lines 17-22, and on page 21, lines 5 and 6 by deleting those lines.

SIGNED Martha B. Alexander

ADOPTED _____ FAILED 6/20/96 47-57 EV TABLED _____

59

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 2100
ISLATIVE DAY 134
H1169
READING 2
MORGAN
AMEND #1- Alexander
ABOLISH BOARDS AND COMMISSIONS

6/20/96
4:53 PM
IN CHAIR: SPEAKER

AYES - ~~47~~ 45 DWalker

ADAMS	EASTERLING	LOCKE	ROGERS
ALEXANDER	~~ELLIS~~ DW	LUEBKE	SHAW
BARNES	FITCH	MCALLISTER	SUTTON
BLACK	HACKNEY	MCCRARY	THOMPSON
BOWEN DW	HENSLEY	MERCER	TOLSON
~~BOYD-MCINTYRE~~	HIGHTOWER	MICHAUX	WAINWRIGHT
BRASWELL	HILL	MILLER, G.	WATSON
BROWN, W.	HUNTER, H.	NYE	WILKINS
CHURCH	HUNTER, R.	OWENS	WOMBLE
CRAWFORD	HURLEY	RAMSEY	WRIGHT
CUNNINGHAM	IVES	REDWINE	YONGUE
EARLE	LEE	RICHARDSON	

NOES - ~~57~~ 59 DWalker

ALLRED	CUMMINGS	HOWARD	PULLEY
BAKER	DAVIS	JUSTUS	RAYFIELD
BARBEE	DECKER	KISER	REYNOLDS
BERRY	DICKSON	LINNEY	ROBINSON, J.
BRAWLEY	DOCKHAM	MCCOMAS	RUSSELL
BROWN, J.	EDDINS	MCCOMBS	SEXTON
BUCHANAN	EDWARDS	MCMAHAN	SHARPE
CANSLER	ESPOSITO	MINER	SHERRILL
CAPPS	GARDNER	MITCHELL	SHUBERT
CARPENTER	GRADY	MORGAN	TALLENT
CLARY	GRAY	NEELY	WEATHERLY
COCKLEREECE	HAYES	NICHOLS	WILSON, C.
CREECH	HIATT	PATE	WILSON, G.
CULP	HOLMES	PRESTON	WOOD
CULPEPPER			

BOYD-McINTYRE DW
ELLIS

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	BOWIE	GAMBLE	MCLAUGHLIN
ALDRIDGE	DAUGHTRY	LEMMOND	MILLER, K.
ARNOLD			

Reps. Boyd-McIntyre and Ellis request to be recorded as voting "no" Speaker so orders. DWalker

H1169

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2101
LEGISLATIVE DAY 134
H1169
READING 2
MORGAN

6/20/96
4:54 PM
IN CHAIR: SPEAKER

ABOLISH BOARDS AND COMMISSIONS

AYES - 88

ALDRIDGE	DAVIS	LINNEY	REYNOLDS
ALLRED	DECKER	LOCKE	RICHARDSON
BAKER	DICKSON	MCALLISTER	ROBINSON, J.
BARBEE	DOCKHAM	MCCOMAS	ROGERS
BERRY	EASTERLING	MCCOMBS	RUSSELL
BOWEN	EDDINS	MCCRARY	SEXTON
BOYD-MCINTYRE	EDWARDS	MCMAHAN	SHARPE
BRASWELL	ELLIS	MERCER	SHERRILL
BRAWLEY	ESPOSITO	MICHAUX	SHUBERT
BROWN, J.	GARDNER	MINER	SUTTON
BROWN, W.	GRADY	MITCHELL	TALLENT
BUCHANAN	GRAY	MORGAN	THOMPSON
CANSLER	HAYES	NEELY	TOLSON
CAPPS	HIATT	NICHOLS	WAINWRIGHT
CHURCH	HILL	NYE	WATSON
CLARY	HOLMES	OWENS	WEATHERLY
COCKLEREECE	HUNTER, R.	PATE	WILKINS
CRAWFORD	HURLEY	PRESTON	WILSON, C.
CREECH	IVES	PULLEY	WILSON, G.
CULPEPPER	JUSTUS	RAMSEY	WOMBLE
CUMMINGS	KISER	RAYFIELD	WOOD
CUNNINGHAM	LEE	REDWINE	YONGUE

NOES - 15

ADAMS	EARLE	HENSLEY	MILLER, G.
ALEXANDER	FITCH	HIGHTOWER	SHAW
BARNES	GAMBLE	HUNTER, H.	WRIGHT
BLACK	HACKNEY	LUEBKE	

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
BLUE	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CARPENTER	HOWARD	MCLAUGHLIN
ARNOLD	CULP	LEMMOND	MILLER, K.
BOWIE	DAUGHTRY		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1170 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH6188*-RNZ021.1

Short Title: Agency Printing. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENFORCE ECONOMY IN STATE PRINTING COSTS AND TO PROMOTE OPPORTUNITIES FOR INCREASED PRIVATIZATION OF PRINTING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-169 reads as rewritten:

"**§ 143-169. Limitations on publications.**

(a) Repealed by Session Laws 1983, c. 866, s. 2.

(b) Every publication published at State expense which makes use of ~~the multicolor process~~ process color or multicolor printing is prohibited except:

(1) In cases of scientific illustrations when the illustrations would be unintelligible if published in black and white;

(2) When the publication is a project of the Department of Environment, Health, and Natural Resources, or is a part of the magazine 'Wildlife in North Carolina,' published under the auspices of the Wildlife Resources Commission; or

(3) When the express approval of the Department of Administration is obtained.

(c) Every publication published at State expense shall be prepared in accordance with the recycling and reuse requirements set forth in G.S. 130A-309.14(j).

(d) If an agency fails to comply with this subsection, the Director of the Budget shall certify the agency's printing budget for the next fiscal year at ten percent (10%) less than the amount appropriated for the fiscal year in which the violation occurs."

Sec. 2. G.S. 130A-309.14(j) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1171 MAY 14 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1297*-RNZ002.5(5.7)

Short Title: Confirmation/Appointments. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR LEGISLATIVE CONFIRMATION OF CERTAIN EXECUTIVE APPOINTMENTS AND TO CHANGE THE COMPOSITION, APPOINTMENTS, AND TERMS OF VARIOUS BOARDS, COMMISSIONS, AND AUTHORITIES WITHIN STATE GOVERNMENT.

The General Assembly of North Carolina enacts:

PART I. CONFIRMATION

--LEGISLATIVE CONFIRMATION PROCEDURE

Section 1.1. G.S. 147-12(3c), 147-12(3d), and 147-16.3 are repealed.

Sec. 1.2. Chapter 147 of the General Statutes is amended by adding the following new section:

"**§ 147-16.4. Confirmation of appointments.**

(a) Confirmation. -- A person nominated by the Governor to an office requiring confirmation by the General Assembly may take office only after having been confirmed by the General Assembly in accordance with this section, except as otherwise provided in subsections (d) and (e) of this section.

(b) Nomination. -- The Governor shall notify the President of the Senate, the Speaker of the House of Representatives, and the principal clerk of each house of the legislature of the name of the nominee subject to confirmation no later than:

(1) February 1 of the year in which the appointment is to be made for the office of Commissioner of Banks.

(2) May 1 of the year in which the appointment is to be made for all other offices with fixed terms.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1171

AMENDMENT NO. 1
(to be filled in by Principal Clerk)

H1171-ALB-1

Page 1 of 1

Date June 5, 1996

Comm. Sub. [YES]
Amends Title []
Second Edition

REP. HACKNEY

moves to amend the bill on page 30, line 18, through page 33, line 40 by deleting those lines.

further moves to amend the bill on page 34, line 31, by deleting "Sections 2.6 and 2.7", and substituting "Section 2.6".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 6/5/96 TABLED _____

47-59 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1906
LE[redacted]SLATIVE DAY 124
H1171HCS
READING 2
MORGAN
AMEND #1- H1171-CSV
CONFIRMATION/ APPOINTMENTS

6/05/96
3:13 PM
IN CHAIR: SPEAKER

AYES - 47

ADAMS	DECKER	HURLEY	RAMSEY
ALEXANDER	DICKSON	IVES	REDWINE
BARNES	EARLE	LEE	ROGERS
BEALL	EASTERLING	LOCKE	SHAW
BLACK	FITCH	LUEBKE	SUTTON
BLUE	GAMBLE	MCCRARY	TOLSON
BOWEN	HACKNEY	MCLAUGHLIN	WAINWRIGHT
BOYD-MCINTYRE	HENSLEY	MILLER, G.	WARNER
BROWN, W.	HIGHTOWER	MILLER, K.	WILKINS
CHURCH	HILL	NYE	WRIGHT
CRAWFORD	HUNT	OLDHAM	YONGUE
CUNNINGHAM	HUNTER, R.	OWENS	

NOES - 59

[redacted]LDRIDGE	CULP	HOLMES	PULLEY
ALLRED	CULPEPPER	HOWARD	RAYFIELD
ARNOLD	CUMMINGS	JUSTUS	REYNOLDS
BAKER	DAUGHTRY	KISER	ROBINSON, G.
BARBEE	DAVIS	LINNEY	ROBINSON, J.
BERRY	DOCKHAM	MCCOMAS	SEXTON
BOWIE	EDDINS	MCCOMBS	SHARPE
BRAWLEY	EDWARDS	MCMAHAN	SHUBERT
BROWN, J.	ELLIS	MINER	THOMPSON
BUCHANAN	ESPOSITO	MITCHELL	WATSON
CANSLER	GARDNER	MORGAN	WEATHERLY
CAPPS	GRADY	NEELY	WILSON, C.
CARPENTER	GRAY	NICHOLS	WILSON, G.
CLARY	HAYES	PATE	WOOD
CREECH	HIATT	PRESTON	

EXCUSED ABSENCE - 3

FOX	RICHARDSON	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	HUNTER, H.	MERCER	SHERRILL
BRASWELL	LEMMOND	MICHAUX	TALLENT
COCKLEREECE	MCALLISTER	RUSSELL	

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 1907
LEGISLATIVE DAY 124
H1171HCS
READING 2
MORGAN

6/05/96
3:37 PM
IN CHAIR: SPEAKER

CONFIRMATION/ APPOINTMENTS

AYES - 66

SPEAKER	CREECH	HOLMES	PULLEY
ALDRIDGE	CULP	HOWARD	RAYFIELD
ALLRED	CULPEPPER	IVES	REYNOLDS
ARNOLD	CUMMINGS	JUSTUS	ROBINSON, G.
BAKER	DAVIS	KISER	ROBINSON, J.
BARBEE	DECKER	LINNEY	RUSSELL
BERRY	DICKSON	MCCOMAS	SEXTON
BOWIE	DOCKHAM	MCCOMBS	SHARPE
BRAWLEY	EDDINS	MCMAHAN	SHERRILL
BROWN, J.	EDWARDS	MINER	SHUBERT
BUCHANAN	ELLIS	MITCHELL	THOMPSON
CANSLER	ESPOSITO	MORGAN	WATSON
CAPPS	GARDNER	NEELY	WEATHERLY
CARPENTER	GRADY	NICHOLS	WILSON, C.
CLARY	GRAY	PATE	WILSON, G.
COCKLEREECE	HAYES	PRESTON	WOOD
CRAWFORD	HIATT		

NOES - 46

ADAMS	EASTERLING	LOCKE	RAMSEY
ALEXANDER	FITCH	LUEBKE	REDWINE
BARNES	GAMBLE	MCALLISTER	ROGERS
BEALL	HACKNEY	MCCRARY	SHAW
BLACK	HENSLEY	MCLAUGHLIN	SUTTON
BLUE	HIGHTOWER	MERCER	TOLSON
BOWEN	HILL	MILLER, G.	WAINWRIGHT
BOYD-MCINTYRE	HUNT	MILLER, K.	WARNER
BROWN, W.	HUNTER, H.	NYE	WILKINS
CHURCH	HUNTER, R.	OLDHAM	WRIGHT
CUNNINGHAM	HURLEY	OWENS	YONGUE
EARLE	LEE		

EXCUSED ABSENCE - 3

FOX	RICHARDSON	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 5

BRASWELL	LEMMOND	MICHAUX	TALLENT
DAUGHTRY			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1271 DATE June 6, 1996

S. B. No. _____ Amendment No. 2
(to be filled in by Principal Clerk)

Rep.) Howard
Sen.)

moves to amend the bill on page 26, line S 24-25

by deleting those lines and substituting:

"(9a) One who shall be an active realtor who is not a developer or builder"

and make conforming changes in Sec. 1.9.

SIGNED Howard

ADOPTED 6/6/96 FAILED _____ TABLED _____
112-0

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1923
[redacted]SLATIVE DAY 125
H1171HCS
READING 3
MORGAN
AMEND #2- Howard
CONFIRMATION/ APPOINTMENTS

6/06/96
2:33 PM
IN CHAIR: SPEAKER

AYES - 112

SPEAKER	CULP	HUNTER, R.	RAMSEY
ADAMS	CULPEPPER	HURLEY	RAYFIELD
ALDRIDGE	CUMMINGS	IVES	REDWINE
ALEXANDER	CUNNINGHAM	JUSTUS	REYNOLDS
ALLRED	DAUGHTRY	KISER	RICHARDSON
ARNOLD	DAVIS	LEE	ROBINSON, J.
BAKER	DECKER	LEMMOND	ROGERS
BARBEE	DICKSON	LINNEY	RUSSELL
BARNES	DOCKHAM	LOCKE	SEXTON
BEALL	EARLE	LUEBKE	SHARPE
BERRY	EASTERLING	MCALLISTER	SHAW
BLACK	EDDINS	MCCOMAS	SHERRILL
BLUE	EDWARDS	MCCOMBS	SHUBERT
BOWEN	ELLIS	MCCRARY	SUTTON
BOWIE	ESPOSITO	MCLAUGHLIN	TALLENT
BOYD-MCINTYRE	FITCH	MCMAHAN	THOMPSON
BRASWELL	GAMBLE	MERCER	TOLSON
BRAWLEY	GARDNER	MICHAUX	WAINWRIGHT
BROWN, J.	GRADY	MINER	WARNER
BROWN, W.	HACKNEY	MITCHELL	WATSON
BUCHANAN	HAYES	MORGAN	WEATHERLY
CANSLER	HENSLEY	NEELY	WILKINS
CAPPS	HIATT	NYE	WILSON, C.
CARPENTER	HIGHTOWER	OLDHAM	WILSON, G.
CHURCH	HILL	OWENS	WOMBLE
COCKLEREECE	HOLMES	PATE	WOOD
CRAWFORD	HOWARD	PRESTON	WRIGHT
CREECH	HUNTER, H.	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 7

CLARY	GRAY	MILLER, G.	ROBINSON, G.
FOX	HUNT	NICHOLS	

EXCUSED VOTE - 0

NOT VOTING - 1

MILLER, K.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1924
ISLATIVE DAY 125
H1171HCS
READING 3
MORGAN

6/06/96
2:40 PM
IN CHAIR: SPEAKER

CONFIRMATION/ APPOINTMENTS

AYES - 67

SPEAKER	CREECH	HOLMES	PULLEY
ALDRIDGE	CULP	HOWARD	RAYFIELD
ALLRED	CULPEPPER	IVES	REYNOLDS
ARNOLD	CUMMINGS	JUSTUS	ROBINSON, J.
BAKER	DAUGHTRY	KISER	RUSSELL
BARBEE	DAVIS	LEMMOND	SEXTON
BERRY	DECKER	LINNEY	SHARPE
BOWIE	DOCKHAM	MCCOMAS	SHERRILL
BRAWLEY	EDDINS	MCCOMBS	SHUBERT
BROWN, J.	EDWARDS	MCMAHAN	TALLENT
BROWN, W.	ELLIS	MINER	THOMPSON
BUCHANAN	ESPOSITO	MITCHELL	WATSON
CANSLER	GARDNER	MORGAN	WEATHERLY
CAPPS	GRADY	NEELY	WILSON, C.
CARPENTER	HAYES	NYE	WILSON, G.
COCKLEREECE	HIATT	PATE	WOOD
CRAWFORD	HILL	PRESTON	

NOES - 44

ADAMS	EARLE	LOCKE	RICHARDSON
ALEXANDER	EASTERLING	LUEBKE	ROGERS
BARNES	FITCH	MCALLISTER	SHAW
BEALL	GAMBLE	MCCRARY	SUTTON
BLACK	HACKNEY	MCLAUGHLIN	TOLSON
BLUE	HENSLEY	MERCER	WAINWRIGHT
BOWEN	HIGHTOWER	MICHAUX	WARNER
BOYD-MCINTYRE	HUNTER, H.	OLDHAM	WILKINS
BRASWELL	HUNTER, R.	OWENS	WOMBLE
CHURCH	HURLEY	RAMSEY	WRIGHT
CUNNINGHAM	LEE	REDWINE	YONGUE

EXCUSED ABSENCE - 7

CLARY	GRAY	MILLER, G.	ROBINSON, G.
FOX	HUNT	NICHOLS	

EXCUSED VOTE - 0

NOT VOTING - 2

DICKSON	MILLER, K.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH2198*-RNZ020(5.7)

Short Title: Transfer Rail Safety. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO TRANSFER THE RAIL SAFETY SECTION FROM THE UTILITIES COMMISSION TO THE DEPARTMENT OF TRANSPORTATION AND TO DIRECT THE SECRETARY OF TRANSPORTATION TO STUDY THE NEED FOR CONTINUATION OF THE RAIL SAFETY INSPECTION PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. The statutory authority, powers, duties, and functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and purchasing, of the Rail Safety Section of the Transportation Division of the North Carolina Utilities Commission, is transferred to the Department of Transportation.

Sec. 2. G.S. 62-41 reads as rewritten:

"**§ 62-41. To investigate accidents involving public utilities; to promote general safety program.**

The Commission may conduct a program of accident prevention and public safety covering all public utilities with special emphasis on highway safety and transport safety and may investigate the causes of any accident on a ~~railroad or~~ highway involving a ~~public utility, or any accident in connection with any other~~ public utility. Any information obtained upon such investigation shall be reduced to writing and a report thereof filed in the office of the Commission, which shall be subject to public inspection but such report shall not be admissible in evidence in any civil or criminal proceeding arising from such accident. The Commission may adopt reasonable rules and regulations for the safety of the public as affected by public utilities and the safety of public utility employees. The Commission shall cooperate with and coordinate its activities for public utilities with similar programs of the

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1994
LEGISLATIVE DAY 131
H1172HCS
READING 2
MORGAN

6/17/96
5:11 PM
IN CHAIR: SPEAKER

TRANSFER RAIL SAFETY

AYES - 100

ADAMS	CRAWFORD	HURLEY	RAMSEY
ALDRIDGE	CULP	IVES	RAYFIELD
ALEXANDER	CULPEPPER	JUSTUS	REDWINE
ALLRED	CUMMINGS	KISER	REYNOLDS
ARNOLD	DAUGHTRY	LEE	ROBINSON, J.
BAKER	DAVIS	LEMMOND	ROGERS
BARBEE	DECKER	LOCKE	RUSSELL
BARNES	DICKSON	LUEBKE	SEXTON
BEALL	EASTERLING	MCALLISTER	SHARPE
BERRY	EDDINS	MCCOMBS	SHAW
BLACK	EDWARDS	MCCRARY	SHERRILL
BOWEN	ELLIS	MCLAUGHLIN	SHUBERT
BOWIE	FITCH	MERCER	SUTTON
BOYD-MCINTYRE	FOX	MICHAUX	THOMPSON
BRASWELL	GAMBLE	MINER	TOLSON
BRAWLEY	GARDNER	MITCHELL	WAINWRIGHT
BROWN, J.	GRADY	MORGAN	WARNER
BROWN, W.	GRAY	NEELY	WATSON
BUCHANAN	HACKNEY	NICHOLS	WEATHERLY
CANSLER	HAYES	NYE	WILKINS
CAPPS	HENSLEY	OLDHAM	WILSON, C.
CARPENTER	HILL	OWENS	WILSON, G.
CHURCH	HOWARD	PATE	WOMBLE
CLARY	HUNT	PRESTON	WOOD
COCKLEREECE	HUNTER, H.	PULLEY	YONGUE

NOES - 1

MCCOMAS

EXCUSED ABSENCE - 13

BLUE	EARLE	HOLMES	MILLER, G.
CREECH	ESPOSITO	HUNTER, R.	ROBINSON, G.
CUNNINGHAM	HIGHTOWER	MCMAHAN	WRIGHT
DOCKHAM			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	LINNEY	RICHARDSON	TALLENT
HIATT	MILLER, K.		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1819/32-- 4:32 PM JUNE 21, 1996 LEGISLATIVE DAY 13

LT. GOVERNOR WICKER -- Presiding

MORGAN
TRANSFER RAIL SAFETY
COM SUB/2ND EDITION

HOUSE BILL 1172
READING 2

AYE	39	ALBERTSON	COOPER	JORDAN	PAGE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SHERRON
		BLACKMON	FORRESTER	LUCAS	SIMPSON
		BLUST	FOXX	MARTIN R.	SOLES
		CARPENTER	HARTSELL	MARTIN W.	SPEED
		CARRINGTON	HOBBS	MCDANIEL	WARREN
		CLARK	HORTON	MCKOY	WEBSTER
		COCHRANE	HOYLE	ODOM	
NO	0				
EXCUSED	0				
NOT CAST	10	BASNIGHT	GULLEY	PERDUE	SHAW
		CONDER	KERR	PLYLER	WINNER
		DANNELLY	PARNELL		
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1173 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2203*-RRZ052(5.8)

Short Title: Pollworker Split Shifts. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW PRECINCT ASSISTANTS TO WORK SPLIT SHIFTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-42 reads as rewritten:

"**§ 163-42. Assistants at polls; appointment; term of office; qualifications; oath of office.**

Each county and municipal board of elections is authorized, in its discretion, to appoint two or more assistants for each precinct to aid the chief judge and judges. Not more than two assistants shall be appointed in precincts having 500 or less registered voters. Assistants shall be qualified voters of the precinct for which appointed. When the board of elections determines that assistants are needed in a precinct an equal number shall be appointed from different political parties, unless the requirement as to party affiliation cannot be met because of an insufficient number of voters of different political parties within a precinct.

In the discretion of the county board of elections, a precinct assistant may serve less than the full day prescribed for chief judges and judges in G.S. 163-47(a).

The chairman of each political party in the county shall have the right to recommend from three to 10 registered voters in each precinct for appointment as precinct assistants in that precinct. If the recommendations are received by it no later than the thirtieth day prior to the primary or election, the board shall make appointments of the precinct assistants for each precinct from the names thus recommended.

Before entering upon the duties of the office, each assistant shall take the oath prescribed in G.S. 163-41(a) to be administered by the chief judge of the precinct for which the assistant is appointed. Assistants serve for the particular primary or

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1884
[redacted]SLATIVE DAY 121
H1173
READING 2
CANSLER

5/30/96
1:46 AM
IN CHAIR: SPEAKER

POLLWORKER SPLIT SHIFTS

AYES - 106

ADAMS	CULP	HURLEY	PRESTON
ALDRIDGE	CULPEPPER	JUSTUS	PULLEY
ALEXANDER	CUMMINGS	KISER	RAMSEY
ALLRED	CUNNINGHAM	LEE	RAYFIELD
ARNOLD	DAUGHTRY	LEMMOND	REDWINE
BAKER	DAVIS	LINNEY	RICHARDSON
BARBEE	DECKER	LOCKE	ROBINSON, J.
BARNES	DICKSON	LUEBKE	ROGERS
BEALL	DOCKHAM	MCALLISTER	RUSSELL
BERRY	EARLE	MCCOMAS	SEXTON
BLACK	EASTERLING	MCCOMBS	SHARPE
BLUE	EDDINS	MCCRARY	SHAW
BOWEN	EDWARDS	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	ELLIS	MERCER	SHUBERT
BRASWELL	FITCH	MICHAUX	SUTTON
BRAWLEY	FOX	MILLER, G.	THOMPSON
BROWN, J.	GAMBLE	MILLER, K.	TOLSON
BROWN, W.	GRADY	MINER	WAINWRIGHT
BUCHANAN	HACKNEY	MITCHELL	WARNER
CANSLER	HAYES	MORGAN	WEATHERLY
CAPPS	HENSLEY	NEELY	WILSON, C.
CARPENTER	HIATT	NICHOLS	WILSON, G.
CHURCH	HIGHTOWER	NYE	WOMBLE
CLARY	HILL	OLDHAM	WOOD
COCKLEREECE	HOLMES	OWENS	WRIGHT
CRAWFORD	HUNT	PATE	YONGUE
CREECH	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 9

ESPOSITO	HOWARD	MCMAHAN	WATSON
GARDNER	IVES	ROBINSON, G.	WILKINS
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HUNTER, H.	REYNOLDS	TALLENT
BOWIE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1604/11-- 3:51 PM JUNE 5, 1996 LEGISLATIVE DAY 124

LT. GOVERNOR WICKER -- Presiding

CANSLER
POLL WORKER SPLIT SHIFTS

HOUSE BILL 1173
READING 2

AYE 50

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
BLUST
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR
KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO
PLYLER
RAND
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1174 MAY 14 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5217-RWZ008B(5.9)

Short Title: Condemnation Awards/Evidence. (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND CHAPTER 40A GOVERNING CONDEMNATION TO AUTHORIZE AWARD OF ATTORNEYS' FEES, AND INTRODUCTION OF ANY EVIDENCE OF PROPERTY VALUE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 40A-8 is amended by adding a new subsection to read:

"(d) In addition to the other costs allowed under this Chapter, in any action brought under this Chapter in which the judgment awarded to the owner is an amount greater than:

(1) The highest formal offer of settlement made in writing by the condemnor to the condemnee prior to filing a petition under G.S. 40A-20, or

(2) The amount of the deposit under Article 3,

the court with jurisdiction over the action shall, after making appropriate findings of fact, award each owner of the property sought to be condemned a sum that, in the opinion of the court based upon its findings of fact, will reimburse the owner for: reasonable costs, disbursements, and expenses, including reasonable attorney, appraisal, and engineering fees."

Sec. 2. Article 4 of Chapter 40A of the General Statutes is amended by adding a new section to read:

"**§ 40A-71. Evidence of value.**

In any proceeding to determine the value of property condemned under this Chapter,

(1) Any formal offer of settlement made in writing by the condemnor to the condemnee prior to filing a petition under G.S. 40A-20,

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1958
[redacted]SLATIVE DAY 128
H1174HCS
READING 2
ALLRED

6/12/96
2:29 PM
IN CHAIR: SPEAKER

CONDEMNATION AWARDS/ EVIDENCE
MOTION #6 - Rep. Allred moves to postpone to 6/13

AYES - 77

ALDRIDGE	CREECH	HOWARD	PATE
ALLRED	CULP	IVES	PRESTON
ARNOLD	CUMMINGS	JUSTUS	PULLEY
BAKER	DAUGHTRY	KISER	RAYFIELD
BARBEE	DAVIS	LEMMOND	REYNOLDS
BEALL	DECKER	LINNEY	ROBINSON, G.
BERRY	DOCKHAM	LOCKE	ROBINSON, J.
BLACK	EARLE	LUEBKE	SEXTON
BOWEN	EASTERLING	MCCOMAS	SHARPE
BOYD-MCINTYRE	EDDINS	MCLAUGHLIN	SHAW
BRASWELL	EDWARDS	MCMAHAN	SHERRILL
BROWN, J.	ELLIS	MERCER	SHUBERT
BROWN, W.	ESPOSITO	MILLER, K.	THOMPSON
BUCHANAN	FOX	MINER	WARNER
CANSLER	GARDNER	MITCHELL	WATSON
CAPPS	GRADY	MORGAN	WILSON, C.
CARPENTER	GRAY	NEELY	WILSON, G.
CLARY	HAYES	NICHOLS	WOMBLE
COCKLEREECE	HIATT	NYE	WOOD
CRAWFORD			

NOES - 35

ADAMS	GAMBLE	MCALLISTER	ROGERS
ALEXANDER	HACKNEY	MCCOMBS	RUSSELL
BARNES	HENSLEY	MCCRARY	SUTTON
BLUE	HIGHTOWER	MICHAUX	TOLSON
BOWIE	HILL	OLDHAM	WAINWRIGHT
CHURCH	HUNT	OWENS	WILKINS
CUNNINGHAM	HUNTER, H.	RAMSEY	WRIGHT
DICKSON	HUNTER, R.	REDWINE	YONGUE
FITCH	HURLEY	RICHARDSON	

EXCUSED ABSENCE - 3

BRAWLEY	CULPEPPER	HOLMES

EXCUSED VOTE - 1

MILLER, G.

NOT VOTING - 4

SPEAKER	LEE	TALLENT	WEATHERLY

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

pg. 1

H. B. No. 1174 DATE 6/17/96

S. B. No. _____ Amendment No. 1

(to be filled in by Principal Clerk)

Rep.) ALLRED

Sen.)

moves to amend the bill on page 1, line 11

by delete "shall," and insert the words "may, in its discretion,";

page 1, lines 20 and 21, and page 2, lines 1-7 by re-writing those lines to read "of this Chapter, the amount deposited pursuant to G.S. 40A-41 shall be admissible into evidence.";

page 1, line 9, after the word "judgment" insert the phrase ", including a consent judgment,";

page 1, line 15 by inserting after the period: "This subsection shall not apply to an action brought under Article 3 of this Chapter for the purposes described in G.S. 160A-311(1)."

SIGNED Allred

ADOPTED 6/17/96 FAILED _____ TABLED _____

see - page 2

pg. 2

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1174 DATE 6/17/96

S. B. No. _____ Amendment No. 1

(to be filled in by Principal Clerk)

Rep.)
) Allred
Sen.)

moves to amend the bill on page 2, line 27-28

by rewrite those lines to read:

"Sec. 4. This act is effective upon ratification and applies to actions commenced on or after that date."

SIGNED Allred

ADOPTED 6/17/96 FAILED _____ TABLED _____

88-12 EV

GA-33-A

NORTH CAROLINA

EV

1996

HOUSE OF REPRESENTATIVES

6/17/96
5:43 PM

LEGISLATIVE DAY 131
H1174HCS
READING 2
ALLRED
AMEND #1-allred
CONDEMNATION AWARDS/ EVIDENCE

IN CHAIR: SPEAKER

ROLL CALL

AYES - 88

ADAMS	COCKLEREECE	JUSTUS	REDWINE
ALDRIDGE	CRAWFORD	KISER	REYNOLDS
ALEXANDER	CULP	LEE	ROBINSON, J.
ALLRED	CULPEPPER	LOCKE	ROGERS
ARNOLD	CUMMINGS	LUEBKE	RUSSELL
BAKER	DAUGHTRY	MCALLISTER	SEXTON
BARNES	DAVIS	MCCOMAS	SHARPE
BEALL	DECKER	MCCOMBS	SHAW
BERRY	DICKSON	MCLAUGHLIN	SHERRILL
BLACK	ELLIS	MERCER	SHUBERT
BOWEN	FITCH	MINER	SUTTON
BOWIE	GAMBLE	MITCHELL	THOMPSON
BOYD-MCINTYRE	GARDNER	MORGAN	WAINWRIGHT
BRASWELL	GRADY	NEELY	WARNER
BRAWLEY	GRAY	NICHOLS	WATSON
BROWN, J.	HACKNEY	NYE	WEATHERLY
BROWN, W.	HAYES	OLDHAM	WILKINS
BUCHANAN	HENSLEY	OWENS	WILSON, C.
CANSLER	HIATT	PRESTON	WILSON, G.
CAPPS	HOWARD	PULLEY	WOMBLE
CARPENTER	HUNT	RAMSEY	WOOD
CLARY	IVES	RAYFIELD	YONGUE

NOES - 12

BARBEE	EDDINS	HUNTER, H.	MICHAUX
CHURCH	FOX	HURLEY	PATE
EASTERLING	HILL	MCCRARY	TOLSON

EXCUSED ABSENCE - 13

BLUE	EARLE	HOLMES	MILLER, G.
CREECH	ESPOSITO	HUNTER, R.	ROBINSON, G.
CUNNINGHAM	HIGHTOWER	MCMAHAN	WRIGHT
DOCKHAM			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	LEMMOND	MILLER, K.	TALLENT
EDWARDS	LINNEY	RICHARDSON	

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1997
LEGISLATIVE DAY 131
H1174HCS
READING 2
ALLRED

6/17/96
5:48 PM
IN CHAIR: SPEAKER

CONDEMNATION AWARDS/ EVIDENCE

AYES - 47

ALDRIDGE	CUMMINGS	JUSTUS	ROBINSON, J.
ALLRED	DAUGHTRY	KISER	RUSSELL
ARNOLD	DAVIS	LUEBKE	SEXTON
BAKER	DECKER	MCCOMAS	SHARPE
BERRY	EDDINS	MERCER	SHERRILL
BROWN, J.	ELLIS	MORGAN	SHUBERT
BUCHANAN	GAMBLE	NEELY	THOMPSON
CANSLER	GRADY	NICHOLS	WILSON, C.
CAPPS	GRAY	PRESTON	WILSON, G.
CARPENTER	HAYES	PULLEY	WOMBLE
COCKLEREECE	HIATT	RAYFIELD	WOOD
CULP	HOWARD	REYNOLDS	

NOES - 50

ADAMS	CULPEPPER	LOCKE	RAMSEY
ALEXANDER	DICKSON	MCALLISTER	REDWINE
BARBEE	EASTERLING	MCCOMBS	ROGERS
BARNES	FITCH	MCCRARY	SHAW
BEALL	FOX	MCLAUGHLIN	SUTTON
BLACK	HACKNEY	MICHAUX	TOLSON
BOWEN	HENSLEY	MINER	WAINWRIGHT
BOWIE	HILL	MITCHELL	WARNER
BOYD-MCINTYRE	HUNT	NYE	WATSON
BRASWELL	HUNTER, H.	OLDHAM	WEATHERLY
CHURCH	HURLEY	OWENS	WILKINS
CLARY	IVES	PATE	YONGUE
CRAWFORD	LEE		

EXCUSED ABSENCE - 13

BLUE	EARLE	HOLMES	MILLER, G.
CREECH	ESPOSITO	HUNTER, R.	ROBINSON, G.
CUNNINGHAM	HIGHTOWER	MCMAHAN	WRIGHT
DOCKHAM			

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	EDWARDS	LINNEY	RICHARDSON
BRAWLEY	GARDNER	MILLER, K.	TALLENT
BROWN, W.	LEMMOND		

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

S.B. # 1999
LEGISLATIVE DAY 132
H1174HCS
READING 2
ALLRED

6/18/96
4:43 PM
IN CHAIR: SPEAKER

CONDEMNATION AWARDS/ EVIDENCE
MOTION #5 - Rep. Watson moved that the vote for HB 1174 be reconsidered

AYES - 51

ALDRIDGE	DAUGHTRY	JUSTUS	REYNOLDS
ALLRED	DAVIS	KISER	ROBINSON, J.
BAKER	DECKER	LEMMOND	SEXTON
BERRY	DOCKHAM	LINNEY	SHARPE
BROWN, J.	EDDINS	LUEBKE	SHERRILL
BUCHANAN	ELLIS	MCCOMAS	SHUBERT
CANSLER	ESPOSITO	MITCHELL	THOMPSON
CAPPS	GAMBLE	MORGAN	WATSON
CARPENTER	GRADY	NEELY	WILSON, C.
COCKLEREECE	HAYES	NICHOLS	WILSON, G.
CREECH	HIATT	PRESTON	WOMBLE
CULP	HOLMES	PULLEY	WOOD
CUMMINGS	HOWARD	RAYFIELD	

NOES - 62

ADAMS	DICKSON	LEE	REDWINE
ALEXANDER	EARLE	LOCKE	RICHARDSON
ARNOLD	EASTERLING	MCALLISTER	ROBINSON, G.
BARBEE	FITCH	MCCOMBS	ROGERS
BARNES	FOX	MCCRARY	RUSSELL
BEALL	GARDNER	MCLAUGHLIN	SHAW
BLACK	GRAY	MCMAHAN	SUTTON
BOWEN	HACKNEY	MERCER	TALLENT
BOWIE	HENSLEY	MICHAUX	TOLSON
BOYD-MCINTYRE	HIGHTOWER	MINER	WAINWRIGHT
BRASWELL	HILL	NYE	WARNER
BRAWLEY	HUNT	OLDHAM	WEATHERLY
BROWN, W.	HUNTER, H.	OWENS	WILKINS
CLARY	HUNTER, R.	PATE	WRIGHT
CULPEPPER	HURLEY	RAMSEY	YONGUE
CUNNINGHAM	IVES		

EXCUSED ABSENCE - 3

BLUE	MILLER, G.	MILLER, K.

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	CHURCH	CRAWFORD	EDWARDS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH7270*-LLZ225(3.19)

Short Title: Extend Ports Study. (Public)

Sponsors: Representative McComas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE STATE PORTS STUDY COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Section 16.1(e) of Chapter 542 of the 1995 Session Laws reads as rewritten:

"(e) The Commission shall report the results of its study and its recommendations to the ~~1995 General Assembly by May 1, 1996.~~ General Assembly. The Commission may make an interim report to the 1996 Regular Session of the 1995 General Assembly and shall make a final report upon the convening of the 1997 General Assembly. The Commission shall terminate upon filing of its final report."

Sec. 2. This act becomes effective April 30, 1996.

H.B. FILED
1176 MAY 14
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H **D**

HOUSE DRH7256-LD224(4.15)

Short Title: Eastern NC Livestock Arena Funds. (Public)

Sponsors: Representative Tolson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE USE OF UNEXPENDED FUNDS FOR THE CAPITAL COSTS OF CONSTRUCTING A FACILITY TO REPLACE THE EASTERN NORTH CAROLINA LIVESTOCK ARENA.

The General Assembly of North Carolina enacts:

Section 1. Section 94 of Chapter 561 of the 1993 Session Laws reads as rewritten:

"Sec. 94. (a) The seven hundred thousand dollars ($700,000) appropriated in Section 4 of Chapter 1014 of the 1985 Session Laws and allocated in Section 158(b) of Chapter 1014 of the 1985 Session Laws, as amended by Section 137(a) of Chapter 738 of the 1987 Session Laws, Section 154 of Chapter 1086 of the 1987 Session Laws, and Section 34 of Chapter 1100 of the 1987 Session Laws to the Rocky Mount Business Development Authority for the agricultural complex located at Fountain Park ~~in Section 137(a) of Chapter 738 of the 1987 Session Laws, as amended by Section 154 of Chapter 1086 of the 1987 Session Laws and Section 34 of Chapter 1100 of the 1987 Session Laws, the sum of seven hundred thousand dollars ($700,000) may be loaned to a city which is located in two counties so as to allow that city to establish a Farmer's Market in the vicinity of the old Fenner's Warehouse No. 1 on the North Church Street corridor.~~

~~(b) This no-interest loan shall be repaid by the city to the Rocky Mount Business Development Authority (RMBDA) over the next seven years at the rate of one hundred thousand dollars ($100,000) per year or at a rate necessary to support the cash flow requirement for planning and constructing a processing facility at Fountain Park.~~

H.B. FILED
1177 MAY 14
HOUSE PRINCIPAL CLE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H **D**

HOUSE DRH4207-LBX402C(3.11)

Short Title: Battleboro/Rocky Mt. Merger. (Local)

Sponsors: Representative Tolson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE MERGER OF THE TOWN OF BATTLEBORO INTO THE CITY OF ROCKY MOUNT.

The General Assembly of North Carolina enacts:

Section 1. (a) The Town of Battleboro and the City of Rocky Mount may, by ordinances approved by the governing board of both units, merge the Town of Battleboro into the City of Rocky Mount. The ordinances need not provide for any referendum on the merger.

(b) The ordinances may provide that the merger is effective only if approved by the qualified voters of the Town of Battleboro.

(c) If a referendum is held on the proposed merger, it may be held on the same day as any other referendum or election in the county or counties involved, but may not otherwise be held during the period beginning 50 days before and ending 50 days after the day of any other referendum or election to be conducted by the board or boards of elections conducting the referendum and already validly called or scheduled by law.

The proposition submitted to the voters shall be in the form approved by the ordinance.

Sec. 2. (a) On the effective date of the merger, all property, real and personal and mixed, including accounts receivable, belonging to the Town of Battleboro shall by operation of law vest in, belong to, and be the property of the City of Rocky Mount. The governing body of the Town of Battleboro shall take such additional actions and execute such documents as will carry into effect the provisions and the intent of this section.

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted] # 1953
[redacted]SLATIVE DAY 128
H1177HCS
READING 2
TOLSON

6/12/96
1:37 PM
IN CHAIR: SPEAKER

BATTLEBORO/ROCKY MOUNT MERGER

AYES - 111

ADAMS	CUNNINGHAM	IVES	RAMSEY
ALDRIDGE	DAUGHTRY	JUSTUS	RAYFIELD
ALEXANDER	DAVIS	KISER	REDWINE
ALLRED	DECKER	LEE	REYNOLDS
ARNOLD	DOCKHAM	LEMMOND	RICHARDSON
BAKER	EARLE	LINNEY	ROBINSON, J.
BARBEE	EASTERLING	LOCKE	ROGERS
BARNES	EDDINS	LUEBKE	RUSSELL
BEALL	EDWARDS	MCALLISTER	SEXTON
BERRY	ELLIS	MCCOMAS	SHARPE
BLUE	ESPOSITO	MCCOMBS	SHAW
BOWEN	FITCH	MCCRARY	SHERRILL
BOWIE	FOX	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SUTTON
BRASWELL	GARDNER	MERCER	THOMPSON
BROWN, J.	GRADY	MICHAUX	TOLSON
BROWN, W.	GRAY	MILLER, G.	WAINWRIGHT
BUCHANAN	HACKNEY	MINER	WARNER
CANSLER	HAYES	MITCHELL	WATSON
CAPPS	HENSLEY	MORGAN	WEATHERLY
CARPENTER	HIATT	NEELY	WILKINS
CHURCH	HIGHTOWER	NICHOLS	WILSON, C.
CLARY	HILL	NYE	WILSON, G.
COCKLEREECE	HOWARD	OLDHAM	WOMBLE
CRAWFORD	HUNT	OWENS	WOOD
CREECH	HUNTER, H.	PATE	WRIGHT
CULP	HUNTER, R.	PRESTON	YONGUE
CUMMINGS	HURLEY	PULLEY	

NOES - 0

EXCUSED ABSENCE - 3

BRAWLEY	CULPEPPER	HOLMES

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	DICKSON	ROBINSON, G.	TALLENT
BLACK	MILLER, K.		

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 1969
LEGISLATIVE DAY 129
H1177HCS
READING 3
TOLSON

6/13/96
1:19 PM
IN CHAIR: SPEAKER

BATTLEBORO/ROCKY MOUNT MERGER

AYES - 106

ADAMS	CUMMINGS	IVES	PULLEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAYFIELD
ALEXANDER	DAUGHTRY	KISER	REDWINE
ALLRED	DAVIS	LEMMOND	REYNOLDS
BAKER	DECKER	LINNEY	RICHARDSON
BARBEE	DICKSON	LOCKE	ROBINSON, J.
BARNES	DOCKHAM	LUEBKE	ROGERS
BEALL	EARLE	MCALLISTER	RUSSELL
BERRY	EDDINS	MCCOMAS	SEXTON
BLACK	ELLIS	MCCOMBS	SHARPE
BLUE	ESPOSITO	MCCRARY	SHERRILL
BOWEN	FITCH	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	FOX	MCMAHAN	SUTTON
BRASWELL	GARDNER	MERCER	TALLENT
BRAWLEY	GRADY	MICHAUX	THOMPSON
BROWN, J.	GRAY	MILLER, G.	TOLSON
BROWN, W.	HACKNEY	MINER	WARNER
BUCHANAN	HAYES	MITCHELL	WATSON
CANSLER	HENSLEY	MORGAN	WEATHERLY
CAPPS	HIATT	NEELY	WILKINS
CARPENTER	HIGHTOWER	NICHOLS	WILSON, C.
CHURCH	HILL	NYE	WILSON, G.
CLARY	HOLMES	OLDHAM	WOMBLE
COCKLEREECE	HOWARD	OWENS	WOOD
CRAWFORD	HUNT	PATE	WRIGHT
CREECH	HUNTER, R.	PRESTON	YONGUE
CULPEPPER	HURLEY		

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 3

CULP	ROBINSON, G.	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	EASTERLING	HUNTER, H.	RAMSEY
ARNOLD	EDWARDS	LEE	SHAW
BOWIE	GAMBLE		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1705/27-- 6:46 PM JUNE 18, 1996 LEGISLATIVE DAY 131

LT. GOVERNOR WICKER -- Presiding

TOLSON
BATTLEBORO/ROCKY MOUNT MERGER
COM SUB/2ND EDITION

HOUSE BILL 1177
READING 2

AYE	42	ALLRAN	COOPER	LEDBETTER	PERDUE
		BALLANCE	DAVIS	LITTLE	PLEXICO
		BALLANTINE	EAST	LUCAS	PLYLER
		BASNIGHT	EDWARDS	MARTIN R.	RAND
		BLACKMON	FOXX	MARTIN W.	SHAW
		BLUST	GULLEY	MCDANIEL	SHERRON
		CARPENTER	HARTSELL	MCKOY	SMITH
		CARRINGTON	HORTON	ODOM	SOLES
		CLARK	HOYLE	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WINNER
		CONDER	KERR		
NO	0				
EXCUSED	0				
NOT CAST	5	HOBBS	SIMPSON	WARREN	WEBSTER
		KINCAID			
ABSENT	3	ALBERTSON	DANNELLY	FORRESTER	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1756/45-- 1:46 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

TOLSON
BATTLEBORO/ROCKY MOUNT MERGER
COM SUB/2ND EDITION

HOUSE BILL 1177
READING 3

AYE	44	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	KERR	PLEXICO
		BALLANCE	DAVIS	KINCAID	PLYLER
		BALLANTINE	EDWARDS	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R.	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		BLUST	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WEBSTER
		COCHRANE	HOYLE	PARNELL	WINNER
NO	1	EAST			

EXCUSED	0				
NOT CAST	4	CONDER	LEDBETTER	SMITH	WARREN
ABSENT	1	LITTLE			
PAIRS	0				
AYE					
NO					

H-1178

H.B. FILED

MAY 15 95

HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H **D**

HOUSE DRH1324*-LK246(5.10)

Short Title: Lumberton Supp. Fire Pension Fund. (Local)

Sponsors: Representative Sutton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE LUMBERTON FIREMEN'S SUPPLEMENTARY PENSION FUND TO INCREASE THE MONTHLY BENEFITS TO ITS MEMBERS.

The General Assembly of North Carolina enacts:

Section 1. Section 4 of Chapter 792 of the 1991 Session Laws reads as rewritten:

"Sec. 4. Any full time paid member of the fire department who retires or is retired under the provisions of Section 3 of this act shall receive monthly for the remainder of his life from the 'Supplementary Pension Fund' an amount equal to ~~two dollars and fifty cents ($2.50)~~ three dollars and twenty-five cents ($3.25) for each full year of service with the Fire Department, with the exception that, if a person who has been retired as a member of the Lumberton Fire Department is receiving disability retirement benefits under the provisions of the North Carolina Local Governmental Employees' Retirement System as set out in Article 3 of Chapter 128 of the General Statutes and as participated in by the City of Lumberton, that person shall receive from the Fund the benefit amount equivalent to which a person retired with 30 years of service is entitled. If, for any reason, the Fund created and made available for any purpose covered by this Chapter shall be insufficient to pay in full any pension benefits, or other changes, then all benefits and payments shall be reduced pro rata for as long as the deficiency in amount exists. No claim shall accrue with respect to any amount by which a pension or benefit payment shall have been reduced."

Sec. 2. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1179 MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7288*-RLZ(4.30)

Short Title: Resale of Water and Sewer. (Public)

Sponsors: Representative Dickson.

Referred to:

A BILL TO BE ENTITLED

AN ACT REGARDING THE JURISDICTION OF THE UTILITIES COMMISSION WITH REGARD TO THE RESALE OF WATER OR SEWER SERVICE IN APARTMENTS, CONDOMINIUMS, AND SIMILAR PLACES AS RECOMMENDED BY THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 62-110 is amended by adding a new subsection to read:

"(g) In addition to the authority to issue a certificate of public convenience and necessity and establish rates otherwise granted in this Chapter, the Commission shall be authorized, consistent with the public interest, to adopt procedures for the purpose of allowing resale of water and sewer service provided to persons who occupy the same contiguous premises (as such term shall be defined by the Commission) at a rate or charge which does not exceed the actual purchase price of such service to the provider plus a reasonable administrative fee. The Commission shall issue rules to implement the services authorized by this subsection and, notwithstanding any other provision of this Chapter, the Commission shall determine the extent to which such services shall be regulated and, to the extent necessary to protect the public interest, regulate the terms, conditions, and rates charged for such services. Nothing in this subsection shall be construed to alter the rights, obligations, or remedies of persons providing such services and their customers under any other provision of law."

Sec. 2. This act is effective upon ratification.

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S # 2008
LEGISLATIVE DAY 132
H1179
READING 2
DICKSON

6/18/96
5:10 PM
IN CHAIR: SPEAKER

RESALE OF WATER AND SEWER

AYES - 101

ADAMS	CUMMINGS	HURLEY	RAYFIELD
ALDRIDGE	CUNNINGHAM	IVES	REDWINE
ALEXANDER	DAUGHTRY	JUSTUS	REYNOLDS
ARNOLD	DECKER	LEE	RICHARDSON
BAKER	DICKSON	LEMMOND	ROBINSON, G.
BARBEE	DOCKHAM	LOCKE	ROGERS
BARNES	EDDINS	MCALLISTER	RUSSELL
BEALL	EDWARDS	MCCOMAS	SEXTON
BERRY	ELLIS	MCCOMBS	SHARPE
BLACK	ESPOSITO	MCCRARY	SHAW
BOWEN	FITCH	MCLAUGHLIN	SHUBERT
BOWIE	FOX	MCMAHAN	TALLENT
BOYD-MCINTYRE	GARDNER	MERCER	THOMPSON
BRASWELL	GRADY	MINER	TOLSON
BRAWLEY	GRAY	MITCHELL	WAINWRIGHT
BROWN, J.	HACKNEY	MORGAN	WARNER
BROWN, W.	HAYES	NEELY	WATSON
BUCHANAN	HIATT	NICHOLS	WEATHERLY
CANSLER	HIGHTOWER	NYE	WILKINS
CAPPS	HILL	OLDHAM	WILSON, C.
CLARY	HOLMES	OWENS	WILSON, G.
COCKLEREECE	HOWARD	PATE	WOMBLE
CRAWFORD	HUNT	PRESTON	WOOD
CREECH	HUNTER, H.	PULLEY	WRIGHT
CULP	HUNTER, R.	RAMSEY	YONGUE
CULPEPPER			

NOES - 11

ALLRED	EARLE	KISER	ROBINSON, J.
CARPENTER	EASTERLING	LINNEY	SHERRILL
DAVIS	HENSLEY	LUEBKE	

EXCUSED ABSENCE - 3

BLUE	MILLER, G.	MILLER, K.

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	GAMBLE	MICHAUX	SUTTON
CHURCH			

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2032
LEGISLATIVE DAY 133
H1179
READING 3
DICKSON

6/19/96
3:48 PM
IN CHAIR: SPEAKER

RESALE OF WATER AND SEWER

AYES - 100

ADAMS	CREECH	HOWARD	PULLEY
ALEXANDER	CULP	HUNT	RAMSEY
ALLRED	CULPEPPER	HUNTER, R.	RAYFIELD
ARNOLD	CUMMINGS	IVES	REDWINE
BAKER	CUNNINGHAM	JUSTUS	REYNOLDS
BARBEE	DAUGHTRY	LEE	RICHARDSON
BARNES	DECKER	LEMMOND	ROBINSON, G.
BEALL	DICKSON	LOCKE	ROGERS
BERRY	DOCKHAM	MCALLISTER	SEXTON
BLACK	EDDINS	MCCOMAS	SHARPE
BLUE	EDWARDS	MCCOMBS	SHERRILL
BOWEN	ELLIS	MCCRARY	SHUBERT
BOWIE	ESPOSITO	MCLAUGHLIN	TALLENT
BOYD-MCINTYRE	FITCH	MERCER	THOMPSON
BRASWELL	FOX	MICHAUX	TOLSON
BRAWLEY	GAMBLE	MILLER, G.	WAINWRIGHT
BROWN, J.	GARDNER	MINER	WARNER
BROWN, W.	GRADY	MITCHELL	WATSON
BUCHANAN	HACKNEY	MORGAN	WILKINS
CANSLER	HAYES	NEELY	WILSON, C.
CAPPS	HENSLEY	NICHOLS	WILSON, G.
CHURCH	HIATT	NYE	WOMBLE
CLARY	HIGHTOWER	OLDHAM	WOOD
COCKLEREECE	HILL	OWENS	WRIGHT
CRAWFORD	HOLMES	PATE	YONGUE

NOES - 8

CARPENTER	EARLE	KISER	LUEBKE
DAVIS	EASTERLING	LINNEY	ROBINSON, J.

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	HUNTER, H.	MILLER, K.	SHAW
ALDRIDGE	HURLEY	PRESTON	SUTTON
GRAY	MCMAHAN	RUSSELL	WEATHERLY

H.B. FILED
1180 MAY 15 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H **D**

HOUSE DRH5206-LE176(5.8)

Short Title: Add Trustees/College of the Albemarle. (Local)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE EXPANSION OF THE BOARD OF TRUSTEES OF THE COLLEGE OF THE ALBEMARLE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115D-12(a) reads as rewritten:

"(a) Each community college established or operated pursuant to this Chapter shall be governed by a board of trustees consisting of 13 members, or of additional members if selected according to the special procedure prescribed by the third paragraph of this subsection, who shall be selected by the following agencies.

Group One -- four trustees, elected by the board of education of the public school administrative unit located in the administrative area of the institution. If there are two or more public school administrative units, whether city or county units, or both, located within the administrative area, the trustees shall be elected jointly by all of the boards of education of those units, each board having one vote in the election of each trustee, except as provided in G.S. 115D-59. No board of education shall elect a member of the board of education or any person employed by the board of education to serve as a trustee, however, any such person currently serving on a board of trustees shall be permitted to fulfill the unexpired portion of the trustee's current term.

Group Two -- four trustees, elected by the board of commissioners of the county in which the institution is located. Provided, however, if the administrative area of the institution is composed of two or more counties, the trustees shall be elected jointly by the boards of commissioners of all those counties, each board having one vote in the election of each trustee. Provided, also, the county commissioners of the county in which the community college has established a satellite campus may elect an

H.B. FILED
1181 MAY 15 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH5214*-LB438(5.9)

Short Title: Lumberton Abandoned Structures. (Local)

Sponsors: Representative Yongue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO GRANT AUTHORITY TO THE CITY OF LUMBERTON TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN COUNTIES WITH A POPULATION OF OVER ONE HUNDRED SIXTY-THREE THOUSAND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-443(5a) reads as rewritten:

"(5a) If the governing body shall have adopted an ordinance, or the public officer shall have:

a. In a municipality ~~located in counties which have a population in excess of 163,000 by the last federal census,~~ other than municipalities with a population in excess of 190,000 by the last federal census, issued an order, ordering a dwelling to be repaired or vacated and closed, as provided in subdivision (3)a, and if the owner has vacated and closed such dwelling and kept such dwelling vacated and closed for a period of one year pursuant to the ordinance or order;

b. In a municipality with a population in excess of 190,000 by the last federal census, commenced proceedings under the substandard housing regulations regarding a dwelling to be repaired or vacated and closed, as provided in subdivision (3)a., and if the owner has vacated and closed such dwelling and kept such dwelling vacated and closed for a period of one year pursuant to the ordinance or after such proceedings have commenced,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H. FILED
1182
MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7286-LJZ30(5.13)

Short Title: Delete "L" CDL Endorsement. (Public)

Sponsors: Representatives McLaughlin, Bowie, Barbee, Bowen, Crawford, Holmes, McMahan, and Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DELETE THE UNNECESSARY "L" ENDORSEMENT FOR A COMMERCIAL DRIVERS LICENSE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-37.16(c) reads as rewritten:

"(c) Endorsements. -- The endorsements required to drive certain motor vehicles are as follows:

Endorsement	Vehicles That Can Be Driven
H	Vehicles carrying hazardous materials, other than tank vehicles
~~L~~	~~Double trailers that are longer combination vehicles~~
M	Motorcycles
N	Tank vehicles not carrying hazardous materials
P	Vehicles carrying passengers
T	Double trailers ~~other than longer combination vehicles~~
X	Tank vehicles carrying hazardous materials.

To obtain an H or an X endorsement, an applicant must take a test. This requirement applies when a person first obtains an H or an X endorsement and each time a person renews an H or an X endorsement. An applicant who has an H or an X endorsement issued by another state who applies for an H or an X endorsement

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2041
ISLATIVE DAY 133
H1182
READING 2
MCLAUGHLIN

6/19/96
4:08 PM
IN CHAIR: SPEAKER

DELETE "L" COMMER. DRIV. LICENCE CHNGS.

AYES - 102

ADAMS	DAUGHTRY	KISER	REDWINE
ALEXANDER	DAVIS	LEE	REYNOLDS
ALLRED	DECKER	LEMMOND	RICHARDSON
ARNOLD	DOCKHAM	LINNEY	ROBINSON, G.
BAKER	EASTERLING	LOCKE	ROBINSON, J.
BARBEE	EDDINS	LUEBKE	ROGERS
BARNES	EDWARDS	MCALLISTER	RUSSELL
BERRY	ESPOSITO	MCCOMAS	SEXTON
BOWEN	FITCH	MCCOMBS	SHARPE
BOYD-MCINTYRE	FOX	MCCRARY	SHERRILL
BRASWELL	GAMBLE	MCLAUGHLIN	SHUBERT
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MILLER, G.	THOMPSON
BROWN, W.	GRAY	MITCHELL	TOLSON
BUCHANAN	HACKNEY	MORGAN	WAINWRIGHT
CANSLER	HAYES	NEELY	WARNER
CAPPS	HENSLEY	NICHOLS	WATSON
CARPENTER	HIGHTOWER	NYE	WEATHERLY
CLARY	HILL	OLDHAM	WILKINS
COCKLEREECE	HOLMES	OWENS	WILSON, C.
CRAWFORD	HOWARD	PATE	WILSON, G.
CREECH	HUNT	PRESTON	WOMBLE
CULP	HUNTER, R.	PULLEY	WOOD
CULPEPPER	HURLEY	RAMSEY	WRIGHT
CUMMINGS	IVES	RAYFIELD	YONGUE
CUNNINGHAM	JUSTUS		

NOES - 0

EXCUSED ABSENCE - 1

BEALL

EXCUSED VOTE - 0

NOT VOTING - 17

SPEAKER	CHURCH	HIATT	MILLER, K.
ALDRIDGE	DICKSON	HUNTER, H.	MINER
BLACK	EARLE	MCMAHAN	SHAW
BLUE	ELLIS	MICHAUX	SUTTON
BOWIE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1826/39-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

MCLAUGHLIN
DELETE "L" DRIVER'S LICENSE

HOUSE BILL 1182
READING 2

AYE	41	ALBERTSON	DAVIS	JORDAN	PARNELL
		BALLANTINE	EAST	KERR	PLEXICO
		BLACKMON	EDWARDS	KINCAID	PLYLER
		BLUST	FORRESTER	LEDBETTER	SHAW
		CARPENTER	FOXX	LUCAS	SIMPSON
		CARRINGTON	GULLEY	MARTIN R.	SOLES
		CLARK	HARTSELL	MARTIN W.	SPEED
		COCHRANE	HOBBS	MCKOY	WARREN
		CONDER	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PAGE	WINNER
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	8	ALLRAN	BASNIGHT	MCDANIEL	RAND
		BALLANCE	LITTLE	PERDUE	SHERRON
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
1183 MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1319-LJZ31(1.2)

Short Title: 60 Days to Change DMV Info. (Public)

Sponsors: Representatives McLaughlin, Bowie, Barbee, Bowen, Crawford, Holmes, McMahan, and Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A STANDARD TIME PERIOD OF SIXTY DAYS IN WHICH TO OBTAIN OR CHANGE A DRIVERS LICENSE, A SPECIAL IDENTIFICATION CARD, OR A VEHICLE REGISTRATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-4.6 is repealed.

Sec. 2. G.S. 20-7(a) reads as rewritten:

"(a) License Required. -- To drive a motor vehicle on a highway, a person must be licensed by the Division under this Article or Article 2C of this Chapter to drive the vehicle and must carry the license while driving the vehicle. The Division issues regular drivers licenses under this Article and issues commercial drivers licenses under Article 2C.

A license authorizes the holder of the license to drive any vehicle included in the class of the license and any vehicle included in a lesser class of license, except a vehicle for which an endorsement is required. To drive a vehicle for which an endorsement is required, a person must obtain both a license and an endorsement for the vehicle. A regular drivers license is considered a lesser class of license than its commercial counterpart.

The classes of regular drivers licenses and the motor vehicles that can be driven with each class of license are:

(1) Class A. -- A Class A license authorizes the holder to drive any of the following:

a. A Class A motor vehicle that is exempt under G.S. 20-37.16 from the commercial drivers license requirements.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2042
LEGISLATIVE DAY 133
H1183
READING 2
MCLAUGHLIN

6/19/96
4:09 PM
IN CHAIR: SPEAKER

SIXTY DAYS TO CHANGE DIV. OF MOTOR VEH.

AYES - 104

ADAMS	DAUGHTRY	JUSTUS	RAYFIELD
ALEXANDER	DAVIS	KISER	REDWINE
ALLRED	DECKER	LEE	REYNOLDS
ARNOLD	DICKSON	LEMMOND	RICHARDSON
BAKER	DOCKHAM	LINNEY	ROBINSON, G.
BARBEE	EASTERLING	LOCKE	ROBINSON, J.
BARNES	EDDINS	LUEBKE	RUSSELL
BOWEN	EDWARDS	MCALLISTER	SEXTON
BOWIE	ESPOSITO	MCCOMAS	SHARPE
BOYD-MCINTYRE	FITCH	MCCOMBS	SHERRILL
BRASWELL	FOX	MCCRARY	SHUBERT
BRAWLEY	GAMBLE	MCLAUGHLIN	SUTTON
BROWN, J.	GARDNER	MCMAHAN	TALLENT
BROWN, W.	GRADY	MERCER	THOMPSON
BUCHANAN	GRAY	MILLER, G.	TOLSON
CANSLER	HACKNEY	MITCHELL	WAINWRIGHT
CAPPS	HAYES	MORGAN	WARNER
CARPENTER	HENSLEY	NEELY	WATSON
CLARY	HIGHTOWER	NICHOLS	WEATHERLY
COCKLEREECE	HILL	NYE	WILKINS
CRAWFORD	HOLMES	OLDHAM	WILSON, C.
CREECH	HOWARD	OWENS	WILSON, G.
CULP	HUNT	PATE	WOMBLE
CULPEPPER	HUNTER, R.	PRESTON	WOOD
CUMMINGS	HURLEY	PULLEY	WRIGHT
CUNNINGHAM	IVES	RAMSEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 1

BEALL

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	BLUE	HIATT	MINER
ALDRIDGE	CHURCH	HUNTER, H.	ROGERS
BERRY	EARLE	MICHAUX	SHAW
BLACK	ELLIS	MILLER, K.	

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

S[illegible]. # 2086
[illegible]SLATIVE DAY 134
H1183
READING 3
MCLAUGHLIN

6/20/96
1:03 PM
IN CHAIR: SPEAKER

SIXTY DAYS TO CHNG. DMV. INFORMATION

AYES - 108

ADAMS	CUNNINGHAM	IVES	RAMSEY
ALDRIDGE	DAUGHTRY	JUSTUS	RAYFIELD
ALEXANDER	DAVIS	KISER	REDWINE
ALLRED	DECKER	LEE	REYNOLDS
ARNOLD	DICKSON	LINNEY	RICHARDSON
BAKER	DOCKHAM	LOCKE	ROBINSON, J.
BARNES	EARLE	LUEBKE	ROGERS
BERRY	EASTERLING	MCALLISTER	RUSSELL
BLACK	EDDINS	MCCOMAS	SEXTON
BLUE	EDWARDS	MCCOMBS	SHARPE
BOWEN	ELLIS	MCCRARY	SHAW
BOWIE	ESPOSITO	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	FITCH	MCMAHAN	SHUBERT
BRASWELL	GAMBLE	MERCER	SUTTON
BRAWLEY	GARDNER	MICHAUX	TALLENT
BROWN, J.	GRADY	MILLER, G.	THOMPSON
BROWN, W.	GRAY	MILLER, K.	TOLSON
BUCHANAN	HACKNEY	MINER	WAINWRIGHT
CANSLER	HAYES	MITCHELL	WATSON
CAPPS	HENSLEY	MORGAN	WEATHERLY
CARPENTER	HIATT	NEELY	WILKINS
CHURCH	HILL	NICHOLS	WILSON, C.
CLARY	HOLMES	NYE	WILSON, G.
COCKLEREECE	HOWARD	OWENS	WOMBLE
CREECH	HUNTER, H.	PATE	WOOD
CULPEPPER	HUNTER, R.	PRESTON	WRIGHT
CUMMINGS	HURLEY	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 7

BEALL	FOX	OLDHAM	WARNER
CULP	HUNT	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CRAWFORD	HIGHTOWER	LEMMOND
BARBEE			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1184 MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7279-LR190(12.6)

Short Title: Washington/Housing Auth. Change. (Local)

Sponsors: Representative Edwards.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE DUTY OF COMMISSIONERS OF THE WASHINGTON HOUSING AUTHORITY UNDER THE PROVISIONS OF ARTICLE 1 OF CHAPTER 157 OF THE GENERAL STATUTES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 157-6 reads as rewritten:

"**§ 157-6. Duty of authority and commissioners.**

The authority ~~and its commissioners~~ shall be under a statutory duty to comply or to cause compliance strictly with all provisions of this Article and the laws of the State and in addition thereto, with each and every term, provision and covenant in any contract of the authority on its part to be kept or performed."

Sec. 2. This act applies to the City of Washington and to the Washington Housing Authority only.

Sec. 3. This act is effective upon ratification.

H.B. FILED
1185 MAY 15 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRHA172*-LB396(2.26)

Short Title: Lumber Bridge Staggered Terms. (Local)

Sponsors: Representative Sutton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE STAGGERED TERMS FOR MEMBERS OF THE BOARD OF COMMISSIONERS OF THE TOWN OF LUMBER BRIDGE AND PROVIDE A FOUR-YEAR TERM FOR THE MAYOR.

The General Assembly of North Carolina enacts:

Section 1. Section 6 of Chapter 99 of the Private Laws of 1911, as rewritten by Chapter 226 of the Session Laws of 1967, is rewritten to read:

"Sec. 6. (a) The Mayor shall be elected in 1997 and biennially thereafter for a four-year term.

(b) In 1997, four members of the Board of Commissioners shall be elected. The two persons receiving the highest numbers of votes are elected for four-year terms, and the two persons receiving the next highest numbers of votes are elected to two-year terms. In 1999 and biennially thereafter, two members of the Board of Commissioners are elected for four-year terms.

(c) Elections in the Town of Lumber Bridge shall be elected in accordance with general law."

Sec. 2. This act is effective upon ratification.

H.B. FILED
1186 MAY 15 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H **D**

HOUSE DRHA171-LCX344(5.2)

Short Title: Banks/Alternative Minimum Tax. (Public)

Sponsors: Representative Gamble.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE AN ALTERNATIVE MINIMUM TAX FOR CORPORATIONS THAT REDUCE THEIR TAXABLE INCOME BY DEDUCTING INTEREST EXPENSE ATTRIBUTABLE TO TAX-EXEMPT INTEREST INCOME.

The General Assembly of North Carolina enacts:

Section 1. Division I of Article 4 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-130.3B. Alternative minimum tax.**

(a) Tax Imposed. -- A tax is imposed on every C Corporation doing business in this State equal to the excess of the tentative minimum tax for the taxable year over the income tax imposed by G.S. 105-130.3 for the taxable year. This tax is in addition to the tax imposed by G.S. 105-130.3. This tax is due at the time prescribed in G.S. 105-130.17 for filing corporation income tax returns.

(b) Tentative Minimum Tax. -- The tentative minimum tax is seven and seventy-five one-hundredths percent (7.75%) of the excess of the taxpayer's alternative minimum taxable income over the exemption amount. The exemption amount is the applicable exemption amount provided in section 55(d) of the Code. The alternative minimum taxable income is the taxpayer's State net income for the taxable year plus fifty percent (50%) of the amount of interest expense that was deducted in calculating State net income and is allocable to interest income exempt from taxation under this Division. In the case of a financial institution, the allocable amount of the interest expense is the amount for which deduction would be disallowed pursuant to section 265(b) of the Code if the interest were earned on a tax-exempt obligation as defined in section 265(b) of the Code."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1187 MAY 15 96 HOUSE PRINCIPAL CLERK

H

HOUSE DRH5208-LE174(4.23)

Short Title: Snow Days Offset/Craven Schools. (Local)

Sponsors: Representative Nichols.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE LOCAL BOARD OF EDUCATION IN CRAVEN COUNTY TO SCHEDULE LONGER SCHOOL DAYS SO AS TO OFFSET DAYS LOST DUE TO INCLEMENT WEATHER.

The General Assembly of North Carolina enacts:

Section 1. A local board of education may schedule school days longer than the minimum required instructional hours so as to offset days lost due to inclement weather. For the purposes of computing the length of the school term and determining pay of school personnel, every additional hour scheduled may be used to offset one hour of a school day lost due to inclement weather.

Sec. 2. This act applies only to the Craven County School Administrative Unit. The Craven County Board of Education shall evaluate the educational effectiveness of this type of scheduling and shall report the results of this evaluation to the State Board of Education for the first two years following the ratification of this act.

Sec. 3. This act is effective upon ratification and applies to school years beginning with the 1996-97 school year.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1187

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE 6/11/96

Amendment No. 1
(to be filled in by Principal Clerk)

Rep.) Ellis
)
Sen.)

1 moves to amend the bill on page 1, line 2 & 3
2 (X) WHICH CHANGES THE TITLE
3 by deleting the words "BOARD OF EDUCATION IN CRAVEN
4 COUNTY" and substituting "BOARDS OF EDUCATION
5 IN CERTAIN COUNTIES";
6
7 and on page 1, lines 12-13 by
8 rewriting the lines to read "Sec. 2. This act applies only to the
9 Cherokee, Clay, Henderson, Macon, Mitchell, Pamlico,
10 Craven, Rockingham and Transylvania County School
11 Administrative Units. The local board of education in
12 each of these counties shall evaluate the".
13
14
15
16
17
18
19

SIGNED _____

ADOPTED 6/11/96 FAILED _____ TABLED _____

K Weeks

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1954
[redacted]SLATIVE DAY 128
H1187
READING 3
NICHOLS

6/12/96
1:38 PM
IN CHAIR: SPEAKER

SNOW DAYS OFFSET/ CRAVEN SCHOOLS

AYES - 110

ADAMS	CUNNINGHAM	IVES	RAMSEY
ALDRIDGE	DAUGHTRY	JUSTUS	RAYFIELD
ALEXANDER	DAVIS	KISER	REDWINE
ALLRED	DECKER	LEE	REYNOLDS
ARNOLD	DOCKHAM	LEMMOND	RICHARDSON
BAKER	EARLE	LINNEY	ROBINSON, J.
BARBEE	EASTERLING	LOCKE	ROGERS
BARNES	EDDINS	LUEBKE	RUSSELL
BEALL	EDWARDS	MCALLISTER	SEXTON
BERRY	ELLIS	MCCOMAS	SHARPE
BLACK	ESPOSITO	MCCOMBS	SHAW
BLUE	FITCH	MCCRARY	SHERRILL
BOWIE	FOX	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SUTTON
BRASWELL	GARDNER	MERCER	THOMPSON
BROWN, J.	GRADY	MICHAUX	TOLSON
BROWN, W.	GRAY	MINER	WAINWRIGHT
BUCHANAN	HACKNEY	MITCHELL	WARNER
CANSLER	HAYES	MORGAN	WATSON
CAPPS	HENSLEY	NEELY	WEATHERLY
CARPENTER	HIATT	NICHOLS	WILKINS
CHURCH	HIGHTOWER	NYE	WILSON, C.
CLARY	HILL	OLDHAM	WILSON, G.
COCKLEREECE	HOWARD	OWENS	WOMBLE
CRAWFORD	HUNT	PATE	WOOD
CREECH	HUNTER, H.	PRESTON	WRIGHT
CULP	HUNTER, R.	PULLEY	YONGUE
CUMMINGS	HURLEY		

NOES - 0

EXCUSED ABSENCE - 3

BRAWLEY	CULPEPPER	HOLMES

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	DICKSON	MILLER, K.	TALLENT
BOWEN	MILLER, G.	ROBINSON, G.	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1187

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

H1187-ARC-001

Page 1 of __

Date June 20 ,1996

Comm. Sub. [ ]
Amends Title [ ]
Second Edition

Senator Winner

moves to amend the bill on page 1, lines 10-11, by inserting between the lines a new section to read:

" Sec. 2. A local board of education may schedule longer school days under Section 1 of this act only after all extra calendar days required under G.S. 115C-84(c) have been scheduled to be used as instructional days.";

and on line 11, by inserting after the word "Clay," the word "Duplin,";

and by renumbering the remaining sections accordingly.

SIGNED Leslie Winner
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/24/96 FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1187

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

H1187-ARC-001

Date June 20 ,1996

Comm. Sub. [ ]
Amends Title [ ]
Second Edition

Senator Winner

moves to amend the bill on page 1, lines 10-11, by inserting between the lines a new section to read:

" Sec. 2. A local board of education may schedule longer school days under Section 1 of this act only after all extra calendar days required under G.S. 115C-84(c) have been scheduled to be used as instructional days.";

and on line 11, by inserting after the word "Clay," the word "Duplin,";

and by renumbering the remaining sections accordingly.

SIGNED Leslie Winner
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____

HOUSE CONCURS IN SENATE AMENDMENT
47-3
JUN 21 1996
AND ORDERED ENROLLED

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2207
[redacted]SLATIVE DAY 135
H1187

6/21/96
[redacted]
IN CHAIR: SPEAKER

NICHOLS
AMEND #1-senate amendment
SNOW DAYS OFFSET/ CRAVEN SCHOOLS
MOTION #11 -Rep. Nichols moves to concur

AYES - 96

ADAMS	CUMMINGS	IVES	PULLEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAMSEY
ALLRED	DAUGHTRY	KISER	RAYFIELD
BAKER	DAVIS	LEE	REDWINE
BARBEE	DECKER	LEMMOND	REYNOLDS
BARNES	DOCKHAM	LINNEY	RICHARDSON
BERRY	EARLE	LOCKE	ROBINSON, J.
BLACK	EASTERLING	LUEBKE	SEXTON
BOWEN	EDDINS	MCALLISTER	SHARPE
BOYD-MCINTYRE	ESPOSITO	MCCOMAS	SHERRILL
BRASWELL	FITCH	MCCOMBS	SHUBERT
BRAWLEY	GAMBLE	MCCRARY	SUTTON
BROWN, J.	GARDNER	MCMAHAN	TALLENT
BUCHANAN	GRADY	MERCER	THOMPSON
CANSLER	HACKNEY	MICHAUX	TOLSON
CAPPS	HAYES	MILLER, G.	WAINWRIGHT
CARPENTER	HENSLEY	MINER	WATSON
CHURCH	HIATT	MITCHELL	WILKINS
CLARY	HIGHTOWER	NEELY	WILSON, C.
COCKLEREECE	HILL	NICHOLS	WILSON, G.
CRAWFORD	HOWARD	NYE	WOMBLE
CREECH	HUNTER, H.	OWENS	WOOD
CULP	HUNTER, R.	PATE	WRIGHT
CULPEPPER	HURLEY	PRESTON	YONGUE

NOES - 1

ARNOLD

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	ELLIS	MILLER, K.	RUSSELL
BOWIE	GRAY	MORGAN	SHAW
BROWN, W.	HOLMES	ROGERS	WEATHERLY
EDWARDS	MCLAUGHLIN		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

H.B. FILED
1188 MAY 15 96
HOUSE PRINCIPAL CLERK
D

HOUSE DRH4217-LK240(4.25)

Short Title: Special Veterans Plates Fees. (Public)

Sponsors: Representative Buchanan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE DISTRIBUTION OF FEES FOR SPECIAL VETERANS REGISTRATION PLATES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-79.7(b) reads as rewritten:

"(b) Distribution of Fees. -- The Special Registration Plate Account and the Collegiate and Cultural Attraction Plate Account are established within the Highway Fund. The Division must credit the additional fee imposed for the special registration plates listed in subsection (a) among the Special Registration Plate Account (SRPA), the Collegiate and Cultural Attraction Plate Account (CCAPA), the Veterans Home Trust Fund (VHTF), and the Natural Heritage Trust Fund (NHTF), which is established under G.S. 113-77.7, as follows:

Special Plate	SRPA	CCAPA	NHTF	VHTF
Historical Attraction	$10	$20	0	0
In-State Collegiate Insignia	$10	$15	0	0
Out-of-state Collegiate Insignia	$10	0	$15	0
Personalized	$10	0	$10	0
Special Olympics	$10	$15	0	0
State Attraction	$10	$20	0	0
Wildlife Resources	$10	$10	0	0
Special Veterans Plates	$5	0	0	$5
All other Special Plates	$10	0	0	0."

Sec. 2. G.S. 20-79.7 is amended by adding a new subsection to read:

"(d) For purposes of subsection (b) of this section, 'Special Veterans Plates' include American Legion, Military Retirees, Partially Disabled Veterans, Pearl

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1189 MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7254*-RUZ007.1(5.7)

Short Title: Fin. Inst. Holiday Amended. (Public)

Sponsors: Representative Tallent.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE LEGISLATIVE RESEARCH COMMISSION'S FINANCIAL INSTITUTIONS ISSUES COMMITTEE TO AUTHORIZE STATE-CHARTERED BANKS, SAVINGS AND LOAN ASSOCIATIONS, AND SAVINGS BANKS TO OBSERVE HOLIDAYS AS DETERMINED BY THEIR BOARDS OF DIRECTORS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-77.2A is repealed.

Sec. 2. G.S. 53-77.1A reads as rewritten:

"**§ 53-77.1A. Days and hours of operation.**

~~Except as provided in G.S. 53-77.2A, a~~ A bank as defined in G.S. 53-1 or G.S. 53-136, ~~including national banking associations and federal reserve banks,~~ or any branch or limited service facility ~~of the foregoing~~ thereof located in this State, may operate on such days and during such ~~hours~~ hours, and may observe such holidays, as the bank's board of directors shall designate."

Sec. 3. G.S. 54B-110 reads as rewritten:

"**§ 54B-110. ~~Holidays.~~ Days and hours of operation.**

~~(a) Each State and federal association, including every branch or office thereof, domiciled in North Carolina shall observe the following as legal holidays and shall not open for the transaction of business with the public on those days:~~

~~(1) New Year's Day, January 1;~~

~~(2) Monday, January 2, when January 1 (New Year's Day) falls on Sunday;~~

~~(3) Monday, January 3, when January 1 (New Year's Day) falls on a Saturday;~~

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 1894
LE[redacted]SLATIVE DAY 123
H1189
READING 2
TALLENT

6/04/96
1:36 PM
IN CHAIR: SPEAKER

FINANACIAL INSTITU- TIONS HOLIDAY AMEND.

AYES - 112

ADAMS	CUMMINGS	IVES	PULLEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAMSEY
ALEXANDER	DAVIS	KISER	RAYFIELD
ALLRED	DECKER	LEE	REDWINE
ARNOLD	DICKSON	LEMMOND	REYNOLDS
BAKER	DOCKHAM	LINNEY	ROBINSON, G.
BARBEE	EARLE	LOCKE	ROBINSON, J.
BARNES	EASTERLING	LUEBKE	ROGERS
BEALL	EDDINS	MCALLISTER	RUSSELL
BERRY	EDWARDS	MCCOMAS	SEXTON
BLACK	ESPOSITO	MCCOMBS	SHARPE
BOWEN	FOX	MCCRARY	SHAW
BOYD-MCINTYRE	GAMBLE	MCLAUGHLIN	SHERRILL
BRASWELL	GARDNER	MCMAHAN	SHUBERT
BRAWLEY	GRADY	MERCER	TALLENT
BROWN, J.	GRAY	MICHAUX	THOMPSON
BROWN, W.	HACKNEY	MILLER, G.	TOLSON
BUCHANAN	HAYES	MILLER, K.	WAINWRIGHT
CANSLER	HENSLEY	MINER	WARNER
CAPPS	HIATT	MITCHELL	WATSON
CARPENTER	HIGHTOWER	MORGAN	WEATHERLY
CHURCH	HILL	NEELY	WILKINS
CLARY	HOLMES	NICHOLS	WILSON, C.
COCKLEREECE	HOWARD	NYE	WILSON, G.
CRAWFORD	HUNT	OLDHAM	WOMBLE
CREECH	HUNTER, H.	OWENS	WOOD
CULP	HUNTER, R.	PATE	WRIGHT
CULPEPPER	HURLEY	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 4

DAUGHTRY	FITCH	RICHARDSON	SUTTON

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BLUE	BOWIE	ELLIS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1609/5-- 1:52 PM JUNE 6, 1996 LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

TALLENT
FINANCIAL INST. HOLIDAY AMENDED

HOUSE BILL 1189
READING 2

AYE	48	ALBERTSON	COOPER	JORDAN	PERDUE
		ALLRAN	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	RAND
		BALLANTINE	EAST	LITTLE	SHAW
		BASNIGHT	EDWARDS	LUCAS	SHERRON
		BLACKMON	FORRESTER	MARTIN R.	SIMPSON
		BLUST	FOXX	MARTIN W.	SMITH
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
NO	0				

EXCUSED	0		
NOT CAST	2	KERR	PLYLER
ABSENT	0		
PAIRS	0		
AYE			
NO			

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1612/8-- 2:27 PM JUNE 6, 1996 LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

TALLENT
FINANCIAL INST. HOLIDAY AMENDED

HOUSE BILL 1189
READING 2

AYE	49	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SHAW
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN R.	SIMPSON
		BLUST	GULLEY	MARTIN W.	SMITH
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER			
NO	0				

EXCUSED	0	
NOT CAST	1	PLYLER
ABSENT	0	
PAIRS	0	
AYE		
NO		

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1190 MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH1296*-RUZ006.1(5.7)

Short Title: Amend Interstate Banking Act. (Public)

Sponsors: Representative Tallent.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE LEGISLATIVE RESEARCH COMMISSION'S FINANCIAL INSTITUTIONS ISSUES COMMITTEE TO AMEND THE NORTH CAROLINA RECIPROCAL INTERSTATE BANKING ACT.

The General Assembly of North Carolina enacts:

Section 1. Article 17 of Chapter 53 of the General Statutes is amended by adding a new section to read:

"**§ 53-212.1. Bank agent for deposit institution affiliate.**

A bank that is a subsidiary of a bank holding company may act as the agent of any depository institution affiliate in receiving deposits, renewing time deposits, closing loans, servicing loans, and receiving payments on loans and other obligations, without being deemed a branch of such affiliate, in accordance with Section 101(d) of the Reigle-Neal Interstate Banking and Branching Efficiency Act of 1994."

Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 1895
L[redacted] SLATIVE DAY 123
H1190
READING 2
TALLENT

6/04/96
1:38 PM
IN CHAIR: SPEAKER

AMEND INTERSTATE BANKING ACT

AYES - 111

ADAMS	CUNNINGHAM	IVES	RAMSEY
ALDRIDGE	DAVIS	JUSTUS	RAYFIELD
ALEXANDER	DECKER	KISER	REDWINE
ALLRED	DICKSON	LEE	REYNOLDS
ARNOLD	DOCKHAM	LEMMOND	ROBINSON, G.
BAKER	EARLE	LINNEY	ROBINSON, J.
BARBEE	EASTERLING	LOCKE	ROGERS
BEALL	EDDINS	LUEBKE	RUSSELL
BERRY	EDWARDS	MCALLISTER	SEXTON
BLACK	ELLIS	MCCOMAS	SHARPE
BOWEN	ESPOSITO	MCCOMBS	SHAW
BOYD-MCINTYRE	FOX	MCCRARY	SHERRILL
BRASWELL	GAMBLE	MCMAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BROWN, W.	GRAY	MILLER, G.	TOLSON
BUCHANAN	HACKNEY	MILLER, K.	WAINWRIGHT
CANSLER	HAYES	MINER	WARNER
CAPPS	HENSLEY	MITCHELL	WATSON
CARPENTER	HIATT	MORGAN	WEATHERLY
CHURCH	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, C.
COCKLEREECE	HOLMES	NYE	WILSON, G.
CRAWFORD	HOWARD	OLDHAM	WOMBLE
CREECH	HUNT	OWENS	WOOD
CULP	HUNTER, H.	PATE	WRIGHT
CULPEPPER	HUNTER, R.	PRESTON	YONGUE
CUMMINGS	HURLEY	PULLEY	

NOES - 0

EXCUSED ABSENCE - 5

BOWIE	FITCH	RICHARDSON	SUTTON
DAUGHTRY			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BARNES	BLUE	MCLAUGHLIN

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1608/4-- 1:50 PM JUNE 6, 1996 LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

TALLENT
AMEND INTERSTATE BANKING ACT

HOUSE BILL 1190
READING 2

AYE	48	ALBERTSON	COOPER	KERR	PERDUE
		ALLRAN	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SHAW
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN R.	SIMPSON
		BLUST	GULLEY	MARTIN W.	SMITH
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	EAST	PLYLER		
ABSENT	0				
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED 1191 MAY 15 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5186*-LTZ134A(3.21)

Short Title: Beach Plan Additional Coverage. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE ADDITIONAL COVERAGE UNDER THE NORTH CAROLINA BEACH PLAN AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-45-35(b) reads as rewritten:

"(b) If the Association determines that the property is insurable and that there is no unpaid premium due from the applicant for prior insurance on the property, the Association, upon receipt of the premium, or part of the premium, as is prescribed in the plan of operation, shall cause to be issued a policy of essential property insurance and shall offer additional extended coverage, optional perils endorsements, business income coverage, crime insurance, separate policies of windstorm and hail insurance, or their successor forms of coverage, for a term of one year or three years. Any policy issued under this section shall be renewed, upon application, as long as the property is insurable property."

Sec. 2. This act becomes effective January 1, 1997, and applies to policies issued or renewed on or after that date.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1940 6/10/96
[redacted]SLATIVE DAY 126 4:57 PM
H1191 IN CHAIR: SPEAKER
READING 2
COCKLEREECE

BEACH PLAN ADDITIONAL COVERAGE

AYES ~~103~~ 106

ADAMS	CULPEPPER	HURLEY	PULLEY
ALDRIDGE	CUMMINGS	IVES	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REDWINE
ARNOLD	DAVIS	LEE	REYNOLDS
BAKER	DICKSON	LEMMOND	RICHARDSON
BARBEE	DOCKHAM	LOCKE	ROBINSON, J.
BARNES	EARLE	LUEBKE	ROGERS
BEALL	EASTERLING	MCALLISTER	RUSSELL
BERRY	EDDINS	MCCOMAS	SEXTON
BOWEN	EDWARDS	MCCOMBS	SHARPE
BOWIE	ELLIS	MCCRARY	SHAW
BOYD-MCINTYRE	ESPOSITO	MCLAUGHLIN	SHUBERT
BRASWELL	FOX	MCMAHAN	SUTTON
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BROWN, W.	HACKNEY	MILLER, G.	TOLSON
BUCHANAN	HAYES	MITCHELL	WAINWRIGHT
CANSLER	HENSLEY	MORGAN	WARNER
CAPPS	HIATT	NEELY	WATSON
CARPENTER	HIGHTOWER	NICHOLS	WILKINS
CLARY	HILL	NYE	WILSON, C.
COCKLEREECE	HOLMES	OLDHAM	WOMBLE
CRAWFORD	HOWARD	OWENS	WRIGHT
CREECH	HUNTER, H.	PATE	YONGUE
CULP	HUNTER, R.	PRESTON	DECKER G. WILSON SHERRILL

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	HUNT	MINER	ROBINSON, G.
FITCH	LINNEY		

EXCUSED VOTE - 0

NOT VOTING - ~~11~~ 8 ow

SPEAKER	~~DECKER~~	MILLER, K.	~~WILSON, G.~~
BLACK	GAMBLE	~~SHERRILL~~	WOOD
BLUE	GRAY	WEATHERLY	

R[redacted] Decker, Sherrill and G. Wilson request to be recorded as voting "aye." Speaker so orders.

H1191

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1192 MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5185*-LTZ132(3.21)

Short Title: Beach Plan Reserve Fund. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DEVELOP A PROPOSAL FOR A RESERVE FUND TO PAY CATASTROPHIC LOSSES AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

Whereas, there is a compelling State interest in maintaining a viable and orderly private sector market for property insurance in the State; and

Whereas, mortgages require reliable property insurance, and the unavailability of reliable property insurance would therefore make most real estate transactions impossible; and

Whereas, the public health, safety, and welfare demand that structures damaged or destroyed in a catastrophe be repaired or reconstructed as soon as possible; and

Whereas, the inability of the private sector insurance and reinsurance markets to maintain sufficient capacity to enable residents of the beach area of the State to obtain property insurance coverage in the private sector endangers the economy of the State and endangers the public health, safety, and welfare; and

Whereas, many property insurers are unable or unwilling to maintain reserves, surplus, and reinsurance sufficient to enable the insurers to pay all claims in full in the event of a catastrophe and State action is necessary to protect the public from an insurer's unwillingness or inability to maintain sufficient reserves, surplus, and reinsurance; and

Whereas, in order to increase insurance capacity, it is essential to the functioning of a State program that revenues received be exempt from federal taxation; Now, therefore,

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1913
[redacted]ISLATIVE DAY 125
H1192
READING 2
COCKLEREECE

6/06/96
1:27 PM
IN CHAIR: SPEAKER

BEACH PLAN RESERVE FUND

AYES - 109

ADAMS	CUMMINGS	HUNTER, R.	RAMSEY
ALDRIDGE	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAUGHTRY	IVES	REDWINE
ALLRED	DAVIS	JUSTUS	REYNOLDS
ARNOLD	DECKER	KISER	RICHARDSON
BAKER	DICKSON	LEE	ROBINSON, J.
BARBEE	DOCKHAM	LEMMOND	RUSSELL
BARNES	EARLE	LOCKE	SEXTON
BEALL	EASTERLING	LUEBKE	SHARPE
BERRY	EDDINS	MCALLISTER	SHAW
BLACK	EDWARDS	MCCOMAS	SHERRILL
BLUE	ELLIS	MCCOMBS	SHUBERT
BOWIE	ESPOSITO	MCCRARY	SUTTON
BOYD-MCINTYRE	FITCH	MCMAHAN	TALLENT
BRASWELL	GAMBLE	MERCER	THOMPSON
BRAWLEY	GARDNER	MICHAUX	TOLSON
BROWN, J.	GRADY	MILLER, G.	WAINWRIGHT
BROWN, W.	HACKNEY	MINER	WARNER
BUCHANAN	HAYES	MITCHELL	WATSON
CANSLER	HENSLEY	MORGAN	WEATHERLY
CAPPS	HIATT	NEELY	WILKINS
CARPENTER	HIGHTOWER	NYE	WILSON, C.
CHURCH	HILL	OLDHAM	WILSON, G.
COCKLEREECE	HOLMES	OWENS	WOMBLE
CRAWFORD	HOWARD	PATE	WOOD
CREECH	HUNT	PRESTON	WRIGHT
CULP	HUNTER, H.	PULLEY	YONGUE
CULPEPPER			

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 5

CLARY	GRAY	NICHOLS	ROBINSON, G.
FOX			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	LINNEY	MCLAUGHLIN	ROGERS
BOWEN			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1736/25-- 4:04 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

COCKLEREECE
BEACH PLAN RESERVE FUND

HOUSE BILL 1192
READING 2

AYE	46	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BASNIGHT	EDWARDS	MARTIN R.	SHERRON
		BLACKMON	FORRESTER	MARTIN W.	SIMPSON
		BLUST	FOXX	MCDANIEL	SMITH
		CARPENTER	GULLEY	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HOBBS	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
		COOPER	KERR		
NO	0				

EXCUSED	0			
NOT CAST	3	ALLRAN	HORTON	SHAW
ABSENT	1	LITTLE		
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1193 MAY 15 96

H D

HOUSE PRINCIPAL CLERK

HOUSE DRH5195*-LTZ138A(3.21)

Short Title: Continuing Care Facility Supervision. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR MORE EFFECTIVE FINANCIAL SUPERVISION, REHABILITATION, AND LIQUIDATION PROCEDURES FOR CONTINUING CARE RETIREMENT CENTERS AND TO PROVIDE THAT CONTINUING CARE AGREEMENTS ARE SUBORDINATE TO THE COST OF ADMINISTRATION IN LIQUIDATION AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-30-5(5) reads as rewritten:

"(5) All persons subject to Articles ~~65 through 67~~ 64, 65 and 66, or 67 of this Chapter; except to the extent there is a conflict between the provisions of this Article and the provisions of those Articles, in which case those Articles will govern."

Sec. 2. G.S. 58-30-10(14) reads as rewritten:

"(14) 'Insurer' means any entity licensed under Articles 7, 16, 26, 49, 65, or 67 of this Chapter and any employer that has furnished to the Commissioner satisfactory proof of its financial responsibility under G.S. 97-93(a)(2). For purposes of this Article, 'insurer' also includes continuing care retirement centers licensed under Article 64 of this Chapter."

Sec. 3. G.S. 58-64-45 reads as rewritten:

"**§ 58-64-45. ~~Rehabilitation or~~ Supervision, rehabilitation, and liquidation.**

(a) If, at any time, the Commissioner determines, after notice and an opportunity for the provider to be heard, that:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1737/26-- 4:06 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

COCKLEREECE
CONT'G CARE FACILITY SUPERVISION

HOUSE BILL 1193
READING 2

AYE	46	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		BALLANCE	DAVIS	LUCAS	RAND
		BALLANTINE	EDWARDS	MARTIN R.	SHAW
		BASNIGHT	FORRESTER	MARTIN W.	SHERRON
		BLACKMON	FOXX	MCDANIEL	SIMPSON
		BLUST	GULLEY	MCKOY	SMITH
		CARPENTER	HARTSELL	ODOM	SOLES
		CARRINGTON	HOBBS	PAGE	SPEED
		CLARK	HOYLE	PARNELL	WARREN
		COCHRANE	JORDAN	PERDUE	WEBSTER
		CONDER	KERR	PLEXICO	WINNER
		COOPER	KINCAID		
NO	0				
EXCUSED	0				
NOT CAST	3	ALLRAN	EAST	HORTON	
ABSENT	1	LITTLE			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH5188*-LTZ139(3.21)

Short Title: Medicare Supplement Policies. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE MEDICARE SUPPLEMENT INSURANCE LAWS TO COMPLY WITH THE FEDERAL SOCIAL SECURITY AMENDMENTS OF 1994 AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. Article 54 of Chapter 58 of the General Statutes is amended by adding a new section to read:

"**§ 58-54-12. Rules for compliance with federal law and regulations.**

The Commissioner may adopt rules necessary to conform Medicare supplement policies and certificates to the requirements of federal law and regulations, including:

(1) Requiring refunds or credits if the policies or certificates do not meet loss ratio requirements.

(2) Establishing a uniform methodology for calculating and reporting loss ratios.

(3) Assuring public access to policies, premiums, and loss ratio information of issuers of Medicare supplement insurance.

(4) Establishing a process for approving and disapproving policy forms and certificate forms and proposed premium increases.

(5) Establishing procedures for holding public hearings before approval of premium increases.

(6) Establishing standards for Medicare Select policies and certificates."

H.B. FILED
1194
MAY 15 95
HOUSE PRINCIPAL CLERK
D

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1194

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

H1194-ARN-001

Page 1 of 1

Date 6-19, 1996

Comm. Sub. [X]
Amends Title []
Second Edition

Representative John Cocklereece

moves to amend the bill on page 1, lines 21-22, by rewriting those lines to read:

"Sec. 2. This act is effective upon ratification."

SIGNED John Cocklereece
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/19/96 FAILED _____ TABLED _____

101-0 EV
DWeeks

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 2044
ISLATIVE DAY 133
H1194HCS
READING 2
COCKLEREECE
AMEND #1 - Cocklereece
MEDICARE SUPPLEMENT POLICIES

6/19/96
4:21 PM
IN CHAIR: SPEAKER

AYES - 101

ADAMS	DAVIS	KISER	RAYFIELD
ALEXANDER	DECKER	LEE	REDWINE
ALLRED	DICKSON	LEMMOND	REYNOLDS
ARNOLD	DOCKHAM	LOCKE	RICHARDSON
BAKER	EARLE	LUEBKE	ROBINSON, G.
BARBEE	EDDINS	MCALLISTER	ROBINSON, J.
BARNES	EDWARDS	MCCOMAS	ROGERS
BERRY	ESPOSITO	MCCOMBS	RUSSELL
BLACK	FITCH	MCCRARY	SEXTON
BOWIE	FOX	MCLAUGHLIN	SHARPE
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SHERRILL
BRASWELL	GARDNER	MERCER	SHUBERT
BRAWLEY	GRADY	MICHAUX	TALLENT
BROWN, J.	GRAY	MILLER, G.	THOMPSON
BROWN, W.	HAYES	MINER	TOLSON
BUCHANAN	HENSLEY	MITCHELL	WAINWRIGHT
CANSLER	HIATT	MORGAN	WARNER
CAPPS	HIGHTOWER	NEELY	WATSON
CARPENTER	HILL	NICHOLS	WEATHERLY
CLARY	HOLMES	NYE	WILKINS
COCKLEREECE	HOWARD	OLDHAM	WILSON, G.
CULP	HUNT	OWENS	WOMBLE
CULPEPPER	HUNTER, R.	PATE	WOOD
CUMMINGS	HURLEY	PULLEY	WRIGHT
CUNNINGHAM	JUSTUS	RAMSEY	YONGUE
DAUGHTRY			

NOES - 0

EXCUSED ABSENCE - 1

BEALL

EXCUSED VOTE - 0

NOT VOTING - 18

SPEAKER	CRAWFORD	HUNTER, H.	PRESTON
ALDRIDGE	CREECH	IVES	SHAW
BLUE	EASTERLING	LINNEY	SUTTON
BOWEN	ELLIS	MILLER, K.	WILSON, C.
CHURCH	HACKNEY		

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2045
[redacted]SLATIVE DAY 133
H1194HCS
READING 2
COCKLEREECE

6/19/96
4:22 PM
IN CHAIR: SPEAKER

MEDICARE SUPPLEMENT POLICIES

AYES - ~~103~~ 105 DW

ADAMS	DECKER	LEE	REDWINE
ALEXANDER	DICKSON	LEMMOND	REYNOLDS
ALLRED	DOCKHAM	LOCKE	RICHARDSON
ARNOLD	EARLE	LUEBKE	ROBINSON, G.
BAKER	EDDINS	MCALLISTER	ROBINSON, J.
BARBEE	EDWARDS	MCCOMAS	ROGERS
BARNES	ELLIS	MCCOMBS	RUSSELL
BERRY	FITCH	MCCRARY	SEXTON
BOWEN	FOX	MCLAUGHLIN	SHARPE
BOWIE	GAMBLE	MCMAHAN	SHERRILL
BOYD-MCINTYRE	GARDNER	MERCER	SHUBERT
BRASWELL	GRADY	MICHAUX	SUTTON
BRAWLEY	GRAY	MILLER, G.	TALLENT
BROWN, J.	HACKNEY	MINER	THOMPSON
BROWN, W.	HAYES	MITCHELL	TOLSON
BUCHANAN	HENSLEY	MORGAN	WAINWRIGHT
CANSLER	HIATT	NEELY	WARNER
CAPPS	HIGHTOWER	NICHOLS	WATSON
CARPENTER	HILL	NYE	WEATHERLY
CLARY	HOLMES	OLDHAM	WILKINS
COCKLEREECE	HOWARD	OWENS	WILSON, G.
CULP	HUNT	PATE	WOMBLE
CULPEPPER	HUNTER, R.	PRESTON	WOOD
CUMMINGS	HURLEY	PULLEY	WRIGHT
DAUGHTRY	JUSTUS	RAMSEY	YONGUE
DAVIS	KISER	RAYFIELD	

ALDRIDGE
LINNEY

NOES - ~~1~~ 0 DW

~~LINNEY~~

EXCUSED ABSENCE - 1

BEALL

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	CHURCH	EASTERLING	MILLER, K.
~~ALDRIDGE~~	CRAWFORD	ESPOSITO	SHAW
BLACK	CREECH	HUNTER, H.	WILSON, C.
BLUE	CUNNINGHAM	IVES	

Reps. Linney and Aldridge request to be recorded as voting aye. Speaker so orders.

H1194HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1195 MAY 15 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5190*-LTZ145(3.21)

Short Title: Conform Receivership Laws. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CONFORM THE LAW GOVERNING SETOFFS WITH THE LAW GOVERNING THE RECOVERY OF PREMIUMS OWED INSURERS AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-30-160(b)(4) is repealed.

Sec. 2. This act becomes effective October 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

1196 MAY 15 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5191*-LTZ135(3.21)

Short Title: Repeal Reinsurance Restrictions. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE LAW PROHIBITING LICENSED REINSURERS FROM ASSUMING REINSURANCE FROM NONADMITTED INSURERS AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-43-20 is repealed.

Sec. 2. This act becomes effective October 1, 1996.

H.B. FILED
1197 MAY 15 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

HOUSE DRH5189*-LTZ143(3.21)

Short Title: Insurance Company Investments. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO LESSEN THE REQUIREMENT OF INSURANCE COMPANIES TO MAINTAIN TRUST ACCOUNTS OR OBTAIN LETTERS OF CREDIT OR GUARANTY BONDS AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-7-162(6) reads as rewritten:

"(6) All premiums in the course of collection not more than 90 days past due, excluding commissions payable thereon, due from any person that solely or in combination with the person's affiliates owes the insurer an amount that equals or exceeds five percent (5%) of the insurer's ~~total premiums in course of collection,~~ surplus as regards policyholders, but only if:

a. The premiums collected by the person or affiliates and not remitted to the insurer are held in a trust account with a bank or other depository approved by the Commissioner. The funds shall be held as trust funds and may not be commingled with any other funds of the person or affiliates. Disbursements from the trust account may be made only to the insurer, the insured, or, for the purpose of returning premiums, a person that is entitled to returned premiums on behalf of the insured. A written copy of the trust agreement shall be filed with and approved by the Commissioner before becoming effective. The Commissioner shall

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
1198 MAY 15 96
HOUSE PRINCIPAL CLERK

H

HOUSE DRH5192*-LTZ144B(3.21)

Short Title: Uninsured/Underinsured Coverage. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT UNINSURED AND UNDERINSURED MOTORIST COVERAGE MAY BE LIMITED OR EXCLUDED UNDER EXCESS OR UMBRELLA POLICIES AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. Article 3 of Chapter 58 is amended by adding a new section to read:

"**§ 58-3-152. Excess liability policies; uninsured and underinsured motorist coverage.**

With respect to personal and commercial excess or umbrella liability policy forms or coverage, an insurer may limit or exclude coverage for uninsured motorist coverage set forth in G.S. 20-279.21(b)(3) and underinsured motorist coverage set forth in G.S. 20-279.21(b)(4)."

Sec. 2. This act becomes effective October 1, 1996, and applies to policies issued or renewed on or after that date.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1941
SLATIVE DAY 126
H1198HCS
READING 2
COCKLEREECE

6/10/96
4:59 PM
IN CHAIR: SPEAKER

UNINSURED/UNDERINS- URED COVERAGE

AYES - 108

ADAMS	CUMMINGS	HURLEY	RAMSEY
ALDRIDGE	CUNNINGHAM	IVES	RAYFIELD
ALEXANDER	DAUGHTRY	JUSTUS	REDWINE
ALLRED	DAVIS	KISER	REYNOLDS
ARNOLD	DECKER	LEE	RICHARDSON
BAKER	DICKSON	LEMMOND	ROBINSON, J.
BARBEE	DOCKHAM	LOCKE	ROGERS
BARNES	EARLE	LUEBKE	RUSSELL
BEALL	EASTERLING	MCALLISTER	SEXTON
BERRY	EDDINS	MCCOMAS	SHARPE
BOWEN	EDWARDS	MCCOMBS	SHAW
BOWIE	ELLIS	MCCRARY	SHERRILL
BOYD-MCINTYRE	ESPOSITO	MCLAUGHLIN	SHUBERT
BRASWELL	FOX	MCMAHAN	SUTTON
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BROWN, W.	GRAY	MILLER, G.	TOLSON
BUCHANAN	HACKNEY	MITCHELL	WAINWRIGHT
CANSLER	HAYES	MORGAN	WARNER
CAPPS	HENSLEY	NEELY	WATSON
CARPENTER	HIATT	NICHOLS	WEATHERLY
CLARY	HIGHTOWER	NYE	WILKINS
COCKLEREECE	HILL	OLDHAM	WILSON, C.
CRAWFORD	HOLMES	OWENS	WILSON, G.
CREECH	HOWARD	PATE	WOMBLE
CULP	HUNTER, H.	PRESTON	WRIGHT
CULPEPPER	HUNTER, R.	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	HUNT	MINER	ROBINSON, G.
FITCH	LINNEY		

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BLUE	MILLER, K.	WOOD
BLACK	GAMBLE		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H D

H.B. FILED
1199 MAY 15 96
HOUSE PRINCIPAL CLERK

HOUSE DRH5193*-LTZ140(3.21)

Short Title: Revise Def. of Nonfleet Motor Vehicle. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE THE DEFINITION OF NONFLEET MOTOR VEHICLE TO ALLOW FLEXIBILITY FOR THE NUMBER OF AUTOMOBILES THAT MAY BE WRITTEN UNDER A PERSONAL AUTOMOBILE INSURANCE POLICY AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-40-10(2) reads as rewritten:

"(2) 'Nonfleet' motor vehicle means a motor vehicle not eligible for classification as a fleet vehicle for the reason that the motor vehicle ~~is:~~

~~a. One of four or fewer motor vehicles owned or hired under a long-term contract by a policy named insured; or~~

~~b. One of five or more private passenger motor vehicles owned or hired under a long-term contract:~~

~~1. By an individual who is a policy named insured;~~

~~2. Jointly by two or more individuals who are policy named insureds and are residents in the same household; or~~

~~3. Jointly by two or more individuals who are policy named insureds and are related by blood, marriage, or adoption.~~

is one of four or fewer motor vehicles hired under a long-term contract or owned by the insured named in the policy."

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 1879
L[redacted]SLATIVE DAY 119
H1199HCS
READING 2
COCKLEREECE

5/28/96
4:33 PM
IN CHAIR: SPEAKER

REVISE DEFINITION OF NONFLEET MOTOR VEH.

AYES - 107

ADAMS	DAUGHTRY	KISER	RAMSEY
ALDRIDGE	DAVIS	LEE	RAYFIELD
ALEXANDER	DECKER	LEMMOND	REDWINE
ALLRED	DICKSON	LINNEY	REYNOLDS
ARNOLD	DOCKHAM	LOCKE	RICHARDSON
BAKER	EARLE	LUEBKE	ROBINSON, J.
BARBEE	EDDINS	MCALLISTER	ROGERS
BARNES	EDWARDS	MCCOMAS	RUSSELL
BEALL	ESPOSITO	MCCOMBS	SEXTON
BERRY	FITCH	MCCRARY	SHARPE
BLACK	FOX	MCLAUGHLIN	SHAW
BOWIE	GAMBLE	MCMAHAN	SHERRILL
BOYD-MCINTYRE	GARDNER	MERCER	SHUBERT
BRAWLEY	GRADY	MICHAUX	SUTTON
BROWN, J.	GRAY	MILLER, G.	TALLENT
BROWN, W.	HACKNEY	MILLER, K.	THOMPSON
BUCHANAN	HENSLEY	MINER	TOLSON
CANSLER	HIATT	MITCHELL	WAINWRIGHT
CAPPS	HIGHTOWER	MORGAN	WARNER
CARPENTER	HILL	NEELY	WATSON
CHURCH	HOLMES	NICHOLS	WEATHERLY
COCKLEREECE	HOWARD	NYE	WILKINS
CRAWFORD	HUNTER, H.	OLDHAM	WILSON, C.
CREECH	HUNTER, R.	OWENS	WILSON, G.
CULP	HURLEY	PATE	WOMBLE
CULPEPPER	IVES	PRESTON	YONGUE
CUMMINGS	JUSTUS	PULLEY	

NOES - 0

EXCUSED ABSENCE - 8

BOWEN	CUNNINGHAM	HUNT	WOOD
BRASWELL	HAYES	ROBINSON, G.	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CLARY	EASTERLING	ELLIS
BLUE			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1199

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1199-ARS-002

Date June 19, 1996 1996

Comm. Sub. [YES]
Amends Title [YES]
Second Edition

Senator Soles

moves to amend the bill on page 1, line 6, by deleting the word "ISSUES." and substituting the phrase "AND TO PROVIDE THAT THERE ARE NO REINSURANCE FACILITY RECOUPMENT SURCHARGE OR SAFE DRIVER INCENTIVE PLAN SURCHARGES FOR CERTAIN ACCIDENTS OCCURRING DURING RESPONSES TO EMERGENCIES.";

and on page 2, lines 10-11, by rewriting the lines to read:

"Sec. 3. G.S. 58-36-75(d) reads as rewritten:

'(d) There shall be no Facility recoupment surcharge under G.S. 58-37-40(f) or Safe Driver Incentive Plan surcharges under G.S. 58-36-65 for accidents occurring when only operating a firefighting, rescue squad, or law enforcement vehicle in accordance with G.S. 20-125(b) and in response to an emergency if the operator of the vehicle at the time of the accident was a paid or volunteer member of any fire department, rescue squad, or any law enforcement agency. This exception does not include an accident occurring after the vehicle ceases to be used in response to the emergency and the emergency ceases to exist.'

Sec. 4. Sections 1 and 2 of this act become effective January 1, 1997, and apply to policies written on or after that date. The remainder of this act is effective upon ratification.".

SIGNED Soles
Amendment Sponsor

SIGNED Soles
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1808/21-- 3:14 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

COCKLEREECE
REVISE DEF. NONFLEET MOTOR VEHICLE
COM SUB/2ND EDITION

HOUSE BILL 1199
READING 2

AYE	45	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SHAW
		BLACKMON	FORRESTER	LUCAS	SHERRON
		BLUST	FOXX	MARTIN R.	SIMPSON
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HOBBS	MCDANIEL	SPEED
		CLARK	HORTON	MCKOY	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER			
NO	0				
EXCUSED	0				
NOT CAST	4	BASNIGHT	GULLEY	ODOM	PLYLER
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1199

AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H1199-ARS-002

Page 1 of 1

Date June 19, 1996 1996

Comm. Sub. [YES]
Amends Title [YES]
Second Edition

TITLE CHANGE
HOUSE CONCURS IN SENATE AMENDMENT
49 to 0
JUN 21 1996
AND ORDERED ENROLLED

Senator Soles

moves to amend the bill on page 1, line 6, by deleting the word "ISSUES." and substituting the phrase "AND TO PROVIDE THAT THERE ARE NO REINSURANCE FACILITY RECOUPMENT SURCHARGE OR SAFE DRIVER INCENTIVE PLAN SURCHARGES FOR CERTAIN ACCIDENTS OCCURRING DURING RESPONSES TO EMERGENCIES.";

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SIGNED Soles
Amendment Sponsor

SIGNED Soles
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____

NORTH CAROLINA

EV

2215
LEGISLATIVE DAY 135
H1199HCS

HOUSE OF REPRESENTATIVES

6/21/96
[redacted]

ROLL CALL

IN CHAIR: RUSSELL

COCKLEREECE
AMEND #1-Senate amendment
REVISE DEFINITION OF NONFLEET MOT. VEH
MOTION #11 - Rep. Cocklereece moves to concur

AYES - 98

ADAMS	CUMMINGS	JUSTUS	RAMSEY
ALEXANDER	CUNNINGHAM	KISER	RAYFIELD
ALLRED	DAVIS	LEE	REDWINE
ARNOLD	DECKER	LEMMOND	REYNOLDS
BAKER	DOCKHAM	LINNEY	RICHARDSON
BARBEE	EARLE	LOCKE	ROBINSON, J.
BARNES	EASTERLING	LUEBKE	SEXTON
BERRY	EDDINS	MCALLISTER	SHARPE
BLACK	ELLIS	MCCOMAS	SHAW
BOWEN	ESPOSITO	MCCOMBS	SHERRILL
BOWIE	FITCH	MCCRARY	SHUBERT
BOYD-MCINTYRE	GARDNER	MCMAHAN	SUTTON
BRAWLEY	GRADY	MERCER	TALLENT
BROWN, J.	HACKNEY	MILLER, G.	THOMPSON
BROWN, W.	HAYES	MINER	TOLSON
CANSLER	HENSLEY	MITCHELL	WAINWRIGHT
CAPPS	HIATT	MORGAN	WATSON
CARPENTER	HIGHTOWER	NEELY	WILKINS
CHURCH	HILL	NICHOLS	WILSON, C.
CLARY	HOLMES	NYE	WILSON, G.
COCKLEREECE	HOWARD	OWENS	WOMBLE
CRAWFORD	HUNTER, H.	PATE	WOOD
CREECH	HUNTER, R.	PRESTON	WRIGHT
CULP	HURLEY	PULLEY	YONGUE
CULPEPPER	IVES		

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	EDWARDS	MCLAUGHLIN	ROGERS
BRASWELL	GAMBLE	MICHAUX	RUSSELL
BUCHANAN	GRAY	MILLER, K.	WEATHERLY
DAUGHTRY			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH5194*-LTZ133(3.21)

FILED 1200 MAY 15 96 HOUSE PRINCIPAL CLERK

D

Short Title: Revise Beach Plan Participation Formula. (Public)

Sponsors: Representatives Cocklereece and Dockham.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE THE PARTICIPATION FORMULA OF THE NORTH CAROLINA INSURANCE UNDERWRITING ASSOCIATION AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S COMMITTEE ON INSURANCE AND INSURANCE-RELATED ISSUES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-45-25 reads as rewritten:

"**§ 58-45-25. Each member of Association to participate in its ~~writings,~~ expenses, ~~profits and losses in proportion to net direct premium of such member.~~ profits, and losses.**

~~All members of the Association shall participate in its writings, expenses, profits and losses in the proportion that the net direct premium of such member written in this State during the preceding calendar year bears to the aggregate net direct premiums written in this State by all members of the Association, as certified to the Association by the Commissioner after review of annual statements, other reports and any other statistics the Commissioner shall deem necessary to provide the information herein required and which the Commissioner is hereby authorized and empowered to obtain from any member of the Association, provided, however, that a member shall annually receive credit for essential property insurance voluntarily written in the beach area and its participation in the writings in the Association shall be reduced accordingly. Each member's participation in the Association shall be determined annually in the same manner as the initial determination.~~ All members of the Association shall participate in its expenses, profits, and losses and shall receive credit annually for essential property insurance voluntarily written as determined by the directors of the Association, with the approval of the Commissioner. Participation of

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1914
[redacted]ISLATIVE DAY 125
H1200
READING 2
COCKLEREECE

6/06/96
1:29 PM
IN CHAIR: SPEAKER

REVISE BEACH PLAN PARTICIPATION FORM.

AYES - 110

ADAMS	CUMMINGS	IVES	RAMSEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAYFIELD
ALEXANDER	DAUGHTRY	KISER	REDWINE
ALLRED	DAVIS	LEE	REYNOLDS
ARNOLD	DECKER	LEMMOND	RICHARDSON
BAKER	DICKSON	LOCKE	ROBINSON, J.
BARBEE	DOCKHAM	LUEBKE	ROGERS
BARNES	EARLE	MCALLISTER	RUSSELL
BEALL	EASTERLING	MCCOMAS	SEXTON
BERRY	EDDINS	MCCOMBS	SHARPE
BLACK	EDWARDS	MCCRARY	SHAW
BLUE	ELLIS	MCLAUGHLIN	SHERRILL
BOWEN	ESPOSITO	MCMAHAN	SHUBERT
BOWIE	FITCH	MERCER	SUTTON
BOYD-MCINTYRE	GAMBLE	MICHAUX	TALLENT
BRASWELL	GARDNER	MILLER, G.	THOMPSON
BRAWLEY	GRADY	MILLER, K.	TOLSON
BROWN, J.	HACKNEY	MINER	WAINWRIGHT
BROWN, W.	HAYES	MITCHELL	WARNER
BUCHANAN	HENSLEY	MORGAN	WATSON
CANSLER	HIATT	NEELY	WEATHERLY
CAPPS	HIGHTOWER	NYE	WILKINS
CARPENTER	HILL	OLDHAM	WILSON, C.
CHURCH	HOLMES	OWENS	WILSON, G.
CRAWFORD	HOWARD	PATE	WOMBLE
CREECH	HUNT	PRESTON	WRIGHT
CULP	HUNTER, H.	PULLEY	YONGUE
CULPEPPER	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 5

CLARY	GRAY	NICHOLS	ROBINSON, G.
FOX			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HURLEY	LINNEY	WOOD
COCKLEREECE			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1200

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE 6/19/96

Amendment No. 21 (ODE)
(to be filled in by Principal Clerk)

~~Rep.~~)
) Soles
Sen.)

1 moves to amend the bill on page 2, line 16
2 ( ) WHICH CHANGES THE TITLE
3 by substituting "1997-98" for "1996-97"
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SIGNED Soles

ADOPTED 6/19/96 FAILED _____ TABLED _____
46-0

S Sink

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1739/28-- 4:15 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

COCKLEREECE
REVISE BEACH PLAN PARTIC. FORMULA

HOUSE BILL 1200

AMEND 1

AYE	46	ALBERTSON	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R.	SHAW
		BASNIGHT	FOXX	MARTIN W.	SHERRON
		BLUST	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SMITH
		CARRINGTON	HOBBS	ODOM	SOLES
		CLARK	HORTON	PAGE	SPEED
		COCHRANE	HOYLE	PARNELL	WARREN
		CONDER	JORDAN	PERDUE	WEBSTER
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	KINCAID		
NO	0				
EXCUSED	0				
NOT CAST	3	ALLRAN	BLACKMON	EDWARDS	
ABSENT	1	LITTLE			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1740/29-- 4:16 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

COCKLEREECE
REVISE BEACH PLAN PARTIC. FORMULA

HOUSE BILL 1200
READING 2

AYE	46	ALBERTSON	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R.	SHAW
		BASNIGHT	FOXX	MARTIN W.	SHERRON
		BLUST	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SMITH
		CARRINGTON	HOBBS	ODOM	SOLES
		CLARK	HORTON	PAGE	SPEED
		COCHRANE	HOYLE	PARNELL	WARREN
		CONDER	JORDAN	PERDUE	WEBSTER
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	KINCAID		
NO	0				

EXCUSED	0			
NOT CAST	3	ALLRAN	BLACKMON	EDWARDS
ABSENT	1	LITTLE		
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1200

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE 6/19/96

Amendment No. ~~2~~ 1 (ODE)
(to be filled in by Principal Clerk)

~~Rep.~~)
) Soles
Sen.)

1 moves to amend the bill on page 2, line 16
2 ( ) WHICH CHANGES THE TITLE
3 by substituting "1997-98" for "1996-97"
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HOUSE CONCURS IN SENATE AMENDMENT
98-1 EV
JUN 20 1996
AND ORDERED ENROLLED

SIGNED _____

ADOPTED 6/19/96 FAILED _____ TABLED _____
46-0

S Sink

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2070
SLATIVE DAY 134
H1200

6/20/96
11:59 AM
IN CHAIR: SPEAKER

COCKLEREECE
AMEND #1- senate amendment
REVISE BEACH PLAN PARTICIPATION FORM.
MOTION #11- to concur

AYES - 98

ADAMS	CUNNINGHAM	KISER	REYNOLDS
ALDRIDGE	DAUGHTRY	LEMMOND	RICHARDSON
ALEXANDER	DAVIS	LINNEY	ROBINSON, J.
ALLRED	DECKER	LOCKE	ROGERS
ARNOLD	DOCKHAM	LUEBKE	RUSSELL
BAKER	EARLE	MCALLISTER	SEXTON
BERRY	EASTERLING	MCCOMAS	SHARPE
BLACK	EDDINS	MCCOMBS	SHAW
BLUE	EDWARDS	MCCRARY	SHERRILL
BOWEN	ESPOSITO	MCLAUGHLIN	SHUBERT
BOWIE	FITCH	MERCER	SUTTON
BOYD-MCINTYRE	GAMBLE	MICHAUX	TALLENT
BRASWELL	GARDNER	MILLER, G.	THOMPSON
BRAWLEY	GRADY	MORGAN	TOLSON
BROWN, W.	HACKNEY	NEELY	WAINWRIGHT
BUCHANAN	HAYES	NICHOLS	WATSON
CANSLER	HENSLEY	NYE	WEATHERLY
CAPPS	HIATT	OWENS	WILKINS
CARPENTER	HIGHTOWER	PATE	WILSON, C.
CHURCH	HILL	PRESTON	WILSON, G.
CLARY	HOLMES	PULLEY	WOMBLE
COCKLEREECE	HUNTER, H.	RAMSEY	WOOD
CREECH	HUNTER, R.	RAYFIELD	WRIGHT
CULPEPPER	HURLEY	REDWINE	YONGUE
CUMMINGS	IVES		

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 8

BEALL	FOX	HUNT	ROBINSON, G.
CULP	HOWARD	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	CRAWFORD	GRAY	MCMAHAN
BARBEE	DICKSON	JUSTUS	MINER
BARNES	ELLIS	LEE	MITCHELL
BROWN, J.			