

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0601

MAR 28 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA056-LD087(3.2)

Short Title: Pesticide Applicator Licensing.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO SIMPLIFY THE LICENSING REQUIREMENTS FOR CERTAIN
3 PESTICIDE APPLICATORS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 106-65.25(d) reads as rewritten:
6 "(d) A license is not required for any person (or his full-time regular employees)
7 doing structural pest control work on his own property: provided, however, that no
8 fee ~~may~~ shall be charged for structural pest control work performed by any such
9 person. A person who is licensed as a pesticide applicator under Part 4 of Article 52
10 of Chapter 143 of the General Statutes in any classification that permits the
11 application of pesticides for control of household pests in outside areas may apply
12 those pesticides in outside areas without being licensed under this Article, provided
13 that person complies with the provisions regarding financial responsibility under G.S.
14 106-65.37."
15 Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

727
LEGISLATIVE DAY 61
H601
READING 2
CULP

5/10/95
3:05 PM
IN CHAIR: SPEAKER

PESTICIDE APPLICATOR LICENSING

AYES - 93

ADAMS
ALDRIDGE
ALLRED
ARNOLD
BARBEE
BEALL
BERRY
BLACK
BLUE
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CREECH
CULP
CUMMINGS
DAUGHTRY

DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FOX
GAMBLE
GARDNER
GRADY
GRAY
HAYES
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY
IVES
JUSTUS

KISER
LEMMOND
LINNEY
LOCKE
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PRESTON
PULLEY
RAMSEY

RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHUBERT
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 12

ALEXANDER
BAKER
BROWN, W.

CULPEPPER
HACKNEY
HENSLEY

HUNT
HUNTER, H.
LEE

MICHAUX
ROBINSON
SUTTON

EXCUSED ABSENCE - 2

ELLIS

FITCH

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER
BARNES
BRAWLEY

BROWN, J.
CARPENTER
CUNNINGHAM

EDWARDS
MILLER, G.
MILLER, K.

PATE
SHAW
SHERRILL

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EQ. # 781
LEGISLATIVE DAY 62
H601
READING 3
CULP

5/11/95
10:38 AM
IN CHAIR: SPEAKER

PESTICIDE APPLICATOR LICENSING

AYES - 92

ADAMS	DAUGHTRY	LEMMOND	REYNOLDS
ALDRIDGE	DICKSON	LOCKE	ROBINSON
ALLRED	DOCKHAM	LUEBKE	ROGERS
BARBEE	EARLE	MCALLISTER	RUSSELL
BEALL	EDDINS	MCCOMAS	SEXTON
BERRY	EDWARDS	MCCOMBS	SHARPE
BOWEN	ELLIS	MCCRARY	SHAW
BOWIE	ESPOSITO	MCLAUGHLIN	SHERRILL
BRASWELL	FOX	MCMAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MILLER, G.	THOMPSON
BROWN, W.	GRAY	MINER	TOLSON
BUCHANAN	HAYES	MITCHELL	WAINWRIGHT
CANSLER	HIATT	MORGAN	WARNER
CAPPS	HILL	NEELY	WATSON
CARPENTER	HOLMES	NYE	WEATHERLY
CHURCH	HOWARD	OLDHAM	WILKINS
CLARY	HUNT	OWENS	WILSON, C.
COCKLEREECE	HURLEY	PATE	WILSON, G.
CRAWFORD	IVES	PRESTON	WOMBLE
CREECH	JUSTUS	PULLEY	WOOD
CULP	KISER	RAYFIELD	WRIGHT
CUMMINGS	LEE	REDWINE	YONGUE

NOES - 14

ALEXANDER	BOYD-MCINTYRE	HENSLEY	MICHAUX
BAKER	CULPEPPER	HIGHTOWER	RAMSEY
BARNES	CUNNINGHAM	HUNTER, H.	RICHARDSON
BLUE	HACKNEY		

EXCUSED ABSENCE - 3

ARNOLD	FITCH	NICHOLS
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EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	DECKER	HUNTER, R.	MILLER, K.
BLACK	EASTERLING	LINNEY	SUTTON
DAVIS	GAMBLE		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0602

MAR 28 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1151*-LB287(3.22)

Short Title: Sandyfield Charter Repeal.

(Local)

Sponsors: Representative Wright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR A REFERENDUM ON THE REPEAL OF THE
3 CHARTER OF THE TOWN OF SANDYFIELD.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 729 of the Session Laws of 1993 is repealed.
6 Sec. 2. Section 1 of this act becomes effective only if approved by the
7 qualified voters of the Town of Sandyfield in a referendum. The election shall be
8 conducted by the Columbus County Board of Elections on November 7, 1995. The
9 question on the ballot shall be:
10 "[] FOR [] AGAINST
11 Incorporation of the Town of Sandyfield".
12 Sec. 3. If a majority of the votes are cast AGAINST the question, then
13 effective upon the certification of the results of the election, Section 1 of this act
14 becomes effective, except that the governing board of the town as of the date of the
15 election is continued in office until January 1, 1996, for the sole purpose of
16 liquidating the assets and liabilities of the town and filing any financial reports that
17 may be required by law. If a majority of the votes are cast AGAINST the question,
18 then the election of town officers on that date is voided. Any net assets of the Town
19 shall be paid over to Columbus County, which shall use those funds for some public
20 purpose in the area of the former town.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0603

MAR 28 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH4093-LK155(3.20)

Short Title: Alamance Courthouse Construction.

(Local)

Sponsors: Representative Reynolds.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO REMOVE THE SUNSET ON THE AUTHORIZATION FOR
- 3 ALAMANCE COUNTY TO ENTER INTO A CONTRACT TO REPAIR THE
- 4 ALAMANCE COUNTY COURTHOUSE.
- 5 The General Assembly of North Carolina enacts:
- 6 Section 1. Section 5 of Chapter 153 of the 1993 Session Laws reads as
- 7 rewritten:
- 8 "Sec. 5. This act is effective upon ratification and shall expire on ~~June 30, 1995.~~
- 9 June 30, 1998."
- 10 Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 603

DATE

6-6-95

S. B. No.

Amendment No.

1 (one)

(to be filled in by
Principal Clerk)

Rep.)

(Sen.)

WEBSTER

moves to amend the bill on page 1, line 7

by REMOVING THE PERIOD(.) AND ADDING THE PHRASE, "AND TO ALLOW A
REFERENDUM ON SCHOOL MERGER IN ALAMANCE COUNTY."

AND ON PAGE 1, LINE 16; by INSERTING:

"SEC. 3. NOTWITHSTANDING G.S. 115C-68.1 (C)

" A PLAN FOR THE MERGER OF THE ALAMANCE COUNTY SCHOOLS AND THE
BURLINGTON CITY SCHOOLS", DATED JUNE 14, 1994, MAY BECOME EFFECTIVE
ONLY WHEN APPROVED BY THE QUALIFIED VOTERS OF ALAMANCE COUNTY. THE
BOARD OF COMMISSIONERS MAY PROVIDE BY RESOLUTION OR ORDINANCE FOR A
REFERENDUM TO BE HELD ON NOVEMBER 7, 1995, OR AT THE TIME OF THE
STATEWIDE PRIMARY ELECTION IN 1996. THE ALAMANCE COUNTY BOARD OF ELECTIONS
SHALL ADVERTISE AND CONDUCT SUCH REFERENDUM IN ACCORDANCE WITH
PROCEDURES IN CHAPTER 163 OF THE GENERAL STATUTES GOVERNING CONDUCT
OF ELECTIONS.

RENUMBER SUCCEEDING SEC. 3. to be SEC. 4.

SIGNED



ADOPTED

FAILED

TABLED

changed title withdrawn

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 848/2-- 3:34 PM

JUNE 6, 1995

LEGISLATIVE DAY 76

LT. GOVERNOR WICKER

-- Presiding

REYNOLDS
ALAMANCE/EDGEcombe CONSTRUCTION
COM SUB/2ND EDITION

HOUSE BILL 603
READING 3

AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	DANIELLO 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 RAND SHAW SHERRON SIMPSON SMITH SOLES SPEED WEBSTER WINNER
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NO 0

EXCUSED 0

NOT CAST 2 PLYLER

WARREN

ABSENT 1 SAWYER

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0604

MAR 28 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2084-LL081A(2.6)

Short Title: Regulate Coastal Debris.

(Local)

Sponsors: Representative Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE TOWN OF SUNSET BEACH TO REGULATE
3 AND CONTROL DEBRIS AND OTHER MATERIALS RESULTING FROM
4 BOATING ACCIDENTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. A town may adopt ordinances to provide for the removal of
7 debris and other material resulting from boating collisions or other boating accidents
8 occurring in the Atlantic Ocean or in the Intracoastal Waterway adjacent to the town,
9 to the extent that the debris or other material threatens the public safety and exists
10 within the town's boundaries or within its extraterritorial jurisdiction. An ordinance
11 enacted pursuant to this act may require the owner, lessee, or other responsible party
12 to remove all debris or other material resulting from a collision or other accident
13 involving the boat in a prompt and reasonable manner. Such an ordinance may also
14 provide that if the responsible party fails or refuses to comply within a specified time,
15 the town may summarily remove the debris or other material at the expense of the
16 responsible party. The ordinance may also provide that if not paid, the expense shall
17 be a lien upon any property owned by the responsible party that is situated within the
18 corporate limits or extraterritorial jurisdiction, including any salvageable material
19 remaining from the boating collision or boating accident, and may be collected as
20 unpaid taxes.
21 Sec. 2. This act applies only to the Town of Sunset Beach.
22 Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1995

0605

MAR 28 95

H

HOUSE PRINCIPAL CLERK

HOUSE DRH4095-LCX217A(3.22)

Short Title: Alleghany Land Transfer Tax.

(Local)

Sponsors: Representative Baker (by request).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE ALLEGHANY COUNTY TO LEVY A ONE
3 PERCENT LOCAL LAND TRANSFER TAX FOR PUBLIC SCHOOL
4 CAPITAL NEEDS, SUBJECT TO APPROVAL BY THE VOTERS OF THE
5 COUNTY.
6 The General Assembly of North Carolina enacts:
7 Section 1. Chapter 105 of the General Statutes is amended by adding a
8 new Article to read:
9 "ARTICLE 8F.
10 "Local Government Excise Stamp Tax on Conveyances.
11 "§ 105-228.50. Purpose.
12 This Article gives the counties of this State an opportunity to obtain an added
13 source of revenue with which to meet their growing public school building capital
14 needs.
15 "§ 105-228.51. Levy of county conveyance tax.
16 (a) The board of commissioners of a county may direct the county board of
17 elections to conduct an advisory referendum on the question of whether an excise tax
18 on instruments conveying interests in real property located in the county will be
19 levied in accordance with this Article. The election shall be held on a date agreed
20 upon by the two boards and shall be held in accordance with the procedures of G.S.
21 163-287.
22 The form of the question to be presented on a ballot for a special election
23 concerning the levy of the tax authorized by this Article shall be:
24 [] FOR [] AGAINST

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0606 MAR 28 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7114-LL174(3.24)

Short Title: Trustee's Duties/Life Ins. Trusts.

(Public)

Sponsors: Representative Neely.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE DUTIES OF THE TRUSTEE OF AN
3 IRREVOCABLE LIFE INSURANCE TRUST.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 36A-2 is amended by adding a new subsection to read:
6 "(c) Notwithstanding the provisions of subsections (a) and (b) of this section, the
7 duties of a trustee with respect to acquiring or retaining a contract of insurance upon
8 the life of the settlor, or the lives of the settlor and the settlor's spouse, do not
9 include a duty (i) to determine whether any such contract is or remains a proper
10 investment; (ii) to exercise policy options available under any such contract; or (iii) to
11 diversify any such contract. A trustee is not liable to the beneficiaries of the trust or
12 to any other party for any loss arising from the absence of those duties upon the
13 trustee."
14 Sec. 2. This act is effective upon ratification and applies to trusts
15 established or contracts of insurance acquired before or after that date.

EV

EQ. # 500
LEGISLATIVE DAY 57
H606 HCS
READING 2
NEELY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

5/03/95
7:31 PM
IN CHAIR: SPEAKER

TRUSTEE'S DUTIES/ LIFE INSURAN. TRUSTS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 1

REDWINE

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	EDDINS	MERCER	SHAW
BLACK	HUNTER, H.	MILLER, K.	WILKINS
BROWN, W.			

H606 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 606

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

H606-ARS-001

Date 5/24/95, 1995

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

Senator

1 moves to amend the bill on page 1, line 17, by deleting the word
2 "grantor" and substituting the word "trustee".
3
4
5

SIGNED R. C. Conner
Amendment Sponsor

SIGNED Corder
Committee Chair if Senate Committee Amendment

ADOPTED 5-25-95 FAILED _____ TABLED _____

(V)

S. Hark

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 772/9-- 2:26 PM

MAY 25, 1995

LEGISLATIVE DAY 70

LT. GOVERNOR WICKER

-- Presiding

NEELY
TRUSTEE'S DUTIES/LIFE INS. TRUSTS
COM SUB/2ND EDITION

HOUSE BILL 606
READING 2

AYE 44 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
COOPER

DANNELLY
DAVIS
EDWARDS
FOX
GUBLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR

KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MEKOY
ODOM
PAGE
PARNELL

PERDUE
PLEXICO
PLYLER
RAND
SHAW
SHERRON
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO 0

EXCUSED 0

NOT CAST 3 CONDER

SAWYER

SMITH

ABSENT 3 EAST

FORRESTER

SIMPSON

PAIRS 0

AYE
NO



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 606

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

H606-ARS-001

Date 5/24/95, 1995

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

Senator CARPENTER

1 moves to amend the bill on page 1, line 17, by deleting the word
2 "grantor" and substituting the word "trustee".
3
4
5

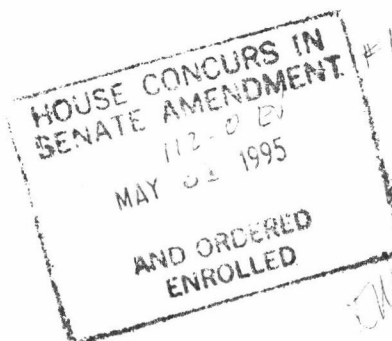
SIGNED [Signature]
Amendment Sponsor

SIGNED [Signature]
Committee Chair if Senate Committee Amendment

ADOPTED 5-25-95 FAILED _____ TABLED _____

(V)

[Handwritten signature]



[Handwritten signature]

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0607

MAR 28 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1148-LB144A(2.14)

Short Title: Wilmington-New Hanover Gov. Study.

(Local)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE THE WILMINGTON-NEW HANOVER LOCAL
3 GOVERNMENT TASK FORCE.
4 The General Assembly of North Carolina enacts:
5 Section 1. The General Assembly finds that the annexation process in
6 New Hanover County and studies of consolidation of local governments and services
7 are ongoing without ample time for consideration. The General Assembly finds that
8 an integrated, comprehensive study of these matters is needed. The goal of this act is
9 to find a system that is more responsive, more efficient, and more cost-effective.
10 Sec. 2. (a) There is established the Wilmington-New Hanover Local
11 Government Task Force to study:
12 (1) The consolidation of the county and the city;
13 (2) The consolidation of one or more of their functions and services of
14 the county and the city; and
15 (3) The annexation laws applicable in New Hanover County.
16 (b) The City of Wilmington, the Town of Wrightsville Beach, the Town
17 of Kure Beach, the Town of Carolina Beach, and the County of New Hanover may
18 appropriate for the support of the task force any revenues not otherwise limited as to
19 use by law.
20 Sec. 3. (a) The Task Force shall consist of 15 members as follows:
21 (1) Two residents of the City of Wilmington appointed by the
22 Wilmington City Council;
23 (2) Two residents of New Hanover County appointed by the Board of
24 Commissioners of New Hanover County;

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 607DATE 5-2-95

S. B. No. _____

Amendment No. 1(to be filled in by
Principal Clerk)COMMITTEE SUBSTITUTE ☒ 2, 1, 2, 3, 4

Rep.)

Sen.)

~~Amended~~ Revised1 moves to amend the bill on page 3, line 5 17 through 22,

2 () WHICH CHANGES THE TITLE

3 by deleting the lines,4 and by renumbering the remaining sections accordingly.

5

6

7 **by deleting the lines,**8 **and by renumbering the remaining sections accordingly.**

9

10

11

12

13

14

15

16

17

18

19

SIGNED [Signature]ADOPTED 5/2/95 FAILED _____ TABLED _____DMW

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0608 MAR 28 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH5077-LB145(2.14)

Short Title: Wilmington-New Hanover Study Funds.

(Public)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE WILMINGTON-NEW HANOVER
3 LOCAL GOVERNMENT STUDY COMMISSION TO ASSIST IN ITS WORK.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Wilmington-New Hanover Local Government Study Commission the sum of fifty
7 thousand dollars (\$50,000) for the 1995-96 fiscal year to assist in its study as
8 authorized by law.
9 Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0609

MAR 28 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA071-LB244(3.14)

Short Title: Tyrrell Elections Office Hours.

(Local)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW AN EXEMPTION OF TYRRELL COUNTY FROM THE
3 MINIMUM NUMBER OF HOURS ITS BOARD OF ELECTIONS OFFICE
4 MUST BE OPEN.
5 Whereas, Tyrrell County has a voting age population of only 2,792; and
6 Whereas, the National Voter Registration Act of 1993 provides that social
7 service agencies and the DMV register voters during the entire time they are open;
8 and
9 Whereas, the State's least populous county does not need the board of
10 elections office open 12 hours per week as is required at present, and the expenditure
11 so required is wasteful; Now, therefore,
12 The General Assembly of North Carolina enacts:
13 Section 1. Notwithstanding the provisions of Chapter 163 of the General
14 Statutes, the board of elections of a county, with the approval of the State Board of
15 Elections, may provide that the number of hours that the office of the county board
16 of elections is open, and the minimum number of hours that the supervisor of
17 elections is compensated, may be reduced to provide a level of service commensurate
18 with the potential demand.
19 Sec. 2. This act applies to Tyrrell County only.
20 Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0610

MAR 28 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2086-LCX212(3.21)

Short Title: Tyrrell Land Transfer Tax.

(Local)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE TYRRELL COUNTY TO LEVY A ONE PERCENT
3 LOCAL LAND TRANSFER TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 105 of the General Statutes is amended by adding a
6 new Article to read:
7 "ARTICLE 8F.
8 "Local Government Excise Stamp Tax on Conveyances.
9 "§ 105-228.50. Purpose.
10 This Article gives the counties of this State an opportunity to obtain an added
11 source of revenue with which to meet their growing financial needs.
12 "§ 105-228.51. Levy of county conveyance tax.
13 The board of commissioners of a county may by resolution, after not less than 10
14 days' public notice and a public hearing held pursuant thereto, levy an excise tax on
15 instruments conveying interests in real property located in that county at a rate not to
16 exceed one dollar (\$1.00) for each one hundred dollars (\$100.00) of the consideration
17 or value, whichever is greater, of the interest conveyed, including the value of any
18 lien or encumbrance remaining on the property at the time of sale. This tax is in
19 addition to the tax levied by Article 8E of this Chapter. Upon adoption of the
20 resolution, the board of commissioners shall send a certified copy to the register of
21 deeds of the county.
22 Collection of the tax, and liability therefor, shall begin and continue only on and
23 after the first day of a calendar month set by the board of county commissioners in
24 the resolution levying the tax, which may not be earlier than the first day of the
25 second succeeding calendar month after the date the resolution is adopted.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.D. FILED

0611 MAR 28 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH3081-LR115(3.21)

Short Title: Southern Shores Exemption.

(Local)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT THE TOWN OF SOUTHERN SHORES FROM CERTAIN
3 STATUTORY REQUIREMENTS IN THE BUILDING OF A TRAINING
4 CENTER FACILITY.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Town of Southern Shores may contract for the design
7 and construction of the training center facility affiliated with the Blue Sky Project,
8 which is a project of the Town aimed at reducing the impact of natural disaster
9 through building better new homes and refitting existing ones, without being subject
10 to the requirements of G.S. 143-128, 143-129, 143-131, and 143-132.
11 Sec. 2. This act is effective upon ratification and expires October 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0612

MAR 28 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3082-LR045A(2.16)

Short Title: Project Blue Sky Funds.

(Public)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE OFFICE OF EMERGENCY
3 MANAGEMENT FOR THE BLUE SKY PROJECT.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Office of
6 Emergency Management of the Department of Crime Control and Public Safety the
7 sum of two hundred thousand dollars (\$200,000) for the 1995-96 fiscal year and the
8 sum of one hundred fifty thousand dollars (\$150,000) for the 1996-97 fiscal year for
9 the Blue Sky Project, which is a project of the Town of Southern Shores aimed at
10 reducing the impact of natural disaster through mitigation efforts toward building
11 better new homes and refitting existing ones.
12 Sec. 2. The funds appropriated by Section 1 of this act shall be matched
13 at the rate of five dollars (\$5.00) of non-State funds for every dollar (\$1.00) of State
14 funds.
15 Sec. 3. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HB FILED
0613 MAR 28 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3079-LE106(3.21)

Short Title: Wake County Schools Blank Bill.

(Local)

Sponsors: Representative Miner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT LOCAL LEGISLATION FOR THE WAKE COUNTY
3 SCHOOLS.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0614

MAR 28 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA072-LG114(3.22)

Short Title: Stanly County Local Act.

(Local)

Sponsors: Representative Barbee.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO STANLY COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act applies only to Stanly County.
- 5 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0615 MAR 28 95
HOUSE PRINCIPAL CLERK

H

HOUSE DRHA058-LBX263(3.21)

Short Title: Stanfield Corporate Limits.

(Local)

Sponsors: Representative Barbee.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REDEFINE THE CORPORATE LIMITS OF THE TOWN OF
3 STANFIELD.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 2 of Chapter 1210 of the 1955 Session Laws is
6 rewritten to read:
7 "Sec. 2. The corporate limits of the Town of Stanfield are as follows:
8 BEGINNING AT A POINT in the centerline of NC 200 at the Stanfield/Locust
9 corporate limits; thence, westerly 230 feet along the Stanfield/Locust limits to the
10 southwest corner of Parcel 7403 (Map 5574.01); thence meandering northerly,
11 westerly, and southerly 9,880 feet along the Stanfield/Locust corporate limits to the
12 west right-of-way line of Renee Ford Road (SR 1140); thence, southerly 250 feet
13 along Renee Ford Road to an intersection with the north line of Parcel 5729 (Map
14 5564.02); thence, westerly 3650 feet along the north line of Parcel 5729 to a corner;
15 thence, southerly 1260 feet along the west lines of Parcel 5729 and Parcel 8012 (Map
16 5564) to a corner of Parcel 8012; thence, westerly, 530 feet along the north line of
17 Parcel 8012 and across Browns Hill Road to the west right-of-way line of Browns Hill
18 Road; thence southerly 200 feet along Browns Hill Road to intersection with the
19 north line of Parcel 4460 (Map 5564); thence, westerly 980 feet along the north
20 property line of Parcel 4460 to a corner with Parcel 3919 (Map 5564); thence,
21 northerly and westerly 1600 feet along the east and north property lines of Parcel
22 3919 to the Stanly County line; thence, southerly along the Stanly County line 1900
23 feet to the north right-of-way line of Pine Bluff Road; thence, southerly 80 feet along
24 Pine Bluff Road to a corner of Parcel 4306 (Map 5564); thence, southeasterly and
25 northeasterly along the south and east property lines of Parcel 4306, 1310 feet, to a

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 513
LEGISLATIVE DAY 58
H615 HCS
READING 2
BARBEE

5/04/95
3:24 PM
IN CHAIR: SPEAKER

STANFIELD CORPORATE LIMITS

AYES - 99

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

NOES - 0

EXCUSED ABSENCE - 5

CANSLER	NICHOLS	PRESTON	WAINWRIGHT
HURLEY			

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	ELLIS	HOLMES	SHAW
BLACK	ESPOSITO	IVES	WOOD
BROWN, W.	FITCH	RAMSEY	WRIGHT
DECKER	GAMBLE	REDWINE	

H615 HCS

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 550
LEGISLATIVE DAY 59
H615 HCS
READING 3
BARBEE

5/08/95
5:26 PM
IN CHAIR: SPEAKER

STANFIELD CORPORATE LIMITS

AYES - 99

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

NOES - 0

COCKLEREECE

EXCUSED ABSENCE - 3

CUNNINGHAM LINNEY

EXCUSED VOTE - 0

NOT VOTING - 17

SPEAKER	DECKER	GAMBLE	LEE
BLUE	DICKSON	HACKNEY	LEMMOND
BOWEN	ELLIS	HUNTER, H.	RICHARDSON
CAPPS	FITCH	HURLEY	ROGERS
CREECH			

H615 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 820/3-- 3:40 PM

JUNE 1, 1995

LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

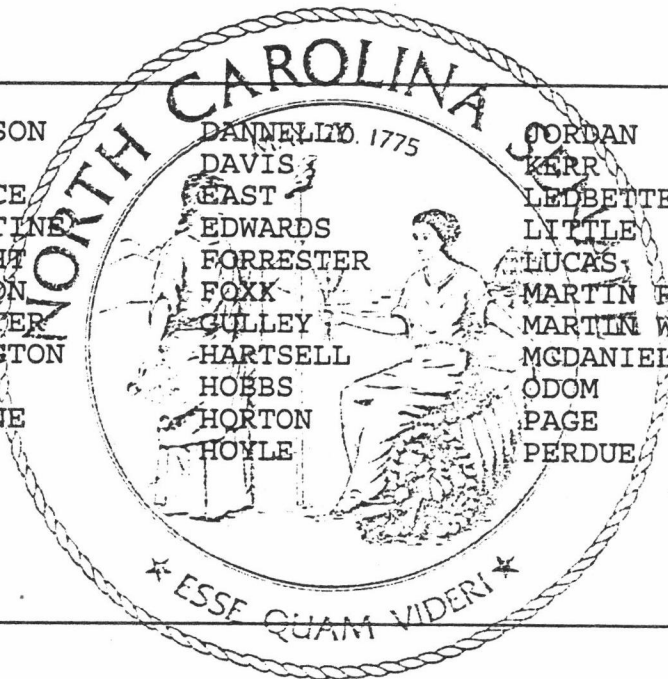
-- Presiding

BARBEE
STANFIELD CORPORATE LIMITS
COM SUB/2ND EDITION

HOUSE BILL 615
READING 2

AYE

45 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER



JORDAN
KERR
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
ODOM
PAGE
PERDUE

PLEXICO
RAND
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

1 MCKOY

EXCUSED 0

NOT CAST 2 KINCAID PLYLER

ABSENT 2 PARNELL SAWYER

PAIRS 0

AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 842/4-- 7:57 PM

JUNE 5, 1995

LEGISLATIVE DAY 75

LT. GOVERNOR WICKER

-- Presiding

BARBEE
STANFIELD CORPORATE LIMITS
COM SUB/2ND EDITION

HOUSE BILL 615
READING 3

AYE

46

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOX
GULLEY
HORTON
HOYLE
JORDAN
KERR
KINCAID

DEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO

PLYLER
RAND
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED

0

NOT CAST

1

MCDANIEL

ABSENT

3

HARTSELL

HOBBS

SAWYER

PAIRS

0

AYE
NO

BLOCK VOTE

HB643

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 0616 MAR 28 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8102-LB226(3.9)

Short Title: Abolish Department of Admin.

(Public)

Sponsors: Representative Sherrill.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ABOLISH THE DEPARTMENT OF ADMINISTRATION AND
3 TRANSFER ITS FUNCTIONS TO THE OFFICE OF STATE BUDGET AND
4 MANAGEMENT IN THE OFFICE OF THE GOVERNOR, AND TO DIRECT
5 THE OFFICE OF STATE BUDGET AND MANAGEMENT TO ELIMINATE
6 FIFTY PERCENT OF POSITIONS IN THE OFFICE OF THE SECRETARY OF
7 ADMINISTRATION.

8 The General Assembly of North Carolina enacts:

9 Section 1. The statutory authority, powers, duties and functions, records,
10 personnel, property, unexpended balances of appropriations, allocations or other
11 funds, including the functions of budgeting and purchasing, of the Department of
12 Administration are transferred to the Office of State Budget and Management of the
13 Office of the Governor. The Department of Administration is abolished.

14 Sec. 2. (a) The Revisor of Statutes shall change any cross-references in
15 the General Statutes to the "Department of Administration" to the "Office of State
16 Budget and Management", and shall change any references to the "Secretary of
17 Administration" or the "Secretary of the Department of Administration" to the "State
18 Budget Officer".

19 (b) Any references in any laws other than those referred to in subsection
20 (a) of this section which refer to the "Department of Administration" shall be
21 construed to be references to the "Office of State Budget and Management", and any
22 references to the "Secretary of Administration" or the "Secretary of the Department
23 of Administration" shall be construed to be to the "State Budget Officer".

24 Sec. 3. The State Budget Officer shall develop a plan for the elimination
25 of fifty percent (50%) of the positions within the office of the Secretary of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0617 MAR 28 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4084-RU020(1.1)

Short Title: Mold Lien Act.

(Public)

Sponsors: Representatives McMahan and Brawley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR LIEN RIGHTS FOR PERSONS WHO FABRICATE
3 DIES, MOLDS, FORMS, OR PATTERNS AND WHO FABRICATE
4 PRODUCTS FROM DIES, MOLDS, FORMS, OR PATTERNS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 44A-2 reads as rewritten:
7 "**§ 44A-2. Persons entitled to lien on personal property.**
8 (a) Any person who tows, alters, repairs, stores, services, treats, or improves
9 personal property other than a motor vehicle in the ordinary course of his business
10 pursuant to an express or implied contract with an owner or legal possessor of the
11 personal property has a lien upon the property. The amount of the lien shall be the
12 lesser of
13 (1) The reasonable charges for the services and materials; or
14 (2) The contract price; or
15 (3) One hundred dollars (\$100.00) if the lienor has dealt with a legal
16 possessor who is not an owner.
17 This lien shall have priority over perfected and unperfected security interests.
18 (b) Any person engaged in the business of operating a hotel, motel, or
19 boardinghouse has a lien upon all baggage, vehicles and other personal property
20 brought upon his premises by a guest or boarder who is an owner thereof to the
21 extent of reasonable charges for the room, accommodations and other items or
22 services furnished at the request of the guest or boarder. This lien shall not have
23 priority over any security interest in the property which is perfected at the time the
24 guest or boarder brings the property to said hotel, motel or boardinghouse.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
0618 MAR 28 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7096*-LK107(2.23)

Short Title: Mecklenburg Force Account Labor.

(Local)

Sponsors: Representative McMahan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE THRESHOLD AT WHICH MECKLENBURG
3 COUNTY AND THE MUNICIPALITIES WITHIN THE COUNTY MAY USE
4 FORCE ACCOUNT QUALIFIED LABOR.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 143-135 reads as rewritten:
7 "§ 143-135. Limitation of application of Article.
8 Except for the provisions of G.S. 143-129 requiring bids for the purchase of
9 apparatus, supplies, materials or equipment, this Article shall not apply to
10 construction or repair work undertaken by the State or by subdivisions of the State of
11 North Carolina (i) when the work is performed by duly elected officers or agents
12 using force account qualified labor on the permanent payroll of the agency concerned
13 and (ii) when the total cost of the project, including without limitation all direct and
14 indirect costs of labor, services, materials, supplies and equipment, does not exceed
15 ~~seventy-five thousand dollars (\$75,000).~~ one hundred eighty thousand dollars
16 (\$180,000). ~~Such~~ The force account work shall be subject to the approval of the
17 Director of the Budget in the case of State agencies, of the responsible commission,
18 council, or board in the case of subdivisions of the State. Complete and accurate
19 records of the entire cost of ~~such~~ the work, including without limitation, all direct
20 and indirect costs of labor, services, materials, supplies and equipment performed and
21 furnished in the prosecution and completion thereof, shall be maintained by ~~such~~ the
22 agency, commission, council or board for the inspection by the general public.
23 Construction or repair work undertaken pursuant to this section shall not be divided
24 for the purposes of evading the provisions of this Article."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0619

MAR 28 95

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH2058*-LK141(3.9)

Short Title: Charlotte Repair/Construction Limit.

(Local)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO SUBMIT
3 PROPOSALS AND RECEIVE CONTRACTS FOR CONSTRUCTION AND
4 REPAIR WORK NOT TO EXCEED TWO HUNDRED THOUSAND
5 DOLLARS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 143-129 is amended by adding a new subsection to read:
8 "(g) The City of Charlotte may submit a proposal for any construction or repair
9 work governed by this section when the total cost of the work is estimated not to
10 exceed two hundred thousand dollars (\$200,000), and in these situations, the
11 provisions of G.S. 143-135 shall not apply. The proposal shall be opened in public
12 and recorded in the minute books and may be awarded to the City without an
13 accompanying bond. When a proposal is awarded to the City, the City shall not be
14 required to execute a written contract with itself."
15 Sec. 2. This act applies only to the City of Charlotte.
16 Sec. 3. This act is effective upon ratification.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 619

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

H619-ALB-2

Date 5/10, 1995

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

- 1 moves to amend the bill on page 1, line 2,
2 by deleting "CHARLOTTE-MECKLENBURG", and substituting "CHARLOTTE-
3 MECKLENBURG, FRANKLIN, JOHNSTON, AND NASH"
4
5 further moves to amend the bill on page 1, line 15 by inserting the
6 following between lines 15 and 16:
7 "Sec. 1.1. (a) A local school administrative unit may
8 contract for the design and construction of the following capital
9 improvement projects, planned by the county in which the unit is
10 located, without being subject to the requirements of G.S. 143-
11 128(a) and (b), 143-129, 143-131, and 143-132:
12 (1) Design, construct, and equip new schools.
13 (2) Design, construct, and equip expansion or renovation
14 projects to existing school facilities.
15 This authorization includes, if deemed appropriate by the Board of
16 Education, the use of design-build services as an alternative
17 construction and delivery method.
18 (b) This section applies only to the Franklin, Johnston,
19 and Nash County School Administrative Units."

SIGNED Billy R. Rouse
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/10/95

FAILED _____

TABLED _____

Ellen

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1995

0620 MAR 28 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA064-LB249(3.16)

Short Title: Rockingham City Elections.

(Local)

Sponsors: Representative Lee.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR ELECTION OF ALL THE MEMBERS OF THE
3 ROCKINGHAM CITY COUNCIL FOR FOUR-YEAR TERMS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 4.1(f) of the Charter of the City of Rockingham, being
6 Chapter 1265 of the Session Laws of 1973, reads as rewritten:
7 "(f) The city council shall consist of five (5) members. ~~In the regular municipal~~
8 ~~election on the first Tuesday after the first Monday of November, 1975, two~~
9 ~~candidates shall be elected for four-year terms, and one candidate shall be elected for~~
10 ~~a two-year term. In the regular municipal election on the first Tuesday after the first~~
11 ~~Monday of November, 1977, and each regular municipal election held biennially~~
12 ~~thereafter, two candidates shall be elected for four-year terms, and one candidate for~~
13 ~~a two-year term. In the regular municipal election in 1995 and quadrennially~~
14 ~~thereafter, three candidates shall be elected for four-year terms. In the regular~~
15 ~~municipal election in 1997 and quadrennially thereafter, two candidates shall be~~
16 ~~elected for four-year terms. Members shall serve until their successors are elected~~
17 ~~and qualify. Candidates for election as members of the city council shall announce,~~
18 ~~at the time of filing notice of candidacy, the length of term for which they are a~~
19 ~~candidate and shall be elected only for the term for which they have announced. In~~
20 ~~each general election, the two candidates receiving the highest number of votes for~~
21 ~~the four-year terms, and the one candidate receiving the highest number of votes for~~
22 ~~the two-year term shall be declared elected for these respective terms. Elections are~~
23 ~~conducted by the nonpartisan plurality method and the results determined in~~
24 accordance with G.S. 163-292."

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1995

H.B. FILE
0621
HOUSE PRINCIPAL

H

HOUSE DRHA069-LK083A(2.13)

Short Title: No Alamance I-85/I-40 Speed Points.

(Local)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE PENALTY FOR SPEEDING ON THE INTERSTATE
3 HIGHWAYS IN ALAMANCE COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-141 is amended by adding a new subsection to read:
6 "(j3) A person who drives a motor vehicle at a speed more than the posted speed
7 limit of 55 miles per hour but no more than 70 miles per hour on a highway that is
8 part of the Interstate Highway System is responsible for an infraction and shall not be
9 assessed court costs.
10 This subsection does not apply in posted highway work zones or to the operators
11 of school buses.
12 There shall be no insurance premium surcharge under the Safe Driver Incentive
13 Program or increase in insurance premium on account of cession to the Reinsurance
14 Facility for a violation of this subsection."
15 Sec. 2. This act applies in Alamance County only.
16 Sec. 3. This act is effective upon ratification and shall apply to pending
17 speeding citations.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1995

H.B. FILE
0622 M.
HOUSE PRINCIPAL
D

H

HOUSE DRH7109*-LL158(3.21)

Short Title: Indian Cultural Center Funds.

(Public)

Sponsors: Representatives Sutton and Yongue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR IMPROVEMENTS AT THE SITE OF
3 THE NORTH CAROLINA INDIAN CULTURAL CENTER.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Administration the sum of one hundred ninety-five thousand dollars
7 (\$195,000) for the 1995-96 fiscal year for improvements on the site of the North
8 Carolina Indian Cultural Center, to be allocated as follows:
9 (1) \$100,000 for the historic preservation of the Henry Berry Lowry
10 House and for the purchase of household furnishings and artifacts,
11 to be matched by \$50,000 in private sector funds;
12 (2) \$40,000 for cleanup of the Lumber River and lake at the Cultural
13 Center site, and for the design and construction of river walks at
14 the site;
15 (3) \$35,000 for security and maintenance of the grounds, and for
16 upgrade of the swimming pool and amphitheater; and
17 (4) \$20,000 for a traveling children's exhibit, which will combine an
18 interpretation of North Carolina Indian history from prehistory to
19 modern times.
20 Sec. 2. This act becomes effective July 1, 1995.

HOUSE DRH8105-LR113(3.21)

Short Title: Craven Drainage Commissioners.

(Local)

Sponsors: Representatives Wainwright, Nichols, and Edwards.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE ELECTION OF BOARDS OF DRAINAGE
3 COMMISSIONERS IN CRAVEN COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 156-79 reads as rewritten:
6 "**§ 156-79. Appointment Election and organization under original act.**
7 After the drainage district has been declared established, as aforesaid, and the
8 survey and plan therefor approved, ~~the court shall appoint three persons, in the~~
9 ~~manner set forth in G.S. 156-81, who shall be designated as the board of drainage~~
10 ~~commissioners.~~ a three member board of drainage commissioners shall be elected in
11 the manner set forth in G.S. 156-81. Any vacancy thereafter occurring shall be filled
12 by the clerk ~~or clerks~~ of the superior court in the manner set forth in G.S. 156-81.
13 ~~Such~~ The three drainage commissioners, when ~~so appointed,~~ elected, shall be
14 immediately created a body corporate under the name and style of 'The Board of
15 Drainage Commissioners of District,' with the right to hold property and convey
16 the same, to sue and be sued, and shall possess such other powers as usually pertain
17 to corporations. They shall organize by electing from among their number a
18 chairman and a vice-chairman. They shall also elect a secretary, either within or
19 without their body. ~~Such~~ The board of drainage commissioners shall adopt a seal,
20 which they may alter at pleasure. The board of drainage commissioners shall have
21 and possess such powers as are herein granted."
22 Sec. 2. G.S. 156-81 reads as rewritten:
23 "**§ 156-81. Appointment Election and organization under amended act.**
24 (a) Method of ~~Appointment.~~ Election. -- ~~The manner of appointment shall be as~~
25 ~~follows:~~

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1995

0624

MAR 28 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7095-LN097A(2.17)

Short Title: Abortion/Right to Know.

(Public)

Sponsors: Representatives Decker, Hayes, and Gardner.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE INFORMED CONSENT OF A PREGNANT
3 WOMAN BEFORE ABORTION MAY BE PERFORMED.

4 The General Assembly of North Carolina enacts:

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

7 "ARTICLE 1E.

8 "Woman's Right to Know Act.

9 "§ 90-21.25. Short title.

10 This act shall be known and may be cited as the Woman's Right to Know Act.

11 "§ 90-21.26. Definitions.

12 As used in this Article, unless the context clearly requires otherwise, the term:

13 (1) 'Abortion' means the use or prescription of any instrument,
14 medicine, drug, or any other substance or device intentionally to
15 terminate the pregnancy of a woman known to be pregnant with
16 an intention other than to increase the probability of a live birth,
17 to preserve the life or health of the child after live birth, or to
18 remove a dead fetus.

19 (2) 'Attempt to perform an abortion' means an act, or an omission of
20 a statutorily required act, that, under the circumstances as the actor
21 believes them to be, constitutes a substantial step in a course of
22 conduct planned to culminate in the performance of an abortion in
23 North Carolina in violation of this Article.

24 (3) 'Department' means the Department of Human Resources.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

1886

SLATIVE DAY 122

H624 HCS

DECKER

6/03/96

6:57 PM

IN CHAIR: SPEAKER

ABORTION/RIGHT TO KNOW

Rep. Daughtry's motion to re-fer to Appropriations

AYES - 81

ADAMS
ALEXANDER
ALLRED
ARNOLD
BAKER
BARNES
BEALL
BERRY
BLACK
BLUE
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN, W.
CLARY
COCKLEREECE
CRAWFORD
CREECH
CULP
CULPEPPER

CUMMINGS
CUNNINGHAM
DAUGHTRY
DICKSON
EASTERLING
EDWARDS
FITCH
FOX
GAMBLE
GRADY
GRAY
HACKNEY
HENSLEY
HIGHTOWER
HILL
HOLMES
HUNT
HUNTER, H.
HUNTER, R.
HURLEY

IVES
LEE
LEMMOND
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MITCHELL
MORGAN
NYE
OLDHAM
OWENS
PATE
PRESTON
PULLEY

RAMSEY
RAYFIELD
REDWINE
RICHARDSON
ROBINSON, J.
ROGERS
SHARPE
SHAW
SHERRILL
SHUBERT
SUTTON
TOLSON
WAINWRIGHT
WARNER
WEATHERLY
WILKINS
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 29

ALDRIDGE
BARBEE
BRAWLEY
BROWN, J.
BUCHANAN
CANSLER
CAPPS
CARPENTER

DAVIS
DECKER
EDDINS
ESPOSITO
GARDNER
HAYES
HIATT

HOWARD
JUSTUS
KISER
LINNEY
MINER
NEELY
NICHOLS

REYNOLDS
RUSSELL
TALLENT
THOMPSON
WATSON
WILSON, C.
WOOD

EXCUSED ABSENCE - 7

CHURCH
DOCKHAM

EARLE
MCCRARY
MCCALLISTER
MILLER, K.

ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

ELLIS

SEXTON

H624 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
0625 MAR 28 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1159-LB274(3.22)

Short Title: Morganton-Lenoir Airport Authority.

(Local)

Sponsors: Representative Robinson.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO EXPAND THE MEMBERSHIP OF THE MORGANTON-LENOIR
- 3 AIRPORT AUTHORITY AND TO AUTHORIZE THAT AUTHORITY TO
- 4 CREATE, OPERATE, AND MAINTAIN AN INDUSTRIAL PARK.
- 5 The General Assembly of North Carolina enacts:
- 6 Section 1. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0626

MAR 28 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH9073-LR087(3.9)

Short Title: Scotland County Local Act.

(Local)

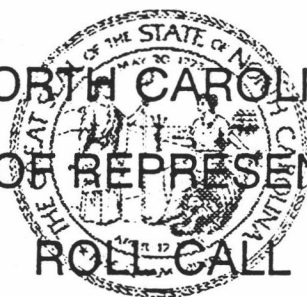
Sponsors: Representative Cummings.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT PERTAINING TO THE COUNTY OF SCOTLAND.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act applies to Scotland County only.
- 5 Sec. 2. This act is effective upon ratification.

K.C

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



REQ. # 1517
LEGISLATIVE DAY 95
H626 HCS
READING 2
CUMMINGS

7/10/95
4:26 PM
IN CHAIR: SPEAKER

SCOTLAND COUNTY FIRE DISTRICTS

AYES - 94

ADAMS	CULPEPPER	HUNTER, R.	RAMSEY
ALEXANDER	CUMMINGS	HURLEY	REDWINE
ARNOLD	DAUGHTRY	IVES	REYNOLDS
BAKER	DAVIS	JUSTUS	RICHARDSON
BARBEE	DECKER	KISER	ROBINSON, J.
BEALL	DICKSON	LEE	ROGERS
BERRY	DOCKHAM	LINNEY	RUSSELL
BLACK	EASTERLING	LOCKE	SEXTON
BLUE	EDWARDS	LUEBKE	SHARPE
BOWEN	ELLIS	MCCOMBS	SHERRILL
BOWIE	ESPOSITO	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	FITCH	MCMAHAN	TALLENT
BRASWELL	FOX	MERCER	THOMPSON
BRAWLEY	GAMBLE	MINER	TOLSON
BROWN, J.	GARDNER	MITCHELL	WARNER
BUCHANAN	GRADY	MORGAN	WATSON
CANSLER	GRAY	NEELY	WEATHERLY
CAPPS	HACKNEY	NYE	WILKINS
CARPENTER	HENSLEY	OLDHAM	WILSON, G.
CHURCH	HIATT	OWENS	WOMBLE
CLARY	HILL	PATE	WOOD
CRAWFORD	HOLMES	PRESTON	WRIGHT
CREECH	HOWARD	PULLEY	YONGUE
CULP	HUNT		

NOES - 6

ALLRED	EDDINS	NICHOLS	RAYFIELD
COCKLEREECE	MILLER, K.		

EXCUSED ABSENCE - 9

HAYES	MCCRARY	ROBINSON, G.	WAINWRIGHT
HIGHTOWER	MILLER, G.	SUTTON	WILSON, C.
MCCOMAS			

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	BROWN, W.	HUNTER, H.	MICHAUX
ALDRIDGE	CUNNINGHAM	LEMOND	SHAW
BARNES	EARLE	MCALLISTER	

EQ. # 1540
LEGISLATIVE DAY 96
H626 HCS #2
READING 3
CUMMINGS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



7/11/95
2:43 PM
IN CHAIR: SPEAKER

SCOTLAND COUNTY FIRE DISTRICTS

AYES - 114

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BERRY
BLACK
BLUE
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CULP
CULPEPPER

CUMMINGS
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HENSLEY
HIATT
HILL
HOLMES
HOWARD
HUNT
HUNTER, H.
HUNTER, R.

HURLEY
IVES
JUSTUS
KISER
LEE
LEMOND
LINNEY
LOCKE
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NICHOLS
NYE
OLDHAM
OWENS
PATE
PRESTON
PULLEY

RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON, J.
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

HIGHTOWER

EXCUSED ABSENCE - 4
MCCRARY NEELY

ROBINSON, G.

EXCUSED VOTE - 0

SPEAKER

NOT VOTING - 2
CREECH

H626 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0627 MAR 28 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA081-LR134(3.27)

Short Title: Catawba Veterans' Preference.

(Local)

Sponsors: Representative Buchanan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE EMPLOYMENT PREFERENCE GIVEN BY
3 CATAWBA COUNTY TO VETERANS WHO APPLY FOR COUNTY
4 EMPLOYMENT.
5 The General Assembly of North Carolina enacts:
6 Section 1. Section 1 of Chapter 631 of the 1945 Session Laws reads as
7 rewritten:
8 "Section 1. The Board of County Commissioners of Catawba County is hereby
9 authorized and empowered to employ a county veterans service officer and pay ~~him~~
10 the service officer such salary as the board may consider just and fair and to furnish
11 ~~him~~ the service officer the necessary office space, assistants, supplies, and equipment
12 to enable ~~him~~ the service officer to perform efficiently the duties of ~~his~~ the service
13 officer's employment. In selecting ~~said~~ the service officer and other personnel,
14 preference shall be given to applicants who are eligible veterans ~~of World Wars I and~~
15 ~~H.~~ as defined by G.S. 128-15(b)(3), in furtherance of the policy of the State that, in
16 appreciation for their service to this State and this country during a period of war,
17 and in recognition of the time and advantage lost toward the pursuit of a civilian
18 career, veterans shall be granted preference in public employment."
19 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0628

MAR 28 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH8109-LB266(3.21)

Short Title: Avery School Elections.

(Local)

Sponsors: Representative Buchanan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE TIME OF ELECTION OF THE AVERY COUNTY
3 BOARD OF EDUCATION FROM NOVEMBER TO MAY.

4 The General Assembly of North Carolina enacts:

5 Section 1. Section 2 of Chapter 146, Session Laws of 1973, as rewritten
6 by Chapter 105 of the Session Laws of 1991, reads as rewritten:

7 "Sec. 2. Beginning in ~~1992~~ 1996 and biennially thereafter, the election for
8 members of the Avery County Board of Education shall be held at the same time as
9 the ~~general election~~ regular primary for county officers, and shall be conducted on a
10 nonpartisan plurality basis, with the results determined in accordance with G.S. 163-
11 292. Candidates shall file notice of candidacy ~~not earlier than 12:00 noon on the first~~
12 ~~Friday in July, and not later than 12:00 noon on the first Friday in August.~~ at the
13 same time as candidates for county office under G.S. 163-106."

14 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
0629 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA085-LB298(3.21)

Short Title: Lincolnton Elections.

(Local)

Sponsors: Representative Gamble.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE ELECTIONS IN THE CITY OF LINCOLNTON.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act applies to the City of Lincolnton only.
- 5 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0630

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3074*-LH115(2.22)

Short Title: Add Trustees/Univ. System.

(Public)

Sponsors: Representatives Grady and Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE GENERAL ASSEMBLY SHALL APPOINT
3 FOUR MEMBERS TO THE BOARD OF TRUSTEES FOR EACH
4 CONSTITUENT INSTITUTION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 116-31 reads as rewritten:
7 "**§ 116-31. Membership of the boards of trustees.**
8 (a) All persons who, as of June 30, 1972, are serving as trustees of the regional
9 universities and of the North Carolina School of the Arts, except those who may have
10 been elected to the Board of Governors, shall continue to serve for one year
11 beginning July 1, 1972, and the terms of all such trustees shall continue for the period
12 of one year.
13 (b) Effective July 1, 1972, a separate board of trustees shall be created for each of
14 the following institutions: North Carolina State University at Raleigh, the University
15 of North Carolina at Asheville, the University of North Carolina at Chapel Hill, the
16 University of North Carolina at Charlotte, the University of North Carolina at
17 Greensboro, and the University of North Carolina at Wilmington. For the period
18 commencing July 1, 1972, and ending June 30, 1973, each such board shall be
19 constituted as follows:
20 (1) Twelve or more persons elected prior to July 1, 1972, by and from
21 the membership of the Board of Trustees of the University of
22 North Carolina, and
23 (2) The president of the student government of the institution, ex
24 officio.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0631

MAR 29 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1131-LH132(3.1)

Short Title: Water Wells Location Exemption.

(Public)

Sponsors: Representative Davis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT BUILDINGS CONSTRUCTED OF CONCRETE, METAL,
3 OR OTHER IMPERVIOUS MATERIALS THAT DO NOT PRODUCE
4 CHEMICALS OR REQUIRE CHEMICAL TREATMENT FROM LOCATION
5 REQUIREMENTS ADOPTED BY THE ENVIRONMENTAL MANAGEMENT
6 COMMISSION FOR WATER SUPPLY WELLS.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 87-88 is amended by adding a new section to read:
9 "(1) Exemption. -- Any building constructed of concrete, metal, or other
10 impervious materials that do not produce chemicals or require treatment by
11 chemicals is exempt from the location requirements adopted by the Environmental
12 Management Commission for water supply wells regulated under this Article."
13 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0632 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3080-LK133A(3.7)

Short Title: Carolina Trace MV Enforcement.

(Local)

Sponsors: Representative Davis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE LAWS RELATING TO MOTOR VEHICLES
3 APPLY WITHIN THE CAROLINA TRACE COMMUNITY IN LEE COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. The provisions of Chapter 20 of the General Statutes relating
6 to the use of the highways of the State and the operation of motor vehicles are
7 applicable to the streets, roadways, and alleys on the properties owned by or under
8 the control of the Carolina Trace Association, Inc., or the members of the Carolina
9 Trace Association, Inc. For purposes of this act, streets, roadways, and alleys in the
10 Carolina Trace Community shall have the same meaning as highways and public
11 vehicular areas pursuant to G.S. 20-4.01. A violation of any of those laws is
12 punishable as prescribed by those laws.
13 Sec. 2. This act is enforceable by any company policeman appointed
14 under Chapter 74E of the General Statutes, certified by the North Carolina Criminal
15 Justice Education and Training Standards Commission, and employed by the
16 Carolina Trace Association, Inc.
17 Sec. 3. This act shall not be construed as in any way interfering with the
18 ownership and control of the streets, roadways, and alleys of the Carolina Trace
19 Association, Inc., or its members as is now vested by law in that association or its
20 members. The speed limits within the Carolina Trace Community shall be the same
21 as those in effect at the time of ratification of this act. Any proposed change in the
22 speed limit shall be submitted to and approved by the Lee County Board of
23 Commissioners. Pursuant to G.S. 20-141, the Lee County Board of Commissioners
24 may authorize by ordinance higher or lower speeds.
25 Sec. 4. This act applies only to Lee County.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT

~~Senate~~ Bill 632
House

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

H632-ARV-1

Page 1 of 1

Date May 3, 1995

Comm. Sub. ☐
Amends Title ☐

Senator Don Simpson

- 1 moves to amend the bill on page 2, line 2,
- 2 by
- 3 inserting after the word ratification and before the period the
- 4 following: "and shall expire July 1, 1997".

SIGNED Don Simpson
Amendment Sponsor

SIGNED James D. Speed
Committee Chair if Senate Committee Amendment

ADOPTED 5-15-95 FAILED _____ TABLED _____

(V)

S. Tail

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 869

LEGISLATIVE DAY 66

H632

5/18/95

1:11 PM

IN CHAIR: SPEAKER

DAVIS

AMEND #1 - *Senate*

CAROLINA TRACE MOTOR VEHICLE ENFORCEMENT

MOTION #11 - *Rep. Davis moves concurrence in Senate Amendment*

AYES - 101

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

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 8

DICKSON	FITCH	MILLER, G.	RUSSELL
DOCKHAM	GAMBLE	REYNOLDS	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	BLUE	HOLMES	SHAW
ALLRED	EARLE	MCALLISTER	WILSON, C.
ARNOLD	EDWARDS		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0633 MAR 29 95
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7119-LK148(3.16)

Short Title: Wake School Construction Contracts.

(Local)

Sponsors: Representative Miner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT THE WAKE COUNTY PUBLIC SCHOOL SYSTEM
3 FROM CERTAIN STATUTORY REQUIREMENTS IN SOME SCHOOL
4 CONSTRUCTION CONTRACTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Wake County Public School System may contract for the
7 design and construction of the following capital improvement projects, planned by
8 the County, without being subject to the requirements of G.S. 143-128(a) and (b),
9 143-129, 143-131, and 143-132:
10 (1) Design, construct, and equip one new high school and one of three
11 new elementary schools.
12 (2) Design, construct, and equip three of fifteen expansion projects to
13 existing school facilities.
14 This authorization includes, if deemed appropriate by the Board of Education, the
15 use of design-build services as an alternative construction and delivery method.
16 Sec. 2. This act applies to Wake County only.
17 Sec. 3. This act is effective upon ratification and expires on December
18 31, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0634 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA068-LR062A(2.28)

Short Title: Prisoner Transport.

(Public)

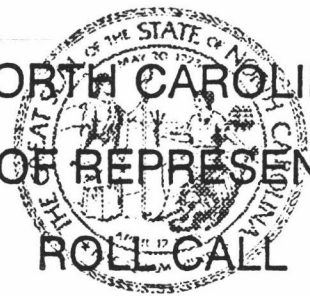
Sponsors: Representative Hurley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE AUTHORITY AND JURISDICTION OF CITY
3 LAW ENFORCEMENT OFFICERS WHILE TRANSPORTING PERSONS IN
4 CUSTODY WITHIN THE STATE.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 15A-402(c) reads as rewritten:
7 "(c) City Officers, Outside Territory. -- Law-enforcement officers of cities may
8 arrest persons at any point which is one mile or less from the nearest point in the
9 boundary of such city. Law enforcement officers of cities may transport a person in
10 custody to or from any place within the State for the purpose of that person attending
11 criminal court proceedings. While engaged in the transportation of persons for the
12 purpose of attending criminal court proceedings, law enforcement officers of cities
13 may arrest persons at any place within the State for offenses occurring in connection
14 with the transportation of persons in custody."
15 Sec. 2. This act becomes effective December 1, 1995.

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 631
SLATIVE DAY 60
HCS
READING 2
HURLEY

5/09/95
5:38 PM
IN CHAIR: SPEAKER

PRISONER TRANSPORT

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - 7

BOWEN	DECKER	LINNEY	YONGUE
DAUGHTRY	ELLIS	SUTTON	

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	DICKSON	HUNTER, H.	NEELY
ALLRED	FITCH	HUNTER, R.	WEATHERLY
BLUE	HUNT	LUEBKE	WILSON, G.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 871/14-- 5:08 PM

JUNE 7, 1995

LEGISLATIVE DAY 77

LT. GOVERNOR WICKER

-- Presiding

HURLEY
PRISONER TRANSPORT
COM SUB/2ND EDITION

HOUSE BILL 634
READING 2

AYE

46 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
COOPER
DANNELLY

DAVISY 20. 1775
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR

KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE

PLEXICO
PLYLER
RAND
SHAW
SHERRON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED

0

NOT CAST

3 CONDER

MARTIN R.

SIMPSON

ABSENT

1 SAWYER

PAIRS

0

AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0635 MAR 29 95
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3076-LR094B(3.13)

Short Title: Examine and Streamline DEHNR.

(Public)

Sponsors: Representative Hayes.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE A COMMISSION TO EXAMINE THE DEPARTMENT OF
3 ENVIRONMENT, HEALTH, AND NATURAL RESOURCES AND TO
4 RECOMMEND CHANGES IN THE DEPARTMENT.

5 The General Assembly of North Carolina enacts:

6 Section 1. (a) The Commission to Review the Department of
7 Environment, Health, and Natural Resources, hereinafter "Review Commission", is
8 created. The Review Commission shall consist of eight members, four members
9 appointed by the Speaker of the House of Representatives and four members
10 appointed by the President Pro Tempore of the Senate. Of those appointments, each
11 appointing authority shall appoint two members who served formerly on the Wildlife
12 Resources Commission and two members who served formerly on the Marine
13 Fisheries Commission. The Speaker of the House of Representatives shall appoint
14 one member as cochair and the President Pro Tempore of the Senate shall appoint
15 one member as cochair. When a vacancy occurs in the membership of the Review
16 Commission, the vacancy shall be filled by the same appointing officer who made the
17 initial appointment.

18 (b) Appointments of the members of the Review Commission shall be
19 completed by the appointing authorities as soon as practicable and not later than 15
20 days after the ratification of this act. The cochairs shall call the initial meeting of the
21 Review Commission not more than 10 days after the appointment of the last member
22 of the Review Commission, and subsequent meetings shall be at the call of the
23 cochairs.

24 Sec. 2. (a) The Review Commission shall examine the mission, authority,
25 powers, duties, structure, functions, and administration of the Department of

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0636

MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6088-LD120(3.21)

Short Title: Rule 11 Sanctions.

(Public)

Sponsors: Representative Neely.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MANDATE PAYMENT OF REASONABLE ATTORNEYS' FEES
3 AND OTHER REASONABLE EXPENSES INCURRED DUE TO THE FILING
4 OF A PLEADING, MOTION, OR OTHER PAPER WHEN THAT PLEADING,
5 MOTION, OR PAPER: (1) IS SIGNED WITHOUT THE SIGNATORY HAVING
6 READ THE PAPER, OR (2) IS NOT WELL-GROUNDED IN FACT, NOT
7 WARRANTED IN LAW, OR NOT OFFERED FOR A PROPER PURPOSE.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 1A-1, Rule 11(a), reads as rewritten:
10 "(a) Signing by Attorney. -- Every pleading, motion, and other paper of a party
11 represented by an attorney shall be signed by at least one attorney of record in his
12 individual name, whose address shall be stated. A party who is not represented by an
13 attorney shall sign his pleading, motion, or other paper and state his address. Except
14 when otherwise specifically provided by rule or statute, pleadings need not be
15 verified or accompanied by affidavit. The signature of an attorney or party constitutes
16 a certificate by him that he has read the pleading, motion, or other paper; that to the
17 best of his knowledge, information, and belief formed after reasonable inquiry it is
18 well grounded in fact and is warranted by existing law or a good faith argument for
19 the extension, modification, or reversal of existing law, and that it is not interposed
20 for any improper purpose, such as to harass or to cause unnecessary delay or needless
21 increase in the cost of litigation. If a pleading, motion, or other paper is not signed, it
22 shall be stricken unless it is signed promptly after the omission is called to the
23 attention of the pleader or movant. If a pleading, motion, or other paper is signed in
24 violation of this rule, the court, upon motion or upon its own initiative, shall impose
25 upon the person who signed it, a represented party, or both, an appropriate sanction,

GENERAL ASSEMBLY OF NORTH CAROLINA AB. FILED

SESSION 1995

0637

MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH8108-LD098A(3.9)

Short Title: Products Liability Amendments.

(Public)

Sponsors: Representative Neely.

Referred to: .

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING PRODUCTS LIABILITY.
3 The General Assembly of North Carolina enacts:
4 Section 1. Chapter 99B of the General Statutes reads as rewritten:
5 "CHAPTER 99B.
6 "Products Liability.
7 "§ 99B-1. Definitions.
8 When used in this Chapter, unless the context otherwise requires:
9 (1) 'Claimant' means a person or other entity asserting a claim and, if
10 said claim is asserted on behalf of an estate, an incompetent or a
11 minor, 'claimant' includes plaintiff's decedent, ~~guardian~~ guardian,
12 or guardian ad litem.
13 (2) 'Manufacturer' means a person or entity who designs, assembles,
14 fabricates, produces, constructs or otherwise prepares a product or
15 component part of a product prior to its sale to a user or
16 consumer, including a seller owned in whole or significant part by
17 the manufacturer or a seller owning the manufacturer in whole or
18 significant part.
19 (3) 'Product liability action' includes any action brought for or on
20 account of personal injury, death or property damage caused by or
21 resulting from the manufacture, construction, design, formulation,
22 development of standards, preparation, processing, assembly,
23 testing, listing, certifying, warning, instructing, marketing, selling,
24 advertising, ~~packaging~~ packaging, or labeling of any product.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 637 (Comm. Sub.)

DATE 5-9-95

S. B. No. _____

Amendment No. 1
(to be filled in by
Principal Clerk)

Rep.) Hensley
Sen.)

moves to amend the bill on page 4, line 7

by inserting between the words "manufacturer"
and "unreasonably" the following:

"either (1)"

and on line 11 between the word "product" and the
period (.) the following:

"or (2) a reasonable person would conclude that
the foreseeable risk of danger associated with the
product outweighed the product's foreseeable benefit
or utility"

and, on line 35 by inserting between the words "section"
and "based" the following:

"to the extent that it is"

SIGNED

R. G. Hensley, Jr.

ADOPTED _____

FAILED _____

5/9/95

TABLED _____

42-62 EV Whit

ev

SEQ. # 664

LEGISLATIVE DAY 60

HCS

ROLLING 2

NEELY

AMEND #1 - *Hendley*

PRODUCTS LIABILITY AMENDMENTS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



5/09/95

8:23 PM

IN CHAIR: SPEAKER

ROLL CALL

AYES - 42

ADAMS
ALEXANDER
BARNES
BEALL
BLACK
BLUE
BOYD-MCINTYRE
BRASWELL
BROWN, W.
CRAWFORD
CULPEPPER

CUNNINGHAM
EARLE
EASTERLING
FITCH
FOX
GARDNER
HACKNEY
HENSLEY
HIGHTOWER
HOWARD
HUNTER, H.

HUNTER, R.
LUEBKE
MCCRARY
MCLAUGHLIN
MERCER
MICHAUX
MILLER, G.
NYE
OLDHAM
PRESTON

RAMSEY
RICHARDSON
ROGERS
SHAW
TOLSON
WAINWRIGHT
WARNER
WOMBLE
WOOD
WRIGHT

NOES - 62

ALLRED
ARNOLD
BAKER
BARBEE
BERRY
BOWIE
BRAWLEY
BROWN, J.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CREECH
CULP
CUMMINGS

DAVIS
DICKSON
DOCKHAM
EDDINS
EDWARDS
ESPOSITO
GAMBLE
GRADY
GRAY
HAYES
HIATT
HILL
HOLMES
IVES
JUSTUS
KISER

LEMMOND
LOCKE
MCCOMAS
MCCOMBS
MCMAHAN
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
OWENS
PATE
PULLEY
RAYFIELD

REDWINE
REYNOLDS
ROBINSON
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
TALLENT
THOMPSON
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.

EXCUSED ABSENCE - 8

BOWEN
DAUGHTRY

DECKER
ELLIS

LINNEY
MCALLISTER

SUTTON
YONGUE

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
ALDRIDGE

CHURCH
COCKLEREECE

HUNT
HURLEY

LEE

H637 HCS

EV

SEQ. # 665
LEGISLATIVE DAY 60
HCS
READING 2
NEELY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

5/09/95
8:23 PM
IN CHAIR: SPEAKER

PRODUCTS LIABILITY AMENDMENTS

AYES - 85

ALLRED	DICKSON	JUSTUS	PULLEY
ARNOLD	DOCKHAM	KISER	RAYFIELD
BAKER	EARLE	LEMMOND	REDWINE
BARBEE	EASTERLING	LOCKE	REYNOLDS
BERRY	EDDINS	MCCOMAS	ROBINSON
BLACK	EDWARDS	MCCOMBS	ROGERS
BOWIE	ESPOSITO	MCCRARY	RUSSELL
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SEXTON
BRASWELL	GAMBLE	MCPAHAN	SHARPE
BRAWLEY	GARDNER	MERCER	SHERRILL
BROWN, J.	GRADY	MILLER, G.	SHUBERT
BUCHANAN	GRAY	MILLER, K.	TALLENT
CANSLER	HAYES	MINER	TOLSON
CAPPS	HIATT	MITCHELL	WAINWRIGHT
CARPENTER	HIGHTOWER	MORGAN	WARNER
CLARY	HILL	NEELY	WATSON
CRAWFORD	HOLMES	NICHOLS	WEATHERLY
CREECH	HOWARD	NYE	WILKINS
CULP	HUNT	OWENS	WILSON, C.
CULPEPPER	HUNTER, R.	PATE	WILSON, G.
CUMMINGS	IVES	PRESTON	WOOD
DAVIS			

NOES - 15

ADAMS	CUNNINGHAM	LEE	RAMSEY
ALEXANDER	FITCH	LUEBKE	SHAW
BEALL	HENSLEY	MICHAUX	WOMBLE
BROWN, W.	HUNTER, H.	OLDHAM	

EXCUSED ABSENCE - 8

BOWEN	DECKER	LINNEY	SUTTON
DAUGHTRY	ELLIS	MCALLISTER	YONGUE

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	BLUE	HACKNEY	THOMPSON
ALDRIDGE	CHURCH	HURLEY	WRIGHT
BARNES	COCKLEREECE	RICHARDSON	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1335/14-- 5:05 PM

JULY 17, 1995

LEGISLATIVE DAY 10

LT. GOVERNOR WICKER

-- Presiding

NEELY
PRODUCTS LIABILITY AMENDMENTS
SENATE COM SUB NO.2/4TH EDITION

HOUSE BILL 637
READING 2

AYE

44 ALBERTSON
ALLRAN
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANNELLYO. 1775
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HOBBS
HOYLE
KERR
KINCAID

LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE

PLEXICO
PLYLER
RAND
SAWYER
SHERRON
SIMPSON
SMITH
SOLES
WARREN
WEBSTER
WINNER

NO

2 HORTON

SPEED

EXCUSED 0

NOT CAST 3 HARTSELL

JORDAN

SHAW

ABSENT 1 BALLANCE

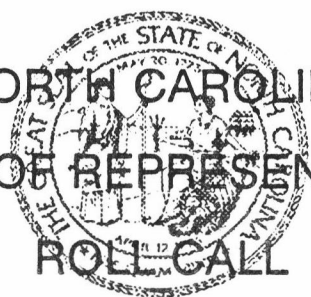
PAIRS 0

AYE
NO

L V

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



Q. # 1657
LEGISLATIVE DAY 103
H637 SCS #2

7/24/95
7:31 PM
IN CHAIR: SPEAKER

NEELY

PRODUCTS LIABILITY AMENDMENTS
MOTION #11-Rep Neely moves to not concur in SCS #2

AYES - 102

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

NOES - 5

BEALL	LEE	SHAW	WOMBLE
BROWN, W.			

EXCUSED ABSENCE - 5

EASTERLING	HUNTER, R.	MILLER, K.	ROBINSON, G.
HIGHTOWER			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CRAWFORD	GRAY	JUSTUS
BARNES	GAMBLE	HUNTER, H.	WRIGHT



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 637

H637-CRRU-002

Page 1 of 2

☐ Title Change

☒ 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 House Bill 637, AN ACT TO AMEND THE LAW REGARDING PRODUCTS LIABILITY, Fourth Edition, Senate Judiciary I/Constitution Committee Substitute No. 2 Adopted 7/11/95, submit the following report:

The House and Senate agree to the following amendments to the Senate Committee Substitute, Senate Judiciary I/Constitution Committee Substitute No. 2 Adopted 7/11/95, and the House concurs in the Senate Committee Substitute as amended:

on page 3, line 29, by deleting the words "that asserts" and substituting the word "for";

and, on page 5, lines 21-22, by rewriting the lines to read:

"(e) Nothing in this section precludes an action against a manufacturer in accordance with the provisions of G.S. 99B-5."

The conferees recommend that the Senate and the House of Representatives adopt this report.



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 637

H637-CRRU-002

Page 1 of 2

[] Title Change

SEN
[YES] For Committee Substitute *No. 2*

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 House Bill 637, AN ACT TO AMEND THE LAW REGARDING PRODUCTS LIABILITY, Fourth Edition, Senate Judiciary I/Constitution Committee Substitute No. 2 Adopted 7/11/95, submit the following report:

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and, on page 5, lines 21-22, by rewriting the lines to read:

"(e) Nothing in this section precludes an action against a manufacturer in accordance with the provisions of G.S. 99B-5."

The conferees recommend that the Senate and the House of Representatives adopt this report.

See page 2



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 637

H637-CRRU-002

Page 2 of 2

Date conferees approved report: July 28, 1995.

Conferees for the Senate

Roy A. Cooper, III
Senator Roy A. Cooper, III

Patrick J. Ballantine
Senator Patrick J. Ballantine

Leslie Winner
Senator Leslie Winner

Conferees for the
House of Representatives

Charles B. Neely, Jr.
Rep. Charles B. Neely, Jr.

N. Leo Daughtry
Rep. N. Leo Daughtry

Richard T. Morgan
Rep. Richard T. Morgan

Billy Richardson
Rep. Billy Richardson

Submitted	<u>7-28-95</u>		
DATE ADOPTED	<u>7-28-95</u>	(39 , 3)	Message Received _____
ADOPTED	_____	(/)	Ordered Enrolled _____

Send Message

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1508/29-- 7:09 PM

JULY 28, 1995

LEGISLATIVE DAY 108

LT. GOVERNOR WICKER

-- Presiding

NEELY
PRODUCTS LIABILITY AMENDMENTS
SENATE COM SUB NO.2/4TH EDITION

HOUSE BILL 637

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE

39

ALBERTSON
ALLRAN
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
COOPER

DAVIS
EAST
EDWARDS
FOXX
GULLEY
HARTSELL
HOBBS
HOYLE
KERR
LEDBETTER
DANNELLY

LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
PAGE
PARNELL
PERDUE
PLYLER

RAND
SAWYER
SHAW
SIMPSON
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

3

BALLANCE

JORDAN

EXCUSED

0

NOT CAST

3

CONDER

ODOM

SHERRON

ABSENT

5

FORRESTER
HORTON

KINCAID

PLEXICO

SMITH

PAIRS

0

AYE
NO

(COPY)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

Q. # 1776
LEGISLATIVE DAY 107
H637 SCS
CONFERENCE REPORT
NEELY

7/28/95
7:50 PM
IN CHAIR: SPEAKER

PRODUCTS LIABILITY AMENDMENTS

AYES - 92

ADAMS	DAUGHTRY	KISER	REDWINE
ALDRIDGE	DAVIS	LEE	REYNOLDS
ALLRED	DICKSON	LOCKE	ROBINSON, G.
ARNOLD	DOCKHAM	LUEBKE	ROBINSON, J.
BAKER	EARLE	MCALLISTER	ROGERS
BARBEE	EASTERLING	MCCOMAS	RUSSELL
BEALL	EDDINS	MCCOMBS	SEXTON
BLACK	EDWARDS	MCCRARY	SHARPE
BLUE	ELLIS	MCLAUGHLIN	SHERRILL
BOWIE	ESPOSITO	MCMAHAN	SHUBERT
BOYD-MCINTYRE	GAMBLE	MILLER, G.	SUTTON
BRAWLEY	GARDNER	MINER	TALLENT
BROWN, J.	GRADY	MITCHELL	THOMPSON
BROWN, W.	HAYES	MORGAN	TOLSON
CANSLER	HIATT	NEELY	WARNER
CARPENTER	HIGHTOWER	NICHOLS	WATSON
CHURCH	HILL	NYE	WILKINS
CLARY	HOLMES	OWENS	WILSON, C.
COCKLEREECE	HOWARD	PATE	WILSON, G.
CULP	HUNT	PRESTON	WOMBLE
CULPEPPER	HURLEY	PULLEY	WOOD
CUMMINGS	IVES	RAMSEY	WRIGHT
CUNNINGHAM	JUSTUS	RAYFIELD	YONGUE

NOES - 9

ALEXANDER	HENSLEY	HUNTER, R.	MICHAUX
FOX	HUNTER, H.	LINNEY	SHAW
HACKNEY			

EXCUSED ABSENCE - 8

BARNES	BRASWELL	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	CAPPS	DECKER	MERCER
BERRY	CRAWFORD	FITCH	RICHARDSON
BUCHANAN	CREECH	LEMMOND	

H637 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0638

MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA077-LB243(3.14)

Short Title: Sanford Private Sale.

(Local)

Sponsors: Representative W. Brown.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE CITY OF SANFORD TO CONVEY CERTAIN
3 PARCELS OF REAL PROPERTY AT PRIVATE SALE.

4 The General Assembly of North Carolina enacts:

5 Section 1. Notwithstanding the provisions of Article 12 of Chapter 160A
6 of the General Statutes, the City of Sanford may convey at private sale, with or
7 without monetary consideration, all its right, title, and interest in the following real
8 property lying in Jonesboro Township, County of Lee, City of Sanford, and described
9 as follows:

10 Lying and being in Jonesboro Township, Lee County, North Carolina,
11 and being all of parcels "P-1A", "P-1B", "P-4" and "P-5", shown on a
12 survey entitled "Survey for City of Sanford, West Main Street, Woodland
13 Avenue, and Academy Street" dated December 10, 1993, by Dowell G.
14 Eakes, R.L.S., and recorded in Plat Cabinet 8, Slide 12-E, Lee County
15 Register of Deeds Office. This real property will be sold subject to all
16 encumbrances and easements of record.

17 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

W.B. FILED
0639 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6090-LK151A(3.20)

Short Title: Piedmont Triad Airport Parking.

(Local)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PROVISIONS UNDER WHICH THE PIEDMONT
3 TRIAD AIRPORT AUTHORITY REGULATES PARKING AT THE
4 PIEDMONT TRIAD INTERNATIONAL AIRPORT.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 1273 of the Session Laws of 1953, as amended by
7 Chapter 245 of the Session Laws of 1961, Chapter 354 of the Session Laws of 1975, as
8 amended by Chapter 431 of the 1983 Session Laws, and Chapter 990 of the Session
9 Laws of 1987 is further amended:
10 (1) By deleting the words "make it unlawful for any person to park"
11 appearing in Section 3.1 thereof and substituting therefor the
12 words "prohibiting any person from parking".
13 (2) By deleting Sections 5 through 5.5 and substituting:
14 "Sec. 5. Except as provided in Section 5.1, violations of the rules and regulations
15 adopted by the Board of Directors of the Piedmont Triad Airport Authority pursuant
16 to this act shall have the following status and shall be punishable as follows:
17 (a) Violations of any rule or regulation relating to the use, operation or parking of
18 motor vehicles on the streets and roadways and in parking lots and parking structures
19 designed for ground transportation motor vehicles at the Piedmont Triad
20 International Airport shall be an infraction punishable by a penalty of not more than
21 one hundred dollars (\$100.00).
22 (b) Violations of any other rule or regulation shall be a Class 3 misdemeanor
23 punishable by a fine not to exceed one hundred dollars (\$100.00) or imprisonment
24 for a period of time not to exceed 10 days, in the discretion of the court.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH7118-LK158(3.21)

H.B. FILED
0640 MAR 29 95
HOUSE PRINCIPAL CLERK D

Short Title: Guilford County School Purchases.

(Local)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT LOCAL PURCHASE OF SUPPLIES BY THE GUILFORD
3 COUNTY SCHOOLS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Notwithstanding the provisions of G.S. 143-55, a State agency,
6 public school unit, or community college may purchase from a local vendor the same
7 good or service that is listed on a State requirements contract, when the local vendor
8 is not certified on the State contract for that good or service.
9 This section does not impair the contractual terms and conditions of State
10 term contracts that allow purchases to be made from noncertified sources without
11 meeting the requirements of this section.
12 Sec. 2. This act applies to the Guilford County Schools only.
13 Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH2054*-LG062(2.28)

H.B. FILED
0641 MAR 29 95
HOUSE PRINCIPAL CLERK D

Short Title: Model Clinical Teaching Network Funds.

(Public)

Sponsors: Representatives Aldridge, Preston, and Russell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR A MODEL CLINICAL
3 TEACHING NETWORK IN EASTERN NORTH CAROLINA.

4 Whereas, there is growing recognition for the need to strengthen pre-
5 service teacher preparation; and

6 Whereas, the Model Clinical Teaching Program (MCTP) at East Carolina
7 University has received three national awards and further recognition by State and
8 regional professional organizations for its clinical field-based approach to elementary
9 teacher preparation; and

10 Whereas, graduates of the MCTP have achieved continuing success and
11 are remaining in the profession at levels thirty to forty percent higher than State or
12 national teacher retention rates; and

13 Whereas, East Carolina University is the largest producer of teachers in
14 North Carolina; Now, therefore,

15 The General Assembly of North Carolina enacts:

16 Section 1. (a) There is appropriated from the General Fund to the Board
17 of Governors of The University of North Carolina the sum of three hundred eighty-
18 five thousand dollars (\$385,000) for the 1995-96 fiscal year to expand the successful
19 Model Clinical Teaching Program to include all elementary, middle grades,
20 secondary, and special education teacher preparation programs at East Carolina
21 University. These funds shall support joint training of teachers and university faculty
22 and operating costs to implement a year-long pre-service student internship in
23 competitively selected clinical schools in a 17-county Model Clinical Teaching
24 Network in Eastern North Carolina.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0642 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2072-LB043(1.1)

Short Title: Edgecombe Commissioners Election.

(Local)

Sponsors: Representative Tolson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE SIZE OF THE BOARD OF COMMISSIONERS OF
3 EDGECOMBE COUNTY FROM FIVE TO SEVEN MEMBERS AND PROVIDE
4 FOR THE ELECTORAL DISTRICTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Effective the first Monday in December 1996, the Board of
7 Commissioners of Edgecombe County consists of seven members.
8 Sec. 2. For the purpose of nominating and electing members of the
9 county board of education, Edgecombe County is divided into seven districts, each of
10 which shall nominate and elect one member. The qualified voters of each district
11 established by this act shall nominate candidates and elect a member who resides in
12 that district for the seat apportioned to that district.
13 Sec. 3. The districts are as follows:
14 District 1: Edgecombe County: Precinct 3-1 *, Precinct 4-1 *, Precinct 5-1 *,
15 Precinct 6-1 *, Precinct 7-1 *: Tract 0206: Block Group 1: Block 101, Block 102,
16 Block 103, Block 104, Block 105, Block 106, Block 107, Block 108, Block 109, Block
17 110, Block 111, Block 112, Block 113, Block 114, Block 115, Block 116, Block 117,
18 Block 118, Block 119, Block 120, Block 121, Block 122, Block 123, Block 124, Block
19 126B, Block 128B, Block 130B; Block Group 2, Block Group 3: Block 301, Block
20 302, Block 303, Block 304, Block 305, Block 306, Block 307, Block 308, Block 309,
21 Block 310, Block 311, Block 312, Block 313, Block 314, Block 316, Block 317, Block
22 318, Block 319, Block 320, Block 321, Block 322, Block 323, Block 324, Block 325,
23 Block 326, Block 327, Block 328, Block 329, Block 330, Block 331, Block 332, Block
24 333, Block 334, Block 335, Block 336, Block 337, Block 338, Block 339, Block 340,
25 Block 341, Block 342, Block 343, Block 344, Block 349, Block 352, Block 353, Block

EV

. # 1106
LEGISLATIVE DAY 81
H642 SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

6/14/95
2:50 PM
IN CHAIR: SPEAKER

TOLSON

EDGECOMBE COMMISSIONERS ELECT.

MOTION #11 Rep Tolson moves to concur in SCS

AYES - 112

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
BLUE	ELLIS	MCCOMAS	SEXTON
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	MILLER, G.	WAINWRIGHT
BUCHANAN	HACKNEY	MINER	WARNER
CANSLER	HAYES	MITCHELL	WATSON
CAPPS	HENSLEY	MORGAN	WILKINS
CARPENTER	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

NOES - 0

CHURCH
EXCUSED ABSENCE - 3
CULPEPPER SHARPE

EXCUSED VOTE - 0

SPEAKER
HOLMES
MILLER, K.
SHAW
WEATHERLY

H642 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
0643 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH5079-LBX275(3.22)

Short Title: Edgecombe Fire Districts.

(Local)

Sponsors: Representative Tolson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REDEFINE THE BOUNDARIES OF THE HEARTSEASE FIRE
3 TAX DISTRICT AND THE HARRISON FIRE TAX DISTRICT IN
4 EDGECOMBE COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1. The boundaries of the Heartsease Fire Tax District in
7 Edgecombe County are as follows:
8 HEARTSEASE FIRE TAX DISTRICT
9 BEGINNING at point (1) on N. C. Highway 97, 1.0 miles east of its
10 intersection with S.R. 1404 (New Hope Church Road) and said beginning point also
11 being in the common boundary of Heartsease Volunteer Fire Department Fire Tax
12 District and the Leggett Volunteer Fire Department Fire Tax District and thence
13 running southwesterly with the line of the existing Leggett Volunteer Fire
14 Department Fire Tax District and following the Tar River to point (2) where the Tar
15 River intersects with the Town of Tarboro Corporate Limits; thence running
16 Southwesterly with the Town of Tarboro Corporate Limits to point (3) at the
17 intersection of U.S. Highway 64 Alternate and N.C. Highway 33; thence running
18 along and with the Town of Tarboro Corporate Limits westerly to point (4) on U.S.
19 Highway 64 Alternate 1.1 miles west of its intersection with S.R. 1207 (McNair
20 Road); thence running southerly along and with the Town of Tarboro Corporate
21 Limits and line of the Princeville Volunteer Fire Department Fire Tax District to
22 point (5) at the intersection of S.R. 1207 (McNair Road) and S.R. 1208 (Howard
23 Avenue Extension); thence running in a westerly direction following the centerline of
24 S.R. 1208 (Howard Avenue Extension) and along the line of the Princeville
25 Volunteer Fire Department Fire Tax District to point (6) on S.R. 1208 (Howard

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

EQ. # 779
LEGISLATIVE DAY 62
H643
READING 2
TOLSON

5/11/95
10:21 AM
IN CHAIR: SPEAKER

EDGEcombe FIRE DISTRICTS

AYES - 108

ADAMS	CULPEPPER	HURLEY	RAYFIELD
ALDRIDGE	CUMMINGS	IVES	REDWINE
ALEXANDER	CUNNINGHAM	JUSTUS	REYNOLDS
ALLRED	DAVIS	KISER	RICHARDSON
ARNOLD	DECKER	LEE	ROBINSON
BAKER	DOCKHAM	LINNEY	ROGERS
BARBEE	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	TALLENT
BRASWELL	GARDNER	MERCER	THOMPSON
BRAWLEY	GRADY	MICHAUX	TOLSON
BROWN, J.	GRAY	MILLER, G.	WAINWRIGHT
BROWN, W.	HACKNEY	MILLER, K.	WARNER
BUCHANAN	HAYES	MINER	WATSON
CANSLER	HENSLEY	MITCHELL	WEATHERLY
CAPPS	HIATT	MORGAN	WILKINS
CARPENTER	HIGHTOWER	NEELY	WILSON, C.
CHURCH	HILL	OLDHAM	WILSON, G.
CLARY	HOWARD	OWENS	WOMBLE
COCKLEREECE	HUNT	PATE	WOOD
CRAWFORD	HUNTER, H.	PRESTON	WRIGHT
CREECH	HUNTER, R.	PULLEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 2

FITCH
NICHOLS

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	DAUGHTRY	HOLMES	NYE
BARNES	DICKSON	LEMMOND	RAMSEY
CULP			

20

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

834
LEGISLATIVE DAY 63
H643
READING 3
TOLSON

5/15/95
7:13 PM
IN CHAIR: SPEAKER

EDGEcombe FIRE DISTRICTS

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BEALL
BERRY
BLACK
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CREECH

CULP
CULPEPPER
CUMMINGS
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HENSLEY
HIATT
HILL
HOLMES

AYES - 100
HOWARD
HUNT
HUNTER, H.
HURLEY
IVES
JUSTUS
KISER
LEMMOND
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM

OWENS
PATE
PRESTON
PULLEY
RAMSEY
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
SUTTON
THOMPSON
TOLSON
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
YONGUE

NOES - 0

BARNES
HUNTER, R.

EXCUSED ABSENCE - 7
LEE
REDWINE
RICHARDSON
ROBINSON

WOOD

EXCUSED VOTE - 0

SPEAKER
BLUE
BROWN, W.

NOT VOTING - 12
CUNNINGHAM
EASTERLING
HIGHTOWER
LINNEY
MCALLISTER
MICHAUX

TALLENT
WAINWRIGHT
WRIGHT

H643

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 821/4-- 3:40 PM

JUNE 1, 1995

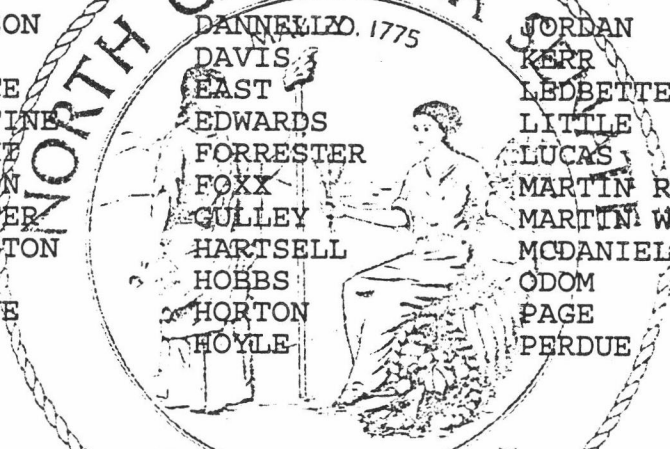
LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

-- Presiding

TOLSON
EDGECOMBE FIRE DISTRICTS

HOUSE BILL 643
READING 2

AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER		JORDAN KERR LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL ODOM PAGE PERDUE	PLEXICO RAND SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	1	MCKOY			

EXCUSED 0

NOT CAST 2 KINCAID PLYLER

ABSENT 2 PARNELL SAWYER

PAIRS 0

AYE

NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 843/5-- 7:57 PM

JUNE 5, 1995

LEGISLATIVE DAY 75

LT. GOVERNOR WICKER

-- Presiding

TOLSON
EDGEcombe FIRE DISTRICTS

HOUSE BILL 643
READING 3

AYE

46

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXK
GULLEY
HORTON
HOYLE
JORDAN
KERR
KINCAID

DEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO

PLYLER
RAND
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED

0

NOT CAST

1

MCDANIEL

ABSENT

3

HARTSELL

HOBBS

SAWYER

PAIRS

0

AYE

NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0644 MAR 29 95
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH5086-LC215(3.22)

Short Title: Edgecombe School Acquisition.

(Local)

Sponsors: Representative Tolson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW EDGECOMBE COUNTY TO ACQUIRE PROPERTY FOR
3 USE BY THE COUNTY BOARD OF EDUCATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 153A-158.1(e), as amended by Chapter 17 of the 1995
6 Session Laws, reads as rewritten:
7 "(e) Scope. -- This section applies to Ashe, Avery, Bladen, Brunswick, Cabarrus,
8 Carteret, Chowan, Columbus, Duplin, Edgecombe, Forsyth, Franklin, Harnett,
9 Haywood, Iredell, Johnston, Lee, Macon, Nash, Orange, Pasquotank, Pender,
10 Richmond, Rowan, Sampson, Stanly, and Watauga Counties."
11 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1995

0645

MAR 29 95

H

HOUSE PRINCIPAL CLERK

HOUSE DRH3089-LK161(3.21)

Short Title: ABC-Local Gov't Regulate Possession.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT LOCAL GOVERNMENTS MAY REGULATE
3 THE POSSESSION OF ALCOHOLIC BEVERAGES ON PROPERTY OWNED
4 BY THAT LOCAL GOVERNMENT.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 18B-300(c) reads as rewritten:
7 "(c) Local Ordinance. -- A city or county may by ordinance regulate the possession
8 or consumption of malt beverages and unfortified wine on property owned or
9 occupied by that city or county."
10 Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 751
LEGISLATIVE DAY 61
H645 HCS
READING 2
WRIGHT

5/10/95
5:16 PM
IN CHAIR: SPEAKER

A.B.C./LOCAL GOVERN- MENT REGULATION
MOTION #3 - *Rep Morgan calls the previous question*

AYES - 94

ALDRIDGE	CULPEPPER	LEE	PULLEY
ALEXANDER	CUMMINGS	LEMOND	RAYFIELD
ALLRED	CUNNINGHAM	LOCKE	REDWINE
ARNOLD	DAVIS	LUEBKE	REYNOLDS
BAKER	DICKSON	MCALLISTER	RICHARDSON
BARNES	DOCKHAM	MCCOMAS	ROGERS
BEALL	EARLE	MCCOMBS	RUSSELL
BERRY	EASTERLING	MCCRARY	SEXTON
BLACK	EDDINS	MCLAUGHLIN	SHARPE
BOWEN	EDWARDS	MCMAHAN	SHERRILL
BOWIE	ESPOSITO	MERCER	SHUBERT
BOYD-MCINTYRE	FOX	MICHAUX	SUTTON
BRASWELL	GRADY	MILLER, G.	TALLENT
BRAWLEY	HACKNEY	MILLER, K.	THOMPSON
BROWN, W.	HAYES	MINER	WAINWRIGHT
BUCHANAN	HIGHTOWER	MITCHELL	WATSON
CANSLER	HILL	MORGAN	WEATHERLY
CAPPS	HOLMES	NEELY	WILKINS
CARPENTER	HUNT	NICHOLS	WILSON, C.
CHURCH	HUNTER, R.	NYE	WILSON, G.
CLARY	HURLEY	OLDHAM	WOMBLE
COCKLEREECE	IVES	PATE	WOOD
CREECH	JUSTUS	PRESTON	YONGUE
CULP	KISER		

NOES - 13

BARBEE	GARDNER	HOWARD	ROBINSON
BLUE	HENSLEY	LINNEY	TOLSON
BROWN, J.	HIATT	OWENS	WARNER
DECKER			

EXCUSED ABSENCE - 2

ELLIS
FITCH

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	DAUGHTRY	HUNTER, H.	SHAW
ADAMS	GAMBLE	RAMSEY	WRIGHT
CRAWFORD	GRAY		

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/10/95

5:16 PM

IN CHAIR: SPEAKER

Q. # 752
LEGISLATIVE DAY 61
H645 HCS
READING 2
WRIGHT

A.B.C./LOCAL GOVERN- MENT REGULATION

AYES - 98

ALDRIDGE	CUNNINGHAM	LEMOND	RAYFIELD
ALEXANDER	DAVIS	LINNEY	REDWINE
ALLRED	DICKSON	LOCKE	REYNOLDS
ARNOLD	EARLE	LUEBKE	RICHARDSON
BAKER	EASTERLING	MCALLISTER	ROGERS
BARNES	EDDINS	MCCOMAS	RUSSELL
BEALL	EDWARDS	MCCOMBS	SEXTON
BERRY	ESPOSITO	MCCRARY	SHARPE
BLACK	FOX	MCLAUGHLIN	SHAW
BLUE	GARDNER	MCPAHAN	SHERILL
BOWIE	GRADY	MERCER	SHUBERT
BOYD-MCINTYRE	GRAY	MICHAUX	SUTTON
BRASWELL	HACKNEY	MILLER, G.	TOLSON
BRAWLEY	HAYES	MILLER, K.	WAINWRIGHT
BROWN, W.	HENSLEY	MINER	WARNER
BUCHANAN	HIGHTOWER	MITCHELL	WATSON
CANSLER	HILL	MORGAN	WEATHERLY
CAPPS	HOLMES	NEELY	WILKINS
CARPENTER	HUNT	NICHOLS	WILSON, C.
CHURCH	HUNTER, R.	NYE	WILSON, G.
CLARY	HURLEY	OLDHAM	WOMBLE
COCKLEREECE	IVES	OWENS	WOOD
CREECH	JUSTUS	PRESTON	WRIGHT
CULPEPPER	KISER	PULLEY	YONGUE
CUMMINGS	LEE		

NOES - 10

BARBEE	DOCKHAM	PATE	TALLENT
BROWN, J.	HIATT	ROBINSON	THOMPSON
DECKER	HOWARD		

EXCUSED ABSENCE - 2

ELLIS
FITCH

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CRAWFORD	DAUGHTRY	HUNTER, H.
ADAMS	CULP	GAMBLE	RAMSEY
BOWEN			

H645 HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 759
LEGISLATIVE DAY 61
H645 HCS
READING 3
WRIGHT

5/10/95
6:14 PM
IN CHAIR: SPEAKER

A.B.C./LOCAL GOVERN- MENT REGULATION

AYES - 76

ALDRIDGE	CULPEPPER	LOCKE	REDWINE
ALEXANDER	CUNNINGHAM	MCALLISTER	REYNOLDS
ARNOLD	DAVIS	MCCOMAS	ROBINSON
BAKER	DECKER	MCCOMBS	RUSSELL
BARBEE	EARLE	MCCRARY	SEXTON
BEALL	EASTERLING	MCPAHAN	SHARPE
BERRY	EDDINS	MERCER	SHAW
BLACK	FITCH	MICHAUX	SHERRILL
BLUE	FOX	MILLER, G.	SHUBERT
BOWEN	GRADY	MILLER, K.	TALLENT
BOWIE	GRAY	MITCHELL	WAINWRIGHT
BOYD-MCINTYRE	HACKNEY	MORGAN	WARNER
BRAWLEY	HAYES	NICHOLS	WILKINS
BROWN, J.	HENSLEY	NYE	WILSON, C.
CANSLER	HIATT	OLDHAM	WILSON, G.
CAPPS	HILL	OWENS	WOMBLE
CARPENTER	HUNT	PRESTON	WOOD
CLARY	KISER	PULLEY	WRIGHT
CULP	LEE	RAYFIELD	YONGUE

NOES - 2

PATE THOMPSON

EXCUSED ABSENCE - 1

ELLIS

EXCUSED VOTE - 0

NOT VOTING - 40

SPEAKER	CREECH	HOLMES	MCLAUGHLIN
ADAMS	CUMMINGS	HOWARD	MINER
ALLRED	DAUGHTRY	HUNTER, H.	NEELY
BARNES	DICKSON	HUNTER, R.	RAMSEY
BRASWELL	DOCKHAM	HURLEY	RICHARDSON
BROWN, W.	EDWARDS	IVES	ROGERS
BUCHANAN	ESPOSITO	JUSTUS	SUTTON
CHURCH	GAMBLE	LEMMOND	TOLSON
COCKLEREECE	GARDNER	LINNEY	WATSON
CRAWFORD	HIGHTOWER	LUEBKE	WEATHERLY

H645 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 645

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

H645-ARV-1

Date June 6, 1995

Comm. Sub. ☐
Amends Title ☐
Second Edition

Senator Ballance

- 1 moves to amend the bill on page 1, line 18,
2 by inserting between the words "beverages" and "on" the words "by a
3 pedestrian".

SIGNED James Ballance
Amendment Sponsor

SIGNED W.O. J.
Committee Chair if Senate Committee Amendment

ADOPTED 6-7-95 FAILED _____ TABLED _____

(48-0)

Spink

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 872/15-- 5:10 PM

JUNE 7, 1995

LEGISLATIVE DAY 77

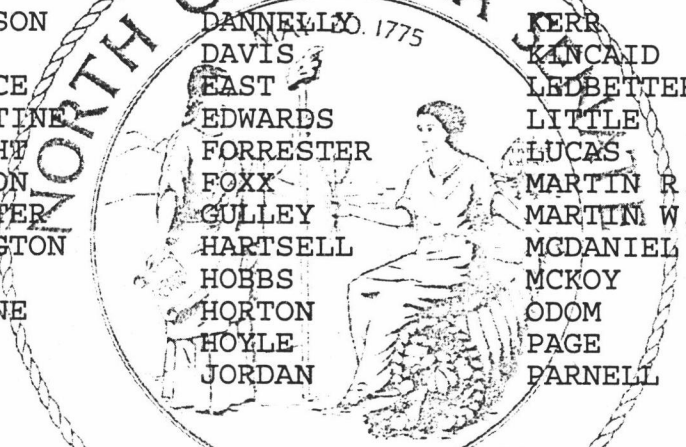
SENATOR BASNIGHT

-- Presiding

WRIGHT
ABC-LOCAL GOV'T REGULATION
COM SUB/2ND EDITION

HOUSE BILL 645

AMEND 1

AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	 The seal of the North Carolina Senate is a circular emblem. It features a central illustration of two figures, a man and a woman, seated and facing each other. The man is on the left, wearing a suit and holding a book. The woman is on the right, wearing a long dress and holding a book. Above them, the words "NORTH CAROLINA" are written in an arc. Below them, the words "SENATE" are written in an arc. In the center, between the figures, is the year "1775". At the bottom of the seal, the Latin phrase "ESSE QUAM VIDERI" is written in an arc, flanked by two stars.	KERR KINCAID LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL	PERDUE PLEXICO PLYLER RAND SHAW SHERRON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	0				

EXCUSED	0	
NOT CAST	1	SIMPSON
ABSENT	1	SAWYER
PAIRS	0	
AYE		
NO		



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 645

AMENDMENT NO. 2 (two)
(to be filled in by
Principal Clerk)
Page 1 of 1

H645-ALB-1

Date 6-7, 1995

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

- 1 moves to amend the bill on page 1, line 9,
2 by inserting the following between lines 9 and 10:
3 "Sec. 1.1. Chapter 144 of the Session Laws of 1995 is
4 repealed."
5

SIGNED W.P.S.
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 645

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

H645-ALB-4

Page 1 of 1

Date 6-14, 1995

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

- 1 moves to amend the bill on page 2, line 8, by deleting the double
2 quotation marks and inserting the following:
3 "As provided by G.S. 18B-102(a), possession or consumption of
4 alcoholic beverages is unlawful except as authorized by the ABC
5 law."
6

SIGNED Hester
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-14-95 FAILED _____ TABLED _____

47-0

Spink

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 969/3-- 4:42 PM

JUNE 14, 1995

LEGISLATIVE DAY 81

LT. GOVERNOR WICKER

-- Presiding

WRIGHT
ABC-LOCAL GOV'T REGULATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 645

AMEND 1

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

EXCUSED 0

NOT CAST 1 CONDER

ABSENT 2 HOBBS SAWYER

PAIRS 0

AYE

NO

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 645

S. B. No. _____

COMMITTEE SUBSTITUTE Sen.

DATE June 14 '95

Amendment No. 2 (two)

(to be filled in by
Principal Clerk)

~~Rep.~~) Horton
Sen.)

1 moves to amend the bill on page 1, line 18

2 () WHICH CHANGES THE TITLE

3 by inserting between the words "wine" and
4 "on" the phrase "by pedestrians"

5 _____
6 _____
7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

SIGNED Horton

ADOPTED 6-14-95 FAILED _____ TABLED _____
(47-0) Shank

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 975/9-- 5:26 PM

JUNE 14, 1995

LEGISLATIVE DAY 81

LT. GOVERNOR WICKER

-- Presiding

WRIGHT
ABC-LOCAL GOV'T REGULATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 645

AMEND 2

AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HORTON HOYLE JORDAN KERR KINCAID	DEDBETTER 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	1	BLACKMON			
ABSENT	2	HOBBS	SAWYER		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 976/10-- 5:26 PM

JUNE 14, 1995

LEGISLATIVE DAY 81

LT. GOVERNOR WICKER

-- Presiding

WRIGHT
ABC-LOCAL GOV'T REGULATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 645
READING 2

AYE	42	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	DAVIS 20.1775 EAST FORRESTER FOXX GULLEY HARTSELL HORTON HOYLE JORDAN LEDBETTER LITTLE KINCAID	LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL PERDUE PLYLER PLEXICO	RAND SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	3	CARPENTER			
EXCUSED	0				
NOT CAST	3	BLACKMON	EDWARDS	KERR	
ABSENT	2	HOBBS	SAWYER		
PAIRS	0				
AYE					
NO					

Bill # 1190
LEGISLATIVE DAY 84
H645 SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



6/20/95
3:56 PM
IN CHAIR: SPEAKER

WRIGHT

A.B.C.-LOCAL GOVERN. REGULATE POSSESSION

MOTION #11 *Rep. Wright moves not to concur in SCC*

AYES - 97

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

NOES - 9

ALLRED	CAPPS	HILL	MCCOMBS
BAKER	HIATT	LOCKE	MCCRARY
BLACK			

EXCUSED ABSENCE - 6

ALDRIDGE	HURLEY	WAINWRIGHT	YONGUE
CHURCH	THOMPSON		

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	EDWARDS	MILLER, K.	RAMSEY
BOWEN	LEMMOND	PULLEY	WEATHERLY

H645 SCS



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 645

H645-CRLB-1

Page 1 of 2

☐ Title Change

SENATE
[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 House Bill 645, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE A LOCAL ACT PROVIDING THAT LOCAL GOVERNMENTS MAY REGULATE THE POSSESSION OF OPEN CONTAINERS OF MALT BEVERAGES AND UNFORTIFIED WINE ON PUBLIC PROPERTY AND THE POSSESSION OF MALT BEVERAGES AND UNFORTIFIED WINE ON PUBLIC STREETS, ALLEYS, OR PARKING LOTS WHICH ARE TEMPORARILY CLOSED TO REGULAR TRAFFIC FOR SPECIAL EVENTS, AND FURTHER DEFINING PUBLIC PROPERTY AND OPEN CONTAINER, Senate Judiciary II/Election Laws Committee Substitute Adopted 6/13/95, Fourth Edition Engrossed 6/14/95, submit the following report:

The House concurs in the Senate Judiciary II/Election Laws Committee Substitute Adopted 6/13/95, Fourth Edition Engrossed 6/14/95, with the following amendments:

(1) On page 1, line 18, delete "by pedestrians" and on page 1, line 19 immediately after the word "county" add "by persons who are not occupants of motor vehicles"; and

(2) On page 2 line 2, strike-through "by pedestrians" and on page 2 line 3 immediately after the word "county" add "by persons who are not occupants of motor vehicles".

The Senate agrees to the same.

The conferees recommend that the Senate and the House of Representatives adopt this report.

See page 2



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 645

H645-CRLB-1

Page 2 of 2

Date conferees approved report: June 26 1995.

Conferees for the Senate

Wib Culley

Luther Henry Jordan, Jr.

Hamilton C. Horton, Jr.

Conferees for the
House of Representatives

Thomas E. Wright

Charles B. Neely, Jr.

George S. Robinson

Submitted

6-27-95

SENATE ADOPTED

6-27-95

(47)

1

ADOPTED

6-29-95

()

1

Message Received ³⁰6-27-95

Ordered Enrolled By House

Send Message
S. Kirk

JUN 30 1995 Release

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1093/7-- 4:01 PM

JUNE 27, 1995

LEGISLATIVE DAY 88

LT. GOVERNOR WICKER

-- Presiding

WRIGHT
ABC-LOCAL GOV'T REGULATION
SENATE COM SUB/4TH EDITION

HOUSE BILL 645

CONFERENCE REPORT

MOTION 7
TO ADOPT

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

EXCUSED	0	
NOT CAST	1	KERR
ABSENT	1	SAWYER
PAIRS	0	
AYE		
NO		



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 645

HB645-CRLB-1

Page 1 of 2

11 Title Change

^{SENATE}
[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 House Bill 645, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE A LOCAL ACT PROVIDING THAT LOCAL GOVERNMENTS MAY REGULATE THE POSSESSION OF OPEN CONTAINERS OF MALT BEVERAGES AND UNFORTIFIED WINE ON PUBLIC PROPERTY AND THE POSSESSION OF MALT BEVERAGES AND UNFORTIFIED WINE ON PUBLIC STREETS, ALLEYS, OR PARKING LOTS WHICH ARE TEMPORARILY CLOSED TO REGULAR TRAFFIC FOR SPECIAL EVENTS, AND FURTHER DEFINING PUBLIC PROPERTY AND OPEN CONTAINER, Senate Judiciary II/Election Laws Committee Substitute Adopted 6/13/95, Fourth Edition Engrossed 6/14/95, submit the following report:

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(2) On page 2 line 2, strike-through "by pedestrians" and on page 2 line 3 immediately after the word "county" add "by persons who are not occupants of motor vehicles".

The Senate agrees to the same.

The conferees recommend that the Senate and the House of Representatives adopt this report.

See page 2



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 645

H645-CRLB-1

Page 1 of

2

[] 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 House Bill 645, A BILL TO BE ENTITLED AN ACT TO MAKE STATEWIDE A LOCAL ACT PROVIDING THAT LOCAL GOVERNMENTS MAY REGULATE THE POSSESSION OF OPEN CONTAINERS OF MALT BEVERAGES AND UNFORTIFIED WINE ON PUBLIC PROPERTY AND THE POSSESSION OF MALT BEVERAGES AND UNFORTIFIED WINE ON PUBLIC STREETS, ALLEYS, OR PARKING LOTS WHICH ARE TEMPORARILY CLOSED TO REGULAR TRAFFIC FOR SPECIAL EVENTS, AND FURTHER DEFINING PUBLIC PROPERTY AND OPEN CONTAINER, Senate Judiciary II/Election Laws Committee Substitute Adopted 6/13/95, Fourth Edition Engrossed 6/14/95, submit the following report:

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The Senate agrees to the same.

The conferees recommend that the Senate and the House of Representatives adopt this report.

EV

Bill # 1336
LEGISLATIVE DAY 90
H645 SCS
CONFERENCE REPORT
WRIGHT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



6/29/95
5:31 PM
IN CHAIR: SPEAKER

A.B.C.-LOCAL GOVERN. REGULATE POSSESSION

AYES - 101

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

NOES - 5

ADAMS	BROWN, W.	DOCKHAM	WARNER
BROWN, J.			

EXCUSED ABSENCE - 2

BRASWELL	NYE
----------	-----

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	CREECH	ESPOSITO	HUNTER, R.
BARNES	EARLE	HOLMES	MILLER, K.
BOWIE	EDWARDS	HUNTER, H.	WEATHERLY

H645 SCS

HOUSE DRHA080-LR103B(3.16)

Short Title: Asheville Tax Collector.

(Local)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE CITY OF ASHEVILLE MAY, AT ITS
3 OPTION, APPOINT A TAX COLLECTOR PURSUANT TO THE PROVISIONS
4 OF GENERAL LAW.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 1279 of the 1981 Session Laws is amended by adding
7 a new section to read:
8 "Sec. 3.1. Notwithstanding the provisions of Section 3 of this act, the City of
9 Asheville may, at its option, appoint a tax collector pursuant to G.S. 105-349 and
10 collect its own property taxes in accordance with the provisions of Article 26 of
11 Chapter 105 of the General Statutes, provided that:
12 (1) The City Council adopts a resolution stating that the City has
13 opted to exercise its right to provide for the collection of property
14 taxes under the provisions of Article 26 of Chapter 105 of the
15 General Statutes. The resolution shall specify the date when the
16 City's option becomes effective, which date shall be no less than 90
17 days from the date the resolution is adopted; and
18 (2) The City Council provides a certified copy of the resolution to the
19 Buncombe County Board of Commissioners and to the Tax
20 Collector for Buncombe County and the City of Asheville as soon
21 as practicable, but no more than 10 days from the date the
22 resolution is adopted."
23 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0647 MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1161-LB253(3.17)

Short Title: Aberdeen Recall.

(Local)

Sponsors: Representative Morgan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW RECALL OF THE MAYOR AND BOARD OF
3 COMMISSIONERS OF THE TOWN OF ABERDEEN.
4 The General Assembly of North Carolina enacts:
5 Section 1. The Charter of the Town of Aberdeen, being Chapter 147 of
6 the Session Laws of 1975 is amended by adding a new section to read:
7 "Sec. 4.2. **Recall.** The Mayor and members of the Board of Commissioners are
8 subject to removal pursuant to this section. An officer is removed upon the filing of
9 a sufficient recall petition and the affirmative vote of a majority of those voting on
10 the question of removal at a recall election.
11 A recall petition shall be filed with the Town Clerk, who shall immediately
12 forward the petition to the board of elections that conducts elections for the Town of
13 Aberdeen. A petition to recall the Mayor or a member of the Board of
14 Commissioners shall bear the signatures equal in number to at least twenty-five
15 percent (25%) of the registered voters of the Town of Aberdeen.
16 The board of elections shall verify the petition signatures. If a sufficient recall
17 petition is submitted, the board of elections shall certify its sufficiency to the
18 governing body, and the governing body shall adopt a resolution calling for a recall
19 election to be held not less than 60 days nor more than 100 days after the petition has
20 been certified to the governing body. The election may be held by itself or at the
21 same time as any other general or special election within the period established in
22 this section, and shall be held as otherwise provided in G.S. 163-287. The board of
23 elections shall conduct the recall election. The proposition submitted to the voters
24 shall be substantially in the following form:
25 '[]FOR []AGAINST

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0648 MAR 29 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH3091-LB118C(2.1)

Short Title: Mooresville Fix Derelict Buildings.

(Local)

Sponsors: Representative Brawley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO GIVE MOORESVILLE THE POWER TO REPAIR, ALTER,
3 IMPROVE, CLOSE, REMOVE, OR DEMOLISH ABANDONED
4 COMMERCIAL AND INDUSTRIAL BUILDINGS THAT ARE EYESORES.
5 The General Assembly of North Carolina enacts:
6 Section 1. Part 5 of Article 19 of Chapter 160A of the General Statutes is
7 amended by adding a new section to read:
8 "**§ 160A-432.1. Remedies by city to take direct action.**
9 If a commercial or industrial building has been abandoned for a period of at least
10 three years, is unsafe, and constitutes an eyesore reducing the value of other property
11 in the vicinity, the inspector may cause the dwelling to be repaired, altered,
12 improved, removed, or demolished. Such action may not be taken unless the
13 inspector has posted such property as if it had been condemned under G.S. 160A-
14 426, and followed the due process procedures of G.S. 160A-428 and G.S. 160A-429 as
15 if those statutes applied to this section. Such action may not be taken until the
16 governing body shall have by ordinance ordered the inspector to proceed to
17 effectuate the purpose of this Article with respect to the particular property or
18 properties which the inspector shall have found to be unsafe and which constitute an
19 eyesore reducing the value of other property in the vicinity, and which property or
20 properties that the inspector has made findings about shall be described in the
21 ordinance. No such ordinance shall be adopted until the owner has first been given a
22 reasonable opportunity to bring it into conformity. This ordinance shall be recorded
23 in the office of the register of deeds in the county wherein the property or properties
24 are located and shall be indexed in the name of the property owner in the grantor
25 index.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0649

MAR 29 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1168-LBX269(3.21)

Short Title: Iredell School Merger.

(Local)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR A MERGER OF THE IREDELL-STATESVILLE
3 SCHOOL ADMINISTRATIVE UNIT WITH THE MOORESVILLE GRADED
4 SCHOOL DISTRICT.

5 The General Assembly of North Carolina enacts:

6 Section 1. The existing Iredell-Statesville School Administrative Unit (the
7 "county unit") and the existing Mooresville Graded School District (the "city unit")
8 are merged effective July 1, 1995. The resulting merged administrative unit shall be
9 known as the Iredell County Schools.

10 Sec. 2. From July 1, 1995, through July 1, 1996, the governing board of
11 the Iredell County Schools is the Interim Board of Education, which shall consist of
12 all members of the Iredell-Statesville Board of Education and the Board of Education
13 of the Mooresville Graded School District. Any vacancies on that board shall be
14 filled by appointment by the remaining members to serve until July 1, 1996.

15 Sec. 3. (a) Effective July 1, 1996, the Board of Education of the Iredell
16 County Schools consists of nine members elected from each of nine districts. The
17 boundaries of the initial districts shall be established by the Iredell County Board of
18 Commissioners no later than November 1, 1995. Population of each district shall be
19 equal as far as practicable. After each census, the Board of Education may revise the
20 district boundaries as provided by G.S. 115C-37(i).

21 (b) The qualified voters of each district shall elect a resident of that
22 district to serve on the board. The election shall be nonpartisan, with the results
23 determined by the plurality method under G.S. 163-292. The election shall be held
24 at the date of the county primary election in each even-numbered year.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 0650 MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1099-LC158(2.23)

Short Title: New Hanover Room Tax Use.

(Local)

Sponsors: Representative McComas.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO MODIFY THE ALLOCATION OF THE PROCEEDS OF THE NEW
3 HANOVER OCCUPANCY TAX.

4 The General Assembly of North Carolina enacts:

5 Section 1. Section 35 of Chapter 908 of the 1983 Session Laws, as
6 amended by Chapter 987 of the 1983 Session Laws and Chapter 971 of the 1985
7 Session Laws, reads as rewritten:

8 "Sec. 35. Disposition of Taxes Collected. (a) New Hanover County shall
9 distribute the net proceeds of the occupancy tax as follows:

- 10 (1) ~~Seventy-five percent (75%)~~ Sixty percent (60%) of the net
11 proceeds shall be deposited in a special fund, the cash balance of
12 which shall be deposited at interest or invested in accordance with
13 G.S. 159-30; and
14 (2) ~~Twenty-five percent (25%)~~ Forty percent (40%) of the net
15 proceeds shall be distributed on a quarterly basis to the county and
16 its municipalities in accordance with the method by which the one
17 percent (1%) local sales and use taxes levied in the county
18 pursuant to Article 39 of Chapter 105 of the General Statutes are
19 distributed.

20 'Net proceeds' means gross proceeds less the cost to the county of administering and
21 collecting the tax.

22 Unless a change in the use of occupancy tax revenue is authorized pursuant to
23 subsection (b), the revenue deposited in a special fund in accordance with subdivision
24 (1) shall be used by the county to control beach erosion, and the revenue distributed
25 between the county and its municipalities in accordance with subdivision (2) shall be

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0651 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH5090-LR089A(3.9)

Short Title: Nags Head Noise.

(Local)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE TOWN OF NAGS HEAD TO REGULATE NOISE IN
3 THE ATLANTIC OCEAN AND OTHER WATERWAYS ADJACENT TO
4 THAT PORTION OF THE TOWN WITHIN ITS BOUNDARIES OR WITHIN
5 ITS TERRITORIAL JURISDICTION.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 160A-184 reads as rewritten:
8 "§ 160A-184. Noise regulation.
9 (a) A city may by ordinance regulate, restrict, or prohibit the production or
10 emission of noises or amplified speech, music, or other sounds that tend to annoy,
11 disturb, or frighten its citizens.
12 (b) A city may by ordinance regulate, restrict, or prohibit the production or
13 emission of noises or amplified speech, music, or other sounds that tend to annoy,
14 disturb, or frighten its citizens that are produced in, or emitted from, the Atlantic
15 Ocean and other waterways adjacent to that portion of the city within its boundaries
16 or within its territorial jurisdiction."
17 Sec. 2. This act applies to the Town of Nags Head only.
18 Sec. 3. This act is effective upon ratification.

CV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEN. # 833
LEGISLATIVE DAY 63
H651 SCS

5/15/95
7:12 PM
IN CHAIR: SPEAKER

CULPEPPER

NAGS HEAD NOISE

MOTION #11 - Rep. Culpepper moves concurrence in SCS

AYES - 99

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

NOES - 0

EXCUSED ABSENCE - 7

BARNES	LEE	RICHARDSON	WOOD
HUNTER, R.	REDWINE	ROBINSON	

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	EASTERLING	MCALLISTER	WAINWRIGHT
BLUE	HIGHTOWER	MICHAUX	WATSON
BROWN, W.	LINNEY	TALLENT	WRIGHT
CUNNINGHAM			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0652

MAR 23 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2097-LR127(3.22)

Short Title: Durham/Bd. of Adjustment Vote.

(Local)

Sponsors: Representative Michaux.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM
3 CONCERNING THE VOTE REQUIRED BY THE BOARD OF ADJUSTMENT
4 TO TAKE CERTAIN ACTION.
5 The General Assembly of North Carolina enacts:
6 Section 1. Section 93 of the Charter of the City of Durham, being
7 Chapter 671 of the 1975 Session Laws, as amended, is amended by adding at the end
8 of subsection (2) the following sentence:
9 "Provided, however, in the case of a board of adjustment constituted by the
10 County of Durham and the City of Durham to act on behalf of both jurisdictions, the
11 City may by ordinance require that the vote prescribed by this subsection shall be
12 four-fifths of the members of the board instead of three-fifths."
13 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0653 MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA082-LD126(3.22)

Short Title: Durham/Actions Taken for Just Cause.

(Local)

Sponsors: Representative Michaux.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AMEND THE FAIR EMPLOYMENT, PUBLIC
3 ACCOMMODATIONS, AND FAIR HOUSING PROVISIONS OF THE CITY
4 OF DURHAM TO PROVIDE FOR THE CITY TAKING CERTAIN ACTIONS
5 FOR JUST CAUSE.

6 The General Assembly of North Carolina enacts:

7 Section 1. A city may adopt an ordinance to require employment
8 practices, such as hiring, terms and conditions of employment, and discharge, to be
9 related to just cause. For purposes of this section, "just cause" means, but is not
10 limited to, reasons pertaining to job performance, bona fide occupational
11 qualifications, or bona fide employment needs.

12 Sec. 2. Access to housing may be denied only in cases of just cause. For
13 purposes of this section, "just cause" means, but is not limited to, having a record of
14 illegal activity, a bad credit history, an inability to pay, or a history of property
15 damage.

16 Sec. 3. Access to public accommodations may be denied only in cases of
17 just cause. For purposes of this section, "just cause" means having unduly offensive
18 hygiene or disruptive behavior or reasons causing legitimate concerns for the health
19 and safety of patrons.

20 Sec. 4. Any ordinance adopted pursuant to this act shall authorize any
21 party to an action filed with the city agency that enforces the ordinance to elect to
22 have a hearing on the matter either in the superior court of the county in which the
23 city is located or before the city agency.

24 Sec. 5. This act applies only to the City of Durham.

25 Sec. 6. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0654 MAR 29 95
HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA084-LK164(3.22)

Short Title: Durham Contract Bidding.

(Local)

Sponsors: Representative Michaux.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE CITY OF DURHAM AND COUNTY OF DURHAM
3 TO SUBMIT PROPOSALS AND RECEIVE CONTRACTS FOR
4 CONSTRUCTION OR REPAIR WORK OF THE CITY, COUNTY, OTHER
5 LOCAL GOVERNMENTS, AGENCIES OF GOVERNMENT, AND
6 NONPROFIT CORPORATIONS AND ORGANIZATIONS.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 143-129 is amended by adding a new subsection to read:
9 "(g) A city or county may submit a proposal for any construction or repair work
10 governed by this section, and when a proposal is submitted, the provisions of G.S.
11 143-135 shall not apply. The proposal shall be opened in public and recorded in the
12 minute books and may be awarded to the city or the county without an
13 accompanying bond. When the proposal is awarded to the city or to the county, the
14 city or county, as the case may be, shall not be required to execute a written contract
15 with itself. This subsection applies to the City of Durham and the County of Durham
16 only."
17 Sec. 2. The Charter of the City of Durham, being Chapter 671 of the
18 1975 Session Laws, as amended, is further amended by adding a new Section 114.2 to
19 read:
20 "Section 114.2. **City Bids for Government Work.** The City of Durham may submit
21 proposals to other local governments, agencies, and units of State or local
22 government, and nonprofit corporations or organizations located in Durham County,
23 for any construction or repair work that is the usual and customary work of the City,
24 including, but not limited to, street paving, parking lot paving, engineering design
25 work, surveying services, water and wastewater treatment, testing or operation, and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0655

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1153*-LB290(3.21)

Short Title: Raleigh Zoning Notices.

(Local)

Sponsors: Representative Capps.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE CITY OF RALEIGH TO IMPLEMENT CERTAIN
3 ALTERNATIVE ZONING NOTICE PROCEDURES.
4 The General Assembly of North Carolina enacts:
5 Section 1. In lieu of the publication required by G.S. 160A-384(b), a city
6 may use a standard legal advertisement for the matters set out in G.S. 160A-384(b)(1)
7 through (5). This section does not relieve the city of the requirement to:
8 (1) Mail notice to property owners who reside outside of the city's
9 jurisdiction or outside of the newspaper circulation area; and
10 (2) Post notice,
11 as required by G.S. 160A-384(b).
12 Sec. 2. This act applies to the City of Raleigh only.
13 Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HR FILED
0656 MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA088-LB255(3.20)

Short Title: Raleigh Charter Amendments.

(Local)

Sponsors: Representative Capps.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE AMENDMENTS TO THE RALEIGH CITY CHARTER.
3 The General Assembly of North Carolina enacts:
4 Section 1. Section 33 of the Raleigh City Charter, being Chapter 1184 of
5 the 1949 Session Laws, and currently codified as Article 3.9 of the Raleigh City
6 Charter, is hereby amended by adding a new subsection (c) to read:
7 "(c) Notwithstanding the provisions of subsection (a) of this section, nothing herein
8 shall be construed as preventing any official or employee covered by this section from
9 purchasing a utility service offered to the general public at uniform rates, sludge
10 generated at a wastewater treatment plant, farm products grown on City-owned or
11 City-leased farms, and mulch produced at the City's yard waste processing center."
12 Sec. 2. This act is effective upon ratification.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 656

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

H656-ARF-001

Page 1 of 1

Date June 15, 1995

Comm. Sub. ☐
Amends Title ☐ [YES]

SENATOR JOHN CARRINGTON

1 moves to amend the bill on page 1, line 2
2 by ~~rewriting that line to read:~~ *adding after the word "Charter" the phrase*
3 "AND TO ALLOW THE CITY OF RALEIGH TO IMPOSE CERTAIN REGULATIONS ON
4 PORTIONS OF STATE SYSTEM HIGHWAYS "; and
5
6 on page 1, lines 11 and 12, by adding between those lines a new
7 Section 2 to read:
8 "Sec. 2. Notwithstanding the provisions of any other law,
9 the City of Raleigh is hereby authorized to make applicable to State
10 Highway System rights-of-way its regulations and ordinances relating
11 to loitering, panhandling, begging, and soliciting."; and
12
13 by renumbering the remaining section accordingly.
14

SIGNED [Signature]
Amendment Sponsor

SIGNED [Signature]
Committee Chair if Senate Committee Amendment

ADOPTED 6-15-95 FAILED _____ TABLED _____

(V)

S. Carrington

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1216
LEGISLATIVE DAY 85

6/21/95
2:41 PM
IN CHAIR: SPEAKER

CAPPS
AMEND #1 - Senate
RALEIGH CHARTER AMENDMENTS
MOTION #11 - Rep. Capps moves to concur in Senate Amendment

AYES - 107

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

NOES - 1

FITCH

EXCUSED ABSENCE - 5

BARNES
DOCKHAM

FOX

HUNT

HURLEY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
BLUE

EDWARDS
MCALLISTER

MCLAUGHLIN
MILLER, G.

WRIGHT



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 656

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

H656-ARF-001

Page 1 of 1

Date June 15, 1995

Comm. Sub. []
Amends Title [YES]

SENATOR JOHN CARRINGTON

- 1 moves to amend the bill on page 1, line 2
2 by ~~rewriting that line to read:~~ *adding after the word "Charter" the phrase*
3 "AND TO ALLOW THE CITY OF RALEIGH TO IMPOSE CERTAIN REGULATIONS ON
4 PORTIONS OF STATE SYSTEM HIGHWAYS "; and
5
6 on page 1, lines 11 and 12, by adding between those lines a new
7 Section 2 to read:
8 "Sec. 2. Notwithstanding the provisions of any other law,
9 the City of Raleigh is hereby authorized to make applicable to State
10 Highway System rights-of-way its regulations and ordinances relating
11 to loitering, panhandling, begging, and soliciting."; and
12
13 by renumbering the remaining section accordingly.
14

SIGNED *John Carrington*
Amendment Sponsor

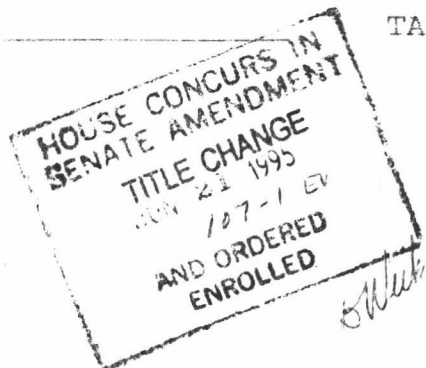
SIGNED *[Signature]*
Committee Chair if Senate Committee Amendment

ADOPTED 6-15-95 FAILED _____

TABLED _____

(V)

S. Hark



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0657

MAR 29 95

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1158-LB282(3.22)

Short Title: Chatham Omnibus.

(Local)

Sponsors: Representatives Culp, Barnes, and Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT MAKING SUNDRY AMENDMENTS CONCERNING LOCAL
3 GOVERNMENTS IN CHATHAM COUNTY.

4 The General Assembly of North Carolina enacts:

5 FOX TRAPPING SEASON

6 Section 1. (a) Notwithstanding any other provision of law relating to
7 trapping of foxes there will be open season for taking foxes with traps of the leghold
8 type no larger than one and one-half, with coil spring and with trap chain and at least
9 three swivels set on dry land with solid anchor. No trap larger than number one and
10 one-half coil spring may be used. This season shall be from December 1 to February
11 15 of each year.

12 (b) No person shall place traps on the land of another without first
13 obtaining written permission from the landowner or lessee.

14 (c) There shall be no bag limit for foxes taken during the trapping season
15 established in this section.

16 (d) The Wildlife Resources Commission shall provide for the sale of
17 foxes taken lawfully pursuant to this Section.

18

19 (e) This section applies only to Chatham County

20 (f) This section becomes effective October 1, 1995.

21 CHATHAM COMMISSIONERS ELECTION

22 Sec. 2. (a) The Chatham County Board of Commissioners shall consist of
23 five members elected by all the voters of the county in partisan elections.

24 (b) For purposes of nominating and electing commissioners the county is
25 divided into the following four residency districts:



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 657

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 1 of 2

H657-ALB-3

Date 5/1, 1995

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

Rep. Hackney
1 moves to amend the bill on page 2, lines 6 through 40,
2 by rewriting those lines to read:
3 "CHATHAM SCHOOL BOARD/COUNTY COMMISSIONER ELECTIONS
4 Sec. 3. (a) Section 5 of Chapter 501 of the Session Laws of
5 1975 reads as rewritten:
6 'Sec. 5. Candidates must reside in the district which they seek to
7 represent, but shall be voted on by the voters of the entire county.
8 The candidates in each district receiving the highest number of
9 votes, equal to the number of positions to be filled in the
10 district, shall be declared elected. The provisions of G.S. 115C-
11 37(i) apply to the Chatham County Board of Education regardless of
12 whether all the voters of the entire county vote on each district
13 seat.'
14 (b) Article 3 of Chapter 153A of the General Statutes is
15 amended by adding a new section to read:
16 '§ 153A-22.1. Redefining residency district boundaries.
17 (a) "Residency district" means a district in which the candidates
18 reside and represent the district, but the candidates are voted on
19 in the primaries and general elections by the qualified voters of
20 the entire county. It includes districts established either by
21 local act or under G.S. 153A-58(3)d.
22 (b) If a county is divided into residency districts, the board of
23 commissioners may find as a fact whether there is substantial
24 inequality of population among the districts. If the board finds
25 that there is substantial inequality of population among the
26 districts, it may by resolution redefine the residency districts to
27 make them more nearly equal. The test for compliance with this
28 section is a reduction in the relative overall range of deviation.
29 (c) No change in the boundaries of a residency district may
30 affect the unexpired term of office of a commissioner residing in
31 the district and serving on the board on the effective date of the
32 resolution. If the terms of office of members of the board do not



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 657

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 2 of 2

H657-ALB-3

- 1 all expire at the same time, the resolution shall state which seats
2 are to be filled at the initial election held under the resolution.
3 (d) A resolution adopted pursuant to this section shall be the
4 basis of electing persons to the board of commissioners at the first
5 general election for members of the board of commissioners occurring
6 after the resolution's effective date, and thereafter. A resolution
7 becomes effective upon its adoption, unless it is adopted during the
8 period beginning 150 days before the day of a primary and ending on
9 the day of the next succeeding general election for membership on
10 the board of commissioners, in which case it becomes effective on
11 the first day after the end of the period.
12 (e) Not later than 10 days after the day on which a resolution
13 becomes effective, the clerk shall file in the Secretary of State's
14 office, in the office of the register of deeds of the county, and
15 with the chairman of the county board of elections, a certified copy
16 of the resolution.
17 (f) This section applies to Chatham County only.'

SIGNED *Wachner*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

5/1/95
48-62 EV
DWicks

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 413
LEGISLATIVE DAY 55
H657 HCS
READING 2
CULP
AMEND #1 - Hackney's
CHATHAM ONMIBUS

5/01/95
7:55 PM
IN CHAIR: SPEAKER

AYES - 48

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

NOES - 62

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

EXCUSED ABSENCE - 4

BERRY	HILL	MILLER, G.	WOOD
-------	------	------------	------

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER BLACK	GAMBLE	GRAY	HUNT
------------------	--------	------	------

H657 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 657

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

H657-ARF-002

Page 1 of 3

Date 5-8, 1995

Comm. Sub. [YES]

Amends Title []

Third Edition (Proposed Committee Substitute PCS6154)

1 moves to amend the bill on page 2, lines 9-16,
2 by rewriting those lines to read:

3
4 "Sec. 3. (a) The Board of Education of Chatham County
5 shall consist of five members who shall be qualified voters of the
6 County, and who shall be elected as hereinafter provided for
7 staggered terms of four years.

8 (b) For the purpose of electing members of the Board of
9 Education, the County is hereby divided into four resident districts
10 as follows:

11 District Number One shall consist of all the territory
12 within the boundaries of the precincts of Bynum, West
13 Williams, East Williams, and New Hope.

14 District Number Two shall consist of all the territory
15 within the boundaries of the precincts of East
16 Pittsboro, West Pittsboro, West Mann's Chapel, and East
17 Mann's Chapel.

18 District Number Three shall consist of all the territory
19 within the boundaries of the precincts of Cape Fear, Haw
20 River, Oakland, Goldston, and Harpers Crossroads.

21 District Number Four shall consist of all the territory
22 within the boundaries of the precincts of Bennett,
23 Bonlee, South Siler City, North Siler City, Albright,
24 Hadley, and Hickory Mountain.

25 (c) The election shall be nonpartisan, and no primary
26 election shall be held. The election shall be held at the same
27 time as the regular primary for county officers, and except as
28 provided in this section, the election shall be conducted in



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 657

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

H657-ARF-002

Page 2 of 3

1 accordance with the applicable provisions of Chapter 163 of the
2 General Statutes regulating general elections.

3 (d) Beginning in 1996, and thereafter as the terms
4 expire, one member shall be elected from Districts 1 and 2 for
5 terms of four years.

6 In 1998, and thereafter as the terms expire, one member
7 shall be elected from District 3, and two members from District
8 4 for terms of four years.

9 (e) Candidates must reside in the district which they
10 seek to represent, but shall be voted on by the voters of the
11 entire County. The candidates in each district receiving the
12 highest number of votes, equal to the number of positions to be
13 filled in the district, shall be declared elected.

14 (f) The provisions of G.S. 115C-37, except for
15 subsection (i), shall be applicable to the members of the Chatham
16 County Board of Education.

17 (g) Chapter 501 of the Session Laws of 1975 is
18 repealed, except for Section 6."; and

19
20 further amends the bill on page 2, line 17, by deleting the term
21 "(b)" and substituting the term "(h)"; and

22
23 further amends the bill on page 2, between lines 37 and 38, by
24 adding a new paragraph to read:

25
26 "Before any resolution may be adopted pursuant to this section,
27 the board of commissioners shall hold a public hearing on it. A
28 notice of the public hearing shall be given once a week for two
29 successive weeks in a newspaper having general circulation in the
30 county. The notice shall be published for the first time not

see page 3



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 657

AMENDMENT NO. 1 (one)
(to be filled in by
Principal Clerk)
Page 3 of 3

H657-ARF-002

1 less than 10 days nor more than 20 days before the date fixed for
2 hearing. In computing the period of time, the day of publication
3 shall not be included but the day of the hearing shall be
4 included."

SIGNED Hill
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5-8-95 FAILED _____ TABLED _____

(V)

S. J. J. J.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EQ. # 777
LEGISLATIVE DAY 62
H657 SCS

5/11/95
10:19 AM
IN CHAIR: SPEAKER

CULP

CHATHAM OMNIBUS

MOTION #11 - Rep. Culp moves to amend in SCS

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 2

FITCH

NICHOLS

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER
BLUE
BOWEN

CLARY
DICKSON
GRAY

HOLMES
LEMMOND
MCALLISTER

WILSON, C.
WRIGHT

H657 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0658

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3013-LCX104(1.23)

Short Title: Hyde Local Land Transfer Tax.

(Local)

Sponsors: Representative Edwards (by request).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE HYDE COUNTY TO LEVY A ONE PERCENT
3 LOCAL LAND TRANSFER TAX.

4 The General Assembly of North Carolina enacts:

5 Section 1. Chapter 105 of the General Statutes is amended by adding a
6 new Article to read:

7 "ARTICLE 8E.

8 "Local Government Excise Stamp Tax on Conveyances.

9 "**§ 105-228.50. Purpose.**

10 This Article gives the counties and cities of this State an opportunity to obtain an
11 added source of revenue with which to meet their growing financial needs.

12 "**§ 105-228.51. Levy of county conveyance tax.**

13 The board of commissioners of a county may by resolution, after not less than 10
14 days' public notice and a public hearing held pursuant thereto, levy an excise tax on
15 instruments conveying interests in real property located in that county at a rate not to
16 exceed one percent (1%) of the consideration or value, whichever is greater, of the
17 interest conveyed, including the value of any lien or encumbrance remaining on the
18 property at the time of sale. This tax is in addition to the tax levied by Article 8E of
19 this Chapter. Upon adoption of the resolution, the board of commissioners shall send
20 a certified copy to the register of deeds of the county.

21 Collection of the tax, and liability therefor, shall begin and continue only on and
22 after the first day of a calendar month set by the board of county commissioners in
23 the resolution levying the tax, which may not be earlier than the first day of the
24 second succeeding calendar month after the date the resolution is adopted.

25 "**§ 105-228.52. Scope and administration of tax.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0659 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2096-LL085(2.8)

Short Title: Duplin Road Hunting.

(Local)

Sponsors: Representative Braswell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC
3 ROADS IN DUPLIN COUNTY.

4 The General Assembly of North Carolina enacts:

5 Section 1. It is unlawful to hunt, take, or kill any wild animal or wild
6 bird with firearms, or to attempt to hunt, take, or kill any wild animal or wild bird
7 with firearms, from, on, or across the right-of-way of any public road or highway.

8 Sec. 2. It is unlawful to discharge a firearm from, on, or across the right-
9 of-way of any public road or highway or to possess a loaded firearm on the right-of-
10 way of any public road or highway.

11 Sec. 3. Sections 1 and 2 of this act do not apply to possession of a
12 firearm by a person transporting the firearm within a motor vehicle.

13 Sec. 4. Violation of this act is a Class 3 misdemeanor.

14 Sec. 5. This act is enforceable by law enforcement officers of the Wildlife
15 Resources Commission, by sheriffs and deputy sheriffs, and by peace officers with
16 general subject matter jurisdiction.

17 Sec. 6. Chapter 776 of the 1953 Session Laws is repealed.

18 Sec. 7. Chapter 196 of the 1969 Session Laws is repealed.

19 Sec. 8. This act applies only to Duplin County.

20 Sec. 9. This act becomes effective October 1, 1995.

SEO. # 1217
LEGISLATIVE DAY 85
SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

6/21/95
2:42 PM
IN CHAIR: SPEAKER

BRASWELL

DUPLIN ROAD HUNTING

MOTION #11-Rep. Braswell moves not to concur in SCS

AYES - 104

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BEALL
BERRY
BLACK
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CREECH

CULPEPPER
CUMMINGS
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
GARDNER
GRADY
GRAY
HAYES
HENSLEY
HIGHTOWER
HILL
HOLMES
HUNTER, H.
HUNTER, R.
IVES
JUSTUS
KISER

LEE
LEMOND
LINNEY
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PATE
PRESTON
RAMSEY
RAYFIELD
REDWINE

REYNOLDS
RICHARDSON
ROBINSON, G.
ROBINSON, J.
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 2

GAMBLE

HIATT

EXCUSED ABSENCE - 5

BARNES
DOCKHAM

FOX

HUNT

HURLEY

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
BLUE
CULP

EDWARDS
HACKNEY

HOWARD
MCALLISTER

MCLAUGHLIN
PULLEY

H659 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0660 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1138-LB171(2.22)

Short Title: Parkwood Annexation Referenda.

(Local)

Sponsors: Representative Pulley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR REFERENDA ON ANNEXATION IN PARKWOOD
3 IN DURHAM COUNTY IF REQUESTED BY RESIDENTS OF THE AREA TO
4 BE ANNEXED.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 160A-49(e) reads as rewritten:
7 "(e) Passage of the Annexation Ordinance. -- The municipal governing board shall
8 take into consideration facts presented at the public hearing and shall have authority
9 to amend the report required by G.S. 160A-47 to make changes in the plans for
10 serving the area proposed to be annexed so long as such changes meet the
11 requirements of G.S. 160A-47, provided that if the annexation report is amended to
12 show additional subsections of G.S. 160A-48(c) or (d) under which the annexation
13 qualifies that were not listed in the original report, the city must hold an additional
14 public hearing on the annexation not less than 30 nor more than 90 days after the
15 date the report is amended, and notice of such new hearing shall be given at the first
16 public hearing. At any regular or special meeting held no sooner than the tenth day
17 following the public hearing and not later than 90 days following such public hearing,
18 the governing board shall have authority to adopt an ordinance extending the
19 corporate limits of the municipality to include all, or such part, of the area described
20 in the notice of public hearing which meets the requirements of G.S. 160A-48 and
21 which the governing board has concluded should be ~~annexed~~ annexed, provided if
22 no later than adjournment of the public hearing, a petition, signed by twenty-five
23 percent (25%) of the registered voters who are freeholders in the area proposed to be
24 annexed, is received by the city, opposing the annexation, then the annexation

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1995

0661 MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA089-LB277B(3.22)

Short Title: Halifax School Board Vacancies.

(Local)

Sponsors: Representative Locke.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE METHOD OF FILLING A VACANCY ON THE
3 HALIFAX COUNTY BOARD OF EDUCATION.

4 Whereas, a vacancy has existed on the Halifax County Board of
5 Education for nine months and that board has been deadlocked on a replacement;
6 Now, therefore,

7 The General Assembly of North Carolina enacts:

8 Section 1. (a) All vacancies in the membership of the Halifax County
9 Board of Education shall be filled by appointment by the remaining members of the
10 board, of a person to serve until the next election of members of such board, at
11 which time the remaining unexpired term of the office in which the vacancy occurs
12 shall be filled by election.

13 (b) If for any other reason the remaining members of the board do not
14 fill a vacancy within 30 days after the day the vacancy occurs, the superintendent
15 shall report that fact to the Halifax County Board of Commissioners. The Halifax
16 County Board of Commissioners shall, within 30 days after the day the vacancy is
17 reported to it, fill the vacancy.

18 Sec. 2. This act is effective upon ratification. It applies to vacancies
19 existing on that date, but for the purpose of this act, the vacancy is considered to
20 have occurred on the date of ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



Bill # 1283
LEGISLATIVE DAY 89
H661 SCS

6/28/95
3:20 PM
IN CHAIR: SPEAKER

LOCKE

HALIFAX SCHOOL BOARD VACANCIES

MOTION #11 - Rep. Locke moves not to concur in SCS

AYES - 107

ADAMS	CUMMINGS	HURLEY	PULLEY
ALDRIDGE	DAUGHTRY	IVES	RAMSEY
ALEXANDER	DAVIS	JUSTUS	RAYFIELD
ALLRED	DICKSON	KISER	REDWINE
ARNOLD	DOCKHAM	LEE	REYNOLDS
BAKER	EARLE	LEMMOND	RICHARDSON
BARBEE	EASTERLING	LINNEY	ROBINSON, G.
BARNES	EDDINS	LOCKE	ROBINSON, J.
BEALL	EDWARDS	LUEBKE	ROGERS
BERRY	ELLIS	MCALLISTER	RUSSELL
BLACK	ESPOSITO	MCCOMAS	SEXTON
BLUE	FITCH	MCCOMBS	SHARPE
BOWEN	FOX	MCCRARY	SHERRILL
BOYD-MCINTYRE	GAMBLE	MCPAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BUCHANAN	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	NICHOLS	WILSON, G.
CRAWFORD	HOWARD	NYE	WOMBLE
CREECH	HUNT	OLDHAM	WOOD
CULP	HUNTER, H.	OWENS	YONGUE
CULPEPPER	HUNTER, R.	PATE	

NOES - 0

EXCUSED ABSENCE - 5

BOWIE
BRASWELL

SUTTON WAINWRIGHT

WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER
BROWN, W.

CUNNINGHAM
DECKER

HOLMES
MCLAUGHLIN

PRESTON
SHAW

H661 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0662 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3090-LB260(3.21)

Short Title: Martin School Board Election.

(Local)

Sponsors: Representatives Locke, Mercer, and Rogers.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE MANNER OF ELECTION OF THE MARTIN
3 COUNTY BOARD OF EDUCATION FROM NONPARTISAN ELECTION AT
4 THE TIME OF THE PRIMARY TO NONPARTISAN ELECTION AT THE
5 TIME OF THE GENERAL ELECTION.
6 The General Assembly of North Carolina enacts:
7 Section 1. Section 1.1 of Chapter 549 of the Session Laws of 1987 reads
8 as rewritten:
9 "Sec. 1.1. Beginning with the 1988 regularly scheduled election for county boards
10 of education, the Martin County Board of Education shall be elected from the seven
11 districts described in Section 4 of this act. Only voters who reside in a district may
12 vote in the election for that district. Notwithstanding the provisions of G.S.
13 115C-37, beginning in 1996 the Martin County Board of Education shall be elected
14 on a nonpartisan basis at the time set by G.S. 163-1 for the general election in each
15 even-numbered year as terms expire. The election shall be conducted on a
16 nonpartisan plurality basis, with the results determined in accordance with G.S. 163-
17 292. Candidates shall file notices of candidacy not earlier than noon on the first
18 Monday in June and not later than noon on the last Friday in July. The names of the
19 candidates shall be printed on the ballot without reference to any party affiliations.
20 Except as provided by this act, the election shall be conducted in accordance with the
21 applicable provisions of Chapters 115C and 163 of the General Statutes."
22 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0663

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA075-LL164(3.21)

Short Title: Halifax Fox Hunting.

(Local)

Sponsors: Representative Locke.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN HALIFAX
3 COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. Notwithstanding any other law, there is an open season for
6 taking foxes by trapping from January 7 through February 10 of each year.
7 Sec. 2. The Wildlife Resources Commission shall provide for the sale of
8 foxes taken lawfully under this act.
9 Sec. 3. A bag limit of 30 applies in the aggregate to all foxes taken
10 during the fox season established in this act.
11 Sec. 4. This section applies only to Halifax County.
12 Sec. 5. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0664 MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA087-LC198B(3.16)

Short Title: Wake School Acquisition.

(Local)

Sponsors: Representative Miner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW WAKE COUNTY TO ACQUIRE PROPERTY FOR USE
3 BY THE COUNTY BOARD OF EDUCATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 153A-158.1(e), as amended by Chapter 17 of the 1995
6 Session Laws, reads as rewritten:
7 "(e) Scope. -- This section applies to Ashe, Avery, Bladen, Brunswick, Cabarrus,
8 Carteret, Chowan, Columbus, Duplin, Forsyth, Franklin, Harnett, Haywood, Iredell,
9 Johnston, Lee, Macon, Nash, Orange, Pasquotank, Pender, Richmond, Rowan,
10 Sampson, Stanly, Wake, and Watauga Counties."
11 Sec. 2. G.S. 153A-158.1(b), as amended by Chapter 17 of the 1995
12 Session Laws, reads as rewritten:
13 "(b) Construction or Improvement by County. -- A county may construct, equip,
14 expand, improve, renovate, or otherwise make available property for use by a school
15 administrative unit within the county. The local board of education shall be involved
16 in the design, construction, equipping, expansion, improvement, or renovation of the
17 property to the same extent as if the property were not financed under this section."
18 Sec. 3. Section 2 of this act applies only to Wake County.
19 Sec. 4. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1995

0665

MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH5091-LC222B(3.22)

Short Title: Wake Property Tax Limitation Act.

(Local)

Sponsors: Representative Miner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE WAKE PREPARED FOOD AND
3 BEVERAGE TAX IS REPEALED IF EITHER WAKE COUNTY OR THE CITY
4 OF RALEIGH INCREASES ITS PROPERTY TAX RATE ABOVE THE RATE
5 IN EFFECT FOR THE 1994-95 FISCAL YEAR.
6 The General Assembly of North Carolina enacts:
7 Section 1. Chapter 594 of the 1991 Session Laws is amended by adding a
8 new section to read:
9 "Sec. 5.1. Condition for Continuation of Tax. Wake County and the City of
10 Raleigh are the parties to an interlocal agreement entered into pursuant to Article 20
11 of Chapter 160A of the General Statutes to provide for the projects to be funded with
12 the proceeds of the tax levied under Section 5 of this act. If either of these parties
13 increases its property tax rate above the rate in effect for the 1994-95 fiscal year,
14 Section 5 of this act is repealed. A repeal of Section 5 of this act pursuant to this
15 section becomes effective on the first day of the second month after the adoption of
16 the ordinance increasing the property tax rate. Repeal of Section 5 of this act does
17 not affect the rights or liabilities of the county, a taxpayer, or another person arising
18 under Section 5 of this act before its repeal; nor does it affect the right to any refund
19 or credit of a tax that would otherwise have been available under the repealed
20 section before its repeal."
21 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1995

0666 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA076-LE111(3.22)

Short Title: Cherokee Co. School Pay Date Change.

(Local)

Sponsors: Representative Carpenter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE PAY DATE FOR THE CHEROKEE COUNTY
3 SCHOOLS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Notwithstanding the provisions of G.S. 115C-302(a), G.S.
6 115C-316(a), or any other provision of law, all 10-month employees of the Cherokee
7 County Board of Education who are paid on a monthly basis shall be paid on the
8 twelfth day of each month. Nothing in this section shall have the effect of changing
9 the rate of pay for any employee of the Cherokee County Board of Education.
10 This section shall not be construed to authorize prepayment of any
11 employees by the Cherokee County Board of Education.
12 Sec. 2. This act becomes effective September 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0667

MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA066-LB288(3.22)

Short Title: Durham Wheel Locks.

(Local)

Sponsors: Representative Luebke.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE CITY OF DURHAM TO USE WHEEL LOCKS ON
3 ILLEGALLY PARKED VEHICLES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 1 of Chapter 291 of the Session Laws of 1993 reads as
6 rewritten:
7 "Section 1. ~~The Board of Aldermen of the City of Winston-Salem and the City~~
8 ~~Council of the City of Greensboro~~ council of a city may provide, by ordinance, for
9 the use of wheel locks on illegally parked vehicles for which there are three or more
10 outstanding, unpaid, and overdue parking tickets for a period of ninety days. The
11 ordinance shall provide for notice or warning to be affixed to the vehicle,
12 immobilization, towing, impoundment, appeal hearing, an immobilization fee not to
13 exceed fifty dollars (\$50.00), and charges for towing and storage. ~~The Cities of~~
14 ~~Winston-Salem and Greensboro~~ city shall not be responsible for any damage to an
15 immobilized illegally parked vehicle resulting from unauthorized attempts to free or
16 move that vehicle."
17 Sec. 2. Section 2 of Chapter 291 of the Session Laws of 1993 reads as
18 rewritten:
19 "Sec. 2. This act applies to the Cities of ~~Winston-Salem~~ Durham, Winston-Salem,
20 and Greensboro only."
21 Sec. 3. This act is effective upon ratification.

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/24/95

1:37 PM

IN CHAIR: SPEAKER

893
LEGISLATIVE DAY 69
H667 HCS
READING 2
LUEBKE

WHEEL LOCKS

AYES - 103

ADAMS
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BLACK
BLUE
BOWEN
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CULP
CULPEPPER

CUMMINGS
CUNNINGHAM
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNT
HURLEY

IVES
KISER
LEE
LEMMOND
LINNEY
LOCKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PATE
PRESTON
PULLEY
RAMSEY
RAYFIELD

REDWINE
REYNOLDS
RICHARDSON
ROBINSON, G.
ROBINSON, J.
ROGERS
RUSSELL
SEXTON
SHAW
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
YONGUE

NOES - 6

ALDRIDGE
BERRY

CREECH
HUNTER, R.
MILLER, K.

MINER

EXCUSED ABSENCE - 2

FITCH

WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
BRASWELL
DAUGHTRY

GAMBLE
HUNTER, H.
JUSTUS
LUEBKE

MCLAUGHLIN
SHARPE

H667 HCS

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

SEQ. # 900
LEGISLATIVE DAY 70
HCS
READING 3
LUEBKE

5/25/95
1:41 PM
IN CHAIR: SPEAKER

WHEEL LOCKS

AYES - 106

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

NOES - 4

BERRY	CREECH	DECKER	HUNTER, R.
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EXCUSED ABSENCE - 4

DICKSON	EASTERLING	FITCH	GAMBLE
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EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HENSLEY	NYE	TALLENT
HAYES	HUNTER, H.		

H667 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1160/10--10:02 AM JUNE 30, 1995 LEGISLATIVE DAY 91

LT. GOVERNOR WICKER

-- Presiding

LUEBKE
WHEEL LOCKS
COM SUB/2ND EDITION

HOUSE BILL 667
READING 2

AYE	40	ALBERTSON BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER DANNELLY	DAVIS 20.1775 EAST FORRESTER FOXX GULLEY HARTSELL HOBBS HOYLE JORDAN KERR HORTON	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCKOY ODOM PAGE PARNELL PERDUE KINCAID	PLEXICO PLYLER RAND SHAW SHERRON SIMPSON SOLES SPEED WARREN WEBSTER WINNER
NO	5	BALLANCE COOPER			

EXCUSED	0			
NOT CAST	2	ALLRAN	MCDANIEL	
ABSENT	3	EDWARDS	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1182/3-- 3:15 PM

JULY 5, 1995

LEGISLATIVE DAY

LT. GOVERNOR WICKER

-- Presiding

LUEBKE
WHEEL LOCKS
COM SUB/2ND EDITION

HOUSE BILL 667
READING 3

AYE	43	ALBERTSON ALLRAN BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER DANNELLY	DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HOYLE JORDAN KERR	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. ODOM PAGE PARNELL PERDUE PLEXICO PLYLER	RAND SAWYER SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WEBSTER
NO	4	BALLANCE	COOPER	KINCAID	WINNER

EXCUSED 0

NOT CAST 3 HORTON

ABSENT 0

PAIRS 0

AYE
NO

MCDANIEL

MCKOY

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0668 MAR 29 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1155-LB292(3.21)

Short Title: Alamance School Elections.

(Local)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE MANNER OF ELECTION OF THE ALAMANCE
3 COUNTY BOARD OF EDUCATION FROM NONPARTISAN ELECTION AT
4 THE TIME OF THE PRIMARY TO NONPARTISAN ELECTION AT THE
5 TIME OF THE GENERAL ELECTION.
6 The General Assembly of North Carolina enacts:
7 Section 1. Notwithstanding the provisions of G.S. 115C-37, the Alamance
8 County Board of Education shall be elected on a nonpartisan basis at the time set by
9 G.S. 163-1 for the general election in each even-numbered year as terms expire. The
10 election shall be conducted on a nonpartisan plurality basis, with the results
11 determined in accordance with G.S. 163-292. Candidates shall file notices of
12 candidacy not earlier than noon on the first Monday in June and not later than noon
13 on the last Friday in July. The names of the candidates shall be printed on the ballot
14 without reference to any party affiliations. Except as provided by this act, the
15 election shall be conducted in accordance with the applicable provisions of Chapters
16 115C and 163 of the General Statutes.
17 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0669

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2099-LB293(3.21)

Short Title: Alamance Recall Elections.

(Local)

Sponsors: Representative Allred.

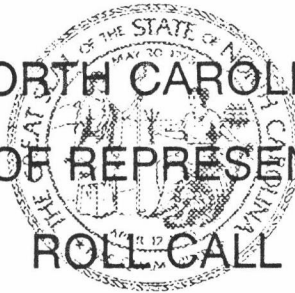
Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO PROVIDE FOR RECALL ELECTIONS FOR LOCAL
- 3 GOVERNMENT OFFICIALS IN ALAMANCE COUNTY SERVING FOUR-
- 4 YEAR TERMS.
- 5 The General Assembly of North Carolina enacts:
- 6 Section 1. This act applies to Alamance County only.
- 7 Sec. 2. This act is effective upon ratification.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



5/10/95

6:41 PM

IN CHAIR: SPEAKER

Q. # 761

LEGISLATIVE DAY 61

H669 HCS

READING 2

ALLRED

ALAMANCE RECALL ELECTIONS

AYES - 26

ALDRIDGE
ALLRED
BAKER
BERRY
BRAWLEY
BUCHANAN
CANSLER

CAPPS
COCKLEREECE
CREECH
CUMMINGS
EASTERLING
EDWARDS
GAMBLE

GRADY
GRAY
HAYES
MCMAHAN
NICHOLS
PRESTON

PULLEY
SHARPE
THOMPSON
WEATHERLY
WILSON, C.
WOOD

NOES - 80

ADAMS
ALEXANDER
ARNOLD
BARBEE
BARNES
BEALL
BLUE
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN, W.
CARPENTER
CHURCH
CLARY
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS

DICKSON
DOCKHAM
EARLE
EDDINS
ESPOSITO
FITCH
FOX
GARDNER
HACKNEY
HENSLEY
HIGHTOWER
HILL
HOLMES
HOWARD
HUNT
HUNTER, H.
HUNTER, R.
HURLEY
IVES
KISER

LEE
LEMMOND
LOCKE
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MERCER
MICHAX
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NYE
OLDHAM
OWENS
PATE

RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON
SEXTON
SHAW
SHERRILL
SHUBERT
SUTTON
TALLENT
TOLSON
WAINWRIGHT
WARNER
WATSON
WILKINS
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 1

ELLIS

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER
BLACK
BOWEN

BROWN, J.
DECKER
HIATT

JUSTUS
LINNEY
NEELY

ROGERS
RUSSELL
WILSON, G.

H669 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0670 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH5092-LB305(3.21)

Short Title: Orange Local Bill.

(Local)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO LOCAL GOVERNMENTS IN ORANGE COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act applies only to Orange County and municipalities
- 5 located wholly or partly therein.
- 6 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0671 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4101-LB306(3.21)

Short Title: Alamance Local Bill.

(Local)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO LOCAL GOVERNMENTS IN ALAMANCE COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act applies only to Alamance County and municipalities
5 located wholly or partly therein.
6 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA: FILED

SESSION 1995

0672 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA092-LB307(3.21)

Short Title: Caswell Local Bill.

(Local)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO LOCAL GOVERNMENTS IN CASWELL COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act applies only to Caswell County and municipalities
5 located wholly or partly therein.
6 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0673

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3095-LG123(3.28)

Short Title: Restructure State Gov't Bds & Comns.

(Public)

Sponsors: Representative Sherrill.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE THE COMPOSITION, APPOINTMENTS, AND TERMS
- 3 OF VARIOUS BOARDS, COMMISSIONS, AND AUTHORITIES WITHIN
- 4 STATE GOVERNMENT.
- 5 The General Assembly of North Carolina enacts:
- 6 Section 1. This act is effective upon ratification.

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 593
LEGISLATIVE DAY 60
HCS
READING 2
SHERRILL

5/09/95
1:30 PM
IN CHAIR: SPEAKER

RESTR. STATE GOVERN. BOARDS AND COMMISSI.

AYES - 93

ADAMS	CULPEPPER	HURLEY	RAYFIELD
ALDRIDGE	CUMMINGS	IVES	REDWINE
ALEXANDER	CUNNINGHAM	JUSTUS	REYNOLDS
ALLRED	DAVIS	KISER	RICHARDSON
ARNOLD	DECKER	LEMOND	ROBINSON
BAKER	DICKSON	LOCKE	RUSSELL
BARBEE	DOCKHAM	MCALLISTER	SEXTON
BARNES	EARLE	MCCOMAS	SHARPE
BERRY	EASTERLING	MCCOMBS	SHAW
BLACK	EDDINS	MCLAUGHLIN	SHERRILL
BOWEN	EDWARDS	MCMAHAN	SHUBERT
BOWIE	ELLIS	MILLER, G.	TALLENT
BOYD-MCINTYRE	ESPOSITO	MILLER, K.	THOMPSON
BRAWLEY	GAMBLE	MINER	WAINWRIGHT
BROWN, J.	GARDNER	MITCHELL	WARNER
BROWN, W.	GRADY	MORGAN	WATSON
BUCHANAN	HAYES	NEELY	WEATHERLY
CANSLER	HIATT	NICHOLS	WILKINS
CAPPS	HIGHTOWER	NYE	WILSON, C.
CARPENTER	HILL	OLDHAM	WILSON, G.
CHURCH	HOLMES	PATE	WOMBLE
CLARY	HOWARD	PRESTON	WOOD
CRAWFORD	HUNTER, R.	PULLEY	WRIGHT
CREECH			

NOES - 14

BEALL	HUNTER, H.	OWENS	SUTTON
BLUE	LEE	RAMSEY	TOLSON
BRASWELL	LUEBKE	ROGERS	YONGUE
FOX	MICHAUX		

EXCUSED ABSENCE - 3

COCKLEREECE	FITCH	LINNEY
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EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	GRAY	HENSLEY	MCCRARY
CULP	HACKNEY	HUNT	MERCER
DAUGHTRY			

H673 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 673

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 1 of 2

H673-ALB-1

Date 5/10, 1995

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

Rep Sherrill.

- 1 moves to amend the bill on page 8, lines 14 through page 9, line 6
2 by rewriting those lines to read:
3
4 "--PROVIDE THAT THE GENERAL ASSEMBLY SHALL APPOINT FOUR MEMBERS TO
5 THE BOARD OF TRUSTEES FOR EACH CONSTITUENT INSTITUTION OF THE
6 UNIVERSITY OF NORTH CAROLINA .
7 Sec. 7. (a) Effective July 1, 1995, G.S. 116-31(d) reads
8 as rewritten:
9 (d) Effective July 1, 1973, 1995, each of the 16 constituent
10 institutions shall have board of trustees composed of 13 17 persons
11 chosen as follows:
12 (1) Eight elected by the Board of Governors,
13 (1a) Four appointed by the General Assembly, two upon the
14 recommendation of the President Pro Tempore of the
15 Senate and two upon the recommendation of the Speaker
16 of the House of Representatives, all in accordance
17 with G.S. 120-121,
18 (2) Four appointed by the Governor, and
19 (3) The president of the student government ex officio.
20 (b) Effective July 1, 1995, G.S. 116-31(e) reads as
21 rewritten:
22 (e) From and after July 1, 1973, the term of office of all
23 trustees, except the ex officio member, shall be four years,
24 commencing on July 1 of odd-numbered years. In every odd-numbered
25 year the Board of Governors shall elect four persons to each board
26 of ~~trustees and trustees~~, the Governor shall appoint two persons to
27 each ~~such board~~ board of trustees, and the General Assembly shall
28 appoint two persons to each board of trustees.
29 (c) Effective July 1, 1995, G.S. 116-31 is amended by
30 adding a new subsection to read:
31 (f1) In appointing members of each board of trustees to serve
32 commencing July 1, 1995, the General Assembly shall make its
33 appointments based upon the recommendation of the President Pro



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 673

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 2 of 2

H673-ALB-1

1 Tempore of the Senate and the Speaker of the House of
2 Representatives who shall each designate two persons, one for a
3 four-year term and one for a two-year term.'
4 (d) Effective July 1, 1995, G.S. 116-31(d) reads as
5 rewritten:
6 (j) From and after July 1, 1973, whenever any vacancy shall occur
7 in the membership of a board of trustees among those appointed by
8 the Governor, it shall be the duty of the secretary of the board to
9 inform the Governor of the existence of such vacancy, and the
10 Governor shall appoint a person to fill the unexpired term,--and
11 whenever term. From and after July 1, 1973, whenever any vacancy
12 shall occur among those elected by the Board of Governors, it shall
13 be the duty of the secretary of the board to inform the Board of
14 Governors of the existence of the vacancy, and the Board of
15 Governors shall elect a person to fill the unexpired term. From and
16 after July 1, 1995, whenever any vacancy shall occur among those
17 appointed by the General Assembly, it shall be the duty of the
18 secretary of the board to inform the President Pro Tempore of the
19 Senate and the Speaker of the House of Representatives of the
20 existence of the vacancy, and the vacancy shall be filled in
21 accordance with G.S. 120-122 for the unexpired term. Whenever a
22 member shall fail, for any reason other than ill health or service
23 in the interest of the State or nation, to be present for three
24 successive regular meetings of a board of trustees, his place as a
25 member shall be deemed vacant.'

SIGNED *Walter D. Smith*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/10/95 FAILED _____ TABLED _____

98-4 EV
DW

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/10/95

10:32 AM

IN CHAIR: SPEAKER

683

LEGISLATIVE DAY 61

H673 HCS

READING 3

SHERRILL

AMEND #1 - *Sherrill*

RESTR. STATE GOVERN. BOARDS AND COMMISSI.

AYES - 98

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BERRY
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CREECH

CULP
CULPEPPER
CUMMINGS
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES

HOWARD
HUNT
HUNTER, H.
HURLEY
IVES
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
OLDHAM
PATE
PRESTON

PULLEY
RAYFIELD
REYNOLDS
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 4

BEALL

LOCKE

OWENS

RICHARDSON

EXCUSED ABSENCE - 3

FITCH

LINNEY

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER
BLACK
BLUE
CUNNINGHAM

DAUGHTRY
HUNTER, R.
LEE
LEMMOND

LUEBKE
NYE
RAMSEY

REDWINE
SHAW
WEATHERLY

H673 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 613

DATE 5-10-95

S. B. No. _____

Amendment No. 2

COMMITTEE SUBSTITUTE X

(to be filled in by
Principal Clerk)

Rep.) Watson
Sen.) _____

1 moves to amend the bill on page 5, line 28

2 () WHICH CHANGES THE TITLE

3 by after the words "he a.", delete
4 the word farmer and inserting the
5 words: ~~CSW~~ farmer owning less than
6 100 acres of land".

7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

SIGNED Cindy Watson

ADOPTED 5/10/95 FAILED _____ TABLED _____
53-52 Amber

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/10/95

11:44 AM

IN CHAIR: SPEAKER

692

LEGISLATIVE DAY 61

H673 HCS

READING 3

SHERRILL

AMEND #2 - *Watson*

RESTR. STATE GOVERN. BOARDS AND COMMISSI.

AYES - ⁵³ ~~52~~ *2 Weeks*

ADAMS	CUMMINGS	HUNTER, H.	ROBINSON
ALEXANDER	CUNNINGHAM	LEMMOND	SHAW
BLACK	DOCKHAM	LUEBKE	SHERRILL
BLUE	EARLE	MCCOMBS	SHUBERT
BOWEN	EASTERLING	MCCRARY	SUTTON
BRASWELL	EDDINS	MCLAUGHLIN	THOMPSON
BRAWLEY	FOX	MERCER	WAINWRIGHT
BROWN, W.	GARDNER	MILLER, G.	WARNER
BUCHANAN	HACKNEY	MILLER, K.	WATSON
CANSLER	HENSLEY	NYE	WILKINS
CHURCH	HIATT	OLDHAM	WILSON, G.
CLARY	HIGHTOWER	PATE	WOOD
CREECH	HOWARD	RICHARDSON	YONGUE

NOES - 52

ALDRIDGE	DAUGHTRY	IVES	PULLEY
ALLRED	DAVIS	JUSTUS	RAMSEY
ARNOLD	DECKER	KISER	RAYFIELD
BAKER	DICKSON	LOCKE	REDWINE
BARBEE	EDWARDS	MCCOMAS	REYNOLDS
BERRY	ELLIS	MCPAHAN	ROGERS
BOWIE	GRADY	MICHAUX	RUSSELL
BOYD-MCINTYRE	GRAY	MINER	SEXTON
CAPPS	HAYES	MITCHELL	SHARPE
CARPENTER	HILL	NEELY	TALLENT
COCKLEREECE	HOLMES	NICHOLS	TOLSON
CRAWFORD	HUNT	OWENS	WEATHERLY
CULP	HUNTER, R.	PRESTON	WOMBLE

EXCUSED ABSENCE - 3

FITCH	LINNEY	MCALLISTER
-------	--------	------------

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ ¹¹ *2 Weeks*

SPEAKER <i>2 Weeks</i>	BROWN, J.	GAMBLE	MORGAN
BARNES	CULPEPPER	HURLEY	WILSON, C.
BEALL	ESPOSITO	LEE	WRIGHT

H673 HCS

Speaker votes "aye". Adjusted total 53-52 EV.

2 Weeks

Bill # 693
LEGISLATIVE DAY 61
H673 HCS
READING 3
SHERRILL

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

5/10/95
11:45 AM
IN CHAIR: SPEAKER

RESTR. STATE GOVERN. BOARDS AND COMMISSI.

AYES - 94

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BARBEE
BERRY
BLACK
BLUE
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CREECH

CULP
CUMMINGS
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GARDNER
GRADY
GRAY
HAYES
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.

IVES
JUSTUS
KISER
LEMMOND
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NYE
OLDHAM
PATE
PRESTON
PULLEY

RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON
RUSSELL
SEXTON
SHARPE
SHAW
SHUBERT
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WATSON
WEATHERLY
WILKINS
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 13

BAKER
BARNES
EASTERLING
HACKNEY

HENSLEY
HUNT
HUNTER, H.

MICHAUX
NICHOLS
OWENS

ROGERS
SUTTON
WARNER

EXCUSED ABSENCE - 3

FITCH

LINNEY

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
BEALL
BROWN, J.

CULPEPPER
GAMBLE

HURLEY
LEE

SHERRILL
WILSON, C.

H673 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 0674 MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8116-RR033B(3.28)

Short Title: Guilford Commissioners.

(Local)

Sponsors: Representative Wood.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REDUCE FROM ELEVEN TO SEVEN THE NUMBER OF
3 GUILFORD COUNTY COMMISSIONERS AND TO REDISTRICT THE
4 GUILFORD COUNTY BOARD OF COMMISSIONERS.
5 The General Assembly of North Carolina enacts:
6 Section 1. (a) Effective on the first Monday in December in 1996, the
7 Board of Commissioners of Guilford County consists of seven members. The
8 members shall be elected on a partisan basis at the time of the regular county primary
9 and general elections. One shall be elected from each of seven single-member
10 districts established under subsection (e) of this section.
11 (b) In 1996 and every four years thereafter, members for Districts 3 and
12 4 shall be elected for four-year terms. In 1998 and every four years thereafter,
13 members for Districts 1, 6, and 7 shall be elected to four-year terms. In 1998, the
14 members from Districts 2 and 5 shall be elected to two-year terms, and in 2000 and
15 every four years thereafter, successors shall be elected for four-year terms. Steve
16 Arnold, who was elected in 1994 for a four-year term, is designated as the member
17 from District 1 until the first Monday in December of 1994. Withers G. Dunovant,
18 who was elected in 1994 for a four-year term, is designated as the member from
19 District 2. Charles Winfree, who was elected in 1994 for a four-year term is
20 designated as the member from District 5. Joe E. Bostic, Jr., who was elected in 1994
21 for a four-year term, is designated as the member from District 6. Warren Dorsett,
22 who was elected in 1994 for a four-year term, is designated as the member from
23 District 7.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 623
LEGISLATIVE DAY 60
HCS
SUNDING 2
WOOD

5/09/95
3:44 PM
IN CHAIR: SPEAKER

GUILFORD COMMISSIONERS

AYES - 65

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

NOES - 48

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

EXCUSED ABSENCE - 1

LINNEY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
CULPEPPER

CUMMINGS HUNT

NICHOLS

H674 HCS

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

674
LEGISLATIVE DAY 61
H674 HCS
READING 3
WOOD

5/10/95
9:51 AM
IN CHAIR: SPEAKER

GUILFORD COMMISSIONERS

AYES - 60

ALDRIDGE	CULP	HOWARD	PULLEY
ALLRED	CUMMINGS	IVES	RAYFIELD
ARNOLD	DAUGHTRY	JUSTUS	REYNOLDS
BAKER	DAVIS	KISER	ROBINSON
BARBEE	DICKSON	MCCOMAS	RUSSELL
BERRY	DOCKHAM	MCCOMBS	SEXTON
BOWIE	EDDINS	MCMAHAN	SHARPE
BRAWLEY	EDWARDS	MILLER, K.	SHERRILL
BUCHANAN	ESPOSITO	MITCHELL	SHUBERT
CANSLER	GARDNER	MORGAN	TALLENT
CAPPS	GRADY	NEELY	THOMPSON
CARPENTER	GRAY	NICHOLS	WARNER
CLARY	HAYES	OLDHAM	WILSON, C.
COCKLEREECE	HIATT	PATE	WILSON, G.
CREECH	HOLMES	PRESTON	WOOD

NOES - 41

ADAMS	EARLE	LEE	REDWINE
ALEXANDER	EASTERLING	LOCKE	ROGERS
BARNES	FOX	LUEBKE	SHAW
BEALL	GAMBLE	MCCRARY	TOLSON
BLACK	HACKNEY	MCLAUGHLIN	WAINWRIGHT
BOWEN	HENSLEY	MERCER	WATSON
BOYD-MCINTYRE	HIGHTOWER	MICHAUX	WILKINS
BRASWELL	HILL	NYE	WOMBLE
BROWN, W.	HUNT	OWENS	WRIGHT
CHURCH	HUNTER, R.	RAMSEY	YONGUE
CULPEPPER			

EXCUSED ABSENCE - 3

FITCH	LINNEY	MCALLISTER
-------	--------	------------

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	CUNNINGHAM	HURLEY	RICHARDSON
BLUE	DECKER	LEMOND	SUTTON
BROWN, J.	ELLIS	MILLER, G.	WEATHERLY
CRAWFORD	HUNTER, H.	MINER	

H674 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1167-LCX204(3.16)

Short Title: Currituck Meals Tax.

(Local)

Sponsors: Representative Owens (by request).

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE CURRITUCK COUNTY TO LEVY A PREPARED
3 FOOD AND BEVERAGE TAX.

4 The General Assembly of North Carolina enacts:

5 Section 1. **Prepared Food and Beverage Tax.**

6 (a) Authorization. -- The Currituck County Board of Commissioners
7 may, by resolution after not less than 10 days' public notice and a public hearing held
8 pursuant thereto, levy a prepared food and beverage tax of up to one percent (1%) of
9 the sales price of prepared food and beverages sold within the county at retail for
10 consumption on or off the premises by a retailer within the county that is subject to
11 sales tax under G.S. 105-164.4(a)(1). This tax is in addition to State and local sales
12 tax.

13 (b) Definitions; Sales and Use Tax Statutes. -- The definitions in G.S.
14 105-164.3 apply to this section to the extent they are not inconsistent with this
15 section. In addition, the term "prepared food and beverages" means any meals, food,
16 or beverages which a retailer has added value to or whose state has been altered
17 (other than solely by cooling) by preparing, combining, dividing, heating, or serving,
18 in order to make it available for immediate human consumption. The provisions of
19 Article 5 and Article 9 of Chapter 105 of the General Statutes apply to this section to
20 the extent they are not inconsistent with the provisions of this section.

21 (c) Exemptions. -- The prepared food and beverage tax does not apply to
22 the following sales of prepared food and beverages:

23 (1) Prepared food and beverages served to residents in boarding
24 houses and sold together on a periodic basis with rental of a
25 sleeping room or lodging.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0676 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3096-LRX108(3.17)

Short Title: Currituck Beautification District.

(Local)

Sponsors: Representative Owens.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE ESTABLISHMENT OF AN OUTER BANKS
3 BEAUTIFICATION DISTRICT AND PROVIDE FOR THE LEVY AND
4 COLLECTION OF PROPERTY TAXES IN THE DISTRICT, SUBJECT TO
5 APPROVAL OF THE VOTERS OF THE DISTRICT.

6 The General Assembly of North Carolina enacts:

7 Section 1. **Election on beautification district.**

8 The Currituck County Board of Commissioners may call an election in
9 the Currituck Outer Banks District, described in Section 2 of this act, to submit to
10 the voters in the district the issue of establishing the Currituck Outer Banks
11 Beautification District and authorizing the annual levy and collection of a special ad
12 valorem tax on all taxable property in the district to beautify the district and protect
13 the citizens of the district by providing for the installation and maintenance of bicycle
14 trails alongside NC Highway 12 in Currituck County. The Currituck County Board
15 of Elections shall conduct this election, in accordance with the procedures of G.S.
16 163-287.

17 The form of the question to be presented on the ballot for an election
18 concerning the establishment of the beautification district shall be:

19 "[] FOR [] AGAINST

20 Creation of the Currituck Outer Banks Beautification District and the levy of an ad
21 valorem tax, not to exceed ten cents (10¢) for each one hundred dollars (\$100.00)
22 taxable valuation, to beautify the district and protect the citizens of the district by
23 providing for bicycle trails alongside NC Highway 12 in Currituck County."

24 Sec. 2. **Description of district.**

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

6/01/95

1:43 PM

IN CHAIR: SPEAKER

952
LEGISLATIVE DAY 74
H676
READING 3
OWENS

CURRITUCK BEAUTIFICATION DISTRICT

AYES - 103

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

NOES - 1

ALLRED

EXCUSED ABSENCE - 6

BOWIE	DECKER	FITCH	HIATT
BOYD-MCINTYRE	DICKSON		

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	HACKNEY	ROGERS	TALLENT
EASTERLING	HUNTER, H.	SHARPE	WATSON
GARDNER	MCCOMAS		

H676

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 990/2--11:38 AM

JUNE 15, 1995

LEGISLATIVE DAY 82

LT. GOVERNOR WICKER

-- Presiding

OWENS
CURRITUCK BEAUTIFICATION DISTRICT

HOUSE BILL 676
READING 2

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

EXCUSED 0

NOT CAST 3 EDWARDS

HARTSELL

MCKOY

ABSENT 0

PAIRS 0

AYE
NO

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1005/17-- 1:03 PM

JUNE 15, 1995

LEGISLATIVE DAY 82

LT. GOVERNOR WICKER

-- Presiding

OWENS
CURRITUCK BEAUTIFICATION DISTRICT

HOUSE BILL 676
READING 2

AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON 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 ODOM PARNELL PERDUE PLEXICO PLYLER	RAND SAWYER SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	2	CLARK	PAGE		

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

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1005/17-- 1:03 PM JUNE 15, 1995 LEGISLATIVE DAY 82

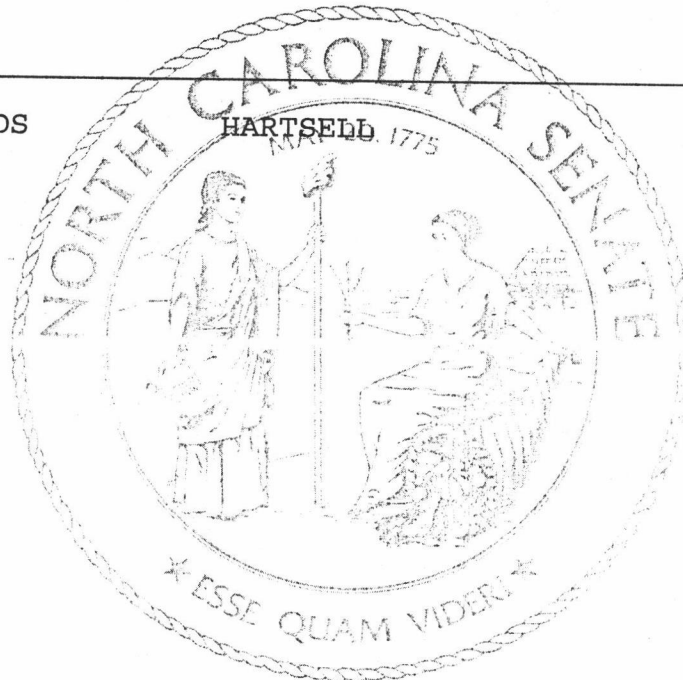
LT. GOVERNOR WICKER

-- Presiding

OWENS
CURRITUCK BEAUTIFICATION DISTRICT

HOUSE BILL 676
READING 2

RECORDED
AYE 2 EDWARDS
ADJUSTED TOTAL
AYE 47
NO 2
NOT CAST 1
ABSENT 0



OPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1007/2-- 4:20 PM

JUNE 19, 1995

LEGISLATIVE DAY 83

LT. GOVERNOR WICKER

-- Presiding

OWENS
CURRITUCK BEAUTIFICATION DISTRICT

HOUSE BILL 676
READING 3

AYE

48

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANIELLO 1775
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN

KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PARNELL
PERDUE
PLEXICO

PLYLER
RAND
SAWYER
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

1

PAGE

EXCUSED

0

NOT CAST

1

KERR

ABSENT

0

PAIRS

0

AYE

NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA091-LG122(3.28)

Short Title: Abolish/Consolidate Executive Bds.

(Public)

Sponsors: Representative Sherrill.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO ABOLISH CERTAIN EXECUTIVE BRANCH BOARDS,
- 3 COMMISSIONS, AND AUTHORITIES AND TO CONSOLIDATE THE
- 4 FUNCTIONS OF OTHER EXECUTIVE BRANCH BOARDS, COMMISSIONS,
- 5 AND AUTHORITIES.
- 6 The General Assembly of North Carolina enacts:
- 7 Section 1. This act is effective upon ratification.

H.B. FILED
GENERAL ASSEMBLY OF NORTH CAROLINA
0678 MAR 29 95
SESSION 1995
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1171-LB304(3.21)

Short Title: Rockingham Local Bill.

(Local)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO LOCAL GOVERNMENTS IN ROCKINGHAM
3 COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act applies only to Rockingham County and
6 municipalities located wholly or partly therein.
7 Sec. 2. This act is effective upon ratification.

H.B. FILED
0679 MAR 29 95
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA094-LR043A(2.16)

Short Title: Davie Subdivision Definition.

(Local)

Sponsors: Representative Howard.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE STATUTORY DEFINITION OF SUBDIVISION IN
3 DAVIE COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 153A-335 reads as rewritten:
6 "§ 153A-335. 'Subdivision' defined.
7 For purposes of this Part, 'subdivision' means all divisions of a tract or parcel of
8 land into two or more lots, building sites, or other divisions for the purpose of sale or
9 building development (whether immediate or future) and includes all division of land
10 involving the dedication of a new street or a change in existing streets; however, the
11 following is not included within this definition and is not subject to any regulations
12 enacted pursuant to this Part:
13 (1) The combination or recombination of portions of previously
14 subdivided and recorded lots if the total number of lots is not
15 increased and the resultant lots are equal to or exceed the
16 standards of the county as shown in its subdivision regulations;
17 (2) The division of land into parcels greater than ~~10 acres if no street~~
18 ~~right-of-way dedication is involved;~~ five acres where the grantor or
19 developer records a right-of-way agreement prior to or
20 simultaneously with the recording of the deed, which said
21 agreement provides for access to the parcel by right-of-way at least
22 50 feet in width and contains an agreement for construction and
23 maintenance of the road;
24 (3) The public acquisition by purchase of strips of land for widening
25 or opening streets; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.D. FILED
0680 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH5093-LBX257(3.21)

Short Title: Mulberry-Fairplains Incorporated.

(Local)

Sponsors: Representative J. Brown.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE TOWN OF MULBERRY-FAIRPLAINS.
3 The General Assembly of North Carolina enacts:
4 Section 1. A Charter for the Town of Mulberry-Fairplains is enacted to
5 read:
6 "CHARTER OF THE TOWN OF MULBERRY-FAIRPLAINS.
7 "CHAPTER I.
8 "INCORPORATION AND CORPORATE POWERS.
9 "Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town
10 of Mulberry-Fairplains are a body corporate and politic under the name 'Town of
11 Mulberry-Fairplains.' Under that name they have all the powers, duties, rights,
12 privileges, and immunities conferred and imposed on cities by the general law of
13 North Carolina.
14 "Sec. 1.2. **Map.** An official map of the Town, showing the current boundaries, is
15 maintained permanently in the office of the Town Clerk and is available for public
16 inspection. A true copy of such shall be filed in the office of the Wilkes County
17 Register of Deeds.
18 "CHAPTER II.
19 "CORPORATE BOUNDARIES.
20 "Sec. 2.1. **Town Boundaries.** Until modified in accordance with law the
21 boundaries of the Town of Mulberry-Fairplains are as follows:
22 From the intersection of Highway #18 North at Mulberry Church Road to the
23 intersection of SR #1703 and SR #1723; then on the Northwest side of the fire
24 district line, established February 6, 1963, on SR #1544 and SR #1545 to the end of
25 Kilby Branch Road; then on the Northwest side of SR #1546 to Robert Grimes

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



72. # 353
LEGISLATIVE DAY 51
HCS
READING 2

4/24/95
7:32 PM
IN CHAIR: SPEAKER

BROWN, J. + Holmes, G.

MULBERRY-FAIRPLAINS INCORPORATED

AYES - 104

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

NOES - 1

EDDINS

EXCUSED ABSENCE - 3

LEE

MCALLISTER SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER
BOWEN
BRAWLEY

EDWARDS
GAMBLE
HENSLEY

HUNTER, H.
HURLEY
LEMMOND

LINNEY
MILLER, K.
TALLENT

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

REQ. # 373

LEGISLATIVE DAY 52

H680 HCS

READING 3

BROWN, J. + Holmes, G.

4/25/95

12:19 PM

IN CHAIR: SPEAKER

MULBERRY-FAIRPLAINS INCORPORATED

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 4

BARBEE	HURLEY	MCALLISTER	SNOWDEN
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EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	FITCH	PRESTON	TALLENT
ADAMS	LEMMOND	SHAW	WRIGHT
BARNES			

H680 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 780/6-- 7:31 PM

MAY 29, 1995

LEGISLATIVE DAY 71

LT. GOVERNOR WICKER

-- Presiding

BROWN, J.
MULBERRY-FAIRPLAINS INCORPORATED
COM SUB/2ND EDITION

HOUSE BILL 680
READING 2

AYE

49 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY



PLYLER
RAND
SAWYER
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED 0

NOT CAST 0

ABSENT 1 FORRESTER

PAIRS 0

AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 793/5-- 3:43 PM

MAY 30, 1995

LEGISLATIVE DAY 72

LT. GOVERNOR WICKER

-- Presiding

BROWN, J.
MULBERRY-FAIRPLAINS INCORPORATED
COM SUB/2ND EDITION

HOUSE BILL 680
READING 3

AYE

50

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY

DAVIS 20. 1775
EAST
EDWARDS
FORRESTER
FOXX
GUILLEY
HARTSELL
HOEBS
HORTON
HOYLE
JORDAN
KERR
KINCAID

DEDBETTER
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

0681 MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA090-LD124(3.22)

Short Title: Duplin Local Act.

(Local)

Sponsors: Representative Watson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO DUPLIN COUNTY AND THE MUNICIPALITIES
3 THEREIN.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act applies only to Duplin County and the municipalities
6 therein.
7 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1995

0682

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH9074-LB272(3.21)

Short Title: Orange Omnibus.

(Local)

Sponsors: Representatives Barnes and Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT MAKING FURTHER SUNDRY AMENDMENTS CONCERNING
3 LOCAL GOVERNMENTS IN ORANGE COUNTY.

4 The General Assembly of North Carolina enacts:

5 PART 1. ORANGE COUNTY
6 COUNTY BOUNDARY PREPARATION FROM ORTHOPHOTOGRAPHY

7 Section 1. Section 5 of Chapter 357 of the 1985 Session Laws reads as
8 rewritten:

9 "Sec. 5. Section 4 of this act applies to Orange Alamance, Caswell, Person,
10 Orange, and Chatham Counties only."

11 NOTICE OF ZONING REGULATION

12 Sec. 2. (a) G.S. 153A-343(b) reads as rewritten:

13 "(b) The first class mail notice required under subsection (a) of this section shall
14 not be required in the following situations:

15 (1) The total rezoning of all property within the boundaries of a
16 county or a zoning area as defined in G.S. 153A-342 unless
17 rezoning involves zoning of parcels of land to less intense or more
18 restrictive uses. If rezoning involves zoning of parcels of land to
19 less intense or more restrictive uses, notification to owners of these
20 parcels shall be made by mail in accordance with subsection (a) of
21 this section;

22 (2) The zoning is an initial zoning of the entire zoning jurisdiction
23 area;

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 991/3--11:40 AM

JUNE 15, 1995

LEGISLATIVE DAY 82

LT. GOVERNOR WICKER

-- Presiding

BARNES
ORANGE/CHATHAM OMNIBUS
SENATE COM SUB/3RD EDITION

HOUSE BILL 682
READING 2

AYE	40	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON COCHRANE CONDER	COOPER 20. 1775 DANNELLY EDWARDS FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN	KERR LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCKOY ODOM PARNELL PERDUE	PLEXICO PLYLER RAND SHERRON SIMPSON SMITH SOLES SPEED WARREN WINNER
NO	8	CLARK DAVIS	EAST FORRESTER	KINCAID MCDANIEL	PAGE WEBSTER

EXCUSED 0

NOT CAST 2 SAWYER

SHAW

ABSENT 0

PAIRS 0

AYE

NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1008/3-- 4:21 PM

JUNE 19, 1995

LEGISLATIVE DAY 83

LT. GOVERNOR WICKER

-- Presiding

BARNES
ORANGE/CHATHAM OMNIBUS
SENATE COM SUB/3RD EDITION

HOUSE BILL 682
READING 3

AYE

46

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN

KEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCKOY
ODOM
PARNELL
PERDUE
PLEXICO
PLYLER

RAND
SAWYER
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

3

KINCAID

MCDANIEL

PAGE

EXCUSED

0

NOT CAST

1

KERR

ABSENT

0

PAIRS

0

AYE

NO

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1243
LEGISLATIVE DAY 87
H682 SCS
READING 2
BARNES & Hackney

6/26/95
4:48 PM
IN CHAIR: SPEAKER

ORANGE OMNIBUS
MOTION #11 Rep Hackney moves to concur in SCS

AYES - 109

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

NOES - 1

ALDRIDGE

EXCUSED ABSENCE - 3

BRASWELL

CHURCH GRAY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
CREECH

DOCKHAM
EARLE

SHAW
WEATHERLY

WRIGHT

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

6/27/95

10:46 AM

IN CHAIR: SPEAKER

SEO # 1252

RELATIVE DAY 88

H SCS

READING 3

BARNES, Hackney

ORANGE OMNIBUS

MOTION #11 Rep Hackney moves to concur in SCS

AYES - 98

ADAMS	DICKSON	JUSTUS	RAYFIELD
ALEXANDER	DOCKHAM	KISER	REDWINE
ARNOLD	EARLE	LEE	RICHARDSON
BAKER	EASTERLING	LEMOND	ROBINSON, G.
BARBEE	EDDINS	LOCKE	ROBINSON, J.
BARNES	EDWARDS	LUEBKE	ROGERS
BEALL	ESPOSITO	MCALLISTER	SEXTON
BLUE	FITCH	MCCOMAS	SHARPE
BOWEN	FOX	MCCOMBS	SHAW
BOWIE	GAMBLE	MCCRARY	SHERRILL
BOYD-MCINTYRE	GARDNER	MCLAUGHLIN	SUTTON
BRAWLEY	GRADY	MCMAHAN	TALLENT
BROWN, J.	GRAY	MERCER	THOMPSON
BROWN, W.	HACKNEY	MICHAUX	TOLSON
BUCHANAN	HENSLEY	MILLER, G.	WAINWRIGHT
CANSLER	HIATT	MITCHELL	WARNER
CARPENTER	HIGHTOWER	MORGAN	WATSON
CLARY	HILL	NYE	WEATHERLY
COCKLEREECE	HOLMES	OLDHAM	WILKINS
CRAWFORD	HOWARD	OWENS	WILSON, G.
CULP	HUNT	PATE	WOMBLE
CULPEPPER	HUNTER, H.	PRESTON	WOOD
CUNNINGHAM	HUNTER, R.	PULLEY	WRIGHT
DAUGHTRY	HURLEY	RAMSEY	YONGUE
DECKER	IVES		

NOES - 12

ALDRIDGE	CAPPS	ELLIS	NICHOLS
ALLRED	CREECH	LINNEY	REYNOLDS
BERRY	DAVIS	MILLER, K.	RUSSELL

EXCUSED ABSENCE - 3

BRASWELL	CHURCH	NEELY
----------	--------	-------

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CUMMINGS	MINER	WILSON, C.
BLACK	HAYES	SHUBERT	

H682 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0683

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2102-LR132(3.21)

Short Title: Nash County Local Act.

(Local)

Sponsors: Representative Tolson.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT PERTAINING TO THE COUNTY OF NASH.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act applies to Nash County only.
- 5 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0684

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2093*-LL166(3.22)

Short Title: Pipeline Generation Exemption.

(Local)

Sponsors: Representatives McComas and Redwine (co-sponsors); Cummings, Hill, Sutton, and Wright.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO FACILITATE EXTENSION OF A CERTAIN INTERSTATE
NATURAL GAS PIPELINE BY EXEMPTING GENERATION SERVED BY
THAT PIPELINE FROM REGULATION AS A PUBLIC UTILITY.

Whereas, there currently exists only one pipeline authorized to transport
natural gas in interstate commerce; and

Whereas, because the existing pipeline traverses the western and central
portion of the Piedmont region of North Carolina on a generally southwest to
northeast axis, there are several areas in eastern North Carolina in which natural gas
service presently is unavailable; and

Whereas, because of limits on the capacity of the existing interstate
pipeline there also are limits on the availability of reliable natural gas service for
industries in North Carolina that purchase natural gas delivered on the existing
pipeline; and

Whereas, due to the locations of the termini of existing interstate
pipelines outside of North Carolina, southeastern North Carolina is the region where
the introduction of a new interstate pipeline is most likely to become economically
feasible during the foreseeable future; and

Whereas, the introduction into the southeastern region of North Carolina
of a second pipeline authorized to provide interstate transportation services for
natural gas would provide substantial economic development opportunities to that
region and would increase the speed at which gas services will become available to
areas in that region which have no such services at present; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 0685

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6089-LF227(3.22)

Short Title: Rest Home Med. Study.

(Public)

Sponsors: Representative Clary.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REQUIRE THE AGING STUDY COMMISSION TO STUDY THE
3 ISSUE OF HOW TO ENSURE THAT DOMICILIARY CARE FACILITIES
4 FOLLOW PHYSICIANS' ORDERS.

5 The General Assembly of North Carolina enacts:

6 Section 1. The North Carolina Study Commission on Aging, established
7 pursuant to Article 21 of Chapter 120 of the General Statutes, shall study the issue of
8 how to ensure that domiciliary care facilities follow physicians' orders in treating
9 their patients, including following physicians' medication orders. This study shall
10 include what penalties should be assessed for negligent failure to follow physicians'
11 orders and what penalties should be assessed for willful or grossly negligent failure.

12 The Commission shall include the results of this study, together with any
13 legislative proposals and suggested rule changes, to the 1997 General Assembly in its
14 regular report.

15 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0686

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8106-LN121A(3.15)

Short Title: Domestic Violence Changes.

(Public)

Sponsors: Representative Sharpe.

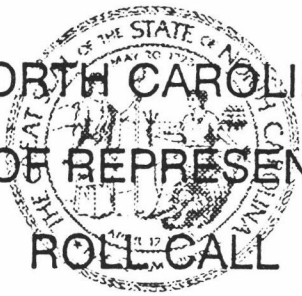
Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES PERTAINING
3 TO DOMESTIC VIOLENCE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 50B-1 reads as rewritten:
6 "§ 50B-1. Domestic violence; definition.
7 (a) Domestic violence means the commission of one or more of the following acts
8 upon an aggrieved party or upon a minor child residing with or in the custody of the
9 aggrieved party by a current or former spouse of the aggrieved party or by a person
10 of the opposite sex with whom the aggrieved party lives or has lived as if married: by
11 a person with whom the aggrieved party has or has had a familial relationship, but
12 does not include acts of self-defense:
13 (1) Attempting to cause bodily injury, or intentionally causing bodily
14 injury; or
15 (2) Placing the aggrieved party or a member of the aggrieved party's
16 family or household in fear of imminent serious bodily injury by
17 the threat of force: injury; or
18 (3) Committing any act defined in G.S. 14-27.2 through G.S. 14-27.7.
19 (b) ~~Notwithstanding the provisions of subsection (a) above, domestic violence also~~
20 ~~means the commission of one or more of the following acts upon a minor residing~~
21 ~~with or in the custody of the aggrieved party by a current or former spouse of the~~
22 ~~aggrieved party or by a person of the opposite sex with whom the aggrieved party~~
23 ~~lives or has lived as if married:~~
24 (1) ~~Attempting to cause bodily injury, or intentionally causing bodily~~
25 ~~injury;~~

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 654
LEGISLATIVE DAY 60
HCS
DING 2
SHARPE

5/09/95
7:34 PM
IN CHAIR: SPEAKER

DOMESTIC VIOLENCE CHANGES

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 9

BOWEN	ELLIS	LINNEY	SUTTON
DAUGHTRY	IVES	MCALLISTER	YONGUE
DECKER			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CHURCH	HUNTER, H.	WILKINS
CANSLER	GRAY	HURLEY	

H686 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 686

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

H686-ARU-001

Page 1 of ____

Date 6/13, 1996

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

Senator Odom

- 1 moves to amend the bill on page 5, line 29,
- 2 by deleting the date "October 1, 1995" and substituting the date
- 3 "October 1, 1996".

SIGNED [Signature]
Amendment Sponsor

SIGNED [Signature]
Committee Chair of Senate Committee Amendment

ADOPTED 6/19/96

FAILED _____

TABLED _____

(V)

[Signature]

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

2068
LEGISLATIVE DAY 134
H686 HCS

6/20/96
11:56 AM
IN CHAIR: SPEAKER

SHARPE
AMEND #1- *senate amendment*
DOMESTIC VIOLENCE CHANGES
MOTION #11 - *to concur*

AYES - 104

SPEAKER	CULPEPPER	IVES	RAYFIELD
ADAMS	CUMMINGS	JUSTUS	REDWINE
ALDRIDGE	CUNNINGHAM	KISER	REYNOLDS
ALEXANDER	DAVIS	LEE	RICHARDSON
ALLRED	DECKER	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

NOES - 0

EXCUSED ABSENCE - 8

BEALL	FOX	HUNT	ROBINSON, G.
CULP	HOWARD	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 8

BARBEE	DAUGHTRY	GRAY	MILLER, K.
BARNES	DICKSON	MCAHAN	MINER

H686 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1738/27-- 4:13 PM

JUNE 19, 1996

LEGISLATIVE DAY 132

LT. GOVERNOR WICKER

-- Presiding

SHARPE
DOMESTIC VIOLENCE CHANGES
COM SUB/2ND EDITION

HOUSE BILL 686
READING 2

AYE	44	ALBERTSON	DAVIS	KERR	PERDUE
		BALLANTINE	EAST	KINCAID	PLEXICO
		BASNIGHT	EDWARDS	LEDBETTER	PLYLER
		BLUST	FORRESTER	LUCAS	RAND
		CARPENTER	FOXX	MARTIN R.	SHAW
		CARRINGTON	GULLEY	MARTIN W.	SHERRON
		CLARK	HARTSELL	MCDANIEL	SIMPSON
		COCHRANE	HOBBS	MCKOY	SMITH
		CONDER	HORTON	ODOM	SOLES
		COOPER	HOYLE	PAGE	WEBSTER
		DANNELLY	JORDAN	PARNELL	WINNER
NO	0				

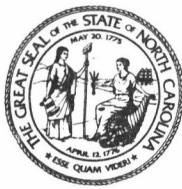
EXCUSED 0

NOT CAST	5	ALLRAN	BLACKMON	SPEED	WARREN
		BALLANCE			

ABSENT 1 LITTLE

PAIRS 0

AYE
NO



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 686

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

H686-ARU-001

Date 6/13, 1996

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

Senator Odom

- 1 moves to amend the bill on page 5, line 29,
2 by deleting the date "October 1, 1995" and substituting the date
3 "October 1, 1996".

SIGNED [Signature]
Amendment Sponsor

SIGNED [Signature]
Committee Chair of Senate Committee Amendment

ADOPTED 6/19/96 FAILED Tabled

(V)

[Signature]

HOUSE CONCURS IN
SENATE AMENDMENT
104-0 EV
JUN 20 1996
AND ORDERED
ENROLLED
[Signature]

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0687

MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA093-LCX192I(3.15)

Short Title: Johnston Local Act.

(Local)

Sponsors: Representative Daughtry.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO JOHNSTON COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act applies only to Johnston County.
- 5 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0688

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE RESOLUTION DRHR4100-LB252(3.17)

Sponsors: Representative Morgan.

Referred to:

1 A HOUSE RESOLUTION TO ESTABLISH THE HOUSE SELECT
2 INVESTIGATIVE COMMITTEE ON CERTIFICATES OF NEED.

3 Be it resolved by the House of Representatives:

4 Section 1. In accordance with House Rule 26(a), there is established the
5 House Select Investigative Committee on Certificates of Need.

6 Sec. 2. The House Select Investigative Committee on Certificates of
7 Need shall investigate:

8 (1) The statutes relating to issuance of Certificates of Need under
9 Article 9 of Chapter 131E of the General Statutes, and whether
10 those statutes need amending; and

11 (2) The process by which Certificates of Need have been issued by the
12 executive branch, and whether any reforms of such procedures are
13 necessary on account of results found in the investigation.

14 Sec. 3. The House Select Investigative Committee on Certificates of
15 Need shall be considered a committee for the purposes of Articles 5 and 5A of
16 Chapter 120 of the General Statutes.

17 Sec. 4. This resolution is effective upon adoption.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Bill # 916
LEGISLATIVE DAY 72
HR688
READING 2
MORGAN

5/30/95
1:42 PM
IN CHAIR: SPEAKER

HOUSE SELEC. INVEST. COMM./CERT. OF NEED

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 4

FITCH	MCCRARY	NEELY	ROBINSON, G.
-------	---------	-------	--------------

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	HACKNEY	HUNTER, R.	MICHAUX
CRAWFORD	HUNTER, H.	JUSTUS	

HR688

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0689

MAR 23 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1111-LT074(3.8)

Short Title: Amend Definition of Podiatry.

(Public)

Sponsors: Representative G. Wilson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE DEFINITION OF PODIATRY.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 90-202.2 reads as rewritten:
5 "§ 90-202.2. 'Podiatry' defined.
6 Podiatry as defined by this Article is the surgical or medical or mechanical
7 treatment of all ~~ailments~~ conditions of the human ~~foot~~, foot and ankle, and their
8 related soft tissue structures, except the amputation of the entire foot ~~or toes~~ or the
9 administration of an anesthetic other than ~~local~~ and ~~except the correction of clubfoot~~
10 ~~deformity and triple arthrodesis.~~ local."
11 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0690

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4085-LH143(3.8)

Short Title: Ashe Gun Permits.

(Local)

Sponsors: Representative G. Wilson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND CHAPTER 1073 OF THE 1959 SESSION LAWS TO
3 PROVIDE THAT THE SHERIFF ISSUE WEAPON PERMITS IN ASHE
4 COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 1073 of the 1959 Session Laws, as further amended, is
7 amended in Section 4 by deleting the phrase "Ashe,".
8 Sec. 2. Article 52A of Chapter 14 of the General Statutes shall apply to
9 Ashe County.
10 Sec. 3. This act is effective upon ratification and applies to applications
11 for permits filed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1995

0691

MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7122-LRX122(3.22)

Short Title: Wake/Sewage Fee Collections.

(Local)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT FEES FOR SEWAGE SYSTEMS AND SERVICES
3 MAY BE BILLED AND COLLECTED IN THE SAME MANNER AS
4 PROPERTY TAXES.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 15 of Chapter 153A of the General Statutes is
7 amended by adding a new section to read:
8 "**§ 153A-277.1. Collection of fees for sewage systems and services.**
9 A county may adopt an ordinance providing that any fee imposed under G.S.
10 153A-277 relating to sewage systems and services may be billed with property taxes,
11 may be payable in the same manner as property taxes, and, in the case of
12 nonpayment, may be collected in any manner by which delinquent personal or real
13 property taxes can be collected. If an ordinance states that delinquent fees can be
14 collected in the same manner as delinquent real property taxes, the fees are a lien on
15 the real property described on the bill that includes the fee. If the service is for a
16 residence, this section does not apply if the owner of the property does not reside on
17 the premises."
18 Sec. 2. This act applies to Wake County only.
19 Sec. 3. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0692 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1174-LR121(3.22)

Short Title: Wake Rezoning Notices.

(Local)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT ALLOWING WAKE COUNTY TO USE ALTERNATIVE METHODS
3 OF NOTIFICATION OF PROPERTY OWNERS OF PROPOSED ZONING
4 NOTICE CHANGES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 153B-343(b) reads as rewritten:
7 "(b) The first class mail notice required under subsection (a) of this section shall not
8 be required in the following situations:
9 (1) The total rezoning of all property within the boundaries of a
10 county or a zoning area as defined in G.S. 153A-342 unless
11 rezoning involves zoning of parcels of land to less intense or more
12 restrictive uses. If rezoning involves zoning of parcels of land to
13 less intense or more restrictive uses, notification to owners of these
14 parcels shall be made by mail in accordance with subsection (a) of
15 this section;
16 (2) The zoning is an initial zoning of the entire zoning jurisdiction
17 area;
18 (3) The zoning reclassification action directly affects more than 50
19 properties, owned by a total of at least 50 different property
20 owners;
21 (4) The reclassification is an amendment to the zoning text; or
22 (5) The county is adopting a water supply watershed protection
23 program as required by G.S. 143-214.5.
24 In any case where this subsection eliminates the notice required by subsection (a) of
25 this section, a county ~~shall~~ may, at its option, provide said notice or publish once a



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 692

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

H692-ARF-001

Date 6-8, 1995

Comm. Sub. ☐
Amends Title ☐ YES ☐ NO

Senator Soles

- 1 moves to amend the bill on page 1, line 2,
2 by deleting the phrase "WAKE COUNTY" and substituting the word
3 "COUNTIES"; and
4
5 further amends the bill on page 2, line 16, by deleting that line,
6 and by renumbering the remaining section accordingly.

SIGNED Soles
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-8-95 FAILED _____ TABLED _____
(74-0)

Changes title of Sub.
CHAIR Rules
CHANGED LOCAL to Public Bill

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 884/6-- 1:51 PM

JUNE 8, 1995

LEGISLATIVE DAY 78

LT. GOVERNOR WICKER

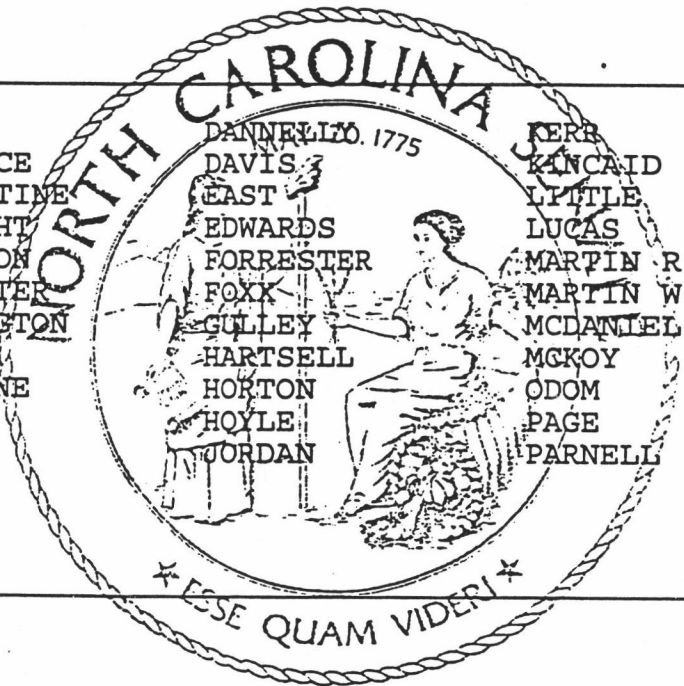
-- Presiding

ELLIS
WAKE REZONING NOTICES
COM SUB/2ND EDITION

HOUSE BILL 692

AMEND 1

AYE	44	ALLRAN	DANIELLO. 1775	KERR	PERDUE
		BALLANCE	DAVIS	KINCAID	PLEXICO
		BALLANTINE	EAST	LITTLE	RAND
		BASNIGHT	EDWARDS	LUCAS	SHAW
		BLACKMON	FORRESTER	MARTIN R.	SHERRON
		CARPENTER	FOXX	MARTIN W.	SIMPSON
		CARRINGTON	GULLEY	MCDANIEL	SOLES
		CLARK	HARTSELL	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JORDAN	PARNELL	WINNER
NO	0				



EXCUSED	0				
NOT CAST	4	ALBERTSON	LEDBETTER	PLYLER	SMITH
ABSENT	2	HOBBS	SAWYER		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 885/7-- 1:52 PM

JUNE 8, 1995

LEGISLATIVE DAY 78

LT. GOVERNOR WICKER

-- Presiding

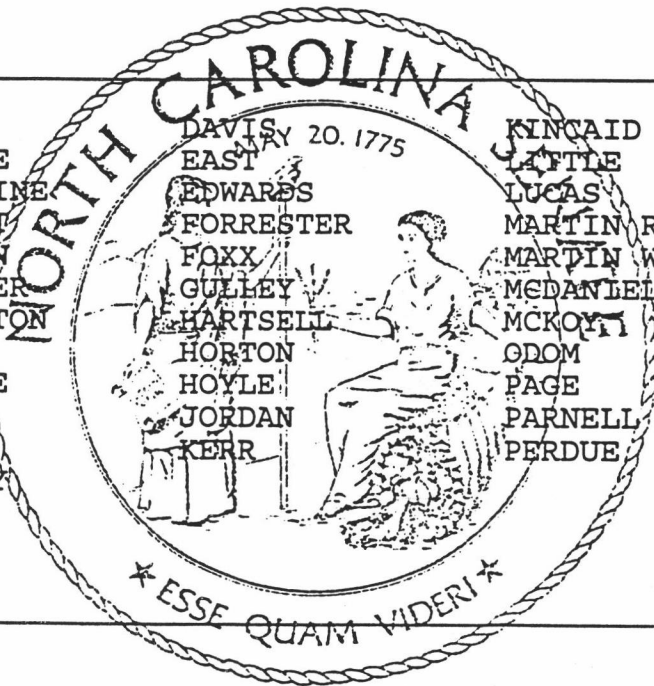
ELLIS
WAKE REZONING NOTICES
COM SUB/2ND EDITION

HOUSE BILL 692
READING 2

AYE

45

ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY



KINCAID
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MEDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE

PLEXICO
PLYLER
RAND
SHAW
SHERRON
SIMPSON
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED

0

NOT CAST

3

ALBERTSON

LEDBETTER

SMITH

ABSENT

2

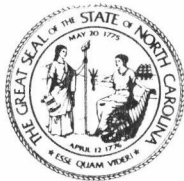
HOBBS

SAWYER

PAIRS

0

AYE
NO



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 692

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

H692-ARF-001

Date 6-8, 1995

Comm. Sub: II
Amends Title [YES]

Senator Soles

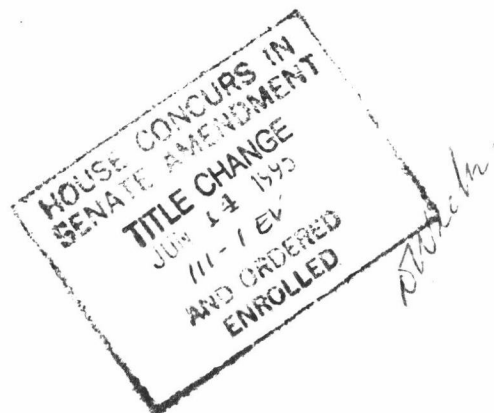
- 1 moves to amend the bill on page 1, line 2,
- 2 by deleting the phrase "WAKE COUNTY" and substituting the word
- 3 "COUNTIES"; and
- 4
- 5 further amends the bill on page 2, line 16, by deleting that line,
- 6 and by renumbering the remaining section accordingly.

SIGNED Soles
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-8-95 FAILED _____ TABLED _____
(74-0)

Changes title of Bill
CHAIR Rules
CHANGED LOCAL to Public Bill



1109
LEGISLATIVE DAY 81
H692 HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

6/14/95
2:54 PM
IN CHAIR: SPEAKER

ELLIS

AMEND #1 *Senate*

WAKE REZONING NOTICES

MOTION #11 *Rep Ellis moves to concur in Senate amendment*

AYES - 111

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

NOES - 1

WRIGHT

EXCUSED ABSENCE - 3

CHURCH

CULPEPPER

SHARPE

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
BLACK

CRAWFORD

MILLER, K.

SHAW

H692 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0693

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH9082-LB308B(3.21)

Short Title: Involuntary Annexation Moratorium.

(Local)

Sponsors: Representatives Ellis and Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PLACE A MORATORIUM ON INVOLUNTARY ANNEXATIONS
3 WITHIN CERTAIN COUNTIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. (a) Between the date of ratification of this act and July 1,
6 1996, no city may adopt any annexation ordinance, resolution of intent, or resolution
7 of consideration under Parts 2 or 3 of Article 4A of Chapter 160A of the General
8 Statutes.
9 (b) Any time period running on the date of ratification of this act under
10 any resolution of intent or resolution of consideration adopted prior to ratification of
11 this act is tolled until July 1, 1996.
12 Sec. 2. This act applies in Alamance and Wake Counties only.
13 Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0694 MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1166-LB255(3.20)

Short Title: Raleigh Charter Amendments.

(Local)

Sponsors: Representative Ellis (by request)

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE FURTHER AMENDMENTS TO THE RALEIGH CITY
3 CHARTER.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 22 of the Raleigh City Charter, Chapter 1184 of the
6 1949 Session Laws, as amended by Chapter 277 of the Session Laws of 1979, and
7 currently codified as Article 2.14, Section (37) of the Raleigh City Charter is hereby
8 amended by adding a new sentence to the end thereof to read as follows:
9 "The City is authorized to apply a booting device or other similar physical
10 restraint to motor vehicles which are in violation of any on-street parking regulation
11 of the City or the State of North Carolina. Before implementing a program of
12 physical restraint, the City shall adopt written procedures setting out the
13 circumstances under which it may be used and the steps necessary to redeem a
14 restrained automobile. This regulation shall be filed in the office of the City Clerk.
15 Parking citations issued to restrained vehicles shall include instructions setting out the
16 redemption process."
17 Sec. 2. This act is effective upon ratification.

KL

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEO # 1249
RELATIVE DAY 88
HCS # 2
READING 2
ELLIS

6/27/95
10:20 AM
IN CHAIR: SPEAKER

WAKE SERVICE OF PROCESS

AYES - 107

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BERRY
BLACK
BLUE
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COCKLEREECE
CRAWFORD
CREECH
CULP
CULPEPPER

CUMMINGS
CUNNINGHAM
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNT
HUNTER, H.

HURLEY
IVES
JUSTUS
KISER
LEE
LOCKE
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MILLER, K.
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OWENS
PATE
PRESTON
PULLEY
RAMSEY

RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 2

DAUGHTRY

HUNTER, R.

EXCUSED ABSENCE - 2

BRASWELL

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
BOWEN
GAMBLE

LEMMOND
LINNEY

MINER
OLDHAM

ROBINSON, G.
ROBINSON, J.

H694 HCS

PC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

1285
LEGISLATIVE DAY 89
H694 HCS #2
READING 3
ELLIS

6/28/95
3:22 PM
IN CHAIR: SPEAKER

WAKE SERVICE OF PROCESS

AYES - 108

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

NOES - 1

HUNTER, R.

EXCUSED ABSENCE - 5

BOWIE	SUTTON	WAINWRIGHT	WRIGHT
BRASWELL			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	DECKER	MCLAUGHLIN	YONGUE
CULP	LOCKE		

H694 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 694

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

H694-ALJ-1

Page 1 of 1

Date July 6, 1995

^{No. 2}
Comm. Sub. [YES]
Amends Title []
Third Edition

Senator Kerr

- 1 moves to amend the bill on page 3, line 4, by rewriting that line to
2 read:
3 "civil process, except executions pursuant to Article 28 of Chapter
4 1 of the General Statutes or summary ejectment pursuant to Article 3
5 of Chapter 42 of the General Statutes. A person appointed as a
6 private process server shall take an oath that";
7
8 and on page 3, line 39, by adding the following sentence at the end
9 of that line to read:
10 "The amount charged is not a process fee under G.S. 7A-311 and is
11 not assessable under G.S. 7A-305 as a cost of a civil action."

SIGNED J. Kerr
Amendment Sponsor

SIGNED J. Kerr
Committee Chair if House Committee Amendment

ADOPTED 7-7-95 FAILED _____ TABLED _____

(V)
S. Kerr

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 694

S. B. No. _____

DATE 7/7/95

Amendment No. 2 (two)

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE No. 2

~~Rep.~~) SHERROD
Sen.)

1 moves to amend the bill on page 3, line 44

2 () WHICH CHANGES THE TITLE

3 by adding: This act shall sunset

4 July 1, 1997.

6 _____

7 _____

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13 _____

14 _____

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19 _____

SIGNED J. K. Sherrod

ADOPTED 7-7-95 FAILED _____ TABLED _____
(44-2) S. Kirk

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1249/23-- 1:09 PM

JULY 7, 1995

LEGISLATIVE DAY 95

LT. GOVERNOR WICKER

-- Presiding

ELLIS
WAKE SERVICE OF PROCESS
COM SUB NO.2/3RD EDITION

HOUSE BILL 694

AMEND 2

AYE	44	ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	DANNELLO DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE	JORDAN KERR LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PARNELL PERDUE	PLEXICO PLYLER RAND SHAW SHERRON SIMPSON SOLES SPEED WARREN WEBSTER WINNER
NO	2	LEDBETTER	PAGE		

EXCUSED 0

NOT CAST 3 ALBERTSON KINCAID SMITH

ABSENT 1 SAWYER

PAIRS 0

AYE

NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1250/24-- 1:10 PM

JULY 7, 1995

LEGISLATIVE DAY 95

LT. GOVERNOR WICKER

-- Presiding

ELLIS
WAKE SERVICE OF PROCESS
COM SUB NO.2/3RD EDITION

HOUSE BILL 694
READING 2

AYE	39	BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER DANNELLY	DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL PERDUE PLYLER	PLEXICO SHAW SHERRON SIMPSON SOLES SPEED WARREN WEBSTER WINNER RAND
NO	7	ALLRAN COOPER			
EXCUSED	0				
NOT CAST	3	ALBERTSON	KINCAID	SMITH	
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 694

AMENDMENT NO. 3 Amended
(to be filled in by
Principal Clerk)
Page 1 of 1

H694-ARB-1

Date 7-10, 1995

Comm. Sub. ^{No. 2} [YES]
Amends Title []
Third Edition

Senator SEERSON

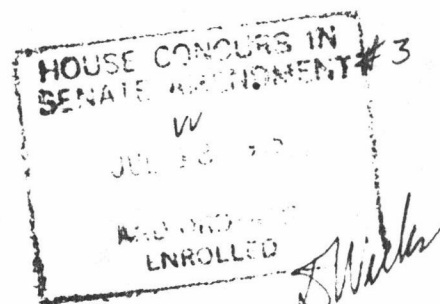
- 1 moves to amend the bill on page 1, lines 11 and 12, by deleting the
2 phrase "the plaintiff or the plaintiff's" and substituting the
3 phrase "a party seeking service of process or that party's".

SIGNED [Signature]
Amendment Sponsor

SIGNED [Signature]
Committee Chair if Senate Committee Amendment

ADOPTED 7-10-95 FAILED _____ TABLED _____

(47-1) [Signature]



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1259/3-- 5:34 PM

JULY 10, 1995

LEGISLATIVE DAY 96

LT. GOVERNOR WICKER

-- Presiding

ELLIS
WAKE SERVICE OF PROCESS
COM SUB NO.2/3RD EDITION

HOUSE BILL 694

AMEND 3

AYE

47 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
CARPENTER
CARRINGTON
COCHRANE
CONDER
COOPER
DANNELLY
DAVIS

EAST AY 20. 1775
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
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

1 CLARK

EXCUSED

0

NOT CAST

0

ABSENT

2

BLACKMON

HOYLE

PAIRS

0

AYE

NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1260/4-- 5:35 PM

JULY 10, 1995

LEGISLATIVE DAY 96

LT. GOVERNOR WICKER

-- Presiding

ELLIS
WAKE SERVICE OF PROCESS
COM SUB NO.2/3RD EDITION

HOUSE BILL 694
READING 3

AYE

42

ALBERTSON
BALLANCE
BALLANTINE
BASNIGHT
CARPENTER
CARRINGTON
COCHRANE
CONDER
DANNELLY
DAVIS
EAST

EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
JORDAN
KINCAID
LEDBETTER
LITTLE

LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO

RAND
SAWYER
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WINNER

NO

5

CLARK
COOPER

KERR

PLYLER

WEBSTER

EXCUSED

0

NOT CAST

1

ALLRAN

ABSENT

2

BLACKMON

HOYLE

PAIRS

0

AYE
NO



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 694

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

H694-ALJ-1

Page 1 of 1

Date July 6, 1995

No. 2
Comm. Sub. [YES]
Amends Title []
Third Edition

Senator Kerr

- 1 moves to amend the bill on page 3, line 4, by rewriting that line to
2 read:
3 "civil process, except executions pursuant to Article 28 of Chapter
4 1 of the General Statutes or summary ejectment pursuant to Article 3
5 of Chapter 42 of the General Statutes. A person appointed as a
6 private process server shall take an oath that";
7
8 and on page 3, line 39, by adding the following sentence at the end
9 of that line to read:
10 "The amount charged is not a process fee under G.S. 7A-311 and is
11 not assessable under G.S. 7A-305 as a cost of a civil action."

SIGNED J. Kerr
Amendment Sponsor

SIGNED [Signature]
Committee Chair if House Committee Amendment

ADOPTED 7-7-95 FAILED _____ TABLED _____

(V)

[Signature]

HOUSE CONCURS IN
SENATE AMENDMENT #1
JUL 13 1995

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 694

S. B. No. _____

DATE 7/7/95
Amendment No. 2 (two)

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE No. 2

~~Rep.~~) SHERROW
Sen.)

1 moves to amend the bill on page 3, line 44

2 () WHICH CHANGES THE TITLE

3 by adding: This act shall sunset
4 July 1, 1997.
5
6
7
8
9

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13
14
15
16
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18
19

HOUSE CONCURS IN
SENATE AMENDMENT #2
JUL 13 1995

SIGNED J. K. Sherrow

ADOPTED 7-7-95 FAILED Stink TABLED _____
(44-2)



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 694

AMENDMENT NO. 3 *three*)
(to be filled in by
Principal Clerk)
Page 1 of 1

H694-ARB-1

Date 7-10, 1995

Comm. Sub. ^{No. 2} [YES]
Amends Title ☐
Third Edition

Senator SHERROD

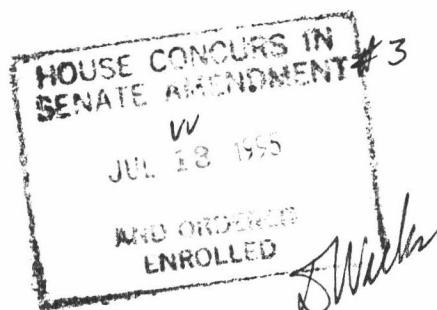
- 1 moves to amend the bill on page 1, lines 11 and 12, by deleting the
2 phrase "the plaintiff or the plaintiff's" and substituting the
3 phrase "a party seeking service of process or that party's".

SIGNED [Signature]
Amendment Sponsor

SIGNED [Signature]
Committee Chair if Senate Committee Amendment

ADOPTED 7-10-95 FAILED _____ TABLED _____

(47-1) [Signature]



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0695

MAR 29 95

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH9081*-LCX192G(3.15)

Short Title: Johnston School Revenue Options.

(Local)

Sponsors: Representatives Daughtry and Creech.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE JOHNSTON COUNTY TO LEVY FACILITY FEES,
3 AN ADDITIONAL SALES AND USE TAX OF ONE PERCENT, AND A TWO
4 PERCENT REAL ESTATE TRANSFER TAX, SUBJECT TO APPROVAL BY
5 THE VOTERS OF THE COUNTY, TO GENERATE FUNDS FOR PUBLIC
6 SCHOOL CAPITAL NEEDS.
7 Whereas, Johnston County has immediate and urgent needs for public
8 school capital improvements; and
9 Whereas, the school-age population in Johnston County continues to
10 grow at a rapid rate; Now, therefore,
11 The General Assembly of North Carolina enacts:
12 Section 1. This act applies only to Johnston County.
13 PART I
14 REFERENDUM
15 Sec. 1.1. The Johnston County Board of Commissioners may direct the
16 county board of elections to conduct an advisory referendum on the question of
17 whether the county may (i) by ordinance impose facility fees for public school capital
18 improvements at the rate of seven hundred fifty dollars (\$750.00), (ii) levy a local
19 sales and use tax at the rate of one percent (1%) in accordance with this act for
20 public school capital improvements, and (iii) levy an excise tax on instruments
21 conveying interests in real property at a rate not to exceed two dollars (\$2.00) on
22 each one hundred dollars (\$100.00) of value in accordance with this act to provide
23 funds for public school capital improvements. The election shall be held on a date
24 jointly agreed by the two boards and shall be conducted in accordance with the
25 procedures of G.S. 163-287.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0696

MAR 23 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH5098-LF220(3.21)

Short Title: Johnston Hospital Trustees.

(Local)

Sponsors: Representative Daughtry.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DESIGNATE THE CHIEF OF MEDICAL STAFF OF JOHNSTON
3 MEMORIAL HOSPITAL AS AN EX OFFICIO TRUSTEE OF THE COUNTY
4 HOSPITAL AUTHORITY.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 131E-9(b) reads as rewritten:
7 "(b) (1) The county board of commissioners of a county may establish by
8 resolution a county hospital authority to plan, establish, construct,
9 maintain, or operate a hospital facility. The authority shall be
10 referred to as '..... County Hospital Authority.'
11 (2) The county hospital authority shall consist of six appointed
12 members and ~~one ex officio member~~. two ex officio members.
13 (3) The appointed members of the authority shall be appointed by the
14 county board of commissioners. All appointed members shall be
15 residents of the county. Three of the members shall be residents of
16 a city in the county and the remaining three members shall not be
17 residents of the same city or cities in which the other three
18 members appointed under this subdivision reside.
19 (4) For the initial appointments to the county hospital authority, two
20 of the members shall be appointed for a term of three years, two
21 for a term of four years, and two for a term of five years to achieve
22 staggered terms. All subsequent appointments shall be for five-year
23 terms.
24 (5) ~~The One~~ One ex officio member of the county hospital authority shall
25 be a member of the county board of ~~commissioners~~. commissioners

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0697

MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1170-LB161A(2.20)

Short Title: Avery Force Account.

(Local)

Sponsors: Representative Thompson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW AVERY COUNTY TO USE ITS OWN CREWS AND
3 EQUIPMENT TO COMPLETE PHASE II OF ITS COMMUNITY
4 RECREATION FACILITY.

5 Whereas, Avery County has completed Phase I of its Community
6 Recreation Facility; and

7 Whereas, Phase I was structural construction, on which the county has
8 already expended \$160,000; and

9 Whereas, there is no similar facility in Avery County; and

10 Whereas, performance bonds and the separate-prime basis are driving
11 costs to an extreme level, and project completion hinges on a reasonable cost to meet
12 the final criteria; and

13 Whereas, Phase II will consist of interior and equipment, such as interior
14 and bearing walls, plumbing fixtures, making egress handicapped accessible,
15 completing a stage, and complete lighting and electrical equipment; Now, therefore,
16 The General Assembly of North Carolina enacts:

17 Section 1. G.S. 143-135 reads as rewritten:

18 **"§ 143-135. Limitation of application of Article.**

19 Except for the provisions of G.S. 143-129 requiring bids for the purchase of
20 apparatus, supplies, materials or equipment, this Article shall not apply to
21 construction or repair work undertaken by the State or by subdivisions of the State of
22 North Carolina (i) when the work is performed by duly elected officers or agents
23 using force account qualified labor on the permanent payroll of the agency concerned
24 and (ii) when the total cost of the project, including without limitation all direct and
25 indirect costs of labor, services, materials, supplies and equipment, does not exceed

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0698

MAR 29 95

H

HOUSE PRINCIPAL CLERK^D

HOUSE DRHA086-LR104(3.16)

Short Title: Greensboro Daily Deposits.

(Local)

Sponsors: Representative Adams.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE DAILY DEPOSIT OF COLLECTIONS AND
3 RECEIPTS BY THE CITY OF GREENSBORO.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 159-32 reads as rewritten:

6 "§ 159-32. Daily deposits.

7 Except as otherwise provided by law, all taxes and other moneys collected or
8 received by an officer or employee of a local government or public authority shall be
9 deposited in accordance with this section. Each officer and employee of a local
10 government or public authority whose duty it is to collect or receive any taxes or
11 other moneys shall deposit ~~his~~ the collections and receipts daily. If the governing
12 board gives its approval, deposits shall be required only when the moneys on hand
13 amount to as much as ~~two hundred fifty dollars (\$250.00)~~, five hundred dollars
14 (\$500.00), but in any event a deposit shall be made on the last business day of the
15 month. All deposits shall be made with the finance officer or in an official
16 depository. Deposits in an official depository shall be immediately reported to the
17 finance officer by means of a duplicate deposit ticket. The finance officer may at any
18 time audit the accounts of any officer or employee collecting or receiving taxes or
19 other moneys, and may prescribe the form and detail of these accounts. The
20 accounts of such an officer or employee shall be audited at least annually."

21 Sec. 2. This act applies to the City of Greensboro only.

22 Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0699

MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA079-LFQ209(3.15)

Short Title: Hospice Studies Funds.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO HOSPICE FOR THE CAROLINAS,
3 INC., FOR THE PERFORMANCE OF COST-EFFECTIVENESS AND
4 OUTCOME STUDIES.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to Hospice for
7 the Carolinas, Inc., the sum of two hundred thousand dollars (\$200,000) for the 1995-
8 96 fiscal year to perform cost-effectiveness and outcome studies of the hospice
9 programs in North Carolina. Hospice for the Carolinas, Inc., shall make a progress
10 report on its studies to the 1995 General Assembly, Regular Session 1996, and shall
11 make a final report to the 1997 General Assembly within one week of its convening.
12 Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0700 MAR 29 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH5089-LF210(3.15)

Short Title: Alcoholism Research Funds.

(Public)

Sponsors: Representative Alexander.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA
3 ALCOHOLISM RESEARCH AUTHORITY.
4 The General Assembly of North Carolina enacts:
5 Section 1. (a) There is appropriated from the General Fund to the
6 North Carolina Alcoholism Research Authority established by G.S. 122C-431(a) and
7 authorized to receive funds by G.S. 122C-432 the sum of two hundred seventy-five
8 thousand dollars (\$275,000) for the 1995-96 fiscal year and the sum of two hundred
9 seventy-five thousand dollars (\$275,000) for the 1996-97 fiscal year, for the
10 Authority's funding of research into the causes and effects of alcohol abuse and
11 alcoholism and for the training of alcohol research personnel. Of these funds, no
12 more than twenty-five thousand dollars (\$25,000) each fiscal year shall be used for
13 administrative costs, including costs involved in necessary meetings of the Authority's
14 board. All remaining funds shall be used for grants.
15 (b) G.S. 122C-432 reads as rewritten:
16 "**§ 122C-432. Authorized to receive and spend funds.**
17 The Authority may receive funds from State, federal, private, or other sources.
18 These funds shall be held separately and designated as the 'Alcoholism Research
19 Fund'. The Authority shall spend the Fund on research as to the causes and effects
20 of alcohol abuse and alcoholism and for the training of alcohol research personnel.
21 Expenditures for the purposes specified in this section shall be made as grants to
22 nonprofit corporations, organizations, agencies, or institutions engaging in such
23 research or training. The Authority may also pay necessary administrative expenses
24 from the ~~Fund~~ Fund, including expenses incurred in holding the necessary meetings
25 of the Authority's board."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0701

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1160-LK157(3.21)

Short Title: Towns-Regulate Open ABC Containers.

(Public)

Sponsors: Representatives Preston and Snowden.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT MUNICIPALITIES TO REGULATE THE POSSESSION OF
3 OPEN CONTAINERS OF CERTAIN ALCOHOLIC BEVERAGES ON PUBLIC
4 PROPERTY.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 18B-300 is amended by adding a new subsection to read:

7 "(d) Local Regulation of Open Containers of Malt Beverages and Unfortified
8 Wine. -- A municipality may by ordinance regulate the possession of open containers
9 of malt beverages and unfortified wine on any public property.

10 For purposes of this subsection:

11 (1) 'Beach strand' means that area within the limits of the
12 municipality lying between the ordinary low watermark of the
13 Atlantic Ocean and the toe of the primary dune located landward
14 of the low watermark, or if closer to the low watermark, any
15 manmade bulkhead running parallel to the low watermark of the
16 Atlantic Ocean, and would also include the 'public trust areas' as
17 defined in the North Carolina Coastal Area Management Act and
18 the regulations adopted pursuant to Chapter 143 of the General
19 Statutes.

20 (2) 'Open container' means a container defined in G.S. 18B-401(a)
21 and G.S. 18B-401(c).

22 (3) 'Public property' means any real property owned or occupied by
23 the municipality including, but not limited to:

24 a. Public streets, sidewalks, alleys, and rights-of-way;

25 b. Public vehicular areas and parking lots;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 0702 MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA083-LG115(3.22)

Short Title: Pembroke Fire Truck Funds.

(Public)

Sponsors: Representative Sutton.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ASSIST THE TOWN OF PEMBROKE
3 IN PURCHASING A REPLACEMENT FIRE TRUCK.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Town of
6 Pembroke the sum of sixty thousand dollars (\$60,000) for the 1995-96 fiscal year to
7 assist the town in purchasing a replacement fire truck.
8 Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH2106-LBX215(3.21)

H.B. FILED

0703

MAR 29 95

D

HOUSE PRINCIPAL CLERK

Short Title: Rougemont Incorporated.

(Local)

Sponsors: Representative G. Miller (by request).

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO INCORPORATE THE TOWN OF ROUGEMONT.

3 The General Assembly of North Carolina enacts:

4 Section 1. A Charter for the Town of Rougemont is enacted to read:

5 "CHARTER OF THE TOWN OF ROUGEMONT.

6 "CHAPTER I.

7 "INCORPORATION AND CORPORATE POWERS.

8 "Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town
9 of Rougemont are a body corporate and politic under the name 'Town of
10 Rougemont'. Under that name they have all the powers, duties, rights, privileges,
11 and immunities conferred and imposed on cities by the general law of North
12 Carolina.

13 "Sec. 1.2. **Map.** An official map of the Town, showing the current boundaries, is
14 maintained permanently in the office of the Town Clerk and is available for public
15 inspection. A true copy of such shall be filed in the office of the Durham County
16 Register of Deeds.

17 "CHAPTER II.

18 "CORPORATE BOUNDARIES.

19 "Sec. 2.1. **Town Boundaries.** Until modified in accordance with law the
20 boundaries of the Town of Rougemont are as follows:

21 An area in Durham County beginning at the common point of Durham, Person,
22 and Orange Counties."

23 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0704

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH9083-LB308A(3.21)

Short Title: Involuntary Annexation Moratorium.

(Local)

Sponsors: Representatives Allred and Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PLACE A MORATORIUM ON INVOLUNTARY ANNEXATIONS
3 WITHIN CERTAIN COUNTIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. (a) Between the date of ratification of this act and July 1,
6 1996, no city may adopt any annexation ordinance, resolution of intent, or resolution
7 of consideration under Part 2 or 3 of Article 4A of Chapter 160A of the General
8 Statutes.
9 (b) Any time period running on the date of ratification of this act under
10 any resolution of intent or resolution of consideration adopted prior to ratification of
11 this act is tolled until July 1, 1996.
12 Sec. 2. This act applies in Alamance and Wake Counties only.
13 Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED
0705 MAR 29 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6093-LBX297(3.21)

Short Title: Alamance Initiative.

(Local)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE PEOPLE OF ALAMANCE COUNTY TO PROPOSE
3 BY PETITION AND ADOPT AT AN ELECTION PROPOSED INITIATIVE
4 ORDINANCES AND RESOLUTIONS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 2 of Chapter 153A of the General Statutes is amended
7 by adding a new section to read:
8 "**§ 153A-12.1. Initiatives by the people.**
9 (a) Any proposed ordinance or resolution, which the board of commissioners of a
10 county may lawfully adopt, may be submitted to the board by petition signed by not
11 less than twenty-five percent (25%) of the qualified voters of the county. If the
12 petition accompanying the proposed ordinance or resolution contains a request that
13 such ordinance or resolution be submitted to a vote of the people if not passed by the
14 board of commissioners, the board of commissioners shall either:
15 (1) Adopt the ordinance or resolution without alteration within 30
16 days after the county board of elections certifies the sufficiency of
17 the accompanying petition; or
18 (2) Within 30 days after the county board of elections certifies the
19 sufficiency of the accompanying petition, call a special election on
20 the ordinance or resolution. The special election shall be held at
21 the date of the next general election for county officers held more
22 than 60 days after the election is called. At such special or general
23 election the ordinance or resolution shall be submitted without
24 alteration to the voters of the county.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0706 MAR 29 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH5096-LCX199(3.16)

Short Title: Craven Additional Occupancy Tax.

(Local)

Sponsors: Representative Nichols.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING CRAVEN COUNTY TO INCREASE ITS ROOM
3 OCCUPANCY TAX FROM THREE PERCENT TO NO MORE THAN SIX
4 PERCENT, TO PROVIDE FOR THE USE OF THE PROCEEDS OF THE
5 ADDITIONAL TAX, AND TO MODIFY THE EXISTING CRAVEN COUNTY
6 ROOM OCCUPANCY TAX.

7 The General Assembly of North Carolina enacts:

8 PART I.

9 AUTHORIZATION FOR ADDITIONAL CRAVEN COUNTY
10 ROOM OCCUPANCY TAX

11 Section 1. Levy of Additional Occupancy Tax. (a) Authorization. In
12 addition to the tax authorized by Chapter 980 of the 1983 Session Laws, the Craven
13 County Board of Commissioners may by resolution, after not less than 10 days' public
14 notice and after a public hearing held pursuant thereto, levy an additional room
15 occupancy tax of up to three percent (3%) of the gross receipts derived from the
16 rental of accommodations taxable under that Chapter. The levy, collection,
17 administration, and repeal of the tax authorized by this act shall be in accordance
18 with the provisions of Sections 1 through 5 of Chapter 980 of the 1983 Session Laws.
19 Craven County may not levy a tax under this act unless it also levies the tax
20 authorized under Chapter 980 of the 1983 Session Laws.

21 (b) Use of Proceeds of Additional Tax. Craven County shall, on a
22 monthly basis, remit to the Craven County Tourism Development Authority the net
23 proceeds, as defined in Section 6 of Chapter 980 of the 1983 Session Laws, of the tax
24 levied under this act.

NORTH CAROLINA

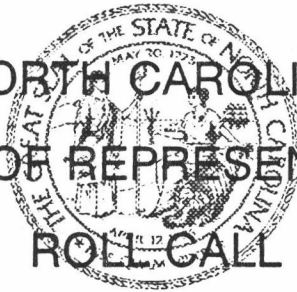
RC

HOUSE OF REPRESENTATIVES

7/26/95

2:29 PM

IN CHAIR: SPEAKER



1698
LEGISLATIVE DAY 105
H706 HCS
READING 2
NICHOLS

VARIOUS OCCUPANCY TAX CHANGES

AYES - ⁸⁸ ~~87~~ *Decker*

ADAMS	CUNNINGHAM	HUNTER, R.	NYE
ALEXANDER	DAUGHTRY	HURLEY	OLDHAM
ARNOLD	DICKSON	IVES	OWENS
BAKER	DOCKHAM	JUSTUS	PRESTON
BARBEE	EARLE	LEE	PULLEY
BARNES	EASTERLING	LEMOND	RAMSEY
BEALL	EDWARDS	LINNEY	REDWINE
BERRY	ESPOSITO	LOCKE	RICHARDSON
BLACK	FOX	LUEBKE	ROGERS
BOWEN	GAMBLE	MCALLISTER	SEXTON
BOWIE	GARDNER	MCCOMBS	SHAW
BOYD-MCINTYRE	GRADY	MCCRARY	SHERILL
BRASWELL	GRAY	MCLAUGHLIN	SUTTON
BROWN, J.	HACKNEY	MCMAHAN	TALLENT
BROWN, W.	HENSLEY	MERCER	TOLSON
BUCHANAN	HIATT	MICHAUX	WARNER
CANSLER	HIGHTOWER	MILLER, G.	WEATHERLY
CHURCH	HILL	MINER	WILKINS
CRAWFORD	HOLMES	MITCHELL	WOMBLE
CULP	HOWARD	MORGAN	WRIGHT
CULPEPPER	HUNT	NEELY	YONGUE
CUMMINGS	HUNTER, H.	NICHOLS	FITCH <i>SW</i>

NOES - 18

ALDRIDGE	DAVIS	MCCOMAS	RUSSELL
ALLRED	DECKER	PATE	THOMPSON
CAPPS	EDDINS	RAYFIELD	WATSON
CLARY	HAYES	REYNOLDS	WILSON, G.
CREECH	KISER		

EXCUSED ABSENCE - 5

BLUE	ROBINSON, G.	WAINWRIGHT	WOOD
MILLER, K.			

EXCUSED VOTE - 0

NOT VOTING - ~~10~~ ⁹ *SW*

SPEAKER	COCKLEREECE	ROBINSON, J.	SHUBERT
BRAWLEY	ELLIS	SHARPE	WILSON, C.
CARPENTER	FITCH <i>SW</i>		

H706 HCS

*Dep Fitch request to be included as voting "aye"
Speaker no action.
SW*



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 706

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

H706-ALCF-35

Date July 27, 1995

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

Representative Kiser

- 1 moves to amend the bill on page 9, lines 9-40,
2 by deleting the lines;
3
4 and on page 9, line 42, and page 10, lines 34 and 36,
5 by renumbering the remaining part and the remaining sections
6 accordingly.
7
8

SIGNED Joe Kiser
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/27/95 FAILED _____ TABLED _____

92-11 EV
SWick

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

7/27/95

4:17 PM

IN CHAIR: SPEAKER

Bill # 1722

LEGISLATIVE DAY 106

H706 HCS

READING 3

NICHOLS

AMEND #1 - Rep. Kiser

VARIOUS OCCUPANCY TAX CHANGES

AYES - 92

ADAMS	CULP	HILL	PATE
ALEXANDER	CULPEPPER	HOWARD	PRESTON
ALLRED	CUMMINGS	HUNTER, H.	PULLEY
BAKER	DAUGHTRY	IVES	RAYFIELD
BARBEE	DAVIS	JUSTUS	REYNOLDS
BERRY	DECKER	KISER	RICHARDSON
BLACK	DICKSON	LEMMOND	ROBINSON, J.
BLUE	DOCKHAM	LINNEY	RUSSELL
BOWEN	EARLE	LOCKE	SEXTON
BOWIE	EDDINS	MCALLISTER	SHARPE
BRASWELL	EDWARDS	MCCOMAS	SHAW
BRAWLEY	ELLIS	MCCOMBS	SHERRILL
BROWN, J.	ESPOSITO	MCLAUGHLIN	SHUBERT
BROWN, W.	FITCH	MCMAHAN	SUTTON
BUCHANAN	GAMBLE	MERCER	THOMPSON
CANSLER	GARDNER	MICHAUX	TOLSON
CAPPS	GRADY	MINER	WARNER
CARPENTER	GRAY	MITCHELL	WATSON
CHURCH	HACKNEY	MORGAN	WILKINS
CLARY	HAYES	NEELY	WILSON, C.
COCKLEREECE	HENSLEY	NICHOLS	WOOD
CRAWFORD	HIATT	NYE	WRIGHT
CREECH	HIGHTOWER	OWENS	YONGUE

NOES - 11

ALDRIDGE	HUNT	MCCRARY	REDWINE
BOYD-MCINTYRE	HUNTER, R.	MILLER, G.	WOMBLE
EASTERLING	LUEBKE	RAMSEY	

EXCUSED ABSENCE - 8

BARNES	MILLER, K.	ROBINSON, G.	WEATHERLY
FOX	OLDHAM	WAINWRIGHT	WILSON, G.

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CUNNINGHAM	HURLEY	ROGERS
ARNOLD	HOLMES	LEE	TALLENT
BEALL			

H706 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 706

AMENDMENT NO. 2

To be filled in by
Principal Clerk)

H706-ALJ-2

Page 1 of 2

Date July 27, 1995

Comm. Sub. [YES]
Amends Title
Second Edition

Representative Cochlerea

1 moves to amend the bill on page 2, lines 5 and 6, by rewriting those
2 lines to read:
3 "MEMBERS AND OFFICERS OF CERTAIN LOCAL TOURISM AUTHORITIES AND
4 BOARDS.";

5
6 and on page 10, lines 34 and 35, by inserting the following between
7 those lines to read:

8 "GREENSBORO/GUILFORD COUNTY TOURISM DEVELOPMENT AUTHORITY

9 Sec. 11. Section 7(b) of Chapter 988 of the 1983 Session
10 Laws (Reg. Sess. 1984), as amended by Chapter 39 of the 1989 Session
11 Laws, reads as rewritten:

12 '(b) All members of the Authority shall serve without
13 compensation. Vacancies in the Authority shall be filled by the
14 appointing authority of the member creating the vacancy. Members
15 appointed to fill vacancies shall serve for the remainder of the
16 unexpired term for which they are appointed to fill. Members shall
17 serve three-year terms, except the initial members of the following
18 designations, who shall serve the following terms:

19 (1) Members appointed pursuant to subdivisions (a)(1)
20 and (a)(2) above shall serve a one-year term;

21 (2) Of the members appointed pursuant to subdivision
22 (a)(3) above, the appointee of the Greensboro City
23 Council who owns or operates accommodations with more
24 than 200 rental units shall serve a three-year term;
25 the appointee of the Greensboro City Council who owns
26 or operates accommodations with no meeting facilities
27 shall serve an initial term which expires September
28 30, 1989; and one appointee of the board of
29 commissioners shall serve a three-year term and one a
30 two-year term, as designated by the board of county
31 commissioners;

720
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 0720 MAR 23 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2095-LH018C(1.1)

Short Title: Amend Structured Sentencing.

(Public)

Sponsors: Representative Brawley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE STRUCTURED SENTENCING ACT TO INCREASE
3 THE PENALTIES FOR MOST FELONIES AND MISDEMEANORS, AMEND
4 THE FELONY PRIOR RECORD LEVEL SCHEDULE, CHANGE THE TYPES
5 OF ALTERNATIVE PENALTIES AVAILABLE AS INTERMEDIATE
6 PUNISHMENTS, AMEND THE LIST OF AGGRAVATING MITIGATING
7 FACTORS, AMEND THE CONDITIONS THAT MAY BE IMPOSED FOR
8 POST-RELEASE SUPERVISION AND PROBATION, AND REPEAL
9 PROBATION CASELOAD GOALS.
10 The General Assembly of North Carolina enacts:
11 Section 1. G.S. 15A-1340.17(c) reads as rewritten:
12 "(c) Punishments for Each Class of Offense and Prior Record Level; Punishment
13 Chart Described. -- The authorized punishment for each class of offense and prior
14 record level is as specified in the chart below. Prior record levels are indicated by
15 the Roman numerals placed horizontally on the top of the chart. Classes of offense
16 are indicated by the letters placed vertically on the left side of the chart. Each cell
17 on the chart contains the following components:
18 (1) A sentence disposition or dispositions: 'C' indicates that a
19 community punishment is authorized; 'I' indicates that an
20 intermediate punishment is authorized; 'A' indicates that an active
21 punishment is authorized; and 'Life Imprisonment Without Parole'
22 indicates that the defendant shall be imprisoned for the remainder
23 of the prisoner's natural life.
24 (2) A presumptive range of minimum durations, if the sentence of
25 imprisonment is neither aggravated or mitigated; any minimum

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0721

MAR 29 95

H

HOUSE PRINCIPAL CLERK

HOUSE DRH6086*-LC045(1.1)

Short Title: Emergency Vehicle Tax Exemptions.

(Public)

Sponsors: Representative Creech.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT FROM THE HIGHWAY USE TAX FIRE TRUCKS AND
3 RESCUE VEHICLES OWNED BY VOLUNTEER FIRE DEPARTMENTS AND
4 VOLUNTEER RESCUE SQUADS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-187.6(a) reads as rewritten:
7 "(a) Full Exemptions. -- The tax imposed by this Article does not apply when a
8 certificate of title is issued as the result of a transfer of a motor vehicle:
9 (1) To the insurer of the motor vehicle under G.S. 20-109.1 because
10 the vehicle is a salvage vehicle.
11 (2) To either a manufacturer, as defined in G.S. 20-286, or a motor
12 vehicle retailer for the purpose of resale.
13 (3) To the same owner to reflect a change or correction in the owner's
14 name.
15 (4) By will or intestacy.
16 (5) By a gift between a husband and wife, a parent and child, or a
17 stepparent and a stepchild.
18 (6) By a distribution of marital property as a result of a divorce.
19 (7) To a handicapped person from the Department of Human
20 Resources after the vehicle has been equipped by the Department
21 for use by the handicapped.
22 (8) To a local board of education for use in the driver education
23 program of a public school when the motor vehicle is transferred:
24 a. By a retailer and is to be transferred back to the retailer
25 within 300 days after the transfer to the local board.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0722

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH9071*-LC210(3.21)

Short Title: No Tax on School Buses.

(Public)

Sponsors: Representative Creech.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT SCHOOL BUSES FROM HIGHWAY USE TAX.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 105-187.6(a) reads as rewritten:
5 "(a) Full Exemptions. -- The tax imposed by this Article does not apply when a
6 certificate of title is issued as the result of a transfer of a motor vehicle:
7 (1) To the insurer of the motor vehicle under G.S. 20-109.1 because
8 the vehicle is a salvage vehicle.
9 (2) To either a manufacturer, as defined in G.S. 20-286, or a motor
10 vehicle retailer for the purpose of resale.
11 (3) To the same owner to reflect a change or correction in the owner's
12 name.
13 (4) By will or intestacy.
14 (5) By a gift between a husband and wife, a parent and child, or a
15 stepparent and a stepchild.
16 (6) By a distribution of marital property as a result of a divorce.
17 (7) To a handicapped person from the Department of Human
18 Resources after the vehicle has been equipped by the Department
19 for use by the handicapped.
20 (8) To a local board of education for use in the driver education
21 program of a public school when the motor vehicle is transferred:
22 a. By a retailer and is to be transferred back to the retailer
23 within 300 days after the transfer to the local board.
24 b. By a local board of education.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0723

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4092-LB227A(3.9)

Short Title: Labor Department to Commerce.

(Public)

Sponsors: Representative Baker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO RENAME THE DEPARTMENT OF COMMERCE AS THE
3 DEPARTMENT OF COMMERCE AND LABOR, AND TO TRANSFER MOST
4 FUNCTIONS OF THE DEPARTMENT OF LABOR TO THE DEPARTMENT
5 OF COMMERCE AND LABOR, AND TO DIRECT THE SECRETARY OF
6 COMMERCE TO ELIMINATE FIFTY PERCENT OF POSITIONS IN THE
7 OFFICE OF THE COMMISSIONER OF LABOR UPON TRANSFER.
8 The General Assembly of North Carolina enacts:
9 Section 1. (a) The Department of Commerce is renamed the
10 Department of Commerce and Labor.
11 (b) The Revisor of Statutes shall change any references in the General
12 Statutes to the "Department of Commerce" to the "Department of Commerce and
13 Labor". The Revisor of Statutes shall change any references to the "Secretary of
14 Commerce" or the "Secretary of the Department of Commerce" to the "Secretary of
15 Commerce and Labor" or the "Secretary of the Department of Commerce and
16 Labor" respectively.
17 (c) The statutory authority, powers, duties and functions, records,
18 personnel, property, unexpended balances of appropriations, allocations or other
19 funds, including the functions of budgeting and purchasing, of the Department of
20 Labor to the Department of Commerce and Labor, except that the position of the
21 Commissioner of Labor and one clerical assistant are not transferred. The
22 Commissioner of Labor shall have the powers and duties provided by G.S. 143A-68.
23 (d) The Revisor of Statutes shall change any references in the General
24 Statutes to the "Department of Labor" to the "Department of Commerce and Labor".
25 The Revisor of Statutes shall change any references to the "Commissioner of Labor"

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0724

MAR 29 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2061-LC169(2.28)

Short Title: Repeal Wake Meals Tax.

(Local)

Sponsors: Representative Capps.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE WAKE COUNTY PREPARED FOOD AND
3 BEVERAGE TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 594 of the 1991 Session Laws reads as rewritten:
6 "AN ACT TO AUTHORIZE WAKE COUNTY TO LEVY A ROOM
7 OCCUPANCY TAX AND A PREPARED FOOD AND BEVERAGE TAX.
8 "Section 1. Intent. -- This act authorizes Wake County to levy a room occupancy
9 tax and a prepared food and beverage tax.
10 "Sec. 2. Definitions. -- The definitions in G.S. 105-164.3 apply to this act to the
11 extent they are not inconsistent with the provisions of this act. The following
12 definitions also apply in this act:
13 (1) Financing. -- Debt service, lease payments, or any other obligations
14 or means of supporting capital costs, together with any related
15 reserve requirements.
16 (2) Net proceeds. -- The gross proceeds of the ~~taxes~~ tax levied
17 pursuant to this act less the cost to the county of administering and
18 collecting the ~~taxes~~ tax as provided in ~~Sections 10 and 11~~ Section
19 10 of this act.
20 (3) ~~Prepared food and beverage. Any food or beverage to which a~~
21 ~~retailer has added value or has altered its state (other than by~~
22 ~~cooling alone) by preparing, combining, dividing, heating, or~~
23 ~~serving, in order to make the food or beverage available for~~
24 ~~immediate human consumption.~~

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0725 MAR 29 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6092-LN128(3.20)

Short Title: Cochlear Implant Funds.

(Public)

Sponsors: Representatives Barnes and Russell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CONTINUE SUPPORT FOR THE
3 CAROLINA CHILDREN'S COMMUNICATIVE DISORDERS PROGRAM TO
4 IMPLEMENT THE COCHLEAR IMPLANT PROCEDURE AND OTHER
5 SERVICES FOR DEAF CHILDREN.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Environment, Health, and Natural Resources the sum of one hundred
9 thousand dollars (\$100,000) for the 1995-96 fiscal year and the sum of one hundred
10 thousand dollars (\$100,000) for the 1996-97 fiscal year for continuing financial
11 support for implementing the cochlear implant procedure and other services for deaf
12 children.
13 Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

B. FILED
0726

MAR 29 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA096-LC209(3.21)

Short Title: Harnett Local Act-3.

(Local)

Sponsors: Representative Davis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING HARNETT COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act applies to Harnett County only.
5 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0727 MAR 29 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1175-LC207(3.21)

Short Title: Harnett Local Act-1.

(Local)

Sponsors: Representative Davis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING HARNETT COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act applies to Harnett County only.
5 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0728

MAR 29 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7123-LC208(3.21)

Short Title: Harnett Local Act-2.

(Local)

Sponsors: Representative Davis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING HARNETT COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act applies to Harnett County only.
5 Sec. 2. This act is effective upon ratification.
6

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0729

MAR 30 95

H

HOUSE PRINCIPAL CLERK^D

HOUSE DRH4098-LD099A(3.9)

Short Title: Punitive Damages in Civil Actions.

(Public)

Sponsors: Representative Neely.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH STANDARDS AND PROCEDURES FOR THE
3 RECOVERY OF PUNITIVE DAMAGES IN CIVIL ACTIONS.
4 The General Assembly of North Carolina enacts:
5 Section 1. The General Statutes are amended by adding a new Chapter
6 to read:
7 "Chapter 1D.
8 "Punitive Damages.
9 "**§ 1D-1. Purpose of punitive damages.**
10 Punitive damages may be awarded, in an appropriate case and subject to the
11 provisions of this Chapter, to punish a defendant for egregiously wrongful acts and to
12 deter others from committing similar wrongful acts.
13 "**§ 1D-5. Definitions.**
14 As used in this Chapter:
15 (1) 'Claimant' means a party, including a plaintiff, counterclaimant,
16 cross-claimant, or third-party plaintiff, seeking recovery of punitive
17 damages. In a claim for relief in which a party seeks recovery of
18 punitive damages related to injury to another person, damage to
19 the property of another person, death of another person, or other
20 harm to another person, 'claimant' includes any party seeking
21 recovery of punitive damages.
22 (2) 'Defendant' means a party, including a counterdefendant, cross-
23 defendant, or third-party defendant, from whom a claimant seeks
24 relief with respect to punitive damages.
25 (3) 'Fraud' does not include constructive fraud.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 729

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 1 of 2

H729-ARN-002

Date 5/1, 1995

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

Representative Alexander

1 moves to amend the bill on page 3, lines 23 through 41, by rewriting
2 those lines to read:

3
4 "(b) Except as provided in subsection (c) of this section, an
5 award of punitive damages under this Article shall not exceed the
6 lesser of:

7 (1) The annual gross income earned by the defendant, as
8 determined by the trier of fact, based upon the
9 defendant's highest gross annual income earned for any
10 one of the five years immediately preceding the act
11 for which damages are awarded; or

12 (2) Five million dollars (\$5,000,000).

13 The court may increase the amount of punitive damages allowed
14 under subdivision (1) of this section up to an amount no greater
15 than fifty percent (50%) of the the defendant's net worth, but not
16 to exceed five million dollars (\$5,000,000), when it determines that
17 the amount determined as annual gross income under subdivision (1)
18 is clearly inadequate to penalize the defendant.

19 (c) Notwithstanding the provisions of subsection (b) of this
20 section, if the trier of fact determines that the profitability of
21 the defendant's misconduct from activity in North Carolina exceeds
22 or is expected to exceed the punitive damages limitation provided in
23 subsection (b), it may award in lieu of the damages under subsection
24 (b) an amount up to one and one-half (1 1/2) times the amount of
25 profit the defendant gained or is expected to gain as a result of
26 the misconduct in this State."

27
28 and further moves to amend the bill on page 4, lines 7 through 34,
29 by rewriting those lines to read:

30
31 "§1D-40. Jury Instructions.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 729

AMENDMENT N 1
(to be filled in by
Principal Clerk)
Page 2 of 2

H729-ARN-008

1 In determining the amount of punitive damages, if any, the
2 finder of fact shall consider the following factors and the judge
3 shall so advise the jury:

- 4 (1) The harm likely to occur from the defendant's conduct
5 as well as the harm that has actually occurred;
6 (2) The degree of reprehensibility of the defendant's
7 conduct, including, but not limited to, the duration
8 of the conduct, the degree of defendant's awareness of
9 any hazard which the conduct has caused or is likely
10 to cause, any concealment of that hazard, and the
11 existence and frequency of similar past conduct;
12 (3) If the conduct was profitable to the defendant, the
13 degree of profitability and whether it should be t
14 away;
15 (4) The financial position of the defendant including the
16 factors set out in G.S. 1D-35(b) and (c);
17 (5) If criminal sanctions have been imposed upon the
18 defendant for the conduct that should act in
19 mitigation; and
20 (6) If other civil actions based upon the same conduct
21 have resulted in punitive damage awards that should
22 act in mitigation."

23
24 and on page 2, line 32, by deleting the phrase "pursuant to G.S.
25 1D-40,";

26
27 and on page 4, line 35, by deleting "1D-50" and inserting "1D-45";

28
29 and on page 4, line 39, by deleting "1D-55" and inserting "1D-50".
30

SIGNED Mark B. Alexander
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 5/1/95

TABLED _____

40-64 RC
D. Marks

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EQ. # 423
LEGISLATIVE DAY 55
H729 HCS
READING 2

5/01/95
8:58 PM
IN CHAIR: SPEAKER

NEELY
AMEND #1 - *Alexander's*
PUNITIVE DAMAGES IN CIVIL ACTIONS

AYES - 40

ADAMS	CUNNINGHAM	HUNTER, R.	RICHARDSON
ALEXANDER	EARLE	LEE	SHAW
BARNES	EASTERLING	LINNEY	SUTTON
BEALL	FITCH	LUEBKE	TOLSON
BLACK	FOX	MCALLISTER	WAINWRIGHT
BLUE	HACKNEY	MCCRARY	WARNER
BOWEN	HENSLEY	MCLAUGHLIN	WATSON
BRASWELL	HIGHTOWER	MICHAUX	WOMBLE
BROWN, W.	HUNT	OLDHAM	WRIGHT
CULPEPPER	HUNTER, H.	RAMSEY	YONGUE

NOES - ~~64~~ 65 *2 weeks*

ALLRED	DICKSON	LEMMOND	PULLEY
ARNOLD	DOCKHAM	LOCKE	RAYFIELD
BARBEE	EDDINS	MCCOMAS	REDWINE
BOWIE	EDWARDS	MCCOMBS	REYNOLDS
BRAWLEY	ELLIS	MCMAHAN	ROBINSON
BROWN, J.	ESPOSITO	MERCER	RUSSELL
BUCHANAN	GARDNER	MILLER, K.	SEXTON
CANSLER	GRADY	MINER	SHARPE
CAPPS	GRAY	MITCHELL	SHERRILL
CARPENTER	HAYES	MORGAN	SHUBERT
CRAWFORD	HIATT	NEELY	TALLENT
CREECH	HOLMES	NICHOLS	THOMPSON
CULP	HOWARD	NYE	WEATHERLY
CUMMINGS	IVES	OWENS	WILKINS
DAUGHTRY	JUSTUS	PATE	WILSON, C.
DAVIS	KISER	PRESTON	WILSON, G.
			<i>BAKER 2 weeks</i>

EXCUSED ABSENCE - 4

BERRY	HILL	MILLER, G.	WOOD
-------	------	------------	------

EXCUSED VOTE - 0

NOT VOTING - ~~11~~ 10 *2 weeks*

SPEAKER	BOYD-MCINTYRE	COCKLEREECE	HURLEY
ALDRIDGE	CHURCH	DECKER	ROGERS
BAKER	CLARY	GAMBLE	

H729 HCS

Rep. Baker states that his machine malfunctioned - requests to be recorded as voting "no". Speaker so orders. DeWick.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 729

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE 5/1/95

Amendment No. 2
(to be filled in by
Principal Clerk)

Rep.) Blue
)
Sen.)

1 moves to amend the bill on page 2, line 30

2 () WHICH CHANGES THE TITLE

3 by rewording that line to read

4 "breach of contract"

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Blue

ADOPTED _____ FAILED 5/1/95 TABLED _____

41-67 EV
DW

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL



EQ. # 424
LEGISLATIVE DAY 55
H729 HCS
READING 2
NEELY

5/01/95
9:18 PM

IN CHAIR: SPEAKER

AMEND #2 - Blue's
PUNITIVE DAMAGES IN CIVIL ACTIONS

AYES - 41

ADAMS	EARLE	LEE	RICHARDSON
BARNES	EASTERLING	LINNEY	SHAW
BEALL	FITCH	LUEBKE	SUTTON
BLACK	FOX	MCALLISTER	TOLSON
BLUE	HACKNEY	MCCRARY	WAINWRIGHT
BOYD-MCINTYRE	HENSLEY	MCLAUGHLIN	WARNER
BRASWELL	HIGHTOWER	MERCER	WILKINS
BROWN, W.	HUNT	MICHAUX	WOMBLE
CHURCH	HUNTER, H.	OLDHAM	WRIGHT
CULPEPPER	HUNTER, R.	RAMSEY	YONGUE
CUNNINGHAM			

NOES - 67

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

EXCUSED ABSENCE - 4

BERRY	HILL	MILLER, G.	WOOD
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EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWEN	GAMBLE	ROGERS
ALEXANDER	BOWIE	HURLEY	

H729 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 729

AMENDMENT NO. 3
(to be filled in by
Principal Clerk)
Page 1 of 1

H729-ARN-009

Date 5/1, 1995

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

Representative MICHAUX

1 moves to amend the bill on page 2, lines 10-14, by rewriting those
2 lines to read:

3
4 "(7) 'Willful conduct' means conduct of the defendant evidencing a
5 conscious and intentional disregard of the rights and safety of
6 other persons. 'Willful conduct' means more than gross negligence."
7
8

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

5/1/95
39-65 EV
DWeeks

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

REQ. # 425
LEGISLATIVE DAY 55
H729 HCS

READING 2
NEELY

AMEND #3 Michaux's

PUNITIVE DAMAGES IN CIVIL ACTIONS

5/01/95

9:31 PM

IN CHAIR: SPEAKER

AYES - 39

ADAMS
ALEXANDER
BARNES
BEALL
BLACK
BLUE
BOWEN
BOYD-MCINTYRE
BRASWELL
BROWN, W.

CULPEPPER
CUNNINGHAM
EARLE
EASTERLING
FITCH
FOX
HACKNEY
HENSLEY
HIGHTOWER
HUNTER, H.

HUNTER, R.
LEE
LINNEY
LUEBKE
MCALLISTER
MCCRARY
MCLAUGHLIN
MICHAX
OLDHAM
RICHARDSON

SHAW
SUTTON
TOLSON
WAINWRIGHT
WARNER
WILKINS
WOMBLE
WRIGHT
YONGUE

NOES - 65

ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BOWIE
BRAWLEY
BROWN, J.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COCKLEREECE
CRAWFORD
CREECH
CULP

DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
EDWARDS
ESPOSITO
GARDNER
GRADY
GRAY
HAYES
HIATT
HOLMES
HOWARD
IVES

JUSTUS
KISER
LEMMOND
LOCKE
MCCOMAS
MCCOMBS
MCMAHAN
MERCER
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
OWENS
PATE

PRESTON
PULLEY
REDWINE
REYNOLDS
ROBINSON
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
TALLENT
THOMPSON
WATSON
WEATHERLY
WILSON, C.
WILSON, G.

EXCUSED ABSENCE - 4

BERRY

HILL

MILLER, G.

WOOD

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER
CHURCH
CUMMINGS

ELLIS
GAMBLE
HUNT

HURLEY
NYE
RAMSEY

RAYFIELD
ROGERS

H729 HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

REQ. # 426
LEGISLATIVE DAY 55
H729 HCS
READING 2
NEELY

5/01/95
9:34 PM
IN CHAIR: SPEAKER

PUNITIVE DAMAGES IN CIVIL ACTIONS

MOTION #3 - Rep Morgan calls the previous question

AYES - 83

ALDRIDGE	DAVIS	KISER	RAMSEY
ALLRED	DECKER	LINNEY	RAYFIELD
ARNOLD	DICKSON	LOCKE	REYNOLDS
BAKER	DOCKHAM	MCALLISTER	ROBINSON
BARBEE	EARLE	MCCOMAS	ROGERS
BOWEN	EASTERLING	MCCOMBS	RUSSELL
BOWIE	EDDINS	MCLAUGHLIN	SEXTON
BRASWELL	EDWARDS	MCMAHAN	SHARPE
BRAWLEY	ELLIS	MERCER	SHERRILL
BROWN, J.	ESPOSITO	MILLER, K.	SHUBERT
BUCHANAN	FOX	MINER	TALLENT
CANSLER	GARDNER	MITCHELL	THOMPSON
CAPPS	GRADY	MORGAN	TOLSON
CARPENTER	GRAY	NEELY	WAINWRIGHT
CHURCH	HAYES	NICHOLS	WARNER
CLARY	HIATT	NYE	WATSON
COCKLEREECE	HOLMES	OLDHAM	WEATHERLY
CRAWFORD	HOWARD	OWENS	WILKINS
CREECH	HUNT	PATE	WILSON, C.
CULP	IVES	PRESTON	WILSON, G.
DAUGHTRY	JUSTUS	PULLEY	

NOES - 27

ADAMS	BROWN, W.	HUNTER, H.	RICHARDSON
ALEXANDER	CULPEPPER	HUNTER, R.	SHAW
BARNES	CUNNINGHAM	LEE	SUTTON
BEALL	FITCH	LUEBKE	WOMBLE
BLACK	HACKNEY	MCCRARY	WRIGHT
BLUE	HENSLEY	MICHAUX	YONGUE
BOYD-MCINTYRE	HIGHTOWER	REDWINE	

EXCUSED ABSENCE - 4

BERRY	HILL	MILLER, G.	WOOD
-------	------	------------	------

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	GAMBLE	HURLEY	LEMMOND
CUMMINGS			

H729 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 427
LEGISLATIVE DAY 55
H729 HCS
READING 2
NEELY

5/01/95
9:35 PM
IN CHAIR: SPEAKER

PUNITIVE DAMAGES IN CIVIL ACTIONS

AYES - 74

ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BOWIE
BRAWLEY
BROWN, J.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CREECH
CULP
DAUGHTRY

DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
EDWARDS
ELLIS
ESPOSITO
GARDNER
GRADY
GRAY
HAYES
HIATT
HOLMES
HOWARD
HUNT
IVES
JUSTUS
KISER

LEMOND
LOCKE
MCCOMAS
MCCOMBS
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OWENS
PATE
PRESTON
PULLEY

RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
TALLENT
THOMPSON
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.

NOES - 37

ADAMS
ALEXANDER
BARNES
BEALL
BLACK
BLUE
BOWEN
BOYD-MCINTYRE
BRASWELL
BROWN, W.

CULPEPPER
CUNNINGHAM
EARLE
EASTERLING
FITCH
FOX
HACKNEY
HENSLEY
HIGHTOWER

HUNTER, H.
HUNTER, R.
LEE
LINNEY
LUEBKE
MCALLISTER
MCCRARY
MICHAUX
OLDHAM

RAMSEY
SHAW
SUTTON
TOLSON
WAINWRIGHT
WARNER
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 4

BERRY

HILL

MILLER, G.

WOOD

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

CUMMINGS

GAMBLE

HURLEY

H729 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 729

DATE May 2, 1995

S. B. No.

Amendment No. 4

(to be filled in by
Principal Clerk)

Rep.)
) Hugh A. Lee
Sen.)

moves to amend the bill on page 2, line 12

by inserting after the word "awareness" the following:
"or by the exercise of due diligence should have had actual
awareness".

SIGNED

Hugh Lee

ADOPTED

FAILED

TABLED

5/2/95

42-64

EV
W. W. W.

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEC. # 448
LEGISLATIVE DAY 56
HCS
READING 3
NEELY
AMEND #4 - Lee's
PUNITIVE DAMAGES IN CIVIL ACTIONS

5/02/95
3:56 PM
IN CHAIR: SPEAKER

AYES - 42

ADAMS	CULPEPPER	HUNTER, H.	OWENS
ALEXANDER	CUNNINGHAM	HUNTER, R.	ROGERS
BARNES	EARLE	JUSTUS	SUTTON
BEALL	FITCH	LEE	TALLENT
BLACK	FOX	LEMOND	TOLSON
BLUE	GAMBLE	LUEBKE	WARNER
BOWEN	HACKNEY	MCALLISTER	WILKINS
BOYD-MCINTYRE	HENSLEY	MCLAUGHLIN	WOMBLE
BRASWELL	HIGHTOWER	MICHAUX	WRIGHT
CHURCH	HILL	OLDHAM	YONGUE
CRAWFORD	HUNT		

NOES - 64

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

EXCUSED ABSENCE - 2

MILLER, G. WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	EASTERLING	MILLER, K.	RICHARDSON
BROWN, W.	ELLIS	PULLEY	SHAW
CAPPS	MCCRARY	RAMSEY	

H729 HCS

EV

SEQ. # 449
LEGISLATIVE DAY 56
HCS
READING 3
NEELY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



5/02/95
4:05 PM
IN CHAIR: SPEAKER

PUNITIVE DAMAGES IN CIVIL ACTIONS
MOTION #3 - Rep. Neely calls for previous question

AYES - 82

ALDRIDGE	CUMMINGS	IVES	RAYFIELD
ARNOLD	DAUGHTRY	JUSTUS	REYNOLDS
BAKER	DAVIS	KISER	ROBINSON
BARBEE	DECKER	LEMMOND	ROGERS
BERRY	DICKSON	LOCKE	RUSSELL
BLACK	DOCKHAM	MCCOMAS	SEXTON
BOWEN	EDDINS	MCCOMBS	SHARPE
BOWIE	EDWARDS	MCLAUGHLIN	SHERRILL
BRAWLEY	ELLIS	MCPAHAN	SHUBERT
BROWN, J.	ESPOSITO	MERCER	TALLENT
BROWN, W.	GAMBLE	MILLER, K.	THOMPSON
BUCHANAN	GARDNER	MITCHELL	TOLSON
CANSLER	GRADY	MORGAN	WARNER
CAPPS	GRAY	NEELY	WATSON
CARPENTER	HAYES	NICHOLS	WEATHERLY
CHURCH	HIATT	NYE	WILKINS
CLARY	HILL	OLDHAM	WILSON, C.
COCKLEREECE	HOLMES	PATE	WILSON, G.
CRAWFORD	HOWARD	PRESTON	WOOD
CREECH	HUNT	PULLEY	YONGUE
CULP	HURLEY		

NOES - 26

ADAMS	EARLE	LEE	OWENS
ALEXANDER	FITCH	LINNEY	REDWINE
BLUE	FOX	LUEBKE	RICHARDSON
BOYD-MCINTYRE	HACKNEY	MCCALLISTER	SUTTON
BRASWELL	HENSLEY	MCCRARY	WOMBLE
CULPEPPER	HIGHTOWER	MICHAUX	WRIGHT
CUNNINGHAM	HUNTER, R.		

EXCUSED ABSENCE - 2

MILLER, G. WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	BEALL	HUNTER, H.	RAMSEY
ALLRED	EASTERLING	MINER	SHAW
BARNES			

EV

SEN. # 450
LEGISLATIVE DAY 56
HCS
READING 3
NEELY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

5/02/95
4:05 PM
IN CHAIR: SPEAKER

PUNITIVE DAMAGES IN CIVIL ACTIONS

AYES - 80

SPEAKER	DAUGHTRY	IVES	PULLEY
ALDRIDGE	DAVIS	JUSTUS	RAYFIELD
ARNOLD	DECKER	KISER	REDWINE
BAKER	DICKSON	LEMMOND	REYNOLDS
BARBEE	DOCKHAM	LOCKE	ROBINSON
BERRY	EDDINS	MCCOMAS	ROGERS
BOWIE	EDWARDS	MCCOMBS	RUSSELL
BRAWLEY	ELLIS	MCLAUGHLIN	SEXTON
BROWN, J.	ESPOSITO	MCMAHAN	SHARPE
BUCHANAN	GAMBLE	MERCER	SHERRILL
CANSLER	GARDNER	MILLER, K.	SHUBERT
CAPPS	GRADY	MINER	TALLENT
CARPENTER	GRAY	MITCHELL	THOMPSON
CHURCH	HAYES	MORGAN	WATSON
CLARY	HIATT	NEELY	WEATHERLY
COCKLEREECE	HILL	NICHOLS	WILKINS
CRAWFORD	HOLMES	NYE	WILSON, C.
CREECH	HOWARD	OWENS	WILSON, G.
CULP	HUNT	PATE	WOOD
CUMMINGS	HURLEY	PRESTON	YONGUE

NOES - 33

ADAMS	BROWN, W.	HENSLEY	MCCRARY
ALEXANDER	CULPEPPER	HIGHTOWER	MICHAUX
BARNES	CUNNINGHAM	HUNTER, H.	OLDHAM
BEALL	EARLE	HUNTER, R.	SUTTON
BLACK	EASTERLING	LEE	TOLSON
BLUE	FITCH	LINNEY	WARNER
BOWEN	FOX	LUEBKE	WOMBLE
BOYD-MCINTYRE	HACKNEY	MCALLISTER	WRIGHT
BRASWELL			

EXCUSED ABSENCE - 2

MILLER, G. WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

ALLRED RAMSEY RICHARDSON SHAW

H729 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 729

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

H729-ARN-031A

Date 7-27, 1995

Sen
Comm. Sub. ☒ [X]
Amends Title ☐ []
Third Edition

Senator Cooper

1
2 moves to amend the bill on page 3, between lines 11 and 12, by
3 adding the following:
4

5 "§ 1D-26. Driving while impaired; exemption from cap.
6 G.S. 1D-25(b) shall not apply to a claim for punitive damages for
7 injury or harm arising from a defendant's operation of a motor
8 vehicle if the actions of the defendant in operating the motor
9 vehicle would give rise to an offense of driving while impaired
10 under G.S. 20-138.1, 20-138.2, or 20-138.5."
11

SIGNED *B. G.*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7-27-95 FAILED _____ TABLED _____

(45-1) *Stark*

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1458/17-- 7:15 PM

JULY 27, 1995

LEGISLATIVE DAY 107

LT. GOVERNOR WICKER

-- Presiding

NEELY
PUNITIVE DAMAGES IN CIVIL ACTIONS
SENATE COM SUB/3RD EDITION

HOUSE BILL 729

AMEND 1

AYE 45 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HOYLE
JORDAN

KERR
KINCAID
LEDBETTER
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL

PERDUE
PLYLER
RAND
SHAW
SHERRON
SIMPSON
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO 1 HORTON

EXCUSED 0

NOT CAST 0

ABSENT 4 LITTLE

PLEXICO

SAWYER

SMITH

PAIRS 0

AYE
NO



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 729

AMENDMENT NO. 2 (Two)
(to be filled in by
Principal Clerk)
Page 1 of 1

H729-ARN-022

Date 7-27, 1995

Sen
Comm. Sub. ☒ [X]
Amends Title ☐ []
Third Edition

Senator Kerr

1 moves to amend the bill on page 2, line 24, by rewriting that line
2 to read:

3
4 "aggravating factors was present and was related to the injury for
5 which compensatory damages were awarded:".
6

SIGNED J Kerr
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7-27-95 FAILED _____

TABLED _____

(44-2)

S Kirk

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1459/18-- 7:18 PM

JULY 27, 1995

LEGISLATIVE DAY 105

LT. GOVERNOR WICKER

-- Presiding

NEELY
PUNITIVE DAMAGES IN CIVIL ACTIONS
SENATE COM SUB/3RD EDITION

HOUSE BILL 729

AMEND 2

AYE	44	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER	COOPER 20. 1775 DANNELLY DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON ODOM	HOYLE KERR KINCAID LEDBETTER LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY PAGE PARNELL	PERDUE PLYLER RAND SHAW SHERRON SIMPSON SOLES SPEED WARREN WEBSTER WINNER
NO	2	JORDAN			

EXCUSED 0

NOT CAST 0

ABSENT 4 LITTLE PLEXICO SAWYER SMITH

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1460/19-- 7:55 PM

JULY 27, 1995

LEGISLATIVE DAY 107

LT. GOVERNOR WICKER

-- Presiding

NEELY
PUNITIVE DAMAGES IN CIVIL ACTIONS
SENATE COM SUB/3RD EDITION

HOUSE BILL 729
READING 2

AYE	32	ALBERTSON ALLRAN BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK	COCHRANE CONDER DAVIS EAST FORRESTER FOXX HARTSELL HOYLE	KERR KINCAID LEDBETTER MARTIN R. MCDANIEL MCKOY PAGE PARNELL	PERDUE PLYLER RAND SHAW SHERRON SIMPSON WARREN WEBSTER
NO	13	BALLANCE COOPER DANNELLY EDWARDS	GULLEY HOBBS JORDAN	LUCAS MARTIN W. ODOM	SOLES SPEED WINNER

EXCUSED 0

NOT CAST 1 HORTON

ABSENT 4 LITTLE

PLEXICO

SAWYER

SMITH

PAIRS 1

AYE LITTLE
NO HORTON

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

7/28/95

2:35 PM

IN CHAIR: SPEAKER

2. # 1757

LEGISLATIVE DAY 107

H729 SCS

NEELY

PUNITIVE DAMAGES IN CIVIL ACTIONS

MOTION #11 *Rep. Neely motion to concur Sen Comm. Sub.*

AYES - 72

ALDRIDGE	DAUGHTRY	IVES	PULLEY
ALLRED	DAVIS	JUSTUS	RAYFIELD
ARNOLD	DECKER	KISER	REDWINE
BAKER	DICKSON	LOCKE	REYNOLDS
BARBEE	DOCKHAM	MCCOMAS	RICHARDSON
BERRY	EDDINS	MCCOMBS	ROBINSON, G.
BOWIE	EDWARDS	MCCRARY	ROBINSON, J.
BRAWLEY	ELLIS	MCMAHAN	ROGERS
BROWN, J.	ESPOSITO	MILLER, G.	RUSSELL
BUCHANAN	GAMBLE	MINER	SEXTON
CANSLER	GARDNER	MITCHELL	SHARPE
CAPPS	GRADY	MORGAN	SHERRILL
CARPENTER	HAYES	NEELY	SHUBERT
CHURCH	HILL	NICHOLS	TALLENT
CLARY	HOLMES	NYE	THOMPSON
COCKLEREECE	HOWARD	OWENS	WATSON
CREECH	HUNT	PATE	WILSON, G.
CUMMINGS	HURLEY	PRESTON	WOOD

NOES - 33

ADAMS	EASTERLING	HUNTER, R.	SHAW
ALEXANDER	FITCH	LEE	SUTTON
BEALL	FOX	LINNEY	TOLSON
BLACK	HACKNEY	LUEBKE	WARNER
BOYD-MCINTYRE	HENSLEY	MCALLISTER	WILKINS
BROWN, W.	HIATT	MERCER	WOMBLE
CULPEPPER	HIGHTOWER	MICHAUX	WRIGHT
CUNNINGHAM	HUNTER, H.	RAMSEY	YONGUE
EARLE			

EXCUSED ABSENCE - 9

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

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CRAWFORD	MCLAUGHLIN	WILSON, C.
BLUE	LEMMOND		

H729 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0730

MAR 30 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3094-LR086B(3.9)

Short Title: Prevent Frivolous Malp. Action.

(Public)

Sponsors: Representative Neely.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PREVENT FRIVOLOUS MALPRACTICE ACTIONS BY
3 REQUIRING THAT EXPERT WITNESSES IN MEDICAL MALPRACTICE
4 CASES HAVE APPROPRIATE QUALIFICATIONS TO TESTIFY ON THE
5 STANDARD OF CARE AT ISSUE AND TO REQUIRE EXPERT WITNESS
6 REVIEW AS A CONDITION OF FILING A MALPRACTICE ACTION.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 8C-1, Rule 702, of the General Statutes reads as
9 rewritten:

10 "Rule 702. Testimony by experts.

11 (a) If scientific, technical or other specialized knowledge will assist the trier of fact
12 to understand the evidence or to determine a fact in issue, a witness qualified as an
13 expert by knowledge, skill, experience, training, or education, may testify thereto in
14 the form of an opinion.

15 (b) In a medical malpractice action as defined in G.S. 90-21.11, a person shall not
16 give expert testimony on the appropriate standard of health care, unless the person is
17 a licensed health care provider in this State or another state and meets the following
18 criteria:

19 (1) If the party against whom or on whose behalf the testimony is
20 offered is a specialist, the expert witness must specialize in the
21 same specialty as the party against whom or on whose behalf the
22 testimony is offered. However, if the party against whom the
23 evidence or on whose behalf the testimony is offered is a specialist
24 who is board certified or otherwise certified by a specialty health



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 730

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

H730-ARN-004

Date May 8, 1995

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

Representative RICHARDSON

1 moves to amend the bill on page 1, line 19 through page 2, line 4,
2 by rewriting those lines to read:

3 "state and meets all of the following criteria:

4 (1) If the party against whom or on whose behalf the testimony
5 is offered is a specialist, the expert witness must:

6 a. specialize in the same specialty as the party against
7 whom or on whose behalf the testimony is offered; or

8 b. specialize in a similar specialty which includes
9 within its specialty the performance of the procedure
10 that is the subject of the complaint and have prior
11 experience treating similar patients.

12 (2) If the party against whom or on whose behalf the testimony
13 is offered is a specialist who is board-certified or is
14 otherwise certified by a specialty health care group, the
15 expert witness must be a specialist who is:

16 a. similarly certified in that specialty; or

17 b. board certified or otherwise certified in a similar
18 specialty which includes within its specialty the
19 performance of the procedure that is the subject of
20 the complaint and have prior experience treating
21 similar patients."

22
23 and on page 2, line 5, by deleting "(2)" and inserting "(3)".
24

SIGNED William O. Richardson
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/8/95 FAILED _____ TABLED _____

103-7 EV

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 576
LEGISLATIVE DAY 59
H730 HCS
READING 2
NEELY

5/08/95
8:35 PM
IN CHAIR: SPEAKER

AMEND #1 *Richardson*
PREVENT FRIVOLOUS MALPRACTICE ACTION

AYES - 103

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

NOES - 7

BRAWLEY	DECKER	MILLER, K.	WOOD
BROWN, W.	MCALLISTER	MINER	

EXCUSED ABSENCE - 2

COCKLEREECE
LINNEY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWEN	GAMBLE	WRIGHT
BERRY	CHURCH	HUNT	

H730 HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

578
LEGISLATIVE DAY 59
H730 HCS
READING 2
NEELY

5/08/95
9:02 PM
IN CHAIR: SPEAKER

PREVENT FRIVOLOUS MALPRACTICE ACTION

AYES - 82

ALDRIDGE	DAVIS	KISER	RAYFIELD
ARNOLD	DECKER	LEMMOND	REDWINE
BAKER	DICKSON	LOCKE	REYNOLDS
BARBEE	DOCKHAM	MCCOMAS	RICHARDSON
BERRY	EDDINS	MCCOMBS	ROBINSON
BOWIE	EDWARDS	MCCRARY	ROGERS
BRAWLEY	ELLIS	MCPAHAN	RUSSELL
BROWN, J.	ESPOSITO	MERCER	SEXTON
BROWN, W.	GARDNER	MILLER, G.	SHARPE
BUCHANAN	GRADY	MILLER, K.	SHERRILL
CANSLER	GRAY	MINER	SHUBERT
CAPPS	HAYES	MITCHELL	TALLENT
CARPENTER	HIATT	MORGAN	THOMPSON
CHURCH	HIGHTOWER	NEELY	WARNER
CLARY	HILL	NICHOLS	WATSON
CRAWFORD	HOLMES	NYE	WEATHERLY
CREECH	HOWARD	OWENS	WILKINS
CULP	HUNT	PATE	WILSON, C.
CULPEPPER	HURLEY	PRESTON	WILSON, G.
CUMMINGS	IVES	PULLEY	WOOD
DAUGHTRY	JUSTUS		

NOES - 33

ADAMS	BRASWELL	HUNTER, H.	RAMSEY
ALEXANDER	CUNNINGHAM	HUNTER, R.	SHAW
ALLRED	EARLE	LEE	SUTTON
BARNES	EASTERLING	LUEBKE	TOLSON
BEALL	FITCH	MCALLISTER	WAINWRIGHT
BLACK	FOX	MCLAUGHLIN	WOMBLE
BLUE	HACKNEY	MICHAUX	WRIGHT
BOWEN	HENSLEY	OLDHAM	YONGUE
BOYD-MCINTYRE			

EXCUSED ABSENCE - 2

COCKLEREECE
LINNEY

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER
GAMBLE

H730 HCS

EV

SEQ. # 616
LEGISLATIVE DAY 60
HCS
READING 3
NEELY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

5/09/95
3:26 PM
IN CHAIR: SPEAKER

PREVENT FRIVOLOUS MALPRACTICE ACTION
MOTION #3-Rep. Neely calls the previous question

AYES - 78

ALDRIDGE	CULP	IVES	RAYFIELD
ALLRED	CUMMINGS	JUSTUS	REYNOLDS
ARNOLD	DAUGHTRY	KISER	ROBINSON
BAKER	DAVIS	LEMMOND	ROGERS
BARBEE	DECKER	LOCKE	RUSSELL
BERRY	DICKSON	MCCOMAS	SEXTON
BOWEN	DOCKHAM	MCCOMBS	SHARPE
BOWIE	EARLE	MCLAUGHLIN	SHERRILL
BRAWLEY	EASTERLING	MCMAHAN	SHUBERT
BROWN, J.	EDDINS	MERCER	TALLENT
BROWN, W.	EDWARDS	MINER	THOMPSON
BUCHANAN	ELLIS	MITCHELL	WAINWRIGHT
CANSLER	ESPOSITO	MORGAN	WATSON
CAPPS	GRADY	NEELY	WEATHERLY
CARPENTER	GRAY	NICHOLS	WILKINS
CHURCH	HAYES	NYE	WILSON, C.
CLARY	HIATT	PATE	WILSON, G.
COCKLEREECE	HOLMES	PRESTON	WOOD
CRAWFORD	HUNT	PULLEY	YONGUE
CREECH	HURLEY		

NOES - 29

ADAMS	CULPEPPER	LUEBKE	REDWINE
ALEXANDER	HACKNEY	MCCRARY	RICHARDSON
BARNES	HENSLEY	MICHAUX	SHAW
BEALL	HILL	MILLER, G.	SUTTON
BLACK	HUNTER, H.	OLDHAM	TOLSON
BLUE	HUNTER, R.	OWENS	WARNER
BOYD-MCINTYRE	LEE	RAMSEY	WOMBLE
BRASWELL			

EXCUSED ABSENCE - 2

FITCH
LINNEY

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	GAMBLE	HOWARD	MILLER, K.
CUNNINGHAM	GARDNER	MCALLISTER	WRIGHT
FOX	HIGHTOWER		

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 617
SLATIVE DAY 60
HCS
READING 3
NEELY

5/09/95
3:27 PM
IN CHAIR: SPEAKER

PREVENT FRIVOLOUS MALPRACTICE ACTION

AYES - 80

ALDRIDGE	CUMMINGS	JUSTUS	PULLEY
ALLRED	DAUGHTRY	KISER	RAYFIELD
ARNOLD	DAVIS	LEMMOND	REDWINE
BAKER	DECKER	LOCKE	REYNOLDS
BARBEE	DICKSON	MCCOMAS	RICHARDSON
BERRY	DOCKHAM	MCCOMBS	ROBINSON
BOWIE	EDDINS	MCCRARY	ROGERS
BRAWLEY	EDWARDS	MCLAUGHLIN	RUSSELL
BROWN, J.	ELLIS	MCMAHAN	SEXTON
BUCHANAN	ESPOSITO	MERCER	SHARPE
CANSLER	GARDNER	MILLER, G.	SHERRILL
CAPPS	GRADY	MINER	SHUBERT
CARPENTER	GRAY	MITCHELL	TALLENT
CHURCH	HAYES	MORGAN	THOMPSON
CLARY	HIATT	NEELY	WATSON
COCKLEREECE	HILL	NICHOLS	WEATHERLY
CRAWFORD	HOLMES	NYE	WILKINS
CREECH	HUNT	OWENS	WILSON, C.
CULP	HURLEY	PATE	WILSON, G.
CULPEPPER	IVES	PRESTON	WOOD

NOES - 28

ADAMS	BOYD-MCINTYRE	HUNTER, H.	SHAW
ALEXANDER	BRASWELL	HUNTER, R.	SUTTON
BARNES	BROWN, W.	LEE	TOLSON
BEALL	EARLE	LUEBKE	WAINWRIGHT
BLACK	EASTERLING	MICHAUX	WARNER
BLUE	HACKNEY	OLDHAM	WOMBLE
BOWEN	HENSLEY	RAMSEY	YONGUE

EXCUSED ABSENCE - 2

FITCH
LINNEY

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	GAMBLE	HOWARD	MILLER, K.
CUNNINGHAM	HIGHTOWER	MCALLISTER	WRIGHT
FOX			

H730 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 959/8-- 5:40 PM

JUNE 13, 1995

LEGISLATIVE DAY 80

SENATOR BASNIGHT

-- Presiding

NEELY
FRIVOLOUS MALPRACTICE ACTION
SENATE COM SUB/4TH EDITION

HOUSE BILL 730
READING 2

AYE	42	ALBERTSON ALLRAN BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	DANNELLY 1775 DAVIS EAST EDWARDS FORRESTER HARTSELL HOBBS HOYLE JORDAN KERR KINCAID GULLEY	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL HORTON	PERDUE PLEXICO PLYLER RAND SHAW SHERRON SOLES WARREN WEBSTER WINNER
NO	3	BALLANCE			

EXCUSED 0

NOT CAST 4 FOXX SIMPSON SMITH SPEED

ABSENT 1 SAWYER

PAIRS 0

AYE

NO

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

1158
LEGISLATIVE DAY 83
H730 SCS

6/19/95
7:28 PM
IN CHAIR: SPEAKER

NEELY

PREVENT FRIVOLOUS MALPRACTICE ACTION

MOTION #11 - *Rep. Neely moves to cancel in SCS*

AYES - 96

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

NOES - 12

ALEXANDER	BRASWELL	HACKNEY	LUEBKE
BARNES	EARLE	HENSLEY	MICHAUX
BLUE	FITCH	LINNEY	SHAW

EXCUSED ABSENCE - 7

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

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	GAMBLE	HUNTER, H.	MCLAUGHLIN
CUNNINGHAM			

H730 SCS

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6091-LR088C(3.9)

Short Title: Collateral Source Evidence.

(Public)

Sponsors: Representative Neely.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PREVENT DOUBLE RECOVERIES IN PROPERTY DAMAGE,
3 PERSONAL INJURY, AND WRONGFUL DEATH ACTIONS BY ALLOWING
4 EVIDENCE OF OTHER SOURCES OF RECOVERY.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 4 of Chapter 8C of the General Statutes is amended by
7 adding a new section to read:
8 "**Rule 413. Collateral source evidence.**
9 (a) For the purposes of this Rule, 'collateral source payments' means payments
10 related to the injury, disability, or death in question made to the plaintiff, or on
11 plaintiff's behalf, by or pursuant to:
12 (1) A federal, state, or local income disability or workers'
13 compensation act; or other public program providing medical
14 expenses, disability payments, or similar benefits;
15 (2) Health, accident, sickness, or automobile accident insurance or
16 liability insurance that provides health benefits or income disability
17 coverage; except that 'collateral source payments' shall not include
18 life insurance benefits available to the plaintiff, whether purchased
19 by the plaintiff or provided by others, payments made pursuant to
20 the Social Security Act, or pension payments;
21 (3) A contract or agreement of a group, organization, partnership, or
22 corporation to provide, pay for, or reimburse the costs of hospital,
23 medical, dental, or other health care services; or

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0732 MAR 30 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1164-LL031A(1.3)

Short Title: Restrict Legislative Retirement.

(Public)

Sponsors: Representative Neely.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXCLUDE NEW MEMBERS OF THE GENERAL ASSEMBLY
3 FROM PARTICIPATION IN THE LEGISLATIVE RETIREMENT SYSTEM.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 120-4.11 reads as rewritten:

6 "§ 120-4.11. Membership.

7 The following members of the General Assembly and former members of the
8 General Assembly are eligible for membership in the Retirement System, provided
9 they are not contributing to nor are qualified to contribute to the North Carolina
10 Teachers' and State Employees' Retirement System, the Local Governmental
11 Employees' Retirement System, the Law Enforcement Officers' Retirement System or
12 the Consolidated Judicial Retirement System of North Carolina:

13 (1) Members of the General Assembly who serve on and after June 15,
14 ~~1983~~, 1983, but before January 1, 1995; and

15 (2) Former members of the General Assembly who served prior to
16 June 15, 1983; and

17 a. Who elect to transfer current and future entitlements, or
18 contributions, from the Legislative Retirement Fund
19 established by Chapter 1269 of the 1969 Session Laws; or

20 b. Who have five or more years of service as a member of the
21 General Assembly."

22 Sec. 2. This act becomes effective January 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0733

MAR 30 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4086-LT060A(2.28)

Short Title: Disciplinary Control of Juveniles.

(Public)

Sponsors: Representatives Capps and Russell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW LAW-ENFORCEMENT OFFICERS TO TAKE PHYSICAL
3 CUSTODY OF JUVENILES SIXTEEN AND SEVENTEEN YEARS OF AGE
4 WHO ARE BEYOND THE DISCIPLINARY CONTROL OF THEIR PARENTS
5 AND ABSENT FROM HOME.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 7A-571 reads as rewritten:
8 "**§ 7A-571. Taking a juvenile into temporary custody.**
9 (a) Temporary custody means the taking of physical custody and providing
10 personal care and supervision until a court order for secure or nonsecure custody can
11 be obtained. A juvenile may be taken into temporary custody under the following
12 circumstances:
13 (1) A juvenile may be taken into temporary custody by a
14 law-enforcement officer without a court order if grounds exist for
15 the arrest of an adult in identical circumstances under G.S.
16 15A-401(b).
17 (2) A juvenile may be taken into temporary custody without a court
18 order by a law-enforcement officer or a court counselor if there are
19 reasonable grounds to believe that the juvenile is an undisciplined
20 juvenile.
21 (3) A juvenile may be taken into temporary custody without a court
22 order by a law-enforcement officer or a Department of Social
23 Services worker if there are reasonable grounds to believe that the
24 juvenile is abused, neglected, or dependent and that the juvenile
25 would be injured or could not be taken into custody if it were first

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEC. # 384
LEGISLATIVE DAY 53

READING 2
CAPPS

4/26/95
2:37 PM

IN CHAIR: SPEAKER

DISCIPLINARY CONTROL OF JUVENILES

AYES - 109

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

NOES - 2

HACKNEY LUEBKE

EXCUSED ABSENCE - 4

ALEXANDER BRASWELL CARPENTER SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER DECKER EASTERLING MICHAUX
BARNES

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 402
LEGISLATIVE DAY 54
H733

4/27/95
3:36 PM
IN CHAIR: SPEAKER

CAPPS

DISCIPLINARY CONTROL OF JUVENILES

MOTION #3

Rep. Morgan call the previous question on Rep. G Miller's motion to withdraw the bill from the calendar and re-refer to J2

AYES - 84

ALDRIDGE	CUMMINGS	JUSTUS	PULLEY
ALLRED	DAUGHTRY	KISER	RAMSEY
ARNOLD	DAVIS	LEE	RAYFIELD
BAKER	DECKER	LEMOND	REYNOLDS
BARBEE	DICKSON	LOCKE	ROBINSON
BEALL	DOCKHAM	MCCOMAS	ROGERS
BLACK	EARLE	MCCOMBS	SEXTON
BOWEN	EASTERLING	MCCRARY	SHARPE
BOWIE	EDDINS	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	EDWARDS	MCMAHAN	SHUBERT
BRASWELL	ELLIS	MERCER	SUTTON
BRAWLEY	ESPOSITO	MILLER, G.	TALLENT
BROWN, J.	FOX	MILLER, K.	THOMPSON
BUCHANAN	GARDNER	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WARNER
CAPPS	GRAY	MORGAN	WATSON
CARPENTER	HAYES	NEELY	WEATHERLY
CLARY	HIATT	NICHOLS	WILKINS
COCKLEREECE	HILL	NYE	WILSON, C.
CREECH	HOLMES	PATE	WOOD
CULP	HOWARD	PRESTON	YONGUE

NOES - 14

ADAMS	HENSLEY	MICHAUX	TOLSON
BARNES	HUNTER, R.	OWENS	WOMBLE
CUNNINGHAM	HURLEY	RUSSELL	WRIGHT
HACKNEY	LUEBKE		

EXCUSED ABSENCE - 10

ALEXANDER	FITCH	OLDHAM	SNOWDEN
BERRY	IVES	RICHARDSON	WILSON, G.
BLUE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	CRAWFORD	HIGHTOWER	LINNEY
BROWN, W.	CULPEPPER	HUNT	REDWINE
CHURCH	GAMBLE	HUNTER, H.	SHAW

LV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 403
LEGISLATIVE DAY 54
H733
READING 3
CAPPS

4/27/95
3:36 PM
IN CHAIR: SPEAKER

DISCIPLINARY CONTROL OF JUVENILES

MOTION #7 - Rep G Miller moves to a vote to SC

AYES - 31

ADAMS	EASTERLING	MCCRARY	SUTTON
BARNES	FOX	MCLAUGHLIN	TOLSON
BEALL	GAMBLE	MERCER	WAINWRIGHT
BLACK	HACKNEY	MICHAUX	WILKINS
BOWEN	HENSLEY	MILLER, G.	WOMBLE
BRASWELL	HUNTER, R.	NYE	WRIGHT
CUNNINGHAM	LEE	RAMSEY	YONGUE
EARLE	LUEBKE	ROGERS	

NOES - 69

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

EXCUSED ABSENCE - 10

ALEXANDER	FITCH	OLDHAM	SNOWDEN
BERRY	IVES	RICHARDSON	WILSON, G.
BLUE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CRAWFORD	HUNT	REDWINE
BROWN, W.	CULPEPPER	HUNTER, H.	SHAW
CHURCH	HIGHTOWER		

LV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 404
LEGISLATIVE DAY 54
H733
READING 3
CAPPS

4/27/95
3:37 PM
IN CHAIR: SPEAKER

DISCIPLINARY CONTROL OF JUVENILES
MOTION #3 - *Rep. Morgan calls the previous question*

AYES - 85

ALDRIDGE	DAVIS	LEMOND	RAYFIELD
ALLRED	DECKER	LOCKE	REYNOLDS
ARNOLD	DICKSON	MCCOMAS	ROBINSON
BAKER	DOCKHAM	MCCOMBS	ROGERS
BARBEE	EDDINS	MCCRARY	RUSSELL
BARNES	EDWARDS	MCLAUGHLIN	SEXTON
BEALL	ELLIS	MCMAHAN	SHARPE
BLACK	ESPOSITO	MERCER	SHERILL
BOWEN	FOX	MILLER, G.	SHUBERT
BOWIE	GAMBLE	MILLER, K.	SUTTON
BRAWLEY	GARDNER	MINER	TALLENT
BROWN, J.	GRADY	MITCHELL	THOMPSON
BUCHANAN	GRAY	MORGAN	TOLSON
CANSLER	HAYES	NEELY	WAINWRIGHT
CAPPS	HIATT	NICHOLS	WARNER
CARPENTER	HILL	NYE	WATSON
CLARY	HOLMES	OWENS	WEATHERLY
COCKLEREECE	HOWARD	PATE	WILKINS
CREECH	HURLEY	PRESTON	WILSON, C.
CULP	JUSTUS	PULLEY	WOOD
CUMMINGS	KISER	RAMSEY	YONGUE
DAUGHTRY			

NOES - 14

ADAMS	EARLE	HUNTER, R.	MICHAUX
BOYD-MCINTYRE	EASTERLING	LEE	WOMBLE
BRASWELL	HACKNEY	LUEBKE	WRIGHT
CUNNINGHAM	HENSLEY		

EXCUSED ABSENCE - 10

ALEXANDER	FITCH	OLDHAM	SNOWDEN
BERRY	IVES	RICHARDSON	WILSON, G.
BLUE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	CRAWFORD	HUNT	REDWINE
BROWN, W.	CULPEPPER	HUNTER, H.	SHAW
CHURCH	HIGHTOWER	LINNEY	

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 405
LEGISLATIVE DAY 54
H733
READING 3
CAPPS

4/27/95
3:38 PM
IN CHAIR: SPEAKER

DISCIPLINARY CONTROL OF JUVENILES

AYES - 78 *79 Speaker*

ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BLACK
BOWIE
BRAWLEY
BROWN, J.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COCKLEREECE
CREECH
CULP
CUMMINGS
DAUGHTRY

DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GARDNER
GRADY
GRAY
HAYES
HIATT
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY
JUSTUS

KISER
LEMMOND
LOCKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OWENS
PATE
PRESTON

PULLEY
RAMSEY
REYNOLDS
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
TALLENT
THOMPSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WOOD
RAYFIELD *Speaker*

NOES - 20

ADAMS
BEALL
BOWEN
BOYD-MCINTYRE
BRASWELL

CUNNINGHAM
EARLE
EASTERLING
GAMBLE
HACKNEY

HENSLEY
LEE
LUEBKE
MICHAX
MILLER, G.

SUTTON
TOLSON
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 10

ALEXANDER
BERRY
BLUE

FITCH
IVES
MCALLISTER
OLDHAM
RICHARDSON

SNOWDEN
WILSON, G.

EXCUSED VOTE - 0

NOT VOTING - 12 *11 Speaker*

SPEAKER
BROWN, W.
CHURCH

CRAWFORD
CULPEPPER
HIGHTOWER

HUNT
HUNTER, H.
LINNEY

~~RAYFIELD~~
REDWINE
SHAW

H733

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0734 MAR 30 95
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8111-LC113(1.31)

Short Title: Reduce Tax on Nonprescription Drugs.

(Public)

Sponsors: Representatives Sherrill and Pulley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE FOUR PERCENT STATE SALES AND USE TAX
3 ON NONPRESCRIPTION MEDICINES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 5 of Chapter 105 of the General Statutes is amended
6 by adding a new section to read:
7 "§ 105-164.13B. Nonprescription drugs exempt from State tax only.
8 The taxes imposed by this Article do not apply to nonprescription drugs that are
9 not otherwise exempt pursuant to G.S. 105-164.13."
10 Sec. 2. G.S. 105-164.3 is amended by adding the following new
11 definitions in the appropriate alphabetical order:
12 "(3a) Cosmetics. -- Compounds intended to be introduced into or
13 applied to the body for cleansing or affecting the appearance or
14 texture. The term includes, for example, cold cream, suntan
15 lotion, hair dye, makeup, and skin lotion.
16 (9a) Nonprescription drug. -- A product that can be sold legally
17 without a prescription and is one of the following:
18 a. A compound intended to be introduced into or applied to
19 the body for the prevention, diagnosis, mitigation, or
20 treatment of human disease or human disorder.
21 b. A test kit intended for the diagnosis of human disease or
22 human disorder.
23 c. A compound intended for human consumption for the
24 preservation of health.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0735

MAR 30 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8110-LH084A(1.31)

Short Title: Domestic Violence/Bail & Sentence.

(Public)

Sponsors: Representative Sherrill.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO INCREASE THE PENALTY FOR CERTAIN MISDEMEANORS IF
3 THEY ARE COMMITTED AS ACTS OF DOMESTIC VIOLENCE AND TO
4 PROVIDE THAT A JUDGE IS THE ONLY JUDICIAL OFFICIAL WHO MAY
5 SET CONDITIONS OF PRETRIAL RELEASE FOR CRIMES OF DOMESTIC
6 VIOLENCE.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 14-33 is amended by adding a new subsection to read:

9 "(c) Notwithstanding G.S. 15A-1340.23, if a defendant is convicted of an offense
10 under subsection (a) of this section or of an offense under subdivisions (b)(1) or
11 (b)(2) of this section the victim of the offense is a spouse or former spouse or a
12 person with whom the defendant lives or has lived as if married, the defendant may
13 be sentenced to an active term of imprisonment not to exceed 24 months."

14 Sec. 2. G.S. 14-134.3 reads as rewritten:

15 **"§ 14-134.3. Domestic criminal trespass.**

16 Any person who enters after being forbidden to do so or remains after being
17 ordered to leave by the lawful occupant, upon the premises occupied by a present or
18 former spouse or by a person with whom the person charged has lived as if married,
19 shall be guilty of a misdemeanor if the complainant and the person charged are living
20 apart; provided, however, that no person shall be guilty if said person enters upon the
21 premises pursuant to a judicial order or written separation agreement which gives the
22 person the right to enter upon said premises for the purpose of visiting with minor
23 children. Evidence that the parties are living apart shall include but is not necessarily
24 limited to:

25 (1) A judicial order of separation;

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1995

0736

MAR 30 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA063-LT090(3.21)

Short Title: Conform Financial Privacy Act.

(Public)

Sponsors: Representatives Church, Tallent, and Buchanan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CONFORM THE NORTH CAROLINA FINANCIAL PRIVACY ACT
3 TO THE FEDERAL RIGHT TO FINANCIAL PRIVACY ACT.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 53B-5 reads as rewritten:
6 "§ 53B-5. Service on customer certification.
7 A government authority may have access to a customer's financial record pursuant
8 to G.S. 53B-4(11) only if:
9 (1) The court order or subpoena describes with reasonable specificity
10 the financial record to which access is sought;
11 (2) A copy of the court order or subpoena has been served on the
12 customer pursuant to G.S. 1A-1, Rule 4 (j) of the N.C. Rules of
13 Civil Procedure or mailed to the customer's last known address
14 and the court order or subpoena states the name of the
15 government authority seeking access to the financial record and the
16 purpose for which access is sought;
17 (3) The following notice has been served on the customer pursuant to
18 G.S. 1A-1, Rule 4 (j) of the N.C. Rules of Civil Procedure or
19 mailed to the customer's last known address together with the
20 court order or subpoena:
21 'Records or information held by the financial institution named
22 in the attached process are being sought by government authority
23 in accordance with the North Carolina Financial Privacy Act. You
24 may have rights under the act to challenge access to the records or
25 information. You must, however, act within 10 days from the date

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SE # 321
LEGISLATIVE DAY 48
H736 HCS
READING 2
CHURCH

4/18/95
2:14 PM
IN CHAIR: SPEAKER

CONFORM FINANCIAL PRIVACY ACT

AYES - 110

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

NOES - 2

HACKNEY
LEE

EXCUSED ABSENCE - 2

MERCER
SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HUNTER, H.	SHAW	WAINWRIGHT
DAUGHTRY	LINNEY		

H736 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 736 (HCS)

DATE 4/19/95

S. B. No. _____

Amendment No. 1
(to be filled in by
Principal Clerk)

Rep.)
Sen.)

Hackney

moves to amend the bill on page 5 1 + 2, line 5 13 + 19
of page 1 + line 31 of page 2 + line 7 of
page 12

by deleting "first-class"
wherever it appears
and
substituting "certified"

AND BY

rewording line 31 of page 2
to read:

"Sec. 3. This act is effective
October 1, 1995."

SIGNED _____

Hackney

ADOPTED _____

4/19/95

FAILED _____

TABLED _____

105-2

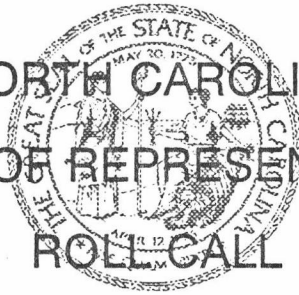
EV

[Signature]

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



4/19/95

4:01 PM

IN CHAIR: SPEAKER

. # 333

LEGISLATIVE DAY 49

H736 HCS

READING 3

CHURCH

AMEND #1 Hackney's

CONFORM FINANCIAL PRIVACY ACT

AYES - 105

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

NOES - 2

ALDRIDGE MINER

EXCUSED ABSENCE - 5

FOX MICHAUX SNOWDEN

LOCKE

WILKINS

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER BROWN, W. CREECH
BERRY CRAWFORD GRAY

LEE
MILLER, K.

H736 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

334
LEGISLATIVE DAY 49
H736 HCS
READING 3
CHURCH

4/19/95
4:02 PM
IN CHAIR: SPEAKER

CONFORM FINANCIAL PRIVACY ACT

AYES - 110

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

NOES - 1

ALDRIDGE

EXCUSED ABSENCE - 5

FOX	MICHAUX	SNOWDEN	WILKINS
LOCKE			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BROWN, W.	CRAWFORD	LEE
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H736 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 905/27-- 2:38 PM

JUNE 8, 1995

LEGISLATIVE DAY 78

LT. GOVERNOR WICKER

-- Presiding

CHURCH
CONFORM FINANCIAL PRIVACY ACT
COM SUB/3RD EDITION

HOUSE BILL 736
READING 2

AYE 46 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HORTON
HOYLE
JORDAN
KERR

KEDRETT
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE

PLEXICO
PLYLER
RAND
SHAW
SHERRON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO 1 SIMPSON

EXCUSED 0

NOT CAST 1 KINCAID

ABSENT 2 HOBBS

SAWYER

PAIRS 0

AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0737

MAR 30 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2109-LL109(2.22)

Short Title: Divide Dist. Ct./Pros. Dist. 30.

(Public)

Sponsors: Representative Carpenter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DIVIDE DISTRICT COURT DISTRICT 30 AND PROSECUTORIAL
3 DISTRICT 30 INTO DISTRICTS 30A AND 30B.

4 The General Assembly of North Carolina enacts:

5 Section 1. (a) G.S. 7A-133 reads as rewritten:

6 "§ 7A-133. Numbers of judges by districts; numbers of magistrates and additional
7 seats of court, by counties.

8 Each district court district shall have the numbers of judges and each county
9 within the district shall have the numbers of magistrates and additional seats of court,
10 as set forth in the following table:

11	12	13	14	15	16	17	18	19	20	21	22	23	24	25
District	Judges	County	Magistrates Min.-Max.	Additional Seats of Court										
1	3	Camden	1 2											
		Chowan	2 3											
		Currituck	1 2											
		Dare	3 8											
		Gates	2 3											
		Pasquotank	3 4											
		Perquimans	2 3											
2	3	Martin	5 8											
		Beaufort	4 8											
		Tyrrell	1 3											
		Hyde	2 4											

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 38 MAR 30 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH9076-LE080(2.28)

Short Title: Community College Fund Allocation.

(Public)

Sponsors: Representative Grady.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE ISSUANCE OF TWENTY-THREE MILLION
3 NINE HUNDRED THOUSAND DOLLARS OF COMMUNITY COLLEGE
4 BONDS OR NOTES AND TO APPROPRIATE THE PROCEEDS OF THESE
5 BONDS AND NOTES FOR SPECIFIC COMMUNITY COLLEGE CAPITAL
6 PROJECTS.

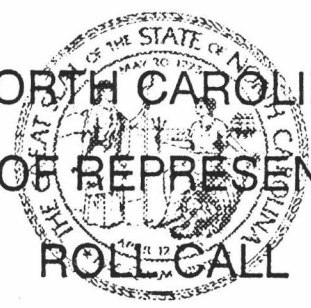
7 The General Assembly of North Carolina enacts:

8 Section 1. **Legislative authorization to issue bonds.** -- In accordance with
9 the requirements of Section 6(b)II of Chapter 542 of the 1993 Session Laws (the
10 "Bond Act"), the General Assembly hereby authorizes the issuance of twenty-three
11 million nine hundred thousand dollars (\$23,900,000) of Community College Bonds
12 authorized by the Bond Act and approved by the qualified voters of the State who
13 voted thereon on the first Tuesday after the first Monday of November 1993. The
14 proceeds of Community College Bonds and notes, including premium thereon, if any,
15 except the proceeds of bonds the issuance of which has been anticipated by bond
16 anticipation notes or the proceeds of refunding bonds or notes, shall be placed by the
17 State Treasurer in a special fund to be designated "1995 Community College Bonds
18 Fund" and shall be disbursed as provided in this act.

19 Sec. 2. **Appropriation of bond proceeds.** -- In accordance with the
20 requirements of Section 6(b)II of the Bond Act, the General Assembly hereby
21 appropriates the proceeds of the twenty-three million nine hundred thousand dollars
22 (\$23,900,000) of Community College Bonds and notes for specific projects as
23 provided in this act and subject to change as provided in this act. The proceeds of
24 Community College Bonds and notes shall be used for the purpose of making grants
25 to community colleges, as defined in Chapter 115D of the General Statutes, the

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Q. # 347
LEGISLATIVE DAY 50
H738 HCS
READING 2
GRADY

4/20/95
1:52 PM
IN CHAIR: SPEAKER

COMMUNITY COLLEGE FUND ALLOCATION

AYES - 100

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

NOES - 4

- | | | | |
|-----|--------|-------|------------|
| FOX | GAMBLE | LOCKE | MILLER, K. |
|-----|--------|-------|------------|

EXCUSED ABSENCE - 6

- | | | | |
|------------|---------|--------|--------|
| HUNT | ROGERS | SUTTON | WRIGHT |
| HUNTER, R. | SNOWDEN | | |

EXCUSED VOTE - 0

NOT VOTING - 10

- | | | | |
|----------|------------|---------|------------|
| SPEAKER | HAYES | MICHAUX | WILSON, C. |
| BAKER | HUNTER, H. | SHAW | WILSON, G. |
| CRAWFORD | MCMAHAN | | |

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2. # 357
LEGISLATIVE DAY 51
HCS
READING 3
GRADY

4/24/95
7:41 PM
IN CHAIR: SPEAKER

COMMUNITY COLLEGE FUND ALLOCATION

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BERRY
BLACK
BLUE
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD

CREECH
CULP
CULPEPPER
CUMMINGS
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
FOX
GARDNER
GRADY
GRAY
HACKNEY
HENSLEY
HIATT
HIGHTOWER
HILL
HOWARD

AYES - ¹⁰³~~102~~ *Wicks*

HUNT
HUNTER, H.
HUNTER, R.
IVES
JUSTUS
KISER
LEMMOND
LINNEY
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PATE

PRESTON
PULLEY
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
SUTTON
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WOOD
YONGUE
WOMBLE *Wicks*

GAMBLE
LOCKE

MCLAUGHLIN
MILLER, K.

NOES - ~~8~~ ⁵ *Wicks*
~~WOMBLE~~

WRIGHT

LEE

EXCUSED ABSENCE - 3
MCALLISTER SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
BROWN, W.
ELLIS

HAYES
HOLMES

HURLEY
TALLENT

WILSON, C.
WILSON, G.

Wicks Womble requests to be recorded as voting "aye".
Speaker so orders. *Wicks*

H738 HCS



NORTH CAROLINA GENERAL ASSEMBLY

AMENDMENT

House Bill 738

AMENDMENT NO. 1 (ONE)

(to be filled in by
Principal Clerk)

H738-ALC-7/19B

Page 1 of 2

Date July 25, 1995

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

Rep./Sen. Winner

1 moves to amend the bill on page 1, line 4,
2 by deleting the phrase "NOTES AND" and substituting the phrase
3 "NOTES, AND";

4
5 and on page 1, line 6,
6 by rewriting the line to read:

7 "PROJECTS, AND TO PROVIDE FOR REALLOCATION OF THE PROCEEDS OF
8 COMMUNITY COLLEGE BONDS OR NOTES IF MATCHING REQUIREMENTS ARE NOT
9 MET.";

10
11 and on page 7, line 11, by renumbering Section 4 as Section 5 and
12 adding the following new section immediately before the line:
13 "Sec. 4. Reallocation of Section 6(b)I and II proceeds. Section
14 6(b) of Chapter 542 of the 1993 Session Laws, the Education, Clean
15 Water, and and Parks Bond Act of 1993, is amended by adding the
16 following at the end of that subsection:

17 'IV. If the State Board of Community Colleges determines that a
18 community college has not met the matching requirements of G.S.
19 115D-31(a)(1) by July 1, 1998, with respect to a capital improvement
20 project for which bond proceeds are allocated in subdivision I or
21 pursuant to subdivision II of this subsection, the Board shall
22 certify that fact to the State Treasurer by October 1, 1998. All of
23 these bond proceeds with respect to which the Board certifies that
24 the matching requirement has not been met by July 1, 1998, shall be
25 placed by the State Treasurer in a special account within the
26 Community Colleges Bond Fund and shall be used for making grants to
27 community colleges. Bond proceeds in the special account shall be
28 allocated among the community colleges in accordance with the
29 following conditions:

30 (1) The State Board of Community Colleges shall generate,
31 by October 1, 1998, a priority ranking of legitimate
32 community college capital improvement needs using a
33 formula based on objective meaningful factors relevant
34 to capital needs, including space to population ratio,
35 population served ratio, capacity enrollment ratio,

see p. 2



NORTH CAROLINA GENERAL ASSEMBLY

AMENDMENT

House Bill 738

AMENDMENT NO. 1 (ONE)

(to be filled in by
Principal Clerk)

H738-ALC-7/19B

Page 2 of 2

- 1 local to State and vocational education ratios, type
2 of project, and readiness to implement.
3 (2) The State Board of Community Colleges shall provide
4 the State Treasurer a projected allocation of the
5 proceeds in the special account in accordance with
6 this priority ranking, except that:
7 a. No projected allocation shall be made for a
8 community college that the Board certified in
9 accordance with this subdivision IV had failed to
10 meet a matching requirement.
11 b. No more than four million dollars (\$4,000,000)
12 shall be allocated to a single community college.
13 c. Funds shall not be allocated for more than one
14 project per community college.
15 (3) The proceeds of grants made from bond proceeds in the
16 special account shall be allocated and expended for
17 paying the cost of community college capital
18 improvements in accordance with this allocation by the
19 State Board of Community Colleges, to the extent and
20 as provided in this act. The Director of the Budget
21 is empowered, when the Director of the Budget
22 determines it is in the best interest of the State and
23 the North Carolina Community College System to do so,
24 and if the cost of a particular project is less than
25 the projected allocation, to use the excess funds to
26 increase the size of that project or increase the size
27 of any other project itemized in this section, or to
28 increase the amount allocated to a particular
29 community college within the aggregate amount of funds
30 available under this section. The Director of the
31 Budget shall consult with the Advisory Budget
32 Commission and the Joint Legislative Commission on
33 Governmental Operations before making these changes."

34
35
SIGNED Reggie W. Wynn
Amendment Sponsor

SIGNED Arnon W. Slyder
Committee Chair if Senate Committee Amendment

ADOPTED 7-26-95 FAILED _____

TABLED _____

(Y)

Changes file

S. J. J. J.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1434/2-- 3:08 PM

JULY 26, 1995

LEGISLATIVE DAY 106

LT. GOVERNOR WICKER

-- Presiding

GRADY
COMMUNITY COLLEGE FUND ALLOCATION
COM SUB/2ND EDITION

HOUSE BILL 738
READING 2

AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HOYLE KERR KINCAID	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PERDUE PLYLER	RAND SAWYER SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	3	BLACKMON	JORDAN	PARNELL	

EXCUSED	0	
NOT CAST	1	HORTON
ABSENT	1	PLEXICO
PAIRS	0	
AYE		
NO		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1446/5-- 4:47 PM

JULY 27, 1995

LEGISLATIVE DAY 107

LT. GOVERNOR WICKER

-- Presiding

GRADY
COMMUNITY COLLEGE FUND ALLOCATION
COM SUB/2ND EDITION

HOUSE BILL 738
READING 3

AYE	42	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	DANNELLY DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE PARNELL	KERR KINCAID LEDBETTER LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE	PERDUE PLYLER RAND SHAW SHERRON SIMPSON SOLES SPEED WARREN WINNER
NO	2	JORDAN			
EXCUSED	0				
NOT CAST	2	BLACKMON	WEBSTER		
ABSENT	4	LITTLE	PLEXICO	SAWYER	SMITH
PAIRS	1				
AYE		LITTLE			
NO		BLACKMON			



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 738

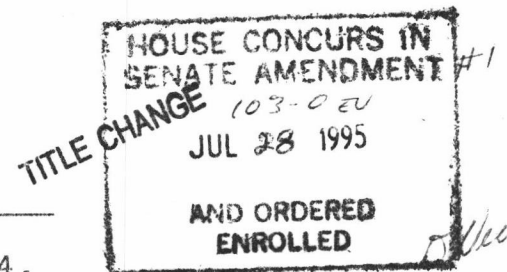
AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H738-ALC-7/19B

Page 1 of 2

Date July 25, 1995

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



Rep./Sen. Winner

1 moves to amend the bill on page 1, line 4,
2 by deleting the phrase "NOTES AND" and substituting the phrase
3 "NOTES, AND";
4

5 and on page 1, line 6,
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15 Water, and Parks Bond Act of 1993, is amended by adding the
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18 community college has not met the matching requirements of G.S.
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35 population served ratio, capacity enrollment ratio,

see p. 2



NORTH CAROLINA GENERAL ASSEMBLY

AMENDMENT

House Bill 738

AMENDMENT NO. 1 (ONE)

(to be filled in by

Principal Clerk)

H738-ALC-7/19B

Page 2 of 2

- 1 local to State and vocational education ratios, type
2 of project, and readiness to implement.
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4 the State Treasurer a projected allocation of the
5 proceeds in the special account in accordance with
6 this priority ranking, except that:
7 a. No projected allocation shall be made for a
8 community college that the Board certified in
9 accordance with this subdivision IV had failed to
10 meet a matching requirement.
11 b. No more than four million dollars (\$4,000,000)
12 shall be allocated to a single community college.
13 c. Funds shall not be allocated for more than one
14 project per community college.
15 (3) The proceeds of grants made from bond proceeds in the
16 special account shall be allocated and expended for
17 paying the cost of community college capital
18 improvements in accordance with this allocation by
19 State Board of Community Colleges, to the extent and
20 as provided in this act. The Director of the Budget
21 is empowered, when the Director of the Budget
22 determines it is in the best interest of the State and
23 the North Carolina Community College System to do so,
24 and if the cost of a particular project is less than
25 the projected allocation, to use the excess funds to
26 increase the size of that project or increase the size
27 of any other project itemized in this section, or to
28 increase the amount allocated to a particular
29 community college within the aggregate amount of funds
30 available under this section. The Director of the
31 Budget shall consult with the Advisory Budget
32 Commission and the Joint Legislative Commission on
33 Governmental Operations before making these changes.'"
34
35

SIGNED Debbie Wonne

Amendment Sponsor

SIGNED Kevin W. Stryker

Committee Chair if Senate Committee Amendment

ADOPTED 7-26-95

FAILED _____

TABLED _____

(V)

Changes title

S. Turk

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

2. # 1755
LEGISLATIVE DAY 107
H738 HCS

7/28/95

2:20 PM

IN CHAIR: SPEAKER

GRADY

AMEND #1

COMMUNITY COLLEGE FUND ALLOCATION

MOTION #11 *Rep. Grady motion to commit Senate Amd. #1*

AYES - 103

ADAMS	DAVIS	JUSTUS	REDWINE
ALDRIDGE	DECKER	KISER	REYNOLDS
ALEXANDER	DICKSON	LEE	RICHARDSON
ALLRED	DOCKHAM	LINNEY	ROBINSON, G.
ARNOLD	EARLE	LOCKE	ROBINSON, J.
BAKER	EASTERLING	LUEBKE	ROGERS
BARBEE	EDDINS	MCCALLISTER	RUSSELL
BEALL	EDWARDS	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.	HACKNEY	MILLER, G.	THOMPSON
BUCHANAN	HAYES	MINER	TOLSON
CANSLER	HENSLEY	MITCHELL	WARNER
CAPPS	HIATT	MORGAN	WATSON
CARPENTER	HIGHTOWER	NEELY	WILKINS
CHURCH	HILL	NICHOLS	WILSON, C.
CLARY	HOLMES	OWENS	WILSON, G.
COCKLEREECE	HUNT	PATE	WOMBLE
CULPEPPER	HUNTER, H.	PRESTON	WOOD
CUMMINGS	HUNTER, R.	PULLEY	WRIGHT
CUNNINGHAM	HURLEY	RAMSEY	YONGUE
DAUGHTRY	IVES	RAYFIELD	

NOES - 0

EXCUSED ABSENCE - 9

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

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CRAWFORD	ELLIS	LEMMOND
BLUE	CREECH	HOWARD	NYE

H738 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1995

0739 MAR 30 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1139-LE072(2.21)

Short Title: Simplify Higher Ed. Credit Transfer.

(Public)

Sponsors: Representative Grady.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO SIMPLIFY THE TRANSFER OF CREDIT BETWEEN NORTH
3 CAROLINA INSTITUTIONS OF HIGHER EDUCATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. The Board of Governors of The University of North Carolina
6 and the State Board of Community Colleges shall develop a plan for the transfer of
7 credits between the institutions of the North Carolina Community College System
8 and between the institutions of the North Carolina Community College System and
9 the constituent institutions of The University of North Carolina. The Board of
10 Governors and the State Board of Community Colleges shall make a preliminary
11 report to the General Assembly prior to January 1, 1996.
12 Sec. 2. It is the intent of the General Assembly to review the plan
13 developed by the Board of Governors and the State Board of Community Colleges
14 pursuant to Section 1 of this act and to enact a plan prior to July 1, 1996, for the
15 transfer of credits between the institutions of the North Carolina Community College
16 System and between the institutions of the North Carolina Community College
17 System and the constituent institutions of The University of North Carolina.
18 Sec. 3. If the General Assembly does not enact a plan prior to July 1,
19 1996, for the transfer of credits between the institutions of the North Carolina
20 Community College System and between the institutions of the North Carolina
21 Community College System and the constituent institutions of The University of
22 North Carolina, effective September 1, 1996:
23 (1) The institutions of the North Carolina System of Community
24 Colleges shall accept all associate degree course credits and one-
25 year diploma course credits from the institutions of the North

EV

355
LEGISLATIVE DAY 51
HCS
READING 2
GRADY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

4/24/95
7:37 PM
IN CHAIR: SPEAKER

SIMPLIFY HIGHER EDU. CREDIT TRANSFER

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 3

LEE
MCALLISTER
SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GAMBLE	TALLENT	WILSON, G.
CREECH	HURLEY	WILSON, C.	WOOD

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 943/28-- 6:07 PM

JUNE 12, 1995

LEGISLATIVE DAY 79

SENATOR BASNIGHT

-- Presiding

GRADY
SIMPLIFY HIGHER ED. CREDIT TRANSFER
SENATE COM SUB/3RD EDITION

HOUSE BILL 739
READING 2

AYE	47	ALBERTSON	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		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
		DANNELLY	KINCAID	PLEXICO	

NO 0

EXCUSED 0

NOT CAST 1 ALLRAN

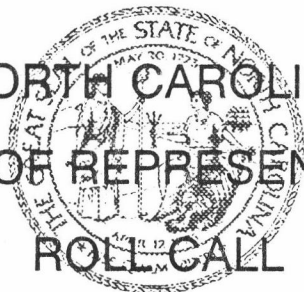
ABSENT 2 EDWARDS SAWYER

PAIRS 0
AYE
NO

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



Bill # 1127
LEGISLATIVE DAY 82
H739 SCS

6/15/95
1:55 PM

IN CHAIR: SPEAKER

GRADY

SIMPLIFY HIGH. EDUC. CREDIT TRANSFER

MOTION #11- Rep. Grady moves to concur in SCS

AYES - 104

ADAMS	CULPEPPER	HUNT	OWENS
ALDRIDGE	CUMMINGS	HUNTER, H.	PATE
ALEXANDER	CUNNINGHAM	HUNTER, R.	PRESTON
ALLRED	DAVIS	HURLEY	PULLEY
ARNOLD	DECKER	IVES	RAYFIELD
BAKER	DICKSON	JUSTUS	REYNOLDS
BARBEE	DOCKHAM	KISER	RICHARDSON
BARNES	EARLE	LEE	ROBINSON, J.
BEALL	EASTERLING	LEMMOND	ROGERS
BERRY	EDDINS	LINNEY	RUSSELL
BLACK	ELLIS	LOCKE	SEXTON
BOWIE	ESPOSITO	LUEBKE	SHAW
BOYD-MCINTYRE	FITCH	MCALLISTER	SHERRILL
BRASWELL	FOX	MCCOMAS	SHUBERT
BRAWLEY	GAMBLE	MCCOMBS	SUTTON
BROWN, J.	GARDNER	MCCRARY	THOMPSON
BROWN, W.	GRADY	MCLAUGHLIN	TOLSON
BUCHANAN	GRAY	MCMAHAN	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	YONGUE

NOES - 1

MILLER, G.

EXCUSED ABSENCE - 5

EDWARDS	RAMSEY	SHARPE	WRIGHT
MERCER			

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CULP	REDWINE	TALLENT
BLUE	DAUGHTRY	ROBINSON, G.	WOOD
BOWEN	MICHAUX		

H739 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0740 MAR 30 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6094-LE071(2.21)

Short Title: Facilitate Academic Credit Transfer.

(Public)

Sponsors: Representative Grady.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO FACILITATE THE TRANSFER OF ACADEMIC CREDIT FROM
3 COMMUNITY COLLEGE PROGRAMS TO FOUR-YEAR COLLEGE
4 PROGRAMS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 115D-4.1 reads as rewritten:
7 "**§ 115D-4.1. College transfer program approval; standards for programs.**
8 ~~(a) Enrollment in the college transfer program of a community college that~~
9 ~~offered this program before July 1, 1987, shall not exceed its current percent of~~
10 ~~college transfer enrollment or fifteen percent (15%) of the institution's total budget~~
11 ~~full-time equivalent students or 132 full-time equivalent students, whichever is~~
12 ~~greater. The State Board of Community Colleges may, in its own discretion, make~~
13 ~~exception to this requirement where the inherent market demand of a community~~
14 ~~causes an institution to exceed the fifteen percent (15%), or its current enrollment~~
15 ~~percentage.~~
16 (b) The State Board of Community Colleges may approve the addition of the
17 college transfer program to a community college. If addition of the college transfer
18 program to an institution would require a substantial increase in funds, State Board
19 approval shall be subject to appropriation of funds by the General Assembly for this
20 purpose.
21 (c) Addition of the college transfer program shall not decrease an institution's
22 ability to provide programs within its basic mission of vocational and technical
23 training and basic academic education. ~~Enrollment in the college transfer program~~
24 ~~shall not exceed fifteen percent (15%) of an institution's total budget full-time~~
25 ~~equivalent students or 132 full-time equivalent students, whichever is greater, in each~~

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEN. # 322
LEGISLATIVE DAY 48
READING 2
GRADY

4/18/95
2:16 PM
IN CHAIR: SPEAKER

FACILITATE ACADEMIC CREDIT TRANSFER

AYES - 112

ADAMS	CULP	HUNTER, H.	PRESTON
ALDRIDGE	CULPEPPER	HUNTER, R.	PULLEY
ALEXANDER	CUMMINGS	HURLEY	RAMSEY
ALLRED	CUNNINGHAM	IVES	RAYFIELD
ARNOLD	DAVIS	JUSTUS	REDWINE
BAKER	DECKER	KISER	REYNOLDS
BARBEE	DICKSON	LEE	RICHARDSON
BARNES	DOCKHAM	LEMMOND	ROBINSON
BEALL	EARLE	LOCKE	ROGERS
BERRY	EASTERLING	LUEBKE	RUSSELL
BLACK	EDDINS	MCALLISTER	SEXTON
BLUE	EDWARDS	MCCOMAS	SHARPE
BOWEN	ELLIS	MCCOMBS	SHERRILL
BOWIE	ESPOSITO	MCCRARY	SHUBERT
BOYD-MCINTYRE	FITCH	MCLAUGHLIN	SUTTON
BRASWELL	FOX	MCMAHAN	TALLENT
BRAWLEY	GARDNER	MICHAUX	THOMPSON
BROWN, J.	GRADY	MILLER, G.	TOLSON
BROWN, W.	GRAY	MILLER, K.	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

NOES - 0

EXCUSED ABSENCE - 2

MERCER

SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
DAUGHTRY

GAMBLE
LINNEY

SHAW

WAINWRIGHT

H740

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 740

DATE May 31, 1995

S. B. No. _____

Amendment No. _____

COMMITTEE SUBSTITUTE _____

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

FOXX

1 moves to amend the bill on page 2, line 17

2 () WHICH CHANGES THE TITLE

3 by deleting the word "a" and

4 inserting the words "at least one"

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED V. Fox
Adopted by the Committee on Education, Higher
Education. _____

ADOPTED Wimmer FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 740

DATE May 31, 1995

S. B. No. _____

Amendment No. 1 (one)

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep. Fox
Sen. _____

1 moves to amend the bill on page 2, line 17

2 () WHICH CHANGES THE TITLE

3 by deleting the word "a" and

4 inserting the words "at least ¹² one"

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED V. Fox
Adopted by the Committee on Education, Higher
Education. _____

ADOPTED Winn 6-12-95 FAILED _____ TABLED _____
(44-0) S. Fox

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 944/29-- 6:08 PM

JUNE 12, 1995

LEGISLATIVE DAY 79

SENATOR BASNIGHT

-- Presiding

GRADY
FACILITATE ACADEMIC CREDIT TRANSFER

HOUSE BILL 740

AMEND 1

AYE	44	ALBERTSON BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	DAVIS 20.1775 EAST FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL PERDUE	PLEXICO PLYLER RAND SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WINNER
-----	----	---	--	--	--

NO 0

EXCUSED 0

NOT CAST 4 ALLRAN BALLANCE KINCAID WEBSTER

ABSENT 2 EDWARDS SAWYER

PAIRS 0

AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 945/30-- 6:11 PM

JUNE 12, 1995

LEGISLATIVE DAY 79

LT. GOVERNOR WICKER

-- Presiding

GRADY
FACILITATE ACADEMIC CREDIT TRANSFER

HOUSE BILL 740
READING 2

AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON COCHRANE CONDER COOPER DANNELLY	DAVIS EAST FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR 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 1 CLARK

EXCUSED 0

NOT CAST 1 KINCAID

ABSENT 2 EDWARDS

SAWYER

PAIRS 0

AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 740

DATE May 31, 1995

S. B. No. _____

Amendment No. 1 (one)
(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep. FOXX
Sen.

1 moves to amend the bill on page 2, line 17

2 () WHICH CHANGES THE TITLE
3 by deleting the word "a" and
4 inserting the words "at least one"

HOUSE CONCURS IN
SENATE AMENDMENT
106-0 EV
JUN 15 1995
AND ORDERED
ENROLLED

SIGNED V. Fox
Adopted by the Committee on Education, Higher
Education. _____

ADOPTED Winner 6-12-95 (44-0) 8 Jack FAKED TABLED

E V

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1128
LEGISLATIVE DAY 82
H740

6/15/95
1:57 PM
IN CHAIR: SPEAKER

GRADY
AMEND #1 *Senate*
FACILITATE ACADEMIC CREDIT TRANSFER
MOTION #11 *Rep Grady moves to concur in Senate Amendment*

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 5

EDWARDS	RAMSEY	SHARPE	WRIGHT
MERCER			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	MICHAUX	REYNOLDS	ROBINSON, G.
BLUE	NICHOLS	RICHARDSON	TALLENT
DECKER			

H740

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1995

0741

MAR 30 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3083*-LN111A(3.1)

Short Title: Medical Record Fees.

(Public)

Sponsors: Representatives Blue, Hayes, and Gamble.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE STATUTORY CAP ON CHARGES FOR
3 PROCESSING MEDICAL RECORD COPY REQUESTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 90-410 reads as rewritten:
6 "**§ 90-410. Definitions.**
7 As used in this Article:
8 (1) 'Health care provider' means any person who is licensed or
9 certified to practice a health profession or occupation under this
10 Chapter or Chapters 90B or 90C of the General Statutes, a health
11 care facility licensed under Chapters 131E or 122C of the General
12 Statutes, and a representative or agent of a health care provider.
13 (2) 'Medical records' means personal information that relates to an
14 individual's physical or mental condition, medical history, or
15 medical treatment, excluding X rays and fetal monitor records.
16 (3) 'Requesting person' means a natural person, business trust, estate,
17 trust, partnership, association, joint venture, government,
18 government subdivision or agency, or any other legal entity."
19 Sec. 2. G.S. 90-411 reads as rewritten:
20 "**§ 90-411. Record copy fee.**
21 ~~A health care provider may charge a reasonable fee to cover the costs incurred in~~
22 ~~searching, handling, copying, and mailing medical records to the patient or the~~
23 ~~patient's designated representative. The maximum fee shall be fifty cents (50¢) per~~
24 ~~page, provided that the health care provider may impose a minimum fee of up to ten~~
25 ~~dollars (\$10.00), inclusive of copying costs. A health care provider may charge and~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0742

MAR 30 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3099-LK162A(3.22)

Short Title: Construction Bidding and Procedures.

(Public)

Sponsors: Representative Carpenter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE SUNSET CONCERNING GOVERNMENT
3 CONSTRUCTION CONTRACTS, TO INCREASE THE THRESHOLD
4 DOLLAR AMOUNTS, TO PROVIDE ADDITIONAL MEANS TO
5 DISQUALIFY A NONPERFORMING CONTRACTOR, TO PROVIDE FOR AN
6 EXPEDITER, AND TO PROVIDE FOR A UNIFORM SYSTEM OF PUBLIC
7 CONSTRUCTION AND ADMINISTRATION.
8 The General Assembly of North Carolina enacts:
9 Section 1. Section 4 of Chapter 480 of the 1989 Session Laws reads as
10 rewritten:
11 "Sec. 4. This act is effective upon ~~ratification and shall expire on June 30, 1995.~~
12 ratification."
13 Sec. 2. Section 3 of Chapter 480 of the 1989 Session Laws is repealed.
14 Sec. 3. G.S. 143-128 reads as rewritten:
15 "**§ 143-128. Separate specifications for building contracts; responsible contractors.**
16 (a) Every officer, board, department, commission or commissions charged with
17 responsibility of preparation of specifications or awarding or entering into contracts
18 for the erection, construction, alteration or repair of any buildings for the State, or
19 for any county or municipality, when the entire cost of such work shall exceed ~~one~~
20 ~~hundred thousand dollars (\$100,000)~~ three hundred thousand dollars (\$300,000) must
21 have prepared separate specifications for each of the following subdivisions or
22 branches of work to be performed:
23 (1) Heating, ventilating, air conditioning and accessories (separately or
24 combined into one conductive system) and/or refrigeration for cold

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0743

MAR 30 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2105-LH135A(3.2)

Short Title: No Firearm/Domestic Violence Order. (Public)

Sponsors: Representative Clary.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO STRENGTHEN THE DOMESTIC VIOLENCE LAW BY
3 REQUIRING A DOMESTIC VIOLENCE ORDER TO BE ACCESSIBLE BY
4 COMPUTER AND TO MAKE IT A CLASS H FELONY FOR ANY PERSON
5 SUBJECT TO A DOMESTIC VIOLENCE ORDER TO PURCHASE ANY
6 FIREARM OR FOR A PERSON TO SELL OR GIVE A FIREARM TO A
7 PERSON SUBJECT TO A DOMESTIC VIOLENCE ORDER.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 50B-3 reads as rewritten:
10 "§ 50B-3. Relief.
11 (a) The court may grant any protective order or approve any consent agreement
12 to bring about a cessation of acts of domestic violence. The orders or agreements
13 may:
14 (1) Direct a party to refrain from such acts;
15 (2) Grant to a spouse possession of the residence or household of the
16 parties and exclude the other spouse from the residence or
17 household;
18 (3) Require a party to provide a spouse and his or her children
19 suitable alternate housing;
20 (4) Award temporary custody of minor children and establish
21 temporary visitation rights;
22 (5) Order the eviction of a party from the residence or household and
23 assistance to the victim in returning to it;
24 (6) Order either party to make payments for the support of a minor
25 child as required by law;

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0744

MAR 30 95

H

HOUSE PRINCIPAL CLERK

HOUSE DRH7117-LF228(3.22)

Short Title: Rest Hm. Penalty/Patient Unattended.

(Public)

Sponsors: Representative Clary.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THAT A DOMICILIARY CARE FACILITY FOUND ON
3 INSPECTION TO HAVE LEFT A PATIENT UNATTENDED TO HAVE
4 LICENSE REVOKED AND TO BE PLACED UNDER TEMPORARY
5 MANAGEMENT PENDING ANY APPEAL.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 1 of Chapter 131D of the General Statutes is amended
8 by inserting a new section to read:
9 "§ 131D-2.1. License revoked for leaving patient unattended; temporary management
10 pending appeal.
11 (a) If, during any inspection pursuant to G.S. 131D-2(b), any inspector whether
12 from the Division of Facility Services or the department of social services observes
13 any instance in which a patient is left unattended by appropriate trained staff, that
14 inspector shall immediately commence the process prescribed in G.S. 131D-2(b) for
15 revocation of the facility's license.
16 (b) The Department of Human Resources shall ensure that, as soon as the license
17 revocation process is begun, the facility is placed under temporary management
18 pursuant to Article 4 of this Chapter pending any appeal of the revocation."
19 Sec. 2. This act becomes effective October 1, 1995, and applies to
20 revocation processes begun because of inspections occurring on or after that date.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Bill # 744
LEGISLATIVE DAY 61
H744 HCS
READING 2
CLARY

5/10/95
4:50 PM
IN CHAIR: SPEAKER

REST HOME PENALTY/ PATIENT UNATTENDED

AYES - 106

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

NOES - 1

RICHARDSON

EXCUSED ABSENCE - 2

ELLIS

FITCH

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER
BOWEN
CUMMINGS

EARLE
HOLMES
HUNTER, R.
MERCER
MILLER, K.

RAMSEY
ROGERS

H744 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0745

MAR 30 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1176-LF225A(3.22)

Short Title: Rest & Nursing Hm. Penalties.

(Public)

Sponsors: Representative Clary.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE "TYPE A" DOMICILIARY HOME AND NURSING
3 HOME ADMINISTRATIVE PENALTIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 131D-34(a)(1) reads as rewritten:
6 "(1) 'Type A Violation' means a violation by a facility of the
7 regulations, standards, and requirements set forth in G.S. 131D-21
8 or applicable State or federal laws and regulations governing the
9 licensure or certification of a facility which creates substantial risk
10 that death or serious physical harm to a resident will occur or
11 where such harm has occurred. Type A Violations shall be abated
12 or eliminated immediately. The Department shall impose a civil
13 penalty in an amount not less than ~~two hundred fifty dollars~~
14 ~~(\$250.00)~~ nor more than five thousand dollars (\$5000) one
15 thousand dollars (\$1,000) nor more than ten thousand dollars
16 (\$10,000) for each Type A Violation."
17 Sec. 2. G.S.131E-129(a)(1) reads as rewritten:
18 "(1) 'Type A Violation' means a violation by a facility of the
19 regulations, standards, and requirements set forth in G.S. 131E-117,
20 or applicable State or federal laws and regulations governing the
21 licensure or certification of a facility which creates substantial risk
22 that death or serious physical harm to a resident will occur or
23 where such harm has occurred. Type A Violations shall be abated
24 or eliminated immediately. The Department shall impose a civil
25 penalty in an amount not less than ~~two hundred fifty dollars~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0746 MAR 31 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA099-LN132(3.22)

Short Title: Increase Minimum Wage.

(Public)

Sponsors: Representatives Blue and Ramsey.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR AN INCREASE IN THE MINIMUM WAGE IF THE
3 FEDERAL MINIMUM WAGE INCREASES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 95-25.3(a) reads as rewritten:
6 "(a) Every employer shall pay to each employee who in any workweek performs
7 any work, wages of at least three dollars and eighty cents (\$3.80) per hour effective
8 January 1, 1992, and four dollars and twenty-five cents (\$4.25) per hour effective
9 January 1, 1993, except as otherwise provided in this section. If the minimum wage
10 set forth in the Fair Labor Standards Act is increased to five dollars (\$5.00) per hour
11 or more, then the minimum wage required under this section shall be five dollars
12 (\$5.00) per hour effective on the same date as the increase to five dollars (\$5.00) per
13 hour or more under the Fair Labor Standards Act becomes effective."
14 Sec. 2. This act is effective upon ratification.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

760
LEGISLATIVE DAY 61
H746
READING 2
BLUE

5/10/95
6:31 PM
IN CHAIR: SPEAKER

INCREASE MINIMUM WAGE

AYES - 56

ADAMS	DICKSON	HURLEY	REDWINE
ALEXANDER	EARLE	IVES	RICHARDSON
BEALL	EASTERLING	LEE	SHAW
BLACK	FITCH	LOCKE	SHERRILL
BLUE	FOX	LUEBKE	SUTTON
BOWEN	GAMBLE	MCCRARY	TOLSON
BOWIE	GRAY	MCLAUGHLIN	WAINWRIGHT
BOYD-MCINTYRE	HACKNEY	MERCER	WARNER
BRASWELL	HENSLEY	MICHAUX	WATSON
BROWN, W.	HIGHTOWER	NYE	WILKINS
BUCHANAN	HILL	OLDHAM	WILSON, G.
CHURCH	HUNT	OWENS	WOMBLE
CULPEPPER	HUNTER, H.	PRESTON	WRIGHT
CUNNINGHAM	HUNTER, R.	RAMSEY	YONGUE

NOES - 54

ALDRIDGE	CREECH	HOLMES	PULLEY
ALLRED	CULP	HOWARD	RAYFIELD
ARNOLD	CUMMINGS	KISER	REYNOLDS
BAKER	DAUGHTRY	MCCOMAS	ROBINSON
BARBEE	DAVIS	MCCOMBS	RUSSELL
BERRY	DECKER	MCMAHAN	SEXTON
BRAWLEY	DOCKHAM	MILLER, K.	SHARPE
BROWN, J.	EDDINS	MINER	SHUBERT
CANSLER	EDWARDS	MITCHELL	TALLENT
CAPPS	ESPOSITO	MORGAN	THOMPSON
CARPENTER	GARDNER	NEELY	WEATHERLY
CLARY	GRADY	NICHOLS	WILSON, C.
COCKLEREECE	HAYES	PATE	WOOD
CRAWFORD	HIATT		

EXCUSED ABSENCE - 1

ELLIS

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	JUSTUS	LINNEY	MILLER, G.
BARNES	LEMMOND	MCALLISTER	ROGERS

H746



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 746

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

H746-ALB-1

Date 11 May, 1995

Comm. Sub. ☐
Amends Title ☐

Rep. BLUE

- 1 moves to amend the bill on page 1, lines 9 through 13,
2 by rewriting the sentence beginning on line 9 to read:
3 "If the minimum wage set forth in Section 6(a)(1) of the Fair Labor
4 Standards Act of 1938 (29 U.S.C. 206(a)(1)), as it may be amended
5 from time to time, is increased, then the minimum wage required
6 under this section shall be the same as required by Section 6(a)(1)
7 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) as it
8 may be amended from time to time, effective on the same date as any
9 increase under the federal law becomes effective."

SIGNED *D. Blue*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED 5/11/95

TABLED _____

55-59 EV
D. Blue

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

Q. # 788

LEGISLATIVE DAY 62

H746

READING 3

BLUE

AMEND #1 - 3ive

INCREASE MINIMUM WAGE

5/11/95

10:58 AM

IN CHAIR: SPEAKER

AYES - 55

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

NOES - 59

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

EXCUSED ABSENCE - 2

FITCH

NICHOLS

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

HUNTER, R.

IVES

H746



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 746

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)
Page 1 of 1

H746-ARR-002

Date 5/11, 1995

Comm. Sub. ☐
Amends Title ☐

Representative BLUE

1 moves to amend the bill on page 1, lines 10 through 13,
2 by deleting the language on those lines and substituting the
3 following:
4

5 "set forth in the Fair Labor Standards Act is increased to more than
6 four dollars and twenty-five cents (\$4.25), then the minimum wage
7 required under this section shall be the same as that set forth in
8 the Fair Labor Standards Act, except that if the minimum wage set
9 forth in the Fair Labor Standards Act is increased to more than five
10 dollars (\$5.00) then the minimum wage required under this section
11 shall be five dollars (\$5.00). An increase in the minimum wage
12 required under this section shall become effective on the same date
13 as the increase in the minimum wage set forth in the Fair Labor
14 Standards Act."
15

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/11/95 FAILED _____ TABLED _____

58-56 EV

[Signature]

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/11/95

11:20 AM

IN CHAIR: SPEAKER

Bill # 789

LEGISLATIVE DAY 62

H746

READING 3

BLUE

AMEND #2 - *Blue*

INCREASE MINIMUM WAGE

MOTION #3 - *Rep. Daughtry calls the previous question*

AYES - 83

ALDRIDGE	DAUGHTRY	HUNTER, R.	RAMSEY
ALLRED	DAVIS	IVES	RAYFIELD
ARNOLD	DECKER	JUSTUS	REYNOLDS
BAKER	DICKSON	KISER	ROBINSON
BARBEE	DOCKHAM	LEE	ROGERS
BERRY	EASTERLING	LEMMOND	RUSSELL
BLUE	EDDINS	LINNEY	SEXTON
BOWEN	EDWARDS	LOCKE	SHARPE
BOWIE	ELLIS	MCCOMAS	SHERRILL
BRAWLEY	ESPOSITO	MCCOMBS	SHUBERT
BROWN, J.	GAMBLE	MCLAUGHLIN	TALLENT
BROWN, W.	GARDNER	MCMAHAN	THOMPSON
BUCHANAN	GRADY	MERCER	WARNER
CANSLER	GRAY	MILLER, K.	WATSON
CAPPS	HAYES	MINER	WEATHERLY
CARPENTER	HIATT	MITCHELL	WILKINS
CHURCH	HIGHTOWER	MORGAN	WILSON, C.
COCKLEREECE	HILL	NEELY	WILSON, G.
CRAWFORD	HOLMES	NYE	WOMBLE
CREECH	HOWARD	PATE	YONGUE
CUMMINGS	HUNT	PULLEY	

NOES - 29

ADAMS	CUNNINGHAM	MCALLISTER	REDWINE
ALEXANDER	FOX	MCCRARY	RICHARDSON
BARNES	HACKNEY	MICHAUX	SUTTON
BEALL	HENSLEY	MILLER, G.	TOLSON
BLACK	HUNTER, H.	OLDHAM	WAINWRIGHT
BOYD-MCINTYRE	HURLEY	OWENS	WOOD
BRASWELL	LUEBKE	PRESTON	WRIGHT
CULPEPPER			

EXCUSED ABSENCE - 2

FITCH NICHOLS

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CULP	EARLE	SHAW
CLARY			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/11/95
11:21 AM
IN CHAIR: SPEAKER

Q. # 790
LEGISLATIVE DAY 62
H746
READING 3
BLUE
AMEND #2 - *give*
INCREASE MINIMUM WAGE

AYES - 58

ADAMS	CUMMINGS	LEE	RAMSEY
ALEXANDER	CUNNINGHAM	LEMOND	REDWINE
ALLRED	EARLE	LINNEY	RICHARDSON
BARNES	EASTERLING	LOCKE	ROGERS
BEALL	FOX	LUEBKE	SEXTON
BLACK	GAMBLE	MCCALLISTER	SHERRILL
BLUE	HACKNEY	MCCRARY	SUTTON
BOWEN	HENSLEY	MCLAUGHLIN	TOLSON
BOYD-MCINTYRE	HIGHTOWER	MERCER	WAINWRIGHT
BRASWELL	HILL	MICHAUX	WARNER
BROWN, J.	HUNT	MILLER, G.	WILKINS
BROWN, W.	HUNTER, H.	NYE	WOMBLE
CHURCH	HUNTER, R.	OLDHAM	WRIGHT
CRAWFORD	HURLEY	OWENS	YONGUE
CULPEPPER	JUSTUS		

NOES - 56

ALDRIDGE	CULP	HIATT	PULLEY
ARNOLD	DAUGHTRY	HOLMES	RAYFIELD
BAKER	DAVIS	HOWARD	REYNOLDS
BARBEE	DECKER	KISER	ROBINSON
BERRY	DICKSON	MCCOMAS	RUSSELL
BOWIE	DOCKHAM	MCCOMBS	SHARPE
BRAWLEY	EDDINS	MCMAHAN	SHUBERT
BUCHANAN	EDWARDS	MILLER, K.	TALLENT
CANSLER	ELLIS	MINER	THOMPSON
CAPPS	ESPOSITO	MITCHELL	WATSON
CARPENTER	GARDNER	MORGAN	WEATHERLY
CLARY	GRADY	NEELY	WILSON, C.
COCKLEREECE	GRAY	PATE	WILSON, G.
CREECH	HAYES	PRESTON	WOOD

EXCUSED ABSENCE - 2

FITCH
NICHOLS

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER
IVES
SHAW

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 791

LEGISLATIVE DAY 62

H746

READING 3

BLUE

5/11/95

11:23 AM

IN CHAIR: SPEAKER

INCREASE MINIMUM WAGE

MOTION #3 - Rep Blue calls the previous question

AYES - 94

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
BAKER
BARBEE
BARNES
BEALL
BERRY
BLACK
BLUE
BOWEN
BOYD-MCINTYRE
BRASWELL
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
CRAWFORD
CREECH

CULP
CULPEPPER
CUMMINGS
CUNNINGHAM
DAVIS
DICKSON
EARLE
EASTERLING
EDDINS
FOX
GAMBLE
GRADY
GRAY
HACKNEY
HENSLEY
HIATT
HIGHTOWER
HILL
HUNTER, H.
HUNTER, R.
HURLEY
IVES
JUSTUS
LEE

LEMMOND
LINNEY
LOCKE
LUEBKE
MCALLISTER
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MICHAX
MILLER, G.
MILLER, K.
MITCHELL
MORGAN
NEELY
NYE
OLDHAM
OWENS
PATE
PRESTON
PULLEY
RAMSEY
RAYFIELD

REDWINE
REYNOLDS
RICHARDSON
ROGERS
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
YONGUE

NOES - 21

ARNOLD
BOWIE
BRAWLEY
COCKLEREECE
DAUGHTRY
DECKER

DOCKHAM
EDWARDS
ELLIS
ESPOSITO
GARDNER

HAYES
HOLMES
HOWARD
KISER
MCCOMAS

MCCOMBS
MINER
ROBINSON
RUSSELL
WRIGHT

EXCUSED ABSENCE - 2

FITCH

NICHOLS

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

HUNT

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 792
LEGISLATIVE DAY 62
H/46
READING 3
BLUE

5/11/95
11:23 AM
IN CHAIR: SPEAKER

INCREASE MINIMUM WAGE

AYES - 56

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

NOES - 60

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

EXCUSED ABSENCE - 2

FITCH

NICHOLS

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

H746

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA062-LH142(3.8)

Short Title: Assault On Law-Enforcement Animal.

(Public)

Sponsors: Representative Cocklereece.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE IT A CLASS 1 MISDEMEANOR TO TAUNT OR ASSAULT
3 A LAW-ENFORCEMENT ANIMAL AND TO MAKE IT A FELONY TO
4 SERIOUSLY INJURE OR KILL A LAW-ENFORCEMENT ANIMAL.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 14-163.1 reads as rewritten:
7 "§ 14-163.1. Injuring, taunting, assaulting, injuring, or killing law-enforcement
8 agency animal.
9 (a) It is unlawful for any person willfully and maliciously to do or attempt to do
10 any of the following to an animal maintained by any municipal, county, or State law-
11 enforcement agency for use in the performance of the duties of the agency: taunt,
12 torment, tease, beat, kick, or strike the animal. Any person who violates this
13 subsection is guilty of a Class 1 misdemeanor.
14 (b) Any person who knows or has reason to know that an animal is ~~used for~~
15 maintained by a law-enforcement agency for purposes such as investigation, detection
16 of narcotics or explosives, or crowd control, ~~by any law-enforcement agency~~ and who
17 willfully ~~and not in self-defense,~~ causes serious injury to or kills that animal is guilty
18 of a Class ~~1 misdemeanor.~~ I felony."
19 Sec. 2. This act becomes effective December 1, 1995, and applies to
20 offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0748

MAR 31 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6062-LK114(2.28)

Short Title: Salvage Motor Vehicle Businesses.

(Public)

Sponsors: Representative Cocklereece.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REGULATE SALVAGE MOTOR VEHICLE BUSINESSES.
3 The General Assembly of North Carolina enacts:
4 Section 1. Chapter 20 of the General Statutes is amended by adding a
5 new Article to read:
6 "ARTICLE 12A.
7 "Salvage Motor Vehicle Businesses.
8 **"§ 20-308.10. Regulation of salvage motor vehicle businesses in public interest.**
9 The General Assembly finds and declares that transactions involving the sale and
10 disposal of registered motor vehicles vitally affects the general economy of the State
11 and the public interest and public welfare, and in the exercise of its policy power, it
12 is necessary to regulate and license salvage motor vehicle businesses in North
13 Carolina, in order to prevent frauds and deter criminal activities relating to registered
14 motor vehicles, and to protect and preserve the investments and properties of the
15 citizens of this State.
16 **"§ 20-308.11. Definitions.**
17 For purposes of this Article:
18 (1) 'Demolisher' means any person whose business is to crush, flatten,
19 or otherwise reduce a vehicle to a state where it can no longer be
20 considered a vehicle.
21 (2) 'Fair market retail value', as applied to a vehicle, means the fair
22 market retail value as found in the NADA Pricing Guide Book or
23 other publications approved by the Commissioner.
24 (3) 'Junk vehicle' means (i) any vehicle whose fair market retail value
25 is determined to have been at least three thousand dollars (\$3,000)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0749

MAR 31 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8113-LT098(3.28)

Short Title: Cancellation of Insurance Contracts.

(Public)

Sponsors: Representative Cocklereece.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PROCEDURE FOR SENDING INSURANCE
3 AGENTS AND COMPANIES NOTICES AND REQUESTS FOR
4 CANCELLATION OF INSURANCE CONTRACTS BY INSURANCE
5 PREMIUM FINANCE COMPANIES.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 58-35-85 reads as rewritten:
8 "**§ 58-35-85. Procedure for cancellation of insurance contract upon default; return of**
9 **unearned premiums; collection of cash surrender value.**
10 When an insurance premium finance agreement contains a power of attorney or
11 other authority enabling the insurance premium finance company to cancel any
12 insurance contract or contracts listed in the agreement, the insurance contract or
13 contracts shall not be cancelled unless ~~such~~ the cancellation is effectuated in
14 accordance with the following provisions:
15 (1) Not less than 10 days' written notice be mailed to the last known
16 address of the insured or insureds shown on the insurance
17 premium finance agreement of the intent of the insurance premium
18 finance company to cancel his or their insurance contract or
19 contracts unless the defaulted installment payment is received. A
20 notice thereof shall also be ~~mailed~~ sent to the insurance agent.
21 (2) After expiration of ~~such~~ the period, the insurance premium finance
22 company shall ~~mail~~ send the insurer a request for ~~cancellation~~;
23 ~~including a copy of the power of attorney, cancellation~~ and shall
24 mail a copy of the request for cancellation to the insured at his last

GA-33-A
(Please type or use ballpoint pen)

H. B. No. 749

DATE 4/20/95

S. B. No. _____

Amendment No. 1
(to be filled in by
Principal Clerk)

Rep.) Covergence
S.B.) _____

moves to amend the bill on page 2, line 3

by adding the following new language:

"The premium finance company shall include a copy of the power of attorney with the request for cancellation if the insurer has not already received a copy of the power of attorney with the application."

SIGNED [Signature]

ADOPTED 4/20/95

FAILED _____

TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 773/10-- 2:28 PM

MAY 25, 1995

LEGISLATIVE DAY 70

LT. GOVERNOR WICKER

-- Presiding

COCKLEREECE
CANCELLATION OF INSURANCE CONTRACTS
2ND EDITION

HOUSE BILL 749
READING 2

AYE 44 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
COOPER

DANNELLY
DAVIS
EDWARDS
FOX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR

KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN R
MARTIN W
MODANIEL
MCKOY
ODOM
PAGE
PARNELL

PERDUE
PLEXICO
PLYLER
RAND
SHAW
SHERRON
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO 0

EXCUSED 0

NOT CAST 3 CONDER

SAWYER SMITH

ABSENT 3 EAST

FORRESTER SIMPSON

PAIRS 0

AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0750

MAR 31 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2111-LK137(3.8)

Short Title: State Games Vehicles.

(Public)

Sponsors: Representative Blue.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE USE OF STATE TRUCKS AND VANS FOR THE
3 STATE GAMES OF NORTH CAROLINA.

4 The General Assembly of North Carolina enacts:

5 Section 1. Subdivision (8) of G.S. 143-341 reads as rewritten:

6 "(8) General Services:

- 7 a. To locate, maintain and care for public buildings and
8 grounds; to establish, locate, maintain, and care for walks,
9 driveways, trees, shrubs, flowers, fountains, monuments,
10 memorials, markers, and tablets on public grounds; and to
11 beautify the public grounds.
12 b. To provide necessary and adequate cleaning and janitorial
13 service, elevator operation service, and other operation or
14 maintenance services for the public buildings and grounds.
15 c. To provide necessary night watchmen for the public
16 buildings and grounds.
17 d. To make prompt repair of all public buildings and the
18 equipment, furniture, and fixtures thereof; and to establish
19 and operate shops for that purpose.
20 e. To keep in repair, out of funds appropriated for that
21 purpose, the furniture of the halls of the Senate and House
22 of Representatives and the rooms of the Capitol used by the
23 officers, clerks, and other employees of the General
24 Assembly.
25 f. Struck out by Session Laws 1959, c. 68, s. 3.

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN # 325
LEGISLATIVE DAY 48
HCS
READING 2
BLUE

4/18/95
2:38 PM
IN CHAIR: SPEAKER

STATE GAMES VEHICLES

AYES - 109

ADAMS	CUMMINGS	HURLEY	PULLEY
ALDRIDGE	DAVIS	IVES	RAYFIELD
ALEXANDER	DECKER	JUSTUS	REDWINE
ALLRED	DICKSON	KISER	REYNOLDS
ARNOLD	DOCKHAM	LEE	RICHARDSON
BARBEE	EARLE	LEMMOND	ROBINSON
BARNES	EASTERLING	LOCKE	ROGERS
BEALL	EDDINS	LUEBKE	RUSSELL
BERRY	EDWARDS	MCALLISTER	SEXTON
BLACK	ELLIS	MCCOMAS	SHARPE
BLUE	ESPOSITO	MCCOMBS	SHERRILL
BOWIE	FITCH	MCCRARY	SHUBERT
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SUTTON
BRASWELL	GAMBLE	MCMAHAN	TALLENT
BRAWLEY	GARDNER	MICHAUX	THOMPSON
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
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
CULPEPPER			

NOES - 1

BAKER

EXCUSED ABSENCE - 2

MERCER

SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER
BOWEN

CUNNINGHAM
DAUGHTRY

HOLMES
LINNEY

RAMSEY
SHAW

H750 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H.B. No. _____

~~S.B.~~ No. 750

COMMITTEE SUBSTITUTE YES

DATE May 3, 1995

Amendment No. 1 (one)
(to be filled in by
Principal Clerk)

Rep.) Gus
Sen.)

1 moves to amend the bill on page 8, line 11

2 () WHICH CHANGES THE TITLE

3 by BY INSERTING THE FOLLOWING WORDS AFTER THE WORDS "UGS":

4 AND SHALL BE RESPONSIBLE FOR THE FULL COST OF ~~REPAIRS~~ REPAIRS
5 TO THESE VEHICLES IF THEY ARE DAMAGED WHILE USED FOR THE
6 STATE GAMES,

- 7 _____
- 8 _____
- 9 _____
- 10 _____
- 11 _____
- 12 _____
- 13 _____
- 14 _____
- 15 _____
- 16 _____
- 17 _____
- 18 _____
- 19 _____

SIGNED W.B. J.
ADOPTED BY THE COMMITTEE ON TRANSPORTATION James W. Speed

ADOPTED 5-15-95 FAILED S. Jink TABLED _____
(V)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 735/3-- 7:43 PM

MAY 15, 1995

LEGISLATIVE DAY 63

LT. GOVERNOR WICKER

-- Presiding

BLUE
STATE GAMES VEHICLES
COM SUB/2ND EDITION

HOUSE BILL 750
READING 2

AYE

35 ALBERTSON
ALLRAN
BALLANCE
BASNIGHT
CARPENTER
CLARK
COCHRANE
CONDER
COOPER

DANNELLY
EDWARDS
FORBES
GULLEY
HORTON
LEDBETTER
LITTLE
LUCAS
MARTIN R.

MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO
PLYLER

RAND
SAWYER
SHAW
SHERRON
SOLES
SPEED
WARREN
WINNER

NO

8 BALLANTINE
BLACKMON

CARRINGTON
DAVIS

EAST
FOX

KERR
KINCAID

EXCUSED 0

NOT CAST 0

ABSENT 7 HARTSELL
HOBBS

HOYLE
JORDAN

SIMPSON
SMITH

WEBSTER

PAIRS 0
AYE
NO

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 870
LEGISLATIVE DAY 66
H750 HCS

5/18/95

1:12 PM

IN CHAIR: SPEAKER

BLUE

AMEND #1 - *Senate*

STATE GAMES VEHICLES

MOTION #11 - *Rep. Blue moves concurrence in Senate Amendment*

AYES - 104

ADAMS	CREECH	HURLEY	PRESTON
ALDRIDGE	CULP	IVES	PULLEY
ALEXANDER	CULPEPPER	JUSTUS	RAMSEY
ARNOLD	CUMMINGS	KISER	RAYFIELD
BAKER	CUNNINGHAM	LEE	REDWINE
BARBEE	DAUGHTRY	LEMMOND	RICHARDSON
BARNES	DAVIS	LINNEY	ROBINSON, G.
BEALL	DECKER	LOCKE	ROBINSON, J.
BERRY	EASTERLING	LUEBKE	ROGERS
BLACK	EDDINS	MCCOMAS	SEXTON
BLUE	ELLIS	MCCOMBS	SHARPE
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, K.	TOLSON
BROWN, W.	HAYES	MINER	WAINWRIGHT
BUCHANAN	HENSLEY	MITCHELL	WARNER
CANSLER	HIATT	MORGAN	WATSON
CAPPS	HIGHTOWER	NEELY	WEATHERLY
CARPENTER	HILL	NICHOLS	WILKINS
CHURCH	HOWARD	NYE	WILSON, G.
CLARY	HUNT	OLDHAM	WOMBLE
COCKLEREECE	HUNTER, H.	OWENS	WOOD
CRAWFORD	HUNTER, R.	PATE	YONGUE

NOES - 0

EXCUSED ABSENCE - 8

DICKSON	FITCH	MILLER, G.	RUSSELL
DOCKHAM	GAMBLE	REYNOLDS	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	EARLE	HOLMES	SHAW
ALLRED	EDWARDS	MCALLISTER	WILSON, C.

H750 HCS

4751

H.B. FILED
0751 APR -3 95
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA103-LD054C(2.20)

Short Title: Real Estate Ind. Contractor.

(Public)

Sponsors: Representative Howard.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW A CONTRACT BETWEEN A REAL ESTATE BROKER
3 AND A REAL ESTATE SALESMAN TO INCLUDE A PROVISION TO
4 REIMBURSE THE REAL ESTATE BROKER FOR THE COST OF
5 INCLUDING THE SALESMAN UNDER THE BROKER'S WORKERS'
6 COMPENSATION COVERAGE OF THE BROKER'S BUSINESS.
7 The General Assembly of North Carolina enacts:
8 Section 1. Article 1 of Chapter 93A of the General Statutes is amended
9 by adding a new section to read:
10 "§ 93A-11. Reimbursement by real estate independent contractor of brokers' workers'
11 compensation.
12 (a) Notwithstanding the provisions of G.S. 97-21 or any other provision of law, a
13 real estate broker may include in the governing contract with a real estate salesman
14 whose nonemployee status is recognized pursuant to section 3508 of the United States
15 Internal Revenue Code, 26 U.S.C. § 3508, an agreement for the salesman to
16 reimburse the broker for the cost of covering that salesman under the broker's
17 workers' compensation coverage of the broker's business.
18 (b) Nothing in this section shall affect a requirement under any other law to
19 provide workers' compensation coverage or in any manner exclude from coverage
20 any person, firm, or corporation otherwise subject to the provisions of Article 1 of
21 Chapter 97 of the General Statutes."
22 Sec. 2. This act is effective upon ratification and applies to any
23 governing contract between a real estate broker and a real estate salesman entered
24 into on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 785/11-- 8:04 PM

MAY 29, 1995

LEGISLATIVE DAY 71

LT. GOVERNOR WICKER

-- Presiding

HOWARD
REAL ESTATE INDEPENDENT CONTRACTOR

HOUSE BILL 751
READING 2

AYE

47 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER

DANNELLY
DAVIS
EAST
EDWARDS
FOX
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR
KINCAID

LEDBETTER
LITTLE
LUCAS
MARTIN R
MARTIN W
MC DANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO

PLYLER
RAND
SHAW
SHERRON
SIMPSON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

1 GULLEY

EXCUSED 0

NOT CAST 1 SAWYER

ABSENT 1 FORRESTER

PAIRS 0

AYE
NO



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0752

APR -4 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6077*-LC182(3.6)

Short Title: Global TransPark Zone Funds.

(Public)

Sponsors: Representative Russell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EQUALIZE FUNDING FOR THE GLOBAL TRANSPARK
3 DEVELOPMENT ZONE.

4 Whereas, the Global TransPark Development Zone was created in 1993
5 as a regional economic development commission representing twelve counties (now
6 thirteen) that surround the Global TransPark; and

7 Whereas, the Zone is one of seven economic development regions in the
8 State because the General Assembly and the Department of Commerce have, since
9 approving the Zone, created six other economic development regions; and

10 Whereas, like the Zone, three of the seven regional economic
11 development commissions were also created in 1993: the Western, Northeastern, and
12 Southeastern regional commissions and each of these three economic development
13 commissions received an appropriation of \$600,000 in 1993 for operating expenses;
14 and

15 Whereas, in 1993, the Zone received a one-time appropriation of
16 \$7,500,000, which money cannot be used for operating and marketing expenses
17 because it is required to be placed in a revolving trust fund and used for
18 infrastructure loans; and

19 Whereas, the Zone in 1994 levied a \$5.00 vehicle registration fee on local
20 vehicles, which locally raised funds are to be placed in a trust fund for infrastructure
21 projects; 15% of these vehicle registration fee funds, plus the interest on the
22 remainder, may be used for operating and infrastructure expenses of the Zone; and

23 Whereas, the Global TransPark Authority receives annual appropriations
24 from the Highway Fund but these funds are for the TransPark complex and not for
25 the multicounty economic development region represented by the Zone; and

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1995

0753

APR -4 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA105-LR063G(2.28)

Short Title: Amend LEO Retirement Def.

(Public)

Sponsors: Representative Morgan (by request).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE DEFINITION OF LAW ENFORCEMENT OFFICER
3 FOR THE PURPOSES OF ELIGIBILITY FOR BENEFITS UNDER THE
4 NORTH CAROLINA LOCAL GOVERNMENTAL EMPLOYEES'
5 RETIREMENT SYSTEM AND THE TEACHERS' AND STATE EMPLOYEES'
6 RETIREMENT SYSTEM OF NORTH CAROLINA.
7 The General Assembly of North Carolina enacts:
8 Section 1.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0754

APR -4 95

H

D

HOUSE DRH7085-LB139A(2.10)

HOUSE PRINCIPAL CLERK

Short Title: Water and Sewer Authority Board.

(Public)

Sponsors: Representative Morgan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT WHEN A WATER AND SEWER AUTHORITY
3 WAS FORMED BY A COUNTY AND ONE CITY, AND THE MAJORITY OF
4 THE CUSTOMERS OF THE AUTHORITY ARE LOCATED WITHIN A CITY
5 THAT IS NOT A MEMBER, THAT CITY MAY JOIN THE AUTHORITY AND
6 APPOINT MEMBERS TO ITS GOVERNING BOARD.
7 The General Assembly of North Carolina enacts:
8 Section 1. Article 1 of Chapter 162A of the General Statutes is amended
9 by adding a new section to read:
10 "§ 162A-5.1. Political subdivision allowed to join certain authorities.
11 (a) As used in this section, 'city' means a city, town, or incorporated village.
12 (b) When an authority was organized under G.S. 162A-3.1 by one county and one
13 city, and the majority of the authority's water customers are located within a city
14 which is not the city that was one of the two original organizers, then that city may
15 join the authority and appoint members as provided by this section.
16 (c) A city joining the authority under this section shall do so in accordance with
17 the procedures of G.S. 162A-4. The resolution shall become effective upon the
18 issuance of a certificate of joinder under G.S. 162A-4(c).
19 (d) When a city joins an authority under this section, then effective on a date set
20 in the resolution, but not earlier than the first day of the second calendar month after
21 the issuance of the certificate of joinder under G.S. 162A-4(c), the terms of office of
22 all the members of the authority are terminated, and the authority shall consist of
23 nine members appointed as follows:

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Bill # 292
LEGISLATIVE DAY 45
H754
READING 2
MORGAN

4/12/95
3:26 PM
IN CHAIR: SPEAKER

WATER AND SEWER AUTHORITY BOARD

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 6

BOWEN	CHURCH	RICHARDSON	SNOWDEN
BROWN, W.	ESPOSITO		

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CREECH	HUNTER, H.	PRESTON
BLUE	FITCH		

H754



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 754

AMENDMENT NO. 1(one)
(to be filled in by
Principal Clerk)
Page 1 of 2

H754-ALB-2

Date May 30, 1995

Comm. Sub. ☐
Amends Title ☐

1 moves to amend the bill on page 1, line 23,
2 by deleting "nine"

3
4 further moves to amend the bill on page 2, line 1, by deleting
5 "Three", and substituting "Two"

6
7 further moves to amend the bill on page 2, lines 7 through 10, by
8 rewriting those lines to read:

9 "(3) One member appointed by the board of commissioners of
10 the county that was one of the two original
11 organizers. This member must be a resident of a
12 household served by the authority's water system.
13 (4) One member appointed by the board of commissioners of
14 the county that was one of the two original
15 organizers. This member must be a resident of a
16 household served by a sewer system operated by the
17 authority, but may not be a resident of a household
18 served by the authority's water system."

19
20 further moves to amend the bill on page 2, line 11 by renumbering
21 that subdivision accordingly

22
23 further moves to amend the bill on page 2, lines 16 through 18 by
24 rewriting those lines to read:

25 "(6) One member appointed by the board of commissioners of
26 the county that was one of the two original
27 organizers. That member must be a resident of the
28 city that has the second highest number of residential
29 water customers served by the authority."

See page 2



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 754

AMENDMENT NO. 1 (one)
(to be filled in by
Principal Clerk) 2
Page 2 of 2

H754-ALB-2

1
2 further moves to amend the bill on page 3, lines 8 through 11 by
3 rewriting the sentence beginning on line 8 to read: "Two each of the
4 members of the authority first appointed after a city has joined
5 under G.S. 162A-5.1 shall have terms expiring one year and two years
6 respectively from the date on which the certificate of joinder was
7 issued, and three of the members of the authority first appointed
8 after a city has joined under G.S. 162A-5.1 shall have terms
9 expiring three years from the date on which the certificate of
10 joinder was issued."

SIGNED Leena Little
Amendment Sponsor

SIGNED J. K. Shuman
Committee Chair if Senate Committee Amendment

ADOPTED 6-1-95 FAILED _____ TABLED _____

(U)

Rich



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 754

AMENDMENT NO. 1 (one)
(to be filled in by
Principal Clerk)
Page 1 of 2

H754-ALB-2

Date May 30, 1995

Comm. Sub. ☐
Amends Title ☐

- 1 moves to amend the bill on page 1, line 23,
2 by deleting "nine"
3
4 further moves to amend the bill on page 2, line 1, by deleting
5 "Three", and substituting "Two"
6
7 further moves to amend the bill on page 2, lines 7 through 10, by
8 rewriting those lines to read:
9 "(3) One member appointed by the board of commissioners of
10 the county that was one of the two original
11 organizers. This member must be a resident of a
12 household served by the authority's water system.
13 (4) One member appointed by the board of commissioners of
14 the county that was one of the two original
15 organizers. This member must be a resident of a
16 household served by a sewer system operated by the
17 authority, but may not be a resident of a household
18 served by the authority's water system."
19
20 further moves to amend the bill on page 2, line 11 by renumbering
21 that subdivision accordingly
22
23 further moves to amend the bill on page 2, lines 16 through 18 by
24 rewriting those lines to read:
25 "(6) One member appointed by the board of commissioners of
26 the county that was one of the two original
27 organizers. That member must be a resident of the
28 city that has the second highest number of residential
29 water customers served by the authority."

See page 2



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 754

AMENDMENT NO. 1 (one)
(to be filled in by
Principal Clerk) 2
Page 2 of 2

H754-ALB-2

1
2 further moves to amend the bill on page 3, lines 8 through 11 by
3 rewriting the sentence beginning on line 8 to read: "Two each of the
4 members of the authority first appointed after a city has joined
5 under G.S. 162A-5.1 shall have terms expiring one year and two years
6 respectively from the date on which the certificate of joinder was
7 issued, and three of the members of the authority first appointed
8 after a city has joined under G.S. 162A-5.1 shall have terms
9 expiring three years from the date on which the certificate of
10 joinder was issued."

SIGNED Leena Little
Amendment Sponsor

SIGNED J. K. Shuman
Committee Chair if Senate Committee Amendment

ADOPTED 6-1-95 FAILED _____ TABLED _____

(U)

Shik

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 833/16-- 4:19 PM

JUNE 1, 1995

LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

-- Presiding

MORGAN
WATER AND SEWER AUTHORITY BOARD

HOUSE BILL 754
READING 2

AYE

45 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY

DAVISY 20.1775
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN

KERR
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PERDUE

PLEXICO
PLYLER
RAND
SHAW
SHERRON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED

0

NOT CAST

3

BLACKMON

KINCAID

SIMPSON

ABSENT

2

PARNELL

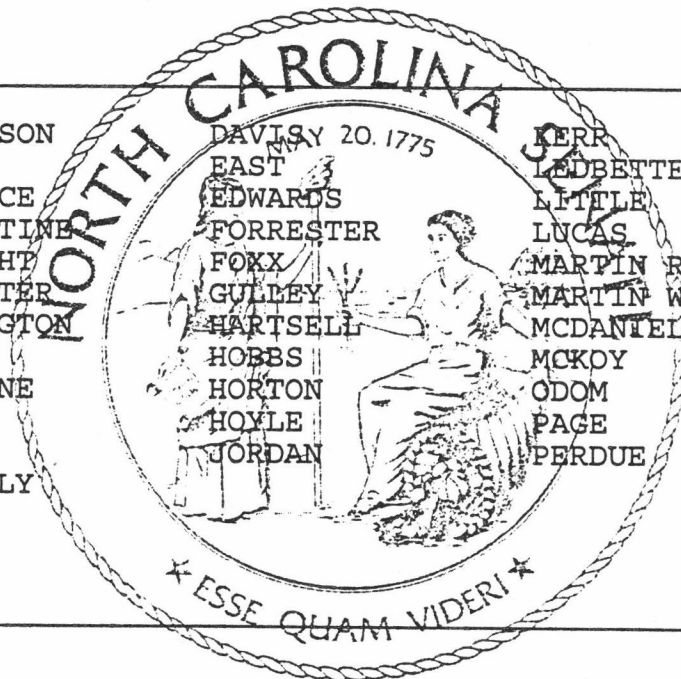
SAWYER

PAIRS

0

AYE

NO



NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1015
LEGISLATIVE DAY 77
H754

6/07/95
1:43 PM
IN CHAIR: SPEAKER

MORGAN

AMEND #1 *Senate*

WATER AND SEWER AUTHORITY BOARD

MOTION #11 *Rep. Morgan moves to call in Senate Amendment*

AYES - 99

ADAMS	CUNNINGHAM	IVES	PULLEY
ALDRIDGE	DAVIS	KISER	RAMSEY
ALEXANDER	DECKER	LEE	RAYFIELD
ALLRED	DICKSON	LEMMOND	REDWINE
BAKER	DOCKHAM	LINNEY	REYNOLDS
BARBEE	EARLE	LUEBKE	RICHARDSON
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	SHAW
BRASWELL	GAMBLE	MERCER	SUTTON
BROWN, J.	GARDNER	MILLER, G.	TALLENT
BROWN, W.	GRADY	MILLER, K.	TOLSON
BUCHANAN	GRAY	MINER	WAINWRIGHT
CANSLER	HACKNEY	MITCHELL	WARNER
CAPPS	HAYES	MORGAN	WATSON
CHURCH	HENSLEY	NEELY	WEATHERLY
CLARY	HIATT	NICHOLS	WILSON, C.
COCKLEREECE	HIGHTOWER	NYE	WOMBLE
CREECH	HILL	OLDHAM	WOOD
CULP	HOWARD	OWENS	WRIGHT
CULPEPPER	HUNT	PATE	YONGUE
CUMMINGS	HURLEY	PRESTON	

NOES - 1

CARPENTER

EXCUSED ABSENCE - 3

HUNTER, R.

JUSTUS

SHUBERT

EXCUSED VOTE - 0

NOT VOTING - 17

SPEAKER
ARNOLD
BARNES
BERRY
BRAWLEY

CRAWFORD
DAUGHTRY
FOX
HOLMES

HUNTER, H.
LOCKE
MICHAX
ROBINSON, G.

SHERRILL
THOMPSON
WILKINS
WILSON, G.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0755 APR -4 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6102-LG124(3.28)

Short Title: Official State Dance.

(Public)

Sponsors: Representative Cummings.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DESIGNATE THE SQUARE DANCE AS THE AMERICAN FOLK
3 DANCE OF THE STATE OF NORTH CAROLINA.

4 Whereas, love of state and professions is enhanced by traditions that have
5 become a part of our way of life and the customs of the American people; and

6 Whereas, we have distinctive and meaningful symbols of our ideals in our
7 State's flag and in many cultural endeavors, but no official designation of a State folk
8 dance; and

9 Whereas, the square dance, which was first associated with the American
10 people and recorded in history since 1651, has consistently been the one dance
11 traditionally recognized by the American people as a dignified and enjoyable
12 expression of American folk dancing; and

13 Whereas, square dancing is a traditional form of family recreation which
14 symbolizes a basic strength of this country, namely the unity of family; and

15 Whereas, square dancing is an activity for young and old and encourages
16 fellowship among the dancers; and

17 Whereas, square dancing is the American folk dance which is called,
18 cued, or prompted to the dancers, and includes squares, rounds, clogging, contra,
19 line, and heritage dances; and

20 Whereas, official recognition of the square dance will enhance the
21 cultural stature of North Carolina both nationally and internationally; and

22 Whereas, national and international prestige is in the best interest of all
23 Americans; and

24 Whereas, it is fitting that the square dance be added to the array of State
25 symbols; Now, therefore,

H

HOUSE DRH1186-LF236(3.29)

Short Title: Rest Home Changes.

(Public)

Sponsors: Representative Barnes.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AID IN ENSURING THAT RESIDENTS IN DOMICILIARY CARE
3 HOMES ARE IN SAFE AND WELL-MANAGED FACILITIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 131D-2(b)(1) reads as rewritten:
6 "(1) The Department of Human Resources shall inspect and license,
7 under rules adopted by the Social Services Commission, all
8 domiciliary homes for persons who are aged or mentally or
9 physically disabled except those exempt in subsection (d) of this
10 section. Licenses issued under the authority of this section shall be
11 valid for one year from the date of issuance unless revoked earlier
12 by the Secretary of Human Resources for failure to comply with
13 any part of this section or any rules adopted hereunder. No
14 license shall be issued to or renewed for any domiciliary home
15 operated by anyone who operated any domiciliary home that had
16 its license revoked until one full year after the date of revocation.
17 The current license of any domiciliary home operated by anyone
18 who operated any domiciliary home that had its license revoked
19 within that current year shall be automatically revoked. Licenses
20 shall be renewed annually upon filing and the Department's
21 approval of the renewal application. A license shall not be
22 renewed if outstanding fines and penalties imposed by the State
23 against the home have not been paid. Fines and penalties for
24 which an appeal is pending are exempt from consideration. The
25 renewal application shall contain all necessary and reasonable

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

2. # 698
LEGISLATIVE DAY 61
H756 HCS
READING 2
BARNES

5/10/95
12:48 PM
IN CHAIR: SPEAKER

REST HOME CHANGES

AYES - 75

ALDRIDGE	CUMMINGS	JUSTUS	REYNOLDS
ALEXANDER	DAUGHTRY	LUEBKE	ROBINSON
ARNOLD	DAVIS	MCCOMAS	ROGERS
BAKER	DOCKHAM	MCCOMBS	RUSSELL
BARBEE	EASTERLING	MCLAUGHLIN	SEXTON
BARNES	EDDINS	MCMAHAN	SHARPE
BERRY	ELLIS	MERCER	SHERRILL
BOWIE	ESPOSITO	MICHAUX	SHUBERT
BOYD-MCINTYRE	FOX	MILLER, K.	SUTTON
BRAWLEY	GARDNER	MINER	TALLENT
BROWN, W.	GRADY	MITCHELL	THOMPSON
BUCHANAN	HACKNEY	MORGAN	TOLSON
CANSLER	HENSLEY	NICHOLS	WARNER
CHURCH	HILL	NYE	WEATHERLY
CLARY	HOWARD	OWENS	WILKINS
CRAWFORD	HUNT	PATE	WILSON, G.
CREECH	HUNTER, R.	PRESTON	WOMBLE
CULP	HURLEY	RAYFIELD	YONGUE
CULPEPPER	IVES	REDWINE	

NOES - 2

CARPENTER KISER

EXCUSED ABSENCE - 4

FITCH LINNEY MCALLISTER MILLER, G.

EXCUSED VOTE - 0

NOT VOTING - 38

SPEAKER	COCKLEREECE	HIGHTOWER	PULLEY
ADAMS	CUNNINGHAM	HOLMES	RAMSEY
ALLRED	DECKER	HUNTER, H.	RICHARDSON
BEALL	DICKSON	LEE	SHAW
BLACK	EARLE	LEMMOND	WAINWRIGHT
BLUE	EDWARDS	LOCKE	WATSON
BOWEN	GAMBLE	MCCRARY	WILSON, C.
BRASWELL	GRAY	NEELY	WOOD
BROWN, J.	HAYES	OLDHAM	WRIGHT
CAPPS	HIATT		

H756 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 998/10--12:45 PM

JUNE 15, 1995

LEGISLATIVE DAY 82

LT. GOVERNOR WICKER

-- Presiding

BARNES
REST HOME CHANGES
COM SUB/2ND EDITION

HOUSE BILL 756
READING 2

AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE DANNELLY DAVIS	EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY PAGE PARNELL PERDUE PLEXICO	PLYLER RAND SAWYER SHAW SIMPSON SMITH SOLES SPEED WARREN WEBSTER WINNER
-----	----	--	--	---	---

NO 0

EXCUSED 0

NOT CAST 4 CONDER KINCAID ODOM SHERRON

ABSENT 1 COOPER

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0757

APR -4 95

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH8123-LL137(3.8)

Short Title: N.C. Planned Community Act.

(Public)

Sponsors: Representative Lemmond.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE NORTH CAROLINA PLANNED COMMUNITY
3 ACT.
4 The General Assembly of North Carolina enacts:
5 Section 1. The General Statutes are amended by adding a new Chapter
6 to read:
7 "Chapter 47E.
8 "North Carolina Planned Community Act.
9 "ARTICLE 1.
10 "General Provisions.
11 "§ 47E-1-101. Short title.
12 This act shall be known and may be cited as the North Carolina Planned
13 Community Act.
14 "§ 47E-1-102. Applicability.
15 (a) This act applies to all planned communities created within this State on or
16 after October 1, 1995.
17 (b) This act does not apply to a planned community created within this State on
18 or after October 1, 1995:
19 (1) Which contains no more than 12 lots (including all lots which may
20 be added or created by the exercise of development rights) unless
21 the declaration provides or is amended as permitted in subsection
22 (e) of this section to provide that this act does apply to that
23 planned community; or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0758

APR -4 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6097-LT083(3.22)

Short Title: Interest Rate Adjustments.

(Public)

Sponsors: Representative Miner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ADJUST INTEREST RATES AND CHARGES BY LENDERS.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 53-176 reads as rewritten:
5 "§ 53-176. **Optional rates, maturities and amounts.**
6 (a) In lieu of making loans in the amount and at the charges stated in G.S. 53-173
7 and for the terms stated in G.S. 53-180, a licensee may at any time elect to make
8 loans in installments not exceeding ten thousand dollars (\$10,000) and which shall
9 not be repayable in less than six months or more than 84 months and which shall not
10 be secured by deeds of trust or mortgages on real estate and which are repayable in
11 substantially equal consecutive monthly payments and to charge and collect interest
12 in connection therewith which shall not exceed the ~~following actuarial rates:~~ rates
13 provided in this section.
14 (1) With respect to a loan not exceeding seven thousand five hundred
15 dollars (\$7,500), thirty percent (30%) per annum on that part of
16 the unpaid principal balance not exceeding one thousand dollars
17 (\$1,000) and eighteen percent (18%) per annum on the remainder
18 of the unpaid principal balance. Interest shall be contracted for
19 and collected at the single simple interest rate applied to the
20 outstanding balance that would earn the same amount of interest as
21 the above rates for payment according to schedule.
22 (2) With respect to a loan exceeding seven thousand five hundred
23 dollars (\$7,500), eighteen percent (18%) per annum on the
24 outstanding principal balance.

EV



NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 524
LEGISLATIVE DAY 58
H758 HCS
READING 2
MINER

5/04/95
5:24 PM
IN CHAIR: SPEAKER

INTEREST RATE ADJUSTMENTS

AYES - 82

ADAMS
ALDRIDGE
ALLRED
ARNOLD
BAKER
BEALL
BLACK
BOYD-MCINTYRE
BRASWELL
BROWN, J.
BUCHANAN
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAVIS
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
FOX
GARDNER
GRADY
GRAY
HAYES
HIATT
HIGHTOWER
HILL
HOLMES
HUNTER, H.
HUNTER, R.
JUSTUS
KISER
LOCKE

LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MINER
MITCHELL
MORGAN
NYE
OLDHAM
OWENS
PATE
PULLEY
RAMSEY
RAYFIELD
REDWINE

REYNOLDS
RICHARDSON
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
YONGUE

NOES - 3

HACKNEY

LEE

WARNER

EXCUSED ABSENCE - 9

BLUE
BRAWLEY
CANSLER

HUNT
HURLEY

IVES
NICHOLS

PRESTON
WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 25

SPEAKER
ALEXANDER
BARBEE
BARNES
BERRY
BOWEN
BOWIE

BROWN, W.
CUMMINGS
DAUGHTRY
DECKER
DICKSON
ESPOSITO

FITCH
GAMBLE
HENSLEY
HOWARD
LEMMOND
LINNEY

MCLAUGHLIN
MILLER, K.
NEELY
SHAW
WOOD
WRIGHT

H758 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

529
LEGISLATIVE DAY 58
H758 HCS
READING 3
MINER

5/04/95
5:33 PM
IN CHAIR: SPEAKER

INTEREST RATE ADJUSTMENTS

AYES - 88

ADAMS	CULPEPPER	HUNTER, H.	PATE
ALEXANDER	CUMMINGS	HUNTER, R.	PULLEY
ALLRED	CUNNINGHAM	JUSTUS	RAMSEY
ARNOLD	DAUGHTRY	KISER	RAYFIELD
BAKER	DAVIS	LEMMOND	REDWINE
BARBEE	DOCKHAM	LOCKE	REYNOLDS
BEALL	EARLE	LUEBKE	ROBINSON
BLACK	EASTERLING	MCALLISTER	SEXTON
BOWEN	EDDINS	MCCOMAS	SHARPE
BOWIE	EDWARDS	MCCOMBS	SHERRILL
BOYD-MCINTYRE	ELLIS	MCCRARY	SHUBERT
BRASWELL	ESPOSITO	MCLAUGHLIN	SUTTON
BROWN, J.	FOX	MCMAHAN	TALLENT
BUCHANAN	GARDNER	MICHAUX	THOMPSON
CAPPS	GRADY	MILLER, G.	TOLSON
CARPENTER	GRAY	MINER	WARNER
CHURCH	HAYES	MITCHELL	WEATHERLY
CLARY	HENSLEY	MORGAN	WILKINS
COCKLEREECE	HIATT	NEELY	WILSON, C.
CRAWFORD	HIGHTOWER	NYE	WOMBLE
CREECH	HILL	OLDHAM	WOOD
CULP	HOWARD	OWENS	YONGUE

NOES - 1

LEE

EXCUSED ABSENCE - 9

BLUE	HUNT	IVES	PRESTON
BRAWLEY	HURLEY	NICHOLS	WAINWRIGHT
CANSLER			

EXCUSED VOTE - 0

NOT VOTING - 21

SPEAKER	DICKSON	LINNEY	RUSSELL
ALDRIDGE	FITCH	MERCER	SHAW
BARNES	GAMBLE	MILLER, K.	WATSON
BERRY	HACKNEY	RICHARDSON	WILSON, G.
BROWN, W.	HOLMES	ROGERS	WRIGHT
DECKER			

H758 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 809/8-- 4:38 PM

MAY 31, 1995

LEGISLATIVE DAY 73

LT. GOVERNOR WICKER

-- Presiding

MINER
INTEREST RATE ADJUSTMENTS
COM SUB/2ND EDITION

HOUSE BILL 758
READING 2

AYE	44	ALBERTSON ALLRAN BALLANTINE BLACKMON CARPENTER CARRINGTON COCHRANE CONDER COOPER DANNELLY DAVIS	EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR SIMPSON	KINCAID LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL	PERDUE PLEXICO PLYLER RAND SHERRON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	2	CLARK			

EXCUSED 0

NOT CAST

4 BALLANCE

BASNIGHT

SAWYER

SHAW

ABSENT

0

PAIRS

0

AYE

NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0759 APR -4 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4107-LJ21(4.3)

Short Title: Nonprofit Home Sales Tax Refund.

(Public)

Sponsors: Representative Gray.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A HOME FOR THE AGED, SICK, OR INFIRM
3 WHOSE PROPERTY IS EXEMPT FROM PROPERTY TAX IS ALLOWED A
4 REFUND OF STATE AND LOCAL SALES AND USE TAXES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-164.14(b), as amended by Chapter 17 of the 1995
7 Session Laws, reads as rewritten:
8 "(b) ~~Nonprofit Corporations. Entities and Hospital Drugs.~~ -- ~~The Secretary shall~~
9 ~~make refunds semiannually to hospitals not operated for profit (including hospitals~~
10 ~~and medical accommodations operated by an authority created under the Hospital~~
11 ~~Authorities Law, Article 2 of Chapter 131E of the General Statutes), educational~~
12 ~~institutions not operated for profit, and churches, orphanages, and other charitable or~~
13 ~~religious institutions and organizations not operated for profit~~ A nonprofit entity
14 included in the following list is allowed a semiannual refund of sales and use taxes
15 paid by it under this Article, except under G.S. 105-164.4(a)(4a) and G.S. 105-
16 164.4(a)(4c), by these institutions and organizations on direct purchases of tangible
17 personal property for use in carrying on the work of the institutions or organizations.
18 nonprofit entity:
19 (1) Hospitals not operated for profit, including hospitals and medical
20 accommodations operated by an authority created under the
21 Hospital Authorities Law, Article 2 of Chapter 131E of the
22 General Statutes.
23 (2) Educational institutions not operated for profit.
24 (3) Churches, orphanages, and other charitable or religious institutions
25 and organizations not operated for profit.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 759

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

H759-ALJ-1

Date MAY 8, 1995

Comm. Sub. ☐
Amends Title ☐
1st Edition

Representative GRAY

moves to amend the bill on page 2, lines 29 and 30, by rewriting those lines to read:

3 "Sec. 2. This act is effective upon ratification and
4 applies to purchases made on or after January 1, 1995."

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/8/95 (vr) FAILED _____ TABLED _____

[Signature]

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1372/16-- 3:56 PM

JULY 19, 1995

LEGISLATIVE DAY 10

LT. GOVERNOR WICKER

-- Presiding

GRAY
NONPROFIT HOME SALES TAX REFUND
2ND EDITION

HOUSE BILL 759
READING 2

AYE

48 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CLARK
COCHRANE
CONDER
COOPER
DANNELLY

DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN
KERR

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

1 KINCAID

EXCUSED 0

NOT CAST 1 CARRINGTON

ABSENT 0

PAIRS 0

AYE

NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1402/8-- 6:15 PM

JULY 24, 1995

LEGISLATIVE DAY 10

LT. GOVERNOR WICKER

-- Presiding

GRAY
NONPROFIT HOME SALES TAX REFUND
2ND EDITION

HOUSE BILL 759
READING 3

AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	DANNELLY DAVIS EAST 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 WINNER
NO	1	WEBSTER			

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0760

APR -4 95

H

HOUSE PRINCIPAL CLERK^D

HOUSE DRH1012-LR020(1.3)

Short Title: Law Enf. Off. Discipline

(Public)

Sponsors: Representatives Hensley and Russell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO STANDARDIZE THE INVESTIGATION AND DISCIPLINE OF
3 LAW ENFORCEMENT OFFICERS AND TO PROVIDE FOR JUDICIAL
4 REVIEW.

5 The General Assembly of North Carolina enacts:

6 Section 1. For the purpose of this act:

- 7 (1) "Employing agency" means any State agency or department,
8 municipality, or political subdivision of the State that employs law
9 enforcement officers.
10 (2) "Law enforcement officer" means all officers with the powers of
11 arrest as defined by law and required to be certified under
12 Chapters 17C and 17E of the General Statutes.
13 (3) "Officer" means law enforcement officer.

14 Sec. 2. If an investigation by an employing agency involves matters
15 which could reasonably lead to the dismissal, demotion, suspension, or transfer for
16 punitive reasons of, or any disciplinary action against, a law enforcement officer, it is
17 required that:

- 18 (1) Any questioning of the officer shall be conducted at a reasonable
19 time and place as designated by the investigating officer, preferably
20 when the officer under investigation is on duty and at the office of
21 the command of the investigating officer, or at the office of the
22 local precinct or police unit of the officer being investigated, unless
23 exigent circumstances require otherwise.
24 (2) Prior to the questioning of the officer under investigation, he or
25 she shall be informed of:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0761

APR -4 95

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH1182-LD056(2.20)

Short Title: Foreign Legal Consultants.

(Public)

Sponsors: Representative Hensley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE LICENSURE OF FOREIGN LEGAL
3 CONSULTANTS AND TO AUTHORIZE FOREIGN LEGAL CONSULTANTS
4 TO ENGAGE IN A LIMITED PRACTICE OF LAW IN NORTH CAROLINA.
5 The General Assembly of North Carolina enacts:
6 Section 1. The General Statutes are amended by adding a new Chapter
7 to read:
8 "Chapter 84A.
9 "Foreign Legal Consultants.
10 "§ 84A-1. License to practice as a foreign legal consultant.
11 (a) The North Carolina Supreme Court may issue a license to practice in the form
12 of a certificate of registration as a foreign legal consultant to any applicant who
13 satisfies all of the following requirements:
14 (1) Has been admitted to practice as an attorney, or the equivalent
15 thereof, in a foreign country for at least five years as of the date of
16 application for a certificate of registration;
17 (2) Possesses the character, ethical, and moral qualifications required
18 of a member of the North Carolina State Bar;
19 (3) Intends to practice in the State as a foreign legal consultant and
20 intends to maintain an office in the State for this practice;
21 (4) Is at least 21 years of age;
22 (5) Has been actively and substantially engaged in the practice of law
23 or a profession or occupation that requires admission to the
24 practice of law, or the equivalent thereof, in the foreign country in
25 which the applicant holds a license for at least five of the seven

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Bill # 954
LEGISLATIVE DAY 74
H761 HCS
READING 3
HENSLEY

6/01/95
1:46 PM
IN CHAIR: SPEAKER

FOREIGN LEGAL CONSULTANTS

AYES - 107

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

NOES - 1

EDWARDS

EXCUSED ABSENCE - 6

BOWIE	DECKER	FITCH	HIATT
BOYD-MCINTYRE	DICKSON		

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	EASTERLING	WATSON	WOMBLE
CRAWFORD	TALLENT		

H761 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 761

DATE June 13, 1995

S. B. No. _____

Amendment No. 1 (one)
(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE ✓

Rep.)

Sen.

Horton

1 moves to amend the bill on page 3, line 25 and 26

2 () WHICH CHANGES THE TITLE

3 by inserting between those lines the following:

4 "(g) Reciprocity between North Carolina and
5 the foreign country in which the applicant
6 is licensed is required for the applicant
7 to be licensed as a foreign legal consultant
8 under this Chapter."

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

Horton

W.B.S.

ADOPTED 6-13-95

FAILED

Adopted by the Committee on JII/Election I

TABLED

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 761 (2nd Ed.)

DATE

June 28, 1995

S. B. No. _____

Amendment No. 2(to be filled in by
Principal Clerk)Rep. Ken

Sen.)

moves to amend the bill on page 2, line 22,by deleting the words "all fees" and
substituting the words "an application fee";And on page 2, line 23, by inserting a
sentence after the word "application." to read:
"An application fee imposed under this
subsection may not exceed two hundred
dollars (\$200.00)."

SIGNED

J. K. Sherwin

ADOPTED

(V)6-30-95

PAILED

S. J. Ash

TABLED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 761

AMENDMENT NO. 3 (Three)
(to be filled in by
Principal Clerk)
Page 1 of 1

H761-ARB-1

Date June 28, 1995

Comm. Sub. [YES]
Amends Title []
Second Edition, as Amended

Senator

1 moves to amend the bill on page 6, line 18, by deleting the
2 statutory cite "G.S. 84A-5(4)" and substituting the statutory cite
3 "G.S. 84A-5(5)".

SIGNED Jeanne H. Lucids
Amendment Sponsor

SIGNED J. Ken
Committee Chair if Senate Committee Amendment

ADOPTED 6-30-95 FAILED _____

TABLED _____

(V)

S. J. Smith

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1162/12--10:11 AM JUNE 30, 1995 LEGISLATIVE DAY 91

LT. GOVERNOR WICKER

-- Presiding

HENSLEY
FOREIGN LEGAL CONSULTANTS
COM SUB/2ND EDITION

HOUSE BILL 761
READING 2

AYE	43	ALBERTSON ALLRAN BALLANCE BASNIGHT BLACKMON CARPENTER CARRINGTON COCHRANE CONDER COOPER DANNELLY	DAVIS 20.1775 EAST FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR CLARK	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PERDUE PLEXICO	PLYLER RAND SHAW SHERRON SIMPSON SOLES SPEED WARREN WEBSTER WINNER
NO	2	BALLANTINE			

EXCUSED 0

NOT CAST 2 KINCAID PARNELL

ABSENT 3 EDWARDS SAWYER SMITH

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1185/6-- 3:18 PM

JULY 5, 1995

LEGISLATIVE DAY

LT. GOVERNOR WICKER

-- Presiding

HENSLEY
FOREIGN LEGAL CONSULTANTS
COM SUB/2ND EDITION

HOUSE BILL 761
READING 3

AYE	42	ALBERTSON ALLRAN BASNIGHT BLACKMON CARPENTER COCHRANE CONDER COOPER DANNELLY DAVIS EAST	EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HOYLE JORDAN KERR KINCAID LEDBETTER	LITTLE LUCAS MARTIN R. MARTIN W. ODOM PARNELL PERDUE PLEXICO PLYLER RAND	SAWYER SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	5	BALLANCE BALLANTINE	CARRINGTON	CLARK	PAGE

EXCUSED 0

NOT CAST 3 HORTON

ABSENT 0

PAIRS 0

AYE

NO

MCDANIEL

MCKOY

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 761DATE June 13, 1995

S. B. No. _____

Amendment No. 1 (one)(to be filled in by
Principal Clerk)COMMITTEE SUBSTITUTE /

Rep.)

Sen.)

Horton1 moves to amend the bill on page 3, line 25 and 26

2 () WHICH CHANGES THE TITLE

3 by inserting between those lines the following:

4 "(g) Reciprocity between North Carolina and
5 the foreign country in which the applicant
6 is licensed is required for the applicant
7 to be licensed as a foreign legal consultant
8 under this Chapter."

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

HortonW.B.S.

ADOPTED

6-13-95

FAILED

S. Hark

Adopted by the Committee on JII/Election L

TABLED

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1536
LEGISLATIVE DAY 96
H761 HCS

7/11/95
2:39 PM
IN CHAIR: SPEAKER

HENSLEY
AMEND #1 *Senate*
FOREIGN LEGAL CONSULTANTS
MOTION #11 *Rep. Hershey moves to concur in Senate Amendment #1*

AYES - 110

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

NOES - 2

BOWIE NICHOLS

EXCUSED ABSENCE - 4

HIGHTOWER MCCRARY NEELY ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER BLACK BRASWELL MICHAUX

H761 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 761 (2nd Ed.)

DATE

June 28, 1995

S. B. No. _____

Amendment No.

2 (two)

(to be filled in by
Principal Clerk)

Rep. +

Ken

Sen.)

moves to amend the bill on page

2

, line

22

by

deleting the words "all fees" and
substituting the words "an application fee";And on page 2, line 23, by inserting a
sentence after the word "application." to read:
"An application fee imposed under this
subsection may not exceed two hundred
dollars (\$200.00).".HOUSE CONCURS IN
SENATE AMENDMENT
112-1 EV
JUL 11 1995

SIGNED

J. K. Sherwin

ADOPTED

(V)

MAILED

S. Fink

TABLED

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

7/11/95
2:40 PM

IN CHAIR: SPEAKER

Q. # 1537
LEGISLATIVE DAY 96
H761 HCS

HENSLEY

AMEND #2 - *Senate*

FOREIGN LEGAL CONSULTANTS

MOTION #11 - *Rep Hensley moves to concur in Senate Amendment #2*

AYES - 112

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

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 4

HIGHTOWER

MCCRARY

NEELY

ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

BRASWELL

MICHAUX

H761 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 761

AMENDMENT NO. 3 (three)
(to be filled in by
Principal Clerk)
Page 1 of 1

HB761 AMB-1

Date June 28, 1995

Comm. Sub. EVESJ
Amends Title 13
Second Edition, as Amended

Senator

- 1 moves to amend the bill on page 6, line 18, by deleting the
- 2 statutory cite "G.S. 84A-5(4)" and substituting the statutory cite
- 3 "G.S. 84A-5(5)".

SIGNED Jeanne H. Lucids
Amendment Sponsor

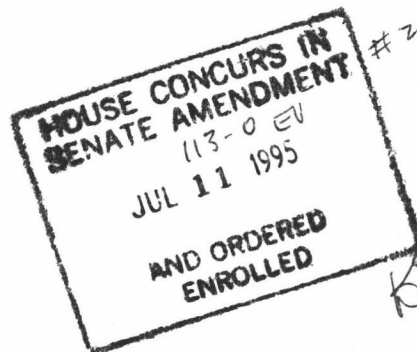
SIGNED g Ken
Committee Chair if Senate Committee Amendment

ADOPTED 6-30-95 FAILED _____

TABLED _____

(V)

S Jank



E1

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1538
LEGISLATIVE DAY 96
H761 HCS

7/11/95
2:41 PM
IN CHAIR: SPEAKER

HENSLEY

AMEND #3 - *Senate*

FOREIGN LEGAL CONSULTANTS

MOTION #11 - *Rep Hensley moves to amend in Senate Amendment #3*

AYES - 113

ADAMS	CUMMINGS	HUNTER, R.	PULLEY
ALDRIDGE	CUNNINGHAM	HURLEY	RAMSEY
ALEXANDER	DAUGHTRY	IVES	RAYFIELD
ALLRED	DAVIS	JUSTUS	REDWINE
ARNOLD	DECKER	KISER	REYNOLDS
BAKER	DICKSON	LEE	RICHARDSON
BARBEE	DOCKHAM	LEMOND	ROBINSON, J.
BARNES	EARLE	LINNEY	ROGERS
BEALL	EASTERLING	LOCKE	RUSSELL
BERRY	EDDINS	LUEBKE	SEXTON
BLACK	EDWARDS	MCALLISTER	SHARPE
BLUE	ELLIS	MCCOMAS	SHAW
BOWEN	ESPOSITO	MCCOMBS	SHERRILL
BOWIE	FITCH	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	FOX	MCMAHAN	SUTTON
BRAWLEY	GAMBLE	MERCER	TALLENT
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	HIATT	NICHOLS	WILKINS
CLARY	HILL	NYE	WILSON, G.
COCKLEREECE	HOLMES	OLDHAM	WOMBLE
CRAWFORD	HOWARD	OWENS	WOOD
CREECH	HUNT	PATE	WRIGHT
CULP	HUNTER, H.	PRESTON	YONGUE
CULPEPPER			

NOES - 0

	EXCUSED ABSENCE - 4	
HIGHTOWER	MCCRARY	NEELY
		ROBINSON, G.

EXCUSED VOTE - 0

	NOT VOTING - 3	
SPEAKER	BRASWELL	WILSON, C.

H761 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0762

APR -4 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7130-LD049(2.8)

Short Title: Videotaped Depositions.

(Public)

Sponsors: Representative Hensley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE THE REQUIREMENT THAT DEPOSITIONS
3 RECORDED BY SOUND-AND-VISUAL MEANS MUST BE TRANSCRIBED
4 AND TO PROVIDE THAT, INSTEAD OF A TRANSCRIPTION, THE
5 RECORDING MAY BE REVIEWED BY THE DEPONENT AND MAY BE
6 USED AS THE COURT'S COPY OF THE DEPOSITION.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 1A-1, Rule 30(b)(4) reads as rewritten:

9 "(4) Unless the court orders otherwise, a deposition may be recorded by
10 sound-and-visual or stenographic means. In addition to sound-and-
11 visual and stenographic means, testimony at a deposition may also
12 be taken without order of court by ~~other means, including~~
13 ~~videotape.~~ sound recording. If the testimony is to be taken by
14 other means in addition to or in lieu of stenographic means, the
15 notice shall state the methods by which it shall be ~~taken and the~~
16 ~~deposing party shall provide for the transcribing of the testimony~~
17 ~~taken and the filing of the transcript of such testimony with the~~
18 ~~clerk in the manner provided in subsection (f)(1) of this rule.~~
19 taken. In the case of a deposition taken by stenographic means,
20 the deposing party shall provide for the transcribing of the
21 testimony taken. The appearance or demeanor of deponents or
22 attorneys shall not be distorted through camera techniques."

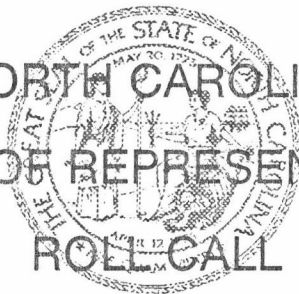
23 Sec. 2. G.S. 1A-1, Rule 30(e) reads as rewritten:

24 "(e) Submission to deponent; changes; signing. -- ~~When the testimony is fully~~
25 ~~transcribed the deposition shall be submitted to the deponent for examination and~~

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



4/19/95

4:39 PM

IN CHAIR: SPEAKER

338
LEGISLATIVE DAY 49
H762
READING 2
HENSLEY

VIDEOTAPED DEPOSITIONS

AYES - 106

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

NOES - 3

COCKLEREECE	MINER	NEELY
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EXCUSED ABSENCE - 2

MICHAUX	SNOWDEN
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EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CUMMINGS	IVES	MCLAUGHLIN
BLUE	FITCH	LOCKE	YONGUE
BROWN, W.			

H762



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 762

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

H762-ARL-001

Date 4-19, 1995

Comm. Sub. ☐
Amends Title ☐

- 1 moves to amend the bill on page 2, line 7,
2 by inserting the words "or sound" immediately before the word
3 "recording"; and
4
5 further amends the bill on page 2, line 31, by inserting the words
6 "or sound" immediately before the word "recording".
7

SIGNED George J. [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4/19/95 FAILED _____ TABLED _____
(v)
TOMLIN

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 396
LEGISLATIVE DAY 54
H762
READING 3
HENSLEY

4/27/95
2:19 PM
IN CHAIR: SPEAKER

VIDEOTAPED DEPOSITIONS

AYES - 97

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

NOES - 2

EDWARDS
NEELY

EXCUSED ABSENCE - 11

ALEXANDER	CUNNINGHAM	OLDHAM	WAINWRIGHT
BERRY	FITCH	RICHARDSON	WRIGHT
BLUE	MCALLISTER	SNOWDEN	

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	DECKER	HURLEY	ROBINSON
CHURCH	DICKSON	PRESTON	SHAW
CULPEPPER	HUNTER, H.		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1045/7-- 1:49 PM

JUNE 21, 1995

LEGISLATIVE DAY 85

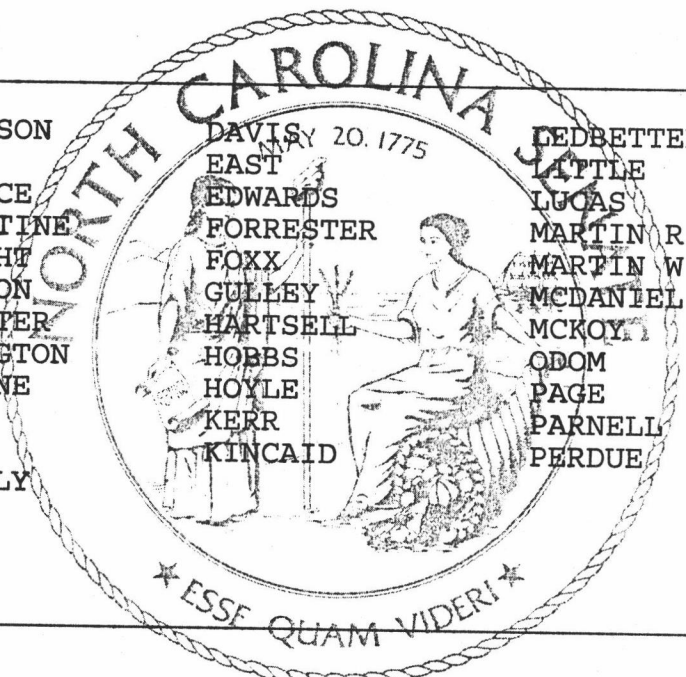
LT. GOVERNOR WICKER

-- Presiding

HENSLEY
VIDEOTAPED DEPOSITIONS
SENATE COM SUB/3RD EDITION

HOUSE BILL 762
READING 2

AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON COCHRANE CONDER COOPER DANNELLY	DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HOYLE KERR KINCAID	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL PERDUE	PLEXICO PLYLER RAND SHAW SHERRON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	1	CLARK			



EXCUSED	0				
NOT CAST	4	HORTON	JORDAN	SAWYER	SIMPSON
ABSENT	0				
PAIRS	0				
AYE					
NO					

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Bill # 1289
LEGISLATIVE DAY 89
H762 SCS

6/28/95
3:30 PM

IN CHAIR: SPEAKER

HENSLEY

VIDEOTAPED DEPOSITIONS

MOTION #11 - Rep Hensley moves to concur in SCS

AYES - 107

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

NOES - 2

MILLER, K. ROBINSON, J.

EXCUSED ABSENCE - 5

BOWIE SUTTON WAINWRIGHT WRIGHT
BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER ARNOLD DECKER GRAY
ALDRIDGE BARNES

H762 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0763 APR -5 95

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1144-LE085(2.28)

Short Title: Agricultural Econ. Program Funds.

(Public)

Sponsors: Representative Grady.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE LEADERSHIP, COORDINATION, AND STRUCTURE
3 FOR AGRICULTURAL EDUCATION PROGRAMS AND FUTURE FARMERS
4 OF AMERICA ACTIVITIES IN THE PUBLIC SCHOOLS.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Board of
7 Governors of The University of North Carolina the sum of five hundred eighty-five
8 thousand dollars (\$585,000) for the 1995-96 fiscal year and the sum of five hundred
9 eighty-five thousand dollars (\$585,000) for the 1996-97 fiscal year. These funds shall
10 be used by the Cooperative Extension Service at North Carolina State University for
11 personnel positions and related office and travel expenses to provide overall
12 leadership, coordination, and structure for agricultural education programs and
13 Future Farmers of America activities in the public schools of North Carolina.
14 The positions funded in this section are:
15 (1) A State Agricultural Education Coordinator located in the
16 Cooperative Extension Service at North Carolina State University;
17 (2) Three Regional Consultants who are responsible to the State
18 Agricultural Education Coordinator; and
19 (3) A State FFA director who is responsible to the State Agricultural
20 Education Coordinator and the Board of Directors of the North
21 Carolina Future Farmers of America Foundation, Incorporated.
22 Sec. 2. The North Carolina Future Farmers of America Foundation,
23 Incorporated, shall match the funds appropriated in Section 1 of this act with funds
24 for a full-time North Carolina Future Farmers of America Foundation Executive
25 Director and a part-time North Carolina Future Farmers of America Center Director.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0764

APR -5 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8064-LE081(2.28)

Short Title: Community College Capital Funds.

(Public)

Sponsors: Representative Grady.

Referred to:

1	A BILL TO BE ENTITLED		
2	AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY COLLEGE CAPITAL		
3	PROJECTS.		
4	The General Assembly of North Carolina enacts:		
5	Section 1. There is appropriated from the General Fund to the		
6	Department of Community Colleges the sum of twenty-three million nine hundred		
7	thousand dollars (\$23,900,000) for the 1995-96 fiscal year for the following		
8	community college capital projects:		
9	COLLEGE	CAPITAL IMPROVEMENTS	PROJECTED
10			ALLOCATION
11	Central Piedmont CC	Class/Lab/Office Bldg. -	
12		South Campus	\$2,500,000
13	Catawba Valley CC	Classroom/Lab Bldg.	2,500,000
14	Cape Fear CC	Classrooms/Labs	2,500,000
15	Watauga County Ctr.	Class/Lab Building Increase	2,500,000
16	Wake TCC	Tech. Science Bldg.	2,500,000
17	Halifax CC	Bus/Ind/Economic Develop. Ctr.	1,500,556
18	Coastal Carolina CC	Classroom Building	2,500,000
19	Warren Cty.	Renov./Land Acquisition Incr.	285,014
20	Craven CC	Classroom/Lab Building	2,500,000
21	Pitt CC	Industrial Construction Fac.	1,494,709
22	Vance-Granville CC	Day Care/Class/Off. Bldg. Incr.	1,165,087
23	Stanly CC	Classroom Bldg.	750,000
24	Brunswick CC	Recreational Grounds/	
25		Aquaculture Bldg.	1,204,634.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0765 APR -5 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH9080-LH118(2.24)

Short Title: Assault Law Officer.

(Public)

Sponsors: Representative Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE IT A CLASS F FELONY TO ASSAULT A LAW
3 ENFORCEMENT OFFICER.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 8 of Chapter 14 of the General Statutes is amended by
6 adding a new section to read:
7 "§ 14-32.3. Assault on a law enforcement officer with intent to inflict serious harm.
8 Any person who assaults a law enforcement officer when the officer is discharging
9 or attempting to discharge the officer's official duties and inflicts or attempts to inflict
10 serious injury is guilty of a Class F felony."
11 Sec. 2. This act becomes effective December 1, 1995, and applies to
12 offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0766

APR -5 95

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH2110*-LH108A(3.10)

Short Title: Tobacco Sales/Minors.

(Public)

Sponsors: Representative Brawley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY AND MAKE UNIFORM THE LAWS REGARDING THE
3 SALE AND DISTRIBUTION OF TOBACCO PRODUCTS TO PERSONS LESS
4 THAN EIGHTEEN YEARS OLD.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 14-313 reads as rewritten:
7 "§ 14-313. Selling cigarettes to minors. Youth access to tobacco products.
8 (a) Definitions. -- The following definitions apply in this section:
9 (1) Distribute. -- To sell, furnish, give, or provide tobacco products,
10 including tobacco product samples, or cigarette wrapping papers to
11 the ultimate consumer.
12 (2) Proof of age. -- A drivers license or other documentary or written
13 evidence that purports to establish that the person is 18 years of
14 age or older.
15 (3) Sample. -- A tobacco product distributed to members of the
16 general public at no cost for the purpose of promoting the product.
17 (4) Tobacco product. -- Any product that contains tobacco and is
18 intended for human consumption.
19 (b) Sale or distribution to persons under the age of 18 years. -- If any person shall
20 knowingly sell, give away or otherwise dispose of, directly or indirectly, cigarettes, or
21 tobacco in the form of cigarettes, or cut tobacco in any form or shape which may be
22 used or intended to be used as a substitute for cigarettes; distribute, or knowingly aid,
23 assist, or abet any other person in distributing tobacco products or cigarette wrapping
24 papers papers, or a smokeless tobacco product to any minor person under the age of
25 18 years, or if any person shall knowingly aid, assist or abet any other person in

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

339
LEGISLATIVE DAY 49
H766
READING 2
BRAWLEY

4/19/95
5:19 PM
IN CHAIR: SPEAKER

TOBACCO SALES/MINORS
MOTION #3

Rep. Brawley calls the previous question

AYES - 105

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

NOES - 8

BOWIE	EDWARDS	FOX	OWENS
COCKLEREECE	ELLIS	HACKNEY	SHAW

EXCUSED ABSENCE - 2

MICHAUX
SNOWDEN

EXCUSED VOTE - 0

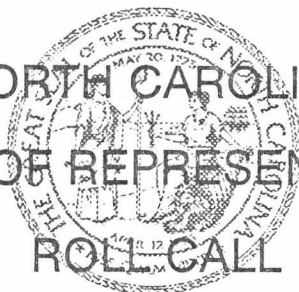
NOT VOTING - 5

SPEAKER	BROWN, W.	FITCH	GAMBLE
BLUE			

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



4/19/95

5:20 PM

IN CHAIR: SPEAKER

. # 340
LEGISLATIVE DAY 49
H766
READING 2
BRAWLEY

TOBACCO SALES/MINORS

AYES - 71

ADAMS	CULP	LEMOND	REYNOLDS
ALDRIDGE	CUNNINGHAM	LOCKE	RICHARDSON
ALLRED	DAUGHTRY	MCCOMAS	ROBINSON
ARNOLD	DECKER	MCCOMBS	ROGERS
BAKER	DOCKHAM	MCCRARY	RUSSELL
BARBEE	EDDINS	MCMAHAN	SEXTON
BERRY	EDWARDS	MERCER	SHARPE
BLACK	ESPOSITO	MILLER, K.	SHERRILL
BRAWLEY	GRADY	MINER	TALLENT
BROWN, J.	GRAY	MITCHELL	THOMPSON
BUCHANAN	HAYES	MORGAN	TOLSON
CANSLER	HIATT	NEELY	WATSON
CAPPS	HILL	NICHOLS	WILKINS
CARPENTER	HOLMES	PATE	WILSON, C.
CHURCH	HUNT	PRESTON	WILSON, G.
CLARY	HUNTER, R.	PULLEY	WOMBLE
CRAWFORD	JUSTUS	RAYFIELD	WOOD
CREECH	KISER	REDWINE	

NOES - 43

ALEXANDER	DICKSON	HUNTER, H.	OWENS
BARNES	EARLE	HURLEY	RAMSEY
BEALL	EASTERLING	IVES	SHAW
BOWEN	ELLIS	LEE	SHUBERT
BOWIE	FOX	LINNEY	SUTTON
BOYD-MCINTYRE	GAMBLE	LUEBKE	WAINWRIGHT
BRASWELL	GARDNER	MCALLISTER	WARNER
COCKLEREECE	HACKNEY	MCLAUGHLIN	WEATHERLY
CULPEPPER	HENSLEY	MILLER, G.	WRIGHT
CUMMINGS	HIGHTOWER	NYE	YONGUE
DAVIS	HOWARD	OLDHAM	

EXCUSED ABSENCE - 2

MICHAUX
SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER
BLUE
BROWN, W.
FITCH

H766



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 766

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

H766-ALH-1

Date 4/20, 1995

Comm. Sub. ☐
Amends Title ☐

Representative Brawley

- 1 moves to amend the bill on page 2, line 20,
- 2 by adding at the end of that line a new sentence to read:
- 3 "The provisions of this subsection shall not apply to the purchase,
- 4 receipt, or possession by a person under the age of 18 years if the
- 5 person is acting under the direction of a family member who is at
- 6 least 18 years of age."

SIGNED Robert Brawley
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4/20/95 FAILED _____

TABLED _____

80-26 EV
DWicks

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL



Q. # 348
LEGISLATIVE DAY 50
H766
READING 3
BRAWLEY
AMEND #1 - Brawley's
TOBACCO SALES/MINORS

4/20/95
1:56 PM
IN CHAIR: SPEAKER

AYES - 80

ADAMS
ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BLACK
BLUE
BOWEN
BOWIE
BRASWELL
BRAWLEY
BROWN, J.
BUCHANAN
CAPPS
CHURCH
CLARY
COCKLEREECE
CULP

CUMMINGS
CUNNINGHAM
DAUGHTRY
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
FOX
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HIATT
HIGHTOWER
HILL

HOLMES
HOWARD
HURLEY
JUSTUS
KISER
LEMMOND
MCALLISTER
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM

PATE
PRESTON
PULLEY
REDWINE
REYNOLDS
RICHARDSON
ROBINSON
RUSSELL
SHARPE
SHERRILL
SHUBERT
TALLENT
THOMPSON
TOLSON
WATSON
WILKINS
WILSON, G.
WOMBLE
WOOD
YONGUE

NOES - 26

ALEXANDER
BEALL
BERRY
BOYD-MCINTYRE
BROWN, W.
CANSLER
CARPENTER

CRAWFORD
CULPEPPER
DAVIS
DECKER
HENSLEY
HUNTER, H.
IVES

LEE
LINNEY
LOCKE
LUEBKE
MCCOMAS
MILLER, G.

OWENS
RAMSEY
RAYFIELD
SEXTON
WARNER
WILSON, C.

EXCUSED ABSENCE - 6

HUNT
HUNTER, R.

ROGERS
SNOWDEN
SUTTON

WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER
CREECH

ELLIS
GAMBLE

MICHAUX
SHAW

WAINWRIGHT
WEATHERLY

H766

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 766

DATE

4/20/95

S. B. No. _____

Amendment No. 2

(to be filled in by
Principal Clerk)

Rep.)

Sam Ellis

Sen.)

moves to amend the bill on page

1

, line

20

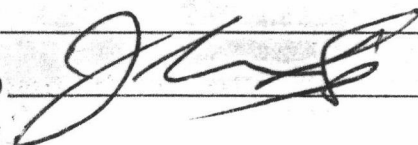
by

deleting the word "knowingly"

and inserting the words "willfully

and intentionally"

SIGNED



ADOPTED _____

FAILED _____

TABLED _____

75-30 EV

4/20/95

T. W. Wick

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 350
LEGISLATIVE DAY 50
H766

4/20/95
2:03 PM
IN CHAIR: SPEAKER

READING 3

BRAWLEY

AMEND #2 - Ellis'

TOBACCO SALES/MINORS

MOTION #2 Rep. Brawley moves Rep. Ellis' Amendment do lie upon the table

AYES - 75

ADAMS
ALDRIDGE
ALEXANDER
ARNOLD
BAKER
BEALL
BERRY
BLACK
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH

CLARY
COCKLEREECE
CRAWFORD
CULPEPPER
EASTERLING
EDDINS
ESPOSITO
FOX
GARDNER
GRADY
GRAY
HAYES
HIATT
HILL
HOWARD
HURLEY
IVES
JUSTUS
KISER

LEE
LEMMOND
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, K.
MITCHELL
MORGAN
NICHOLS
OLDHAM
PATE
PRESTON
PULLEY
RAMSEY

RAYFIELD
REDWINE
REYNOLDS
ROBINSON
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, G.
WOMBLE
YONGUE

NOES - 30

ALLRED
BARNES
BLUE
BROWN, J.
CREECH
CULP
CUMMINGS
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
ELLIS
FITCH

HACKNEY
HENSLEY
HUNTER, H.
LINNEY
MCALLISTER
MILLER, G.
MINER

NEELY
NYE
RICHARDSON
TALLENT
THOMPSON
WILSON, C.
WOOD

EXCUSED ABSENCE - 6

HUNT
HUNTER, R.

ROGERS
SNOWDEN

SUTTON

WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
BARBEE
EDWARDS

GAMBLE
HIGHTOWER

HOLMES
MICHAX

OWENS
SHAW



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 766

AMENDMENT NO. 3
(to be filled in by
Principal Clerk) 1
Page 1 of 1

H766-ALHA-8
as amended by amendment #1

Date 4/26, 1995

Comm. Sub. ☐
Amends Title ☐

Representative Brawley

1 moves to amend the bill as amended by amendment #1 on page 2, line
2 13,
3 by inserting before the word "Proof", the following:
4 "A person engaged in the sale of tobacco products shall demand
5 proof of age from a prospective purchaser if the person has reason
6 to believe that the prospective purchaser is under 18 years of age.
7 Failure to demand proof of age as required by this subsection is a
8 Class 2 misdemeanor."
9
10

SIGNED Robert Brawley
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4/26/95 FAILED _____ TABLED _____
97-10 EV
DNuhs

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 376
LEGISLATIVE DAY 53
H766
READING 3
BRAWLEY
AMEND #3- *Brawley's*
TOBACCO SALES/MINORS

4/26/95
2:03 PM
IN CHAIR: SPEAKER

AYES - 97

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

NOES - 10

EARLE	LOCKE	MILLER, G.	OWENS
GAMBLE	LUEBKE	OLDHAM	WRIGHT
HUNTER, R.	MCLAUGHLIN		

EXCUSED ABSENCE - 4

ALEXANDER	BRASWELL	CARPENTER	SNOWDEN
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EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CUMMINGS	LEE	RAMSEY
ARNOLD	ELLIS	MICHAUX	SHAW
BEALL			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 377
LEGISLATIVE DAY 53
H766
READING 3
BRAWLEY

4/26/95
2:07 PM
IN CHAIR: SPEAKER

TOBACCO SALES/MINORS
MOTION #3 - Rep Brawley calls the question

AYES - 62

ALDRIDGE	CUMMINGS	LEMMOND	RAYFIELD
ALLRED	DAUGHTRY	LINNEY	REYNOLDS
BAKER	DECKER	MCALLISTER	ROBINSON
BARBEE	DICKSON	MCCOMAS	RUSSELL
BERRY	DOCKHAM	MCCOMBS	SEXTON
BLACK	EDDINS	MCMAHAN	SHARPE
BOWEN	EDWARDS	MERCER	SHERRILL
BOWIE	ESPOSITO	MILLER, K.	SHUBERT
BRAWLEY	GRADY	MINER	TALLENT
BROWN, J.	GRAY	MORGAN	THOMPSON
BUCHANAN	HAYES	NEELY	WATSON
CAPPS	HIATT	NICHOLS	WEATHERLY
CHURCH	HILL	PATE	WILKINS
CLARY	HOLMES	PRESTON	WILSON, C.
COCKLEREECE	JUSTUS	PULLEY	WILSON, G.
CULP	KISER		

NOES - 45

ADAMS	FITCH	HURLEY	REDWINE
ARNOLD	FOX	IVES	RICHARDSON
BARNES	GAMBLE	LEE	ROGERS
BLUE	GARDNER	LOCKE	SUTTON
BOYD-MCINTYRE	HACKNEY	LUEBKE	TOLSON
CRAWFORD	HENSLEY	MCCRARY	WAINWRIGHT
CREECH	HIGHTOWER	MILLER, G.	WARNER
CULPEPPER	HOWARD	MITCHELL	WOMBLE
CUNNINGHAM	HUNT	NYE	WOOD
EARLE	HUNTER, H.	OLDHAM	WRIGHT
EASTERLING	HUNTER, R.	OWENS	YONGUE
ELLIS			

EXCUSED ABSENCE - 4

ALEXANDER	BRASWELL	CARPENTER	SNOWDEN
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EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CANSLER	MCLAUGHLIN	RAMSEY
BEALL	DAVIS	MICHAUX	SHAW
BROWN, W.			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

REQ. # 378
LEGISLATIVE DAY 53
H766
READING 3
BRAWLEY

4/26/95
2:08 PM
IN CHAIR: SPEAKER

TOBACCO SALES/MINORS

AYES - 68

ALDRIDGE	CREECH	IVES	REDWINE
ARNOLD	CULP	JUSTUS	REYNOLDS
BAKER	DAUGHTRY	LEMMOND	RICHARDSON
BARBEE	DAVIS	LINNEY	ROBINSON
BERRY	DECKER	MCCOMBS	ROGERS
BLACK	DOCKHAM	MCCRARY	RUSSELL
BOWEN	EDDINS	MCMAHAN	SEXTON
BOWIE	EDWARDS	MERCER	SHARPE
BRAWLEY	ESPOSITO	MILLER, K.	SHERRILL
BROWN, J.	GRADY	MINER	SHUBERT
BROWN, W.	GRAY	MITCHELL	TALLENT
BUCHANAN	HAYES	MORGAN	THOMPSON
CAPPS	HIATT	NEELY	WATSON
CHURCH	HILL	NICHOLS	WILKINS
CLARY	HOLMES	PATE	WILSON, C.
COCKLEREECE	HUNTER, R.	PRESTON	WILSON, G.
CRAWFORD	HURLEY	PULLEY	WOOD

NOES - 40

ADAMS	ELLIS	HUNTER, H.	OWENS
ALLRED	FITCH	KISER	RAYFIELD
BARNES	FOX	LEE	SUTTON
BOYD-MCINTYRE	GAMBLE	LOCKE	TOLSON
CULPEPPER	GARDNER	LUEBKE	WAINWRIGHT
CUMMINGS	HACKNEY	MCALLISTER	WARNER
CUNNINGHAM	HENSLEY	MCCOMAS	WEATHERLY
DICKSON	HIGHTOWER	MILLER, G.	WOMBLE
EARLE	HOWARD	NYE	WRIGHT
EASTERLING	HUNT	OLDHAM	YONGUE

EXCUSED ABSENCE - 4

ALEXANDER	BRASWELL	CARPENTER	SNOWDEN
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EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BLUE	MCLAUGHLIN	RAMSEY
BEALL	CANSLER	MICHAUX	SHAW

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 852/6-- 4:08 PM

JUNE 6, 1995

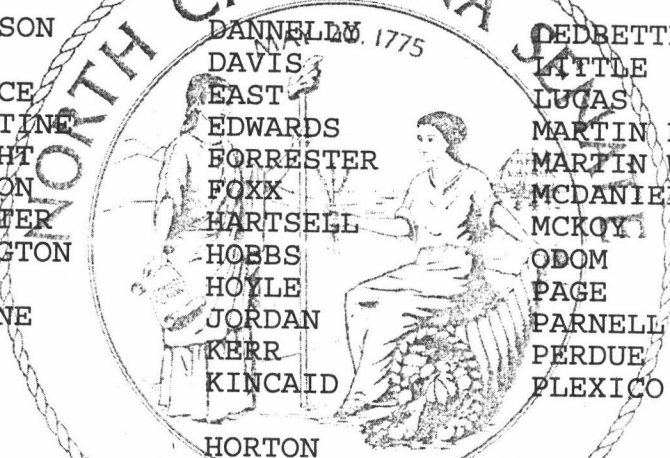
LEGISLATIVE DAY 76

LT. GOVERNOR WICKER

-- Presiding

BRAWLEY
TOBACCO SALES/MINORS
SEN COM SUB/3RD EDITION

HOUSE BILL 766
READING 2

AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	 The seal of the North Carolina General Assembly is circular, featuring a rope border. Inside, it depicts a man and a woman in 18th-century attire. The man stands on the left, holding a staff with a Phrygian cap. The woman sits on the right, holding a book. The text "NORTH CAROLINA" is arched over the top, and "1775" is to the right of the man. At the bottom, the motto "ESSE QUAM VIDERI" is written between two stars.	DANNELLY DAVIS EAST EDWARDS FORRESTER FOXX HARTSELL HOBBS HOYLE JORDAN KERR KINCAID HORTON	DEDBETTER 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	2	GULLEY				

EXCUSED 0

NOT CAST 0

ABSENT 1 SAWYER

PAIRS 0

AYE

NO

EQ. # 1053
LEGISLATIVE DAY 79
H766 SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

6/12/95
7:20 PM
IN CHAIR: SPEAKER

BRAWLEY

TOBACCO SALES/MINORS

MOTION #11 *Rep Brawley moves to suspend the SCS*

AYES - 93

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

NOES - 8

ALEXANDER	ELLIS	GARDNER	HENSLEY
BARNES	FOX	HACKNEY	WEATHERLY

EXCUSED ABSENCE - 6

BROWN, W.	NICHOLS	THOMPSON	WAINWRIGHT
BUCHANAN	SHARPE		

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	CUNNINGHAM	HUNTER, H.	LUEBKE
BOWEN	FITCH	HUNTER, R.	WOOD
CULP	HOLMES	LINNEY	WRIGHT
CULPEPPER			

H766 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HB. FILED
0767 APR -5 95
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1129-LG039A(2.17)

Short Title: Eddie Eagle Gun Safety Program.

(Public)

Sponsors: Representative Sexton.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROMOTING THE USE OF THE EDDIE EAGLE ELEMENTARY GUN
3 SAFETY EDUCATION PROGRAM IN STATE'S ELEMENTARY SCHOOLS.
4 Whereas, teaching children to act safely around firearms is a critical step
5 in the effort to reduce the number of firearm-related accidents among children; and
6 Whereas, the Eddie Eagle Elementary Gun Safety Education Program
7 teaches the fundamentals of firearms safety to children in an effective and enjoyable
8 way, communicating to them the lifesaving message offered by the program: "If you
9 see a gun, STOP! Don't touch. Leave the area. Tell an adult."; and
10 Whereas, the Eddie Eagle Elementary Gun Safety Education Program is a
11 nationally recognized firearms safety program that has reached over six million
12 children since 1988; and
13 Whereas, the Eddie Eagle Elementary Gun Safety Education Program
14 was awarded the 1993 Outstanding Community Service Award of the National Safety
15 Council; and
16 Whereas, the North Carolina General Assembly would like to encourage
17 civic activism and volunteerism rather than impose new unfunded State mandates on
18 local governments; and
19 Whereas, the North Carolina General Assembly commends the National
20 Rifle Association for its diligence and service in developing the Eddie Eagle
21 Elementary Gun Safety Education Program and making it available for use in our
22 communities; Now, therefore,
23 The General Assembly of North Carolina enacts:
24 Section 1. G.S. 115C-81(c) reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 767

DATE May 4, 1995

S. B. No. _____

Amendment No. 1
(to be filled in by
Principal Clerk)

Rep.) MITCHELL
Sen.)

moves to amend the bill on page 2, line 19 & 20

by INSERTING THE FOLLOWING LANGUAGE

LOCAL BOARDS OF EDUCATION THAT
USE THIS PROGRAM SHALL PROVIDE
AN OPPORTUNITY FOR PARENTS TO
CHOOSE TO HAVE THEIR ^{CHILDREN} ~~STUDENTS~~
NOT PARTICIPATE IN THE PROGRAM

SIGNED W. Frank Mitchell

ADOPTED 5/4/95 FAILED _____ TABLED _____
93-6 EV DWeller

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

REQ. # 538

LEGISLATIVE DAY 58

H767 HCS

READING 2

SEXTON

AMEND #1 - Mitchell's

EDDIE EAGLE GUN SAFETY PROGRAM

5/04/95

6:41 PM

IN CHAIR: SPEAKER

AYES - 93

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

NOES - 6

ALDRIDGE	CARPENTER	KISER	SEXTON
ALLRED	ELLIS		

EXCUSED ABSENCE - 10

BLUE	CANSLER	IVES	PRESTON
BOWIE	HUNT	NICHOLS	WAINWRIGHT
BRAWLEY	HURLEY		

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	DECKER	GAMBLE	MILLER, K.
ARNOLD	DICKSON	HOLMES	SHAW
BERRY	FITCH		

H767 HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 539
LEGISLATIVE DAY 58
H767 HCS
READING 2
SEXTON

5/04/95
6:43 PM
IN CHAIR: SPEAKER

EDDIE EAGLE GUN SAFETY PROGRAM

AYES - 94

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

NOES - 6

ALEXANDER	EASTERLING	LUEBKE	NEELY
BRASWELL	HACKNEY		

EXCUSED ABSENCE - 10

BLUE	CANSLER	IVES	PRESTON
BOWIE	HUNT	NICHOLS	WAINWRIGHT
BRAWLEY	HURLEY		

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	DICKSON	FITCH	HOLMES
BERRY	EARLE	GAMBLE	SHAW
DECKER			

H767 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 946/31-- 6:25 PM

JUNE 12, 1995

LEGISLATIVE DAY 79

LT. GOVERNOR WICKER

-- Presiding

SEXTON
ELEM. ED. GUN SAFETY PROGRAM
SENATE COM SUB/4TH EDITION

HOUSE BILL 767
READING 2

AYE	43	ALBERTSON ALLRAN BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	DAVIS EAST FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR	LEDBETTER LITTLE LUCAS MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL PERDUE PLEXICO	PLYLER RAND SHAW SIMPSON SMITH SOLES SPEED WARREN WEBSTER WINNER
NO	3	BALLANCE	DANNELLY	SHERRON	
EXCUSED	0				
NOT CAST	2	KINCAID	MARTIN R.		
ABSENT	2	EDWARDS	SAWYER		
PAIRS	0				
AYE					
NO					

1129
LEGISLATIVE DAY 82
H767 SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

6/15/95
1:59 PM
IN CHAIR: SPEAKER

SEXTON

EDDIE EAGLE GUN SAFETY PROGRAM
MOTION #11 - Rep. Sexton moves to concur in SCS

AYES - 107

ADAMS	CULP	HUNTER, R.	PRESTON
ALDRIDGE	CULPEPPER	HURLEY	PULLEY
ALLRED	CUMMINGS	IVES	RAYFIELD
ARNOLD	CUNNINGHAM	JUSTUS	REDWINE
BAKER	DAUGHTRY	KISER	REYNOLDS
BARBEE	DAVIS	LEE	RICHARDSON
BARNES	DICKSON	LEMMOND	ROBINSON, G.
BEALL	DOCKHAM	LINNEY	ROBINSON, J.
BERRY	EARLE	LOCKE	RUSSELL
BLACK	EASTERLING	LUEBKE	SEXTON
BLUE	EDDINS	MCALLISTER	SHAW
BOWEN	ELLIS	MCCOMAS	SHERRILL
BOWIE	ESPOSITO	MCCOMBS	SHUBERT
BOYD-MCINTYRE	FITCH	MCCRARY	SUTTON
BRASWELL	FOX	MCLAUGHLIN	THOMPSON
BRAWLEY	GAMBLE	MCMAHAN	TOLSON
BROWN, J.	GARDNER	MILLER, G.	WAINWRIGHT
BROWN, W.	GRADY	MILLER, K.	WARNER
BUCHANAN	GRAY	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	HUNT	OWENS	YONGUE
CREECH	HUNTER, H.	PATE	

NOES - 3

ALEXANDER	HACKNEY	MICHAUX
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EXCUSED ABSENCE - 5

EDWARDS	RAMSEY	SHARPE	WRIGHT
MERCER			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HOWARD	ROGERS	TALLENT
DECKER			

H767 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0768

APR -5 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3092-LC170(3.1)

Short Title: Use Tax Trade-In Allowance.

(Public)

Sponsors: Representative Sexton.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE HIGHWAY USE TAX TRADE-IN
3 ALLOWANCE APPLIES WHEN TWO CARS ARE EXCHANGED FOR ONE
4 ANOTHER.

5 The General Assembly of North Carolina enacts:

6 Section 1. G. S. 105-187.3(b) reads as rewritten:

7 "(b) Retail Value. -- The retail value of a motor vehicle for which a certificate of
8 title is issued because of a sale of the motor vehicle by a retailer is the sales price of
9 the motor vehicle, including all accessories attached to the vehicle when it is
10 delivered to the purchaser, less the amount of any allowance given by the retailer for
11 a motor vehicle taken in trade as a full or partial payment for the purchased motor
12 vehicle. The retail value of a motor vehicle for which a certificate of title is issued
13 because of a sale of the motor vehicle by a seller who is not a retailer is the market
14 value of the vehicle, less the amount of any allowance given by the seller for a motor
15 vehicle taken in trade as a full or partial payment for the purchased motor vehicle.
16 A transaction in which two parties exchange motor vehicles is considered a sale
17 regardless of whether either party gives additional consideration as part of the
18 transaction. The retail value of a motor vehicle for which a certificate of title is issued
19 because of a reason other than the sale of the motor vehicle is the market value of
20 the vehicle. The market value of a vehicle is presumed to be the value of the vehicle
21 set in a schedule of values adopted by the Commissioner."

22 Sec. 2. This act becomes effective July 1, 1995, and applies to certificates
23 of title issued on or after that date.

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



Q. # 1113
LEGISLATIVE DAY 81
H768
READING 2
SEXTON

6/14/95
3:28 PM

IN CHAIR: SPEAKER

USE TAX TRADE-IN ALLOWANCE

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 3

CHURCH

CULPEPPER

SHARPE

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
ADAMS

CULP
HUNT

MCALLISTER
RICHARDSON

SHAW

H768

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1122/17--11:52 AM

JUNE 28, 1995

LEGISLATIVE DAY 89

LT. GOVERNOR WICKER

-- Presiding

SEXTON
USE TAX TRADE-IN ALLOWANCE

HOUSE BILL 768
READING 2

AYE	49	ALBERTSON	DAVIS	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANCE	EDWARDS	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		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
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 1 SAWYER

ABSENT 0

PAIRS 0

AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0769

APR -5 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4099-LG063A(2.28)

Short Title: Official State Dances.

(Public)

Sponsors: Representative Hurley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ADOPT OFFICIAL STATE DANCES.
3 The General Assembly of North Carolina enacts:
4 Section 1. Chapter 145 of the General Statutes is amended by adding a
5 new section to read:
6 "§ 145-17. State dances.
7 (a) Square dancing is adopted as the official American folk dance of North
8 Carolina.
9 (b) Clogging is adopted as the official folk dance of North Carolina.
10 (c) Shagging is adopted as the official beach dance of North Carolina."
11 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0770

APR -5 95

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1162-LR096(3.13)

Short Title: Law Enforcement Service Dist.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CREATION OF COUNTY SERVICE
3 DISTRICTS FOR LAW ENFORCEMENT SERVICES AND TO CHANGE THE
4 REQUIREMENTS FOR CREATION OF DISTRICTS COVERING THE
5 ENTIRE UNINCORPORATED AREA OF A COUNTY.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 153A-301(a) reads as rewritten:
8 "(a) The board of commissioners of any county may define any number of service
9 districts in order to finance, provide, or maintain for the districts one or more of the
10 following services, facilities and functions in addition to or to a greater extent than
11 those financed, provided or maintained for the entire county:
12 (1) Beach erosion control and flood and hurricane protection works;
13 (2) Fire protection;
14 (3) Recreation;
15 (4) Sewage collection and disposal systems of all types, including
16 septic tank systems or other on-site collection or disposal facilities
17 or systems;
18 (5) Solid waste collection and disposal systems;
19 (6) Water supply and distribution systems;
20 (7) Ambulance and rescue;
21 (8) Watershed improvement projects, including but not limited to
22 watershed improvement projects as defined in General Statutes
23 Chapter 139; drainage projects, including but not limited to the
24 drainage projects provided for by General Statutes Chapter 156;
25 and water resources development projects, including but not

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 839
LEGISLATIVE DAY 63
H770 HCS
READING 2
MCMAHAN

5/15/95
7:22 PM
IN CHAIR: SPEAKER

LAW ENFORCEMENT SERVICE DISTRICT

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 7

BARNES	LEE	RICHARDSON	WOOD
HUNTER, R.	REDWINE	ROBINSON	

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	HIGHTOWER	MICHAUX	WOMBLE
BLUE	LINNEY	TALLENT	WRIGHT
BOWIE	MCALLISTER		

H770 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT

House Bill 770

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

H770-ARV-1

Page 1 of 1

Date June 15, 1995, 1995

Comm. Sub. [X]
Amends Title []
Third Edition

Senator Lucas

1 moves to amend the bill on page 2, line 14,
2 by inserting the following between lines 14 and 15:

3 "c. The county will pay to the city the following
4 percentages of the city-county police department
5 budget if there are no significant changes to the
6 city's statutory annexation authority:
7 1. 9.60% for fiscal years 1995-96 and 1996-97.
8 2. 7.60% for fiscal years 1997-98 and 1998-99.
9 3. 5.60% for fiscal years 1999-2000 and 2000-
10 2001.
11 4. 3.60% for fiscal years 2001-02 and 2002-03.
12 5. 1.60% for fiscal years 2003-04 and 2004-05.
13 Provided, if the difference between the ratio of
14 the population in the unincorporated area to the
15 total population served by the city-county police
16 department and the rate for the current year as
17 stated above is greater than fifteen percent
18 (15%), the the county's agreement to pay such
19 percentages can be amended to reflect that
20 difference."

SIGNED Jeanne H. Lucas
Amendment Sponsor

SIGNED W. P. J.
Committee Chair if Senate Committee Amendment

ADOPTED 6/19/95

FAILED _____

TABLED _____

(V)

S. J. Kirk

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1028/5-- 2:31 PM

JUNE 20, 1995

LEGISLATIVE DAY

LT. GOVERNOR WICKER

-- Presiding

MCMAHAN
LAW ENFORCEMENT SERVICE DISTRICT
COM SUB NO.2/3RD EDITION

HOUSE BILL 770
READING 2

AYE	49	ALBERTSON	DAVIS 20. 1775	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANCE	EDWARDS	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		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
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 1 SAWYER

ABSENT 0

PAIRS 0

AYE

NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1041/3--11:26 AM

JUNE 21, 1995

LEGISLATIVE DAY 85

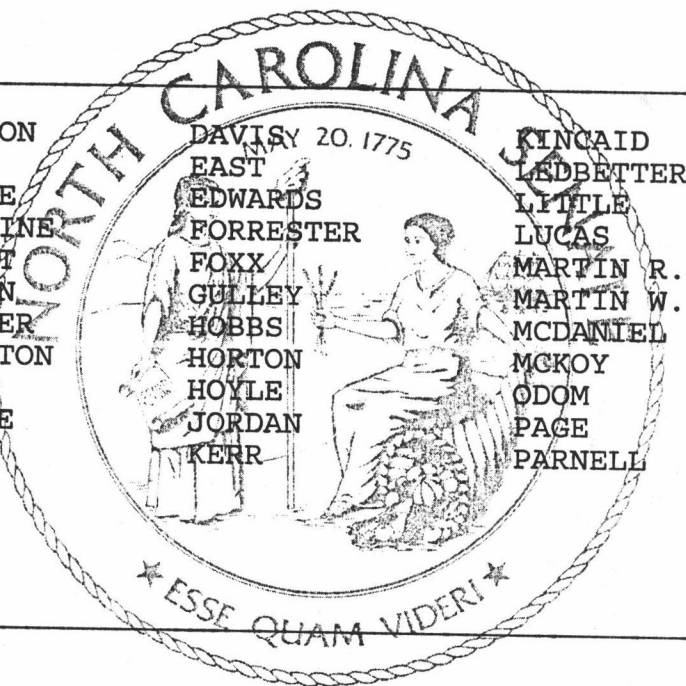
LT. GOVERNOR WICKER

-- Presiding

MCPAHAN
LAW ENFORCEMENT SERVICE DISTRICT
COM SUB NO.2/3RD EDITION

HOUSE BILL 770
READING 3

AYE 45 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER



KINCAID
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL
PERDUE
PLEXICO
RAND
SAWYER
SHAW
SHERRON
SMITH
SPEED
WARREN
WEBSTER
WINNER

NO 0

EXCUSED 0

NOT CAST 4 HARTSELL PLYLER SIMPSON SOLES

ABSENT 1 DANNELLY

PAIRS 0
AYE
NO

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

1290
LEGISLATIVE DAY 89
H770 HCS #2

6/28/95
3:32 PM
IN CHAIR: SPEAKER

MCMAHAN

AMEND #1 *Senate*

LAW ENFORCEMENT SERVICE DISTRICT

MOTION #11-Rep McMahan moves to concur in Senate Amendment

AYES - 110

ADAMS	CUNNINGHAM	JUSTUS	PULLEY
ALDRIDGE	DAUGHTRY	KISER	RAMSEY
ALEXANDER	DAVIS	LEE	RAYFIELD
ALLRED	DICKSON	LEMMOND	REDWINE
ARNOLD	DOCKHAM	LINNEY	REYNOLDS
BAKER	EARLE	LOCKE	RICHARDSON
BARBEE	EASTERLING	LUEBKE	ROBINSON, G.
BEALL	EDDINS	MCALLISTER	ROBINSON, J.
BERRY	EDWARDS	MCCOMAS	ROGERS
BLACK	ELLIS	MCCOMBS	RUSSELL
BLUE	ESPOSITO	MCCRARY	SEXTON
BOWEN	FITCH	MCLAUGHLIN	SHARPE
BOYD-MCINTYRE	FOX	MCMAHAN	SHAW
BRAWLEY	GAMBLE	MERCER	SHERRILL
BROWN, J.	GARDNER	MICHAUX	SHUBERT
BROWN, W.	GRADY	MILLER, G.	TALLENT
BUCHANAN	HACKNEY	MILLER, K.	THOMPSON
CANSLER	HAYES	MINER	TOLSON
CAPPS	HENSLEY	MITCHELL	WARNER
CARPENTER	HIATT	MORGAN	WATSON
CHURCH	HIGHTOWER	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	HURLEY	PRESTON	YONGUE
CUMMINGS	IVES		

NOES - 0

EXCUSED ABSENCE - 5

BOWIE
BRASWELL

SUTTON WAINWRIGHT

WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
BARNES

DECKER GRAY

HUNTER, R.

H770 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT

House Bill 770

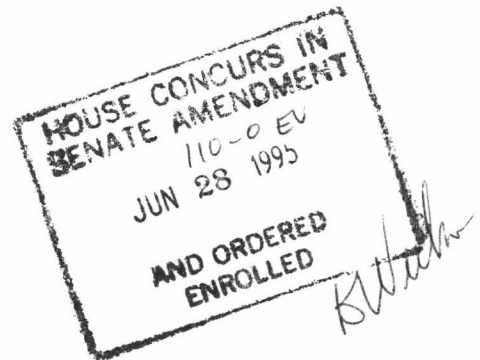
AMENDMENT NO. 1 (ONE)
(to be filled in by
Principal Clerk)

H770-ARV-1

Page 1 of 1

Date June 15, 1995, 1995

Comm. Sub. [X]
Amends Title []
Third Edition



Senator Lucas

- 1 moves to amend the bill on page 2, line 14,
2 by inserting the following between lines 14 and 15:
3 "c. The county will pay to the city the following
4 percentages of the city-county police department
5 budget if there are no significant changes to the
6 city's statutory annexation authority:
7 1. 9.60% for fiscal years 1995-96 and 1996-97.
8 2. 7.60% for fiscal years 1997-98 and 1998-99.
9 3. 5.60% for fiscal years 1999-2000 and 2000-
10 2001.
11 4. 3.60% for fiscal years 2001-02 and 2002-03.
12 5. 1.60% for fiscal years 2003-04 and 2004-05.
13 Provided, if the difference between the ratio of
14 the population in the unincorporated area to the
15 total population served by the city-county police
16 department and the rate for the current year as
17 stated above is greater than fifteen percent
18 (15%), the the county's agreement to pay such
19 percentages can be amended to reflect that
20 difference."

SIGNED Jeanne H. Lucas
Amendment Sponsor

SIGNED W. O. Z
Committee Chair if Senate Committee Amendment

ADOPTED 6/19/95

FAILED _____

TABLED _____

(V)

S. Kirk

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0771

APR -5 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH8120-LCX188(3.9)

Short Title: Public School Building Bond Act of 1995.

(Public)

Sponsors: Representative Barnes.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION
3 BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED
4 VOTERS OF THE STATE, TO PROVIDE FUNDS FOR GRANTS TO LOCAL
5 SCHOOL ADMINISTRATIVE UNITS FOR PUBLIC SCHOOL BUILDING
6 CAPITAL PROJECTS, IN ORDER TO PROMOTE EQUITY IN LOCAL
7 SCHOOL FACILITIES ACROSS THE STATE AND TO ENABLE LOCAL
8 GOVERNMENTS TO GIVE LOCAL PROPERTY TAX RELIEF.

9 The General Assembly of North Carolina enacts:

10 Section 1. Short title. This act shall be known and may be cited as the
11 "Public School Building Bond Act of 1995".

12 Sec. 2. Purpose. It is the intent of the General Assembly by this act to
13 provide for the issuance of five hundred million dollars (\$500,000,000) general
14 obligation bonds of the State to facilitate the providing of public school buildings by
15 making grants to local school administrative units.

16 Sec. 3. Definitions. As used in this act, unless the context otherwise
17 requires:

18 (1) "Bonds" means bonds issued under this act.

19 (2) "Cost" means, without intending thereby to limit or restrict any
20 proper definition of this term in financing the cost of facilities or
21 purposes authorized by this act:

22 a. The cost of constructing, reconstructing, enlarging,
23 acquiring, and improving facilities, and acquiring equipment
24 and land therefor.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7106*-LB221(3.8)

Short Title: State Health Plan Modifications.

(Public)

Sponsors: Representatives Easterling and Culp.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN BY ALIGNING THE FISCAL YEAR AND THE CALENDAR YEAR OF THE PLAN AND HMOS, PROVIDING LIMITED CONTRIBUTIONS FOR EMPLOYEES WHO HAVE LOST THEIR JOBS DUE TO A REDUCTION IN FORCE, ALLOWING RIF'D EMPLOYEES TO PURCHASE COVERAGE FROM THE STATE PLAN, PROVIDING PARTIAL CONTRIBUTION TOWARD DEPENDENT COVERAGE, ALLOWING MATERNITY BENEFITS TO ELIGIBLE DEPENDENTS, INCREASING THE WELLNESS BENEFIT, CHANGING THE PRESCRIPTION DRUG REIMBURSEMENT FORMULA, PLACING THE PENALTY FOR NOT SEEKING CERTIFICATION WITH THE RESPONSIBLE PARTY, ALLOWING FOR IMPROVED BENEFITS WHEN ONE INCISION IS USED FOR MORE THAN ONE PROCEDURE, OMITTING THE OFFICE VISIT COPAY FOR RETIREES ON MEDICARE, COVERING ORAL SURGERY NECESSITATED BECAUSE OF MEDICAL TREATMENT, AND TO DOUBLE THE LIFETIME MAXIMUM BENEFIT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-39.5B reads as rewritten:

"§ 135-39.5B. Prepaid plans.

The Executive Administrator and Board of Trustees may, after consultation with the Committee on Employee Hospital and Medical Benefits, provide for optional prepaid hospital and medical benefits plans. Benefits offered under such optional plans shall be comparable to those offered under the ~~Plan~~ Plan and the same fiscal year shall be used. The amounts of State funds contributed for such optional plans

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0773

APR -5 95

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7116-RN018(3.28)

Short Title: Ob/Gyn Access.

(Public)

Sponsors: Representatives Bowie and Russell (co-sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR DIRECT ACCESS BY WOMEN TO
3 OBSTETRICIAN-GYNECOLOGISTS.
4 Whereas, a significant number of women in this country view their
5 obstetrician-gynecologist ("Ob-Gyn") as their primary or sole physician; and
6 Whereas, women comprise more than one-half of the population in the
7 United States; and
8 Whereas, it has been shown that 60% of all office visits to Ob-Gyns are
9 for preventive care; and
10 Whereas, a significant number of women are opposed to restrictions in
11 accessing their Ob-Gyns; and
12 Whereas, restrictions on women's access to their Ob-Gyns may impair the
13 public health while failing to reduce health care costs; and
14 Whereas, some managed care plans prevent access by women to their Ob-
15 Gyns by requiring referral; Now, therefore,
16 The General Assembly of North Carolina enacts:
17 Section 1. Article 51 of Chapter 58 of the General Statutes is amended
18 by adding a new section to read:
19 "§ 58-51-38. Direct access to obstetrician-gynecologists.
20 (a) Each health benefit plan shall allow each female plan participant or
21 beneficiary age 13 or older direct access within the health benefit plan, without prior
22 approval or referral, to the health care services of an obstetrician-gynecologist
23 participating in the health benefit plan.
24 For purposes of this section:

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 382
LEGISLATIVE DAY 53
HCS
READING 2
BOWIE

4/26/95
2:21 PM
IN CHAIR: SPEAKER

OBSTETRICIAN- GYNECOLOGISTS ACCESS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 4

ALEXANDER	BRASWELL	CARPENTER	SNOWDEN
-----------	----------	-----------	---------

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	DAUGHTRY	MICHAUX	SHAW
CREECH	EDWARDS	RAMSEY	

H773 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 408/15-- 8:31 PM

MAY 1, 1995

LEGISLATIVE DAY 55

SENATOR BASNIGHT

-- Presiding

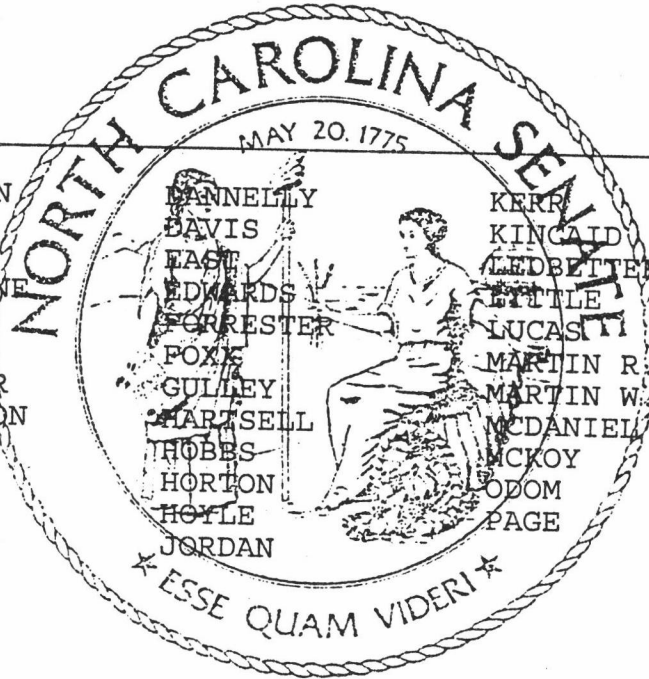
BOWIE
OB-GYN ACCESS
COM SUB/2ND EDITION

HOUSE BILL 773
READING 2

AYE

46

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER



DANIELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN

KERR
KINCAID
LEDBETTER
LITTLE
LUCASTI
MARTIN R
MARTIN W
MCDANIEL
MCKOY
ODOM
PAGE

PERDUE
PLEXICO
PLYLER
RAND
SHAW
SHERRON
SIMPSON
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED

0

NOT CAST

2

PARNELL

SAWYER

ABSENT

2

SMITH

SOLES

PAIRS

0

AYE

NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED
0774 APR -5 95
HOUSE PRINCIPAL CLERK

H

HOUSE DRH6099-LN136(3.28)

Short Title: Health Care Collab. Practice.

(Public)

Sponsors: Representative Dickson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PROFESSIONAL CORPORATION ACT TO ALLOW
3 COLLABORATIVE PRACTICES BETWEEN AND AMONG PHYSICIANS
4 AND MID-LEVEL HEALTH CARE PROVIDERS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 55B-14 reads as rewritten:
7 "**§ 55B-14. Types of professional services.**
8 (a) A professional corporation shall render only one specific type professional
9 service, and such services as may be ancillary thereto, and shall not engage in any
10 other business or profession; provided, however, such corporation may own real and
11 personal property necessary or appropriate for rendering the type of professional
12 services it was organized to render and it may invest in real estate, mortgages, stocks,
13 bonds, and any other type of ~~investments~~; investments. ~~provided further, that~~
14 (b) Notwithstanding subsection (a) of this section, in the case of architectural,
15 landscape architectural, engineering or land surveying and geological services, as
16 defined in Chapters 83A, 89A, 89C, and 89E respectively, one corporation may be
17 authorized to provide such of these services where such corporation, and at least one
18 corporate officer who is a stockholder thereof, is duly licensed by the licensing board
19 of each such ~~profession; profession.~~ and provided further, that a professional
20 ~~corporation may be formed by a licensed psychologist and a physician practicing~~
21 ~~psychiatry to render psychotherapeutic and related services.~~
22 (c) A professional corporation may also be formed by and between or among:
23 (1) A licensed psychologist and a physician practicing psychiatry to
24 render psychotherapeutic and related services;



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 774

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 1 of 2

H774-ALN-001

Date 5/9, 1993

Comm. Sub. [YES]
Amends Title []

Representative W. DICKSON

- 1
2 moves to amend the bill on page 2, line 13,
3 by rewriting the line to read:
4 "health nursing, or a certified clinical social worker, or both, to
5 render psychotherapeutic and related services"; and
6
7 further moves to amend the bill on page 2, line 26,
8 by rewriting the line to read:
9 "Sec. 2. G.S. 55B-2(6) reads as rewritten:
10 '(6) The term "professional service" means any type of
11 personal or professional service of the public which
12 requires as a condition precedent to the rendering of
13 such service the obtaining of a license from a
14 licensing board as herein defined, and pursuant to the
15 following provisions of the General Statutes: Chapter
16 83, "Architects"; Chapter 84, "Attorneys-at-Law";
17 Chapter 93, "Public Accountants"; and Article 1,
18 "Practice of Medicine," Article 2, "Dentistry,"
19 Article 6, "Optometry," Article 7, "Osteopathy,"
20 Article 8, "Chiropractic," Article 9A, "Nursing
21 Practice Act," with regard to registered nurses,
22 Article 11, "Veterinarians," Article 12A,
23 "Podiatrists," Article 18A, "Practicing



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 774

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 2 of 2

H774-ALN-001

1
2
3
4
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6
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8
9
10
11

Psychologists," and Article 18D, "Occupational
Therapy," of Chapter 90; Chapter 89C, "Engineering and
Land Surveying"; Chapter 89A, "Landscape Architects";
Chapter 90B, "Social Worker Certification Act" with
regard to Certified Clinical Social Workers as defined
by G.S. 90B-3; Chapter 89E, "Geologists"; and Chapter
89B, "Foresters."'

Sec. 3. This act becomes effective October 1, 1995."

SIGNED

W. Dickson
Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED

5/9/95

FAILED

TABLED

104-3

EV

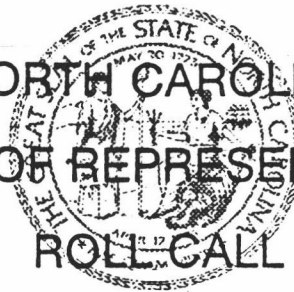
L. Wheeler

Note by which Amendment #1 was adopted is
reconsidered by 77-32 EV. 5/10

Rep. Dickson withdraws amendment #1.

SEO. # 639
LEGISLATIVE DAY 60
HCS
READING 2
DICKSON
AMEND #1 - Dickson
HEALTH CARE COLLAB- ORATIVE PRACTICE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



5/09/95
5:56 PM
IN CHAIR: SPEAKER

AYES - 104

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

NOES - 3

BAKER	GRADY	GRAY
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EXCUSED ABSENCE - 8

BOWEN	DECKER	LINNEY	SUTTON
DAUGHTRY	ELLIS	MCALLISTER	YONGUE

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	CREECH	EDWARDS	PRESTON
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H774 HCS

EV

SEQ. # 640
LEGISLATIVE DAY 60
HCS
READING 2
DICKSON

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

5/09/95
6:00 PM
IN CHAIR: SPEAKER

HEALTH CARE COLLAB- ORATIVE PRACTICE

AYES - 104

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

NOES - 2

BAKER
BOYD-MCINTYRE

EXCUSED ABSENCE - 8

BOWEN	DECKER	LINNEY	SUTTON
DAUGHTRY	ELLIS	MCALLISTER	YONGUE

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CREECH	EDWARDS	MCCOMAS
BOWIE			

H774 HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/10/95

10:23 AM

IN CHAIR: SPEAKER

679
LEGISLATIVE DAY 61
H774 HCS
READING 2
DICKSON

HEALTH CARE COLLAB- ORATIVE PRACTICE

MOTION #5 Rep Dickson moves to reconsider vote of April 7th. Reading passed

AYES - 79

ADAMS	CUMMINGS	HURLEY	REDWINE
ALDRIDGE	DAUGHTRY	JUSTUS	REYNOLDS
ALEXANDER	DAVIS	KISER	RICHARDSON
ALLRED	DECKER	LEMMOND	ROBINSON
ARNOLD	DICKSON	MCCOMAS	ROGERS
BARBEE	DOCKHAM	MCCRARY	RUSSELL
BERRY	EARLE	MCPAHAN	SEXTON
BLACK	EASTERLING	MERCER	SHERRILL
BOWEN	EDDINS	MICHAUX	SHUBERT
BOWIE	EDWARDS	MILLER, G.	TALLENT
BRASWELL	ELLIS	MILLER, K.	THOMPSON
BROWN, J.	ESPOSITO	MINER	WAINWRIGHT
BROWN, W.	FOX	MORGAN	WARNER
BUCHANAN	GARDNER	NYE	WATSON
CANSLER	GRADY	OWENS	WILKINS
CARPENTER	HAYES	PATE	WILSON, C.
CHURCH	HIATT	PRESTON	WILSON, G.
CLARY	HOLMES	PULLEY	WOOD
CRAWFORD	HOWARD	RAMSEY	WRIGHT
CULP	HUNT	RAYFIELD	

NOES - 18

BARNES	HENSLEY	LOCKE	NICHOLS
BEALL	HILL	LUEBKE	SUTTON
BOYD-MCINTYRE	HUNTER, H.	MCCOMBS	TOLSON
GAMBLE	HUNTER, R.	MITCHELL	YONGUE
HACKNEY	LEE		

EXCUSED ABSENCE - 3

FITCH	LINNEY	MCALLISTER
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EXCUSED VOTE - 0

NOT VOTING - 19

SPEAKER	COCKLEREECE	HIGHTOWER	SHARPE
BAKER	CREECH	IVES	SHAW
BLUE	CULPEPPER	MCLAUGHLIN	WEATHERLY
BRAWLEY	CUNNINGHAM	NEELY	WOMBLE
CAPPS	GRAY	OLDHAM	

H774 HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/10/95

10:28 AM

IN CHAIR: SPEAKER

680
LEGISLATIVE DAY 61
H774 HCS
READING 2
DICKSON
AMEND #1

HEALTH CARE COLLAB- ORATIVE PRACTICE

MOTION #5 - Rep. Dickson moves to reconsider the vote by which his
Amendment #1 was adopted

AYES - 77

ADAMS	CULP	HILL	PRESTON
ALDRIDGE	CULPEPPER	HOLMES	PULLEY
ALLRED	CUMMINGS	HOWARD	RAYFIELD
ARNOLD	DAVIS	HUNT	REYNOLDS
BAKER	DECKER	IVES	ROBINSON
BARBEE	DICKSON	JUSTUS	RUSSELL
BERRY	DOCKHAM	KISER	SEXTON
BOWIE	EARLE	LEMMOND	SHARPE
BOYD-MCINTYRE	EDDINS	MCCOMAS	SHERRILL
BRASWELL	EDWARDS	MCCOMBS	SHUBERT
BRAWLEY	ELLIS	MCLAUGHLIN	TALLENT
BROWN, J.	ESPOSITO	MCPAHAN	THOMPSON
BUCHANAN	FOX	MERCER	WAINWRIGHT
CANSLER	GAMBLE	MITCHELL	WATSON
CAPPS	GARDNER	MORGAN	WEATHERLY
CARPENTER	GRADY	NEELY	WILSON, C.
CHURCH	GRAY	NICHOLS	WILSON, G.
COCKLEREECE	HAYES	NYE	WOOD
CRAWFORD	HIATT	PATE	WRIGHT
CREECH			

NOES - 32

ALEXANDER	EASTERLING	LUEBKE	REDWINE
BARNES	HACKNEY	MCCRARY	RICHARDSON
BEALL	HENSLEY	MICHAUX	SUTTON
BLACK	HUNTER, H.	MILLER, G.	TOLSON
BLUE	HUNTER, R.	MILLER, K.	WARNER
BOWEN	HURLEY	MINER	WILKINS
BROWN, W.	LEE	OWENS	WOMBLE
CUNNINGHAM	LOCKE	RAMSEY	YONGUE

EXCUSED ABSENCE - 3

FITCH	LINNEY	MCALLISTER
-------	--------	------------

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	DAUGHTRY	OLDHAM	SHAW
CLARY	HIGHTOWER	ROGERS	

H774 HCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 681
LEGISLATIVE DAY 61
H774 HCS
READING 2
DICKSON

5/10/95
10:29 AM
IN CHAIR: SPEAKER

HEALTH CARE COLLAB- ORATIVE PRACTICE

AYES - 112

ADAMS	CULPEPPER	HUNTER, R.	PULLEY
ALDRIDGE	CUMMINGS	HURLEY	RAMSEY
ALEXANDER	CUNNINGHAM	IVES	RAYFIELD
ALLRED	DAVIS	JUSTUS	REDWINE
ARNOLD	DECKER	KISER	REYNOLDS
BAKER	DICKSON	LEE	RICHARDSON
BARBEE	DOCKHAM	LEMMOND	ROBINSON
BARNES	EARLE	LOCKE	ROGERS
BEALL	EASTERLING	LUEBKE	RUSSELL
BERRY	EDDINS	MCCOMAS	SEXTON
BLACK	EDWARDS	MCCOMBS	SHARPE
BLUE	ELLIS	MCCRARY	SHERRILL
BOWEN	ESPOSITO	MCLAUGHLIN	SHUBERT
BOWIE	FOX	MCPAHAN	SUTTON
BOYD-MCINTYRE	GAMBLE	MERCER	TALLENT
BRASWELL	GARDNER	MICHAUX	THOMPSON
BRAWLEY	GRADY	MILLER, G.	TOLSON
BROWN, J.	GRAY	MILLER, K.	WAINWRIGHT
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.
COCKLEREECE	HOLMES	OLDHAM	WOMBLE
CRAWFORD	HOWARD	OWENS	WOOD
CREECH	HUNT	PATE	WRIGHT
CULP	HUNTER, H.	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 3

FITCH
LINNEY
MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER
CLARY
DAUGHTRY
SHAW

H774 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

page 1

EDITION No. _____
CMF. SUB. _____H. B. No. 774DATE June 15, 1995

S. B. No. _____

Amendment No. 1 (one)COMMITTEE SUBSTITUTE HB 774(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Davis1 moves to amend the bill on page 2, line 13

2 () WHICH CHANGES THE TITLE

3 by rewriting the line to read:4 "health nursing, or a certified clinical social worker, or both, to5 render psychotherapeutic and related services"; and

6 _____

7 further moves to amend the bill on page 2, line 26,8 by rewriting the line to read:9 "Sec. 2. G.S. 55B-2(6) reads as rewritten:10 '(6) The term "professional service" means any type of11 personal or professional service of the public which12 requires as a condition precedent to the rendering of13 such service the obtaining of a license from a14 licensing board as herein defined, and pursuant to the15 following provisions of the General Statutes: Chapter16 83, "Architects"; Chapter 84, "Attorneys-at-Law";17 Chapter 93, "Public Accountants"; and Article 1,18 "Practice of Medicine," Article 2, "Dentistry,"19 Article 6, "Optometry," Article 7, "Osteopathy,"

SIGNED _____

ADOPTED _____ FAILED _____ TABLED _____

see page two

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

page 2

EDITION No. _____

H. B. No. 774

DATE June 15, 1995

S. B. No. _____

Amendment No. 1 (One)
(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE HB 774

Rep.)

Sen.)

Davis

1 moves to amend the bill on page _____, line _____

2 () WHICH CHANGES THE TITLE

3 by _____

4 Article 8, "Chiropractic," Article 9A, "Nursing

5 Practice Act," with regard to registered nurses,

6 Article 11, "Veterinarians," Article 12A,

7 "Podiatrists," Article 18A, "Practicing

8 Psychologists," and Article 18D, "Occupational

9 Therapy," of Chapter 90; Chapter 89C, "Engineering and

10 Land Surveying"; Chapter 89A, "Landscape Architects";

11 Chapter 90B, "Social Worker Certification Act" with

12 regard to Certified Clinical Social Workers as defined

13 by G.S. 90B-3; Chapter 89E, "Geologists"; and Chapter

14 89B, "Foresters."'

15 Sec. 3. This act becomes effective October 1, 1995."

16 _____

17 _____

18 _____

19 _____

SIGNED _____

ADOPTED

(V)

6-28-95

FAILED

S. Fulk

Adopted by the Committee on JII/Election Laws

TABLED

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1123/18--11:58 AM

JUNE 28, 1995

LEGISLATIVE DAY 89

LT. GOVERNOR WICKER

-- Presiding

DICKSON
HEALTH CARE COLLABORATIVE PRACTICE
COM SUB/2ND EDITION

HOUSE BILL 774
READING 2

AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HOYLE JORDAN KINCAID	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PAGE PARNELL PERDUE	PLEXICO PLYLER RAND SHAW SHERRON SMITH SOLES SPEED WARREN WEBSTER WINNER
-----	----	---	--	--	--

NO	3	HORTON KERR SIMPSON
----	---	---------------------------

EXCUSED	0	
NOT CAST	2	BASNIGHT SAWYER
ABSENT	0	
PAIRS	0	
AYE		
NO		

(Please type or use ballpoint pen)

page 1

EDITION No. _____
CMT. SUB. _____H. B. No. 774DATE June 15, 1995

S. B. No. _____

Amendment No. 1 (one)(to be filled in by
Principal Clerk)COMMITTEE SUBSTITUTE HB 774

Rep.)

Sen.)

Davis1 moves to amend the bill on page 2, line 13

2 () WHICH CHANGES THE TITLE

3 by rewriting the line to read:4 "health nursing, or a certified clinical social worker, or both, to5 render psychotherapeutic and related services"; and

6 _____

7 further moves to amend the bill on page 2, line 26,8 by rewriting the line to read:9 "Sec. 2. G.S. 55B-2(6) reads as rewritten:10 '(6) The term "professional service" means any type of11 personal or professional service of the public which12 requires as a condition precedent to the rendering of13 such service the obtaining of a license from a14 licensing board as herein defined, and pursuant to the15 following provisions of the General Statutes: Chapter16 83, "Architects"; Chapter 84, "Attorneys-at-Law";17 Chapter 93, "Public Accountants"; and Article 1,18 "Practice of Medicine," Article 2, "Dentistry,"19 Article 6, "Optometry," Article 7, "Osteopathy,"

SIGNED _____

ADOPTED _____

FAILED _____

TABLED _____

see page two

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

page 2

EDITION No. _____

H. B. No. 774

DATE June 15, 1995

S. B. No. _____

Amendment No. 1 (one)
(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE HB 774

Rep.)

Davis

Sen.)

1 moves to amend the bill on page _____, line _____

2 () WHICH CHANGES THE TITLE

3 by _____

4 Article 8, "Chiropractic," Article 9A, "Nursing

5 Practice Act," with regard to registered nurses,

6 Article 11, "Veterinarians," Article 12A,

7 "Podiatrists," Article 18A, "Practicing

8 Psychologists," and Article 18D, "Occupational

9 Therapy," of Chapter 90; Chapter 89C, "Engineering and

10 Land Surveying"; Chapter 89A, "Landscape Architects";

11 Chapter 90B, "Social Worker Certification Act" with

12 regard to Certified Clinical Social Workers as defined

13 by G.S. 90B-3; Chapter 89E, "Geologists"; and Chapter

14 89B, "Foresters.".

15 Sec. 3. This act becomes effective October 1, 1995."

16

17

18

19

HOUSE CONCURS IN
SENATE AMENDMENT #1
99-2EV
JUL 5 1995

SIGNED

[Signature]
W.B. S.

ADOPTED

6-28-95

FAILED

Adopted by the Committee on JII/Election Laws

TABLED

(V)

[Signature]



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 774

AMENDMENT NO. 2 (Two)
(to be filled in by
Principal Clerk)
Page 1 of 1

H774-ALT-001

Date 6/28, 1995

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

Senator Rand

- 1 moves to amend the bill on page 2, line 22,
- 2 by deleting the words "or surgery".
- 3

SIGNED Anthony Rand
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-29-95 FAILED _____

TABLED _____

(27-20)

8/2/95

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1140/17-- 4:41 PM

JUNE 29, 1995

LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

DICKSON
HEALTH CARE COLLABORATIVE PRACTICE
COM SUB/2ND EDITION

HOUSE BILL 774

AMEND 2

AYE	27	ALBERTSON ALLRAN BASNIGHT CARRINGTON COCHRANE CONDER COOPER	EAST EDWARDS FORRESTER HOBBS HORTON KERR KINCAID	MCDANIEL MCKOY ODOM PAGE PARNELL PLEXICO PLYLER	RAND SHAW SIMPSON SOLES SPEED WARREN
	20	BALLANCE BALLANTINE BLACKMON CARPENTER CLARK	DANNELLY FOXX GULLEY HARTSELL JORDAN	LEDBETTER LITTLE LUCAS MARTIN R. MARTIN W.	PERDUE SAWYER SHERRON WEBSTER WINNER

EXCUSED	0	
NOT CAST	2	DAVIS HOYLE
ABSENT	1	SMITH
PAIRS	1	
AYE		SMITH
NO		DAVIS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 774

AMENDMENT NO. 2 (Two)
(to be filled in by
Principal Clerk)
Page 1 of 1

H774-ALT-001

Date 6/28, 1995

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

Senator Rand

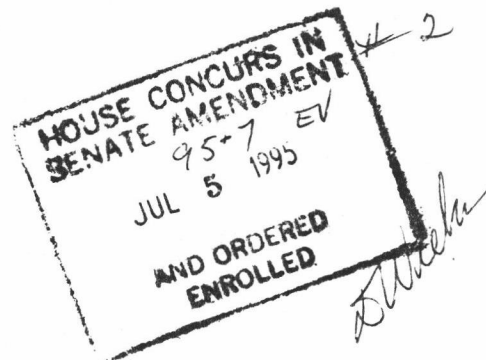
- 1 moves to amend the bill on page 2, line 22,
- 2 by deleting the words "or surgery".
- 3

SIGNED Anthony Rand
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-29-95 FAILED _____ TABLED _____
(27-20)

S. J. Fink



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1141/18-- 4:43 PM

JUNE 29, 1995

LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

DICKSON
HEALTH CARE COLLABORATIVE PRACTICE
COM SUB/2ND EDITION

HOUSE BILL 774
READING 3

AYE

39 ALBERTSON
ALLRAN
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
COCHRANE
CONDER
COOPER

DANNELLY
DAVIS
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
JORDAN

LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PARNELL

PERDUE
PLEXICO
PLYLER
RAND
SHERRON
SOLES
SPEED
WARREN
WINNER

NO

8 BALLANCE
CLARK

EAST
KERR

KINCAID
SAWYER

SHAW
WEBSTER

EXCUSED

0

NOT CAST

2 HOYLE

SIMPSON

ABSENT

1 SMITH

PAIRS

0

AYE

NO

L V

NORTH CAROLINA
HOUSE OF REPRESENTATIVES

1435
LEGISLATIVE DAY 93
HCS



7/05/95
4:29 PM
IN CHAIR: SPEAKER

DICKSON
AMEND #1 Senate
HEALTH CARE COLLABORATIVE PRACTICE
MOTION #11 Rep. Dickson moves to concur in Senate Amendment #1

AYES - 99

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

NOES - 2

BAKER HENSLEY

EXCUSED ABSENCE - 8

BRASWELL	LUEBKE	PULLEY	WAINWRIGHT
GRAY	MINER	REDWINE	WOOD

EXCUSED VOTE - 0

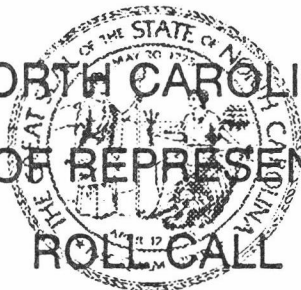
NOT VOTING - 11

SPEAKER	CRAWFORD	HUNTER, H.	SHAW
BOWEN	DAUGHTRY	LEMMOND	WRIGHT
BOWIE	HOLMES	LINNEY	

H774 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



7/05/95

4:31 PM

IN CHAIR: SPEAKER

1436
RELATIVE DAY 93
HCS

DICKSON

AMEND #2 Senate

HEALTH CARE COLLAB ORATIVE PRACTICE

MOTION #11-Rep. Dickson moves to concur in Senate Amendment #2

AYES - 95

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BEALL
BERRY
BLACK
BOYD-MCINTYRE
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CREECH
CULP
CULPEPPER

CUMMINGS
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GRADY
HAYES
HENSLEY
HIATT
HIGHTOWER
HILL
HOWARD

HUNT
HUNTER, R.
IVES
JUSTUS
KISER
LEE
LINNEY
MCALLISTER
MCCOMAS
MCCOMBS
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, K.
MITCHELL
MORGAN
NEELY
NYE
OLDHAM
OWENS
PATE
PRESTON
RAMSEY

RAYFIELD
REYNOLDS
RICHARDSON
ROBINSON, G.
ROBINSON, J.
ROGERS
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
YONGUE

NOES - 7

BARNES
BLUE

HACKNEY
LOCKE

MCCRARY
MILLER, G.

NICHOLS

EXCUSED ABSENCE - 8

BRASWELL
GRAY

LUEBKE
MINER

PULLEY
REDWINE

WAINWRIGHT
WOOD

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER
BOWEN
BOWIE

CRAWFORD
HOLMES
HUNTER, H.

HURLEY
LEMMOND

SHAW
WRIGHT

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0775

APR -5 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH8104-RO16(3.24)

Short Title: Update Mortality Tables.

(Public)

Sponsors: Representative Lee.

Referred to:

1	A BILL TO BE ENTITLED	
2	AN ACT TO UPDATE THE STATUTORY MORTALITY TABLES USED AS	
3	EVIDENCE.	
4	The General Assembly of North Carolina enacts:	
5	Section 1. G.S. 8-46 reads as rewritten:	
6	"§ 8-46. <u>Mortuary Mortality</u> tables as evidence.	
7	Whenever it is necessary to establish the expectancy of continued life of any	
8	person from any period of such person's life, whether he be living at the time or not,	
9	the table hereto appended shall be received in all courts and by all persons having	
10	power to determine litigation, as evidence, with other evidence as to the health,	
11	constitution and habits of such person, of such expectancy represented by the figures	
12	in the columns headed by the words 'completed age' and 'expectation' respectively:	
13	Complete Age	Expectation
14	0	68.40 <u>75.8</u>
15	1	69.64 <u>75.4</u>
16	2	68.78 <u>74.5</u>
17	3	67.86 <u>73.5</u>
18	4	66.92 <u>72.5</u>
19	5	65.98 <u>71.6</u>
20	6	65.02 <u>70.6</u>
21	7	64.06 <u>69.6</u>
22	8	63.09 <u>68.6</u>
23	9	62.12 <u>67.6</u>
24	10	61.15 <u>66.6</u>
25	11	60.18 <u>65.6</u>
26	12	59.20 <u>64.6</u>
27	13	58.22 <u>63.7</u>

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1995

0776 APR -5 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4105-LB300(3.28)

Short Title: Single-Member Districts.

(Public)

Sponsors: Representative Reynolds.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE SINGLE-MEMBER DISTRICTS FOR THE GENERAL
3 ASSEMBLY AFTER THE NEXT REDISTRICTING.

4 The General Assembly of North Carolina enacts:

5 Section 1. Section 3(1) of Article II of the Constitution of North
6 Carolina reads as rewritten:

7 "(1) Each Senator shall represent, as nearly as may be, an equal number of
8 inhabitants, ~~the number of inhabitants that each Senator represents being determined~~
9 ~~for this purpose by dividing the population of the district that he represents by the~~
10 ~~number of Senators apportioned to that district;~~ with each Senate district having one
11 member;".

12 Sec. 2. Section 5(1) of Article II of the Constitution of North Carolina
13 reads as rewritten:

14 "(1) Each Representative shall represent, as nearly as may be, an equal number of
15 inhabitants, ~~the number of inhabitants that each Representative represents being~~
16 ~~determined for this purpose by dividing the population of the district that he~~
17 ~~represents by the number of Representatives apportioned to that district;~~ with each
18 Representative district having one member;".

19 Sec. 3. The amendments set out in Sections 1 and 2 of this act shall be
20 submitted to the qualified voters of the State at the general election in November
21 1996, which election shall be conducted under the laws then governing elections in
22 the State. Ballots, voting systems, or both may be used in accordance with Chapter
23 163 of the General Statutes. The question to be used in the voting systems and
24 ballots shall be:

25 "[] FOR [] AGAINST

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

H

0777

APR -5 95D

HOUSE DRH4102-LK135C(3.2)

HOUSE PRINCIPAL CLERK

Short Title: Urban Loop Funds Reallocated.

(Public)

Sponsors: Representative Luebke.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE REALLOCATION OF THE HIGHWAY TRUST
3 FUND URBAN LOOP FUNDS FOR OTHER TRANSPORTATION
4 IMPROVEMENT PROGRAM PROJECTS AND PUBLIC TRANSPORTATION.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 136-180 reads as rewritten:

7 "§ 136-180. Urban loops.

8 Funds allocated from the Trust Fund for urban loops may be used ~~only~~ for the
9 following urban loops:

10		Affected
11	Loop	Counties
12		
13	Asheville Western	Buncombe
14	Loop	
15		
16		
17		
18		
19		
20		
21	Charlotte Outer Loop	Mecklenburg
22		
23		
24		
25	Durham Northern Loop	Durham, Orange

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0778 APR -5 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH5081-LL150(3.16)

Short Title: Change Emergency Judge Pay.

(Public)

Sponsors: Representative Daughtry.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ADJUST THE COMPENSATION OF EMERGENCY SUPERIOR
3 COURT JUDGES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 7A-52(b) reads as rewritten:
6 "(b) In addition to the compensation or retirement allowance the judge would
7 otherwise be entitled to receive by law, each emergency judge of the district or
8 superior court who is assigned to temporary active service by the Chief Justice shall
9 be paid by the State the judge's actual expenses, plus ~~two hundred dollars (\$200.00)~~
10 ~~for each day of active service rendered upon recall.~~ seventy-five percent (75%) of the
11 daily compensation of an active, regular judge with five years' longevity on the court
12 to which the emergency judge is assigned. The daily compensation of an active,
13 regular judge, as used in this subsection, shall be computed by the Administrative
14 Office of the Courts for active, regular superior and district court judges by taking
15 into consideration the annual salary, with five years' longevity, and the number of
16 days per year that each of those judges is actually assigned to hold court. No recalled
17 retired trial judge shall receive from the State total annual compensation for judicial
18 services in excess of that received by an active judge of the bench to which the judge
19 is recalled."
20 Sec. 2. This act becomes effective July 1, 1995.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0779

APR -5 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8125-LD047D(2.2)

Short Title: Employee Assistance Professionals.

(Public)

Sponsors: Representative Crawford.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE THE NORTH CAROLINA BOARD OF EMPLOYEE
3 ASSISTANCE PROFESSIONALS AND TO PROVIDE FOR THE LICENSING
4 OF EMPLOYEE ASSISTANCE PROFESSIONALS.

5 The General Assembly of North Carolina enacts:

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

8 "ARTICLE 31.
9 "Employee Assistance Professionals.

10 "§ 90-500. Definitions.

11 As used in this Article, unless the context requires otherwise:

- 12 (1) 'Board' means the Board of Employee Assistance Professionals.
13 (2) 'Consultation' means the act of giving expert advice on the role of
14 an employee assistance professional in assisting troubled
15 employees.
16 (3) 'Employee assistance professional' means a person who provides
17 the following services to the public in a program designed to assist
18 in the identification and resolution of job performance problems in
19 the workplace:
20 a. Expert consultation and training of appropriate persons in
21 the identification and resolution of job performance issues
22 related to the employees' personal concerns.
23 b. The confidential, appropriate, and timely assessment of
24 problems.

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



6/28/95

10:19 AM

IN CHAIR: SPEAKER

1274
LEGISLATIVE DAY 89
H779 HCS
READING 2
CRAWFORD

EMPLOYEE ASSISTANCE PROFESSIONALS

AYES - 108

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

NOES - 2

HENSLEY LINNEY

EXCUSED ABSENCE - 3

BOWIE BRASWELL WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	GRADY	HUNTER, H.	MINER
GAMBLE	GRAY	HURLEY	

H779 HCS

1335
LEGISLATIVE DAY 90
H779 HCS
READING 3
CRAWFORD

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

6/29/95
5:28 PM
IN CHAIR: SPEAKER

EMPLOYEE ASSISTANCE PROFESSIONALS

AYES - 110

ADAMS	CUMMINGS	JUSTUS	RAYFIELD
ALDRIDGE	CUNNINGHAM	KISER	REDWINE
ALEXANDER	DAUGHTRY	LEE	REYNOLDS
ALLRED	DAVIS	LEMMOND	RICHARDSON
ARNOLD	DECKER	LOCKE	ROBINSON, G.
BAKER	DICKSON	LUEBKE	ROGERS
BARBEE	DOCKHAM	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	FOX	MICHAUX	TALLENT
BRAWLEY	GAMBLE	MILLER, G.	THOMPSON
BROWN, J.	GARDNER	MILLER, K.	TOLSON
BROWN, W.	GRADY	MINER	WAINWRIGHT
BUCHANAN	GRAY	MITCHELL	WARNER
CANSLER	HACKNEY	MORGAN	WATSON
CAPPS	HAYES	NEELY	WEATHERLY
CARPENTER	HENSLEY	NICHOLS	WILKINS
CHURCH	HIATT	OLDHAM	WILSON, C.
CLARY	HIGHTOWER	OWENS	WILSON, G.
COCKLEREECE	HILL	PATE	WOMBLE
CRAWFORD	HOLMES	PRESTON	WOOD
CREECH	HOWARD	PULLEY	WRIGHT
CULP	HURLEY	RAMSEY	YONGUE
CULPEPPER	IVES		

NOES - 1

LINNEY

EXCUSED ABSENCE - 2

BRASWELL

NYE

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
BARNES

EARLE
HUNT

HUNTER, H.
HUNTER, R.

ROBINSON, J.

H779 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 779

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

H779-ARB-1

Page 1 of 1

Date June 20, 1996

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

Senator Cooper

- 1 moves to amend the bill on page 8, line 1, by deleting "January 1,
2 1996." and substituting "January 1, 1997.".

SIGNED R G
Amendment Sponsor

SIGNED H K
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____

TABLED _____

(Y)

S. H. K.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 779

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

H779-ARB-1

Date June 20, 1996

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

Senator Cooper

- 1 moves to amend the bill on page 8, line 1, by deleting "January 1,
2 1996." and substituting "January 1, 1997."

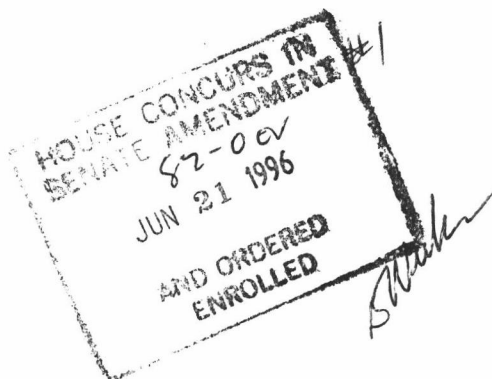
SIGNED R G
Amendment Sponsor

SIGNED J H
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____

(Y)

S H



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1814/27-- 3:49 PM

JUNE 21, 1996

LEGISLATIVE DAY 134

LT. GOVERNOR WICKER

-- Presiding

CRAWFORD
EMPLOYEE ASSISTANCE PROFESSIONALS
COM SUB/2ND EDITION

HOUSE BILL 779
READING 2

AYE	24	ALBERTSON BALLANCE BASNIGHT CARPENTER COOPER DANNELLY	EDWARDS GULLEY HOBBS HOYLE JORDAN KERR	LUCAS MARTIN W. MCKOY PAGE PARNELL PLEXICO	RAND SHERRON SOLES SPEED WARREN WINNER
	20	ALLRAN BALLANTINE BLACKMON BLUST CARRINGTON	CLARK COCHRANE DAVIS EAST FORRESTER	FOXX HARTSELL HORTON KINCAID LEDBETTER	LITTLE MARTIN R. MCDANIEL SIMPSON WEBSTER

EXCUSED	0				
NOT CAST	2	CONDER	SHAW		
ABSENT	4	ODOM	PERDUE	PLYLER	SMITH
PAIRS	0				
AYE					
NO					

CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1862/75-- 4:55 PM

JUNE 21, 1996

LEGISLATIVE DAY 134

LT. GOVERNOR WICKER

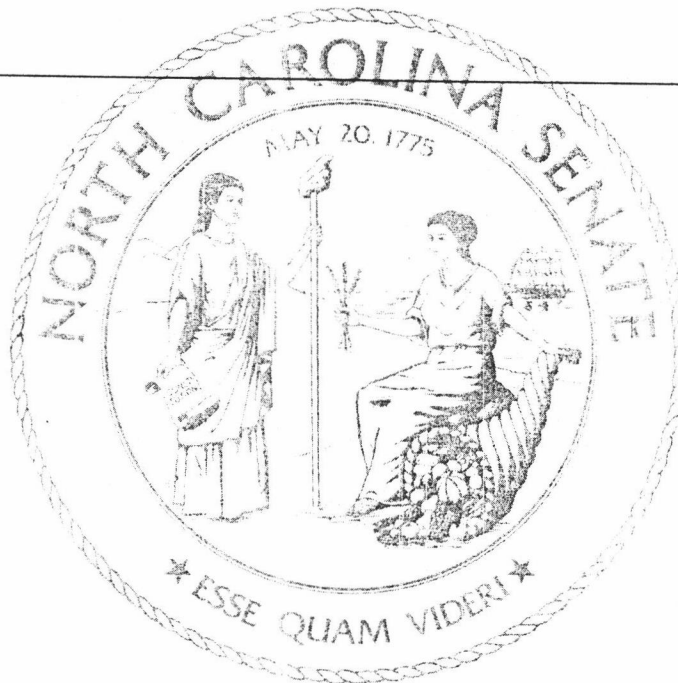
-- Presiding

CRAWFORD
EMPLOYEE ASSISTANCE PROFESSIONALS
COM SUB/2ND EDITION

HOUSE BILL 779
READING 2

RECORDED
NO 1 SHAW
ADJUSTED TOTAL
AYE 24
NO 21
NOT CAST 1
ABSENT 4

OPY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1862/75-- 4:55 PM

JUNE 21, 1996

LEGISLATIVE DAY 134

LT. GOVERNOR WICKER

-- Presiding

CRAWFORD
EMPLOYEE ASSISTANCE PROFESSIONALS
COM SUB/2ND EDITION

HOUSE BILL 779
READING 2

AYE

24 ALBERTSON
BALLANCE
BASNIGHT
CARPENTER
COOPER
DANNELLY

21 ALLRAN
BALLANTINE
BLACKMON
BLUST
CARRINGTON
CLARK

EDWARDS
GULLEY
HOBBS
HOYLE
JORDAN
KERR

COCHRANE
DAVIS
EAST
FORRESTER
FOXX

LUCAS
MARTIN W.
MCKOY
PAGE
PARNELL
PLEXICO

HARTSELL
HORTON
KINCAID
LEDBETTER
LITTLE

RAND
SHERRON
SOLES
SPEED
WARREN
WINNER

MARTIN R.
MCDANIEL
SHAW
SIMPSON
WEBSTER

EXCUSED

0

NOT CAST

1 CONDER

ABSENT

4 ODOM

PERDUE

PLYLER

SMITH

PAIRS

0

AYE
NO

COPY)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

2210
LEGISLATIVE DAY 135
H779 HCS

6/21/96

IN CHAIR: SPEAKER

CRAWFORD

AMEND #1 *Senate amendment*
EMPLOYEE ASSISTANCE PROFESSIONALS

MOTION #11- *Rep. Crawford moves to concur*

AYES - 82

ADAMS	DAUGHTRY	JUSTUS	PULLEY
ARNOLD	DAVIS	KISER	RAMSEY
BAKER	DECKER	LEE	RAYFIELD
BARBEE	EARLE	LEMMOND	RICHARDSON
BARNES	EASTERLING	LINNEY	ROBINSON, J.
BOWIE	EDDINS	LOCKE	RUSSELL
BOYD-MCINTYRE	EDWARDS	MCALLISTER	SEXTON
BRASWELL	ELLIS	MCCOMAS	SHARPE
BRAWLEY	ESPOSITO	MCCOMBS	SHERRILL
BROWN, J.	FITCH	MCCRARY	SHUBERT
BUCHANAN	GRADY	MCMAHAN	SUTTON
CANSLER	GRAY	MERCER	TALLENT
CAPPS	HACKNEY	MICHAUX	THOMPSON
CARPENTER	HAYES	MITCHELL	TOLSON
CLARY	HENSLEY	MORGAN	WAINWRIGHT
COCKLEREECE	HIATT	NICHOLS	WILKINS
CRAWFORD	HIGHTOWER	NYE	WILSON, G.
CREECH	HOLMES	OWENS	WOMBLE
CULP	HUNTER, R.	PATE	WOOD
CULPEPPER	HURLEY	PRESTON	WRIGHT
CUNNINGHAM	IVES		

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	DICKSON	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 29

SPEAKER	CUMMINGS	LUEBKE	REYNOLDS
ALEXANDER	DOCKHAM	MCLAUGHLIN	ROGERS
ALLRED	GAMBLE	MILLER, G.	SHAW
BERRY	GARDNER	MILLER, K.	WATSON
BLACK	HILL	MINER	WEATHERLY
BOWEN	HOWARD	NEELY	WILSON, C.
BROWN, W.	HUNTER, H.	REDWINE	YONGUE
CHURCH			

H779 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0780

APR -5 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6095*-LT072(3.7)

Short Title: Insurance Continuing Ed.

(Public)

Sponsors: Representative Barbee.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT INSURANCE AGENTS AND BROKERS WHO
3 HAVE BEEN LICENSED FOR THREE YEARS OR MORE MUST COMPLY
4 WITH CONTINUING EDUCATION REQUIREMENTS EVERY TWO YEARS
5 RATHER THAN ONCE A YEAR.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 58-33-130 reads as rewritten:
8 "**§ 58-33-130. Continuing education program for licensees.**
9 (a) The Commissioner may adopt rules to provide for a program of continuing
10 education requirements for the purpose of enhancing the professional competence
11 and professional responsibility of adjusters and motor vehicle damage appraisers. The
12 rules may include criteria for:
13 (1) The content of continuing education courses;
14 (2) Accreditation of continuing education sponsors and programs;
15 (3) Accreditation of videotape or other audiovisual programs;
16 (4) Computation of credit;
17 (5) Special cases and exemptions;
18 (6) General compliance procedures; and
19 (7) Sanctions for noncompliance.
20 (b) The Commissioner may adopt rules to provide for the continuing professional
21 education of all agents and brokers, including fraternal field marketers, but excluding
22 limited representatives. In adopting the rules, the Commissioner may use the same
23 criteria as specified in subsection (a) of this ~~section~~ section. Agents and brokers who
24 have been licensed pursuant to this Article less than three years shall be required to
25 comply with continuing professional education requirements every year, and agents

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0781

APR -5 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2103-LE067D(2.14)

Short Title: Children First/Educ. Opportunity.

(Public)

Sponsors: Representative Linney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE EDUCATIONAL OPPORTUNITY BY AUTHORIZING
3 THE FUNDING OF K-12 LEGISLATIVE TUITION GRANTS TO PARENTS
4 OF SCHOOL-AGED CHILDREN IN NORTH CAROLINA.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 115C of the General Statutes is amended by adding a
7 new Part to read:
8 "Part 4. Legislative Tuition Grants
9 for Children Enrolled in Nonpublic Schools.
10 "§ 115C-567.1. Intent.
11 (a) It is the intent of the General Assembly to provide a tax expenditure neutral
12 guarantee of educational opportunity for the children of North Carolina as a method
13 to:
14 (1) Encourage improvement in public schools and provide financial
15 assistance to families that would like to send their children to
16 nonpublic schools, so that every child has an expanded opportunity
17 to be taught in the setting and manner that best help that child
18 learn.
19 (2) Replace the system of ensuring school accountability by the
20 bureaucratic regulation of a monopoly with a system that relies on
21 competition, performance measures, and disclosure of test scores,
22 so that student success, not school sameness, becomes the focus of
23 educational efforts.
24 "§ 115C-567.2. Establishment of Legislative Tuition Grants.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0782 APR -6 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2101-LK061B(1.26)

Short Title: Local Officers-Enter ABC Premises.

(Public)

Sponsors: Representative Hurley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE ENTRY OF ABC LICENSED PREMISES BY LOCAL
3 LAW ENFORCEMENT OFFICERS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 18B of the General Statutes is amended by adding a
6 new section to read:
7 "**§ 18B-506 Entry of licensed premises by other local law enforcement officers.**
8 (a) Notwithstanding any other provision of this Article, local law enforcement
9 officers may enter any licensed premises for which an ABC permit has been issued.
10 Officers may enter at any time that the premises are open for business and may take
11 enforcement action for any violation of law observed while on the premises.
12 (b) Pursuant to this section, local law enforcement officers shall not:
13 (1) Conduct an examination of the books or records of the permittee;
14 (2) Enforce ABC administrative regulations; or
15 (3) Enter the premises of a private club, as defined in G.S. 18B-
16 1000(5) or a residential private club, as defined in G.S. 18B-
17 1000(5a).
18 (c) Refusal by a permittee or by any employee of a permittee to permit officers to
19 enter the premises as authorized by subsection (a) of this section shall be cause for
20 revocation, suspension, or other action against the permit of the permittee as
21 provided in G.S. 18B-104. It shall be a Class 2 misdemeanor for any person to resist
22 or obstruct an officer attempting to make a lawful entry pursuant to this section."
23 Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0783

APR -6 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA102-LK121A(3.1)

Short Title: Some Permits on School Property.

(Public)

Sponsors: Representative Berry.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE ISSUANCE OF CERTAIN PERMITS ON SCHOOL
3 PROPERTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 18B-301(f) reads as rewritten:
6 "(f) Unlawful Possession or Use. -- As illustration, but not limitation, of the
7 general prohibition stated in G.S. 18B-102(a), it shall be unlawful for:
8 (1) Any person to consume fortified wine, spirituous liquor, or mixed
9 beverages or to offer such beverages to another person:
10 a. On the premises of an ABC store, or
11 b. Upon any property used or occupied by a local board, or
12 c. On any public road, street, highway, or sidewalk.
13 (2) Any person to display publicly at an athletic contest fortified wine,
14 spirituous liquor, or mixed beverages;
15 (3) Any person to permit any fortified wine, spirituous liquor, or
16 mixed beverages to be possessed or consumed upon any premises
17 not authorized by this Chapter;
18 (4) Any person to possess or consume any fortified wine, spirituous
19 liquor, or mixed beverages upon any premises where such
20 possession or consumption is not authorized by law, or where the
21 person has been forbidden to possess or consume that beverage by
22 the owner or other person in charge of the premises;
23 (5) Any person to possess on any of the premises described in
24 subsections (a) through (c) a greater amount of fortified wine or
25 spirituous liquor than authorized by this Chapter;

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 599
LEGISLATIVE DAY 60
READING 2
BERRY

5/09/95
2:21 PM
IN CHAIR: SPEAKER

SOME PERMITS ON SCHOOL PROPERTY

AYES - 88

ADAMS	COCKLEREECE	JUSTUS	PRESTON
ALDRIDGE	CRAWFORD	LEE	PULLEY
ALEXANDER	CREECH	LEMOND	RAMSEY
ALLRED	CULP	LOCKE	RAYFIELD
ARNOLD	CULPEPPER	LUEBKE	REDWINE
BAKER	CUMMINGS	MCALLISTER	ROBINSON
BARBEE	CUNNINGHAM	MCCOMAS	RUSSELL
BARNES	DECKER	MCCOMBS	SEXTON
BERRY	DICKSON	MCCRARY	SHARPE
BLACK	DOCKHAM	MCMAHAN	SHERRILL
BOWEN	EARLE	MERCER	TALLENT
BOWIE	EASTERLING	MICHAUX	TOLSON
BOYD-MCINTYRE	EDDINS	MILLER, G.	WAINWRIGHT
BRASWELL	EDWARDS	MINER	WARNER
BRAWLEY	ESPOSITO	MITCHELL	WATSON
BROWN, J.	FOX	MORGAN	WEATHERLY
BROWN, W.	GAMBLE	NEELY	WILKINS
BUCHANAN	GRADY	NICHOLS	WILSON, C.
CANSLER	HACKNEY	NYE	WILSON, G.
CARPENTER	HIGHTOWER	OLDHAM	WOMBLE
CHURCH	HOLMES	OWENS	WRIGHT
CLARY	HURLEY	PATE	YONGUE

NOES - 12

BEALL	DAVIS	HENSLEY	RICHARDSON
BLUE	GARDNER	HILL	SUTTON
CAPPS	HAYES	HUNTER, R.	THOMPSON

EXCUSED ABSENCE - 2

FITCH
LINNEY

EXCUSED VOTE - 0

NOT VOTING - 17

SPEAKER	HOWARD	KISER	ROGERS
DAUGHTRY	HUNT	MCLAUGHLIN	SHAW
ELLIS	HUNTER, H.	MILLER, K.	SHUBERT
GRAY	IVES	REYNOLDS	WOOD
HIATT			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1168/18--11:15 AM

JUNE 30, 1995

LEGISLATIVE DAY 91

SENATOR BASNIGHT

-- Presiding

BERRY
SOME PERMITS ON SCHOOL PROPERTY

HOUSE BILL 783
READING 2

AYE	30	ALBERTSON ALLRAN BALLANTINE BASNIGHT BLACKMON CARRINGTON COOPER DANNELLY	DAVIS GULLEY HOBBS HORTON HOYLE LEDBETTER LITTLE LUCAS	MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PERDUE PLYLER	RAND SHAW SIMPSON SOLES SPEED WARREN WINNER
	11	BALLANCE CARPENTER CLARK	COCHRANE EAST FORRESTER	FOXX HARTSELL KERR	PAGE WEBSTER
EXCUSED	0				
NOT CAST	5	CONDER JORDAN	KINCAID	PARNELL	PLEXICO
ABSENT	4	EDWARDS	SAWYER	SHERRON	SMITH
PAIRS AYE NO	0				

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1177/27--12:19 PM

JUNE 30, 1995

LEGISLATIVE DAY 91

SENATOR BASNIGHT

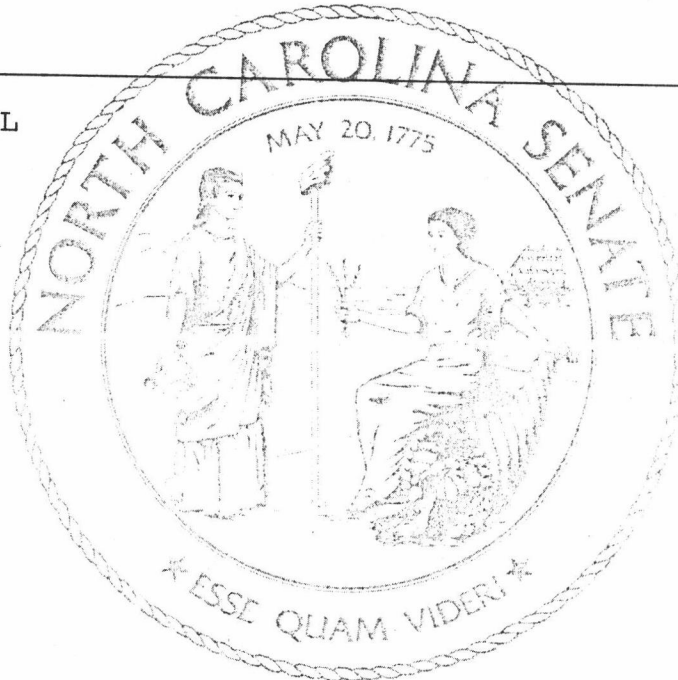
-- Presiding

BERRY
SOME PERMITS ON SCHOOL PROPERTY

HOUSE BILL 783
READING 2

RECORDED
ABSENT 1 PARNELL
ADJUSTED TOTAL
AYE 30
NO 11
NOT CAST 4
ABSENT 5

RY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1177/27--12:19 PM

JUNE 30, 1995

LEGISLATIVE DAY 91

SENATOR BASNIGHT

-- Presiding

BERRY
SOME PERMITS ON SCHOOL PROPERTY

HOUSE BILL 783
READING 2

AYE	30	ALBERTSON ALLRAN BALLANTINE BASNIGHT BLACKMON CARRINGTON COOPER DANNELLY	DAVIS GULLEY HOBBS HORTON HOYLE LEDBETTER LITTLE LUCAS	MARTIN R. MARTIN W. MCDANIEL MCKOY ODOM PERDUE PLYLER	RAND SHAW SIMPSON SOLES SPEED WARREN WINNER
	11	BALLANCE CARPENTER CLARK	COCHRANE EAST FORRESTER	FOXX HARTSELL KERR	PAGE WEBSTER
EXCUSED	0				
NOT CAST	4	CONDER	JORDAN	KINCAID	PLEXICO
ABSENT	5	EDWARDS PARNELL	SAWYER	SHERRON	SMITH
PAIRS AYE NO	0				

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0784

APR -6 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH9087-LC223(3.27)

Short Title: Limit Installment Purchase Financing.

(Public)

Sponsors: Representative Pate.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO LIMIT THE USE OF INSTALLMENT PURCHASE FINANCING,
3 WHEREBY GOVERNMENTS IN EFFECT BORROW MONEY WITHOUT A
4 VOTE OF THE PEOPLE, TO CONTRACTS NOT EXCEEDING THREE
5 HUNDRED THOUSAND DOLLARS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 160A-20 is amended by adding a new subsection to read:
8 "(b1) This section applies only to contracts that obligate the unit of local
9 government over the full term of the contract, including periods that may be added to
10 the original term through the exercise of options to renew or extend, for no more
11 than three hundred thousand dollars (\$300,000)."
12 Sec. 2. This act becomes effective October 1, 1995, and applies to
13 contracts entered into on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 784DATE 7-11-95

S. B. No. _____

Amendment No. 1(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Holmes
Sen.) _____1 moves to amend the bill on page 2, line 39

2 () WHICH CHANGES THE TITLE

3 by deleting the word "scope" and by substituting
4 "cost";

5 _____

6 on page 2, line 40,7 by inserting immediately after the period the following new
8 sentence: "At the request of the Board of Governors of The University
9 of North Carolina, the Director of the Budget may authorize an
10 increase or decrease in the scope of a project if the proposed
11 change does not involve an increase in costs.";

12 _____

13 on page 2, line 41,14 by deleting "scope or funding,"
15 and substituting "costs, method of funding, or scope,"

16 _____

17 _____

18 _____

19 _____

SIGNED _____

ADOPTED 7/11/95 FAILED _____ TABLED _____109-0 EV SWH

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H

HOUSE DRH3052-LB155(2.16)

H.B. FILED
0785 APR -6 95
HOUSE PRINCIPAL CLERK D

Short Title: Open Meetings/General Assembly.

(Public)

Sponsors: Representative Pate.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE OPEN MEETINGS LAW APPLIES TO ALL
3 PROCEDURES OF THE GENERAL ASSEMBLY INCLUDING THE BUDGET
4 PROCESS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 143-318.15 reads as rewritten:
7 "**§ 143-318.15. Advisory Budget Commission and appropriation committees of General**
8 **Assembly; application of Article.**
9 (a) The provisions of this Article shall ~~not~~ apply to meetings of the Advisory
10 Budget Commission held for the purpose of actually preparing the budget required
11 by the provisions of the Executive Budget Act (Article 1, Chapter 143, General
12 Statutes of North Carolina); Commission, but nothing in this Article shall be
13 construed to amend, repeal or supersede the provisions of G.S. 143-10 (or any similar
14 statutes hereafter enacted) requiring public hearings to secure information on any and
15 all estimates to be included in the budget and providing for other procedures and
16 practices incident to the preparation and adoption of the budget required by the State
17 Budget Act.
18 (b) This Article does not ~~amend, repeal or supersede the provisions of G.S. 143-14,~~
19 ~~relating to the~~ allow meetings of the appropriations committees and subcommittees of
20 the General Assembly. Assembly to be held in closed session if G.S. 143-14 requires
21 them to be open."
22 Sec. 2. G.S. 143-318.14A reads as rewritten:
23 "**§ 143-318.14A. Legislative commissions, committees, and standing subcommittees.**
24 (a) Except as provided in subsection (e) below, all official meetings of
25 commissions, committees, and standing subcommittees of the General Assembly

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0786 APR -6 95
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2083-LK144(3.14)

Short Title: Firefighter Classifications.

(Public)

Sponsors: Representatives Cummings and Russell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DEFINE A PROFESSIONAL FIREFIGHTER'S EMPLOYEE
3 RETIREMENT CLASSIFICATION AND BENEFIT ACCRUAL RATE FOR
4 MEMBERS AND BENEFICIARIES OF THE LOCAL GOVERNMENTAL
5 EMPLOYEES' RETIREMENT SYSTEM.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 128-21 is amended by adding a new subdivision to read:
8 "(17a) 'Professional firefighter' means an individual (i) who is a full-
9 time, paid employee of a fire department certified by the North
10 Carolina Department of Insurance, and (ii) who is actively
11 serving in a position with assigned primary duties and
12 responsibilities for the prevention, detection, and suppression of
13 fire."
14 Sec. 2. G.S. 128-27 is amended by adding a new subsection to read:
15 "(b15) Service Retirement Allowance of Professional Firefighters Retiring on or
16 After July 1, 1995. -- Upon retirement from service, in accordance with subsection (a)
17 of this section, on or after July 1, 1995, a member who is a professional firefighter or
18 an eligible former professional firefighter shall receive a service retirement allowance
19 computed in the following manner:
20 (1) If the member's service retirement date occurs as a professional
21 firefighter, and after the completion of 25 years of creditable
22 professional fire-fighter service, the allowance shall be equal to
23 two and one-half percent (2.5%) of his average final
24 compensation, multiplied by the number of years of his creditable
25 service.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0787 APR -6 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA108-RN024(3.27)

Short Title: Direct Reimbursement/Pharmacists.

(Public)

Sponsors: Representative Black.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR DIRECT PAYMENT OF LICENSED
3 PHARMACISTS UNDER HEALTH INSURANCE POLICIES AND PLANS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 58-50-30 reads as rewritten:
6 "§ 58-50-30. Discrimination forbidden; right to choose services of optometrist,
7 podiatrist, certified clinical social worker, dentist, chiropractor, or psychologist,
8 pharmacist, or advanced practice registered nurse.
9 (a) Discrimination between individuals of the same class in the amount of
10 premiums or rates charged for any policy of insurance covered by Articles 50 through
11 55 of this Chapter, or in the benefits payable thereon, or in any of the terms or
12 conditions of such policy, or in any other manner whatsoever, is prohibited.
13 Whenever any policy of insurance governed by Articles 1 through 64 of this
14 Chapter provides for payment of or reimbursement for any service rendered in
15 connection with a condition or complaint which is within the scope of practice of a
16 duly licensed optometrist, a duly licensed podiatrist, a duly licensed dentist, a duly
17 licensed chiropractor, a duly certified clinical social worker, a duly licensed
18 psychologist, a duly licensed pharmacist, or an advanced practice registered nurse, the
19 insured or other persons entitled to benefits under such policy shall be entitled to
20 payment of or reimbursement for such services, whether such services be performed
21 by a duly licensed physician, a duly licensed optometrist, a duly licensed podiatrist, a
22 duly licensed dentist, a duly licensed chiropractor, a duly certified clinical social
23 worker, a duly licensed psychologist, a duly licensed pharmacist, or an advanced
24 practice registered nurse, notwithstanding any provision contained in such policy.
25 Whenever any policy of insurance governed by Articles 1 through 64 of this Chapter

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

705
LEGISLATIVE DAY 61
H787 HCS
READING 2
BLACK

5/10/95
1:11 PM
IN CHAIR: RUSSELL

DIRECT REIMBURSEMENT /PHARMACISTS

AYES - 110

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

NOES - 1

MCCOMBS

EXCUSED ABSENCE - 3

FITCH

LINNEY

MILLER, G.

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
CUNNINGHAM

HUNTER, H.

REYNOLDS

RUSSELL

H787 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 906/28-- 2:41 PM

JUNE 8, 1995

LEGISLATIVE DAY 78

LT. GOVERNOR WICKER

-- Presiding

BLACK
DIRECT REIMBURSEMENT/PHARMACISTS
COM SUB/2ND EDITION

HOUSE BILL 787
READING 2

AYE	44	ALBERTSON	COOPER 20. 1775	JORDAN	PLEXICO
		ALLRAN	DANNELLY	KERR	RAND
		BALLANCE	DAVIS	LEIBETTER	SHAW
		BALLANTINE	EAST	LITTLE	SHERRON
		BASNIGHT	EDWARDS	LUCAS	SIMPSON
		BLACKMON	FORRESTER	MARTIN R.	SMITH
		CARPENTER	FOX	MARTIN W.	SOLES
		CARRINGTON	GULLEY	MCDANIEL	SPEED
		CLARK	HARTSELL	MCKOY	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER

NO 0

EXCUSED 0

NOT CAST 4 KINCAID ODOM PERDUE PLYLER

ABSENT 2 HOBBS SAWYER

PAIRS 0

AYE

NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0788 APR -6 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH9077-LN134(3.24)

Short Title: Insurance Guaranty Assn.

(Public)

Sponsors: Representative Dockham.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCLUDE HOSPITAL, MEDICAL, AND DENTAL SERVICE
3 PLANS UNDER THE LIFE AND HEALTH INSURANCE GUARANTY
4 ASSOCIATION ACT.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 58-62-16 reads as rewritten:

7 "§ 58-62-16. Definitions.

8 As used in this Article:

- 9 (1) 'Account' means any of the two accounts created under G.S. 58-
10 62-26.
11 (2) 'Association' means the North Carolina Life and Health Insurance
12 Guaranty Association created under G.S. 58-62-26.
13 (3) 'Board' means the board of directors of the Association established
14 under G.S. 58-62-31.
15 (4) 'Contractual obligation' means any obligation under a policy or
16 certificate under a group policy, or part thereof, for which
17 coverage is provided under G.S. 58-62-21.
18 (5) 'Covered policy' means any policy within the scope of this Article
19 under G.S. 58-62-21.
20 (6) 'Delinquent insurer' means an impaired insurer or an insolvent
21 insurer; and 'delinquency' means an insurer impairment or
22 insolvency.
23 (7) 'Health insurance' includes hospital and/or medical and/or dental
24 service plans, accident and health insurance, accident insurance,
25 and disability insurance.

EV

SEQ. # 381
LEGISLATIVE DAY 53
HCS
READING 2
DOCKHAM

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



4/26/95
2:19 PM
IN CHAIR: SPEAKER

INSURANCE GUARANTY ASSOCIATION

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 4

ALEXANDER	BRASWELL	CARPENTER	SNOWDEN
-----------	----------	-----------	---------

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	HOLMES	MICHAUX	RICHARDSON
CANSLER	KISER	NEELY	SHARPE
CREECH	LINNEY	RAMSEY	SUTTON
EDWARDS			

H788 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 834/17-- 4:21 PM

JUNE 1, 1995

LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

-- Presiding

DOCKHAM
INSURANCE GUARANTY ASSOCIATION
COM SUB/2ND EDITION

HOUSE BILL 788
READING 2

AYE

45

ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER
COOPER
DANNELLY

DAVIS 20. 1775
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON
HOYLE
JORDAN

KERR
LEDBETTER
LITTLE
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PERDUE

PLEXICO
PLYLER
RAND
SHAW
SHERRON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

0

EXCUSED

0

NOT CAST

3

BLACKMON

KINCAID

SIMPSON

ABSENT

2

PARNELL

SAWYER

PAIRS

0

AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1995

0789

APR -6 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA110-LD105(3.13)

Short Title: Roller Skating Rink Liability.

(Public)

Sponsors: Representative Baker.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOCATE THE DUTIES OF ROLLER SKATING RINK
3 OPERATORS AND THE DUTIES OF ROLLER SKATERS AT ROLLER
4 SKATING RINKS AS THESE DUTIES RELATE TO SAFETY AND LIABILITY
5 FOR PERSONAL INJURY.

6 The General Assembly of North Carolina enacts:

7 Section 1. The General Statutes are amended by adding a new Chapter to
8 read:

9 "Chapter 99D.

10 "Roller Skating Rink Safety and Liability.

11 "§ 99D-1. Findings.

12 The General Assembly finds:

- 13 (1) Roller skating is a sport that is enjoyed on a regular basis by
14 thousands of North Carolina families. It is an affordable sport and
15 a form of exercise for young and old alike.
16 (2) The stable and efficient operation of roller skating rinks is essential
17 in order to provide a safe and supervised area for roller skaters to
18 practice their sport.
19 (3) Liability insurance for roller skating rink operators is difficult to
20 find and expensive to maintain.
21 (4) The number of insurance providers who are willing to issue
22 liability insurance is shrinking, causing a rise in premiums on the
23 insurance that is available.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 789

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

H789-ARL-001

Date 5/9, 1995

Comm. Sub. ☐
Amends Title ☐

- 1 moves to amend the bill on page 3, line 18,
2 by deleting the word "outlook" and substituting the word "lookout".
3

SIGNED Julene C. Pelly
Amendment Sponsor

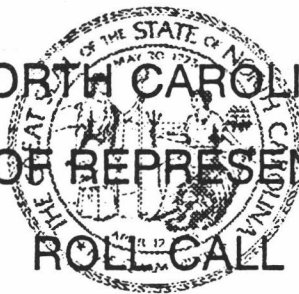
SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/9/95 FAILED _____ TABLED _____

101-0 EV
D. Wick

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



5/09/95

7:36 PM

IN CHAIR: SPEAKER

SEQ. # 655

LEGISLATIVE DAY 60

READING 2

BAKER

AMEND #1- Committee

ROLLER SKATING RINK LIABILITY

AYES - 101

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

NOES - 0

EXCUSED ABSENCE - 9

BOWEN	ELLIS	LINNEY	SUTTON
DAUGHTRY	IVES	MCALLISTER	YONGUE
DECKER			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CUMMINGS	LEMMOND	WEATHERLY
CANSLER	HURLEY	SHARPE	WILKINS
CHURCH			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 789

DATE 5/9/95

S. B. No. _____

Amendment No. 2
(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
Sen.)

1 moves to amend the bill on page 3, line 26

2 () WHICH CHANGES THE TITLE

3 by adding the following language immediately before
4 the comma "with regard to liability of an
5 operator";

6
7 and on pg 3, line 40 by rewriting
8 that line to read "Sec. 2. This act
9 shall become effective October 1, 1995
10 and applies to civil actions".
11
12
13
14
15
16
17
18
19

SIGNED Julius C. Puller

ADOPTED 5/9/95 FAILED _____ TABLED _____
97-0 EV 2/2/96

SEQ. # 656
LEGISLATIVE DAY 60

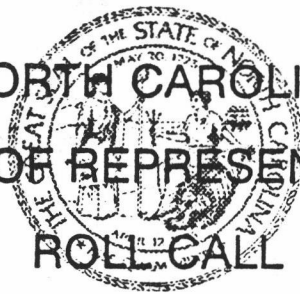
READING 2

BAKER

AMEND #2 - *Committee*

ROLLER SKATING RINK LIABILITY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



ROLL CALL

5/09/95

7:37 PM

IN CHAIR: SPEAKER

AYES - 97

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BERRY
BLACK
BLUE
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CAPPS
CLARY
COCKLEREECE
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAVIS
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GRADY
GRAY
HAYES
HIATT
HILL
HOLMES
HOWARD
HUNT
HUNTER, H.
HUNTER, R.

JUSTUS
KISER
LEE
LEMOND
LOCKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PATE
PRESTON

PULLEY
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
TALLENT
TOLSON
WAINWRIGHT
WARNER
WATSON
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT

NOES - 0

EXCUSED ABSENCE - 9

BOWEN
DAUGHTRY
DECKER

ELLIS
IVES

LINNEY
MCALLISTER

SUTTON
YONGUE

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER
CANSLER
CARPENTER
CHURCH

CUMMINGS
HACKNEY
HENSLEY

HIGHTOWER
HURLEY
LUEBKE

THOMPSON
WEATHERLY
WILKINS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 657

LEGISLATIVE DAY 60

READING 2

BAKER

5/09/95

7:45 PM

IN CHAIR: RUSSELL

ROLLER SKATING RINK LIABILITY

AYES - 61

ALLRED	DOCKHAM	MCCOMAS	REYNOLDS
BAKER	EDDINS	MCCOMBS	ROBINSON
BARBEE	EDWARDS	MCLAUGHLIN	SEXTON
BLACK	ESPOSITO	MCMAHAN	SHARPE
BRAWLEY	GARDNER	MILLER, K.	SHERRILL
BROWN, J.	GRADY	MINER	SHUBERT
BROWN, W.	GRAY	MITCHELL	TALLENT
BUCHANAN	HAYES	MORGAN	THOMPSON
CAPPS	HIATT	NICHOLS	WAINWRIGHT
CLARY	HILL	NYE	WATSON
COCKLEREECE	HOLMES	OWENS	WEATHERLY
CRAWFORD	HOWARD	PATE	WILKINS
CREECH	JUSTUS	PRESTON	WILSON, C.
CULP	KISER	PULLEY	WILSON, G.
DAVIS	LEMMOND	RAYFIELD	WOOD

NOES - 40

ADAMS	CULPEPPER	HUNTER, H.	OLDHAM
ALEXANDER	CUNNINGHAM	HUNTER, R.	RAMSEY
ARNOLD	EASTERLING	LEE	REDWINE
BARNES	FITCH	LOCKE	RICHARDSON
BEALL	FOX	LUEBKE	ROGERS
BERRY	GAMBLE	MCCRARY	SHAW
BLUE	HACKNEY	MERCER	TOLSON
BOWIE	HENSLEY	MICHAUX	WARNER
BOYD-MCINTYRE	HIGHTOWER	MILLER, G.	WOMBLE
BRASWELL	HUNT	NEELY	WRIGHT

EXCUSED ABSENCE - 9

BOWEN	ELLIS	LINNEY	SUTTON
DAUGHTRY	IVES	MCALLISTER	YONGUE
DECKER			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CARPENTER	CUMMINGS	HURLEY
ALDRIDGE	CHURCH	EARLE	RUSSELL
CANSLER			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0790

APR -6 95

D

H

HOUSE DRH8128-LF195(3.10)

HOUSE PRINCIPAL CLERK

Short Title: Living Wills Clarified.

(Public)

Sponsors: Representative Gamble.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY AND SIMPLIFY THE DECLARATION OF A RIGHT TO
3 A NATURAL DEATH.

4 Whereas, 20 years ago, the North Carolina General Assembly passed
5 legislation authorizing a "living will", to enable people to decide before they became
6 terminally ill that they did not want to have life prolonged if they became terminally
7 ill and to make this decision known to health care providers; and

8 Whereas, recent legislation has modified the living will to allow
9 consideration of persistent vegetative state as well as of terminal illness in using a
10 living will; and

11 Whereas, Congress has now mandated the availability of living wills or
12 advance directives in hospitals; and

13 Whereas, although the public's use of living wills is still very limited, the
14 North Carolina General Assembly has enacted legislation permitting the use of a
15 durable power of attorney for health care, which use depends on very complicated
16 legal forms and analysis and does not help to encourage the public use of advance
17 directives or living wills; and

18 Whereas, simplifying and clarifying the living will process will greatly
19 help the public use living wills or advance directives; Now, therefore;
20 The General Assembly of North Carolina enacts:

21 Section 1. G.S. 90-321 reads as rewritten:

22 "§ 90-321. Right to a natural death.

23 (a) As used in this Article the term:

24 (1) 'Declarant' means a person who has signed a declaration in
25 accordance with subsection (c);

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0791

APR -6 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH5099-LK038A(1.18)

Short Title: Three Strikes and You Walk.

(Public)

Sponsors: Representative Hunt.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT CONVICTION OF THIRD OR SUBSEQUENT
3 DRIVING WHILE IMPAIRED MAKES MOTOR VEHICLE SUBJECT TO
4 FORFEITURE.

5 The General Assembly of North Carolina enacts:

6 Section 1. The catch line for G.S. 20-28.2 reads as rewritten:

7 "**§ 20-28.2. Forfeiture of motor vehicle for impaired driving after impaired driving**
8 **license revocation: revocation and after third or subsequent conviction for driving**
9 **while impaired.**"

10 Sec. 2. G.S. 20-28.2(b) reads as rewritten:

11 "(b) When Motor Vehicle Becomes Property Subject to Forfeiture. -- If at a
12 sentencing hearing conducted pursuant to G.S. 20-179 the judge determines ~~that~~ that:

13 (1) ~~the~~ The grossly aggravating factor described in G.S. 20-179(c)(2)
14 ~~applies, applies; or~~

15 (2) The defendant has two or more prior convictions for offenses
16 involving impaired driving described in G.S. 20-179(c)(1);

17 the motor vehicle that was driven by the defendant at the time he committed the
18 offense of impaired driving becomes property subject to forfeiture."

19 Sec. 3. This act becomes effective December 1, 1995.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 791

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE May 4, 1995

Amendment No. 1
(to be filled in by
Principal Clerk)

Rep.) Culpepper
)
~~Sen.~~)

1 moves to amend the bill on page 1, line 16

2 () WHICH CHANGES THE TITLE

3 by _____

4 changing that line to read:

5 "involving in paired driving"

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Bill Culpepper

101-0 EV corrected
5/4/95
100-0 EV

ADOPTED _____ FAILED _____ TABLED _____

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/04/95

3:12 PM

IN CHAIR: SPEAKER

509

LEGISLATIVE DAY 58

H791

READING 2

HUNT

AMEND #1 Culpepper

THREE STRIKES AND YOU WALK

AYES - ^{101 Swales} -100-

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BERRY
BLACK
BLUE
BOWEN
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, W.
BUCHANAN
CAPPS
CARPENTER
CHURCH
CLARY
CRAWFORD
CREECH
CULP

CULPEPPER
CUMMINGS
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HENSLEY
HIATT
HIGHTOWER
HILL

HOLMES
HOWARD
HUNT
HUNTER, R.
IVES
JUSTUS
KISER
LEE
LEMMOND
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NYE
OLDHAM

OWENS
PATE
PULLEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHARPE
SHERRILL
SHUBERT
SUTTON
TALLENT
THOMPSON
TOLSON
WARNER
WATSON
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 5

CANSLER
HURLEY

NICHOLS

PRESTON

WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - ~~14~~ 13 Swales

SPEAKER
BOWIE
BROWN, J.
COCKLEREECE

FITCH
HUNTER, H.
LINNEY
MCALLISTER

~~NEELY~~ 2 Swales
RAMSEY
RICHARDSON

ROBINSON
SHAW
WEATHERLY

H791

Rep. Neely requests to be recorded as voting "aye."

Speaker so orders.

Swales

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

5/04/95

3:19 PM

IN CHAIR: SPEAKER

Bill # 510
LEGISLATIVE DAY 58
H791
READING 2
HUNT

THREE STRIKES AND YOU WALK

AYES - 96

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

NOES - 6

ALLRED	LINNEY	SUTTON	WOMBLE
BOWEN	MILLER, K.		

EXCUSED ABSENCE - 5

CANSLER	NICHOLS	PRESTON	WAINWRIGHT
HURLEY			

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	COCKLEREECE	FITCH	MINER
BLUE	CULP	HUNTER, H.	RAMSEY
BOWIE	CUNNINGHAM	MCLAUGHLIN	SHAW

H791

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

5/04/95

3:22 PM

IN CHAIR: SPEAKER

512

LEGISLATIVE DAY 58

H791

READING 3

HUNT

THREE STRIKES AND YOU WALK

AYES - 99

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

NOES - 2

BOWEN WOMBLE

EXCUSED ABSENCE - 5

CANSLER	NICHOLS	PRESTON	WAINWRIGHT
HURLEY			

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	DAUGHTRY	GAMBLE	REDWINE
BLUE	ELLIS	HOLMES	SHAW
CULP	FITCH	RAMSEY	WRIGHT
CUNNINGHAM			

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1995

0792 APR -6 95

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2116-LL076(2.1)

Short Title: Gas Franchise/Use It or Lose It.

(Public)

Sponsors: Representative Owens.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE UTILITIES COMMISSION TO PROVIDE THAT
3 EACH FRANCHISED NATURAL GAS DISTRIBUTION COMPANY SHALL
4 EXPAND SERVICE TO ALL AREAS OF ITS FRANCHISE TERRITORY
5 WITHIN THREE YEARS OR LOSE ITS EXCLUSIVE RIGHTS TO THE
6 FRANCHISE TERRITORY.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 62-36A(b) reads as rewritten:
9 "(b) The Commission shall develop rules to carry out the intent of subsection (a)
10 of this section, and to produce an orderly system for reviewing current levels of
11 natural gas service and planning the orderly expansion of natural gas service to areas
12 not served. These rules shall provide for expansion of service by each franchised
13 natural gas local distribution company to all areas of its franchise territory by July 1,
14 1998, and shall provide that any local distribution company that the Commission
15 determines is not providing adequate service to at least some portion of each county
16 within its franchise territory by July 1, 1998, shall forfeit its exclusive franchise rights
17 to that portion of its territory not being served."
18 Sec. 2. This act is effective upon ratification.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 792

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

H792-ARL-001

Date 5/9, 1995

Comm. Sub. ☐
Amends Title ☐

Rep. McLaughlin

1 moves to amend the bill on page 1, line 14,
2 by inserting the following language immediately before the comma:
3 "or within three years of the time the franchise territory is
4 awarded, whichever is later"; and
5
6 on page 1, line 16, by inserting the following language immediately
7 before the comma:
8 "or within three years of the time the franchise territory is
9 awarded, whichever is later".
10
11

SIGNED *John B. McLaughlin*
Amendment Sponsor

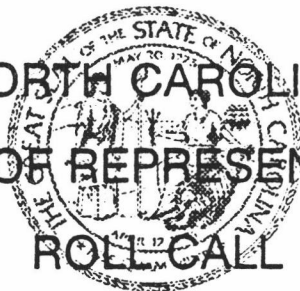
SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/9/95 FAILED _____ TABLED _____

102-0 EV

D. W. W. W.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 666
LEGISLATIVE DAY 60

5/09/95

8:25 PM

IN CHAIR: SPEAKER

READING 2

OWENS

AMEND #1 - *Committee*

GAS FRANCHISE/USE IT OR LOSE IT

AYES - 102

ADAMS
ALEXANDER
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BERRY
BLACK
BLUE
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CRAWFORD
CREECH
CULP
CULPEPPER
CUMMINGS

CUNNINGHAM
DAVIS
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
IVES
JUSTUS

KISER
LEE
LEMOND
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MICHAUX
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PATE
PULLEY
RAMSEY

RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT

NOES - 0

EXCUSED ABSENCE - 8

BOWEN
DAUGHTRY

DECKER
ELLIS
LINNEY
MCALLISTER

SUTTON
YONGUE

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
ALDRIDGE
ALLRED

CHURCH
COCKLEREECE
HENSLEY
HUNT

HURLEY
PRESTON

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 667
LEGISLATIVE DAY 60
2
READING 2
OWENS

5/09/95
8:27 PM
IN CHAIR: SPEAKER

GAS FRANCHISE/USE IT OR LOSE IT

AYES - 105

ADAMS	CUNNINGHAM	IVES	PULLEY
ALEXANDER	DAVIS	JUSTUS	RAMSEY
ARNOLD	DICKSON	KISER	RAYFIELD
BAKER	DOCKHAM	LEE	REDWINE
BARBEE	EARLE	LEMMOND	REYNOLDS
BARNES	EASTERLING	LOCKE	RICHARDSON
BEALL	EDDINS	LUEBKE	ROBINSON
BERRY	EDWARDS	MCCOMAS	ROGERS
BLACK	ESPOSITO	MCCOMBS	SEXTON
BLUE	FITCH	MCCRARY	SHARPE
BOWIE	FOX	MCLAUGHLIN	SHAW
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SHERRILL
BRASWELL	GARDNER	MERCER	SHUBERT
BRAWLEY	GRADY	MICHAUX	TALLENT
BROWN, J.	GRAY	MILLER, G.	THOMPSON
BROWN, W.	HACKNEY	MILLER, K.	TOLSON
BUCHANAN	HAYES	MINER	WAINWRIGHT
CANSLER	HENSLEY	MITCHELL	WARNER
CAPPS	HIATT	MORGAN	WATSON
CARPENTER	HIGHTOWER	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			

NOES - 0

EXCUSED ABSENCE - 8

BOWEN	DECKER	LINNEY	SUTTON
DAUGHTRY	ELLIS	MCALLISTER	YONGUE

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	ALLRED	HURLEY	RUSSELL
ALDRIDGE	CHURCH		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0793

APR -6 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7124-LGQ107(3.21)

Short Title: NC High Country Host Funds.

(Public)

Sponsors: Representative G. Wilson.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HIGH
3 COUNTRY HOST, INC., FOR OPERATING EXPENSES OF THE VISITOR
4 AND WELCOME CENTER IN THE TOWN OF BOONE.

5 Whereas, the five-county North Carolina High Country is an isolated
6 mountain region that is economically depressed and has little chance of attracting
7 manufacturing jobs because of its rough terrain, lack of interstate highway, and lack
8 of rail and air transportation; and

9 Whereas, travel and tourism is the region's number one industry and its
10 best hope for future jobs, economic growth, and the preservation of its traditional
11 mountain culture; and

12 Whereas, The North Carolina High Country Host, Inc., is the recognized
13 travel and promotion organization for the region, uniting more than 250 businesses in
14 five counties and eight chambers of commerce representing another 1,500 businesses;
15 and

16 Whereas, High Country Host has set an extremely successful example
17 during its existence as the State's first regional tourism promotion organization,
18 helping its three most economically depressed counties improve their tourism
19 economy by an average of 30% per year over the past 15 years; and

20 Whereas, continued funding in support of travel and tourism in the North
21 Carolina High Country area is essential for its economic growth and development;
22 Now, therefore,

23 The General Assembly of North Carolina enacts:

24 Section 1. There is appropriated from the General Fund to The North
25 Carolina High Country Host, Inc., the sum of seventy-five thousand dollars (\$75,000)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0794

APR -6 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7129-LF183(3.8)

Short Title: NCSU Forestry Geneticist Funds.

(Public)

Sponsors: Representative G. Wilson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR A FORESTRY GENETICIST
3 POSITION AT NORTH CAROLINA STATE UNIVERSITY, COLLEGE OF
4 FOREST RESOURCES.

5 Whereas North Carolina has 2,400 Christmas tree growers with 30,000
6 acres currently in production, harvesting 5,500,000 trees annually, with a total value
7 of \$165,000,000; and

8 Whereas, the Christmas tree industry has created 2,300 full-time jobs and
9 16,100 seasonal jobs in rural areas where employment opportunities in other
10 industries are limited; and

11 Whereas, in 1992, North Carolina Christmas tree sales represented
12 approximately 14% of the national market, to grow to 25% if the production of high
13 quality trees can be produced profitably; and

14 Whereas, the key to the production of high quality, high value Christmas
15 trees is the use of the best genetic stock available; and

16 Whereas, the work to produce this stock requires the full-time, long-range
17 work of a trained forestry geneticist; Now, therefore,
18 The General Assembly of North Carolina enacts:

19 Section 1. There is appropriated from the General Fund to the Board of
20 Governors of The University of North Carolina the sum of two hundred thousand
21 dollars (\$200,000) for the 1995-96 fiscal year and the sum of two hundred thousand
22 dollars (\$200,000) for the 1996-97 fiscal year for the Cooperative Extension Service at
23 North Carolina State University to establish and maintain a forestry geneticist
24 position, technician, graduate student, and support dedicated to the development and
25 use of the best genetic stock from the North Carolina Christmas tree industry.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995 0795 APR -6 95

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1181-LN080(2.2)

Short Title: Hepatitis B Funds.

(Public)

Sponsors: Representative Alexander.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO PROVIDE
4 HEPATITIS B VACCINE FOR HIGH SCHOOL ENTRANTS.
5 Whereas, nationally, hepatitis B infection affects 300,000 people annually;
6 and
7 Whereas, over 1,200 North Carolinians are infected with acute and
8 chronic hepatitis B disease annually; and
9 Whereas, approximately 20 North Carolinians, annually, die from
10 complications resulting from hepatitis B infection; and
11 Whereas, the highest number of hepatitis B cases in North Carolina occur
12 in adolescents and young adults; and
13 Whereas, the U.S. Public Health Service, the American Academy of
14 Pediatrics, the North Carolina Pediatric Society, and the North Carolina Medical
15 Society recommend the universal immunization of adolescents with hepatitis B
16 vaccine; and
17 Whereas, immunization with hepatitis B vaccine is the most effective
18 means of preventing hepatitis B infection and its consequences; and
19 Whereas, the economic and public health of North Carolina depends on
20 the health and well-being of its young people; Now, therefore,
21 The General Assembly of North Carolina enacts:
22 Section 1. There is appropriated from the General Fund to the
23 Department of Environment, Health, and Natural Resources the sum of one million
24 three hundred ninety-four thousand dollars (\$1,394,000) for the 1995-96 fiscal year,
25 and the sum of one million four hundred thirty-four thousand dollars (\$1,434,000) for

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

0796

APR -6 95

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2114*-LN141(3.29)

Short Title: Children's Vaccine Funds.

(Public)

Sponsors: Representative Alexander.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO PROVIDE
4 VACCINE FOR IMMUNIZING CHILDREN AGAINST CHICKEN POX.
5 Whereas, nationally, chicken pox affects approximately 4 million people
6 annually; and
7 Whereas, one in every 400 persons who gets chicken pox requires
8 hospitalization, and as many as 90 deaths from chicken pox occur nationally each
9 year; and
10 Whereas, 90% of chicken pox cases occur in children under the age of 15
11 years; and
12 Whereas, a new FDA-licensed vaccine is available and will be
13 recommended for the prevention of chicken pox when routinely administered to all
14 healthy children between the ages of 12-18 months; and
15 Whereas, nationally, the annual cost of care for healthy children who
16 contract chicken pox is estimated to be \$918,000,000 (1993 dollars); and
17 Whereas, cost-benefit savings in direct (medical and hospital) and indirect
18 (loss of work by parent) costs are estimated to be \$5.00 for each \$1.00 spent on
19 routine childhood immunization for chicken pox; Now, therefore,
20 The General Assembly of North Carolina enacts:
21 Section 1. There is appropriated from the General Fund to the
22 Department of Environment, Health, and Natural Resources the sum of nine hundred
23 eighty-seven thousand five hundred twenty-five dollars (\$987,525) for the 1995-96
24 fiscal year and the sum of one million seventeen thousand two hundred nineteen

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

H.B. FILED

0797

APR -6 95

H

D

HOUSE DRH4108-LBX218(3.8)

HOUSE PRINCIPAL CLERK

Short Title: Strengthen Public Records Law.

(Public)

Sponsors: Representative Daughtry.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PUBLIC RECORDS LAW.
3 The General Assembly of North Carolina enacts:
4 Section 1. Existing G.S. 132-1 is redesignated as subsection (a), and a
5 new subsection is added, to read:
6 "(b) The public records and public information compiled by the agencies of North
7 Carolina government or its subdivisions are the property of the people. Therefore, it
8 is the policy of this State that the people may obtain copies of their public records
9 and public information free or at minimal cost and at no profit to the public agency
10 unless otherwise specifically provided by law. As used herein, 'minimal cost' shall
11 mean the actual cost of reproducing the public record or public information."
12 Sec. 2. G.S. 132-6 reads as rewritten:
13 "§ 132-6. Inspection and examination of records.
14 (a) Every ~~person having custody~~ custodian of public records shall permit them to
15 be any record in his or her custody to be inspected and examined at reasonable times
16 and under his reasonable supervision by any person, and he shall promptly furnish
17 certified copies thereof on upon payment of any fees as may be prescribed by law.
18 As used herein, 'custodian' does not mean an agency that holds the public records of
19 other agencies solely for purposes of storage or safekeeping or solely to provide data
20 processing.
21 (b) No person requesting to inspect and examine public records, or to obtain
22 copies thereof, shall be required to disclose the purpose or motive for the request.
23 (c) No request to inspect, examine, or obtain copies of public records shall be
24 denied on the grounds that confidential information is commingled with the
25 requested nonconfidential information. If it is necessary to separate confidential from

H

HOUSE PRINCIPAL CLERK

HOUSE DRH1180-LN142(3.29)

Short Title: Food Equipment Repeal.

(Public)

Sponsors: Representative Culp.

Referred to:

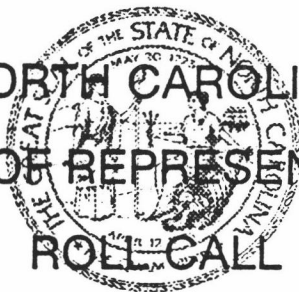
1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL CERTAIN REQUIREMENTS PERTAINING TO
3 MATERIALS USED IN CONJUNCTION WITH FOOD CONSUMPTION.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 130A-309.10(d) reads as rewritten:
6 "(d) (1) No person shall distribute, sell, or offer for sale in this State any
7 polystyrene foam product which is to be used in conjunction with food for human
8 consumption unless such product is composed of material which is recyclable.
9 (2) ~~After October 1, 1997, no person shall distribute, sell, or offer for~~
10 ~~sale in this State any polystyrene foam product that is to be used in~~
11 ~~conjunction with food for human consumption unless the Secretary~~
12 ~~certifies that at least twenty-five percent (25%) of such products~~
13 ~~are being recycled. This subdivision does not apply to any~~
14 ~~polystyrene foam product containing at least twenty-five percent~~
15 ~~(25%) polystyrene derived from products that have been collected~~
16 ~~for recycling after those products have served the purpose for~~
17 ~~which they were manufactured."~~
18 Sec. 2. This act is effective upon ratification.

EV

SEQ. # 642
LEGISLATIVE DAY 60

READING 2
CULP

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



5/09/95
6:04 PM
IN CHAIR: SPEAKER

FOOD EQUIPMENT REPEAL

AYES - 101

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BEALL
BERRY
BLACK
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CRAWFORD
CULP
CULPEPPER

CUMMINGS
CUNNINGHAM
DAVIS
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GRADY
GRAY
HAYES
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNT
HUNTER, R.
HURLEY
IVES

JUSTUS
KISER
LEE
LEMMOND
LOCKE
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PATE
PRESTON
PULLEY

RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROBINSON
ROGERS
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SHUBERT
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT

NOES - 5

BLUE
HACKNEY

HUNTER, H.

MICHAUX

RICHARDSON

EXCUSED ABSENCE - 8

BOWEN
DAUGHTRY

DECKER
ELLIS

LINNEY
MCALLISTER

SUTTON
YONGUE

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
BARNES

CREECH

DICKSON

EDWARDS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 973/7-- 5:09 PM

JUNE 14, 1995

LEGISLATIVE DAY 81

LT. GOVERNOR WICKER

-- Presiding

CULP
FOOD EQUIPMENT REPEAL
SENATE COM SUB/2ND EDITION

HOUSE BILL 798
READING 2

AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER	DANNELEY 1775 DAVIS EAST EDWARDS FORRESTER FOXX GULLEY HARTSELL 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 2 HOBBS

SAWYER

PAIRS 0

AYE
NO

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1191
LEGISLATIVE DAY 84
H798 SCS

6/20/95
3:57 PM
IN CHAIR: SPEAKER

CULP

FOOD EQUIPMENT REPEAL
MOTION #11-Rep. Culp moves to concur in SCS

AYES - 101

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

NOES - 6

BLUE	HACKNEY	HUNTER, H.	LUEBKE
BRAWLEY	HENSLEY		

EXCUSED ABSENCE - 6

ALDRIDGE	HURLEY	WAINWRIGHT	YONGUE
CHURCH	THOMPSON		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWEN	RAMSEY	WEATHERLY
BARNES	MILLER, K.	SHERRILL	

H798 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1995

0799 APR -6 95

H

HOUSE PRINCIPAL CLERK

HOUSE DRH1146-LT087(3.15)

Short Title: Credit Accident and Health Insurance.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE DEFINITION OF CREDIT ACCIDENT AND
3 HEALTH INSURANCE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 58-57-5 reads as rewritten:
6 "§ 58-57-5. Definitions.
7 As used in this Article, unless the context requires otherwise, the following words
8 or terms shall have the meanings herein ascribed to them, respectively:
9 (1) Repealed by Session Laws 1991, c. 720, s. 6.
10 (2) 'Credit accident and health insurance' means insurance on a
11 debtor to provide indemnity for payments becoming due on a
12 specific loan or other credit transaction as defined in ~~G.S.~~
13 ~~58-51-100~~; G.S. 58-51-100, with or without insurance against death
14 by accident.
15 (2a) 'Credit insurance agent' means an agent of an insurance company
16 licensed in this State who is authorized to solicit, negotiate or
17 effect credit life insurance, credit accident and health insurance,
18 credit unemployment insurance, credit property insurance, or any
19 of them, but only to the extent as is authorized and limited in this
20 ~~Article~~; Article.
21 (3) 'Credit life insurance' means insurance on the life of a debtor
22 pursuant to or in connection with a specific loan or other credit
23 transaction as defined in ~~G.S. 58-58-10~~; G.S. 58-58-10.
24 (4) Recodified as G.S. § 58-57-5(2a) (See Note.)

EV

364
LEGISLATIVE DAY 51
H799
READING 2
MCMAHAN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

4/24/95
8:36 PM
IN CHAIR: SPEAKER

CREDIT ACCIDENT AND HEALTH INSURANCE

AYES - 113

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

NOES - 1

GAMBLE

EXCUSED ABSENCE - 3

LEE MCALLISTER SNOWDEN

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER HURLEY TALLENT

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 799

DATE 5-31-95

S. B. No. _____

Amendment No. 1 (one)

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Farnell

Sen.

1 moves to amend the bill on page 3, line 9

2 () WHICH CHANGES THE TITLE

3 by deleting the phrase "ratification." and substituting the
4 phrase "ratification, and applies to all actions ^{filed} on
5 or after the date of ratification."

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED David Farnell

ADOPTED BY THE COMMITTEE ON PENSIONS & RETIREMENT/INSURANCE/
STATE PERSONNEL

ADOPTED 6-1-95 FAILED Stark

TABLED Harold

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 835/18-- 4:24 PM

JUNE 1, 1995

LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

-- Presiding

MCMAHAN
CREDIT ACCIDENT & HEALTH INSURANCE

HOUSE BILL 799
READING 2

AYE

44 ALBERTSON
ALLRAN
BALLANCE
BALLANTINE
BASNIGHT
BLACKMON
CARPENTER
CARRINGTON
CLARK
COCHRANE
CONDER

COOPER 20. 1775
DANNELLY
DAVIS
EAST
EDWARDS
FORRESTER
FOXX
GULLEY
HARTSELL
HOBBS
HORTON

HOYLE
JORDAN
KERR
LUCAS
MARTIN R.
MARTIN W.
MCDANIEL
MCKOY
ODOM
PAGE
PERDUE

PLEXICO
PLYLER
RAND
SHAW
SHERRON
SMITH
SOLES
SPEED
WARREN
WEBSTER
WINNER

NO

1 LITTLE

EXCUSED 0

NOT CAST 3 KINCAID

LEDBETTER

SIMPSON

ABSENT 2 PARNELL

SAWYER

PAIRS 0

AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 799

DATE 5-31-95

S. B. No. _____

Amendment No. 1 (one)
(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Farnell

Sen.) _____

1 moves to amend the bill on page 3, line 9

2 () WHICH CHANGES THE TITLE

3 by deleting the phrase "ratification" and substituting the
4 phrase "ratification, and applies to all actions ^{filed} on
5 or after the date of ratification."

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

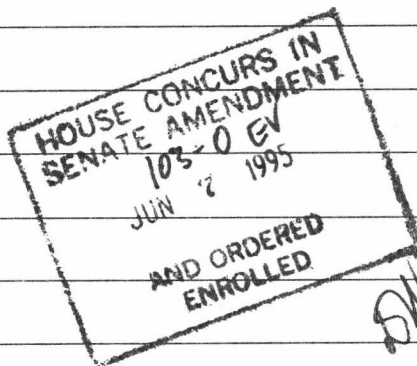
15 _____

16 _____

17 _____

18 _____

19 _____



SIGNED Lawrence P. Brown

ADOPTED BY THE COMMITTEE ON PENSIONS & RETIREMENT/INSURANCE/
STATE PERSONNEL

ADOPTED 6-1-95 FAILED _____

TABLED _____

(J)

Stark

Handwritten signature

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

6/07/95

1:44 PM

IN CHAIR: SPEAKER

Q. # 1016
LEGISLATIVE DAY 77
H799

MCMAHAN

AMEND #1

CREDIT ACCIDENT AND HEALTH INSURANCE

MOTION #11 *Rep. McMahen Moves to Amend Credit Insurance*

AYES - 103

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BAKER
BARBEE
BARNES
BEALL
BERRY
BLUE
BOWEN
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN, J.
BROWN, W.
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COCKLEREECE
CREECH

CULP
CULPEPPER
CUMMINGS
CUNNINGHAM
DAVIS
DECKER
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
GAMBLE
GARDNER
GRADY
GRAY
HACKNEY
HAYES
HENSLEY
HIATT
HIGHTOWER
HILL
HOWARD

HUNT
HURLEY
IVES
KISER
LEE
LEMMOND
LINNEY
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAUGHLIN
MCMAHAN
MERCER
MILLER, G.
MILLER, K.
MINER
MITCHELL
MORGAN
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PATE

PRESTON
PULLEY
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RICHARDSON
ROBINSON, J.
RUSSELL
SEXTON
SHARPE
SHAW
SHERRILL
SUTTON
TALLENT
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 3

HUNTER, R.

JUSTUS

SHUBERT

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER
BLACK
CRAWFORD
DAUGHTRY

FOX
HOLMES
HUNTER, H.
LOCKE

MICHAUX
ROBINSON, G.
ROGERS

THOMPSON
WILKINS
WOMBLE

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1995

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HOUSE PRINCIPAL CLERK D

HOUSE DRH1184-LG100(3.16)

Short Title: Kure Beach Renourishment Funds.

(Public)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CAROLINA BEACH AREA
3 SOUTH PROJECT AT KURE BEACH FOR BEACH RENOURISHMENT.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Environment, Health, and Natural Resources the sum of one million
7 nine hundred thousand dollars (\$1,900,000) for the 1995-96 fiscal year for the
8 Carolina Beach Area South Project at Kure Beach for beach renourishment.
9 Sec. 2. This act becomes effective July 1, 1995.