GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 16 1995
PRINCIPAL CLERK

S

S 401

D

SENATE DRS5561-LK134(3.8)

Short Title: Death by Veh. + D.W.I. = Lifetime Revoc. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A PERSON WHO COMMITS THE OFFENSE OF DEATH BY VEHICLE DRIVING WHILE ENGAGING IN THE OFFENSE OF IMPAIRED DRIVING SHALL BE SUBJECT TO A LIFETIME DRIVERS LICENSE REVOCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-17 reads as rewritten:

"**§ 20-17. Mandatory revocation of license by Division.**

The Division shall forthwith revoke the license of any driver upon receiving a record of the driver's conviction for any of the following offenses:

(1) Manslaughter (or negligent homicide) resulting from the operation of a motor vehicle.

(2) Either of the following impaired driving offenses:

a. Impaired driving under G.S. 20-138.1.

b. Impaired driving under G.S. 20-138.2 when the person convicted did not take a chemical test at the time of the offense or the person took a chemical test at the time of the offense and the test revealed that the person had an alcohol concentration at any relevant time after driving of less than 0.04 or of 0.08 or more.

(3) Any felony in the commission of which a motor vehicle is used.

(4) Failure to stop and render aid in violation of G.S. 20-166(a) or (b).

(5) Perjury or the making of a false affidavit or statement under oath to the Division under this Article or under any other law relating to the ownership of motor vehicles.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 16 1995

PRINCIPAL CLERK

S

S 402

D

SENATE DRSA507-LH060(1-21)

Short Title: No Firearm/Domestic Violence Order. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO STRENGTHEN THE DOMESTIC VIOLENCE LAW BY REQUIRING DOMESTIC VIOLENCE ORDER TO BE ACCESSIBLE BY COMPUTER, TO ALLOW THE JUDGE ISSUING THE ORDER TO REQUIRE SEIZURE OF FIREARMS AND PROHIBIT POSSESSION OF FIREARMS, AND MAKE IT A CLASS H FELONY FOR ANY PERSON SUBJECT TO A DOMESTIC VIOLENCE ORDER TO PURCHASE OR POSSESS ANY FIREARM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 50B-3 reads as rewritten:

"**§ 50B-3. Relief.**

(a) The court may grant any protective order or approve any consent agreement to bring about a cessation of acts of domestic violence. The orders or agreements may:

(1) Direct a party to refrain from such acts;

(2) Grant to a spouse possession of the residence or household of the parties and exclude the other spouse from the residence or household;

(3) Require a party to provide a spouse and his or her children suitable alternate housing;

(4) Award temporary custody of minor children and establish temporary visitation rights;

(5) Order the eviction of a party from the residence or household and assistance to the victim in returning to it;

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 5-1-95

S. B. No. 402 Comm, SUB. Amendment No. 1 (one)

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
Sen.) SIMPSON

1 moves to amend the bill on page 2, line 36

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 By Adding After The Word "PREMISES"

5 The Following "OF THE PARTY ~~UNDERTO~~

6 SUBJECT TO THE ORDER"

7

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED Dan Simpson

ADOPTED 5-10-95 (23-22) FAILED _____ TABLED _____

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 598/14-- 4:05 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

ODOM
NO FIREARM/DOMESTIC VIOLENCE ORDER
COM SUB/2ND EDITION

SENATE BILL 402

AMEND 1



AYE	23	ALLRAN	COCHRANE	KERR	PLEXICO
		BALLANTINE	DAVIS	KINCAID	SHAW
		BLACKMON	EAST	LEDBETTER	SIMPSON
		CARPENTER	FORRESTER	LITTLE	WARREN
		CARRINGTON	HARTSELL	MCDANIEL	WEBSTER
		CLARK	HOYLE	PAGE	
	22	ALBERTSON	GUDGER	MCKOY	RAND
		BALLANCE	HOBBS	ODOM	SAWYER
		BASNIGHT	JORDAN	PARNELL	SOLES
		COOPER	LUCAS	PERDUE	SPEED
		DANNELLY	*MARTIN R.	*PLYLER	WINNER
		FOXX	MARTIN W.		
EXCUSED	0				
NOT CAST	3	CONDER	HORTON	SHERRON	
ABSENT	2	EDWARDS	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 599/15-- 4:16 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

ODOM
NO FIREARM/DOMESTIC VIOLENCE ORDER
COM SUB/2ND EDITION

SENATE BILL 402
READING 2

MOTION 2
FOR PREVIOUS QUESTION

AYE	44	ALBERTSON	DANNELLY	KERR	PLEXICO
		ALLRAN	DAVIS	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BASNIGHT	FORRESTER	LITTLE	SAWYER
		BLACKMON	FOXX	LUCAS	SHAW
		CARPENTER	GULLEY	MARTIN R	SHERRON
		CARRINGTON	HARTSELL	MARTIN W	SIMPSON
		CLARK	HOBBS	MCKOY	SOLES
		COCHRANE	NORTON	ODOM	SPEED
		CONDER	HOYLE	PARNELL	WARREN
		COOPER	JORDAN	PERDUE	WINNER
NO	4	BALLANTINE	MCDANIEL	PAGE	WEBSTER

EXCUSED 0

NOT CAST 0

ABSENT 2 EDWARDS SMITH

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 600/16-- 4:17 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

ODOM
NO FIREARM/DOMESTIC VIOLENCE ORDER
COM SUB/2ND EDITION

SENATE BILL 402
READING 2

AYE	34	ALBERTSON	FOXX	LUCAS	PLYLER
		BALLANCE	GULLEY	MARTIN R.	RAND
		BALLANTINE	HARTSELL	MARTIN W.	SHAW
		BASNIGHT	HOBBS	MCKOY	SHERRON
		BLACKMON	HORTON	ODOM	SOLES
		CARRINGTON	HOYLE	PARNELL	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	LEDBETTER		
NO	13	ALLRAN	DAVIS	KINCAID	PAGE
		CARPENTER	EAST	LITTLE	SIMPSON
		CLARK	FORRESTER	MCDANIEL	WEBSTER
		COCHRANE			

EXCUSED 0

NOT CAST 1 SAWYER

ABSENT 2 EDWARDS SMITH

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 602/18-- 4:26 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

ODOM
NO FIREARM/DOMESTIC VIOLENCE ORDER
COM SUB/2ND EDITION

SENATE BILL 402
READING 3

AYE	34	ALBERTSON	DANNELLY	LUCAS	PLYLER
		BALLANCE	GUNLEY	MARTIN R.	RAND
		BALLANTINE	HARTSELL	MARTIN W.	SHAW
		BASNIGHT	HOBBS	MCKOY	SHERRON
		BLACKMON	HORTON	ODOM	SOLES
		CARPENTER	HOYLE	PARNELL	SPEED
		CARRINGTON	JORDAN	PERDUE	WARREN
		CONDER	KERR	PLEXICO	WINNER
		COOPER	LEDBETTER		
NO	14	ALLRAN	EAST	LITTLE	SAWYER
		CLARK	FORRESTER	MCDANIEL	SIMPSON
		COCHRANE	FOXX	PAGE	WEBSTER
		DAVIS	KINCAID		

EXCUSED 0

NOT CAST 0

ABSENT 2 EDWARDS SMITH

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 402

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

S402-ARL-005

Date July 28, 1995

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

Representative Clary

moves to amend the bill on page 3, line 34, by deleting "Section 6 of this act is" and substituting "The provisions of G.S. 50B-3(d) as established in this act become effective April 1, 1996. Sections 3 and 4 of this act are".

SIGNED Debbie Clary
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/28/95 FAILED _____ TABLED _____
106-0 EV

NORTH CAROLINA

EV

SEQ. # 1769
LEGISLATIVE DAY 107
S402 HCS #2
READING 2

HOUSE OF REPRESENTATIVES

7/28/95
5:56 PM
IN CHAIR: SPEAKER

ROLL CALL

AMEND #1 Rep. Clary
NO FIREARM/DOMESTIC VIOLENCE ORDER

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 8

BARNES	BRASWELL	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CUNNINGHAM	MILLER, G.	ROGERS
CRAWFORD	DICKSON		

NORTH CAROLINA

EV

SQ. # 1770
LEGISLATIVE DAY 107
S402 HCS #2
READING 2

HOUSE OF REPRESENTATIVES

7/28/95
5:58 PM
IN CHAIR: SPEAKER

ROLL CALL

NO FIREARM/DOMESTIC VIOLENCE ORDER

AYES - 106

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

NOES - 1

CARPENTER

EXCUSED ABSENCE - 8

BARNES	BRASWELL	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CUNNINGHAM	ELLIS	FITCH
CRAWFORD			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SQ. 1517/5-- 8:28 AM JULY 29, 1995 LEGISLATIVE DAY 109

LT. GOVERNOR WICKER -- Presiding

DOM
) FIREARM/DOMESTIC VIOLENCE ORDER
USE COM SUB NO.2/6TH EDITION

SENATE BILL 402

MOTION 8
TO CONCUR

YE	39	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		ALLRAN	DAVIS	LITTLE	RAND
		BALLANCE	EAST	LUCAS	SHAW
		BALLANTINE	FOXX	MARTIN R.	SHERRON
		BASNIGHT	GULLEY	MARTIN W.	SOLES
		BLACKMON	HARTSELL	MCKOY	SPEED
		CARPENTER	HOBBS	ODOM	WARREN
		CARRINGTON	HOYLE	PAGE	WEBSTER
		COCHRANE	JORDAN	PARNELL	WINNER
		COOPER	KERR	PERDUE	
)	2	CLARK	SIMPSON		
CUSED	0				
T CAST	3	KINCAID	MCDANIEL	SAWYER	
SENT	6	CONDER	FORRESTER	PLEXICO	SMITH
		EDWARDS	HORTON		
IRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 16 1995
PRINCIPAL CLERK

S D

SENATE DRS8519-LH033A(1.12) S 403

Short Title: Require Restitution If Possible. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE VICTIM IMPACT STATEMENTS, TO PROVIDE THAT A VICTIM MAY EXPECT RESTITUTION BE ORDERED AS A CONDITION OF PROBATION WHEN APPROPRIATE, TO MAKE RESTITUTION A TOP PRIORITY WHEN DISBURSING COURT COLLECTED FUNDS, AND TO EXTEND THE MAXIMUM AMOUNT OF TIME A PERSON CAN BE PLACED ON PROBATION TO PAY RESTITUTION.

The General Assembly of North Carolina enacts:

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

"**§ 15A-825.1. Victim impact statements.**

Notwithstanding the provisions of G.S. 15A-825, the district attorney shall seek to obtain from each victim of a crime, as defined in this Article, a victim impact statement and present it to the court."

Sec. 2. G.S. 15A-826 reads as rewritten:

"**§ 15A-826. Victim and witness assistants.**

Victim and witness assistants are responsible for coordinating efforts within the law-enforcement and judicial systems to assure that each victim and witness is treated in accordance with this Article. Victim and witness assistants are also responsible for providing assistance to victims in completing victim impact statements."

Sec. 3. G.S. 15A-1343(d) reads as rewritten:

"(d) Restitution as a Condition of Probation. -- As a condition of probation, a defendant may be required to make restitution or reparation to an aggrieved party or parties who shall be named by the court for the damage or loss caused by the defendant arising out of the offense or offenses committed by the defendant. When

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 404 D
MAR 16 1995
PRINCIPAL CLERK

S

SENATE DRS2518-LH063(1.21)

Short Title: Modify Criteria for IMPACT. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE CRITERIA FOR SELECTION AND SENTENCING TO IMPACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1343.1 reads as rewritten:

"**§ 15A-1343.1. Criteria for selection and sentencing to IMPACT.**

The criteria for selecting and sentencing ~~youthful~~ offenders to the Intensive Motivational Program of Alternative Correctional Treatment as provided under G.S. 15A-1343(b1)(2A) shall be as follows:

(1) The offender must be between the ages of 16 ~~and 25;~~ and 35;

(2) The offender must be convicted of a Class 1 misdemeanor or a felony.

(3) The offender must submit to a medical evaluation by a physician approved by his probation or parole officer and must be certified by the physician to be medically fit for program participation.

~~(4) The offender must not previously have served an active sentence in excess of 120 days for an offense not subject to Article 81B of this chapter or of 30 days for an offense subject to Article 81B of this Chapter.~~"

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 685/25--12:28 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

ODOM
MODIFY CRITERIA FOR IMPACT

SENATE BILL 404
READING 2



AYE	45	ALBERTSON	DAVIS	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANCE	EDWARDS	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN W.	SHERRON
		BLACKMON	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY			
NO	0				

EXCUSED	0			
NOT CAST	2	CONDER	HOBBS	
ABSENT	3	MARTIN R.	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 1532
LEGISLATIVE DAY 96
S404 HCS
READING 2

7/11/95
2:30 PM
IN CHAIR: SPEAKER

MODIFY CRITERIA FOR INTENSIVE MOTIVATIO.

AYES - 112

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

NOES - 1

HENSLEY

EXCUSED ABSENCE - 4

HIGHTOWER	MCCRARY	NEELY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	DAUGHTRY	LEMMOND

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1324/3-- 3:18 PM JULY 17, 1995 LEGISLATIVE DAY 100

LT. GOVERNOR WICKER -- Presiding

ODOM
MODIFY CRITERIA FOR IMPACT
HOUSE COM SUB/2ND EDITION

SENATE BILL 404

MOTION 8
TO CONCUR

AYE	41	ALBERTSON	EDWARDS	LITTLE	PLYLER
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	SAWYER
		BLACKMON	GULLEY	MARTIN W.	SHAW
		CARPENTER	HARTSELL	MCDANIEL	SHERRON
		CARRINGTON	HOBBS	MCKOY	SIMPSON
		CLARK	HORTON	ODOM	SMITH
		COCHRANE	HOYLE	PAGE	SOLES
		COOPER	KINCAID	PERDUE	WEBSTER
		DANNELLY	LEDBETTER	PLEXICO	WINNER
		EAST			
NO	0				
EXCUSED	0				
NOT CAST	9	BALLANCE	DAVIS	KERR	SPEED
		BASNIGHT	JORDAN	PARNELL	WARREN
		CONDER			
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 405
MAR 16 1995
PRINCIPAL CLERK

S D

SENATE DRS7578-LR080(3.2)

Short Title: Amend State Personnel Act/AB. (Public)

Sponsors: Senator McKoy.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE STATE PERSONNEL ACT RELATING TO THE DEFINITION OF CAREER STATE EMPLOYEE, THE GROUNDS FOR STATE EMPLOYEE APPEALS, THE INVESTIGATORY DUTIES OF THE OFFICE OF STATE PERSONNEL, AND THE PRIORITY CONSIDERATION OF STATE EMPLOYEES IN FILLING VACANCIES; TO PROVIDE FOR THE ADOPTION OF AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE BY THE STATE PERSONNEL COMMISSION; AND TO ALLOW ALTERNATIVE OBSERVANCE OF THE NEW YEAR'S HOLIDAY.

The General Assembly of North Carolina enacts:

Section 1. Article 1 of Chapter 126 of the General Statutes is amended by adding a new section to read:

"**§ 126-1.1. Career State employee defined.**

For the purposes of this Chapter, unless the context clearly indicates otherwise, 'career State employee' means a State employee who:

(1) Is in a permanent position appointment; and

(2) Has been continuously employed by the State of North Carolina in a position subject to the State Personnel Act for the immediate 24 preceding months."

Sec. 2. G.S. 126-1A is repealed.

Sec. 3. G.S. 126-5(c) reads as rewritten:

"(c) Except as to the policies, rules, and plans established by the Commission pursuant to G.S. 126-4(1), 126-4(2), 126-4(3), 126-4(4), 126-4(5), 126-4(6), and 126-7, and except as to the provisions of Articles 6 and 7 of this Chapter, the provisions of this Chapter shall not apply to:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 405

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

S405-ARP-001

Page 1 of 1

April 19, 1995

Comm. Sub. [ ]
Amends Title [ ]

Senator McCoy

moves to amend the bill on page 5, lines 42 and 43, by deleting those lines; and

on page 6, lines 27 and 28, by rewriting those lines to read: "not been specifically authorized by this section shall not be grounds for a contested case under Chapter 126.".

SIGNED Henry McCoy
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4-20-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 336/14-- 3:10 PM APRIL 20, 1995 LEGISLATIVE DAY 50

SENATOR BASNIGHT -- Presiding

MCKOY
AMEND STATE PERSONNEL ACT/AB

SENATE BILL 405

MOTION 5
TO REFER

AYE	17	BALLANTINE	EAST	KERR	PARNELL
		BASNIGHT	FORRESTER	LITTLE	PERDUE
		BLACKMON	FOXX	MARTIN R.	SPEED
		CARRINGTON	HOYLE	PAGE	WEBSTER
		COCHRANE			
NO	27	ALBERTSON	DANNELLY	JORDAN	ODOM
		ALLRAN	DAVIS	KINCAID	RAND
		BALLANCE	EDWARDS	LEDBETTER	SIMPSON
		CARPENTER	GULLEY	LUCAS	SOLES
		CLARK	HARTSELL	MARTIN W.	WARREN
		CONDER	HOBBS	MCDANIEL	WINNER
		COOPER	HORTON	MCKOY	
EXCUSED	0				
NOT CAST	3	PLYLER	SAWYER	SHAW	
ABSENT	3	PLEXICO	SHERRON	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA SENATE
MAY 20. 1775
ESSE QUAM VIDERI

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

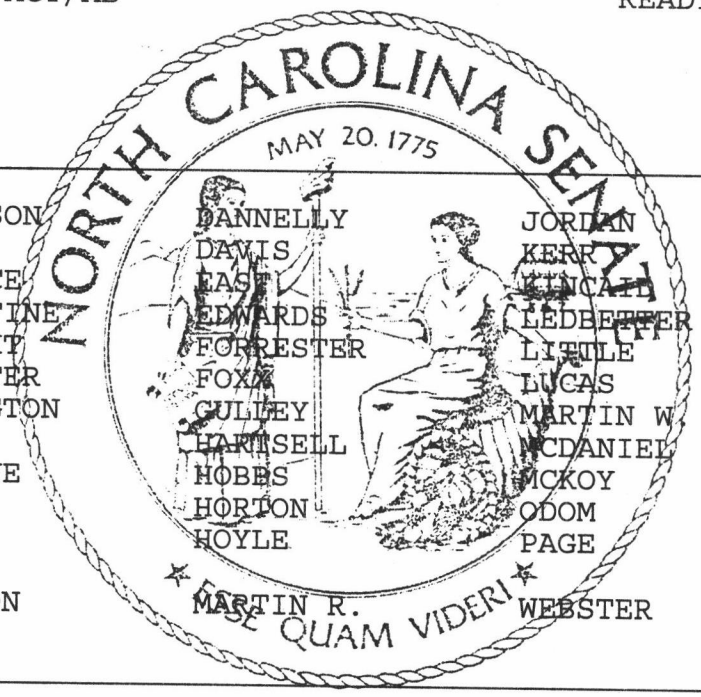
1995 SESSION

SEQ. 337/15-- 3:12 PM APRIL 20, 1995 LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

MCKOY
AMEND STATE PERSONNEL ACT/AB

SENATE BILL 405
READING 2



AYE	43	ALBERTSON	DANNELLY	JORDAN	PARNELL
		ALLRAN	DAVIS	KERR	PERDUE
		BALLANCE	EAST	KINCAID	PLYLER
		BALLANTINE	EDWARDS	LEDBETTER	RAND
		BASNIGHT	FORRESTER	LITTLE	SHAW
		CARPENTER	FOXX	LUCAS	SIMPSON
		CARRINGTON	GULLEY	MARTIN W.	SOLES
		CLARK	HARTSELL	MCDANIEL	SPEED
		COCHRANE	HOBBS	MCKOY	WARREN
		CONDER	HORTON	ODOM	WINNER
		COOPER	HOYLE	PAGE	
NO	3	BLACKMON	MARTIN R.	WEBSTER	

EXCUSED	0			
NOT CAST	1	SAWYER		
ABSENT	3	PLEXICO	SHERRON	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 349/8-- 8:06 PM APRIL 24, 1995 LEGISLATIVE DAY 51

LT. GOVERNOR WICKER -- Presiding

MCKOY
AMEND STATE PERSONNEL ACT/AB

SENATE BILL 405
READING 3



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

EXCUSED	0		
NOT CAST	0		
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 911
LEGISLATIVE DAY 71
S405 HCS
READING 2

5/29/95
7:26 PM
IN CHAIR: SPEAKER

AMEND STATE PERSONNEL ACT/AB

AYES - 106

ADAMS	CUNNINGHAM	JUSTUS	RAMSEY
ALDRIDGE	DAUGHTRY	KISER	RAYFIELD
ALEXANDER	DAVIS	LEE	REDWINE
ALLRED	DECKER	LEMMOND	REYNOLDS
ARNOLD	DICKSON	LOCKE	RICHARDSON
BAKER	DOCKHAM	LUEBKE	ROBINSON, J.
BARBEE	EARLE	MCALLISTER	ROGERS
BEALL	EASTERLING	MCCOMAS	RUSSELL
BLUE	EDDINS	MCCOMBS	SEXTON
BOWEN	ELLIS	MCCRARY	SHARPE
BOWIE	ESPOSITO	MCLAUGHLIN	SHUBERT
BOYD-MCINTYRE	FITCH	MCMAHAN	SUTTON
BRAWLEY	FOX	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	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, C.
COCKLEREECE	HOLMES	NYE	WILSON, G.
CRAWFORD	HOWARD	OWENS	WOMBLE
CREECH	HUNT	PATE	WOOD
CULP	HUNTER, R.	PRESTON	WRIGHT
CULPEPPER	HURLEY	PULLEY	YONGUE
CUMMINGS	IVES		

NOES - 2

HIATT	SHERRILL

EXCUSED ABSENCE - 3

BARNES	LINNEY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	BRASWELL	GAMBLE	OLDHAM
BERRY	EDWARDS	HUNTER, H.	SHAW
BLACK			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 814/13-- 4:55 PM MAY 31, 1995 LEGISLATIVE DAY 73

LT. GOVERNOR WICKER -- Presiding

MCKOY
AMEND STATE PERSONNEL ACT/AB
HOUSE COM SUB/3RD EDITION

SENATE BILL 405

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	4	MARTIN R.	SAWYER	SIMPSON	SPEED
ABSENT	0				
PAIRS	0				
AYE					
NO					

NORTH CAROLINA SEAL
ANNO DOMINI 1775
ESSE QUAM VIDERI

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
S 406
MAR 16 1995
PRINCIPAL CLERK

SENATE DRS7576-LR079(3.2)

Short Title: State Publications to OSP/AB. (Public)

Sponsors: Senator McKoy.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE DISTRIBUTION OF COPIES OF CERTAIN PUBLICATIONS TO THE STATE PERSONNEL COMMISSION AND TO THE OFFICE OF STATE PERSONNEL.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-343.1 reads as rewritten:

"**§ 7A-343.1. Distribution of copies of the appellate division reports.**

The Administrative Officer of the Courts shall, at the State's expense distribute such number of copies of the appellate division reports to federal, State departments and agencies, and to educational institutions of instruction, as follows:

Governor, Office of the	1
Lieutenant Governor, Office of the	1
Secretary of State, Department of the	2
State Auditor, Department of the	1
Treasurer, Department of the State	1
Superintendent of Public Instruction	1
Office of the Attorney General	11
State Bureau of Investigation	1
Agriculture, Department of	1
Labor, Department of	1
Insurance, Department of	1
Budget Bureau, Department of Administration	1
Property Control, Department of Administration	1
State Planning, Department of Administration	1
Board of Environment, Health, and Natural Resources	1

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 407

D

MAR 16 1995

SENATE DRS3555-LK004(10.11)

PRINCIPAL CLERK

Short Title: Some Trailers--No TransPark Veh. Fee. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT BOAT AND FARM TRAILERS FROM THE PAYMENT OF THE GLOBAL TRANSPARK TEMPORARY ZONE VEHICLE REGISTRATION TAX.

The General Assembly of North Carolina enacts:

Section 1. G.S. 158-42(a) reads as rewritten:

"(a) Levy. -- The Commission may, by resolution, after not less than 10 days' public notice and a public hearing, levy an annual registration tax of five dollars ($5.00) on motor vehicles with a tax situs within the Zone. A tax levied under this section is in addition to any other motor vehicle license or registration tax.

The tax applies to vehicles required to pay a tax under G.S. ~~20-88~~ 20-88, except nonmotorized boat, utility, and farm trailers, and G.S. 20-87(1), (2), (4), (5), (6), and (7). The tax situs of a motor vehicle for the purpose of this section is its ad valorem tax situs. If the vehicle is not subject to ad valorem tax, its tax situs for the purpose of this section is the ad valorem tax situs it would have if it were subject to ad valorem tax."

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 407

AMENDMENT NO. 11 (One)
(to be filled in by
Principal Clerk)

S407-ARB-1

Page 1 of ___

Date April 19, 1995

Comm. Sub. [ ]
Amends Title [YES]

Senator

moves to amend the bill on page 1, line 2, by deleting the words "BOAT AND FARM";

and on page 1, line 12, by deleting the words "nonmotorized boat, utility, and farm".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4-20-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

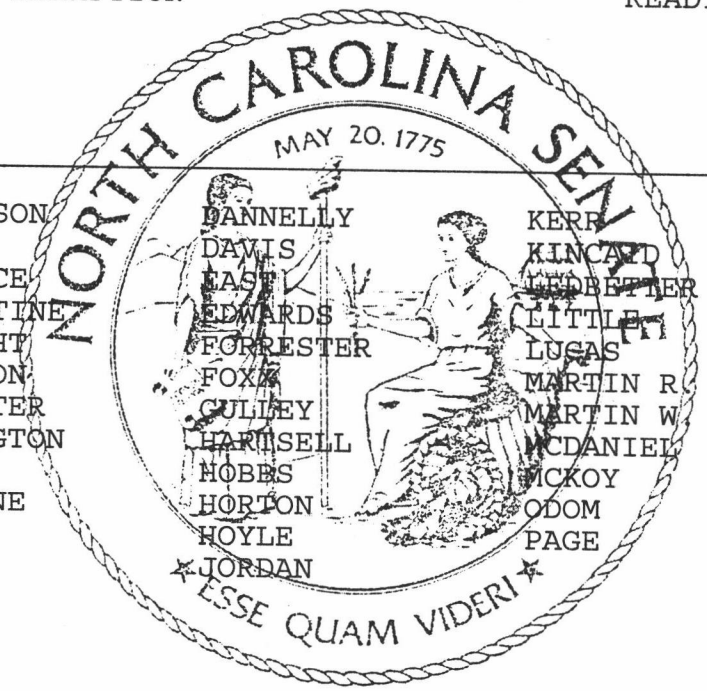
1995 SESSION

SEQ. 338/16-- 3:13 PM APRIL 20, 1995 LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

PERDUE
TRANSPARK VEHICLE FEE EXEMPTION

SENATE BILL 407
READING 2



AYE	46	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	[illegible]	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R	SIMPSON
		CARPENTER	GULLEY	MARTIN W	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WARREN
		COCHRANE	HORTON	ODOM	WEBSTER
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN		
NO	0				

EXCUSED	0			
NOT CAST	1	SAWYER		
ABSENT	3	PLEXICO	SHERRON	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 407

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

S407-ALJ-1

Page 1 of 1

Date July 19, 1995

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

Representative McCombs

moves to amend the bill on page 1, line 15, by rewriting that line to read:

"Sec. 2. This act becomes effective October 1, 1995."

SIGNED _____
Amendment Sponsor

SIGNED Eugene McCombs
Committee Chair if Senate Committee Amendment

ADOPTED 7/19/95 FAILED _____ TABLED _____

102-1 as
Amended

LV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1629
ISLATIVE DAY 101
S407
READING 2

7/19/95
10:23 AM
IN CHAIR: SPEAKER

AMEND #1- Committee
SOME TRAILERS/NO TRANSPARK VEHIC. FEE

AYES - 102

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

NOES - 1

ARNOLD

EXCUSED ABSENCE - 7

BLUE	GARDNER	MINER	SUTTON
BRAWLEY	MILLER, G.	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	BROWN, J.	MICHAUX	SHAW
BARNES	HUNTER, H.	MILLER, K.	WILSON, C.
BRASWELL	JUSTUS		

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 1630
ISLATIVE DAY 101
S407
READING 2

7/19/95
10:26 AM
IN CHAIR: SPEAKER

SOME TRAILERS/NO TRANSPARK VEHIC. FEE

AYES - 104

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

NOES - 2

ARNOLD	FITCH

EXCUSED ABSENCE - 7

BLUE	GARDNER	MINER	SUTTON
BRAWLEY	MILLER, G.	ROBINSON, G.	

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BRASWELL	MILLER, K.	SHAW
BARNES	BROWN, J.	PULLEY	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1377/21-- 4:26 PM JULY 19, 1995 LEGISLATIVE DAY 10

LT. GOVERNOR WICKER -- Presiding

PERDUE
TRANSPARK VEHICLE FEE EXEMPTION
2ND EDITION

SENATE BILL 407

HOUSE AMD. NO. 1

MOTION 8
TO CONCUR

AYE 50

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

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 16 1995
PRINCIPAL CLERK

S

S 408

D

SENATE DRS2553-LT080(3.9)

Short Title: Extend Equity Line Agreements. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW EQUITY LINE OF CREDIT AGREEMENTS TO HAVE TERMS GREATER THAN FIFTEEN YEARS AND TO ESTABLISH A PROCEDURE FOR EXTENDING EQUITY LINE OF CREDIT LOAN AGREEMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 45-81(a)(1) reads as rewritten:

"(1) At any time within a specified period not to exceed ~~15~~ 30 years the borrower may request and the lender is obligated to provide, by honoring negotiable instruments drawn by the borrower or otherwise, advances up to an agreed aggregate limit;".

Sec. 2. Article 9 of Chapter 45 of the General Statutes is amended by adding a new section to read:

"**§ 45-82.1. Extension of period for advances.**

(a) The period for advances agreed to pursuant to G.S. 45-81(a)(1) may be extended by written agreement of the lender and borrower executed prior to termination of the equity line of credit or the borrower's obligation to repay any outstanding indebtedness. Any extended period shall not exceed 30 years from the end of the preceding period for advances.

(b) A mortgage or deed of trust that secures an equity line of credit to which the lender and borrower have agreed to an extended period for advances shall have priority with respect to advances made after the preceding loan period from a date not later than the date of registration of the certificate described in subsection (c) of this section.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 346/5-- 8:03 PM | APRIL 24, 1995 | LEGISLATIVE DAY 51

LT. GOVERNOR WICKER -- Presiding

SOLES
EXTEND EQUITY LINE AGREEMENTS

SENATE BILL 408
READING 2



AYE	46	ALBERTSON	DANNELLY	KINCAID	PERDUE
		ALLRAN	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	EAST	LITTLE	PLYLER
		BALLANTINE	FORRESTER	LUCAS	RAND
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR		
NO	1	WEBSTER			

EXCUSED	0		
NOT CAST	1	SAWYER	
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1060
LEGISLATIVE DAY 79
S408
READING 2

6/12/95
7:40 PM
IN CHAIR: SPEAKER

EXTEND EQUITY LINE AGREEMENTS

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 6

BROWN, W.	NICHOLS	THOMPSON	WAINWRIGHT
BUCHANAN	SHARPE		

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CUNNINGHAM	FITCH	WOOD
CULP	DECKER	HUNTER, H.	WRIGHT

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 409

MAR 1 0 1995

SENATE DRS3557*-LB215(3.8)

PRINCIPAL CLERK

Short Title: Party Alignment Rotated. (Public)

Sponsors: Senator Kincaid.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ROTATE PARTY ALIGNMENT ON THE BALLOT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-140.1 reads as rewritten:

"**§ 163-140.1. Political party alignment on ballots.**

All ballots printed for use in general elections in the State, district, county or any other political subdivision, shall be aligned with the number of political party columns required pursuant to instructions contained in G.S. 163-140(b) and the columns shall be assigned in ~~strict alphabetical~~ order, beginning with the left column, to the political parties entitled to ballot position provided such political parties reflect at least five percent (5%) of the total statewide voter registration, according to the latest statistical report published by the State Board of ~~Elections.~~ Elections so that such parties rotate order each two years, and if there are more than two eligible parties, then the order among those parties shall be determined by lot, with no party being eligible for the left column for two years after it has had that column. Political parties having less than five percent (5%) of the total statewide voter registration, but otherwise eligible for ballot position shall be assigned column alignment to the right of all other qualified political parties. The State Board of Elections shall be responsible for implementing the procedures required by this section and shall issue instructions to those counties using voting machines so as to accomplish the effect of this section whether such counties utilize voting machines that list party columns in a horizontal or vertical alignment. Every county board of elections shall follow the column alignment prescribed by the State Board of Elections."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 4 1 0 MAR 1 6 1995

SENATE DRS8575*-LD046B(2.2) PRINCIPAL CLERK

Short Title: On-Site Wastewater System Contractors. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE NORTH CAROLINA ON-SITE WASTEWATER SYSTEM CONTRACTORS LICENSING BOARD.

The General Assembly of North Carolina enacts:

Section 1. Chapter 87 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 9.

"On-Site Wastewater System Contractors.

"**§ 87-120. Short title.**

This Article shall be known and may be cited as the North Carolina On-Site Wastewater System Contractors Licensing Act.

"**§ 87-121. Purposes.**

The purposes of this Article are to protect life, property, public health, and public welfare through the regulation of any person, partnership, association, or corporation that constructs, installs, or repairs on-site wastewater systems in this State; to establish minimum standards of ethical conduct, responsibility, training, experience, background, and continuing education for on-site wastewater system contractors; and to provide appropriate enforcement procedures for rules adopted by the Board.

"**§ 87-122. Definitions.**

Unless a different meaning is required by the context, as used in this Article:

(1) 'Board' means the North Carolina On-Site Wastewater System Contractors Licensing Board.

(2) 'Construct' or 'construction' means any work, including excavation, for the assembly or building of an on-site wastewater system.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 6 1995
PRINCIPAL CLERK

S

S 411

SENATE DRS1584-LR095(3.13)

Short Title: Add NCCJETSC Member. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MEMBERSHIP OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 17C-3 reads as rewritten:

"**§ 17C-3. North Carolina Criminal Justice Education and Training Standards Commission established; members; terms; vacancies.**

(a) There is established the North Carolina Criminal Justice Education and Training Standards Commission, hereinafter called 'the Commission,' in the Department of Justice. The Commission shall be composed of ~~26~~ 27 members as follows:

(1) Police Chiefs. -- Three police chiefs selected by the North Carolina Association of Chiefs of Police and one police chief appointed by the Governor.

(2) Police Officers. -- Three police officials appointed by the North Carolina Police Executives Association and two criminal justice officers certified by the Commission as selected by the North Carolina Law-Enforcement Officers' Association.

(3) Departments. -- The Attorney General of the State of North Carolina; the Secretary of the Department of Crime Control and Public Safety; the Secretary of the Department of Human Resources; the Secretary of the Department of Correction; the President of the Department of Community Colleges.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 272/5-- 3:36 PM | APRIL 12, 1995 | LEGISLATIVE DAY 45

LT. GOVERNOR WICKER -- Presiding

WARREN
OPT-OUT USURY PREEMPTION

SENATE BILL 412
READING 2



AYE	45	ALBERTSON	DAVIS	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANCE	EDWARDS	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R	SHAW
		BLACKMON	GULLEY	MARTIN W	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	NICKOY	SOLES
		COCHRANE	HOYLE	PAGE	SPEED
		CONDER	JORDAN	PARNELL	WARREN
		COOPER	KERR	PERDUE	WINNER
		DANNELLY			
NO	1	WEBSTER			

EXCUSED	0		
NOT CAST	2	CLARK	HORTON
ABSENT	2	ODOM	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 273/6-- 3:51 PM | APRIL 12, 1995 | LEGISLATIVE DAY 45

LT. GOVERNOR WICKER -- Presiding

WARREN
OPT-OUT USURY PREEMPTION

SENATE BILL 412
READING 3



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

EXCUSED	0		
NOT CAST	1	CONDER	
ABSENT	2	ODOM	SMITH
PAIRS	0		
AYE			
NO			

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 1174
ISLATIVE DAY 84
S412 HCS
READING 2

6/20/95
2:50 PM
IN CHAIR: SPEAKER

USURY PREEMPTION/ LATE CHARGES

AYES - 74

ARNOLD	DAUGHTRY	KISER	RAMSEY
BARBEE	DAVIS	LEMMOND	REDWINE
BEALL	DECKER	LINNEY	REYNOLDS
BERRY	DICKSON	MCCOMAS	ROBINSON, G.
BLACK	DOCKHAM	MCCOMBS	ROBINSON, J.
BOWEN	EDDINS	MCLAUGHLIN	ROGERS
BOWIE	EDWARDS	MCMAHAN	RUSSELL
BRAWLEY	ELLIS	MERCER	SEXTON
BROWN, J.	ESPOSITO	MILLER, K.	SHARPE
BUCHANAN	FOX	MINER	SHERRILL
CAPPS	GRADY	MITCHELL	SHUBERT
CARPENTER	GRAY	MORGAN	TALLENT
CLARY	HAYES	NEELY	TOLSON
COCKLEREECE	HILL	NICHOLS	WEATHERLY
CRAWFORD	HOLMES	OWENS	WILKINS
CREECH	HUNT	PATE	WILSON, C.
CULP	HURLEY	PRESTON	WILSON, G.
CULPEPPER	IVES	PULLEY	WOOD
CUMMINGS	JUSTUS		

NOES - 38

ADAMS	EARLE	HUNTER, H.	OLDHAM
ALEXANDER	EASTERLING	HUNTER, R.	RAYFIELD
ALLRED	FITCH	LEE	RICHARDSON
BAKER	GAMBLE	LUEBKE	SHAW
BARNES	GARDNER	MCALLISTER	SUTTON
BLUE	HACKNEY	MCCRARY	WARNER
BOYD-MCINTYRE	HENSLEY	MICHAUX	WATSON
BRASWELL	HIATT	MILLER, G.	WOMBLE
BROWN, W.	HIGHTOWER	NYE	YONGUE
CUNNINGHAM	HOWARD		

EXCUSED ABSENCE - 4

ALDRIDGE	CHURCH	THOMPSON	WAINWRIGHT

EXCUSED VOTE - 1

LOCKE

NOT VOTING - 3

SPEAKER	CANSLER	WRIGHT

CV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1326
LEGISLATIVE DAY 90
S412 HCS
READING 3

6/29/95
4:49 PM
IN CHAIR: SPEAKER

USURY PREEMPTION/ LATE CHARGES

AYES - 94

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

NOES - 16

ADAMS	GAMBLE	HUNTER, R.	MILLER, G.
ALEXANDER	GARDNER	LINNEY	WARNER
BAKER	HACKNEY	LUEBKE	WATSON
BARNES	HOWARD	MCALLISTER	WOMBLE

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 2

LOCK	SHAW

NOT VOTING - 7

SPEAKER	EARLE	MICHAUX	WRIGHT
CUNNINGHAM	HOLMES	SHARPE	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1206/12-- 4:10 PM JULY 6, 1995 LEGISLATIVE DAY 94

LT. GOVERNOR WICKER -- Presiding

WARREN
USURY PREEMPTION/LATE CHARGES
HOUSE COM SUB/2ND EDITION

SENATE BILL 412

MOTION 8
TO CONCUR

AYE	42	ALBERTSON	EDWARDS	LITTLE	PLYLER
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	SHERRON
		BASNIGHT	GULLEY	MARTIN W.	SIMPSON
		BLACKMON	HARTSELL	MCDANIEL	SMITH
		CARPENTER	HOBBS	ODOM	SOLES
		CARRINGTON	HOYLE	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WARREN
		CONDER	KERR	PERDUE	WEBSTER
		COOPER	KINCAID	PLEXICO	WINNER
		DAVIS	LEDBETTER		
NO	2	CLARK	DANNELLY		
EXCUSED	0				
NOT CAST	5	BALLANCE	HORTON	MCKOY	SHAW
		EAST			
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1217/23-- 5:41 PM JULY 6, 1995 LEGISLATIVE DAY 94

LT. GOVERNOR WICKER -- Presiding

WARREN
USURY PREEMPTION/LATE CHARGES
HOUSE COM SUB/2ND EDITION

SENATE BILL 412

MOTION 8
TO CONCUR

RECORDED		
ABSENT	1	BALLANCE
ADJUSTED TOTAL		
AYE	42	
NO	2	
NOT CAST	4	
ABSENT	2	

(COPY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1217/23-- 5:41 PM JULY 6, 1995 LEGISLATIVE DAY 94

LT. GOVERNOR WICKER -- Presiding

WARREN
USURY PREEMPTION/LATE CHARGES
HOUSE COM SUB/2ND EDITION

SENATE BILL 412

MOTION 8
TO CONCUR

AYE	42	ALBERTSON	EDWARDS	LITTLE	PLYLER
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	SHERRON
		BASNIGHT	GULLEY	MARTIN W.	SIMPSON
		BLACKMON	HARTSELL	MCDANIEL	SMITH
		CARPENTER	HOBBS	ODOM	SOLES
		CARRINGTON	HOYLE	PAGE T.	SPEED
		COCHRANE	JORDAN	PARNELL	WARREN
		CONDER	KERR	PERDUE	WEBSTER
		COOPER	KINCAID	PLEXICO	WINNER
		DAVIS	LEDBETTER		
NO	2	CLARK	DANNELLY		
EXCUSED	0				
NOT CAST	4	EAST	HORTON	MCKOY	SHAW
ABSENT	2	BALLANCE	SAWYER		
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S413 MAR 16 1995
PRINCIPAL CLERK

S D

SENATE DRS2556-RO10(3.14)

Short Title: Savings Banks Conversion. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CONVERSION OF SAVINGS ASSOCIATIONS AND SAVINGS BANKS INTO COMMERCIAL BANKS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-17.2 reads as rewritten:

"**§ 53-17.2. Conversion of savings association to a State bank.**

(a) Any association, as defined in G.S. 54B-4, or any savings bank as defined in G.S. 54C-4(b), may convert to a State bank as provided in this section. ~~A mutual association must first convert to a stock association before applying for conversion to a bank as provided in this section.~~ As used in this section, the term 'conversion' includes (i) a transaction in which a State bank assumes all or substantially all of the liabilities and purchases all or substantially all of the assets of an association or savings bank and (ii) any other transaction that results in a change of identity of an association or savings bank to a State bank. A transaction in which the resulting bank is a subsidiary or an affiliate of a bank holding company or bank which has been in existence for at least two years shall not be subject to the provisions of this section but shall be subject to the approval of the Commissioner of Banks.

(b) ~~Any association, upon~~ Upon a majority vote of its board of directors, any association or savings bank may apply to the Commissioner of Banks for permission to convert to a bank and for certification of appropriate amendments to ~~the association's~~ its certificate of incorporation to effect the conversion. A mutual association or savings bank must also convert to a stock form of organization before completing conversion to a bank.

(c) The association or savings bank shall submit a plan of conversion as a part of the application to the Commissioner of Banks. The Commissioner of Banks may

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 197/4-- 2:14 PM MARCH 28, 1995 LEGISLATIVE DAY 36

LT. GOVERNOR WICKER -- Presiding

WARREN
SAVINGS BANKS CONVERSION

SENATE BILL 413
READING 2



AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WARREN
		COCHRANE	HORTON	ODOM	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	0				

EXCUSED	0		
NOT CAST	1	SHAW	
ABSENT	2	SAWYER	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 815/14-- 4:56 PM | MAY 31, 1995 | LEGISLATIVE DAY 73

LT. GOVERNOR WICKER -- Presiding

WARREN
SAVINGS BANKS CONVERSION
HOUSE COM SUB/2ND EDITION

SENATE BILL 413

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	4	MARTIN R.	SAWYER	SIMPSON	SPEED
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS2558-RO12(3.14)

FILED - SENATE
414 MAR 16 1995
PRINCIPAL CLERK

Short Title: Interstate Branching Early Opt-In. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO "OPT-IN" FOR INTERSTATE BRANCHING AUTHORITY UNDER THE REIGLE-NEAL INTERSTATE BANKING AND BRANCHING EFFICIENCY ACT OF 1994.

Whereas, Section 102 of the Reigle-Neal Interstate Banking and Branching Efficiency Act of 1994, Public Law 103-328, provides that before June 1, 1997, states may enact legislation that expressly permits interstate branching legislation that applies equally to all banks; and

Whereas, the General Assembly of North Carolina enacted the North Carolina Interstate Branching Act as Chapter 191 of the 1993 Session Laws, in order to permit nationwide reciprocal interstate branching; and

Whereas, the General Assembly desires to conform the North Carolina Interstate Branching Act to Public Law 103-328 and to confirm that it elects to opt for immediate interstate branching authority; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Article 17A of Chapter 53 of the General Statutes is repealed.

Sec. 2. Chapter 53 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 17B.

"Interstate Branch Banking.

"Part 1. Interstate de novo Branching and Acquisition of Branches.

"**§ 53-224.9. Purpose.**

It is the express intent of Part 1 of this Article to permit interstate branching under sections 102 and 103 of the Reigle-Neal Interstate Banking and Branching Efficiency Act of 1994, Public Law 103-328, in accordance with the provisions herein set forth.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 232/4-- 3:44 PM APRIL 5, 1995 LEGISLATIVE DAY 41

LT. GOVERNOR WICKER -- Presiding

WARREN
INTERSTATE BRANCHING EARLY OPT-IN
COM SUB/2ND EDITION

SENATE BILL 414
READING 2

AYE	44	ALBERTSON	DANNELLY	JORDAN	PERDUE
		ALLRAN	DAVIS	KERR	PLEXICO
		BALLANCE	EAST	KINCAID	PLYLER
		BALLANTINE	EDWARDS	LEDBETTER	RAND
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	LITTLE	SHAW		
ABSENT	4	COOPER	ODOM	SAWYER	SMITH
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 237/9-- 4:33 PM APRIL 5, 1995 LEGISLATIVE DAY 41

LT. GOVERNOR WICKER -- Presiding

WARREN
INTERSTATE BRANCHING EARLY OPT-IN
COM SUB/2ND EDITION

SENATE BILL 414
READING 2

AYE	45	ALBERTSON	DAVIS	KERR	PERDUE
		ALLRAN	EAST	KINCAID	PLEXICO
		BALLANCE	EDWARDS	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LITTLE	RAND
		BASNIGHT	FOXX	LUCAS	SHERRON
		BLACKMON	GULLEY	MARTIN R.	SIMPSON
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HOBBS	MCDANIEL	SPEED
		CLARK	HORTON	MCKOY	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	1	SHAW			
ABSENT	4	COOPER	ODOM	SAWYER	SMITH
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 237/9-- 4:33 PM APRIL 5, 1995 LEGISLATIVE DAY 41

LT. GOVERNOR WICKER -- Presiding

WARREN
INTERSTATE BRANCHING EARLY OPT-IN
COM SUB/2ND EDITION

SENATE BILL 414
READING 2

RECORDED
AYE 1 LITTLE
ADJUSTED TOTAL
AYE 45
NO 0
NOT CAST 1
ABSENT 4

(COPY)

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 1097
LEGISLATIVE DAY 81
S414 HCS #2
READING 2

6/14/95
2:15 PM
IN CHAIR: SPEAKER

INTERSTATE BRANCHING EARLY OPT-IN

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	CULPEPPER	HOLMES	SHARPE
CREECH	ESPOSITO		

EXCUSED VOTE - 1

WILSON, C.

NOT VOTING - 7

SPEAKER	BRAWLEY	GRAY	SHAW
BOWIE	EDWARDS	HUNTER, R.	

S414 HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 414

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

S414-ARO-001

Date June 14, 1995

Comm. Sub. [ ]
Amends Title [ ]
Fourth Edition

Representative TALLENT

moves to amend the bill on page 6, line 14, by deleting the words "Part 2" and substituting the words "Part 3";

and on page 6, line 27, by rewriting the line to read:

"Part 4. Supervisory Authority." ;

and on page 6, lines 29-30, by rewriting the lines to read:

"The supervisory powers and other provisions set forth in G.S. 53-224.24 through G.S. 53-224.31 shall apply to Parts 2 and 3 of this Article.".

SIGNED Timothy Tallent
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/14/95 FAILED _____ TABLED _____
10-8-0 BV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1098
LEGISLATIVE DAY 81
S414 HCS #2
READING 3

6/14/95
2:17 PM
IN CHAIR: SPEAKER

AMEND #1 Tallent
INTERSTATE BRANCHING EARLY OPT-IN

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	CULPEPPER	HOLMES	SHARPE
CREECH	ESPOSITO		

EXCUSED VOTE - 1

WILSON, C.

NOT VOTING - 5

SPEAKER	HUNTER, R.	RUSSELL	SHAW
GRAY			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1099
LEGISLATIVE DAY 81
S414 HCS #2
READING 3

6/14/95
2:17 PM
IN CHAIR: SPEAKER

INTERSTATE BRANCHING EARLY OPT-IN

AYES - 101

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

NOES - 1

REDWINE

EXCUSED ABSENCE - 6

CHURCH	CULPEPPER	HOLMES	SHARPE
CREECH	ESPOSITO		

EXCUSED VOTE - 1

WILSON, C.

NOT VOTING - 11

SPEAKER	EDWARDS	GRAY	RUSSELL
ALLRED	ELLIS	HUNTER, R.	SHAW
DAUGHTRY	GARDNER	NICHOLS	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1052/14-- 2:52 PM JUNE 21, 1995 LEGISLATIVE DAY 85

LT. GOVERNOR WICKER -- Presiding

WARREN
INTERSTATE BRANCHING EARLY OPT-IN
HOUSE COM SUB NO. 2/5TH EDITION

SENATE BILL 414

MOTION 8
TO CONCUR

AYE	48	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	HORTON	PAGE	WARREN
		CONDER	HOYLE	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	JORDAN		SAWYER	
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS7580-RO08(3.14)

S 4 1 5 MAR 16 1995

PRINCIPAL CLERK

Short Title: Banks/Savings Institutions Mergers. (Public)

Sponsors: Senators Soles and Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE MERGER OF BANKS AND SAVINGS INSTITUTIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-12 reads as rewritten:

"**§ 53-12. Merger or consolidation of ~~banks.~~ banks and savings associations.**

~~A bank may merge or consolidate with or transfer its assets and liabilities to another bank. Before such merger or consolidation or transfer shall become effective, each bank concerned in such merger or consolidation or transfer shall file, or cause to be filed, with the Commissioner of Banks, certified copies of all proceedings had by its directors and stockholders, which said stockholders' proceedings shall set forth that holders of at least two thirds of the stock voted in the affirmative on the proposition of merger or consolidation or transfer. Such stockholders' proceedings shall also contain a complete copy of the agreement made and entered into between said banks, with reference to such merger or consolidation or transfer. Upon the filing of such stockholders' and directors' proceedings as aforesaid, the Commissioner of Banks shall cause to be made an investigation of each bank to determine whether the interests of the depositors, creditors, and stockholders of each bank are protected, and find such merger or consolidation is in the public interest, and that such merger or consolidation or transfer is made for legitimate purposes, and his consent to or rejection of such merger or consolidation or transfer shall be based upon such investigation. No such merger or consolidation or transfer shall be made without the consent of the Commissioner of Banks. The expense of such investigation shall be paid by such banks. Notice of such merger or consolidation or transfer shall be published for four weeks before or after the same is to become effective, at the~~

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

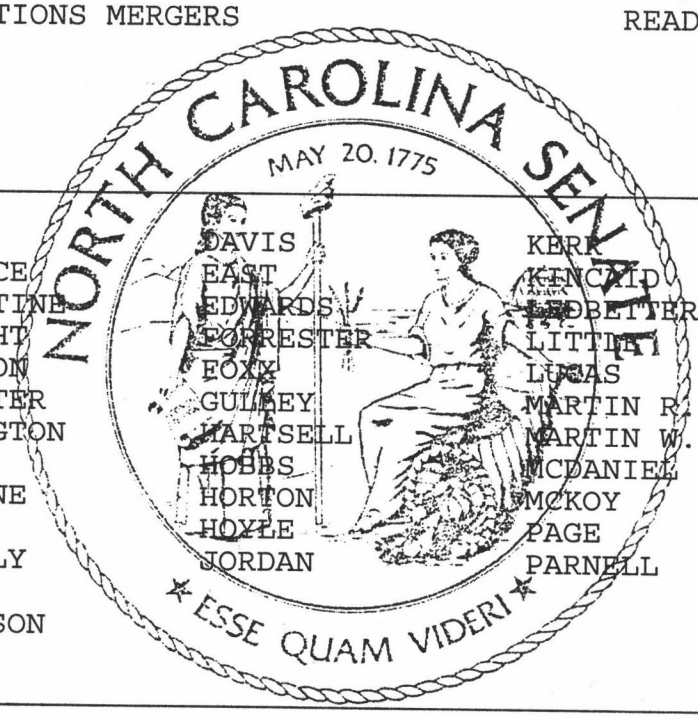
1995 SESSION

SEQ. 233/5-- 3:52 PM APRIL 5, 1995 LEGISLATIVE DAY 41

LT. GOVERNOR WICKER -- Presiding

SOLES
BANKS/SAVINGS INSTITUTIONS MERGERS

SENATE BILL 415
READING 2



AYE	44	ALLRAN	DAVIS	KERR	PERDUE
		BALLANCE	EAST	KINCAID	PLEXICO
		BALLANTINE	EDWARDS	LEDBETTER	PLYLER
		BASNIGHT	FORRESTER	LITTLE	RAND
		BLACKMON	FOXX	LUCAS	SHERRON
		CARPENTER	GULLEY	MARTIN R.	SIMPSON
		CARRINGTON	HARTSELL	MARTIN W.	SOLES
		CLARK	HOBBS	MCDANIEL	SPEED
		COCHRANE	HORTON	MCKOY	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		DANNELLY	JORDAN	PARNELL	WINNER
NO	1	ALBERTSON			

EXCUSED	0				
NOT CAST	1	SHAW			
ABSENT	4	COOPER	ODOM	SAWYER	SMITH
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE ~~June 29, 1995~~

S. B. No. 415 Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE ~~House~~

Rep.)
) Tallent
~~Sen.~~)

1 moves to amend the bill on page ~~XXX~~ 9, line ~~XX~~ 11

2 ( ) WHICH CHANGES THE TITLE

3 by renumbering Sec. 8 as Sec. 9 and inserting a new Sec. 8 to read:

4 "Sec. 8. G.S. 53-47 is amended by designating the existing language

5 of that section as subsection (a) and adding a new subsection (b) to read:

6 "(b) Notwithstanding the provisions of subsection (a) of this section,

7 a bank may purchase the capital stock of

8 (1) a bankers' bank, or

9 (2) a trust company."

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SIGNED _____

ADOPTED 6/29/95 FAILED _____ TABLED _____

107-0 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

E V

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted]. # 1338
[redacted]ISLATIVE DAY 90
S415 HCS
READING 2

6/29/95
5:46 PM
IN CHAIR: SPEAKER

AMEND #1 - Tallent
BANKS/SAVINGS INSTITUTIONS MERGERS

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 2

BRASWELL	NYE

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	EDWARDS	HOLMES	PULLEY
DAUGHTRY	ELLIS	HURLEY	SHUBERT
EARLE	ESPOSITO	MERCER	

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1339
LEGISLATIVE DAY 90
S415 HCS
READING 2

6/29/95
5:59 PM
IN CHAIR: SPEAKER

BANKS/SAVINGS INSTITUTIONS MERGERS
MOTION #3 Rep Daughtry calls the previous question

AYES - 93

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

NOES - 15

ADAMS	HENSLEY	MILLER, G.	SUTTON
FITCH	HUNTER, H.	OWENS	WAINWRIGHT
GAMBLE	LUEBKE	REDWINE	WRIGHT
HACKNEY	MERCER	RICHARDSON	

EXCUSED ABSENCE - 2

BRASWELL	NYE

EXCUSED VOTE - 1

BLUE

NOT VOTING - 9

SPEAKER	CARPENTER	EARLE	MICHAUX
BARNES	DOCKHAM	MCALLISTER	WOOD
BROWN, J.			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

NO. # 1340
LEGISLATIVE DAY 90
S415 HCS
READING 2

6/29/95
6:00 PM
IN CHAIR: SPEAKER

BANKS/SAVINGS INSTITUTIONS MERGERS

AYES - 104

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

NOES - 6

ALLRED	GAMBLE	HURLEY	LUEBKE
BOYD-MCINTYRE	HIGHTOWER		

EXCUSED ABSENCE - 2

BRASWELL	NYE

EXCUSED VOTE - 2

BLUE	SHAW

NOT VOTING - 6

SPEAKER	BROWN, W.	MCALLISTER	PULLEY
BARNES	EARLE		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2

H. B. No. _____ DATE 7/6/95

S. B. No. 415 Amendment No. 2
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE XX

pg. 1 of

Rep.)
) R. Hunter
Sen.)

moves to amend the bill on page 4, line 35

( ) WHICH CHANGES THE TITLE

by rewriting the line to read:

"agencies governing similar transactions. No plan of a simultaneous conversion/merger shall be approved by the Administrator unless it includes notification of the members of the association of the details of the plan including economic benefits or incentives to be received by officers and directors of the association, if any. Shares of stock in the acquiring entity purchased at a discount or otherwise by members of the association as part of the simultaneous conversion/merger shall be without limitation on subsequent sales by such members: provided, however, rules adopted by the Administrator may place limitations of the sale of such stock purchased by officers and directors of the association."

Amend further on page 9, line 7, by rewriting the line to read:

"agencies governing similar transactions. No plan of a simultaneous/ conversion merger shall be approved by the Administrator unless it includes notification of the members of the savings bank of the plan

SIGNED R. Hunter

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7/6/95

S. B. No. _____ Amendment No. 2

(to be filled in by Principal Clerk) pg 2 of 2

COMMITTEE SUBSTITUTE _____

Rep.)
) _____
Sen.)

moves to amend the bill on page _____, line _____

( ) WHICH CHANGES THE TITLE

by _____

including economic benefits or incentives to be received by officers and directors of the association, if any. Shares of stock in the acquirin entity purchased at a discount or otherwise by members of the savings bank as part of the simultaneous conversion/merger shall be without limitation on subsequent sales by such members: provided, however, r adopted by the Administrator may place limitations of the sale of such stock purchased by officers and directors of the savings bank."

SIGNED R. Hunter

ADOPTED 7/6/95 FAILED _____ TABLED _____

100-2 (DH)

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1482
LEGISLATIVE DAY 94
S415 HCS
READING 3

7/06/95
5:03 PM
IN CHAIR: SPEAKER

AMEND #2 - R. Hunter
BANKS/SAVINGS INSTITUTIONS MERGERS

AYES - 100

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

NOES - 2

HIATT	JUSTUS

EXCUSED ABSENCE - 8

BARNES	BRASWELL	PULLEY	WARNER
BLUE	IVES	REDWINE	WRIGHT

EXCUSED VOTE - 2

EDWARDS	SHAW

NOT VOTING - 8

SPEAKER	EARLE	HUNTER, H.	SUTTON
ALDRIDGE	GRAY	MICHAUX	WOOD

S415 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7/6/95

S. B. No. 415 Amendment No. 3
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Allred
)
~~Sen.~~)

1 moves to amend the bill on page 6, line 4-10
2 ( ) WHICH CHANGES THE TITLE
3 by by deleting comma following the word "service" on line 4 and substituting
4 therefor the word "or", and by deleting the remainder of the sentence
5 following the word "bank" on line 6.
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19

SIGNED Allred

ADOPTED 7/6/95 FAILED _____ TABLED _____
50-47 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

H.Q. # 1483
LEGISLATIVE DAY 94
S415 HCS
READING 3

7/06/95
5:13 PM
IN CHAIR: SPEAKER

AMEND #3 - Allred
BANKS/SAVINGS INSTITUTIONS MERGERS

AYES - 50

ADAMS	CUMMINGS	HIATT	PRESTON
ALLRED	CUNNINGHAM	HOWARD	RAMSEY
ARNOLD	DAUGHTRY	HUNT	RICHARDSON
BAKER	DAVIS	HURLEY	ROBINSON, J.
BERRY	DECKER	JUSTUS	ROGERS
BOWEN	EARLE	LEE	SHARPE
BOYD-MCINTYRE	EASTERLING	LINNEY	SHERRILL
CANSLER	ELLIS	LUEBKE	SHUBERT
CAPPS	FITCH	MCALLISTER	TOLSON
CLARY	FOX	MCLAUGHLIN	WATSON
COCKLEREECE	GAMBLE	MERCER	WILSON, G.
CRAWFORD	GARDNER	MINER	WOMBLE
CREECH	HACKNEY		

NOES - 47

ALEXANDER	DICKSON	MCCOMAS	PATE
BARBEE	DOCKHAM	MCCOMBS	ROBINSON, G.
BEALL	EDDINS	MCCRARY	RUSSELL
BLACK	ESPOSITO	MCMAHAN	SEXTON
BOWIE	GRADY	MILLER, G.	TALLENT
BRAWLEY	HAYES	MILLER, K.	THOMPSON
BROWN, W.	HENSLEY	MITCHELL	WAINWRIGHT
BUCHANAN	HIGHTOWER	NEELY	WEATHERLY
CARPENTER	HOLMES	NICHOLS	WILKINS
CHURCH	HUNTER, H.	NYE	WOOD
CULP	HUNTER, R.	OLDHAM	YONGUE
CULPEPPER	KISER	OWENS	

EXCUSED ABSENCE - 8

BARNES	BRASWELL	PULLEY	WARNER
BLUE	IVES	REDWINE	WRIGHT

EXCUSED VOTE - 2

EDWARDS	SHAW

NOT VOTING - 13

SPEAKER	HILL	MICHAUX	REYNOLDS
ALDRIDGE	LEMMOND	MORGAN	SUTTON
BROWN, J.	LOCKE	RAYFIELD	WILSON, C.
GRAY			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1484
LEGISLATIVE DAY 94
S415 HCS
READING 3

7/06/95
5:13 PM
IN CHAIR: SPEAKER

BANKS/SAVINGS INSTITUTIONS MERGERS

AYES - 99

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

NOES - 3

BOYD-MCINTYRE	HURLEY	LINNEY

EXCUSED ABSENCE - 8

BARNES	BRASWELL	PULLEY	WARNER
BLUE	IVES	REDWINE	WRIGHT

EXCUSED VOTE - 2

EDWARDS	SHAW

NOT VOTING - 8

SPEAKER	BROWN, J.	LOCKE	SUTTON
ALDRIDGE	LEMMOND	MORGAN	WILSON, C.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1268/12-- 6:59 PM JULY 10, 1995 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER -- Presiding

SOLES
BANKS/SAVINGS INSTITUTIONS MERGERS
HOUSE COM SUB/3RD EDITION

SENATE BILL 415

MOTION 8
TO CONCUR

AYE	2	HORTON	PAGE		
NO	43	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		ALLRAN	DAVIS	LITTLE	RAND
		BALLANCE	EAST	LUCAS	SHAW
		BALLANTINE	EDWARDS	MARTIN R.	SIMPSON
		BASNIGHT	FORRESTER	MARTIN W.	SMITH
		CARPENTER	FOXX	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	JORDAN	PARNELL	WEBSTER
		CONDER	KERR	PERDUE	WINNER
		COOPER	KINCAID	PLEXICO	
EXCUSED	0				
NOT CAST	3	GULLEY	SAWYER	SHERRON	
ABSENT	2	BLACKMON	HOYLE		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA SEAL MAY 20. 1775 ESSE QUAM VIDERI

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 415

S415-CRRA-001

[ ] Title Change

HOUSE
[YES] For Committee Substitute

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 415, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE MERGER OF BANKS AND SAVINGS INSTITUTIONS AND TO LIMIT THE SIMULTANEOUS CONVERSION/MERGERS OF MUTUAL AND STOCK INSTITUTIONS, Third Edition Engrossed 7/6/95, submit the following report:

The House concurs in the Third Edition Engrossed 7/6/95 of Senate Bill 415, with the following amendments:

on page 4, lines 38 and 39, by deleting "of the members of the association of" and substituting "by first class mail to the members of the association to be acquired explaining"; and

on page 6, on line 17, after "bank." and before the next sentence, by inserting:
"Provided; however, with respect to a merger of two mutual savings banks, as an alternative to the methods of notice specified above, the mutual savings bank which is to be the surviving savings bank of the proposed merger may provide the notice of meeting by publication of notice at least once a week for four consecutive weeks in one or more newspapers in general circulation in the county or counties in which the savings bank has its principal and any branch offices."; and

on page 9, lines 13 and 14, by deleting "of the members of the savings bank of" and substituting "by first class mail to the members of the savings bank to be acquired explaining"; and

— see page 2 —

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 415

S415-CRRA-001

on page 9, beginning on line 24 by deleting Section 8, and by renumbering the following section accordingly.

The Senate agrees to the same.

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

Date conferees approved report: July 19, 1995.

Conferees for the Senate

R. C. Soles, Jr.

Donald R. Kincaid

Paul S. Smith

Ed N. Warren

Conferees for the House of Representatives

Tim Tallent

Cary D. Allred

Walter Church, Sr.

Robert C. Hunter

Submitted 7-20-95
SENATE ADOPTED 7-20-95 (45 / 0) Message Received
ADOPTED (/) Ordered Enrolled

Send Message

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1385/6--11:09 AM | JULY 20, 1995 | LEGISLATIVE DAY 103

LT. GOVERNOR WICKER -- Presiding

SOLES
BANKS/SAVINGS INSTITUTIONS MERGERS
HOUSE COM SUB/3RD EDITION

SENATE BILL 415

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	45	ALBERTSON	DAVIS	LEDBETTER	RAND
		ALLRAN	EAST	LITTLE	SAWYER
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN W.	SHERRON
		BLACKMON	FOXX	MCDANIEL	SIMPSON
		CARPENTER	GULLEY	MCKOY	SMITH
		CARRINGTON	HARTSELL	ODOM	SOLES
		CLARK	HORTON	PAGE	SPEED
		COCHRANE	HOYLE	PARNELL	WARREN
		CONDER	JORDAN	PLEXICO	WEBSTER
		COOPER	KERR	PLYLER	WINNER
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	3	BALLANCE	HOBBS	KINCAID	
ABSENT	2	MARTIN R.	PERDUE		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 415

S415-CRRA-001

[ ] Title Change [YES] For Committee Substitute

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 415, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE MERGER OF BANKS AND SAVINGS INSTITUTIONS AND TO LIMIT THE SIMULTANEOUS CONVERSION/MERGERS OF MUTUAL AND STOCK INSTITUTIONS, Third Edition Engrossed 7/6/95, submit the following report:

The House concurs in the Third Edition Engrossed 7/6/95 of Senate Bill 415, with the following amendments:

on page 4, lines 38 and 39, by deleting "of the members of the association of" and substituting "by first class mail to the members of the association to be acquired explaining"; and

on page 6, on line 17, after "bank." and before the next sentence, by inserting:
"Provided; however, with respect to a merger of two mutual savings banks, as an alternative to the methods of notice specified above, the mutual savings bank which is to be the surviving savings bank of the proposed merger may provide the notice of meeting by publication of notice at least once a week for four consecutive weeks in one or more newspapers in general circulation in the county or counties in which the savings bank has its principal and any branch offices."; and

on page 9, lines 13 and 14, by deleting "of the members of the savings bank of" and substituting "by first class mail to the members of the savings bank to be acquired explaining"; and

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 415

S415-CRRA-001

on page 9, beginning on line 24 by deleting Section 8, and by renumbering the following section accordingly.

The Senate agrees to the same.

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

Date conferees approved report: July 19, 1995.

Conferees for the Senate	Conferees for the House of Representatives
R. C. Soles, Jr	Tim Tallent
Donald R. Kincaid	Cary D. Allred
Paul S. Smith	Walter Church, Sr.
Ed N. Warren	Robert C. Hunter

Submitted 7/20/95 placed on calendar for 7/24/95
ADOPTED (/) Message Received 7/24/95
ADOPTED House 7/24/95 (110 11 EV) Ordered Enrolled

Special Message

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

NO. # 1661
LEGISLATIVE DAY 103
S415 HCS
CONFERENCE REPORT

7/24/95
7:41 PM
IN CHAIR: SPEAKER

BANKS/SAVINGS INSTITUTIONS MERGERS

AYES - 110

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

NOES - 1

GAMBLE

EXCUSED ABSENCE - 5

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

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	GRAY	HUNTER, H.	ROGERS

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 415

S415-CRRA-001

[ ] Title Change

[YES] For Committee Substitute HOUSE

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 415, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE MERGER OF BANKS AND SAVINGS INSTITUTIONS AND TO LIMIT THE SIMULTANEOUS CONVERSION/MERGERS OF MUTUAL AND STOCK INSTITUTIONS, Third Edition Engrossed 7/6/95, submit the following report:

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"Provided; however, with respect to a merger of two mutual savings banks, as an alternative to the methods of notice specified above, the mutual savings bank which is to be the surviving savings bank of the proposed merger may provide the notice of meeting by publication of notice at least once a week for four consecutive weeks in one or more newspapers in general circulation in the county or counties in which the savings bank has its principal and any branch offices."; and

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see page 2

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 415

S415-CRRA-001

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

Date conferees approved report: July 19, 1995.

Conferees for the Senate

R. C. Soles, Jr.

Donald R. Kincaid

Paul S. Smith

Ed N. Warren

Conferees for the House of Representatives

Tim Tallent

Cary D. Allred

Walter Church, Sr.

Robert C. Hunter

Submitted 7-20-95

SENATE ADOPTED 7-20-95 (45 | 0) Message Received 7-25-95

HOUSE ADOPTED 7-25-95 (+) Ordered Enrolled 7-25-95

Send Message

Release S Fiscal

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
MAR 16 1995
PRINCIPAL CLERK

SENATE DRS5550-LT038(2.28) S 416

Short Title: Conform Definition of Abuse/AB. (Public)

Sponsors: Senators Dannelly and Little.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE THE PROVISION OF THE JUVENILE CODE GOVERNING THE AUTHORITY OF MEDICAL PROFESSIONALS TO CONFORM TO THE REVISED DEFINITION OF ABUSE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-549(b) reads as rewritten:

"(b) Immediately upon receipt of judicial authority to retain custody, the physician, the administrator, or his designee shall so notify the director of social services for the county in which the facility is located. The director shall treat this notification as a report of suspected abuse and shall immediately begin an investigation of the case.

(1) If the investigation reveals (i) that it is the opinion of the certifying physician that the juvenile is in need of medical treatment to cure or alleviate physical distress, or to prevent the juvenile from suffering serious physical ~~harm which might result in death, disfigurement, or substantial impairment of bodily function,~~ injury, and (ii) that it is the opinion of the physician that the juvenile should for these reasons remain in the custody of the facility for 12 hours, but (iii) that the juvenile's parent, guardian, custodian or caretaker cannot be reached or, upon request, will not consent to the treatment within the facility, the director shall within the initial 12-hour period file a juvenile petition alleging abuse and setting forth supporting allegations and shall seek a nonsecure custody order. A petition filed and a nonsecure custody order obtained in accordance with this subdivision shall come on

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 249/3-- 7:35 PM | APRIL 10, 1995 | LEGISLATIVE DAY 43

LT. GOVERNOR WICKER -- Presiding

DANNELLY
CONFORM DEFINITION OF ABUSE/AB

SENATE BILL 416
READING 2

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

EXCUSED	0			
NOT CAST	0			
ABSENT	3	EDWARDS	SIMPSON	SMITH
PAIRS	0			
AYE				
NO				

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

Q. # 1118
LEGISLATIVE DAY 81
S416
READING 2

6/14/95
3:41 PM
IN CHAIR: SPEAKER

CONFORM DEFINITION OF ABUSE/AB

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 3

CHURCH	CULPEPPER	SHARPE

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HUNTER, H.	PULLEY	SHAW
CUMMINGS	MCALLISTER		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS9523*-RNZ003(1.27)

FILED - SENATE
S 417
MAR 16 1995
PRINCIPAL CLERK

Short Title: Correction Enterprises. (Public)

Sponsors: Senators Kerr and Sherron (cosponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT CONCERNING THE OPERATION OF CORRECTION ENTERPRISES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 66-58 reads as rewritten:

"**§ 66-58. Sale of merchandise by governmental units.**

(a) Except as may be provided in this section, it shall be unlawful for any unit, department or agency of the State government, or any division or subdivision of any such unit, department or agency, or any individual employee or employees of any such unit, department or agency in his, or her, or their capacity as employee or employees thereof, to engage directly or indirectly in the sale of goods, wares or merchandise in competition with citizens of the State, or to engage in the operation of restaurants, cafeterias or other eating places in any building owned by or leased in the name of the State, or to maintain service establishments for the rendering of services to the public ordinarily and customarily rendered by private enterprises, or to contract with any person, firm or corporation for the operation or rendering of any such businesses or services on behalf of any such unit, department or agency, or to purchase for or sell to any person, firm or corporation any article of merchandise in competition with private enterprise. The leasing or subleasing of space in any building owned, leased or operated by any unit, department or agency or division or subdivision thereof of the State for the purpose of operating or rendering of any of the businesses or services herein referred to is hereby prohibited.

(b) The provisions of subsection (a) of this section shall not apply to:

(1) Counties and municipalities.

(2) The Department of Human Resources, the Department of Environment, Health, and Natural Resources, or the Department of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S FILED - SENATE D

SENATE DRS2525*-RNZ004(1-27) S218 MAR 16 1995

PRINCIPAL CLERK

Short Title: Furniture Contracts. (Public)

Sponsors: Senators Kerr and Sherron (cosponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE AWARD OF STATE REQUIREMENTS CONTRACTS FOR FURNITURE.

The General Assembly of North Carolina enacts:

Section 1. To ensure agencies access to sufficient sources of furniture supply and service, to provide agencies the necessary flexibility to obtain furniture that is compatible with interior architectural design and needs, to provide small and disadvantaged businesses additional opportunities to participate on State requirements contracts, and to restore the traditional use of multiple award contracts for purchasing furniture requirements, each State furniture requirements contract shall be awarded on a multiple award basis, subject to the following conditions:

(1) Competitive, sealed bids must be solicited for the contract in accordance with Article 3 of Chapter 143 of the General Statutes unless otherwise provided for by the State Purchasing Officer pursuant to that Article.

(2) Subject to the provisions of this section, bids shall be evaluated and the contract awarded in accordance with Article 3 of Chapter 143 of the General Statutes.

(3) For each category of goods under each State requirements furniture contract, awards shall be made to at least three qualified vendors unless the State Purchasing Officer determines that three qualified vendors are not available or that it is in the best interest of the State to make fewer awards. The State Purchasing Officer, subject to the approval of the Board of Award, shall state his reasons in writing for making fewer awards and the written

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS7524*-RNZ005(1.27) FILED - SENATE

S 4 1 9 MAR 16 1995

PRINCIPAL CLERK

Short Title: Procurement Council. (Public)

Sponsors: Senators Kerr and Sherron (cosponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE A STATE PROCUREMENT POLICY COUNCIL.

The General Assembly of North Carolina enacts:

Section 1. Article 3 of Chapter 143 of the General Statutes is amended by adding the following new section:

"**§ 143-50.1. State Procurement Policy Council.**

(a) The State Procurement Policy Council is created. The Council shall consist of seven members. The General Assembly shall appoint four members, two of whom shall be private citizens experienced in large-scale purchasing and two of whom shall be public members from private industry. Of the General Assembly's four appointments, one public member and one member with large-scale purchasing experience shall be appointed upon the recommendation of the President Pro Tempore of the Senate, and one public member and one member with large-scale purchasing experience shall be appointed upon the recommendation of the Speaker of the House of Representatives. The State Treasurer and the State Controller or their designees shall serve as ex officio members. The Secretary of Administration or the Secretary's designee shall serve as the chair of the Council.

(b) The Department shall provide staff and meeting space for the Council.

(c) The Council shall adopt and revise, as necessary, rules to implement the provisions of this Article. The Council shall also monitor policy and the administration of this Article but shall not exercise authority over the award or administration of a contract executed or bid protest or contract controversy claim filed under this Article.

(d) The Council shall meet quarterly and upon the call of the chair. A majority of the Council shall constitute a quorum.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE D

SENATE DRS4525*-RNZ001(1.1) 4420 MAR 16 1995

PRINCIPAL CLERK

Short Title: Purchasing Study. (Public)

Sponsors: Senators Kerr and Sherron (cosponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY STATE PURCHASING.

Whereas, the Legislative Research Commission authorized a study of State purchasing following the 1993 session of the General Assembly; and

Whereas, the committee authorized to study the issue appointed a subcommittee to review the issues and prepare a legislative response; and

Whereas, the subcommittee has prepared draft legislation in response to the issues but feels that additional time is necessary to review substantive issues in the draft, to see the impact of GATT and NAFTA on purchasing, to review the results of the State procurement disparity study, to study the GPAC purchasing recommendations in more depth, and to circulate the final draft to using agencies for reaction and comments; and

Whereas, it is the intent of the committee that its work to date be preserved and that the General Assembly resume the study of purchasing and correction enterprises after the 1995 long session and report on an expedited basis to the General Assembly with legislation for the 1996 session; Now therefore,

The General Assembly of North Carolina enacts:

Section 1. The Legislative Research Commission may study issues involving State purchasing and the operation of Correction Enterprises.

Sec. 2. To the extent practical, the Commission shall use the materials and resources developed during the 1993-94 study of State purchasing by the LRC Committee on State Purchasing.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS3561-LD084A(3.1) S 421 MAR 16 1995

PRINCIPAL CLERK

Short Title: Environmental Farming Funds/AB. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE CENTER FOR ENVIRONMENTAL FARMING SYSTEMS LOCATED AT THE CHERRY FARM UNIT.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of four million seven hundred forty-five thousand seven hundred dollars ($4,745,700) for the 1995-96 fiscal year for the cost of developing the Center for Environmental Farming Systems, the research center to be located at the Cherry Farm Unit that will be dedicated to the development of farming systems that are environmentally, economically, and socially sustainable.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S FILED - SENATE D

SENATE DRS2561-LDQ083A(3.1) S.22 MAR 16 1995

PRINCIPAL CLERK

Short Title: Env'al Farming Operating Funds/AB. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR OPERATING THE CENTER FOR ENVIRONMENTAL FARMING SYSTEMS LOCATED AT THE CHERRY FARM UNIT.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of nine hundred ninety thousand seven hundred twenty-nine dollars ($990,729) for the 1995-96 fiscal year and the sum of one million one hundred eighty-six thousand seven hundred thirty-one dollars ($1,186,731) for the 1996-97 fiscal year for the operating expenses of the Center for Environmental Farming Systems, the research center to be located at the Cherry Farm Unit that will be dedicated to the development of farming systems that are environmentally, economically, and socially sustainable.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS6552-LF204(1.18) FILED - SENATE

S 423 MAR 16 1995

PRINCIPAL CLERK

Short Title: Voc. Rehab. Services Act/AB. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A STATE VOCATIONAL REHABILITATION/INDEPENDENT LIVING PROGRAM FOR PEOPLE WITH DISABILITIES.

The General Assembly of North Carolina enacts:

Section 1. (a) G.S. 143-545 is repealed.

(b) Article 59 of Chapter 143 of the General Statutes is amended by inserting a new section to read:

"**§ 143-545A. Purpose, establishment and administration of program; services.**

(a) Policy. Recognizing that disability is a natural part of human experience, the State establishes as its policy that individuals with physical and mental disabilities should be able to participate to the maximum extent of their abilities in the economic, educational, cultural, social, and political activities available to all citizens of the State. To implement this policy, the Department of Human Resources shall establish and operate comprehensive and accountable programs of vocational rehabilitation and independent living for persons with disabilities. These programs are to be administered by the Division of Vocational Rehabilitation Services in collaboration with the Division of Services for the Blind, which conducts vocational rehabilitation and independent living programs for individuals who are blind or visually impaired, pursuant to Chapter 111 of the General Statutes and the rules of the Commission for the Blind adopted pursuant to G.S. 143B-157. The programs so provided shall be administered according to the following principles:

(1) The opportunity and ability to work and to live independently are important activities that enhance not only the lives of individuals with disabilities but also the greater society in which they live.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

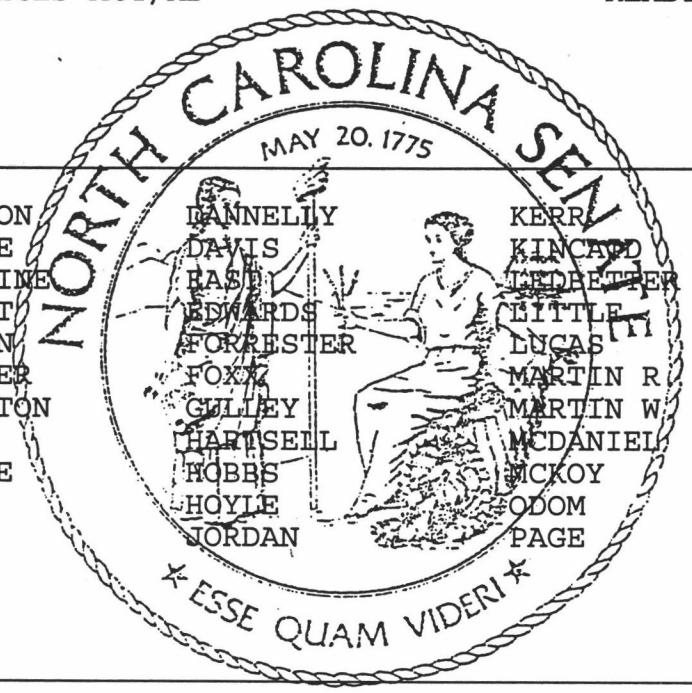
1995 SESSION

SEQ. 543/21-- 4:20 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

LUCAS
VOCATIONAL REHAB. SERVICES ACT/AB

SENATE BILL 423
READING 2



AYE	44	ALBERTSON	DANNELLY	KERR	PARNELL
		BALLANCE	DAVIS	KINCAID	PERDUE
		BALLANTINE	EAST	LEDBETTER	PLYLER
		BASNIGHT	EDWARDS	LITTLE	RAND
		BLACKMON	FORRESTER	LUCAS	SHAW
		CARPENTER	FOXX	MARTIN R	SIMPSON
		CARRINGTON	GULLEY	MARTIN W	SOLES
		CLARK	HARTSELL	MCDANIEL	SPEED
		COCHRANE	HOBBS	MCKOY	WARREN
		CONDER	HOYLE	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WINNER
NO	1	HORTON			

EXCUSED	0				
NOT CAST	4	ALLRAN	PLEXICO	SAWYER	SHERRON
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 830/13-- 4:13 PM JUNE 1, 1995 LEGISLATIVE DAY 74

SENATOR BASNIGHT -- Presiding

THOMPSON
STATE PUBLICATIONS TRANSFER/AB

HOUSE BILL 423
READING 2

AYE	41	ALBERTSON	DAVIS	KERR	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	EDWARDS	LITTLE	SHAW
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	GULLEY	MARTIN R.	SMITH
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PLEXICO	WINNER
		DANNELLY			
NO	5	BALLANTINE	FOXX	MCDANIEL	PAGE
		CARRINGTON			
EXCUSED	0				
NOT CAST	2	KINCAID		SIMPSON	
ABSENT	2	PARNELL		SAWYER	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EQ. # 1390
EGISLATIVE DAY 91
S423
READING 2

6/30/95
3:28 PM
IN CHAIR: SPEAKER

VOCATIONAL REHABILI. SERVICES ACT/AB

AYES - 108

ADAMS	CUMMINGS	IVES	PULLEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAMSEY
ALEXANDER	DAUGHTRY	KISER	RAYFIELD
ALLRED	DAVIS	LEE	REDWINE
ARNOLD	DICKSON	LEMMOND	REYNOLDS
BAKER	DOCKHAM	LINNEY	RICHARDSON
BARBEE	EARLE	LOCKE	ROBINSON, G.
BARNES	EASTERLING	LUEBKE	ROBINSON, J.
BEALL	EDDINS	MCCOMAS	ROGERS
BERRY	EDWARDS	MCCOMBS	RUSSELL
BLUE	ELLIS	MCCRARY	SEXTON
BOWEN	ESPOSITO	MCLAUGHLIN	SHARPE
BOWIE	FITCH	MCMAHAN	SHAW
BOYD-MCINTYRE	FOX	MERCER	SHUBERT
BRAWLEY	GARDNER	MICHAUX	SUTTON
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	WOMBLE
CREECH	HUNT	OWENS	WOOD
CULP	HUNTER, H.	PATE	WRIGHT
CULPEPPER	HUNTER, R.	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	GAMBLE	HURLEY	SHERRILL
BLACK	GRAY	MCALLISTER	WILSON, G.
BROWN, J.			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 423

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

S423-ALB-1

Date 6/30, 1995

Comm. Sub. [YES]
Amends Title []

Rep. Hayes

moves to amend the bill on page 4, line 20,
by deleting "July 1, 1995", and substituting "July 15, 1995".

SIGNED Robin Hayes
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/30/95 FAILED _____ TABLED _____

109-0 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1414
LEGISLATIVE DAY 91
S423
READING 3

6/30/95
5:26 PM
IN CHAIR: SPEAKER

AMEND #1 - Hayes
VOCATIONAL REHABILI. SERVICES ACT/AB

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 4

BRASWELL	DECKER	REDWINE	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	EASTERLING	FITCH	MILLER, K.
BROWN, J.	ELLIS	LEMMOND	

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1415
LEGISLATIVE DAY 91
S423
READING 3

6/30/95
5:27 PM
IN CHAIR: SPEAKER

VOCATIONAL REHABILI. SERVICES ACT/AB

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 4

BRASWELL	DECKER	REDWINE	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	EASTERLING	FITCH	MILLER, K.
BROWN, J.	ELLIS	LEMMOND	SUTTON

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1240/14--12:32 PM JULY 7, 1995 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

LUCAS
VOCATIONAL REHAB. SERVICES ACT/AB

SENATE BILL 423

HOUSE AMD. NO. 1

MOTION 8
TO CONCUR

AYE	44	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	EAST	LITTLE	PLYLER
		BALLANTINE	EDWARDS	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R.	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		COOPER	JORDAN	PARNELL	WINNER
NO	1	WEBSTER			
EXCUSED	0				
NOT CAST	4	CONDER	HOBBS	KINCAID	SMITH
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 424 MAR 16 1995

SENATE DRS5557-LE076(2.24) PRINCIPAL CLERK

Short Title: Teacher Scholarship Program Changes. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES IN THE PROSPECTIVE TEACHERS SCHOLARSHIP LOAN PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-471 reads as rewritten:

"**§ 115C-471. Fund administered by State Superintendent of Public Instruction; rules and regulations.**

The Scholarship Loan Fund for Prospective Teachers shall be administered by the State Superintendent of Public Instruction, under rules adopted by the State Board of Education and subject to the following directions and limitations:

(1) Any resident of North Carolina who is interested in preparing to teach in the public schools of the State may apply in writing to the State Superintendent of Public Instruction for a regular scholarship loan in the amount of not more than ~~two thousand dollars ($2,000)~~ two thousand five hundred dollars ($2,500) per academic school year. An applicant who has been employed for at least one year as a teacher assistant and who is currently employed as a teacher assistant may apply for a scholarship loan from funds earmarked for teacher assistants in the amount of not more than one thousand two hundred dollars ($1,200) per academic school year.

(2) All scholarship loans shall be evidenced by notes made payable to the State Board of Education that bear interest at the rate of ~~six percent (6%)~~ ten percent (10%) per annum from and after September 1 following fulfillment by a prospective teacher of the requirements for a certificate based upon the entry level degree; or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS5562-LF212(3/16) S425 MAR 16 1995

PRINCIPAL CLERK

Short Title: East. School for Deaf Center Funds. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE COMPLETION OF THE STUDENT ACTIVITY CENTER AT THE EASTERN SCHOOL FOR THE DEAF.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division for the Deaf and Hard of Hearing, Department of Human Resources, the sum of two million five hundred thousand dollars ($2,500,000) for the 1995-96 fiscal year to complete the student activity center at the Eastern School for the Deaf.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS3558-LBX246(3.14)

S426 MAR 16 1995

PRINCIPAL CLERK

Short Title: Strengthen Public Records Law. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE PUBLIC RECORDS LAW.

The General Assembly of North Carolina enacts:

Section 1. Existing G.S. 132-1 is redesignated as subsection (a), and a new subsection is added, to read:

"(b) The public records and public information compiled by the agencies of North Carolina government or its subdivisions are the property of the people. Therefore, it is the policy of this State that the people may obtain copies of their public records and public information free or at minimal cost and at no profit to the public agency unless otherwise specifically provided by law. As used herein, 'minimal cost' shall mean the actual cost of reproducing the public record or public information."

Sec. 2. G.S. 132-6 reads as rewritten:

"**§ 132-6. Inspection and examination of records.**

(a) Every ~~person having custody~~ custodian of public records shall permit ~~them to be~~ any record in his or her custody to be inspected and examined at reasonable times and under ~~his~~ reasonable supervision by any person, and ~~he~~ shall promptly furnish ~~certified~~ copies thereof ~~on~~ upon payment of any fees as may be prescribed by law. As used herein, 'custodian' does not mean an agency that holds the public records of other agencies solely for purposes of storage or safekeeping or solely to provide data processing.

(b) No person requesting to inspect and examine public records, or to obtain copies thereof, shall be required to disclose the purpose or motive for the request.

(c) No request to inspect, examine, or obtain copies of public records shall be denied on the grounds that confidential information is commingled with the requested nonconfidential information. If it is necessary to separate confidential from

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

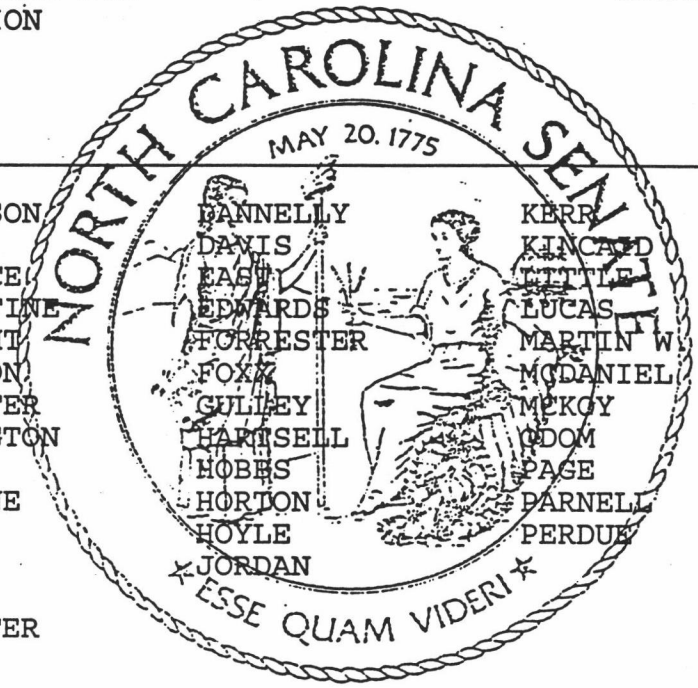
1995 SESSION

SEQ. 727/67-- 3:57 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

COOPER
STRENGTHEN PUBLIC RECORDS LAW
COM SUB NO.2/3RD EDITION

SENATE BILL 426
READING 2



AYE	46	ALBERTSON	DANNELLY	KERR	PLEXICO
		ALLRAN	DAVIS	KINCAID	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN W	SHERRON
		BLACKMON	FOXX	MCDANIEL	SIMPSON
		CARPENTER	GULLEY	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HOBES	PAGE	WARREN
		COCHRANE	HORTON	PARNELL	WEBSTER
		CONDER	HOYLE	PERDUE	WINNER
		COOPER	JORDAN		
NO	1	LEDBETTER			

EXCUSED	0		
NOT CAST	1	MARTIN R.	
ABSENT	2	SAWYER	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 5/11/95

S. B. No. 426 Amendment No. 1 (one)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
) Sen.) Shaw

1 moves to amend the bill on page 5, line lines 26-27-28
2 ( ) WHICH CHANGES THE TITLE
3 by
4 deleting after the comma on
5
6 line 28 the words "publication
7
8 or broadcast by the news
9
10 media shall not constitute
11
12 a resale or by the date
13
14 for trade or commercial purposes
15
16 and".
17
18
19

SIGNED Shaw

ADOPTED _____ FAILED 18-28 5/11/95 TABLED _____

GA-33 A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 426

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

S426-ALJ-1

Date June 27, 1995

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

Representative DAUGHTRY

moves to amend the bill on page 2, line 15, and page 3, line 3, by deleting "1998." and substituting "1998;";

and on page 2, lines 15 and 16, and page 3, lines 3 and 4, by inserting the following between those lines to read:

"Political subdivisions and their agencies that are not otherwise covered by this schedule, after June 30, 1998."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/27/95 FAILED _____ TABLED _____

107-2 EV

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1269
LEGISLATIVE DAY 88
S[redacted]HCS #2
READING 2

6/27/95
6:17 PM
IN CHAIR: SPEAKER

AMEND #1 - Daughtry
STRENGTHEN PUBLIC RECORDS LAW

AYES - 107

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

NOES - 2

MILLER, K.	WOOD

EXCUSED ABSENCE - 6

BLUE	CANSLER	ROBINSON, G.	WAINWRIGHT
BRASWELL	CHURCH		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CREECH	EARLE	SHERRILL
ARNOLD			

S426 HCS

KC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1270
LEGISLATIVE DAY 88
S[redacted] HCS#2
READING 2

6/27/95
6:22 PM
IN CHAIR: SPEAKER

STRENGTHEN PUBLIC RECORDS LAW

AYES - 101

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

NOES - 7

BOYD-MCINTYRE	CULPEPPER	MILLER, K.	WOOD
COCKLEREECE	LEE	ROGERS	

EXCUSED ABSENCE - 6

BLUE	CANSLER	ROBINSON, G.	WAINWRIGHT
BRASWELL	CHURCH		

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CREECH	MICHAUX	MORGAN
ARNOLD	GAMBLE		

S426 HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 426

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

S426-ALB-1

Page 1 of 1

Date June 28, 1995

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

Rep. ~~Senator~~ Daughtry

moves to amend the bill on page 3, line 18, by adding the following at the end of the line: "Nothing in this section requires a public agency to disclose its software security, including passwords."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/28/95 FAILED _____ TABLED _____

112-0 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EQ. # 1278
LEGISLATIVE DAY 89
S426 HCS #2
READING 3

6/28/95
10:27 AM
IN CHAIR: SPEAKER

AMEND #2 Daughtry
STRENGTHEN PUBLIC RECORDS LAW

AYES - 112

ADAMS	CUNNINGHAM	HURLEY	PULLEY
ALDRIDGE	DAUGHTRY	IVES	RAMSEY
ALEXANDER	DAVIS	JUSTUS	RAYFIELD
ALLRED	DECKER	KISER	REDWINE
ARNOLD	DICKSON	LEE	REYNOLDS
BAKER	DOCKHAM	LEMMOND	RICHARDSON
BARBEE	EARLE	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	MCLAUGHLIN	SHUBERT
BRAWLEY	GARDNER	MCMAHAN	SUTTON
BROWN, J.	GRADY	MERCER	TALLENT
BROWN, W.	GRAY	MICHAUX	THOMPSON
BUCHANAN	HACKNEY	MILLER, G.	TOLSON
CANSLER	HAYES	MILLER, K.	WARNER
CAPPS	HENSLEY	MITCHELL	WATSON
CARPENTER	HIATT	MORGAN	WEATHERLY
CLARY	HIGHTOWER	NEELY	WILKINS
COCKLEREECE	HILL	NICHOLS	WILSON, C.
CRAWFORD	HOLMES	NYE	WILSON, G.
CREECH	HOWARD	OLDHAM	WOMBLE
CULP	HUNT	OWENS	WOOD
CULPEPPER	HUNTER, H.	PATE	WRIGHT
CUMMINGS	HUNTER, R.	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 3

BOWIE	BRASWELL	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	EASTERLING	MINER	SHAW
CHURCH			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1279
LEGISLATIVE DAY 89
S426 HCS # 2
READING 3

5/28/95
10:28 AM
IN CHAIR: SPEAKER

STRENGTHEN PUBLIC RECORDS LAW

AYES - 111

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

NOES - 1

WOOD

EXCUSED ABSENCE - 3

BOWIE	BRASWELL	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	GAMBLE	MINER	SHAW
CHURCH			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1207/13-- 4:12 PM JULY 6, 1995 LEGISLATIVE DAY 9

LT. GOVERNOR WICKER -- Presiding

COOPER
STRENGTHEN PUBLIC RECORDS LAW
HOUSE COM SUB NO.2/6TH EDITION

SENATE BILL 426

MOTION 8
TO CONCUR

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

EXCUSED	0				
NOT CAST	4	BALLANCE	HORTON	MCKOY	SHAW
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1218/24-- 5:43 PM JULY 6, 1995 LEGISLATIVE DAY 94

LT. GOVERNOR WICKER -- Presiding

COOPER
STRENGTHEN PUBLIC RECORDS LAW
HOUSE COM SUB NO.2/6TH EDITION

SENATE BILL 426

MOTION 8
TO CONCUR

RECORDED		
ABSENT	1	BALLANCE
ADJUSTED TOTAL		
AYE	42	
NO	3	
NOT CAST	3	
ABSENT	2	

(COPY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1218/24-- 5:43 PM JULY 6, 1995 LEGISLATIVE DAY 94

LT. GOVERNOR WICKER -- Presiding

COOPER
STRENGTHEN PUBLIC RECORDS LAW
HOUSE COM SUB NO.2/6TH EDITION

SENATE BILL 426

MOTION 8
TO CONCUR

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

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

MAR 16 1995

PRINCIPAL CLERK

SENATE DRS1564-LB183(2.23) S427

Short Title: Momeyer Staggered Terms. (Local)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE STAGGERED TERMS FOR THE MOMEYER TOWN COUNCIL.

The General Assembly of North Carolina enacts:

Section 1. Section 3.3 of the Charter of the Town of Momeyer, being Chapter 242 of the Session Laws of 1991, reads as rewritten:

"Sec. 3.3. **Term of office of Council members.** Members of the Council are elected to four-year ~~terms.~~ terms, except that in the 1995 town election, the two persons receiving the highest numbers of votes are elected to four-year terms and the two persons receiving the next highest numbers of votes are elected to two-year terms."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
S 4 28 MAR 17 1995
PRINCIPAL CLERK

SENATE DRS4570*-LF148(2.8)

Short Title: Forsyth Firemen's Fund. (Local)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW REGARDING THE SUPPLEMENTAL WELFARE FUND FOR FIREMEN IN FORSYTH COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Section 2(d) of Chapter 418 of the 1969 Session Laws reads as rewritten:

"(d) at the close of each calendar year when the amount of funds in the Local Relief Fund shall, by reason of disbursements authorized by ~~G.S. 118-7,~~ G.S. 58-84-35, be less than ~~Ten Thousand Dollars ($10,000.00),~~ nine thousand dollars ($9,000), transfer from the Supplemental Welfare Fund an amount sufficient to maintain in the Local Relief Fund the sum of ~~Ten Thousand Dollars ($10,000.00).~~ nine thousand dollars ($9,000)."

Sec. 2. None of the provisions of this act shall create a liability for the Forsyth County Supplemental Welfare Fund for Firemen or for the State unless sufficient current assets are available in the fund to pay fully for the liability.

Sec. 3. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 17 1995
PRINCIPAL CLERK

S

S 429

D

SENATE DRS5563-LE093A(3.10)

Short Title: Scotland County Local Act-2. (Local)

Sponsors: Senators Plyler and Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENACT LOCAL LEGISLATION FOR SCOTLAND COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS1587-RO11(3.14)

FILED - SENATE
MAR 17 1995
S430
PRINCIPAL CLERK

Short Title: Bank Investment Authority. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE INVESTMENT AUTHORITY OF A BANK UNDER THE BANKING LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-47 reads as rewritten:

"**§ 53-47. Limitations on investment in stocks.**

~~No bank shall make any investment in the capital stock of any other state or national bank: Provided, that nothing herein shall be construed to prevent banks doing business under this Chapter from subscribing to or purchasing, upon such terms as may be agreed upon, the capital stock of clearing corporations as defined in G.S. 25-8-102(3), the capital stock of banks organized under that act of Congress known as the "Edge Act", the capital stock of central reserve banks whose capital stock exceeds one million dollars ($1,000,000), or capital stock of the Federal Home Loan Bank. To constitute a central reserve bank as contemplated by this Chapter, at least fifty percent (50%) of the capital stock of such bank shall be owned by other banks. The investment of any bank in the capital stock of such central reserve bank or bank organized under the act of Congress commonly known as the "Edge Act," shall at no time exceed ten percent (10%) of the paid-in capital and permanent surplus of the bank making same. No bank shall invest more than seventy-five percent (75%) of its unimpaired capital fund in the stocks of other corporations, firms, partnerships, or companies, unless such stock is purchased to protect the bank from loss. The foregoing limitation shall not apply to stock or ownership interests acquired in corporations, firms, partnerships or companies which hold banking premises or which are bank operating subsidiaries of such bank. The term "invest" shall be deemed to include operating a business entity acquired by the bank,~~

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 241/4-- 3:30 PM APRIL 6, 1995 LEGISLATIVE DAY 42

LT. GOVERNOR WICKER -- Presiding

WARREN
BANK INVESTMENT AUTHORITY

SENATE BILL 430
READING 2



AYE	45	ALBERTSON	DAVIS	KERR	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANCE	EDWARDS	LITTLE	PLYLER
		BALLANTINE	FORRESTER	LUCAS	RAND
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		BLACKMON	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	2	KINCAID	SHAW		
ABSENT	3	COOPER	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 430

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

S430-ARO-004

Date July 6, 1995

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

Representative Miner

moves to amend the bill on page 3, lines 12-15, by rewriting the lines to read:

"financial nature shall include securities activities which are so closely related to banking as to be a proper incident thereto;"

and on page 3, line 25, by deleting the words "a new" and substituting the word "an".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 7/6/95 TABLED _____

18-85

C V

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1487
LEGISLATIVE DAY 94
S430 HCS
READING 2

7/06/95
5:28 PM
IN CHAIR: SPEAKER

AMEND #1 - Miner
BANK INVESTMENT AUTHORITY

AYES - 18

BERRY	HACKNEY	MCCOMBS	RUSSELL
BOYD-MCINTYRE	HURLEY	MINER	SHERRILL
BUCHANAN	LEMMOND	NYE	WATSON
FOX	LINNEY	ROBINSON, G.	WOMBLE
GAMBLE	LUEBKE		

NOES - 85

ADAMS	CUNNINGHAM	HUNT	OWENS
ALEXANDER	DAUGHTRY	HUNTER, H.	PATE
ALLRED	DAVIS	HUNTER, R.	PRESTON
ARNOLD	DICKSON	JUSTUS	RAMSEY
BAKER	DOCKHAM	KISER	RAYFIELD
BEALL	EARLE	LEE	REYNOLDS
BLACK	EASTERLING	LOCKE	RICHARDSON
BOWEN	EDDINS	MCALLISTER	ROBINSON, J.
BOWIE	ELLIS	MCCOMAS	ROGERS
BRAWLEY	ESPOSITO	MCCRARY	SEXTON
BROWN, J.	FITCH	MCLAUGHLIN	SHARPE
BROWN, W.	GARDNER	MCMAHAN	SHUBERT
CAPPS	GRADY	MERCER	THOMPSON
CARPENTER	GRAY	MICHAUX	TOLSON
CHURCH	HAYES	MILLER, G.	WAINWRIGHT
CLARY	HENSLEY	MILLER, K.	WEATHERLY
COCKLEREECE	HIATT	MITCHELL	WILKINS
CRAWFORD	HIGHTOWER	MORGAN	WILSON, C.
CREECH	HILL	NEELY	WILSON, G.
CULP	HOLMES	NICHOLS	WOOD
CULPEPPER	HOWARD	OLDHAM	YONGUE
CUMMINGS			

EXCUSED ABSENCE - 9

BARNES	CANSLER	PULLEY	WARNER
BLUE	IVES	REDWINE	WRIGHT
BRASWELL			

EXCUSED VOTE - 1

EDWARDS

NOT VOTING - 7

SPEAKER	BARBEE	SHAW	TALLENT
ALDRIDGE	DECKER	SUTTON	

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1488
LEGISLATIVE DAY 94
S430 HCS
READING 2

7/06/95
5:28 PM
IN CHAIR: SPEAKER

BANK INVESTMENT AUTHORITY

AYES - 99

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

NOES - 4

BERRY	GAMBLE	HURLEY	ROBINSON, G.

EXCUSED ABSENCE - 9

BARNES	CANSLER	PULLEY	WARNER
BLUE	IVES	REDWINE	WRIGHT
BRASWELL			

EXCUSED VOTE - 1

EDWARDS

NOT VOTING - 7

SPEAKER	ALLRED	PRESTON	SUTTON
ALDRIDGE	LINNEY	SHAW	

S430 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1269/13-- 7:00 PM JULY 10, 1995 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER -- Presiding

WARREN
BANK INVESTMENT AUTHORITY
HOUSE COM SUB/2ND EDITION

SENATE BILL 430

MOTION 8
TO CONCUR

AYE	45	ALBERTSON	EAST	LEDBETTER	PLEXICO
		ALLRAN	EDWARDS	LITTLE	PLYLER
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	SAWYER
		BASNIGHT	GULLEY	MARTIN W.	SHAW
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SMITH
		COCHRANE	HORTON	ODOM	SOLES
		CONDER	JORDAN	PAGE	SPEED
		COOPER	KERR	PARNELL	WARREN
		DANNELLY	KINCAID	PERDUE	WINNER
		DAVIS			
NO	2	CLARK	WEBSTER		
EXCUSED	0				
NOT CAST	1	SHERRON			
ABSENT	2	BLACKMON	HOYLE		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 17 1995
PRINCIPAL CLERK

S D

SENATE DRS9549-LE064A(2.14) S431

Short Title: Extend Charlotte School Funding Program. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE SUNSET ON THE CHARLOTTE-MECKLENBURG SCHOOL FUNDING PILOT.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 986 of the 1991 Session Laws (1992 Regular Session), as rewritten by Chapter 103 of the 1993 Session Laws, reads as rewritten:

"Section 1. The State Board of Education may authorize a ~~three-year~~ pilot project in the Mecklenburg County School Administrative Unit so that the Charlotte-Mecklenburg Board of Education may reduce class size in grades kindergarten through 3 in certain schools by using State funds appropriated for teacher assistants for certificated teachers.

The Charlotte-Mecklenburg Board of Education shall use this authority only if the parents and the certificated employees in a school vote to approve of the board's plan for using the authority at their school:

(a) If the board develops a plan for the kindergarten level at a school, the certificated kindergarten staff and the parents of kindergarten children enrolled in the school shall vote by secret ballot on the plan. The board shall implement the plan only if a majority of those voting in each group approve the plan.

(b) If the board develops a plan for grades 1 through 3 at a school, the certificated staff at the school for those grades and the parents of children enrolled in those grades in the school shall vote by secret ballot on the plan. The board shall implement the plan only if a majority of those voting in each group approve the plan.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 407/14-- 8:28 PM MAY 1, 1995 LEGISLATIVE DAY 55

SENATOR BASNIGHT -- Presiding

WINNER
CHARLOTTE SCHOOL FUNDING PROGRAM

SENATE BILL 431
READING 2



AYE	43	ALBERTSON	COOPER	LEDBETTER	PLEXICO
		ALLRAN	DANNELLY	LITTLE	PLYLER
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	SAWYER
		BASNIGHT	GURLEY	MARTIN W.	SHAW
		BLACKMON	HARTSELL	MCDANIEL	SIMPSON
		CARPENTER	HOBBS	MCKOY	SPEED
		CARRINGTON	HORTON	ODOM	WARREN
		CLARK	HOYLE	PAGE	WEBSTER
		COCHRANE	JORDAN	PARNELL	WINNER
		CONDER	KINCAID	PERDUE	
NO	2	EAST	KERR		
EXCUSED	0				
NOT CAST	3	DAVIS	EDWARDS	SHERRON	
ABSENT	2	SMITH	SOLES		
PAIRS	0				
AYE					
NO					

S432

FILED - SENATE

MAR 17 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA S432

SESSION 1995

S **D**

SENATE DRS7574*-LK107(2.23)

Short Title: Mecklenburg Force Account Labor. (Local)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE THRESHOLD AT WHICH MECKLENBURG COUNTY AND THE MUNICIPALITIES WITHIN THE COUNTY MAY USE FORCE ACCOUNT QUALIFIED LABOR.

The General Assembly of North Carolina enacts:

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

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

Except for the provisions of G.S. 143-129 requiring bids for the purchase of apparatus, supplies, materials or equipment, this Article shall not apply to construction or repair work undertaken by the State or by subdivisions of the State of North Carolina (i) when the work is performed by duly elected officers or agents using force account qualified labor on the permanent payroll of the agency concerned and (ii) when the total cost of the project, including without limitation all direct and indirect costs of labor, services, materials, supplies and equipment, does not exceed ~~seventy-five thousand dollars ($75,000).~~ one hundred eighty thousand dollars ($180,000). ~~Such~~ The force account work shall be subject to the approval of the Director of the Budget in the case of State agencies, of the responsible commission, council, or board in the case of subdivisions of the State. Complete and accurate records of the entire cost of ~~such~~ the work, including without limitation, all direct and indirect costs of labor, services, materials, supplies and equipment performed and furnished in the prosecution and completion thereof, shall be maintained by ~~such~~ the agency, commission, council or board for the inspection by the general public. Construction or repair work undertaken pursuant to this section shall not be divided for the purposes of evading the provisions of this Article."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS2555*-LK141(3.9) S433 MAR 17 1995

PRINCIPAL CLERK

Short Title: Charlotte Repair/Construction Limit. (Local)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO SUBMIT PROPOSALS AND RECEIVE CONTRACTS FOR CONSTRUCTION AND REPAIR WORK NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-129 is amended by adding a new subsection to read:

"(g) The City of Charlotte may submit a proposal for any construction or repair work governed by this section when the total cost of the work is estimated not to exceed two hundred thousand dollars ($200,000), and in these situations, the provisions of G.S. 143-135 shall not apply. The proposal shall be opened in public and recorded in the minute books and may be awarded to the City without an accompanying bond. When a proposal is awarded to the City, the City shall not be required to execute a written contract with itself."

Sec. 2. This act applies only to the City of Charlotte.

Sec. 3. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 4/12/95

S. B. No. 433 Amendment No. 1 (one)

(to be filled in by Principal Clerk)

Rep.)
) Soles
Sen.)

moves to amend the bill on page 1, line 16

by rewriting that line to read:

"Sec. 3. This act is effective upon ratification and shall expire on June 30, 1999."

SIGNED _____

ADOPTED BY THE COMMITTEE ON LOCAL GOVERNMENT

ADOPTED _____ FAILED _____ TABLED _____

GA-33-A PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS8510-LDZ017A(1.3)

FILED - SENATE
S 434 MAR 17 1995
PRINCIPAL CLERK

Short Title: Amend N.C. Lien Law. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE GENERAL STATUTES REGARDING LIENS ON REAL PROPERTY, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of Chapter 44A of the General Statutes reads as rewritten:

"ARTICLE 2.

"~~Statutory~~ Liens on Real Property and on Funds.

"Part 1. General Provisions: Liens of ~~Mechanics, Laborers and Materialmen Dealing with Owner.~~ Persons Furnishing Labor, Services, or Materials.

"**§ 44A-7. Definitions.**

~~Unless the context otherwise requires in this Article:~~

~~(1) 'Improve' means to build, effect, alter, repair, or demolish any improvement upon, connected with, or on or beneath the surface of any real property, or to excavate, clear, grade, fill or landscape any real property, or to construct driveways and private roadways, or to furnish materials, including trees and shrubbery, for any of such purposes, or to perform any labor upon such improvements, and shall also mean and include any design or other professional or skilled services furnished by architects, engineers, land surveyors and landscape architects registered under Chapter 83A, 89A or 89C of the General Statutes.~~

FILED - SENATE

S 435 MAR 17 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS9542-LRZ009(1.1)

Short Title: LRC/Partnership for Quality Growth. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE DEVELOPMENT OF INITIATIVES TO PROMOTE COMPREHENSIVE STATEWIDE PLANNING THROUGH A PARTNERSHIP FOR QUALITY GROWTH.

The General Assembly of North Carolina enacts:

Section 1. (a) The Legislative Research Commission is authorized to study statewide growth and development issues and the development of appropriate initiatives to promote comprehensive and coordinated planning on the local, regional, and State levels to guide growth and land use, foster economic development, preserve natural and cultural resources, promote efficient infrastructure development, transportation systems, and affordable housing, and to enhance the quality of life for the citizens of North Carolina.

(b) The study may address all issues related to the development and implementation of statewide quality growth, but shall study and evaluate:

(1) The present and anticipated consequences of population growth and patterns of development on the vitality of the State's economy, environment, land uses, natural and cultural resources, infrastructure, transportation systems, and housing needs;

(2) Comprehensive planning goals and methods that will accommodate the State's growth and development needs and best serve all of the diverse interests and geographic regions of the State, including consideration of the appropriate State, regional, and local responsibilities, coordination and enforcement of those responsibilities, and implementation; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE D
S 436 MAR 17 1995
PRINCIPAL CLERK

SENATE DRS5545-LG027(2.13)

Short Title: OAH/Civil Rights Division Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE OFFICE OF ADMINISTRATIVE HEARINGS FOR OPERATING EXPENSES OF THE CIVIL RIGHTS DIVISION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Office of Administrative Hearings the sum of six hundred fifty-three thousand seven hundred ninety-one dollars ($653,791) for the 1995-96 fiscal year and the sum of seven hundred thirteen thousand one hundred thirty-seven dollars ($713,137) for the 1996-97 fiscal year for operating expenses of the Civil Rights Division.

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

FILED - SENATE

S 437 MAR 17 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS4568-RN021(3.7)

Short Title: Government Construction Contracts. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE SUNSET CONCERNING GOVERNMENT CONSTRUCTION CONTRACTS.

The General Assembly of North Carolina enacts:

Section 1. Section 4 of Chapter 480 of the 1989 Session Laws reads as rewritten:

"Sec. 4. This act is effective upon ~~ratification and shall expire on June 30, 1995.~~ ratification."

Sec. 2. Section 3 of Chapter 480 of the 1989 Session Laws is repealed.

Sec. 3. This act is effective upon ratification.

±

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

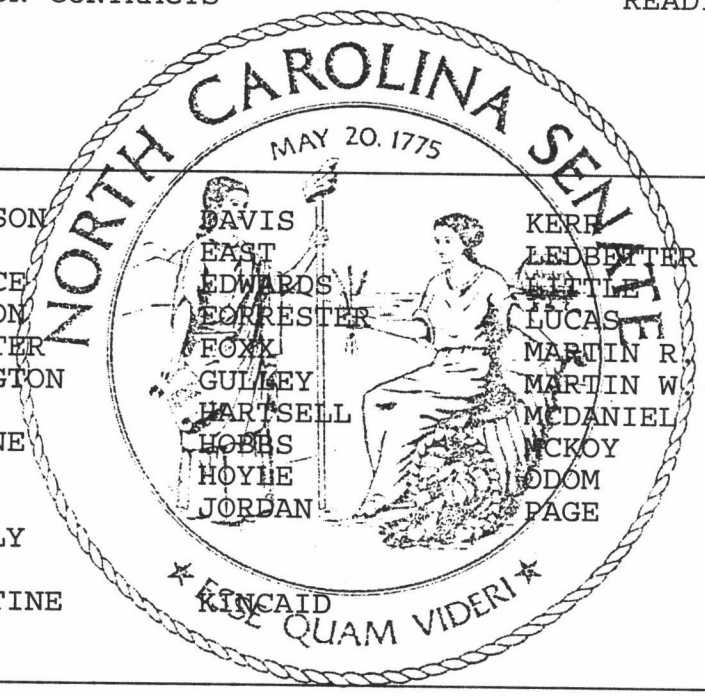
1995 SESSION

SEQ. 324/2-- 1:52 PM | APRIL 20, 1995 | LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

SHERRON
GOVERNMENT CONSTRUCTION CONTRACTS

SENATE BILL 437
READING 2



AYE	41	ALBERTSON	DAVIS	KERR	PARNELL
		ALLRAN	EAST	LEDBETTER	PERDUE
		BALLANCE	EDWARDS	LITTLE	PLYLER
		BLACKMON	FORRESTER	LUCAS	RAND
		CARPENTER	FOXX	MARTIN R.	SHAW
		CARRINGTON	GULLEY	MARTIN W.	SHERRON
		CLARK	HARTSELL	MCDANIEL	SIMPSON
		COCHRANE	HOBBS	MCKOY	SPEED
		CONDER	HOYLE	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WINNER
		DANNELLY			
NO	2	BALLANTINE	KINCAID		
EXCUSED	0				
NOT CAST	5	BASNIGHT	SAWYER	SOLES	WARREN
		HORTON			
ABSENT	2	PLEXICO	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 437

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

S437-ARN-002

Date 4-19-, 1995

Comm. Sub. [ ]
Amends Title [ ]
First Edition

Senator Hobbs

moves to amend the bill on page 1, between lines 9 and 10 by inserting the following:

"Sec. 2.1. Chapter 143 of the General Statutes is amended by adding the following new section to read:

'§143-128.1. Project expediter for separate prime contracts. When separate contracts are awarded pursuant to G.S. 143-128, the public body may provide for assignment of responsibility for expediting any of the contracts for such work to a single responsible and reliable person, firm or corporation, which shall be one of the prime contractors. In executing this responsibility, the designated contractor may recommend to the public body whether payment to a contractor should be approved.'"

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 437

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

S437-ARN-002

Date 4-19-, 1995

Comm. Sub. [ ]
Amends Title [ ]
First Edition

Senator Hobbs

moves to amend the bill on page 1, between lines 9 and 10 by inserting the following:

"Sec. 2.1. Chapter 143 of the General Statutes is amended by adding the following new section to read:

'§143-128.1. Project expediter for separate prime contracts.
When separate contracts are awarded pursuant to G.S. 143-128, the public body may provide for assignment of responsibility for expediting any of the contracts for such work to a single responsible and reliable person, firm or corporation, which shall be one of the prime contractors. In executing this responsibility, the designated contractor may recommend to the public body whether payment to a contractor should be approved.'"

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4/20/95 (V) FAILED _____ TABLED _____

RECONSIDERED 4/20/95

WITHDRAWN

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 437

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

S437-ARN-003

Date 4-20-, 1995

Comm. Sub. [ ]
Amends Title [ ]
First Edition

Senator Hobbs

moves to amend the bill on page 1, between lines 9 and 10 by inserting the following:

"Sec. 2.1. Chapter 143 of the General Statutes is amended by adding the following new section to read:

'§143-128.1. Project expediter for separate prime contracts. When separate contracts are awarded pursuant to G.S. 143-128, the public body may, if specified in the bid documents, provide for assignment of responsibility for expediting any of the contracts for such work to a single responsible and reliable person, firm or corporation, which may be one of the prime contractors. In executing this responsibility, the designated project expediter may recommend to the public body whether payment to a contractor should be approved.'"

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4/20/95 FAILED _____ TABLED _____

48-0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 326/4-- 2:00 PM | APRIL 20, 1995 | LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

SHERRON
GOVERNMENT CONSTRUCTION CONTRACTS

SENATE BILL 437

AMEND 2

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

EXCUSED	0		
NOT CAST	0		
ABSENT	2	PLEXICO	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 327/5-- 2:00 PM | APRIL 20, 1995 | LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

SHERRON
GOVERNMENT CONSTRUCTION CONTRACTS
AFTER RECONSIDERATION

SENATE BILL 437
READING 2

AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SAWYER
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R.	SIMPSON
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	MCKOY	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	0				

EXCUSED	0		
NOT CAST	2	ODOM	SHERRON
ABSENT	2	PLEXICO	SMITH
PAIRS	0		
AYE			
NO			

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 341/19-- 3:48 PM APRIL 20, 1995 LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

SHERRON
GOVERNMENT CONSTRUCTION CONTRACTS
AFTER RECONSIDERATION

SENATE BILL 437
READING 2

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

EXCUSED	0		
NOT CAST	1	SHERRON	
ABSENT	2	PLEXICO	SMITH
PAIRS	0		
AYE			
NO			

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 341/19-- 3:48 PM APRIL 20, 1995 LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

SHERRON
GOVERNMENT CONSTRUCTION CONTRACTS
AFTER RECONSIDERATION

SENATE BILL 437
READING 2



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

(Y)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
MAR 17 1995
PRINCIPAL CLERK

SENATE DRS7572-LK112(2.28) S438

Short Title: No Social Host ABC Liability. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT SOCIAL HOSTS PROVIDING ALCOHOLIC BEVERAGES TO ADULT GUESTS SHALL NOT BE LIABLE FOR DAMAGES TO OR CAUSED BY THOSE ADULT GUESTS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 18B of the General Statutes is amended by adding a new section to read:

"**§ 18B-309. No social host liability.**

(a) A person, including a nonprofit corporation, who is a social host, and is either not required to obtain a permit under this Chapter, or has obtained a special occasion permit or a limited special occasion permit, pursuant to G.S. 18B-1001, for a special occasion as defined in G.S. 18B-301(c), who provides alcoholic beverages to guests 21 years of age or older shall not be liable for any damages to adult guests or damages caused by any adult guests who consumed the alcoholic beverages.

(b) Subsection (a) of this section abrogates and abridges all claims for relief under the common law."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 17 1995
S 439
PRINCIPAL CLERK

S D

SENATE DRS1582-LG081(3.3)

Short Title: Agriculture Data Processing Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR DATA PROCESSING NEEDS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of one hundred thirty-three thousand five hundred fifty-six dollars ($133,556) for the 1995-96 fiscal year and the sum of fifty-one thousand six hundred forty-six dollars ($51,646) for the 1996-97 fiscal year for an applications programmer to support data processing services.

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

FILED - SENATE

S 440 MAR 1 7 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS7570-LG082(3.3)

Short Title: Weights & Measures Program Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR IMPROVING THE WEIGHTS AND MEASURES PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of one hundred ninety thousand one hundred dollars ($190,100) for the 1995-96 fiscal year and the sum of one hundred eighty-four thousand three hundred dollars ($184,300) for the 1996-97 fiscal year for purchase of equipment to update and maintain the weights and measures program.

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

FILED - SENATE

S 4 4 1 MAR 1 7 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS3552-LG074(3.3)

Short Title: Raleigh Farmers Market Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR IMPROVEMENTS AT THE FARMERS MARKET IN RALEIGH.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of one hundred ninety-five thousand eight hundred dollars ($195,800) for the 1995-96 fiscal year for improvements to the Farmers Building at the Farmers Market in Raleigh.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 17 1995
PRINCIPAL CLERK

S

SENATE DRS7571-LGQ075(3.3) S 442

Short Title: Radio Reading Services Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES, DIVISION OF SERVICES FOR THE BLIND, TO BE USED FOR THE SUPPORT, DEVELOPMENT, AND EXPANSION OF RADIO READING SERVICES THROUGHOUT THE STATE.

Whereas, Radio Reading Services broadcast daily readings of local newspapers and other printed material to elderly, blind, or print-impaired people throughout the State; and

Whereas, funds are needed to expand Radio Reading Services; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources, Division of Services for the Blind, the sum of ninety-six thousand dollars ($96,000) for the 1995-96 fiscal year and the sum of ninety-six thousand dollars ($96,000) for the 1996-97 fiscal year to be used by the North Carolina Association of Radio Reading Services, a statewide nonprofit organization, for the support, development, and expansion of Radio Reading Services in the State.

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

S-443

FILED - SENATE

S 443 MAR 17 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS5553-LG083(3.3)

Short Title: New Motor Fuels Lab Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR A NEW MOTOR FUELS LABORATORY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the Highway Fund to the Department of Agriculture the sum of four million four hundred sixty thousand eight hundred dollars ($4,460,800) for the 1995-96 fiscal year for a new motor fuels laboratory.

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

FILED - SENATE

S 4 4 4 MAR 1 7 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS9544-LG079(3.3)

Short Title: Dorton Arena Roof Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR A NEW ROOF AND RELATED REPAIRS TO DORTON ARENA.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of three hundred ninety-six thousand dollars ($396,000) for the 1996-97 fiscal year for a new roof and related repairs to Dorton Arena.

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

FILED - SENATE
S 4 4 5 MAR 1 7 1995
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS6550-LG080(3.3)

Short Title: Events & Exhibits Bldg. Funds. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR THE CONSTRUCTION OF AN EVENTS AND EXHIBITS BUILDING AT THE STATE FAIR.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of four million four hundred thirty-four thousand three hundred dollars ($4,434,300) for the 1996-97 fiscal year for the construction of an events and exhibits building on the grounds of the State Fair.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 17 1995
PRINCIPAL CLERK

S D

SENATE DRS1580-LRZ010B(1.1) S 446

Short Title: Partnership for Quality Growth. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE NORTH CAROLINA PARTNERSHIP FOR QUALITY GROWTH.

The General Assembly of North Carolina enacts:

Section 1. The North Carolina Partnership for Quality Growth is established. For the purposes of this act, the term "Partnership" means the North Carolina Partnership for Quality Growth. The Partnership is deemed to be a Committee of the General Assembly pursuant to Article 5A of Chapter 120 of the General Statutes; provided, however, that the provisions of this act shall supersede any section of Article 5A that is in conflict with the provisions of this act.

Sec. 2. (a) The Partnership shall study growth and development issues and develop appropriate initiatives to promote comprehensive and coordinated planning on the local, regional, and State levels which guide growth and land use, foster economic development, protect and preserve natural and cultural resources, promote efficient infrastructure development, transportation systems, affordable housing, and enhance the quality of life for the citizens of North Carolina. The Partnership may address all issues deemed necessary to the development and implementation of statewide quality growth, but shall study and evaluate:

(1) The present and anticipated consequences of population growth and patterns of development on the vitality of the State's economy, environment, land uses, natural and cultural resources, infrastructure, transportation systems, and housing needs;

(2) Comprehensive planning goals and methods that will accommodate the State's growth and development needs and best serve all of the diverse interests and geographic regions of the State, including

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS4559-LB170(2.22)

S 4 4 7 MAR 2 0 1995

PRINCIPAL CLERK

Short Title: Eliminate Board Self-Appointments. (Public)

Sponsors: Senator Kincaid.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT BOARDS OF COUNTY COMMISSIONERS AND CITY COUNCILS FROM APPOINTING THEIR OWN MEMBERS TO PUBLIC OFFICE EXCEPT WHERE A STATUTE REQUIRES A MEMBER OF THAT BOARD TO SERVE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 128-1.2 reads as rewritten:

"**§ 128-1.2. Ex officio service by county and city representatives and officials.**

(a) It is the common law rule that it is the policy of the law to secure the utmost freedom from personal interest in making appointments to public office, and it is contrary to public policy to permit an appointing body to appoint one of its own members to office in the absence of specific legislative authority.

(b) In recognition of the rule set out in subsection (a) of this section, except when:

(1) The law requires the appointment of a member of that governing board to an office;

(2) The office being appointed to is that of mayor, mayor pro tempore, chair of the board of commissioners, or vice-chair of the board of commissioners; or

(3) The office being appointed to has functions that are purely advisory in nature,

the governing body of a city or the board of commissioners of a county may not appoint one of its own members to public office.

(c) Except when the resolution of appointment provides otherwise, whenever the governing body of a county or city appoints one of its own members or officials to another board or commission, the individual so appointed is considered to be serving

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 447

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

S447-ARV-001

Page 1 of 1

Date May 3 ,1995

Comm. Sub. [ ]
Amends Title [YES]

Senator Webster

moves to amend the bill on page 1, lines 3-5,
by
by rewriting those lines to read: "COUNCILS FROM APPOINTING MORE THAN ONE OF THEIR OWN MEMBERS TO SERVE ON ANY PUBLIC BOARD OR COMMISSION EXCEPT WHERE A STATUTE REQUIRES A MEMBER OF THAT BOARD TO SERVE.";

and on page 1, line 22,
by
rewriting that line to read: "appoint more than one of its own members to serve as a member of any public board or commission.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 39-1 FAILED _____ TABLED _____

5/4/95

Changes title

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 463/19-- 5:28 PM MAY 4, 1995 LEGISLATIVE DAY 58

SENATOR BASNIGHT -- Presiding

KINCAID
ELIMINATE BOARD SELF-APPOINTMENTS

SENATE BILL 447

AMEND 1



AYE	40	ALBERTSON	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LITTLE	RAND
		BASNIGHT	FOXX	LUCAS	SHAW
		BLACKMON	GULLEY	MARTIN R	SHERRON
		CARPENTER	HOBBS	MCDANIEL	SIMPSON
		CARRINGTON	HORTON	MCKOY	SPEED
		COCHRANE	HOYLE	ODOM	WARREN
		COOPER	JORDAN	PAGE	WEBSTER
		DANNELLY	KERR	PARNELL	WINNER
NO	1	CLARK			
EXCUSED	0				
NOT CAST	4	ALLRAN	CONDER	HARTSELL	MARTIN W.
ABSENT	5	EDWARDS PERDUE	SAWYER	SMITH	SOLES
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

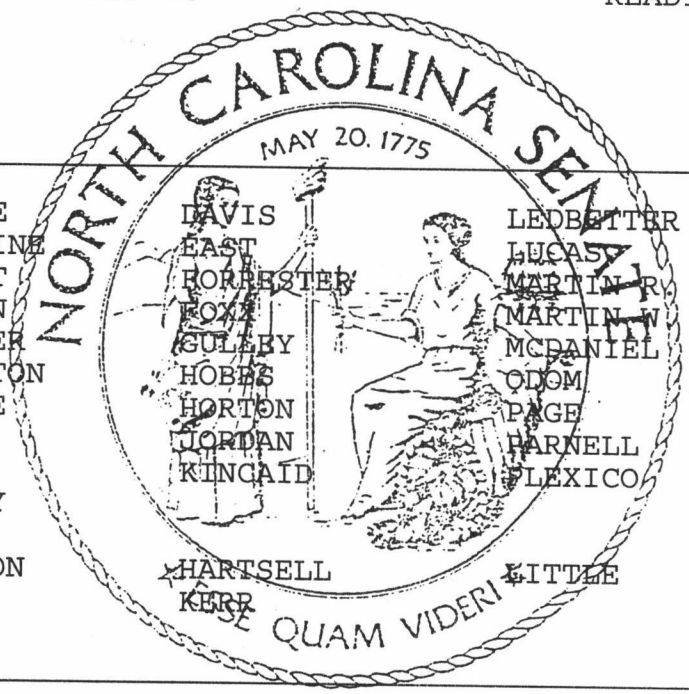
SEQ. 464/20-- 5:34 PM MAY 4, 1995 LEGISLATIVE DAY 58

SENATOR BASNIGHT -- Presiding

KINCAID
ELIMINATE BOARD SELF-APPOINTMENTS

SENATE BILL 447
READING 2

AYE	37	BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R	SHAW
		BLACKMON	FOXX	MARTIN W	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	ODOM	SPEED
		COCHRANE	HORTON	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KINCAID	PLEXICO	WINNER
		DANNELLY			
NO	6	ALBERTSON	HARTSELL	LITTLE	MCKOY
		CLARK	KERR		
EXCUSED	0				
NOT CAST	2	ALLRAN	HOYLE		
ABSENT	5	EDWARDS	SAWYER	SMITH	SOLES
		PERDUE			
PAIRS	0				
AYE					
NO					



EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

NO. # 1088
LEGISLATIVE DAY 80
S447 HCS
READING 2

6/13/95
2:39 PM
IN CHAIR: SPEAKER

ELIMINATE BOARD SELF-APPOINTMENTS

AYES - 54

ALDRIDGE	CULP	HIATT	NICHOLS
ALLRED	CUMMINGS	HOLMES	PULLEY
ARNOLD	DAVIS	HOWARD	RAYFIELD
BAKER	DECKER	IVES	REYNOLDS
BARBEE	DICKSON	JUSTUS	ROBINSON, G.
BERRY	DOCKHAM	KISER	RUSSELL
BOWIE	EDDINS	LEMMOND	SEXTON
BROWN, J.	EDWARDS	LINNEY	SHERRILL
CANSLER	ELLIS	MCLAUGHLIN	SHUBERT
CAPPS	ESPOSITO	MCMAHAN	TALLENT
CARPENTER	GARDNER	MILLER, K.	WEATHERLY
CLARY	GRADY	MINER	WILSON, C.
COCKLEREECE	GRAY	MORGAN	WILSON, G.
CREECH	HAYES		

NOES - 56

ADAMS	FITCH	MCALLISTER	REDWINE
ALEXANDER	FOX	MCCOMAS	RICHARDSON
BARNES	GAMBLE	MCCOMBS	ROBINSON, J.
BEALL	HACKNEY	MCCRARY	SHAW
BLUE	HENSLEY	MERCER	SUTTON
BOWEN	HIGHTOWER	MICHAUX	TOLSON
BOYD-MCINTYRE	HILL	MILLER, G.	WAINWRIGHT
BRASWELL	HUNT	MITCHELL	WARNER
CRAWFORD	HUNTER, H.	NEELY	WATSON
CULPEPPER	HUNTER, R.	NYE	WILKINS
CUNNINGHAM	HURLEY	OLDHAM	WOMBLE
DAUGHTRY	LEE	OWENS	WOOD
EARLE	LOCKE	PATE	WRIGHT
EASTERLING	LUEBKE	RAMSEY	YONGUE

EXCUSED ABSENCE - 6

BROWN, W.	CHURCH	SHARPE	THOMPSON
BUCHANAN	ROGERS		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BLACK	BRAWLEY	PRESTON

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1104
EGISLATIVE DAY 81
S447
READING 2

6/14/95
2:48 PM
IN CHAIR: SPEAKER

MOTION #5 Rep. Neely moves to reconsider the vote by which S447 failed on 2nd Reading

AYES - 63

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

NOES - 50

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

EXCUSED ABSENCE - 3

CHURCH	CULPEPPER	SHARPE

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BRAWLEY	NYE	SHAW

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S448 MAR 2 01995
PRINCIPAL CLERK

S D

SENATE DRS5568-LL153(3.16)

Short Title: Appellate Court Electoral Reform. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE THE ADMINISTRATION OF JUSTICE AND PROMOTE JUDICIAL ECONOMY AND EFFICIENCY WITHIN THE APPELLATE DIVISION OF THE GENERAL COURT OF JUSTICE BY PROVIDING FOR FULL EIGHT-YEAR TERMS OF OFFICE WHEN VACANCIES ARISE AND AN ELECTION IS HELD OTHER THAN AT THE EXPIRATION OF THE PRIOR TERM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-9 reads as rewritten:

"**§ 163-9. Filling vacancies in State and district judicial offices.**

Vacancies occurring in the offices of Justice of the Supreme Court, judge of the Court of Appeals, and judge of the superior court for causes other than expiration of term shall be filled by appointment of the Governor. An appointee to the office of Justice of the Supreme Court or judge of the Court of Appeals shall hold office until January 1 next following the election for members of the General Assembly that is held more than 60 days after the vacancy occurs, at which time an election shall be held for an eight-year term and until a successor is elected and qualified. An appointee to the office of judge of superior court shall hold his place until the next election for members of the General Assembly that is held more than 60 days after the vacancy occurs, at which time an election shall be held to fill the unexpired term of the ~~office: Provided, that when~~ office. When the unexpired term of the office in which the vacancy has occurred expires on the first day of January succeeding the next election for members of the General Assembly, the Governor shall appoint to fill that vacancy for the unexpired term of the office.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

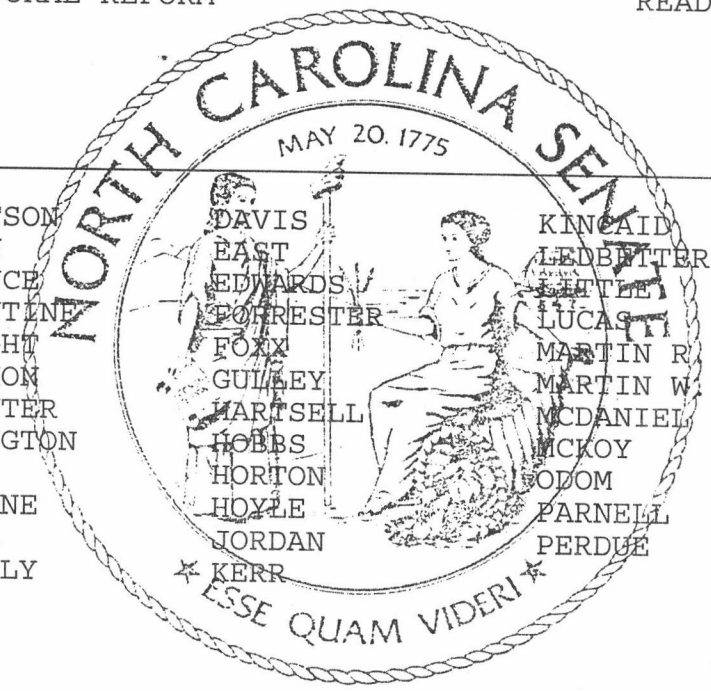
1995 SESSION

SEQ. 193/4-- 7:29 PM | MARCH 27, 1995 | LEGISLATIVE DAY 35

LT. GOVERNOR WICKER -- Presiding

COOPER
APPELLATE COURT ELECTORAL REFORM

SENATE BILL 448
READING 2



AYE	46	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	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		COOPER	JORDAN	PERDUE	WINNER
		DANNELLY	KERR		
NO	0				

EXCUSED	0		
NOT CAST	1	CONDER	
ABSENT	2	SAWYER	SMITH
PAIRS	0		
AYE			
NO			

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 874
LEGISLATIVE DAY 66
S448
READING 2

5/18/95
1:26 PM
IN CHAIR: SPEAKER

APPELLATE COURT ELECTORAL REFORM

AYES - 105

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

NOES - 0

EXCUSED ABSENCE - 8

DICKSON	FITCH	MILLER, G.	RUSSELL
DOCKHAM	GAMBLE	REYNOLDS	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CREECH	EDWARDS	SHAW
ALLRED	EARLE	HOLMES	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 877
GISLATIVE DAY 67
S448
READING 3

5/22/95
7:06 PM
IN CHAIR: SPEAKER

APPELLATE COURT ELECTORAL REFORM

AYES - 104

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

NOES - 1

HENSLEY

EXCUSED ABSENCE - 7

CULPEPPER	DECKER	HOLMES	WRIGHT
CUNNINGHAM	ELLIS	HUNTER, R.	

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	HIGHTOWER	MILLER, G.	PULLEY
CARPENTER	MERCER	MILLER, K.	TALLENT

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 449 MAR 2 0 1995
PRINCIPAL CLERK

S D

SENATE DRS8580-LN127(3.17)

Short Title: Health Worker Liability. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO PRACTICE RESTRICTIONS IMPOSED ON HEALTH CARE WORKERS WHO ARE INFECTED WITH HIV OR HEPATITIS B.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-144 is amended by adding the following new subsection to read:

"(h) Anyone who assists in an inquiry or investigation conducted by the State Health Director for the purpose of evaluating the risk of transmission of HIV or Hepatitis B from an infected health care worker to patients, or who serves on an expert panel established by the State Health Director for that purpose, shall be immune from civil liability that otherwise might be incurred or imposed for any acts or omissions which result from such assistance or service, provided that the person acts in good faith and the acts or omissions do not amount to gross negligence, willful or wanton misconduct, or intentional wrongdoing. This qualified immunity does not apply to acts or omissions which occur while the person is operating or responsible for the operation of a motor vehicle. Nothing in this subsection provides immunity from liability for a violation of G.S. 130A-143."

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

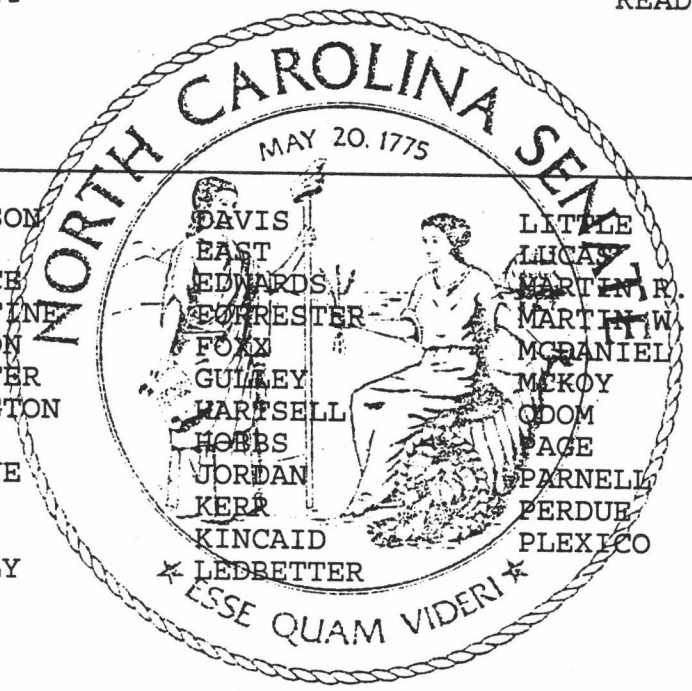
1995 SESSION

SEQ. 500/32-- 6:40 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

COOPER
HEALTH WORKER LIABILITY

SENATE BILL 449
READING 2



AYE	46	ALBERTSON	DAVIS	LITTLE	PLYLER
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	EDWARDS	MARTIN, R.	SAWYER
		BALLANTINE	FORRESTER	MARTIN, W.	SHAW
		BLACKMON	FOXX	MCDANIEL	SHERRON
		CARPENTER	GULLEY	MCKOY	SIMPSON
		CARRINGTON	HARTSELL	ODOM	SOLES
		CLARK	HOBBS	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WARREN
		CONDER	KERR	PERDUE	WEBSTER
		COOPER	KINCAID	PLEXICO	WINNER
		DANNELLY	LEDBETTER		
NO	0				

EXCUSED	0		
NOT CAST	2	BASNIGHT	HORTON
ABSENT	2	HOYLE	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 509/41-- 7:12 PM MAY 8, 1995 LEGISLATIVE DAY 5

SENATOR BASNIGHT -- Presiding

COOPER
HEALTH WORKER LIABILITY

SENATE BILL 449
READING 3



AYE	46	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MCDANIEL	SIMPSON
		CARPENTER	GULLEY	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HOBBS	PAGE	WARREN
		COCHRANE	HORTON	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
		COOPER	KERR		
NO	0				

EXCUSED	0		
NOT CAST	2	MARTIN W.	SAWYER
ABSENT	2	HOYLE	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 976
LEGISLATIVE DAY 75
S449
READING 2

6/05/95
7:46 PM
IN CHAIR: SPEAKER

HEALTH WORKER LIABILITY

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 8

BERRY	FOX	LEE	THOMPSON
DOCKHAM	HUNTER, R.	TALLENT	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CARPENTER	CUNNINGHAM	FITCH
BLACK	CULP	DAUGHTRY	GRAY

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE June 6, 1995

S. B. No. 445 Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
) Hackney
Sen.)

1 moves to amend the bill on page 1, line 15-16

2 ( ) WHICH CHANGES THE TITLE

3 by deleting the words "while

4 the person is operating or

5 responsible for" and

6 substituting "with respect

7 to"

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED Hackney

ADOPTED 6/6/95 FAILED _____ TABLED _____

114-0 EV DHicks

GA-33-A

PRINCIPAL CLERK'S OFFICE

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1006
LEGISLATIVE DAY 76
S449
READING 3

6/06/95
3:20 PM
IN CHAIR: SPEAKER

AMEND #1 Hackney
HEALTH WORKER LIABILITY

AYES - 114

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

NOES - 0

EXCUSED ABSENCE - 3

BLUE	FITCH	THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	EDWARDS	IVES

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1007
LEGISLATIVE DAY 76
S449
READING 3

6/06/95
3:21 PM
IN CHAIR: SPEAKER

HEALTH WORKER LIABILITY

AYES - 114

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

NOES - 0

EXCUSED ABSENCE - 3

BLUE	FITCH	THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	EDWARDS	IVES

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 925/10-- 5:23 PM | JUNE 12, 1995 | LEGISLATIVE DAY 79

LT. GOVERNOR WICKER -- Presiding

COOPER
HEALTH WORKER LIABILITY

SENATE BILL 449

HOUSE AMD. NO. 1

MOTION 8
TO CONCUR

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

EXCUSED	0		
NOT CAST	1	EAST	
ABSENT	2	EDWARDS	SAWYER
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 20 1995
PRINCIPAL CLERK

S

S 450

D

SENATE DRS5564-LG089(3.8)

Short Title: Funds/Aid to Public Library Fund. (Public)

Sponsors: Senators Plyler, Cochrane, Conder, Hobbs, Rand, and Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE AID TO PUBLIC LIBRARIES FUND.

Whereas, the General Assembly has declared a policy recognizing that the availability of adequate, modern library services and facilities is in the general interest of the people of North Carolina and a proper concern of the State and of local governments as set forth in G.S. 153A-261; and

Whereas, it is the stated purpose of the General Assembly to annually appropriate funds to the Aid to Public Libraries Fund for promoting, aiding, and equalizing public library service in North Carolina as set forth in G.S. 125-7; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of State Library, Department of Cultural Resources, the sum of eighteen million five hundred thousand dollars ($18,500,000) for the 1995-96 fiscal year and the sum of eighteen million five hundred thousand dollars ($18,500,000) for the 1996-97 fiscal year for the Aid to Public Libraries Fund.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 451
MAR 2 0 1995
PRINCIPAL CLERK

S D

SENATE DRS3563-LG088(3.8)

Short Title: Independent Living Program Funds. (Public)

Sponsors: Senators Plyler, Conder, Speed, Ballance, Lucas, and Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR A STATEWIDE INDEPENDENT LIVING REHABILITATION PROGRAM.

Whereas, the General Assembly has established and funded 13 Independent Living Rehabilitation Program offices that serve 80 counties; and

Whereas, the Independent Living Program enables people with severe physical disabilities to manage their own lives better, to assume more personal responsibility to their families and to their communities, and to become more independent; and

Whereas, the specific services provided by the Independent Living Program, such as rehabilitation engineering, home and vehicle modifications, adaptive equipment purchases, housing placement and assistance, attendant care, attendant management training, planning for leisure activities, and other independent living guidance and counseling services, enable many severely physically handicapped people to maximize their potential as citizens in their homes and in their communities; and

Whereas, three more Independent Living Rehabilitation Program offices are needed to serve the remaining 20 counties: Anson, Camden, Chowan, Currituck, Dare, Franklin, Gates, Granville, Johnston, Montgomery, Pasquotank, Perquimans, Person, Richmond, Scotland, Stanly, Tyrrell, Vance, Warren, and Washington; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The Division of Vocational Rehabilitation Services, Department of Human Resources, shall implement the Independent Living Rehabilitation Program statewide by establishing three new offices in Stanly, Wake,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 21 1995
PRINCIPAL CLERK

S D

S 452

SENATE DRS3500*-LKZ007(11.10)

Short Title: UNC Bd. of Gov. Memb. Limit. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT FORMER LEGISLATORS WAIT TWO YEARS BEFORE SERVING ON THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. G.S. 116-7(b) reads as rewritten:

"(b) From and after July 1, 1973, no member of the General Assembly or officer or employee of the State or of any constituent institution or spouse of any such member, officer or employee may be a member of the Board of Governors. Any member of the Board of Governors who is elected or appointed to the General Assembly or who becomes an officer or employee of the State or of any constituent institution or whose spouse is elected or appointed to the General Assembly or becomes such officer or employee shall be deemed thereupon to resign from his membership on the Board of Governors. A former member of the General Assembly shall wait two full years from the date of leaving the General Assembly before being elected or appointed to the Board of Governors."

Sec. 2. This act is effective upon ratification and applies to elections or appointments made on or after this date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

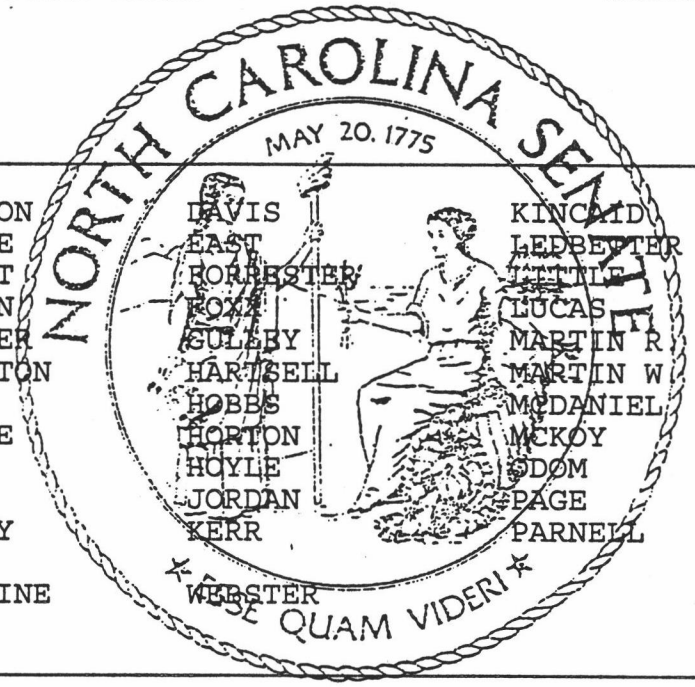
1995 SESSION

SEQ. 603/19-- 4:27 PM | MAY 10, 1995 | LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

WARREN
UNC BD. OF GOVERNORS MEMBER LIMIT

SENATE BILL 452
READING 2



AYE	43	ALBERTSON	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BASNIGHT	FORRESTER	LITTLE	PLYLER
		BLACKMON	FOXX	LUCAS	RAND
		CARPENTER	GULLEY	MARTIN R	SHAW
		CARRINGTON	HARTSELL	MARTIN W	SHERRON
		CLARK	HOBBS	MCDANIEL	SIMPSON
		COCHRANE	HORTON	MCKOY	SPEED
		CONDER	HOYLE	ODOM	WARREN
		COOPER	JORDAN	PAGE	WINNER
		DANNELLY	KERR	PARNELL	
NO	2	BALLANTINE	WEBSTER		

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
MAR 21 1995
PRINCIPAL CLERK

SENATE DRS5565-LE076(2.24) S 453

Short Title: Teacher Scholarship Program Changes. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES IN THE PROSPECTIVE TEACHERS SCHOLARSHIP LOAN PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-471 reads as rewritten:

"**§ 115C-471. Fund administered by State Superintendent of Public Instruction; rules and regulations.**

The Scholarship Loan Fund for Prospective Teachers shall be administered by the State Superintendent of Public Instruction, under rules adopted by the State Board of Education and subject to the following directions and limitations:

(1) Any resident of North Carolina who is interested in preparing to teach in the public schools of the State may apply in writing to the State Superintendent of Public Instruction for a regular scholarship loan in the amount of not more than ~~two thousand dollars ($2,000)~~ two thousand five hundred dollars ($2,500) per academic school year. An applicant who has been employed for at least one year as a teacher assistant and who is currently employed as a teacher assistant may apply for a scholarship loan from funds earmarked for teacher assistants in the amount of not more than one thousand two hundred dollars ($1,200) per academic school year.

(2) All scholarship loans shall be evidenced by notes made payable to the State Board of Education that bear interest at the rate of ~~six percent (6%)~~ ten percent (10%) per annum from and after September 1 following fulfillment by a prospective teacher of the requirements for a certificate based upon the entry level degree; or

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 242/5-- 3:36 PM APRIL 6, 1995 LEGISLATIVE DAY 42

LT. GOVERNOR WICKER -- Presiding

LUCAS
TEACHER SCHOLARSHIP PROGRAM CHANGES

SENATE BILL 453
READING 2

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

EXCUSED 0

NOT CAST 1 KINCAID

ABSENT 3 COOPER SAWYER SMITH

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
SENATE BILL 453

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

S453-ALE-01

Date 4-10, 1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Lucas

moves to amend the bill on page 2, line 43, through page 3, line 8, by deleting the language and substituting the following:

"accrued on that ~~amount; provided, however, that in~~ amount. Also, the recipient of the loan shall receive credit upon the total amount due by reason of all four years of the loan if the recipient teaches for three consecutive years, or for three years interrupted only by an approved leave of absence, at a North Carolina public school that is in a low performing school system or a school system on warning status at the time the recipient accepts employment with the local school administrative unit. In lieu of teaching in the public school, a recipient".

SIGNED Jeanne H. Lucas
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4-10-95 FAILED _____ TABLED _____

46-0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

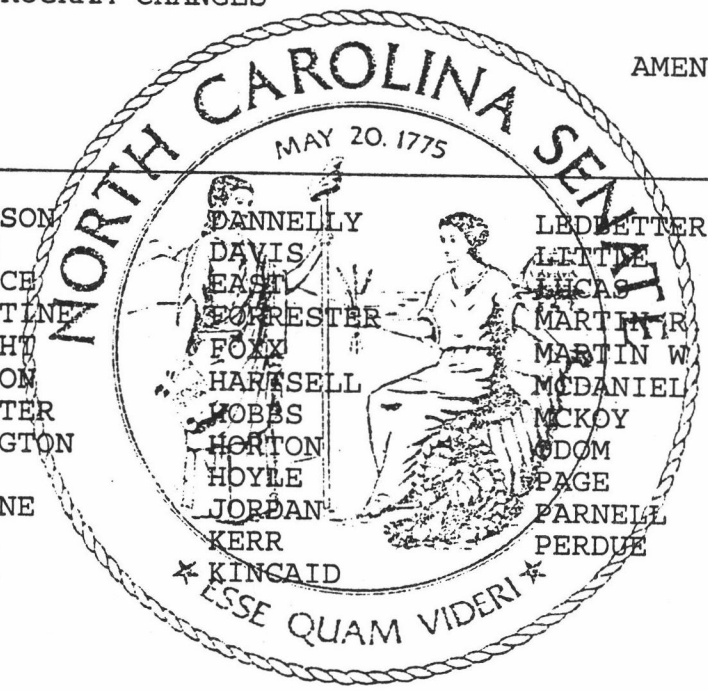
SEQ. 251/5-- 7:43 PM | APRIL 10, 1995 | LEGISLATIVE DAY 43

LT. GOVERNOR WICKER -- Presiding

LUCAS
TEACHER SCHOLARSHIP PROGRAM CHANGES

SENATE BILL 453

AMEND 1



AYE	46	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		ALLRAN	DAVIS	LITTLE	PLYLER
		BALLANCE	EAST	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R	SAWYER
		BASNIGHT	FOXX	MARTIN W	SHAW
		BLACKMON	HARTSELL	MCDANIEL	SHERRON
		CARPENTER	HOBBS	MCKOY	SOLES
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PARNELL	WEBSTER
		CONDER	KERR	PERDUE	WINNER
		COOPER	KINCAID		
NO	0				

EXCUSED	0			
NOT CAST	1	GULLEY		
ABSENT	3	EDWARDS	SIMPSON	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

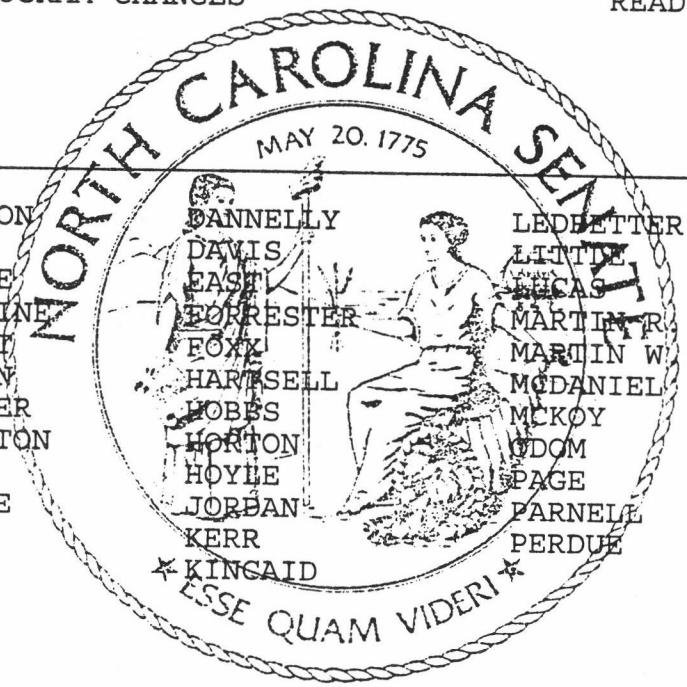
1995 SESSION

SEQ. 252/6-- 7:44 PM | APRIL 10, 1995 | LEGISLATIVE DAY 43

LT. GOVERNOR WICKER -- Presiding

LUCAS
TEACHER SCHOLARSHIP PROGRAM CHANGES

SENATE BILL 453
READING 3



AYE	46	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		ALLRAN	DAVIS	LITTLE	PLYLER
		BALLANCE	EAST	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R	SAWYER
		BASNIGHT	FOXX	MARTIN W	SHAW
		BLACKMON	HARTSELL	MCDANIEL	SHERRON
		CARPENTER	HOBBS	MCKOY	SOLES
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PARNELL	WEBSTER
		CONDER	KERR	PERDUE	WINNER
		COOPER	KINCAID		
NO	0				

EXCUSED	0			
NOT CAST	1	GULLEY		
ABSENT	3	EDWARDS	SIMPSON	SMITH
PAIRS	0			
AYE				
NO				

C V

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 1548
LEGISLATIVE DAY 96
S453
READING 2

7/11/95
3:36 PM
IN CHAIR: SPEAKER

TEACHER SCHOLARSHIP PROGRAM CHANGES

AYES - 108

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

NOES - 5

BEALL	MILLER, G.	MILLER, K.	WILKINS
BLUE			

EXCUSED ABSENCE - 3

HIGHTOWER	MCCRARY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	GAMBLE	HUNTER, R.	SHERRILL

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S. # 1575
LEGISLATIVE DAY 97
S453
READING 3

7/12/95
4:19 PM
IN CHAIR: SPEAKER

TEACHER SCHOLARSHIP PROGRAM CHANGES

AYES - 97

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

NOES - 5

FOX	MERCER	MILLER, K.	WILKINS
LINNEY			

EXCUSED ABSENCE - 6

BRASWELL	MCCRARY	ROBINSON, G.	ROGERS
HIGHTOWER	MILLER, G.		

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	CUNNINGHAM	HUNTER, H.	ROBINSON, J.
BAKER	DICKSON	MORGAN	SHAW
BROWN, W.	GAMBLE	NYE	WILSON, G.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

S 4 5 4

MAR 2 1 1995

SENATE DRSA536*-LGQ086(3.7)

PRINCIPAL CLERK

Short Title: Cape Fear River Program Funds. (Public)

Sponsors: Senators Jordan and Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CAPE FEAR RIVER PROGRAM.

Whereas, the Cape Fear River Watershed is the largest river basin entirely in North Carolina, draining 24 counties, containing 27% of the State's population; and

Whereas, the Cape Fear River is an important drinking water supply and is the most industrialized in the State; and

Whereas, current proposed standards affecting point source dischargers, primarily large manufacturing facilities, are based on previous data which are inconclusive and incomplete; and

Whereas, more realistic and logical future effluent limitations for users of the Cape Fear River can best be determined and imposed from uniform, accurate data; and

Whereas, implementing the Cape Fear River Program will help scientists recognize trends and enable government agencies to adjust regulations as appropriate to protect the river; and

Whereas, the Cape Fear River Program will allow for the placement of sampling stations throughout the Cape Fear River for uniform collection of data; and

Whereas, the Cape Fear River Program will be conducted under the guidance of the Center for Marine Science Research at the University of North Carolina at Wilmington and overseen by an advisory board representing industry, local governments, the environment, the academic community, civic organizations, and local, State, and federal agencies; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 21 1995
PRINCIPAL CLERK

S D

S 455

SENATE DRS1593*-LG095(3.14)

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

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR LAND ACQUISITION FOR NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of seven million dollars ($7,000,000) for the 1995-96 fiscal year to be used by North Carolina Agricultural and Technical State University for land acquisition.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 2 1 1995
PRINCIPAL CLERK

S D

S 4 5 6

SENATE DRS2564*-LG096(3.14)

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

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 4 5 7

MAR 21 1995

PRINCIPAL CLERK

S D

SENATE DRS1515*-RHZ003.2(1.24)

Short Title: Allied Health Program/Funds. (Public)

Sponsors: Senators Warren, Hartsell, Smith, and Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO APPROPRIATE FUNDS TO ESTABLISH NEW DEGREE PROGRAMS AND TO EXPAND EXISTING DEGREE PROGRAMS IN CERTAIN ALLIED HEALTH FIELDS AT VARIOUS INSTITUTIONS OF HIGHER EDUCATION.

Whereas, there is clear evidence that North Carolina is experiencing a critical shortage of personnel in various allied health fields, especially in physical therapy, occupational therapy, and speech and language pathology; and

Whereas, there is also a disproportionate underrepresentation of minority allied health professionals as compared with the State's general population; and

Whereas, the demand for occupational therapy, physical therapy, and speech and language services, which is expected to continue in the future, has increased over the past decade as the population has aged and as children and adults with disabilities have achieved greater eligibility for rehabilitative services; and

Whereas, these shortages can be reversed by strengthening and expanding existing educational programs in the university and community college systems; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of two million two hundred fifty thousand dollars ($2,250,000) for the 1995-96 fiscal year and three million three hundred thousand dollars ($3,300,000) for the 1996-97 fiscal year to (1) expand and strengthen existing programs in various allied health fields, especially in physical therapy, occupational therapy, and speech and language pathology, in order to

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

S 458 MAR 2 1 1995

SENATE DRS8577*-LBX246(3.15) PRINCIPAL CLERK

Short Title: Greenville Annexation. (Local)

Sponsors: Senators Warren and Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ANNEX CERTAIN DESCRIBED TERRITORY TO THE CITY OF GREENVILLE.

The General Assembly of North Carolina enacts:

Section 1. The corporate limits of the City of Greenville are extended to include the following described property:

Area 1 - Tar River between Paladin Place and Treybrooke. The entire width of the Tar River, defined at its width between the mean high water lines of its northern and southern banks, and extending easterly from the primary corporate limits at Paladin Place, as shown on the plat entitled, "Area Annexed by the City of Greenville, NC - A Portion of the Tripp Farm", prepared by Rivers and Associates, Inc., (see Map Book 43, Page 144, Ordinance 94-071) to the primary corporate city limits at Treybrooke, as shown on the plat entitled, "Area Annexed by the City of Greenville, NC - Treybrooke, Lots 4 and 5", prepared by Stroud Engineering Company (see Map Book 37, Page 19, Ordinance 1923).

Area 2 - Tar River between Treybrooke and Memorial Drive. The entire width of the Tar River, defined as its width between the mean high water lines of its northern and southern banks, and extending easterly from the primary corporate limits at Treybrooke, as shown on the plat entitled, "Area Annexed by the City of Greenville, NC - Treybrooke, Section 2, Lot 7", prepared by Stroud Engineering, P.A., (see Map Book 43, Page 137, Ordinance 94-070) to the primary corporate city limits at the western right-of-way of NC Highway 11 and US Highway 13.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 450/6-- 4:26 PM | MAY 4, 1995 | LEGISLATIVE DAY 58

LT. GOVERNOR WICKER -- Presiding

WARREN
GREENVILLE ANNEXATION

SENATE BILL 458
READING 2



AYE	40	ALBERTSON	DANNELLY	JORDAN	ODOM
		ALLRAN	DAVIS	KERR	PARNELL
		BALLANCE	EDWARDS	KINCAID	PLEXICO
		BALLANTINE	FORRESTER	LEDBETTER	PLYLER
		CARPENTER	FOXX	LITTLE	RAND
		CARRINGTON	GULLEY	LUCAS	SHAW
		CLARK	HARTSELL	MARTIN R.	SHERRON
		COCHRANE	HOBBS	MARTIN W.	SIMPSON
		CONDER	HORTON	MCDANIEL	WARREN
		COOPER	HOYLE	MCKOY	WINNER
NO	0				
EXCUSED	0				
NOT CAST	6	BASNIGHT	EAST	SPEED	WEBSTER
		BLACKMON	PAGE		
ABSENT	4	PERDUE	SAWYER	SMITH	SOLES
PAIRS	0				
AYE					
NO					

BLOCK VOTE
SB557 SB664 HB214

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

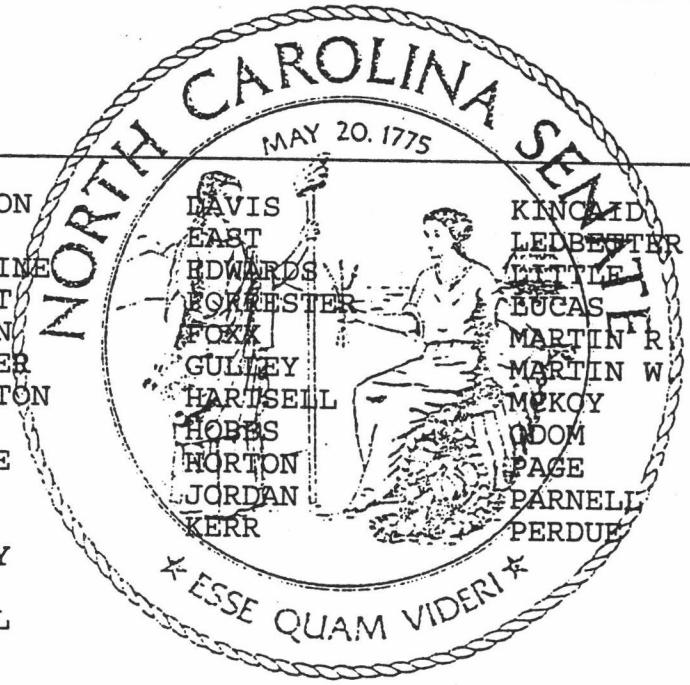
1995 SESSION

SEQ. 483/15-- 5:34 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

WARREN
GREENVILLE ANNEXATION

SENATE BILL 458
READING 3



AYE	45	ALBERTSON	DAVIS	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R	SHERRON
		CARPENTER	GULLEY	MARTIN W	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	HORTON	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY			
NO	1	MCDANIEL			

EXCUSED	0		
NOT CAST	2	BALLANCE	SAWYER
ABSENT	2	HOYLE	SMITH
PAIRS	0		
AYE			
NO			

BLOCK VOTE
SB557 SB664 HB214

NORTH CAROLINA

RC

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1760
LEGISLATIVE DAY 107
S458
READING 2

7/28/95
2:55 PM
IN CHAIR: SPEAKER

GREENVILLE ANNEXATION

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - 9

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

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	CRAWFORD	LEMMOND	RICHARDSON
BERRY	EDWARDS	MICHAUX	SUTTON
BLUE	HOLMES	MILLER, G.	

NORTH CAROLINA

RC

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1790
LEGISLATIVE DAY 108
S458
READING 3

7/29/95
8:37 AM
IN CHAIR: SPEAKER

GREENVILLE ANNEXATION

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 8

BARNES	BUCHANAN	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	ELLIS	MCCOMBS	WOOD
BLACK	FITCH	SUTTON	WRIGHT
CRAWFORD	HUNTER, R.		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 459

MAR 21 1995

D

SENATE DRS8576-LR042A(2.16)

PRINCIPAL CLERK

Short Title: Clarify Bail Bond Forfeitures. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE BAIL BOND FORFEITURE PROCEDURE PROVIDED BY ARTICLE 26 OF CHAPTER 15A OF THE GENERAL STATUTES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-544 reads as rewritten:

"**§ 15A-544. Forfeiture.**

(a) By entering into a bail bond the obligor submits ~~himself~~ to the jurisdiction of the court and irrevocably appoints the clerk as ~~his~~ the obligor's agent for any proceedings with reference to the bond. ~~His~~ The obligor's liability may be enforced on motion without the necessity of an independent action. The obligor shall enter on the bond the obligor's mailing address and telephone number for the service of any process required by this section or other provision of law. If the address or telephone number of the obligor changes during the pendency of any proceeding with reference to the bond, it shall be the duty of the obligor to notify the clerk of the obligor's new address and telephone number.

(b) If the principal does not comply with the conditions of the bail bond, the court having jurisdiction must enter an order declaring the bail to be forfeited. If forfeiture is ordered by the court, a copy of the order of forfeiture and notice that judgment will be entered upon the order after 60 days must be served on each obligor. Service is to be made by ~~the sheriff by delivery of the order and notice to him or by delivery at his dwelling house or place of abode with some person of suitable age and discretion residing therein. If the sheriff is unable to effect service because an obligor cannot be found or has no dwelling house or place of abode known to the sheriff, he must file a return to this effect; the clerk must then mail a~~

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 459

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

S459-ARV-002

Date May 2 ,1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Hartsell

moves to amend the bill on page 1, line 11,
by
rewriting that line to read:
"on motion without the necessity of an independent action. Each obligor, including the principal, bail agent, and the surety represented by the bail agent, shall enter on";

and on page 2, line 3,
by rewriting that line to read:
"forfeiture and notice to the each obligor at ~~his address of record~~ each obligor's address as";

and on page 3, line 12,
by adding after the period the following:
"If the principal is surrendered by the surety and incarcerated in the State within 90 days of the entry of the judgment, the forfeiture shall be stricken upon the payment of costs.";

and on page 3, line 19,
by rewriting that line to read:
"unsatisfied for 10 days, the ~~obligor may~~ sheriff shall notify the clerks and magistrates in each county in the prosecutorial district".

SIGNED Hutch L. Hartsell Jr.
Amendment Sponsor

SIGNED W. P. S.
Committee Chair if Senate Committee Amendment

ADOPTED 5-3-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 430/6-- 3:08 PM | MAY 3, 1995 | LEGISLATIVE DAY 57

LT. GOVERNOR WICKER -- Presiding

HARTSELL
CLARIFY BAIL BOND FORFEITURES

SENATE BILL 459
READING 2



AYE	46	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R	SHAW
		BLACKMON	GULLEY	MARTIN W	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR		
NO	0				

EXCUSED	0				
NOT CAST	0				
ABSENT	4	FORRESTER	PERDUE	SMITH	SOLES
PAIRS	0				
AYE					
NO					

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1688
ISLATIVE DAY 104
S459 HCS
READING 2

7/25/95
11:01 AM
IN CHAIR: SPEAKER

CLARIFY BAIL BOND FORFEITURES

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 5

BLUE	MILLER, G.	MILLER, K.	ROBINSON, G.
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	CUNNINGHAM	DECKER	MICHAUX

S459 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1464/23-- 8:17 PM JULY 27, 1995 LEGISLATIVE DAY 107

LT. GOVERNOR WICKER -- Presiding

HARTSELL
CLARIFY BAIL BOND FORFEITURES
HOUSE COM SUB/3RD EDITION

SENATE BILL 459

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	LITTLE	PLEXICO	SAWYER	SMITH
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS6504*-RCZ10(1.10)

FILED - SENATE
S 460 MAR 21 1995
PRINCIPAL CLERK

Short Title: Administrator Standards Board Changes. (Public)

Sponsors: Senators Hartsell, Smith, Warren, and Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO LAWS CONCERNING THE SCHOOL ADMINISTRATOR STANDARDS BOARD AND TO EXTEND TO 1998 THE DATE FOR IMPLEMENTATION OF THE STANDARDS BOARD EXAM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-290.2 reads as rewritten:

"**§ 115C-290.2. Definitions.**

The following definitions apply in this Article:

(1) Standards Board. -- The North Carolina Standards Board for Public School Administration.

(2) Exam. -- The North Carolina Public School Administrator Exam.

(3) School administrator. -- Public school superintendents, deputy superintendents, associate superintendents, assistant superintendents, principals, and assistant principals."

Sec. 2. G.S.115C-290.3 reads as rewritten:

"**§ 115C-290.3. False representation ~~of qualifications~~ prohibited.**

It is unlawful for a person whom the Standards Board has not ~~qualified~~ recommended for certification as a public school administrator to represent himself or herself as having been ~~qualified~~ recommended by the Standards Board or to hold himself or herself out to the public by any title or description denoting that he or she has been ~~qualified~~ recommended by the Standards ~~Board.~~ Board for certification. A person who violates this section is guilty of a Class 2 misdemeanor."

Sec. 2.1. G.S. 115C-290.4 reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 4 6 1

MAR 2 1 1995

D

SENATE JOINT RESOLUTION DRSJR7547*-LDZ009A(1.1)

PRINCIPAL CLERK

Sponsors: Senators Edwards, Plexico, and Kerr.

Referred to:

A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE TO STUDY WAYS TO PROMOTE ENERGY CONSERVATION AND THE USE OF RENEWABLE ENERGY SOURCES IN NORTH CAROLINA.

Whereas, the Legislative Research Commission was authorized in 1991 to study Ways to Promote the Conservation of Energy and the Use of Renewable Energy Sources in Residential, Commercial, Industrial, and Public Facilities; and

Whereas, this study committee proved to be an excellent forum for different State agencies that have a role in promoting energy conservation, architects and engineers, industry, and environmental groups to present their respective opinions for needed changes and improvements in promoting energy conservation in buildings; and

Whereas, this study committee found that energy conservation can save the State and its citizens substantial sums of money by reducing energy costs and at the same time protect the environment; and

Whereas, the Legislative Research Commission was authorized in 1993 to continue its study of Energy Conservation and Use of Renewable Energy Sources; and

Whereas, this study committee continued to look into energy conservation projects in public buildings that would save substantial sums of money in avoided utility bills; and

Whereas, this study committee also studied alternative transportation fuels and found that the use of these fuels would reduce our dependence on foreign oil as well as serve to reduce toxic air emissions, thereby protecting air quality; and

Whereas, even after four years, there is much work remaining for the study committee to do; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

S 462

SENATE DRS1553*-LDXZ005Y(1.1)

MAR 21 1995

PRINCIPAL CLERK

Short Title: Fuel Tax for Alternative Fuels. (Public)

Sponsors: Senators Edwards and Plexico.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDUCE THE MOTOR FUEL TAX FOR ALTERNATIVE TRANSPORTATION FUELS.

The General Assembly of North Carolina enacts:

Section 1. Article 36 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-436.2. Taxation on alcohol fuels.**

Sale, distribution, or use of methanol, denatured ethanol, or other alcohols, or mixtures containing at least seventy percent (70%) by volume of methanol, denatured ethanol, and other alcohols with gasoline or other fuels, used to propel a vehicle on the highways of this State, is subject to the tax under G.S. 105-434 except the tax is twelve cents (12¢)."

Sec. 2. G.S. 105-449.16 reads as rewritten:

"**§ 105-449.16. Levy of tax and application of tax proceeds.**

(a) A tax is imposed upon all of the following fuel:

(1) Fuel sold or delivered by a supplier to a licensed user-seller.

(2) Fuel used by a supplier in a motor vehicle owned, leased, or operated by the supplier.

(3) Fuel delivered by a supplier directly into the fuel supply tank of a motor vehicle.

(4) Fuel imported by a user-seller into this State, by a means other than carrying the fuel in a fuel supply tank of a motor vehicle, for resale or to operate a motor vehicle.

(5) Fuel acquired tax free by a user-seller or user in this State for resale or to operate a motor vehicle.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE

S 463

MAR 21 1995

PRINCIPAL CLERK

SENATE DRS6534*-LDZ007B(1.1)

Short Title: Alternative Fuel Loan Fund. (Public)

Sponsors: Senators Edwards, Kerr, and Plexico.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE ALTERNATIVE TRANSPORTATION FUEL LOAN FUND TO PROVIDE LOANS TO UNITS OF LOCAL GOVERNMENT IN ORDER TO PROMOTE THE USE OF ALTERNATIVE FUELS FOR VEHICLES.

The General Assembly of North Carolina enacts:

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

"ARTICLE 3.

"Alternative Transportation Fuel Loan Fund.

"**§ 113B-30. Findings; purpose.**

(a) The General Assembly finds that:

(1) Congress enacted the Energy Policy Act of 1992 (EPACT) for the purpose of reducing our nation's dependence on foreign oil.

(2) Congress enacted the Clean Air Act Amendments of 1990 (CAAA) for the purpose of improving air quality.

(3) Under EPACT, federal, state, local government, and certain private fleet owners that operate fleets of light duty vehicles within metropolitan areas will be required to purchase increasing numbers of alternative fueled vehicles (AFVs) in accordance with a prescribed schedule that begins in and extends 1993 through the year 2006.

(4) Under EPACT, a fleet consists of at least 20 vehicles that are primarily used in a metropolitan area (population of 250,000 or more in 1980) that are centrally fueled or capable of being

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS8546*-LDXZ013(1.1)

FILED - SENATE
S 464 MAR 21 1995
PRINCIPAL CLERK

Short Title: State Energy Policy. (Public)

Sponsors: Senators Edwards, Plexico, and Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE STATE FACILITIES ENERGY CONSERVATION PROGRAM; TO AUTHORIZE THE DEPARTMENT OF ADMINISTRATION TO ENTER INTO ALTERNATIVE FINANCING AGREEMENTS FOR THE PURCHASE OF ENERGY CONSERVATION PROJECTS; AND TO AUTHORIZE THE ISSUANCE OF BONDS THAT ARE SECURED BY AN INTEREST IN THE PROPERTY PURCHASED.

Whereas, energy conservation projects that substantially reduce energy use provide an opportunity to save large sums of money by reducing utility bills; and

Whereas, energy conservation projects that substantially reduce energy use benefit the environment by slowing the depletion of nonrenewable energy sources, by lessening the need to construct more power plants, and reducing harmful emissions and other negative side effects of energy use that harm the environment and the health of the public; and

Whereas, the State should take a leadership role in energy conservation; and

Whereas, the positive impact on the State's budget and the positive impact on the environment compel the State to implement energy conservation projects in State facilities; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-341(4) reads as rewritten:

"(4) Real Property Control:

a. To prepare and keep current a complete and accurate inventory of all land owned or leased by the State or by any State agency. This inventory shall show the location,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE D

SENATE DRS3560-LG073B(3.2) S 4 6 5 MAR 2 2 1995

PRINCIPAL CLERK

Short Title: NC Pottery Center Funds. (Public)

Sponsors: Senator Hobbs.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A NORTH CAROLINA POTTERY CENTER TO ENHANCE ECONOMIC DEVELOPMENT IN RURAL NORTH CAROLINA THROUGH EDUCATION AND THE PROMOTION OF TOURISM RELATING TO AND DERIVED FROM THE POTTERY INDUSTRY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Cultural Resources the sum of one million dollars ($1,000,000) for the 1995-96 fiscal year to assist in the construction of the North Carolina Pottery Center, provided that these funds are matched on the basis of one dollar ($1.00) of non-State funds for every one dollar ($1.00) of State funds. The North Carolina Pottery Center will be built on a site already acquired with private funds in the village of Seagrove, which is the largest and oldest European-based pottery community in the United States. The purpose of the North Carolina Pottery Center will be to stimulate economic development in the area by promoting tourism and to interpret the history and technology of pottery making in North Carolina through permanent and temporary exhibitions, lectures, demonstrations, and classes; conferences, workshops, and publications; and outreach programs including providing tours of exhibitions and making presentations to schools.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS6553-RHZ014(2.21)

FILED - SENATE

S 466 MAR 2 2 1995

PRINCIPAL CLERK

Short Title: Catch-up Underfunded Smart Start Cos. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON EARLY CHILDHOOD EDUCATION AND DEVELOPMENT INITIATIVES TO ESTABLISH A MECHANISM TO FULLY FUND LOCAL SMART START PROJECTS THAT CURRENTLY ARE UNDERFUNDED, AND TO APPROPRIATE FUNDS FOR THAT PURPOSE.

The General Assembly of North Carolina enacts:

Section 1. No local Smart Start project that is selected on or after the effective date of this act shall receive more than eighty percent (80%) of its total allocation until all local Smart Start projects receive at least eighty percent (80%) of their total allocations.

Sec. 2. There is appropriated from the General Fund to the Division of Child Development, Department of Human Resources, the sum of five million dollars ($5,000,000) for the 1995-96 fiscal year and the sum of five million dollars ($5,000,000) for the 1996-97 fiscal year to be allocated to local Smart Start projects selected in 1993 and 1994 that did not receive their full allocation of State funds.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 22 1995
PRINCIPAL CLERK

S

S 467

D

SENATE DRS6515*-RHZ001(1.24)

Short Title: UNC/Uniform Reversion Rate. (Public)

Sponsors: Senators Winner, Hartsell, Smith, and Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO ESTABLISH A UNIFORM REVERSION RATE UNDER THE UNC MANAGEMENT FLEXIBILITY AND ACCOUNTABILITY ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 116-30.3 reads as rewritten:

"**§ 116-30.3. Reversions.**

Of the General Fund current operations appropriations credit balance remaining in each budget ~~code~~ code, except for that of the Area Health Education Centers of the University of North Carolina at Chapel Hill, of a special responsibility constituent institution at the close of a fiscal year, any amount greater than ~~the percentage of the General Fund appropriations historically reverted to the State treasury over the preceding five fiscal years, multiplied by the General Fund appropriations for that budget code,~~ two percent (2%) of the General Fund appropriation for that fiscal year may be carried forward by the institution to the next fiscal year and may be used for one-time expenditures that will not impose additional financial obligations on the State. Of the General Fund current operations appropriations credit balance remaining in the budget code of the Area Health Education Centers of the University of North Carolina at Chapel Hill, any amount greater than one percent (1%) of the General Fund appropriation for that fiscal year may be carried forward in that budget code to the next fiscal year and may be used for one-time expenditures that will not impose additional financial obligations on the State. ~~The historic reversion percentage shall be determined by the~~ However, the amount carried forward under this section shall not exceed two and one-half percent (2 1/2%) of the General Fund

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 468 MAR 22 1995

PRINCIPAL CLERK

S D

SENATE DRS1585-LR053(2.23)

Short Title: Direct Control of County Bds. (Public)

Sponsors: Senator Little.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE BOARD OF COMMISSIONERS OF ANY COUNTY HAVING A COUNTY MANAGER MAY ASSUME DIRECT CONTROL OF ANY ACTIVITIES THERETOFORE CONDUCTED BY OR THROUGH ANY COMMISSION, BOARD, OR AGENCY APPOINTED BY THE COUNTY COMMISSIONERS OR ACTING UNDER AND PURSUANT TO AUTHORITY OF THE BOARD OF COUNTY COMMISSIONERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-77 reads as rewritten:

"**§ 153A-77. Authority of boards of commissioners in certain counties over commissions, boards, agencies, etc.**

In the exercise of its jurisdiction over commissions, boards and agencies, the board of county commissioners <u>of a county having a county manager pursuant to G.S. 153A-81</u> may assume direct control of any activities theretofore conducted by or through any commission, board or agency by the adoption of a resolution assuming and conferring upon the board of county commissioners all powers, responsibilities and duties of any such commission, board or agency. This section shall apply to the board of health, the social services board, area mental health, mental retardation, and substance abuse board and any other commission, board or agency appointed by the board of county commissioners ~~and/or~~ <u>or</u> acting under and pursuant to authority of the board of county commissioners of said county. The board of county commissioners may exercise the power and authority herein conferred only after a public hearing held by said board pursuant to 30 days' notice of said public hearing given in a newspaper having general circulation in said county.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 22 1995
PRINCIPAL CLERK

S

S 469

D

SENATE DRS6556*-LL114(2.22)

Short Title: Joint Municipal Power Amendments. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENABLE JOINT MUNICIPAL POWER AGENCIES TO ENGAGE IN ELECTRIC SYSTEM ACTIVITIES AT THE DISTRIBUTION LEVEL, TO PERMIT TWO EXISTING JOINT MUNICIPAL POWER AGENCIES TO EFFECT CORPORATE REORGANIZATION, AND TO MAKE TECHNICAL CHANGES TO THE STATUTES GOVERNING JOINT MUNICIPAL POWER AGENCIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 159B-2 reads as rewritten:

"**§ 159B-2. Legislative findings and purposes.**

The General Assembly hereby finds and determines that:

A critical situation exists with respect to the present and future supply of electric power and energy in the State of North Carolina;

The public utilities operating in the State have sustained greatly increased capital and operating costs;

Such public utilities have found it necessary to postpone or curtail construction of planned generation and transmission facilities serving the consumers of electricity in the State, increasing the ultimate cost of such facilities to the public utilities, and that such postponements and curtailments will have an adverse effect on the provision of adequate and reliable electric service in the State;

The above conditions have occurred despite substantial increases in electric rates;

In the absence of further material increases in electric rates, additional postponements and curtailments in the construction of additional generation and transmission facilities may occur, thereby impairing those utilities' ability to continue to provide an adequate and reliable source of electric power and energy in the State;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 470
MAR 22 1995
PRINCIPAL CLERK

S D

SENATE DRS4576-LL154(3.17)

Short Title: Good Funds Settlement Act. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE GOOD FUNDS SETTLEMENT ACT.

The General Assembly of North Carolina enacts:

Section 1. The General Statutes are amended by adding a new Chapter to read:

"Chapter 45A.

"Good Funds Settlement Act.

"§ 45A-1. Short title.

This Chapter shall be known as the Good Funds Settlement Act.

"§ 45A-2. Applicability.

This Chapter applies only to real estate transactions involving a one- to four-family residential dwelling or a lot restricted to residential use.

"§ 45A-3. Definitions.

As used in this Chapter, unless the context otherwise requires:

(1) 'Borrower' means the maker of the promissory note evidencing the loan to be delivered at the closing.

(2) 'Closing' means the time agreed upon by the purchaser, seller, and lender (if applicable), when the execution and delivery of the documents necessary to consummate the transaction contemplated by the parties to the contract occurs, and includes a loan closing.

(3) 'Closing funds' means the gross or net proceeds of the real estate transaction, including any loan funds, to be disbursed by the settlement agent as part of the disbursement of settlement proceeds on behalf of the parties.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 361/10--12:25 PM | APRIL 25, 1995 | LEGISLATIVE DAY 52

SENATOR BASNIGHT -- Presiding

GULLEY
GOOD FUNDS SETTLEMENT ACT

SENATE BILL 470
READING 2



AYE	34	ALBERTSON	DANNELLY	LUCAS	RAND
		ALLRAN	FOXX	MARTIN W	SAWYER
		BALLANCE	GULLEY	MCKOY	SHAW
		BALLANTINE	HARTSELL	ODOM	SHERRON
		BASNIGHT	HOBBS	PARNELL	SOLES
		BLACKMON	HORTON	PERDUE	SPEED
		CARPENTER	HOYLE	PLEXICO	WARREN
		CONDER	JORDAN	PLYLER	WINNER
		COOPER	KERR		
NO	11	CARRINGTON	DAVIS	LITTLE	SIMPSON
		CLARK	FORRESTER	MCDANIEL	WEBSTER
		COCHRANE	KEDBETTER	PAGE	

EXCUSED	0			
NOT CAST	3	EAST	KINCAID	MARTIN R.
ABSENT	2	EDWARDS	SMITH	
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

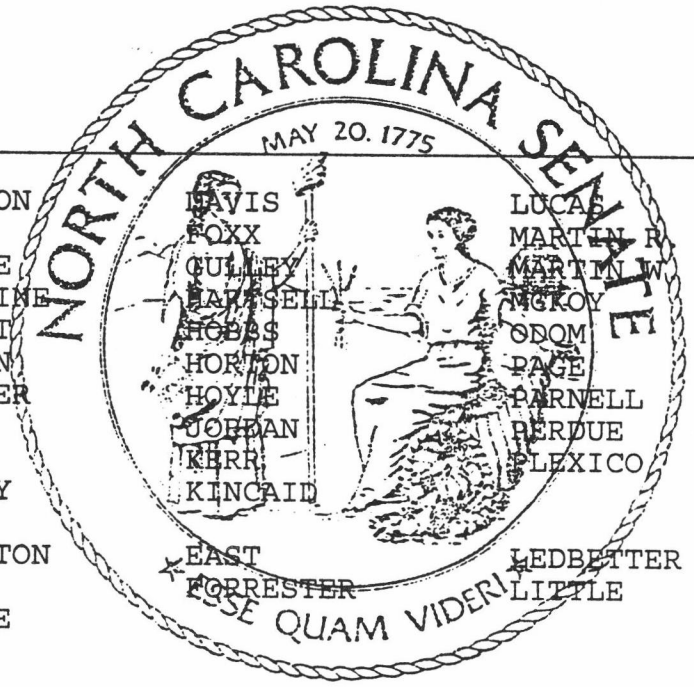
1995 SESSION

SEQ. 380/17-- 4:42 PM APRIL 26, 1995 LEGISLATIVE DAY 53

LT. GOVERNOR WICKER -- Presiding

GULLEY
GOOD FUNDS SETTLEMENT ACT

SENATE BILL 470
READING 3



AYE	38	ALBERTSON	DAVIS	LUCAS	PLYLER
		ALLRAN	FOXX	MARTIN R	RAND
		BALLANCE	GULLEY	MARTIN W	SAWYER
		BALLANTINE	HARTSELL	MCKOY	SHAW
		BASNIGHT	HOBBS	ODOM	SIMPSON
		BLACKMON	HORTON	PAGE	SOLES
		CARPENTER	HOYLE	PARNELL	SPEED
		CONDER	JOHDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	KINCAID		
NO	9	CARRINGTON	EAST	LEDBETTER	MCDANIEL
		CLARK	FORRESTER	LITTLE	WEBSTER
		COCHRANE			

EXCUSED	0			
NOT CAST	0			
ABSENT	3	EDWARDS	SHERRON	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 470

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

S470-ARG-001

Page 1 of 1

Date JUNE 21, 1996

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

moves to amend the bill on page 2, lines 20-22,
by rewriting those lines to read:
"(7) 'Collected funds' means funds deposited and irrevocably credited to a settlement agent's account used to fund the disbursement of settlement proceeds which account is a trust account, escrow account, or an account held by a company or its subsidiary which is licensed and supervised by the North Carolina Commissioner of Banks."

SIGNED CB Neely Jr
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/21/96 FAILED _____ TABLED _____
x
98-0 EV

DWebb

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2182
[redacted]SLATIVE DAY 135
S470 HCS
READING 2

6/21/96
4:55 PM
IN CHAIR: SPEAKER

AMEND #1- Neely
GOOD FUNDS SETTLEMENT ACT

AYES - 98

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

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	ELLIS	HUNTER, H.	MILLER, K.
BLACK	GRAY	LUEBKE	RAMSEY
BROWN, W.	HENSLEY	MICHAUX	THOMPSON
EDWARDS	HOLMES		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. S470-ALL-006

H. B. No. _____ DATE June 21, 1996

S. B. No. 470 Amendment No. 2
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE [YES]

Rep.)
) Howard
~~Sen.~~)

1 moves to amend the bill on page 3, lines 33-36,
2 ( ) WHICH CHANGES THE TITLE
3 by rewriting those lines to read:
4 "(5) A check or checks drawn on the trust or escrow account
5 of a real estate broker licensed under Chapter 93A of
6 the General Statutes;".
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19

SIGNED Julia C. Howard

ADOPTED 98-0 EV 6/21/96 FAILED _____ TABLED _____

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2183
LEGISLATIVE DAY 135
S470 HCS
READING 2

6/21/96

IN CHAIR: SPEAKER

AMEND #2 - Howard
GOOD FUNDS SETTLEMENT ACT

AYES - 98

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

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	ESPOSITO	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	EDWARDS	LOCKE	MILLER, K.
BROWN, W.	ELLIS	LUEBKE	PULLEY
BUCHANAN	HOLMES	MICHAUX	RAMSEY
COCKLEREECE			

NORTH CAROLINA

EV

S[redacted] # 2184
LEGISLATIVE DAY 135
S470 HCS
READING 2

HOUSE OF REPRESENTATIVES

6/21/96

IN CHAIR: SPEAKER

ROLL CALL

GOOD FUNDS SETTLEMENT ACT

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	ESPOSITO	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	ELLIS	LUEBKE	RAMSEY
BOWEN	HILL	MICHAUX	ROGERS
CRAWFORD	HOLMES	MILLER, K.	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1845/58-- 4:55 PM | JUNE 21, 1996 | LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

FOXX
GOOD FUNDS SETTLEMENT ACT
COM SUB/2ND EDITION

SENATE BILL 470

MOTION 8
TO CONCUR

AYE	33	ALBERTSON	DAVIS	HOYLE	ODOM
		ALLRAN	EAST	LEDBETTER	PAGE
		BALLANTINE	FORRESTER	LITTLE	PARNELL
		BLUST	FOXX	LUCAS	PERDUE
		CARRINGTON	GULLEY	MARTIN R.	SHAW
		CLARK	HARTSELL	MARTIN W.	SHERRON
		COCHRANE	HOBBS	MCDANIEL	SOLES
		CONDER	HORTON	MCKOY	WARREN
		DANNELLY			
NO	1	WEBSTER			
EXCUSED	0				
NOT CAST	13	BALLANCE	JORDAN	PLEXICO	SIMPSON
		BASNIGHT	KERR	PLYLER	SPEED
		BLACKMON	KINCAID	RAND	WINNER
		COOPER			
ABSENT	3	CARPENTER	EDWARDS	SMITH	
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS7585-LB179A(2.22)

FILED - SENATE

S 4 7 1 MAR 22 1995

Short Title: Buncombe School Board Elections. (Local)

PRINCIPAL CLERK

Sponsors: Senator Ledbetter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE BUNCOMBE COUNTY BOARD OF EDUCATION SHALL BE ELECTED ON A NONPARTISAN PLURALITY BASIS ON THE DATE OF THE GENERAL ELECTION.

The General Assembly of North Carolina enacts:

Section 1. Section 1.1 of Chapter 532 of the Session Laws of 1975, as added by Section 2 of Chapter 178 of the 1981 Session Laws, reads as rewritten:

"Sec. 1.1(a) Beginning with the 1982 primary election and biennially ~~thereafter,~~ thereafter through 1994 each candidate elected in the primary election as herein provided for shall be elected for a term of four years. ~~The election shall be held on the date of the primary election as determined by G.S. 163-1(b). The election shall be conducted under the nonpartisan election and runoff election method, and determined by a majority of the votes cast.~~ Notwithstanding the provisions of G.S. 115C-37, the Buncombe County Board of Education shall be elected on a nonpartisan basis at the time of the general election as set by G.S. 163-1 in 1996 and biennially thereafter as terms of office expire. The nonpartisan plurality election method shall be used with the results determined as provided in G.S. 163-292.

~~(b) A majority within the meaning of this section shall be determined as follows: When more than one person is seeking election to a single office, the majority shall be ascertained by dividing the total vote cast for all candidates by two. Any excess of the sum so ascertained shall be a majority, and the candidate who obtains a majority shall be declared elected.~~

~~(c) If no candidate for a single office receives a majority of the votes cast, a runoff election shall be held as herein provided.~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 22 1995
PRINCIPAL CLERK

S

D

S 472

SENATE DRS2563*-LC184(3.8)

Short Title: Set Uniform Occupancy Tax Rules. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH UNIFORM PROVISIONS FOR LOCAL OCCUPANCY TAXES.

Whereas, the General Assembly finds that the travel and tourism industry is a large and important sector of the State's economy; and

Whereas, the General Assembly finds that travel and tourism is highly competitive, that the State has lost some market share to other states in the region in recent years, and that promotion and advertising are crucial to the future growth of the travel and tourism industry in North Carolina; and

Whereas, many counties and cities, pursuant to local acts of the General Assembly, have imposed special local occupancy taxes in recent years; and

Whereas, most local occupancy taxes now in effect were adopted for the specific purpose of funding the promotion and development of travel and tourism in the taxing jurisdiction; and

Whereas, the General Assembly recognizes that revenues collected from local occupancy taxes can be used to beneficially promote the expansion of the travel and tourism sector of the State's economy and increased employment opportunities for citizens of the State only if:

(1) The taxes do not exceed a maximum of 6%;

(2) The revenues from the taxes are devoted to promotion, advertising, and other related purposes;

(3) The revenues are administered by local tourism development boards comprised primarily of citizens experienced in the promotion and development of the travel and tourism industry in the taxing jurisdiction; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS2562-LL143(3.10)

FILED - SENATE
S 473 MAR 22 1995
PRINCIPAL CLERK

Short Title: Veterans' Disability Amendment. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE STATE DISABILITY INCOME PLAN AS IT APPLIES TO DISABLED VETERANS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-105(c) reads as rewritten:

"(c) The monthly benefit as provided in subsection (a) of this section shall be equal to fifty percent (50%) of 1/12th of the annual base rate of compensation last payable to the participant prior to the beginning of the short-term benefit period as may be adjusted for percentage increases as provided under G.S. 135-108 plus fifty percent (50%) of 1/12th of the annual longevity payment to which the participant would be eligible, to a maximum of three thousand dollars ($3,000) per month reduced by monthly payments for Workers' Compensation to which the participant may be entitled. The monthly benefit shall be further reduced by the amount of any monthly payments from the federal Veterans Administration, any other federal agency, or any payments made under the provisions of G.S. 127A-108, ~~to~~ which the participant or beneficiary may be entitled on account of the same ~~disability.~~ disability, except that payments to the participant or beneficiary for the same disability and to which the participant or beneficiary is also or otherwise entitled due to longevity-based retirement shall not be deducted from the monthly benefit. Provided, that should a participant have earnings in an amount greater than the short-term benefit, the amount of the short-term benefit shall be reduced on a dollar-for-dollar basis by the amount that exceeds the short-term benefit."

Sec. 2. G.S. 135-106(b) reads as rewritten:

"(b) After the commencement of benefits under this section, the benefits payable under the terms of this section shall be equal to sixty-five percent (65%) of 1/12th of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
S 474 MAR 22 1995
PRINCIPAL CLERK

SENATE DRS6559*-LC182(3.6)

Short Title: Global TransPark Zone Funds. (Public)

Sponsors: Senators Martin of Pitt, Kerr, and Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EQUALIZE FUNDING FOR THE GLOBAL TRANSPARK DEVELOPMENT ZONE.

Whereas, the Global TransPark Development Zone was created in 1993 as a regional economic development commission representing twelve counties (now thirteen) that surround the Global TransPark; and

Whereas, the Zone is one of seven economic development regions in the State because the General Assembly and the Department of Commerce have, since approving the Zone, created six other economic development regions; and

Whereas, like the Zone, three of the seven regional economic development commissions were also created in 1993: the Western, Northeastern, and Southeastern regional commissions and each of these three economic development commissions received an appropriation of $600,000 in 1993 for operating expenses; and

Whereas, in 1993, the Zone received a one-time appropriation of $7,500,000, which money cannot be used for operating and marketing expenses because it is required to be placed in a revolving trust fund and used for infrastructure loans; and

Whereas, the Zone in 1994 levied a $5.00 vehicle registration fee on local vehicles, which locally raised funds are to be placed in a trust fund for infrastructure projects; 15% of these vehicle registration fee funds, plus the interest on the remainder, may be used for operating and infrastructure expenses of the Zone; and

Whereas, the Global TransPark Authority receives annual appropriations from the Highway Fund but these funds are for the TransPark complex and not for the multicounty economic development region represented by the Zone; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 22 1995
PRINCIPAL CLERK

S

S 475

D

SENATE DRS1591-LGQ098(3.15)

Short Title: Rural Economic Development Funds. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE RURAL ECONOMIC DEVELOPMENT CENTER, INC., FOR ECONOMIC DEVELOPMENT NEEDS IN ECONOMICALLY DEPRESSED AREAS IN THE STATE.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Rural Economic Development Center, Inc., the sum of six hundred thousand dollars ($600,000) for the 1995-96 fiscal year and the sum of six hundred thousand dollars ($600,000) for the 1996-97 fiscal year to be used to provide grants to depressed counties and municipalities to enable them to acquire short-term capacity for immediate needs for economic development planning and writing of grant applications. The Center shall establish standards for determining each local government's needs and shall make grants on the basis of need.

(b) For the purposes of this section the following definitions apply:

(1) "Economically depressed area" means any of the following:

a. A county that the Secretary of Commerce has designated one of the most economically depressed counties in the State pursuant to G.S. 143B-437A.

b. That part of a rural county whose poverty rate is at least one hundred fifty percent (150%) of the State poverty rate. For the purpose of this subsection, the poverty rate is the percentage of the population with income below the latest annual federal poverty guidelines issued by the United States Department of Health and Human Services.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS2566-LB131(2.7)

FILED - SENATE
S 476 MAR 22 1995
PRINCIPAL CLER

Short Title: Ashe School Elections. (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE MANNER OF ELECTION OF THE ASHE COUNTY BOARD OF EDUCATION FROM NONPARTISAN ELECTION AT THE TIME OF THE PRIMARY TO NONPARTISAN ELECTION AT THE TIME OF THE GENERAL ELECTION.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding the provisions of G.S. 115C-37, the Ashe County Board of Education shall be elected on a nonpartisan basis at the time set by G.S. 163-1 for the general election in each even-numbered year as terms expire. The election shall be conducted on a nonpartisan plurality basis, with the results determined in accordance with G.S. 163-292. Candidates shall file notices of candidacy not earlier than noon on the first Monday in June and not later than noon on the last Friday in July. The names of the candidates shall be printed on the ballot without reference to any party affiliations. Except as provided by this act, the election shall be conducted in accordance with the applicable provisions of Chapters 115C and 163 of the General Statutes.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE D

SENATE DRS7565-LD086(3.1) 477 MAR 22 1995

PRINCIPAL CLERK

Short Title: Foreign-Money Claims Act. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENACT THE NORTH CAROLINA FOREIGN-MONEY CLAIMS ACT, WHICH ACT ESTABLISHES A STANDARD FOR CONVERTING CURRENCY FOR MONETARY DAMAGES RESULTING FROM A FOREIGN JUDICIAL PROCEEDING OR ARBITRATION.

The General Assembly of North Carolina enacts:

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

"ARTICLE 19.

"The North Carolina Foreign-Money Claims Act.

"§ 1C-1820. Definitions.

As used in this Article:

(1) 'Action' means a judicial proceeding or arbitration in which a payment in money may be awarded or enforced with respect to a foreign-money claim.

(2) 'Bank-offered spot rate' means the spot rate of exchange at which a bank will sell foreign money at a spot rate.

(3) 'Conversion date' means the banking day next preceding the date on which money, in accordance with this Article, is:

a. Paid to a claimant in an action or distribution proceeding;

b. Paid to the official designated by law to enforce a judgment or award on behalf of a claimant; or

c. Used to recoup, set off, or counterclaim in different moneys in an action or distribution proceeding.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 477

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

S477-ARV-1

Date April 25, 1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Hartsell

moves to amend the bill on page 6, lines 42 and 43, by inserting between those lines the following:

"Sec. 3. The Revisor of Statutes shall cause to be printed along with this act all relevant portions of the official comments to the Uniform Foreign Money Claims Act, as the Revisor deems appropriate."

and by renumbering the remaining section of the bill accordingly.

SIGNED Hartsell
Amendment Sponsor

SIGNED
Committee Chair if Senate Committee Amendment

ADOPTED 5-2-95 (V) FAILED TABLED

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 477

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

S477-ARV-2

Date 5-2 ,1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Kerr

moves to amend the bill on page 5, lines 26 and 27,
by
inserting between those lines the following:
"Subject to the provisions of Article 18 of this Chapter:";

and on page 6, lines 26 and 27, §17 jKer
by
inserting between those lines the following:
"**§1C-1832. Payments through courts in United States dollars only.**
Notwithstanding any other provision of this Article:
(a) No court of this State shall issue an execution on any judgment, or a writ or order of attachment or garnishment or other process to enforce a prejudgment remedy, for any money other than United States dollars.
(b) No clerk of superior court or sheriff or other officer of this State who receives payment on or enforces any judgment shall be required or permitted to accept or receive payment in any money other than United States dollars.
(c) When a payment is made to a clerk's office pursuant to G.S. 1-239, the clerk may determine the spot rate of exchange on the conversion date on the basis of information received in good faith from any bank officer or other reliable source and shall incur no liability to any person for crediting a payment toward a judgment, or for marking a judgment satisfied in full, on the basis of the rate so determined."

and on page 6, line 27,
by
deleting "1C-1832" and substituting "1C-1833";

and on page 6, line 32,
by
deleting "1C-1833" and substituting "1C-1834";

See page 2

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 477

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

S477-ARV-2

and on page 6, line 36,
by
deleting "1C-1834" and substituting "1C-1835".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

Withdrawn

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 477

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

S477-ARV-3

Date 5-3-, 1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Kerr

moves to amend the bill on page 5, lines 7 and 8,
by
inserting between those lines the following:
" (j) When a payment is made to a clerk's office pursuant to G.S. 1-239, the clerk may determine the spot rate of exchange on the conversion date on the basis of information received in good faith from any bank officer or other reliable source and shall incur no liability to any person for crediting a payment toward a judgment, or for marking a judgment satisfied in full, on the basis of the rate so determined.".

and on page 5, lines 26 and 27,
by
inserting between those lines the following:
"Subject to the provisions of Article 17 and 18 of this Chapter:";

SIGNED J. Kerr
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5-3-95 (46-0) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 431/7-- 3:13 PM MAY 3, 1995 LEGISLATIVE DAY 57

SENATOR BASNIGHT -- Presiding

KERR
FOREIGN-MONEY CLAIMS ACT

SENATE BILL 477

AMEND 3



AYE	46	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR		
NO	0				

EXCUSED	0				
NOT CAST	0				
ABSENT	4	FORRESTER	PERDUE	SMITH	SOLES
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 432/8-- 3:14 PM MAY 3, 1995 LEGISLATIVE DAY 57

SENATOR BASNIGHT -- Presiding

KERR
FOREIGN-MONEY CLAIMS ACT

SENATE BILL 477
READING 2



AYE	46	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR		
NO	0				

EXCUSED	0				
NOT CAST	0				
ABSENT	4	FORRESTER	PERDUE	SMITH	SOLES
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

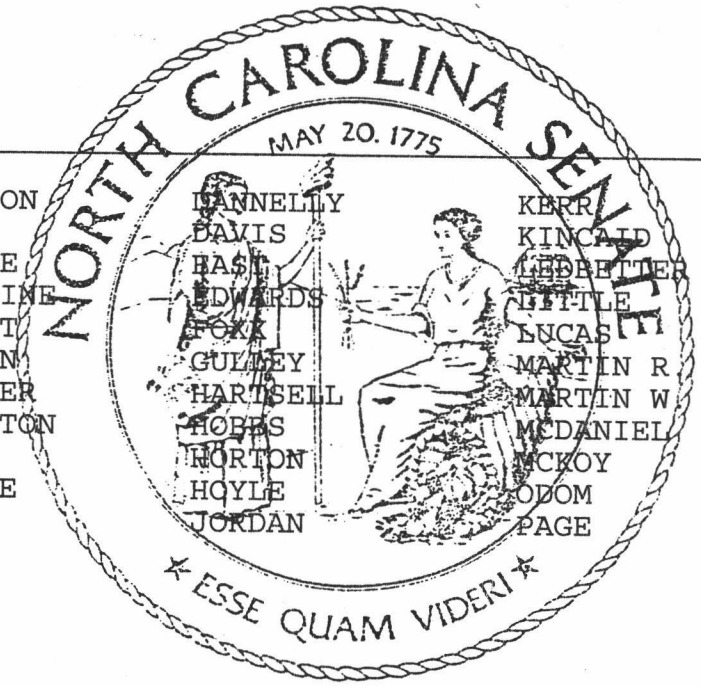
1995 SESSION

SEQ. 433/9-- 3:15 PM MAY 3, 1995 LEGISLATIVE DAY 57

SENATOR BASNIGHT -- Presiding

KERR
FOREIGN-MONEY CLAIMS ACT

SENATE BILL 477
READING 3



AYE	45	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SAWYER
		BASNIGHT	FOXX	LUCAS	SHAW
		BLACKMON	GULLEY	MARTIN R	SHERRON
		CARPENTER	HARTSELL	MARTIN W	SIMPSON
		CARRINGTON	HOBBS	MCDANIEL	SPEED
		CLARK	HORTON	MCKOY	WARREN
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JORDAN	PAGE	WINNER
		COOPER			
NO	0				

EXCUSED	0				
NOT CAST	1	PLYLER			
ABSENT	4	FORRESTER	PERDUE	SMITH	SOLES
PAIRS	0				
AYE					
NO					

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

NO. # 1041
LEGISLATIVE DAY 78
S477
READING 2

6/08/95
2:24 PM
IN CHAIR: SPEAKER

FOREIGN-MONEY CLAIMS ACT

AYES - 107

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

NOES - 1

CREECH

EXCUSED ABSENCE - 5

BARNES	HURLEY	JUSTUS	WEATHERLY
DECKER			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWEN	REDWINE	TALLENT
ALDRIDGE	GRAY	SHAW	

S477

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS4577-LF158(2.28)

FILED - SENATE
S 478
MAR 22 1995
PRINCIPAL CLERK

Short Title: Nursing Home Requirements/AB. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO COORDINATE ENFORCEMENT OF FEDERAL NURSING HOME REQUIREMENTS WITH STATE REQUIREMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131E-129 is amended by adding a new subsection to read:

"(h) The Department shall not assess an administrative penalty against a facility under this section if a civil monetary penalty has been assessed for the same violation under federal enforcement laws and regulations."

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

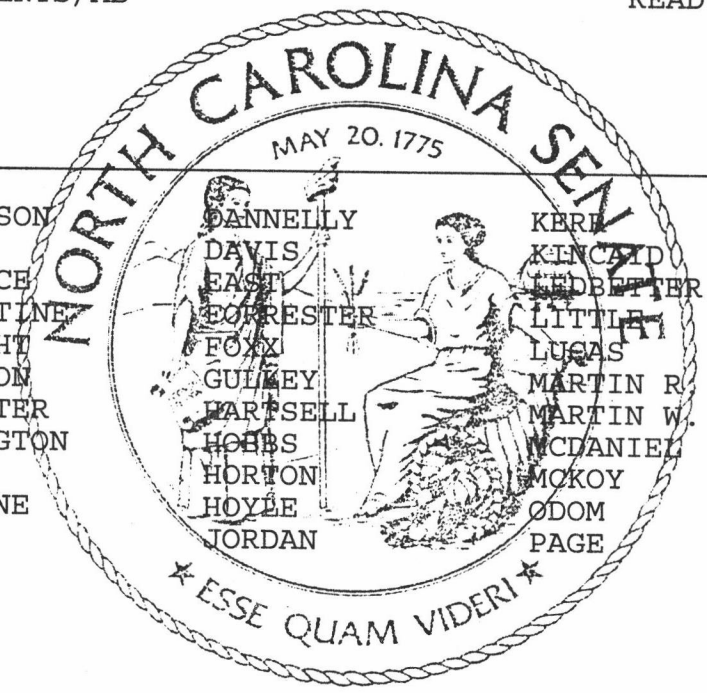
1995 SESSION

SEQ. 339/17-- 3:18 PM APRIL 20, 1995 LEGISLATIVE DAY 50

LT. GOVERNOR WICKER -- Presiding

KERR
NURSING HOME REQUIREMENTS/AB

SENATE BILL 478
READING 2



AYE	45	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LITTLE	RAND
		BASNIGHT	FOXX	LUCAS	SHAW
		BLACKMON	GULLEY	MARTIN R	SIMPSON
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HOBBS	MCDANIEL	SPEED
		CLARK	HORTON	MCKOY	WARREN
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JORDAN	PAGE	WINNER
		COOPER			
NO	0				

EXCUSED	0			
NOT CAST	2	EDWARDS	SAWYER	
ABSENT	3	PLEXICO	SHERRON	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 350/9-- 8:07 PM | APRIL 24, 1995 | LEGISLATIVE DAY 51

LT. GOVERNOR WICKER -- Presiding

KERR
NURSING HOME REQUIREMENTS/AB

SENATE BILL 478
READING 3



AYE	46	ALBERTSON	DANNELLY	KINCAID	PERDUE
		ALLRAN	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	EAST	LITTLE	PLYLER
		BALLANTINE	FORRESTER	LUCAS	RAND
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	McDANIEL	SOLES
		CARRINGTON	HOBBS	McKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR		
NO	0				

EXCUSED	0		
NOT CAST	2	SAWYER	SHERRON
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 1507
LEGISLATIVE DAY 94
S478
READING 2

7/06/95
6:47 PM
IN CHAIR: SPEAKER

NURSING HOME REQUIREMENTS/AB

AYES - 101

ADAMS	CUMMINGS	HOWARD	PATE
ALEXANDER	CUNNINGHAM	HUNT	PRESTON
ALLRED	DAUGHTRY	HURLEY	RAMSEY
ARNOLD	DAVIS	JUSTUS	RAYFIELD
BAKER	DECKER	LEMMOND	REYNOLDS
BARBEE	DICKSON	LINNEY	RICHARDSON
BEALL	DOCKHAM	LOCKE	ROBINSON, G.
BERRY	EARLE	MCALLISTER	ROBINSON, J.
BLACK	EASTERLING	MCCOMAS	ROGERS
BLUE	EDDINS	MCCOMBS	SEXTON
BOWEN	EDWARDS	MCCRARY	SHARPE
BOWIE	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
CAPPS	GRADY	MINER	WAINWRIGHT
CARPENTER	GRAY	MITCHELL	WATSON
CHURCH	HACKNEY	MORGAN	WEATHERLY
CLARY	HAYES	NEELY	WILSON, C.
COCKLEREECE	HENSLEY	NICHOLS	WILSON, G.
CRAWFORD	HIGHTOWER	NYE	WOMBLE
CREECH	HILL	OLDHAM	WOOD
CULP	HOLMES	OWENS	YONGUE
CULPEPPER			

NOES - 1

KISER

EXCUSED ABSENCE - 8

BARNES	CANSLER	PULLEY	WARNER
BRASWELL	IVES	REDWINE	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	HUNTER, H.	LUEBKE	SHAW
ALDRIDGE	HUNTER, R.	RUSSELL	WILKINS
HIATT	LEE		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 23 1995
PRINCIPAL CLERK

S D

S 479

SENATE DRS1594-LL136(3.8)

Short Title: Drug Treatment Court Act. (Public)

Sponsors: Senators Ballance, Rand, and Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE NORTH CAROLINA DRUG TREATMENT COURT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Chapter 7A of the General Statutes is amended by adding a new Subchapter to read:

"SUBCHAPTER XIV. DRUG TREATMENT COURTS.

"ARTICLE 62.

"North Carolina Drug Treatment Court Act.

"§ 7A-790. Short title.

This Article shall be known and may be cited as the 'North Carolina Drug Treatment Court Act of 1995'.

"§ 7A-291. Purpose.

The General Assembly recognizes that a critical need exists in this State for criminal justice system programs that will reduce the incidence of drug use and drug addiction and crimes committed as a result of drug use and drug addiction. It is the intent of the General Assembly by this Article to create a program to facilitate the creation of drug treatment court pilot programs in a minimum of two judicial districts.

"§ 7A-792. Goals.

The goals of the drug treatment court programs funded under this Article include the following:

(1) To reduce alcoholism and other drug dependencies among offenders;

(2) To reduce recidivism;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 23 1995
PRINCIPAL CLERK

S

S 480

SENATE DRS2567-LG(3.21)

Short Title: NCSU Toxicology Building Funds. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A TOXICOLOGY BUILDING AT NORTH CAROLINA STATE UNIVERSITY.

Whereas, the effects of chemicals on human health and the environment, and the uses of chemicals in industry, agriculture, and everyday life, is a matter of public concern for the people of this State; and

Whereas, the North Carolina State University Department of Toxicology has played a significant role in these matters of public concern; and

Whereas, the current facilities being used by the Department of Toxicology include six different locations and are no longer adequate; and

Whereas, the need for a new facility to house the North Carolina State University Department of Toxicology is critical; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of twelve million nine hundred sixty thousand dollars ($12,960,000) for the 1995-96 fiscal year for the construction of a building to house the Department of Toxicology at North Carolina State University.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE
S 481 D
MAR 23 1995
PRINCIPAL CLERK

SENATE DRS2537-LE068(2.14)

Short Title: School Office on Leased Prop./Lenoir. (Local)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE LENOIR COUNTY BOARD OF EDUCATION TO BUILD A CENTRAL OFFICE FACILITY ON LAND LEASED FROM THE STATE OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding G.S. 115C-521(d), the Lenoir County Board of Education may provide for the erection or repair of a central office facility on a site that is leased by the Board of Education from the State for a term of not less than 50 years.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE

D

SENATE DRS8574-RO13(3.14)

S482

MAR 23 1995

PRINCIPAL CLERK

Short Title: Miscellaneous Bank Changes. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CERTAIN MISCELLANEOUS AMENDMENTS TO THE BANKING LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-1(3) reads as rewritten:

"(3) Insolvency. -- The term 'insolvency' means:

a. When a bank cannot meet its deposit liabilities as they become due in the regular course of business;

b. When the actual cash market value of its assets is insufficient to pay its liabilities to depositors and other creditors;

c. When its reserve shall fall under the amount required by this Chapter, and it shall fail to make good such reserve within 30 days after being required to do so by the Commissioner of Banks; or

d. Whenever the undivided profits and surplus shall be inadequate to cover losses of the bank, whereby an impairment of the capital stock is created."

Sec. 2. G.S. 53-18 reads as rewritten:

"§ 53-18. Voluntary liquidation.

A bank may go into voluntary liquidation and be closed, and may surrender its charter and franchise as a corporation of this State by the affirmative votes of its stockholders owning two thirds of its stock, such vote to be taken at a meeting of the stockholders duly called by resolution of the board of directors, written notice of which, stating the purpose of the meeting, shall be mailed to each stockholder, or in case of his death, to his legal representative or heirs at law, addressed to his last

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

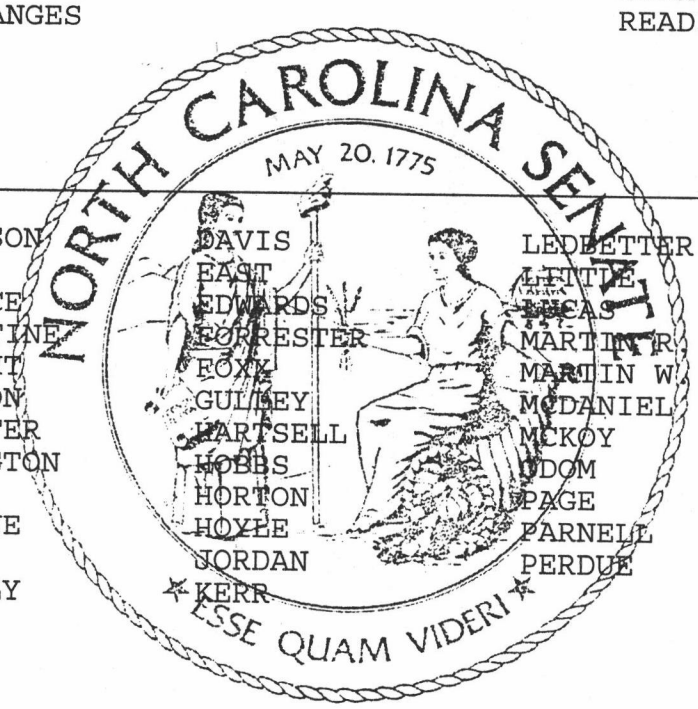
1995 SESSION

SEQ. 243/6-- 3:44 PM APRIL 6, 1995 LEGISLATIVE DAY 42

LT. GOVERNOR WICKER -- Presiding

WARREN
MISCELLANEOUS BANK CHANGES

SENATE BILL 482
READING 2



AYE	46	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANCE	EDWARDS	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R	SHAW
		BASNIGHT	FOXX	MARTIN W	SHERRON
		BLACKMON	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
		DANNELLY	KERR		
NO	0				

EXCUSED	0			
NOT CAST	1	KINCAID		
ABSENT	3	COOPER	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 904
ISLATIVE DAY 71
S482
READING 2

5/29/95
7:10 PM
IN CHAIR: SPEAKER

MISCELLANEOUS BANK CHANGES

AYES - 102

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

NOES - 1

HENSLEY

EXCUSED ABSENCE - 3

BARNES	LINNEY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	BRASWELL	LUEBKE	PRESTON
ALLRED	EDWARDS	MCLAUGHLIN	SHAW
BERRY	GAMBLE	OLDHAM	WOOD
BLUE	HUNTER, H.		

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 921
ISLATIVE DAY 72
S482
READING 3

5/30/95
1:54 PM
IN CHAIR: SPEAKER

MISCELLANEOUS BANK CHANGES

AYES - 113

ADAMS	CULPEPPER	HURLEY	RAMSEY
ALDRIDGE	CUMMINGS	IVES	RAYFIELD
ALEXANDER	CUNNINGHAM	JUSTUS	REDWINE
ALLRED	DAUGHTRY	KISER	REYNOLDS
ARNOLD	DAVIS	LEE	RICHARDSON
BAKER	DECKER	LEMMOND	ROBINSON, J.
BARBEE	DICKSON	LINNEY	ROGERS
BARNES	DOCKHAM	LOCKE	RUSSELL
BEALL	EARLE	LUEBKE	SEXTON
BERRY	EASTERLING	MCALLISTER	SHARPE
BLACK	EDDINS	MCCOMAS	SHAW
BLUE	ELLIS	MCCOMBS	SHERRILL
BOWEN	ESPOSITO	MCLAUGHLIN	SHUBERT
BOWIE	FOX	MCMAHAN	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	NICHOLS	WILKINS
CARPENTER	HIGHTOWER	NYE	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
CULP			

NOES - 0

EXCUSED ABSENCE - 4

FITCH	MCCRARY	NEELY	ROBINSON, G.

EXCUSED VOTE - ~~0~~ 1 EDWARDS

NOT VOTING - ~~3~~ 2 Dwelle

SPEAKER	~~EDWARDS~~	HOLMES

Rep. Edwards requests to be excused from voting under 24.1A. Speaker so orders.

S482

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

S 483

MAR 23 1995

SENATE DRS4572-LD074(2.28)

PRINCIPAL CLERK

Short Title: Inspection of Bison Meat/AB. (Public)

Sponsors: Senator Speed.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE INSPECTION OF BISON MEAT THAT IS TO BE USED AS FOOD.

The General Assembly of North Carolina enacts:

Section 1. G.S. 106-549.15(13) reads as rewritten:

"(13) 'Meat broker' means any person, firm, corporation engaged in the business of buying or selling carcasses, parts of carcasses, meat, or meat food products of cattle, sheep, swine, goats, bison, horses, mules, or other equines on commission, or otherwise negotiating purchases or sales of such articles other than for his own account or as an employee of another person, firm, or corporation."

Sec. 2. G.S. 106-549.15(14) reads as rewritten:

"(14) 'Meat food product' means any product capable of use as human food ~~which~~ that is made wholly or in part from any meat or other portion of the carcass of any cattle, sheep, swine, goats, bison, or fallow deer, excepting products ~~which~~ that contain meat or other portions of such carcasses only in a relatively small proportion or historically have not been considered by consumers as products of the meat food industry, and ~~which~~ that are exempted from definition as a meat food product by the Board under such conditions as it may prescribe to assure that the meat or other portions of such carcasses contained in such product are not adulterated and that such products are not represented as meat food products. This term as applied to food products of equines shall have a meaning comparable to that provided in this

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate 483

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

S483-ARB-1

Date April 26, 1995

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

Senator Cooper

moves to amend the bill on page 6, line 43 through page 7, line 3, by rewriting the lines to read:

"Sec. 12. G.S. 106-549.39(b) reads as rewritten:

'(b) ~~Ratite~~ Inspection Fees. -- The Commissioner may establish a fee at an hourly rate to be paid by an establishment preparing ~~ostriches or other ratites~~ an animal listed in this subsection as a meat food product. The fee shall be credited to the Department as a departmental receipt and applied to the cost of inspecting ~~ostriches and other ratites~~ these animals to be used for food. The animals whose inspection is subject to the fee imposed under this subsection are:

(1) Bison.
(2) Ostriches and other ratites.'".

SIGNED Roy Cooper, III
Amendment Sponsor

SIGNED J. K. Sherron
Committee Chair if Senate Committee Amendment

ADOPTED 4/27/95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 390/7-- 4:00 PM | APRIL 27, 1995 | LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

SPEED
INSPECTION OF BISON MEAT/AB
COM SUB/2ND EDITION

SENATE BILL 483
READING 2



AYE	45	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	FORRESTER	LITTLE	RAND
		BASNIGHT	FOXX	LUCAS	SHAW
		BLACKMON	GULLEY	MARTIN R.	SHERRON
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HOBBS	MCDANIEL	SPEED
		CLARK	NORTON	MCKOY	WARREN
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JORDAN	PAGE	WINNER
		COOPER			
NO	0				

EXCUSED	0				
NOT CAST	1	PLYLER			
ABSENT	4	EDWARDS	SAWYER	SIMPSON	SMITH
PAIRS	0				
AYE					
NO					

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 981
LEGISLATIVE DAY 75
S483 SCS
READING 2

6/05/95
8:00 PM
IN CHAIR: SPEAKER

INSPECTION OF BISON MEAT/AB

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 8

BERRY	FOX	LEE	THOMPSON
DOCKHAM	HUNTER, R.	TALLENT	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CREECH	RAMSEY	SHAW
CHURCH	DAUGHTRY		

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 995
LEGISLATIVE DAY 76
S483 SCS
READING 3

6/06/95
1:49 PM
IN CHAIR: SPEAKER

INSPECTION OF BISON MEAT/AB

AYES - 109

ADAMS	CUNNINGHAM	IVES	PULLEY
ALEXANDER	DAUGHTRY	JUSTUS	RAMSEY
ALLRED	DAVIS	KISER	RAYFIELD
ARNOLD	DECKER	LEE	REDWINE
BAKER	DICKSON	LEMMOND	REYNOLDS
BARBEE	DOCKHAM	LINNEY	ROBINSON, G.
BARNES	EARLE	LOCKE	ROBINSON, J.
BEALL	EASTERLING	LUEBKE	ROGERS
BERRY	EDDINS	MCALLISTER	RUSSELL
BLACK	EDWARDS	MCCOMAS	SEXTON
BOWEN	ESPOSITO	MCCOMBS	SHARPE
BOWIE	FOX	MCCRARY	SHAW
BOYD-MCINTYRE	GAMBLE	MCLAUGHLIN	SHERRILL
BRASWELL	GARDNER	MCMAHAN	SHUBERT
BRAWLEY	GRADY	MERCER	SUTTON
BROWN, J.	GRAY	MICHAUX	TALLENT
BUCHANAN	HACKNEY	MILLER, G.	TOLSON
CANSLER	HAYES	MILLER, K.	WAINWRIGHT
CAPPS	HENSLEY	MINER	WARNER
CARPENTER	HIATT	MITCHELL	WATSON
CHURCH	HIGHTOWER	MORGAN	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	YONGUE
CUMMINGS			

NOES - 0

EXCUSED ABSENCE - 4

BLUE	FITCH	NEELY	THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BROWN, W.	HURLEY	WRIGHT
ALDRIDGE	ELLIS	RICHARDSON	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 4 8 4 MAR 23 1995

S D

SENATE DRS9543-LK082(2.9) PRINCIPAL CLERK

Short Title: Habitual Impaired Driving Revocations. (Public)

Sponsors: Senator Speed.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-1138.5(d) reads as rewritten:

"(d) A person convicted under this section shall have his license permanently revoked. The Division may, however, conditionally restore the person's license after it has been revoked for at least five years if he provides the Division with satisfactory proof that:

(1) In the five years immediately preceding the person's application for a restored license, he has not been convicted in North Carolina or in any other state or federal court of a motor vehicle offense, an alcohol beverage control law offense, a drug law offense, or any criminal offense involving the consumption of alcohol or drugs;

(2) He is not currently an excessive user of alcohol or drugs; and

(3) He has complied with the requirements of G.S. 20-19(k).

If the Division restores the person's license, it may place reasonable conditions or restrictions on the person for any period up to five years from the date of restoration."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 23 1995

PRINCIPAL CLERK

S D

S 485

SENATE DRS4574-LG047(2.22)

Short Title: Funds/Improve Fertilizer Lab. (Public)

Sponsors: Senator Parnell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE TO UPDATE AND IMPROVE THE FERTILIZER LABORATORY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of two hundred fifty-five thousand three hundred thirty-nine dollars ($255,339) for the 1995-96 fiscal year and the sum of three hundred ten thousand three hundred thirty-nine dollars ($310,339) for the 1996-97 fiscal year to update and improve the fertilizer laboratory.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 4 8 6

MAR 23 1995

PRINCIPAL CLERK

S D

SENATE DRSA537-LL157(3.21)

Short Title: Farmers' Market Funds. (Public)

Sponsors: Senator Parnell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A SOUTHEASTERN FARMERS' MARKET AND EQUESTRIAN/AGRICULTURAL CENTER.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of six million dollars ($6,000,000) for the 1995-96 fiscal year for the construction of a Southeastern Farmers' Market and Equestrian/Agricultural Center in Robeson County.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 23 1995

PRINCIPAL CLERK

S 1 87 D

SENATE DRS9539-LK113(2.28)

Short Title: Adjutant General. (Public)

Sponsors: Senator Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE ASSISTANT ADJUTANT GENERAL FOR THE ARMY NATIONAL GUARD SHALL SERVE IN THE MILITARY POSITION OF BRIGADIER GENERAL - LINE, DEPUTY, STATE AREA COMMAND (STARC) COMMANDER.

The General Assembly of North Carolina enacts:

Section 1. G.S. 127A-19 reads as rewritten:

"**§ 127A-19. Adjutant General.**

The military head of the militia shall be the Adjutant General who shall hold the rank of major general. The Adjutant General shall be appointed by the Governor in his capacity as commander in chief of the militia, in consultation with the Secretary of Crime Control and Public Safety, and shall serve at the pleasure of the Governor. No person shall be appointed as Adjutant General who has less than five years' commissioned service in an active status in any component of the armed forces of the United States. The Adjutant General, while holding such office, may be a member of the active national guard or naval militia.

Subject to the approval of the Governor and in consultation with the Secretary, Department of Crime Control and Public Safety, the Adjutant General may appoint a deputy adjutant general for ~~army national guard~~ Army National Guard, an assistant adjutant general for Army National Guard, and an assistant adjutant general for ~~air national guard, both~~ Air National Guard, each of whom may hold the rank of brigadier general and who shall serve at the pleasure of the Governor. The assistant adjutant general for Army National Guard shall also serve in the military position of Brigadier General - Line, Deputy, State Area Command (STARC) Commander. The

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 673/13--10:55 AM | MAY 11, 1995 | LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

FORRESTER
ADJUTANT GENERAL

SENATE BILL 487
READING 2



AYE	44	ALBERTSON	DANNELLY	JORDAN	PARNELL
		ALLRAN	DAVIS	KERR	PERDUE
		BALLANCE	EAST	KINCAID	PLEXICO
		BALLANTINE	EDWARDS	LEDBETTER	PLYLER
		BLACKMON	FORRESTER	LITTLE	RAND
		CARPENTER	FOXX	LUCAS	SHAW
		CARRINGTON	GULLEY	MARTIN W.	SHERRON
		CLARK	HARTSELL	MCDANIEL	SIMPSON
		COCHRANE	HOBBS	MCKOY	SOLES
		CONDER	HORTON	ODOM	SPEED
		COOPER	HOYLE	PAGE	WINNER
NO	1	WEBSTER			

EXCUSED	0			
NOT CAST	2	BASNIGHT	WARREN	
ABSENT	3	MARTIN R.	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

NO. # 914
LEGISLATIVE DAY 71
S487
READING 2

5/29/95
7:33 PM
IN CHAIR: SPEAKER

ADJUTANT GENERAL

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 3

BARNES	LINNEY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BRASWELL	OLDHAM	SHAW
BERRY	EDWARDS	RUSSELL	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 23 1995
PRINCIPAL CLERK

S

S 488

D

SENATE DRS5573-LT077(3.9)

Short Title: DMV/Business License Info./AB. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE BUSINESS INFORMATION OFFICE TO ASSIST THE PUBLIC WITH CERTAIN LICENSING PROCEDURES OF THE DEPARTMENT OF MOTOR VEHICLES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 147-54.12(3) reads as rewritten:

"(3) 'License' means any certificate, permit, or other evidence, by whatever name called, of a right or privilege to engage in any activity, except occupational licenses and ~~licenses~~ drivers licenses and vehicle registrations issued under Chapter 20 of the General Statutes."

Sec. 2. The Department of Transportation shall designate a coordinator within the Division of Motor Vehicles to work with the Business License Information Office established pursuant to Article 4B of Chapter 147 of the General Statutes. The Division of Motor Vehicles shall provide the Business License Information Office with all forms required for obtaining and renewing licenses and permits issued under Chapter 20 of the General Statutes, except for drivers licenses and vehicle registrations.

Sec. 3. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 281/5--12:47 PM | APRIL 13, 1995 | LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

GULLEY
DMV/BUSINESS LICENSE INFO./AB

SENATE BILL 488
READING 2

AYE	37	ALBERTSON	DANNELLY	KINCAID	PLYLER
		ALLRAN	DAVIS	LUCAS	RAND
		BALLANCE	EAST	MARTIN, W.	SHAW
		BALLANTINE	EDWARDS	MCKOY	SHERRON
		BASNIGHT	GULLEY	ODOM	SIMPSON
		BLACKMON	HOBBS	PAGE	SOLES
		CARPENTER	HORTON	PARNELL	SPEED
		CARRINGTON	JORDAN	PERDUE	WARREN
		CONDER	KERR	PLEXICO	WINNER
		COOPER			
NO	9	CLARK	FOXX	LEDBETTER	MARTIN R.
		COCHRANE	HOYLE	LITTLE	MCDANIEL
		FORRESTER			

EXCUSED	0		
NOT CAST	2	HARTSELL	SAWYER
ABSENT	2	SMITH	WEBSTER
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS7590-LL147(3.14)

FILED - SENATE
MAR 23 1995
S 489
PRINCIPAL CLERK

Short Title: Beaver Control Funds. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE EXTENSION OF THE BEAVER DAMAGE CONTROL PILOT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Subsection (b) of Section 69 of Chapter 1044 of the 1991 Session Laws, as amended by Section 111 of Chapter 561 of the 1993 Session Laws and by Section 27.3 of Chapter 769 of the 1993 Session Laws, reads as rewritten:

"(b) The Beaver Damage Control Advisory Board shall develop a pilot program to control beaver damage on private and public lands. Bladen, Brunswick, Columbus, Duplin, Edgecombe, Franklin, Halifax, Johnston, Nash, Onslow, Pender, Pitt, Robeson, Sampson, Vance, Warren, Wayne, and Wilson Counties shall participate in the pilot program. The Beaver Damage Control Advisory Board shall act in an advisory capacity to the Wildlife Resources Commission in the implementation of the program. In developing the program, the Board shall:

(1) Orient the program primarily toward public health and safety and toward landowner assistance, providing some relief to landowners through beaver control and management rather than eradication;

(2) Develop a priority system for responding to complaints about beaver damage;

(3) Develop a system for documenting all activities associated with beaver damage control, so as to facilitate evaluation of the program;

(4) Provide educational activities as a part of the program, such as printed materials, on-site instructions, and local workshops;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS7591-LGQ086(3.7)

FILED - SENATE
S 490 MAR 23 1995
PRINCIPAL CLERK

Short Title: Cape Fear River Program Funds. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CAPE FEAR RIVER PROGRAM.

Whereas, the Cape Fear River Watershed is the largest river basin entirely in North Carolina, draining 24 counties, containing 27% of the State's population; and

Whereas, the Cape Fear River is an important drinking water supply and is the most industrialized in the State; and

Whereas, current proposed standards affecting point source dischargers, primarily large manufacturing facilities, are based on previous data which are inconclusive and incomplete; and

Whereas, more realistic and logical future effluent limitations for users of the Cape Fear River can best be determined and imposed from uniform, accurate data; and

Whereas, implementing the Cape Fear River Program will help scientists recognize trends and enable government agencies to adjust regulations as appropriate to protect the river; and

Whereas, the Cape Fear River Program will allow for the placement of sampling stations throughout the Cape Fear River for uniform collection of data; and

Whereas, the Cape Fear River Program will be conducted under the guidance of the Center for Marine Science Research at the University of North Carolina at Wilmington and overseen by an advisory board representing industry, local governments, the environment, the academic community, civic organizations, and local, State, and federal agencies; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 491
MAR 23 1995
PRINCIPAL CLERK

S D

SENATE DRS1595-LCX195(3.15)

Short Title: Highlands Occupancy Tax. (Local)

Sponsors: Senator Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE TOWN OF HIGHLANDS TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.

The General Assembly of North Carolina enacts:

Section 1. Occupancy tax.

(a) **Authorization and scope.** The Board of Commissioners of the Town of Highlands may by resolution, after not less than 10 days' public notice and after a public hearing held pursuant thereto, levy a room occupancy tax of up to three percent (3%) of the gross receipts derived from the rental of any room, lodging, or accommodation furnished by a hotel, motel, inn, tourist camp, or similar place within the town that is subject to sales tax imposed by the State under G.S. 105-164.4(a)(3). This tax is in addition to any State or local sales tax. This tax does not apply to accommodations furnished by nonprofit charitable, educational, or religious organizations.

(b) **Collection.** Every operator of a business subject to the tax levied under this section shall, on and after the effective date of the levy of the tax, collect the tax. This tax shall be collected as part of the charge for furnishing a taxable accommodation. The tax shall be stated and charged separately from the sales records and shall be paid by the purchaser to the operator of the business as trustee for and on account of the town. The tax shall be added to the sales price and shall be passed on to the purchaser instead of being borne by the operator of the business. The town shall design, print, and furnish to all appropriate businesses and persons in the town the necessary forms for filing returns and instructions to ensure the full collection of the tax. An operator of a business who collects the occupancy tax levied under this section may deduct from the amount remitted to the town a

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 587/3-- 2:30 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

CARPENTER
HIGHLANDS OCCUPANCY TAX

SENATE BILL 491
READING 2

AYE	36	ALBERTSON	FAIRCLOTH	KINCAID	PERDUE
		BALLANCE	FLANNELLY	LEDBETTER	PLEXICO
		BALLANTINE	FOXX	LITTLE	PLYLER
		BASNIGHT	HARTSELL	LUCAS	SHAW
		BLACKMON	HOBBS	MARTIN R	SIMPSON
		CARPENTER	HORTON	MARTIN W	SOLES
		CARRINGTON	HOYLE	MCKOY	SPEED
		CONDER	JORDAN	ODOM	WARREN
		COOPER	KERR	PARNELL	WINNER
NO	7	CLARK	FORRESTER	MCDANIEL	SAWYER
		EAST	GULLEY	PAGE	
EXCUSED	0				
NOT CAST	5	ALLRAN	RAND	SHERRON	WEBSTER
		COCHRANE			
ABSENT	2	EDWARDS	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 706/46-- 2:20 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

CARPENTER
HIGHLANDS OCCUPANCY TAX

SENATE BILL 491
READING 3



AYE	36	ALBERTSON	EDWARDS	LITTLE	PLYLER
		BALLANTINE	FOXX	LUCAS	RAND
		BLACKMON	GULLEY	MARTIN,R.	SHAW
		CARPENTER	HARTSELL	MARTIN,W	SHERRON
		CARRINGTON	HOBBS	MCKOY	SIMPSON
		CONDER	HORTON	ODOM	SOLES
		COOPER	HOYLE	PARNELL	SPEED
		DANNELLY	KERR	PERDUE	WARREN
		DAVIS	KINCAID	PLEXICO	WINNER
NO	8	BALLANCE	COCHRANE	FORRESTER	PAGE
		CLARK	EAST	MCDANIEL	WEBSTER

EXCUSED	0				
NOT CAST	4	ALLRAN	BASNIGHT	JORDAN	LEDBETTER
ABSENT	2	SAWYER	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 1552
LEGISLATIVE DAY 96
S491 HCS
READING 2

7/11/95
3:52 PM
IN CHAIR: SPEAKER

MODIFY MINIM. STREAM FLOW/SMALL HYDRO.

AYES - 110

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

NOES - 2

LINNEY	MILLER, K.

EXCUSED ABSENCE - 3

HIGHTOWER	MCCRARY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HUNTER, R.	PULLEY	ROGERS
BAKER			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1298/2--10:41 AM JULY 13, 1995 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER -- Presiding

CARPENTER
MODIFY MIN. STREAMFLOW/SMALL HYDRO.
HOUSE COM SUB/2ND EDITION

SENATE BILL 491
READING 2

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

S492

SENATE DRS4579-LD109(3.16)

FILED
MAR 2 - 1995
PRINCIPAL CLERK

Short Title: Self-Insurers/Attorneys' Fees. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCLUDE BUSINESSES THAT ARE SELF-INSURERS IN THE ALLOWANCE OF COUNSEL FEES IN CERTAIN SUITS AND TO INCREASE THE THRESHOLD AMOUNT OF A JUDGMENT FOR WHICH COUNSEL FEES ARE ALLOWED IN CERTAIN SUITS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 6-21.1 reads as rewritten:

"**§ 6-21.1. Allowance of counsel fees as part of costs in certain cases.**

In any personal injury or property damage ~~suit,~~ suit against a defendant insurance company or against a defendant business that has elected to act as self-insurer of a program of liability insurance, or in any suit against an insurance company under a policy issued by the defendant insurance company and in which the insured or beneficiary is the plaintiff, upon a finding by the court that there was an unwarranted refusal by the defendant insurance company or defendant self-insurer to pay the claim which constitutes the basis of such suit, instituted in a court of record, where the judgment for recovery of damages is ~~ten thousand dollars ($10,000)~~ fifteen thousand dollars ($15,000) or less, the presiding judge may, in his discretion, allow a reasonable attorney fee to the duly licensed attorney representing the litigant obtaining a judgment for damages in said suit, said attorney's fee to be taxed as a part of the court costs."

Sec. 2. This act becomes effective October 1, 1995, and applies to any suits brought on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS6568-LDQ041A(1.31)

FILED - SENATE
S 493 MAR 24 1995
PRINCIPAL CLERK

Short Title: Warren PCB Landfill Cleanup Funds. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CLEANUP OF THE POLYCHLORINATED BIPHENYL LANDFILL LOCATED IN WARREN COUNTY.

Whereas, in 1978, polychlorinated biphenyl (PCB) was deliberately spilled along the highway shoulders in 14 counties in North Carolina, constituting the largest PCB spill in American history; and

Whereas, in December 1978, the State announced it would site a PCB landfill in Warren County despite strong public sentiment against this; and

Whereas, despite scientific evidence indicating that the proposed site was intrinsically unsafe, the State facility was sited in Warren County for the disposal of PCBs and dioxins; and

Whereas, in 1982, approximately 40,000 cubic yards of PCB-contaminated soil were trucked to this landfill; and

Whereas, the landfill was designed as a "dry tomb" or lined landfill, considered to be a state-of-the-art landfill at the time it was constructed; and

Whereas, monitoring wells were placed outside the landfill to detect leakage from the landfill; and

Whereas, in May 1993, the State announced a "crisis" at the landfill: 1,400,000 gallons of water were captured in the landfill and threatened, and continue to threaten, to breach the liner of the landfill; and

Whereas, in 1994, State and independent testing both confirmed that significant levels of dioxins and furans, including 2, 3, 7, 8, polychlorinated dibenzo

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS1552*-LDXZ006(1.1)

FILED - SENATE
S 494 MAR 24 1995
PRINCIPAL CLERK

Short Title: Alt. Fuel Facility Tax Credit. (Public)

Sponsors: Senators Edwards, Plexico, and Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO GRANT A CORPORATE TAX CREDIT FOR THE CONSTRUCTION OF AN ALTERNATIVE FUEL REFUELING OR RECHARGING FACILITY AND FOR INSTALLATION OF REFUELING OR RECHARGING EQUIPMENT AT A REFUELING OR RECHARGING FACILITY.

The General Assembly of North Carolina enacts:

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

"**§ 105-130.43. Credit for construction of an alternative fuel refueling or recharging facility and for installation of refueling or recharging equipment at a refueling or recharging facility.**

(a) A corporation that constructs in this State a facility for refueling or recharging vehicles propelled by an alternative fuel is allowed a credit against the tax imposed by this Division equal to fifteen percent (15%) of the installation and equipment costs of construction. Any corporation that installs equipment for refueling or recharging vehicles propelled by an alternative fuel, at its refueling or recharging facility located in this State, is allowed a credit against the tax imposed by this Division equal to fifteen percent (15%) of the installation and equipment costs. The credits allowed under this section may not exceed fifteen thousand dollars ($15,000) each for the taxable year. No credit is allowed to the extent that any of the costs of the construction or equipment were provided by federal, State, or local grants. To be eligible for the credits allowed by this section, the taxpayer must own or control the facility at the time of construction. The credits allowed by this section may not exceed the amount of the tax imposed by this Division for the taxable year reduced

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS3559*-LCX092C(1.17)

FILED - SENATE
S 4 9 5 MAR 2 4 1995
PRINCIPAL CLERK

Short Title: Small Business Capital & Growth Act. (Public)

Sponsors: Senators Jordan and McKoy.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE NORTH CAROLINA CAPITAL ACCESS AUTHORITY TO PROVIDE EQUITY AND CREDIT FINANCING TO SMALL AND MEDIUM-SIZED BUSINESSES TO CREATE JOBS FOR NORTH CAROLINA.

The General Assembly of North Carolina enacts:

TABLE OF CONTENTS

I. CAPITAL ACCESS AUTHORITY AND FUND
II. REVENUES EARMARKED FOR CAPITAL ACCESS FUND
III. INVESTMENTS BY STATE TREASURER
IV. INSURANCE TAX CREDIT FOR INVESTMENTS
V. BONDS FOR INDUSTRIAL FACILITIES
VI. BANK TAX DEDUCTION FOR INVESTMENTS
VII. CONFORMING CHANGES
VIII. EFFECTIVE DATES

PART I.

CAPITAL ACCESS AUTHORITY AND FUND

Section 1. This act is the Small Business Capital and Growth Act of 1995.

Sec. 2. G.S. 53A-35 through G.S. 53A-37 are designated Part 1 of Article 3 of Chapter 53A of the General Statutes, entitled "General Provisions" and the remainder of Article 3 of Chapter 53A of the General Statutes is designated Part 2, entitled "North Carolina Enterprise Corporations".

Sec. 3. Article 3 of Chapter 53A of the General Statutes, as amended by this act, is further amended by adding a new Part to read:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

S496 MAR 24 1995

SENATE DRS6555-LC166(3.1)

PRINCIPAL CLERK

Short Title: Minimal Property Tax Bills. (Public)

Sponsors: Senator Blackmon.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW LOCAL GOVERNMENTS TO FORGO COLLECTION OF AD VALOREM TAX BILLS WHEN THE ORIGINAL PRINCIPAL AMOUNT DUE IS UNDER FIVE DOLLARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-321 is amended by adding a new subsection to read:

"(f) Minimal Taxes. -- Notwithstanding the provisions of G.S. 105-380, the governing body of a taxing unit that collects its own taxes may, by resolution, direct its assessor and tax collector not to collect minimal taxes charged on the tax records and receipts. Minimal taxes are the combined taxes and fees of the taxing unit and any other units for which it collects taxes, due on a tax receipt prepared pursuant to G.S. 105-320 or on a tax notice prepared pursuant to G.S. 105-330.5, in a total original principal amount that does not exceed an amount, up to five dollars ($5.00), set by the governing body. The amount set by the governing body should be the estimated cost to the taxing unit of billing the taxpayer for the amounts due on a tax receipt or tax notice. Upon adoption of a resolution pursuant to this subsection, the tax collector shall not bill the taxpayer for, or otherwise collect, minimal taxes but shall keep a record of all minimal taxes by receipt number and amount and shall make a report of the amount of these taxes to the governing body at the time of the settlement. These minimal taxes shall not be a lien on the taxpayer's real property and shall not be collectible under Article 26 of this Subchapter. A resolution adopted pursuant to this subsection must be adopted on or before June 15 preceding the first taxable year to which it applies and remains in effect until amended or repealed by resolution of the taxing unit."

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 496

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

S496-ARB-1

Date April 12 ,1995

Comm. Sub. [1]
Amends Title [1]

Senator Blackmon

moves to amend the bill on page 2, lines 1 and 2, by rewriting the lines to read:

"Sec. 2. Chapter 24 of the 1995 Session Laws is repealed. A resolution adopted under G.S. 105-330.5(b1), as enacted by Chapter 24 of the 1995 Session Laws, prior to the effective date of this act will be considered a resolution adopted under G.S. 105-321(f) as enacted by this act.

Sec. 3. This act is effective for taxes imposed for taxable years beginning on or after July 1, 1995.".

SIGNED John B Blackmon
Amendment Sponsor

SIGNED
Committee Chair if Senate Committee Amendment

ADOPTED 4-13-95 (V) FAILED TABLED

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

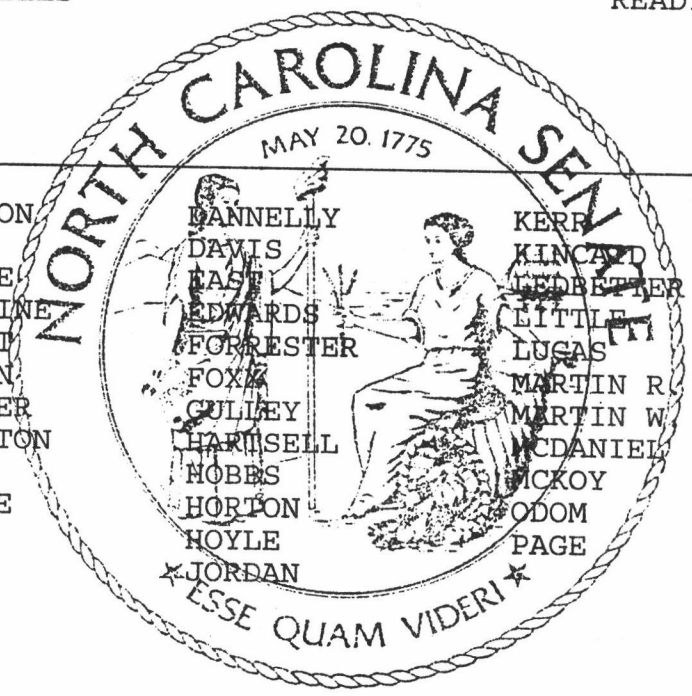
1995 SESSION

SEQ. 282/6--12:51 PM | APRIL 13, 1995 | LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

BLACKMON
MINIMAL PROPERTY TAX BILLS

SENATE BILL 496
READING 2



AYE	46	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN R	SHAW
		CARPENTER	GULLEY	MARTIN W	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SIMPSON
		CLARK	HOBBS	MCKOY	SOLES
		COCHRANE	HORTON	ODOM	SPEED
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	2	SAWYER		WARREN	
ABSENT	2	SMITH		WEBSTER	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 496

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

S496-ALJ-1

Page 1 of 1

Date June 20, 1995

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

Representative Arnold

moves to amend the bill on page 2, line 8, by adding the following sentence at the end of that line to read:

"Notwithstanding G.S. 105-321(f), as enacted by this act, a resolution on minimal property taxes adopted on or before June 30, 1995, applies to the 1995-96 taxable year."

SIGNED Gene Arnold
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 6/20/95 FAILED _____ TABLED _____

107-0 EV
DWicker

CV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1181
ISLATIVE DAY 84
S496
READING 2

6/20/95
3:29 PM
IN CHAIR: SPEAKER

AMEND #1 Committee
MINIMAL PROPERTY TAX BILLS

AYES - 107

ADAMS	CUMMINGS	HUNTER, R.	PRESTON
ALEXANDER	CUNNINGHAM	IVES	PULLEY
ALLRED	DAUGHTRY	JUSTUS	RAMSEY
ARNOLD	DAVIS	KISER	RAYFIELD
BAKER	DECKER	LEE	REDWINE
BARBEE	DICKSON	LEMMOND	REYNOLDS
BARNES	DOCKHAM	LOCKE	ROBINSON, G.
BEALL	EARLE	LUEBKE	ROBINSON, J.
BERRY	EASTERLING	MCALLISTER	RUSSELL
BLACK	EDDINS	MCCOMAS	SEXTON
BLUE	EDWARDS	MCCOMBS	SHARPE
BOWEN	ELLIS	MCCRARY	SHAW
BOWIE	ESPOSITO	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	FITCH	MCMAHAN	SHUBERT
BRASWELL	FOX	MERCER	SUTTON
BRAWLEY	GARDNER	MICHAUX	TALLENT
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.
CLARY	HILL	NICHOLS	WILSON, G.
COCKLEREECE	HOLMES	NYE	WOMBLE
CRAWFORD	HOWARD	OLDHAM	WOOD
CULP	HUNT	OWENS	WRIGHT
CULPEPPER	HUNTER, H.	PATE	

NOES - 0

EXCUSED ABSENCE - 6

ALDRIDGE	HURLEY	WAINWRIGHT	YONGUE
CHURCH	THOMPSON		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	GAMBLE	LINNEY	ROGERS
CREECH	HIGHTOWER	RICHARDSON	

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

S. # 1182
LEGISLATIVE DAY 84
S496
READING 2

6/20/95
3:31 PM
IN CHAIR: SPEAKER

MINIMAL PROPERTY TAX BILLS

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 6

ALDRIDGE	HURLEY	WAINWRIGHT	YONGUE
CHURCH	THOMPSON		

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	LINNEY	ROGERS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 4 9 7 MAR 24 1995 D

SENATE DRS2573-LC185(3.9)

PRINCIPAL CLERK

Short Title: Modify Jobs Tax Credit. (Public)

Sponsors: Senators Blackmon and Hobbs.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPAND THE JOBS TAX CREDIT TO PROVIDE CREDIT AMOUNTS IN PROPORTION TO THE LEVEL OF ECONOMIC DISTRESS IN EACH COUNTY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-130.40 reads as rewritten:

"**§ 105-130.40. Credit for creating ~~jobs in severely distressed county.~~** jobs.

(a) Credit. -- A corporation that ~~(i) for at least 40 weeks during the year has at least nine employees and (ii) is located, for part or all of its taxable year, in a severely distressed county~~ has nine or more employees for at least 40 weeks during its income year may qualify for a credit against the tax imposed by this Division by creating new full-time jobs with the corporation ~~in the severely distressed county~~ during that year. A corporation that hires an additional full-time employee during that year to fill a position located in ~~a severely distressed county~~ this State is allowed a credit ~~of two thousand eight hundred dollars ($2,800) for the additional employee.~~ for that employee in the amount provided in the following table based on the distress factor of the county in which the position is located, as determined in subsection (c) of this section, for the year in which the employee is hired:

County Distress Factor	Amount of Credit
One of 50 highest	$2,800
One of next 25	1,400
One of 25 lowest	700

A position is located in a county if (i) at least fifty percent (50%) of the employee's duties are performed in the county, or (ii) the employee is a resident of the county. The credit may not be taken in the income year in which the additional

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 24 1995

PRINCIPAL CLERK

S

S 498

D

SENATE DRS5570-RD$010(3.21)

Short Title: Fund Drinking Water Test Waivers. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO FUND THE DIVISION OF ENVIRONMENTAL HEALTH TO PROVIDE ASSISTANCE TO PUBLIC WATER SUPPLY SYSTEMS TO SECURE WAIVERS FROM CERTAIN DRINKING WATER TESTS UNDER THE NORTH CAROLINA DRINKING WATER ACT.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources, Division of Environmental Health, the sum of four hundred fourteen thousand five hundred forty-six dollars ($414,546) for the 1995-96 fiscal year for seven positions to implement the waiver program under the North Carolina Drinking Water Act including equipment, administrative expenses, and other operating costs.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 24 1995

PRINCIPAL CLERK

S D

S 499

SENATE DRS4581-LT091(3.21)

Short Title: Rescue Squad Worker Relief Fund. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE PAYMENT OF ADDITIONAL BENEFITS TO RESCUE AND EMERGENCY MEDICAL SERVICES WORKERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-88-5 reads as rewritten:

"**§ 58-88-5. Rescue Squad Workers' Relief Fund; trustees; disbursement of funds.**

(a) The 'Rescue Squad Workers' Relief Fund' is created. It consists of the revenue credited to the Fund under G.S. 20-183.7(c) and shall be used for the purposes set forth in this Article.

(b) The Executive Committee of the Association shall be the Board of Trustees of the Fund. The Board shall consist of the Commander, Vice-Commander, Secretary-Treasurer, and two past Commanders of the Association. The Commander shall be the Chairman of the Board. The Commander, Vice-Commander, and Secretary-Treasurer shall appoint the two past Commanders of the Association, who shall serve at the pleasure of the appointing officers.

(c) The Commissioner of Insurance has exclusive control of the Fund and shall disburse revenue in the Fund to the Association only for the following purposes:

(1) To safeguard any rescue or EMS worker in active service from financial loss, occasioned by sickness contracted or injury received while in the performance of his or her duties as a rescue or EMS worker.

(2) To provide a reasonable support for those persons actually dependent upon the services of any rescue or EMS worker who may lose his or her life in the service of his or her town, county, city, or the State, either by accident or from disease contracted or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

$5 00 MAR 24 1995

PRINCIPAL CLERK

S D

SENATE DRS6567-LL156(3.20)

Short Title: Greene Corr. Center Funds. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF FORTY SEGREGATION CELLS AND A MULTIPURPOSE BUILDING AT GREENE CORRECTIONAL CENTER.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Administration, Office of State Construction, the sum of two million eight hundred nineteen thousand nine hundred dollars ($2,819,900) for the 1995-96 fiscal year for the construction of 40 segregation cells at Greene Correctional Center.

Sec. 2. There is appropriated from the General Fund to the Department of Administration, Office of State Construction, the sum of three hundred fifteen thousand one hundred dollars ($315,100) for the 1995-96 fiscal year for the construction of a multipurpose building at Greene Correctional Center.

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 24 1995
PRINCIPAL CLERK

S

S501

D

SENATE DRS5572-LF176(3.2)

Short Title: Grandparent Child Supp. Liab. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE PARENTS OF A DEPENDENT CHILD WHO IS THE PARENT OF A DEPENDENT CHILD TO CONTRIBUTE TO THE SUPPORT OF THEIR GRANDCHILD.

The General Assembly of North Carolina enacts:

Section 1. G.S. 50-13.4(b) reads as rewritten:

"(b) In the absence of pleading and proof that the circumstances otherwise warrant, the father and mother shall be primarily liable for the support of a minor ~~child, and~~ child. In the absence of pleading and proof that the circumstances otherwise warrant, parents of a minor, unemancipated child who is the custodial or noncustodial parent of a child shall share this primarily liability for their grandchild's support with the minor parent, the court determining the proper share, until the minor parent reaches the age of 18 or becomes emancipated. In the absence of pleading and proof that the circumstances otherwise warrant, any other person, agency, organization or institution standing in loco parentis shall be secondarily liable for such support. Such other circumstances may include, but shall not be limited to, the relative ability of all the above-mentioned parties to provide support or the inability of one or more of them to provide support, and the needs and estate of the child. The judge may enter an order requiring any one or more of the above-mentioned parties to provide for the support of the child as may be appropriate in the particular case, and if appropriate the court may authorize the application of any separate estate of the child to his support. However, the judge may not order support to be paid by a person who is not the child's parent or an agency, organization or institution standing in loco parentis absent evidence and a finding that such person, agency, organization or institution has voluntarily assumed

NORTH CAROLINA GENERAL ASSEMBLY

~~AMENDMENT~~

SENATE BILL 501

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

S501-ALE-01

Page 1 of 1

Date 5/8, 1995

Comm. Sub. [ ]
Amends Title [ ]

Senator RAND

moves to amend the bill on page 1, line 11, by deleting the word "primarily" and substituting "primary".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5-8-95 FAILED _____ TABLED _____

45-0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

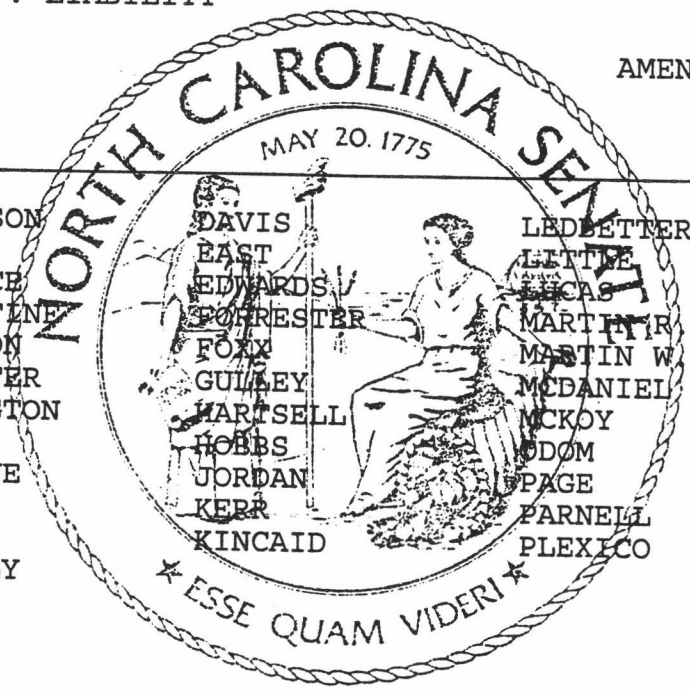
SEQ. 501/33-- 6:42 PM MAY 8, 1995 LEGISLATIVE DAY 5

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501

AMEND 1



AYE	45	ALBERTSON	DAVIS	LEDBETTER	PLYLER
		ALLRAN	EAST	LITTLE	RAND
		BALLANCE	EDWARDS	LUCAS	SAWYER
		BALLANTINE	FORRESTER	MARTIN R	SHAW
		BLACKMON	FOXX	MARTIN W	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	JORDAN	PAGE	WARREN
		CONDER	KERR	PARNELL	WEBSTER
		COOPER	KINCAID	PLEXICO	WINNER
		DANNELLY			
NO	0				

EXCUSED	0			
NOT CAST	3	BASNIGHT	HORTON	PERDUE
ABSENT	2	HOYLE	SMITH	
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

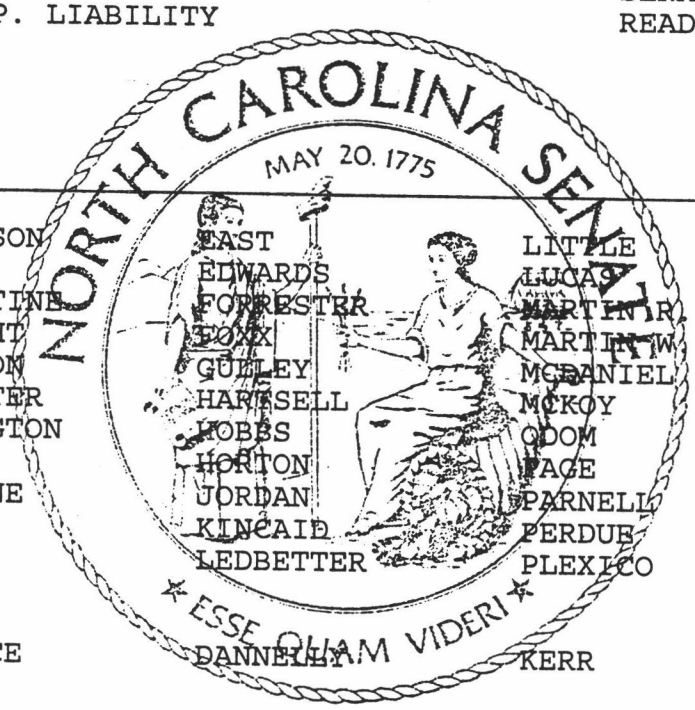
1995 SESSION

SEQ. 502/34-- 6:49 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501
READING 2



AYE	45	ALBERTSON	EAST	LITTLE	PLYLER
		ALLRAN	EDWARDS	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN,R.	SAWYER
		BASNIGHT	FOXX	MARTIN,W.	SHAW
		BLACKMON	GULLEY	MCDANIEL	SHERRON
		CARPENTER	HARTSELL	MCKOY	SIMPSON
		CARRINGTON	HOBBS	ODOM	SOLES
		CLARK	HORTON	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WARREN
		CONDER	KINCAID	PERDUE	WEBSTER
		COOPER	LEDBETTER	PLEXICO	WINNER
		DAVIS			
NO	3	BALLANCE	DANNELLY	KERR	

EXCUSED	0		
NOT CAST	0		
ABSENT	2	HOYLE	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

S. B. No. 501

COMMITTEE SUBSTITUTE _____

DATE 5/9/95

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

Rep.) Sen.) Ballance

moves to amend the bill on page 1, line 13

( ) WHICH CHANGES THE TITLE

by adding the words "Wage garnishment of Corrodpanents wages shall be prohibited" after the word "emancipated".

SIGNED [signature]

ADOPTED _____ FAILED 5-9-95 (14-30) TABLED S Fish

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

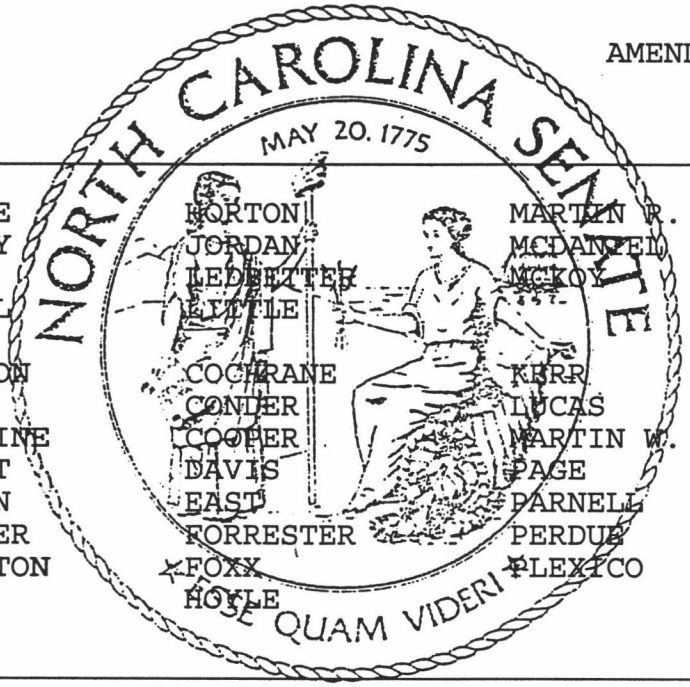
SEQ. 582/60-- 8:52 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501

AMEND 2



AYE	14	BALLANCE	HORTON	MARTIN R.	ODOM
		DANNELLY	JORDAN	MCDANIEL	SHAW
		GULLEY	LEDBETTER	MCKOY	SHERRON
		HARTSELL	LITTLE		
NO	30	ALBERTSON	COCHRANE	KERR	PLYLER
		ALLRAN	CONDER	LUCAS	RAND
		BALLANTINE	COOPER	MARTIN W.	SIMPSON
		BASNIGHT	DAVIS	PAGE	SPEED
		BLACKMON	EAST	PARNELL	WARREN
		CARPENTER	FORRESTER	PERDUE	WEBSTER
		CARRINGTON	FOXX	PLEXICO	WINNER
		CLARK	HOYLE		
EXCUSED	0				
NOT CAST	4	EDWARDS	KINCAID	SAWYER	SOLES
ABSENT	2	HOBBS	SMITH		
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 565/43-- 6:46 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501

AMEND 2

AYE	14	BALLANCE	HORTON	MARTIN R.	ODOM
		DANNELLY	JORDAN	MCDANIEL	SHAW
		GULLEY	LEDBETTER	MCKOY	SHERRON
		HARTSELL	LITTLE		
NO	30	ALBERTSON	COCHRANE	KERR	PLYLER
		ALLRAN	CONDER	LUCAS	RAND
		BALLANTINE	COOPER	MARTIN W.	SIMPSON
		BASNIGHT	DAVIS	PAGE	SPEED
		BLACKMON	EAST	PARNELL	WARREN
		CARPENTER	FORRESTER	PERDUE	WEBSTER
		CARRINGTON	FOXX	PLEXICO	WINNER
		CLARK	HOYLE		

EXCUSED 0

NOT CAST	5	EDWARDS	KINCAID	SAWYER	SOLES
		HOBBS			

ABSENT 1 SMITH

PAIRS 0
AYE
NO

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

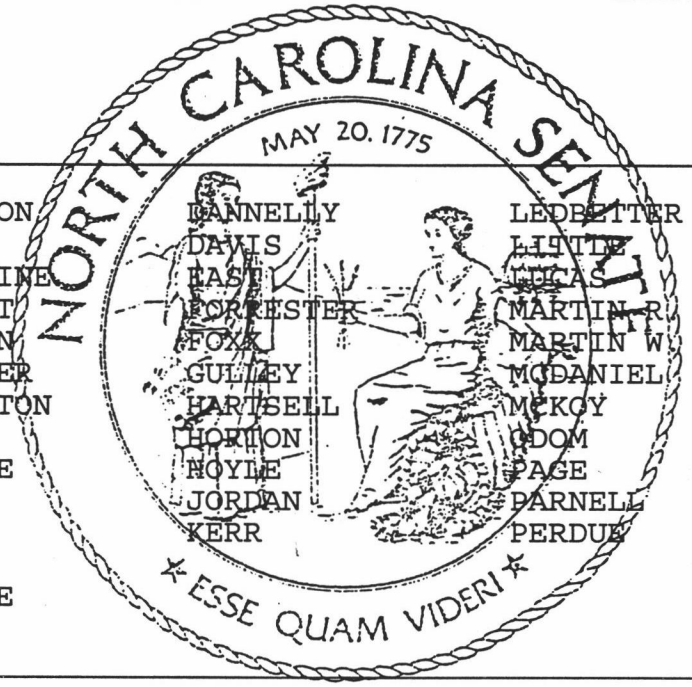
1995 SESSION

SEQ. 566/44-- 6:47 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501
READING 3



AYE	44	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		ALLRAN	DAVIS	LITTLE	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R	SHAW
		BLACKMON	FOXX	MARTIN W	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	1	BALLANCE			

EXCUSED	0				
NOT CAST	4	EDWARDS	HOBBS	KINCAID	SAWYER
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

NTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 582/60-- 8:52 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

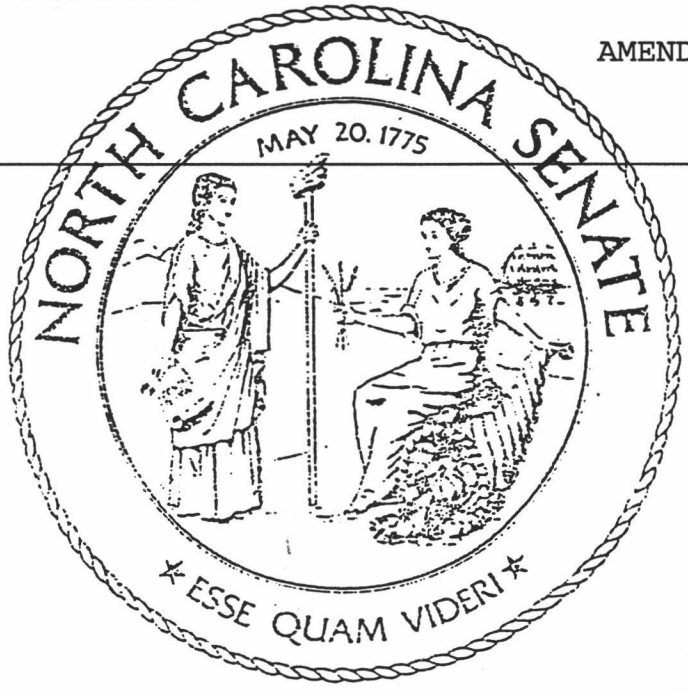
RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501

AMEND 2

RECORDED
ABSENT 1 HOBBS
ADJUSTED TOTAL
AYE 14
NO 30
NOT CAST 4
ABSENT 2

PY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 583/61-- 8:54 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501
READING 3



RECORDED		
ABSENT	1	HOBBS
ADJUSTED TOTAL		
AYE	44	
NO	1	
NOT CAST	3	
ABSENT	2	

PY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

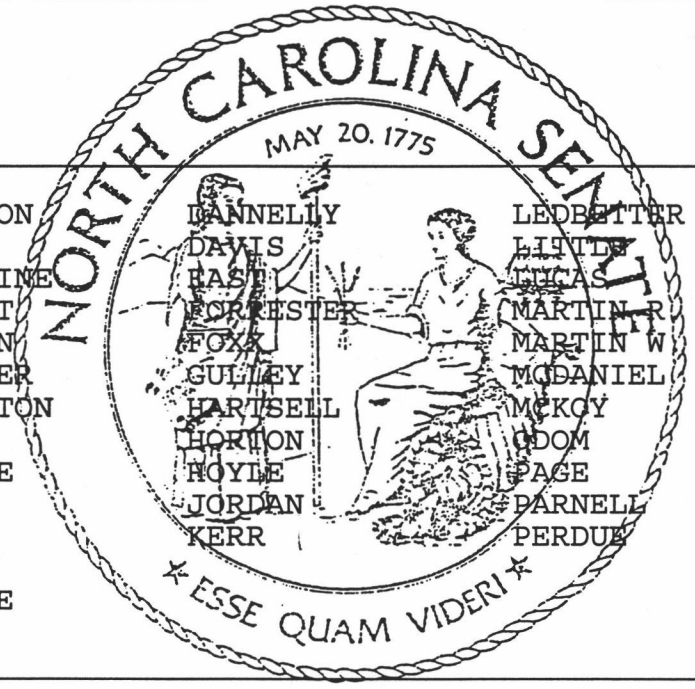
1995 SESSION

SEQ. 583/61-- 8:54 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY

SENATE BILL 501
READING 3



AYE	44	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		ALLRAN	DAVIS	LITTLE	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R	SHAW
		BLACKMON	FOXX	MARTIN W	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	1	BALLANCE			

EXCUSED	0			
NOT CAST	3	EDWARDS	KINCAID	SAWYER
ABSENT	2	HOBBS	SMITH	
PAIRS	0			
AYE				
NO				

(COPY)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 944
LEGISLATIVE DAY 73
S501
READING 2

5/31/95
2:51 PM
IN CHAIR: SPEAKER

GRANDPARENT CHILD SUPPORT LIABILITY

AYES - 94

ADAMS	DAUGHTRY	JUSTUS	PULLEY
ALDRIDGE	DAVIS	KISER	RAYFIELD
ALEXANDER	DECKER	LEE	REDWINE
ALLRED	DICKSON	LINNEY	REYNOLDS
BARBEE	DOCKHAM	LOCKE	RICHARDSON
BEALL	EARLE	LUEBKE	ROBINSON, G.
BERRY	EASTERLING	MCALLISTER	ROBINSON, J.
BOWIE	EDDINS	MCCOMAS	RUSSELL
BOYD-MCINTYRE	EDWARDS	MCCOMBS	SEXTON
BRASWELL	ESPOSITO	MCCRARY	SHARPE
BRAWLEY	FOX	MCLAUGHLIN	SHAW
BROWN, J.	GAMBLE	MCMAHAN	SHERRILL
BROWN, W.	GARDNER	MILLER, G.	SHUBERT
BUCHANAN	GRADY	MILLER, K.	THOMPSON
CANSLER	GRAY	MINER	WAINWRIGHT
CAPPS	HAYES	MITCHELL	WARNER
CARPENTER	HIATT	MORGAN	WATSON
CHURCH	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, C.
COCKLEREECE	HOLMES	NYE	WILSON, G.
CRAWFORD	HOWARD	OWENS	WOOD
CULP	HUNT	PATE	WRIGHT
CULPEPPER	HURLEY	PRESTON	YONGUE
CUMMINGS	IVES		

NOES - 11

BAKER	HENSLEY	MICHAUX	TOLSON
BARNES	HUNTER, H.	OLDHAM	WOMBLE
HACKNEY	LEMMOND	SUTTON	

EXCUSED ABSENCE - 3

ARNOLD	FITCH	MERCER

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	BOWEN	ELLIS	ROGERS
BLACK	CREECH	HUNTER, R.	TALLENT
BLUE	CUNNINGHAM	RAMSEY	WEATHERLY

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE June 6, 1995

S. B. No. 501 2nd Ed. Amendment No. 1 (to be filled in by Principal Clerk)

Rep.) Linney
Sen.)

moves to amend the bill on page 2, line 9,

by rewriting that line to read:

"includes the father of ~~an illegitimate child.~~ a child born out-of-wedlock and the parents of"

SIGNED _____

ADOPTED 6/6/95 FAILED _____ TABLED _____

77-26 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

CV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1002
LEGISLATIVE DAY 76
S501
READING 3

6/06/95
2:53 PM
IN CHAIR: SPEAKER

AMEND #1 Linney
GRANDPARENT CHILD SUPPORT LIABILITY

AYES - 77

ADAMS	DAUGHTRY	LEMMOND	REYNOLDS
ALEXANDER	DICKSON	LINNEY	RICHARDSON
BAKER	EARLE	LOCKE	ROBINSON, G.
BARBEE	EASTERLING	LUEBKE	RUSSELL
BARNES	EDWARDS	MCALLISTER	SEXTON
BEALL	ESPOSITO	MCCOMAS	SHARPE
BLACK	FOX	MCCRARY	SHAW
BOWEN	GARDNER	MCMAHAN	SHERRILL
BOWIE	GRAY	MERCER	SHUBERT
BOYD-MCINTYRE	HACKNEY	MICHAUX	TALLENT
BRASWELL	HAYES	MILLER, G.	TOLSON
BROWN, W.	HENSLEY	MORGAN	WAINWRIGHT
BUCHANAN	HIGHTOWER	OLDHAM	WARNER
CANSLER	HILL	OWENS	WATSON
CHURCH	HOWARD	PATE	WILKINS
CLARY	HUNT	PRESTON	WILSON, G.
COCKLEREECE	HUNTER, H.	PULLEY	WOMBLE
CULP	HUNTER, R.	RAYFIELD	WRIGHT
CULPEPPER	LEE	REDWINE	YONGUE
CUMMINGS			

NOES - 26

ALDRIDGE	CREECH	HOLMES	NICHOLS
ALLRED	DAVIS	HURLEY	NYE
ARNOLD	DECKER	IVES	ROBINSON, J.
BERRY	DOCKHAM	KISER	SUTTON
BROWN, J.	EDDINS	MCCOMBS	WEATHERLY
CAPPS	ELLIS	MITCHELL	WOOD
CRAWFORD	HIATT		

EXCUSED ABSENCE - 4

BLUE	FITCH	NEELY	THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	GAMBLE	MCLAUGHLIN	RAMSEY
BRAWLEY	GRADY	MILLER, K.	ROGERS
CARPENTER	JUSTUS	MINER	WILSON, C.
CUNNINGHAM			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 501

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

S501-ALF-001

Date June 6 ,1995

Comm. Sub. [ ]
Amends Title [ ]
2nd edition

Representative Barnes

moves to amend the bill on page 1, line 13,
by inserting immediately after the period the following new
language:
"If both the parents of the child requiring support were
unemancipated minors at the time of the child's conception, the
parents of both minor parents share primary liability for their
grandchild's support until both minor parents reach the age of 18 or
become emancipated. If only one parent of the child requiring
support was an unemancipated minor at the time of the child's
conception, the parents of both parents are liable for any
arrearages in child support owed by the adult or emancipated parent
until the other parent reaches the age of 18 or becomes
emancipated.";
and, on page 2, line 11,
by inserting between the period and the quotation marks the
following new language:
"If both the parents of the child requiring support were
unemancipated minors at the time of the child's conception, the
parents of both minor parents share primary liability for their
grandchild's support until both minor parents reach the age of 18 or
become emancipated. If only one parent of the child requiring
support was an unemancipated minor at the time of the child's
conception, the parents of both parents are liable

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 501

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

S501-ALF-001

for any arrearages in child support owed by the adult or emancipated parent until the other parent reaches the age of 18 or becomes emancipated."

SIGNED Ursula Bassos
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/6/95 FAILED _____ TABLED _____

100-9 EV

CV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 1003
GISLATIVE DAY 76
S501
READING 3

6/06/95
3:00 PM
IN CHAIR: SPEAKER

AMEND #2 - Barnes'
GRANDPARENT CHILD SUPPORT LIABILITY

AYES - 100

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

NOES - 9

BAKER	CLARY	HOLMES	MILLER, K.
CANSLER	DOCKHAM	KISER	SHUBERT
CARPENTER			

EXCUSED ABSENCE - 4

BLUE	FITCH	NEELY	THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BRAWLEY	CUNNINGHAM	SUTTON
BARBEE	CRAWFORD	EDWARDS	

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1021
LEGISLATIVE DAY 77
S501
READING 3

6/07/95
1:58 PM
IN CHAIR: SPEAKER

GRANDPARENT CHILD SUPPORT LIABILITY
MOTION #3 Rep Richardson calls the previous question

AYES - 85

ALDRIDGE	CULP	IVES	REDWINE
ALEXANDER	CULPEPPER	KISER	REYNOLDS
ALLRED	CUMMINGS	LEE	RICHARDSON
ARNOLD	DAVIS	MCCOMAS	ROBINSON, G.
BAKER	DECKER	MCCOMBS	ROBINSON, J.
BARBEE	DICKSON	MCCRARY	ROGERS
BARNES	DOCKHAM	MCMAHAN	RUSSELL
BEALL	EARLE	MERCER	SEXTON
BERRY	EASTERLING	MILLER, G.	SHARPE
BLACK	EDDINS	MILLER, K.	SHAW
BOWEN	EDWARDS	MITCHELL	SHERRILL
BOWIE	ELLIS	MORGAN	SUTTON
BRAWLEY	FOX	NEELY	TALLENT
BROWN, J.	GAMBLE	NICHOLS	TOLSON
BROWN, W.	GRADY	OLDHAM	WAINWRIGHT
BUCHANAN	GRAY	OWENS	WATSON
CAPPS	HIATT	PATE	WEATHERLY
CARPENTER	HILL	PRESTON	WILKINS
CHURCH	HOLMES	PULLEY	WILSON, C.
CLARY	HOWARD	RAMSEY	WILSON, G.
COCKLEREECE	HURLEY	RAYFIELD	YONGUE
CREECH			

NOES - 25

ADAMS	FITCH	LINNEY	MINER
BLUE	GARDNER	LOCKE	NYE
BOYD-MCINTYRE	HACKNEY	LUEBKE	WARNER
BRASWELL	HAYES	MCALLISTER	WOMBLE
CANSLER	HIGHTOWER	MCLAUGHLIN	WOOD
CUNNINGHAM	HUNT	MICHAUX	WRIGHT
DAUGHTRY			

EXCUSED ABSENCE - 3

HUNTER, R.	JUSTUS	SHUBERT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	ESPOSITO	HUNTER, H.	THOMPSON
CRAWFORD	HENSLEY	LEMMOND	

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1022
LEGISLATIVE DAY 77
S501
READING 3

6/07/95
1:58 PM
IN CHAIR: SPEAKER

GRANDPARENT CHILD SUPPORT LIABILITY

AYES - 86

ADAMS	CULPEPPER	KISER	REYNOLDS
ALDRIDGE	CUMMINGS	LEE	RICHARDSON
ALEXANDER	DAUGHTRY	LEMMOND	ROBINSON, G.
ARNOLD	DAVIS	MCALLISTER	ROBINSON, J.
BARBEE	DECKER	MCCOMAS	ROGERS
BARNES	DICKSON	MCCOMBS	RUSSELL
BEALL	DOCKHAM	MCCRARY	SEXTON
BERRY	EASTERLING	MCMAHAN	SHARPE
BLACK	EDWARDS	MERCER	SHAW
BLUE	ESPOSITO	MILLER, G.	SHERRILL
BOWIE	GAMBLE	MILLER, K.	SUTTON
BRAWLEY	GARDNER	MINER	TALLENT
BROWN, J.	GRADY	MITCHELL	TOLSON
BROWN, W.	GRAY	MORGAN	WAINWRIGHT
BUCHANAN	HAYES	NEELY	WATSON
CAPPS	HIATT	NICHOLS	WEATHERLY
CARPENTER	HILL	OLDHAM	WILKINS
CHURCH	HOLMES	PATE	WILSON, C.
CLARY	HOWARD	PRESTON	WILSON, G.
COCKLEREECE	HUNT	RAMSEY	WRIGHT
CREECH	HURLEY	RAYFIELD	YONGUE
CULP	IVES		

NOES - 28

ALLRED	CUNNINGHAM	HENSLEY	NYE
BAKER	EARLE	HIGHTOWER	OWENS
BOWEN	EDDINS	LINNEY	PULLEY
BOYD-MCINTYRE	ELLIS	LOCKE	REDWINE
BRASWELL	FITCH	LUEBKE	WARNER
CANSLER	FOX	MCLAUGHLIN	WOMBLE
CRAWFORD	HACKNEY	MICHAUX	WOOD

EXCUSED ABSENCE - 3

HUNTER, R.	JUSTUS	SHUBERT

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HUNTER, H.	THOMPSON

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 951/36-- 6:55 PM JUNE 12, 1995 LEGISLATIVE DAY 79

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY
2ND EDITION

SENATE BILL 501

HOUSE AMDS. NO. 1 & 2

MOTION 8
TO CONCUR

AYE 1 PAGE

NO 46

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

EXCUSED 0

NOT CAST 1 KINCAID

ABSENT 2 EDWARDS SAWYER

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1500/21-- 4:30 PM JULY 28, 1995 LEGISLATIVE DAY 108

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENT/CHILD SUPP. LIABILITY
2ND EDITION

SENATE BILL 501

AFTER RECONSIDERATION

MOTION 8
TO CONCUR

AYE	41	ALBERTSON	DAVIS	LUCAS	RAND
		ALLRAN	EAST	MARTIN R.	SAWYER
		BALLANTINE	EDWARDS	MARTIN W.	SHAW
		BASNIGHT	FOXX	MCDANIEL	SHERRON
		BLACKMON	GULLEY	MCKOY	SIMPSON
		CARPENTER	HARTSELL	ODOM	SOLES
		CARRINGTON	HOBBS	PAGE	SPEED
		CLARK	HOYLE	PARNELL	WARREN
		COCHRANE	LEDBETTER	PERDUE	WEBSTER
		COOPER	LITTLE	PLYLER	WINNER
		DANNELLY			
NO	1	BALLANCE			

EXCUSED	0				
NOT CAST	4	CONDER	HORTON	JORDAN	KERR
ABSENT	4	FORRESTER	KINCAID	PLEXICO	SMITH
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S502

MAR 24 1995

D

SENATE DRS7587-LF103A(1.18)

PRINCIPAL CLERK

Short Title: Asst. Living Req./AB. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE LICENSING AND REGISTRATION OF ASSISTED LIVING FACILITIES AND TO REPLACE THE ARCHAIC TERM "DOMICILIARY" CARE WITH THE TERM "ADULT" CARE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-32.2(c) reads as rewritten:

"(c) 'Health Care Facility' shall include hospitals, skilled nursing facilities, intermediate care facilities, intermediate care facilities for the mentally retarded, psychiatric facilities, rehabilitation facilities, kidney disease treatment centers, home health agencies, ambulatory surgical facilities, and any other health care related facility whether publicly or privately owned.

'Residential Care Facility' shall include ~~homes for the aged and disabled, family care homes, group homes for developmentally disabled adults, adult foster care homes,~~ adult care homes and any other residential care related facility whether publicly or privately owned."

Sec. 2. G.S. 28A-25-6(f) reads as rewritten:

"(f) If no administrator has been appointed, the clerk of superior court shall disburse the money received under this section for the following purposes and in the following order:

(1) To pay the surviving spouse's year's allowance and children's year's allowance assigned in accordance with law;

(2) Repealed by Session Laws 1981, c. 383, s. 3.

(3) Repealed by Session Laws 1981, c. 383, s. 3.

(4) All other claims shall be disbursed according to the order set out in G.S. 28A-19-6.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 502

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

S502-ALN-002

Date 5/9, 1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Winner

moves to amend the bill on page 6, lines 6 through 8, by rewriting the lines to read: "home care or hospice agencies. The"; and

further moves to amend the bill on page 8, lines 16 and 17, by inserting between the lines the following:

"(a1) Persons not to be cared for in adult care homes. Adult care homes shall not care for individuals with any of the following conditions or care needs:

(1) ventilator dependency;
(2) individuals requiring continuous licensed nursing care;
(3) individuals whose physician certifies that placement is no longer appropriate;
(4) individuals whose health needs cannot be met in the specific adult care home as determined by the residence, and
(5) such other medical and functional care needs as the Social Services Commission determines cannot be properly met in an adult care home.

(a2) Persons not to be cared for in multiunit independent housing with services. Multiunit independent housing with services shall not care for individuals with any of the following conditions or care needs:

(1) ventilator dependency;
(2) dermal ulcers III and IV, except those stage III ulcers which are determined by an independent physician to be healing;
(3) intravenous therapy or injections directly into the vein, except for intermittent intravenous therapy managed by a home care of hospice agency licensed in this State;

see page three

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 502

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

S502-ALN-002

(4) airborne infectious disease in a communicable state that requires isolation of the individual or requires special precautions by the caretaker to prevent transmission of the disease, including diseases such as tuberculosis and excluding infections such as the common cold;
(5) psychotropic medications without appropriate diagnosis and treatment plans;
(6) nasogastric tubes;
(7) gastric tubes except when the individual is capable of independently feeding himself and caring for the tube, or as managed by a home care or hospice agency licensed in this State;
(8) individuals requiring continuous licensed nursing care;
(9) individuals whose physician certifies that placement is no longer appropriate;
(10) unless the individual's independent physician determines otherwise, individuals who require maximum physical assistance as documented by a uniform assessment instrument and who meet Medicaid nursing facility level-of-care criteria as defined in the State Plan for Medical Assistance. Maximum physical assistance means that an individual has a rating of total dependence in four or more of the seven activities of daily living as document on a uniform assessment instrument;
(11) individuals whose health needs cannot be met in the specific multiunit independent housing with services as determined by the residence; and
(12) such other medical and functional care needs as the Social Services Commission determines cannot be properly met in multiunit independent housing with services.

(a3) Hospice care. At the request of the resident, hospice care may be provided in an assisted living residence under the same requirements for hospice programs as described in Article 10 of Chapter 131E of the General Statutes.; and

further moves to amend the bill on page 10, lines 38 and 39, by deleting the words "by interpreting Medicare regulations and any changes in Medicare regulations" and substituting the phrase "provided by assisted living residences"; and

further moves to amend the bill on page 10, line 41,

see page three

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 502

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

S502-ALN-002

by deleting the words "provider or" and substituting the word "provider,"; and

further moves to amend the bill on page 10, line 42, by deleting the word "agency." and substituting the words "agency, or hospice."; and

further moves to amend the bill on page 15, lines 9 through 11, by rewriting the lines to read: "home care or hospice agencies. The".

SIGNED Leslie Winner
Amendment Sponsor

SIGNED Jeanne H. Lucas
Committee Chair if Senate Committee Amendment

ADOPTED 5-10-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 504/20-- 4:31 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

RAND
ASSISTED LIVING REQ./AB

SENATE BILL 502
READING 2

AYE	39	ALBERTSON	DANNELLY	KERR	PARNELL
		BALLANCE	DAVIS	KINCAID	PLEXICO
		BASNIGHT	EAST	LEDBETTER	PLYLER
		BLACKMON	FORRESTER	LITTLE	SHAW
		CARPENTER	FOXX	LUCAS	SHERRON
		CARRINGTON	GULLEY	MARTIN R	SIMPSON
		CLARK	HARTSELL	MARTIN W	SOLES
		COCHRANE	HOBBS	MCKOY	SPEED
		CONDER	NOYLE	ODOM	WINNER
		COOPER	JORDAN	PAGE	
NO	3	BALLANTINE	MCDANIEL	WEBSTER	
EXCUSED	0				
NOT CAST	6	ALLRAN	PERDUE	SAWYER	WARREN
		HORTON	RAND		
ABSENT	2	EDWARDS	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 502

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

S502-ALB-1

Page 1 of 3

Date July 28, 1995

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

Rep. Clary

moves to amend the bill on page 27, line 12, by deleting "July 1", and substituting "October 1"

further moves to amend the bill on page 6, lines 14 and 15, by deleting "July 1", and substituting "October 1".

further moves to amend the bill on page 5, line 32, by deleting "(1a)", and substituting "(1b)".

further moves to amend the bill on page 13, line 42, through page 15, line 18, by rewriting those lines to read:

"Sec. 9. G.S. 131D-4.1 as added by Chapter 449 of the 1995 Session Laws reads as rewritten:

'§ 131D-4.1. ~~Domiciliary~~ Adult care homes; legislative intent.

The General Assembly finds and declares that the ability to exercise personal control over one's life is fundamental to human dignity and quality of life and that dependence on others for some assistance with daily life activities should not require surrendering personal control of informed decision making or risk taking in all areas of one's life.

The General Assembly intends to ensure that ~~domiciliary~~ adult care homes provide services that assist the residents in such a way as to assure quality of life and maximum flexibility in meeting individual needs and preserving individual autonomy.'

Sec. 10. G.S. 131D-4.1 as enacted by Chapter 449 of the 1995 Session Laws reads as rewritten:

'§ 131D-4.2. ~~Domiciliary~~ Adult care homes; family care homes; annual cost reports; exemptions; enforcement.

(a) Except for family care homes, ~~domiciliary~~ adult care homes with a licensed capacity of seven to twenty beds, which are licensed pursuant to this Chapter, to Chapter 122C of the General Statutes, and to Chapter 131E of the General Statutes, shall submit audited reports of actual costs to the Department at least every two years

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 502

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

S502-ALB-1

in accordance with rules adopted by the Department under G.S. 143B-10. For years in which an audited report of actual costs is not required, an annual cost report shall be submitted to the Department in accordance with rules adopted by the Department under G.S. 143B-10.

(b) Except for family care homes, ~~domiciliary~~ adult care homes with a licensed capacity of twenty-one beds or more, which are licensed pursuant to this Chapter, to Chapter 122C of the General Statutes, and to Chapter 131E of the General Statutes, shall submit annual audited reports of actual costs to the Department of Human Resources, in accordance with rules adopted by the Department under G.S. 143B-10.

(c) Family care homes shall submit annual cost reports to the Department of Human Resources, in accordance with rules adopted by the Department under G.S. 143B-10.

(d) Facilities that do not receive State/County Special Assistance or Medicaid personal care are exempt from the reporting requirements of this section.

(e) The first audited cost report shall be for the period from January 1, 1995, through September 30, 1995, and shall be due March 1, 1996. Thereafter, the annual reporting period shall be October 1 through September 30, with the annual report due by the following March 1.

(f) The Department shall have the authority to conduct audits and review audits submitted pursuant to subsections (a), (b), and (c) above.

(g) The Department may take either or both of the following actions to enforce compliance by a facility with this section, or to punish noncompliance:

(1) Seek a court order to enforce compliance;
(2) Suspend or revoke the facility's license, subject to the provisions of Chapter 150B of the General Statutes.

(h) The report documentation shall be used to adjust the ~~domiciliary~~ adult care home rate annually, an adjustment that is in addition to the annual standard adjustment for inflation as determined by the Office of State Budget and Management. The Department of Human Resources shall adopt rules for the rate-setting methodology and audited cost reports in accordance with G.S. 143B-10.'

Sec. 10.1. G.S. 131D-4.3 as enacted by Chapter 449 of the 1995 Session Laws reads as rewritten:

'§ 131D-4.3. ~~Domiciliary~~ Adult care home rules.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 502

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

S502-ALB-1

(a) Pursuant to G.S. 143B-153, the Social Services Commission shall adopt rules to ensure at a minimum, but shall not be limited to, the provision of the following by ~~domiciliary~~ adult care homes:

(1) Client assessment and independent case management;

(2) A minimum of 75 hours of training for personal care aides performing heavy care tasks and a minimum of 40 hours of training for all personal care aides. The training for aides providing heavy care tasks shall be comparable to State-approved Certified Nurse Aide I training. For those aides meeting the 40-hour requirement, at least 20 hours shall be classroom training to include at a minimum:

a. Basic nursing skills;
b. Personal care skills;
c. Cognitive, behavioral, and social care;
d. Basic restorative services; and
e. Residents' rights.

A minimum of 20 hours of training shall be provided for aides in family care homes that do not have heavy care residents. Persons who either pass a competency examination developed by the Department of Human Resources, have been employed as personal care aides for a period of time as established by the Department, or meet minimum requirements of a combination of training, testing, and experience as established by the Department shall be exempt from the training requirements of this subdivision;

(3) Monitoring and supervision of residents; and

(4) Oversight and quality of care as stated in G.S. 131D-4.1.

(b) Rules to implement this section shall be adopted as emergency rules in accordance with Chapter 150B of the General Statutes. These rules shall be in effect no later than January 1, 1996.

(c) The Department may suspend or revoke a facility's license, subject to the provisions of Chapter 150B, to enforce compliance by a facility with this section or to punish noncompliance.'"

SIGNED Debbie A. Clary
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/26/95 FAILED _____ TABLED _____

104-12

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

EQ. # 1771
EGISLATIVE DAY 107
S502 HCS #2
READING 2

7/28/95
6:00 PM
IN CHAIR: SPEAKER

AMEND #1 Rep. Clary
ASSISTED LIVING REQUIREMENT/AB

AYES - 104

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

NOES - 1

EDWARDS

EXCUSED ABSENCE - 8

BARNES	BRASWELL	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CRAWFORD	DAUGHTRY	RUSSELL
CAPPS	CUNNINGHAM	ELLIS	

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

SEQ. # 1772
LEGISLATIVE DAY 107
S502 HCS #2
READING 2

7/28/95
6:02 PM
IN CHAIR: SPEAKER

ROLL CALL

ASSISTED LIVING REQUIREMENT/AB

AYES - 103

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

NOES - 1

BLUE

EXCUSED ABSENCE - 8

BARNES	BRASWELL	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CRAWFORD	DAUGHTRY	FITCH
BLACK	CUNNINGHAM	ELLIS	HOLMES

S502 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1520/8-- 8:37 AM | JULY 29, 1995 | LEGISLATIVE DAY 109

LT. GOVERNOR WICKER -- Presiding

RAND
ASSISTED LIVING REQ./AB
HOUSE COM SUB NO.2/5TH EDITION

SENATE BILL 502

MOTION 8
TO CONCUR

YE	41	ALBERTSON	DAVIS	LITTLE	PLYLER
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	FOXX	MARTIN R.	SAWYER
		BALLANTINE	GULLEY	MARTIN W.	SHERRON
		BLACKMON	HARTSELL	MCDANIEL	SIMPSON
		CARPENTER	HOBBS	MCKOY	SOLES
		CARRINGTON	HOYLE	ODOM	SPEED
		CLARK	JORDAN	PAGE	WARREN
		COCHRANE	KERR	PARNELL	WEBSTER
		COOPER	LEDBETTER	PERDUE	WINNER
		DANNELLY			
NO	0				
EXCUSED	0				
OT CAST	3	BASNIGHT	KINCAID	SHAW	
BSENT	6	CONDER	FORRESTER	PLEXICO	SMITH
		EDWARDS	HORTON		
AIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 24 1995

PRINCIPAL CLERK

S

S503

D

SENATE DRS4580-LK081(2.9)

Short Title: Farm CDL Amendments. (Public)

Sponsors: Senator Speed.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO ISSUE RESTRICTED COMMERCIAL DRIVERS LICENSES TO SEASONAL DRIVERS FOR CERTAIN FARM-RELATED SERVICES INDUSTRIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-37.13 is amended by adding a new subsection to read:

"(c1) The Division may waive the knowledge and skill testing requirements for applicants who are seasonal employees of custom harvesters, farm retail outlets and suppliers, agri-chemical businesses, or livestock feeders as defined and permitted by the Commissioner. All other requirements of this Article shall apply to persons applying for and issued a commercial drivers license under this subsection. In addition, the following restrictions shall apply to licenses issued pursuant to this subsection:

(1) An applicant who has more than two years experience as a driver with any class of drivers license shall certify that during the two-year period immediately prior to applying, he:

a. Has not had more than one license, except during the 10-day period beginning on the date he is issued a drivers license;

b. Has not had any licenses suspended, revoked, or cancelled;

c. Has not had any conviction for any type of motor vehicle for any of the disqualifying offenses listed in G.S. 20-17.4;

d. Has not had more than one conviction for any type of motor vehicle for serious traffic violations; and

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1414/20-- 7:05 PM JULY 24, 1995 LEGISLATIVE DAY 10

LT. GOVERNOR WICKER -- Presiding

SPEED
ALLOW SEASONAL, RESTRICTED CDL
COM SUB/2ND EDITION

SENATE BILL 503
READING 2

AYE	46	ALBERTSON	DANNELLY	LITTLE	PLYLER
		ALLRAN	FORRESTER	LUCAS	SAWYER
		BALLANCE	FOXX	MARTIN R.	SHAW
		BALLANTINE	GULLEY	MARTIN W.	SHERRON
		BASNIGHT	HARTSELL	MCDANIEL	SIMPSON
		BLACKMON	HOBBS	MCKOY	SMITH
		CARPENTER	HORTON	ODOM	SOLES
		CARRINGTON	HOYLE	PAGE	SPEED
		CLARK	JORDAN	PARNELL	WARREN
		COCHRANE	KERR	PERDUE	WEBSTER
		CONDER	KINCAID	PLEXICO	WINNER
		COOPER	LEDBETTER		
NO	2	DAVIS	EAST		

EXCUSED	0	
NOT CAST	1	RAND
ABSENT	1	EDWARDS
PAIRS	0	
AYE		
NO		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1415/21-- 7:09 PM JULY 24, 1995 LEGISLATIVE DAY 104

LT. GOVERNOR WICKER -- Presiding

SPEED
ALLOW SEASONAL, RESTRICTED CDL
COM SUB/2ND EDITION

SENATE BILL 503

MOTION 4
TO POSTPONE

AYE	35	ALLRAN	FORRESTER	MARTIN W.	SHAW
		BALLANTINE	FOXX	MCDANIEL	SIMPSON
		BASNIGHT	GULLEY	MCKOY	SMITH
		BLACKMON	HARTSELL	ODOM	SOLES
		CARRINGTON	HORTON	PAGE	SPEED
		CLARK	KINCAID	PERDUE	WARREN
		COCHRANE	LEDBETTER	PLEXICO	WEBSTER
		DAVIS	LITTLE	RAND	WINNER
		EAST	MARTIN R.	SAWYER	
NO	14	ALBERTSON	COOPER	JORDAN	PARNELL
		BALLANCE	DANNELLY	KERR	PLYLER
		CARPENTER	HOBBS	LUCAS	SHERRON
		CONDER	HOYLE		

EXCUSED 0

NOT CAST 0

ABSENT 1 EDWARDS

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1420/26-- 7:25 PM JULY 24, 1995 LEGISLATIVE DAY 10

LT. GOVERNOR WICKER -- Presiding

SPEED
ALLOW SEASONAL, RESTRICTED CDL
COM SUB/2ND EDITION

SENATE BILL 503
READING 3

AYE	45	ALBERTSON	DANNELLY	KERR	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	SHAW
		BALLANTINE	FORRESTER	LUCAS	SHERRON
		BASNIGHT	FOXX	MARTIN R.	SIMPSON
		BLACKMON	GULLEY	MARTIN W.	SMITH
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
		COOPER			
NO	0				
EXCUSED	0				
NOT CAST	4	KINCAID	MCDANIEL	RAND	SAWYER
ABSENT	1	EDWARDS			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 5 0 4 MAR 24 1995

S D

PRINCIPAL CLERK

SENATE DRSA541-LDQ073(2.28)

Short Title: Meat/Poultry Inspection Funds. (Public)

Sponsors: Senator Speed.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR MEAT AND POULTRY INSPECTION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of one hundred thirty-four thousand three hundred eighty-one dollars ($134,381) for the 1995-96 fiscal year and the sum of one hundred thirty-four thousand three hundred eighty-one dollars ($134,381) for the 1996-97 fiscal year for the cost of inspecting wholesale meat operations and wholesale poultry operations in order to maintain an inspection program that satisfies the requirements of the Federal Meat Inspection Act, as codified in scattered sections of 21 U.S.C., as amended, and the federal Poultry Products Inspection Act, 21 U.S.C. §§ 451-469, as amended.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS5569-LN124(3.16)

FILED - SENATE
S 5 0 5 MAR 2 7 1995
PRINCIPAL CLERK

Short Title: Local Boards of Health. (Public)

Sponsors: Senator Kincaid.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE GROUNDS FOR REMOVAL OF A MEMBER OF A LOCAL BOARD OF HEALTH.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-35(g) reads as rewritten:

"(g) A member may be removed from office by the county board of commissioners ~~for cause.~~ for:

(1) Commission of a felony or other crime involving moral turpitude;

(2) Violation of a State law or a written policy adopted by the county board of commissioners governing conflict of interest;

(3) Habitual failure to attend meetings;

(4) Immoral or dishonorable personal conduct so as to discredit the member's office; or

(5) Failure to maintain qualifications for appointment required under subsection (a) of this section.

A board member may be removed only after the member has been given written notice of the basis for removal and has had the opportunity to respond in person or through counsel in a hearing before the county board of commissioners. The hearing shall take place not less than 10 days after the board member receives the written notice for the basis of removal."

Sec. 2. G.S. 130A-37(h) reads as rewritten:

"(h) A member may be removed from office by the district board of health ~~for cause.~~ for:

(1) Commission of a felony or other crime involving moral turpitude;

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
SENATE BILL 505

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

S505-ARV-001

Date May 2 ,1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Kincaid

moves to amend the bill on page 1, line 15,
and again on page 2, line 8,
by

deleting "(a)" and substituting "(b)".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5-3-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 505

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

S505-ARV-2

Date 5-3 ,1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Ballance

moves to amend the bill on page 1, lines 12 and 13,
and again on page 2, lines 5 and 6,
by
rewriting those lines to read:
"(4) Conduct that tends to bring the office into disrepute; or".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5-3-95 (46-0) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 434/10-- 3:19 PM MAY 3, 1995 LEGISLATIVE DAY 57

SENATOR BASNIGHT -- Presiding

KINCAID
LOCAL BOARDS OF HEALTH

SENATE BILL 505

AMEND 2



AYE	46	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R	SHAW
		BLACKMON	GULLEY	MARTIN W	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR		
NO	0				

EXCUSED	0				
NOT CAST	0				
ABSENT	4	FORRESTER	PERDUE	SMITH	SOLES
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

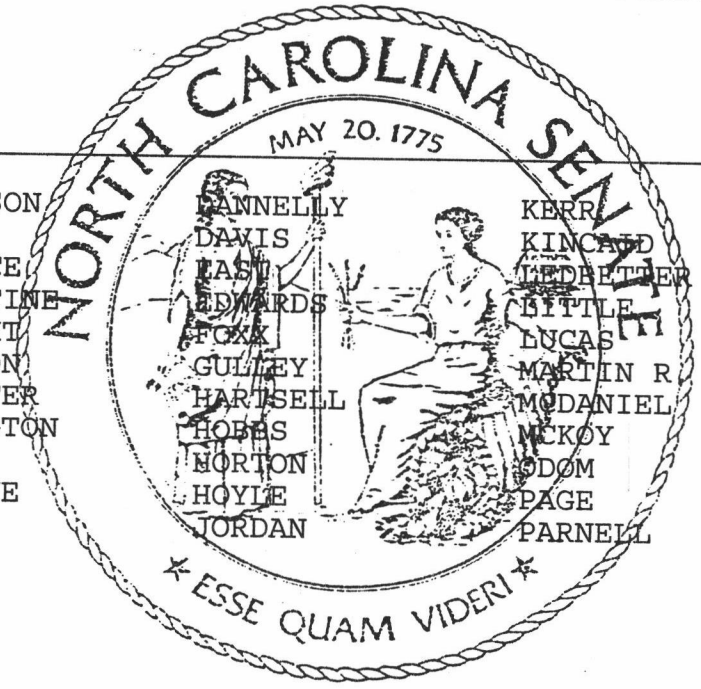
1995 SESSION

SEQ. 435/11-- 3:20 PM MAY 3, 1995 LEGISLATIVE DAY 57

SENATOR BASNIGHT -- Presiding

KINCAID
LOCAL BOARDS OF HEALTH

SENATE BILL 505
READING 2



AYE	45	ALBERTSON	FANNELLY	KERR	PLEXICO
		ALLRAN	DAVIS	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SAWYER
		BASNIGHT	FOXX	LUCAS	SHAW
		BLACKMON	GULLEY	MARTIN R	SHERRON
		CARPENTER	HARTSELL	MODANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	NORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER			
NO	0				

EXCUSED	0				
NOT CAST	1	MARTIN W.			
ABSENT	4	FORRESTER	PERDUE	SMITH	SOLES
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 436/12-- 3:21 PM MAY 3, 1995 LEGISLATIVE DAY 57

SENATOR BASNIGHT -- Presiding

KINCAID
LOCAL BOARDS OF HEALTH

SENATE BILL 505
READING 3



AYE	45	ALBERTSON	DANNELLY	KERR	PLEXICO
		ALLRAN	DAVIS	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SAWYER
		BASNIGHT	FOXX	LUCAS	SHAW
		BLACKMON	GULLEY	MARTIN R.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HURTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER			
NO	0				

EXCUSED	0				
NOT CAST	1	MARTIN W.			
ABSENT	4	FORRESTER	PERDUE	SMITH	SOLES
PAIRS	0				
AYE					
NO					

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1058
LEGISLATIVE DAY 79
S505 HCS
READING 2

6/12/95
7:33 PM
IN CHAIR: SPEAKER

LOCAL BOARDS OF HEALTH

AYES - 105

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

NOES - 1

MCALLISTER

EXCUSED ABSENCE - 6

BROWN, W.	NICHOLS	THOMPSON	WAINWRIGHT
BUCHANAN	SHARPE		

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	EDWARDS	LINNEY	WOOD
CUNNINGHAM	FITCH	MICHAUX	WRIGHT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 982/16-- 6:37 PM JUNE 14, 1995 LEGISLATIVE DAY 81

LT. GOVERNOR WICKER -- Presiding

KINCAID
LOCAL BOARDS OF HEALTH
HOUSE COM SUB/3RD EDITION

SENATE BILL 505

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DAVIS	LITTLE	PLYLER
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	EDWARDS	MARTIN R.	SHAW
		BALLANTINE	FORRESTER	MARTIN W.	SHERRON
		BASNIGHT	FOXX	MCDANIEL	SIMPSON
		BLACKMON	GULLEY	MCKOY	SMITH
		CARPENTER	HARTSELL	ODOM	SOLES
		CARRINGTON	HOYLE	PAGE	SPEED
		CLARK	JORDAN	PARNELL	WARREN
		COCHRANE	KERR	PERDUE	WEBSTER
		COOPER	KINCAID	PLEXICO	WINNER
		DANNELLY	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	2	CONDER	HORTON		
ABSENT	2	HOBBS	SAWYER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS7584-LN123(3.16) S506

MAR 27 1995

PRINCIPAL CLERK

Short Title: Health Law Changes. (Public)

Sponsors: Senator Kincaid.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CLARIFYING, TECHNICAL CHANGES TO VARIOUS PUBLIC HEALTH LAWS.

The General Assembly of North Carolina enacts:

Section 1. Article 37 of Chapter 143 of the General Statutes is repealed.

Sec. 2. G.S. 130A-4(b) reads as rewritten:

"(b) When requested by the Secretary, a local health department shall enforce the rules of the Commission under the supervision of the Department. The local health department shall utilize local staff authorized by the Department to enforce the specific rules. ~~However, the preceding sentence is inapplicable to the exercise of enforcement and permit authority under G.S. 130A-277.~~"

Sec. 3. G.S. 130A-277 reads as rewritten:

"**§ 130A-277. Duties of the Department.**

The Department shall enforce the rules of the Commission governing Grade 'A' milk by making sanitary inspections of Grade 'A' dairy farms, Grade 'A' processing plants, Grade 'A' milk haulers and Grade 'A' distributors; by determining the quality of Grade 'A' milk; and by evaluating methods of handling Grade 'A' milk to insure compliance with the provisions of the rules of the Commission. The Department shall issue permits for the operation of Grade 'A' dairy farms, processing plants and haulers in accordance with the provisions of the rules of the Commission and shall suspend or revoke permits for violations in accordance with the rules. ~~Upon request by a local board of health the Department shall delegate enforcement and permit authority to the local health department.~~"

Sec. 4. G.S. 113A-105(b) reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 465/21-- 5:37 PM MAY 4, 1995 LEGISLATIVE DAY 58

SENATOR BASNIGHT -- Presiding

KINCAID
HEALTH LAW CHANGES
COM SUB/2ND EDITION

SENATE BILL 506
READING 2



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

EXCUSED	0				
NOT CAST	0				
ABSENT	5	EDWARDS PERDUE	SAWYER	SMITH	SOLES
PAIRS	0				
AYE					
NO					

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 913
LEGISLATIVE DAY 71
S506 SCS
READING 2

5/29/95
7:31 PM
IN CHAIR: SPEAKER

HEALTH LAW CHANGES

AYES - 108

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	ROBINSON, J.
BEALL	EARLE	LOCKE	ROGERS
BLACK	EASTERLING	LUEBKE	SEXTON
BLUE	EDDINS	MCALLISTER	SHARPE
BOWEN	ELLIS	MCCOMAS	SHERRILL
BOWIE	ESPOSITO	MCCOMBS	SHUBERT
BOYD-MCINTYRE	FITCH	MCCRARY	SUTTON
BRAWLEY	FOX	MCLAUGHLIN	TALLENT
BROWN, J.	GARDNER	MCMAHAN	THOMPSON
BROWN, W.	GRADY	MERCER	TOLSON
BUCHANAN	GRAY	MICHAUX	WAINWRIGHT
CANSLER	HACKNEY	MILLER, G.	WARNER
CAPPS	HAYES	MILLER, K.	WATSON
CARPENTER	HENSLEY	MINER	WEATHERLY
CHURCH	HIATT	MITCHELL	WILKINS
CLARY	HIGHTOWER	MORGAN	WILSON, C.
COCKLEREECE	HILL	NEELY	WILSON, G.
CRAWFORD	HOLMES	NICHOLS	WOMBLE
CREECH	HOWARD	NYE	WOOD
CULP	HUNT	OWENS	WRIGHT
CULPEPPER	HUNTER, H.	PATE	YONGUE

NOES - 0

EXCUSED ABSENCE - 3

BARNES	LINNEY	ROBINSON, G.

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	EDWARDS	OLDHAM	RUSSELL
BERRY	GAMBLE	RICHARDSON	SHAW
BRASWELL			

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1995

S 507

MAR 27 1995

PRINCIPAL CLERK

S D

SENATE DRS3569-LB(3.24)

Short Title: Durham Assessments. (Local)

Sponsors: Senators Gulley and Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO PERMIT THE CITY COUNCIL TO SPECIALLY ASSESS BENEFITED PROPERTY FOR THE COST OF EXTENDING WATER AND SEWER LINES TO PROPERTY LOCATED OUTSIDE OF THE CITY LIMITS WHEN REQUESTED BY THE BOARD OF COMMISSIONERS OF DURHAM COUNTY WITHOUT THE NECESSITY OF A PETITION FOR SUCH IMPROVEMENTS BEING SUBMITTED.

The General Assembly of North Carolina enacts:

Section 1. Section 81 of the Charter of the City of Durham, being Chapter 671 of the Session Laws of 1975, reads as rewritten:

"Sec. 81. **Additional Assessment Authority.** -- In exercising the authority granted under Article 16 of Chapter 160A of the ~~North Carolina~~ General Statutes to extend and operate public enterprises outside its corporate limits, the City Council may specially assess ~~all, or part,~~ all or part of the costs of constructing, reconstructing, extending, building or improving water supply and distribution systems or sewage collection and disposal ~~systems or both such~~ systems, or any part thereof, outside the corporate limits of the City against property benefited ~~therefrom; provided, however, no special assessment shall be levied until a petition which meets the requirements set forth in Section 77, subsection (7) of this Charter has been submitted to the City by the owners of the property affected.~~ therefrom. Special assessments levied pursuant to this section shall be levied and collected in the same way and under the same authority and procedures as special assessments levied and collected by the City upon property within the corporate limits. No special assessment shall be levied under the authority of this section until a petition which meets the requirements set forth in

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 507

S507-ARF-001

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

Date April 5, ,1995

Comm. Sub. [ ]
Amends Title [ ]

moves to amend the bill on page 2, line 4,
by rewriting that line to read "such water supply and distribution
system, sewage collection and disposal system, or both such systems,
to serve, in whole or".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ FAILED _____ TABLED _____

4/5/95

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

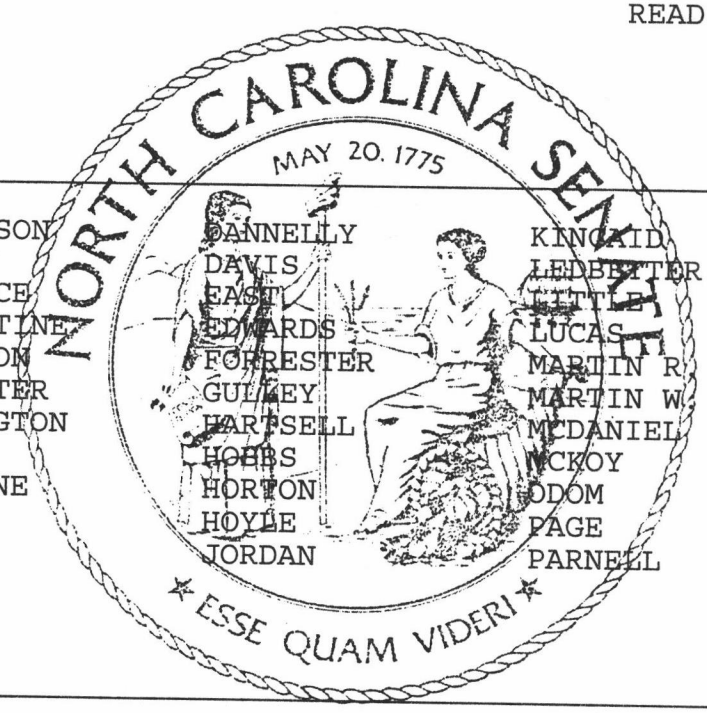
1995 SESSION

SEQ. 278/2--12:27 PM | APRIL 13, 1995 | LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

GULLEY
DURHAM ASSESSMENTS
2ND EDITION

SENATE BILL 507
READING 2



AYE	43	ALBERTSON	DANNELLY	KINCAID	PERDUE
		ALLRAN	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	EAST	LITTLE	PLYLER
		BALLANTINE	EDWARDS	LUCAS	RAND
		BLACKMON	FORRESTER	MARTIN R	SHAW
		CARPENTER	GULLEY	MARTIN W	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SIMPSON
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	5	BASNIGHT	KERR	SAWYER	SOLES
		FOXX			
ABSENT	2	SMITH	WEBSTER		
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 288/12-- 1:28 PM APRIL 13, 1995 LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

GULLEY
DURHAM ASSESSMENTS
2ND EDITION

SENATE BILL 507
READING 2



RECORDED
AYE 1 KERR
ADJUSTED TOTAL
AYE 44
NO 0
NOT CAST 4
ABSENT 2

(AY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 288/12-- 1:28 PM | APRIL 13, 1995 | LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

GULLEY
DURHAM ASSESSMENTS
2ND EDITION

SENATE BILL 507
READING 2

AYE	44	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BLACKMON	FORRESTER	LUCAS	RAND
		CARPENTER	GULLEY	MARTIN R	SHAW
		CARRINGTON	HARTSELL	MARTIN W	SHERRON
		CLARK	HOBBS	McDANIEL	SIMPSON
		COCHRANE	HORTON	MCKOY	SPEED
		CONDER	HOYLE	ODOM	WARREN
		COOPER	JORDAN	PAGE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	4	BASNIGHT	FOXX	SAWYER	SOLES
ABSENT	2	SMITH	WEBSTER		
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

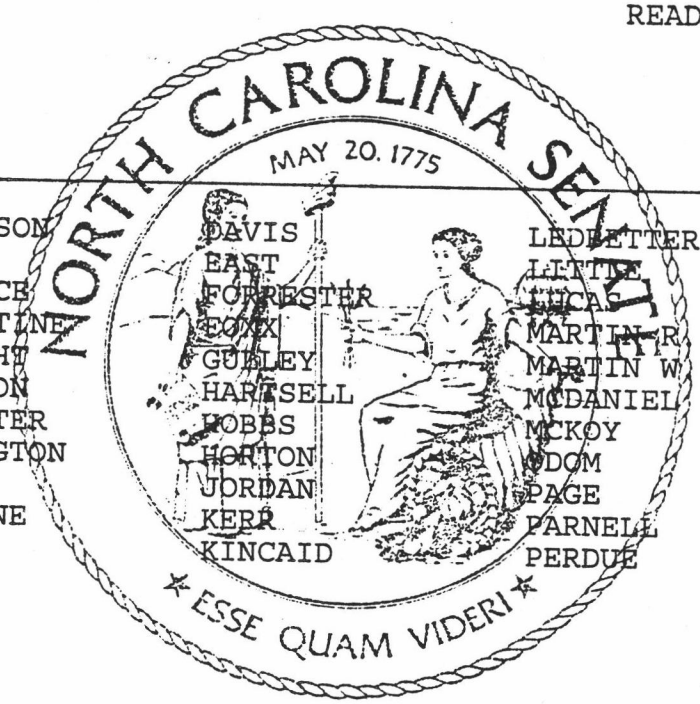
1995 SESSION

SEQ. 290/2-- 7:24 PM | APRIL 17, 1995 | LEGISLATIVE DAY 47

LT. GOVERNOR WICKER -- Presiding

GULLEY
DURHAM ASSESSMENTS
2ND EDITION

SENATE BILL 507
READING 3



AYE	45	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOX	MARTIN R	SAWYER
		BASNIGHT	GULLEY	MARTIN W	SHAW
		BLACKMON	HARTSELL	MCDANIEL	SHERRON
		CARPENTER	HOBBS	MCKOY	SIMPSON
		CARRINGTON	HORTON	ODOM	SOLES
		CLARK	JORDAN	PAGE	SPEED
		COCHRANE	KERR	PARNELL	WARREN
		CONDER	KINCAID	PERDUE	WINNER
		COOPER			
NO	0				

EXCUSED	0				
NOT CAST	1	DANNELLY			
ABSENT	4	EDWARDS	HOYLE	SMITH	WEBSTER
PAIRS	0				
AYE					
NO					

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2073
[redacted]SLATIVE DAY 134
S507
READING 2

6/20/96
12:09 PM
IN CHAIR: SPEAKER

DURHAM ASSESSMENTS

AYES - 85

ADAMS	EARLE	LEMMOND	REDWINE
ALDRIDGE	EASTERLING	LOCKE	REYNOLDS
ALEXANDER	EDWARDS	LUEBKE	RICHARDSON
ARNOLD	ESPOSITO	MCALLISTER	ROBINSON, J.
BARNES	FITCH	MCCOMAS	ROGERS
BLACK	GAMBLE	MCCOMBS	RUSSELL
BLUE	GARDNER	MCCRARY	SHARPE
BOWEN	GRADY	MCLAUGHLIN	SHAW
BOYD-MCINTYRE	HACKNEY	MERCER	SHERRILL
BRASWELL	HAYES	MICHAUX	SUTTON
BROWN, J.	HENSLEY	MILLER, G.	TALLENT
BROWN, W.	HIATT	MILLER, K.	THOMPSON
BUCHANAN	HIGHTOWER	MITCHELL	TOLSON
CANSLER	HILL	MORGAN	WAINWRIGHT
CHURCH	HOLMES	NEELY	WATSON
CLARY	HUNTER, H.	NICHOLS	WEATHERLY
COCKLEREECE	HUNTER, R.	NYE	WILKINS
CULPEPPER	HURLEY	OWENS	WILSON, C.
CUMMINGS	JUSTUS	PRESTON	WOMBLE
CUNNINGHAM	KISER	RAMSEY	WRIGHT
DECKER	LEE	RAYFIELD	YONGUE
DICKSON			

NOES - 18

ALLRED	CARPENTER	ELLIS	PULLEY
BAKER	CREECH	IVES	SEXTON
BERRY	DAVIS	LINNEY	SHUBERT
BRAWLEY	DOCKHAM	PATE	WILSON, G.
CAPPS	EDDINS		

EXCUSED ABSENCE - 8

BEALL	FOX	HUNT	ROBINSON, G.
CULP	HOWARD	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CRAWFORD	GRAY	MINER
BARBEE	DAUGHTRY	MCMAHAN	WOOD
BOWIE			

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2180
LEGISLATIVE DAY 135
S507
READING 3

6/21/96
4:47 PM
IN CHAIR: SPEAKER

DURHAM ASSESSMENTS

AYES - 98

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

NOES - 7

ALLRED	COCKLEREECE	IVES	PULLEY
CARPENTER	ELLIS	NICHOLS	

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	GAMBLE	LEMMOND	RICHARDSON
EDWARDS	GRAY	MILLER, K.	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS2568-LN131(3.22)

FILED - SENATE
S 508
MAR 27 1995
PRINCIPAL CLERK

Short Title: IC Mediation/Sunset Off. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE SUNSET ON THE INDUSTRIAL COMMISSION MEDIATION PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Section 5 of Chapter 399 of the 1993 Session Laws reads as rewritten:

"Sec. 5. Section 3 of this act is effective upon ratification. Sections 1, 2, and 4 of this act become effective October 1, 1993, only if the General Assembly appropriates funds to implement the purpose of these sections, ~~expire June 30, 1995,~~ and apply to claims pending on or filed after the effective date."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 27 1995
PRINCIPAL CLERK

S D

SENATE DRS6570-LB264(3.21) S509

Short Title: Pender Commissioner Districts. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE PENDER COUNTY COMMISSIONER DISTRICTS.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 245, Session Laws of 1947, as amended by Sections 1 and 2 of Chapter 212, Session Laws of 1949, and as rewritten by Section 1 of Chapter 1183 of the 1981 Session Laws, reads as rewritten:

"Section 1. (a) For the purpose of electing its county commissioners, the County of Pender is divided into five districts, as follows:

~~(1) District 1 shall consist of Burgaw Township.~~

~~(2) District 2 shall consist of Topsail Township.~~

~~(3) District 3 shall consist of Grady, Long Creek, and Rocky Point Townships.~~

~~(4) District 4 shall consist of Canetuck, Caswell, and Columbia Townships.~~

~~(5) District 5 shall consist of Holly and Union Townships.~~

District 1: Pender County: Lower Topsail *, Upper Topsail *: Tract 9802: Block Group 4: Block 404, Block 405, Block 406, Block 407, Block 408, Block 409, Block 410, Block 411, Block 412, Block 413, Block 414, Block 415, Block 416, Block 417, Block 418, Block 419, Block 420, Block 421, Block 422, Block 423, Block 424, Block 425; Block Group 5: Block 501, Block 502, Block 503, Block 504, Block 505, Block 506, Block 507, Block 508, Block 509, Block 510, Block 511, Block 512, Block 513, Block 514, Block 515, Block 516, Block 517, Block 518, Block 525, Block 526, Block 527; Scott's Hill *.

District 2: Pender County: North Burgaw *: Tract 9803: Block Group 1: Block 144A, Block 146; Block Group 2: Block 254A, Block 254B; Tract 9804: Block Group

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 07 1995
PRINCIPAL CLERK

S

S 5 1 0

SENATE DRSA543-LL175(3.24)

Short Title: Substance Abuse Funds. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A TREATMENT PROGRAM FOR ALCOHOL AND DRUG ABUSERS ON PROBATION AND PAROLE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Correction the sum of one hundred thousand dollars ($100,000) for the 1995-96 fiscal year and the sum of one hundred thousand dollars ($100,000) for the 1996-97 fiscal year to continue the community-based treatment program for alcohol and drug abusers on probation and parole.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 511 MAR 27 1995
PRINCIPAL CLERK

S D

SENATE DRS7594-LDQ132(3.24)

Short Title: NC LEAF Funds. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA LEGAL EDUCATION ASSISTANCE FOUNDATION FOR ITS LOAN REPAYMENT ASSISTANCE PROGRAM FOR NORTH CAROLINA PUBLIC SERVICE ATTORNEYS.

Whereas, the North Carolina Legal Education Assistance Foundation is the nation's first nonprofit organization dedicated to providing loan repayment assistance to public service attorneys; and

Whereas, the North Carolina Legal Education Assistance Foundation's mission is to help ensure the quality of legal services given in North Carolina to the poor, the underrepresented, and the public by enabling dedicated and competent lawyers to enter, and remain in, public service; and

Whereas, the North Carolina Legal Education Assistance's Loan Repayment Assistance Program targets those public interest attorneys who are most in need of financial assistance to be able to remain in their jobs; and

Whereas, the North Carolina Legal Education Assistance Foundation serves the best interests of the citizens of North Carolina by promoting public service by North Carolina attorneys; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Legal Education Assistance Foundation the sum of fifty thousand dollars ($50,000) for the 1995-96 fiscal year to help fund its Loan Repayment Assistance Program.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
MAR 27 1995
PRINCIPAL CLERK

SENATE DRS3572*-LDQ128(3.22)

S 512

Short Title: Mosquito Control Funds. (Public)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO SUPPORT LOCAL MOSQUITO CONTROL DISTRICTS AND OTHER UNITS OF LOCAL GOVERNMENT ENGAGED IN MOSQUITO CONTROL.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources the sum of one million dollars ($1,000,000) for the 1995-96 fiscal year to aid mosquito control districts and other units of local government engaged in mosquito control, as authorized by G.S. 130A-347.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S513 MAR 27 1995
PRINCIPAL CLERK

S D

SENATE DRS1596-LL135(3/7)

Short Title: Antideficiency Judgment Amend. (Public)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO LIMIT THE APPLICABILITY OF THE ANTIDEFICIENCY JUDGMENT STATUTE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 45-21.38 reads as rewritten:

"**§ 45-21.38. ~~Deficiency judgments abolished where mortgage represents~~ Purchase money mortgages which represent part of purchase price.**

(a) In all sales of real property by mortgagees and/or trustees under powers of sale contained in any mortgage or deed of trust executed after February 6, 1933, but before October 1, 1995, or where judgment or decree is given for the foreclosure of any mortgage executed after February 6, 1933, but before October 1, 1995, to secure to the seller the payment of the balance of the purchase price of real property, the mortgagee or trustee or holder of the notes secured by such mortgage or deed of trust shall not be entitled to a deficiency judgment on account of such mortgage, deed of trust or obligation secured by the same: Provided, said evidence of indebtedness shows upon the face that it is for balance of purchase money for real estate: Provided, further, that when said note or notes are prepared under the direction and supervision of the seller or sellers, he, it, or they shall cause a provision to be inserted in said note disclosing that it is for purchase money of real estate; in default of which the seller or sellers shall be liable to purchaser for any loss which he might sustain by reason of the failure to insert said provisions as herein set out.

(b) Subsection (a) of this section also applies to any mortgage or deed of trust executed on or after October 1, 1995, to secure to the seller the payment of the balance of the purchase price of real property, if:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 674/14--11:23 AM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

BALLANTINE
ANTIDEFICIENCY JUDGMENT AMEND
COM SUB/2ND EDITION

SENATE BILL 513
READING 2

AYE	24	ALLRAN	DAVIS	HORTON	PARNELL
		BALLANTINE	EAST	KERR	PLYLER
		CARPENTER	EDWARDS	KINCAID	RAND
		CARRINGTON	FOXX	LITTLE	SIMPSON
		CLARK	GULLEY	MCDANIEL	WARREN
		COCHRANE	HARTSELL	PAGE	WEBSTER
NO	20	ALBERTSON	COOPER	JORDAN	PLEXICO
		BALLANCE	DANNELLY	LUCAS	SHERRON
		BASNIGHT	FORRESTER	MARTIN W.	SOLES
		BLACKMON	HOBBS	ODOM	SPEED
		CONDER	HOYLE	PERDUE	WINNER
EXCUSED	0				
NOT CAST	3	LEDBETTER	MCKOY	SHAW	
ABSENT	3	MARTIN R.	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 513

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

S513-ARV-001

Page 1 of 1

Date 5-11 ,1995

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

Senator Winner

moves to amend the bill on page 2, lines 14 and 15, by deleting the quotation mark on line 14 and by inserting between those lines the following:

"(d) In any action in which a deficiency judgment is sought as permitted in this section, the burden of proof shall be on the mortgagee, payee, or holder of the obligation secured by the purchase money mortgage or deed of trust to prove that the price received from the foreclosure sale was at least equal to the fair market value of the property on the day of the sale. The amount of the deficiency judgment may not exceed the difference between the amount of the debt and the greater of the fair market value of the property on the day of sale or the proceeds received from the foreclosure sale.'"

SIGNED Leslie Winner
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5-11-95 FAILED _____ TABLED _____

42-1

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 690/30-- 1:15 PM MAY 11, 1995 LEGISLATIVE DAY 62

SENATOR BASNIGHT -- Presiding

BALLANTINE
ANTIDEFICIENCY JUDGMENT AMEND
COM SUB/2ND EDITION

SENATE BILL 513

AMEND 1

AYE	42	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANCE	EDWARDS	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN,W	SHAW
		BASNIGHT	FOXX	MCDANIEL	SHERRON
		CARPENTER	GULLEY	MCKOY	SIMPSON
		CARRINGTON	HARTSELL	ODOM	SOLES
		COCHRANE	HOBBS	PAGE	SPEED
		CONDER	HORTON	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY	KINCAID		
NO	1	CLARK			

EXCUSED	0				
NOT CAST	4	BLACKMON	HOYLE	JORDAN	WARREN
ABSENT	3	MARTIN R.	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 691/31-- 1:17 PM MAY 11, 1995 LEGISLATIVE DAY 62

SENATOR BASNIGHT -- Presiding

BALLANTINE
ANTIDEFICIENCY JUDGMENT AMEND
COM SUB/2ND EDITION

SENATE BILL 513
READING 3

AYE	27	ALLRAN	COCHRANE	HARTSELL	PAGE
		BALLANTINE	CONDER	KINCAID	PLYLER
		BASNIGHT	DAVIS	LEDBETTER	RAND
		BLACKMON	EAST	LITTLE	SHAW
		CARPENTER	FORRESTER	LUCAS	SIMPSON
		CARRINGTON	FOXX	MCDANIEL	WEBSTER
		CLARK	GULLEY	MCKOY	
NO	16	ALBERTSON	EDWARDS	MARTIN W.	SHERRON
		BALLANCE	HOBBS	ODOM	SOLES
		COOPER	HOYLE	PARNELL	SPEED
		DANNELLY	KERR	PERDUE	WINNER
EXCUSED	0				
NOT CAST	4	HORTON	JORDAN	PLEXICO	WARREN
ABSENT	3	MARTIN R.	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA SENATE
MAY 20. 1775
ESSE QUAM VIDERI

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS3565-LG100(3.16)

FILED - SENATE
S 514 MAR 27 1995
PRINCIPAL CLERK

Short Title: Kure Beach Renourishment Funds. (Public)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CAROLINA BEACH AREA SOUTH PROJECT AT KURE BEACH FOR BEACH RENOURISHMENT.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources the sum of one million nine hundred thousand dollars ($1,900,000) for the 1995-96 fiscal year for the Carolina Beach Area South Project at Kure Beach for beach renourishment.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 27 1995
PRINCIPAL CLERK

S

S515

D

SENATE JOINT RESOLUTION DRSJR5575-LG084A(3.7)

Sponsors: Senator Plyler.

Referred to:

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FRANKLIN "FRANK" W. HOWEY, SR., OF UNION COUNTY.

Whereas, Franklin "Frank" W. Howey, Sr., was born on August 31, 1932, to Roscoe Wyette Howey and Rebecca Penegar Howey; and

Whereas, Frank Howey, Sr., graduated from Mineral Springs High School in 1950, and attended the Agriculture Short Course at North Carolina State University; and

Whereas, after graduating from high school, Frank Howey, Sr., began to farm in Union County becoming the eighth generation farmer in his family; and

Whereas, Frank Howey, Sr., was married to Anna Lee P. Howey and was the father of Sarah Ann Howey Dietrich, Sylvia Rebecca Howey Byrd, and Franklin "Frank" Wyette Howey, Jr.; and

Whereas, Frank Howey, Sr., was a member of numerous professional organizations including the Wesley Chapel Agri-business Club, the Union County Cattleman's Association, and the North Carolina Cattleman's Association; and

Whereas, Frank Howey, Sr., held many positions in several organizations, serving as an Executive Board Member of the North Carolina Soybean Association, as Director and Secretary/Treasurer of the Union County Farm Bureau, as Chair of the Union County Southern States Advisory Board, as Director of ASCS County Committee, and as a member of the Union County Chamber of Commerce; and

Whereas, Frank Howey, Sr., was concerned about the quality of education in his community and served as a member of the Union County School Board for 12 years, four of which he served as vice-chair, and served as past chair of the Union County School Board Policy, Land, and Budget Committees; and

Whereas, Frank Howey, Sr., was honored with the Meritorious Service Award from the Soybean Producers Association in 1994, an Advance Certificate of

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ: # 1605
LEGISLATIVE DAY 99
SJR515
READING 2

7/17/95
5:12 PM
IN CHAIR: SPEAKER

HONOR FRANKLIN W. HOWEY, SR.

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 10

BARBEE	BROWN, J.	LUEBKE	SUTTON
BLUE	GARDNER	ROBINSON, G.	WAINWRIGHT
BRAWLEY	HAYES		

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BROWN, W.	MICHAUX	TALLENT
BOWEN	LEMMOND	RUSSELL	WOMBLE

FILED - SENATE

S516 MAR 27 1995

ORIGINAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS1510-LE044(1.18)

Short Title: School Technology Personnel Funds. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR POSITIONS TO IMPLEMENT LOCAL SCHOOL TECHNOLOGY PLANS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to State Aid to Local School Administrative Units the sum of seven million eight hundred sixty-eight thousand eight hundred dollars ($7,868,800) for the 1995-96 fiscal year and the sum of fifteen million seven hundred thirty-seven thousand six hundred dollars ($15,737,600) for the 1996-97 fiscal year. These funds shall be used to provide 200 instructional support personnel positions for the 1995-96 fiscal year and 400 instructional support personnel positions for the 1996-97 fiscal year to improve the use of instructional technology designed to improve student learning. The State Board of Education shall establish the certification requirements for these positions and shall allocate these positions on the basis of the number of teachers in each local school administrative unit. Each local school administrative unit shall receive a minimum of one-half position.

Sec. 2. There is appropriated from the General Fund to State Aid to Local School Administrative Units the sum of three million four hundred twelve thousand six hundred dollars ($3,412,600) for the 1995-96 fiscal year and the sum of six million eight hundred twenty-five thousand two hundred dollars ($6,825,200) for the 1996-97 fiscal year to provide for technology support and maintenance. These funds may be used for personnel or to enter into contracts for these purposes. The State Board of Education shall allocate these funds on the basis of average daily membership.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE

SENATE DRSA539-LK146(3.15) S 5 1 7 MAR 2 8 1995

PRINCIPAL CLERK

Short Title: Burke EMS Fee Collections. (Local)

Sponsors: Senator Simpson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE COUNTY OF BURKE TO COLLECT DELINQUENT FEES FOR EMS SERVICES IN THE SAME MANNER AS PROPERTY TAXES AND TO PROHIBIT THE REGISTRATION OF MOTOR VEHICLES OWNED BY PERSONS OWING DELINQUENT EMS SERVICES IN BURKE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Whenever emergency medical services are provided by the County of Burke and the recipient of the services fails to pay the charges fixed for the services for a period of 180 days after demand is made for the rendering of the payment for the services, the County may collect the fees employing all of the remedies for the collection of property tax set forth in G.S. 105-367, 105-368, 105-374, and 105-375. In employing the remedies under those statutes, the emergency medical services fees shall be treated in the same manner as a property tax on personal property.

Sec. 2. Whenever emergency medical services are provided by the County of Burke and the recipient of the services fails to pay the charges fixed for the services for a period of 180 days after demand is made for the rendering of the payment for the services, and the recipient of the services is the registered owner of a motor vehicle, the tax collector shall notify the Division of Motor Vehicles of the delinquency in the payment of the emergency medical service fees in the manner provided in G.S. 105-330.7. Upon the receipt of the notice sent pursuant to this section, the Division of Motor Vehicles shall treat the motor vehicle registration in accordance with G.S. 20-50.4.

Sec. 3. G.S. 44-51.6 reads as rewritten:

"**§ 44-51.6. Lien to be filed.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 518 MAR 28 1995 D

PRINCIPAL CLERK

SENATE DRS5576-LH151(3.14)

Short Title: Water Supply Watershed Act Improvements. (Public)

Sponsors: Senator Kincaid.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAWS OF NORTH CAROLINA TO IMPROVE THE ADMINISTRATION OF THE WATER SUPPLY WATERSHED PROTECTION ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-214.5 reads as rewritten:

"**§ 143-214.5. Water supply watershed protection.**

(a) Policy Statement. -- This section provides for a cooperative program of water supply watershed management and protection to be administered by local governments consistent with minimum statewide management ~~requirements~~ guidelines established by the Commission. If a local government fails to adopt a water supply watershed protection program or does not adequately carry out its responsibility to enforce the minimum water supply watershed management requirements of its approved program, the Commission shall administer and enforce the minimum statewide ~~requirements.~~ guidelines. The reduction of agricultural nonpoint source discharges shall be accomplished primarily through the Agriculture Cost Share Program for Nonpoint Source Pollution Control.

(b) Development and Adoption of Water Supply Watershed Classifications and Management Requirements. -- The Commission shall adopt rules for the classification of water supply watersheds and that establish minimum statewide water supply watershed protection ~~requirements~~ guidelines applicable to each classification for use by local governments to protect surface water supplies by (i) controlling development density, (ii) providing for performance-based alternatives to development density controls that are based on sound engineering principles, ~~or~~ (iii) a combination of both (i) and ~~(ii).~~ (ii), or (iv) such other means as the local government deems necessary.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 28 1995
PRINCIPAL CLERK

S

S 519

D

SENATE DRS3566-LF044A(1.10)

Short Title: Purchases from Blind/Disabled. (Public)

Sponsors: Senators Carpenter, Ballance, Conder, and Speed.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENCOURAGE THE PURCHASE OF COMMODITIES AND SERVICES OFFERED BY BLIND AND BY SEVERELY DISABLED PERSONS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 168 of the General Statutes is amended by inserting a new Article to read:

"ARTICLE 2A.

"Purchase of Goods and Services From Blind and From Severely Disabled Persons.

"**§ 168-19.1. Purpose; applicability.**

The purpose of this Article is to further the policy of the State to encourage and assist the blind and severely disabled individuals to achieve maximum personal independence through useful, productive, and gainful employment by assuring an expanded and constant market for their commodities and services, thereby enhancing their dignity and capacity for self-support and minimizing their dependence on welfare and need for costly institutionalization.

"**§ 168-19.2. Requirements for purchases made by the State, a governing subdivision of the State, or by public institutions.**

All purchases made by any agency of the State regardless of whether made through the purchasing division of the Department of Administration, by any county, municipality, or other governing subdivision of the State, or by any public institution shall be made from an agency of the State or from a nonprofit work center for the blind or the severely disabled in the State. This requirement shall not apply if the products to be purchased are not available from these sources.

"**§ 168-19.3. Definitions.**

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

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 5-10-95

S. B. No. 519 Amendment No. 1 (one)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

~~Rep.~~) Sen.) Odom

1 moves to amend the bill on page 4, line 5

2 ( ) WHICH CHANGES THE TITLE

3 by adding two new sentence to read

4 as follows:

5 "

6 This act shall expire on

7 January 1, 2000, but the

8 expiration does not impair

9 the validity of contracts

10 entered into before that

11 date. The Department

12 shall report annually to

13 the General Assembly's

14 Governmental Operations

15 Committee."

16

17

18

19

SIGNED Odom

ADOPTED 5-11-95 (V) FAILED _____ TABLED _____

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 675/15--11:31 AM | MAY 11, 1995 | LEGISLATIVE DAY 62

SENATOR BASNIGHT -- Presiding

CARPENTER
PURCHASES FROM BLIND/DISABLED
COM SUB/2ND EDITION

SENATE BILL 519
READING 2



AYE	45	ALBERTSON	DANNELLY	KERR	PLEXICO
		ALLRAN	DAVIS	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SHAW
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN W	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
		COOPER			
NO	0				

EXCUSED	0			
NOT CAST	2	HARTSELL	MCKOY	
ABSENT	3	MARTIN R.	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 519

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

S519-ALF-001

Date June 12, 1995

Comm. Sub. [YES]
Amends Title [ ]
3rd edition

Representative Ives

moves to amend the bill on page 4, lines 5 through 10, by rewriting the lines to read:
"for the blind and severely disabled, as defined in G.S. 143-48. The Department of Administration shall report annually to the Joint Legislative Commission on Governmental Operations on its administration of ~~of~~ this program.'
Sec. 5. This act becomes effective January 1, 1996, applies to contracts for which bids or offers are solicited on or after that date, and expires January 1, 2000."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/12/95 FAILED _____ TABLED _____

107-0 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1068
LEGISLATIVE DAY 79
S519 SCS
READING 2

6/12/95
8:01 PM
IN CHAIR: SPEAKER

AMEND #1
PURCHASES FROM BLIND/DISABLED

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 7

BROWN, W.	NICHOLS	SHARPE	WAINWRIGHT
BUCHANAN	RUSSELL	THOMPSON	

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	ELLIS	GAMBLE	WRIGHT
CUNNINGHAM	FITCH		

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1069
LEGISLATIVE DAY 79
S519 SCS
READING 2

6/12/95
8:02 PM
IN CHAIR: SPEAKER

PURCHASES FROM BLIND/DISABLED

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 7

BROWN, W.	NICHOLS	SHARPE	WAINWRIGHT
BUCHANAN	RUSSELL	THOMPSON	

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	ELLIS	GAMBLE	WRIGHT
BARNES	FITCH		

S519 SCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 983/17-- 6:38 PM JUNE 14, 1995 LEGISLATIVE DAY 81

LT. GOVERNOR WICKER -- Presiding

CARPENTER
PURCHASES FROM BLIND/DISABLED
COM SUB/3RD EDITION

SENATE BILL 519

HOUSE AMD. NO. 1

MOTION 8
TO CONCUR

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					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 5 2 0 MAR 28 1995
PRINCIPAL CLERK

S D

SENATE DRS4530-LB113(2.1)

Short Title: Juvenile Indecent Liberties. (Public)

Sponsors: Senator McDaniel.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CRIMINALIZE INDECENT LIBERTIES BETWEEN CHILDREN.

The General Assembly of North Carolina enacts:

Section 1. Article 26 of Chapter 14 is amended by adding a new section to read:

"**§ 14-202.2. Indecent liberties between children.**

(a) A person who is under the age of 16 years is guilty of taking indecent liberties with children if he either:

(1) Willfully takes or attempts to take any immoral, improper, or indecent liberties with any child of either sex who is at least five years younger than the defendant for the purpose of arousing or gratifying sexual desire; or

(2) Willfully commits or attempts to commit any lewd or lascivious act upon or with the body or any part or member of the body of any child of either sex who is at least five years younger than the defendant for the purpose of arousing or gratifying sexual desire.

(b) Indecent liberties between minors is punishable as a Class 1 misdemeanor."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS5571-LB273(3.22)

S 5 2 1 MAR 2 8 1995

PRINCIPAL CLERK

Short Title: Reidsville Lis Pendens. (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO NOTICES OF LIS PENDENS BY THE CITY OF REIDSVILLE.

The General Assembly of North Carolina enacts:

Section 1. The governing body of a city may, by ordinance under Part 5 or Part 6 of Article 19 of Chapter 160A of the General Statutes, provide that upon the issuance of a complaint and notice of hearing or order pursuant thereto, a notice of lis pendens, with a copy of the complaint and notice of hearing or order attached thereto, may be filed in the office of the clerk of superior court of the county where the property is located and shall be indexed and cross-indexed in accordance with the indexing procedures of G.S. 1-117. From the date and time of indexing, the complaint and notice of hearing or order shall be binding upon the successors and assigns of the owners of and parties in interest in the building or dwelling. A copy of the notice of lis pendens shall be served upon the owners and parties in interest in the building or dwelling at the time of filing in accordance with G.S. 160A-428 or G.S. 160A-445 as applicable. The notice of lis pendens shall remain in full force and effect until cancelled. The ordinance may authorize the cancellation of the notice of lis pendens under certain circumstances. Upon receipt of notice from the city, the clerk of superior court shall cancel the notice of lis pendens.

Sec. 2. This act applies to the City of Reidsville only.

Sec. 3. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 362/11--12:27 PM APRIL 25, 1995 LEGISLATIVE DAY 52

SENATOR BASNIGHT -- Presiding

FOXX
HOUSING ENFORCEMENT LIS PENDENS
COM SUB/2ND EDITION

SENATE BILL 521
READING 2



AYE	45	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		ALLRAN	DAVIS	LITTLE	RAND
		BALLANCE	FORRESTER	LUCAS	SAWYER
		BALLANTINE	FOXX	MARTIN W	SHAW
		BASNIGHT	GULLEY	MCDANIEL	SHERRON
		BLACKMON	HARTSELL	MCKOY	SIMPSON
		CARPENTER	HOBBS	ODOM	SOLES
		CARRINGTON	HORTON	PAGE	SPEED
		CLARK	HOYLE	PARNELL	WARREN
		COCHRANE	JORDAN	PERDUE	WEBSTER
		CONDER	KERR	PLEXICO	WINNER
		COOPER			
NO	0				

EXCUSED	0			
NOT CAST	3	EAST	KINCAID	MARTIN R.
ABSENT	2	EDWARDS	SMITH	
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 381/18-- 4:53 PM APRIL 26, 1995 LEGISLATIVE DAY 53

LT. GOVERNOR WICKER -- Presiding

FOXX
HOUSING ENFORCEMENT LIS PENDENS
COM SUB/2ND EDITION

SENATE BILL 521

MOTION 4
TO POSTPONE

AYE	15	ALBERTSON	COOPER	ODOM	PLYLER
		BALLANCE	HOBBS	PARNELL	SPEED
		BLACKMON	KERR	PERDUE	WEBSTER
		CONDER	LUCAS	PLEXICO	
NO	30	ALLRAN	DAVIS	JORDAN	MCKOY
		BALLANTINE	EAST	KINCAID	PAGE
		BASNIGHT	FORRESTER	LEDBETTER	RAND
		CARPENTER	FOXX	LITTLE	SHAW
		CARRINGTON	GULLEY	MARTIN R.	SIMPSON
		CLARK	HARTSELL	MARTIN W.	SOLES
		COCHRANE	HORTON	MCDANIEL	WINNER
		DANNELLY	HOYLE		

EXCUSED	0			
NOT CAST	2	SAWYER	WARREN	
ABSENT	3	EDWARDS	SHERRON	SMITH
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 522 MAR 28 1995

PRINCIPAL CLERK

S D

SENATE DRS7583-RH014(3.6)

Short Title: Ctr. App. Textile Tech/Funds. (Public)

Sponsors: Senators Hoyle and Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA CENTER FOR APPLIED TEXTILE TECHNOLOGY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Community Colleges the sum of one hundred twenty-five thousand dollars ($125,000) for the 1995-96 fiscal year and the sum of one hundred twenty-five thousand dollars ($125,000) for the 1996-97 fiscal year for the North Carolina Center for Applied Textile Technology to offer additional courses and programs of study at off-campus locations across the State in order to fulfill its mission as a statewide source of training for the textile industry.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 28 1995
PRINCIPAL CLERK

S

S523

SENATE DRS1603-LB295(3.27)

Short Title: Chatham Lease. (Public)

Sponsors: Senators Hobbs and Little.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW CENTRAL CAROLINA COMMUNITY COLLEGE TO LEASE CERTAIN PROPERTY TO THE CHATHAM COUNTY COUNCIL ON AGING.

The General Assembly of North Carolina enacts:

Section 1.(a) Notwithstanding G.S. 115D-15, the Board of Trustees of Central Carolina Community College may lease a portion of its real property in Center Township of Chatham County, and grant necessary easements for utilities, to the Chatham County Council on Aging, Inc., upon such terms and its conditions as it shall determine in its discretion.

(b) This section applies only to the proposed lease of property in Chatham County.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE

D

SENATE DRS4582-LBX283(3.22) S 5 2 4

MAR 2 8 1995

PRINCIPAL CLERK

Short Title: Orange Omnibus. (Local)

Sponsors: Senators Hobbs and Little.

Referred to:

A BILL TO BE ENTITLED

AN ACT MAKING SUNDRY AMENDMENTS CONCERNING LOCAL GOVERNMENTS IN ORANGE COUNTY.

The General Assembly of North Carolina enacts:

CHAPEL HILL MOTOR VEHICLE TAX

Section 1. (a) G.S. 20-97(a) as it applies to the Town of Chapel Hill under Section 2 of Chapter 392 of the Session Laws of 1991, as amended by Chapter 456 of the 1993 Session Laws, reads as rewritten:

"(a) All taxes levied under the provisions of this Article are intended as compensatory taxes for the use and privileges of the public highways of this State, and shall be paid by the Commissioner to the State Treasurer, to be credited by him to the State Highway Fund; and no county or municipality shall levy any license or privilege tax upon any motor vehicle licensed by the State of North Carolina, except that cities and towns may levy not more than ~~ten dollars ($10.00)~~ fifteen dollars ($15.00) per year upon any vehicle resident therein. Provided, further, that cities and towns may levy, in addition to the amounts hereinabove provided for, a sum not to exceed fifteen dollars ($15.00) per year upon each vehicle operated in such city or town as a taxicab."

(b) This section applies only to the Town of Chapel Hill.

CARRBORO MOTOR VEHICLE TAX

Sec. 2. (a) G.S. 20-97(a) as it applies to the Town of Carrboro under Section 3 of Chapter 392 of the Session Laws of 1991, as amended by Chapter 456 of the 1993 Session Laws, reads as rewritten:

"(a) All taxes levied under the provisions of this Article are intended as compensatory taxes for the use and privileges of the public highways of this State,

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 427/3-- 2:36 PM MAY 3, 1995 LEGISLATIVE DAY 57

LT. GOVERNOR WICKER -- Presiding

HOBBS
ORANGE OMNIBUS

SENATE BILL 524
READING 2

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

EXCUSED	0			
NOT CAST	3	ALBERTSON	MARTIN R.	WARREN
ABSENT	3	FORRESTER	SMITH	SOLES
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 449/5-- 4:24 PM MAY 4, 1995 LEGISLATIVE DAY 58

LT. GOVERNOR WICKER -- Presiding

HOBBS
ORANGE OMNIBUS

SENATE BILL 524
READING 3



AYE	38	ALBERTSON	DAVIS	KINCAID	PARNELL
		ALLRAN	EDWARDS	LEDBETTER	PLEXICO
		BALLANCE	FORRESTER	LITTLE	PLYLER
		CARPENTER	GULLEY	LUCAS	RAND
		CARRINGTON	HARTSELL	MARTIN R	SHAW
		CLARK	HOBBS	MARTIN W	SHERRON
		COCHRANE	HORTON	MCDANIEL	SIMPSON
		CONDER	HOYLE	MCKOY	WARREN
		COOPER	JORDAN	ODOM	WINNER
		DANNELLY	KERR		
NO	0				
EXCUSED	0				
NOT CAST	8	BALLANTINE	BLACKMON	FOXX	SPEED
		BASNIGHT	EAST	PAGE	WEBSTER
ABSENT	4	PERDUE	SAWYER	SMITH	SOLES
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 468/24-- 6:19 PM MAY 4, 1995 LEGISLATIVE DAY 58

LT. GOVERNOR WICKER -- Presiding

HOBBS
ORANGE OMNIBUS

SENATE BILL 524
READING 3

RECORDED
AYE 6 BALLANTINE FOXX SPEED WEBSTER
EAST PAGE

ADJUSTED TOTAL
AYE 44
NO 0
NOT CAST 2
ABSENT 4

(Y)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 468/24-- 6:19 PM MAY 4, 1995 LEGISLATIVE DAY 58

LT. GOVERNOR WICKER -- Presiding

HOBBS
ORANGE OMNIBUS

SENATE BILL 524
READING 3

AYE	44	ALBERTSON	DAVIS	KERR	PARNELL
		ALLRAN	EAST	KINCAID	PLEXICO
		BALLANCE	EDWARDS	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LITTLE	RAND
		CARPENTER	FOXX	LUCAS	SHAW
		CARRINGTON	GULLEY	MARTIN R	SHERRON
		CLARK	HARTSELL	MARTIN W	SIMPSON
		COCHRANE	HOBBS	MCDANIEL	SPEED
		CONDER	NORTON	MCKOY	WARREN
		COOPER	HOYLE	ODOM	WEBSTER
		DANNELLY	JORDAN	PAGE	WINNER
NO	0				

EXCUSED	0				
NOT CAST	2	BASNIGHT	BLACKMON		
ABSENT	4	PERDUE	SAWYER	SMITH	SOLES
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 5 2 5 D

MAR 2 8 1995

SENATE DRS6503-LN030(1.1)

PRINCIPAL CLERK

Short Title: Medical Care Savings Plan. (Public)

Sponsors: Senator Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE STATE HEALTH DIRECTOR TO PREPARE A MEDICAL AND HEALTH BENEFITS PLAN.

The General Assembly of North Carolina enacts:

Section 1. The State Health Director shall prepare a medical and health care plan that will help provide for persons in North Carolina whose employers pay all or part of the cost of medical and health care benefits for their employees, incentives to forego unnecessary medical treatment and to shop for the best value in cases where treatment is necessary. The plan shall contain the following components:

(1) Employers may set aside, each year, in an account for each of their employees a certain percentage of the amount that they currently or would spend for medical and health care benefits for each employee. This account will be an allowance for medical and health care for the employee during that year.

(2) Employers shall retain a sufficient percentage of the amount that they currently or would spend for medical and health care benefits for each employee to purchase or self-fund major medical and health care benefits for all employees which will pay one hundred percent (100%) of the cost of any portion of an employee's medical and health care that exceeds the amount in the employee's medical and health care account.

(3) Any amount in an employee's medical and health care account that is unspent at the end of the year will belong to the employee with no restrictions on the purposes for which it may be used. Of any interest derived from the deposit of the funds held in trust for

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

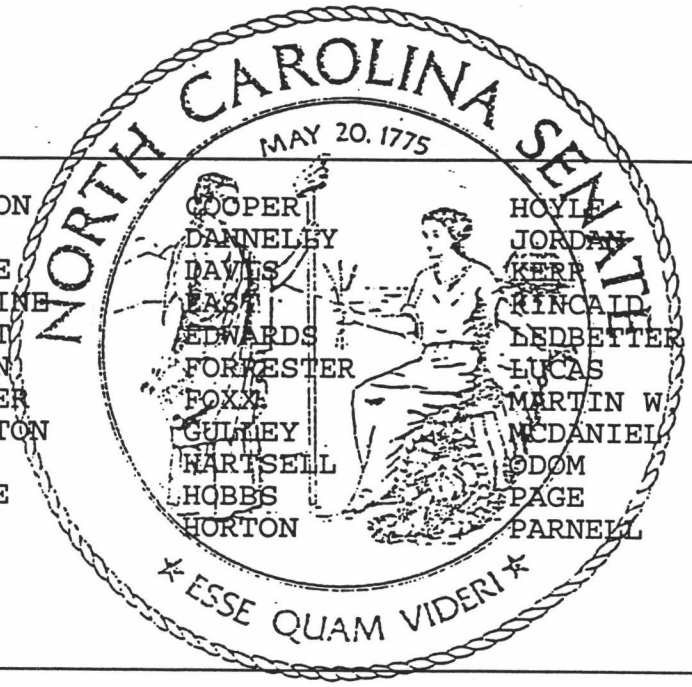
1995 SESSION

SEQ. 676/16--11:32 AM | MAY 11, 1995 | LEGISLATIVE DAY 62

SENATOR BASNIGHT -- Presiding

FORRESTER
MEDICAL CARE SAVINGS PLAN

SENATE BILL 525
READING 2



AYE	44	ALBERTSON	COOPER	HOYLE	PLEXICO
		ALLRAN	DANNELLY	JORDAN	PLYLER
		BALLANCE	DAVIS	KERR	RAND
		BALLANTINE	EAST	KINCAID	SHAW
		BASNIGHT	EDWARDS	LEDBETTER	SHERRON
		BLACKMON	FORRESTER	LUCAS	SIMPSON
		CARPENTER	FOXX	MARTIN W.	SOLES
		CARRINGTON	GULLEY	MCDANIEL	SPEED
		CLARK	HARTSELL	ODOM	WARREN
		COCHRANE	HOBBS	PAGE	WEBSTER
		CONDER	HORTON	PARNELL	WINNER
NO	1	LITTLE			

EXCUSED	0			
NOT CAST	2	MCKOY	PERDUE	
ABSENT	3	MARTIN R.	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE June 14, 1995

S. B. No. 525 Amendment No. 1
(to be filled in by Principal Clerk)

(Rep.) HACKNEY
Sen.)

moves to amend the bill on page 1, line 9,

by deleting the word "shall" and replacing it with the word "may".

SIGNED _____

ADOPTED ✓ 6/14/95 FAILED _____ TABLED _____

88-1 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1090
EGISLATIVE DAY 81
S525

6/14/95
1:48 PM
IN CHAIR: SPEAKER

AMEND #1 Committee

AYES - 88

ADAMS	DECKER	KISER	REDWINE
ALEXANDER	DICKSON	LEE	REYNOLDS
ARNOLD	DOCKHAM	LUEBKE	RICHARDSON
BAKER	EARLE	MCCOMAS	ROBINSON, G.
BARBEE	EDDINS	MCCOMBS	ROBINSON, J.
BEALL	EDWARDS	MCCRARY	RUSSELL
BERRY	ELLIS	MCLAUGHLIN	SEXTON
BLUE	FITCH	MCMAHAN	SHERRILL
BOWEN	FOX	MICHAUX	SHUBERT
BOWIE	GARDNER	MILLER, G.	SUTTON
BOYD-MCINTYRE	GRADY	MINER	TALLENT
BRASWELL	HACKNEY	MITCHELL	THOMPSON
BRAWLEY	HAYES	MORGAN	TOLSON
BROWN, J.	HENSLEY	NEELY	WARNER
BUCHANAN	HIATT	NICHOLS	WATSON
CAPPS	HIGHTOWER	NYE	WEATHERLY
CLARY	HILL	OLDHAM	WILKINS
COCKLEREECE	HOWARD	OWENS	WILSON, C.
CULP	HUNT	PATE	WILSON, G.
CUMMINGS	HUNTER, H.	PRESTON	WOMBLE
CUNNINGHAM	HUNTER, R.	RAMSEY	WOOD
DAVIS	JUSTUS	RAYFIELD	WRIGHT

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 6

CHURCH	CULPEPPER	HOLMES	SHARPE
CREECH	ESPOSITO		

EXCUSED VOTE - 0

NOT VOTING - 25

SPEAKER	CARPENTER	HURLEY	MERCER
ALDRIDGE	CRAWFORD	IVES	PULLEY
ALLRED	DAUGHTRY	LEMMOND	ROGERS
BARNES	EASTERLING	LINNEY	SHAW
BLACK	GAMBLE	LOCKE	WAINWRIGHT
BROWN, W.	GRAY	MCALLISTER	YONGUE
CANSLER			

SEQ. # 1489
LEGISLATIVE DAY 94
S525 HCS
READING 2

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

7/06/95
5:30 PM
IN CHAIR: RUSSELL

MEDICAL CARE SAVINGS PLAN

AYES - 96

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

NOES - 0

EXCUSED ABSENCE - 9

BARNES	CANSLER	PULLEY	WARNER
BLUE	IVES	REDWINE	WRIGHT
BRASWELL			

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	ESPOSITO	LEMMOND	SHAW
ALDRIDGE	GRAY	MORGAN	SUTTON
BARBEE	HIATT	PRESTON	TALLENT
CHURCH	HIGHTOWER	RUSSELL	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1270/14-- 7:02 PM JULY 10, 1995 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER -- Presiding

FORRESTER
MEDICAL CARE SAVINGS PLAN
HOUSE COM SUB/2ND EDITION

SENATE BILL 525

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	EAST	LITTLE	PLYLER
		ALLRAN	EDWARDS	LUCAS	RAND
		BALLANCE	FORRESTER	MARTIN R.	SAWYER
		BALLANTINE	FOXX	MARTIN W.	SHAW
		BASNIGHT	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SMITH
		CARRINGTON	HOBBS	ODOM	SOLES
		COCHRANE	HORTON	PAGE	SPEED
		CONDER	JORDAN	PARNELL	WARREN
		COOPER	KERR	PERDUE	WEBSTER
		DANNELLY	KINCAID	PLEXICO	WINNER
		DAVIS	LEDBETTER		
NO	1	CLARK			

EXCUSED	0	
NOT CAST	1	SHERRON
ABSENT	2	BLACKMON HOYLE
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S526

MAR 28 1995

D

SENATE DRS3564*-LH115(2.22)

PRINCIPAL CLERK

Short Title: Add Trustees/Univ. System. (Public)

Sponsors: Senators Plexico and Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE GENERAL ASSEMBLY SHALL APPOINT FOUR MEMBERS TO THE BOARD OF TRUSTEES FOR EACH CONSTITUENT INSTITUTION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 116-31 reads as rewritten:

"**§ 116-31. Membership of the boards of trustees.**

(a) All persons who, as of June 30, 1972, are serving as trustees of the regional universities and of the North Carolina School of the Arts, except those who may have been elected to the Board of Governors, shall continue to serve for one year beginning July 1, 1972, and the terms of all such trustees shall continue for the period of one year.

(b) Effective July 1, 1972, a separate board of trustees shall be created for each of the following institutions: North Carolina State University at Raleigh, the University of North Carolina at Asheville, the University of North Carolina at Chapel Hill, the University of North Carolina at Charlotte, the University of North Carolina at Greensboro, and the University of North Carolina at Wilmington. For the period commencing July 1, 1972, and ending June 30, 1973, each such board shall be constituted as follows:

(1) Twelve or more persons elected prior to July 1, 1972, by and from the membership of the Board of Trustees of the University of North Carolina, and

(2) The president of the student government of the institution, ex officio.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 5 2 7 MAR 2 9 1995

S D

SENATE DRS1598*-LB287(3.22) PRINCIPAL CLERK

Short Title: Sandyfield Charter Repeal. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR A REFERENDUM ON THE REPEAL OF THE CHARTER OF THE TOWN OF SANDYFIELD.

The General Assembly of North Carolina enacts:

Section 1. Chapter 729 of the Session Laws of 1993 is repealed.

Sec. 2. Section 1 of this act becomes effective only if approved by the qualified voters of the Town of Sandyfield in a referendum. The election shall be conducted by the Columbus County Board of Elections on November 7, 1995. The question on the ballot shall be:

"[ ] FOR [ ]AGAINST

Incorporation of the Town of Sandyfield".

Sec. 3. If a majority of the votes are cast AGAINST the question, then effective upon the certification of the results of the election, Section 1 of this act becomes effective, except that the governing board of the town as of the date of the election is continued in office until January 1, 1996, for the sole purpose of liquidating the assets and liabilities of the town and filing any financial reports that may be required by law. If a majority of the votes are cast AGAINST the question, then the election of town officers on that date is voided. Any net assets of the Town shall be paid over to Columbus County, which shall use those funds for some public purpose in the area of the former town.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 527

S527-ARF-001

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

Date April 12 ,1995

Comm. Sub. [ ]
Amends Title [ ]

Sol/Ec

moves to amend the bill on page 1, after line twenty,
by adding a new section to read:
"Sec. 4. This act is effective upon ratification."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 4/17/95 FAILED _____ TABLED _____

S Tuk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 29 1995

PRINCIPAL CLERK

S

S 528

D

SENATE DRS2571-LL140(3.9)

Short Title: Mediated Settlement Conferences. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH MEDIATED SETTLEMENT CONFERENCES IN CIVIL ACTIONS IN SUPERIOR COURT.

The General Assembly of North Carolina enacts:

Section 1. Chapter 7A of the General Statutes is amended by adding a new section to read:

"**§ 7A-38.1. Mediated settlement conferences in superior court civil actions.**

(a) Purpose. The General Assembly finds that a system of court-ordered mediated settlement conferences should be established to facilitate the settlement of superior court civil actions and to make civil litigation more economical, efficient, and satisfactory to litigants and the State. Therefore, this section is enacted to require parties to superior court civil actions and their representatives to attend a pretrial, mediated settlement conference conducted pursuant to this section and pursuant to rules of the Supreme Court adopted to implement this section.

(b) Definitions. As used in this section:

(1) 'Mediated settlement conference' means a pretrial, court-ordered conference of the parties to a civil action and their representatives conducted by a mediator.

(2) 'Mediation' means an informal process conducted by a mediator with the objective of helping parties voluntarily settle their dispute.

(3) 'Mediator' means a neutral person who acts to encourage and facilitate a resolution of a pending civil action. A mediator does not make an award or render a judgment as to the merits of the action.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 528

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

S528-ARB-1

Page 1 of 1

Date June 20, 1995

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

Senator

moves to amend the bill on page 4, line 13, by rewriting the line to read:

"(d) An administrative fee, not to exceed two hundred dollars ($200.00), may be charged by the Administrative Office of the".

SIGNED J. Ken
Amendment Sponsor

SIGNED J. K. Sherron
Committee Chair if Senate Committee Amendment

ADOPTED 6-21-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 528

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

S528-ARB-2

Date June 20, 1995

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

Senator

moves to amend the bill on page 2, lines 37 through 39, by rewriting the lines to read:
"resolution methods. The senior resident superior court judge, at the".

SIGNED
Amendment Sponsor

SIGNED
Committee Chair if Senate Committee Amendment

ADOPTED 6-21-95 (V) FAILED TABLED

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE _____

S. B. No. 528 (3rd EDITION) Amendment No. 3 (three)
(to be filled in by Principal Clerk)

~~Rep.~~)
Sen.) Soles

moves to amend the bill on page 4, lines 27-30,

by deleting the lines; and on

page 4, lines 31 and 32, by deleting the sentence that begins on line 31.

SIGNED Soles

ADOPTED _____ FAILED _____ TABLED _____

WITHDRAWN

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1248/22--12:50 PM JULY 7, 1995 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

SOLES
MEDIATED SETTLEMENT CONFERENCES
COM SUB/3RD EDITION

SENATE BILL 528

AMEND 3

AYE	45	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		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	4	BASNIGHT	EDWARDS	KINCAID	SMITH
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7-7-95

S. B. No. 528 (3rd Edition) Amendment No. 4 (four)
(to be filled in by Principal Clerk)

~~Rep.~~)
Sen.) Soles

moves to amend the bill on page 4, lines 27-30,

by deleting the lines;

and on page 4, lines 31-32, by deleting the language:

"Section 4 of this act becomes effective July 1, 1995."

SIGNED _____

ADOPTED 7-7-95 (46-0) FAILED _____ TABLED _____

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1251/25-- 1:14 PM JULY 7, 1995 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

SOLES
MEDIATED SETTLEMENT CONFERENCES
COM SUB/3RD EDITION

SENATE BILL 528

AMEND 4

AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	3	KINCAID	PLYLER	SMITH	
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1252/26-- 1:14 PM JULY 7, 1995 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

SOLES
MEDIATED SETTLEMENT CONFERENCES
COM SUB/3RD EDITION

SENATE BILL 528
READING 2

AYE	46	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PARNELL	WINNER
		COOPER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	3	KINCAID	PLYLER	SMITH	
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

S. # 1685
LEGISLATIVE DAY 104
S528 HCS #2
READING 2

7/25/95
10:31 AM
IN CHAIR: SPEAKER

MEDIATED SETTLEMENT CONFERENCES

AYES - 107

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

NOES - 2

FITCH	MERCER

EXCUSED ABSENCE - 5

BLUE	MILLER, G.	MILLER, K.	ROBINSON, G.
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	MICHAUX	NICHOLS	RUSSELL
ALLRED	MORGAN		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 528

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

S528-ALB-1 Page 1 of 1

Representative Neely

Date July 27, 1995

Comm. Sub. [ ]
Amends Title [ ]
Sixth Edition

Rep. Neely moves to amend the bill on page 4, lines 10 and 11, by deleting: "one by the Speaker of the House of Representatives, and one by the President Pro Tempore of the Senate.", and substituting "one by the General Assembly upon the recommendation of the Speaker of the House of Representatives in accordance with G.S. 120-121, and one by the General Assembly upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121."

SIGNED _____
Amendment ~~Sponsor~~

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/26/95 FAILED _____ TABLED _____

111-0 ev

NORTH CAROLINA

RC

1700
LEGISLATIVE DAY 105
S528 HCS #2
READING 3

HOUSE OF REPRESENTATIVES

7/26/95
2:32 PM
IN CHAIR: SPEAKER

ROLL CALL

MEDIATED SETTLEMENT CONFERENCES

AYES - 113

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

NOES - 1

SUTTON

EXCUSED ABSENCE - 5

BLUE	ROBINSON, G.	WAINWRIGHT	WOOD
MILLER, K.			

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 1701
ISLATIVE DAY 105
S528 HCS #2
READING 3

7/26/95
2:35 PM
IN CHAIR: SPEAKER

AMEND #1 Rep. Neely
MEDIATED SETTLEMENT CONFERENCES

AYES - 111

ADAMS	CULPEPPER	HURLEY	PULLEY
ALDRIDGE	CUMMINGS	IVES	RAMSEY
ALEXANDER	CUNNINGHAM	JUSTUS	RAYFIELD
ALLRED	DAUGHTRY	KISER	REDWINE
ARNOLD	DAVIS	LEE	REYNOLDS
BAKER	DECKER	LEMMOND	RICHARDSON
BARBEE	DOCKHAM	LINNEY	ROBINSON, J.
BARNES	EARLE	LOCKE	ROGERS
BEALL	EASTERLING	LUEBKE	RUSSELL
BERRY	EDDINS	MCALLISTER	SEXTON
BLACK	EDWARDS	MCCOMAS	SHARPE
BOWEN	ESPOSITO	MCCOMBS	SHAW
BOWIE	FITCH	MCCRARY	SHERRILL
BOYD-MCINTYRE	FOX	MCLAUGHLIN	SHUBERT
BRASWELL	GAMBLE	MCMAHAN	SUTTON
BRAWLEY	GARDNER	MERCER	TALLENT
BROWN, J.	GRADY	MICHAUX	THOMPSON
BROWN, W.	GRAY	MILLER, G.	TOLSON
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	WRIGHT
CREECH	HUNTER, H.	PATE	YONGUE
CULP	HUNTER, R.	PRESTON	

NOES - 0

EXCUSED ABSENCE - 5

BLUE	ROBINSON, G.	WAINWRIGHT	WOOD
MILLER, K.			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	DICKSON	ELLIS	HOLMES

S528 HCS

NORTH CAROLINA

RC

1702
LATIVE DAY 105
S528 HCS #2
READING 3

HOUSE OF REPRESENTATIVES

7/26/95
2:35 PM
IN CHAIR: SPEAKER

ROLL CALL

MEDIATED SETTLEMENT CONFERENCES

AYES - ~~99~~ 104 Bullock

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

NOES - 0

EXCUSED ABSENCE - 5

BLUE	ROBINSON, G.	WAINWRIGHT	WOOD
MILLER, K.			

EXCUSED VOTE - 0

NOT VOTING - 16

SPEAKER	CARPENTER	HOLMES	REYNOLDS
~~ALDRIDGE~~	DICKSON	KISER	ROGERS
~~BLACK~~	~~EDDINS~~	LEE	WATSON
BRAWLEY	ELLIS	~~PULLEY~~	~~WILKINS~~

Rep. Pulley, Eddins, Wilkins, Black and Aldridge request S528 HCS to be recorded as voting aye. Speaker so orders.

D Mucks

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 528

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

S528-ALB-2

Date July 26, 1995

Comm. Sub. [ ]
Amends Title [ ]
~~Sixth~~ Seventh Edition

Rep. W. BROWN

moves to amend the bill on page 4, between lines ~~39~~ 41st and ~~40~~ 42nd, by inserting the following:

"(6) 'Party' means any person having a dispute with a farm resident."

and renumbering the succeeding subdivision.

further moves to amend the bill on page 5, line ~~18~~ 20 by rewriting that line to read:

"harm or that injunctive relief is otherwise warranted."

SIGNED William D. Brown
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/26/95 FAILED _____ TABLED _____

106-0 EV
DWeeks

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

1717
ISLATIVE DAY 105
S528 HCS #2
READING 3

7/26/95
4:54 PM
IN CHAIR: SPEAKER

AMEND #2 - Rep. W. Brown
MEDIATED SETTLEMENT CONFERENCES

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 7

BLUE	HOLMES	ROBINSON, G.	WOOD
ESPOSITO	MILLER, K.	WAINWRIGHT	

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CHURCH	DAUGHTRY	LEMMOND
ARNOLD	CREECH	DICKSON	

NORTH CAROLINA

RC

HOUSE OF REPRESENTATIVES

. # 1718
ISLATIVE DAY 105
S528 HCS #2
READING 3

7/26/95
4:55 PM
IN CHAIR: SPEAKER

ROLL CALL

MEDIATED SETTLEMENT CONFERENCES

AYES - 107

ADAMS	CULPEPPER	HUNTER, H.	PATE
ALDRIDGE	CUMMINGS	HUNTER, R.	PRESTON
ALEXANDER	CUNNINGHAM	HURLEY	PULLEY
ALLRED	DAUGHTRY	IVES	RAMSEY
ARNOLD	DAVIS	JUSTUS	RAYFIELD
BAKER	DECKER	KISER	REDWINE
BARBEE	DICKSON	LEE	RICHARDSON
BARNES	DOCKHAM	LINNEY	ROGERS
BEALL	EARLE	LOCKE	RUSSELL
BERRY	EASTERLING	LUEBKE	SEXTON
BLACK	EDDINS	MCALLISTER	SHARPE
BLUE	EDWARDS	MCCOMAS	SHAW
BOWEN	ELLIS	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.	WARNER
BUCHANAN	HACKNEY	MINER	WATSON
CANSLER	HAYES	MITCHELL	WEATHERLY
CAPPS	HENSLEY	MORGAN	WILKINS
CARPENTER	HIATT	NEELY	WILSON, C.
CLARY	HIGHTOWER	NICHOLS	WOMBLE
COCKLEREECE	HILL	NYE	WRIGHT
CRAWFORD	HOWARD	OLDHAM	YONGUE
CULP	HUNT	OWENS	

NOES - 0

EXCUSED ABSENCE - 6

ESPOSITO	MILLER, K.	WAINWRIGHT	WOOD
HOLMES	ROBINSON, G.		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CREECH	REYNOLDS	WILSON, G.
CHURCH	LEMMOND	ROBINSON, J.	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

D

S 5 2 9

MAR 29 1995

SENATE DRS9554-LK171(3.24)

PRINCIPAL CLERK

Short Title: Alamance Courthouse Construction. (Local)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE SUNSET ON THE AUTHORIZATION FOR ALAMANCE COUNTY TO ENTER INTO A CONTRACT TO REPAIR THE ALAMANCE COUNTY COURTHOUSE.

The General Assembly of North Carolina enacts:

Section 1. Section 5 of Chapter 153 of the 1993 Session Laws reads as rewritten:

"Sec. 5. This act is effective upon ratification and shall expire on ~~June 30, 1995.~~ June 30, 1998."

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 529

S529-ARF-001

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

Date April 26 ,1995

Comm. Sub. [ ]
Amends Title [YES]

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

"AN ACT TO EXTEND THE SUNSET ON THE AUTHORIZATION FOR ALAMANCE COUNTY TO ENTER INTO A CONTRACT TO REPAIR THE ALAMANCE COUNTY COURTHOUSE AND TO REMOVE THE SUNSET PROVISIONS ON THE CITY OF GREENSBORO'S EXCEPTION TO THE FORMAL BIDDING REQUIREMENTS OF G.S. 143-129."

and further amends the bill on page 1, lines 8 and 9 by rewriting those lines to read:

"Sec. 5. This act is effective upon ratification and except that Section 3 shall expire on ~~June 30, 1995~~ June 30, 1998."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED VOICE FAILED _____ TABLED _____

4/27/95

(Changes Title)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 29 1995
PRINCIPAL CLERK

S

S 530

SENATE DRSA546-LK166A(3.22)

Short Title: Notice of Road Closure Hearings. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE COUNTY PUBLISH A NOTICE OF A ROAD CLOSURE HEARING RATHER THAN PUBLISHING THE FULL ROAD CLOSURE RESOLUTION AS CURRENTLY REQUIRED BY LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-241 reads as rewritten:

"**§ 153A-241. Closing public roads or easements.**

A county may permanently close any public road or any easement within the county and not within a city, except public roads or easements for public roads under the control and supervision of the Department of Transportation. The board of commissioners shall first adopt a resolution declaring its intent to close the public road or easement and calling a public hearing on the question. The board shall cause ~~the resolution~~ a notice of the public hearing reasonably calculated to give full and fair disclosure of the proposed closing to be published once a week for ~~four~~ three successive weeks before the hearing, a copy of the resolution to be sent by registered or certified mail to each owner as shown on the county tax records of property adjoining the public road or easement who did not join in the request to have the road or easement closed, and a notice of the closing and public hearing to be prominently posted in at least two places along the road or easement. At the hearing the board shall hear all interested persons who appear with respect to whether the closing would be detrimental to the public interest or to any individual property rights. If, after the hearing, the board of commissioners is satisfied that closing the public road or easement is not contrary to the public interest and (in the case of a road) that no individual owning property in the vicinity of the road or in the subdivision in which it is located would thereby be deprived of reasonable means of

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

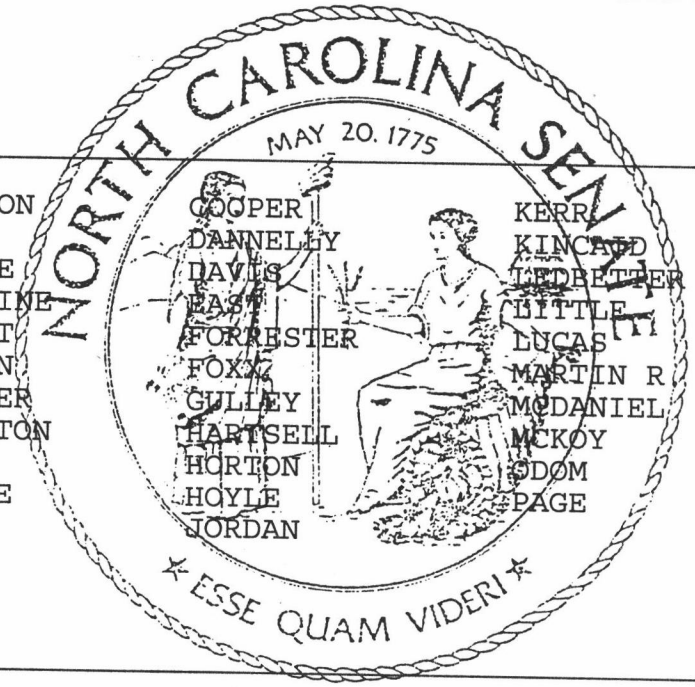
1995 SESSION

SEQ. 466/22-- 5:42 PM MAY 4, 1995 LEGISLATIVE DAY 58

SENATOR BASNIGHT -- Presiding

GULLEY
NOTICE OF ROAD CLOSURE HEARINGS

SENATE BILL 530
READING 2



AYE	42	ALBERTSON	COOPER	KERR	PARNELL
		ALLRAN	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SPEED
		CARRINGTON	HARTSELL	MCKOY	WARREN
		CLARK	HORTON	ODOM	WEBSTER
		COCHRANE	HOYLE	PAGE	WINNER
		CONDER	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	3	HOBBS	MARTIN W.	SHERRON	
ABSENT	5	EDWARDS	SAWYER	SMITH	SOLES
		PERDUE			
PAIRS	0				
AYE					
NO					

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1385
LEGISLATIVE DAY 91
S530
READING 2

6/30/95
3:18 PM
IN CHAIR: SPEAKER

NOTICE OF ROAD CLOSURE HEARINGS

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BROWN, J.	MINER	WARNER
ALDRIDGE	GRADY	ROGERS	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
MAR 29 1995
S 531
PRINCIPAL CLERK

SENATE DRS1606-LB301(3.28)

Short Title: Burke County Local Act. (Local)

Sponsors: Senator Simpson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENACT LOCAL LEGISLATION FOR BURKE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 29 1995
PRINCIPAL CLERK

S D

S 532

SENATE DRS2578-LB302(3.25)

Short Title: Burke County/Lake James. (Local)

Sponsors: Senator Simpson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENACT LOCAL LEGISLATION FOR BURKE COUNTY CONCERNING LAKE JAMES BOATING REGULATIONS.

The General Assembly of North Carolina enacts:

Section 1. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 533
MAR 29 1995
PRINCIPAL CLERK

S D

SENATE DRS7593*-LL158(3.21)

Short Title: Indian Cultural Center Funds. (Public)

Sponsors: Senator Parnell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR IMPROVEMENTS AT THE SITE OF THE NORTH CAROLINA INDIAN CULTURAL CENTER.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Administration the sum of one hundred ninety-five thousand dollars ($195,000) for the 1995-96 fiscal year for improvements on the site of the North Carolina Indian Cultural Center, to be allocated as follows:

(1) $100,000 for the historic preservation of the Henry Berry Lowry House and for the purchase of household furnishings and artifacts, to be matched by $50,000 in private sector funds;

(2) $40,000 for cleanup of the Lumber River and lake at the Cultural Center site, and for the design and construction of river walks at the site;

(3) $35,000 for security and maintenance of the grounds, and for upgrade of the swimming pool and amphitheater; and

(4) $20,000 for a traveling children's exhibit, which will combine an interpretation of North Carolina Indian history from prehistory to modern times.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 5 34 MAR 29 1995

S D

SENATE DRS8579-LD068(2.22) PRINCIPAL CLERK

Short Title: Bail Bondsmen Regulation/AB. (Public)

Sponsors: Senator Parnell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW REGULATING SURETY BONDSMEN, BAIL BONDSMEN, AND RUNNERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-71-1(11) reads as rewritten:

"(11) 'Surety bondsman' ~~shall mean~~ means any person who is ~~approved by and~~ licensed by the Commissioner as ~~an insurance agent pursuant to the provisions of Articles 1 through 64 of this Chapter and~~ a surety bondsman under this Article, is appointed by an insurer by power of attorney to execute or countersign bail bonds for the insurer in connection with judicial ~~proceedings~~ proceedings, and receives or is promised ~~money or other things of value therefor.~~ consideration for doing so."

Sec. 2. G. S. 58-71-40 reads as rewritten:

"**§ 58-71-40. Bail bondsmen and runners to be qualified and licensed; only individuals to be licensed; license applications generally.**

(a) No person shall act in the capacity of a bail bondsman or runner or perform any of the functions, duties, or powers prescribed for bail bondsmen or runners under the provisions of this Article unless that person shall be qualified and (except as regards an accommodation bondsman) licensed in accordance with the provisions of this Article. No license shall be issued to a professional bondsman or runner except as provided in this Article and none shall be issued except to an individual natural person.

(b) The applicant shall apply for a license ~~or renewal thereof~~ on forms prepared and supplied by the Commissioner and the Commissioner may propound any

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 534

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

S534-ARV-001

Page 1 of ___

Date June 1 ,1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Ballance

moves to amend the bill on page 6, lines 12 and 13, by rewriting those lines to read: "collateral security valued at five hundred dollars ($500.00) or more upon or within 30 days after final termination of liability on the bond is".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/1/95 FAILED _____ TABLED _____

(V)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 534

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

S534-ARB-1

Page 1 of 1

Date June 21, 1995

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

Senator Parnell

moves to amend the bill on page 3, line 3, by adding a sentence at the end of the line to read:
"The total fee an applicant may be charged for a criminal history record check may not exceed fifty dollars ($50.00).";

and on page 7, line 34, by deleting the number "16" and substituting the number "14".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-22-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1073/7-- 5:04 PM | JUNE 26, 1995 | LEGISLATIVE DAY

LT. GOVERNOR WICKER -- Presiding

PARNELL
BAIL BONDSMEN REGULATION/AB
2ND EDITION

SENATE BILL 534
READING 2

AYE	48	ALBERTSON	EAST	LEDBETTER	PLYLER
		ALLRAN	EDWARDS	LITTLE	RAND
		BALLANCE	FORRESTER	LUCAS	SAWYER
		BALLANTINE	FOXX	MARTIN R.	SHAW
		BASNIGHT	GULLEY	MARTIN W.	SHERRON
		BLACKMON	HARTSELL	MCDANIEL	SIMPSON
		CARPENTER	HOBBS	MCKOY	SMITH
		CARRINGTON	HORTON	ODOM	SOLES
		COCHRANE	HOYLE	PAGE	SPEED
		CONDER	JORDAN	PARNELL	WARREN
		DANNELLY	KERR	PERDUE	WEBSTER
		DAVIS	KINCAID	PLEXICO	WINNER
NO	1	CLARK			

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

Y)

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2177
L[redacted]SLATIVE DAY 135
S534 HCS
READING 2

6/21/96
4:40 PM
IN CHAIR: SPEAKER

BAIL BONDSMEN REGULATION/AB

AYES - ~~101~~ 102 RV

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

ELLIS RV

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING ~~11~~ 10

SPEAKER	~~ELLIS~~	IVES	MILLER, K.
BLACK	ESPOSITO	MCLAUGHLIN	SUTTON
DAUGHTRY	GRAY	MICHAUX	

Rep. Ellis request to be recorded voting "aye"

So ordered.

S534 HCS

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2178
L[redacted]SLATIVE DAY 135
S534 HCS
READING 3

6/21/96
4:41 PM
IN CHAIR: SPEAKER

BAIL BONDSMEN REGULATION/AB

AYES - 98

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

NOES - 1

HOWARD

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	DICKSON	IVES	MICHAUX
ALLRED	GRAY	LEE	MILLER, K.
CAPPS	HURLEY	MCLAUGHLIN	SUTTON
DAUGHTRY			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1847/60-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

PAGE
BAIL BONDSMEN REGULATION/AB
HOUSE COM SUB/4TH EDITION

SENATE BILL 534

MOTION 8
TO CONCUR

AYE	40	ALBERTSON	CONDER	JORDAN	PAGE
		ALLRAN	COOPER	KERR	PARNELL
		BALLANCE	DAVIS	LEDBETTER	PERDUE
		BALLANTINE	EAST	LITTLE	PLEXICO
		BASNIGHT	FORRESTER	LUCAS	PLYLER
		BLACKMON	FOXX	MARTIN R.	RAND
		BLUST	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HOBBS	MCKOY	WEBSTER
		COCHRANE	HORTON	ODOM	WINNER
NO	0				
EXCUSED	0				
NOT CAST	7	DANNELLY	KINCAID	SHERRON	SPEED
		HOYLE	SHAW	SIMPSON	
ABSENT	3	CARPENTER	EDWARDS	SMITH	
PAIRS	0				
AYE					
NO					

COPY)

FILED - SENATE
S 5 3 5 MAR 2 9 1995
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS5582-LR051C(2.22)

Short Title: Buncombe/Asheville Tax Collector. (Local)

Sponsors: Senator Ledbetter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE APPOINTIVE OFFICE OF TAX COLLECTOR FOR BUNCOMBE COUNTY AND THE CITY OF ASHEVILLE UPON THE EXPIRATION OF THE TERM OF THE PRESENT ELECTED TAX COLLECTOR AND TO AUTHORIZE THE JOINT OR SEPARATE APPOINTMENT OF A TAX COLLECTOR FOR THE COUNTY AND CITY.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of Chapter 1279 of the 1981 Session Laws is repealed.

Sec. 2. The City of Asheville and the County of Buncombe shall appoint a Tax Collector in accordance with G.S. 105-349, upon the expiration of the term of the present Tax Collector.

Sec. 3. Nothing in this act shall be construed to require or prohibit the appointment of the same person to serve as Tax Collector for both the County of Buncombe and the City of Asheville.

Sec. 4. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 536 MAR 30 1995
PRINCIPAL CLERK

S D

SENATE DRS8587-LCX200(3.16)

Short Title: Mount Airy Occupancy Tax. (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF MOUNT AIRY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.

The General Assembly of North Carolina enacts:

Section 1. Occupancy tax. (a) **Authorization and scope.** The Mount Airy Board of Commissioners may by resolution, after not less than 10 days' public notice and after a public hearing held pursuant thereto, levy a room occupancy tax of up to three percent (3%) of the gross receipts derived from the rental of any room, lodging, or accommodation furnished by a hotel, motel, inn, tourist camp, or similar place within the city that is subject to sales tax imposed by the State under G.S. 105-164.4(a)(3). This tax is in addition to any State or local sales tax. This tax does not apply to accommodations furnished by nonprofit charitable, educational, or religious organizations or by nonprofit summer camps when the accommodations are furnished in furtherance of their nonprofit purpose.

(b) **Collection.** Every operator of a business subject to the tax levied under this section shall, on and after the effective date of the levy of the tax, collect the tax. This tax shall be collected as part of the charge for furnishing a taxable accommodation. The tax shall be stated and charged separately from the sales records, and shall be paid by the purchaser to the operator of the business as trustee for and on account of the city. The tax shall be added to the sales price and shall be passed on to the purchaser instead of being borne by the operator of the business. The city shall design, print, and furnish to all appropriate businesses and persons in the city the necessary forms for filing returns and instructions to ensure the full collection of the tax. An operator of a business who collects the occupancy tax

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

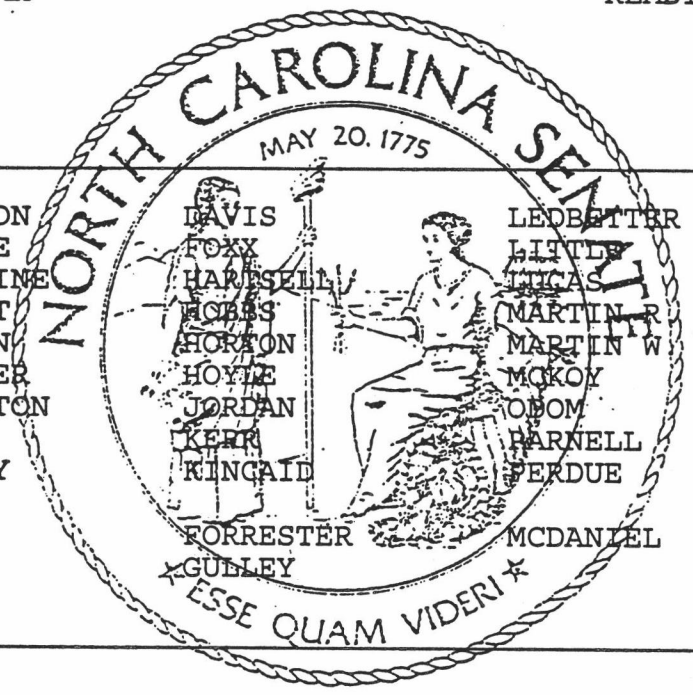
1995 SESSION

SEQ. 588/4-- 2:31 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

FOXX
MOUNT AIRY OCCUPANCY TAX

SENATE BILL 536
READING 2



AYE	36	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	FOXX	LITTLE	PLYLER
		BALLANTINE	HARTSELL	LUCAS	RAND
		BASNIGHT	HOBBS	MARTIN R	SHAW
		BLACKMON	HORTON	MARTIN W	SIMPSON
		CARPENTER	HOYLE	MCKOY	SOLES
		CARRINGTON	JORDAN	ODOM	SPEED
		COOPER	KERR	PARNELL	WARREN
		DANNELLY	KINCAID	PERDUE	WINNER
NO	6	CLARK	FORRESTER	MCDANIEL	PAGE
		EAST	GULLEY		
EXCUSED	0				
NOT CAST	6	ALLRAN	CONDER	SHERRON	WEBSTER
		COCHRANE	SAWYER		
ABSENT	2	EDWARDS	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 707/47-- 2:21 PM | MAY 11, 1995 | LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

FOXX
MOUNT AIRY OCCUPANCY TAX

SENATE BILL 536
READING 3

AYE	38	ALBERTSON	EDWARDS	LEDBETTER	PLEXICO
		BALLANCE	FOXX	LITTLE	RAND
		BALLANTINE	GULLEY	LUCAS	SHAW
		BLACKMON	HARTSELL	MARTIN R	SHERRON
		CARPENTER	HOBBS	MARTIN W	SIMPSON
		CARRINGTON	HORTON	MCKOY	SOLES
		CONDER	HOYLE	ODOM	SPEED
		COOPER	JORDAN	PARNELL	WARREN
		DANNELLY	KERR	PERDUE	WINNER
		DAVIS	KINCAID		
NO	7	CLARK	EAST	MCDANIEL	WEBSTER
		COCHRANE	FORRESTER	PAGE	
EXCUSED	0				
NOT CAST	3	ALLRAN	BASNIGHT	PLYLER	
ABSENT	2	SAWYER	SMITH		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 5 3 7
MAR 3 0 1995
PRINCIPAL CLERK

S D

SENATE DRS2577-LH138(3.7)

Short Title: Ski Privilege Violations. (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CERTAIN SKI PRIVILEGE VIOLATIONS UNLAWFUL IN AVERY AND WATAUGA COUNTIES AND TO PROVIDE PENALTIES FOR THOSE VIOLATIONS.

The General Assembly of North Carolina enacts:

Section 1. (a) It is unlawful to do any of the following:

(1) Ski on an invalid day pass.

(2) Ski on a pass that is owned by another person.

(3) Manufacture or sell a counterfeit ski pass.

(b) A violation of subsection (a) of this section is an infraction and is punishable by a fine of not more than fifty dollars ($50.00). An infraction is an unlawful act that is not a crime. The procedure for charging and conviction of an infraction has no consequence other than payment of a fine. A person convicted of an infraction may not be assessed court costs.

(c) In addition to ordering a person to pay the fine assessed under subsection (b) of this section, the court may also order a person who violates this section to do the following:

(1) If the person committed a violation under subsection (a)(1) of this section, the court may order the day pass forfeited and the person may be required to pay the full price of the pass.

(2) If the person committed a violation under subsection (a)(2) of this section, the court may order the pass forfeited and the person may be required to pay the full price of the pass.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 538
MAR 30 1995
PRINCIPAL CLERK

S D

SENATE JOINT RESOLUTION DRSJR4583-RH041(3.24)

Sponsors: Senators Plexico and Winner.

Referred to:

A JOINT RESOLUTION PROVIDING FOR A JOINT SESSION OF THE GENERAL ASSEMBLY TO CONSIDER ACTION ON THE APPOINTMENTS BY THE GOVERNOR OF NEW MEMBERS TO THE STATE BOARD OF EDUCATION.

Whereas, under the provisions of the Constitution of North Carolina and G.S. 115C-10, appointments by the Governor to membership on the State Board of Education are subject to confirmation by the General Assembly in joint session; and

Whereas, vacancies have occurred on the State Board of Education; and

Whereas, the Governor has transmitted to the presiding officers of the Senate and the House of Representatives the names of his appointees to fill the terms of membership on the State Board of Education which expire March 31, 2003;

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

Section 1. Upon the call of the President Pro Tempore of the Senate and the Speaker of the House of Representatives, the General Assembly shall meet in joint session to consider action on the appointments by the Governor of new members appointed to the State Board of Education.

Sec. 2. This resolution is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 283/7--12:52 PM | APRIL 13, 1995 | LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

PLEXICO
JOINT SESSION/ST. BD. OF ED. APPTS.
2ND EDITION

SENATE RES. 538
READING 2

AYE	46	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN R.	SHAW
		CARPENTER	GULLEY	MARTIN W.	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SIMPSON
		CLARK	HOBBS	MCKOY	SOLES
		COCHRANE	HORTON	ODOM	SPEED
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN		
NO	0				

EXCUSED	0		
NOT CAST	2	SAWYER	WARREN
ABSENT	2	SMITH	WEBSTER
PAIRS	0		
AYE			
NO			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 968
LEGISLATIVE DAY 75
SJR538
READING 2

6/05/95
7:24 PM
IN CHAIR: SPEAKER

JOINT SESSION/APPTS. TO BOARD OF EDUCA. etc.

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 8

BERRY	FOX	LEE	THOMPSON
DOCKHAM	HUNTER, R.	TALLENT	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CHURCH	CUNNINGHAM	GAMBLE
BROWN, J.	CULPEPPER		

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 1634
LEGISLATIVE DAY 101

7/19/95
1:23 PM
IN CHAIR: SPEAKER

ST. BD. OF EDUCATION CONFIRMATION/THOMAS

AYES - 111

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

NOES - 1

LINNEY

EXCUSED ABSENCE - 6

BLUE	BRAWLEY	MILLER, K.	SUTTON
BRASWELL	GARDNER		

EXCUSED VOTE - 0

NOT VOTING - 2

CRAWFORD SHAW

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 1635
LEGISLATIVE DAY 101

7/19/95
1:24 PM
IN CHAIR: SPEAKER

ST. BD. OF EDUCATION CONFIRMATION/NORWOOD

AYES - 112

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

NOES - 0

EXCUSED ABSENCE - 6

BLUE	BRAWLEY	MILLER, K.	SUTTON
BRASWELL	GARDNER		

EXCUSED VOTE - 0

NOT VOTING - 2

CRAWFORD	SHAW

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1636
LEGISLATIVE DAY 101

7/19/95
1:25 PM
IN CHAIR: SPEAKER

ST. BD. OF EDUCATION CONFIRMATION/TAFT

AYES - 47

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

NOES - 64

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

EXCUSED ABSENCE - 6

BLUE	BRAWLEY	MILLER, K.	SUTTON
BRASWELL	GARDNER		

EXCUSED VOTE - 0

NOT VOTING - 3

CRAWFORD	GRADY	SHAW

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 539
MAR 30 1995
PRINCIPAL CLERK

S

SENATE JOINT RESOLUTION DRSJR5578-RH040(3.24)

Sponsors: Senators Plexico and Winner.

Referred to:

A JOINT RESOLUTION PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS OF KATHY A. TAFT AND JANE NORWOOD TO MEMBERSHIP ON THE STATE BOARD OF EDUCATION.

Whereas, under the provisions of the Constitution of North Carolina and G.S. 115C-10, appointments by the Governor to membership on the State Board of Education are subject to confirmation by the General Assembly in joint session; and

Whereas, vacancies have occurred on the State Board of Education; and

Whereas, the Governor has transmitted to the presiding officers of the Senate and the House of Representatives, the names of his appointees to fill the terms of membership on the State Board of Education which expire March 31, 2003.

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

Section 1. The appointments of Kathy A. Taft and Jane Norwood to membership on the State Board of Education for terms to expire March 31, 2003, are confirmed.

Sec. 2. This resolution is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Joint Resolution 539

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

S539-ARH-001

Date 6-29-, 1995

Comm. Sub. [ ]
Amends Title [X]

Representative _____

moves to amend the resolution on page 1, line 2, by inserting before the name "KATHY" the name "LOWELL THOMAS,";

and further amends the resolution on page 1, line 13, by inserting before the word "Kathy" the name "Lowell Thomas,".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-29-95 (V) FAILED _____ TABLED _____

Changes Title

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 540
MAR 30 1995
PRINCIPAL CLERK

S D

SENATE DRS3575*-LB249(3.16)

Short Title: Rockingham City Elections. (Local)

Sponsors: Senator Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR ELECTION OF ALL THE MEMBERS OF THE ROCKINGHAM CITY COUNCIL FOR FOUR-YEAR TERMS.

The General Assembly of North Carolina enacts:

Section 1. Section 4.1(f) of the Charter of the City of Rockingham, being Chapter 1265 of the Session Laws of 1973, reads as rewritten:

"(f) The city council shall consist of five (5) members. ~~In the regular municipal election on the first Tuesday after the first Monday of November, 1975, two candidates shall be elected for four-year terms, and one candidate shall be elected for a two-year term. In the regular municipal election on the first Tuesday after the first Monday of November, 1977, and each regular municipal election held biennially thereafter, two candidates shall be elected for four-year terms, and one candidate for a two-year term.~~ In the regular municipal election in 1995 and quadrennially thereafter, three candidates shall be elected for four-year terms. In the regular municipal election in 1997 and quadrennially thereafter, two candidates shall be elected for four-year terms. Members shall serve until their successors are elected and qualify. ~~Candidates for election as members of the city council shall announce, at the time of filing notice of candidacy, the length of term for which they are a candidate and shall be elected only for the term for which they have announced. In each general election, the two candidates receiving the highest number of votes for the four-year terms, and the one candidate receiving the highest number of votes for the two-year term shall be declared elected for these respective terms.~~ Elections are conducted by the nonpartisan plurality method and the results determined in accordance with G.S. 163-292."

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1835/48-- 4:55 PM | JUNE 21, 1996 | LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

COCHRANE
ROCKINGHAM CITY ELECTIONS
HOUSE COM SUB/2ND EDITION

SENATE BILL 540

MOTION 8
TO CONCUR

AYE	42	ALBERTSON	DAVIS	LEDBETTER	PERDUE
		ALLRAN	EAST	LITTLE	PLEXICO
		BALLANTINE	EDWARDS	LUCAS	RAND
		BLACKMON	FORRESTER	MARTIN R.	SHAW
		BLUST	GULLEY	MARTIN W.	SIMPSON
		CARRINGTON	HARTSELL	MCDANIEL	SOLES
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JORDAN	PARNELL	WINNER
		DANNELLY	KERR		
NO	0				
EXCUSED	0				
NOT CAST	8	BALLANCE	CARPENTER	KINCAID	SHERRON
		BASNIGHT	FOXX	PLYLER	SMITH
ABSENT	0				
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1868/81-- 4:55 PM JUNE 21, 1996 LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

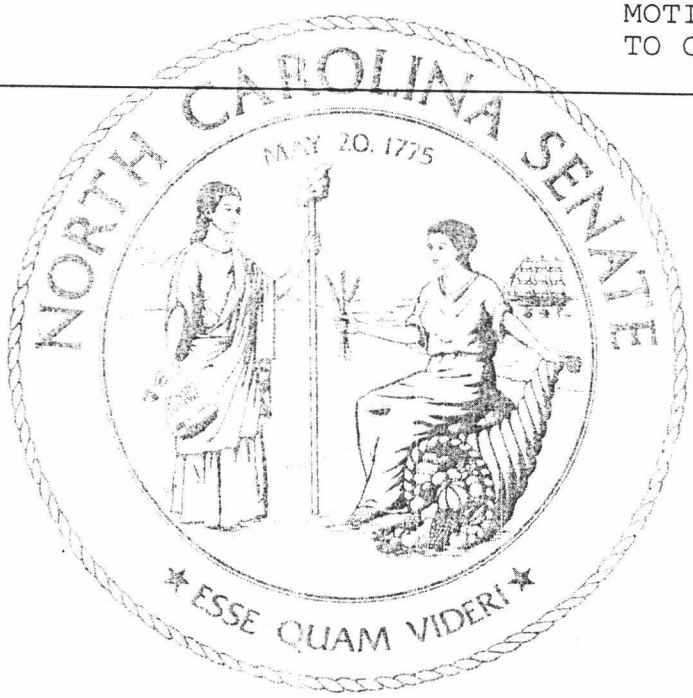
COCHRANE
ROCKINGHAM CITY ELECTIONS
HOUSE COM SUB/2ND EDITION

SENATE BILL 540

MOTION 8
TO CONCUR

RECORDED
ABSENT 1 SMITH
ADJUSTED TOTAL
AYE 42
NO 0
NOT CAST 7
ABSENT 1

Y)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1868/81-- 4:55 PM | JUNE 21, 1996 | LEGISLATIVE DAY 134

LT. GOVERNOR WICKER -- Presiding

COCHRANE
ROCKINGHAM CITY ELECTIONS
HOUSE COM SUB/2ND EDITION

SENATE BILL 540

MOTION 8
TO CONCUR

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

COPY)

FILED - SENATE

S 5 4 1 MAR 3 0 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS7595-LT033B(3.28)

Short Title: Review of DSS Decisions/AB. (Public)

Sponsors: Senators Dannelly and Little.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR REVIEW OF THE DIRECTOR OF SOCIAL SERVICES' DECISIONS NOT TO FILE ABUSE, NEGLECT, OR DEPENDENCY PETITIONS AND TO MAKE CLARIFYING CHANGES TO THE LAW GOVERNING INVESTIGATIONS OF REPORTS OF ABUSE, NEGLECT, AND DEPENDENCY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-544 reads as rewritten:

"**§ 7A-544. Investigation by Director; access to confidential information; notification of person making the report.**

When a report of abuse, neglect, or dependency is received, the Director of the Department of Social Services shall make a prompt and thorough investigation in order to ascertain the facts of the case, the extent of the abuse or neglect, and the risk of harm to the juvenile, in order to determine whether protective services should be provided or the complaint filed as a petition. When the report alleges abuse, the Director shall immediately, but no later than 24 hours after receipt of the report, initiate the investigation. When the report alleges neglect or dependency, the Director shall initiate the investigation within 72 hours following receipt of the report. The investigation and evaluation shall include a visit to the place where the juvenile resides. All information received by the Department of Social ~~Services~~ Services, including the identity of the reporter, shall be held in strictest confidence by the Department.

When a report of a juvenile's death as a result of suspected maltreatment is received, the Director of the Department of Social Services shall immediately ascertain if other juveniles remain in the home, and, if so, initiate an investigation in

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

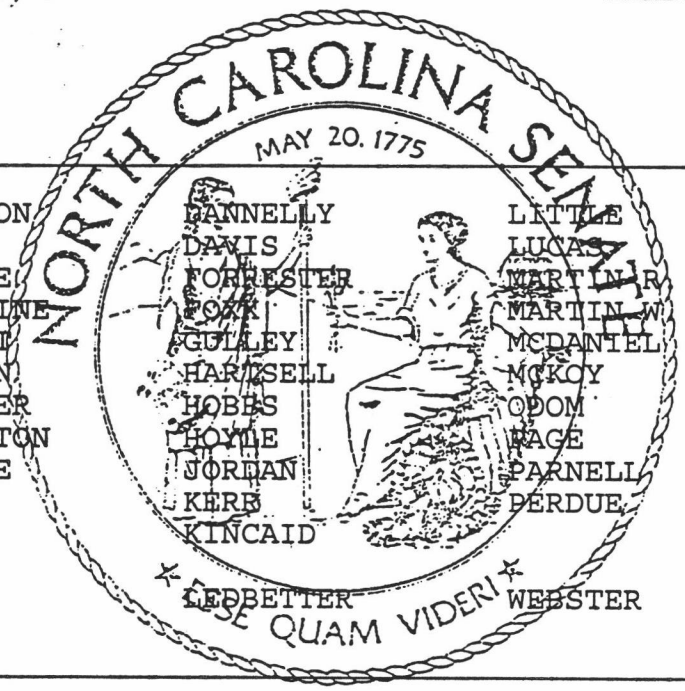
SEQ. 605/21-- 4:35 PM MAY 10, 1995 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER -- Presiding

DANNELLY
REVIEW OF DSS DECISIONS/AB

SENATE BILL 541
READING 2

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



EXCUSED	0			
NOT CAST	3	EAST	HORTON	SAWYER
ABSENT	2	EDWARDS	SMITH	
PAIRS	0			
AYE				
NO				

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1510
LEGISLATIVE DAY 94
S541
READING 2

7/06/95
6:51 PM
IN CHAIR: SPEAKER

REVIEW OF DIREC. OF SOC. SERV. DECIS./AB

AYES - 103

ADAMS	CUMMINGS	HURLEY	PRESTON
ALEXANDER	CUNNINGHAM	JUSTUS	RAMSEY
ALLRED	DAUGHTRY	KISER	RAYFIELD
ARNOLD	DAVIS	LEMMOND	REYNOLDS
BAKER	DECKER	LINNEY	RICHARDSON
BARBEE	DICKSON	LOCKE	ROBINSON, G.
BEALL	DOCKHAM	LUEBKE	ROBINSON, J.
BERRY	EARLE	MCALLISTER	ROGERS
BLACK	EASTERLING	MCCOMAS	RUSSELL
BLUE	EDDINS	MCCOMBS	SEXTON
BOWEN	EDWARDS	MCCRARY	SHARPE
BOWIE	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
CAPPS	GRADY	MINER	WAINWRIGHT
CARPENTER	GRAY	MITCHELL	WATSON
CHURCH	HAYES	MORGAN	WEATHERLY
CLARY	HIGHTOWER	NEELY	WILSON, C.
COCKLEREECE	HILL	NICHOLS	WILSON, G.
CRAWFORD	HOLMES	NYE	WOMBLE
CREECH	HOWARD	OLDHAM	WOOD
CULP	HUNT	OWENS	YONGUE
CULPEPPER	HUNTER, H.	PATE	

NOES - 2

HACKNEY	HENSLEY

EXCUSED ABSENCE - 8

BARNES	CANSLER	PULLEY	WARNER
BRASWELL	IVES	REDWINE	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	HIATT	LEE	WILKINS
ALDRIDGE	HUNTER, R.	SHAW	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S542

MAR 30 1995

D

SENATE DRS1599-LB-12(3-7)

PRINCIPAL CLERK

Short Title: Catawba School Board Elections. (Local)

Sponsors: Senator Allran.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE NONPARTISAN ELECTION OF THE CATAWBA COUNTY BOARD OF EDUCATION BY PLURALITY VOTE AT THE TIME OF THE COUNTY GENERAL ELECTION.

The General Assembly of North Carolina enacts:

Section 1. Section 2 of Chapter 874 of the 1969 Session Laws, as amended by Chapter 170 of the Session Laws of 1985, reads as rewritten:

"Sec. 2. In the general election in 1986, there shall be elected four members of the Board of Education of Catawba County. In the general election in 1988, there shall be elected three members of the Board of Education of Catawba County. All members so elected shall hold their offices for four years, and until their successors are elected and qualified. ~~Thereafter,~~ Beginning in 1996, as vacancies occur in the membership of the Board of Education of Catawba County by reason of expiration of terms of office, they shall be filled by ~~nomination in the primaries and by~~ election in the general elections according to the number of vacancies to be filled and according to the procedure set forth in this Act."

Sec. 2. Section 3 of Chapter 874 of the 1969 Session Laws, as amended by Section 3 of Chapter 382 of the Session Laws of 1979, reads as rewritten:

"Sec. 3. All persons desiring to be candidates for membership on said Board of Education shall file notice of candidacy with the Board of Elections of Catawba County ~~no later than 12:00 noon on the First Monday in February before the primary election for the nomination of county officers to be held,~~ not earlier than noon on the first Monday in June and not later than noon on the last Friday in July in the year of the election, which notice shall state the name of each candidate, his age and place of residence, and which shall be accompanied by a filing fee of ten dollars ($10.00). ~~If~~

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 542

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

S542-ALP-1 Page 1 of 1

Date 5/25, 1995

Comm. Sub. [ ]
Amends Title [ ]

Rep. Kiser

moves to amend the bill on page 1, line 23, by deleting "last", and substituting "first".

Further moves to amend the bill on page 2, line 39 by removing the strike-through of the words "in any", the first time those words appear".

SIGNED Joe Kiser
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5/25/95 FAILED _____ TABLED _____

VV

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 794/6-- 3:45 PM | MAY 30, 1995 | LEGISLATIVE DAY 72

LT. GOVERNOR WICKER -- Presiding

ALLRAN
CATAWBA SCHOOL BOARD ELECTIONS

SENATE BILL 542

HOUSE AMD. NO. 1

MOTION 8
TO CONCUR

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

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 30 1995
PRINCIPAL CLERK

S D

SENATE DRS6565-LR099(3.14) S543

Short Title: Catawba/Deputies' Retirement. (Local)

Sponsors: Senator Allran (by request).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT JAILERS AND COMMUNICATORS EMPLOYED BY THE CATAWBA COUNTY SHERIFF'S DEPARTMENT ARE ELIGIBLE TO RECEIVE THE BENEFITS AFFORDED TO LAW ENFORCEMENT OFFICERS THROUGH THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 128-21(11b) reads as rewritten:

"(11b) 'Law Enforcement Officer' means a full-time paid employee of an employer who is actively serving in a position with assigned primary duties and responsibilities for prevention and detection of crime or for the general enforcement of the criminal laws of the State or for serving civil processes, including an employee serving as a jailer or communicator, and who possesses the power of arrest by virtue of an oath administered under the authority of the State."

Sec. 2. G.S. 143-166.50(a)(3) reads as rewritten:

"(3) 'Law-enforcement officer' means a full-time paid employee of an employer, who is actively serving in a position with assigned primary duties and responsibilities for prevention and detection of crime or the general enforcement of the criminal laws of the State or serving civil processes, including an employee serving as a jailer or communicator, and who possesses the power of arrest by virtue of an oath administered under the authority of the State."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS8585-RD013.2(3.13)

FILED - SENATE
S 544 MAR 30 1995
PRINCIPAL CLERK

Short Title: Transfer Facilities Public Hearings. (Public)

Sponsors: Senator Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT A PUBLIC HEARING BE HELD PRIOR TO THE APPROVAL OF AN APPLICATION FOR A NEW PERMIT, THE RENEWAL OF A PERMIT, OR A SUBSTANTIAL AMENDMENT TO A PERMIT FOR A TRANSFER STATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-294 reads as rewritten:

"**§ 130A-294. Solid waste management program.**

(a) The Department is authorized and directed to engage in research, conduct investigations and surveys, make inspections and establish a statewide solid waste management program. In establishing a program, the Department shall have authority to:

(1) Develop a comprehensive program for implementation of safe and sanitary practices for management of solid waste;

(2) Advise, consult, cooperate and contract with other State agencies, units of local government, the federal government, industries and individuals in the formulation and carrying out of a solid waste management program;

(3) Develop and adopt rules to establish standards for qualification as a waste "recycling, reduction or resource recovering facility" or as waste "recycling, reduction or resource recovering equipment" for the purpose of special tax classifications or treatment, and to certify as qualifying those applicants which meet the established standards. The standards shall be developed to qualify only those facilities and equipment exclusively used in the actual waste recycling,

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 363/12--12:31 PM APRIL 25, 1995 LEGISLATIVE DAY 52

SENATOR BASNIGHT -- Presiding

SHAW
TRANSFER FACILITIES PUBLIC HEARINGS

SENATE BILL 544
READING 2



AYE	43	ALBERTSON	COOPER	LITTLE	RAND
		ALLRAN	DAVIS	LUCAS	SAWYER
		BALLANCE	FORRESTER	MARTIN W	SHAW
		BALLANTINE	FOXX	MCDANIEL	SHERRON
		BASNIGHT	GULLEY	MCKOY	SIMPSON
		BLACKMON	HARTSELL	ODOM	SOLES
		CARPENTER	HOBBS	PAGE	SPEED
		CARRINGTON	HORTON	PARNELL	WARREN
		CLARK	JORDAN	PERDUE	WEBSTER
		COCHRANE	KERR	PLEXICO	WINNER
		CONDER	LEDBETTER	PLYLER	
NO	2	DANNELLY	ROYLE		

EXCUSED	0			
NOT CAST	3	EAST	KINCAID	MARTIN R.
ABSENT	2	EDWARDS	SMITH	
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

S 5 4 5 MAR 3 0 1995

SENATE DRS3568*-LN111A(3.1) PRINCIPAL CLERK

Short Title: Medical Record Fees. (Public)

Sponsors: Senators Parnell, Forrester, and Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE STATUTORY CAP ON CHARGES FOR PROCESSING MEDICAL RECORD COPY REQUESTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-410 reads as rewritten:

"**§ 90-410. Definitions.**

As used in this Article:

(1) 'Health care provider' means any person who is licensed or certified to practice a health profession or occupation under this Chapter or Chapters 90B or 90C of the General Statutes, a health care facility licensed under Chapters 131E or 122C of the General Statutes, and a representative or agent of a health care provider.

(2) 'Medical records' means personal information that relates to an individual's physical or mental condition, medical history, or medical treatment, excluding X rays and fetal monitor records.

(3) 'Requesting person' means a natural person, business trust, estate, trust, partnership, association, joint venture, government, government subdivision or agency, or any other legal entity."

Sec. 2. G.S. 90-411 reads as rewritten:

"**§ 90-411. Record copy fee.**

~~A health care provider may charge a reasonable fee to cover the costs incurred in searching, handling, copying, and mailing medical records to the patient or the patient's designated representative. The maximum fee shall be fifty cents (50¢) per page, provided that the health care provider may impose a minimum fee of up to ten dollars ($10.00), inclusive of copying costs.~~ A health care provider may charge and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 30 1995
PRINCIPAL CLERK

S D

S546 -

SENATE DRS3577-LB271(3.21)

Short Title: City Vote. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW CITIES TO PROVIDE FOR A NONBINDING PRESIDENTIAL PRIMARY AT THE TIME OF THE MUNICIPAL ELECTION SO AS TO FOCUS NATIONAL ATTENTION AND AT LEAST A PART OF THE PRESIDENTIAL DEBATE ON URBAN ISSUES.

The General Assembly of North Carolina enacts:

Section 1. Article 18A of Chapter 163 of the General Statutes is amended by adding a new section to read:

"**§ 163-213.12. City vote.**

A city may provide, at the time of its municipal general election or runoff election, for a nonbinding presidential primary in the year immediately preceding the presidential preference primary held under this Article.

The nonbinding presidential primary:

(1) Is optional for the city;

(2) Shall be conducted by the board of elections conducting elections for the city;

(3) Shall be at the expense of the city; and

(4) Shall be conducted under rules of the State Board of Elections."

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 8-4-95

S. B. No. 546 Amendment No. 1 (One)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

~~Rep.~~)
) SIMPSON
Sen.)

1 moves to amend the bill on page 1, line 11
2 ( ) WHICH CHANGES THE TITLE
3 by Adding AFTER THE WORD "NON-BINDING"
4 AND BEFORE THE WORD "PRESIDENTIAL"
5 THE WORD "DEMOCRATIC"
6
7
8
9
10
11
12
13
14
15
16
17
18
19

SIGNED _____

ADOPTED 5/8/95 FAILED _____ TABLED _____
29-15 Title Change Rule 55

GA 33 A

PRINCIPAL CLERK'S OFFICE (FOR SUBSTITUTE)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 472/4-- 4:36 PM | MAY 8, 1995 | LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

GULLEY
CITY VOTE

SENATE BILL 546

AMEND 1

AYE	29	ALBERTSON	DAVIS	KINCAID	PARNELL
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LITTLE	SHAW
		BLACKMON	FOXX	MARTIN, R	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HORTON	MCKOY	SPEED
		CLARK	JORDAN	PAGE	WEBSTER
		COCHRANE			
NO	15	BALLANCE	GULLEY	MARTIN, W.	RAND
		COOPER	HOBBS	ODOM	WARREN
		DANNELLY	KERR	PERDUE	WINNER
		EDWARDS	LUCAS	PLEXICO	

EXCUSED	0				
NOT CAST	4	BASNIGHT	CONDER	SAWYER	SHERRON
ABSENT	2	HOYLE	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

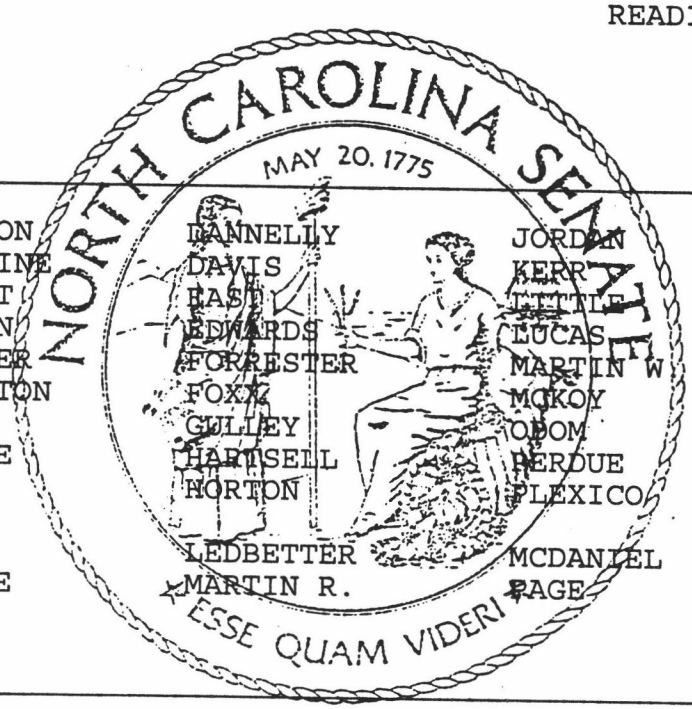
1995 SESSION

SEQ. 473/5-- 4:38 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

GULLEY
CITY VOTE

SENATE BILL 546
READING 2



AYE	35	ALBERTSON	HANNELLY	JORDAN	PLYLER
		BALLANTINE	DAVIS	KERR	SAWYER
		BASNIGHT	EAST	LITTLE	SHAW
		BLACKMON	EDWARDS	LUCAS	SIMPSON
		CARPENTER	FORRESTER	MARTIN W	SOLES
		CARRINGTON	FOXX	MCKOY	SPEED
		CLARK	GULLEY	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WINNER
		COOPER	HORTON	PLEXICO	
NO	9	ALLRAN	LEDBETTER	MCDANIEL	RAND
		BALLANCE	MARTIN R.	PAGE	WEBSTER
		KINCAID			

EXCUSED	0				
NOT CAST	4	CONDER	HOBBS	PARNELL	SHERRON
ABSENT	2	HOYLE	SMITH		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 3 0 1995

PRINCIPAL CLERK

S

S 5 4 7 D

SENATE DRSA528-RPZ94J001(2.21)

Short Title: Employment Procedures Study. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CONTINUE A STUDY OF EMPLOYMENT PROCEDURES.

Whereas, the Legislative Research Commission created a Committee on Employment Procedures in Part II, Sections 2.1(3) and (22) of the 2nd Edition of House Bill 1319 of the 1993 Session; and

Whereas, the Legislative Research Commission authorized the Committee to study the desirability of various approaches that might be taken in State law to deal with discrimination in employment, including, but not limited to, enacting the contents of federal antidiscrimination legislation and empowering the Human Relations Commission to enforce those provisions; and

Whereas, North Carolina follows the employment-at-will doctrine despite recent qualifications of case law and statute prohibiting discharges for certain "bad reasons", and leaving many contractual employees unprotected from wrongful discharge; and

Whereas, the Committee on Employment Procedures has determined the issues involving alternative approaches to deal with discrimination in employment and the Model Employment Termination Act are too complex to fully analyze and make informed recommendations to the 1995 General Assembly and that additional study and review is necessary; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The Legislative Research Commission is authorized to appoint a Committee to continue a study of Employment Procedures to include alternative approaches to deal with discrimination in employment and the Model Employment Termination Act.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S548 - MAR 30 1995

PRINCIPAL CLERK

S D

SENATE DRS6572-LGQ111(3.22)

Short Title: Home Ownership Funds. (Public)

Sponsors: Senators Plexico, Rand, Martin of Pitt, Cochrane, Simpson, and Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE CENTER FOR COMMUNITY SELF-HELP TO FURTHER A STATEWIDE PROGRAM OF LENDING FOR HOME OWNERSHIP.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Center for Community Self-Help the sum of ten million dollars ($10,000,000) for the 1995-96 fiscal year to further a statewide program of lending for home ownership throughout North Carolina. These funds will be leveraged on a ten-to-one basis, generating at least ten dollars ($10.00) of nontraditional home loans for every one dollar ($1.00) of State funds. Payments of principal shall be available for further loans or loan guarantees.

Sec. 2. The Center for Community Self-Help shall submit, within 180 days after the close of its fiscal year, audited financial statements to the State Auditor. All records pertaining to the use of State funds shall be made available to the State Auditor upon request. The Center for Community Self-Help shall make quarterly reports on the use of State funds to the State Auditor, in form and format prescribed by the State Auditor or his designee. The Center for Community Self-Help shall make a written report by May 1 of each year for the next three years to the General Assembly on the use of the funds appropriated by this act.

Sec. 3. The Center for Community Self-Help shall report to the Joint Legislative Commission on Governmental Operations, the House and Senate Appropriations Committees on Natural and Economic Resources, and the Department of Commerce on a quarterly basis for the next three years.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 3 0 1995
PRINCIPAL CLERK

S

S 549

D

SENATE DRSA540*-LG097(3.15)

Short Title: Shook-Smathers House Funds. (Public)

Sponsors: Senator Plexico.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE PURCHASE AND EMERGENCY STABILIZATION OF THE SHOOK-SMATHERS HOUSE.

Whereas, built in 1795, the Shook-Smathers House is the oldest house still standing in Haywood County; and

Whereas, the Shook-Smathers House is of post and beam construction, and is one of possibly three houses of this type of construction built in Haywood County; and

Whereas, the original builder of the Shook-Smathers House was a Highland patriot who fought in the Revolutionary War; and

Whereas, families who have lived in the Shook-Smathers House have contributed to the progress of Haywood County as civic and professional leaders; and

Whereas, the historical and architectural significance of the Shook-Smathers House is worth preserving; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Haywood County the sum of one hundred thousand dollars ($100,000) for the 1995-96 fiscal year to be used only for the purchase of and emergency stabilization of the Shook-Smathers House to preserve its historical and architectural significance.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRSA538-LL160(3.21)

FILED - SENATE
S 5 5 0 MAR 3 0 1995
PRINCIPAL CLERK

Short Title: Superior Court Electoral Reform. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE THE ADMINISTRATION OF JUSTICE AND PROMOTE JUDICIAL ECONOMY AND EFFICIENCY WITHIN THE SUPERIOR COURT DIVISION OF THE GENERAL COURT OF JUSTICE BY PROVIDING FOR FULL EIGHT-YEAR TERMS OF OFFICE WHEN VACANCIES ARISE AND AN ELECTION IS HELD OTHER THAN AT THE EXPIRATION OF THE PRIOR TERM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-9 reads as rewritten:

"**§ 163-9. Filling vacancies in State and district judicial offices.**

Vacancies occurring in the offices of Justice of the Supreme Court, judge of the Court of Appeals, and judge of the superior court for causes other than expiration of term shall be filled by appointment of the Governor. An appointee to the office of judge of superior court shall hold office until January 1 next following the election for members of the General Assembly that is held more than 60 days after the vacancy occurs, at which time an election shall be held for an eight-year term and until a successor is elected and qualified. An appointee to the office of Justice of the Supreme Court or judge of the Court of Appeals shall hold his place until the next election for members of the General Assembly that is held more than 60 days after the vacancy occurs, at which time an election shall be held to fill the unexpired term of the ~~office: Provided, that when~~ office. When the unexpired term of the office in which the vacancy has occurred expires on the first day of January succeeding the next election for members of the General Assembly, the Governor shall appoint to fill that vacancy for the unexpired term of the office.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 677/17--11:35 AM MAY 11, 1995 LEGISLATIVE DAY 62

SENATOR BASNIGHT -- Presiding

COOPER
SUPERIOR COURT ELECTORAL REFORM
COM SUB/2ND EDITION

SENATE BILL 550
READING 2



AYE	44	ALBERTSON	COOPER	HOYLE	PAGE
		ALLRAN	DANNELLY	JORDAN	PERDUE
		BALLANCE	DAVIS	KERR	PLEXICO
		BALLANTINE	EAST	KINCAID	PLYLER
		BASNIGHT	EDWARDS	LEDBETTER	RAND
		BLACKMON	FORRESTER	LITTLE	SHAW
		CARPENTER	FOXX	LUCAS	SHERRON
		CARRINGTON	GULLEY	MARTIN W	SIMPSON
		CLARK	HARTSELL	MCDANIEL	SOLES
		COCHRANE	HOBBS	MCKOY	SPEED
		CONDER	HORTON	ODOM	WINNER
NO	1	WEBSTER			

EXCUSED	0			
NOT CAST	2	PARNELL	WARREN	
ABSENT	3	MARTIN R.	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 3 0 1995
PRINCIPAL CLERK

S D

S 5 5 1

SENATE DRSA550-LG119(3.24)

Short Title: Fund Children w/Craniofacial Anomalies. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO PROVIDE DIAGNOSTIC AND TREATMENT SERVICES FOR CHILDREN WITH CRANIOFACIAL ANOMALIES INCLUDING CLEFT LIP/PALATE.

Whereas, approximately 200 infants are born in North Carolina each year with craniofacial anomalies including cleft lip/palate; and

Whereas, it is critical that prompt and comprehensive diagnostic and treatment services be provided to these children to maximize their health and development; and

Whereas, children who are uninsured or underinsured are generally referred to the Craniofacial Center of the University of North Carolina at Chapel Hill; and

Whereas, the Center does not have the financial resources to meet the demand for these critical services; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources, Division of Maternal and Child Health, the sum of three hundred forty-three thousand dollars ($343,000) for the 1995-96 fiscal year and the sum of three hundred forty-three thousand dollars ($343,000) for the 1996-97 fiscal year to provide comprehensive diagnostic and treatment services for uninsured and underinsured children in North Carolina with craniofacial anomalies including cleft lip/palate.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S FILED - SENATE D

SENATE DRS8578-LF182(3.8) S352 MAR 30 1995

PRINCIPAL CLERK

Short Title: Hospital Co. Contracts. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE LAW REGARDING PUBLIC HOSPITAL CONTRACTING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-20 reads as rewritten:

"**§ 160A-20. Security interests.**

(a) Units of local government, as defined in subsection (h), may purchase or finance the purchase of real or personal property by installment contracts that create in the property purchased a security interest to secure payment of the purchase price to the seller or to an individual or entity advancing moneys or supplying financing for the purchase transaction.

(b) Units of local government, as defined in subsection (h), may finance the construction or repair of fixtures or improvements on real property by contracts that create in the fixtures or improvements, or in all or some portion of the property on which the fixtures or improvements are located, or in both, a security interest to secure repayment of moneys advanced or made available for such construction or repair.

(c) Units of local government, as defined in subsection (h), may use escrow accounts in connection with the advance funding of transactions authorized by this section, whereby the proceeds of such advance funding are invested pending disbursement.

(d) No contract entered into under this section may contain a nonsubstitution clause that restricts the right of a unit of local government to:

(1) Continue to provide a service or activity; or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 5 5 3

D

MAR 3 0 1995

SENATE DRS6573-LR132(3.24)

PRINCIPAL CLERK

Short Title: Nash County Local Act. (Local)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO THE COUNTY OF NASH.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Nash County only.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 30 1995
PRINCIPAL CLERK

S

S 554

SENATE DRS8586-LF231(3.28)

Short Title: Goods & Serv./Disabled/AB. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE PURCHASE OF GOODS AND SERVICES FOR PERSONS WITH DISABILITIES UNDER PROCEDURES THAT ALLOW FLEXIBILITY TO MEET INDIVIDUAL NEEDS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-53 reads as rewritten:

"**§ 143-53. Rules.**

(a) The Secretary of Administration may adopt rules governing the following:

(1) Prescribing the routine and procedures to be followed in canvassing bids and awarding contracts, and for reviewing decisions made pursuant thereto, and the decision of the reviewing body shall be the final administrative review.

(2) Prescribing routine for securing bids on items that do not exceed the bid value benchmark established under the provisions of G.S. 143-53.1.

(3) Defining contractual services for the purposes of G.S. 143-49(3).

(4) Prescribing items and quantities, and conditions and procedures, governing the acquisition of goods and services which may be delegated to departments, institutions and agencies, notwithstanding any other provisions of this Article.

(5) Prescribing conditions under which purchases and contracts for the purchase, rental or lease of equipment, materials, supplies or services may be entered into by means other than competitive bidding.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 474/6-- 4:43 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

KERR
GOODS & SERVICES/DISABLED/AB

SENATE BILL 554
READING 2



AYE	46	ALBERTSON	DAVIS	LEDBETTER	PLYLER
		ALLRAN	EAST	LITTLE	RAND
		BALLANCE	EDWARDS	LUCAS	SAWYER
		BALLANTINE	FORRESTER	MARTIN_R	SHAW
		BASNIGHT	FOXX	MARTIN_W	SHERRON
		BLACKMON	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	JORDAN	PERDUE	WEBSTER
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	KINCAID		
NO	0				

EXCUSED	0		
NOT CAST	2	CONDER	PARNELL
ABSENT	2	HOYLE	SMITH
PAIRS	0		
AYE			
NO			

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 1095
EGISLATIVE DAY 81
S554
READING 2

6/14/95
2:11 PM
IN CHAIR: SPEAKER

GOODS AND SERVICES/DISABLED/AB

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	CULPEPPER	HOLMES	SHARPE
CREECH	ESPOSITO		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BARNES	HUNTER, H.	SHAW
ARNOLD	CUNNINGHAM	HUNTER, R.	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS8582-LD096(3.9) FILED - SENATE

S 5 5 5 MAR 30 1995

Short Title: Board of Dental Examiners Fees/AB. PRINCIPAL CLERK (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MAXIMUM FEES THAT THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS MAY ACCESS, TO MOVE FEE AUTHORIZATIONS FROM SEPARATE SECTIONS TO A GENERAL FEE SECTION, TO ELIMINATE A FEE THAT IS NOT NEEDED, AND TO UPDATE STATUTORY LANGUAGE ON BOARD ANNUAL MEETINGS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-39 reads as rewritten:

"**§ 90-39. Fees.**

In order to provide the means of carrying out and enforcing the provisions of this Article and the duties devolving upon the North Carolina State Board of Dental Examiners, it is authorized to charge and collect fees established by its rules and regulations not exceeding the following:

(1) Each application for general dentistry examination ..... ~~$200.00~~ $500.00

(2) Each general dentistry license renewal, which fee shall be annually fixed by the Board and not later than November 30 of each year it shall give written notice of the amount of the renewal fee to each dentist licensed to practice in this State by mailing such notice to the last address of record with the board of each such dentist ..... ~~75.00~~ 140.00

(2.1) Penalty for late renewals 50.00

(3) Each provisional license ..... ~~75.00~~ 150.00

(4) Each intern permit or renewal thereof ..... ~~75.00~~ 150.00

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 555

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

S555-ARB-1

Date April 18, 1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Sherron

moves to amend the bill on page 2, line 2, by inserting after the word "Each" the following: "certificate of license to a resident dentist";

on page 2, line 2, by deleting the word "of" and substituting the word "or";

on page 2, lines 31 through 34, by rewriting the lines to read: "offices involved, the Board may charge and collect fees established by its rules and ~~regulations not exceeding fifty dollars ($50.00)~~ for each permit application and application, each annual permit renewal, and ~~not exceeding three hundred fifty dollars ($350.00) for~~ each office inspection: inspection in an amount not to exceed the maximum fee amounts set forth in G.S. 90-39.";

and on page 3, line 2, by deleting the word "north" and substituting the word "North".

SIGNED A. Sherron
Amendment Sponsor

SIGNED J. Kerr
Committee Chair if Senate Committee Amendment

ADOPTED 4-19-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

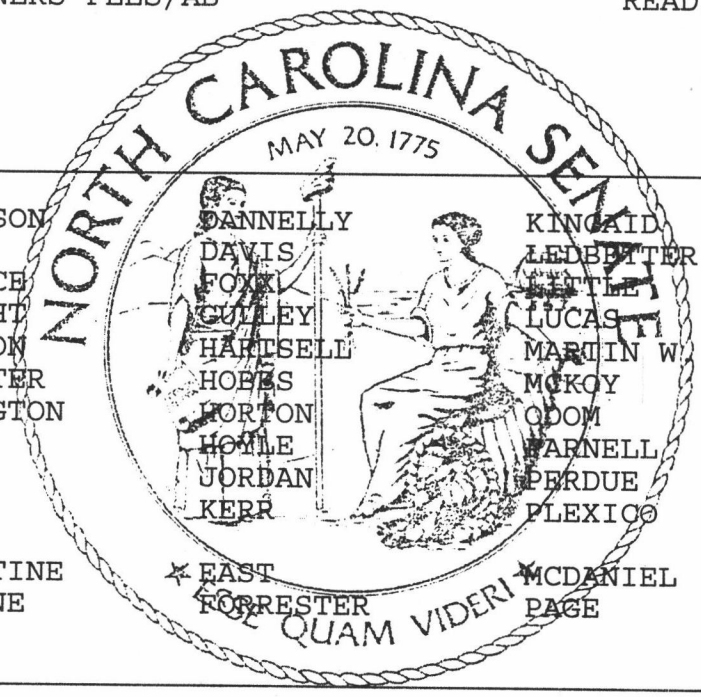
1995 SESSION

SEQ. 317/7-- 2:39 PM APRIL 19, 1995 LEGISLATIVE DAY 49

LT. GOVERNOR WICKER -- Presiding

SHERRON
BOARD OF DENTAL EXAMINERS FEES/AB

SENATE BILL 555
READING 2



AYE	39	ALBERTSON	DANNELLY	KINCAID	RAND
		ALLRAN	DAVIS	LEDBETTER	SAWYER
		BALLANCE	FOXX	LITTLE	SHAW
		BASNIGHT	GULLEY	LUCAS	SHERRON
		BLACKMON	HARTSELL	MARTIN W	SIMPSON
		CARPENTER	HOLLIS	MCKOY	SOLES
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	HOYLE	PARNELL	WARREN
		CONDER	JORDAN	PERDUE	WINNER
		COOPER	KERR	PLEXICO	
NO	7	BALLANTINE	EAST	MCDANIEL	WEBSTER
		COCHRANE	FORRESTER	PAGE	

EXCUSED	0			
NOT CAST	1	MARTIN R.		
ABSENT	3	EDWARDS	PLYLER	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 555

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

S555-ALJ-1

Date ~~May 22, 96~~, 1996
June 10, 1996

Comm. Sub. [ ]
Amends Title [YES]

Rep. Carsley

moves to amend the bill on page 1, line 3, by deleting the word "ACCESS" and substituting the word "ASSESS";

and on page 1, line 23, by rewriting that line to read:
"(2a) Penalty for late renewal of any license or permit .....50.00".

SIGNED _____
Amendment Sponsor

PASSED 3RD READING
AYES ___ NOES ___

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED X 6/10/96 FAILED _____ TABLED _____

SENT TO SENATE

100-2 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1930
[redacted]SLATIVE DAY 126
S555
READING 2

6/10/96
4:34 PM
IN CHAIR: SPEAKER

AMEND #1- Committee Amendment
BOARD OF DENTAL EXAMINERS FEES/AB

AYES - 100

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

NOES - 2

ALLRED	WRIGHT

EXCUSED ABSENCE - 9

CHURCH	LINNEY	MILLER, G.	ROBINSON, G.
FITCH	LOCKE	MINER	WAINWRIGHT
HUNT			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	DECKER	HUNTER, H.	REDWINE
BLACK	GAMBLE	MILLER, K.	WOOD
BLUE			

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1931
SLATIVE DAY 126
S555
READING 2

6/10/96
4:35 PM
IN CHAIR: SPEAKER

BOARD OF DENTAL EXAMINERS FEES/AB

AYES - 96

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

NOES - 8

ADAMS	BAKER	CREECH	HIATT
ALLRED	BERRY	DECKER	WRIGHT

EXCUSED ABSENCE - 9

CHURCH	LINNEY	MILLER, G.	ROBINSON, G.
FITCH	LOCKE	MINER	WAINWRIGHT
HUNT			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BLUE	HUNTER, H.	WOOD
BLACK	GAMBLE	MILLER, K.	

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1945
LEGISLATIVE DAY 127
S555
READING 3

6/11/96
1:31 PM
IN CHAIR: SPEAKER

BOARD OF DENTAL EXAMINERS FEES/AB

AYES - 103

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

NOES - 9

ADAMS	CREECH	DECKER	HIATT
BAKER	DAVIS	EDDINS	WRIGHT
BERRY			

EXCUSED ABSENCE - 3

FITCH	HOLMES	HUNT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	DAUGHTRY	LINNEY	MILLER, K.
BARNES			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND REGULAR SESSION

SEQ. 1741/30-- 4:18 PM JUNE 19, 1996 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

SHERRON
BOARD OF DENTAL EXAMINERS FEES/AB
2ND EDITION

SENATE BILL 555

MOTION 8
TO CONCUR

AYE	43	ALBERTSON	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		BLUST	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SMITH
		CARRINGTON	HOBBS	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PARNELL	WARREN
		COOPER	JORDAN	PERDUE	WEBSTER
		DANNELLY	KERR	PLEXICO	WINNER
		DAVIS	KINCAID	PLYLER	
NO	2	BALLANTINE	PAGE		
EXCUSED	0				
NOT CAST	4	ALLRAN	BLACKMON	CONDER	EDWARDS
ABSENT	1	LITTLE			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 5 5 6

MAR 30 1995

PRINCIPAL CLERK

SENATE DRS1608-LC197(3.16)

Short Title: Modify Burke Room Tax Use. (Local)

Sponsors: Senator Simpson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO SPECIFY HOW THE PROCEEDS OF THE BURKE OCCUPANCY TAX SHALL BE DIVIDED BETWEEN THE TWO PURPOSES FOR WHICH THEY MAY BE USED.

The General Assembly of North Carolina enacts:

Section 1. Section 1(e) of Chapter 422 of the 1989 Session Laws reads as rewritten:

"(e) Use of tax revenue. Burke County shall use the net proceeds of the occupancy tax only to promote economic development and travel and tourism in Burke County. The county shall allocate the net proceeds one-half for economic development and one-half for travel and tourism. As used in this subsection, 'net proceeds' means gross proceeds less the cost to the county of administering and collecting the tax, as determined by the finance officer."

Sec. 2. Effective July 1, 1996, Section 1(e) of Chapter 422 of the 1989 Session Laws, as amended by this act, reads as rewritten:

"(e) Use of tax revenue. Burke County shall use the net proceeds of the occupancy tax only to promote economic development and travel and tourism in Burke County. The county ~~shall~~ may allocate the net proceeds one-half for economic development and one-half for travel and ~~tourism.~~ tourism or in any other ratio the board of commissioners considers appropriate. As used in this subsection, 'net proceeds' means gross proceeds less the cost to the county of administering and collecting the tax, as determined by the finance officer."

Sec. 3. Section 2 of this act becomes effective July 1, 1996. The remainder of this act becomes effective July 1, 1995.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

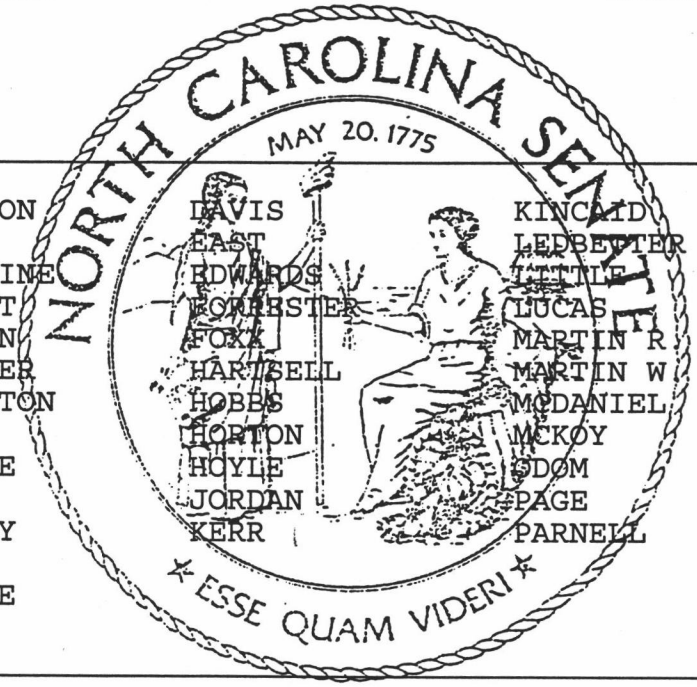
1995 SESSION

SEQ. 533/11-- 3:43 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

SIMPSON
MODIFY BURKE ROOM TAX USE

SENATE BILL 556
READING 3



AYE	43	ALBERTSON	DAVIS	KINCAID	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN R	SHAW
		CARPENTER	HARTSELL	MARTIN W	SHERRON
		CARRINGTON	HOBBS	MCDANIEL	SIMPSON
		CLARK	HORTON	MCKOY	SPEED
		COCHRANE	HOYLE	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WINNER
		DANNELLY	KERR	PARNELL	
NO	1	BALLANCE			
EXCUSED	0				
NOT CAST	5	CONDER	SAWYER	SOLES	WARREN
		GULLEY			
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

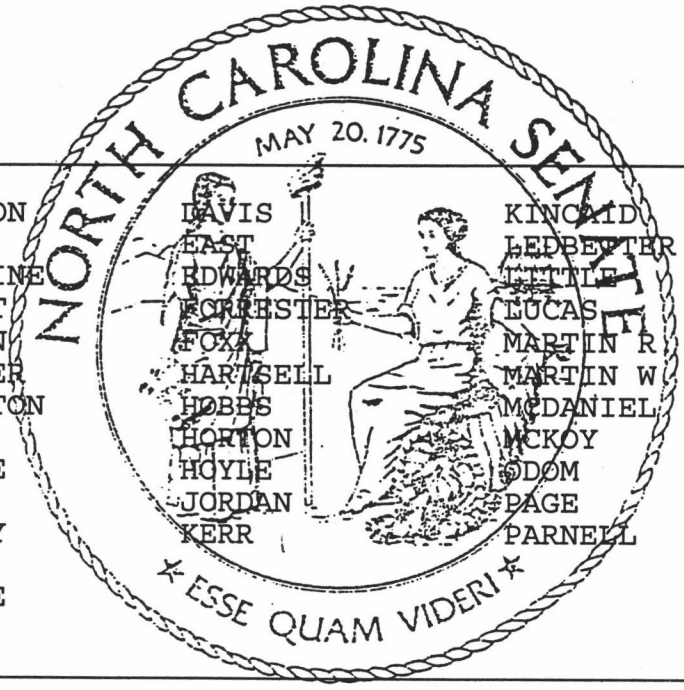
1995 SESSION

SEQ. 570/48-- 7:58 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

SIMPSON
MODIFY BURKE ROOM TAX USE

SENATE BILL 556
READING 3



AYE	44	ALBERTSON	DAVIS	KINCAID	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN R	SHAW
		CARPENTER	HARTSELL	MARTIN W	SHERRON
		CARRINGTON	HOBBS	MCDANIEL	SIMPSON
		CLARK	HORTON	MCKOY	SOLES
		COCHRANE	HOYLE	ODOM	SPEED
		COOPER	JORDAN	PAGE	WEBSTER
		DANNELLY	KERR	PARNELL	WINNER
NO	1	BALLANCE			

EXCUSED	0				
NOT CAST	4	CONDER	GULLEY	SAWYER	WARREN
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 570/48-- 7:58 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

SIMPSON
MODIFY BURKE ROOM TAX USE

SENATE BILL 556
READING 3

RECORDED
AYE 1 SOLES
ADJUSTED TOTAL
AYE 44
NO 1
NOT CAST 4
ABSENT 1

PY)



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

SENATE DRS5577-LBX280(3.21) S 5 5 7 MAR 3 0 1995

PRINCIPAL CLERK

Short Title: Wilmington Annexation Agreement. (Local)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF WILMINGTON TO ENTER INTO ANNEXATION AND PAYMENT IN LIEU OF TAX AGREEMENTS WITH THE OWNERS OF CERTAIN CLASSES OF PROPERTIES.

The General Assembly of North Carolina enacts:

Section 1. The City of Wilmington may, by written agreement approved by the City Council, provide that certain property described in the agreement may not be annexed by the City under Parts 2 or 3 of Article 4A of Chapter 160A of the General Statutes for a period not to exceed 20 years from the effective date of the agreement. Nothing in this act impairs the right of the General Assembly to annex any such property by specific local act.

Sec. 2. The consideration flowing to the City of Wilmington under an agreement authorized by Section 1 above shall be annual payments in lieu of taxes. The payments shall be computed annually based upon the tax valuations of the properties subject to agreements, as determined by the New Hanover County Tax Department. The formula for making the annual computation shall be stated in each agreement.

Sec. 3. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 451/7-- 4:26 PM | MAY 4, 1995 | LEGISLATIVE DAY 58

LT. GOVERNOR WICKER -- Presiding

BALLANTINE
WILMINGTON ANNEXATION AGREEMENT

SENATE BILL 557
READING 2

AYE	39	ALBERTSON	FAIRCLOTH	KERR	PARNELL
		ALLRAN	FLANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		CARPENTER	FORRESTER	LUCAS	SHAW
		CARRINGTON	FOX	MARTIN R	SHERRON
		CLARK	GULLEY	MARTIN W	SIMPSON
		COCHRANE	HARTSELL	MCDANIEL	WARREN
		CONDER	HOBBS	MCKOY	WINNER
		COOPER	HORTON	ODOM	
			HOYLE		
NO	1	JORDAN			

EXCUSED	0				
NOT CAST	6	BASNIGHT	EAST	SPEED	WEBSTER
		BLACKMON	PAGE		
ABSENT	4	PERDUE	SAWYER	SMITH	SOLES
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 484/16-- 5:34 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

BALLANTINE
WILMINGTON ANNEXATION AGREEMENT

SENATE BILL 557
READING 3

AYE	43	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LITTLE	RAND
		BASNIGHT	EDWARDS	LUCAS	SHAW
		BLACKMON	FORRESTER	MARTIN R.	SHERRON
		CARPENTER	FOXX	MARTIN W.	SIMPSON
		CARRINGTON	GULLEY	MCKOY	SPEED
		CLARK	HARTSELL	ODOM	WARREN
		COCHRANE	HOBBS	PAGE	WEBSTER
		CONDER	HORTON	PARNELL	WINNER
		COOPER	KERR	PERDUE	
NO	3	JORDAN	MCDANIEL	SOLES	

EXCUSED	0		
NOT CAST	2	BALLANCE	SAWYER
ABSENT	2	HOYLE	SMITH
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS8588-LL122D(2.28) S 558 MAR 3 0 1995

PRINCIPAL CLERK

Short Title: Expedite Eviction/Drug Offenders. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR EXPEDITED EVICTION OF PERSONS ENGAGED IN DRUG-RELATED CRIMINAL ACTIVITY AND OTHER CRIMINAL ACTIVITY THAT THREATENS THE HEALTH, SAFETY, OR PEACEFUL ENJOYMENT OF RENTAL PROPERTY.

The General Assembly of North Carolina enacts:

Section 1. Chapter 42 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 7.

"Expedited Eviction of Drug Traffickers and Other Criminals.

"**§ 42-59. Definitions.**

As used in this Article:

(1) 'Complete eviction' means the eviction and removal of a tenant and all members of the tenant's household.

(2) 'Criminal activity' means (i) activity that would constitute a violation of G.S. 90-95 other than a violation of G.S. 90-95(a)(3), or a conspiracy to violate any provision of G.S. 90-95 other than G.S. 90-95(a)(3); or (ii) other criminal activity that threatens the health, safety, or right of peaceful enjoyment of the entire premises by other residents or employees of the landlord.

(3) 'Entire premises' or 'leased residential premises' means a house, building, mobile home, or apartment, whether publicly or privately owned, which is leased for residential purposes. These terms include the entire building or complex of buildings or mobile home park and all real property of any nature appurtenant thereto

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 558
AMENDMENT NO. 1 (one)
(to be filled in by
Principal Clerk)

S558-ALL-022

Date 5-9 ,1995

Comm. Sub. [ ]
Amends Title [YES]

Senator Odom

moves to amend the bill on page 1, line 5,
by adding between the word "PROPERTY" and the period the words "IN SOME AREAS OF THE STATE";

and on page 8, lines 22-23,
by rewriting those lines to read:
"Sec. 3. This act applies only to counties with a population of 500,000 or more according to the most recent decennial census.
Sec. 4. This act becomes effective October 1, 1995, and applies to acts committed on or after that date."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

Withdrawn

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 546/24-- 4:52 PM MAY 9, 1995 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

ODOM
EXPEDITE EVICTION/DRUG OFFENDERS

SENATE BILL 558
READING 2



AYE	43	ALBERTSON	FAIRCLOTH	KERR	PERDUE
		ALLRAN	FAIRCLOTH	KINCAID	PLEXICO
		BALLANTINE	FAIRCLOTH	LEDBETTER	PLYLER
		BASNIGHT	FAIRCLOTH	LITTLE	RAND
		BLACKMON	FAIRCLOTH	LUCAS	SHAW
		CARPENTER	FAIRCLOTH	MARTIN R	SHERRON
		CARRINGTON	FAIRCLOTH	MARTIN W	SOLES
		CLARK	FAIRCLOTH	MCDANIEL	WARREN
		COCHRANE	FAIRCLOTH	MCKOY	WEBSTER
		CONDER	FAIRCLOTH	ODOM	WINNER
		COOPER	FAIRCLOTH	PAGE	
NO	2	BALLANCE	FAIRCLOTH	PARNELL	

EXCUSED	0				
NOT CAST	4	EDWARDS	SAWYER	SIMPSON	SPEED
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 666/6-- 9:58 AM | MAY 11, 1995 | LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

ODOM
EXPEDITE EVICTION/DRUG OFFENDERS

SENATE BILL 558
READING 3

AYE	41	ALBERTSON	FORRESTER	LEDBETTER	PLEXICO
		BALLANTINE	FOXX	LUTTRELL	PLYLER
		BASNIGHT	GULLEY	LUCAS	RAND
		BLACKMON	HARTSELL	MARTIN,W	SHERRON
		CARPENTER	HOBBS	MCDANIEL	SIMPSON
		CARRINGTON	HORTON	MCKOY	SOLES
		COCHRANE	HOYLE	ODOM	SPEED
		DANNELLY	JORDAN	PAGE	WARREN
		DAVIS	KERR	PARNELL	WEBSTER
		EAST	KINCAID	PERDUE	WINNER
		EDWARDS			
NO	2	BALLANCE	CLARK		

EXCUSED	0				
NOT CAST	4	ALLRAN	CONDER	COOPER	SHAW
ABSENT	3	MARTIN R.	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1364
LEGISLATIVE DAY 91
S558 HCS
READING 2

6/30/95
2:21 PM
IN CHAIR: SPEAKER

EXPEDITE EVICTION/ DRUG OFFENDERS

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	ELLIS	HUNTER, H.	ROGERS
BROWN, J.	GRAY	LINNEY	SUTTON
EASTERLING			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 558

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

S558-ARL-002

Date July 5, 1995

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

Representative Daughtry

moves to amend the bill on page 8, line 33, by deleting the strike through from "~~Article~~-3" and by inserting the word "or" immediately before "Article 7".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/5/95 FAILED _____ TABLED _____

99-0 EV

LV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1453
[redacted]SLATIVE DAY 93
S[redacted] HCS
READING 3

7/05/95
5:50 PM
IN CHAIR: SPEAKER

AMEND #1 - Daughtry
EXPEDITE EVICTION/ DRUG OFFENDERS

AYES - 99

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

NOES - 0

EXCUSED ABSENCE - 6

BRASWELL	MINER	REDWINE	WOOD
GRAY	PULLEY		

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	EDWARDS	LOCKE	THOMPSON
BOYD-MCINTYRE	HACKNEY	MCALLISTER	WILSON, C.
BROWN, J.	HIGHTOWER	MCLAUGHLIN	WILSON, G.
DAUGHTRY	HUNTER, H.	MERCER	

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1454
LEGISLATIVE DAY 93
HCS
READING 3

7/05/95
5:51 PM
IN CHAIR: SPEAKER

EXPEDITE EVICTION/ DRUG OFFENDERS

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 6

BRASWELL	MINER	REDWINE	WOOD
GRAY	PULLEY		

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	HUNTER, H.	MCLAUGHLIN	THOMPSON
BOYD-MCINTYRE	LOCKE	MERCER	WILSON, G.
GAMBLE	MCALLISTER		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1256/30-- 1:22 PM JULY 7, 1995 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

ODOM
EXPEDITE EVICTION/DRUG OFFENDERS
HOUSE COM SUB/3RD EDITION

SENATE BILL 558

MOTION 8
TO CONCUR

AYE	45	ALBERTSON	DAVIS	KERR	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANCE	EDWARDS	LITTLE	RAND
		BALLANTINE	FORRESTER	LUCAS	SHAW
		BASNIGHT	FOXX	MARTIN R.	SHERRON
		BLACKMON	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JORDAN	PARNELL	WINNER
		DANNELLY			
NO	1	CLARK			
EXCUSED	0				
NOT CAST	3	KINCAID	PLYLER	SMITH	
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS2552-LL144(3.10)

FILED - SENATE
S 559
MAR 30 1995
PRINCIPAL CLERK

Short Title: Housing Authority Changes. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE PENALTIES FOR A DRUG OFFENSE THAT OCCURS IN A DRUG-FREE PUBLIC HOUSING ZONE, TO PROVIDE THAT ACCEPTANCE OF RENT BY A HOUSING AUTHORITY IS NOT A WAIVER OF DEFAULT, AND TO AUTHORIZE HOUSING AUTHORITIES TO GOVERN ENTRY UPON HOUSING AUTHORITY PROPERTY BY GUESTS AND VISITORS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-95(e) is amended by adding a new subdivision to read:

"(10) Any person 21 years of age or older who: (i) commits an offense under G.S. 90-95(a)(1) on property owned, leased, or managed by a housing authority as defined by G.S. 157-3 or within 300 feet of the boundary of real property owned, leased, or managed by a housing authority, and (ii) is not a lawful resident of the property owned, leased, or managed by the housing authority shall be punished as a Class E felon. For purposes of this subdivision, the transfer of less than five grams of marijuana for no remuneration shall not constitute a delivery in violation of G.S. 90-95(a)(1)."

Sec. 2. G.S. 157-29 is amended by adding a new subsection to read:

"(d) The receipt or acceptance of rent by an authority, with or without knowledge of a prior default or failure by the tenant under a rental agreement, shall not constitute a waiver of that default or failure unless the authority expressly agrees to such waiver in writing."

Sec. 3. G.S. 157-9 reads as rewritten:

"**§ 157-9. Powers of authority.**

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 3-10-95

S. B. No. 559 Amendment No. 1 (one)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE Yes 2N

Rep.)
Sen.) Odom

1 moves to amend the bill on page 1, line 5 2-8
2 (X) WHICH CHANGES THE TITLE
3 by rewriting those lines to read:
4 "an act To Provide That acceptance of Rent
5 By a Housing authority is not a Waiver of
6 Default and To authorize Housing Authorities
7 To Govern Entry upon Housing Authority
8 Property By Guests and Visitors."
9 and on page 1 lines 10-19 by deleting
10 those lines; and on page 1 line 20 by
11 renumbering "Sec. 2" to "Section 1"; and
12 page 2 line 3 by renumbering "Sec 3"
13 to "Sec. 2"; and on page 4 lines 30-44 by
14 rewriting those lines to read:
15 "Sec. 3. Section 1 of this act becomes
16 effective July 1, 1995, and applies to rent received on
17 accepted on or after that date. However, Section
18 1 of this act shall not be construed to imply that the
19 acceptance of rent prior to July 1, 1995, constituted a
waiver of default or failure. The remainder of this
act becomes effective July 1, 1995.

SIGNED Odom

(Changes title)

ADOPTED 5/11/95 FAILED _____ TABLED _____
40-3
S Fisk

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

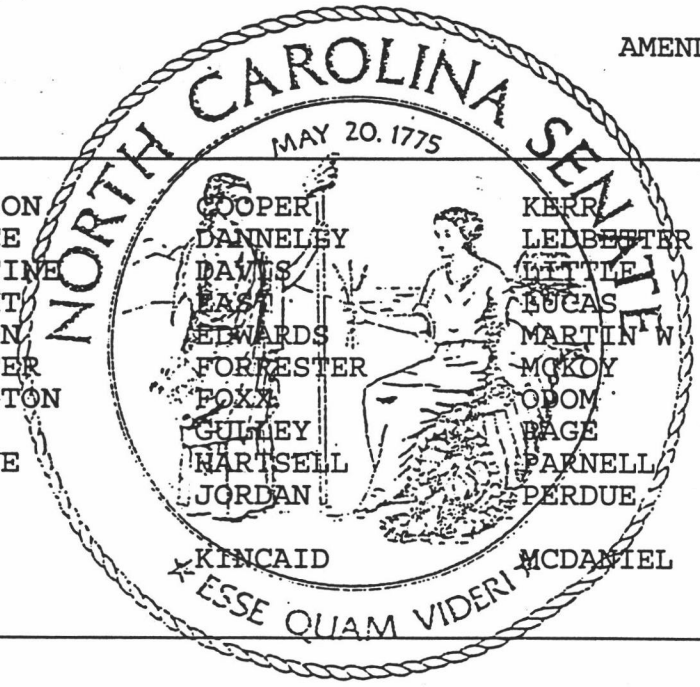
SEQ. 678/18--11:44 AM | MAY 11, 1995 | LEGISLATIVE DAY 62

SENATOR BASNIGHT -- Presiding

ODOM
HOUSING AUTHORITY CHANGES
COM SUB/2ND EDITION

SENATE BILL 559

AMEND 1



AYE	40	ALBERTSON	COOPER	KERR	PLEXICO
		BALLANCE	DANNELLY	LEDBETTER	PLYLER
		BALLANTINE	DAVIS	LITTLE	RAND
		BASNIGHT	EAST	LUCAS	SHAW
		BLACKMON	EDWARDS	MARTIN W	SHERRON
		CARPENTER	FORRESTER	MCKOY	SIMPSON
		CARRINGTON	FOXX	ODOM	SOLES
		CLARK	GULLEY	PAGE	SPEED
		COCHRANE	HARTSELL	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
NO	3	HORTON	KINCAID	MCDANIEL	

EXCUSED	0				
NOT CAST	4	ALLRAN	HOBBS	HOYLE	WARREN
ABSENT	3	MARTIN R.	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 679/19--11:45 AM | MAY 11, 1995 | LEGISLATIVE DAY 62

SENATOR BASNIGHT -- Presiding

ODOM
HOUSING AUTHORITY CHANGES
COM SUB/2ND EDITION

SENATE BILL 559
READING 2



AYE	45	ALBERTSON	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN W	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	NORTON	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY			
NO	0				

EXCUSED	0			
NOT CAST	2	ALLRAN	HOYLE	
ABSENT	3	MARTIN R.	SAWYER	SMITH
PAIRS	0			
AYE				
NO				

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 3

H. B. No. _____ DATE 6-30-95

S. B. No. SS9 Amendment No. 1
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

(Rep.) Sen.) _____

moves to amend the bill on page 1, line 9

( ) WHICH CHANGES THE TITLE

by adding after the word "agreement" and before the coma the following: "which occured 120 days or less before the receipt or acceptance of rent,".

SIGNED _____

ADOPTED 6/30/95 FAILED _____ TABLED _____

108-4 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 1367
EGISLATIVE DAY 91
S559 SCS
READING 2

6/30/95
2:27 PM
IN CHAIR: SPEAKER

AMEND #1 - Committee
HOUSING AUTHORITY CHANGES

AYES - 108

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

NOES - 4

BRAWLEY	GARDNER	HOWARD	WATSON

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	ESPOSITO	MILLER, K.	SHAW
BROWN, J.			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 559

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

S559-ARL-001

Date June 30, 1995

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

Representative ~~Evans~~ Wilkins

moves to amend the bill on page 4, line 16,
by rewriting that line to read:
"be subject to prosecution as applicable under G.S. 14-159.12 or G.S. 14-159.13;".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/30/95 FAILED _____ TABLED _____

110-1 EV

CV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 1368
EGISLATIVE DAY 91
S559 SCS
READING 2

6/30/95
2:28 PM
IN CHAIR: SPEAKER

AMEND #2 Committee
HOUSING AUTHORITY CHANGES

AYES - 110

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

NOES - 1

FITCH

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	MILLER, K.	RICHARDSON	SHAW
BROWN, J.	NEELY		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 559

AMENDMENT NO. 13
(to be filled in by
Principal Clerk)

S559-ALB-1

Page 1 of 1

Date June 30, 1995

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

1 moves to amend the bill on page 4, lines 17, 19, and 21,
2 by deleting "July 1, 1995", and substituting "July 15, 1995".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/30/95 FAILED _____ TABLED _____

110-0 EV

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1369
LEGISLATIVE DAY 91
S559 SCS
READING 2

6/30/95
2:29 PM
IN CHAIR: SPEAKER

AMEND #3 Daughtry
HOUSING AUTHORITY CHANGES

AYES - 110

ADAMS	DAUGHTRY	IVES	RAMSEY
ALDRIDGE	DAVIS	JUSTUS	RAYFIELD
ALEXANDER	DICKSON	KISER	REDWINE
ALLRED	DOCKHAM	LEMMOND	REYNOLDS
ARNOLD	EARLE	LINNEY	RICHARDSON
BARBEE	EASTERLING	LOCKE	ROBINSON, G.
BEALL	EDDINS	LUEBKE	ROBINSON, J.
BERRY	EDWARDS	MCALLISTER	ROGERS
BLACK	ELLIS	MCCOMAS	RUSSELL
BLUE	ESPOSITO	MCCOMBS	SEXTON
BOWEN	FITCH	MCCRARY	SHARPE
BOWIE	FOX	MCLAUGHLIN	SHERRILL
BOYD-MCINTYRE	GAMBLE	MCMAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	SUTTON
BROWN, W.	GRADY	MICHAUX	TALLENT
BUCHANAN	GRAY	MILLER, G.	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
CULP	HUNT	PATE	WOOD
CULPEPPER	HUNTER, H.	PRESTON	WRIGHT
CUMMINGS	HUNTER, R.	PULLEY	YONGUE
CUNNINGHAM	HURLEY		

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BARNES	LEE	SHAW
BAKER	BROWN, J.	MILLER, K.	

S559 SCS

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1370
LEGISLATIVE DAY 91
S559 SCS
READING 2

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

HOUSING AUTHORITY CHANGES

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BROWN, J.	MILLER, K.	SHAW
BAKER	LINNEY		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1241/15--12:33 PM JULY 7, 1995 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

ODOM
HOUSING AUTHORITY CHANGES
COM SUB/3RD EDITION

SENATE BILL 559

HOUSE AMDS. NO. 1, 2, & 3

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANCE	EDWARDS	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R.	SHAW
		BASNIGHT	FOXX	MARTIN W.	SHERRON
		BLACKMON	GULLEY	MCDANIEL	SIMPSON
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		COOPER	JORDAN	PERDUE	WINNER
		DANNELLY	KERR		
NO	0				
EXCUSED	0				
NOT CAST	3	CONDER	KINCAID	SMITH	
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1258/2-- 5:22 PM JULY 10, 1995 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER -- Presiding

ODOM
HOUSING AUTHORITY CHANGES
COM SUB/3RD EDITION

SENATE BILL 559

AFTER RECONSIDERATION

MOTION 8
TO CONCUR

AYE	5	BALLANCE	EDWARDS	HORTON	PAGE
		DAVIS			
NO	40	ALBERTSON	EAST	LITTLE	PLYLER
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	SHAW
		BASNIGHT	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SMITH
		CLARK	JORDAN	ODOM	SPEED
		COCHRANE	KERR	PARNELL	WARREN
		CONDER	KINCAID	PERDUE	WEBSTER
		DANNELLY	LEDBETTER	PLEXICO	WINNER
EXCUSED	0				
NOT CAST	3	COOPER	SAWYER	SOLES	
ABSENT	2	BLACKMON	HOYLE		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 559

S559-CRRU-001

[ ] Title Change [YES] For Committee Substitute

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 559, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ACCEPTANCE OF RENT BY A HOUSING AUTHORITY IS NOT A WAIVER OF DEFAULT AND TO AUTHORIZE HOUSING AUTHORITIES TO GOVERN ENTRY UPON HOUSING AUTHORITY PROPERTY BY GUESTS AND VISITORS, Third Edition Engrossed 5/11/95, as amended by House Amendment #'s 1, 2 and 3, submit the following report:

The Senate concurs in House Amendment #2, the House recedes from House Amendment #1 and House Amendment #3, and the Senate and House agree to the following amendments:

on page 1, lines 10 and 11, by rewriting the lines to read:
"constitute a waiver of that default or failure unless (i) the authority expressly agrees to such waiver in writing, or (ii) within 120 days after obtaining knowledge of the default or failure, the authority fails either to notify the tenant that a violation of the rental agreement has occurred or to exercise one of the authority's remedies for such violation.";

and on page 4, lines 17, 19 and 21,
by deleting "July 1, 1995", and substituting "August 1, 1995".

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

SEE PAGE 2

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 559

S559-CRRU-001

Date conferees approved report: July __, 1995.

Conferees for the Senate	Conferees for the House of Representatives
~~Senator~~ Fountain Odom	Rep. H. Lee Daughtry
Senator John C. Blackmon	Rep. Daniel T. Blue, Jr.
Senator Roy A. Cooper, III	Rep. Arlene C. Pulley
Senator John H. Carrington	Rep. George S. Robinson

SENATE Submitted 7-28-95
SENATE ADOPTED 7-28-95 (45 / 1) Message Received 7-28-95
USE ADOPTED 7-28-95 (/) Ordered Enrolled 7-28-95

Send Message

Released S Fiscal

±

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1481/2-- 2:14 PM JULY 28, 1995 LEGISLATIVE DAY 108

LT. GOVERNOR WICKER -- Presiding

ODOM
HOUSING AUTHORITY CHANGES
COM SUB/3RD EDITION

SENATE BILL 559

CONFERENCE REPORT

HOUSE AMDS. NO. 1, 2, & 3

MOTION 7
TO ADOPT

AYE	45	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FOXX	LUCAS	SAWYER
		BLACKMON	GULLEY	MARTIN R.	SHAW
		CARPENTER	HARTSELL	MARTIN W.	SIMPSON
		CARRINGTON	HOBBS	MCDANIEL	SOLES
		CLARK	HORTON	MCKOY	SPEED
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JORDAN	PAGE	WINNER
		COOPER			
NO	1	WEBSTER			
EXCUSED	0				
NOT CAST	1	SHERRON			
ABSENT	3	FORRESTER	PLEXICO	SMITH	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 559

S559-CRRU-001

[ ] Title Change [YES] For Committee Substitute

To: The President of the Senate
The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 559, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT ACCEPTANCE OF RENT BY A HOUSING AUTHORITY IS NOT A WAIVER OF DEFAULT AND TO AUTHORIZE HOUSING AUTHORITIES TO GOVERN ENTRY UPON HOUSING AUTHORITY PROPERTY BY GUESTS AND VISITORS, Third Edition Engrossed 5/11/95, as amended by House Amendment #'s 1, 2 and 3, submit the following report:

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on page 1, lines 10 and 11, by rewriting the lines to read:
"constitute a waiver of that default or failure unless (i) the authority expressly agrees to such waiver in writing, or (ii) within 120 days after obtaining knowledge of the default or failure, the authority fails either to notify the tenant that a violation of the rental agreement has occurred or to exercise one of the authority's remedies for such violation.";

and on page 4, lines 17, 19 and 21,
by deleting "July 1, 1995", and substituting "August 1, 1995".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 559

S559-CRRU-001

Date conferees approved report: July __, 1995.

Conferees for the Senate	Conferees for the House of Representatives
Senator Fountain Odom	Rep. N. Leo Daughtry
Senator John G. Blackmon	Rep. Daniel T. Blue, Jr.
Senator Roy A. Cooper, III	Rep. Arlene C. Pulley
Senator John H. Carrington	Rep. George S. Robinson

Submitted 7/27/95 placed on calendar 7/28/95
ADOPTED (/) Message Received 7/28/95
ADOPTED House 7/28/95 (107 to 0 EV) Ordered Enrolled

Senate notified Special Message

S Nichols

NORTH CAROLINA

EV

SEQ. # 1768
LEGISLATIVE DAY 107
S559 SCS
CONFERENCE REPORT

HOUSE OF REPRESENTATIVES

ROLL CALL

7/28/95
5:54 PM
IN CHAIR: SPEAKER

HOUSING AUTHORITY CHANGES

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 8

BARNES	BRASWELL	MILLER, K.	WAINWRIGHT
BOWEN	GRAY	OLDHAM	WEATHERLY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CREECH	CUNNINGHAM	ROGERS
CRAWFORD			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS4578-LF214(3.16) S 560 MAR 30 1995

PRINCIPAL CLERK

Short Title: DSS Dir. Del. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE A COUNTY DIRECTOR OF SOCIAL SERVICES TO DELEGATE THE FUNCTION OF ISSUING YOUTH EMPLOYMENT CERTIFICATES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 95-25.5(a) reads as rewritten:

"(a) No youth under 18 years of age shall be employed by any employer in any occupation without a youth employment certificate unless specifically exempted. The Commissioner of Labor shall prescribe regulations for youths and employers concerning the issuance, maintenance and revocation of certificates. Certificates will be issued by county directors of social ~~services,~~ services or their designees, subject to review by the Department of Labor; provided, the Commissioner may by regulation require that the Department of Labor issue certificates for occupations with unusual or unique characteristics."

Sec. 2. G.S. 108A-14(b) reads as rewritten:

"(b) The director may delegate ~~to one or more members of his staff~~ in writing the authority to act as ~~his~~ the director's representative. The director may limit the delegated authority of his representative to specific tasks or areas of expertise."

Sec. 3. This act applies to counties with a population of 400,000 and above.

Sec. 4. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 391/8-- 4:03 PM | APRIL 27, 1995 | LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

ODOM
DSS/YOUTH EMPLOYMENT CERTIFICATES
COM SUB/2ND EDITION

SENATE BILL 560
READING 2

AYE	45	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	FORRESTER	LITTLE	RAND
		BASNIGHT	FOXX	LUCAS	SHAW
		BLACKMON	GULLEY	MARTIN R	SHERRON
		CARPENTER	HARTSELL	MARTIN W	SOLES
		CARRINGTON	HOBBS	MCDANIEL	SPEED
		CLARK	HORTON	MCKOY	WARREN
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JORDAN	PAGE	WINNER
		COOPER			
NO	0				

EXCUSED	0				
NOT CAST	1	PLYLER			
ABSENT	4	EDWARDS	SAWYER	SIMPSON	SMITH
PAIRS	0				
AYE					
NO					

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 1040
[redacted]ISLATIVE DAY 78
S560 SCS
READING 2

6/08/95
2:19 PM
IN CHAIR: SPEAKER

DIR. OF SOCIAL SER./ YOUTH EMPLO. CERTIF.

AYES - 110

ADAMS	CUNNINGHAM	IVES	PULLEY
ALEXANDER	DAUGHTRY	KISER	RAMSEY
ALLRED	DAVIS	LEE	RAYFIELD
ARNOLD	DICKSON	LEMMOND	REDWINE
BAKER	DOCKHAM	LINNEY	REYNOLDS
BARBEE	EARLE	LOCKE	RICHARDSON
BEALL	EASTERLING	LUEBKE	ROBINSON, G.
BERRY	EDDINS	MCALLISTER	ROBINSON, J.
BLACK	EDWARDS	MCCOMAS	ROGERS
BLUE	ELLIS	MCCOMBS	RUSSELL
BOWEN	ESPOSITO	MCCRARY	SEXTON
BOWIE	FITCH	MCLAUGHLIN	SHARPE
BOYD-MCINTYRE	FOX	MCMAHAN	SHERRILL
BRASWELL	GAMBLE	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	WILKINS
CHURCH	HIGHTOWER	NICHOLS	WILSON, C.
CLARY	HILL	NYE	WILSON, G.
COCKLEREECE	HOLMES	OLDHAM	WOMBLE
CRAWFORD	HOWARD	OWENS	WOOD
CULP	HUNT	PATE	WRIGHT
CULPEPPER	HUNTER, H.	PRESTON	YONGUE
CUMMINGS	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 5

BARNES	HURLEY	JUSTUS	WEATHERLY
DECKER			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CREECH	SHAW	TALLENT
ALDRIDGE			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

S 5 6 1

MAR 3 0 1995

D

SENATE DRS5581-LF213(3.16)

PRINCIPAL CLERK

Short Title: MH Single Portal Funds. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO MEET THE MANDATE FOR A "SINGLE PORTAL OF ENTRY AND EXIT" FOR AREA MENTAL HEALTH AUTHORITIES.

The General Assembly of North Carolina enacts:

Section 1. Of the funds appropriated in the Current Operations Appropriations Act of 1995 to the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, Department of Human Resources, the sum of seven hundred thousand dollars ($700,000) each fiscal year shall be allocated to the 10 largest area mental health authorities to be used to meet the mandate for "Single Portal of Entry and Exit" for citizens with developmental disabilities. Each of the 10 authorities shall receive seventy thousand dollars ($70,000) each fiscal year for this purpose.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 3 0 1995
PRINCIPAL CLERK

S

S 562

D

SENATE DRSA545-LF157(2/28)

Short Title: Meck. DSS Funds. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ENABLE THE MECKLENBURG COUNTY DEPARTMENT OF SOCIAL SERVICES TO MOVE TOWARDS A "SINGLE PORTAL OF ENTRY".

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Social Services, Department of Human Resources, the sum of fifty-four thousand four hundred ninety-nine dollars ($54,499) for the 1995-96 fiscal year and the sum of fifty-four thousand four hundred ninety-nine dollars ($54,499) for the 1996-97 fiscal year, for the Mecklenburg County Department of Social Services, to enable the department to move towards a "Single Portal of Entry" for the application for and delivery of services. These funds shall be used for an additional staff person needed to develop the Single Portal of Entry.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

S 5 6 3 MAR 3 0 1995

SENATE DRS7598-LBX313(3.29)

PRINCIPAL CLERK

Short Title: Cornelius Annexation. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF CORNELIUS.

The General Assembly of North Carolina enacts:

Section 1. The corporate limits of the Town of Cornelius are increased by including the following described territories:

(1) Jetton Road. - Area 2 Area: [insert metes and bounds]

(2) East of I-77 Area: [insert metes and bounds]

Sec. 2. Upon the effective date of this act, initial municipal services shall be provided by the Town to the territories in accord with the services plan approved by the Town on April 3, 1995.

Sec. 3. This act becomes effective June 30, 1995, or on the effective date of the annexation of the Bethel Church Road/Jetton Road - Area 1 Area being annexed pursuant to a Resolution of Intent adopted by the Town on March 20, 1995, whichever is later. Taxes for the initial year shall be assessed and paid in accord with G.S. 160A-58.10.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 819/2-- 3:40 PM JUNE 1, 1995 LEGISLATIVE DAY 74

LT. GOVERNOR WICKER -- Presiding

ODOM
CORNELIUS ANNEXATION
COM SUB/2ND EDITION

SENATE BILL 563
READING 2

AYE	45	ALBERTSON	DANNELLY	JORDAN	PLEXICO
		ALLRAN	DAVIS	KERR	RAND
		BALLANCE	EAST	LEDBETTER	SHAW
		BALLANTINE	EDWARDS	LITTLE	SHERRON
		BASNIGHT	FORRESTER	LUCAS	SIMPSON
		BLACKMON	FOXX	MARTIN R.	SMITH
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	SPEED
		CLARK	HOBBS	ODOM	WARREN
		COCHRANE	HORTON	PAGE	WEBSTER
		CONDER	HOYLE	PERDUE	WINNER
		COOPER			
NO	1	MCKOY			

EXCUSED	0		
NOT CAST	2	KINCAID	PLYLER
ABSENT	2	PARNELL	SAWYER
PAIRS	0		
AYE			
NO			

BLOCK VOTE
HCB615 HB643

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 841/3-- 7:56 PM JUNE 5, 1995 LEGISLATIVE DAY 75

LT. GOVERNOR WICKER -- Presiding

ODOM
CORNELIUS ANNEXATION
COM SUB/2ND EDITION

SENATE BILL 563
READING 3

AYE	45	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCKOY	SMITH
		CARRINGTON	HORTON	ODOM	SOLES
		CLARK	HOYLE	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WEBSTER
		CONDER	KERR	PERDUE	WINNER
		COOPER			
NO	0				
EXCUSED	0				
NOT CAST	2	MCDANIEL	WARREN		
ABSENT	3	HARTSELL	HOBBS	SAWYER	
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1037/14-- 3:15 PM JUNE 20, 1995 LEGISLATIVE DAY

LT. GOVERNOR WICKER -- Presiding

ODOM
CORNELIUS ANNEXATION
COM SUB/2ND EDITION

AFTER RECONSIDERATION

SENATE BILL 563

AMEND 1

AFTER RECONSIDERATION

AYE	48	ALBERTSON	DANNELLY	KERR	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HOBBS	ODOM	SPEED
		COCHRANE	HORTON	PAGE	WARREN
		CONDER	HOYLE	PARNELL	WEBSTER
		COOPER	JORDAN	PERDUE	WINNER
NO	1	KINCAID			

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1038/15-- 3:16 PM JUNE 20, 1995 LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

ODOM
CORNELIUS ANNEXATION
COM SUB/2ND EDITION

SENATE BILL 563
READING 3

AFTER RECONSIDERATION

AFTER RECONSIDERATION

AYE	46	ALBERTSON	DANNELLY	LITTLE	PLYLER
		ALLRAN	EDWARDS	LUCAS	RAND
		BALLANCE	FORRESTER	MARTIN R.	SAWYER
		BALLANTINE	FOXX	MARTIN W.	SHAW
		BASNIGHT	GULLEY	MCDANIEL	SHERRON
		BLACKMON	HARTSELL	MCKOY	SIMPSON
		CARPENTER	HOBBS	ODOM	SMITH
		CARRINGTON	HORTON	PAGE	SOLES
		CLARK	HOYLE	PARNELL	SPEED
		COCHRANE	JORDAN	PERDUE	WARREN
		CONDER	KERR	PLEXICO	WINNER
		COOPER	LEDBETTER		
NO	4	DAVIS	EAST	KINCAID	WEBSTER

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 563

S563-ALB-1

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

Date 6/20/ ,1995

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

Sen Odom:

moves to amend the bill on page 1, line 7, and page 3, line 31 AND by deleting "territories", and substituting "territory"

further moves to amend the bill on page 1, line 8 through page 2, line 10, by deleting those lines

further moves to amend the bill on page 2, line 11, by deleting "(2)"

further moves to amend the bill on page 3, line 42 through page 4, line 1, by rewriting the sentence beginning on page 3, line 42 to read: "Sections 1 through 3 of this act become effective June 30, 1995."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6-30-95 (48-1) FAILED _____ TABLED _____

Held NOT to be MATERIAL
S Fink

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1299
LEGISLATIVE DAY 90
S563 SCS
READING 2

6/29/95
11:33 AM
IN CHAIR: SPEAKER

CORNELIUS ANNEXATION

AYES - 110

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

NOES - 7

ALLRED	CAPPS	ELLIS	WOOD
BERRY	CREECH	SHERRILL	

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	BROWN, J.

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SQ. # 1343
LEGISLATIVE DAY 91
S563 SCS
READING 3

6/30/95
9:55 AM
IN CHAIR: SPEAKER

CORNELIUS ANNEXATION

AYES - 105

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

NOES - 5

BERRY	MILLER, K.	SHERRILL	WOOD
CREECH			

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	EARLE	LUEBKE	SHUBERT
BLUE	HOWARD	MINER	

FILED - SENATE

S 564 MAR 3 0 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S **D**

SENATE DRS9555-LH168(3.15)

Short Title: Resetting Execution Date. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE MANNER IN WHICH AN EXECUTION DATE IS RESET FOR A PERSON WHO HAS BEEN SENTENCED TO DEATH AND WHOSE SENTENCE HAS BEEN AFFIRMED AND ANY STAY OF EXECUTION HAS EXPIRED.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15-194 reads as rewritten:

"**§ 15-194. Time for execution.**

~~Whenever~~ Upon receiving notification that the Supreme Court has filed an opinion upholding the sentence of death, or a stay of execution granted by any competent judicial tribunal or proceeding has expired or been terminated, or a reprieve by the Governor has expired or been ~~terminated, a hearing shall be held in a superior court anywhere within the district where the case was tried to fix a new date for the execution of the original sentence. The district attorney shall promptly calendar such hearing. The condemned person shall be present at the hearing unless the condemned person has an attorney appearing at the hearing. The judge shall set the date of execution for not less than 60 days nor more than 90 days from the date of the hearing. The hearing may be conducted, whether or not in session, by any regular or special superior court judge resident in the district or assigned to hold court in this district wherever the case is docketed. The order fixing the date shall be recorded in the minutes of the court, and the clerk of the superior court shall immediately send a certified copy to the warden of the State penitentiary, at Raleigh.~~ terminated, the warden of the State penitentiary at Raleigh shall forthwith fix a new date for the execution of the original sentence not less than 30 days nor more than 45 days from the date of receiving that notification. The warden shall send a certified copy of the

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

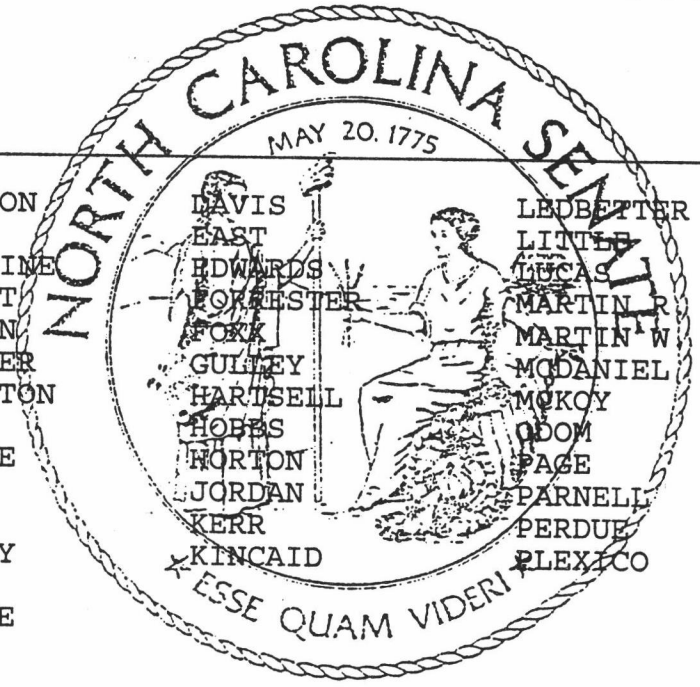
1995 SESSION

SEQ. 475/7-- 4:58 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

ODOM
RESETTING EXECUTION DATE

SENATE BILL 564
READING 2



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

EXCUSED	0		
NOT CAST	0		
ABSENT	2	HOYLE	SMITH
PAIRS	0		
AYE			
NO			

FILED - SENATE
S565 MAR 30,'95
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRSA547-LL068(1.31)

Short Title: Corr. Oversight Salary Study/AB. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE JOINT LEGISLATIVE CORRECTIONS OVERSIGHT COMMITTEE TO STUDY THE SALARY CONTINUATION PROGRAM IN THE DEPARTMENT OF CORRECTION.

The General Assembly of North Carolina enacts:

Section 1. The Joint Legislative Corrections Oversight Committee shall study the salary continuation program in the Department of Correction provided for in Article 12B of Chapter 143 of the General Statutes. The Committee shall review:

(1) The numbers and types of positions in the Department of Correction currently receiving the benefit;

(2) The number and types of accidents occurring for which employees receive salary continuation;

(3) The application of this benefit to accidents and injuries on the job;

(4) The application of this benefit to certified positions and not to noncertified positions; and

(5) The costs of this benefit to the Department and methods for reducing future costs.

Sec. 2. The Joint Legislative Corrections Oversight Committee shall report its findings and recommendations to the 1995 General Assembly, 1996 Regular Session.

Sec. 3. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 503/35-- 6:51 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

ODOM
CORR. OVERSIGHT SALARY STUDY/AB

SENATE BILL 565
READING 2

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

EXCUSED 0

NOT CAST 1 ALLRAN

ABSENT 2 HOYLE SMITH

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

MAR 30 1995

PRINCIPAL CLERK

S

S566 D

SENATE DRS2580*-RN018(3.29)

Short Title: OB/Gyn Access. (Public)

Sponsors: Senators Perdue and Cochrane (cosponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR DIRECT ACCESS BY WOMEN TO OBSTETRICIAN-GYNECOLOGISTS.

Whereas, a significant number of women in this country view their obstetrician-gynecologist ("Ob-Gyn") as their primary or sole physician; and

Whereas, women comprise more than one-half of the population in the United States; and

Whereas, it has been shown that 60% of all office visits to Ob-Gyns are for preventive care; and

Whereas, a significant number of women are opposed to restrictions in accessing their Ob-Gyns; and

Whereas, restrictions on women's access to their Ob-Gyns may impair the public health while failing to reduce health care costs; and

Whereas, some managed care plans prevent access by women to their Ob-Gyns by requiring referral; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Article 51 of Chapter 58 of the General Statutes is amended by adding a new section to read:

"**§ 58-51-38. Direct access to obstetrician-gynecologists.**

(a) Each health benefit plan shall allow each female plan participant or beneficiary age 13 or older direct access within the health benefit plan, without prior approval or referral, to the health care services of an obstetrician-gynecologist participating in the health benefit plan.

For purposes of this section:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S D

SENATE DRS6558-LN118(3.9) S 567 MAR 30 1995

PRINCIPAL CLERK

Short Title: Domestic Violence Changes. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE DOMESTIC VIOLENCE A PRESUMPTIVE FACTOR IN CUSTODY DETERMINATION MATTERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 50-13.2 reads as rewritten:

"**§ 50-13.2. Who entitled to custody; terms of custody; visitation rights of grandparents; taking child out of State.**

(a) An order for custody of a minor child entered pursuant to this section shall award the custody of such child to such person, agency, organization or institution as will best promote the interest and welfare of the child. In making such a determination, the court shall consider all relevant factors including the history of domestic violence between the parents, the safety of the child, and the safety of either parent from physical abuse by the other parent and shall make findings accordingly. An order for custody must include findings of fact which support the determination of what is in the best interest of the child. Between the mother and father, whether natural or adoptive, no presumption shall apply as to who will better promote the interest and welfare of the ~~child.~~ child; provided, however, where the court finds by clear and convincing evidence that one parent has committed acts of domestic violence as defined under G.S. 50B-1 against the other parent or a minor child, there shall be a rebuttable presumption that it is not in the best interests of the child for the parent who has committed the acts to be awarded sole or joint legal or physical custody. Joint custody to the parents shall be considered upon the request of either parent.

(b) An order for custody of a minor child may grant joint custody to the parents, exclusive custody to one person, agency, organization, or institution, or grant custody

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

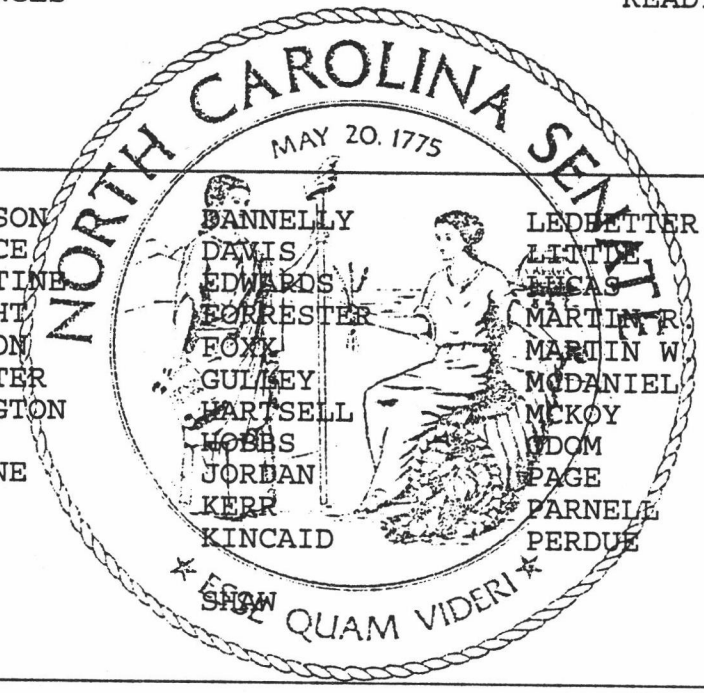
1995 SESSION

SEQ. 504/36-- 6:53 PM MAY 8, 1995 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER -- Presiding

WINNER
DOMESTIC VIOLENCE CHANGES

SENATE BILL 567
READING 2



AYE	43	ALBERTSON	FAIRCLOTH	LEDBETTER	PLEXICO
		BALLANCE	FORRESTER	LITTLE	PLYLER
		BALLANTINE	FOXX	LUCAS	RAND
		BASNIGHT	GULLEY	MARTIN R	SAWYER
		BLACKMON	HARTSELL	MARTIN W	SHERRON
		CARPENTER	HOBBS	MCDANIEL	SOLES
		CARRINGTON	JORDAN	MCKOY	SPEED
		CLARK	KERR	ODOM	WARREN
		COCHRANE	KINCAID	PAGE	WEBSTER
		CONDER	SHAW	PARNELL	WINNER
		COOPER		PERDUE	
NO	2	HORTON			

EXCUSED	0			
NOT CAST	3	ALLRAN	EAST	SIMPSON
ABSENT	2	HOYLE	SMITH	
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
MAR 30 1995
PRINCIPAL CLERK

S

S 568

D

SENATE DRS1602-LB258(3.21)

Short Title: Davie School Elections. (Local)

Sponsors: Senator Cochrane.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE DAVIE COUNTY BOARD OF EDUCATION SHALL TAKE OFFICE ON THE FIRST MONDAY IN JULY FOLLOWING THEIR ELECTION.

The General Assembly of North Carolina enacts:

Section 1. Section 4 of Chapter 1242, Session Laws of 1967, as amended by Chapter 5 of the Session Laws of 1979, is amended by deleting the words: "first Monday in December following their election", and inserting in lieu thereof the words "first Monday in July following their election."

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRSA548-LC167(2.28)

FILED - SENATE

S 569

MAR 3 0 1995

PRINCIPAL CLERK

Short Title: Extend 30-Day Tax Protest Period. (Public)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE TIME LIMIT WITHIN WHICH A TAXPAYER CAN DEMAND A TAX REFUND FROM THIRTY DAYS TO THE LATER OF THREE YEARS AFTER THE RETURN WAS DUE OR SIX MONTHS AFTER THE TAX WAS PAID.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-267 reads as rewritten:

"**§ 105-267. Taxes to be paid; suits for recovery of taxes.**

No court of this State shall entertain a suit of any kind brought for the purpose of preventing the collection of any tax imposed in this subchapter. Whenever a person ~~shall have~~ has a valid defense to the enforcement of the collection of a ~~tax assessed or charged against him or his property, such~~ tax, the person shall pay ~~such~~ the tax to the proper officer, and ~~such~~ that payment shall be without prejudice to any defense of rights ~~he~~ the person may have ~~in the premises.~~ regarding the tax. At any time within ~~30 days after payment,~~ the period set by the statute of limitations in G.S. 105-266(c), the taxpayer may demand a refund of the tax paid in writing from the Secretary ~~of Revenue~~ and if the ~~same shall not be~~ tax is not refunded within 90 days thereafter, may sue the Secretary ~~of Revenue~~ in the courts of the State for the amount ~~so~~ demanded. ~~Such~~ The suit may be brought in the Superior Court of Wake County, or in the county in which the taxpayer resides at any time within three years after the expiration of the 90-day period allowed for making the refund. If upon the trial it ~~shall be determined that such a tax or any part thereof~~ is determined that all or part of the tax was levied or assessed for an illegal or unauthorized purpose, or was for any reason invalid or excessive, judgment shall be rendered therefor, with interest, and ~~the same~~ the judgment shall be collected as in other cases. The amount of taxes

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE
MAR 3 1995
S 570
PRINCIPAL CLERK

D

SENATE DRS2579*-LL166(3.22)

Short Title: Pipeline Generation Exemption. (Local)

Sponsors: Senators Soles, Jordan, and Parnell.

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

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE _____

S. B. No. 570 (3rd EDITION) Amendment No. 1 (One)
(to be filled in by Principal Clerk)

~~Rep.~~)
Sen.) Simpson

moves to amend the bill on page 1, line 9,

by deleting the word "an";

on page 1, line 10, by deleting the words "pipeline into southeastern" and substituting "pipelines into";

on page 1, line 15, by deleting the words "a new interstate pipeline in southeastern" and substituting "new interstate pipelines in".

SIGNED _____
Adopted by Committee on Appropriations

ADOPTED 6-8-95 FAILED _____ TABLED _____
48-0

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 893/15-- 2:14 PM JUNE 8, 1995 LEGISLATIVE DAY 78

SENATOR BASNIGHT -- Presiding

SOLES
PIPELINE GENERATION EXEMPTION STUDY
COM SUB/3RD EDITION

SENATE BILL 570

AMEND 1

AYE	47	ALBERTSON	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	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	HOBBS	SAWYER		
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 894/16-- 2:15 PM JUNE 8, 1995 LEGISLATIVE DAY 78

SENATOR BASNIGHT -- Presiding

SOLES
PIPELINE GENERATION EXEMPTION STUDY
COM SUB/3RD EDITION

SENATE BILL 570
READING 2

AYE	48	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	HOBBS	SAWYER		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 914/36-- 3:32 PM JUNE 8, 1995 LEGISLATIVE DAY 78

SENATOR BASNIGHT -- Presiding

SOLES
PIPELINE GENERATION EXEMPTION STUDY
COM SUB/3RD EDITION

SENATE BILL 570

AMEND 1

AYE	48	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	HOBBS		SAWYER	
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 914/36-- 3:32 PM JUNE 8, 1995 LEGISLATIVE DAY 78

SENATOR BASNIGHT -- Presiding

SOLES
PIPELINE GENERATION EXEMPTION STUDY
COM SUB/3RD EDITION

SENATE BILL 570

AMEND 1

RECORDED
AYE 1 ALLRAN
ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 0
ABSENT 2

(COPY)



EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1509
LEGISLATIVE DAY 94
S570 HCS
READING 2

7/06/95
6:50 PM
IN CHAIR: SPEAKER

LEXINGTON UTILITIES COMMISSION

AYES - 103

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

NOES - 2

BEALL	CREECH

EXCUSED ABSENCE - 8

BARNES	CANSLER	PULLEY	WARNER
BRASWELL	IVES	REDWINE	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	HIATT	LEE	WILKINS
ALDRIDGE	HUNTER, R.	SHAW	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1317/21-- 2:43 PM JULY 13, 1995 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER -- Presiding

SOLES
LEXINGTON UTILITIES COMMISSION
HOUSE COM SUB/5TH EDITION

SENATE BILL 570

MOTION 8
TO CONCUR

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRSA551-LG112(3.22) FILED - SENATE

S 571 MAR 3 0 1995

Short Title: NCSU Agricultural Research Funds. PRINCIPAL CLERK (Public)

Sponsors: Senators Warren, Kerr, and Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR AGRICULTURAL RESEARCH AT CUNNINGHAM FARM, A NORTH CAROLINA STATE UNIVERSITY RESEARCH STATION.

Whereas, during the 1993-94 fiscal year, North Carolina State University received one-half of the $1,440,000 requested to further develop Cunningham Farm for enhancement of export market potential for agricultural and aquacultural products; and

Whereas, North Carolina State University wants to convert Cunningham Farm from tobacco, corn, and bean research to fruit and vegetable research; and

Whereas, additional funding in the amount of $720,000 is needed for equipment such as greenhouses and irrigation systems to adequately make the conversion; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina for North Carolina State University the sum of seven hundred twenty thousand dollars ($720,000) for the 1995-96 fiscal year to convert its research station, Cunningham Farm, from tobacco, corn, and bean research to fruit and vegetable research.

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

FILED - SENATE
S 572
MAR 3 0 1995
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS4586-LTX059A(2.28)

Short Title: Small Business Surety Bonds. (Public)

Sponsors: Senators McKoy and Jordan.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

"Part 16. Small Business Surety Bond Fund.

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

The purpose and intent of this Part is to foster economic development and the creation of jobs by helping financially responsible small businesses that are unable to get adequate bonding obtain surety bonds and guarantees in connection with contracts.

"**§ 143B-472.41. Definitions.**

The following definitions apply in this Part:

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

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

(3) Fund. -- The Small Business Surety Bond Fund.

(4) Principal. -- A small business entity that has combined total assets of two million dollars ($2,000,000) or less.

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

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

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7-17-95

S. B. No. 572 Amendment No. 1 (one)

(to be filled in by Principal Clerk)

~~Rep.~~ Sen. Kinnaid

moves to amend the bill on page ~~3~~ 5, line 32 & 33,

by After word "Fund" delete remainder of sentence.

SIGNED _____

ADOPTED 7-17-95 (45-1) FAILED _____ TABLED _____

GA-33-A PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1328/7-- 3:37 PM JULY 17, 1995 LEGISLATIVE DAY 100

LT. GOVERNOR WICKER -- Presiding

MCKOY
SMALL BUSINESS SURETY BONDS
COM SUB/2ND EDITION

SENATE BILL 572

AMEND 1

AYE	45	ALBERTSON	DAVIS	KINCAID	PLEXICO
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	MARTIN R.	SHAW
		BLACKMON	FOXX	MARTIN W.	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SIMPSON
		CARRINGTON	HARTSELL	MCKOY	SMITH
		CLARK	HOBBS	ODOM	SOLES
		COCHRANE	HORTON	PAGE	WARREN
		CONDER	HOYLE	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY			
NO	1	LUCAS			

EXCUSED	0		
NOT CAST	2	JORDAN	SAWYER
ABSENT	2	BALLANCE	SPEED
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1329/8-- 3:39 PM JULY 17, 1995 LEGISLATIVE DAY 100

LT. GOVERNOR WICKER -- Presiding

MCKOY
SMALL BUSINESS SURETY BONDS
COM SUB/2ND EDITION

SENATE BILL 572
READING 2

AYE	40	ALBERTSON	EDWARDS	LITTLE	PLYLER
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANTINE	GULLEY	MARTIN R.	SAWYER
		BASNIGHT	HARTSELL	MARTIN W.	SHAW
		BLACKMON	HOBBS	MCDANIEL	SHERRON
		CARPENTER	HORTON	MCKOY	SIMPSON
		CLARK	HOYLE	ODOM	SMITH
		COCHRANE	KERR	PARNELL	SOLES
		COOPER	KINCAID	PERDUE	WARREN
		DANNELLY	LEDBETTER	PLEXICO	WINNER
NO	5	CARRINGTON	EAST	PAGE	WEBSTER
		DAVIS			
EXCUSED	0				
NOT CAST	3	CONDER	FOXX	JORDAN	
ABSENT	2	BALLANCE	SPEED		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1347/2--10:20 AM | JULY 18, 1995 | LEGISLATIVE DAY 101

LT. GOVERNOR WICKER -- Presiding

MCKOY
SMALL BUSINESS SURETY BONDS
COM SUB/2ND EDITION

SENATE BILL 572
READING 3

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

EXCUSED	0		
NOT CAST	2	CONDER	MARTIN R.
ABSENT	1	SAWYER	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS1605-RN(3.28)

FILED - SENATE

S 573 MAR 31 1995

PRINCIPAL CLERK

Short Title: Optometry Changes. (Public)

Sponsors: Senator Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE THE ROLE OF OPTOMETRISTS IN MEDICAL COST CONTAINMENT THROUGH REVISION OF THE HOSPITAL PRIVILEGES LAW, TO REPEAL THE REQUIREMENT FOR AN OPTOMETRIST TO COLLABORATE WITH A PHYSICIAN IN THE USE OR PRESCRIPTION OF CERTAIN PHARMACEUTICAL AGENTS, TO ESTABLISH PEER REVIEW FOR OPTOMETRISTS, AND TO ESTABLISH AN OPTOMETRIST PRIVILEGE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-114 reads as rewritten:

"**§ 90-114. Optometry defined.**

Any one or any combination of the following practices shall constitute the practice of optometry:

(1) The examination of the human eye by any method, other than surgery, to diagnose, to treat, or to refer for consultation or treatment any abnormal condition of the human eye and its adnexa; or

(2) The employment of instruments, devices, pharmaceutical agents and procedures, other than surgery, intended for the purposes of investigating, examining, treating, diagnosing or correcting visual defects or abnormal conditions of the human eye or its adnexa; or

(3) The prescribing and application of lenses, devices containing lenses, prisms, contact lenses, orthoptics, vision training, pharmaceutical agents, and prosthetic devices to correct, relieve, or treat defects or abnormal conditions of the human eye or its

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

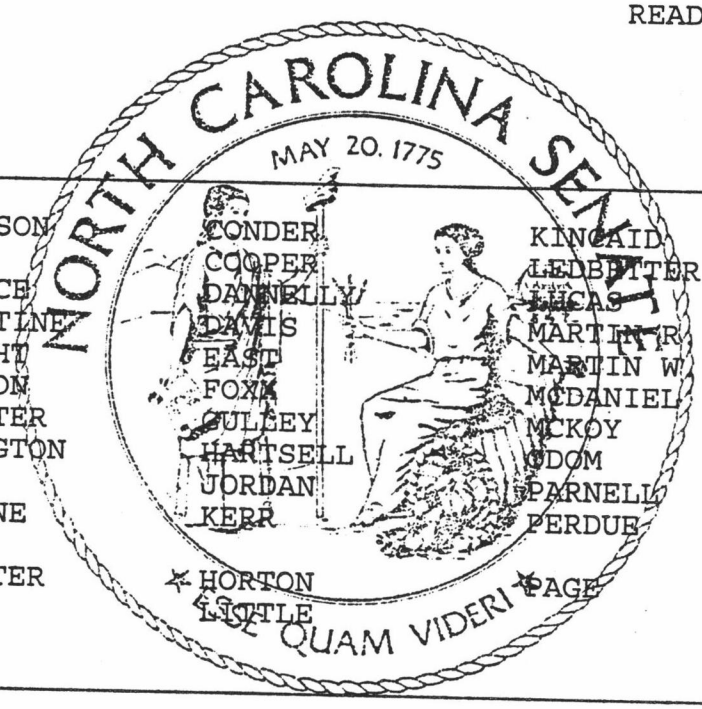
1995 SESSION

SEQ. 298/10-- 7:53 PM | APRIL 17, 1995 | LEGISLATIVE DAY 47

LT. GOVERNOR WICKER -- Presiding

CONDER
OPTOMETRY CHANGES

SENATE BILL 573
READING 2



AYE	40	ALBERTSON	CONDER	KINCAID	PLEXICO
		ALLRAN	COOPER	LEDBETTER	PLYLER
		BALLANCE	DANIELLY	LUCAS	RAND
		BALLANTINE	DAVIS	MARTIN R	SHAW
		BASNIGHT	EAST	MARTIN W	SHERRON
		BLACKMON	FOXX	MCDANIEL	SIMPSON
		CARPENTER	GULLEY	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	JORDAN	PARNELL	WARREN
		COCHRANE	KERR	PERDUE	WINNER
NO	6	FORRESTER	HORTON	PAGE	SAWYER
		HOBBS	LITTLE		

EXCUSED	0				
NOT CAST	0				
ABSENT	4	EDWARDS	HOYLE	SMITH	WEBSTER
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S574

MAR 31 1995

S

D

PRINCIPAL CLERK

SENATE DRS4585-LCX221B(3.24)

Short Title: Franklin School Revenue Options. (Local)

Sponsors: Senator Speed.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE FRANKLIN COUNTY TO LEVY FACILITY FEES, AN ADDITIONAL SALES AND USE TAX OF ONE PERCENT, AND A TWO PERCENT REAL ESTATE TRANSFER TAX, SUBJECT TO APPROVAL BY THE VOTERS OF THE COUNTY, TO GENERATE FUNDS FOR PUBLIC SCHOOL CAPITAL NEEDS.

The General Assembly of North Carolina enacts:

Section 1. This act applies only to Franklin County.

PART I

LOCAL SALES TAX

Sec. 1.1. Subchapter VIII of Chapter 105 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 43.

"Second One-Cent (1¢) Local Government Sales and Use Tax.

"**§ 105-505. Short title.**

This Article shall be known as the Second One-Cent (1¢) Local Government Sales and Use Tax Act.

"**§ 105-506. Purpose.**

This Article gives the counties of this State an opportunity to obtain a source of revenue with which to meet their growing public school capital needs. It provides all counties of the State that are subject to this Article with authority to levy one percent (1%) sales and use taxes for public school capital outlay.

"**§ 105-507. Limitations.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S

D

S 5 7 5

APR - 3 1995

SENATE DRS9564-RA001(3.30)

PRINCIPAL CLERK

Short Title: Leg. Ethics Comm. Cochairs. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MEMBERSHIP OF THE LEGISLATIVE ETHICS COMMITTEE, TO DESIGNATE COMMITTEE COCHAIRS FROM EACH LEGISLATIVE CHAMBER, AND TO MAKE CONFORMING CHANGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 120-99 reads as rewritten:

"**§ 120-99. Creation; composition.**

The Legislative Ethics Committee is created to consist of ~~a chairman and eight~~ ten members, ~~four~~ five Senators appointed by the President Pro Tempore of the Senate, among them -- two from a list of four submitted by the Majority Leader and two from a list of four submitted by the Minority Leader, and ~~four~~ five members of the House of Representatives appointed by the Speaker of the House, among them -- two from a list of four submitted by the Majority Leader and two from a list of four submitted by the Minority Leader.

~~The President Pro Tempore of the Senate shall designate a member of the General Assembly as chairman of the Committee in odd-numbered years, and the Speaker of the House shall designate a member of the General Assembly as chairman of the Committee in even-numbered years. The chairman will vote only in the event of a tie vote.~~

The President Pro Tempore of the Senate and the Speaker of the House shall each designate a cochair of the Legislative Ethics Committee from the respective officer's appointees. The cochair appointed by the President Pro Tempore of the Senate shall preside over the Legislative Ethics Committee during the odd-numbered year, and the cochair appointed by the Speaker of the House shall preside in the even-numbered year.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 284/8--12:54 PM | APRIL 13, 1995 | LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

PERDUE
LEGISLATIVE ETHICS COMM. COCHAIRS

SENATE BILL 575
READING 2

AYE	46	ALBERTSON	DANNELLY	KERR	PARNELL
		ALLRAN	DAVIS	KINCAID	PERDUE
		BALLANCE	EAST	LEDBETTER	PLEXICO
		BALLANTINE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN R.	SHAW
		CARPENTER	GULLEY	MARTIN W.	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SIMPSON
		CLARK	HOBBS	MCKOY	SOLES
		COCHRANE	HORTON	ODOM	SPEED
		CONDER	HOYLE	PAGE	WINNER
		COOPER	JORDAN		
NO	0				

EXCUSED	0		
NOT CAST	2	SAWYER	WARREN
ABSENT	2	SMITH	WEBSTER
PAIRS	0		
AYE			
NO			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EQ. # 969
LEGISLATIVE DAY 75
S575
READING 2

6/05/95
7:30 PM
IN CHAIR: SPEAKER

LEGISLATIVE ETHICS COMMITTEE COCHAIRS

AYES - 106

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

NOES - 1

DAVIS

EXCUSED ABSENCE - 8

BERRY	FOX	LEE	THOMPSON
DOCKHAM	HUNTER, R.	TALLENT	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	BROWN, W.	CUNNINGHAM	GRAY
BLACK			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE

SENATE DRS4587-LCX217B(3.22)

S576

APR - 3 1995

PRINCIPAL CLERK

Short Title: Alleghany Land Transfer Tax. (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE ALLEGHANY COUNTY TO LEVY A ONE PERCENT LOCAL LAND TRANSFER TAX FOR PUBLIC SCHOOL CAPITAL NEEDS, SUBJECT TO APPROVAL BY THE VOTERS OF THE COUNTY.

The General Assembly of North Carolina enacts:

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

"ARTICLE 8F.

"Local Government Excise Stamp Tax on Conveyances.

"**§ 105-228.50. Purpose.**

This Article gives the counties of this State an opportunity to obtain an added source of revenue with which to meet their growing public school building capital needs.

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

(a) The board of commissioners of a county may direct the county board of elections to conduct an advisory referendum on the question of whether an excise tax on instruments conveying interests in real property located in the county will be levied in accordance with this Article. The election shall be held on a date agreed upon by the two boards, and shall be held in accordance with the procedures of G.S. 163-287.

The form of the question to be presented on a ballot for a special election concerning the levy of the tax authorized by this Article shall be:

[ ] FOR [ ] AGAINST

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS6566-LD064(2.21)

FILED - SENATE
S 577 - APR - 3 1995
PRINCIPAL CLERK

Short Title: CPA Education Requirements. (Public)

Sponsors: Senators Hoyle, Carpenter, Cochrane, Gulley, Perdue, Rand, Soles, and Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE EDUCATIONAL REQUIREMENTS FOR CERTIFIED PUBLIC ACCOUNTANTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 93-12(5), as it becomes effective on January 1, 2001, and as amended by Section 2 of Chapter 214 of the 1991 Session Laws, reads as rewritten:

"(5) To issue certificates of qualification admitting to practice as certified public accountants, each applicant who, having the qualifications herein specified, shall have passed an examination to the satisfaction of the Board, in 'accounting,' 'auditing,' 'business law,' and other related subjects.

A person is eligible to take the examination given by the Board, or to receive a certificate of qualification to practice as a certified public accountant, who is a citizen of the United States or has declared his intention of becoming a citizen or is a resident alien, and has been domiciled in or resided for at least four months within the State of North Carolina immediately prior to the filing of an application to take the examination or to receive a certificate of qualification, is 18 years of age or over, and is of good moral ~~character, and submits evidence satisfactory to the Board that:~~

~~a1. The candidate has completed a total of 150 college semester hours, or, has completed a minimum of 120 college semester hours with a concentration in accounting, which include a bachelor's degree at a college or university determined by~~

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 577

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

S577-ARV-1

Page 1 of 1

Date April 20 ,1995

Comm. Sub. [ ]
Amends Title [ ]

Senator Hoyle

moves to amend the bill on page 1, lines 16 through 19, by rewriting those lines to read:
"alien, ~~and has been domiciled in or resided for at least four months within the State of North Carolina immediately prior to the filing of an application to take the examination or to receive a certificate of qualification,~~".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 5-10-95 (V) FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

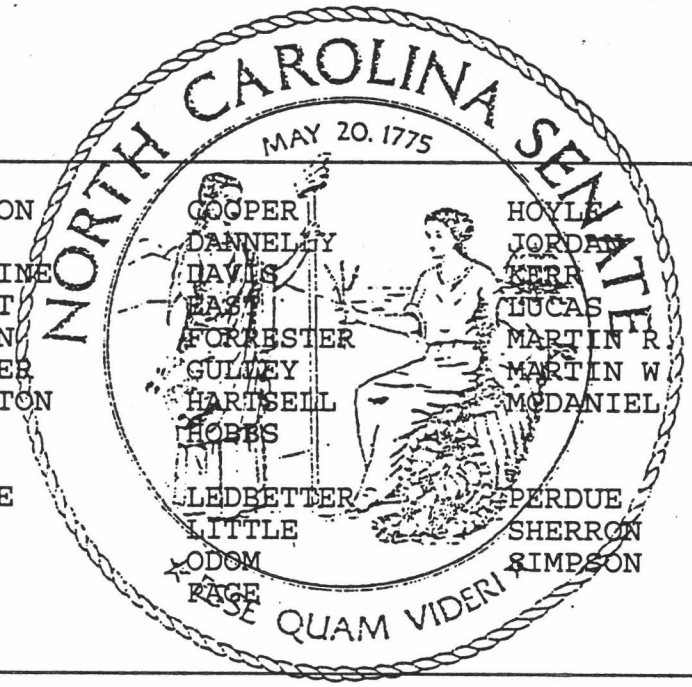
1995 SESSION

SEQ. 611/27-- 5:16 PM MAY 10, 1995 LEGISLATIVE DAY 61

SENATOR BASNIGHT -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS

SENATE BILL 577
READING 2



AYE	30	ALBERTSON	COOPER	HOYLE	MCKOY
		ALLRAN	DANNELLY	JORDAN	PLEXICO
		BALLANTINE	DAVIS	KERR	PLYLER
		BASNIGHT	EAST	LUCAS	RAND
		BLACKMON	FORRESTER	MARTIN R	SHAW
		CARPENTER	GULLEY	MARTIN W	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WEBSTER
		CONDER	HOBBS		
NO	14	BALLANCE	LEDBETTER	PERDUE	SPEED
		CLARK	LITTLE	SHERRON	WARREN
		FOXX	ODOM	SIMPSON	WINNER
		KINCAID	PAGE		

EXCUSED	0				
NOT CAST	4	COCHRANE	HORTON	PARNELL	SAWYER
ABSENT	2	EDWARDS	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 5-11-95

S. B. No. 577 Amendment No. 2 (two)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
Sen.) Winner

moves to amend the bill on page 2, line 33

( ) WHICH CHANGES THE TITLE

by deleting

any other course work as

+ ~~the~~ substituting

up to 30 hours of other
course work that

SIGNED Winner

ADOPTED 5-11-95 (45-1) FAILED _____ TABLED _____

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

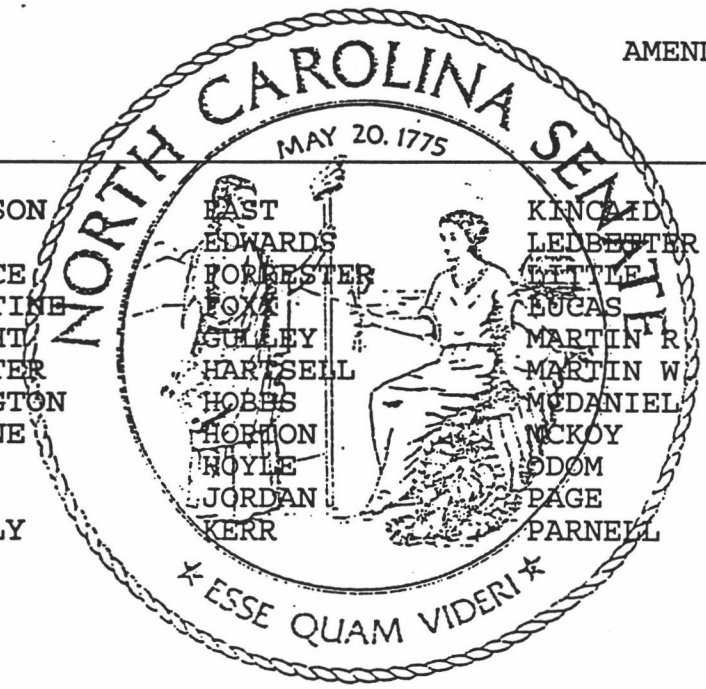
SEQ. 710/50-- 2:25 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS

SENATE BILL 577

AMEND 2



AYE	45	ALBERTSON	EAST	KINCAID	PERDUE
		ALLRAN	EDWARDS	LEDBETTER	PLEXICO
		BALLANCE	FORRESTER	LITTLE	PLYLER
		BALLANTINE	FOXX	LUCAS	RAND
		BASNIGHT	GULLEY	MARTIN R	SHAW
		CARPENTER	HARTSELL	MARTIN W	SHERRON
		CARRINGTON	HOBBS	MCDANIEL	SIMPSON
		COCHRANE	HORTON	MCKOY	SOLES
		CONDER	HOYLE	ODOM	WARREN
		COOPER	JORDAN	PAGE	WEBSTER
		DANNELLY	KERR	PARNELL	WINNER
		DAVIS			
NO	1	CLARK			

EXCUSED	0		
NOT CAST	2	BLACKMON	SPEED
ABSENT	2	SAWYER	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 711/51-- 2:29 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS

SENATE BILL 577

MOTION 0

AYE	38	ALBERTSON	DANNELLY	KINCAID	PERDUE
		ALLRAN	DAVIS	LITTLE	PLEXICO
		BALLANCE	EDWARDS	LUCAS	SHAW
		BALLANTINE	FORRESTER	MARTIN R	SHERRON
		BASNIGHT	FOXX	MARTIN W	SOLES
		CARPENTER	GULLEY	MCDANIEL	SPEED
		CARRINGTON	HARTSELL	MCKOY	WARREN
		CLARK	HOBBS	ODOM	WEBSTER
		COCHRANE	HORTON	PARNELL	WINNER
		COOPER	KERR		
NO	8	CONDER	HOYLE	PAGE	RAND
		EAST	KNOTT	PLYLER	SIMPSON
			REGRETTER		
EXCUSED	0				
NOT CAST	2	BLACKMON	JORDAN		
ABSENT	2	SAWYER	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 712/52-- 2:41 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS

SENATE BILL 577
READING 3



AYE	22	ALBERTSON	DAVIS	LUCAS	PLEXICO
		BASNIGHT	EDWARDS	MARTIN R.	PLYLER
		CARPENTER	GULLEY	MARTIN W.	RAND
		CONDER	HOBBS	MCDANIEL	SOLES
		COOPER	HOYLE	PERDUE	WINNER
		DANNELLY	KERR		
	23	ALLRAN	LEAD	LEDBETTER	SHAW
		BALLANCE	FORRESTER	LITTLE	SHERRON
		BALLANTINE	FOXX	MCKOY	SIMPSON
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	JORDAN	PAGE	WARREN
		COCHRANE	KINCAID	PARNELL	

EXCUSED	1	WEBSTER	
NOT CAST	2	BLACKMON	HARTSELL
ABSENT	2	SAWYER	SMITH
PAIRS	0		
AYE			
NO			

FILED - SENATE

S578 APR - 3 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS5566-RH015(3.3)

Short Title: Ctr. App. Textile Tech/Cap. Funds. (Public)

Sponsors: Senators Hoyle and Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENDITURES AT THE CENTER FOR APPLIED TEXTILE TECHNOLOGY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Community Colleges the sum of two million four hundred twelve thousand six hundred dollars ($2,412,600) for the 1995-96 fiscal year for the following capital projects:

(1)	Maintenance and storage facility	$ 62,800
(2)	Textile equipment demonstration lab	2,349,800
	TOTAL	$2,412,600.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

FILED - SENATE D

SENATE DRS5583-LE118(3.24) S 579

APR - 3 1995

PRINCIPAL CLERK

Short Title: Cleveland School Land Conveyance. (Local)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CLEVELAND COUNTY BOARD OF EDUCATION TO DISPOSE OF CERTAIN PROPERTY AT PRIVATE SALE.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding G.S. 115C-518(a) or Article 12 of Chapter 160A of the General Statutes, the Cleveland County Board of Education may convey at private negotiation and sale, with monetary consideration, any or all of its right, title, and interest to the tract of land on which Dover Elementary School was situated.

Sec. 2. This act is effective upon ratification.

FILED - SENATE

S 580 APR - 3 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S **D**

SENATE DRSA558-LBX321(3.29)

Short Title: Albemarle Street Assessments. (Local)

Sponsors: Senators Plyler and Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE CITY OF ALBEMARLE CONCERNING ASSESSMENTS FOR STREET IMPROVEMENTS.

The General Assembly of North Carolina enacts:

Section 1. Section 5.3 of the Charter of the City of Albemarle, being Chapter 259 of the 1979 Session Laws, reads as rewritten:

"Section 5.3. Alternative Method of Assessing the Cost of Installation of Street Improvements; Authority to Waive Street Assessments.

(a) In addition and as an alternative to the method provided in G.S. 160A-218 for assessing the costs of installing street improvements described in G.S. 160A-216(1) and (2), the City Council, in lieu of assessing the total cost of a particular project as provided in G.S. 160A-218, may annually between the first days of January and July of each year, determine the average cost of installing street improvements and, on the basis of such determination, may make assessments of such average cost during the following fiscal year beginning July 1. The average cost of such installation shall exclude labor cost but shall include the cost of materials of street improvements completed during the preceding calendar year. The City Council also may include the anticipated increase in materials costs based upon the average of such increases during the preceding five calendar years. The assessment of the average cost of such improvements shall not be made until after the particular assessment project has been completed. The purpose of this act is to distribute more equitably the cost of the installation of street improvements throughout the City; to permit a property owner to know in advance what the cost of installation of street assessments benefiting his property will be; and to permit the most expeditious assessments of cost against property after completion of the installation of such street improvements. The actual

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

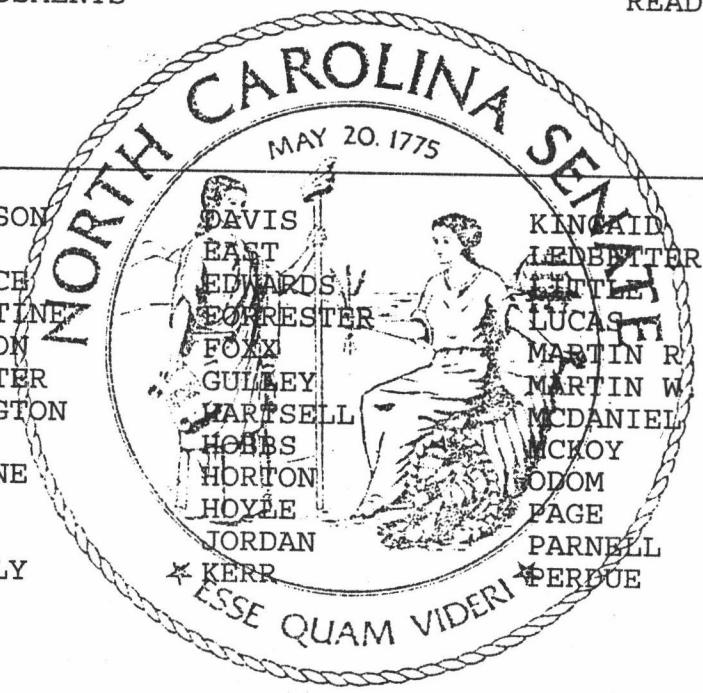
1995 SESSION

SEQ. 279/3--12:28 PM | APRIL 13, 1995 | LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

PLYLER
ALBEMARLE STREET ASSESSMENTS

SENATE BILL 580
READING 2



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

EXCUSED	0		
NOT CAST	1	BASNIGHT	
ABSENT	2	SMITH	WEBSTER
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

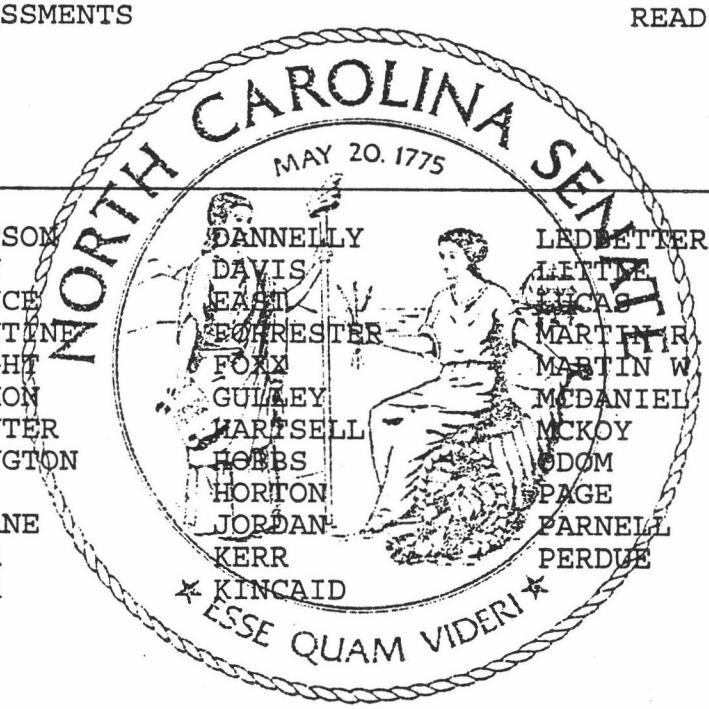
1995 SESSION

SEQ. 291/3-- 7:26 PM APRIL 17, 1995 LEGISLATIVE DAY 47

LT. GOVERNOR WICKER -- Presiding

PLYLER
ALBEMARLE STREET ASSESSMENTS

SENATE BILL 580
READING 3



AYE	46	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		ALLRAN	DAVIS	LITTLE	PLYLER
		BALLANCE	EAST	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R	SAWYER
		BASNIGHT	FOXX	MARTIN W	SHAW
		BLACKMON	GULLEY	MCDANIEL	SHERRON
		CARPENTER	HARTSELL	MCKOY	SIMPSON
		CARRINGTON	HOBBS	ODOM	SOLES
		CLARK	HORTON	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WARREN
		CONDER	KERR	PERDUE	WINNER
		COOPER	KINCAID		
NO	0				

EXCUSED	0				
NOT CAST	0				
ABSENT	4	EDWARDS	HOYLE	SMITH	WEBSTER
PAIRS	0				
AYE					
NO					

S580

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S # 2142
LEGISLATIVE DAY 135
SR12
READING 3

6/21/96
11:46 AM
IN CHAIR: RUSSELL

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GRAY	HUNTER, H.	MINER
BRASWELL	HOLMES	MILLER, K.	RUSSELL

S ROLL: H1307HCS H1378 H1390 H1422HCS H1138HCS H1098
S282 S662 SCS S580 S1389 S598SCS S1244HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRSA560-LB319(3.29)

FILED - SENATE
S 581 APR - 3 1995
PRINCIPAL CLERK

Short Title: Winston-Salem Housing Code. (Local)

Sponsors: Senator Horton (by request).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE CITY OF WINSTON-SALEM TO PROVIDE THAT CERTAIN HOUSING CODE COMPLAINTS AND ORDERS MAY BE SERVED BY REGULAR MAIL IN ADDITION TO REGISTERED OR CERTIFIED MAIL.

The General Assembly of North Carolina enacts:

Section 1. Complaints or orders issued by a public body or officer pursuant to Parts 5 or 6 of Article 19 of Chapter 160A of the General Statutes shall be served upon persons either personally or by registered or certified mail, and, in conjunction therewith, may be served by regular mail. When the manner of service is by regular mail in conjunction with registered or certified mail, and the registered or certified mail is returned, unclaimed or refused, but the regular mail is not returned by the post office within 10 days after mailing, service shall be deemed sufficient. The person mailing such complaint or order by regular mail shall certify that fact and the date thereof, and such certificate shall be deemed conclusive in the absence of fraud.

Sec. 2. This act applies only to the City of Winston-Salem.

Sec. 3. This act is effective upon ratification.

FILED - SENATE
S 582
APR - 3 1995
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S **D**

SENATE DRSA561-LB318(3.29)

Short Title: Winston-Salem Beer/Wine Possession. (Local)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE CITY OF WINSTON-SALEM TO REGULATE BY ORDINANCE THE POSSESSION OF MALT BEVERAGES AND UNFORTIFIED WINE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-300(c) reads as rewritten:

"(c) Local Ordinance. -- A city or county may by ~~ordinance regulate~~ ordinance:

(1) Regulate or prohibit the consumption of malt beverages and unfortified wine on the public streets in that city or county and on property owned or occupied by that city or ~~county.~~ county;

(2) Regulate or prohibit the possession of open containers of malt beverages and unfortified wine on public streets in that city or county and on property owned or occupied by that city or county; and

(3) Regulate or prohibit 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."

Sec. 2. This act applies only to the City of Winston-Salem.

Sec. 3. This act is effective upon ratification.

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2

H. B. No. _____

S. B. No. 582

COMMITTEE SUBSTITUTE ✓

DATE 4-24-95

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

Rep.)
Sen.) BALLANTINE

1 moves to amend the bill on page 1, line 18
2 ( ) WHICH CHANGES THE TITLE
3 by
4 after Winston-Salem,
5
6 add "the Town of Atlantic Beach,"
7
8
9
10
11
12
13
14
15
16
17
18
19

SIGNED Patrick J. Ballantine

ADOPTED 4-24-95 (45-1) FAILED TABLED

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 344/3-- 7:43 PM | APRIL 24, 1995 | LEGISLATIVE DAY 51

LT. GOVERNOR WICKER -- Presiding

HORTON
WINSTON-SALEM ET AL BEER/WINE POSS.
COM SUB/2ND EDITION

SENATE BILL 582

AMEND 1

AYE	45	ALBERTSON	DAVIS	KINCAID	PERDUE
		ALLRAN	EAST	LEDBETTER	PLEXICO
		BALLANTINE	FORRESTER	LETTLE	PLYLER
		BASNIGHT	FOX	LUCAS	RAND
		BLACKMON	GULLEY	MARTIN R	SHAW
		CARPENTER	HARTSELL	MARTIN W	SHERRON
		CARRINGTON	HOBBS	MCDANIEL	SIMPSON
		CLARK	HORTON	MCKOY	SOLES
		COCHRANE	HOYLE	ODOM	SPEED
		CONDER	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PARNELL	WINNER
		DANNELLY			
NO	1	BALLANCE			

EXCUSED	0		
NOT CAST	2	SAWYER	WARREN
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

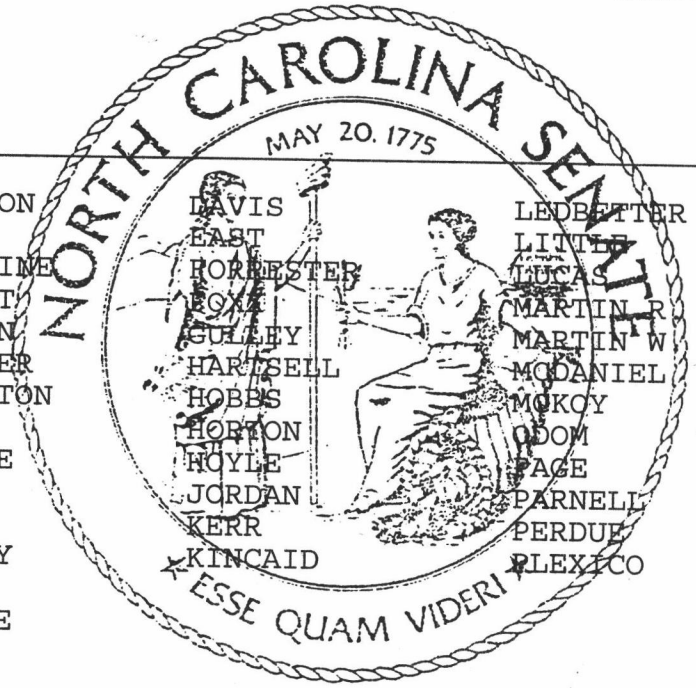
1995 SESSION

SEQ. 345/4-- 7:47 PM | APRIL 24, 1995 | LEGISLATIVE DAY 51

LT. GOVERNOR WICKER -- Presiding

HORTON
WINSTON-SALEM ET AL BEER/WINE POSS.
COM SUB/2ND EDITION

SENATE BILL 582
READING 2



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

EXCUSED	0		
NOT CAST	0		
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

EDITION No. 2

H. B. No. _____ DATE April 25, 1995

S. B. No. 582 Amendment No. 2 (two)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE V

~~Rep.~~) Fred Hobbs
Sen.)

1 moves to amend the bill on page as amended by Amendment No. 1 on
2 ( ) WHICH CHANGES THE TITLE
3 by
4 page 1 line 19 after the word
5
6 Wilmington, add "Town of Chapel Hill,
7
8 ~~and~~ City of Charlotte"
9
10
11
12
13
14
15
16
17
18
19

SIGNED

ADOPTED 4-25-95 (43-1) FAILED TABLED

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

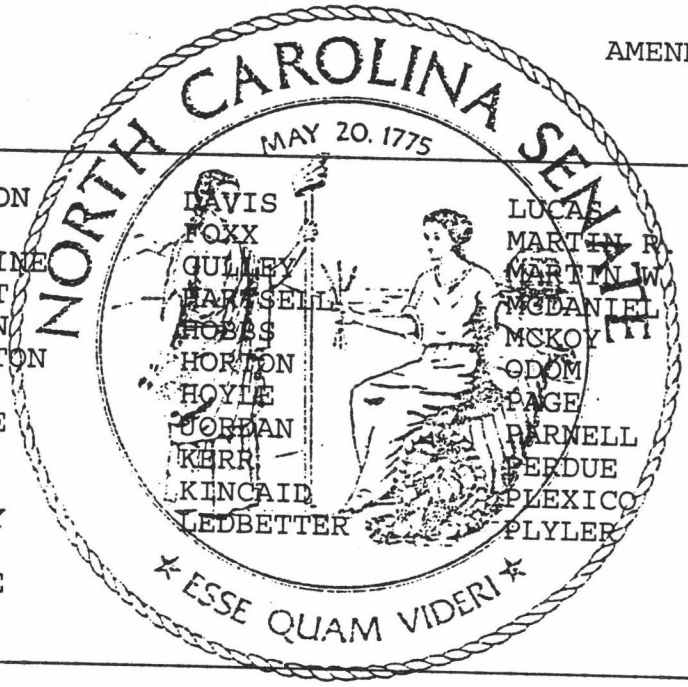
SEQ. 353/2--11:54 AM | APRIL 25, 1995 | LEGISLATIVE DAY 52

SENATOR BASNIGHT -- Presiding

HORTON
WINSTON-SALEM ET AL BEER/WINE POSS.
COM SUB/2ND EDITION

SENATE BILL 582

AMEND 2



AYE	43	ALBERTSON	DAVIS	LUCAS	RAND
		ALLRAN	FOXX	MARTIN R.	SAWYER
		BALLANTINE	GULLEY	MARTIN W.	SHAW
		BASNIGHT	HARTSELL	MCDANIEL	SHERRON
		BLACKMON	HOBBS	MCKOY	SIMPSON
		CARRINGTON	HORTON	ODOM	SOLES
		CLARK	HOYLE	PAGE	SPEED
		COCHRANE	JORDAN	PARNELL	WARREN
		CONDER	KERR	PERDUE	WEBSTER
		COOPER	KINCAID	PLEXICO	WINNER
		DANNELLY	LEDBETTER	PLYLER	
NO	1	BALLANCE			

EXCUSED	0				
NOT CAST	4	CARPENTER	EAST	FORRESTER	LITTLE
ABSENT	2	EDWARDS	SMITH		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

S. B. No. 582 ✓

COMMITTEE SUBSTITUTE _____

DATE 4-25-95

Amendment No. 3 (three)
(to be filled in by Principal Clerk)

Rep.) Ballance
Sen.)

1 moves to amend the bill on page 1, line 12
2 ( ) WHICH CHANGES THE TITLE
3 by adding ON line 12 between the words
4 "WAVE" and "ON" the word, "by pedestrians"
5
6
7
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9
10
11
12
13
14
15
16
17
18
19

SIGNED J M Ballance

ADOPTED 4/25/95 (44-2) FAILED _____ TABLED _____

J Funk

GA-33-A PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 354/3--11:58 AM | APRIL 25, 1995 | LEGISLATIVE DAY 52

SENATOR BASNIGHT -- Presiding

HORTON
WINSTON-SALEM ET AL BEER/WINE POSS.
COM SUB/2ND EDITION

SENATE BILL 582

AMEND 3

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



EXCUSED	0		
NOT CAST	2	EAST	MCKOY
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 355/4--11:59 AM | APRIL 25, 1995 | LEGISLATIVE DAY 52

SENATOR BASNIGHT -- Presiding

HORTON
WINSTON-SALEM ET AL BEER/WINE POSS.
COM SUB/2ND EDITION

SENATE BILL 582
READING 3



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

EXCUSED	0		
NOT CAST	1	EAST	
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 803/2-- 3:31 PM MAY 31, 1995 LEGISLATIVE DAY 73

LT. GOVERNOR WICKER -- Presiding

HORTON
LOCAL BEER/WINE POSSESSION
HOUSE COM SUB/4TH EDITION

SENATE BILL 582

MOTION 8
TO CONCUR

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

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

FILED - SENATE

S 5 83 APR - 3 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S **D**

SENATE DRS9565-LL184(3.29)

Short Title: Winston-Salem/Estate Assets. (Local)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW PERSONAL REPRESENTATIVES OF ESTATES IN THE CITY OF WINSTON-SALEM TO EXPEND ESTATE ASSETS TO PREVENT THE WASTE OF REAL PROPERTY BELONGING TO THE ESTATE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 28A-13-3(a)(16) reads as rewritten:

"(16) To pay taxes, assessments, his own compensation, and other expenses incident to the collection, care, administration and protection of the assets of the estate in his possession, custody or control. With regard to real property of the estate, the personal representative or public administrator may expend estate assets to prevent waste of that real property by complying with Part 6 of Article 19 of Chapter 160A of the General Statutes, Minimum Housing Standards, or any ordinance or order adopted pursuant that Part."

Sec. 2. This act applies only to real property located in the City of Winston-Salem.

Sec. 3. This act is effective upon ratification.

FILED - SENATE
S 584 APR 3 1995
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS4588(4.3)

Short Title: ASU Self-Liquidating Project Auth./AB. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING, WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF A CAPITAL IMPROVEMENTS PROJECT AT APPALACHIAN STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. The purpose of this act is to authorize the construction of a capital improvements project at Appalachian State University and to authorize the financing of the project from self-liquidating indebtedness, or other funds, but not including funds appropriated from the General Fund of the State.

Sec. 2. The capital improvements project authorized to be constructed and financed as provided in Section 1 of this act is as follows:

1. Appalachian State University
   a. Replacement of Artificial Surfaces in Kidd Brewer Stadium $1,140,000.

Sec. 3. At the request of the Board of Governors of The University of North Carolina and upon determining that it is in the best interest of the State to do so, the Director of the Budget may authorize an increase or decrease in the scope of or a change in the method of funding the project authorized by this act. In making a determination of whether to authorize a change in scope or funding, the Director of the Budget may consult with the Advisory Budget Commission. In no event may appropriations from the General Fund be used for a project authorized by this act.

Sec. 4. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1301/5--11:16 AM JULY 13, 1995 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER -- Presiding

SHERRON
ASU SELF-LIQUIDATING PROJECT/AB

SENATE BILL 584
READING 2

AYE	45	ALBERTSON	EAST	LEDBETTER	PLEXICO
		ALLRAN	EDWARDS	LITTLE	PLYLER
		BALLANCE	FORRESTER	LUCAS	RAND
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SHERRON
		CARPENTER	HOBBS	MCDANIEL	SIMPSON
		CARRINGTON	HORTON	MCKOY	SMITH
		COCHRANE	HOYLE	ODOM	SOLES
		CONDER	JORDAN	PAGE	SPEED
		COOPER	KERR	PARNELL	WARREN
		DANNELLY	KINCAID	PERDUE	WINNER
		DAVIS			
NO	3	BALLANTINE	CLARK	WEBSTER	
EXCUSED	0				
NOT CAST	1	HARTSELL			
ABSENT	1	SAWYER			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA MAY 20. 1775 ESSE QUAM VIDERI

FILED - SENATE

S 585 APR 3 1995

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS7599-LD119(3.21)

Short Title: Expedite Execution of Judgments. (Public)

Sponsors: Senator Ledbetter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPEDITE EXECUTION OF JUDGMENTS AGAINST THE PROPERTY OF THE JUDGMENT DEBTOR.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1-360 reads as rewritten:

"**§ 1-360. Debtors of judgment debtor may be summoned.**

~~After~~ Upon the issuing or return of an execution ~~unsatisfied~~ against property of the judgment debtor, or of any one of several debtors in the same judgment, and upon affidavit that any person or corporation has property of said judgment debtor, or is indebted to him in an amount exceeding ten dollars ($10.00), the court or judge may, by order, require such person or corporation, or any officer or members thereof, to appear at a specified time and place, and answer concerning the same; provided, however, that such inquiries may be answered by such person or corporation, or any officers or members thereof, by verified answers to interrogatories. The court or judge may also, in its or his discretion, require notice of the proceeding to be given to any party to the action, in such manner as seems proper."

Sec. 2. G.S. 1-360.1 is repealed.

Sec. 3. G.S. 1C-1603(a)(4) is repealed.

Sec. 4. This act becomes effective October 1, 1995, and applies to judgments entered on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 719/59-- 3:22 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

LEDBETTER
EXPEDITE EXECUTION OF JUDGEMENTS
COM SUB/2ND EDITION

SENATE BILL 585
READING 2



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

EXCUSED	0				
NOT CAST	4	HOYLE	SHAW	SOLES	WARREN
ABSENT	2	SAWYER	SMITH		
PAIRS	0				
AYE					
NO					

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted]. # 1119
LEGISLATIVE DAY 81
S585 SCS
READING 2

6/14/95
3:43 PM
IN CHAIR: SPEAKER

EXPEDITE EXECUTION OF JUDGMENTS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 3

CHURCH	CULPEPPER	SHARPE

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GAMBLE	LEE	RAMSEY
ELLIS	HUNTER, H.	MCALLISTER	SHAW

S585 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

SENATE DRS3574-LCX189(3.13)

FILED - SENATE
S 586 APR 4 1995
PRINCIPAL CLERK

Short Title: Cabarrus Sales Tax for Schools. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDUCE RELIANCE ON DEBT FOR PUBLIC SCHOOL CONSTRUCTION IN CABARRUS COUNTY BY AUTHORIZING THE COUNTY TO LEVY A TEMPORARY SALES AND USE TAX OF ONE PERCENT, IF APPROVED BY THE VOTERS OF THE COUNTY, FOR PUBLIC SCHOOL CONSTRUCTION.

The General Assembly of North Carolina enacts:

Section 1. This act applies only to Cabarrus County.

Sec. 2. Subchapter VIII of Chapter 105 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 43.

"Second One-Cent (1¢) Local Government Sales and Use Tax.

"**§ 105-505. Short title.**

This Article shall be known as the Second One-Cent (1¢) Local Government Sales and Use Tax Act.

"**§ 105-506. Purpose.**

This Article gives the counties of this State an opportunity to obtain a temporary source of revenue with which to meet their public school construction needs. It provides all counties of the State that are subject to this Article with authority to levy one percent (1%) sales and use taxes.

"**§ 105-507. Limitations.**

This Article applies only to counties that levy the first one cent (1¢) sales and use tax under Article 39 of this Chapter or under Chapter 1096 of the 1967 Session Laws, the first one-half cent (1/2¢) local sales and use tax under Article 40 of this Chapter,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
APR 4 1995
PRINCIPAL CLERK

S

S 587

D

SENATE DRS9561-LR143(3.29)

Short Title: Cabarrus Local Act-2. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO CABARRUS COUNTY AND TO CITIES AND SCHOOL ADMINISTRATIVE UNITS LOCATED WHOLLY OR PARTLY IN CABARRUS COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Cabarrus County and to cities and school administrative units located wholly or partly in Cabarrus County.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
S 588 APR 4 1995
PRINCIPAL CLERK

SENATE DRSA552-LR142(3.29)

Short Title: Cabarrus Local Act-1. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO CABARRUS COUNTY AND TO CITIES AND SCHOOL ADMINISTRATIVE UNITS LOCATED WHOLLY OR PARTLY IN CABARRUS COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Cabarrus County and to cities and school administrative units located wholly or partly in Cabarrus County.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 589 APR 4 1995
PRINCIPAL CLERK

S D

SENATE DRS5585-LR144(3.29)

Short Title: Cabarrus Local Act-3. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO CABARRUS COUNTY AND TO CITIES AND SCHOOL ADMINISTRATIVE UNITS LOCATED WHOLLY OR PARTLY IN CABARRUS COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Cabarrus County and to cities and school administrative units located wholly or partly in Cabarrus County.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED SENATE

SESSION 1995 S 590 APR 4 1995

S D

PRINCIPAL CLERK

SENATE DRS8584-LG002(1.1)

Short Title: 1995 Technical Corrections. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE TECHNICAL CORRECTIONS AND CONFORMING CHANGES TO THE GENERAL STATUTES AND SESSION LAWS AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1C-1807 reads as rewritten:

"**§ 1C-1807. Situations not covered by Article.**

This Article does not prevent the recognition of foreign ~~judgment~~ judgments in situations not covered by this Article."

Sec. 2. Effective October 1, 1995, G.S. 7A-29(a) reads as rewritten:

"(a) From any final order or decision of the North Carolina Utilities Commission not governed by subsection (b) of this section, the Department of Human Resources pursuant to G.S. 131E-188(b), the Commissioner of Banks pursuant to Articles ~~17 and 18, 18A,~~ 17, 18, and 18A of Chapter 53 of the General Statutes, the Administrator of Savings and Loans pursuant to Article 3A of Chapter 54B of the General Statutes, the North Carolina Industrial Commission, the North Carolina State Bar pursuant to G.S. 84-28, the Property Tax Commission pursuant to G.S. 105-290 and G.S. 105-342, the Board of State Contract Appeals pursuant to G.S. 143-135.9, the Commissioner of Insurance pursuant to G.S. 58-2-80, or the Secretary of Environment, Health, and Natural Resources under G.S. 104E-6.2, appeal as of right lies directly to the Court of Appeals."

Sec. 3. G.S. 7A-41(c)(3) reads as rewritten:

"(3) The change is approved by ~~the~~ the county board of elections where the precinct is located, State Board of Elections and by the Secretary of State upon finding that the change:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 505/37-- 6:55 PM MAY 8, 1995 LEGISLATIVE DAY 5

SENATOR BASNIGHT -- Presiding

HARTSELL
1995 TECHNICAL CORRECTIONS
COM SUB/2ND EDITION

SENATE BILL 590
READING 2



AYE	41	ALBERTSON	EAST	LEDBETTER	PLEXICO
		BALLANCE	EDWARDS	LITTLE	PLYLER
		BASNIGHT	FORRESTER	LUCAS	RAND
		BLACKMON	FOXX	MARTIN R.	SAWYER
		CARPENTER	GULLEY	MARTIN W.	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SOLES
		CLARK	HORTON	MCKOY	SPEED
		CONDER	JORDAN	ODOM	WARREN
		COOPER	KERR	PAGE	WEBSTER
		DANNELLY	KINCAID	PARNELL	WINNER
		DAVIS			
NO	0				
EXCUSED	0				
NOT CAST	7	ALLRAN	COCHRANE	PERDUE	SIMPSON
		BALLANTINE	HOBBS	SHAW	
ABSENT	2	HOYLE	SMITH		
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 521/53-- 8:36 PM MAY 8, 1995 LEGISLATIVE DAY 59

SENATOR BASNIGHT -- Presiding

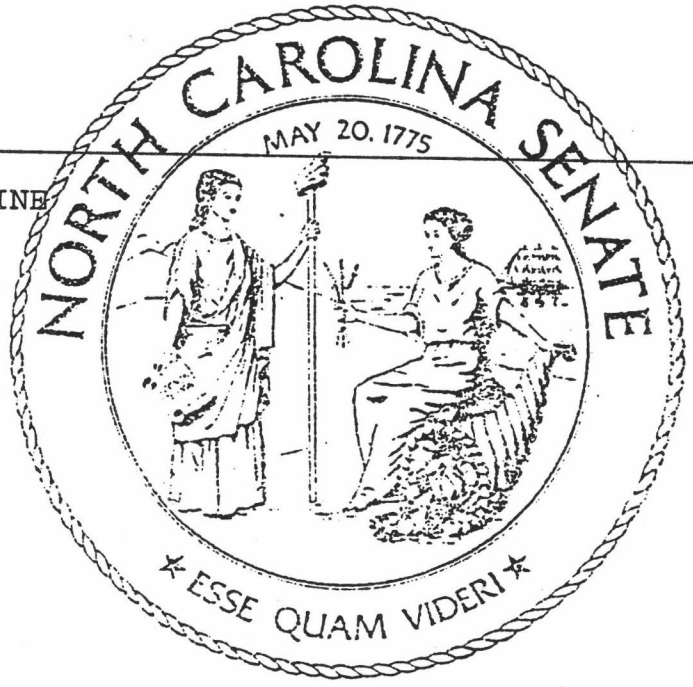
HARTSELL
1995 TECHNICAL CORRECTIONS
COM SUB/2ND EDITION

SENATE BILL 590
READING 2

RECORDED
AYE 1 BALLANTINE

ADJUSTED TOTAL
AYE 42
NO 0
NOT CAST 6
ABSENT 2

OPY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

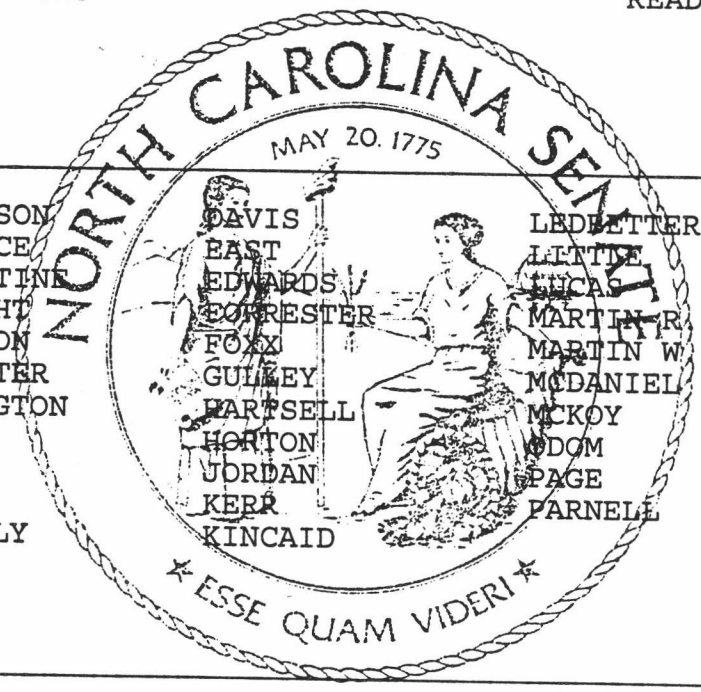
1995 SESSION

SEQ. 521/53-- 8:36 PM MAY 8, 1995 LEGISLATIVE DAY 59

SENATOR BASNIGHT -- Presiding

HARTSELL
1995 TECHNICAL CORRECTIONS
COM SUB/2ND EDITION

SENATE BILL 590
READING 2



AYE	42	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		BALLANCE	EAST	LITTLE	PLYLER
		BALLANTINE	EDWARDS	LUCAS	RAND
		BASNIGHT	FORRESTER	MARTIN R	SAWYER
		BLACKMON	FOXX	MARTIN W	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		CONDER	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PARNELL	WINNER
		DANNELLY	KINCAID		
NO	0				
EXCUSED	0				
NOT CAST	6	ALLRAN	HOBBS	SHAW	SIMPSON
		COCHRANE	PERDUE		
ABSENT	2	HOYLE	SMITH		
PAIRS	0				
AYE					
NO					

(COPY)

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1150
LEGISLATIVE DAY 82
S590

6/15/95
4:13 PM
IN CHAIR: SPEAKER

AMEND #1 Committee

AYES - 90

ADAMS	CULP	HOLMES	PULLEY
ALDRIDGE	CULPEPPER	HUNTER, R.	RAMSEY
ALEXANDER	CUMMINGS	HURLEY	RAYFIELD
ALLRED	CUNNINGHAM	KISER	REYNOLDS
ARNOLD	DAUGHTRY	LEE	RICHARDSON
BAKER	DAVIS	LEMMOND	ROBINSON, G.
BARBEE	DECKER	LOCKE	ROBINSON, J.
BEALL	DICKSON	LUEBKE	RUSSELL
BERRY	DOCKHAM	MCCOMAS	SEXTON
BLUE	EARLE	MCCOMBS	SHAW
BOYD-MCINTYRE	EDDINS	MCCRARY	SHUBERT
BRASWELL	ELLIS	MCMAHAN	SUTTON
BRAWLEY	ESPOSITO	MILLER, G.	THOMPSON
BROWN, J.	FITCH	MINER	TOLSON
BROWN, W.	FOX	MITCHELL	WARNER
BUCHANAN	GAMBLE	MORGAN	WATSON
CAPPS	GARDNER	NEELY	WEATHERLY
CARPENTER	GRADY	NICHOLS	WILKINS
CHURCH	GRAY	NYE	WILSON, C.
CLARY	HAYES	OWENS	WOMBLE
COCKLEREECE	HIATT	PATE	WOOD
CRAWFORD	HIGHTOWER	PRESTON	YONGUE
CREECH	HILL		

NOES - 3

HENSLEY	HUNTER, H.	JUSTUS

EXCUSED ABSENCE - 8

CANSLER	IVES	REDWINE	SHERRILL
EDWARDS	MERCER	SHARPE	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 19

SPEAKER	EASTERLING	MCALLISTER	ROGERS
BARNES	HACKNEY	MCLAUGHLIN	TALLENT
BLACK	HOWARD	MICHAUX	WAINWRIGHT
BOWEN	HUNT	MILLER, K.	WILSON, G.
BOWIE	LINNEY	OLDHAM	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 590

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

S590-ARJ-001

Date July 15, 1995

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

moves to amend the bill on page 1, line 4,
by adding the following at the end of the line before the period:
"AND TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES TO THE GENERAL STATUTES AND SESSION LAWS"; and

on page 10, lines 10 through 44,
and page 11, lines 1 through 44,
and on page 12, lines 1 through 3, by deleting those lines; and

further amends the bill on page 62, lines 10-11,
by adding between the lines, the following new section to read:
"Sec. 135.1. (a) The introductory language of Section 2 of Chapter 110 of the 1995 Session Laws reads as rewritten:
'Sec. 2. Section 4 of Chapter 869 of the ~~1986~~ 1985 Session Laws reads as rewritten:'.
(b) The introductory language of Section 4 of Chapter 163 of the 1995 Session Laws reads as rewritten:
'Sec. 4. G.S. ~~20-118(b)(12)~~ 20-118(c)(12) reads as rewritten:'.
(c) Section 1 of Chapter 186 of the 1995 is repealed.
(d) Section 2 of Chapter 197 of the 1995 Session Laws reads as rewritten:
'Sec. 2. Notwithstanding the provisions of G.S. 163-155, if a direct record voting system is approved by the State Board of Elections under the provisions of G.S. 163-160 for use by a county, that county's board of elections may require, according to rules which shall be adopted by the State Board of ~~Election~~ Elections, that paper ballots used in curbside voting under G.S. 163-155 be transported to the county board of elections to be counted centrally rather than at the voting place.'.
(e) G.S. 1A-1, Rule 4(c) reads as rewritten:
'(c) Summons -- Return. -- Personal service or substituted personal service of summons as prescribed by Rule 4(j)(1) a and b,

must be made within 30 days after the date of the issuance of summons, except that in tax and assessment foreclosures under G.S. 47-108.25 or G.S. ~~105-414~~ 105-374 the time allowed for service is 60 days. When a summons has been served upon every party named in the summons, it shall be returned immediately to the clerk who issued it, with notation thereon of its service.

Failure to make service within the time allowed or failure to return a summons to the clerk after it has been served on every party named in the summons shall not invalidate the summons. If the summons is not served within the time allowed upon every party named in the summons, it shall be returned immediately upon the expiration of such time by the officer to the clerk of the court who issued it with notation thereon of its nonservice and the reasons therefor as to every such party not served, but failure to comply with this requirement shall not invalidate the summons.'.

(f) G.S. 1A-1, Rule 4(d) reads as rewritten:

'(d) Summons -- Extension; endorsement, alias and pluries. -- When any defendant in a civil action is not served within the time allowed for service, the action may be continued in existence as to such defendant by either of the following methods of extension:

(1) The plaintiff may secure an endorsement upon the original summons for an extension of time within which to complete service of process. Return of the summons so endorsed shall be in the same manner as the original process. Such endorsement may be secured within 90 days after the issuance of summons or the date of the last prior endorsement, or

(2) The plaintiff may sue out an alias or pluries summons returnable in the same manner as the original process. Such alias or pluries summons may be sued out at any time within 90 days after the date of issue of the last preceding summons in the chain of summonses or within 90 days of the last prior endorsement.

Provided, in tax and assessment foreclosures under G.S. ~~105-394~~ 47-108.25 and G.S. ~~105-414~~ 105-374, the first endorsement may be made at any time within two years after the issuance of the original summons, and subsequent endorsements may thereafter be made as in other actions; or an alias or pluries summons may be sued out at any time within two years after the issuance of the original summons, and after the issuance of such alias or pluries summons, the chain of summonses may be kept up as in any other action.

Provided, further, the methods of extension may be used interchangeably in any case and regardless of the form of the preceding extension.'.

(g) G.S. 45-21.16(f) reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 590

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

S590-ARJ-001

'(f) Waiver of the right to notice and hearing provided herein shall not be permitted except as set forth herein. In any case in which the original principal amount of indebtedness secured was one hundred thousand dollars ($100,000), or more, any person entitled to notice and hearing may waive after default the right to notice and hearing by written instrument signed and duly acknowledged by such party. In all other cases, at any time subsequent to service of the notice of hearing provided above, the clerk, upon the request of the mortgagee or trustee, shall mail to all other parties entitled to notice of such hearing a form by which such parties may waive their rights to the hearing. Upon the return of the forms to the clerk bearing the signatures of each such party and that of a witness to each such party's signature (which witness shall not be an agent or employee of the mortgagee or trustee), the clerk in his discretion may dispense with the necessity of a hearing and proceed to issue the order authorizing sale as set forth above.'.

(h) G.S. 47C-1-102 reads as rewritten:

'(a) This chapter applies to all condominiums created within this State after October 1, 1986. Sections 47C-1-105 (Separate Titles and Taxation), 47C-1-106 (Applicability of Local Ordinances, Regulations, and Building Codes), 47C-1-107 (Eminent Domain), 47C-2-103 (Construction and Validity of Declaration and Bylaws), 47C-2-104 (Description of Units), 47C-3-102(a)(1) through (6) and (11) through (16) (Powers of Unit Owners' Association), 47C-3-107A (Charges for Late Payment, Fines), 47C-3-111 (Tort and Contract Liability), 47C-3-112 (Conveyance or Encumbrance of Common Elements), 47C-3-116 (Lien for Assessments), 47C-3-118 (Association Records), and 47C-4-117 (Effect of Violation on Rights of Action; Attorney's Fees), and G.S. 47C-1-103 (Definitions), to the extent necessary in construing any of those sections, apply to all condominiums created in this State on or before October 1, 1986; but those sections apply only with respect to events and circumstances occurring after October 1, 1986 and do not invalidate existing provisions of the declarations, bylaws, or plats or plans of those condominiums.

(b) The provisions of Chapter 47A, the Unit Ownership Act, do not apply to condominiums created after October 1, 1986 and do not invalidate any amendment to the declaration, bylaws, and plats and plans of any condominium created on or before October 1, 1986 if the amendment would be permitted by this chapter. The amendment must be adopted in conformity with the procedures and requirements specified by those instruments and by Chapter 47A, the Unit Ownership Act. If the amendment grants to any person any rights, powers, or privileges permitted by this chapter, all correlative obligations, liabilities, and restrictions in this chapter also apply to that person.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 590

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

S590-ARJ-001

(c) This chapter does not apply to condominiums or units located outside this State, but the public offering statement provisions (G.S. 47C-4-102 through 47C-4-108) apply to all contracts for the dispositions thereof signed in this State by any party unless exempt under G.S. 47C-4-101(b).'.

(i) G.S. 65-47 reads as rewritten:'(a) The provisions of this Article shall apply to all persons engaged in the business of operating a cemetery as defined herein, except cemeteries owned and operated by governmental agencies or churches.

(b) Any cemetery beneficially owned and operated by a fraternal organization or its corporate agent for at least 50 years prior to September 1, 1975, shall be exempt from the provisions of Article 9 of this Chapter.

(c) The provisions of this Article shall not apply to persons licensed under ~~G.S. 65-36.1 through 65-36.8 when performing services or selling items for which a license is required under G.S. 65-36.1 through 65-36.8~~ Article 13D of Chapter 90 of the General Statutes when engaging in activities for which a license is required under the article.'.

(j) G.S. 65-66(a) reads as rewritten:

'(a) It shall be deemed contrary to public policy if any person or legal entity receives, holds, controls or manages funds or proceeds received from the sale of, or from a contract to sell, personal property or services which may be used in a cemetery in connection with the burial of or the commemoration of the memory of a deceased human being, where payments for the same are made either outright or on an installment basis prior to the demise of the person or persons so purchasing them or for whom they are so purchased, unless such person or legal entity holds, controls or manages said funds, subject to the limitations and regulations prescribed in this section. This section shall apply to all cemetery companies or other legal entities that offer for sale or sell personal property or services which may be used in a cemetery in connection with the burial of, or the commemoration of the memory of, a deceased human being, but shall exclude persons holding a certificate license under ~~G.S. 90-210.30 through 90-210.37~~ Article 13D of Chapter 90 of the General Statutes.'.

(k) G.S. 65-66(k) reads as rewritten:

'(k) Nothing in ~~G.S. 65-66 and subsections thereunder~~ this section shall apply to persons or legal entities holding licenses or certificates ~~under G.S. 90-210.30 through 90-210.37 when performing services or selling items authorised by said sections~~ under Article

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 590

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

S590-ARJ-001

13D of Chapter 90 of the General Statutes when engaging in activities for which a license is required under that article.'.

(1) G.S. 131E-23(a)(36) reads as rewritten:

'(36) To sell a hospital facility pursuant to G.S. 131E-8 or G.S. 131E-13; and'".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/15/95 FAILED _____ TABLED _____

90-3 ev
5 Weeks

NORTH CAROLINA

EV

HOUSE OF REPRESENTATIVES

ROLL CALL

1720
LEGISLATIVE DAY 105
S590 HCS #2
READING 2

7/26/95
4:58 PM
IN CHAIR: SPEAKER

1995 TECHNICAL CORRECTIONS

AYES - 105

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

NOES - 2

RAMSEY	SUTTON

EXCUSED ABSENCE - 6

ESPOSITO	MILLER, K.	WAINWRIGHT	WOOD
HOLMES	ROBINSON, G.		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CLARY	HUNT	WRIGHT
CHURCH	CREECH	LEMMOND	

S590 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1486/7-- 2:37 PM JULY 28, 1995 LEGISLATIVE DAY 108

LT. GOVERNOR WICKER -- Presiding

HARTSELL
1995 TECHNICAL CORRECTIONS
HOUSE COM SUB NO.2/4TH EDITION

SENATE BILL 590

MOTION 8
TO CONCUR

AYE	45	ALBERTSON	DANNELLY	KINCAID	PERDUE
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SAWYER
		BASNIGHT	FOXX	MARTIN R.	SHAW
		BLACKMON	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER			
NO	0				
EXCUSED	0				
NOT CAST	2	KERR	SHERRON		
ABSENT	3	FORRESTER	PLEXICO	SMITH	
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S D

FILED - SENATE
S 591
APR 4 1995
PRINCIPAL CLERK

SENATE DRS6560-LT072(3.7)

Short Title: Insurance Continuing Ed. (Public)

Sponsors: Senator Kincaid.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT INSURANCE AGENTS AND BROKERS WHO HAVE BEEN LICENSED FOR THREE YEARS OR MORE MUST COMPLY WITH CONTINUING EDUCATION REQUIREMENTS EVERY TWO YEARS RATHER THAN ONCE A YEAR.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-33-130 reads as rewritten:

"**§ 58-33-130. Continuing education program for licensees.**

(a) The Commissioner may adopt rules to provide for a program of continuing education requirements for the purpose of enhancing the professional competence and professional responsibility of adjusters and motor vehicle damage appraisers. The rules may include criteria for:

(1) The content of continuing education courses;
(2) Accreditation of continuing education sponsors and programs;
(3) Accreditation of videotape or other audiovisual programs;
(4) Computation of credit;
(5) Special cases and exemptions;
(6) General compliance procedures; and
(7) Sanctions for noncompliance.

(b) The Commissioner may adopt rules to provide for the continuing professional education of all agents and brokers, including fraternal field marketers, but excluding limited representatives. In adopting the rules, the Commissioner may use the same criteria as specified in subsection (a) of this ~~section~~ section. Agents and brokers who have been licensed pursuant to this Article less than three years shall be required to comply with continuing professional education requirements every year, and agents

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED SENATE
S 592 APR 4 1995
PRINCIPAL CLERK

S D

SENATE DRS1609-LL(3.30)

Short Title: Fayetteville Fair Housing Amendments. (Local)

Sponsors: Senators Edwards and Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE PROVISIONS OF THE CHARTER OF THE CITY OF FAYETTEVILLE CONCERNING FAIR HOUSING.

The General Assembly of North Carolina enacts:

Section 1. Article 8 of the Charter of the City of Fayetteville, being Chapter 557, Session Laws of 1979, as enacted by Chapter 355 of the Session Laws of 1989, reads as rewritten:

"Article 8. Fair Housing.

"Sec. 8.30. **Equal housing.** The City Council shall have the power to adopt ordinances prohibiting discrimination in real estate transactions on the basis of race, color, sex, religion, handicap, familial status, or national ~~origin. Such ordinances may~~

~~(1) Regulate or prohibit any act, practice, activity, or procedure related, directly or indirectly, to the sale or rental of public or private housing, which affects or may tend to affect the availability or desirability of housing on an equal basis to all persons;~~

~~(2) Provide that violations constitute a criminal offense;~~

~~(3) Subject the offender to civil penalties;~~

~~(4) Provide that the City may enforce the ordinances by application to the Superior General Court of Justice for appropriate legal and equitable remedies, including but not limited to mandatory and prohibitory injunctions and orders of abatement, attorney's fees and punitive damages, and the court shall have jurisdiction to grant such remedies.~~

origin in the sale, rental, or advertising of dwellings, in the provision of brokerage services, or in the availability of residential real estate related transactions. Such ordinances may regulate or prohibit any act, practice, activity, or procedure related

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 593 APR 5 1995
PRINCIPAL CLERK

S D

SENATE DRSA554-LT093(3.22)

Short Title: Funeral Contract Investments. (Public)

Sponsors: Senators Conder, Plyler, and Kincaid.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW ALTERNATIVE INVESTMENTS OF IRREVOCABLE PRENEED FUNERAL CONTRACT FUNDS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-210.61(d) reads as rewritten:

"(d) Funds deposited in trust under a revocable standard preneed funeral contract may, with the written permission of the preneed funeral contract purchaser, be withdrawn by the trustee and used to purchase a prearrangement insurance policy. Funds deposited in trust under an irrevocable preneed funeral contract may, with the written permission of the preneed funeral contract purchaser, be transferred by the trustee for the purchase of a prearrangement insurance policy; provided that the prearrangement insurance policy coverage is greater than or equal to the amount of the transferred funds and that, within 30 days after the transfer, the preneed licensee provides the Board and the preneed funeral contract purchaser with evidence of the purchase of the prearrangement insurance policy and with the name and address of the transferee insurance company. Except as provided in this subsection, no funds deposited in trust in a financial institution pursuant to this Article shall be withdrawn by the trustee to purchase a prearrangement insurance policy."

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

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE May 10, 1995

S. B. No. 593 Amendment No. 1 (one)
(a) (to be filled in by Principal Clerk)

Rep.)
) McDaniel
Sen.)

moves to amend the bill on page 1, line 16

by adding a new sentence after the word "company." as follows:
"The prearrangement insurance policy must be a single premium prearrangement insurance policy."

SIGNED _____

ADOPTED BY THE COMMITTEE ON PENSIONS & RETIREMENT/INSURANCE/STATE PERSONNEL

ADOPTED 5-11-95 FAILED _____ TABLED _____

(V)

GA-33-A PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE May 10, 1995

S. B. No. 593 (b) Amendment No. 2 (two)

(to be filled in by Principal Clerk)

Rep.)
) Odom
Sen.)

moves to amend the bill on page 1, line _____

by adding after Amendment #1 the following:

"The Commissioner of Insurance and the N.C. Board of Mortuary Science shall adopt guidelines to be followed in ensuring that the consumers are properly informed and protected."

SIGNED _____

ADOPTED BY THE COMMITTEE ON PENSIONS & RETIREMENT/INSURANCE/STATE PERSONNEL

ADOPTED 5-11-95 (V) FAILED _____ TABLED _____

GA-33-A PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

S. B. No. 593

COMMITTEE SUBSTITUTE _____

DATE 5/11/95

Amendment No. 3 (three)
(to be filled in by Principal Clerk)

Rep.)
) Conder
Sen.)

1 moves to amend the bill on page 1, line 14
2 ( ) WHICH CHANGES THE TITLE
3 by inserting before the word "provides",
4 the following phrase to read:
5
6 [redacted] " pays to the Board a fee
7 not to exceed two dollars ($2.00) and "
8
9
10
11
12
13
14
15
16
17
18
19

SIGNED Conder

ADOPTED 5-11-95 (44-2) FAILED _____ TABLED _____

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

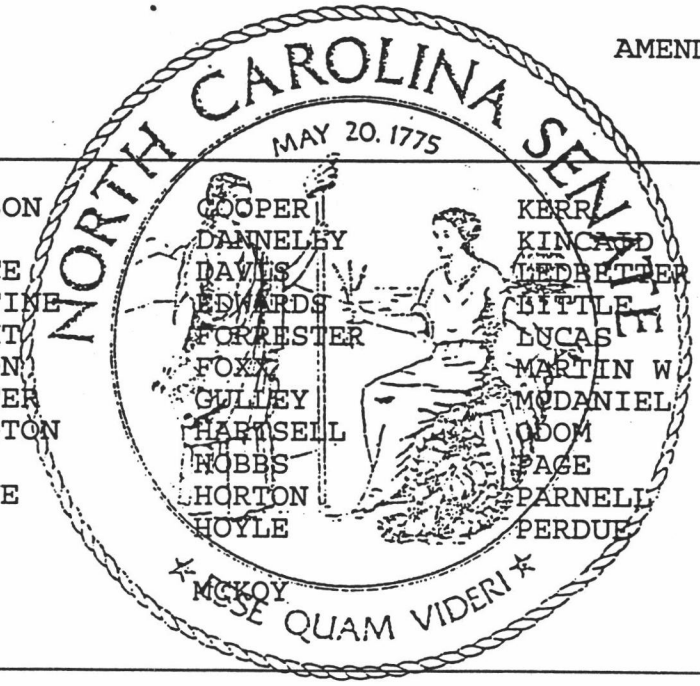
SEQ. 683/23--12:22 PM MAY 11, 1995 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

CONDER
FUNERAL CONTRACT INVESTMENTS

SENATE BILL 593

AMEND 3



AYE	44	ALBERTSON	COOPER	KERR	PLEXICO
		ALLRAN	DANNELLY	KINCAID	PLYLER
		BALLANCE	DAVIS	LEDBETTER	RAND
		BALLANTINE	EDWARDS	LITTLE	SHAW
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN W	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HOBBS	PAGE	WARREN
		COCHRANE	HORTON	PARNELL	WEBSTER
		CONDER	HOYLE	PERDUE	WINNER
NO	2	EAST	MCKOY		
EXCUSED	1	JORDAN			
NOT CAST	0				
ABSENT	3	MARTIN R.	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 594 APR 5 1995

PRINCIPAL CLERK

S D

SENATE DRS9560-LD091(3.7)

Short Title: Worker's Comp. Mediation Sunset. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE SUNSET FOR THE MEDIATION PROGRAM FOR THE INDUSTRIAL COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Section 5 of Chapter 399 of the 1993 Session Laws reads as rewritten:

"Sec. 5. Section 3 of this act is effective upon ratification. Sections 1, 2, and 4 of this act become effective October 1, 1993, only if the General Assembly appropriates funds to implement the purpose of these sections, ~~expire June 30, 1995,~~ and apply to claims pending on or filed after the effective date."

Sec. 2. Section 5.4 of Chapter 679 of the 1993 Session Laws is repealed.

Sec. 3. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 895/17-- 2:17 PM JUNE 8, 1995 LEGISLATIVE DAY 78

SENATOR BASNIGHT -- Presiding

COOPER
WORKER'S COMP. MEDIATION SUNSET

SENATE BILL 594
READING 2

AYE	48	ALBERTSON	DANNELLY	KINCAID	PLEXICO
		ALLRAN	DAVIS	LEDBETTER	PLYLER
		BALLANCE	EAST	LITTLE	RAND
		BALLANTINE	EDWARDS	LUCAS	SHAW
		BASNIGHT	FORRESTER	MARTIN R.	SHERRON
		BLACKMON	FOXX	MARTIN W.	SIMPSON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	HOBBS	SAWYER		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA STATE
MAY 20. 1775
ESSE QUAM VIDERI

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 595 APR 5 1995
PRINCIPAL CLERK

S D

SENATE DRS1610-LD102(3.10)

Short Title: Lead Abatement Certification. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH CERTIFICATION FOR PERSONS PERFORMING LEAD ABATEMENT.

The General Assembly of North Carolina enacts:

Section 1. Chapter 130A of the General Statutes is amended by adding a new Article to read:

"ARTICLE 21.

"Lead Hazard Management Program.

"§ 130A-470. Definitions.

As used in this Article:

(1) 'Lead abatement' means a set of measures designed to identify or eliminate lead-based paint and lead-based paint hazards that includes only the following:

a. Abatements ordered by the Department pursuant to G.S. 130A-131.5;

b. Abatements funded by the Department of Commerce and the North Carolina Housing Finance Agency;

c. Abatements for which there is a written contract stating that an individual or firm will be conducting activities in or to a dwelling unit that will eliminate lead-based paint hazards;

d. Abatements performed by persons who, through their company name, promotional literature, or otherwise, advertise or hold themselves out to be lead abatement professionals;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 596 APR 5 1995
PRINCIPAL CLERK

S D

SENATE DRS9566-LF183(4.3)

Short Title: NCSU Forestry Geneticist Funds. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A FORESTRY GENETICIST POSITION AT NORTH CAROLINA STATE UNIVERSITY, COLLEGE OF FOREST RESOURCES.

Whereas North Carolina has 2,400 Christmas tree growers with 30,000 acres currently in production, harvesting 5,500,000 trees annually, with a total value of $165,000,000; and

Whereas, the Christmas tree industry has created 2,300 full-time jobs and 16,100 seasonal jobs in rural areas where employment opportunities in other industries are limited; and

Whereas, in 1992, North Carolina Christmas tree sales represented approximately 14% of the national market, to grow to 25% if the production of high quality trees can be produced profitably; and

Whereas, the key to the production of high quality, high value Christmas trees is the use of the best genetic stock available; and

Whereas, the work to produce this stock requires the full-time, long-range work of a trained forestry geneticist; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of two hundred thousand dollars ($200,000) for the 1995-96 fiscal year and the sum of two hundred thousand dollars ($200,000) for the 1996-97 fiscal year for the Cooperative Extension Service at North Carolina State University to establish and maintain a forestry geneticist position, technician, graduate student, and support dedicated to the development and use of the best genetic stock from the North Carolina Christmas tree industry.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 597 APR 5 1995
PRINCIPAL CLERK

S D

SENATE DRS3582-LH153(3.15)

Short Title: Drug Trafficking Conspiracy. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A DEFENDANT WHO IS CONVICTED OF A DRUG TRAFFICKING CONSPIRACY IS NOT ELIGIBLE FOR INTERMEDIATE SANCTIONS UNDER THE STRUCTURED SENTENCING ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1340.13(h) reads as rewritten:

"(h) Exceptions When Extraordinary Mitigation Shall Not Be Used. -- The court shall not impose an intermediate sanction pursuant to subsection (g) of this section if:

(1) The offense is a Class A or Class B1 felony;

(2) The offense is a drug trafficking offense under ~~G.S. 90-95(h);~~ G.S. 90-95(h) or a drug trafficking conspiracy offense under G.S. 90-95(i); or

(3) The defendant has five or more points as determined by G.S. 15A-1340.14."

Sec. 2. This act becomes effective December 1, 1995, and applies to offenses committed on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 612/28-- 5:18 PM MAY 10, 1995 LEGISLATIVE DAY 61

SENATOR BASNIGHT -- Presiding

KERR
DRUG TRAFFICKING CONSPIRACY

SENATE BILL 597
READING 2



AYE	46	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANTINE	FORRESTER	LUCAS	RAND
		BASNIGHT	FOXX	MARTIN R	SHAW
		BLACKMON	GULLEY	MARTIN W	SHERRON
		CARPENTER	HARTSELL	MCDANIEL	SIMPSON
		CARRINGTON	HOBBS	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY	KINCAID		
NO	1	BALLANCE			

EXCUSED	0		
NOT CAST	1	SAWYER	
ABSENT	2	EDWARDS	SMITH
PAIRS	0		
AYE			
NO			

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1363
LEGISLATIVE DAY 91
S597
READING 2

6/30/95
2:04 PM
IN CHAIR: SPEAKER

DRUG TRAFFICKING CONSPIRACY

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL	DECKER	WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	BROWN, J.	LINNEY	RAMSEY
BARNES	CUNNINGHAM	MCCOMBS	WILSON, C.
BOWEN			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE

S 598 APR 3 1995

PRINCIPAL CLERK

S D

SENATE DRS3562-LE093A(3.10)

Short Title: Scotland County Local Act - 1. (Local)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENACT LOCAL LEGISLATION FOR SCOTLAND COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1094/8-- 4:06 PM | JUNE 27, 1995 | LEGISLATIVE DAY 88

LT. GOVERNOR WICKER -- Presiding

PLYLER
SCOTLAND COUNTY FIRE DISTRICTS
COM SUB/2ND EDITION

SENATE BILL 598
READING 2

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

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1127/4-- 1:52 PM | JUNE 29, 1995 | LEGISLATIVE DAY 90

LT. GOVERNOR WICKER -- Presiding

PLYLER
SCOTLAND COUNTY FIRE DISTRICTS
COM SUB/2ND EDITION

SENATE BILL 598
READING 2

AFTER RECONSIDERATION

AFTER RECONSIDERATION

AYE	41	ALBERTSON	EAST	KINCAID	PLYLER
		BALLANCE	EDWARDS	LEDBETTER	RAND
		BLACKMON	FORRESTER	LITTLE	SAWYER
		CARPENTER	GULLEY	LUCAS	SHAW
		CARRINGTON	HARTSELL	MARTIN R.	SHERRON
		CLARK	HOBBS	MARTIN W.	SIMPSON
		COCHRANE	HORTON	ODOM	SOLES
		CONDER	HOYLE	PARNELL	SPEED
		COOPER	JORDAN	PERDUE	WARREN
		DANNELLY	KERR	PLEXICO	WINNER
		DAVIS			
NO	5	BALLANTINE	MCDANIEL	PAGE	WEBSTER
		FOXX			
EXCUSED	0				
NOT CAST	3	ALLRAN	BASNIGHT	MCKOY	
ABSENT	1	SMITH			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION

SEQ. 1158/8-- 9:58 AM JUNE 30, 1995 LEGISLATIVE DAY 91

LT. GOVERNOR WICKER -- Presiding

PLYLER
SCOTLAND COUNTY FIRE DISTRICTS
COM SUB/2ND EDITION

SENATE BILL 598
READING 3

AFTER RECONSIDERATION

AFTER RECONSIDERATION

AYE	41	ALBERTSON	DAVIS	LEDBETTER	PERDUE
		BALLANCE	FORRESTER	LITTLE	PLEXICO
		BASNIGHT	FOXX	LUCAS	PLYLER
		BLACKMON	GULLEY	MARTIN R.	RAND
		CARPENTER	HOBBS	MARTIN W.	SHAW
		CARRINGTON	HORTON	MCDANIEL	SIMPSON
		CLARK	HOYLE	MCKOY	SPEED
		COCHRANE	JORDAN	ODOM	WARREN
		CONDER	KERR	PAGE	WEBSTER
		COOPER	KINCAID	PARNELL	WINNER
		DANNELLY			
NO	2	BALLANTINE	EAST		
EXCUSED	0				
NOT CAST	4	ALLRAN	HARTSELL	SHERRON	SOLES
ABSENT	3	EDWARDS	SAWYER	SMITH	
PAIRS	0				
AYE					
NO					

S598

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2142
LEGISLATIVE DAY 135
SR12
READING 3

6/21/96
11:46 AM
IN CHAIR: RUSSELL

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 8

ALDRIDGE	BLUE	HUNT	ROBINSON, G.
BEALL	FOX	OLDHAM	WARNER

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GRAY	HUNTER, H.	MINER
BRASWELL	HOLMES	MILLER, K.	RUSSELL

[redacted] ROLL: H1307HCS H1378 H1390 H1422HCS H1138HCS H1098
S282 S662 SCS S580 S1389 S598SCS S1244HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
APR 3 1995
PRINCIPAL CLERK

S

S 599

D

SENATE DRS3581*-LR087(3.9)

Short Title: Scotland County Local Act. (Local)

Sponsors: Senators Plyler and Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO THE COUNTY OF SCOTLAND.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Scotland County only.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

FILED - SENATE
S 600 APR 5 1995
PRINCIPAL CLERK

S D

SENATE DRSA555-LB322(3.29)

Short Title: Stanly Comm. Staggered Terms. (Local)

Sponsors: Senators Plyler and Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE STAGGERED FOUR-YEAR TERMS FOR MEMBERS OF THE STANLY COUNTY BOARD OF COMMISSIONERS.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 667 of the Session Laws of 1957 is rewritten to read:

"Section 1. The Stanly County Board of Commissioners consists of five members elected by the qualified voters of that county. In 1998, five members shall be elected. The three persons receiving the highest numbers of votes are elected to four-year terms and the two persons receiving the next highest numbers of votes are elected to two-year terms. In 2000 and quadrennially thereafter, two persons are elected to four-year terms. In 2002 and quadrennially thereafter, three persons are elected to four-year terms. Terms begin on the first Monday in December of the year of election and continue until successors are elected and qualify."

Sec. 2. This act does not affect the terms of office of persons elected to the Stanly County Board of Commissioners in 1994 for four-year terms.

Sec. 3. This act is effective upon ratification.