# HOUSE & SENATE BILLS

# 1996 1<sup>st</sup> EXTRA SESSION

February 21, 1996

## GENERAL ASSEMBLY OF NORTH CAROLINA FILED

**EXTRA SESSION 1996** 

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HOUSE PRINCIPAL CLERK

## HOUSE RESOLUTION DRHR5180-LB389C(1.23)

Sponsors: Representative Morgan.

Referred to:

1 A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 1996 2 EXTRA SESSION OF THE NORTH CAROLINA HOUSE OF 3 REPRESENTATIVES.

4 Be it resolved by the House of Representatives:

Section 1. The permanent rules of the 1995 Regular Session of the House of Representatives, with the following amendments, are adopted as the permanent rules of the 1996 Extra Session:

- (1) Notwithstanding Rule 27, the standing committees of the House are:
  - a. Finance; and
  - b. Rules, Calendar, and Operations of the House.
- (2) Notwithstanding Rule 31(a), all bills and resolutions shall be introduced by submitting same to the Principal Clerk's office.
- Notwithstanding Rule 31(g), the only resolutions that may be (3) introduced or considered in the House are resolutions adjourning the Extra Session sine die. All bills shall be excluded from introduction or consideration in the House, other than those requested by the Governor's Proclamation dated January 25, 1996, convening the Extra Session: to enact changes to the Employment Security Law that would implement a zero tax rate for all employers with a positive unemployment insurance tax rate, allow employers with negative tax rates to qualify for the zero tax rate by prepaying taxes, and reduce the assigned rate for new employers from one and eight-tenths percent (1.8%) to one and two-tenths percent (1.2%) and let those employers qualify sooner for a lower Such bill may also include provisions authorizing the rate.

NORTH CAROLINA

Extra Session

HOUSE OF REPRESENTATIVE

2/21/96 10:04 AM

IN CHAIR: SPEAKER

ISLATIVE DAY 1

# 1820

Quorum Call

AYES - 112 W

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

NOES - 2

DECKER

FITCH

LEE

BLUE

EXCUSED ABSENCE - 1

EXCUSED VOTE - 0

NOT VOTING - 5 4 5W

COCKLEREECE HUNTER, H.

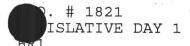
SHAW

WOOD

Rep. Show neguests to be recorded as voting "age". Speaker so orders.



Extra Session



HOUSE OF REPRESENTATIVES

2/21/96 10:06 AM

IN CHAIR: SPEAKER

MOTION #12 - to adopt

AYES	-	92

		11110	, ,	
SPEAKER	CULP		HUNT	PATE
ALDRIDGE	CULPEPPER		HURLEY	PRESTON
ALEXANDER	CUMMINGS		IVES	PULLEY
ALLRED	DAUGHTRY		JUSTUS	RAYFIELD
ARNOLD	DAVIS		KISER	REYNOLDS
BAKER	DECKER		LEMMOND	RICHARDSON
BARBEE	DICKSON		LINNEY	ROBINSON, G.
BERRY	DOCKHAM		LOCKE	ROBINSON, J.
BOWEN	EDDINS		MCALLISTER	ROGERS
BOWIE	EDWARDS		MCCOMAS	RUSSELL
BOYD-MCINTYRE	ELLIS		MCCOMBS	SEXTON
BRAWLEY	ESPOSITO		MCLAUGHLIN	SHARPE
BROWN, J.	FOX		MCMAHAN	SHAW
BROWN, W.	GAMBLE		MERCER	SHERRILL
BUCHANAN	GARDNER		MILLER, G.	SHUBERT
CANSLER	GRADY		MILLER, K.	TALLENT
CAPPS	GRAY		MINER	THOMPSON
CARPENTER	HACKNEY		MITCHELL	WARNER
CHURCH	HAYES		MORGAN	WATSON
CLARY	HIATT		NEELY	WEATHERLY
COCKLEREECE	HILL		NICHOLS NYE	WILKINS
CRAWFORD	HOLMES		NYE	WILSON, C.
CREECH	HOWARD		OWENS	WILSON, G.
		ATOTIC	0.5	

NOES - 25

ADAMS	EASTERLING	LUEBKE	SUTTON
BARNES	FITCH	MCCRARY	TOLSON
BEALL	HENSLEY	MICHAUX	WAINWRIGHT
BLACK	HIGHTOWER	OLDHAM	WOMBLE
BRASWELL	HUNTER, R.	RAMSEY	WRIGHT
CUNNINGHAM	LEE	REDWINE	YONGUE
EARLE			

EXCUSED ABSENCE - 1

BLUE

EXCUSED VOTE - 0

NOT VOTING - 2

HUNTER, H.

WOOD

## GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

## **EXTRA SESSION 1996**

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HOUSE PRINCIPAL CLERED

## HOUSE DRH4198\*-LC289H(1.1)

Short Title:	Reduce Unemployment Tax	res. (Public)
Sponsors:	Representatives C. Wilson	and Daughtry (Co-Sponsors).
Referred to:		
	A BILL TO	BE ENTITLED
AN ACT	TO IMPLEMENT A ZER	O UNEMPLOYMENT INSURANCE TAX
RATE F	OR 1996 FOR ALL EMPL	OYERS WITH A POSITIVE EXPERIENCE
RATING	, ALLOW EMPLOYERS W	ITH A NEGATIVE RATING TO QUALIFY
FOR TH	E ZERO RATE BY PREPA	YING TAXES, REDUCE THE RATE FOR
NEW EM	IPLOYERS FROM ONE A	ND EIGHT-TENTHS PERCENT TO ONE
AND TW	O-TENTHS PERCENT, A	LLOW NEW EMPLOYERS TO QUALIFY
SOONER	FOR REDUCED RATE	S, AND AUTHORIZE A LEGISLATIVE
	CH COMMISSION STUDY	
The General	Assembly of North Carolina	enacts:
	Section 1. G.S. 96-9(b)(1) re	ads as rewritten:
	an employer is a nore	e standard beginning rate of contributions for
	a calendar year for e	entage of wages paid by the employer during
	rate is determined in a	mployment occurring during that year. The coordance with the following table:
	Percentage	Date After Which Employment Occurs
	2.25%	December 31, 1986
	1.8	December 31, <del>1993.</del> <u>1993</u>
	1.2	December 31, 1995"
5	Sec. 2. G.S. 96-9(b)(2) reads	
	'(2) Experience Rating	
		for Rate Reduction No employer's
	contribution rat	e shall be reduced below the standard rate
	for any calenda	r year <del>unless and until his</del> <u>until its</u> account
	has been charge	Pable with henefits throughout more than 12



## GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

#### **EXTRA SESSION 1996**

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HOUSE PRINCIPAL CLERKD

## HOUSE JOINT RESOLUTION DRHJR5181-LB390A(1.23)

Sponsors: Representative Morgan.

Referred to:

- 1 A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE
- 2 1996 EXTRA SESSION.
- 3 Be it resolved by the House of Representatives, the Senate concurring:
- 4 Section 1. When the House of Representatives and the Senate,
- 5 constituting the 1996 Extra Session of the General Assembly, do adjourn on
- 6 Wednesday, February 21, 1996, they stand adjourned sine die.
- Sec. 2. This resolution is effective upon ratification.

EXTRA SESSION

# 1823 SLATIVE DAY 1

READING 2 MORGAN

HOUSE OF

2/21/96 11:52 AM

IN CHAIR: SPEAKER

ADJOURNMENT SINE DIE

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

NOES - 0

EXCUSED ABSENCE - 1

BLUE

EXCUSED VOTE - 0

NOT VOTING - ∓ ≠

DAVIS

WATSON

FOX

THOMPSON

Keps. Fox, flustus and Thompson are recorded as noting "age" by order of Apeaker. Reps. H. Hunter, Shuhert and Watser are also recorded as voting "age" Whehe on order of Apeaker.

HJR3

### RECORDED VOTE

1995 SESSION EXTRA SESSION 1996

SEQ. 5/5	12:	:08 PM	FEBRUARY 21,	1996	LEGISL	ATIVE DAY	1
		LT. GOVERNOR	WICKER	Presidi	ing		
MORGAN ADJOURNME	NT RE	ESOLUTION			JSE RES. ADING	3 2	
****			FROL	MINI			
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	DAVISY 20 EAST SEDWARDS FORRESTER FOXX GULLEY HARTSELL HOBBS HORTON HOYLE JORDAN KERR	KINCAID LEDBETTE LITTLE LUCAS MARTIN E MARTIN W MCDANIEI MCKOY ODOM PAGE PARNELL PERDUE	R. V.	PLEXICO PLYLER RAND SAWYER SHAW SHERRON SIMPSON SMITH SOLES SPEED WARREN WINNER	
NO	0		NALLY QUAM	VIDER			
EXCUSED	0						
NOT CAST	1	WEBSTER					
ABSENT	0						
PAIRS AYE	0						

NO

# GENERAL ASSEMBLY OF NORTH CAROLINA

FEB 2 1 '96

#### **EXTRA SESSION 1996**

PRINCIPAL CLERK

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## SENATE RESOLUTION DRSR5668-LB39(1.23)

Sponsors:	Senator Rand.	·		
Referred to:				

- 1 A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE EXTRA SESSION, FEBRUARY 1996, OF THE GENERAL
- 3 ASSEMBLY.
- 4 Be it resolved by the Senate:
- Section 1. The permanent rules of the 1995 Regular Session, with the 6 following amendments, are the rules governing the Extra Session, February 1996, of 7 the General Assembly:
- 8 Rule 40. Introduction of bills.
- Every bill introduced shall contain on the outside cover the title of the document 10 and the name of the Senator or Senators presenting it. Bills shall be delivered by the 11 primary sponsor of the document to the Senate Principal Clerk who shall receive, 12 number, and present said bill to the Senate for first reading.
- 13 Rule 40.1. Limitation on resolutions and bills.
- The only resolutions that may be introduced or considered in the Senate are 15 resolutions adjourning the Extra Session sine die. All bills shall be excluded from 16 introduction or consideration in the Senate, other than those requested by the 17 Governor's Proclamation dated January 25, 1996, convening the Extra Session: to 18 enact changes to the Employment Security Law that would implement a zero tax rate 19 for all employers with a positive unemployment insurance tax rate, allow employers 20 with negative tax rates to qualify for the zero tax rate by prepaying taxes, and reduce 21 the assigned rate for new employers from one and eight-tenths percent (1.8%) to one 22 and two-tenths percent (1.2%) and let those employers qualify sooner for a lower Such bill may also include provisions authorizing the Legislative Research
- 24 Commission to study issues relating to the State's Employment Security Law, Chapter
- 25 96 of the General Statutes.
- 26 Rule 41. (Reserved)

#### RECORDED VOTE

1995 SESSION EXTRA SESSION 1996

1996

FEBRUARY 21, 1996 LEGISLATIVE DAY 1

LT. GOVERNOR WICKER

-- Presiding

QUORUM CALL

AYE NO

SEQ. 2/2--10:10 AM

		FEROLINI
AYE	50	ALBERTSON DAVISY 20 775 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 SMITH CARRINGTON HOBBS ODOM SOLES CLARK HORTON PAGE SPEED COCHRANE HOYLE PARNELL WARREN CONDER JORDAN PERDUE WEBSTER COOPER KERR PLEXICO WINNER
NO	0	CO QUAM VIDENT
EXCUSED	0	
NOT CAST	0	
ABSENT	0	
PAIRS	0	

#### RECORDED VOTE

1995 SESSION EXTRA SESSION 1996

SEQ. 3/3	10:	12 AM	FEBRUARY 21, 1	996	LEGISLATIVE DAY	1
RAND SENATE RUI	LES	LT. GOVERNO	R WICKER	Presidin	g TE RES. 1	
		·	E ROLII	MOTIO A		
AYE	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON	DAVISY 20.1775 EAST EDWARDS FORRESTER FOXX GULLEY	LEDBETTER LAFTLE LUCAS MARTIN R. MARTIN W. MCDANIEL	PLYLER RAND SAWYER SHAW SHERRON SIMPSON	
		CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	HARTSELL HOBBS HORTON HOYLE JORDAN KERR KINCAID	MCKOY ODOM PAGE PARNELL PERDUE PLEXICO	SMITH SOLES SPEED WARREN WEBSTER WINNER	
NO	0		Sec. QUAM VI			
EXCUSED	0					
NOT CAST	0					
ABSENT	0					
PAIRS AYE NO	0					

# GENERAL ASSEMBLY OF NORTH CAROLINA

#### **EXTRA SESSION 1996**

PRINCIPAL CLERR

S

#### SENATE DRS4657\*-LC289H(1.1)

	Short Title: Reduce Unemployment Taxes. (Public)
	Sponsors: Senators Kerr and Sherron.
	Referred to:
1	A DILL TO BE ENTITLED
1 2	A BILL TO BE ENTITLED AN ACT TO IMPLEMENT A ZERO UNEMPLOYMENT INSURANCE TAX
3	RATE FOR 1996 FOR ALL EMPLOYERS WITH A POSITIVE EXPERIENCE
4	RATING, ALLOW EMPLOYERS WITH A NEGATIVE RATING TO QUALIFY
5	FOR THE ZERO RATE BY PREPAYING TAXES, REDUCE THE RATE FOR
6	NEW EMPLOYERS FROM ONE AND EIGHT-TENTHS PERCENT TO ONE
7	AND TWO-TENTHS PERCENT, ALLOW NEW EMPLOYERS TO QUALIFY
8	SOONER FOR REDUCED RATES, AND AUTHORIZE A LEGISLATIVE
9	RESEARCH COMMISSION STUDY.
10	The General Assembly of North Carolina enacts:
11	Section 1. G.S. 96-9(b)(1) reads as rewritten:
12	"(1) <u>Beginning Rate</u> The standard beginning rate of contributions for
13	an employer is a percentage of wages paid by the employer during
14	a calendar year for employment occurring during that year. The
15	rate is determined in accordance with the following table:
16	Percentage Date After Which Employment Occurs
17 18	2.25% December 31, 1986
19	1.8 December 31, <del>1993.</del> <u>1993.</u>
20	1.2 <u>December 31, 1995</u> "
21	Sec. 2. G.S. 96-9(b)(2) reads as rewritten:  "(2) Experience Rating
22	· ·
23	a. <u>Waiting Period for Rate Reduction</u> No employer's contribution rate shall be reduced below the standard rate
24	for any calendar year unless and until his until its account
25	has been chargeable with benefits throughout more than 13
	has been chargeable with belieffes throughout more than 13

RECORDED VOTE

1995 SESSION EXTRA SESSION 1996

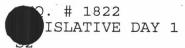
SEQ. 4/4	l10:	:49 AM	FEBRUARY 21,	1996 LE	EGISLATIVE DAY 1
		LT. GOVE	ERNOR WICKER	Presiding	
KERR REDUCE UN	1EMPLC	OYMENT TAXES		SENATE READING	
		×	ROLI		
AYE	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLACKMON CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DANNELLY	DAVISY 20.77 EAST EDWARDS 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		SCE QUAM V		
EXCUSED	0				
NOT CAST	0				
ABSENT	0				

PAIRS

AYE NO 0



EXTRA SESSION



READING 2

HOUSE O

2/21/96 11:49 AM

IN CHAIR: SPEAKER

REDUCE UNEMPLOYMENT TAXES

AILS	- 112	
	HUNT	F

	AIES	- 112	
SPEAKER	CULPEPPER	HUNTER, R.	PRESTON
ADAMS	CUMMINGS	HURLEY	PULLEY
ALDRIDGE	CUNNINGHAM	IVES	RAMSEY
ALEXANDER	DAUGHTRY	KISER	RAYFIELD
ALLRED	DAVIS	LEE	REDWINE
ARNOLD	DECKER	LEMMOND	REYNOLDS
BAKER	DICKSON	LINNEY	RICHARDSON
BARBEE	DOCKHAM	LOCKE	ROBINSON, G.
BARNES	EARLE	LUEBKE	ROBINSON, J.
BEALL	EASTERLING	MCALLISTER	ROGERS
BERRY	EDDINS	MCCOMAS	RUSSELL
BLACK	EDWARDS	MCCOMBS	SEXTON
BOWEN	ELLIS	MCCRARY	SHARPE
BOWIE	ESPOSITO	MCLAUGHLIN	SHAW
BOYD-MCINTYRE	FITCH	MCMAHAN	SHERRILL
BRASWELL	GAMBLE	MERCER	SUTTON
BROWN, J.	GARDNER	MICHAUX	TALLENT
BROWN, W.	GRADY	MILLER, G.	TOLSON
BUCHANAN	GRAY	MILLER, K.	WAINWRIGHT
CANSLER	HACKNEY	MINER	WARNER
CAPPS	HAYES	MITCHELL	WEATHERLY
CARPENTER	HENSLEY	MORGAN	WILKINS
CHURCH	HIATT	NEELY	WILSON, C.
CLARY	HIGHTOWER	NICHOLS	WILSON, G.
COCKLEREECE	HILL	NYE	WOMBLE
CRAWFORD	HOLMES	OLDHAM	WOOD
CREECH	HOWARD	OWENS	WRIGHT
CULP	HUNT	PATE	YONGUE

NOES - 1

BRAWLEY

EXCUSED ABSENCE - 1

BLUE

EXCUSED VOTE - 0

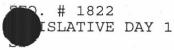
NOT VOTING - 6

FOX JUSTUS THOMPSON WATSON HUNTER, H. SHUBERT

E

NOBTH CAROLINA

EXTRA SESSION



READING 2

HOUSE OF REPRESENTATIVES

2/21/96 11:49 AM

IN CHAIR: SPEAKER

REDUCE UNEMPLOYMENT TAXES

118 H<del>S</del> Weeks

SPEAKER CULPEPPER ADAMS CUMMINGS ALDRIDGE CUNNINGHAM ALEXANDER DAUGHTRY ALLRED DAVIS ARNOLD DECKER BAKER DICKSON BARBEE DOCKHAM BARNES EARLE BEALL EASTERLING BERRY EDDINS BLACK **EDWARDS** BOWEN ELLIS BOWIE ESPOSITO **BOYD-MCINTYRE** FITCH BRASWELL GAMBLE BROWN, J. GARDNER BROWN, W. GRADY BUCHANAN GRAY CANSLER HACKNEY CAPPS HAYES CARPENTER HENSLEY CHURCH HIATT CLARY HIGHTOWER COCKLEREECE HILL CRAWFORD HOLMES

HUNTER, R. HURLEY **IVES** KISER LEE LEMMOND LINNEY LOCKE LUEBKE MCALLISTER MCCOMAS MCCOMBS MCCRARY MCLAUGHLIN **MCMAHAN** MERCER MICHAUX MILLER, G. MILLER, K. MINER MITCHELL MORGAN NEELY NICHOLS NYE

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

NOES - 1

BRAWLEY

CREECH

CULP

EXCUSED ABSENCE - 1

BLUE

EXCUSED VOTE - 0

NOT VOTING - 6 6

OLDHAM

OWENS

PATE

-FOX HUNTER, H. JUSTUS SHUBERT

HOWARD

HUNT

THOMPSON

WATSON

YONGUE

Reps. Fix, Justus and Thompson one recorded as noting "age" by order of Speaker. Reps. H. Hunter, Shukert and Watson are also recorded as "age" of Speaker.

S2