HOUSE BILLS

1996 2nd EXTRA SESSION

July 8 – August 3, 1996

H-0001

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED

0001 JUL 18 96

HOUSE PRINCIPAL CLERK

H D

HOUSE RESOLUTION DRHR4270-LB514(7.2)

Sponsors: Representative Morgan.

Referred to:

A HOUSE RESOLUTION ADOPTING THE PERMANENT RULES OF THE 1996 SECOND EXTRA SESSION OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES.

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 Second Extra Session:

(1) Notwithstanding Rule 27, the standing committees of the House are:

a. Appropriations;
b. Finance;
c. Pensions and Retirement; and
d. Rules, Calendar, and Operations of the House.

The Speaker may appoint select committees under Rule 26.

(2) Notwithstanding Rule 31(a), all bills and resolutions shall be introduced by submitting same to the Principal Clerk's office.

(3) Notwithstanding Rule 31(g), the only resolutions that may be introduced or considered in the House are resolutions adjourning the Second Extra Session sine die. All bills shall be excluded from introduction or consideration in the House, other than:

a. Bills generally revising the State Budget for fiscal year 1996-97;
b. Tax provisions considered in 1996 in House Bill 1059 (Pay Phone Sales Tax Exemption), House Bill 1079 (Repeal State Food Tax), House Bill 1093 (Reform Unconstitutional Tax Laws), House Bill 1165 (Incentives to Increase Charitable

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

~~H. B.~~ HR No. 1 (Extra Session #2) DATE 7-8-96

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

COMMITTEE SUBSTITUTE _____

Rep.) Luebke
) _____
~~Sen.~~)

1 moves to amend the bill on page 2, line 34-35
2 ( ) WHICH CHANGES THE TITLE
3 by _____
4 Placing a period after the
5 word House on Line 34,
6 _____
7 and removing the remainder
8 of that sentence.
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

SIGNED _____

ADOPTED _____ FAILED 7-8-96 TABLED _____
48-65 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. ~~R~~ No. 1 (Extra Session #2) DATE 7/8/96

S. B. No. _____ Amendment No. 2

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Morgan

Sen.)

1 moves to amend the bill on page 3, lines 10 & 16

2 ( ) WHICH CHANGES THE TITLE

3 by changing "shall" to "may"

4

5

6

7

9

10

11

12

13

14

15

16

17

18

19

SIGNED _____

ADOPTED 7-8-96 FAILED _____ TABLED _____

111-3 EV Switch

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0002 JUL 18 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8301-LBX

Short Title: Summerfield Corporate Limits. (Local)

Sponsors: Representative Decker.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDEFINE THE CORPORATE LIMITS OF THE TOWN OF SUMMERFIELD.

The General Assembly of North Carolina enacts:

Section 1. Section 2.1 of the Charter of the Town of Summerfield, being Chapter 426, Session Laws of 1995, reads as rewritten:

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

BEGINNING at the intersection of the ~~middle~~ western edge of United States Highway 220 and the ~~southern bank~~ middle of the Haw River: Thence in a generally western direction following the middle of the Haw River To the Bruce Township Line.

Thence south along the Bruce Township Line to the intersection with the corner of Guilford County Tax Map ACL-10-654, Block 1038, Lot 4.

Thence in a generally eastern direction along the northern boundary of Lot 4.

Thence in a generally southern direction along the eastern line of Lots 4 and 54, and Guilford County Tax Map ACL-10-654, Block 1037, Lots 14 and 15 to the intersection of the northern boundary of Lot 2.

Thence in a generally eastern direction along the northern boundary of Lot 2, and Guilford county Tax Map ACL-10-654, Block 984, Lot 6 and Lot 4 until reaching a point ~~in the middle~~ on the western edge of Belford Road.

Thence in a generally northern direction along the ~~center line~~ western edge of Belford Road to a point due west of the intersection of the southern corner of Guilford County Tax Map ACL-10-654, Block 983, Lot 33.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 2

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE July 11, 1996

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

Rep.)
) SANSLER
~~Sen.~~)

1 moves to amend the bill on page 3, line 40
2 ( ) WHICH CHANGES THE TITLE through page 4, line 42
3 by
4 underlining those lines, except for the quotation mark
5 at the end of line 42 on page 4.
6
7
8
9
10
11
12
13
14
15
16
17
18
19

SIGNED _____

ADOPTED 7/11/96 FAILED _____ TABLED _____

104-0 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2266
L[redacted]SLATIVE DAY 4
H2
READING 2
DECKER
AMEND #1 - committee amendment
SUMMERFIELD CORPORATE LIMITS

7/11/96
10:45 AM
IN CHAIR: SPEAKER

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	FITCH	HUNTER, R.	LINNEY
BARNES	GAMBLE	HURLEY	MCLAUGHLIN
CULPEPPER	HUNTER, H.	IVES	MINER
CUNNINGHAM			

EXTRA SESSION #2

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 2267
LEGISLATIVE DAY 4
READING 2
DECKER

7/11/96
10:50 AM
IN CHAIR: SPEAKER

SUMMERFIELD CORPORATE LIMITS

AYES - ~~95~~ 97 DWuhr

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

NOES - 14

ADAMS	EARLE	MCALLISTER	SUTTON
BLUE	EASTERLING	MICHAUX	WOMBLE
BOYD-MCINTYRE	GAMBLE	SHAW	WRIGHT
CUNNINGHAM	LEE		

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - ~~8~~ 6 DW

SPEAKER	FITCH	HUNT	MCLAUGHLIN
~~BOWIE~~	~~HOWARD~~	LINNEY	MINER

Reps. Bowie and Howard request to be recorded as voting "aye". Speaker so orders. DWuhr

H2

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

[redacted] # 2278
[redacted]SLATIVE DAY 5
SR5
READING 3

7/15/96
7:25 PM
IN CHAIR: SPEAKER

ROLL CALL

AYES - 93

ADAMS	EASTERLING	LEMMOND	RICHARDSON
ALDRIDGE	EDDINS	LOCKE	ROBINSON, J.
ALEXANDER	EDWARDS	LUEBKE	ROGERS
ALLRED	ELLIS	MCALLISTER	RUSSELL
ARNOLD	ESPOSITO	MCCOMBS	SEXTON
BAKER	FITCH	MCCRARY	SHARPE
BARNES	FOX	MCLAUGHLIN	SHAW
BEALL	GARDNER	MERCER	SHERRILL
BOWEN	GRAY	MICHAUX	SHUBERT
BOYD-MCINTYRE	HACKNEY	MILLER, G.	STEWART
BRASWELL	HAYES	MINER	SUTTON
BRAWLEY	HENSLEY	MITCHELL	THOMPSON
BROWN, J.	HIATT	MORGAN	TOLSON
BUCHANAN	HIGHTOWER	NEELY	WAINWRIGHT
CAPPS	HILL	NYE	WARNER
CHURCH	HOLMES	OLDHAM	WATSON
COCKLEREECE	HOWARD	OWENS	WEATHERLY
CULP	HUNTER, R.	PATE	WILKINS
CULPEPPER	HURLEY	PRESTON	WILSON, C.
CUMMINGS	IVES	PULLEY	WILSON, G.
DAUGHTRY	JUSTUS	RAMSEY	WOMBLE
DAVIS	KISER	RAYFIELD	WOOD
DECKER	LEE	REYNOLDS	YONGUE
EARLE			

NOES - 0

EXCUSED ABSENCE - ~~15~~ 16 DW

BERRY	CLARY	GAMBLE	NICHOLS
BLUE	CUNNINGHAM	MCCOMAS	REDWINE
CANSLER	DICKSON	MCMAHAN	WRIGHT
CARPENTER	DOCKHAM	MILLER, K.	ROBINSON, G. DW

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ 11 DW

SPEAKER	BOWIE	GRADY	LINNEY
BARBEE	CRAWFORD	HUNT	~~ROBINSON, G.~~ DW
BLACK	CREECH	HUNTER, H.	TALLENT

[redacted]RT ROLL: H2 H4 H5 H6 H15

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 41/7-- 4:46 PM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

DECKER
SUMMERFIELD CORPORATE LIMITS
2ND EDITION

HOUSE BILL 2
READING 2

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

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 45/2--10:38 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

DECKER
SUMMERFIELD CORPORATE LIMITS
2ND EDITION

HOUSE BILL 2
READING 3



AYE	47	ALBERTSON	COOPER	KINCAID	PLYLER
		ALLRAN	DANNELLY	LEDBETTER	RAND
		BALLANCE	DAVIS	LITTLE	SHAW
		BALLANTINE	EAST	LUCAS	SHERRON
		BASNIGHT	EDWARDS	MARTIN R.	SIMPSON
		BLACKMON	FORRESTER	MARTIN W.	SMITH
		BLUST	FOXX	MCDANIEL	SOLES
		CARPENTER	GULLEY	MCKOY	SPEED
		CARRINGTON	HORTON	ODOM	WARREN
		CLARK	HOYLE	PAGE	WEBSTER
		COCHRANE	JORDAN	PARNELL	WINNER
		CONDER	KERR	PLEXICO	
NO	0				
EXCUSED	0				
NOT CAST	3	HARTSELL	HOBBS	PERDUE	
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0003 JUL '8 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4277*-LCX336S

Short Title: Reenact Craven Room Tax. (Local)

Sponsors: Representative Nichols.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CRAVEN COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY TAX AND TO REVISE THE EXISTING CRAVEN COUNTY ROOM OCCUPANCY TAX.

The General Assembly of North Carolina enacts:

Section 1. Section 2 of Chapter 721 of the 1995 Session Laws is reenacted.

Sec. 2. This act is effective upon ratification and applies to taxes collected on or after the effective date of a tax levied under Section 2.1 of Chapter 980 of the 1983 Session Laws, as amended by Chapter 721 of the 1995 Session Laws and by this act.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0004 JUL '8 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8303-LBX

Short Title: Henderson Annexation. (Local)

Sponsors: Representative Crawford.

Referred to:

A BILL TO BE ENTITLED

AN ACT EXTENDING RIGHTS TO PETITION FOR VOLUNTARY NONCONTIGUOUS ANNEXATION INTO THE CITY OF HENDERSON.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-58.1(b) reads as rewritten:

"(b) A noncontiguous area proposed for annexation must meet all of the following standards:

(1) The nearest point on the proposed satellite corporate limits must be not more than ~~three~~ five miles from the primary corporate limits of the annexing city.

(2) No point on the proposed satellite corporate limits may be closer to the primary corporate limits of another city than to the primary corporate limits of the annexing ~~city.~~ city, unless the other city consents to the same by ordinance, and a copy of the ordinance is attached to the petition at the time of its submission to the city.

(3) The area must be so situated that the annexing city will be able to provide the same services within the proposed satellite corporate limits that it provides within its primary corporate limits.

(4) If the area proposed for annexation, or any portion thereof, is a subdivision as defined in G.S. 160A-376, all of the subdivision must be included.

(5) The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, may not exceed ten percent (10%) of the area within the primary corporate limits of the annexing city."

EXTRA SESSION #2

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 2265
LEGISLATIVE DAY 4
S[redacted] 6
READING 2

7/11/96
10:44 AM
IN CHAIR: SPEAKER

AYES - ~~100~~ 101 DWilkins

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

ELLIS BW

NOES - 0

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - ~~17~~ 16 DW

SPEAKER	~~ELLIS~~	HUNTER, H.	MCLAUGHLIN
BARNES	ESPOSITO	HUNTER, R.	MILLER, G.
BOWIE	FITCH	HURLEY	MINER
BOYD-MCINTYRE	GAMBLE	LINNEY	NICHOLS
CULPEPPER			

S[redacted] ROLL: H4 H5 H6 H14 H15

Rep. Ellis request to be recorded as voting "aye".
Speaker so orders. DWilkins

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2278
[redacted]SLATIVE DAY 5
SR5
READING 3

7/15/96
7:25 PM
IN CHAIR: SPEAKER

AYES - 93

ADAMS	EASTERLING	LEMMOND	RICHARDSON
ALDRIDGE	EDDINS	LOCKE	ROBINSON, J.
ALEXANDER	EDWARDS	LUEBKE	ROGERS
ALLRED	ELLIS	MCALLISTER	RUSSELL
ARNOLD	ESPOSITO	MCCOMBS	SEXTON
BAKER	FITCH	MCCRARY	SHARPE
BARNES	FOX	MCLAUGHLIN	SHAW
BEALL	GARDNER	MERCER	SHERRILL
BOWEN	GRAY	MICHAUX	SHUBERT
BOYD-MCINTYRE	HACKNEY	MILLER, G.	STEWART
BRASWELL	HAYES	MINER	SUTTON
BRAWLEY	HENSLEY	MITCHELL	THOMPSON
BROWN, J.	HIATT	MORGAN	TOLSON
BUCHANAN	HIGHTOWER	NEELY	WAINWRIGHT
[redacted] CAPPS	HILL	NYE	WARNER
CHURCH	HOLMES	OLDHAM	WATSON
COCKLEREECE	HOWARD	OWENS	WEATHERLY
CULP	HUNTER, R.	PATE	WILKINS
CULPEPPER	HURLEY	PRESTON	WILSON, C.
CUMMINGS	IVES	PULLEY	WILSON, G.
DAUGHTRY	JUSTUS	RAMSEY	WOMBLE
DAVIS	KISER	RAYFIELD	WOOD
DECKER	LEE	REYNOLDS	YONGUE
EARLE			

NOES - 0

EXCUSED ABSENCE - ~~15~~ 16 DW

BERRY	CLARY	GAMBLE	NICHOLS
BLUE	CUNNINGHAM	MCCOMAS	REDWINE
CANSLER	DICKSON	MCMAHAN	WRIGHT
CARPENTER	DOCKHAM	MILLER, K.	ROBINSON, G. DW

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ 11 DW

SPEAKER	BOWIE	GRADY	LINNEY
BARBEE	CRAWFORD	HUNT	~~ROBINSON, G.~~ DW
BLACK	CREECH	HUNTER, H.	TALLENT

[redacted]S. ROLL: H2 (H4) H5 H6 H15

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 36/2--10:56 AM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

CRAWFORD
HENDERSON ANNEXATION

HOUSE BILL 4
READING 2



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

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 37/3--11:06 AM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

CRAWFORD
HENDERSON ANNEXATION

HOUSE BILL 4
READING 2

RECORDED
AYE 1 SIMPSON

ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 1
ABSENT 1

Y)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

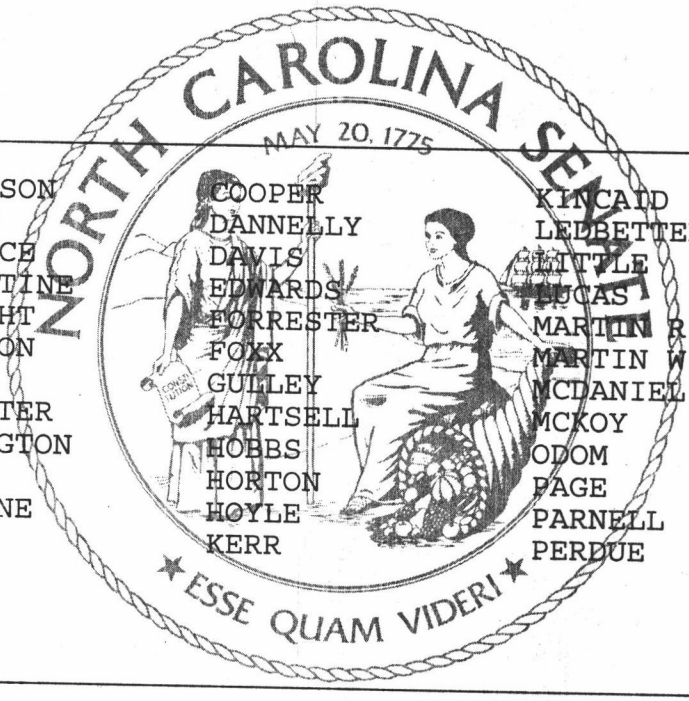
1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 37/3--11:06 AM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

CRAWFORD
HENDERSON ANNEXATION

HOUSE BILL 4
READING 2



AYE 48

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

NO 0

EXCUSED 0

NOT CAST 1 JORDAN

ABSENT 1 EAST

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

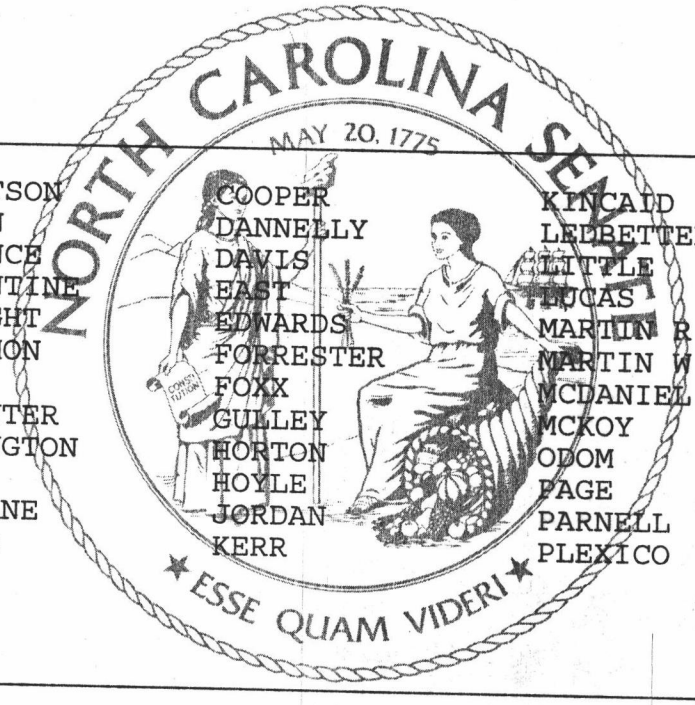
1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 50/7--10:38 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

CRAWFORD
HENDERSON ANNEXATION

HOUSE BILL 4
READING 3



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

EXCUSED	0			
NOT CAST	3	HARTSELL	HOBBS	PERDUE
ABSENT	0			
PAIRS	0			
AYE				
NO				

H.B. FILED
0005 JUL '8
HOUSE PRINCIPAL CL

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH4275-LBX412

Short Title: Iredell-Mooresville School Boundaries. (Local)

Sponsors: Representatives Mitchell and Brawley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RATIFY AN AGREEMENT BETWEEN THE IREDELL-STATESVILLE SCHOOLS BOARD OF EDUCATION AND THE MOORESVILLE GRADED SCHOOL DISTRICT BOARD OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. The Agreement entered into on April 30, 1996, between the Iredell-Statesville Schools Board of Education and the Mooresville Graded School District Board of Education, as approved by the State Board of Education on May 2, 1996, and the Board of Commissioners of the County of Iredell on May 7, 1996, is ratified as if it had been an act of the General Assembly.

Sec. 2. Nothing in this act revives any provision of Sections 7, 8, or 9 of Chapter 556 of the Public Laws of 1905 that have been superseded by general law.

Sec. 3. This act is effective upon ratification.

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2278
[redacted]SLATIVE DAY 5
SR5
READING 3

7/15/96
7:25 PM
IN CHAIR: SPEAKER

AYES - 93

ADAMS	EASTERLING	LEMMOND	RICHARDSON
ALDRIDGE	EDDINS	LOCKE	ROBINSON, J.
ALEXANDER	EDWARDS	LUEBKE	ROGERS
ALLRED	ELLIS	MCALLISTER	RUSSELL
ARNOLD	ESPOSITO	MCCOMBS	SEXTON
BAKER	FITCH	MCCRARY	SHARPE
BARNES	FOX	MCLAUGHLIN	SHAW
BEALL	GARDNER	MERCER	SHERRILL
BOWEN	GRAY	MICHAUX	SHUBERT
BOYD-MCINTYRE	HACKNEY	MILLER, G.	STEWART
BRASWELL	HAYES	MINER	SUTTON
BRAWLEY	HENSLEY	MITCHELL	THOMPSON
BROWN, J.	HIATT	MORGAN	TOLSON
BUCHANAN	HIGHTOWER	NEELY	WAINWRIGHT
[redacted] CAPPS	HILL	NYE	WARNER
CHURCH	HOLMES	OLDHAM	WATSON
COCKLEREECE	HOWARD	OWENS	WEATHERLY
CULP	HUNTER, R.	PATE	WILKINS
CULPEPPER	HURLEY	PRESTON	WILSON, C.
CUMMINGS	IVES	PULLEY	WILSON, G.
DAUGHTRY	JUSTUS	RAMSEY	WOMBLE
DAVIS	KISER	RAYFIELD	WOOD
DECKER	LEE	REYNOLDS	YONGUE
EARLE			

NOES - 0

EXCUSED ABSENCE - ~~15~~ 16 DW

BERRY	CLARY	GAMBLE	NICHOLS
BLUE	CUNNINGHAM	MCCOMAS	REDWINE
CANSLER	DICKSON	MCMAHAN	WRIGHT
CARPENTER	DOCKHAM	MILLER, K.	ROBINSON, G. DW

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ 11 DW

SPEAKER	BOWIE	GRADY	LINNEY
BARBEE	CRAWFORD	HUNT	~~ROBINSON, G.~~ DW
BLACK	CREECH	HUNTER, H.	TALLENT

[redacted]S. ROLL: H2 H4 H5 H6 H15

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 38/4--11:06 AM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

MITCHELL
IREDELL-MOORESVILLE SCHOOL BOUNDS.

HOUSE BILL 5
READING 2



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

EXCUSED	0	
NOT CAST	1	JORDAN
ABSENT	1	EAST
PAIRS	0	
AYE		
NO		

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

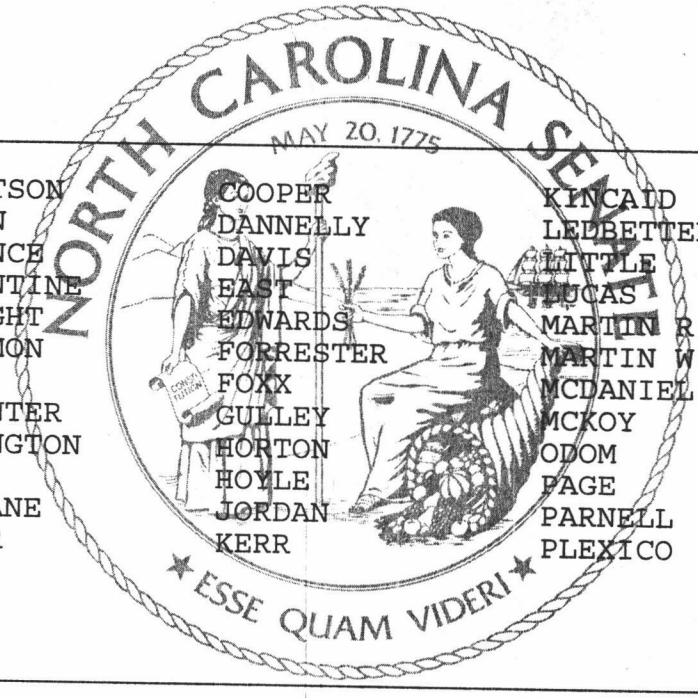
1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 51/8--10:38 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

MITCHELL
IREDELL-MOORESVILLE SCHOOL BOUNDS.

HOUSE BILL 5
READING 3



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

EXCUSED	0			
NOT CAST	3	HARTSELL	HOBBS	PERDUE
ABSENT	0			
PAIRS	0			
AYE				
NO				

H.B. FIL
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HOUSE PRINCIPA

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH8302-LBX

Short Title: Spruce Pine Deannexation. (Local)

Sponsors: Representative Thompson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF SPRUCE PINE.

The General Assembly of North Carolina enacts:

Section 1. The following described property is removed from the corporate limits of the Town of Spruce Pine:

Being an area surrounded on the east, south and west by the North Toe River and on the south by the present corporate limits and being described as follows:

BEGINNING on a point on the eastern bank of the North Toe River, said point being the point where the present southern boundary of the Town of Spruce Pine intersects the North Toe River, said point being the first point where the North Toe River enters the present corporate limits of the Town of Spruce Pine and runs thence down and with the bank of North Toe River on a curve bearing to the left to the point where the river again crosses the southern boundary line of the present corporate limit of the Town of Spruce Pine; thence running with the present southern boundary of the corporate limit of the Town of Spruce Pine due west to the point of BEGINNING.

Sec. 2. This act shall have no effect upon the validity of any liens of the Town of Spruce Pine for ad valorem taxes for years before 1996.

Sec. 3. This act is effective upon ratification.

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2278
[redacted]SLATIVE DAY 5
SR5
READING 3

7/15/96
7:25 PM
IN CHAIR: SPEAKER

AYES - 93

ADAMS	EASTERLING	LEMMOND	RICHARDSON
ALDRIDGE	EDDINS	LOCKE	ROBINSON, J.
ALEXANDER	EDWARDS	LUEBKE	ROGERS
ALLRED	ELLIS	MCALLISTER	RUSSELL
ARNOLD	ESPOSITO	MCCOMBS	SEXTON
BAKER	FITCH	MCCRARY	SHARPE
BARNES	FOX	MCLAUGHLIN	SHAW
BEALL	GARDNER	MERCER	SHERRILL
BOWEN	GRAY	MICHAUX	SHUBERT
BOYD-MCINTYRE	HACKNEY	MILLER, G.	STEWART
BRASWELL	HAYES	MINER	SUTTON
BRAWLEY	HENSLEY	MITCHELL	THOMPSON
BROWN, J.	HIATT	MORGAN	TOLSON
BUCHANAN	HIGHTOWER	NEELY	WAINWRIGHT
[redacted]APPS	HILL	NYE	WARNER
CHURCH	HOLMES	OLDHAM	WATSON
COCKLEREECE	HOWARD	OWENS	WEATHERLY
CULP	HUNTER, R.	PATE	WILKINS
CULPEPPER	HURLEY	PRESTON	WILSON, C.
CUMMINGS	IVES	PULLEY	WILSON, G.
DAUGHTRY	JUSTUS	RAMSEY	WOMBLE
DAVIS	KISER	RAYFIELD	WOOD
DECKER	LEE	REYNOLDS	YONGUE
EARLE			

NOES - 0

EXCUSED ABSENCE - ~~15~~ 16 DW

BERRY	CLARY	GAMBLE	NICHOLS
BLUE	CUNNINGHAM	MCCOMAS	REDWINE
CANSLER	DICKSON	MCMAHAN	WRIGHT
CARPENTER	DOCKHAM	MILLER, K.	ROBINSON, G. DW

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ 11 DW

SPEAKER	BOWIE	GRADY	LINNEY
BARBEE	CRAWFORD	HUNT	~~ROBINSON, G.~~ DW
BLACK	CREECH	HUNTER, H.	TALLENT

[redacted]S. ROLL: H2 H4 H5 H6 H15

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 39/5--11:06 AM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

THOMPSON
SPRUCE PINE DEANNEXATION

HOUSE BILL 6
READING 2

AYE 48

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

NO 0

EXCUSED 0

NOT CAST 1 JORDAN

ABSENT 1 EAST

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

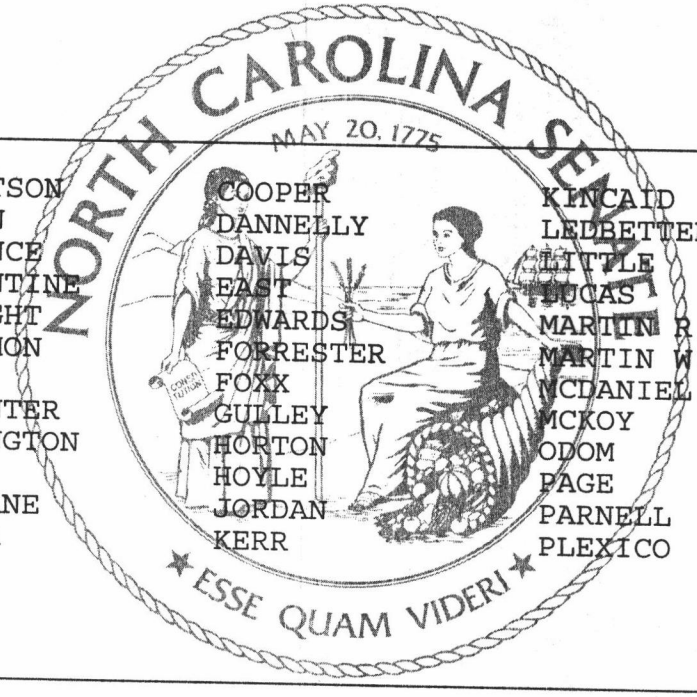
1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 52/9--10:38 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

THOMPSON
SPRUCE PINE DEANNEXATION

HOUSE BILL 6
READING 3



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

EXCUSED	0			
NOT CAST	3	HARTSELL	HOBBS	PERDUE
ABSENT	0			
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0007 JUL '8 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8298-LC227S

Short Title: Expand Homestead Exemption. (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPAND THE PROPERTY TAX HOMESTEAD EXEMPTION FOR LOW-INCOME ELDERLY AND DISABLED INDIVIDUALS AND TO REIMBURSE COUNTIES AND CITIES FOR THE RESULTING REVENUE LOSS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-277.1 reads as rewritten:

"**§ 105-277.1. Property classified for taxation at reduced valuation.**

(a) Exclusion. -- The following class of property is designated a special class of property under Article V, Sec. 2(2) of the North Carolina Constitution and shall be assessed for taxation in accordance with this section. The first ~~fifteen thousand dollars ($15,000)~~ twenty thousand dollars ($20,000) in appraised value of a permanent residence owned and occupied by a qualifying owner is excluded from taxation. A qualifying owner is an owner who meets all of the following requirements as of January 1 preceding the taxable year for which the benefit is claimed:

(1) Is at least 65 years of age or totally and permanently disabled.

(2) Has an income for the preceding calendar year of not more than eleven thousand dollars ($11,000).

(3) Is a North Carolina resident.

An otherwise qualifying owner does not lose the benefit of this exclusion because of a temporary absence from his or her permanent residence for reasons of health, or because of an extended absence while confined to a rest home or nursing home, so long as the residence is unoccupied or occupied by the owner's spouse or other dependent.

H.B. FILED
0008 JUL 18 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRHA302-LCX304H

Short Title: 1996 Tax Reform Act. (Public)

Sponsors: Representative Neely.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE TAX REFORM BY REPEALING THE UNCONSTITUTIONAL CORPORATE TAX CREDIT FOR NORTH CAROLINA WINE, REPEALING THE UNCONSTITUTIONAL CORPORATE TAX DEDUCTION FOR NORTH CAROLINA DIVIDENDS, REVISING THE UNCONSTITUTIONAL INDIVIDUAL INCOME TAX CREDIT FOR NORTH CAROLINA DIVIDENDS, REPEALING THE UNCONSTITUTIONAL TAX CREDIT FOR QUALIFIED BUSINESS INVESTMENTS, CLARIFYING THE TAX TREATMENT OF REFUNDS OF UNCONSTITUTIONAL TAXES, CLARIFYING THE SALES AND USE TAX TREATMENT OF ITEMS GIVEN AWAY BY MERCHANTS, AND PROVIDING THE SECRETARY OF REVENUE AUTHORITY TO IMPROVE USE TAX COLLECTION.

The General Assembly of North Carolina enacts:

TABLE OF CONTENTS

I. REFORM UNCONSTITUTIONAL TAX PROVISIONS
II. SALES AND USE TAX COLLECTION
III. EFFECTIVE DATES

PART I. REFORM UNCONSTITUTIONAL TAX PROVISIONS

Section 1. G.S. 105-130.38 and G.S. 105-151.15 are repealed.

Sec. 2. G.S. 105-151.19 reads as rewritten:

"**§ 105-151.19. Credit for ~~North Carolina~~ dividends.**

There is allowed as a credit against the tax imposed by this Division an amount equal to six percent (6%) of the amount of dividends received by the taxpayer

H.B. FILED
0009 JUL '8 5
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH5263-LG

Short Title: ECU Stadium Expansion Funds. (Public)

Sponsors: Representative Aldridge.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO COMPLETE THE EXPANSION OF THE DOWDY-FICKLEN STADIUM AT EAST CAROLINA 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 million dollars ($6,000,000) for the 1996-97 fiscal year to complete the expansion of the Dowdy-Ficklen Stadium at East Carolina University, provided these funds are matched on the basis of two dollars ($2.00) of non-State funds for every one dollar ($1.00) of State funds.

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

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SECOND EXTRA SESSION 1996 0010 JUL 18 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH5266-LLQ

Short Title: Kure Beach Renourishment Funds. (Public)

Sponsors: Representative McComas.

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 three million six hundred thousand dollars ($3,600,000) for the 1996-97 fiscal year for the Carolina Beach Area South Project at Kure Beach for beach renourishment.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED
0011 JUL 08 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5265-LLQ

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

Sponsors: Representative McComas.

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

SECOND EXTRA SESSION 1996

H D

H.B. FILED 0012 JUL 18 96 HOUSE PRINCIPAL CLERK

HOUSE DRH5271-LL

Short Title: State and Local COLAs. (Public)

Sponsors: Representative McCombs.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE COST-OF-LIVING ADJUSTMENTS IN STATE AND LOCAL RETIREMENT SYSTEMS.

The General Assembly of North Carolina enacts:

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

"(bbb) From and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1995, shall be increased by four percent (4%) of the allowance payable on July 1, 1995, in accordance with G.S. 135-5(o). Furthermore, from and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1995, but before June 30, 1996, shall be increased by a prorated amount of four percent (4%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1995, and June 30, 1996."

Sec. 2. G.S. 135-65 is amended by adding a new subsection to read:

"(q) From and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1995, shall be increased by four percent (4%) of the allowance payable on July 1, 1995. Furthermore, from and after July 1, 1996, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1995, but before June 30, 1996, shall be increased by a prorated amount of four percent (4%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1995, and June 30, 1996."

Sec. 3. G.S. 120-4.22A is amended by adding a new subsection to read:

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0013 JUL '8 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8306-LB

Short Title: Superior Ct. Judges by District. (Public)

Sponsors: Representative Daughtry.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE ELECTION OF SUPERIOR COURT JUDGES BY JUDICIAL DISTRICT IN 1996 AND A LEGISLATIVE STUDY OF THAT ISSUE.

The General Assembly of North Carolina enacts:

Section 1. Effective for the 1996 election only, Chapter 7A of the General Statutes is amended by adding a new section to read:

"**§ 7A-41.2. Nomination and election of regular superior court judges.**

Candidates for the office of regular superior court judge shall be both nominated and elected by the qualified voters of the superior court district for which the election is sought."

Sec. 2. Effective for the 1996 election only, G.S. 163-1 is amended in the table by deleting the word "State" in the column entitled "Jurisdiction" under the entry for "Judges of the superior courts", and substituting "Superior Court District".

Sec. 3. Effective for the 1996 election only, G.S. 163-140(a) reads as rewritten:

"(a) Kinds of General Election Ballots; Right to Combine. -- For purposes of general elections, there shall be seven kinds of official ballots entitled:

(1) Ballot for presidential electors
(2) Ballot for United States Senator
(3) Ballot for member of the United States House of Representatives
(4) State ballot
(5) County ballot
(6) Repealed by Session Laws 1973, c. 793, s. 56.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0014 JUL '8 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4271*-LBX421

Short Title: Peletier Incorporated. (Local)

Sponsors: Representatives Preston and J. Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF PELETIER.

The General Assembly of North Carolina enacts:

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

"CHARTER OF THE TOWN OF PELETIER.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

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

"CHAPTER II.

"CORPORATE BOUNDARIES.

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

Beginning at the middle of the North Carolina Highway 58 bridge over Pettiford Creek and running thence in an easterly and northeasterly direction for approximately 1500 feet, more or less, to Mills Branch and the property line of the Croatan National Forest; thence in a northerly, northeasterly, northwesterly, and southwesterly direction with the boundaries of the Croatan National Forest to the East line of Whitehouse Forks Road; thence in a northeasterly direction with the East line of Whitehouse Forks Road to the South line of the Herbert and L.B. Page Tract containing approximately 76 acres and being identified as County tax parcel 15-27-01-9; thence with the common boundary line between the Page and Croatan National Forest Tracts in a northeasterly and northwesterly direction to Starkey's Creek Road;

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H

H.B. FILED
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JUL 08 96
HOUSE PRINCIPAL CLERK

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HOUSE DRH8299-LBX

Short Title: Mount Olive Annexation. (Local)

Sponsors: Representative Pate.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ANNEX A DESCRIBED AREA TO THE CORPORATE LIMITS OF THE TOWN OF MOUNT OLIVE.

The General Assembly of North Carolina enacts:

Section 1. The corporate limits of the Town of Mount Olive are extended to include the following described area:

BEGINNING at an Iron stake within the most Northeastern intersectional corner of Morning Drive and Nellie Avenue, said beginning point being located S. 71° 56' 37" E. 972.66 feet from an iron stake at the intersection of the centerline of the Seaboard Coastline Railroad and the centerline of N. C. Secondary Road No. 1947 (Mt. Gillead Road), said iron stake having N. C. Grid Coordinates: X = 2,275,737.7896; Y = 523, 416.2294; and said beginning point having N. C. Grid Coordinates: X = 2,276,662.5431;Y = 523,114.7515; thence from the beginning with the Eastern right of way of Nellie Avenue, N. 36° 27' 41" E. 240.00 feet to an iron stake within the most Southeastern corner of Nellie Avenue and Odom Avenue; thence with the Southern right of way of Odom Avenue, S. 53° 32' 19" E. 430.56 feet to an iron stake within the most Southwestern intersectional corner of Lewis Avenue and Odom Avenue; thence continuing S. 53° 32' 19" E. 48.25 feet to an iron stake on the Eastern right of way of Lewis Avenue; thence with the Eastern right of way of Lewis Avenue, N. 02° 23' 01" E. 107.89 feet to an iron stake, the most Southwestern corner of Lot No. 27, Block F of Enterprise Subdivision; thence leaving the Eastern right of way of Lewis Avenue, with the line of Lot No. 27, S. 88° 47' 53" E. 120.00 feet to an iron stake, the most Southeastern corner of Lot No. 27; thence with and beyond the line of Lot No. 27 and to and with the line of Lot No. 28, N. 02° 21' 27" E. 100.00 feet to an iron stake, the most Northeastern corner of Lot No. 28 and the most Southeastern

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2278
SLATIVE DAY 5
SR5
READING 3

7/15/96
7:25 PM
IN CHAIR: SPEAKER

AYES - 93

ADAMS	EASTERLING	LEMMOND	RICHARDSON
ALDRIDGE	EDDINS	LOCKE	ROBINSON, J.
ALEXANDER	EDWARDS	LUEBKE	ROGERS
ALLRED	ELLIS	MCALLISTER	RUSSELL
ARNOLD	ESPOSITO	MCCOMBS	SEXTON
BAKER	FITCH	MCCRARY	SHARPE
BARNES	FOX	MCLAUGHLIN	SHAW
BEALL	GARDNER	MERCER	SHERRILL
BOWEN	GRAY	MICHAUX	SHUBERT
BOYD-MCINTYRE	HACKNEY	MILLER, G.	STEWART
BRASWELL	HAYES	MINER	SUTTON
BRAWLEY	HENSLEY	MITCHELL	THOMPSON
BROWN, J.	HIATT	MORGAN	TOLSON
BUCHANAN	HIGHTOWER	NEELY	WAINWRIGHT
CAPPS	HILL	NYE	WARNER
CHURCH	HOLMES	OLDHAM	WATSON
COCKLEREECE	HOWARD	OWENS	WEATHERLY
CULP	HUNTER, R.	PATE	WILKINS
CULPEPPER	HURLEY	PRESTON	WILSON, C.
CUMMINGS	IVES	PULLEY	WILSON, G.
DAUGHTRY	JUSTUS	RAMSEY	WOMBLE
DAVIS	KISER	RAYFIELD	WOOD
DECKER	LEE	REYNOLDS	YONGUE
EARLE			

NOES - 0

EXCUSED ABSENCE - ~~15~~ 16 DW

BERRY	CLARY	GAMBLE	NICHOLS
BLUE	CUNNINGHAM	MCCOMAS	REDWINE
CANSLER	DICKSON	MCMAHAN	WRIGHT
CARPENTER	DOCKHAM	MILLER, K.	ROBINSON, G. DW

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ 11 DW

SPEAKER	BOWIE	GRADY	LINNEY
BARBEE	CRAWFORD	HUNT	~~ROBINSON, G.~~ DW
BLACK	CREECH	HUNTER, H.	TALLENT

S.. .T ROLL: H2 H4 H5 H6 H15

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 40/6--11:06 AM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

PATE
MOUNT OLIVE ANNEXATION

HOUSE BILL 15
READING 2

AYE 48

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

NO 0

EXCUSED 0

NOT CAST 1 JORDAN

ABSENT 1 EAST

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 53/10--10:38 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

PATE
MOUNT OLIVE ANNEXATION

HOUSE BILL 15
READING 3

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

EXCUSED	0			
NOT CAST	3	HARTSELL	HOBBS	PERDUE
ABSENT	0			
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0016 JUL -8 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5272-LD218

Short Title: Wilkes County Ranger Funds. (Public)

Sponsors: Representative J. Brown.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ASSIST IN ESTABLISHING AND SUPPORTING AN ASSISTANT COUNTY FOREST RANGER IN WILKES COUNTY.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Division of Forest Resources, Department of Environment, Health, and Natural Resources, the sum of fifteen thousand five hundred twelve dollars ($15,512) for the 1996-97 fiscal year to assist in establishing and supporting a permanent position of Assistant County Ranger in Wilkes County; provided Wilkes County provides matching funds on the basis of sixty percent (60%) State funds to forty percent (40%) County funds.

(b) The position established in subsection (a) of this section shall be reallocated up from temporary smokechaser to permanent Assistant County Ranger.

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

H.B. FILE
0017
HOUSE PRINCIPAL

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH8308-LBX

Short Title: Danbury Validation. (Local)

Sponsors: Representative Baker.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CORRECT, SET OUT, AND CLARIFY THE BOUNDARIES OF THE TOWN OF DANBURY AND TO VALIDATE ACTIONS OF THE TOWN.

The General Assembly of North Carolina enacts:

Section 1. (a) Any and all official acts, actions, expenditures, and levies of taxes or assessments by the Town of Danbury, prior to ratification of this act, with respect to or affecting:

(1) Territory and properties described in Section 2 of this act; or

(2) Territory and properties considered to be a part of the Town of Danbury at the time but not included in the description in Section 2 of this act,

are hereby ratified, validated, and confirmed, notwithstanding the variance of the boundaries.

(b) All elections, and the results thereof, previously held in and for the Town of Danbury are hereby validated.

Sec. 2. The corporate limits of the Town of Danbury are as follows:

BEGINNING at the mouth of Scott branch as it enters the Dan River and running in a northwesterly course with the meanders of Scott branch to Earl German's line; thence with Earl German's line N 0-39-15 W 1506.83 feet to a point, the Northeast corner of the boundary of Danbury, thence running S 87-47-02 W 4401.76 feet to the Paul Taylor, now Susan Montague line, thence with the Susan Montague line S 2-42-57 W 615.83 feet to a point in the center of Highway 89; thence west with the meanders of Highway 89 approximately 279 feet to the formerly William M. Nelson now Eanes boundary corner in center of Highway 89, also the Susan Montague corner in the Highway 89, thence with the Susan Montague line S

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2282
LEGISLATIVE DAY 6
H17
READING 2

7/16/96
11:20 AM
IN CHAIR: SPEAKER

DANBERRY VALIDATION

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 9

BERRY	DICKSON	HACKNEY	ROBINSON, G.
BLUE	GAMBLE	MCMAHAN	WRIGHT
CLARY			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BRASWELL	LINNEY	TALLENT
BOWIE	DAUGHTRY	MINER	WILSON, C.

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 2286
LEGISLATIVE DAY 7
SR3
READING 3

7/17/96
10:46 AM
IN CHAIR: SPEAKER

101 DWeeks

AYES - ~~99~~

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

NOES - 0

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	ROBINSON, G.	TALLENT

EXCUSED VOTE - 0

NOT VOTING - ~~17~~ 15 DWeeks

SPEAKER	~~DECKER~~ RW	HIATT	LINNEY
BERRY	DICKSON	HILL	MILLER, G.
BOWEN	~~ESPOSITO~~	HOLMES	RICHARDSON
BOWIE	GRAY DW	HUNTER, H.	RUSSELL
CUNNINGHAM			

SHORT ROLL: (H17) H34 H36

Reps. Decker and Esposito request to be recorded as voting "aye". Speaker so orders. DWeeks

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 46/3--10:40 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

BAKER
DANBURY VALIDATION

HOUSE BILL 17
READING 2

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

EXCUSED	0				
NOT CAST	4	HARTSELL	HOBBS	PERDUE	SIMPSON
ABSENT	0				
PAIRS	0				
AYE					
NO					

BLOCK VOTE
HB34

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 55/2-- 8:37 AM | JULY 19, 1996 | LEGISLATIVE DAY 9

LT. GOVERNOR WICKER -- Presiding

BAKER
DANBURY VALIDATION

HOUSE BILL 17
READING 3

AYE	39	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		BALLANCE	DAVIS	LITTLE	PLYLER
		BASNIGHT	EAST	LUCAS	RAND
		BLUST	FOXX	MARTIN R.	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR	PERDUE	
NO	0				
EXCUSED	0				
NOT CAST	2	MARTIN W.	SIMPSON		
ABSENT	9	ALLRAN	EDWARDS	HOBBS	SHAW
		BALLANTINE	FORRESTER	KINCAID	SOLES
		BLACKMON			
PAIRS	0				
AYE					
NO					

COPY)

H.B. FILED
0018 JUL -8 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH8307-LCX389H

Short Title: Tax Reduction Act of 1996. (Public)

Sponsors: Representative Gray.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PHASE OUT THE STATE SALES TAX ON FOOD OVER FOUR YEARS, PHASE DOWN THE CORPORATE INCOME TAX OVER FOUR YEARS, ALLOW INCOME AND FRANCHISE TAX CREDITS FOR INVESTMENTS IN BUSINESS PROPERTY AND FOR RESEARCH AND DEVELOPMENT, PHASE OUT THE SOFT DRINK TAX OVER THREE YEARS, REDUCE THE SALES TAX RATE ON ELECTRICITY AND NATURAL GAS USED IN FARMING AND MANUFACTURING, MODIFY THE SALES TAX TREATMENT OF BUNDLED TRANSACTIONS AND FREE ITEMS GIVEN AWAY BY MERCHANTS, SIMPLIFY AND REDUCE INHERITANCE AND GIFT TAXES, EXEMPT FROM INCOME TAX SEVERANCE WAGES PAID DUE TO PLANT CLOSING, EXPAND THE PROPERTY TAX HOMESTEAD EXEMPTION, ALLOW TAX INCENTIVES FOR CHARITABLE DONATIONS, AND EXEMPT FROM SALES TAX VITAMINS USED BY CHIROPRACTORS.

The General Assembly of North Carolina enacts:

TABLE OF CONTENTS

I. PHASE OUT STATE FOOD TAX
II. REDUCE CORPORATE INCOME TAX
III. ALLOW INVESTMENT TAX CREDIT AND RESEARCH AND DEVELOPMENT TAX CREDIT
IV. PHASE OUT SOFT DRINK TAX
V. REDUCE SALES TAX ON FARM AND INDUSTRY FUEL
VI. MODIFY BUNDLED TRANSACTION AND FREE ITEM SALES TAX
VII. REDUCE INHERITANCE AND GIFT TAXES

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

H18-ALCX-7/10

Date July 16, 199

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

Rep Owens

moves to amend the bill on page 6, line 23, through page 9, line 40, by rewriting the lines to read:

"Sec. 3.1. Chapter 105 of the General Statutes is amended by adding a new Article to read:

'ARTICLE 3A.

'Investment and Research and Development Tax Credits.

'§ 105-129.2. Definitions.

The following definitions apply in this Article:

(1) Cost. -- Defined in section 179 of the Code.

(2) Data processing. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

(3) Distress tier. -- The classification assigned to an area pursuant to G.S. 105-129.3.

(4) Full-time job. -- A position that requires at least 1,600 hours of work per year and is intended to be held by one employee during the entire year. A full-time employee is an employee who holds a full-time job.

(5) Machinery and equipment. -- Engines, machinery, tools, and implements used or designed to be used in manufacturing or processing, warehousing and distribution, or data processing. The term does not include real property as defined in G.S. 105-273 or rolling stock as defined in G.S. 105-333.

(6) Manufacturing and processing. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

(7) New machinery and equipment. -- Machinery and equipment the first use of which in this State occurs after its purchase by the taxpayer and which is capitalized by the taxpayer for tax purposes under the Code.

(8) Purchase. -- Defined in section 179 of the Code.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

H18-ALCX-7/10 Page 2 of 6

(9) Warehousing and distribution. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

'§ 105-129.3. Distress tier designation.

(a) Tiers Defined. -- A distress tier one area is a county whose distress factor is one of the 10 highest in the State. A distress tier two area is a county whose distress factor is one of the next 15 highest in the State. A distress tier three area is a county whose distress factor is one of the next 25 highest in the State. A distress tier four area is a county whose distress factor is one of the next 25 highest in the State. A distress tier five area is any area that is not in a lower-numbered distress tier.

(b) Annual Designation. -- Each year, on or before December 31, the Secretary of Commerce shall assign to each county in the State a distress factor that is the sum of the following:

(1) The county's rank in a ranking of counties by rate of unemployment from lowest to highest.

(2) The county's rank in a ranking of counties by per capita income from highest to lowest.

(3) The county's rank in a ranking of counties by percentage growth in population from highest to lowest.

The Secretary of Commerce shall then rank all the counties within the State according to their distress factor from highest to lowest, identify all the areas of the State by distress tier, and provide this information to the Secretary of Revenue. A distress tier designation is effective only for the calendar year following the designation.

In measuring rates of unemployment and per capita income, the Secretary shall use the latest available data published by a State or federal agency generally recognized as having expertise concerning the data. In measuring population growth, the Secretary shall use the most recent estimates of population certified by the State Planning Officer.

'§ 105-129.4. Eligibility; forfeiture.

(a) Type of Business. -- A taxpayer is eligible for a credit allowed by this Article if the taxpayer engages in manufacturing or processing, warehousing or distributing, or data processing, and the machinery and equipment with respect to which a credit is claimed are used in that business and the research and development for which a credit is claimed are carried out as part of that business.

(b) Wage Standard. -- A taxpayer is eligible for the credit for investing in machinery and equipment or the credit for research and development if the jobs at the location with respect to which the credit is claimed meet the wage standard at the time the taxpayer applies for the credit. Jobs meet the wage standard if they pay an average weekly wage that is at least ten percent (10%) above the average weekly wage paid in the county in which the jobs will be

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

located. In calculating the average weekly wage of jobs, positions that pay a wage or salary at a rate that exceeds one hundred thousand dollars ($100,000) a year shall be excluded. For the purpose of this subsection, the average wage in a county is the average wage for all insured industries in the county as computed by the Employment Security Commission for the most recent period for which data are available.

(c) Forfeiture. -- A taxpayer forfeits a credit allowed under this Article if the taxpayer was not eligible for the credit at the time the taxpayer applied for the credit. A taxpayer who forfeits a credit under this Article is liable for all past taxes avoided as a result of the credit plus interest at the rate established under G.S. 105-241.1(i), computed from the date the taxes would have been due if the credit had not been allowed. The past taxes and interest are due 30 days after the date the credit is forfeited; a taxpayer who fails to pay the past taxes and interest by the due date is subject to the penalties provided in G.S. 105-236.

(d) Change in Ownership of Business. -- The sale, merger, acquisition, or bankruptcy of a business, or any other transaction by which an existing business reformulates itself as another business, does not create new eligibility in a succeeding business with respect to credits for which the predecessor was not eligible under this Article. A successor business may, however, take any installment of or carried-over portion of a credit that its predecessor could have taken if it had a tax liability.

'**§ 105-129.5. Tax election; cap.**

(a) Tax Election. -- The credits provided in this Article are allowed against the franchise tax levied in Article 3 of this Chapter and the income taxes levied in Article 4 of this Chapter. The taxpayer shall elect the tax against which a credit will be claimed when filing the application for the credit. This election is binding. Any carryforwards of the credit must be claimed against the same tax elected in the application.

(b) Cap. -- The credits allowed under this Article may not exceed fifty percent (50%) of the tax against which they are claimed for the taxable year, reduced by the sum of all other credits allowed against that tax, except tax payments made by or on behalf of the taxpayer. This limitation applies to the cumulative amount of credit, including carryforwards, claimed by the taxpayer under this Article against each tax for the taxable year. Any unused portion of the credit may be carried forward for the succeeding five years.

'**§ 105-129.6. Application; reports.**

(a) Application. -- To claim the credits allowed by this Article, the taxpayer must provide with the tax return the certification of the Secretary of Commerce that the taxpayer meets all of the eligibility requirements of G.S. 105-129.4 with respect to each credit. A taxpayer shall apply to the Secretary of Commerce for certification of eligibility. The application must be on a form

provided by the Secretary of Commerce, must specify the credit and the tax against which it will be claimed, and must contain any information required by the Secretary of Commerce. If the Secretary determines that the taxpayer meets all of the eligibility requirements of G.S. 105-129.4 with respect to a credit, the Secretary shall issue a certificate describing the location with respect to which the credit is claimed, specifying the tax against which the credit will be claimed, outlining the eligibility requirements for the credit, and stating that the taxpayer meets the eligibility requirements. The Secretary of Commerce may adopt rules in accordance with Chapter 150B of the General Statutes that are needed to carry out the Secretary of Commerce's responsibilities under this section.

(b) Reports. -- The Department of Commerce shall report to the Department of Revenue and to the Fiscal Research Division of the General Assembly by May 1 of each year the following information for the 12-month period ending the preceding April 1:

(1) The number of applications for each credit allowed in this Article.

(2) The cost of new machinery and equipment with respect to which credits were applied for.

'§ 105-129.7. Substantiation.

To claim a credit allowed by this Article, the taxpayer must provide any information required by the Secretary of Revenue. Every taxpayer claiming a credit under this Article shall maintain and make available for inspection by the Secretary of Revenue any records the Secretary considers necessary to determine and verify the amount of the credit to which the taxpayer is entitled. The burden of proving eligibility for the credit and the amount of the credit shall rest upon the taxpayer, and no credit shall be allowed to a taxpayer that fails to maintain adequate records or to make them available for inspection.

'§ 105-129.8. Credit for investing in machinery and equipment.

(a) Credit. -- A taxpayer that has purchased new machinery and equipment and places it in service in this State during the taxable year is allowed a credit equal to a percentage of the excess of the eligible investment amount over the applicable threshold. If the new machinery and equipment are placed in service in a distress tier one area, the percentage rate is ten percent (10%). If the new machinery and equipment are placed in service in another area, the percentage rate is seven percent (7%). The credit may not be taken for the taxable year in which the equipment is placed in service but shall be taken in equal installments over the seven years following the taxable year in which the equipment is placed in service.

(b) Eligible Investment Amount. -- The eligible investment amount is the lesser of (i) the cost of the machinery and equipment and (ii) the amount by which the cost of all of the taxpayer's machinery and equipment that is in service in this State on the last day of

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

the taxable year exceeds the cost of all of the taxpayer's machinery and equipment that was in service in this State on the last day of the base year. The base year is that year, of the three immediately preceding taxable years, in which the taxpayer had the most machinery and equipment in service in this State.

(c) Threshold. -- The applicable threshold is the appropriate amount set out in the following table based on the distress tier of the area where the new machinery and equipment are placed in service during the taxable year. If the taxpayer places new machinery and equipment in service in more than one area during the taxable year, the threshold applies separately to the new machinery and equipment placed in service in each area.

Area Distress Tier	Threshold
Tier One	$ -0-
Tier Two	100,000
Tier Three	200,000
Tier Four	500,000
Tier Five	1,000,000

(d) Expiration. -- If, in one of the seven years in which the installment of a credit accrues, the machinery and equipment with respect to which the credit was claimed are sold or moved out of State, the credit expires and the taxpayer may not take any remaining installment of the credit. The taxpayer may, however, take the portion of an installment that accrued in a previous year and was carried forward to the extent permitted under G.S. 105-129.5.

If, in one of the seven years in which the installment of a credit accrues, the machinery and equipment with respect to which the credit was claimed are moved to an area in a higher-numbered distress tier, the remaining installments of the credit are allowed only to the extent they would have been allowed if the machinery and equipment had been placed in service initially in the area to which they were moved.

'§ 105-129.9. Credit for research and development.

A taxpayer who claims for the taxable year a federal income tax credit under section 41 of the Code for increasing research activities is allowed a credit equal to five percent (5%) of the State's apportioned share of the taxpayer's expenditures for increasing research activities. The State's apportioned share of a taxpayer's expenditures for increasing research activities is the excess of the taxpayer's qualified research expenses for the taxable year over the base amount, as determined under section 41 of the Code, multiplied by a percentage equal to the ratio of the taxpayer's qualified research expenses in this State for the taxable year to the taxpayer's total qualified research expenses for the taxable year. As used in this section, the terms 'qualified research expenses' and 'base amount' have the meaning provided in section 41 of the Code.'"

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

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and on page 9, lines 30 and 34,
by deleting "105-129.4" and substituting "105-129.9" each time it appears.

SIGNED W. C. Owens Jr.
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED 7/10/96
58-54 EV

Ruled to be material

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

2242
SLATIVE DAY 3
H18 HCS
READING 2
GRAY
AMEND #1-Owens
TAX REDUCTION ACT OF 1996
MOTION #2-Rep. Daughtry moves that Rep. Owens' amendment do lie upon the table

ROLL CALL

7/10/96
11:44 AM
IN CHAIR: SPEAKER

AYES - 58

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

NOES - 54

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

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

DECKER	HUNTER, H.	LEMMOND	LINNEY

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2243
[redacted]SLATIVE DAY 3
H18 HCS
READING 2
GRAY

7/10/96
11:44 AM
IN CHAIR: SPEAKER

TAX REDUCTION ACT OF 1996
MOTION #3-Rep. Gray calls the previous question

AYES - 65

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

NOES - 49

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

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 2

[redacted]HUNTER, H.	LINNEY

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2244
SLATIVE DAY 3
H18 HCS
READING 2
GRAY

7/10/96
11:45 AM
IN CHAIR: SPEAKER

TAX REDUCTION ACT OF 1996

102 DWicks

AYES - ~~101~~

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

NOES - ~~13~~ 12 DW

ALEXANDER	FITCH	HUNT	MICHAUX
BARNES	HACKNEY	LUEBKE	OLDHAM
~~BLACK~~ DW	HENSLEY	MCLAUGHLIN	RICHARDSON
BLUE			

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 2

HUNTER, H.	LINNEY

Rep. Black request to be recorded as voting "aye". Speaker so orders.

DWicks

H18 HCS

EXTRA SESSION #2

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 2268
LEGISLATIVE DAY 4
H[redacted]HCS

7/11/96
11:13 AM
IN CHAIR: SPEAKER

GRAY

TAX REDUCTION ACT OF 1996
MOTION #3- Rep. Morgan calls the previous question

AYES - 70

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

NOES - 45

ADAMS	EARLE	LOCKE	ROGERS
ALEXANDER	EASTERLING	LUEBKE	SHAW
BARNES	FITCH	MCALLISTER	STEWART
BEALL	FOX	MCCRARY	SUTTON
BLACK	GAMBLE	MCLAUGHLIN	TOLSON
BLUE	HACKNEY	MICHAUX	WAINWRIGHT
BOWEN	HENSLEY	MILLER, G.	WARNER
BRASWELL	HIGHTOWER	OLDHAM	WILKINS
CHURCH	HUNTER, H.	OWENS	WOMBLE
CRAWFORD	HUNTER, R.	RAMSEY	WRIGHT
CULPEPPER	LEE	RICHARDSON	YONGUE
CUNNINGHAM			

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 2

LINNEY	MINER

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2269
LEGISLATIVE DAY 4
H18 HCS
READING 3
GRAY
[redacted] - FW
TAX REDUCTION ACT OF 1996
MOTION #12 - Rep. Luebke moves to suspend Rule 31(d) in order to offer an amendment

7/11/96
11:14 AM
IN CHAIR: SPEAKER

AYES - ~~43~~ 45 DWL

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

NOES - 70

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

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - ~~4~~ 2 DWL

[redacted] LINNEY	~~MCALLISTER~~	MINER	~~OLDHAM~~

H18 HCS

Reps. McAllister and Oldham request to be recorded as voting 'aye'. Speaker so orders. DWL

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

H18ES2-ALJ-9

Date July 11, 1996

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

Representative Michaux

moves to amend the bill on page 25, lines 10 and 11, 31 and 32, and 38 and 39,
by deleting the phrase "fifteen thousand dollars ($15,000)" and substituting the phrase "twenty thousand dollars ($20,000)".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if **Senate** Committee Amendment

ADOPTED 7/11/96 FAILED _____ TABLED _____

114-0 EV

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SE[illegible]. # 2270
L[illegible]SLATIVE DAY 4
H[illegible]HCS
RE[illegible]DING 3
GRAY
AMEND #2-Michaux
TAX REDUCTION ACT OF 1996

7/11/96
11:20 AM
IN CHAIR: SPEAKER

AYES - 114

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

NOES - 0

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 3

HUNTER, H.	LINNEY	MINER

H18 HCS

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2271
L[redacted]SLATIVE DAY 4
H[redacted] HCS

7/11/96
11:26 AM
IN CHAIR: SPEAKER

GRAY

TAX REDUCTION ACT OF 1996
MOTION #3- Rep. Morgan - calls previous question

AYES - 68

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

NOES - 44

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

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 5

BRAWLEY	LINNEY	MCLAUGHLIN	MINER
CHURCH			

EXTRA SESSION #2

tv

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ # 2272
LEGISLATIVE DAY 4
H HCS
READING 3
GRAY

7/11/96
11:27 AM
IN CHAIR: SPEAKER

TAX REDUCTION ACT OF 1996
MOTION #12 - Rep. Shaw MOves to suspend Rule 31(d) in order to offer an amendment

AYES - 45

ADAMS	EASTERLING	LEE	RICHARDSON
ALEXANDER	FITCH	LUEBKE	SHAW
BARNES	FOX	MCALLISTER	STEWART
BEALL	GAMBLE	MCCRARY	SUTTON
BLACK	HACKNEY	MERCER	TOLSON
BLUE	HENSLEY	MICHAUX	WAINWRIGHT
BOWEN	HIGHTOWER	MILLER, G.	WARNER
BOYD-MCINTYRE	HUNTER, H.	NYE	WILKINS
BRASWELL	HUNTER, R.	OLDHAM	WOMBLE
CUMMINGS	HURLEY	OWENS	WRIGHT
CUNNINGHAM	IVES	RAMSEY	YONGUE
EARLE			

NOES - 67

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

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 5

BRAWLEY	LINNEY	MCLAUGHLIN	MINER
CHURCH			

EXTRA SESSION #2

-EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SB # 2273
LEGISLATIVE DAY 4
HB HCS

7/11/96
11:37 AM
IN CHAIR: SPEAKER

GRAY

TAX REDUCTION ACT OF 1996
MOTION #3 - Rep. Morgan calls the previous question

AYES - 60

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

NOES - 52

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

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	LINNEY	MCLAUGHLIN	MINER
HUNT			

EXTRA SESSION #2

-EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 2274
LEGISLATIVE DAY 4
H18 HCS
READING 3
GRAY

7/11/96
11:38 AM
IN CHAIR: SPEAKER

TAX REDUCTION ACT OF 1996
MOTION #12- Rep. Wainwright moves to suspend Rule 31(d) in order to offer an amendment

AYES - 56

ADAMS	CUNNINGHAM	HUNTER, R.	OWENS
ALEXANDER	DAVIS	HURLEY	RAMSEY
ALLRED	EARLE	LEE	REYNOLDS
BARNES	EASTERLING	LOCKE	RICHARDSON
BEALL	EDWARDS	LUEBKE	SHAW
BLACK	ELLIS	MCALLISTER	STEWART
BLUE	FITCH	MCCOMAS	SUTTON
BOWEN	FOX	MCCRARY	TOLSON
BOYD-MCINTYRE	GAMBLE	MERCER	WAINWRIGHT
BRASWELL	HACKNEY	MICHAUX	WARNER
CAPPS	HENSLEY	MILLER, G.	WILKINS
CARPENTER	HIGHTOWER	NICHOLS	WOMBLE
CHURCH	HILL	NYE	WRIGHT
CLARY	HUNTER, H.	OLDHAM	YONGUE

NOES - 56

SPEAKER	CULP	HOWARD	ROBINSON, G.
ALDRIDGE	CULPEPPER	HUNT	ROGERS
ARNOLD	CUMMINGS	IVES	RUSSELL
BAKER	DAUGHTRY	JUSTUS	SEXTON
BARBEE	DECKER	KISER	SHARPE
BERRY	DICKSON	LEMMOND	SHERRILL
BOWIE	DOCKHAM	MCCOMBS	SHUBERT
BRAWLEY	EDDINS	MITCHELL	TALLENT
BROWN, J.	ESPOSITO	MORGAN	THOMPSON
BUCHANAN	GARDNER	NEELY	WATSON
CANSLER	GRAY	PATE	WEATHERLY
COCKLEREECE	HAYES	PRESTON	WILSON, C.
CRAWFORD	HIATT	PULLEY	WILSON, G.
CREECH	HOLMES	RAYFIELD	WOOD

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 5

GRADY	MCLAUGHLIN	MINER	ROBINSON, J.
LINNEY			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

H18-ALCX-7/10

Date July 11, 1996

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

Rep Owens

moves to amend the bill on page 6, line 23, through page 9, line 40, by rewriting the lines to read:

"Sec. 3.1. Chapter 105 of the General Statutes is amended by adding a new Article to read:

'ARTICLE 3A.

'Investment and Research and Development Tax Credits.

'§ 105-129.2. Definitions.

The following definitions apply in this Article:

(1) Cost. -- Defined in section 179 of the Code.

(2) Data processing. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

(3) Distress tier. -- The classification assigned to an area pursuant to G.S. 105-129.3.

(4) Full-time job. -- A position that requires at least 1,600 hours of work per year and is intended to be held by one employee during the entire year. A full-time employee is an employee who holds a full-time job.

(5) Machinery and equipment. -- Engines, machinery, tools, and implements used or designed to be used in manufacturing or processing, warehousing and distribution, or data processing. The term does not include real property as defined in G.S. 105-273 or rolling stock as defined in G.S. 105-333.

(6) Manufacturing and processing. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

(7) New machinery and equipment. -- Machinery and equipment the first use of which in this State occurs after its purchase by the taxpayer and which is capitalized by the taxpayer for tax purposes under the Code.

(8) Purchase. -- Defined in section 179 of the Code.

(9) Warehousing and distribution. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

'§ 105-129.3. Distress tier designation.

(a) Tiers Defined. -- A distress tier one area is a county whose distress factor is one of the 10 highest in the State. A distress tier two area is a county whose distress factor is one of the next 15 highest in the State. A distress tier three area is a county whose distress factor is one of the next 25 highest in the State. A distress tier four area is a county whose distress factor is one of the next 25 highest in the State. A distress tier five area is any area that is not in a lower-numbered distress tier.

(b) Annual Designation. -- Each year, on or before December 31, the Secretary of Commerce shall assign to each county in the State a distress factor that is the sum of the following:

(1) The county's rank in a ranking of counties by rate of unemployment from lowest to highest.

(2) The county's rank in a ranking of counties by per capita income from highest to lowest.

(3) The county's rank in a ranking of counties by percentage growth in population from highest to lowest.

The Secretary of Commerce shall then rank all the counties within the State according to their distress factor from highest to lowest, identify all the areas of the State by distress tier, and provide this information to the Secretary of Revenue. A distress tier designation is effective only for the calendar year following the designation.

In measuring rates of unemployment and per capita income, the Secretary shall use the latest available data published by a State or federal agency generally recognized as having expertise concerning the data. In measuring population growth, the Secretary shall use the most recent estimates of population certified by the State Planning Officer.

'§ 105-129.4. Eligibility; forfeiture.

(a) Type of Business. -- A taxpayer is eligible for a credit allowed by this Article if the taxpayer engages in manufacturing or processing, warehousing or distributing, or data processing, and the machinery and equipment with respect to which a credit is claimed are used in that business and the research and development for which a credit is claimed are carried out as part of that business.

(b) Wage Standard. -- A taxpayer is eligible for the credit for investing in machinery and equipment or the credit for research and development if the jobs at the location with respect to which the credit is claimed meet the wage standard at the time the taxpayer applies for the credit. Jobs meet the wage standard if they pay an average weekly wage that is at least ten percent (10%) above the average weekly wage paid in the county in which the jobs will be

located. In calculating the average weekly wage of jobs, positions that pay a wage or salary at a rate that exceeds one hundred thousand dollars ($100,000) a year shall be excluded. For the purpose of this subsection, the average wage in a county is the average wage for all insured industries in the county as computed by the Employment Security Commission for the most recent period for which data are available.

(c) Forfeiture. -- A taxpayer forfeits a credit allowed under this Article if the taxpayer was not eligible for the credit at the time the taxpayer applied for the credit. A taxpayer who forfeits a credit under this Article is liable for all past taxes avoided as a result of the credit plus interest at the rate established under G.S. 105-241.1(i), computed from the date the taxes would have been due if the credit had not been allowed. The past taxes and interest are due 30 days after the date the credit is forfeited; a taxpayer who fails to pay the past taxes and interest by the due date is subject to the penalties provided in G.S. 105-236.

(d) Change in Ownership of Business. -- The sale, merger, acquisition, or bankruptcy of a business, or any other transaction by which an existing business reformulates itself as another business, does not create new eligibility in a succeeding business with respect to credits for which the predecessor was not eligible under this Article. A successor business may, however, take any installment of or carried-over portion of a credit that its predecessor could have taken if it had a tax liability.

'§ 105-129.5. Tax election; cap.

(a) Tax Election. -- The credits provided in this Article are allowed against the franchise tax levied in Article 3 of this Chapter and the income taxes levied in Article 4 of this Chapter. The taxpayer shall elect the tax against which a credit will be claimed when filing the application for the credit. This election is binding. Any carryforwards of the credit must be claimed against the same tax elected in the application.

(b) Cap. -- The credits allowed under this Article may not exceed fifty percent (50%) of the tax against which they are claimed for the taxable year, reduced by the sum of all other credits allowed against that tax, except tax payments made by or on behalf of the taxpayer. This limitation applies to the cumulative amount of credit, including carryforwards, claimed by the taxpayer under this Article against each tax for the taxable year. Any unused portion of the credit may be carried forward for the succeeding five years.

'§ 105-129.6. Application; reports.

(a) Application. -- To claim the credits allowed by this Article, the taxpayer must provide with the tax return the certification of the Secretary of Commerce that the taxpayer meets all of the eligibility requirements of G.S. 105-129.4 with respect to each credit. A taxpayer shall apply to the Secretary of Commerce for certification of eligibility. The application must be on a form

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

H18-ALCX-7/10 Page 4 of 6

provided by the Secretary of Commerce, must specify the credit and the tax against which it will be claimed, and must contain any information required by the Secretary of Commerce. If the Secretary determines that the taxpayer meets all of the eligibility requirements of G.S. 105-129.4 with respect to a credit, the Secretary shall issue a certificate describing the location with respect to which the credit is claimed, specifying the tax against which the credit will be claimed, outlining the eligibility requirements for the credit, and stating that the taxpayer meets the eligibility requirements. The Secretary of Commerce may adopt rules in accordance with Chapter 150B of the General Statutes that are needed to carry out the Secretary of Commerce's responsibilities under this section.

(b) Reports. -- The Department of Commerce shall report to the Department of Revenue and to the Fiscal Research Division of the General Assembly by May 1 of each year the following information for the 12-month period ending the preceding April 1:

(1) The number of applications for each credit allowed in this Article.

(2) The cost of new machinery and equipment with respect to which credits were applied for.

'§ 105-129.7. Substantiation.

To claim a credit allowed by this Article, the taxpayer must provide any information required by the Secretary of Revenue. Every taxpayer claiming a credit under this Article shall maintain and make available for inspection by the Secretary of Revenue any records the Secretary considers necessary to determine and verify the amount of the credit to which the taxpayer is entitled. The burden of proving eligibility for the credit and the amount of the credit shall rest upon the taxpayer, and no credit shall be allowed to a taxpayer that fails to maintain adequate records or to make them available for inspection.

'§ 105-129.8. Credit for investing in machinery and equipment.

(a) Credit. -- A taxpayer that has purchased new machinery and equipment and places it in service in this State during the taxable year is allowed a credit equal to a percentage of the excess of the eligible investment amount over the applicable threshold. If the new machinery and equipment are placed in service in a distress tier one area, the percentage rate is ten percent (10%). If the new machinery and equipment are placed in service in another area, the percentage rate is seven percent (7%). The credit may not be taken for the taxable year in which the equipment is placed in service but shall be taken in equal installments over the seven years following the taxable year in which the equipment is placed in service.

(b) Eligible Investment Amount. -- The eligible investment amount is the lesser of (i) the cost of the machinery and equipment and (ii) the amount by which the cost of all of the taxpayer's machinery and equipment that is in service in this State on the last day of

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

H18-ALCX-7/10 Page 5 of 6

the taxable year exceeds the cost of all of the taxpayer's machinery and equipment that was in service in this State on the last day of the base year. The base year is that year, of the three immediately preceding taxable years, in which the taxpayer had the most machinery and equipment in service in this State.

(c) Threshold. -- The applicable threshold is the appropriate amount set out in the following table based on the distress tier of the area where the new machinery and equipment are placed in service during the taxable year. If the taxpayer places new machinery and equipment in service in more than one area during the taxable year, the threshold applies separately to the new machinery and equipment placed in service in each area.

Area Distress Tier	Threshold
~~Tier One~~	$ ~~-0-~~
Tier Two	100,000
Tier Three	200,000
Tier Four	500,000
Tier Five	1,000,000

(d) Expiration. -- If, in one of the seven years in which the installment of a credit accrues, the machinery and equipment with respect to which the credit was claimed are sold or moved out of State, the credit expires and the taxpayer may not take any remaining installment of the credit. The taxpayer may, however, take the portion of an installment that accrued in a previous year and was carried forward to the extent permitted under G.S. 105-129.5.

If, in one of the seven years in which the installment of a credit accrues, the machinery and equipment with respect to which the credit was claimed are moved to an area in a higher-numbered distress tier, the remaining installments of the credit are allowed only to the extent they would have been allowed if the machinery and equipment had been placed in service initially in the area to which they were moved.

'**§ 105-129.9. Credit for research and development.**

A taxpayer who claims for the taxable year a federal income tax credit under section 41 of the Code for increasing research activities is allowed a credit equal to five percent (5%) of the State's apportioned share of the taxpayer's expenditures for increasing research activities. The State's apportioned share of a taxpayer's expenditures for increasing research activities is the excess of the taxpayer's qualified research expenses for the taxable year over the base amount, as determined under section 41 of the Code, multiplied by a percentage equal to the ratio of the taxpayer's qualified research expenses in this State for the taxable year to the taxpayer's total qualified research expenses for the taxable year. As used in this section, the terms 'qualified research expenses' and 'base amount' have the meaning provided in section 41 of the Code.'"

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 18

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

and on page 9, lines 30 and 34,
by deleting "105-129.4" and substituting "105-129.9" each time it appears.

SIGNED W.C. Owens Jr.
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED 7/11/96
58-54

Ruled material

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SB. # 2275
LATIVE DAY 4
HCS
READING 3
GRAY
AMEND #3-Owens
TAX REDUCTION ACT OF 1996
MOTION #2-Rep. Daughtry moves to table Rep. Owens' amendment

7/11/96
11:57 AM
IN CHAIR: SPEAKER

AYES - 58

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

NOES - 54

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

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 5

DECKER	LUEBKE	MINER	WOOD
LINNEY			

EXTRA SESSION #2

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 2276
[redacted]LATIVE DAY 4
H[redacted]HCS
READING 3
GRAY

7/11/96
12:02 PM
IN CHAIR: SPEAKER

TAX REDUCTION ACT OF 1996

AYES - 97

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

NOES - 18

ALEXANDER	EASTERLING	HUNT	MCLAUGHLIN
BARNES	FITCH	HUNTER, H.	RICHARDSON
BLUE	GAMBLE	LEE	WARNER
BOWEN	HACKNEY	LUEBKE	WRIGHT
CUNNINGHAM	HENSLEY		

EXCUSED ABSENCE - 3

MCMAHAN	MILLER, K.	REDWINE

EXCUSED VOTE - 0

NOT VOTING - 2

COCKLEREECE	MINER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 48/5--10:58 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/4TH EDITION

HOUSE BILL 18
READING 2

MOTION 2
FOR PREVIOUS QUESTION

AYE	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	ROYLER	WINNER
		EDWARDS	MARTIN R.		
	23	ALLRAN	COCHRANE	HORTON	PAGE
		BALLANTINE	DAVIS	KINCAID	SHAW
		BLUST	EAST	LEDBETTER	SIMPSON
		CARPENTER	FORRESTER	LITTLE	SMITH
		CARRINGTON	FOXX	MCDANIEL	WEBSTER
		CLARK	HARTSELL	MCKOY	

EXCUSED 0

NOT CAST 1 BLACKMON

ABSENT 0

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 49/6--10:58 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/4TH EDITION

HOUSE BILL 18
READING 2

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

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

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 4

H. B. No. 18 (4th Ed.)

~~S. B. No.~~ _____

DATE 6-19-96

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

COMMITTEE SUBSTITUTE SENATE

~~Rep.~~) KERR
Sen.)

moves to amend the bill on page 19, line 5 25-24

( ) WHICH CHANGES THE TITLE

by rewriting those lines to read:

"effective on the earliest date practicable. The "earliest date practicable" is considered to be the first day of the third month following the ratification of this act. The Part applies to sales made on or after the effective".

SIGNED J Ken.

ADOPTED 6-19-96 FAILED _____ TABLED _____

40-0 S Fish

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 56/3-- 9:05 AM | JULY 19, 1996 | LEGISLATIVE DAY 9

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/4TH EDITION

HOUSE BILL 18

AMEND 1

AYE	40	ALBERTSON	DANNELLY	LEDBETTER	PERDUE
		BALLANCE	DAVIS	LITTLE	PLEXICO
		BASNIGHT	EAST	LUCAS	PLYLER
		BLUST	FOXX	MARTIN R.	RAND
		CARPENTER	GULLEY	MARTIN W.	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SMITH
		CLARK	HORTON	MCKOY	SPEED
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PARNELL	WINNER
NO	0				
EXCUSED	0				
NOT CAST	1	SIMPSON			
ABSENT	9	ALLRAN	EDWARDS	HOBBS	SHAW
		BALLANTINE	FORRESTER	KINCAID	SOLES
		BLACKMON			
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 57/4-- 9:11 AM | JULY 19, 1996 | LEGISLATIVE DAY 9

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/4TH EDITION

HOUSE BILL 18
READING 3

AYE	39	ALBERTSON	DANNELLY	LEDBETTER	PERDUE
		BALLANCE	DAVIS	LITTLE	PLEXICO
		BASNIGHT	EAST	LUCAS	PLYLER
		BLUST	FOXX	MARTIN R.	RAND
		CARPENTER	GULLEY	MARTIN W.	SHERRON
		CARRINGTON	HARTSELL	MCDANIEL	SMITH
		CLARK	HORTON	MCKOY	SPEED
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JORDAN	PAGE	WINNER
		COOPER	KERR	PARNELL	
NO	0				
EXCUSED	0				
NOT CAST	2	SIMPSON	WEBSTER		
ABSENT	9	ALLRAN	EDWARDS	HOBBS	SHAW
		BALLANTINE	FORRESTER	KINCAID	SOLES
		BLACKMON			
PAIRS	1				
AYE		FORRESTER			
NO		WEBSTER			

COPY)

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 2307
LEGISLATIVE DAY 10
H18 SCS

7/23/96
3:00 PM
IN CHAIR: SPEAKER

TAX REDUCTION ACT OF 1996
MOTION #11 - Rep Gray moves not to concur.

AYES - 86

SPEAKER	CREECH	HUNT	RAMSEY
ADAMS	CULP	IVES	RAYFIELD
ALDRIDGE	CULPEPPER	JUSTUS	REYNOLDS
ALLRED	CUMMINGS	KISER	ROGERS
ARNOLD	DAUGHTRY	LEE	RUSSELL
BAKER	DAVIS	LEMMOND	SEXTON
BEALL	DECKER	MCCOMAS	SHARPE
BERRY	DOCKHAM	MCCOMBS	SHAW
BLACK	EDDINS	MCMAHAN	SHERRILL
BOWEN	EDWARDS	MERCER	SHUBERT
BOWIE	ELLIS	MILLER, K.	SUTTON
BOYD-MCINTYRE	ESPOSITO	MINER	THOMPSON
BRASWELL	FOX	MITCHELL	TOLSON
BRAWLEY	GARDNER	MORGAN	WAINWRIGHT
BROWN, J.	GRADY	NEELY	WARNER
BUCHANAN	GRAY	NICHOLS	WATSON
CANSLER	HAYES	NYE	WEATHERLY
CAPPS	HIATT	OWENS	WILSON, C.
CARPENTER	HIGHTOWER	PATE	WILSON, G.
CHURCH	HILL	PRESTON	WRIGHT
COCKLEREECE	HOLMES	PULLEY	YONGUE
CRAWFORD	HOWARD		

NOES - 19

ALEXANDER	HENSLEY	MCALLISTER	REDWINE
BARNES	HUNTER, H.	MCCRARY	STEWART
EASTERLING	HUNTER, R.	MICHAUX	WILKINS
FITCH	LOCKE	MILLER, G.	WOMBLE
HACKNEY	LUEBKE	OLDHAM	

EXCUSED ABSENCE - 12

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 3

HURLEY	LINNEY	TALLENT

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[illegible] # 2330
[illegible]SLATIVE DAY 17
H[illegible] SCS
CONFERENCE REPORT -
GRAY

8/01/96
1:38 PM
IN CHAIR: SPEAKER

TAX REDUCTION ACT OF 1996 - ruled material - 2nd reading

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 6

BROWN, J.	HOWARD	WILSON, C.	WOOD
GAMBLE	MCLAUGHLIN		

EXCUSED VOTE - 0

NOT VOTING - 4

EDWARDS	LINNEY	MILLER, K.	WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 18, 2nd Extra Session, 1996

H18-CRLCX-7/24

[YES] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 18, A BILL TO BE ENTITLED AN ACT TO ALLOW INCOME AND FRANCHISE TAX CREDITS FOR INVESTMENT IN MACHINERY AND EQUIPMENT, CREATING JOBS, INCREASING RESEARCH AND DEVELOPMENT, AND WORKER TRAINING, TO MODIFY THE SALES TAX TREATMENT OF BUNDLED TRANSACTIONS, TO EXPAND THE PROPERTY TAX HOMESTEAD EXEMPTION, AND TO REDUCE THE FRANCHISE TAX ON CERTAIN INVENTORIES, Senate Finance Committee Substitute Adopted 7/17/96, Fifth Edition Engrossed 7/19/96, submit the following report:

The House and Senate agree to the following amendment to the Senate Finance Committee Substitute, Fifth Edition Engrossed 7/19/96, and the House concurs in the Senate Finance Committee Substitute, Fifth Edition Engrossed 7/19/96, as amended:

Delete the entire Senate Finance Committee Substitute, Fifth Edition Engrossed 7/19/96, and substitute the attached Proposed Conference Committee Substitute PCCS5289-LCX.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 18, 2nd Extra Session, 1996

H18-CRLCX-7/24

Date conferees approved report: July 31, 1996.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Lyons Gray
J.K. Sherron, Jr.	Gene G. Arnold
David W. Hoyle	Constance K. Wilson
R.C. Soles, Jr.	Cherie Killian Berry
Charles W. Albertson	Lanier M. Cansler
J. Richard Conder	W. Edwin McMahan
Anthony E. Rand	Dewey L. Hill
Charlie S. Dannelly	W. Pete Cunningham
John H. Carrington	J. Russell Capps
Fletcher L. Hartsell, Jr.	Richard T. Morgan
Robert G. Shaw	

Submitted 7/31/96
ADOPTED 2nd Reading RC (1101 0) Message Received 8/2/96
ADOPTED 3rd Reading RC (1001 0) Ordered Enrolled 8/2/96

D Thurber

— Ruled material — placed on calendar for 8/1/96 constituting 1st Reading 7/31/96

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 78/5-- 3:20 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/5TH EDITION

HOUSE BILL 18
READING 2
CONFERENCE REPORT

MOTION 7
TO ADOPT

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

EXCUSED	0			
NOT CAST	2	ALLRAN	BASNIGHT	
ABSENT	3	FORRESTER	HOBBS	PARNELL
PAIRS	0			
AYE				
NO				

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 84/11-- 4:15 PM AUGUST 1, 1996 LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/5TH EDITION

HOUSE BILL 18
READING 2
CONFERENCE REPORT

MOTION 7
TO ADOPT

RECORDED
AYE 1 BASNIGHT
ADJUSTED TOTAL
AYE 46
NO 0
NOT CAST 1
ABSENT 3

PY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 84/11-- 4:15 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/5TH EDITION

HOUSE BILL 18
READING 2
CONFERENCE REPORT

MOTION 7
TO ADOPT

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

EXCUSED	0			
NOT CAST	1	ALLRAN		
ABSENT	3	FORRESTER	HOBBS	PARNELL
PAIRS	0			
AYE				
NO				

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 18, 2nd Extra Session, 1996

H18-CRLCX-7/24

[YES] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 18, A BILL TO BE ENTITLED AN ACT TO ALLOW INCOME AND FRANCHISE TAX CREDITS FOR INVESTMENT IN MACHINERY AND EQUIPMENT, CREATING JOBS, INCREASING RESEARCH AND DEVELOPMENT, AND WORKER TRAINING, TO MODIFY THE SALES TAX TREATMENT OF BUNDLED TRANSACTIONS, TO EXPAND THE PROPERTY TAX HOMESTEAD EXEMPTION, AND TO REDUCE THE FRANCHISE TAX ON CERTAIN INVENTORIES, Senate Finance Committee Substitute Adopted 7/17/96, Fifth Edition Engrossed 7/19/96, submit the following report:

The House and Senate agree to the following amendment to the Senate Finance Committee Substitute, Fifth Edition Engrossed 7/19/96, and the House concurs in the Senate Finance Committee Substitute, Fifth Edition Engrossed 7/19/96, as amended:

Delete the entire Senate Finance Committee Substitute, Fifth Edition Engrossed 7/19/96, and substitute the attached Proposed Conference Committee Substitute PCCS5289-LCX.

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

SEE PAGE 2

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 18, 2nd Extra Session, 1996

H18-CRLCX-7/24

Date conferees approved report: July 31, 1996.

Conferees for the Senate

John H. Kerr, III

J.K. Sherron, Jr.

David W. Hoyle

H.C. Soles, Jr.

Charles W. Albertson

J. Richard Conder

Anthony E. Rand

Charlie S. Dannelly

John H. Carrington

Fletcher L. Hartsell, Jr

Robert C. Shaw

Conferees for the House of Representatives

Lyons Gray

Gene G. Arnold

Constance K. Wilson

Cherie Killian Berry

Lanier M. Cansler

W. Edwin McMahan

Dewey F. Hill

W. Pete Cunningham

J. Russell Capps

Richard T. Morgan

(CHANGES TITLE)

Submitted 7-31-96 - Held MATERIAL CONSTITUTES 1st Rdg (ADJUSTED AYES 46 - NOES 0)

2nd Rdg ADOPTED 8-1-96 (45 / 0) NOES Message Received

3rd Rdg ADOPTED 8-2-96 (42 / 0) Ordered Enrolled

PLACED ON CALENDAR FOR 8/1 UPON 2nd Rdg. FOR ADOPTION 7-31-96

PLACED ON CALENDAR FOR 8/2 UPON 3rd Rdg FOR ADOPTION 8-1-96

(RELEASE)

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2337
LEGISLATIVE DAY 18
H18 SCS
CONFERENCE REPORT
GRAY

8/02/96
12:16 PM
IN CHAIR: SPEAKER

RC

TAX REDUCTION ACT OF 1996 - ruled material - 3rd Reading

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - ~~10~~ 13 Dweeks

BROWN, J.	GAMBLE	MCLAUGHLIN	WILSON, C.
CULP	HOWARD	ROBINSON, G.	WOOD
FITCH	LUEBKE	CREECH	ESPOSITO
			HOLMES Dweeks

EXCUSED VOTE - 0

NOT VOTING - ~~10~~ 7 Dweeks

BERRY	EDWARDS	LEMMOND	WAINWRIGHT
CLARY	~~ESPOSITO~~	LINNEY	WOMBLE
~~CREECH~~	~~HOLMES~~ Dweeks		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 89/4-- 2:34 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

GRAY
TAX REDUCTION ACT OF 1996
SENATE COM SUB/5TH EDITION

HOUSE BILL 18
READING 3
CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	42	ALBERTSON	DAVIS	LITTLE	PLYLER
		BALLANCE	EAST	LUCAS	RAND
		BALLANTINE	EDWARDS	MARTIN R.	SHAW
		BASNIGHT	FORRESTER	MARTIN W.	SHERRON
		BLACKMON	FOXX	MCDANIEL	SMITH
		BLUST	HARTSELL	MCKOY	SOLES
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PERDUE	WEBSTER
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	LEDBETTER		
NO	0				

EXCUSED	0				
NOT CAST	4	ALLRAN	CONDER	HOBBS	SIMPSON
ABSENT	4	CARPENTER	GULLEY	KINCAID	PARNELL
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0019 JUL -8 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8309*-LBX

Short Title: Castle Hayne Incorporation. (Local)

Sponsors: Representatives Nye and Wright.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF CASTLE HAYNE, SUBJECT TO A REFERENDUM.

The General Assembly of North Carolina enacts:

Section 1. A Charter for the Town of Castle Hayne is enacted to read:

"CHARTER OF THE TOWN OF CASTLE HAYNE.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

"Sec. 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town of Castle Hayne are a body corporate and politic under the name 'Town of Castle Hayne'. Under that name they have all the powers, duties, rights, privileges, and immunities conferred and imposed upon cities by the general law of North Carolina.

"CHAPTER II.

"CORPORATE BOUNDARIES.

"Sec. 2.1. **Town Boundaries.** Until modified in accordance with law, the boundaries of the Town of Castle Hayne are as follows:

Lying and being in New Hanover County and beginning at the center of the Northeast Cape Fear River in the northeasternmost point where Island Creek intersects the river and is the boundary of Pender County to the East, following said Island Creek southward under Holly Shelter Road, continuing South approximately 1 mile where Island Creek departs from the New Hanover/Pender line running West and South to where Island Creek meets Sidbury Road. From the South right-of-way boundary of Sidbury Road and running at a West by West-South Westward direction along said Sidbury Road to where it intersects with Blue Clay Road, thence South by Southwest on Blue Clay Road South right-of-way to where Blue Clay Road intersects

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0020 JUL -8 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8297-LBX

Short Title: Wilson's Mills. (Local)

Sponsors: Representative Creech.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REACTIVATE THE CHARTER OF THE TOWN OF WILSON'S MILLS IN JOHNSTON COUNTY.

The General Assembly of North Carolina enacts:

Section 1. A Charter for the Town of Wilson's Mills is enacted to read:

"CHARTER OF THE TOWN OF WILSON'S MILLS.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

"Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town of Wilson's Mills are a body corporate and politic under the name 'Town of Wilson's Mills'. Under that name they have all the powers, duties, rights, privileges, and immunities conferred and imposed upon cities by the general law of North Carolina.

"CHAPTER II.

"CORPORATE BOUNDARIES.

"Sec. 2.1. **Town Boundaries.** Until modified in accordance with law, the boundaries of the Town of Wilson's Mills are as follows:

"Beginning at a point where the east R/W line of SR 1914 intersects the southern R/W of Hwy 70 bypass. Thence along the southern R/W of 70 bypass in a westerly direction to where it intersects with Kenneth R. Jones (Twin Creek S/D) thence in a southerly direction to the southeastern corner of Tax Parcel 17507015. Thence following along the southern line of Tax Parcel 17507015 to where it intersects the eastern right of way of Swift Creek Rd. thence along the eastern of Swift Creek Road in a southerly direction to where it intersects with the western line of Glenview Acres thence along the lines of Glenview Acres encompassing above said subdivision to the western R/W line of Swift Creek Rd. thence along said right of way in a northerly

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 2287
LEGISLATIVE DAY 7
H20 HCS
READING 2
CREECH

7/17/96
10:47 AM
IN CHAIR: SPEAKER

WILSON'S MILLS/FOUR OAKS

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	ROBINSON, G.	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	DAUGHTRY	HUNTER, H.	MILLER, G.
BERRY	HIATT	LINNEY	MITCHELL
BOWEN	HILL	MCCOMBS	RICHARDSON
CUNNINGHAM	HOLMES		

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2290
[redacted]SLATIVE DAY 8
H[redacted] HCS
READING 3
CREECH

7/18/96
10:36 AM
IN CHAIR: SPEAKER

WILSON'S MILLS/FOUR OAKS

AYES - 95

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

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 10

MCMAHAN	PULLEY	SHERRILL	THOMPSON
NEELY	RICHARDSON	SUTTON	WRIGHT
NYE	ROBINSON, G.		

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	GARDNER	LUEBKE	SHAW
BLUE	HUNTER, H.	MCALLISTER	WAINWRIGHT
CLARY	LEMMOND	MICHAUX	WARNER
FITCH	LINNEY		

H20 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 83/10-- 4:09 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

CREECH
WILSON'S MILLS
COM SUB/2ND EDITION

HOUSE BILL 20
READING 2



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

EXCUSED	0				
NOT CAST	2	ALLRAN	KINCAID		
ABSENT	4	FORRESTER	GULLEY	HOBBS	PARNELL
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 94/9-- 2:32 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

CREECH
WILSON'S MILLS
COM SUB/2ND EDITION

HOUSE BILL 20
READING 3



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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0021 JUL -8 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4279-LB417B

Short Title: Ctr. App. Textile Tech/Cap. Funds. (Public)

Sponsors: Representative Rayfield.

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 1996-97 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, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0022 JUL -8 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8313-LC

Short Title: Soft Drink Tax on Milk Drinks. (Public)

Sponsors: Representatives Wainwright and Nichols.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT MILK PRODUCTS THAT ARE EXEMPT FROM THE SOFT DRINK TAX ARE NOT REQUIRED TO REGISTER WITH THE DEPARTMENT OF REVENUE FOR THE EXEMPTION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-113.46 reads as rewritten:

"**§ 105-113.46. Exemptions.**

The taxes imposed by this Article do not apply to an item that is listed in this section and, if the item is a bottled soft drink or a juice concentrate included in subdivision ~~(2), (3),~~ (3) or (3a), is registered with the Secretary in accordance with G.S. 105-113.47:

~~(1) A natural liquid milk drink produced by a farmer or a dairy.~~

(2) A bottled soft drink that contains ~~at least thirty-five percent (35%) natural milk measured by volume and is not exempt under subdivision (1).~~ milk.

(3) Natural juice.

(3a) Juice that would be natural if it did not contain sugar.

(4) Natural water.

(5) A base product used to make a bottled soft drink subject to tax under this Article.

(6) Coffee or tea in any form.

(7) A bottled soft drink or base product sold outside the State.

(8) A bottled soft drink or base product sold to the federal government.

H.B. 1
0023
HOUSE PRINC

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH5273

Short Title: Fire Pensions Increased. (Public)

Sponsors: Representative Mercer.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MONTHLY PENSION PAYMENTS FOR QUALIFIED FIREMEN AND ELIGIBLE RESCUE SQUAD WORKERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-86-55 reads as rewritten:

"**§ 58-86-55. Monthly pensions upon retirement.**

Any member who has served 20 years as an 'eligible fireman' or 'eligible rescue squad worker' in the State of North Carolina, as provided in G.S. 58-86-25 and G.S. 58-86-30, and who has attained the age of 55 years is entitled to be paid a monthly pension from this fund. The monthly pension shall be in the amount of one hundred ~~thirty-five dollars ($135.00)~~ forty dollars ($140.00) per month. Any retired fireman receiving a pension of one hundred ~~ten dollars ($110.00)~~ thirty-five dollars ($135.00) per month shall, effective July 1, ~~1995,~~ 1996, receive a pension of one hundred ~~thirty-five dollars ($135.00)~~ forty dollars ($140.00) per month.

Members shall pay ten dollars ($10.00) per month as required by G.S. 58-86-35 and G.S. 58-86-40 for a period of no longer than 20 years. No 'eligible rescue squad member' shall receive a pension prior to July 1, 1983. No member shall be entitled to a pension hereunder until the member's official duties as a fireman or rescue squad worker for which the member is paid compensation shall have been terminated and the member shall have retired as such according to standards or rules fixed by the board of trustees.

A member who is totally and permanently disabled while in the discharge of the member's official duties as a result of bodily injuries sustained or as a result of extreme exercise or extreme activity experienced in the course and scope of those official duties and who leaves the fire or rescue squad service because of this

H.B. FILED
0024 JUL -8 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRHA317-LG

Short Title: HIV Funds. (Public)

Sponsors: Representative H. Hunter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO PROVIDE LIFE-SUSTAINING MEDICATION FOR ELIGIBLE PERSONS INFECTED WITH HIV.

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 Adult Health, the sum of five hundred thousand dollars ($500,000) for the 1996-97 fiscal year to provide life-sustaining medications for medically indigent, non-Medicaid eligible people infected with the human immunodeficiency virus, as defined in rules adopted by the Commission for Health Services.

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

H-0025

H.B. FILED
0025 JUL -8 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH8311-RN

Short Title: Lake Gaston Econ. Dev. Funds. (Public)

Sponsors: Representative H. Hunter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR ECONOMIC AND TOURISM DEVELOPMENT BY THE LAKE GASTON REGIONAL DEVELOPMENT ASSOCIATION.

Whereas, Northeastern North Carolina is one of the most economically distressed areas in the State and the lack of jobs, industrial development, and infrastructure have contributed to declining educational systems and lack of growth in the region; and

Whereas, Lake Gaston has been identified in a feasibility study by the Eastern Minority Economic Development Council as an untapped resource for tourism development in the northeastern area of the State; and

Whereas, the study and a subsequent feasibility study by EBBARC International, Inc., have determined that the Lake Gaston area is an ideal site for a conference center and related facilities and that the revenues generated at the conference center and related facilities would have a positive impact in surrounding counties throughout Northeastern North Carolina, including the creation of nearly 500 jobs in the first year and an annual impact on the regional economy of 30 million dollars; and

Whereas, the Lake Gaston Development Association has been formed as a partnership between public, private, and community interests for the promotion and development of tourism and economic improvement in the northeast region of the State, particularly the Lake Gaston area; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Lake Gaston Development Association the sum of one million seven hundred thousand

H-0026

H.B. FILED

0026 JUL -8 96

HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRHA316-LL

Short Title: Narcotics Task Force Funds. (Public)

Sponsors: Representative H. Hunter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE ROANOKE-CHOWAN NARCOTICS TASK FORCE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Crime Control and Public Safety the sum of two hundred thousand dollars ($200,000) for the 1996-97 fiscal year to support the Roanoke/Chowan Narcotics Task Force.

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

H.B. FILED
0027 JUL -8 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH2286-LB371

Short Title: Gaming Study Commission. (Public)

Sponsors: Representative H. Hunter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE NORTH CAROLINA GAMING STUDY COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. The North Carolina Gaming Study Commission is created. The Commission shall consist of 10 members as follows:

(1) Five members appointed by the President Pro Tempore of the Senate, at least one of whom is not a member of the General Assembly; and

(2) Five members appointed by the Speaker of the House of Representatives, at least one of whom is not a member of the General Assembly.

Sec. 2. The President Pro Tempore of the Senate shall designate one appointee as cochairman and the Speaker of the House of Representatives shall designate one appointee as cochairman.

Sec. 3. The Commission shall study gaming in North Carolina.

Sec. 4. The Commission may submit an interim report of its findings and recommendations to the General Assembly on or before the reconvening of the 1995 Regular Session of the General Assembly in 1996 by filing the report with the President Pro Tempore of the Senate and the Speaker of the House of Representatives. The Commission shall submit a final report of its findings and recommendations to the General Assembly on or before the first day of the 1997 Session of the General Assembly by filing the report with the President Pro Tempore of the Senate and the Speaker of the House of Representatives. Upon filing its final report, the Commission shall terminate.

H-0028

H.B. FILED

H 0 2 8 JUL -8 96

HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH2285-LF350(7.8)

Short Title: "Another Choice" Adoption Funds. (Public)

Sponsors: Representative H. Hunter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO "ANOTHER CHOICE FOR BLACK CHILDREN", A LICENSED PRIVATE ADOPTION AGENCY IN NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Department of Human Resources the sum of one hundred fifty thousand dollars ($150,000) for the 1996-97 fiscal year for Another Choice for Black Children, a licensed private statewide adoption agency headquartered in Sanford. These funds shall be used to assist county departments of social services in recruiting adoptive homes for African-American and other special needs foster children in North Carolina.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0029 JUL -9 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2284

Short Title: Add Trustees/Univ. System. (Public)

Sponsors: Representative Grady.

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

SECOND EXTRA SESSION 1996

H

H.B. FILED 0030 JUL -9 96 HOUSE PRINCIPAL CLERK D

HOUSE DRH8300-LC147S

Short Title: Refund Federal Retirees. (Public)

Sponsors: Representatives Grady and Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FEDERAL RETIREES A REFUNDABLE TAX CREDIT, WITHOUT INTEREST, FOR STATE INCOME TAX PAID ON THEIR RETIREMENT BENEFITS FOR TAX YEARS 1985 THROUGH 1988.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-151.20 reads as rewritten:

"**§ 105-151.20. ~~Credit~~ Refundable credit for tax paid on certain ~~government~~ federal retirement benefits.**

(a) Purpose; Definitions. -- The purpose of this section is to benefit certain retired federal government workers on account of their public service. The following definitions apply in this section:

(1) Federal retirement benefits. -- Retirement benefits received from one or more federal government retirement plans.

(2) Net pension tax. -- The amount of tax a taxpayer paid under this Division for the 1985, 1986, 1987, and 1988 tax years on federal retirement benefits, without interest, less any part of the tax for which the taxpayer received a credit under this section before 1997 and any part of the tax refunded to the taxpayer before 1997.

(3) Tax year. -- The taxpayer's taxable year beginning on a day in the applicable calendar year.

(b) Credit. -- A taxpayer who received ~~government~~ federal retirement benefits during the 1985, 1986, 1987, or 1988 tax year may claim a credit against the tax imposed by this Division equal to the net pension tax on those benefits. In the case of a taxpayer who is deceased, the surviving spouse may claim the credit in the name of the deceased taxpayer; if there is no surviving spouse, the representative of the

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2310
LEGISLATIVE DAY 12

7/25/96
12:12 PM
IN CHAIR: SPEAKER

MOTION #3 - Rep. Daughtry calls the previous question on Rep. Morgan's motion to suspend the Rules in order that H30 be withdrawn from standing committee + placed on calendar for immediate consideration

AYES - 59

ALLRED	CUMMINGS	JUSTUS	RAYFIELD
ARNOLD	DAUGHTRY	KISER	REYNOLDS
BAKER	DAVIS	LOCKE	ROBINSON, J.
BARBEE	DECKER	MCCOMAS	RUSSELL
BEALL	DOCKHAM	MCCOMBS	SEXTON
BOWIE	EDDINS	MCMAHAN	SHARPE
BRAWLEY	EDWARDS	MINER	SHAW
BROWN, J.	ESPOSITO	MITCHELL	SHERRILL
BUCHANAN	FITCH	MORGAN	SHUBERT
CANSLER	GARDNER	NICHOLS	THOMPSON
CAPPS	GRADY	NYE	WATSON
CARPENTER	HOLMES	OWENS	WEATHERLY
COCKLEREECE	HOWARD	PRESTON	WILKINS
CREECH	HURLEY	PULLEY	WILSON, G.
CULP	IVES	RAMSEY	

NOES - 44

ADAMS	EASTERLING	LEE	REDWINE
ALEXANDER	FOX	LEMMOND	RICHARDSON
BARNES	GRAY	LUEBKE	ROGERS
BLUE	HACKNEY	MCALLISTER	STEWART
BOWEN	HENSLEY	MCCRARY	SUTTON
BOYD-MCINTYRE	HIATT	MERCER	TOLSON
BRASWELL	HIGHTOWER	MICHAUX	WARNER
CHURCH	HILL	MILLER, G.	WILSON, C.
CRAWFORD	HUNT	MILLER, K.	WOOD
CULPEPPER	HUNTER, H.	NEELY	WRIGHT
EARLE	HUNTER, R.	OLDHAM	YONGUE

EXCUSED ABSENCE - 7

ALDRIDGE	DICKSON	HAYES	ROBINSON, G.
CLARY	GAMBLE	PATE	

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CUNNINGHAM	MCLAUGHLIN	WAINWRIGHT
BERRY	ELLIS	TALLENT	WOMBLE
BLACK	LINNEY		

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2311
LEGISLATIVE DAY 12

7/25/96
12:13 PM
IN CHAIR: SPEAKER

MOTION #12- Rep. Morgan moves to suspend the Rules in order that H30 be removed from committee and placed on the calendar for immediate consideration

AYES - 72

ALLRED	DECKER	MCALLISTER	RICHARDSON
ARNOLD	DOCKHAM	MCCOMAS	ROBINSON, J.
BAKER	EDDINS	MCCOMBS	RUSSELL
BARBEE	EDWARDS	MCCRARY	SEXTON
BEALL	ESPOSITO	MCMAHAN	SHARPE
BOWIE	FITCH	MINER	SHAW
BRAWLEY	FOX	MITCHELL	SHERRILL
BROWN, J.	GARDNER	MORGAN	SHUBERT
BUCHANAN	GRADY	NICHOLS	STEWART
CANSLER	HIATT	NYE	SUTTON
CAPPS	HOLMES	OLDHAM	THOMPSON
CARPENTER	HOWARD	OWENS	WARNER
COCKLEREECE	HUNTER, H.	PRESTON	WATSON
CREECH	HURLEY	PULLEY	WEATHERLY
CULP	IVES	RAMSEY	WILKINS
CUMMINGS	JUSTUS	RAYFIELD	WILSON, C.
DAUGHTRY	KISER	REDWINE	WILSON, G.
DAVIS	LOCKE	REYNOLDS	YONGUE

NOES - 31

ADAMS	CRAWFORD	HILL	MILLER, G.
ALEXANDER	CULPEPPER	HUNT	MILLER, K.
BARNES	EARLE	HUNTER, R.	NEELY
BLUE	EASTERLING	LEE	ROGERS
BOWEN	GRAY	LEMMOND	TOLSON
BOYD-MCINTYRE	HACKNEY	LUEBKE	WOOD
BRASWELL	HENSLEY	MERCER	WRIGHT
CHURCH	HIGHTOWER	MICHAUX	

EXCUSED ABSENCE - 7

ALDRIDGE	DICKSON	HAYES	ROBINSON, G.
CLARY	GAMBLE	PATE	

EXCUSED VOTE - 1

CUNNINGHAM

NOT VOTING - 9

SPEAKER	ELLIS	MCLAUGHLIN	WAINWRIGHT
BERRY	LINNEY	TALLENT	WOMBLE
BLACK			

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S # 2312
LEGISLATIVE DAY 12
H30
READING 2
GRADY

7/25/96
12:34 PM
IN CHAIR: SPEAKER

REFUND FEDERAL RETIREES
MOTION #3-Rep. Grady calls previous question

AYES - 84

ALLRED	CUMMINGS	JUSTUS	REDWINE
ARNOLD	DAUGHTRY	KISER	REYNOLDS
BAKER	DAVIS	LEMMOND	ROBINSON, J.
BARBEE	DECKER	LOCKE	ROGERS
BEALL	DOCKHAM	MCALLISTER	RUSSELL
BOWEN	EDDINS	MCCOMAS	SEXTON
BOWIE	EDWARDS	MCCOMBS	SHARPE
BOYD-MCINTYRE	ESPOSITO	MCCRARY	SHAW
BRASWELL	FOX	MCMAHAN	SHERRILL
BRAWLEY	GARDNER	MERCER	SHUBERT
BROWN, J.	GRADY	MINER	STEWART
BUCHANAN	GRAY	MITCHELL	THOMPSON
CANSLER	HIATT	MORGAN	TOLSON
CAPPS	HIGHTOWER	NICHOLS	WARNER
CARPENTER	HILL	NYE	WATSON
CHURCH	HOLMES	OLDHAM	WEATHERLY
COCKLEREECE	HOWARD	OWENS	WILKINS
CRAWFORD	HUNT	PRESTON	WILSON, C.
CREECH	HUNTER, H.	PULLEY	WILSON, G.
CULP	HURLEY	RAMSEY	WOOD
CULPEPPER	IVES	RAYFIELD	YONGUE

NOES - 14

ADAMS	EARLE	HENSLEY	NEELY
ALEXANDER	EASTERLING	HUNTER, R.	RICHARDSON
BARNES	FITCH	LUEBKE	WRIGHT
BLUE	HACKNEY		

EXCUSED ABSENCE - 7

ALDRIDGE	DICKSON	HAYES	ROBINSON, G.
CLARY	GAMBLE	PATE	

EXCUSED VOTE - 2

CUNNINGHAM	SUTTON

NOT VOTING - 13

SPEAKER	LEE	MICHAUX	TALLENT
BERRY	LINNEY	MILLER, G.	WAINWRIGHT
BLACK	MCLAUGHLIN	MILLER, K.	WOMBLE
ELLIS			

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2313
LEGISLATIVE DAY 12
H30
READING 2
GRADY

7/25/96
12:34 PM
IN CHAIR: SPEAKER

REFUND FEDERAL RETIREES

AYES - 96

SPEAKER	CULP	HURLEY	RAYFIELD
ADAMS	CULPEPPER	IVES	REDWINE
ALEXANDER	CUMMINGS	JUSTUS	REYNOLDS
ALLRED	DAUGHTRY	KISER	RICHARDSON
ARNOLD	DAVIS	LEMMOND	ROBINSON, J.
BAKER	DECKER	LOCKE	ROGERS
BARBEE	DOCKHAM	MCALLISTER	RUSSELL
BARNES	EARLE	MCCOMAS	SEXTON
BEALL	EASTERLING	MCCOMBS	SHARPE
BLUE	EDDINS	MCCRARY	SHAW
BOWEN	EDWARDS	MCMAHAN	SHERRILL
BOWIE	ESPOSITO	MERCER	SHUBERT
BOYD-MCINTYRE	FITCH	MICHAUX	STEWART
BRASWELL	FOX	MILLER, G.	THOMPSON
BRAWLEY	GRADY	MINER	TOLSON
BROWN, J.	HACKNEY	MITCHELL	WARNER
BUCHANAN	HENSLEY	MORGAN	WATSON
CANSLER	HIATT	NICHOLS	WEATHERLY
CAPPS	HIGHTOWER	NYE	WILKINS
CARPENTER	HILL	OLDHAM	WILSON, C.
CHURCH	HOLMES	OWENS	WILSON, G.
COCKLEREECE	HUNT	PRESTON	WOOD
CRAWFORD	HUNTER, H.	PULLEY	WRIGHT
CREECH	HUNTER, R.	RAMSEY	YONGUE

NOES - 3

GRAY	LUEBKE	NEELY

EXCUSED ABSENCE - 7

ALDRIDGE	DICKSON	HAYES	ROBINSON, G.
CLARY	GAMBLE	PATE	

EXCUSED VOTE - 2

CUNNINGHAM	SUTTON

NOT VOTING - 12

BERRY	GARDNER	LINNEY	TALLENT
BLACK	HOWARD	MCLAUGHLIN	WAINWRIGHT
ELLIS	LEE	MILLER, K.	WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 77/4-- 3:07 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

GRADY
REFUND FEDERAL RETIREES
SENATE COM SUB/2ND EDITION

HOUSE BILL 30
READING 2



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

EXCUSED	0			
NOT CAST	1	ALLRAN		
ABSENT	3	FORRESTER	HOBBS	PARNELL
PAIRS	0			
AYE				
NO				

EXTRA SESSION

#2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S.B. # 2346
LEGISLATIVE DAY 19
H30 SCS

8/03/96
8:35 AM
IN CHAIR: SPEAKER

EV

GRADY

REFUND FEDERAL RETIREES
MOTION #11 - Concur in Senate Comm. Sub.

AYES - ~~97~~ 98 DWeeks

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

NOES - 2

GRAY	NEELY

EXCUSED ABSENCE - 5

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			

EXCUSED VOTE - 3

CUNNINGHAM	PATE	SUTTON

NOT VOTING - ~~13~~ 12 DWeeks

SPEAKER	EDWARDS	HOLMES	MCLAUGHLIN
BLACK	FITCH	HOWARD	MILLER, K.
CLARY	GAMBLE	LINNEY	WOMBLE
~~DECKER~~ DWeeks			

Rep. Decker requests to be recorded as voting "aye."
The Speaker so orders. DWeeks

H30 SCS

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2346
LEGISLATIVE DAY 19
H30 SCS

8/03/96
8:35 AM
IN CHAIR: SPEAKER

EVC

GRADY

REFUND FEDERAL RETIREES
MOTION #11 - Concur in Senate Comm. Sub.

AYES - ~~97~~ 98 DWeeks

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

NOES - 2

GRAY	NEELY

EXCUSED ABSENCE - ~~5~~ 6

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			McLAUGHLIN DW

EXCUSED VOTE - 3

CUNNINGHAM	PATE	SUTTON

NOT VOTING - ~~13~~ 11 DWeeks

SPEAKER	EDWARDS	HOLMES	~~MCLAUGHLIN~~ DW
BLACK	FITCH	HOWARD	MILLER, K.
CLARY	GAMBLE	LINNEY	WOMBLE
~~DECKER~~ DWeeks			

Rep. Decker requests to be recorded as voting "aye."
The Speaker so orders. DWeeks

H30 SCS

H.B. FILED
0031 JUL -9 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRHA313*-LG295(7.8)A

Short Title: UNC Diabetes Expansion Funds. (Public)

Sponsors: Representative G. Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE EXPANSION OF THE INTERDISCIPLINARY DIABETES PROGRAM AT THE SCHOOL OF MEDICINE AT THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL.

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 five hundred thousand dollars ($500,000) for the 1996-97 fiscal year to be used to expand the Interdisciplinary Diabetes Program at the School of Medicine at the University of North Carolina at Chapel Hill. These funds shall be used to support additional faculty and staff and for other costs related to expanding the Program.

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

H.B. FILED
0032 JUL -9 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRHA310-LGQ282(7.5)A

Short Title: Museum of Life and Science Funds. (Public)

Sponsors: Representative G. Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW EXHIBIT AT THE NORTH CAROLINA MUSEUM OF LIFE AND SCIENCE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Museum of Life and Science, Inc., a nonprofit corporation, the sum of eight million dollars ($8,000,000) for the 1996-97 fiscal year for planning, designing, and constructing a one-of-a-kind outdoor science exhibit called BioQuest. The exhibit will provide a unique educational opportunity to museum visitors by enabling them to observe animals and plants in their natural environment through interactive exhibits.

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

H.B. FILED
0033 JUL -9 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH8305-LL268(7.5)

Short Title: Reimburse Counties/Inmate Housing. (Public)

Sponsors: Representative G. Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR REIMBURSEMENT TO COUNTIES FOR HOUSING COSTS OF INMATES AWAITING TRANSFER TO THE STATE PRISON SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 148-29 reads as rewritten:

"**§ 148-29. Transportation of convicts to prison; reimbursement to counties; sheriff's expense ~~affidavit; State not liable for maintenance expenses until convict received.~~ affidavit.**

The sheriff having in ~~charge~~ custody any prisoner to be taken to the ~~Central Prison at Raleigh~~ State prison system shall ~~send him~~ transport the prisoner to the ~~Central Prison~~ prison unit designated by the Division of Prisons within five days after the ~~adjournment of the court at which he was sentenced, if no appeal has been taken.~~ issuance of the final judgment and commitment orders. All such admissions shall be approved and scheduled by the Division of Prisons. Beginning on the sixth day after the issuance of the final judgment and commitment orders and continuing through the day the prisoner is received by the Division of Prisons, the Department of Correction shall pay the county a standard sum set by the General Assembly in its appropriations acts for the cost of providing food, clothing, personal items, supervision, and necessary ordinary medical services to the prisoner awaiting transfer to the State prison system.

The sheriff shall file with the board of commissioners of his county a copy of his affidavit as to necessary guard, together with a copy of his itemized account of expenses, both certified to by him as true copies of those on file in his office. ~~The State is not liable for the expenses of maintaining convicts until they have been~~

H.B. FILED
0034 JUL -5
HOUSE PRINCIPAL CLE

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRHA314-LB

Short Title: Spruce Pine Annexation. (Local)

Sponsors: Representative Thompson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF SPRUCE PINE, AND TO EXEMPT THE PROPERTY FROM THE CEILING ON SATELLITE ANNEXATIONS BY THE TOWN.

The General Assembly of North Carolina enacts:

Section 1. The following described property is added to the corporate limits of the Town of Spruce Pine:

Being that parcel of real estate lying south of the present southern boundary of The Town of Spruce Pine in Grassy Creek township, Mitchell County, North Carolina and being a former water supply, is presently owned by The Town of Spruce Pine and was acquired by the following instruments:

1. Judgment in Eminent Domain Proceedings brought by The Town of Spruce Pine against H. F. Lawrence and wife Carrie Lawrence wherein The Town of Spruce Pine acquired fee simple title to a parcel of real estate containing 187 acres, more or less. Said judgment was entered in the Superior Court of Mitchell County, North Carolina at the April 1924 term of said court.

2. Warranty deed from Stokes T. Henry and wife Agnes M. Henry to The Town of Spruce Pine wherein there was conveyed to The Town of Spruce Pine a parcel of real estate containing 229.2 acres, more or less. Said warranty deed was executed by Stokes T. Henry and wife Agnes M. Henry on the 12th day of July, 1923 and recorded in the office of the Register of Deeds of Mitchell County, North Carolina, in book 80 at page 27.

Said parcel of real estate is shown on the official tax maps of Mitchell County prepared by Transworld Services, Inc. and is thereon identified as Parcel

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2283
[redacted]SLATIVE DAY 6
H34
READING 2

7/16/96
11:21 AM
IN CHAIR: SPEAKER

SPRUCE PINE ANNEXATION

AYES - 104

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

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 9

BERRY	DICKSON	HACKNEY	ROBINSON, G.
BLUE	GAMBLE	MCMAHAN	WRIGHT
CLARY			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	DAUGHTRY	TALLENT	WILSON, C.
BRASWELL	LINNEY		

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 2286
LEGISLATIVE DAY 7
SR3
READING 3

7/17/96
10:46 AM
IN CHAIR: SPEAKER

101 KW

AYES - ~~99~~

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

NOES - 0

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	ROBINSON, G.	TALLENT

EXCUSED VOTE - 0

NOT VOTING - ~~17~~ 15 KW

SPEAKER	~~DECKER~~ KW	HIATT	LINNEY
BERRY	DICKSON	HILL	MILLER, G.
BOWEN	~~ESPOSITO~~ KW	HOLMES	RICHARDSON
BOWIE	GRAY	HUNTER, H.	RUSSELL
CUNNINGHAM			

SHORT ROLL: H17 H34 H36

Reps. Decker and Esposito request to be recorded as voting "aye" Speaker so ordered. KW

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

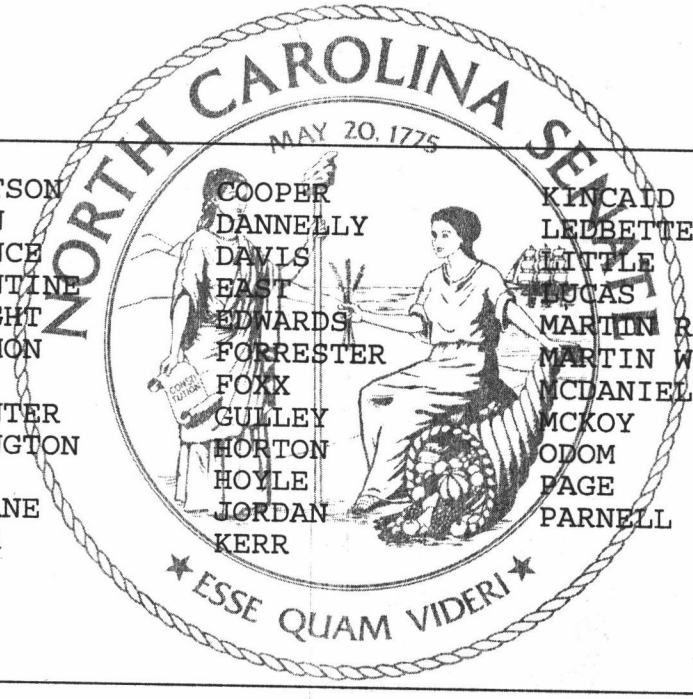
1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 47/4--10:40 AM | JULY 18, 1996 | LEGISLATIVE DAY 8

LT. GOVERNOR WICKER -- Presiding

THOMPSON
SPRUCE PINE ANNEXATION

HOUSE BILL 34
READING 2



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

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 58/5-- 8:37 AM | JULY 19, 1996 | LEGISLATIVE DAY 9

LT. GOVERNOR WICKER -- Presiding

THOMPSON
SPRUCE PINE ANNEXATION

HOUSE BILL 34
READING 3

AYE	39	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		BALLANCE	DAVIS	LITTLE	PLYLER
		BASNIGHT	EAST	LUCAS	RAND
		BLUST	FOXX	MARTIN R.	SHERRON
		CARPENTER	GULLEY	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
		COOPER	KERR	PERDUE	
NO	0				
EXCUSED	0				
NOT CAST	2	MARTIN W.	SIMPSON		
ABSENT	9	ALLRAN	EDWARDS	HOBBS	SHAW
		BALLANTINE	FORRESTER	KINCAID	SOLES
		BLACKMON			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0035 JUL -9 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8310-LG164(7.8)A

Short Title: Housing Technical Assist. Funds. (Public)

Sponsors: Representative Cansler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO INCREASE AND SUSTAIN THE CAPACITY OF NONPROFIT HOUSING DEVELOPERS TO PRODUCE AFFORDABLE HOUSING.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Housing Finance Agency the sum of five hundred thousand dollars ($500,000) for the 1996-97 fiscal year to be allocated to community-based nonprofit low-income housing development and technical assistance organizations. These funds shall be used to support the development of housing affordable to persons of low income, for direct grants to new and existing housing development and technical assistance organizations to support operations and project activities, and for administrative and other operational purposes that expand the capacity of these organizations to provide affordable housing and associated comprehensive services and programs.

Sec. 2. The North Carolina Housing Finance Agency shall establish rules governing the eligibility of applicants, application procedures, eligibility requirements, criteria and standards for awarding grants and performance standards for continued funding, and shall make available to the general public and interested parties adequate opportunity for input into the rule-making process.

Sec. 3. The North Carolina Housing Finance Agency shall report every six months to the Joint Legislative Commission on Governmental Operations on the use of these funds allocated pursuant to this act. The Agency shall not use these funds for its own administrative purposes.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED

0036 JUL -9 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2288-LK231A

Short Title: Lincolnton-Lincoln Airport Auth'y. (Local)

Sponsors: Representative Kiser.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENABLE THE COUNTY OF LINCOLN AND THE CITY OF LINCOLNTON TO ESTABLISH AN AIRPORT AUTHORITY FOR THE MAINTENANCE OF AIRPORT FACILITIES IN THE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is hereby created the "Lincolnton-Lincoln County Airport Authority" (for brevity hereinafter referred to as the "Airport Authority"), which shall be a body both corporate and politic, having the powers and jurisdiction hereinafter enumerated and such other and additional powers as shall be conferred upon it by general law and future acts of the General Assembly.

Sec. 2. The Airport Authority shall consist of seven members, three of whom shall be appointed to staggered three-year terms by the Lincolnton City Council and three of whom shall be appointed to staggered three-year terms by the Lincoln County Board of Commissioners and one of whom shall be appointed by the other six members of the Airport Authority. The members appointed by the Lincolnton City Council shall be qualified voters of the City of Lincolnton, and the members appointed by the Lincoln County Board of Commissioners and the Airport Authority shall be qualified voters of the County of Lincoln. Each member shall take and subscribe before the Clerk of Superior Court of Lincoln County an oath of office and file the same with the Lincoln County Board of Commissioners and the Lincolnton City Council.

Sec. 3. The Airport Authority may adopt suitable bylaws for its management. The members of the Airport Authority shall receive compensation, per diem, or otherwise as the Lincolnton City Council or the Lincoln County Board of Commissioners from time to time determines and be paid their actual traveling

RC

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2284
[redacted]SLATIVE DAY 6
H36
READING 2

7/16/96
11:22 AM
IN CHAIR: SPEAKER

LINCOLNTON-LINCOLN AIRPORT AUTH.

AYES - 104

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

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 9

BERRY	DICKSON	HACKNEY	ROBINSON, G.
BLUE	GAMBLE	MCMAHAN	WRIGHT
CLARY			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BRASWELL	LINNEY	TALLENT
BOWEN	DAUGHTRY		

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2286
LEGISLATIVE DAY 7
SR3
READING 3

7/17/96
10:46 AM
IN CHAIR: SPEAKER

101 DW

AYES - ~~99~~

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

NOES - 0

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	ROBINSON, G.	TALLENT

EXCUSED VOTE - 0

NOT VOTING - ~~17~~ 15 DW

SPEAKER	~~DECKER~~ DW	HIATT	LINNEY
BERRY	DICKSON	HILL	MILLER, G.
BOWEN	~~ESPOSITO~~ DW	HOLMES	RICHARDSON
BOWIE	GRAY	HUNTER, H.	RUSSELL
CUNNINGHAM			

SHORT ROLL: H17 H34 H36

Reps. Decker and Esposito request to be recorded as voting "aye" by unanimous consent. DW

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 82/9-- 4:08 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

KISER
LINCOLNTON-LINCOLN AIRPORT AUTH'Y

HOUSE BILL 36
READING 2

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

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 85/12-- 4:17 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

KISER
LINCOLNTON-LINCOLN AIRPORT AUTH'Y

HOUSE BILL 36
READING 2

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

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 85/12-- 4:17 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

KISER
LINCOLNTON-LINCOLN AIRPORT AUTH'Y

HOUSE BILL 36
READING 2

RECORDED
AYE 1 WARREN
ADJUSTED TOTAL
AYE 44
NO 0
NOT CAST 2
ABSENT 4

OPY)



NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 95/10-- 2:32 PM AUGUST 2, 1996 LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

KISER
LINCOLNTON-LINCOLN AIRPORT AUTH'Y

HOUSE BILL 36
READING 3

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

H.B. FILED
0037 JUL -3
HOUSE PRINCIPAL CL

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH1396-LH275(7.8)

Short Title: Outlaw Dogfights. (Local)

Sponsors: Representative Cocklereece.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT AN EXHIBITION FEATURING A DOGFIGHT.

The General Assembly of North Carolina enacts:

Section 1. A person who instigates, promotes, conducts, is employed at, provides a dog for, allows property under his ownership or control to be used for, or profits from an exhibition featuring the fighting or baiting of a dog is guilty of a Class I felony. A lease of property that is used or is intended to be used for an exhibition featuring the fighting or baiting of a dog is void, and a lessor who knows this use is made or is intended to be made of his property is under a duty to evict the lessee immediately.

Sec. 2. A person who owns, possesses, or trains a dog with the intent that the dog be used in an exhibition featuring the fighting or baiting of that dog is guilty of a Class I felony.

Sec. 3. A person who participates as a spectator at an exhibition featuring the fighting or baiting of a dog is guilty of a Class I felony.

Sec. 4. A person who commits an offense under Section 1 within three years after being convicted of an offense under this section is guilty of a Class H felony.

Sec. 5. This act applies only to Brunswick, Cleveland, Duplin, Durham, Gaston, Guilford, Jones, Lenoir, Onslow, Polk, Rutherford, Union, Wake, and Wayne Counties.

Sec. 6. This act becomes effective January 1, 1997, and applies to offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SECOND EXTRA SESSION 1996 0038 JUL -9 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH8312-LK(7.8)

Short Title: DWI/Felony Prior Record Level. (Public)

Sponsors: Representative Bowie.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCLUDE PRIOR IMPAIRED DRIVING CONVICTIONS IN FELONY PRIOR RECORD LEVEL CALCULATION, TO PROVIDE FOR AN INDEFINITE CIVIL SUSPENSION OF A DRIVERS LICENSE WHEN A DRIVER IS CHARGED WITH AN IMPAIRED DRIVING OFFENSE WHILE ANOTHER IMPAIRED DRIVING OFFENSE IS PENDING DISPOSITION, AND TO ALLOW FOR MODIFICATION OF SENTENCE FOR IMPAIRED DRIVING ON REMAND TO DISTRICT COURT OR WITHDRAWAL OF APPEAL.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1340.14(b) reads as rewritten:

"(b) Points. -- Points are assigned as follows:

(1) For each prior felony Class A conviction, 10 points.

(1a) For each prior felony Class B1 conviction, 9 points.

(2) For each prior felony Class B2, C, or D conviction, 6 points.

(3) For each prior felony Class E, F, or G conviction, 4 points.

(4) For each prior felony Class H or I conviction, 2 points.

(5) For each prior Class A1 or Class 1 misdemeanor ~~conviction~~ conviction or prior impaired driving conviction under G.S. 20-138.1, 1 point, except that convictions for Class 1 misdemeanor offenses under Chapter 20 of the General Statutes, other than conviction for misdemeanor death by vehicle ~~(G.S. 20-141.4(a2)),~~ [G.S. 20-141.4(a2)] and conviction for impaired driving in a commercial vehicle (G.S. 20-138.2), shall not be assigned any

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0039 JUL -9 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2283-LGQ278(7.8)A

Short Title: NC Biotechnology Center Funds. (Public)

Sponsors: Representative Yongue.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

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

H.B. FILED
0040 JUL -9 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRHA315-LT160(7.8)

Short Title: Guilford Detention Center. (Public)

Sponsors: Representative Sharpe.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN RESOURCES FOR THE CONSTRUCTION OF A JUVENILE DETENTION CENTER IN GUILFORD COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources, Division of Youth Services, the sum of one million nine hundred thousand dollars ($1,900,000) for the 1996-97 fiscal year for the construction of a 50-bed juvenile detention center in Guilford County, which will serve Guilford County and surrounding counties and will save space in and expenses of similar facilities operated by the State.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0041
JUL -9 96
HOUSE PRINCIPAL CLERK

H

HOUSE DRH8317-LGQ265(7.3)A

Short Title: Goodwill Industries Funds. (Public)

Sponsors: Representative Gray.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE GOODWILL INDUSTRIES OF NORTHWEST NORTH CAROLINA, INC., TO COMPLETE ITS CAPITAL EXPANSION PLAN.

Whereas, it is in the economic interest of the State of North Carolina to foster the development of effective job training and placement programs throughout the State; and

Whereas, Goodwill Industries of Northwest North Carolina is among the lowest cost providers of effective job training and placement services in the State of North Carolina; and

Whereas, Goodwill Industries of Northwest North Carolina has developed a $7.6 million capital expansion plan to increase its job preparation and placement capacity by fourfold in the next five years; and

Whereas, the Goodwill Industries of Northwest North Carolina plans to use more than $6 million of the private funds raised to create seven job preparation and placement centers in Northwest North Carolina including Catawba, Davie, Iredell, Wilkes, Rowan, Forsyth, and Buncombe Counties; and

Whereas, Goodwill Industries of Northwest North Carolina has raised more than $5.5 million of the required funds from non-State sources; Now, therefore, The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Goodwill Industries of Northwest North Carolina, Inc., a nonprofit organization, the sum of one million dollars ($1,000,000) for the 1996-97 fiscal year to assist the organization in completing its capital expansion plan which will increase the organization's job preparation and placement capacity.

H.B. FILED
0042 JUL -9 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH2292-LL027C

Short Title: No Frills Prisons. (Public)

Sponsors: Representative Justus.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH STATE POLICY REGARDING THE CONSTRUCTION OF PRISONS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 148 of the General Statutes is amended by adding a new section to read:

"**§ 148-1.1. State policy.**

It is the policy of this State to construct and operate 'no frills' prisons that provide appropriate security for the type of inmates being housed. 'No frills' prisons are prisons that do not contain televisions, weightrooms, basketball courts, gamerooms, or other facilities not necessary to ensure the health and safety of inmates.

It is also the policy of this State to attempt to provide inmates with educational opportunities and with opportunities to acquire marketable skills which increase their prospects for suitable employment upon their release from prison."

Sec. 2. This act is effective upon ratification and applies to prison construction projects authorized on or after that date.

H.B. FILED
0043 JUL -9 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH7361-LH277(7.9)

Short Title: Repeal Some Approp. Limits. (Public)

Sponsors: Representative Justus.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE PROVISION THAT NO EXPENDITURES MAY BE MADE FOR PURPOSES CONSIDERED BUT NOT ENACTED BY THE GENERAL ASSEMBLY AND TO MAKE CONFORMING CHANGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-16.3 is repealed.

Sec. 2. G.S. 143B-131.10 reads as rewritten:

"**§ 143B-131.10. Exceptions.**

Notwithstanding G.S. 143-28, the ~~following~~ provisions of G.S. 143-23 do not apply to this ~~Part: G.S. 143-16.3 and G.S. 143-23.~~ Part."

Sec. 3. This act becomes effective July 1, 1996.

H.B. FILED
0044 JUL -9 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH7360-LC372

Short Title: Repeal 30-Day Tax Protest Rule. (Public)

Sponsors: Representative Justus.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE THIRTY-DAY TAX PROTEST RULE AND ALLOW A TAXPAYER TO REQUEST A REFUND OF CERTAIN ILLEGAL TAXES ANYTIME WITHIN THREE YEARS AFTER THE TAX WAS DUE OR SIX MONTHS AFTER PAYING THE TAX, WHICHEVER IS LATER.

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 applicable protest period, 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. The protest period for a tax levied in Article 2A, 2B, 2C, or 2D of this Chapter is 30 days after payment. The protest period for all other taxes is the period set by the statute of limitations in G.S. 105-266(c).

~~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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0045 JUL -9 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8315-LH276(7.9)

Short Title: Repeal Review of Life Imprisonment. (Public)

Sponsors: Representative Justus.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL JUDICIAL REVIEW OF LIFE SENTENCES WITHOUT PAROLE AFTER TWENTY-FIVE YEARS AND EVERY TWO YEARS THEREAFTER.

The General Assembly of North Carolina enacts:

Section 1. Article 85B of Chapter 15A of the General Statutes is repealed.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0046 JUL -9 96
HOUSE PRINCIPAL CLERK

H D

HOUSE JOINT RESOLUTION DRHJR4276-RN001E(7.3)

Sponsors: Representative Morgan.

Referred to:

A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE 1996 SECOND EXTRA SESSION.

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

Section 1. This resolution provides for adjournment sine die of the 1996 Second Extra Session.

Sec. 2. This resolution is effective upon ratification.

EXTRA SESSION H2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2347
LEGISLATIVE DAY 19
HJR46 HCS
READING 2
MORGAN
AMEND #1 - Morgan
1996 SECOND EXTRA SESSION ADJOURNMENT

8/03/96
8:37 AM
IN CHAIR: SPEAKER

EV C

AYES - 101

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

NOES - 0

EXCUSED ABSENCE - ~~5~~ 6 DW

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			M'LAUGHLIN DW

EXCUSED VOTE - 0

NOT VOTING - ~~14~~ 13 DW

SPEAKER	FITCH	HURLEY	MILLER, K.
BLACK	GAMBLE	LINNEY	ROBINSON, J.
CLARY	HOLMES	~~MCLAUGHLIN~~ DW	WOMBLE
EDWARDS	HOWARD		

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2348
LEGISLATIVE DAY 19
HJR46 HCS
READING 2
MORGAN

8/03/96
8:38 AM
IN CHAIR: SPEAKER

EYC

1996 SECOND EXTRA SESSION ADJOURNMENT

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - ~~5~~ 6

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			McLAUGHLIN DW

EXCUSED VOTE - 0

NOT VOTING - ~~15~~ 14 DW

SPEAKER	CREECH	GAMBLE	~~MCLAUGHLIN~~ DW
BLACK	CULP	HOLMES	MILLER, K.
CARPENTER	EDWARDS	HOWARD	WOMBLE
CLARY	FITCH	LINNEY	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 46

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

H46-ARN-001

Page 1 of __

Date 8-3-, 1996

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

Representative Morgan

moves to amend the bill on page 1, line 6, by deleting "Friday, August 2, 1996," and inserting "Saturday, August 3, 1996,".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if **Senate** Committee Amendment

ADOPTED 101-0 EV FAILED _____ TABLED _____

EXTRA SESSION H2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S.B. # 2347
LEGISLATIVE DAY 19
HJR46 HCS
READING 2
MORGAN
AMEND #1 - Morgan
1996 SECOND EXTRA SESSION ADJOURNMENT

8/03/96
8:37 AM
IN CHAIR: SPEAKER

EV

AYES - 101

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

NOES - 0

EXCUSED ABSENCE - 5

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	FITCH	HURLEY	MILLER, K.
BLACK	GAMBLE	LINNEY	ROBINSON, J.
CLARY	HOLMES	MCLAUGHLIN	WOMBLE
EDWARDS	HOWARD		

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S.B. # 2348
LEGISLATIVE DAY 19
HJR46 HCS
READING 2
MORGAN

8/03/96
8:38 AM
IN CHAIR: SPEAKER

EY

1996 SECOND EXTRA SESSION ADJOURNMENT

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - 5

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	CREECH	GAMBLE	MCLAUGHLIN
BLACK	CULP	HOLMES	MILLER, K.
CARPENTER	EDWARDS	HOWARD	WOMBLE
CLARY	FITCH	LINNEY	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 100/3-- 9:01 AM | AUGUST 3, 1996 | LEGISLATIVE DAY 20

LT. GOVERNOR WICKER -- Presiding

MORGAN
ADJOURNMENT SINE DIE
COM SUB/2ND EDITION

HOUSE RES. 46
READING 2

AYE	34	BALLANCE	EAST	LITTLE	PLEXICO
		BALLANTINE	FORRESTER	LUCAS	PLYLER
		BASNIGHT	FOXX	MARTIN R.	RAND
		BLUST	HARTSELL	MARTIN W.	SHERRON
		COCHRANE	HORTON	MCKOY	SOLES
		CONDER	HOYLE	ODOM	SPEED
		COOPER	JORDAN	PAGE	WARREN
		DANNELLY	KERR	PERDUE	WEBSTER
		DAVIS	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	9	ALBERTSON	CLARK	KINCAID	SHAW
		ALLRAN	HOBBS	MCDANIEL	SIMPSON
		CARRINGTON			
ABSENT	7	BLACKMON	EDWARDS	PARNELL	WINNER
		CARPENTER	GULLEY	SMITH	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0047 JUL 10 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2293-RR071(7.8)

Short Title: Abolish Second Primary. (Public)

Sponsors: Representative Wood.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ABOLISH THE SECOND PRIMARY, THEREBY REDUCING COST TO STATE AND COUNTIES AND FACILITATING A SHORTER CYCLE FOR SPECIAL ELECTIONS IN REDRAWN CONGRESSIONAL DISTRICTS.

The General Assembly of North Carolina enacts:

PART 1. GENERAL LAW AMENDMENTS

Section 1. G.S. 163-111 reads as rewritten:

"**§ 163-111. Determination of primary results; ~~second primaries.~~**

~~(a) Nomination Determined by Substantial Plurality; Definition of Substantial Plurality. -- Except as otherwise provided in this section, nominations in primary elections shall be determined by a substantial plurality of the votes cast. A substantial plurality within the meaning of this section shall be determined as follows:~~

~~(1) If a nominee for a single office is to be selected, and there is more than one person seeking nomination, the substantial plurality shall be ascertained by multiplying the total vote cast for all aspirants by forty percent (40%). Any excess of the sum so ascertained shall be a substantial plurality, and the aspirant who obtains a substantial plurality shall be declared the nominee. If two candidates receive a substantial plurality, the candidate receiving the highest vote shall be declared the nominee.~~

~~(2) If nominees for two or more offices (constituting a group) are to be selected, and there are more persons seeking nomination than there are offices, the substantial plurality shall be ascertained by dividing the total vote cast for all aspirants by the number of positions to be filled, and by multiplying the result by forty percent~~

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SECOND EXTRA SESSION 1996 0048 JUL 10 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7367-LN099

Short Title: AIDS Prevention Funds. (Public)

Sponsors: Representative Wright.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO INCREASE EFFORTS FOR THE PREVENTION OF AIDS.

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 1996-97 fiscal year for community-based intervention efforts to combat the AIDS/HIV epidemic. Funds appropriated under this section shall be allocated as follows:

(1) $300,000 to increase, by over 600,000 persons, the capacity of existing community-based organizations to provide outreach services to individuals at risk for HIV/AIDS;

(2) $300,000 to increase the capacity of local health departments in counties where increased community-based organization efforts occur, for the examination and treatment of persons referred by the community-based organizations, and to establish alternate counseling and testing sites that are based either at the local health department or at the community-based organization;

(3) $400,000 to provide funding for the development of new community-based organizations to provide outreach and referral services for persons at risk for HIV/AIDS. The primary focus of no fewer than one-half of the community-based organizations developed with funds appropriated in this section shall be services to racial and ethnic minority populations across the State.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H. FILED 0049 JUL 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7366-LD058A

Short Title: Mosquito Control Funds. (Public)

Sponsors: Representative Wright.

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 1996-97 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 is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0050 JUL 10 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA318-LGQ067

Short Title: New Hanover Comm. Hlth. Funds. (Public)

Sponsors: Representative Wright.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE NEW HANOVER COMMUNITY HEALTH CENTER, INCORPORATED, FOR CAPITAL EXPENSES.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the New Hanover Community Health Center, Incorporated, a nonprofit corporation, the sum of five hundred thousand dollars ($500,000) for the 1996-97 fiscal year for capital expenses.

Sec. 2. This act becomes effective August 15, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0051 JUL 10 96
HOUSE PRINCIPAL CLERK

H

HOUSE DRH8318-LC245S

Short Title: Downtown Revitalization Act. (Public)

Sponsors: Representatives Wright and Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A DOWNTOWN REVITALIZATION PILOT PROJECT TO DESIGNATE ENTERPRISE TAX ZONES AND PROVIDE INCENTIVES FOR BUSINESS DEVELOPMENT IN THE ZONES.

The General Assembly of North Carolina enacts:

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

"ARTICLE 5.

"Enterprise Zones.

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

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

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

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

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

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH5276-EXLN200

HB 52 7/10/96

Short Title: Budget Changes. (Public)

Sponsors: Representatives Holmes, Creech, and Esposito.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS APPROPRIATIONS ACT OF 1995, AND THE EXPANSION AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 1995, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE.

The General Assembly of North Carolina enacts:

PART 1. INTRODUCTION AND TITLE OF ACT

INTRODUCTION

Section 1. The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the budget. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes and, except as allowed by the Executive Budget Act, or this act, the savings shall revert to the appropriate fund at the end of each fiscal year.

TITLE OF ACT

Sec. 1.1. This act shall be known as the Current Operations Appropriations Act of 1996.

PART 2. GENERAL FUND APPROPRIATIONS

CURRENT OPERATIONS/GENERAL FUND

Sec. 2. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the biennium ending June 30, 1997, according to the schedule that follows. Amounts set out in brackets are reductions from General Fund appropriations for the 1996-97 fiscal year.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

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

H52-ARH-001

Date July 10, 1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Eddins

moves to amend the bill on page 74, line 6, by inserting the following new section to read:

"Requested by: Representative Eddins

SCHOOL BUDGETS AND SCHOOL IMPROVEMENT PLANS MADE AVAILABLE

Sec. 17.9. G.S. 115C-288 is amended by adding the following new subsection to read:

'(h) To Make Available School Budgets and School Improvement Plans. -- The principal shall be the custodian of the school's current budget and school improvement plan, including any amendments to the plan, and shall allow parents of students in that school and other interested persons to review and obtain copies in accordance with Chapter 132 of the General Statutes.'".

SIGNED Rick L. Eddins
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/10/96 FAILED _____ TABLED _____

105-1 EV

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

7/10/96
5:58 PM
IN CHAIR: SPEAKER

[redacted] # 2247
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #1-Eddins
BUDGET CHANGES

ROLL CALL

AYES - 105

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

NOES - 1

TOLSON

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CREECH	LINNEY	PULLEY
BLUE	FITCH	MILLER, G.	YONGUE
CRAWFORD	GRAY		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

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

H52-ALD-20

Date 7-10 ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Reynolds

moves to amend the bill on page 144, lines 11 and 12, by adding between those lines the following:
"Requested by: Representatives Reynolds, Allred, Sexton, Baker
MULTI-COUNTY WATER CONSERVATION AND INFRASTRUCTURE DISTRICT
Sec. 24.22. G.S. 158-15.1 reads as rewritten:
'**§ 158-15.1. Multi-County Water Conservation and Infrastructure District.**
(a) There is established the Multi-County Water Conservation and Infrastructure District, which is a public authority for the purpose of the Local Government Budget and Fiscal Control Act.
(b) The member counties of the Multi-County Water Conservation and Infrastructure District are Bertie, Caswell, Forsyth, Granville, Guilford, Halifax, Martin, Northampton, Person, Rockingham, Stokes, Surry, Vance, ~~and~~ Warren, and Washington. or
(c) The governing body of the Multi-County Water ~~Commission, which has eight members.~~ Commission. One member of this Commission shall be appointed for a three-year term by the board of commissioners of each member ~~county for a three-year term.~~ county.
(d) All monies received by the State of North Carolina for sale of water under the Roanoke River Basin Compact, if enacted, shall be paid to the Multi-County Water Conservation and Infrastructure District.
(e) The District may accept for any of its purposes and functions any and all donations, grants of money, equipment, supplies, materials and services (conditional or otherwise) from any state or the United States or any subdivision or agency thereof, or interstate agency, or from any political subdivision of this State or any other state, or from any institution, person, firm or corporation, and may receive, utilize and dispose of the same. The nature, amount and condition, if any, attendant upon any donation or grant accepted pursuant to this subsection together with the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

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

H52-ALD-20

identity of the donor or grantor, shall be detailed in the annual audit of the District.

(f) At times specified by the Multi-County Water Commission, net revenues after operating expenses of the District shall be paid to the member counties ~~according to the following formula: (i) one-half pro rata based on population of each member county; and (ii) one-half pro rata based on land area of each county.~~ based on the percentage of each member county's land area within that part of the Roanoke River Basin that is located in North Carolina.

(g) Member counties may use funds received under this section for public purposes relating to infrastructure development, economic development, and water conservation.

(h) The Commission may adopt such rules as may be needful for operation of its affairs, and shall employ and terminate personnel as if it were a county."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/10/96 FAILED _____ TABLED _____

105-4 EV

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2248
[redacted]SLATIVE DAY 3
H[redacted]
READING 2
HOLMES
AMEND #2- Reynolds
BUDGET CHANGES

7/10/96
6:01 PM
IN CHAIR: SPEAKER

AYES - 105

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

NOES - 4

CRAWFORD	HUNTER, H.	LOCKE	WILKINS

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CREECH	LINNEY	PULLEY
BLUE	GRAY	MILLER, G.	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
H52-ALE-01

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

HOUSE BILL 52

Date 7/10/ ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Ellis

moves to amend the bill on page 2, line 38, by decreasing the funds for Smart Start contained on that line by $3,500,000; and

on page 2, line 16, by increasing the amount on that line by $3,500,000; and

and on page 74, line 5 by adding a new section to read:

"Requested by: Representative Ellis
ADDITIONAL EDUCATION FUNDS

Sec. 17.9. Of the funds appropriated for the 1996-97 fiscal year to the Department of Public Education, the sum of $3,500,000 shall be transferred to the State Board of Education and shall be used as follows:

(1) The sum of $1,500,000 shall be deposited in the State School Technology Fund and shall be allocated to local school administrative units for school technology;

(2) The sum of $1,500,000 shall be used by the State Board of Education for alternative schools; and

(3) The sum of $500,000 shall be used by the State Board of Education to study teacher salary and compensation. In conducting the study, the State Board shall compare the teacher salary and compensation in North Carolina to teacher salary and compensation in comparable states within and outside of this region. The State

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
H52-ALE-01

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

HOUSE BILL 52

Board of Education shall report the results of this study to the General Assembly prior to March 31, 1997."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if **Senate** Committee Amendment

ADOPTED _____ FAILED 7/10/96 TABLED _____
b

18-9 EV

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2252
LEGISLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #3-Ellis
BUDGET CHANGES

7/10/96
6:33 PM
IN CHAIR: SPEAKER

AYES - 18

ALDRIDGE	CAPPS	ELLIS	RAYFIELD
ALLRED	COCKLEREECE	GRADY	REYNOLDS
BAKER	CREECH	NEELY	SHARPE
BERRY	DAVIS	PRESTON	WOOD
BUCHANAN	EDDINS		

NOES - 91

ADAMS	DOCKHAM	KISER	RICHARDSON
ALEXANDER	EARLE	LEE	ROBINSON, G.
BARBEE	EASTERLING	LEMMOND	ROBINSON, J.
BARNES	EDWARDS	LOCKE	ROGERS
BEALL	ESPOSITO	LUEBKE	RUSSELL
BLACK	FITCH	MCALLISTER	SEXTON
BOWEN	FOX	MCCOMAS	SHAW
BOWIE	GAMBLE	MCCOMBS	SHUBERT
BOYD-MCINTYRE	GARDNER	MCCRARY	STEWART
BRASWELL	GRAY	MCLAUGHLIN	SUTTON
BRAWLEY	HACKNEY	MERCER	TALLENT
BROWN, J.	HAYES	MICHAUX	THOMPSON
CANSLER	HENSLEY	MILLER, G.	TOLSON
CARPENTER	HIATT	MINER	WAINWRIGHT
CHURCH	HIGHTOWER	MITCHELL	WARNER
CLARY	HILL	MORGAN	WATSON
CULP	HOLMES	NICHOLS	WEATHERLY
CULPEPPER	HOWARD	NYE	WILKINS
CUMMINGS	HUNT	OLDHAM	WILSON, C.
CUNNINGHAM	HUNTER, R.	OWENS	WILSON, G.
DAUGHTRY	HURLEY	PATE	WOMBLE
DECKER	IVES	RAMSEY	YONGUE
DICKSON	JUSTUS	REDWINE	

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BLUE	HUNTER, H.	PULLEY
ARNOLD	CRAWFORD	LINNEY	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 4
(to be filled in by
Principal Clerk)

H52ES2-ALB-001

Date July 10, 1996

Comm. Sub. [ ]
Amends Title [ ]

Rep. Sexton

moves to amend the bill on page 79, line 33,
by adding the following:
"Requested by: Representative Sexton
SECONDARY ROAD FUNDS ELIGIBILITY MODIFICATION
Sec. 1.19. Section 169.1 of Chapter 321 of the 1993 Session Laws reads as rewritten:
'Sec. 169.1. Nothwithstanding any other provision of law, the Department of Transportation shall maintain the streets and highways on the State highway system within municipalities that are not eligible for funds under G.S. 136-41.2. The Department of Transportation shall maintain the streets and highways as part of the State secondary system, and maintain the paving priority for the secondary roads the same as if the municipality were not incorporated, as long as the ineligibility for funds under G.S. 136-41.2 continues. The provisions of this section apply only to municipalities incorporated between July 1, 1989, and June 30, ~~1993.~~ 1993, and during 1996.'"

SIGNED Wayne Sexton
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 7/10/96 TABLED _____

52-53 EV
D Weeks

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2249
LEGISLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #4-Sexton
BUDGET CHANGES
MOTION #3-Rep. Sexton calls the previous question

7/10/96
6:19 PM
IN CHAIR: SPEAKER

AYES - 80

ALDRIDGE	CULPEPPER	HOWARD	PRESTON
ALLRED	CUMMINGS	HUNT	RAYFIELD
ARNOLD	DAUGHTRY	HUNTER, R.	REYNOLDS
BAKER	DAVIS	HURLEY	ROBINSON, G.
BARBEE	DECKER	IVES	ROBINSON, J.
BEALL	DICKSON	JUSTUS	RUSSELL
BERRY	DOCKHAM	KISER	SEXTON
BOWEN	EASTERLING	LEMMOND	SHARPE
BOWIE	EDDINS	LOCKE	SHUBERT
BOYD-MCINTYRE	EDWARDS	MCALLISTER	STEWART
BUCHANAN	ELLIS	MCCOMAS	SUTTON
CANSLER	ESPOSITO	MCCOMBS	TALLENT
CAPPS	GARDNER	MCLAUGHLIN	THOMPSON
CARPENTER	GRADY	MINER	WARNER
CHURCH	GRAY	MITCHELL	WATSON
CLARY	HAYES	MORGAN	WEATHERLY
COCKLEREECE	HIATT	NEELY	WILSON, C.
CRAWFORD	HIGHTOWER	NICHOLS	WILSON, G.
CREECH	HILL	NYE	WOOD
CULP	HOLMES	PATE	YONGUE

NOES - 29

ADAMS	FOX	MERCER	RICHARDSON
ALEXANDER	GAMBLE	MICHAUX	ROGERS
BARNES	HACKNEY	MILLER, G.	SHAW
BLACK	HENSLEY	OLDHAM	TOLSON
BRASWELL	HUNTER, H.	OWENS	WAINWRIGHT
CUNNINGHAM	LEE	RAMSEY	WILKINS
EARLE	MCCRARY	REDWINE	WOMBLE
FITCH			

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BRAWLEY	LINNEY	PULLEY
BLUE	BROWN, J.	LUEBKE	

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2250
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #4-Sexton
BUDGET CHANGES

7/10/96
6:19 PM
IN CHAIR: SPEAKER

AYES - 52

ALDRIDGE	CULP	HOLMES	ROBINSON, J.
ALLRED	CULPEPPER	IVES	RUSSELL
BAKER	CUMMINGS	KISER	SEXTON
BERRY	DAVIS	LEMMOND	SHARPE
BOYD-MCINTYRE	DECKER	NICHOLS	STEWART
BRAWLEY	DOCKHAM	NYE	THOMPSON
BUCHANAN	EASTERLING	PATE	WARNER
CANSLER	EDDINS	PRESTON	WATSON
CAPPS	EDWARDS	RAYFIELD	WEATHERLY
CARPENTER	ELLIS	REDWINE	WILSON, C.
CLARY	GRAY	REYNOLDS	WILSON, G.
COCKLEREECE	HAYES	RICHARDSON	WOOD
CREECH	HIATT	ROBINSON, G.	YONGUE

NOES - 53

ADAMS	EARLE	LEE	MORGAN
ALEXANDER	ESPOSITO	LOCKE	NEELY
ARNOLD	FOX	LUEBKE	OLDHAM
BARBEE	GAMBLE	MCALLISTER	OWENS
BARNES	GRADY	MCCOMAS	RAMSEY
BEALL	HACKNEY	MCCOMBS	ROGERS
BLACK	HENSLEY	MCCRARY	SHUBERT
BOWEN	HIGHTOWER	MCLAUGHLIN	SUTTON
BOWIE	HILL	MERCER	TALLENT
BRASWELL	HUNT	MICHAUX	TOLSON
CHURCH	HUNTER, H.	MILLER, G.	WAINWRIGHT
CUNNINGHAM	HUNTER, R.	MINER	WILKINS
DAUGHTRY	HURLEY	MITCHELL	WOMBLE
DICKSON			

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	CRAWFORD	HOWARD	PULLEY
BLUE	FITCH	JUSTUS	SHAW
BROWN, J.	GARDNER	LINNEY	

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 52 DATE 7-10-96

S. B. No. _____ Amendment No. 5
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Kiser
~~Sen.)~~

moves to amend the bill on page 94, line 17
~~( ) WHICH CHANGES THE TITLE~~ through page 98, line 18
by rewriting the lines to read:

"(b) This section is effective upon ratification of this act and applies to all cases pending on that date."; and

further moves to amend the bill on page 98, line 41,
by adding after the period the following sentence:

"The Department of Justice shall let contracts for all repairs and renovations of the Academy as soon as possible, but not later than December 1, 1996."

SIGNED Joe Kiser

ADOPTED 7/10/96 FAILED _____ TABLED _____
80-27 ev

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

2251
LEGISLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #5-Kiser
BUDGET CHANGES

7/10/96
6:23 PM
IN CHAIR: SPEAKER

ROLL CALL

AYES - 80

ADAMS	CUMMINGS	HOLMES	REDWINE
ALDRIDGE	CUNNINGHAM	HOWARD	RICHARDSON
ALEXANDER	DAUGHTRY	JUSTUS	ROBINSON, G.
ARNOLD	DECKER	KISER	ROBINSON, J.
BAKER	DICKSON	LUEBKE	RUSSELL
BARNES	DOCKHAM	MCALLISTER	SEXTON
BERRY	EDDINS	MCCOMBS	SHARPE
BLACK	EDWARDS	MCCRARY	SHUBERT
BOWEN	ELLIS	MICHAUX	STEWART
BOWIE	ESPOSITO	MILLER, G.	TALLENT
BOYD-MCINTYRE	FITCH	MINER	THOMPSON
BRAWLEY	FOX	MITCHELL	WAINWRIGHT
BROWN, J.	GARDNER	MORGAN	WARNER
BUCHANAN	GRADY	NEELY	WATSON
CARPENTER	GRAY	NICHOLS	WEATHERLY
CHURCH	HACKNEY	OLDHAM	WILKINS
CLARY	HAYES	OWENS	WILSON, C.
COCKLEREECE	HENSLEY	PATE	WILSON, G.
CREECH	HIATT	PRESTON	WOMBLE
CULP	HIGHTOWER	RAYFIELD	WOOD

NOES - 27

ALLRED	DAVIS	LEE	RAMSEY
BEALL	EARLE	LEMMOND	REYNOLDS
BRASWELL	EASTERLING	LOCKE	ROGERS
CANSLER	HILL	MCCOMAS	SUTTON
CAPPS	HUNTER, R.	MCLAUGHLIN	TOLSON
CRAWFORD	HURLEY	MERCER	YONGUE
CULPEPPER	IVES	NYE	

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	GAMBLE	HUNTER, H.	PULLEY
BARBEE	HUNT	LINNEY	SHAW
BLUE			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 52 DATE July 10, 1996

S. B. No. ~~S. B. No.~~ Amendment No. 6
(to be filled in by Principal Clerk)

(Rep.) Culpepper
Sen.)

moves to amend the bill on page 63, line 15

by adding the following special provision beginning on line 15, to wit:

Requested by: Representatives Lemmond, Ives Culpepper

RESERVE FUNDS MAY BE USED FOR MUSEUM OF THE ALBEMARLE OR OTHER ALBEMARLE AREA HISTORIC SITES

Sec. 11.2. Of the funds appropriated in Section 2 of Chapter 324 of the 1995 Session Laws to the Department of Cultural Resources, the sum of forty-seven thousand eight hundred eighty-seven dollars ($47,887) which is in reserve in the budget of the Department of Cultural Resources for the 1996-97 fiscal year may be used either for the Museum of the Albemarle or for other Albemarle area historic sites.

and by renumbering the remaining lines on page 63 accordingly

SIGNED Bill Culpepper

ADOPTED 7/10/96 FAILED _____ TABLED _____

88-10 EV

DWeeks

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

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

[redacted] # 2253
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #6-Culpepper
BUDGET CHANGES

7/10/96
6:35 PM
IN CHAIR: SPEAKER

ROLL CALL

AYES - 88

ADAMS	DAUGHTRY	LEE	REDWINE
ALDRIDGE	DECKER	LEMMOND	REYNOLDS
ALEXANDER	EARLE	LUEBKE	RICHARDSON
ALLRED	EASTERLING	MCALLISTER	ROBINSON, G.
BAKER	EDDINS	MCCOMAS	ROBINSON, J.
BARBEE	EDWARDS	MCCOMBS	ROGERS
BARNES	FITCH	MCCRARY	RUSSELL
BLACK	FOX	MERCER	SEXTON
BOWIE	GARDNER	MICHAUX	SHAW
BOYD-MCINTYRE	GRADY	MILLER, G.	SHUBERT
BRASWELL	HACKNEY	MINER	STEWART
BRAWLEY	HAYES	MITCHELL	TALLENT
BROWN, J.	HENSLEY	MORGAN	THOMPSON
BUCHANAN	HIATT	NEELY	TOLSON
CANSLER	HIGHTOWER	NICHOLS	WAINWRIGHT
CARPENTER	HILL	NYE	WARNER
CHURCH	HOWARD	OLDHAM	WATSON
CLARY	HUNT	OWENS	WEATHERLY
CREECH	HUNTER, R.	PATE	WILKINS
CULP	IVES	PRESTON	WILSON, C.
CULPEPPER	JUSTUS	RAMSEY	WOMBLE
CUMMINGS	KISER	RAYFIELD	YONGUE

NOES - 10

BEALL	COCKLEREECE	ESPOSITO	HOLMES
BERRY	DAVIS	GAMBLE	WOOD
CAPPS	DOCKHAM		

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 18

SPEAKER	CUNNINGHAM	HURLEY	PULLEY
ARNOLD	DICKSON	LINNEY	SHARPE
BLUE	ELLIS	LOCKE	SUTTON
BOWEN	GRAY	MCLAUGHLIN	WILSON, G.
CRAWFORD	HUNTER, H.		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 52 DATE 7-10-96

S. B. No. _____ Amendment No. 7
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

(Rep.) Wainwright
(Sen.)

moves to amend the bill on page 119, line 46

( ) WHICH CHANGES THE TITLE

by rewriting the line to read:

"to be increased $2,150,000 above the planning level, to be allocated equally among these partnerships;"

and on page 122, line 47,

by rewriting the line to read:

"level, to be allocated equally among these programs."

SIGNED Truman Wainwright

ADOPTED _____ FAILED 7/10/96 TABLED _____

43-60 EV DWicker

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

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

S[redacted] # 2254
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #7-Wainwright
BUDGET CHANGES

7/10/96
6:40 PM
IN CHAIR: SPEAKER

ROLL CALL

AYES - 43

ADAMS	CAPPS	MCALLISTER	ROBINSON, J.
ALLRED	CHURCH	MCCRARY	ROGERS
ARNOLD	CULPEPPER	MERCER	SHAW
BAKER	FITCH	MICHAUX	TOLSON
BERRY	GRADY	MILLER, G.	WAINWRIGHT
BLACK	HIATT	NICHOLS	WARNER
BOWEN	HILL	NYE	WATSON
BOYD-MCINTYRE	HUNTER, R.	OWENS	WILKINS
BRASWELL	LEE	RAMSEY	WILSON, G.
BRAWLEY	LOCKE	RICHARDSON	WOMBLE
BUCHANAN	LUEBKE	ROBINSON, G.	

NOES - 60

ALDRIDGE	DECKER	HOLMES	PRESTON
ALEXANDER	DOCKHAM	HOWARD	RAYFIELD
BARBEE	EARLE	HURLEY	REDWINE
BARNES	EASTERLING	IVES	RUSSELL
BEALL	EDDINS	JUSTUS	SEXTON
BOWIE	EDWARDS	KISER	SHARPE
BROWN, J.	ELLIS	LEMMOND	SHUBERT
CANSLER	ESPOSITO	MCCOMAS	STEWART
CARPENTER	FOX	MCCOMBS	SUTTON
COCKLEREECE	GAMBLE	MINER	TALLENT
CREECH	GARDNER	MITCHELL	THOMPSON
CULP	HACKNEY	MORGAN	WEATHERLY
CUMMINGS	HAYES	NEELY	WILSON, C.
DAUGHTRY	HENSLEY	OLDHAM	WOOD
DAVIS	HIGHTOWER	PATE	YONGUE

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	CUNNINGHAM	HUNT	MCLAUGHLIN
BLUE	DICKSON	HUNTER, H.	PULLEY
CLARY	GRAY	LINNEY	REYNOLDS
CRAWFORD			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 52 DATE 7/10/96

S. B. No. _____ Amendment No. 8
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) G. MILLER
~~Sen.)~~

1 moves to amend the bill on page 33, line 9 through page
2 ( ) WHICH CHANGES THE TITLE 60, line 38
3 by
4 deleting those lines
5
6
7
9
10
11
12
13
14
15
16
17
18
19

SIGNED G. Miller

ADOPTED _____ FAILED _____ TABLED 7/10/96
61-50 EV
DWuhn

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2255
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #8-G. Miller
BUDGET CHANGES
MOTION #2-Rep. Morgan moves that Rep. G. Miller's amendment do lie upon the table

7/10/96
6:43 PM
IN CHAIR: SPEAKER

AYES - 61

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

NOES - 50

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

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

BLUE	LINNEY	PULLEY	RUSSELL
CRAWFORD			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 9
(to be filled in by
Principal Clerk)

H52-ALF-003

Date July 10, 1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Gardner

moves to amend the bill on page 116, line 37,
by inserting the designation "(a)" immediately before the word "Section";
and on page 117, lines 22 through 24,
by rewriting the lines to read:

"(q) Effective October 1, 1996, the maximum monthly rate for residents in adult care home facilities shall be eight hundred seventy dollars ($870,00) per month per resident.

(h) Of the funds appropriated in this act to the Division of Social Services, Department of Human Resources, for State/County Special Assistance, for the 1996-97 fiscal year the sum of one million two hundred ninety-nine thousand one hundred ninety-two dollars ($1,299,192) shall be used to make staffing grants, effective January 1, 1997, to (i) those adult care homes licensed under Chapter 131D of the General Statutes and (ii) those combination homes licensed under Chapter 131E of the General Statutes, which facilities are required to add staff on the night shift to increase the staffing ration from one staff for fifty residents to one staff for thirty residents. These grants shall be based on an equivalency formula developed by the Department. State grant of each staffing grant and county funds shall pay fifty percent (50%). The Department shall determine eligibility for these staffing grants, using criteria including licensed capacity as of May 1, 1996, occupancy rate, and percentage of residents receiving State/County Special Assistance. The Department shall ensure that adult care homes and combination homes that receive these grants document that these funds are expended for additional staff required to meet the new staffing ratio and that any funds not expended for this purposes are refunded to the State and county. The Department shall study the options available to incorporate these staffing grants into the existing payment methodology for State/County Special Assistance and report back to the General Assembly by March 1, 1998.

NORTH CAROLINA GENERAL ASSEMBLY

AMENDMENT

House Bill 52

AMENDMENT NO. 9
(to be filled in by Principal Clerk)

H52-ALF-003

It is the intent of the General Assembly to continue these staffing grants until it acts on the report presented to it by March 1, 1998.'

(b) Chapter 131D of the General Statutes is amended by adding a new section to read:

'§ 131D-5.1. Adult care homes staffing requirements.

Adult care homes shall have one aide on duty for every fifty residents during the third or night shift.'

(c) This section becomes effective January 1, 1997.";

and moves to amend the House Appropriations Committee Proposed Report on House Draft Bill DHR5276 Budget Modifications, on page 34, item number 141, by rewriting the item to read:

"141 **Adult Care Homes Rate Increase** $3,795,211 R
Provides a rate increase in State/ County Special Assistance reimbursement to Adult Care Homes and staffing grants."

SIGNED Charlotte Gardner
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 2/10/96 FAILED _____ TABLED _____

105-1 ev

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2256
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #9 - Gardner
BUDGET CHANGES

7/10/96
6:45 PM
IN CHAIR: SPEAKER

AYES - 105

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

NOES - 1

FITCH

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CRAWFORD	LINNEY	WARNER
BLUE	GRAY	PULLEY	WEATHERLY
BOWEN	KISER		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 10
(to be filled in by
Principal Clerk)

H052-ALV-001

Date 7/10 ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Gardner

moves to amend the bill on page 104, line 49,
by inserting two new sections to read:
"Requested by: Representative Gardner
MEDICAID SUBROGATION CHANGE
Sec. 21.1A. (a) G.S. 108A-57 reads as rewritten:
'§ 108A-57. Subrogation rights; withholding of information a misdemeanor.
(a) Notwithstanding any other provisions of the law, to the extent of payments under this Part, the State, or the county providing medical assistance benefits, shall be subrogated to all rights of recovery, contractual or otherwise, of the beneficiary of ~~such~~ this assistance, or of ~~his~~ the beneficiary's personal representative, ~~his~~ heirs, or the administrator or executor of ~~his~~ the estate, against any person. ~~It shall be the responsibility of the~~ The county ~~attorney~~ attorney, or an attorney retained by the county ~~and/or~~ or the State or both, or an attorney retained by the beneficiary of the assistance if ~~such~~ this attorney has actual notice of payments made under this Part ~~to~~ shall enforce this ~~section, and said~~ section. An attorney retained by the county or the State or both shall be compensated for ~~his~~ services in accordance with the attorneys' fee arrangements approved by the ~~Department; provided, however, that any~~ Department. Any attorney retained by the beneficiary of the assistance shall ~~be compensated for his services~~ distribute proceeds obtained on behalf of the beneficiary by settlement with, judgment against, or otherwise from a third party by reason of the injury or death in accordance with the following schedule and in the following order of ~~priority from any amount obtained on behalf of the beneficiary by settlement with, judgment against, or otherwise from a third party by reason of such injury or death:~~ priority:
(1) First to the payment of any court costs taxed by the judgment;

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 10
(to be filled in by
Principal Clerk)

H052-ALV-001

(2) Second to the payment of the fee of the attorney representing the beneficiary making the settlement or obtaining the judgment, but this fee shall not exceed one-third of the gross amount obtained or ~~recovered-to which-the-right-of-subrogation-applies;~~ recovered;

(3) Third to the payment to the Department of the amount of assistance received by the ~~beneficiary-as-prorated with-other-claims-against-the-amount-obtained-or received-from-the-third-party-to-which-the-right-of subrogation-applies,-but-the-amount-shall-not-exceed one-third-of-the-amount-obtained-or-recovered-to-which the-right-of-subrogation-applies;~~ beneficiary; and

(4) Fourth to the payment of any amount remaining to the beneficiary or ~~his~~ the beneficiary's personal representative.

The United States and the State ~~of-North-Carolina-shall-be~~ is entitled to shares in each net recovery under this section. Their shares shall be promptly paid under this section and their proportionate parts of ~~such~~ the sum shall be determined in accordance with the matching formulas in use during the period for which assistance was paid to the recipient.

(b) It ~~shall-be~~ is a Class 1 misdemeanor for any person seeking or having obtained assistance under this Part for himself or another to willfully fail to disclose to the county department of social services or its attorney the identity of any person or organization against whom the recipient of assistance has a right of recovery, contractual or otherwise.'

(b) This section becomes effective October 1, 1996.

Requested by: Representative Gardner

VOCATIONAL REHABILITATION SUBROGATION CHANGE

Sec. 21.1B. (a) G.S. 143-547 reads as rewritten:

'§ 143-547. Subrogation rights; withholding of information a misdemeanor.

(a) Notwithstanding any other provisions of law, to the extent of payments under this Article, the State Vocational Rehabilitation program shall be subrogated to all rights of recovery, contractual or otherwise, of the beneficiary of the assistance, or ~~his~~ the beneficiary's personal representative, ~~his~~ heirs, or the administrator or executor of ~~his~~ the estate, against any ~~person; provided,-however,-that-any~~ person. Any attorney retained by the beneficiary of the assistance shall ~~be-compensated-for-his-services~~ distribute proceeds obtained on behalf of the beneficiary by settlement with, judgment against, or otherwise from a third party by reason of injury or death in accordance with the following

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 10
(to be filled in by Principal Clerk)

H052-ALV-001

schedule and in the following order of ~~priority from any amount obtained on behalf of the beneficiary by settlement with, judgment against, or otherwise from a third party by reason of such injury or death:~~ priority:

(1) First to the payment of any court costs taxed by the judgment;

(2) Second to the payment of the fee of the attorney representing the beneficiary making the settlement or obtaining the judgment, but this fee shall not exceed one-third of the gross amount obtained or ~~recovered to which the right of subrogation applies;~~ recovered;

(3) Third to the payment of the amount of assistance received by the beneficiary as prorated with other claims against the amount obtained or received from the third party ~~to~~ for which ~~the~~ a right of subrogation applies, but the amount shall not exceed one-third of the amount obtained or ~~recovered to which the right of subrogation applies;~~ recovered; and

(4) Fourth to the payment of any amount remaining to the beneficiary or ~~his~~ the beneficiary's personal representative.

The United States and the State ~~of North Carolina shall be~~ is entitled to shares in each net recovery under this section. Their shares shall be promptly paid under this section and their proportionate parts of ~~such~~ the sum shall be determined in accordance with the matching formulas in use during the period for which assistance was paid to the recipient.

(b) In furnishing a person rehabilitation services, including medical case services under this Chapter, the Division of Vocational Rehabilitation Services is subrogated to the person's right of recovery from:

(1) Personal insurance;

(2) Worker's Compensation;

(3) Any other person or personal injury caused by the other person's negligence or wrongdoing; or

(4) Any other source.

(c) The Division of Vocational Rehabilitation Services' right to subrogation is limited to the cost of the rehabilitation services provided by or through the Division for which a financial needs test is a condition of the service provisions. Those services that are provided without a financial needs test are excluded from these subrogation rights.

(d) The Division of Vocational Rehabilitation Services may totally or partially waive subrogation rights when the Division finds that enforcement would tend to defeat the client's process of

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 10
(to be filled in by
Principal Clerk)

H052-ALV-001

rehabilitation or when client assets can be used to offset additional Division costs.

(e) The Division of Vocational Rehabilitation Services may adopt rules for the enforcement of its rights of subrogation.

(f) It is a Class 1 misdemeanor for a person seeking or having obtained assistance under this Part for himself or another to willfully fail to disclose to the Division of Vocational Rehabilitation Services or its attorney the identity of any person or organization against whom the recipient of assistance has a right of recovery, contractual or otherwise.'

(b) This section becomes effective October 1, 1996."

SIGNED Charlotte Gardner
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/10/96 FAILED _____ TABLED _____

101-2 EV

DWeiss

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2257
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #10 - Gardner
BUDGET CHANGES

7/10/96
6:48 PM
IN CHAIR: SPEAKER

AYES - 101

ADAMS	CUMMINGS	HUNTER, R.	PRESTON
ALDRIDGE	DAUGHTRY	HURLEY	RAMSEY
ALEXANDER	DAVIS	IVES	RAYFIELD
ALLRED	DICKSON	JUSTUS	REDWINE
ARNOLD	DOCKHAM	KISER	ROBINSON, G.
BAKER	EARLE	LEE	ROBINSON, J.
BARBEE	EASTERLING	LEMMOND	ROGERS
BEALL	EDDINS	LOCKE	RUSSELL
BERRY	EDWARDS	LUEBKE	SEXTON
BLACK	ELLIS	MCALLISTER	SHARPE
BOWIE	ESPOSITO	MCCOMAS	SHAW
BOYD-MCINTYRE	FITCH	MCCOMBS	SHUBERT
BRASWELL	FOX	MCCRARY	STEWART
BRAWLEY	GAMBLE	MCLAUGHLIN	SUTTON
BROWN, J.	GARDNER	MERCER	TALLENT
BUCHANAN	GRADY	MILLER, G.	THOMPSON
CANSLER	GRAY	MINER	TOLSON
CAPPS	HAYES	MITCHELL	WAINWRIGHT
CARPENTER	HIATT	MORGAN	WATSON
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	YONGUE
CULPEPPER			

NOES - 2

HENSLEY	RICHARDSON

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	CUNNINGHAM	LINNEY	REYNOLDS
BARNES	DECKER	MICHAUX	WARNER
BLUE	HACKNEY	PULLEY	WEATHERLY
BOWEN			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

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

H52-ALF-005

Date 7/10/96 ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Black

moves to amend the bill on page 119, lines 43 through 49,
by rewriting the lines to read:
"(1) $17,350,000 for the existing 24 local partnerships, to continue funding, and for the 11 new local partnerships, to provide start-up and operating funds;
(2) $2,100,000 for planning activities for the additional local partnerships planned for as of 1996-97; and
(3) All remaining appropriated funds shall be allocated to implement";
and, on page 122, lines 33 through 35,
by rewriting the lines to read:
"April 1997.";
and, on page 122, lines 45 through 47,
by rewriting the lines to read:
"for the 1996-97 fiscal year.";
and, on page 122, lines 48 and 49,
by deleting the lines;
and, on page 123, line 46,
by inserting the following new language to read:
"(g) Of the funds appropriated from the General Fund to the Division of Medical Assistance, Department of Human Resources, for the 1996-97 fiscal year for inflationary increases to providers of Medicaid Services, seventeen million seven hundred thousand dollars ($17,700,000) shall be transferred to the Division of Child Development, Department of Human Resources, for the Early Childhood

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

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

H52-ALF-005

Education and Development Initiatives Program prescribed in this section."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED 7/10/96

58-52 EV
D Weeks

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2258
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #11- Black
BUDGET CHANGES
MOTION #2- Rep. Daughtry moves that Rep. Black's amendment do lie upon the table

7/10/96
7:01 PM
IN CHAIR: SPEAKER

AYES - 58

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

NOES - 52

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

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

BLUE	HUNT	PULLEY	THOMPSON
BOWIE	LINNEY		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 12
(to be filled in by
Principal Clerk)

H52-ALH-2

Date 7/10/ ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Hightower

moves to amend the bill on page 2, line 16,
by increasing the figure on that line by $18,500,000;

on page 3, line 11,
by increasing the figure on that line by $1,500,000;

on page 4, line 10,
by deleting that line; and
by adjusting the appropriate totals accordingly; and

on page 151, lines 16-23,
by deleting those lines; and

on page 74, lines 5-6,
by inserting between those lines the following:

"Requested by: Representative Hightower
SCHOOL TEXT BOOKS
Sec. 17.9. Of the funds appropriated to the Department of Public Education for the 1996-97 fiscal year the sum of eighteen million five hundred thousand dollars ($18,500,000) shall be allocated for the purchase of text books."; and

on page 63, lines 15-16,
by inserting between those lines the following:
"Requested by: Representative Hightower
PUBLIC LIBRARY GRANTS-IN-AID
Sec. 11.1A. Of the funds appropriated to the Department of Cultural Resources for the 1996-97 fiscal year the sum of one million five hundred thousand dollars ($1,500,000) shall be allocated as grants-in-aid for public libraries. The Secretary of Cultural Resources shall award the grants authorized by this section. The Secretary of Cultural Resources shall report to the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 52

AMENDMENT NO. 12
(to be filled in by
Principal Clerk)

H52-ALH-2

Joint Legislative Commission on Governmental Operations and to the Fiscal Research Division by December 1, 1996, regarding the award of the grants made under this section."

SIGNED Foyle Hightower JR
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED 7/10/96
63-48 EV

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2259
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES
AMEND #12- Hightower
BUDGET CHANGES
MOTION #2 - Rep. Morgan moves that Rep. Hightower's amendment do lie upon the table

7/10/96
7:16 PM
IN CHAIR: SPEAKER

AYES - 63

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

NOES - 48

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

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

BLUE	MCALLISTER	PULLEY	ROBINSON, G.
LINNEY			

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2260
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES

7/10/96
7:17 PM
IN CHAIR: SPEAKER

BUDGET CHANGES
MOTION #3 - Rep. Holmes calls the previous question

AYES - 69

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

NOES - 42

ADAMS	FITCH	LUEBKE	ROGERS
ALEXANDER	FOX	MCCRARY	SHAW
BARNES	HACKNEY	MERCER	STEWART
BEALL	HENSLEY	MICHAUX	SUTTON
BLACK	HIGHTOWER	MILLER, G.	TOLSON
BOYD-MCINTYRE	HUNT	OLDHAM	WAINWRIGHT
CRAWFORD	HUNTER, H.	OWENS	WARNER
CULPEPPER	HUNTER, R.	RAMSEY	WILKINS
CUNNINGHAM	HURLEY	REDWINE	WOMBLE
EARLE	LEE	RICHARDSON	YONGUE
EASTERLING	LOCKE		

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

BARBEE	LINNEY	MCALLISTER	PULLEY
BLUE			

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2261
[redacted]SLATIVE DAY 3
H52
READING 2
HOLMES

7/10/96
7:17 PM
IN CHAIR: SPEAKER

BUDGET CHANGES

AYES - 71

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

NOES - 41

ADAMS	EARLE	HUNTER, R.	REDWINE
ALEXANDER	EASTERLING	LEE	RICHARDSON
BARNES	FITCH	LUEBKE	ROGERS
BEALL	FOX	MCCRARY	SHAW
BLACK	GAMBLE	MCLAUGHLIN	STEWART
BOWEN	HACKNEY	MERCER	SUTTON
BOYD-MCINTYRE	HENSLEY	MICHAUX	TOLSON
BRASWELL	HIGHTOWER	MILLER, G.	WARNER
CRAWFORD	HUNT	OLDHAM	WOMBLE
CULPEPPER	HUNTER, H.	RAMSEY	YONGUE
CUNNINGHAM			

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

BLUE	LINNEY	MCALLISTER	PULLEY

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 52 DATE 7/10/96

S. B. No. _____ Amendment No. 13
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Decker
~~Sen.~~)

moves to amend the bill on page 79, line 33

~~( ) WHICH CHANGES THE TITLE~~

by adding the following:

"Requested by: Representative Decker

SECONDARY ROAD FUNDS ELIGIBILITY MODIFICATION

Sec. 18.9. Section 169.1 of Chapter 321 of the 1993 Session Laws reads as rewritten:

"Sec. 169.1. Notwithstanding any other provision of law, the Department of Transportation shall maintain the streets and highways in the State highway system within municipalities that are not eligible for funds under G.S. 136-41.2. The Department of Transportation shall maintain the streets and highways as part of the State secondary system and maintain secondary roads the same as if the municipality were not the paving priority for the incorporated, as long as the ineligibility for funds under G.S. 136-41.2 continues. The provisions of this section apply only to municipalities incorporated ~~between July 1, 1989, and June 30, 1993.~~ June 30, 1996."

SIGNED M. Decker

ADOPTED _____ FAILED 7/10/96 TABLED _____

43-69 EV

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2262
[redacted]ISLATIVE DAY 3
H52
READING 3
HOLMES
AMEND #13-Decker
BUDGET CHANGES

7/10/96
7:27 PM
IN CHAIR: SPEAKER

AYES - 43

ALDRIDGE	CULP	HIATT	RUSSELL
ALLRED	CUMMINGS	IVES	SEXTON
ARNOLD	DAVIS	KISER	SHARPE
BAKER	DECKER	LEMMOND	SHUBERT
BERRY	EDDINS	MCCOMAS	WARNER
CANSLER	EDWARDS	NICHOLS	WATSON
CAPPS	ELLIS	PATE	WEATHERLY
CARPENTER	GARDNER	PRESTON	WILSON, C.
CLARY	GRADY	RAYFIELD	WILSON, G.
COCKLEREECE	GRAY	REYNOLDS	WOOD
CREECH	HAYES	ROBINSON, J.	

NOES - 69

ADAMS	DICKSON	HURLEY	OLDHAM
ALEXANDER	DOCKHAM	JUSTUS	OWENS
BARBEE	EARLE	LEE	RAMSEY
BARNES	EASTERLING	LOCKE	REDWINE
BEALL	ESPOSITO	LUEBKE	RICHARDSON
BLACK	FITCH	MCALLISTER	ROBINSON, G.
BOWEN	FOX	MCCOMBS	ROGERS
BOWIE	GAMBLE	MCCRARY	SHAW
BOYD-MCINTYRE	HACKNEY	MCLAUGHLIN	STEWART
BRASWELL	HENSLEY	MERCER	SUTTON
BRAWLEY	HIGHTOWER	MICHAUX	TALLENT
BROWN, J.	HILL	MILLER, G.	THOMPSON
BUCHANAN	HOLMES	MINER	TOLSON
CHURCH	HOWARD	MITCHELL	WAINWRIGHT
CRAWFORD	HUNT	MORGAN	WILKINS
CULPEPPER	HUNTER, H.	NEELY	WOMBLE
CUNNINGHAM	HUNTER, R.	NYE	YONGUE
DAUGHTRY			

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BLUE	LINNEY	PULLEY

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

2263
LSLATIVE DAY 3
H52
READING 3
HOLMES

7/10/96
7:30 PM
IN CHAIR: SPEAKER

ROLL CALL

BUDGET CHANGES

AYES - 71

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

NOES - 41

ADAMS	EASTERLING	LUEBKE	RICHARDSON
ALEXANDER	FITCH	MCALLISTER	ROGERS
BARNES	FOX	MCCRARY	SHAW
BEALL	GAMBLE	MCLAUGHLIN	STEWART
BLACK	HACKNEY	MERCER	SUTTON
BOWEN	HENSLEY	MICHAUX	TOLSON
BOYD-MCINTYRE	HIGHTOWER	MILLER, G.	WAINWRIGHT
BRASWELL	HUNTER, H.	OLDHAM	WARNER
CULPEPPER	HUNTER, R.	RAMSEY	WOMBLE
CUNNINGHAM	LEE	REDWINE	YONGUE
EARLE			

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

BLUE	LINNEY	PULLEY	WILSON, G.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 42/8-- 4:49 PM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

HOLMES
BUDGET CHANGES
SEN COM SUB/3RD EDITION

HOUSE BILL 52

ADOPTION OF SEN COM SUB

MOTION 7
TO ADOPT

AYE	31	ALBERTSON	DAVIS	LUCAS	RAND
		ALLRAN	EDWARDS	MARTIN R.	SHERRON
		BALLANCE	GULLEY	MARTIN W.	SMITH
		BASNIGHT	HARTSELL	ODOM	SOLES
		CARPENTER	HOBBS	PARNELL	SPEED
		CONDER	HOYLE	PERDUE	WARREN
		COOPER	JORDAN	PLEXICO	WINNER
		DANNELLY	KERR	PLYLER	
NO	14	BALLANTINE	CLARK	LEDBETTER	PAGE
		BLACKMON	FORRESTER	MCDANIEL	SHAW
		BLUST	FOXX	MCKOY	WEBSTER
		CARRINGTON	HORTON		

EXCUSED	0			
NOT CAST	3	COCHRANE	KINCAID	SIMPSON
ABSENT	2	EAST	LITTLE	
PAIRS	0			
AYE				
NO				

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 43/9-- 5:33 PM | JULY 17, 1996 | LEGISLATIVE DAY 7

LT. GOVERNOR WICKER -- Presiding

HOLMES
BUDGET CHANGES
SEN COM SUB/3RD EDITION

HOUSE BILL 52
READING 2

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

EXCUSED	0	
NOT CAST	1	KINCAID
ABSENT	2	EAST LITTLE
PAIRS	0	
AYE		
NO		

(COPY)

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2297
[redacted]SLATIVE DAY 8
H52 SCS

7/18/96
3:03 PM
IN CHAIR: SPEAKER

HOLMES

BUDGET CHANGES
MOTION #11- Rep. Creech moves not to concur

AYES - 70

SPEAKER	COCKLEREECE	HACKNEY	NICHOLS
ALDRIDGE	CRAWFORD	HIATT	NYE
ALEXANDER	CREECH	HOLMES	OLDHAM
ALLRED	CULP	HOWARD	PATE
ARNOLD	CULPEPPER	HUNTER, R.	PRESTON
BAKER	CUMMINGS	HURLEY	RAYFIELD
BARBEE	DAUGHTRY	IVES	REYNOLDS
BARNES	DAVIS	JUSTUS	ROBINSON, J.
BERRY	DECKER	KISER	RUSSELL
BOWIE	DICKSON	LEMMOND	SEXTON
BRAWLEY	DOCKHAM	MCALLISTER	SHARPE
BROWN, J.	EDDINS	MCCOMAS	SHUBERT
BUCHANAN	EDWARDS	MCCOMBS	TALLENT
CANSLER	ESPOSITO	MICHAUX	WATSON
CAPPS	FOX	MINER	WEATHERLY
CARPENTER	GARDNER	MITCHELL	WILSON, G.
CHURCH	GRADY	MORGAN	WOOD
CLARY	GRAY		

NOES - 32

ADAMS	GAMBLE	LUEBKE	STEWART
BEALL	HENSLEY	MCCRARY	SUTTON
BLACK	HIGHTOWER	MERCER	TOLSON
BOWEN	HILL	MILLER, G.	WAINWRIGHT
BOYD-MCINTYRE	HUNT	OWENS	WARNER
CUNNINGHAM	HUNTER, H.	RAMSEY	WILKINS
EARLE	LEE	REDWINE	WOMBLE
FITCH	LOCKE	ROGERS	YONGUE

EXCUSED ABSENCE - 9

HAYES	PULLEY	ROBINSON, G.	THOMPSON
MCMAHAN	RICHARDSON	SHERRILL	WRIGHT
NEELY			

EXCUSED VOTE - 0

NOT VOTING - 9

BLUE	ELLIS	MCLAUGHLIN	SHAW
BRASWELL	LINNEY	MILLER, K.	WILSON, C.
EASTERLING			

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SECOND EXTRA SESSION 1996 0053 JUL 10 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH5278-LN211A

Short Title: Budget/Salary and Education Funds. (Public)

Sponsors: Representatives Holmes, Creech, and Esposito.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE BUDGET AND TO APPROPRIATE FUNDS FOR PUBLIC EDUCATION AND FOR SALARY INCREASES FOR TEACHERS AND STATE EMPLOYEES.

The General Assembly of North Carolina enacts:

PART 1. INTRODUCTION AND TITLE OF ACT

INTRODUCTION

Section 1. The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the budget. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes and, except as allowed by the Executive Budget Act, or this act, the savings shall revert to the appropriate fund at the end of each fiscal year.

TITLE OF ACT

Sec. 1.1. This act shall be known as the Current Operations Appropriations Act of 1996.

PART 2. GENERAL FUND APPROPRIATIONS

CURRENT OPERATIONS/GENERAL FUND

Sec. 2.1. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the biennium ending June 30, 1997, according to the schedule that follows. Amounts set out in brackets are reductions from General Fund appropriations for the 1996-97 fiscal year.

EV

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2245
SLATIVE DAY 3
H53 H53
READING 2
HOLMES, ESPOSITO, & CREECH

7/10/96
4:45 PM
IN CHAIR: SPEAKER

BUDGET/SALARY & EDUCATION FUNDS

AYES - ~~103~~ 104 DW

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

NOES - ~~7~~ 6 DW

BOYD-MCINTYRE	EARLE	FITCH	SHAW
CULPEPPER	EASTERLING	~~HUNTER, R.~~ DW	

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

BLUE	DAUGHTRY	RAMSEY	ROBINSON, J.
CREECH	LINNEY		

H53

Rep. R. Hunter request to be recorded as voting "aye". Speaker so orders.

DWicks

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2246
SLATIVE DAY 3
H53
READING 3
HOLMES, ESPOSITO, + CREECH

7/10/96
4:46 PM
IN CHAIR: SPEAKER

BUDGET/SALARY & EDUCATION FUNDS

AYES - 106

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

NOES - 4

EARLE	EASTERLING	FITCH	SHAW

EXCUSED ABSENCE - 4

MCMAHAN	MILLER, K.	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

BLUE	DAUGHTRY	ROBINSON, G.	ROBINSON, J.
CREECH	LINNEY		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 21/2-- 1:14 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

ADOPTION OF SEN COM SUB

MOTION 6
TO RECONSIDER

AYE	23	ALLRAN	CLARK	HORTON	PAGE
		BALLANTINE	COCHRANE	KINCAID	SHAW
		BLACKMON	DAVIS	LEDBETTER	SIMPSON
		BLUST	EAST	LITTLE	SMITH
		CARPENTER	FORRESTER	MCDANIEL	WEBSTER
		CARRINGTON	FOXX	MCKOY	
NO	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.		

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 53

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

H53EX2-ALB-2

Date 7-16 ,1996

Comm. Sub. [YES]
Amends Title []

SENATOR KINCAID

moves to amend the bill on page 1, line 2, through page 188, line 14, by deleting those lines in their entirety and substituting the text of House Bill 53, Second Extra Session, First Edition, from page 1, line 2, through page 16, line 33.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

WITHDRAWN

EXTRA SESSION

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. DRAFT

H. B. No. 53 DATE 7-16-96

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

COMMITTEE SUBSTITUTE SENATE

~~Rep.~~ Sen.) Ballantine

1 moves to amend the bill on page 162, line 52
2 ( ) WHICH CHANGES THE TITLE
3 by deleting lines 52 through 53 in their
4 entirety, and further by deleting lines 1
5 through 45 on page 163 in their entirety.
6
7
8
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16
17
18
19

SIGNED Patrick J Ballantine

ADOPTED 7-16-96 27-22 FAILED _____ TABLED _____

see Substitute, Amd No 3

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 30/11-- 3:12 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 2

AYE	27	ALLRAN	COCHRANE	KERR	PARNELL
		BALLANTINE	DAVIS	KINCAID	SHAW
		BLACKMON	EAST	LEDBETTER	SHERRON
		BLUST	FORRESTER	LITTLE	SIMPSON
		CARPENTER	FOXX	MARTIN R.	SMITH
		CARRINGTON	HORTON	MCDANIEL	WEBSTER
		CLARK	HOYLE	PAGE	
NO	22	ALBERTSON	EDWARDS	MCKOY	RAND
		BALLANCE	GULLEY	ODOM	SOLES
		BASNIGHT	HOBBS	PERDUE	SPEED
		CONDER	JORDAN	PLEXICO	WARREN
		COOPER	LUCAS	PLYLER	WINNER
		DANNELLY	MARTIN W.		

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 53PCS4291 (SCS) DATE 7-16-96

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

~~Rep.~~)
Sen.) Kelly

To substitute for Amd. No. 2

moves to amend the bill on page 163, line 45,

by rewriting the line to read:

"(c) This section is effective only if both of the following conditions are met:

(1) Federal law requires the State to establish a program for residential lead abatement activities, and

(2) Federal funds from a United States Housing and Urban Development grant are available to the State for the program.

(d) This section is effective upon ratification."

SIGNED W.D.K.
upon reconsideration

ADOPTED 7/16/96 (FAILED) 23-26 TABLED

24-24 LT. GOV. VOTES AYE S Funk

Reconsidered 7-16-96 25-24
F

GA-33-A

...AL CLERK'S C ...E (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 22/3-- 2:06 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 3

AYE	24	ALBERTSON	DANNELLY	LUCAS	PLYLER
		BALLANCE	EDWARDS	MARTIN W.	RAND
		BASNIGHT	GULLEY	MCKOY	SOLES
		BLUST	HOBBS	ODOM	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	REXICO	WINNER
	24	ALLRAN	COCHRANE	HOYLE	PAGE
		BALLANTINE	DAVIS	KINCAID	PARNELL
		BLACKMON	EAST	LEDBETTER	SHAW
		CARPENTER	FORRESTER	LITTLE	SHERRON
		CARRINGTON	FOXX	MARTIN R.	SIMPSON
		CLARK	HORTON	MCDANIEL	WEBSTER

LT. GOVERNOR AYE

EXCUSED 0

NOT CAST 1 SMITH

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 23/4-- 2:08 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

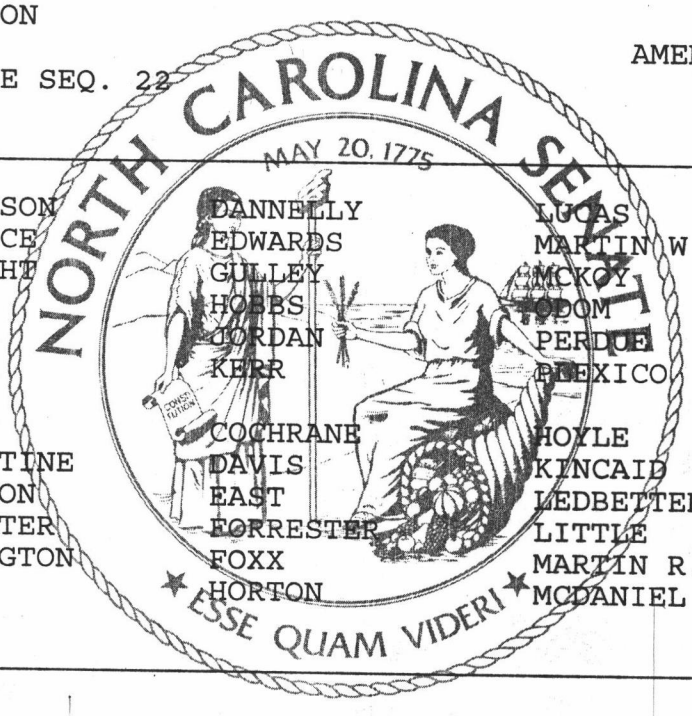
LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 3

DUPLICATE COPY OF VOTE SEQ. 22



AYE	24	ALBERTSON	DANNELLY	LUCAS	PLYLER
		BALLANCE	EDWARDS	MARTIN W.	RAND
		BASNIGHT	GULLEY	MCKOY	SOLES
		BLUST	HOBBS	ODOM	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
	24	ALLRAN	COCHRANE	HOYLE	PAGE
		BALLANTINE	DAVIS	KINCAID	PARNELL
		BLACKMON	EAST	LEDBETTER	SHAW
		CARPENTER	FORRESTER	LITTLE	SHERRON
		CARRINGTON	FOXX	MARTIN R.	SIMPSON
		CLARK	HORTON	MCDANIEL	WEBSTER

LT. GOVERNOR		AYE
EXCUSED	0	
NOT CAST	1	SMITH
ABSENT	1	HARTSELL
PAIRS	0	
AYE		
NO		

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 28/9-- 3:08 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 3
MOTION 6
TO RECONSIDER

AYE	25	ALLRAN	COCHRANE	KINCAID	PARNELL
		BALLANTINE	DAVIS	LEDBETTER	SHAW
		BLACKMON	EAST	LITTLE	SHERRON
		BLUST	FORRESTER	MCDANIEL	SIMPSON
		CARPENTER	FOXX	MCKOY	SMITH
		CARRINGTON	HORTON	PAGE	WEBSTER
		CLARK			
	24	ALBERTSON	EDWARDS	LUCAS	PLYLER
		BALLANCE	GULLEY	MARTIN R.	RAND
		BASNIGHT	HOBBS	MARTIN W.	SOLES
		CONDER	HOYLE	ODOM	SPEED
		COOPER	JORDAN	PERDUE	WARREN
		DANNELLY	KERR	PLEXICO	WINNER

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 29/10-- 3:11 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

AFTER RECONSIDERATION

HOUSE BILL 53

AMEND 3

AYE	23	ALBERTSON	EDWARDS	MARTIN W.	RAND
		BALLANCE	GULLEY	MCKOY	SOLES
		BASNIGHT	HOBBS	ODOM	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	LUCAS	PTYLER	
	26	ALLRAN	COCHRANE	KINCAID	PARNELL
		BALLANTINE	DAVIS	LEDBETTER	SHAW
		BLACKMON	EAST	LITTLE	SHERRON
		BLUST	FORRESTER	MARTIN R.	SIMPSON
		CARPENTER	FOXX	MCDANIEL	SMITH
		CARRINGTON	HORTON	PAGE	WEBSTER
		CLARK	HOYLE		

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. DRS 4291

H. B. No. 53 DATE 7-17-96

S. B. No. _____ Amendment No. 4 (FOUR)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE SENATE

~~Rep.~~) Cochrane
Sen.)

1 moves to amend the bill on page 41, line 31

2 ( ) WHICH CHANGES THE TITLE

3 by adding after "system"

4

5 " in excess of the actual cost to the water

6 system to support the fire safety

7 protection system "

8

9

10

11

12

13

14

15

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17

18

19

SIGNED Stan Cochrane

ADOPTED 7/16/96 (49-0) FAILED _____ TABLED _____

J Funk

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 24/5-- 2:17 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 4

AYE 49

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

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
HOUSE BILL 53

AMENDMENT NO. 5 (Five)
(to be filled in by
Principal Clerk)

H53-ALE-10

Date 7-16-, 1996

Sen. Comm. Sub. [YES]
Amends Title []
PCS4291

Senator Perdue

moves to amend the bill on page 29, line 6,
by adding a new section to read:
"Requested by: Senators Plyler, Perdue, Odom
MATCH FOR FEDERAL FUNDS
Sec. 11.5. There is appropriated from the General Fund to the Department of Cultural Resources the sum of one million dollars ($1,000,000) for the 1996-97 fiscal year to a Reserve to Match Anticipated Federal Funds for the Lost Colony Outdoor Drama on a dollar-for-dollar basis."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if **Senate** Committee Amendment

ADOPTED 7/16/96 FAILED _____ TABLED _____
(41-6)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 25/6-- 2:26 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 5

AYE	41	ALBERTSON	EDWARDS	MARTIN R.	RAND
		ALLRAN	FOXX	MARTIN W.	SHAW
		BALLANCE	GULLEY	MCDANIEL	SHERRON
		BASNIGHT	HOBBS	MCKOY	SIMPSON
		BLACKMON	HORTON	ODOM	SMITH
		CARPENTER	HOYLE	PAGE	SOLES
		CARRINGTON	JORDAN	PARNELL	SPEED
		COCHRANE	KERR	PERDUE	WARREN
		CONDER	KINCAID	PLEXICO	WEBSTER
		COOPER	LUCAS	PLYLER	WINNER
		DANNELLY			
NO	6	BLUST	DAVIS	FORRESTER	LEDBETTER
		CLARK	EAST		

EXCUSED	0		
NOT CAST	2	BALLANTINE	LITTLE
ABSENT	1	HARTSELL	
PAIRS	0		
AYE			
NO			

EXTRA SESSION

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 53

AMENDMENT NO. 6 (51X)
(to be filled in by Principal Clerk)

H53-ALD-22

Date 7-16-96, 1996

Sen — Comm. Sub. [YES]
Amends Title []
PCS H53ES2-PCS4291

Senator Webster

moves to amend the bill on page 167, lines 44 and 45, by adding between those lines the following:
"Requested by: Senator Webster
MULTI-COUNTY WATER CONSERVATION AND INFRASTRUCTURE DISTRICT
Sec. 27.38. G.S. 158-15.1 reads as rewritten:
'§ 158-15.1. Multi-County Water Conservation and Infrastructure District.
(a) There is established the Multi-County Water Conservation and Infrastructure District, which is a public authority for the purpose of the Local Government Budget and Fiscal Control Act.
(b) The member counties of the Multi-County Water Conservation and Infrastructure District are Bertie, Caswell, Forsyth, Granville, Guilford, Halifax, Martin, Northampton, Person, Rockingham, Stokes, Surry, ~~Vance~~ Vance, ~~and~~ Warren, and Washington.
(c) The governing body of the Multi-County Water Conservation and Infrastructure District is the Multi-County Water ~~Commission, which has eight members.~~ Commission. One member of this Commission shall be appointed for a three-year term by the board of commissioners of each member ~~county for a three-year term.~~ county.
(d) All monies received by the State of North Carolina for sale of water under the Roanoke River Basin Compact, if enacted, shall be paid to the Multi-County Water Conservation and Infrastructure District.
(e) The District may accept for any of its purposes and functions any and all donations, grants of money, equipment, supplies, materials and services (conditional or otherwise) from any state or the United States or any subdivision or agency thereof, or interstate agency, or from any political subdivision of this State or any other state, or from any institution, person, firm or corporation, and may receive, utilize and dispose of the same. The nature, amount and condition, if any, attendant upon any donation or grant accepted pursuant to this subsection together with the

See p. 2

EXTRA SESSION

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 53

AMENDMENT NO. 6 (SIX)
(to be filled in by
Principal Clerk)

H53-ALD-22

identity of the donor or grantor, shall be detailed in the annual audit of the District.

(f) At times specified by the Multi-County Water Commission, net revenues after operating expenses of the District shall be paid to the member counties ~~according to the following formula: (i) one-half pro-rata based on population of each member county; and (ii) one-half pro-rata based on land area of each county.~~ based on the percentage of each member county's land area within that part of the Roanoke River Basin that is located in North Carolina.

(g) Member counties may use funds received under this section for public purposes relating to infrastructure development, economic development, and water conservation.

(h) The Commission may adopt such rules as may be needful for operation of its affairs, and shall employ and terminate personnel as if it were a county.'"

SIGNED Webster
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/16/96 FAILED 7-16-96 TABLED _____

25-24 24-25

S Fink

upon reconsideration

RECONSIDERED 7-16-96
26-23

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 26/7-- 2:41 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 6

AYE	25	ALLRAN	COCHRANE	KINCAID	PAGE
		BALLANTINE	DAVIS	LEDBETTER	SHAW
		BLACKMON	EAST	LITTLE	SHERRON
		BLUST	FORRESTER	MARTIN R.	SIMPSON
		CARPENTER	FOXX	MCDANIEL	SMITH
		CARRINGTON	HORTON	MCKOY	WEBSTER
		CLARK			
NO	24	ALBERTSON	EDWARDS	LUCAS	PLYLER
		BALLANCE	GULLEY	MARTIN W.	RAND
		BASNIGHT	HOBBS	ODOM	SOLES
		CONDER	HOYLE	PARNELL	SPEED
		COOPER	JORDAN	PERDUE	WARREN
		DANNELLY	KERR	PLEXICO	WINNER

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

EXTRA SESSION

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. drs 4291

H. B. No. 53

DATE 7/16/96

~~S. B. No.~~

Amendment No. 7 (SEVEN)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE Sen

~~Rep.~~)
) MARTIN OF GUILFORD
Sen.)

moves to amend the bill on page 107, line 13

( ) WHICH CHANGES THE TITLE

by DELETING LINE 13 PAGE 107 THROUGH LINE 12 PAGE 109, IN THEIR ENTIRETY.

SIGNED [signature]

ADOPTED 7/16/96 (47-1) FAILED S Fink TABLED

GA-33-A

P[illegible]AL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 27/8-- 2:43 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 7

AYE 47

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

NO 1 SIMPSON

EXCUSED 0

NOT CAST 1 LUCAS

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 31/12-- 3:15 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

AMEND 6
MOTION 6
TO RECONSIDER

AYE	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	KINCAID	RAYLER	WINNER
		EDWARDS	LUCAS		
NO	23	ALLRAN	CLARK	HORTON	PAGE
		BALLANTINE	COCHRANE	LEDBETTER	SHAW
		BLACKMON	DAVIS	LITTLE	SIMPSON
		BLUST	EAST	MARTIN R.	SMITH
		CARPENTER	FORRESTER	MCDANIEL	WEBSTER
		CARRINGTON	FOXX	MCKOY	

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 32/13-- 3:19 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

AFTER RECONSIDERATION

HOUSE BILL 53

AMEND 6

AYE	24	ALLRAN	CLARK	HORTON	MCKOY
		BALLANTINE	COCHRANE	KINCAID	PAGE
		BLACKMON	DAVIS	LEDBETTER	SHAW
		BLUST	EAST	LITTLE	SIMPSON
		CARPENTER	FORRESTER	MARTIN R.	SMITH
		CARRINGTON	FOXX	MCDANIEL	WEBSTER
	25	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS			

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 33/14-- 3:23 PM | JULY 16, 1996 | LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53
READING 2

AYE	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	ROYLER	WINNER
		EDWARDS	MARTIN R.		
	23	ALLRAN	CLARK	HORTON	PAGE
		BALLANTINE	COCHRANE	KINCAID	SHAW
		BLACKMON	DAVIS	LEDBETTER	SIMPSON
		BLUST	EAST	LITTLE	SMITH
		CARPENTER	FORRESTER	MCDANIEL	WEBSTER
		CARRINGTON	FOXX	MCKOY	

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 34/15-- 3:37 PM JULY 16, 1996 LEGISLATIVE DAY 6

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53
READING 3

AYE	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	ROYLER	WINNER
		EDWARDS	MARTIN R.		
NO	23	ALLRAN	CLARK	HORTON	PAGE
		BALLANTINE	COCHRANE	KINCAID	SHAW
		BLACKMON	DAVIS	LEDBETTER	SIMPSON
		BLUST	EAST	LITTLE	SMITH
		CARPENTER	FORRESTER	MCDANIEL	WEBSTER
		CARRINGTON	FOXX	MCKOY	

EXCUSED 0

NOT CAST 0

ABSENT 1 HARTSELL

PAIRS 0
AYE
NO

EXTRA SESSION #2

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted]. # 2302
[redacted]GISLATIVE DAY 10
H53 SCS
MODIFY 1996-97 BUDGET

7/23/96
1:16 PM
IN CHAIR: SPEAKER

MOTION #3 Rep. Daughtry calls previous question.

AYES - 62

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

NOES - 43

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

EXCUSED ABSENCE - 12

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 3

DECKER	LINNEY	TALLENT

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted]. # 2303
LEGISLATIVE DAY 10
H53 SCS
MODIFY 1996-97 BUDGET

7/23/96
1:16 PM
IN CHAIR: SPEAKER

MOTION #11 - Rep. Holmes moves not to concur.

AYES - 62

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

NOES - 44

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

EXCUSED ABSENCE - 12

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

[redacted]	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53

H53-CRLB-1

[ ] Title Change [X] For SENATE Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 53, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS APPROPRIATIONS ACT OF 1995, AND THE EXPANSION AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 1995, AND TO MAKE OTHER CHNAGES IN THE BUDGET OPERATIONS OF THE STATE, Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, submit the following report:

The House of Representatives and the Senate agree to the following amendment to the Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, and the House concurs in the Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, as amended:

Delete the entire Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, and substitute the attached Proposed Conference Committee Substitute H53-PCCS-4294.

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

Date conferees approved report: ~~July~~ August 2 1996.

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

Date conferees approved the report: August 2, 1996

Conferees for the Senate

Aaron W. Plyler, ~~Co~~ Chair

Conferees for the House of Representatives

George M. Holmes, Co-chair

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53 (SCS)

H53-CRLB-1

Beverly M. Perdue, Co-chair

T. L. Odom, Co-chair

Anthony E. Rand

Frank W. Ballance, Jr.

Ed N. Warren

William N. Martin

J. K. Sherron, Jr.

John H. Kerr, III

J. Richard Conder

J. Clark Plexico

Leslie Winner

Theresa H. Esposito, Co-chair

Billy J. Creech, Co-chair

N. Leo Daughtry

Carolyn B. Russell

Joanne Bowie

Robert Grady

Jean R. Preston

John H. Weatherly

Frank Mitchell

Gregg Thompson

Larry T. Justus

see p 3

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53 (SCS)

H53-CRLB-1

David W. Hoyle

Roy A. Cooper, III

Bib Gulley

Jeanne H. Lucas

Luther H. Jordan, Jr.

Fletcher L. Hartsell, Jr.

Irene S. Little

R.L. Martin

Charlotte A. Gardner

J. Shawn Lemmond

William M. Ives

Edd Nye

James W. Crawford, Jr.

Frances M. Cummings

Joe Kiser

Richard T. Morgan

Gene G. Arnold

Constance K. Wilson

Lyons Gray

Submitted 8/3/96

SENATE ADOPTED 8/3/96 (36/ 0) Message Received 8/3/96

HOUSE ADOPTED 8/3/96 (/) Ordered Enrolled By House

Send Message

Sink Release

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53

H53-CRLB-1

[ ] Title Change [X] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 53, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS APPROPRIATIONS ACT OF 1995, AND THE EXPANSION AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 1995, AND TO MAKE OTHER CHNAGES IN THE BUDGET OPERATIONS OF THE STATE, Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, submit the following report:

The House of Representatives and the Senate agree to the following amendment to the Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, and the House concurs in the Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, as amended:

Delete the entire Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, and substitute the attached Proposed Conference Committee Substitute H53-PCCS-9294.

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

Date conferees approved report: ~~July~~ August 2, 1996.

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

Date conferees approved the report: August 2, 1996

Conferees for the Senate

Aaron W. Plyler, chair

Conferees for the House of Representatives

George M. Holmes, Co-chair

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53

H53-CRLB-1

Beverly M. Perdue, Co-chair

Theresa H. Esposito, Co-chair

T. L. Odom, Co-chair

Billy J. Creech, Co-chair

Anthony E. Rand

N. Leb Daughtry

Frank W. Ballance, Jr.

Carolyn B. Russell

Ed N. Warren

Joanne Bowie

William R. Martin

Robert Grady

J. K. Sherron, Jr.

Jean R. Preston

John H. Kerr, III

John H. Weatherly

J. Richard Conder

Frank Mitchell

J. Clark Plexico

Gregg Thompson

Leslie Winner

Larry T. Justus

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53

H53-CRLB-1

David W. Hoyle

Roy A. Cooper, III

Wib Gulley

Jeanne H. Lucas

Luther H. Jordan, Jr.

Fletcher L. Hartsell, Jr.

Teena S. Little

R.L. Martin

Charlotte A. Gardner

J. Shawn Lemmond

William M. Ives

Edd Nye

James W. Crawford, Jr.

Frances M. Cummings

Joe Kiser

Richard T. Morgan

Gene G. Arnold

Constance K. Wilson

Lyons Gray

Submitted 8/2/96 placed in calendar for immediate consideration
ADOPTED 8/3/96 (101 / 1 EV) Message Received 8-3-96
ADOPTED _____ (/) Ordered Enrolled 8-3-96
Adjusted Vote 102-1 EV DVecks
Senate will be so notified by Special Message

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 2344
LEGISLATIVE DAY 19
H53 SCS
CONFERENCE REPORT
HOLMES

8/03/96
8:20 AM
IN CHAIR: SPEAKER

MODIFY 1996-97 BUDGET

AYES - ~~101~~ ~~102~~ 103

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

NOES - 1

BERRY

EXCUSED ABSENCE - ~~56~~

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			McLAUGHLIN DW

EXCUSED VOTE - 0

NOT VOTING - ~~13~~ ~~12~~ 11 10 DWeeks

CLARY	HOWARD	MILLER, K.	WOMBLE
EDWARDS	LINNEY	SHAW	WOOD
FITCH	~~MCLAUGHLIN~~ DW	~~WARNER~~ DWeeks	~~WRIGHT~~
GAMBLE			

Reps Warner and Wright requests to be recorded as voting "aye". H53 SCS
Speaker so orders. DWeeks

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 99/2-- 8:23 AM | AUGUST 3, 1996 | LEGISLATIVE DAY 20

LT. GOVERNOR WICKER -- Presiding

HOLMES
MODIFY 1996-97 BUDGET
SEN COM SUB/2ND EDITION

HOUSE BILL 53

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	36	ALBERTSON	COOPER	LEDBETTER	PLEXICO
		BALLANCE	DANNELLY	LITTLE	PLYLER
		BALLANTINE	DAVIS	MARTIN R.	RAND
		BASNIGHT	EAST	MARTIN W.	SHAW
		BLUST	FORRESTER	MCDANIEL	SHERRON
		CARRINGTON	FOXX	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	KERR	PERDUE	WEBSTER
NO	0				
EXCUSED	0				
NOT CAST	7	ALLRAN	HOBBS	KINCAID	SIMPSON
		HARTSELL	JORDAN	LUCAS	
ABSENT	7	BLACKMON	EDWARDS	PARNELL	WINNER
		CARPENTER	GULLEY	SMITH	
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53

H53-CRLB-1

[ ] Title Change [X] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 53, A BILL TO BE ENTITLED AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS APPROPRIATIONS ACT OF 1995, AND THE EXPANSION AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 1995, AND TO MAKE OTHER CHNAGES IN THE BUDGET OPERATIONS OF THE STATE, Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, submit the following report:

The House of Representatives and the Senate agree to the following amendment to the Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, and the House concurs in the Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, as amended:

Delete the entire Senate Appropriations Committee Substitute Third Edition Engrossed 7/16/96, and substitute the attached Proposed Conference Committee Substitute H53-PCCS-9294.

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

Date conferees approved report: ~~July~~ August 2, 1996.

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

Date conferees approved the report: August 2, 1996

Conferees for the Senate

Aaron W. Plyler, ~~Co-~~ chair

Conferees for the House of Representatives

George M. Holmes, Co-chair

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53

Beverly M. Perdue, ~~Co-chair~~

Theresa H. Esposito, Co-chai

T. L. Odom, ~~Co-chair~~

Billy J. Creech, Co-chair

Anthony E. Rand

N. Leo Daughtry

Frank W. Ballance, Jr.

Carolyn B. Russell

Ed N. Warren

Joanne Bowie

William D. Martin

Robert Grady

J. K. Sherron, Jr.

Jean R. Preston

John H. Kerr, III

John H. Weatherly

J. Richard Conder

Frank Mitchell

J. Clark Plexico

Gregg Thompson

Leslie Winner

Larry T. Justus

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 53

H53-CRLB-1

David W. Hoyle

Roy A. Cooper, III

Wib Gulley

Jeanne H. Lucas

Luther H. Jordan, Jr.

Fletcher L. Hartsell, Jr.

Teena S. Little

R.L. Martin

Charlotte A. Gardner

J. Shawn Lemmond

William M. Ives

Edd Nye

James W. Crawford

Frances M. Cummings

Joe Kiser

Richard T. Morgan

Gene G. Arnold

Constance K. Wilson

Lyons Gray

Submitted _____
ADOPTED _____(/) Message Received_____
ADOPTED _____(/) Ordered Enrolled_____

1996 2nd ES

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0054 JUL 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA319-LC603

Short Title: Tax Law Changes. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE TAX LAW CHANGES AUTHORIZED FOR CONSIDERATION DURING THE SECOND EXTRA SESSION OF THE GENERAL ASSEMBLY.

The General Assembly of North Carolina enacts:

Section 1. The tax laws are amended.

Sec. 2. This act is effective upon ratification.

H.B. FILED
0055 JUL 10 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH4284-LDQ253(7.9)

Short Title: Funds for Reserve for Farm Loans. (Public)

Sponsors: Representative Watson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE AGRICULTURAL FINANCE AUTHORITY FOR THE RESERVE FOR FARM LOANS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Agricultural Finance Authority the sum of three million dollars ($3,000,000) for the 1996-97 fiscal year for the Reserve for Farm Loans.

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

H-0056

H.B. FILED

JUL 10 96

HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA 1996

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH5279-LR

Short Title: County School Acquisitions. (Local)

Sponsors: Representative Watson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW HYDE, JONES, MARTIN, NEW HANOVER, PITT, SURRY, AND WILSON COUNTIES TO ACQUIRE PROPERTY FOR USE BY THEIR COUNTY BOARDS OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-158.1 reads as rewritten:

"**§ 153A-158.1. Acquisition and improvement of school property in certain counties.**

(a) Acquisition by County. -- A county may acquire, by any lawful method, any interest in real or personal property for use by a school administrative unit within the county. In exercising the power of eminent domain a county shall use the procedures of Chapter 40A. The county shall use its authority under this subsection to acquire property for use by a school administrative unit within the county only upon the request of the board of education of that school administrative unit and after a public hearing.

(b) Construction or Improvement by County. -- A county may construct, equip, expand, improve, renovate, or otherwise make available property for use by a school administrative unit within the county. The local board of education shall be involved in the design, construction, equipping, expansion, improvement, or renovation of the property to the same extent as if the local board owned the property.

(c) Lease or Sale by Board of Education. -- Notwithstanding the provisions of G.S. 115C-518 and G.S. 160A-274, a local board of education may, in connection with additions, improvements, renovations, or repairs to all or part of any of its property, lease or sell the property to the board of commissioners of the county in which the property is located for any price negotiated between the two boards.

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S # 2323
LEGISLATIVE DAY 15
H56 HCS
READING 2

7/30/96
11:15 AM
IN CHAIR: SPEAKER

COUNTY SCHOOL ACQUISITIONS

AYES - 95

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

NOES - 2

ALLRED	MILLER, K.

EXCUSED ABSENCE - 13

BLUE	DAUGHTRY	HIATT	MCLAUGHLIN
BRAWLEY	ESPOSITO	HOWARD	WAINWRIGHT
CULPEPPER	GAMBLE	LUEBKE	WOOD
CUNNINGHAM			

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	FITCH	REYNOLDS	TALLENT
BOYD-MCINTYRE	LINNEY	SHAW	WOMBLE
BRASWELL	MINER		

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2324
LE[redacted]SLATIVE DAY 15
H61 HCS
READING 2
MORGAN

7/30/96
11:16 AM
IN CHAIR: SPEAKER

SPEAKER'S APPOINTMENTS

AYES - 95

SPEAKER	CUMMINGS	IVES	RAMSEY
ADAMS	DAVIS	JUSTUS	RAYFIELD
ALDRIDGE	DECKER	KISER	REDWINE
ALEXANDER	DICKSON	LEE	RICHARDSON
ALLRED	DOCKHAM	LEMMOND	ROBINSON, G.
ARNOLD	EARLE	LOCKE	ROBINSON, J.
BAKER	EASTERLING	MCALLISTER	ROGERS
BARBEE	EDDINS	MCCOMAS	RUSSELL
BARNES	EDWARDS	MCCOMBS	SEXTON
BEALL	ELLIS	MCCRARY	SHARPE
BERRY	FOX	MCMAHAN	SHERRILL
BLACK	GARDNER	MERCER	SHUBERT
BOWIE	GRADY	MICHAUX	STEWART
BROWN, J.	GRAY	MILLER, G.	SUTTON
BUCHANAN	HACKNEY	MITCHELL	THOMPSON
CANSLER	HAYES	MORGAN	TOLSON
CAPPS	HENSLEY	NEELY	WARNER
CARPENTER	HIGHTOWER	NICHOLS	WEATHERLY
CHURCH	HILL	NYE	WILKINS
CLARY	HOLMES	OLDHAM	WILSON, C.
COCKLEREECE	HUNT	OWENS	WILSON, G.
CRAWFORD	HUNTER, H.	PATE	WRIGHT
CREECH	HUNTER, R.	PRESTON	YONGUE
CULP	HURLEY	PULLEY	

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 13

BLUE	DAUGHTRY	HIATT	MCLAUGHLIN
BRAWLEY	ESPOSITO	HOWARD	WAINWRIGHT
CULPEPPER	GAMBLE	LUEBKE	WOOD
CUNNINGHAM			

EXCUSED VOTE - 0

NOT VOTING - 11

BOWEN	FITCH	REYNOLDS	WATSON
BOYD-MCINTYRE	LINNEY	SHAW	WOMBLE
BRASWELL	MINER	TALLENT	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 56, 2nd Extra Session, 1996

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

H56-ARB-7/31ES2

Date 7-31-96 ,1996

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

Representative/~~Senator~~ Watson

moves to amend the bill on page 1, line 11, by inserting between the words "Jones," and "Macon," the word "Lee,".

SIGNED Cynthia B Watson
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 94-1 EV FAILED _____ TABLED _____
D Hicks

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2326
ISLATIVE DAY 16
H56 HCS
READING 3
WATSON
AMEND #1 - Watson
COUNTY SCHOOL ACQUISITIONS

7/31/96
1:12 PM
IN CHAIR: SPEAKER

AYES - 94

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

NOES - 1

ALLRED

EXCUSED ABSENCE - 10

BLUE	CULPEPPER	HOWARD	WILSON, C.
BRASWELL	ESPOSITO	MCLAUGHLIN	WOOD
BROWN, J.	GAMBLE		

EXCUSED VOTE - 0

NOT VOTING - 15

SPEAKER	FITCH	LINNEY	TALLENT
CREECH	GRAY	MILLER, K.	WAINWRIGHT
EARLE	HOLMES	REYNOLDS	WOMBLE
EDWARDS	HUNTER, H.	RICHARDSON	

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2327
ISLATIVE DAY 16
H56 HCS
READING 3
WATSON

7/31/96
1:12 PM
IN CHAIR: SPEAKER

COUNTY SCHOOL ACQUISITIONS

AYES - 91

ADAMS	CUNNINGHAM	LEMMOND	RAYFIELD
ALDRIDGE	DECKER	LOCKE	REDWINE
ALEXANDER	DICKSON	LUEBKE	ROBINSON, G.
ARNOLD	DOCKHAM	MCALLISTER	ROBINSON, J.
BAKER	EASTERLING	MCCOMAS	ROGERS
BARBEE	EDDINS	MCCOMBS	RUSSELL
BARNES	ELLIS	MCCRARY	SEXTON
BEALL	FOX	MCMAHAN	SHARPE
BERRY	GARDNER	MERCER	SHAW
BLACK	GRADY	MICHAUX	SHERRILL
BOWEN	HACKNEY	MILLER, G.	SHUBERT
BOWIE	HAYES	MINER	STEWART
BOYD-MCINTYRE	HENSLEY	MITCHELL	SUTTON
BRAWLEY	HIATT	MORGAN	THOMPSON
BUCHANAN	HIGHTOWER	NEELY	TOLSON
CANSLER	HILL	NICHOLS	WARNER
CARPENTER	HUNT	NYE	WATSON
CHURCH	HUNTER, R.	OLDHAM	WEATHERLY
CLARY	HURLEY	OWENS	WILKINS
COCKLEREECE	IVES	PATE	WILSON, G.
CRAWFORD	JUSTUS	PRESTON	WRIGHT
CULP	KISER	PULLEY	YONGUE
CUMMINGS	LEE	RAMSEY	

NOES - 3

ALLRED	CAPPS	DAVIS

EXCUSED ABSENCE - 10

BLUE	CULPEPPER	HOWARD	WILSON, C.
BRASWELL	ESPOSITO	MCLAUGHLIN	WOOD
BROWN, J.	GAMBLE		

EXCUSED VOTE - 0

NOT VOTING - 16

SPEAKER	EDWARDS	HUNTER, H.	RICHARDSON
CREECH	FITCH	LINNEY	TALLENT
DAUGHTRY	GRAY	MILLER, K.	WAINWRIGHT
EARLE	HOLMES	REYNOLDS	WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 81/8-- 4:06 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

WATSON
COUNTY SCHOOL ACQUISITIONS
COM SUB/3RD EDITION

HOUSE BILL 56
READING 2

AYE	42	ALBERTSON	COOPER	LEDBETTER	PLYLER
		BALLANCE	DANNELLY	LITTLE	RAND
		BALLANTINE	DAVIS	LUCAS	SHAW
		BASNIGHT	EAST	MARTIN R.	SHERRON
		BLACKMON	EDWARDS	MARTIN W.	SIMPSON
		BLUST	FOXX	MCDANIEL	SMITH
		CARPENTER	HARTSELL	MCKOY	SOLES
		CARRINGTON	HORTON	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PLEXICO	WEBSTER
		CONDER	KERR		
NO	2	PERDUE	WINNER		

EXCUSED	0				
NOT CAST	2	ALLRAN	KINCAID		
ABSENT	4	FORRESTER	GULLEY	HOBBS	PARNELL
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 88/3-- 2:33 PM AUGUST 2, 1996 LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

WATSON
COUNTY SCHOOL ACQUISITIONS
COM SUB/3RD EDITION

HOUSE BILL 56
READING 3

AYE	38	ALBERTSON	DANNELLY	LEDBETTER	PLEXICO
		BALLANCE	DAVIS	LITTLE	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BASNIGHT	EDWARDS	MARTIN R.	SHAW
		BLACKMON	FORRESTER	MARTIN W.	SHERRON
		BLUST	FOXX	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	NICHOLS	SOLES
		CLARK	HOYLE	ODOM	SPEED
		COCHRANE	JORDAN	PAGE	WARREN
		COOPER	KERR		
NO	2	PERDUE	WINNER		

EXCUSED	0				
NOT CAST	6	ALLRAN	HOBBS	SIMPSON	WEBSTER
		CONDER	HORTON		
ABSENT	4	CARPENTER	GULLEY	KINCAID	PARNELL
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 96/11-- 2:32 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

WATSON
COUNTY SCHOOL ACQUISITIONS
COM SUB/3RD EDITION

HOUSE BILL 56
READING 3

AYE	39	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		BALLANCE	DAVIS	LITTLE	RAND
		BALLANTINE	EAST	LUCAS	SHAW
		BASNIGHT	EDWARDS	MARTIN R.	SHERRON
		BLACKMON	FORRESTER	MARTIN W.	SMITH
		BLUST	FOXX	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MCKOY	SPEED
		CLARK	HOYLE	ODOM	WARREN
		COCHRANE	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PLEXICO	
NO	2	PERDUE	WINNER		
EXCUSED	0				
NOT CAST	5	ALLRAN	HOBBS	HORTON	SIMPSON
		CONDER			
ABSENT	4	CARPENTER	GULLEY	KINCAID	PARNELL
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 96/11-- 2:32 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

WATSON
COUNTY SCHOOL ACQUISITIONS
COM SUB/3RD EDITION

HOUSE BILL 56
READING 3

RECORDED
AYE 1 WEBSTER
ADJUSTED TOTAL
AYE 39
NO 2
NOT CAST 5
ABSENT 4

H.B. FILED
0057 JUL 10 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH2301-LG320(7.10)

Short Title: Establish Vasectomy Fund. (Public)

Sponsors: Representative Brawley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO ESTABLISH A STATE VASECTOMY FUND.

The General Assembly of North Carolina enacts:

Section 1. (a) 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 1996-97 fiscal year to establish a Fund to reimburse service providers for performing voluntary vasectomies. The Fund shall be limited to any unmarried male who chooses to have a vasectomy.

(b) The Department shall adopt rules to administer the Fund.

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

H.B. FILED
0058 JUL 10 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH2297-RB1

Short Title: Vitamins Dispensed by Chiropractor/Exempt. (Public)

Sponsors: Representative Brawley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT FROM SALES AND USE TAX VITAMINS AND NUTRITIONAL SUPPLEMENTS DISPENSED BY CHIROPRACTIC PHYSICIANS.

The General Assembly of North Carolina enacts:

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

"(13b) Vitamins and nutritional supplements dispensed by chiropractic physicians."

Sec. 2. This act becomes effective August 1, 1996, and applies to sales made on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0059 JUL 10 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2296-LG

Short Title: NC Housing Trust Funds. (Public)

Sponsors: Representative Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA HOUSING TRUST FUND AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY POSSIBLE SOURCES OF REVENUE DEDICATED TO THE PERPETUATION OF THE HOUSING TRUST FUND.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Housing Finance Authority the sum of seven million five hundred thousand dollars ($7,500,000) for the 1996-97 fiscal year to be deposited in the North Carolina Housing Trust Fund for any of the purposes set forth in Chapter 122E of the General Statutes.

Sec. 2. (a) The Legislative Research Commission is authorized to study possible sources of revenue to achieve a minimum of fifteen million dollars ($15,000,000) on an annual basis dedicated to the perpetuation of the North Carolina Housing Trust Fund. The Commission shall call upon the North Carolina Low Income Housing Coalition, advocacy organizations, nonprofit housing developers, and industry representatives to help the Commission conduct its study.

(b) The Legislative Research Commission shall report its findings and recommendations to the 1997 General Assembly.

Sec. 3. This act becomes effective July 1, 1996.

H-0060

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED

SECOND EXTRA SESSION 1996 H 0060 JUL 10 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH8314*-LK167C(7.8)

Short Title: Education Lottery--1996. (Public)

Sponsors: Representatives Fitch and H. Hunter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A STATE LOTTERY TO PROVIDE FUNDS FOR EDUCATIONAL PURPOSES.

The General Assembly of North Carolina enacts:

Section 1. The General Statutes are amended by adding a new Chapter to read:

"Chapter 143C.

"North Carolina State Lottery.

"ARTICLE 1.

"General Provisions and Definitions.

"**§ 143C-101. Citation.**

This Chapter shall be known and may be cited as the North Carolina State Lottery Act.

"**§ 143C-102. Purpose and intent.**

The General Assembly declares that the purpose and intent of this Chapter is to provide additional monies to benefit the public purposes described in this Chapter through the implementation of a State-operated lottery without the imposition of additional or increased taxes. The lottery shall be initiated at the earliest practical time and it shall be operated to maximize new revenue to the State. That new revenue shall be raised in a manner consistent with the dignity of the State and the general welfare of the people, and in a manner consistent with effective business practices.

"**§ 143C-103. Laws not affected.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0061 JUL 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2300-RN003E(7.9)

Short Title: Speaker's Appointments. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPOINT PERSONS TO PUBLIC OFFICE UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments upon the recommendation of the Speaker of the House of Representatives; and

Whereas, the Speaker of the House of Representatives has made recommendations; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Unless otherwise provided, appointments made by this act are for terms commencing July 1, 1996.

Sec. 2. This act is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

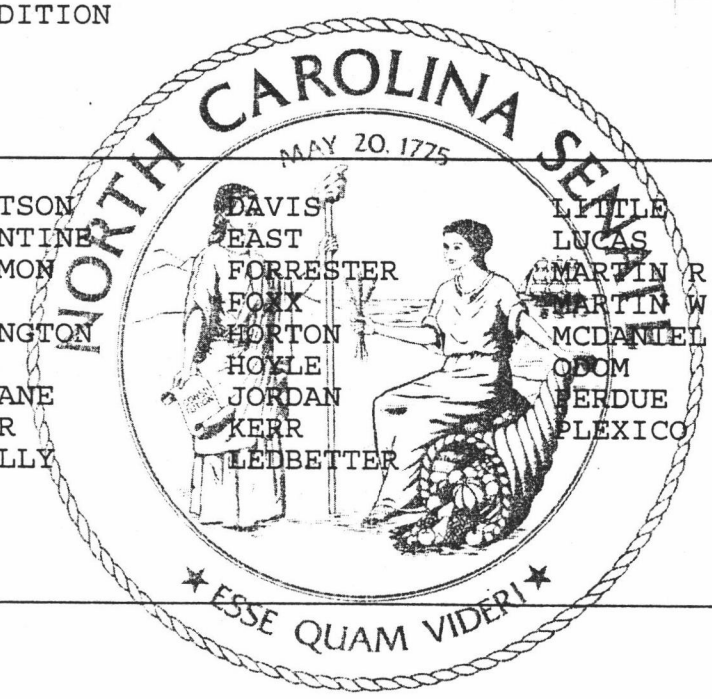
1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 92/7-- 3:21 PM AUGUST 2, 1996 LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

MORGAN
SPEAKER'S APPOINTMENTS
SENATE COM SUB/3RD EDITION

HOUSE BILL 61
READING 2



AYE	34	ALBERTSON	DAVIS	LITTLE	PLYLER
		BALLANTINE	EAST	LUCAS	RAND
		BLACKMON	FORRESTER	MARTIN R.	SHAW
		BLUST	FOXX	MARTIN W.	SHERRON
		CARRINGTON	HORTON	MCDANIEL	SMITH
		CLARK	HOYLE	ODOM	SPEED
		COCHRANE	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WEBSTER
		DANNELLY	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	10	ALLRAN	CONDER	MCKOY	SIMPSON
		BALLANCE	HARTSELL	PAGE	SOLES
		BASNIGHT	HOBBS		
ABSENT	6	CARPENTER	GULLEY	PARNELL	WINNER
		EDWARDS	KINCAID		
PAIRS	0				
AYE					
NO					

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2341
LEGISLATIVE DAY 18
H61 SCS

8/02/96
5:26 PM
IN CHAIR: SPEAKER

EV

SPEAKER'S APPT.
MOTION #11 - Rep. Morgan moves to concur in Senate Comm Sub.

AYES - 95

SPEAKER	CULP	HUNTER, R.	PRESTON
ADAMS	CUMMINGS	HURLEY	PULLEY
ALDRIDGE	CUNNINGHAM	IVES	RAMSEY
ALEXANDER	DAUGHTRY	JUSTUS	RAYFIELD
ALLRED	DAVIS	KISER	REDWINE
ARNOLD	DECKER	LEE	REYNOLDS
BAKER	DICKSON	LOCKE	ROBINSON, J.
BARBEE	DOCKHAM	MCALLISTER	ROGERS
BARNES	EARLE	MCCOMAS	SEXTON
BEALL	EASTERLING	MCCOMBS	SHARPE
BLACK	EDDINS	MCCRARY	SHAW
BOWEN	ELLIS	MCMAHAN	SHERRILL
BOWIE	ESPOSITO	MERCER	SHUBERT
BOYD-MCINTYRE	FOX	MICHAUX	STEWART
BRASWELL	GARDNER	MILLER, G.	SUTTON
BRAWLEY	GRADY	MINER	THOMPSON
BUCHANAN	GRAY	MITCHELL	TOLSON
CANSLER	HAYES	MORGAN	WARNER
CAPPS	HENSLEY	NEELY	WATSON
CARPENTER	HIATT	NICHOLS	WEATHERLY
CHURCH	HIGHTOWER	NYE	WILKINS
COCKLEREECE	HILL	OLDHAM	WILSON, G.
CRAWFORD	HUNT	OWENS	YONGUE
CREECH	HUNTER, H.	PATE	

NOES - 0

EXCUSED ABSENCE - 10

BROWN, J.	HOLMES	MCLAUGHLIN	WILSON, C.
FITCH	HOWARD	ROBINSON, G.	WOOD
GAMBLE	LUEBKE		

EXCUSED VOTE - 0

NOT VOTING - 15

BERRY	EDWARDS	MILLER, K.	WAINWRIGHT
BLUE	HACKNEY	RICHARDSON	WOMBLE
CLARY	LEMMOND	RUSSELL	WRIGHT
CULPEPPER	LINNEY	TALLENT	

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0062 JUL 10 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8320-LT162(7.9)

Short Title: Technology Oversight Committee. (Public)

Sponsors: Representative Reynolds.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON TECHNOLOGY.

The General Assembly of North Carolina enacts:

Section 1. Chapter 120 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 12L.

"Joint Legislative Oversight Committee on Technology.

"§ 120-70.110. Creation and membership of Joint Legislative Oversight Committee on Technology.

(a) The Joint Legislative Oversight Committee on Technology is established. The Committee consists of eight members as follows:

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

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

(b) Members of the Committee shall serve a term of two years beginning on January 15 of each odd-numbered year. Members may complete a term of service on the Committee even if they do not seek reelection or are not reelected to the General Assembly, but resignation or removal from service in the General Assembly constitutes resignation or removal from service on the Committee. A member continues to serve until the member's successor is appointed. A vacancy shall be filled within 30 days by the officer who made the original appointment.

"§ 120-70.111. Purpose and powers of Committee.

H-0063

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED

SECOND EXTRA SESSION 1996 0063 JUL 10 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH8319-LBX

Short Title: Wentworth Incorporation. (Local)

Sponsors: Representative Sexton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVIVE THE CHARTER OF THE TOWN OF WENTWORTH, SUBJECT TO A REFERENDUM.

The General Assembly of North Carolina enacts:

Section 1. Chapter 76 of the Private Laws of 1798 is amended by adding a new section to read:

"VII. The Charter of the Town of Wentworth is revived, revised, and consolidated to read:

"CHARTER OF THE TOWN OF WENTWORTH.

"CHAPTER I. INCORPORATION AND CORPORATE POWERS.

"Sec. 1.1. The inhabitants of the Town of Wentworth are a body corporate and politic under the name 'Town of Wentworth'. Under that name they have all the powers, duties, rights, privileges, and immunities conferred and imposed upon cities by the general law of North Carolina.

"CHAPTER II. CORPORATE BOUNDARIES.

"Sec. 2.1. Until changed in accordance with law, the boundaries of the Town of Wentworth are as follows:

BEGINNING at a point 400 feet N. of the intersection of Sandy Cross Road, Boyd Road and Irvin Farm Road; thence a line 400 feet W. of and parallel to the centerline of Sandy Cross Road in a northerly direction to its intersection with Dairy Road; thence with Dairy Road and with Dairy Road if projected in an Easterly direction to a point 400 feet E. of the centerline of Sandy Cross Road; thence a line 400 feet S. of and parallel to the centerline of Sandy Cross Road and Wentworth Street in a northeasterly direction to its intersection with Parkland Road; thence a straight line in a northwesterly direction to the intersection of Rock Road and Ashley Loop Road;

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0064 JUL 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH2295-LC356

Short Title: Reduce Corporate Tax/School Needs. (Public)

Sponsors: Representative Wilkins.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDUCE THE CORPORATE INCOME TAX AND AUTHORIZE CORPORATIONS TO DONATE THE AMOUNT OF THE TAX REDUCTION TO THE STATE SCHOOL TECHNOLOGY FUND FOR IMPROVING STUDENT PERFORMANCE IN THE PUBLIC SCHOOLS THROUGH THE USE OF LEARNING AND INSTRUCTIONAL MANAGEMENT TECHNOLOGIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-130.3 reads as rewritten:

"**§ 105-130.3. Corporations.**

A tax is imposed on the State net income of every C Corporation doing business in this ~~State at seven and seventy-five one-hundredths percent (7.75%) of the corporation's State net income.~~ State. An S Corporation is not subject to the tax levied in this section. The tax is a percentage of the taxpayer's State net income computed as follows:

Income Years Beginning	Tax
In 1997	7.5%
In 1998	7.25%
In 1999	7%
After 1999	6.75%".

Sec. 2. Article 9 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-269.7. Contribution of corporate income tax reduction to State School Technology Fund.**

H.B. FILED
0065 JUL 10 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH7365-LC091B

Short Title: $50 Credit to Homeowners. (Public)

Sponsors: Representative Hunt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW A FIFTY-DOLLAR INCOME TAX CREDIT TO EACH HOMEOWNER IN THE STATE.

The General Assembly of North Carolina enacts:

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

"**§ 105-151.26. Credit for homeowners.**

An individual who owns and occupies a primary residence in this State is allowed as a credit against the tax imposed by this Division an amount equal to fifty dollars ($50.00). In the case of a residence owned by the entirety, the credit allowed by this section may be claimed only if the spouses file a joint return. When a primary residence is owned and occupied by two or more persons other than a husband and wife, each owner is entitled to the credit not to exceed his or her proportionate share of the value of the residence. In no case may the amount of credit allowed by this section exceed fifty dollars ($50.00) per residence or per individual. The credit allowed by this section may not exceed the amount of tax imposed by this Division for the taxable year reduced by the sum of all credits allowed, except payments of tax by or on behalf of the taxpayer."

Sec. 2. This act is effective for taxable years beginning on or after January 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0066 JUL 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA320-LB536(7.8)

Short Title: Congressional Redistricting. (Public)

Sponsors: Representative Wood.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIVIDE NORTH CAROLINA INTO TWELVE CONGRESSIONAL DISTRICTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-201 reads as rewritten:

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SECOND EXTRA SESSION 1996 0067 JUL 10 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH7370-LK025A

Short Title: Left Turn on Red. (Public)

Sponsors: Representatives Hensley and Howard.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-158(b) reads as rewritten:

"(b) Control of Vehicles at Intersections. --

(1) When a stop sign has been erected or installed at an intersection, it shall be unlawful for the driver of any vehicle to fail to stop in obedience thereto and yield the right-of-way to vehicles operating on the designated main-traveled or through highway. When stop signs have been erected at three or more entrances to an intersection, the driver, after stopping in obedience thereto, may proceed with caution.

(2) Vehicles facing a red light controlling traffic passing straight through an intersection from a steady or strobe beam stoplight shall not enter the intersection while the steady or strobe beam stoplight is emitting a red light controlling traffic passing straight through an intersection; ~~provided that,~~ provided:

a. ~~except~~ Except where prohibited by an appropriate sign, vehicular traffic facing a red light controlling traffic passing straight through an intersection, after coming to a complete stop at the intersection, may enter the intersection to make a right turn but ~~such~~ the turning vehicle shall yield the right-of-way to pedestrians and to other traffic using the ~~intersection.~~ intersection; or

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0068 JUL 10 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA321-LC320

Short Title: Refund Intangibles Tax to All.-1 (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO GENERALLY REVISE THE STATE BUDGET BY REFUNDING THE UNCONSTITUTIONAL INTANGIBLES TAX PAID ON STOCK FOR THE 1991 THROUGH 1994 TAX YEARS AND MAKING APPROPRIATE APPROPRIATIONS CHANGES.

The General Assembly of North Carolina enacts:

Section 1. Effective retroactively for the 1991, 1992, 1993, and 1994 tax years, G.S. 105-203 is repealed.

Sec. 2. G.S. 105-266(c) is amended by adding a new subdivision to read:

"(5) Repealed Tax. -- If an act of the General Assembly repeals a tax retroactively, each taxpayer's payment of the repealed tax is an overpayment for the purpose of this section except that it shall not bear interest. On the date the act becomes law, the Secretary shall discover these overpayments of the repealed tax; the Secretary's discoveries are timely for the purposes of this section."

Sec. 3. If a taxpayer has a right to a refund under G.S. 105-267 of an overpayment of the tax repealed by Section 1 of this act, the refund shall be made pursuant to G.S. 105-267 rather than pursuant to this act. Refunds shall be made pursuant to Section 2 of this act and this section only for overpayments the refund of which would otherwise be barred by G.S. 105-267 if Section 1 of this act had not been enacted.

Sec. 4. There is appropriated from the General Fund to the Department of Revenue the sum of two hundred thousand dollars ($200,000) for the 1996-97 fiscal year to pay for the costs of administering this act. These funds shall not revert until the Director of the Budget certifies that the Department of Revenue has completed

H.B. FILED
0069 JUL 10 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH8321-LG321(7.10)

Short Title: NCCU Asbestos Removal Funds. (Public)

Sponsors: Representative Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR ASBESTOS REMOVAL AT NORTH CAROLINA CENTRAL 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 three million five hundred thousand dollars ($3,500,000) for the 1996-97 fiscal year for asbestos removal from the administration building and Shepard House at North Carolina Central University.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0070 JUL 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH4289*-LBX448

Short Title: Reidsville Annexations (Rockingham). (Local)

Sponsors: Representatives Allred and Reynolds.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE CITY OF REIDSVILLE TO DELAY THE EFFECTIVE DATE OF ANNEXATIONS AS TO A SPECIFIED TRACT AND TO EXEMPT THE ANNEXATION OF TWO CITY LAKES FROM THE CEILING ON SATELLITE ANNEXATIONS.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Reidsville, being Chapter 957, Session Laws of 1989, is amended by adding the following new sections:

"Sec. 1.4. **Effective date of annexation ordinances.**

(a) The provisions of G.S. 160A-31(d), 160A-58.2, and 160A-58.7 notwithstanding, the city council may make annexation ordinances adopted pursuant to Part 1 or 4 of Article 4A of Chapter 160A of the General Statutes effective on any specified date within four years from the date of passage of the annexation ordinance.

(b) The provisions of G.S. 160A-49(e)(4) notwithstanding, the city council may fix the effective date of annexation ordinances adopted pursuant to Part 3 of Article 4A of Chapter 160A of the General Statutes for any date not less than 40 days nor more than four years from the date of passage of the ordinances.

(c) This section applies only to the following described area:

Being a tract of land located in Reidsville Township, Rockingham County, North Carolina.

BEGINNING at a concrete right-of-way monument at the southwest quadrant intersection of N.C. Highway 87 and U.S. Highway 29; specifically, said beginning monument being located by North Carolina Grid system tie North 69 deg. 13 min. 47 sec. West 416.92 feet from North Carolina Grid monument "Holiday Inn," a brass disc set in concrete on the north side of the N. C. Highway 87 bridge over U.S.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SECOND EXTRA SESSION 1996 0071 JUL 10 96

H HOUSE PRINCIPAL CLERK D

HOUSE DRH8323-LK233A(7.10)

Short Title: Permanent Antique Auto Tags. (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR A ONE-TIME FEE FOR PERMANENT REGISTRATION PLATES FOR HISTORIC VEHICLES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-79.4(11) reads as rewritten:

"(11) Historic Vehicle Owner. -- Issuable for a motor vehicle that is at least 35 years old measured from the date of manufacture. The plate for an historic vehicle shall bear the word "Antique" unless the vehicle is a model year 1943 or older. The plate for a vehicle that is a model year 1943 or older shall bear the word "Antique" or the words "Horseless Carriage", at the option of the vehicle owner. These plates shall be issued for permanent use on a particular motor vehicle and shall be valid until the vehicle is registered by a new vehicle owner."

Sec. 2. G.S. 20-79.7(a) reads as rewritten:

"(a) Fees. --

(1) Upon request, the Division shall provide and issue free of charge one registration plate to a recipient of the Congressional Medal of Honor, a 100% disabled veteran, and an ex-prisoner of war.

(2) The one-time fee for a registration plate issued pursuant to G.S. 20-79.4(11) shall be forty dollars ($40.00).

(3) All other special registration plates are subject to the regular motor vehicle registration fee in G.S. 20-87 or G.S. 20-88 plus an additional fee in the following amount:

Special Plate	Additional Fee Amount

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0072 JUL 10 96 HOUSE PRINCIPAL CLERK

H D

HOUSE DRH5281-LB536(7.8)

Short Title: Congressional Redistricting. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIVIDE NORTH CAROLINA INTO TWELVE CONGRESSIONAL DISTRICTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-201 reads as rewritten:

Sec. 2. This act is effective upon ratification.

H.B. FILED
0073 JUL 1
HOUSE PRINCIPAL CL

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H **D**

HOUSE DRH7371-LB536(7.8)

Short Title: Congressional Redistricting. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIVIDE NORTH CAROLINA INTO TWELVE CONGRESSIONAL DISTRICTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-201 reads as rewritten:

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0074 JUL 10 96 HOUSE PRINCIPAL CLERK

H

HOUSE DRH5280-LC

Short Title: Repeal Milk Drink Tax. (Public)

Sponsors: Representative Allred.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO GENERALLY REVISE THE STATE BUDGET BY EXEMPTING BOTTLED SOFT DRINKS THAT CONTAIN MILK FROM THE SOFT DRINK TAX WITHOUT THE REQUIREMENT THAT THEY MUST FIRST REGISTER WITH THE DEPARTMENT OF REVENUE AND TO MAKE APPROPRIATION CHANGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-113.46 reads as rewritten:

"**§ 105-113.46. Exemptions.**

The taxes imposed by this Article do not apply to an item that is listed in this section and, if the item is a bottled soft drink or a juice concentrate included in subdivision ~~(2), (3),~~ (3) or (3a), is registered with the Secretary in accordance with G.S. 105-113.47:

~~(1) A natural liquid milk drink produced by a farmer or a dairy.~~

(2) A bottled soft drink that contains ~~at least thirty-five percent (35%) natural milk measured by volume and is not exempt under subdivision (1).~~ milk.

(3) Natural juice.

(3a) Juice that would be natural if it did not contain sugar.

(4) Natural water.

(5) A base product used to make a bottled soft drink subject to tax under this Article.

(6) Coffee or tea in any form.

(7) A bottled soft drink or base product sold outside the State.

H-0075

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED 0075 JUL 10 96

HOUSE PRINCIPAL CLERK

H D

HOUSE DRH7364*-LCX326S

Short Title: Quality Jobs and Business Expansion. (Public)

Sponsors: Representative G. Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE INCENTIVES FOR HIGH QUALITY JOBS AND BUSINESS EXPANSION IN NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. Chapter 105 of the General Statutes is amended by adding a new Article 3A entitled "Tax Incentives for New and Expanding Businesses."

Sec. 2. G.S. 105-130.40 is recodified as G.S. 105-129.8 in Article 3A of Chapter 105 of the General Statutes.

Sec. 3. Article 3A of Chapter 105 of the General Statutes, as enacted by this act, reads as rewritten:

"ARTICLE 3A.

"Tax Incentives for New and Expanding Businesses.

"**§ 105-129.2. Definitions.**

The following definitions apply in this Article:

(1) Cost. -- Defined in section 179 of the Code.

(2) Data processing. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

(3) Distress tier. -- The classification assigned to an area pursuant to G.S. 105-129.3.

(4) Full-time job. -- A position that requires at least 1,600 hours of work per year and is intended to be held by one employee during the entire year. A full-time employee is an employee who holds a full-time job.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0076 JUL 10 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRHA309*-RTXZ007.02(7.8)

Short Title: Amend Environmental Management Commission Fees. (Public)

Sponsors: Representative Nichols.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MAXIMUM FEES THAT THE ENVIRONMENTAL MANAGEMENT COMMISSION MAY CHARGE FOR PERMITS AND COMPLIANCE MONITORING UNDER THE WATER QUALITY PROGRAM AND TO INCREASE THE MAXIMUM PERCENTAGE OF THE TOTAL BUDGETS OF CERTAIN ENVIRONMENTAL PROGRAMS THAT MAY BE DERIVED FROM FEES FROM THIRTY TO FIFTY PERCENT, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.3(a)(1a) reads as rewritten:

"(1a) To charge fees for the following:

a. Processing of applications for ~~permits or~~ permits, certifications, and registrations issued under Articles 21, 21A, 21B, and 38 of this Chapter;

b. Administering ~~permits or~~ permits, certifications, and registrations issued under Articles 21, 21A, 21B, ~~or~~ and 38 of this Chapter including monitoring compliance with the terms of those permits; and

c. Reviewing, processing, and publicizing applications for construction grant awards under the Federal Water Pollution Control Act.

No fee may be charged under this provision, however, to a farmer who submits an application that pertains to his farming ~~operations.~~ operation except for a permit that is required under Article 21,

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0077 JUL 10 96
HOUSE PRINCIPAL CLERK

H D

HOUSE DRH8325-LR

Short Title: Congressional Redistricting. (Public)

Sponsors: Representative Wilkins.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO CONGRESSIONAL REDISTRICTING.

The General Assembly of North Carolina enacts:

Section 1. This act relates to congressional redistricting.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H.B. FILED
0078 JUL 10 96
HOUSE PRINCIPAL CLERK

H

HOUSE DRH8324-LN183

Short Title: Budget Changes. (Public)

Sponsors: Representative Morgan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENACT THE CURRENT OPERATIONS APPROPRIATIONS ACT OF 1996, AND TO MAKE OTHER CHANGES IN THE BUDGET OPERATION OF THE STATE.

The General Assembly of North Carolina enacts:

Section 1. This act becomes effective July 1, 1996.

H.B. FILED
0079 JUL 17 96
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

H D

HOUSE DRH5285-LN215

Short Title: Disaster Relief Funds. (Public)

Sponsors: Representative Hayes.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE FUNDS TO BE ALLOCATED FROM THE SAVINGS RESERVE ACCOUNT FOR DISASTER RELIEF.

The General Assembly of North Carolina enacts:

Section 1. (a) The Director of the Budget shall allocate from the Savings Reserve Account, commonly referred to as the "Rainy Day Fund", the sum of up to one hundred million dollars ($100,000,000) for the 1996-97 fiscal year for disaster relief activities in counties that have been officially declared disaster areas due to the effects of the 1995-96 winter ice storm in the western part of the State, Hurricane Bertha, and any other federally declared disasters that occur during the 1996-97 fiscal year. Allocations shall be made by the Director as provided by the plan developed by the Department of Crime Control and Public Safety in accordance with subsection (b) of this section.

(b) The Department of Crime Control and Public Safety, Division of Emergency Management, shall develop a plan for distribution of funds authorized under this section. In developing the plan, the Department shall ensure that funds are allocated in accordance with Federal Emergency Management Agency (FEMA) requirements such that the purposes for which allocations are made qualify for federal disaster relief, that allocations meet federal assistance and matching requirements, and that funds allocated in excess of matching requirements are reimbursed to the State to the maximum extent allowable under federal law. Counties that receive State funds under this section shall reimburse the State in the amount of federal funds received, less the amount used to match federal funds with State funds, for the disaster relief purposes stated in subsection (a) of this section.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 79 DATE 7-18-96

S. B. No. _____ Amendment No. 1

(to be filled in by Principal Clerk)

(Rep.) Hayes
Sen.)

moves to amend the bill on page 1, lines 22 thru 24

by rewriting the lines to read:

"Notwithstanding G.S. 143-16.1, the Department of Crime Control and Public Safety shall reimburse the State in the amount of federal funds received for the disaster relief purposes stated in subsection (a) of this section."; and

further moves to amend the bill on page 2, line 2, by deleting the phrase "from counties and".

SIGNED Robin Hayes

ADOPTED 102-5 EV 7-18-96 D Hicks FAILED _____ TABLED _____

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2291
LEGISLATIVE DAY 8
H79
READING 2
HAYES
AMEND #1- Hayes
DISASTER RELIEF FUNDS
MOTION #3- Rep. Hayes calls the previous question

7/18/96
12:24 PM
IN CHAIR: SPEAKER

AYES - 69

ALDRIDGE	CREECH	HIATT	NYE
ALLRED	CULP	HILL	PATE
ARNOLD	CUMMINGS	HOLMES	PRESTON
BAKER	DAUGHTRY	HOWARD	RAYFIELD
BARBEE	DAVIS	IVES	REYNOLDS
BERRY	DECKER	JUSTUS	ROBINSON, J.
BOWEN	DICKSON	KISER	ROGERS
BOWIE	DOCKHAM	LEMMOND	RUSSELL
BRASWELL	EDDINS	LOCKE	SEXTON
BRAWLEY	EDWARDS	MCCOMAS	SHARPE
BROWN, J.	ELLIS	MCCOMBS	SHUBERT
BUCHANAN	ESPOSITO	MCLAUGHLIN	STEWART
CANSLER	FOX	MERCER	TALLENT
CAPPS	GARDNER	MINER	WEATHERLY
CARPENTER	GRADY	MITCHELL	WILSON, C.
CHURCH	GRAY	MORGAN	WILSON, G.
CLARY	HAYES	NICHOLS	WOOD
COCKLEREECE			

NOES - 39

ADAMS	EARLE	HURLEY	REDWINE
ALEXANDER	EASTERLING	LEE	SUTTON
BARNES	FITCH	LUEBKE	TOLSON
BEALL	GAMBLE	MCALLISTER	WAINWRIGHT
BLACK	HACKNEY	MCCRARY	WARNER
BLUE	HENSLEY	MICHAUX	WATSON
BOYD-MCINTYRE	HIGHTOWER	MILLER, G.	WILKINS
CRAWFORD	HUNT	OLDHAM	WOMBLE
CULPEPPER	HUNTER, H.	OWENS	YONGUE
CUNNINGHAM	HUNTER, R.	RAMSEY	

EXCUSED ABSENCE - 8

MCMAHAN	PULLEY	ROBINSON, G.	THOMPSON
NEELY	RICHARDSON	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	LINNEY	MILLER, K.	SHAW

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S # 2292
LEGISLATIVE DAY 8
READING 2
HAYES
AMEND #1- Hayes
DISASTER RELIEF FUNDS

7/18/96
12:24 PM
IN CHAIR: SPEAKER

AYES - 102

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

NOES - 5

ADAMS	FITCH	GAMBLE	ROGERS
BARNES			

EXCUSED ABSENCE - 8

MCMAHAN	PULLEY	ROBINSON, G.	THOMPSON
NEELY	RICHARDSON	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	MICHAUX	MILLER, K.	SHAW
LINNEY			

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2293
[redacted]SLATIVE DAY 8
H79
READING 2
HAYES

7/18/96
12:41 PM
IN CHAIR: SPEAKER

DISASTER RELIEF FUNDS
MOTION #3 - Rep. Hayes calls previous question

AYES - 69

ALDRIDGE	CREECH	HIATT	OWENS
ALLRED	CULP	HILL	PATE
ARNOLD	CUMMINGS	HOLMES	PRESTON
BAKER	DAUGHTRY	HOWARD	RAYFIELD
BARBEE	DAVIS	IVES	ROBINSON, J.
BERRY	DECKER	JUSTUS	RUSSELL
BOWEN	DICKSON	KISER	SEXTON
BOWIE	DOCKHAM	LEMMOND	SHARPE
BRASWELL	EDDINS	MCALLISTER	SHUBERT
BRAWLEY	EDWARDS	MCCOMAS	STEWART
BROWN, J.	ELLIS	MCCOMBS	TALLENT
BUCHANAN	ESPOSITO	MERCER	WAINWRIGHT
CANSLER	GAMBLE	MINER	WATSON
CAPPS	GARDNER	MITCHELL	WEATHERLY
CARPENTER	GRADY	MORGAN	WILSON, C.
CHURCH	GRAY	NICHOLS	WILSON, G.
CLARY	HAYES	NYE	WOOD
COCKLEREECE			

NOES - 36

ADAMS	CUNNINGHAM	HUNTER, H.	RAMSEY
ALEXANDER	EARLE	HUNTER, R.	REDWINE
BARNES	EASTERLING	HURLEY	ROGERS
BEALL	FITCH	LEE	SUTTON
BLACK	FOX	LOCKE	TOLSON
BLUE	HACKNEY	LUEBKE	WARNER
BOYD-MCINTYRE	HENSLEY	MCCRARY	WILKINS
CRAWFORD	HIGHTOWER	MCLAUGHLIN	WOMBLE
CULPEPPER	HUNT	MILLER, G.	YONGUE

EXCUSED ABSENCE - 8

MCMAHAN	PULLEY	ROBINSON, G.	THOMPSON
NEELY	RICHARDSON	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	MICHAUX	OLDHAM	SHAW
LINNEY	MILLER, K.	REYNOLDS	

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[illegible] # 2294
L[illegible]SLATIVE DAY 8
H[illegible]
READING 2
HAYES

7/18/96
12:41 PM
IN CHAIR: SPEAKER

DISASTER RELIEF FUNDS

AYES - 99

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

NOES - 7

BEALL	FITCH	HENSLEY	MILLER, G.
BLUE	GAMBLE	HUNT	

EXCUSED ABSENCE - 8

MCMAHAN	PULLEY	ROBINSON, G.	THOMPSON
NEELY	RICHARDSON	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

LINNEY	MILLER, K.	REYNOLDS	SHAW
MICHAUX	PRESTON		

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

EV

2295
LATIVE DAY 8
H
READING 3
HAYES

7/18/96
12:52 PM
IN CHAIR: RUSSELL

ROLL CALL

DISASTER RELIEF FUNDS
MOTION #3-Rep. Hayes calls previous question

AYES - 63

ALDRIDGE	CREECH	HIATT	PATE
ALLRED	CULP	HOLMES	PRESTON
ARNOLD	CUMMINGS	HOWARD	RAYFIELD
BAKER	DAUGHTRY	IVES	REYNOLDS
BARBEE	DAVIS	JUSTUS	ROBINSON, J.
BERRY	DECKER	KISER	SEXTON
BOWEN	DICKSON	LEMMOND	SHARPE
BOWIE	DOCKHAM	MCCOMAS	SHUBERT
BRASWELL	EDDINS	MCCOMBS	STEWART
BRAWLEY	EDWARDS	MERCER	TALLENT
BROWN, J.	ELLIS	MINER	WATSON
BUCHANAN	ESPOSITO	MITCHELL	WEATHERLY
CAPPS	GARDNER	MORGAN	WILSON, C.
CARPENTER	GRADY	NICHOLS	WILSON, G.
CLARY	GRAY	NYE	WOOD
COCKLEREECE	HAYES	OWENS	

NOES - 42

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

EXCUSED ABSENCE - 8

MCMAHAN	PULLEY	ROBINSON, G.	THOMPSON
NEELY	RICHARDSON	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	LINNEY	MILLER, K.	SHAW
CANSLER	MICHAUX	RUSSELL	

EXTRA SESSION #2 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2296
L[redacted]LATIVE DAY 8
H79
READING 3
HAYES

7/18/96
12:52 PM
IN CHAIR: RUSSELL

DISASTER RELIEF FUNDS

AYES - 97

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

NOES - 10

BEALL	FITCH	HUNT	MCLAUGHLIN
BLUE	GAMBLE	LEE	MILLER, G.
EASTERLING	HENSLEY		

EXCUSED ABSENCE - 8

MCMAHAN	PULLEY	ROBINSON, G.	THOMPSON
NEELY	RICHARDSON	SHERRILL	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	MICHAUX	MILLER, K.	SHAW
LINNEY			

HR 80

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SECOND EXTRA SESSION 1996 0080 JUL 23 96

H HOUSE PRINCIPAL CLERK D

HOUSE RESOLUTION DRHR7376-LB540(7.22)

Sponsors: Representative Morgan.

Referred to:

A HOUSE RESOLUTION TO AMEND THE PERMANENT RULES OF THE SECOND EXTRA SESSION TO ALLOW FLEXIBILITY OF THE CONFERENCE COMMITTEES ON TWO BILLS.

Be it resolved by the House of Representatives:

Section 1. Rule 44(b) of the Permanent Rules of the House of Representatives for the Second Extra Session reads as rewritten:

"(b) Only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such ~~matters.~~ matters, except that conferees on House Bill 52 or 53, Second Extra Session may include in a conference report on any of these bills any matter in any edition in conference of any of these bills. The conference report may be made by a majority of the House members of such conference committee and shall not be amended."

Sec. 2. This resolution is effective upon adoption.

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 2300
LEGISLATIVE DAY 10

7/23/96
12:59 PM
IN CHAIR: SPEAKER

MOTION #3-Rep. Daughtry calls previous question

AYES - 61

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

NOES - 45

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

EXCUSED ABSENCE - 11

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	

EXCUSED VOTE - 0

NOT VOTING - 3

LINNEY	TALLENT	WOOD

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 2301
LEGISLATIVE DAY 10

7/23/96
1:00 PM
IN CHAIR: SPEAKER

MOTION #12- Rep. Morgan moves to suspend the Rules so that he may introduce a Resolution

AYES - 60

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

NOES - 46

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

EXCUSED ABSENCE - 11

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	

EXCUSED VOTE - 0

NOT VOTING - 3

LINNEY	TALLENT	WOOD

EXTRA SESSION

#2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SQ. # 2304
LEGISLATIVE DAY 10

7/23/96
2:33 PM
IN CHAIR: SPEAKER

MOTION #5- Rep. Hunt moves to reconsider the vote by which Rep. Morgan's motion to suspend the rules to introduce resolution failed.

AYES - 95

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

NOES - 5

ADAMS	MILLER, K.	WOMBLE	WRIGHT
FITCH			

EXCUSED ABSENCE - 12

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	HURLEY	LINNEY	SHAW
BRASWELL	LEMMOND	LUEBKE	TALLENT

EXTRA SESSION #2

EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 2305
LEGISLATIVE DAY 10

7/23/96
2:34 PM
IN CHAIR: SPEAKER

MOTION #12- Rep. Morgan moves to suspend the Rules in order to introduce a resolution

AYES - 98

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

NOES - 2

MILLER, K.	WRIGHT

EXCUSED ABSENCE - 12

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	HURLEY	LINNEY	SHAW
BRASWELL	LEMMOND	LUEBKE	TALLENT

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 2306
GISLATIVE DAY 10
HR80
READING 2

7/23/96
2:40 PM
IN CHAIR: SPEAKER

AYES - 100

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

NOES - 2

MILLER, K.	WRIGHT

EXCUSED ABSENCE - 12

BARBEE	CUNNINGHAM	GAMBLE	ROBINSON, G.
BLUE	DICKSON	MCLAUGHLIN	ROBINSON, J.
CLARY	EARLE	RICHARDSON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 6

BRASWELL	LEMMOND	SHAW	TALLENT
HURLEY	LINNEY		

SENATE BILLS

1996 2nd EXTRA SESSION

July 8 – August 3, 1996

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S 81 D

SENATE

JUL - 8 1996

PRINCIPAL CLERK

SENATE RESOLUTION DRSR4728-LC513B(6.28)

Sponsors: Senator Rand.

Referred to:

A SENATE RESOLUTION ADOPTING THE PERMANENT RULES OF THE SENATE FOR THE SECOND EXTRA SESSION 1996 OF THE GENERAL ASSEMBLY.

Be it resolved by the Senate:

Section 1. The permanent rules of the 1995 Regular Session, with the following amendments, are the rules governing the Second Extra Session of the General Assembly:

Rule 40. Introduction of bills.

Every bill filed for introduction shall contain on the outside cover the title of the document and the name of the Senator or Senators presenting it. Bills shall be delivered by the primary sponsor of the document or with the prescribed authorization form signed by the primary sponsor to the Office of the Senate Principal Clerk who shall receive them according to the following schedule:

Monday until 8:30 o'clock p.m.;
Tuesday, Wednesday, and Thursday until
3:00 o'clock p.m.;
Friday until 2:00 o'clock p.m.

All bills shall be numbered by the Office of the Senate Principal Clerk when filed and shall be considered introduced when presented to the Senate for the first reading.

Rule 40.1. Limitation on resolutions and bills.

The only resolutions that may be introduced or considered in the Senate are resolutions adjourning the Extra Session sine die. All bills shall be excluded from introduction or consideration in the Senate, other than any of the following:

(1) The Current Operations Appropriations Act of 1996, a bill making general revisions in the State budget for fiscal year 1996-97.

EXTRA SESSION II

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7-8-96

~~S. B. No.~~ S.R. 1 Amendment No. 1 (ONE)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
Sen.) WEBSTER

1 moves to amend the bill on page 1, line 4 AND 5
2 (✓) WHICH CHANGES THE TITLE
3 by _____
4 ON ~~EACH~~ LINE, DELETE "PERMANENT"
5 AND SUBSTITUTE WORD "TEMPORARY"
6 _____
7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

Withdrawn

SIGNED _____

ADOPTED _____ FAILED _____ TABLED _____

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

EXTRA SESSION II

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. DRAFT 4728

H. B. No. _____

~~S.B. No.~~ SB 1

DATE 7-8-96

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

COMMITTEE SUBSTITUTE _____

Rep.) Kincaid
~~Sen.)~~

moves to amend the bill on page 2, line 43 through PAGE 3, LINE 3

( ) WHICH CHANGES THE TITLE

by delete RULE 43.1 IN ENTIRETY

AND ON PAGE 3, LINES 4-7 BY DELETING RULE 50 IN ENTIRETY.

SIGNED _____

ADOPTED 7/8/96 (39-10) FAILED _____ TABLED _____

S. Funk

GA-33-A

PRINCIPAL CLERK'S OFFICE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 2/2-- 1:45 PM | JULY 8, 1996 | LEGISLATIVE DAY 1

LT. GOVERNOR WICKER -- Presiding

RAND
PERMANENT RULES

SENATE RES. 1

AMEND 2

AYE	39	ALLRAN	COOPER	KINCAID	PLEXICO
		BALLANTINE	DAVIS	LEDBETTER	PLYLER
		BASNIGHT	EAST	LITTLE	RAND
		BLACKMON	EDWARDS	LUCAS	SHAW
		BLUST	FORRESTER	MARTIN R.	SIMPSON
		CARPENTER	FOXX	MARTIN W.	SMITH
		CARRINGTON	GULLEY	MCDANIEL	WARREN
		CLARK	HARTSELL	MCKOY	WEBSTER
		COCHRANE	HORTON	PAGE	WINNER
		CONDER	HOYLE	PERDUE	
NO	10	ALBERTSON	JORDAN	PARNELL	SOLES
		BALLANCE	KERR	SHERRON	SPEED
		DANNELLY	ODOM		

EXCUSED 0

NOT CAST 0

ABSENT 1 HOBBS

PAIRS 0
AYE
NO

COPY)

EXTRA SESSION II

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. D

H. B. No. _____ DATE 7-8-96

S. B. No. 1 Amendment No. 3 (Three)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
Sen.) Ballantine

1 moves to amend the bill on page 2, line 1
2 ( ) WHICH CHANGES THE TITLE
3 by _____
4 Deleting lines 1 + 2 of page 2
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19

W Andrew

SIGNED Patrick J Ballantine

ADOPTED _____ FAILED _____ TABLED _____

GA-33-A

CIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 3/3-- 1:55 PM | JULY 8, 1996 | LEGISLATIVE DAY 1

LT. GOVERNOR WICKER -- Presiding

RAND
PERMANENT RULES

SENATE RES. 1

MOTION 7
TO ADOPT

AYE	48	ALBERTSON	COOPER	KERR	PLEXICO
		ALLRAN	DANNELLY	KINCAID	PLYLER
		BALLANCE	DAVIS	LEDBETTER	RAND
		BALLANTINE	EAST	LITTLE	SHAW
		BASNIGHT	EDWARDS	LUCAS	SHERRON
		BLACKMON	FORRESTER	MARTIN R.	SIMPSON
		BLUST	FOXX	MARTIN W.	SMITH
		CARPENTER	GULLEY	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WEBSTER
		CONDER	JORDAN	PERDUE	WINNER
NO	1	MCDANIEL			

EXCUSED 0

NOT CAST 0

ABSENT 1 HOBBS

PAIRS 0
AYE
NO

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 8 1996
PRINCIPAL CLERK

S

S 2

D

SENATE DRS5727-LCX336S

Short Title: Reenact Craven Room Tax. (Local)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CRAVEN COUNTY TO LEVY AN ADDITIONAL ROOM OCCUPANCY TAX AND TO REVISE THE EXISTING CRAVEN COUNTY ROOM OCCUPANCY TAX.

The General Assembly of North Carolina enacts:

Section 1. Section 2 of Chapter 721 of the 1995 Session Laws is reenacted.

Sec. 2. This act is effective upon ratification and applies to taxes collected on or after the effective date of a tax levied under Section 2.1 of Chapter 980 of the 1983 Session Laws, as amended by Chapter 721 of the 1995 Session Laws and by this act.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 5/2--11:42 AM | JULY 9, 1996 | LEGISLATIVE DAY 2

LT. GOVERNOR WICKER -- Presiding

PERDUE
REENACT CRAVEN ROOM TAX

SENATE BILL 2
READING 2

AYE	38	ALBERTSON	EDWARDS	LITTLE	PLYLER
		BALLANCE	GULLEY	LUCAS	RAND
		BASNIGHT	HARTSELL	MARTIN R.	SHAW
		BLUST	HOBBS	MARTIN W.	SHERRON
		CARPENTER	HORTON	MCKOY	SMITH
		CARRINGTON	HOYLE	ODOM	SOLES
		CONDER	JORDAN	PARNELL	SPEED
		COOPER	KERR	PERDUE	WARREN
		DANNELLY	KINCAID	PLEXICO	WINNER
		DAVIS	LEDBETTER		
NO	12	ALLRAN	CLARK	FORRESTER	PAGE
		BALLANTINE	COCHRANE	FOXX	SIMPSON
		BLACKMON	EAST	MCDANIEL	WEBSTER

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 10/2--11:08 AM | JULY 10, 1996 | LEGISLATIVE DAY 3

LT. GOVERNOR WICKER -- Presiding

PERDUE
REENACT CRAVEN ROOM TAX

SENATE BILL 2
READING 3

AYE	34	ALBERTSON	EDWARDS	LITTLE	PLYLER
		BALLANCE	HARTSELL	LUCAS	RAND
		BLUST	HOBBS	MARTIN R.	SHERRON
		CARPENTER	HORTON	MARTIN W.	SMITH
		CARRINGTON	HOYLE	MCKOY	SOLES
		CONDER	JORDAN	ODOM	SPEED
		COOPER	KERR	PARNELL	WARREN
		DANNELLY	KINCAID	PERDUE	WINNER
		DAVIS	LEDBETTER		
NO	11	ALLRAN	COCHRANE	FOXX	SIMPSON
		BALLANTINE	EAST	MCDANIEL	WEBSTER
		CLARK	FORRESTER	PAGE	
EXCUSED	0				
NOT CAST	5	BASNIGHT	GULLEY	PLEXICO	SHAW
		BLACKMON			
ABSENT	0				
PAIRS	0				
AYE					
NO					

(COPY)

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2328
LEGISLATIVE DAY 16
S2
READING 2

7/31/96
2:22 PM
IN CHAIR: SPEAKER

REENACT CRAVEN ROOM TAX

AYES - 70

ADAMS	DECKER	LEE	PULLEY
ALDRIDGE	DICKSON	LOCKE	RAMSEY
ALEXANDER	DOCKHAM	LUEBKE	REDWINE
ARNOLD	EARLE	MCCOMBS	ROBINSON, G.
BARBEE	EASTERLING	MCCRARY	SEXTON
BARNES	ELLIS	MCMAHAN	SHARPE
BEALL	FOX	MICHAUX	SHUBERT
BOWEN	GARDNER	MILLER, G.	STEWART
BOYD-MCINTYRE	GRADY	MINER	SUTTON
BRAWLEY	GRAY	MITCHELL	TOLSON
BUCHANAN	HENSLEY	NEELY	WAINWRIGHT
CANSLER	HIGHTOWER	NICHOLS	WARNER
CARPENTER	HILL	NYE	WATSON
COCKLEREECE	HUNT	OLDHAM	WEATHERLY
CRAWFORD	HUNTER, R.	OWENS	WILKINS
CULP	IVES	PATE	WRIGHT
CUMMINGS	JUSTUS	PRESTON	YONGUE
CUNNINGHAM	KISER		

NOES - 12

ALLRED	CAPPS	EDDINS	RAYFIELD
BAKER	CLARY	HAYES	SHERRILL
BERRY	DAVIS	MORGAN	WILSON, G.

EXCUSED ABSENCE - 10

BLUE	CULPEPPER	HOWARD	WILSON, C.
BRASWELL	ESPOSITO	MCLAUGHLIN	WOOD
BROWN, J.	GAMBLE		

EXCUSED VOTE - 0

NOT VOTING - 28

SPEAKER	FITCH	LINNEY	ROBINSON, J.
BLACK	HACKNEY	MCALLISTER	ROGERS
BOWIE	HIATT	MCCOMAS	RUSSELL
CHURCH	HOLMES	MERCER	SHAW
CREECH	HUNTER, H.	MILLER, K.	TALLENT
DAUGHTRY	HURLEY	REYNOLDS	THOMPSON
EDWARDS	LEMMOND	RICHARDSON	WOMBLE

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

2345
LEGISLATIVE DAY 19
S2
READING 3

8/03/96
8:20 AM
IN CHAIR: SPEAKER

REENACT CRAVEN ROOM TAX

AYES - ~~88~~ 87 DWeeks

ADAMS	CUNNINGHAM	HURLEY	PRESTON
ALDRIDGE	DECKER	IVES	PULLEY
ALEXANDER	DICKSON	JUSTUS	RAMSEY
ARNOLD	DOCKHAM	LEE	REDWINE
BARBEE	EARLE	LEMMOND	REYNOLDS
BARNES	EASTERLING	LOCKE	RICHARDSON
BEALL	~~EDDINS~~ DWeeks	MCALLISTER	ROBINSON, J.
BLACK	ELLIS	MCCOMBS	ROGERS
BLUE	ESPOSITO	MCCRARY	RUSSELL
BOWEN	FOX	MCMAHAN	SEXTON
BOWIE	GARDNER	MERCER	SHARPE
BOYD-MCINTYRE	GRADY	MICHAUX	SHUBERT
BRASWELL	GRAY	MILLER, G.	STEWART
BRAWLEY	HACKNEY	MINER	SUTTON
BUCHANAN	HAYES	MITCHELL	THOMPSON
CANSLER	HENSLEY	MORGAN	TOLSON
CHURCH	HIGHTOWER	NEELY	WAINWRIGHT
COCKLEREECE	HILL	NICHOLS	WARNER
CRAWFORD	HOLMES	NYE	WATSON
CULP	HUNT	OLDHAM	WEATHERLY
CULPEPPER	HUNTER, H.	OWENS	WILKINS
CUMMINGS	HUNTER, R.	PATE	YONGUE

NOES - ~~13~~ 14

ALLRED	CARPENTER	DAVIS	RAYFIELD
BAKER	CREECH	KISER	SHERRILL
BERRY	DAUGHTRY	MCCOMAS	WILSON, G.
CAPPS	EDDINS DWeeks		

EXCUSED ABSENCE - 5

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	GAMBLE	MCLAUGHLIN	WOMBLE
CLARY	HIATT	MILLER, K.	WOOD
EDWARDS	HOWARD	SHAW	WRIGHT
FITCH	LINNEY		

Rep. Eddins requests to be recorded as voting "no".
Speaker so orders. DWeeks

S2

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2345
LEGISLATIVE DAY 19
S2
READING 3

8/03/96
8:20 AM
IN CHAIR: SPEAKER

RC

REENACT CRAVEN ROOM TAX

AYES - ~~88~~ 87 DWeeks

ADAMS	CUNNINGHAM	HURLEY	PRESTON
ALDRIDGE	DECKER	IVES	PULLEY
ALEXANDER	DICKSON	JUSTUS	RAMSEY
ARNOLD	DOCKHAM	LEE	REDWINE
BARBEE	EARLE	LEMMOND	REYNOLDS
BARNES	EASTERLING	LOCKE	RICHARDSON
BEALL	~~EDDINS~~ DWeeks	MCALLISTER	ROBINSON, J.
BLACK	ELLIS	MCCOMBS	ROGERS
BLUE	ESPOSITO	MCCRARY	RUSSELL
BOWEN	FOX	MCMAHAN	SEXTON
BOWIE	GARDNER	MERCER	SHARPE
BOYD-MCINTYRE	GRADY	MICHAUX	SHUBERT
BRASWELL	GRAY	MILLER, G.	STEWART
BRAWLEY	HACKNEY	MINER	SUTTON
BUCHANAN	HAYES	MITCHELL	THOMPSON
CANSLER	HENSLEY	MORGAN	TOLSON
CHURCH	HIGHTOWER	NEELY	WAINWRIGHT
COCKLEREECE	HILL	NICHOLS	WARNER
CRAWFORD	HOLMES	NYE	WATSON
CULP	HUNT	OLDHAM	WEATHERLY
CULPEPPER	HUNTER, H.	OWENS	WILKINS
CUMMINGS	HUNTER, R.	PATE	YONGUE

NOES - ~~13~~ 14

ALLRED	CARPENTER	DAVIS	RAYFIELD
BAKER	CREECH	KISER	SHERRILL
BERRY	DAUGHTRY	MCCOMAS	WILSON, G.
CAPPS	EDDINS DWeeks		

EXCUSED ABSENCE - ~~5~~ 6

BROWN, J.	ROBINSON, G.	TALLENT	WILSON, C.
LUEBKE			McLAUGHLIN DW

EXCUSED VOTE - 0

NOT VOTING - ~~14~~ 13 DW

SPEAKER	GAMBLE	~~MCLAUGHLIN~~ DW	WOMBLE
CLARY	HIATT	MILLER, K.	WOOD
EDWARDS	HOWARD	SHAW	WRIGHT
FITCH	LINNEY		

Rep. Eddins requests to be recorded as voting "no".
Speaker so orders. DWeeks

S2

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL - 8 1996
PRINCIPAL CLERK

S D

S 3

SENATE DRS4721*-LBX421

Short Title: Peletier Incorporated. (Local)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF PELETIER.

The General Assembly of North Carolina enacts:

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

"CHARTER OF THE TOWN OF PELETIER.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

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

"CHAPTER II.

"CORPORATE BOUNDARIES.

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

Beginning at the middle of the North Carolina Highway 58 bridge over Pettiford Creek and running thence in an easterly and northeasterly direction for approximately 1500 feet, more or less, to Mills Branch and the property line of the Croatan National Forest; thence in a northerly, northeasterly, northwesterly, and southwesterly direction with the boundaries of the Croatan National Forest to the East line of Whitehouse Forks Road; thence in a northeasterly direction with the East line of Whitehouse Forks Road to the South line of the Herbert and L.B. Page Tract containing approximately 76 acres and being identified as County tax parcel 15-27-01-9; thence with the common boundary line between the Page and Croatan National Forest Tracts in a northeasterly and northwesterly direction to Starkey's Creek Road;

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7-9-96

S. B. No. 3 Amendment No. 1 (ONE)
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

~~Rep.~~) EAST
Sen.)

1 moves to amend the bill on page 4, line 6
2 ( ) WHICH CHANGES THE TITLE
3 by deleting line 6 and inserting in lieu thereof
4 p. 1, line 4 through p. 6, line 37 of
5 1995 House Bill 1252, Second Edition En-
6 grossed 6/11/96.
7
8
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17
18
19

SIGNED D. East

ADOPTED _____ FAILED _____ TABLED _____

Ruled Not Germane / Appealed / Ruling Sustained (26-23)

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 7/4--12:31 PM | JULY 9, 1996 | LEGISLATIVE DAY 2

LT. GOVERNOR WICKER -- Presiding

PERDUE
PELETIER INCORPORATED

SENATE BILL 3

RULED NOT GERMANE

AMEND 1
MOTION 0
SUSTAIN RULING OF CHAIR

AYE	26	ALBERTSON	GULLEY	MARTIN W.	RAND
		BALLANCE	HOBBS	ODOM	SHERRON
		BASNIGHT	HOYLE	PARNELL	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
		EDWARDS	MARTIN R.		
	23	ALLRAN	CLARK	HARTSELL	MCKOY
		BALLANTINE	COCHRANE	HORTON	PAGE
		BLACKMON	DAVIS	KINCAID	SHAW
		BLUST	EAST	LEDBETTER	SIMPSON
		CARPENTER	FORRESTER	LITTLE	WEBSTER
		CARRINGTON	FOXX	MCDANIEL	

EXCUSED 0

NOT CAST 1 SMITH

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 8/5--12:32 PM | JULY 9, 1996 | LEGISLATIVE DAY 2

LT. GOVERNOR WICKER -- Presiding

PERDUE
PELETIER INCORPORATED

SENATE BILL 3
READING 2

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

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

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 11/3--11:09 AM | JULY 10, 1996 | LEGISLATIVE DAY 3

LT. GOVERNOR WICKER -- Presiding

PERDUE
PELETIER INCORPORATED

SENATE BILL 3
READING 3

AYE	46	ALBERTSON	DAVIS	LEDBETTER	PLEXICO
		ALLRAN	EAST	LITTLE	PLYLER
		BALLANCE	EDWARDS	LUCAS	RAND
		BALLANTINE	FORRESTER	MARTIN R.	SHERRON
		BLUST	FOXX	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SMITH
		CARRINGTON	HOBBS	MCKOY	SOLES
		CLARK	HORTON	ODOM	SPEED
		COCHRANE	HOYLE	PAGE	WARREN
		CONDER	JORDAN	PARNELL	WEBSTER
		COOPER	KERR	PERDUE	WINNER
		DANNELLY	KINCAID		
NO	1	BLACKMON			
EXCUSED	0				
NOT CAST	3	BASNIGHT	GULLEY	SHAW	
ABSENT	0				
PAIRS	0				
AYE					
NO					

(COPY)

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2279
[redacted] SLATIVE DAY 5
S3
READING 2

7/15/96
7:26 PM
IN CHAIR: SPEAKER

PELETIER INCORPORATED

97 DWeeks

AYES - ~~96~~

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

NOES - 0

16 DWeeks

EXCUSED ABSENCE - ~~15~~

BERRY	CLARY	GAMBLE	NICHOLS
BLUE	CUNNINGHAM	MCCOMAS	REDWINE
CANSLER	DICKSON	MCMAHAN	WRIGHT
CARPENTER	DOCKHAM	MILLER, K.	ROBINSON, G. DW

EXCUSED VOTE - 0

7

NOT VOTING - ~~9~~ ~~8~~ DW

SPEAKER	GRADY	LINNEY	~~SHERRILL~~ DW
BARBEE	HUNT	~~ROBINSON, G.~~	TALLENT
BOWIE			

[redacted] Sherrill request to be recorded as voting "aye". S3
Speaker so orders.

DWeeks

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

2281
SLATIVE DAY 6
S3
READING 3

7/16/96
11:16 AM
IN CHAIR: SPEAKER

ROLL CALL

PELETIER INCORPORATED

AYES - 101

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

NOES - 1

MILLER, K.

EXCUSED ABSENCE - 9

BERRY	DICKSON	HACKNEY	ROBINSON, G.
BLUE	GAMBLE	MCMAHAN	WRIGHT
CLARY			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	DAUGHTRY	MINER	TALLENT
ALLRED	LINNEY	NEELY	WILSON, C.
BRASWELL			

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S

FILED - SENATE D

SENATE DRS2752

S 4 JUL - 8 1996

PRINCIPAL CLERK

Short Title: Soft Drink Tax on Milk Drinks. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT MILK PRODUCTS THAT ARE EXEMPT FROM THE SOFT DRINK TAX ARE NOT REQUIRED TO REGISTER WITH THE DEPARTMENT OF REVENUE FOR THE EXEMPTION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-113.46 reads as rewritten:

"**§ 105-113.46. Exemptions.**

The taxes imposed by this Article do not apply to an item that is listed in this section and, if the item is a bottled soft drink or a juice concentrate included in subdivision ~~(2), (3),~~ (3) or (3a), is registered with the Secretary in accordance with G.S. 105-113.47:

~~(1) A natural liquid milk drink produced by a farmer or a dairy.~~

(2) A bottled soft drink that contains ~~at least thirty-five percent (35%) natural milk measured by volume and is not exempt under subdivision (1).~~ milk.

(3) Natural juice.

(3a) Juice that would be natural if it did not contain sugar.

(4) Natural water.

(5) A base product used to make a bottled soft drink subject to tax under this Article.

(6) Coffee or tea in any form.

(7) A bottled soft drink or base product sold outside the State.

(8) A bottled soft drink or base product sold to the federal government.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

SENATE DRS4726-LCX326S

FILED - SENATE

S 5 JUL - 8 1996

PRINCIPAL CLERK

Short Title: Quality Jobs and Business Expansion. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE INCENTIVES FOR HIGH QUALITY JOBS AND BUSINESS EXPANSION IN NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. Chapter 105 of the General Statutes is amended by adding a new Article 3A entitled "Tax Incentives for New and Expanding Businesses."

Sec. 2. G.S. 105-130.40 is recodified as G.S. 105-129.8 in Article 3A of Chapter 105 of the General Statutes.

Sec. 3. Article 3A of Chapter 105 of the General Statutes, as enacted by this act, reads as rewritten:

"ARTICLE 3A.

"Tax Incentives for New and Expanding Businesses.

"**§ 105-129.2. Definitions.**

The following definitions apply in this Article:

(1) Cost. -- Defined in section 179 of the Code.

(2) Data processing. -- Defined in the Standard Industrial Classification Manual issued by the United States Bureau of the Census.

(3) Distress tier. -- The classification assigned to an area pursuant to G.S. 105-129.3.

(4) Full-time job. -- A position that requires at least 1,600 hours of work per year and is intended to be held by one employee during the entire year. A full-time employee is an employee who holds a full-time job.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 6/3--12:24 PM | JULY 9, 1996 | LEGISLATIVE DAY 2

LT. GOVERNOR WICKER -- Presiding

KERR
QUALITY JOBS AND BUSINESS EXPANSION

SENATE BILL 5
READING 2

AYE	46	ALBERTSON	COOPER	KERR	PERDUE
		ALLRAN	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHAW
		BLACKMON	FOXX	MARTIN R.	SHERRON
		BLUST	GULLEY	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	ODOM	SPEED
		CLARK	HORTON	PAGE	WARREN
		COCHRANE	HOYLE	PARNELL	WINNER
		CONDER	JORDAN		
NO	3	EAST	MCKOY	WEBSTER	

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

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 5, 2nd Extra Session, 1996

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

S5ES2-ARB-2

Date 7/10, 1996

Comm. Sub. [ ]
Amends Title [ ]

Senator McDONICA

moves to amend the bill on page 5, line 1, by inserting a new sentence before the word "The" to read:
"If the Secretary determines that the taxpayer does not meet all of the eligibility requirements of G.S. 105-129.4 with respect to a credit, the Secretary must advise the taxpayer in writing of the eligibility requirements the taxpayer fails to meet.";

and on page 5, lines 26 through 33, by rewriting the lines to read:
"~~distressed county~~ taxpayer that meets the eligibility requirements set out in G.S. 105-129.4, has five or more employees for at least 40 weeks during the taxable 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~~ and 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 creating a new full-time job. The amount of the credit for each new full-time job created is set out in the table below and is based on the distress tier of the area in which the position is".

SIGNED J. McDONICA
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7-10-96 FAILED _____ TABLED _____
50-0

S Funk

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 12/4--11:15 AM | JULY 10, 1996 | LEGISLATIVE DAY 3

LT. GOVERNOR WICKER -- Presiding

KERR
QUALITY JOBS AND BUSINESS EXPANSION

SENATE BILL 5

AMEND 1

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

(COPY)

EXTRA II

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7-10-96

S. B. No. 5 Amendment No. 2 (Two)

(to be filled in by Principal Clerk)

Rep.)
Sen.) Odom

moves to amend the bill on page 13, line 28

by adding a new section to read as follows:

"Section 12. This act shall be called the William S. Lee Quality Jobs and Business Expansion Act."

SIGNED Odom

ADOPTED 7/10/96 FAILED _____ TABLED _____

49-0

S Hurt

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 13/5--11:32 AM | JULY 10, 1996 | LEGISLATIVE DAY 3

LT. GOVERNOR WICKER -- Presiding

KERR
QUALITY JOBS AND BUSINESS EXPANSION

SENATE BILL 5

AMEND 2

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

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

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 14/6--11:33 AM | JULY 10, 1996 | LEGISLATIVE DAY 3

LT. GOVERNOR WICKER -- Presiding

KERR
QUALITY JOBS AND BUSINESS EXPANSION

SENATE BILL 5
READING 3

AYE	48	ALBERTSON	DANNELLY	KERR	PERDUE
		ALLRAN	DAVIS	KINCAID	PLEXICO
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	EDWARDS	LITTLE	RAND
		BLACKMON	FORRESTER	LUCAS	SHAW
		BLUST	FOXX	MARTIN R.	SHERRON
		CARPENTER	GULLEY	MARTIN W.	SIMPSON
		CARRINGTON	HARTSELL	MCDANIEL	SMITH
		CLARK	HOBBS	MCKOY	SOLES
		COCHRANE	HORTON	ODOM	SPEED
		CONDER	HOYLE	PAGE	WARREN
		COOPER	JORDAN	PARNELL	WINNER
NO	1	WEBSTER			

EXCUSED 0

NOT CAST 0

ABSENT 1 BASNIGHT

PAIRS 0
AYE
NO

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
S 6 JUL - 8 1996
PRINCIPAL CLERK

S D

SENATE DRS4727-LCX304S

Short Title: 1996 Tax Reform Act. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE TAX REFORM AND TAX RELIEF FOR THE CITIZENS OF NORTH CAROLINA BY REPEALING THE UNCONSTITUTIONAL CORPORATE TAX CREDIT FOR NORTH CAROLINA WINE, REPEALING THE UNCONSTITUTIONAL CORPORATE TAX DEDUCTION FOR NORTH CAROLINA DIVIDENDS, REPEALING THE UNCONSTITUTIONAL INDIVIDUAL INCOME TAX CREDIT FOR NORTH CAROLINA DIVIDENDS, REVISING THE UNCONSTITUTIONAL TAX CREDIT FOR QUALIFIED BUSINESS INVESTMENTS, CLARIFYING THE TAX TREATMENT OF REFUNDS OF UNCONSTITUTIONAL TAXES, CLARIFYING THE SALES AND USE TAX TREATMENT OF ITEMS GIVEN AWAY BY MERCHANTS, PROVIDING THE SECRETARY OF REVENUE AUTHORITY TO IMPROVE USE TAX COLLECTION, EXEMPTING FROM SALES AND USE TAX INVENTORY THAT IS DONATED BY A MERCHANT TO A CHARITABLE NONPROFIT ORGANIZATION, AND REPEALING MOST STATE PRIVILEGE LICENSE TAXES.

The General Assembly of North Carolina enacts:

TABLE OF CONTENTS

I. REFORM UNCONSTITUTIONAL TAX PROVISIONS
II. SALES AND USE TAX COLLECTION
III. REPEAL STATE PRIVILEGE LICENSE TAXES
IV. EFFECTIVE DATES

PART I. REFORM UNCONSTITUTIONAL TAX PROVISIONS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 15/7--11:51 AM | JULY 10, 1996 | LEGISLATIVE DAY 3

LT. GOVERNOR WICKER -- Presiding

KERR
1996 TAX REFORM ACT

SENATE BILL 6
READING 2

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

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

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 6

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

S6-ALC-7/10

Page 1 of 1

Date 7/15/, 1996

Comm. Sub. [ ]
Amends Title [ ]

Sen. McDANIEL

moves to amend the bill on page 19, line 1,
by adding the following above the line:
"G.S. 105-41 Attorneys-at-law and other professionals.";

and on page 19, line 40 through page 20, line 4,
by rewriting the lines to read:
"'(d) ~~The State license issued under G.S. 105-41, 105-42, 105-45, 105-53, 105-54, 105-55, 105-58, and 105-91 shall be and constitute a personal privilege to conduct the profession or business named in the State license, shall not be transferable to any other person, firm or corporation and shall be construed to limit the person, firm or corporation named in the license to conducting the profession or business and exercising the privilege named in the State license to the county and/or city and location specified in the State license, unless otherwise provided in this Article or schedule. Other~~ A license issued for a tax year for the conduct of a business at a specified location shall";

and on page 21, lines 7 - 8,
by adding the following between the lines:
"G.S. 105-41 Attorneys-at-law and other professionals."

SIGNED J. McDaniel
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 21-24 7/15/96 TABLED _____

FISCAL NOTE ATTACHED
Held NOT TO BE MATERIAL

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 18/2-- 7:46 PM | JULY 15, 1996 | LEGISLATIVE DAY 5

LT. GOVERNOR WICKER -- Presiding

KERR
1996 TAX REFORM ACT

SENATE BILL 6

AMEND 1

AYE	21	ALLRAN	COCHRANE	KINCAID	SHAW
		BALLANTINE	DAVIS	LITTLE	SHERRON
		BLACKMON	EAST	MCDANIEL	SIMPSON
		CARPENTER	FORRESTER	MCKOY	SMITH
		CARRINGTON	FOXX	PAGE	WEBSTER
		CLARK			
	24	ALBERTSON	EDWARDS	MARTIN R.	PLYLER
		BALLANCE	HOBBS	MARTIN W.	RAND
		BASNIGHT	HOYLE	ODOM	SOLES
		CONDER	JORDAN	PARNELL	SPEED
		COOPER	KERR	PERDUE	WARREN
		DANNELLY	LUCAS	PLEXICO	WINNER
EXCUSED	5	BLUST	HARTSELL	HORTON	LEDBETTER
		GULLEY			
NOT CAST	0				
ABSENT	0				
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 19/3-- 7:48 PM | JULY 15, 1996 | LEGISLATIVE DAY 5

LT. GOVERNOR WICKER -- Presiding

KERR
1996 TAX REFORM ACT

SENATE BILL 6
READING 3

AYE	48	ALBERTSON	COOPER	KERR	PERDUE
		ALLRAN	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LITTLE	RAND
		BASNIGHT	FORRESTER	LUCAS	SHERRON
		BLACKMON	FOXX	MARTIN R.	SIMPSON
		BLUST	GULLEY	MARTIN W.	SMITH
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HOBBS	MCKOY	SPEED
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEBSTER
		CONDER	JORDAN	PARNELL	WINNER
NO	2	EDWARDS	SHAW		

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 6

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

S6-ALC-7/16

Date July 25, 1996

Comm. Sub. [ ]
Amends Title [ ]

Rep./Sen. Barnes

moves to amend the bill on page 16, line 33,
by adding the following on the line:
"Sec. 10.1. 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 applicable protest period, 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. The protest period for a tax levied in Article 2A, 2B, 2C, or 2D of this Chapter is 30 days after payment. The protest period for all other taxes is the period set by the statute of limitations in G.S. 105-266(c).
~~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 for which judgment ~~shall be~~ is rendered in such an action shall be refunded by the ~~State; provided, nothing in this section shall be construed to conflict with or supersede the provisions of G.S. 105-241.2.~~ State. G.S. 105-241.2 provides an alternate procedure for a taxpayer to contest a tax and is not in conflict with or superseded by this section.'";

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 6

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

S6-ALC-7/16 Page 2 of 2

and on page 26, line 31,
by adding the following at the end of the line:
"Section 10.1 of Part I of this act becomes effective November 1, 1996, and applies to taxes paid on or after that date."

SIGNED Annie B Barnes
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/25/96 FAILED _____ TABLED _____

95-1 EV

EXTRA SESSION #2 - EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2314
LEGISLATIVE DAY 12
S6
READING 2

7/25/96
12:54 PM
IN CHAIR: SPEAKER

AMEND #1 - Barnes
1996 TAX REFORM ACT

AYES - 95

ADAMS	CULPEPPER	JUSTUS	RAMSEY
ALEXANDER	CUNNINGHAM	KISER	RAYFIELD
ALLRED	DAVIS	LEE	REDWINE
ARNOLD	DECKER	LEMMOND	REYNOLDS
BAKER	DOCKHAM	LOCKE	RICHARDSON
BARBEE	EARLE	MCALLISTER	ROBINSON, J.
BARNES	EASTERLING	MCCOMAS	ROGERS
BEALL	EDDINS	MCCOMBS	RUSSELL
BLUE	EDWARDS	MCCRARY	SEXTON
BOWEN	ESPOSITO	MCMAHAN	SHARPE
BOWIE	FITCH	MERCER	SHAW
BOYD-MCINTYRE	GARDNER	MICHAUX	SHUBERT
BRASWELL	GRADY	MILLER, G.	STEWART
BRAWLEY	GRAY	MILLER, K.	SUTTON
BROWN, J.	HACKNEY	MINER	THOMPSON
BUCHANAN	HENSLEY	MITCHELL	TOLSON
CANSLER	HIATT	MORGAN	WATSON
CAPPS	HIGHTOWER	NEELY	WEATHERLY
CARPENTER	HILL	NICHOLS	WILSON, C.
CHURCH	HOLMES	NYE	WILSON, G.
COCKLEREECE	HOWARD	OLDHAM	WOOD
CRAWFORD	HUNT	OWENS	WRIGHT
CREECH	HUNTER, R.	PRESTON	YONGUE
CULP	HURLEY	PULLEY	

NOES - 1

LUEBKE

EXCUSED ABSENCE - 7

ALDRIDGE	DICKSON	HAYES	ROBINSON, G.
CLARY	GAMBLE	PATE	

EXCUSED VOTE - 1

HUNTER, H.

NOT VOTING - 16

SPEAKER	DAUGHTRY	LINNEY	WAINWRIGHT
BERRY	ELLIS	MCLAUGHLIN	WARNER
BLACK	FOX	SHERRILL	WILKINS
CUMMINGS	IVES	TALLENT	WOMBLE

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2315
LEGISLATIVE DAY 12
S6
READING 2

7/25/96
1:04 PM
IN CHAIR: SPEAKER

1996 TAX REFORM ACT

AYES - 81

ADAMS	CUMMINGS	IVES	REDWINE
ALEXANDER	CUNNINGHAM	JUSTUS	RICHARDSON
ARNOLD	DAUGHTRY	LEE	ROGERS
BARBEE	DAVIS	LEMMOND	RUSSELL
BARNES	DOCKHAM	LOCKE	SEXTON
BEALL	EARLE	LUEBKE	SHARPE
BLUE	EASTERLING	MCCOMBS	SHAW
BOWEN	EDDINS	MCCRARY	SHERRILL
BOWIE	ESPOSITO	MCMAHAN	SHUBERT
BOYD-MCINTYRE	FITCH	MICHAUX	STEWART
BRASWELL	FOX	MILLER, G.	SUTTON
BRAWLEY	GRAY	MINER	TOLSON
BROWN, J.	HACKNEY	MITCHELL	WARNER
BUCHANAN	HENSLEY	NEELY	WATSON
CANSLER	HIGHTOWER	NICHOLS	WEATHERLY
CAPPS	HILL	NYE	WILSON, C.
CHURCH	HOLMES	OLDHAM	WILSON, G.
COCKLEREECE	HUNT	OWENS	WOOD
CRAWFORD	HUNTER, R.	PULLEY	WRIGHT
CULP	HURLEY	RAMSEY	YONGUE
CULPEPPER			

NOES - 20

ALLRED	EDWARDS	KISER	PRESTON
BAKER	GARDNER	MCCOMAS	RAYFIELD
CARPENTER	GRADY	MERCER	REYNOLDS
CREECH	HIATT	MILLER, K.	ROBINSON, J.
DECKER	HOWARD	MORGAN	THOMPSON

EXCUSED ABSENCE - 7

ALDRIDGE	DICKSON	HAYES	ROBINSON, G.
CLARY	GAMBLE	PATE	

EXCUSED VOTE - 1

HUNTER, H.

NOT VOTING - 11

SPEAKER	ELLIS	MCLAUGHLIN	WILKINS
BERRY	LINNEY	TALLENT	WOMBLE
BLACK	MCALLISTER	WAINWRIGHT	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 6

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

S6-ALC-7/10

Date 7/26, 1996

Comm. Sub. [ ]
Amends Title [ ]
First Edition, as amended

Rep. C. Wilson

moves to amend the bill on page 19, line 1,
by adding the following above the line:
"G.S. 105-41 Attorneys-at-law and other professionals.";

and on page 19, line 40 through page 20, line 4,
by rewriting the lines to read:
"`(d) ~~The State license issued under G.S. 105-41, 105-42, 105-45, 105-53, 105-54, 105-55, 105-58, and 105-91 shall be and constitute a personal privilege to conduct the profession or business named in the State license, shall not be transferable to any other person, firm or corporation and shall be construed to limit the person, firm or corporation named in the license to conducting the profession or business and exercising the privilege named in the State license to the county and/or city and location specified in the State license, unless otherwise provided in this Article or schedule. Other~~ A license issued for a tax year for the conduct of a business at a specified location shall";

and on page 21, lines 7 - 8,
by adding the following between the lines:
"G.S. 105-41 Attorneys-at-law and other professionals."

SIGNED Connie Wilson
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 33-59 EV TABLED _____

D Hicks 7/26/96

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2317
LEGISLATIVE DAY 13
S6
READING 3

7/26/96
10:24 AM
IN CHAIR: SPEAKER

AMEND #2 - C. Wilson
1996 TAX REFORM ACT

AYES - 33

ARNOLD	DAUGHTRY	MORGAN	SHERRILL
BAKER	ESPOSITO	NYE	SHUBERT
BOWIE	GRADY	PRESTON	TALLENT
BROWN, J.	GRAY	PULLEY	THOMPSON
CARPENTER	HIATT	RAYFIELD	WEATHERLY
COCKLEREECE	HOLMES	REYNOLDS	WILSON, C.
CULP	JUSTUS	SEXTON	WILSON, G.
CUMMINGS	LOCKE	SHARPE	WOOD
CUNNINGHAM			

NOES - 59

ADAMS	DAVIS	LEE	RAMSEY
ALEXANDER	DOCKHAM	LEMMOND	REDWINE
ALLRED	EARLE	MCALLISTER	RICHARDSON
BARBEE	EASTERLING	MCCOMBS	ROBINSON, J.
BARNES	EDDINS	MCCRARY	ROGERS
BEALL	ELLIS	MCLAUGHLIN	RUSSELL
BLUE	FITCH	MCMAHAN	SHAW
BOYD-MCINTYRE	FOX	MERCER	STEWART
BRASWELL	GARDNER	MICHAUX	TOLSON
CANSLER	HACKNEY	MILLER, G.	WAINWRIGHT
CAPPS	HENSLEY	MITCHELL	WARNER
CHURCH	HUNT	NEELY	WATSON
CRAWFORD	HUNTER, R.	NICHOLS	WILKINS
CREECH	HURLEY	OWENS	YONGUE
CULPEPPER	KISER	PATE	

EXCUSED ABSENCE - 16

ALDRIDGE	DECKER	HIGHTOWER	LUEBKE
BRAWLEY	DICKSON	HILL	ROBINSON, G.
BUCHANAN	GAMBLE	HOWARD	SUTTON
CLARY	HAYES	IVES	WRIGHT

EXCUSED VOTE - ~~0~~ 1 H. HUNTER RW

NOT VOTING - ~~12~~ 11 RW

SPEAKER	BOWEN	LINNEY	MINER
BERRY	EDWARDS	MCCOMAS	OLDHAM
BLACK	~~HUNTER, H.~~	MILLER, K.	WOMBLE

RW

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7/26/96

S. B. No. 6 as amended Amendment No. 3

COMMITTEE SUBSTITUTE _____ (to be filled in by Principal Clerk)

Rep.) ELLIS

Sen.)

1 moves to amend the bill on page 25, line s 25-27

2 ( ) WHICH CHANGES THE TITLE

3 by rewriting the lines to read:

4 "(1) Fails to keep a record of new merchandise and

5 fails to produce a record or an affidavit pursuant to

6 GS 66-254."

7 on line 28

8 And by renumbering (3) as (2)

9

10

11

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15

16

17

18

19

SIGNED _____

ADOPTED 87-0 EV FAILED _____ TABLED _____

D Hicks

JUL 26 1996

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted] # 2318
LEGISLATIVE DAY 13
S6
READING 3

7/26/96
10:52 AM
IN CHAIR: SPEAKER

AMEND #3 - Rep. Ellis
1996 TAX REFORM ACT

AYES - 87

ADAMS	CUNNINGHAM	KISER	RICHARDSON
ALEXANDER	DAUGHTRY	LEE	ROBINSON, J.
ALLRED	DAVIS	LOCKE	ROGERS
ARNOLD	DOCKHAM	MCALLISTER	RUSSELL
BAKER	EARLE	MCCOMBS	SEXTON
BARBEE	EASTERLING	MCCRARY	SHARPE
BARNES	EDDINS	MCLAUGHLIN	SHERRILL
BEALL	ELLIS	MCMAHAN	SHUBERT
BLUE	ESPOSITO	MERCER	STEWART
BOWIE	FITCH	MICHAUX	TALLENT
BRASWELL	FOX	MILLER, G.	THOMPSON
BROWN, J.	GARDNER	MITCHELL	TOLSON
CANSLER	GRADY	NEELY	WAINWRIGHT
CAPPS	GRAY	NICHOLS	WARNER
CARPENTER	HACKNEY	NYE	WATSON
CHURCH	HENSLEY	OWENS	WEATHERLY
COCKLEREECE	HIATT	PATE	WILKINS
CRAWFORD	HOLMES	PRESTON	WILSON, C.
CREECH	HUNT	RAMSEY	WILSON, G.
CULP	HUNTER, R.	RAYFIELD	WOOD
CULPEPPER	HURLEY	REDWINE	YONGUE
CUMMINGS	JUSTUS	REYNOLDS	

NOES - 0

EXCUSED ABSENCE - 16

ALDRIDGE	DECKER	HIGHTOWER	LUEBKE
BRAWLEY	DICKSON	HILL	ROBINSON, G.
BUCHANAN	GAMBLE	HOWARD	SUTTON
CLARY	HAYES	IVES	WRIGHT

EXCUSED VOTE - ~~0~~ 1 H. HUNTER DWeeks

NOT VOTING - ~~17~~ 16 DW

SPEAKER	EDWARDS	MCCOMAS	OLDHAM
BERRY	~~HUNTER, H.~~ DW	MILLER, K.	PULLEY
BLACK	LEMMOND	MINER	SHAW
BOWEN	LINNEY	MORGAN	WOMBLE
BOYD-MCINTYRE			

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S [redacted] # 2319
LEGISLATIVE DAY 13
S6
READING 3

7/26/96
10:52 AM
IN CHAIR: SPEAKER

1996 TAX REFORM ACT

AYES - 69

ADAMS	DAUGHTRY	MCALLISTER	RICHARDSON
ALEXANDER	DOCKHAM	MCCOMBS	ROGERS
ARNOLD	EARLE	MCCRARY	RUSSELL
BARBEE	ELLIS	MCLAUGHLIN	SEXTON
BARNES	ESPOSITO	MCMAHAN	SHUBERT
BEALL	FITCH	MERCER	STEWART
BLUE	FOX	MICHAUX	TALLENT
BOWIE	GRADY	MILLER, G.	THOMPSON
BRASWELL	GRAY	MITCHELL	TOLSON
BROWN, J.	HACKNEY	NEELY	WAINWRIGHT
CANSLER	HENSLEY	NICHOLS	WARNER
CAPPS	HOLMES	NYE	WATSON
CHURCH	HUNT	OWENS	WEATHERLY
CRAWFORD	HUNTER, R.	PRESTON	WILKINS
CULP	HURLEY	PULLEY	WILSON, C.
CULPEPPER	LEE	RAMSEY	WILSON, G.
CUMMINGS	LOCKE	REDWINE	YONGUE
CUNNINGHAM			

NOES - 20

ALLRED	DAVIS	JUSTUS	REYNOLDS
BAKER	EASTERLING	KISER	ROBINSON, J.
CARPENTER	EDDINS	MORGAN	SHARPE
COCKLEREECE	GARDNER	PATE	SHERRILL
CREECH	HIATT	RAYFIELD	WOOD

EXCUSED ABSENCE - 16

ALDRIDGE	DECKER	HIGHTOWER	LUEBKE
BRAWLEY	DICKSON	HILL	ROBINSON, G.
BUCHANAN	GAMBLE	HOWARD	SUTTON
CLARY	HAYES	IVES	WRIGHT

EXCUSED VOTE - ~~0~~ 1 AW H. HUNTER AW

NOT VOTING - ~~15~~ 14 AW

SPEAKER	BOYD-MCINTYRE	LINNEY	OLDHAM
BERRY	EDWARDS	MCCOMAS	SHAW
BLACK	~~HUNTER, H.~~ AW	MILLER, K.	WOMBLE
BOWEN	LEMMOND	MINER	

EXTRA SESSION #2

EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

S[redacted]# 2320
LEGISLATIVE DAY 13
S6
READING 3

7/26/96
12:31 PM
IN CHAIR: SPEAKER

1996 TAX REFORM ACT
MOTION #5- Rep. Neely moved to reconsider the vote on S6

AYES - 81

ADAMS	DAVIS	MCALLISTER	ROGERS
ALEXANDER	DOCKHAM	MCCOMBS	RUSSELL
ALLRED	EARLE	MCCRARY	SEXTON
ARNOLD	EASTERLING	MCLAUGHLIN	SHARPE
BAKER	EDDINS	MCMAHAN	SHAW
BARBEE	ELLIS	MERCER	SHERRILL
BARNES	ESPOSITO	MICHAUX	SHUBERT
BLUE	FITCH	MILLER, G.	STEWART
BOWIE	FOX	MITCHELL	TALLENT
BRASWELL	GARDNER	MORGAN	THOMPSON
CANSLER	GRADY	NEELY	TOLSON
CAPPS	GRAY	NICHOLS	WAINWRIGHT
CARPENTER	HACKNEY	NYE	WARNER
COCKLEREECE	HIATT	OWENS	WATSON
CRAWFORD	HOLMES	PRESTON	WEATHERLY
CREECH	HUNTER, R.	RAMSEY	WILKINS
CULP	JUSTUS	RAYFIELD	WILSON, C.
CULPEPPER	LEE	REDWINE	WILSON, G.
CUMMINGS	LEMMOND	REYNOLDS	WOOD
CUNNINGHAM	LOCKE	RICHARDSON	YONGUE
DAUGHTRY			

NOES - 4

BEALL	HENSLEY	KISER	ROBINSON, J.

EXCUSED ABSENCE - 17

ALDRIDGE	DICKSON	HILL	PATE
BRAWLEY	GAMBLE	HOWARD	ROBINSON, G.
BUCHANAN	HAYES	IVES	SUTTON
CLARY	HIGHTOWER	LUEBKE	WRIGHT
DECKER			

EXCUSED VOTE - ~~0~~ 1 H. HUNTER DW

NOT VOTING - ~~18~~ 17 DW

SPEAKER	BROWN, J.	HURLEY	MINER
BERRY	CHURCH	LINNEY	OLDHAM
BLACK	EDWARDS	MCCOMAS	PULLEY
BOWEN	HUNT	MILLER, K.	WOMBLE
BOYD-MCINTYRE	~~HUNTER, H.~~ DW		

(COPY)

EXTRA SESSION #2

RC

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

[redacted] # 2331
LEGISLATIVE DAY 17
S6 HCS
READING 2

8/01/96
1:45 PM
IN CHAIR: SPEAKER

1996 TAX REFORM ACT

AYES - 92

ADAMS	CULP	HUNTER, H.	RAMSEY
ALDRIDGE	CULPEPPER	HUNTER, R.	REDWINE
ALEXANDER	CUMMINGS	HURLEY	RICHARDSON
ALLRED	CUNNINGHAM	JUSTUS	ROBINSON, G.
ARNOLD	DAUGHTRY	LEE	ROGERS
BARBEE	DECKER	LEMMOND	RUSSELL
BARNES	DICKSON	LOCKE	SEXTON
BEALL	DOCKHAM	LUEBKE	SHAW
BLACK	EARLE	MCALLISTER	SHERRILL
BLUE	EASTERLING	MCCOMBS	SHUBERT
BOWEN	ELLIS	MCCRARY	STEWART
BOWIE	ESPOSITO	MCMAHAN	SUTTON
BOYD-MCINTYRE	FITCH	MERCER	TALLENT
BRASWELL	FOX	MICHAUX	THOMPSON
BRAWLEY	GARDNER	MILLER, G.	TOLSON
BUCHANAN	GRADY	MINER	WAINWRIGHT
CANSLER	GRAY	MITCHELL	WARNER
CAPPS	HACKNEY	NEELY	WATSON
CHURCH	HENSLEY	NICHOLS	WEATHERLY
CLARY	HIGHTOWER	NYE	WILKINS
COCKLEREECE	HILL	OLDHAM	WILSON, G.
CRAWFORD	HOLMES	OWENS	WRIGHT
CREECH	HUNT	PRESTON	YONGUE

NOES - 13

BAKER	HAYES	MCCOMAS	RAYFIELD
BERRY	HIATT	MORGAN	ROBINSON, J.
CARPENTER	KISER	PATE	SHARPE
EDDINS			

EXCUSED ABSENCE - 6

BROWN, J.	HOWARD	WILSON, C.	WOOD
GAMBLE	MCLAUGHLIN		

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	IVES	MILLER, K.	REYNOLDS
DAVIS	LINNEY	PULLEY	WOMBLE
EDWARDS			

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

. # 2338
EGISLATIVE DAY 18
S6 HCS
READING 3

8/02/96
12:18 PM
IN CHAIR: SPEAKER

RC

1996 TAX REFORM ACT

AYES - 83

ADAMS	CUNNINGHAM	JUSTUS	REYNOLDS
ALDRIDGE	DAUGHTRY	LEE	RICHARDSON
ALEXANDER	DECKER	LOCKE	ROGERS
ARNOLD	DICKSON	MCALLISTER	RUSSELL
BARBEE	DOCKHAM	MCCOMBS	SEXTON
BARNES	EARLE	MCCRARY	SHAW
BEALL	EASTERLING	MCMAHAN	SHERRILL
BLACK	ELLIS	MICHAUX	SHUBERT
BLUE	FOX	MILLER, G.	STEWART
BOWIE	GARDNER	MILLER, K.	SUTTON
BOYD-MCINTYRE	GRADY	MINER	TALLENT
BRASWELL	GRAY	MITCHELL	THOMPSON
BRAWLEY	HACKNEY	NEELY	TOLSON
BUCHANAN	HENSLEY	NICHOLS	WARNER
CANSLER	HIGHTOWER	NYE	WATSON
CAPPS	HILL	OLDHAM	WEATHERLY
CHURCH	HUNT	OWENS	WILKINS
COCKLEREECE	HUNTER, H.	PRESTON	WILSON, G.
CRAWFORD	HUNTER, R.	PULLEY	WRIGHT
CULPEPPER	HURLEY	RAMSEY	YONGUE
CUMMINGS	IVES	REDWINE	

NOES - 15

ALLRED	EDDINS	MCCOMAS	RAYFIELD
BAKER	HAYES	MERCER	ROBINSON, J.
CARPENTER	HIATT	MORGAN	SHARPE
DAVIS	KISER	PATE	

EXCUSED ABSENCE - ~~10~~ 13 DWeeks

BROWN, J.	GAMBLE	MCLAUGHLIN	WILSON, C.
CULP	HOWARD	ROBINSON, G.	WOOD
FITCH	LUEBKE	CREECH	ESPOSITO
			HOLMES DWeeks

EXCUSED VOTE - 0

NOT VOTING - ~~12~~ 9 DWeeks

SPEAKER	CLARY	~~ESPOSITO~~	LINNEY
BERRY	~~CREECH~~	~~HOLMES~~ DWeeks	WAINWRIGHT
BOWEN	EDWARDS	LEMMOND	WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 90/5-- 2:38 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

KERR
1996 TAX REFORM ACT
HOUSE COM SUB/2ND EDITION

SENATE BILL 6

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE
JUL 8 1996
PRINCIPAL CLERK

SENATE DRS8746-LC S7

Short Title: Modify State Ports Tax Incentive. (Public)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE STATE PORTS TAX CREDIT BY EXPANDING IT TO INCLUDE FOREST PRODUCTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-130.41(a) reads as rewritten:

"(a) Credit. -- A taxpayer whose waterborne cargo is loaded onto or unloaded from an ocean carrier calling at the State-owned port terminal at Wilmington or Morehead City, without consideration of the terms under which the cargo is moved, is allowed a credit against the tax imposed by this Division. The amount of credit allowed is equal to the excess of the wharfage, handling (in or out), and throughput charges assessed on the cargo for the current taxable year over an amount equal to the average of the charges for the current taxable year and the two preceding taxable years. The credit applies to <u>forest products,</u> break-bulk cargo and container cargo, including less-than-container-load cargo, that is loaded onto or unloaded from an ocean carrier calling at either the Wilmington or Morehead City port terminal and to bulk cargo that is loaded onto or unloaded from an ocean carrier calling at the Morehead City port terminal. To obtain the credit, taxpayers must provide to the Secretary a statement from the State Ports Authority certifying the amount of charges for which a credit is claimed and any other information required by the Secretary."

Sec. 2. G.S. 105-151.22(a) reads as rewritten:

"(a) Credit. -- A taxpayer whose waterborne cargo is loaded onto or unloaded from an ocean carrier calling at the State-owned port terminal at Wilmington or Morehead City, without consideration of the terms under which the cargo is moved, is allowed a credit against the tax imposed by this Division. The amount of credit allowed is equal to the excess of the wharfage, handling (in or out), and throughput

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE

S D

SENATE DRS4729-LC600 88 JUL 8 1996

PRINCIPAL CLERK

Short Title: 1996 Tax Relief Act. (Public)

Sponsors: Senators Kerr, Sherron, and Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDUCE TAXES FOR THE CITIZENS OF NORTH CAROLINA AND TO REFUND TO FEDERAL RETIREES THE UNCONSTITUTIONAL TAXES THEY PAID ON THEIR PENSIONS FOR TAX YEARS 1985 THROUGH 1988.

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 8, 2nd Extra Session, 1996

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

S6008-ARB-1

Date July 9 ,1996

Comm. Sub. [ ]
Amends Title [ ]

Senator Kerr

moves to amend the bill on page 6, line 2, by deleting "1997." and substituting "1996.";

and on page 6, line 7, by deleting "1997" and substituting "1996";

and on page 6, line 15, by deleting "1998," and substituting "1997,";

and on page 6, line 22, by deleting "1999." and substituting "1998.";

and on page 6, line 23, by deleting the word "Substantiation." and substituting "Substantiation; Deceased Taxpayers.";

and on page 6, line 25, by adding the following at the end of that line:
"In the case of a taxpayer who is deceased, the representative of the taxpayer's estate may claim the refund or credit in the name of the deceased taxpayer.";

and on page 6, line 36, by deleting "2004," and substituting "2003,";

and on page 6, line 39, by deleting "1997-98" and substituting "1996-97";

and on page 6, line 42 through page 7, line 2, by rewriting those lines to read:
"Sec. 14. There is appropriated from the General Fund to the Department of Revenue the sum of two million three hundred thousand dollars ($2,300,000) for the 1996-97 fiscal year to the credit of the Federal Retiree Administration Account created in this

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 8, 2nd Extra Session, 1996

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

S6008-ARB-1

act. These funds shall be used for the Department of Revenue's costs in administering this act.";

and on page 7, line 8, by deleting "1997." and substituting "1996.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/9/96 FAILED _____ TABLED _____

(V)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 8 1996
PRINCIPAL CLERK

S D

S9

SENATE DRS5728-LD251(6.28)

Short Title: Convey Old Maple Hill School. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE PENDER COUNTY BOARD OF EDUCATION TO CONVEY CERTAIN PROPERTY AT PRIVATE SALE TO THE MAPLE HILL CIVIC CLUB, INC., A NONPROFIT CORPORATION.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding G.S. 115C-518(a) and Article 12 of Chapter 160A of the General Statutes, the Pender County Board of Education may convey at private sale, with or without monetary consideration, any or all of its right, title, and interest in the old Maple Hill School, consisting of the property described in a deed recorded at Book 358, Page 417 of the Pender County Registry, to the Maple Hill Civic Club, Inc., a nonprofit corporation.

Sec. 2. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE
S10
JUL 8 1996
PRINCIPAL CLERK

SENATE DRS5726-LG

Short Title: NC Housing Trust Funds. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA HOUSING TRUST FUND AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY POSSIBLE SOURCES OF REVENUE DEDICATED TO THE PERPETUATION OF THE HOUSING TRUST FUND.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Housing Finance Authority the sum of fifteen million dollars ($15,000,000) for the 1996-97 fiscal year to be deposited in the North Carolina Housing Trust Fund for any of the purposes set forth in Chapter 122E of the General Statutes.

Sec. 2. (a) The Legislative Research Commission is authorized to study possible sources of revenue to achieve a minimum of fifteen million ($15,000,000) on an annual basis dedicated to the perpetuation of the North Carolina Housing Trust Fund. The Commission shall call upon the North Carolina Low Income Housing Coalition, advocacy organizations, nonprofit housing developers, and industry representatives to help the Commission conduct its study.

(b) The Legislative Research Commission shall report its findings and recommendations to the 1997 General Assembly.

Sec. 3. This act becomes effective July 1, 1996.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE

JUL 8 1996

PRINCIPAL CLERK

SENATE DRS5725-LB S11

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 three million six hundred thousand dollars ($3,600,000) for the 1996-97 fiscal year for the Carolina Beach Area South Project at Kure Beach for beach renourishment.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE

SENATE DRSA803-LG233(7.8)A

S 12 JUL - 9 1996

PRINCIPAL CLERK

Short Title: ECU Stadium Expansion Funds. (Public)

Sponsors: Senators Warren and Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO COMPLETE THE EXPANSION OF THE DOWDY-FICKLEN STADIUM AT EAST CAROLINA UNIVERSITY.

Whereas, the addition of 12,460 seats at the Dowdy-Ficklen Stadium at East Carolina University will bring the seating capacity to 47,460; and

Whereas, a larger Dowdy-Ficklen Stadium will meet the demands of football fans, but it will also increase revenue, promote tourism, provide a facility for special events, and enhance the ECU football team's potential for future conference affiliation; and

Whereas, State funding is needed to complete the expansion of the stadium to benefit Eastern North Carolina; 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 six million dollars ($6,000,000) for the 1996-97 fiscal year to complete the expansion of the Dowdy-Ficklen Stadium at East Carolina University, provided these funds are matched on the basis of two dollars ($2.00) of non-State funds for every one dollar ($1.00) of State funds.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
S13 JUL 9 1996
PRINCIPAL CLERK

S D

SENATE DRS1840-LG318(7.8)

Short Title: Economic Incentives Funds. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF REVENUE FOR COSTS RELATING TO ECONOMIC INCENTIVES TAX CREDITS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Revenue the sum of one hundred thirty-three thousand three hundred dollars ($133,300) for the 1996-97 fiscal year for costs relating to economic incentives tax credits. These funds shall be allocated as follows:

(1) $56,800 for data entry; and

(2) $76,500 for computer programming.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE

SENATE DRS2753-LC368

S14 JUL 09 1996

PRINCIPAL CLERK

Short Title: Reduce Corporate Income Tax. (Public)

Sponsors: Senator McDaniel.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE INCREASE IN THE CORPORATE INCOME TAX ENACTED IN 1991.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-139.3 reads as rewritten:

"**§ 105-130.3. Corporations.**

A tax is imposed on the State net income of every C Corporation doing business in this State at seven ~~and seventy-five one-hundredths percent (7.75%)~~ percent (7%) of the corporation's State net income. An S Corporation is not subject to the tax levied in this section."

Sec. 2. G.S. 115C-546.1 reads as rewritten:

"**§ 115C-546.1. Creation of Fund; administration.**

(a) There is created the Public School Building Capital Fund. The Fund shall be used to assist county governments in meeting their public school building capital needs.

(b) Each calendar quarter, the Secretary of Revenue shall remit to the State Treasurer for credit to the Public School Building Capital Fund an amount equal to ~~two thirty-firsts (2/31)~~ one-seventh (1/7) of the net collections received during the previous quarter by the Department of Revenue under G.S. 105-130.3 minus two million five hundred thousand dollars ($2,500,000). All funds deposited in the Public School Building Capital Fund shall be invested as provided in G.S. 147-69.2 and G.S. 147-69.3.

(c) The Fund shall be administered by the Office of State Budget and Management."

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 9
PRINCIPAL CLERK

S 1 5

SENATE DRS5732-LT159(7.8)

Short Title: Study NC Role in Global Affairs/LRC. (Public)

Sponsors: Senator Plexico.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ROLE OF NORTH CAROLINA IN GLOBAL AFFAIRS.

The General Assembly of North Carolina enacts:

Section 1. The Legislative Research Commission may study the needs of the State in the areas of international business, tourism, cultural affairs, and educational affairs, including the need for long-term, strategic planning in these areas. The study shall include:

(1) A review of current efforts to promote and encourage the exchange of ideas with foreign governments, economies, and cultures.

(2) A review of the information compiled from the North Carolina Global Forum and the results from the North Carolina Mission to Israel.

(3) Recommendations for how to improve global education for North Carolina students.

(4) Recommendations for how to encourage agencies, organizations, and the leaders in government, industry, education, and cultural affairs to work together for the benefit of the State and for the development of strong economic and cultural relationships with foreign governments, economies, and cultures.

(5) Consideration of the desirability and feasibility of establishing a State or non-State entity, including a Cabinet post or commission, to serve as (i) a clearinghouse for international program

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S

FILED - SENATE

D

SENATE DRS2757-LCX337 S16

JUL 9

PRINCIPAL CLERK

Short Title: Bundled Transactions Sales Tax. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE SALES AND USE TAX LAW THAT APPLIES TO BUNDLED TRANSACTIONS.

The General Assembly of North Carolina enacts:

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

"**§ 105-164.12B. Bundled transactions.**

(a) Bundled Transaction Defined. -- A bundled transaction is a transaction in which all of the following conditions are met:

(1) A seller transfers an item of tangible personal property to a consumer on the condition that the consumer enter into an agreement to purchase services on an ongoing basis for a minimum period of at least six months.

(2) The agreement requires the consumer to pay a cancellation fee to the service provider if the consumer cancels the contract for services within the minimum period.

(3) For the item transferred, the seller:

a. Does not charge the consumer; or

b. Charges the consumer a price that, after any discount or rebate the seller gives the consumer, is below the cost price the seller paid for the item.

(b) Bundled Transaction Is a Sale; Sales Price. -- If a seller transfers an item of tangible personal property as part of a bundled transaction, a sale has occurred, and the sales price of the item is presumed to be the retail price at which the item would sell if no agreement for services were entered into. Part of this price may be paid by

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE

JUL 9 1996

PRINCIPAL CLERK

S

S17

SENATE DRS7810-LBX412

Short Title: Iredell-Mooresville School Boundaries. (Local)

Sponsors: Senator Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RATIFY AN AGREEMENT BETWEEN THE IREDELL-STATESVILLE SCHOOLS BOARD OF EDUCATION AND THE MOORESVILLE GRADED SCHOOL DISTRICT BOARD OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. The Agreement entered into on April 30, 1996, between the Iredell-Statesville Schools Board of Education and the Mooresville Graded School District Board of Education, as approved by the State Board of Education on May 2, 1996, and the Board of Commissioners of the County of Iredell on May 7, 1996, is ratified as if it had been an act of the General Assembly.

Sec. 2. Nothing in this act revives any provision of Sections 7, 8, or 9 of Chapter 556 of the Public Laws of 1905 that have been superseded by general law.

Sec. 3. This act is effective upon ratification.

FILED - SENATE
JUL 9 1996
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996 S18

S D

SENATE DRS2755-RBZ01

Short Title: No Sales Tax on Donated Items. (Public)

Sponsors: Senator Cochrane.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT FROM SALES AND USE TAX TANGIBLE PERSONAL PROPERTY THAT IS MANUFACTURED OR PURCHASED FOR RESALE BY A WHOLESALE MERCHANT OR A RETAILER AND THEN DONATED TO A NONPROFIT ORGANIZATION TO BE USED FOR A CHARITABLE PURPOSE.

The General Assembly of North Carolina enacts:

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

"(42) Tangible personal property that is purchased by a retailer for resale or is manufactured or purchased by a wholesale merchant for resale and then withdrawn from inventory and donated by the retailer or wholesale merchant to a nonprofit organization, contributions to which are deductible as charitable contributions for federal income tax purposes."

Sec. 2. G.S. 105-164.13(13a) and (31b) are repealed.

Sec. 3. This act is effective upon ratification.

FILED - SENATE
JUL - 9 1996
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S 19

S D

SENATE DRS7809*-LC147S

Short Title: Refund Federal Retirees. (Public)

Sponsors: Senator Clark.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FEDERAL RETIREES A REFUNDABLE TAX CREDIT, WITHOUT INTEREST, FOR STATE INCOME TAX PAID ON THEIR RETIREMENT BENEFITS FOR TAX YEARS 1985 THROUGH 1988.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-151.20 reads as rewritten:

"**§ 105-151.20. ~~Credit~~ Refundable credit for tax paid on certain ~~government~~ federal retirement benefits.**

(a) Purpose; Definitions. -- The purpose of this section is to benefit certain retired federal government workers on account of their public service. The following definitions apply in this section:

(1) Federal retirement benefits. -- Retirement benefits received from one or more federal government retirement plans.

(2) Net pension tax. -- The amount of tax a taxpayer paid under this Division for the 1985, 1986, 1987, and 1988 tax years on federal retirement benefits, without interest, less any part of the tax for which the taxpayer received a credit under this section before 1997 and any part of the tax refunded to the taxpayer before 1997.

(3) Tax year. -- The taxpayer's taxable year beginning on a day in the applicable calendar year.

(b) Credit. -- A taxpayer who received ~~government~~ federal retirement benefits during the 1985, 1986, 1987, or 1988 tax year may claim a credit against the tax imposed by this Division equal to the net pension tax on those benefits. In the case of a taxpayer who is deceased, the surviving spouse may claim the credit in the name of the deceased taxpayer; if there is no surviving spouse, the representative of the

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S

FILED - SENATE D

SENATE DRS2754-LC

S20 - JUL 9 1996

PRINCIPAL CLERK

Short Title: Repeal State Food Tax. (Public)

Sponsors: Senator Davis.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PHASE OUT OVER FOUR YEARS THE FOUR PERCENT STATE SALES TAX ON FOOD.

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

Sec. 3. G.S. 105-465 reads as rewritten:

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

The board of elections of any county, upon the written request of the board of county ~~commissioners thereof,~~ commissioners, or upon receipt of a petition signed by

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
S 21 JUL 9 1996
PRINCIPAL CLERK

S D

SENATE DRS2756-LC390

Short Title: Repeal Inheritance Tax. (Public)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE STATE INHERITANCE TAX AND RETAIN THE STATE ESTATE TAX.

The General Assembly of North Carolina enacts:

Section 1. Article 1 of Chapter 105 of the General Statutes is repealed.

Sec. 2. Chapter 105 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 1A.
"Estate Taxes.

"**§ 105-32.1. Definitions.**

The following definitions apply in this Article:

(1) Code. -- Defined in G.S. 105-228.90.

(2) Personal representative. -- The person appointed by the clerk of superior court under Chapter 28A of the General Statutes to administer the estate of a decedent or, if no one is appointed under that Chapter, the person required to file a federal estate tax return for the estate of the decedent.

(3) Secretary. -- Defined in G.S. 105-228.90.

"**§ 105-32.2. Estate tax imposed in amount equal to federal state death tax credit.**

(a) Tax. -- An estate tax is imposed on the estate of a decedent when a federal estate tax is imposed on the estate under section 2001 of the Code and any of the following apply:

(1) The decedent was a resident of this State at death.

(2) The decedent was not a resident of this State at death and owned any of the following:

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE

SENATE DRS8751-LC S22 JUL 9 1996

PRINCIPAL CLERK

Short Title: Repeal Privilege License Taxes. (Public)

Sponsors: Senators Webster and Cochrane.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL MOST STATE PRIVILEGE LICENSE TAXES.

The General Assembly of North Carolina enacts:

Section 1. The following sections of Article 2 of Chapter 105 of the General Statutes are repealed:

G.S. 105-36	Amusements -- Manufacturing, selling, leasing, or distributing moving picture films.
G.S. 105-36.1	Amusements -- Outdoor theatres.
G.S. 105-37	Amusements -- Moving pictures -- Admission.
G.S. 105-41	Attorneys-at-law and other professionals.
G.S. 105-42	Private detectives and investigators.
G.S. 105-45	Collecting agencies.
G.S. 105-46	Undertakers and retail dealers in coffins.
G.S. 105-50	Pawnbrokers.
G.S. 105-51.1	Alarm systems.
G.S. 105-53	Peddlers, itinerant merchants, and specialty market operators.
G.S. 105-54	Contractors and construction companies.
G.S. 105-55	Installing elevators and automatic sprinkler systems.
G.S. 105-58	Fortune tellers, palmists, etc.
G.S. 105-60	Day-care facilities.
G.S. 105-61	Hotels, motels, tourist courts and tourist homes.
G.S. 105-62	Restaurants.
G.S. 105-65	Music machines.
G.S. 105-65.1	Merchandising dispensers and weighing machines.
G.S. 105-66.1	Electronic video games.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 10 1996
PRINCIPAL CLERK

S

D

S23

SENATE DRS4730-LCX391

Short Title: Inheritance & Gift Tax Changes. (Public)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO SIMPLIFY AND REDUCE INHERITANCE TAXES AND GIFT TAXES.

The General Assembly of North Carolina enacts:

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

"**§ 105-6.1. Phaseout of inheritance tax.**

When this Article imposes an inheritance tax on property transferred by a decedent but no state death tax credit is allowed under section 2011 of the Code against federal estate tax due on the transfer of the decedent's estate, the amount of inheritance tax is reduced by the appropriate percentage in the phaseout table set out below. When this Article imposes an inheritance tax on property transferred by a decedent and a state death tax credit is allowed under section 2011 of the Code against federal estate tax due on the transfer of the decedent's estate, the amount of inheritance tax that exceeds the maximum credit for state death taxes is reduced by the appropriate percentage in the following phaseout table:

Calendar Year of Decedent's Death	Percentage Reduction
1997	20%
1998	40%
1999	60%
2000	80%
2001 and after	100%."

Sec. 2. G.S. 105-3 is amended by adding a new subdivision to read:

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 10 1996
PRINCIPAL CLERK

S D

S24

SENATE DRS8749-LBX

Short Title: Aberdeen Annexation (Moore). (Local)

Sponsors: Senator Little.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ANNEX A DESCRIBED AREA TO THE TOWN OF ABERDEEN.

The General Assembly of North Carolina enacts:

Section 1. The corporate limits of the Town of Aberdeen are extended to include the following described area:

Area 1

Lying and being in Sandhills Township, Moore County, North Carolina, on the east side of, and adjoining, Glasgow Street, on the north and south side of, and adjoining, Harris Street, and on the southwest side of, and adjoining, the southwest line of the Aberdeen Town limits, and being more particularly described as follows:

BEGINNING at the point where the present southwest line of the Aberdeen Town limits intersects the eastern R/W of Glasgow Street, and runs thence as said southwest Town limit line about S 61° 57' E about 670 feet to the point where the said Town limit line intersects the south line of that tract shown on tax map 95, Block 3, parcel 1, Sandhills Township, County of Moore tax department; thence as said south line about S 88° 55' W about 75.5 feet to a point, the southwest corner of said parcel 1; thence as the south line of parcel 2 about S 79° 20' W about 195.1 feet to the southwest corner of parcel 2; thence as the south lines of parcels 3, 3A, 4, 5, 5A, and 6 about N 58° 25' W about 32.6 feet to a point; thence about S 18° 34' W about 29.8 feet to a point; thence about N 74° 12' W about 323.7 feet to a point in the eastern R/W of Glasgow Street; thence as said eastern R/W of Glasgow Street about N 01° 23' E about 149.5 feet to a point in said R/W; thence continuing as said R/W about N

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 79/6-- 4:04 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

LITTLE
ABERDEEN ANNEXATION

SENATE BILL 24
READING 2



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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 87/2-- 2:32 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

LITTLE
ABERDEEN ANNEXATION

SENATE BILL 24
READING 3

AYE	42	ALBERTSON	DANNELLY	LITTLE	PLYLER
		BALLANCE	DAVIS	LUCAS	RAND
		BALLANTINE	EAST	MARTIN R.	SHAW
		BASNIGHT	EDWARDS	MARTIN W.	SHERRON
		BLACKMON	FORRESTER	MCDANIEL	SMITH
		BLUST	FOXX	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PERDUE	WEBSTER
		CONDER	KERR	PLEXICO	WINNER
		COOPER	LEDBETTER		
NO	0				

EXCUSED	0				
NOT CAST	4	ALLRAN	HOBBS	HORTON	SIMPSON
ABSENT	4	CARPENTER	GULLEY	KINCAID	PARNELL
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S

FILED - SENATE
S 2 5
JUL 10 1996
PRINCIPAL CLERK

D

SENATE DRS2758-LG319(7.9)

Short Title: ECU Science Bldg. Funds. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR PLANNING THE SCIENCE LABORATORIES AND TECHNOLOGY BUILDING AT EAST CAROLINA UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of one million dollars ($1,000,000) for the 1996-97 fiscal year for planning the Science Laboratories and Technology Building at East Carolina University.

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

FILED - SENATE
JUL 10 1996
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996 S 2 6

S D

SENATE DRS8754-RU002.1(7.8)

Short Title: Admin. Proc. Tech. Changes. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES IN THE ADMINISTRATIVE PROCEDURE ACT, TO MAKE CHANGES IN VARIOUS LAWS GRANTING THE POWER TO ADOPT RULES, TO CLARIFY THE REPORTING DATE OF THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURES OVERSIGHT COMMITTEE, AND TO CLARIFY THE REQUIREMENTS CONCERNING CERTAIN REMOVALS OF UNDERGROUND STORAGE TANKS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 150B-19 reads as rewritten:

"**§ 150B-19. Restrictions on what can be adopted as a rule.**

An agency may not adopt a rule that does one or more of the following:

(1) Implements or interprets a law unless that law or another law specifically authorizes the agency to do so.

(2) Enlarges the scope of a profession, occupation, or field of endeavor for which an occupational license is required.

(3) Imposes criminal liability or a civil penalty for an act or omission, including the violation of a rule, unless a law specifically authorizes the agency to do so or a law declares that violation of the rule is a criminal offense or is grounds for a civil penalty.

(4) Repeats the content of a law, a rule, or a federal regulation. A brief statement that informs the public of a requirement imposed by law does not violate this subdivision and satisfies the 'reasonably necessary' standard of review set in G.S. 150B-21.9(a)(3).

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 63/3--11:04 AM | JULY 24, 1996 | LEGISLATIVE DAY 12

LT. GOVERNOR WICKER -- Presiding

SHERRON
ADMIN. PROCEDURE TECH. CHANGES

SENATE BILL 26
READING 2

AYE	43	ALBERTSON	COOPER	KINCAID	PLYLER
		ALLRAN	DANNELLY	LEDBETTER	RAND
		BALLANCE	DAVIS	LITTLE	SHAW
		BALLANTINE	EAST	LUCAS	SHERRON
		BASNIGHT	EDWARDS	MARTIN W.	SIMPSON
		BLACKMON	FORRESTER	MCDANIEL	SMITH
		BLUST	FOXX	MCKOY	SPEED
		CARPENTER	HARTSELL	ODOM	WARREN
		CLARK	HOBBS	PAGE	WEBSTER
		COCHRANE	HOYLE	PERDUE	WINNER
		CONDER	JORDAN	PLEXICO	
NO	0				
EXCUSED	0				
NOT CAST	2	KERR	MARTIN R.		
ABSENT	5	CARRINGTON	HORTON	PARNELL	SOLES
		GULLEY			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
S 27 JUL 10 1996
PRINCIPAL CLERK

S D

SENATE DRS2759-LB371

Short Title: Gaming Study Commission. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE NORTH CAROLINA GAMING STUDY COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. The North Carolina Gaming Study Commission is created. The Commission shall consist of 10 members as follows:

(1) Five members appointed by the President Pro Tempore of the Senate, at least one of whom is not a member of the General Assembly; and

(2) Five members appointed by the Speaker of the House of Representatives, at least one of whom is not a member of the General Assembly.

Sec. 2. The President Pro Tempore of the Senate shall designate one appointee as cochairman and the Speaker of the House of Representatives shall designate one appointee as cochairman.

Sec. 3. The Commission shall study gaming in North Carolina.

Sec. 4. The Commission may submit an interim report of its findings and recommendations to the General Assembly on or before the reconvening of the 1997 Regular Session of the General Assembly by filing the report with the President Pro Tempore of the Senate and the Speaker of the House of Representatives. The Commission shall submit a final report of its findings and recommendations to the General Assembly on or before the first day of the 1998 Session of the General Assembly by filing the report with the President Pro Tempore of the Senate and the Speaker of the House of Representatives. Upon filing its final report, the Commission shall terminate.

FILED - SENATE
JUL 10 1996
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S 628 D

SENATE DRS8752*-LK167C(7.8)

Short Title: Education Lottery--1996. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A STATE LOTTERY TO PROVIDE FUNDS FOR EDUCATIONAL PURPOSES.

The General Assembly of North Carolina enacts:

Section 1. The General Statutes are amended by adding a new Chapter to read:

"Chapter 143C.

"North Carolina State Lottery.

"ARTICLE 1.

"General Provisions and Definitions.

"**§ 143C-101. Citation.**

This Chapter shall be known and may be cited as the North Carolina State Lottery Act.

"**§ 143C-102. Purpose and intent.**

The General Assembly declares that the purpose and intent of this Chapter is to provide additional monies to benefit the public purposes described in this Chapter through the implementation of a State-operated lottery without the imposition of additional or increased taxes. The lottery shall be initiated at the earliest practical time and it shall be operated to maximize new revenue to the State. That new revenue shall be raised in a manner consistent with the dignity of the State and the general welfare of the people, and in a manner consistent with effective business practices.

"**§ 143C-103. Laws not affected.**

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SECOND EXTRA SESSION 1996

S 2 9

JUL 10 1996

S

PRINCIPAL CLERK

SENATE DRS4720-LBX448

Short Title: Reidsville Annexations (Rockingham). (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE CITY OF REIDSVILLE TO DELAY THE EFFECTIVE DATE OF ANNEXATIONS AS TO A SPECIFIED TRACT AND TO EXEMPT THE ANNEXATION OF TWO CITY LAKES FROM THE CEILING ON SATELLITE ANNEXATIONS.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Reidsville, being Chapter 957, Session Laws of 1989, is amended by adding the following new sections:

"Sec. 1.4. **Effective date of annexation ordinances.**

(a) The provisions of G.S. 160A-31(d), 160A-58.2, and 160A-58.7 notwithstanding, the city council may make annexation ordinances adopted pursuant to Part 1 or 4 of Article 4A of Chapter 160A of the General Statutes effective on any specified date within four years from the date of passage of the annexation ordinance.

(b) The provisions of G.S. 160A-49(e)(4) notwithstanding, the city council may fix the effective date of annexation ordinances adopted pursuant to Part 3 of Article 4A of Chapter 160A of the General Statutes for any date not less than 40 days nor more than four years from the date of passage of the ordinances.

(c) This section applies only to the following described area:

Being a tract of land located in Reidsville Township, Rockingham County, North Carolina.

BEGINNING at a concrete right-of-way monument at the southwest quadrant intersection of N.C. Highway 87 and U.S. Highway 29; specifically, said beginning monument being located by North Carolina Grid system tie North 69 deg. 13 min. 47 sec. West 416.92 feet from North Carolina Grid monument "Holiday Inn," a brass disc set in concrete on the north side of the N. C. Highway 87 bridge over U.S.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 80/7-- 4:05 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

FOXX
REIDSVILLE ANNEXATIONS

SENATE BILL 29
READING 2

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 93/8-- 2:32 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

FOXX
REIDSVILLE ANNEXATIONS

SENATE BILL 29
READING 3

AYE	42	ALBERTSON	DANNELLY	LITTLE	PLYLER
		BALLANCE	DAVIS	LUCAS	RAND
		BALLANTINE	EAST	MARTIN R.	SHAW
		BASNIGHT	EDWARDS	MARTIN W.	SHERRON
		BLACKMON	FORRESTER	MCDANIEL	SMITH
		BLUST	FOXX	MCKOY	SOLES
		CARRINGTON	HARTSELL	ODOM	SPEED
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	JORDAN	PERDUE	WEBSTER
		CONDER	KERR	PLEXICO	WINNER
		COOPER	LEDBETTER		
NO	0				

EXCUSED	0				
NOT CAST	4	ALLRAN	HOBBS	HORTON	SIMPSON
ABSENT	4	CARPENTER	GULLEY	KINCAID	PARNELL
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE

S30 - JUL 10 1996

PRINCIPAL CLERK

S D

SENATE JOINT RESOLUTION DRSJR7812-LK268(7.9)

Sponsors: Senator Horton.

Referred to:

A JOINT RESOLUTION DIRECTING THE DEPARTMENT OF TRANSPORTATION TO MAINTAIN THE GROUNDS AT THE HOME OF NATHANIEL MACON.

Whereas, North Carolina General Statute 136-44 provides, in part:

> "The Department of Transportation is hereby authorized and directed through the highway supervisor of the Warren County District, to clean off and keep clean the premises and grounds at the old home of Nathaniel Macon, known as 'Buck Springs,' which are owned by the County of Warren,..."; and

Whereas, Buck Springs is the site of the grave of the Honorable Nathaniel Macon, perhaps the most important political figure in North Carolina history; and

Whereas, the Department of Transportation has, in spite of the statutory mandate, failed to attend to the maintenance of the grave of this man, called by Thomas Jefferson the "ultimum romanum," so that saplings and briars are growing through the cairn, the plaque thereon is virtually obscured, and the fencing around the plot is rotted and falling to the ground; and

Whereas, numerous former inquiries of the Department of Transportation have failed to produce the slightest concern for its duty; Now, therefore,

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

Section 1. The Secretary of Transportation shall appear before the next meeting of the Joint Legislative Transportation Oversight Committee to provide explanation, if any he has, for the Department's refusal to comply with its duty prescribed in G.S. 136-44.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE

JUL 10 1996

PRINCIPAL CLERK

S D

S 31

SENATE DRS4731-RN002E

Short Title: Extend Child Fatality Task Force. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE CHILD FATALITY TASK FORCE UNTIL 1999 AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-577(b) reads as rewritten:

"(b) The Task Force shall provide updated reports to the Governor and General Assembly within the first week of the convening of the 1993 General Assembly, within the first week of the convening of the 1994 Regular Session of the 1993 General Assembly, within the first week of the convening of the 1995 General Assembly, ~~and~~ within the first week of the convening of the 1996 Regular Session of the 1995 General ~~Assembly. The Task Force shall provide a final report to the Governor and General Assembly within the first week of the convening of the 1997 General Assembly.~~ Assembly, and within the first week of the convening of the 1997 General Assembly. The Task Force may provide updated reports to the Governor and General Assembly within one week of the convening of any regular session of the General Assembly meeting in even-numbered years, up to and including 1998. The Task Force shall provide a final report to the Governor and General Assembly within the first week of the convening of the 1999 General Assembly. The final report shall include final conclusions and recommendations for each of the Task Force's duties, as well as any other recommendations for changes to any law, rule, and policy that it has determined will promote the safety and well-being of children. Any recommendations of changes to law, rule, or policy shall be accompanied by specific legislative or policy proposals and detailed fiscal notes setting forth the costs to the State."

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE

JUL 10 1996

PRINCIPAL CLERK

SENATE DRS7813-RD022.4(7.5) S 32

Short Title: Provide Tax Credits for Property Donations. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE TAX CREDITS FOR DONATIONS OF REAL PROPERTY TO PROTECT AND ENHANCE WATER QUALITY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-130.34 reads as rewritten:

"**§ 105-130.34. Credit for certain real property donations.**

(a) Any corporation that makes a qualified donation of an interest in real property located in North Carolina during the taxable year that is useful for public beach access or use, public access to public waters or trails, fish and wildlife conservation, or other similar land conservation purposes, ~~shall be~~ is allowed a credit against the ~~taxes~~ tax imposed by this Division equal to twenty-five percent (25%) of the fair market value of the donated property interest. To be eligible for this credit, the interest in real property must be donated to and accepted by either the State, ~~local government~~ a unit of local government, or a body that is both organized to receive and administer lands for conservation purposes and ~~is~~ qualified to receive charitable contributions pursuant to G.S. ~~105-130.9; provided, however, that lands~~ 105-130.9. Lands required to be dedicated pursuant to local governmental regulation or ordinance and dedications made to increase building density levels permitted under ~~such regulations or ordinances shall not be~~ the regulation or ordinance are not eligible for this credit. The credit allowed under this section may not exceed ~~twenty-five thousand dollars ($25,000).~~ two hundred fifty thousand dollars ($250,000). To support the credit allowed by this section, the taxpayer shall file with its income tax return for the taxable year in which the credit is claimed, a certification by the Department of Environment, Health, and Natural Resources that the property

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 10 1996
PRINCIPAL CLERK

S

S33

D

SENATE DRS7811-LG(7.9)

Short Title: Funds for Reserve for Farm Loans. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE AGRICULTURAL FINANCE AUTHORITY FOR THE RESERVE FOR FARM LOANS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Agricultural Finance Authority the sum of three million dollars ($3,000,000) for the 1996-97 fiscal year for the Reserve for Farm Loans.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

SENATE DRSA804-LGQ155(7.9)

FILED - SENATE
S 34
JUL 10 1996
PRINCIPAL CLERK

Short Title: NC Biotechnology Center Funds. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE
JUL 10 1996
PRINCIPAL CLERK

SENATE DRS4732-LK247 S35

Short Title: Fire Pensions Increased. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MONTHLY PENSION PAYMENTS FOR QUALIFIED FIREMEN AND ELIGIBLE RESCUE SQUAD WORKERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-86-55 reads as rewritten:

"**§ 58-86-55. Monthly pensions upon retirement.**

Any member who has served 20 years as an 'eligible fireman' or 'eligible rescue squad worker' in the State of North Carolina, as provided in G.S. 58-86-25 and G.S. 58-86-30, and who has attained the age of 55 years is entitled to be paid a monthly pension from this fund. The monthly pension shall be in the amount of one hundred ~~thirty-five dollars ($135.00)~~ forty dollars ($140.00) per month. Any retired fireman receiving a pension of one hundred ~~ten dollars ($110.00)~~ thirty-five dollars ($135.00) per month shall, effective July 1, ~~1995,~~ 1996, receive a pension of one hundred ~~thirty-five dollars ($135.00)~~ forty dollars ($140.00) per month.

Members shall pay ten dollars ($10.00) per month as required by G.S. 58-86-35 and G.S. 58-86-40 for a period of no longer than 20 years. No 'eligible rescue squad member' shall receive a pension prior to July 1, 1983. No member shall be entitled to a pension hereunder until the member's official duties as a fireman or rescue squad worker for which the member is paid compensation shall have been terminated and the member shall have retired as such according to standards or rules fixed by the board of trustees.

A member who is totally and permanently disabled while in the discharge of the member's official duties as a result of bodily injuries sustained or as a result of extreme exercise or extreme activity experienced in the course and scope of those official duties and who leaves the fire or rescue squad service because of this

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S

FILED - SENATE D

SENATE DRS2760-LC237A

S 3 6

JUL 11 1996

PRINCIPAL CLERK

Short Title: Modify Franchise Tax Base. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE VALUE OF CERTAIN INVENTORIES IS DEDUCTIBLE IN CALCULATING A CORPORATION'S INVESTMENT IN TANGIBLE PROPERTY IN NORTH CAROLINA FOR FRANCHISE TAX PURPOSES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-122(d) reads as rewritten:

"(d) After determining the proportion of its total capital stock, surplus and undivided profits as set out in subsection (c) of this section, which amount so determined shall in no case be less than fifty-five percent (55%) of the appraised value as determined for ad valorem taxation of all the real and tangible personal property in this State of each such corporation plus the total appraised value of intangible property returned for taxation of intangible personal property as herein specified nor less than its total actual investment in tangible property in this State, every corporation taxed under this section shall annually pay to the Secretary of Revenue, at the time the report and statement are due, a franchise or privilege tax, which is hereby levied at the rate of one dollar and fifty cents ($1.50) per one thousand dollars ($1,000) of the total amount of capital stock, surplus and undivided profits as herein provided. The tax imposed in this section shall in no case be less than thirty-five dollars ($35.00) and shall be for the privilege of carrying on, doing business, and/or the continuance of articles of incorporation or domestication of each such corporation in this State. Appraised value of tangible property including real estate shall be the ad valorem valuation for the calendar year next preceding the due date of the franchise tax return. Appraised value of intangible property shall be the total gross valuation required to be reported for intangible tax purposes on April 15

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE

SENATE DRS7814-LDQ252(7.9) S 37 JUL 11 1996

PRINCIPAL CLERK

Short Title: Isotope Study Funds for Neuse/Cape Fear. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A SCIENTIFIC ISOTOPE STUDY TO IDENTIFY THE NONPOINT SOURCES OF NITROGEN IN THE CAPE FEAR AND NEUSE RIVER BASINS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Research Triangle Institute the sum of five hundred thousand dollars ($500,000) for the 1996-97 fiscal year for the Research Triangle Institute to enter into a contract with a research institution to design and implement a scientifically valid isotope study that uses available technology to identify the nonpoint sources of nitrogen in the surface waters of the Cape Fear and Neuse River Basins. The results of this study shall be reported to the Joint Legislative Commission on Governmental Operations and to the Environmental Review Commission no later than April 1, 2000.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

FILED - SENATE

SENATE DRSA805-LN175 S 3 8 JUL 11 1996

PRINCIPAL CLERK

Short Title: Computer Access/Rules. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ENHANCE STATE GOVERNMENT ACCESS TO ALL PHASES OF THE ADMINISTRATIVE RULE-MAKING PROCESS.

Whereas, the adoption of administrative rules to implement State law is a procedure that involves the participation of almost all State agencies and ultimately affects the citizens of this State who are subject to and benefit from State regulation; and

Whereas, the 1995 General Assembly established the Joint Legislative Administrative Procedures Oversight Committee to review the administrative rules process and rules adopted thereunder; and

Whereas, the current system for electronically tracking the administrative rule-making process is deficient in the following areas:

(1) No automated tracking system for determining if an agency has proposed a rule for repeal or adoption, or for obtaining information about the fiscal impact of rules.

(2) No reliable system for linking existing legislation to proposed rules, or proposed legislation to existing rules.

(3) No statistical database, thus even the simplest request for statistical reports cannot be handled quickly and efficiently.

(4) Limited public access to rules. Currently information is available only through subscription services which are driven by manual efforts and subject to delays.

(5) Manual and labor intensive production of the North Carolina Register. The North Carolina Register contains the status of

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE

S D

SENATE DRS5733

S 39

JUL 11 1996

PRINCIPAL CLERK

Short Title: Reduce Corporate Tax. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REDUCE THE CORPORATE INCOME TAX RATE.

The General Assembly of North Carolina enacts:

Section 1. This act is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 11 1996
PRINCIPAL CLERK

S

S 4 0

D

SENATE DRS2761-LDQ252A(7.9)

Short Title: Study Funds for Neuse/Cape Fear. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A SCIENTIFIC STUDY TO IDENTIFY THE NONPOINT SOURCES OF NITROGEN IN THE CAPE FEAR AND NEUSE RIVER BASINS.

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 five hundred thousand dollars ($500,000) for the 1996-97 fiscal year to contract with an independent research organization with environmental monitoring and analysis expertise to design and implement a scientifically valid study using state-of-the-art monitoring and modelling techniques to identify the nonpoint sources of nitrogen in the surface waters of the Cape Fear and Neuse River Basins. The results of this study shall be reported to the Joint Legislative Commission on Governmental Operations and to the Environmental Review Commission no later than April 1, 2000.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
841
JUL 15 1996
PRINCIPAL CLERK

S D

SENATE DRS8755-LB540(7.9)

Short Title: Nonpartisan Superior Ct. Elections. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF SUPERIOR COURT JUDGES IN THEIR DISTRICTS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 7A of the General Statutes is amended by inserting a new section to read:

"**§ 7A-41.2. Nomination and election of regular superior court judges.**

Candidates for the office of regular superior court judge shall be both nominated and elected by the qualified voters of the superior court district for which the election is sought."

Sec. 2. G.S. 163-1 is amended in the table by deleting the word "State" in the column entitled "Jurisdiction" under the entry for "Judges of the superior courts", and substituting "Superior Court District".

Sec. 3. Chapter 163 of the General Statutes is amended by adding a new Subchapter to read:

"SUBCHAPTER X. ELECTION OF SUPERIOR COURT JUDGES.

"ARTICLE 25.

"Nomination and Election of Superior Court Judges.

"**§ 163-321. Applicability.**

The nomination and election of superior court judges of the General Court of Justice shall be as provided by this Article.

"**§ 163-322. Nonpartisan primary election method.**

(a) General. Except as provided in G.S. 163-329, there shall be a primary to narrow the field of candidates to two candidates for each position to be filled if, when the filing period closes, there are more than two candidates for a single office or the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 41

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

S41-ALB-1

Date 8/1/, 1996

Comm. Sub. [YES]
Amends Title []
CS

moves to amend the bill on page 22, line 2,
by inserting immediately before the period the words ", except that
Sections 1 and 2 of this act shall be applied to the 1994 general
election and the results of that election validated and confirmed
under those sections."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 8/1/96 FAILED _____ TABLED _____

43-0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

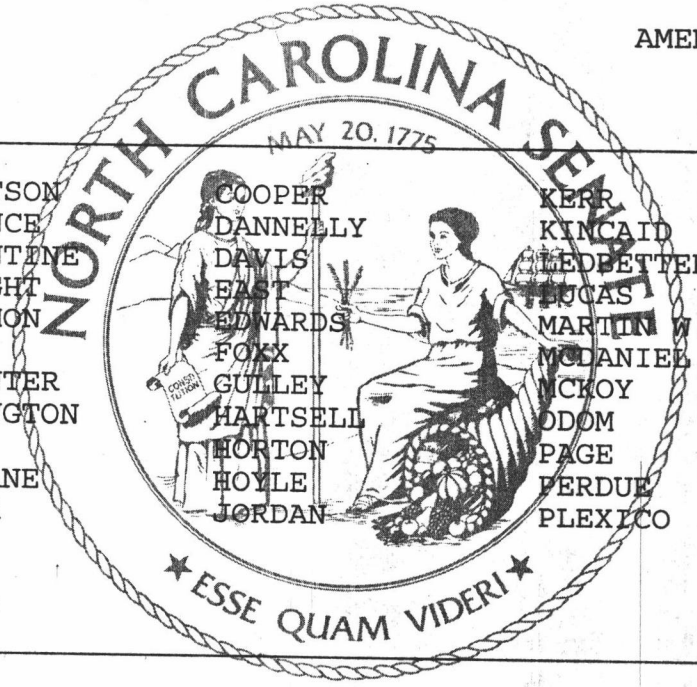
SEQ. 75/2-- 2:58 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

COOPER
NONPARTISAN SUPERIOR CT. ELECTIONS
COM SUB/2ND EDITION

SENATE BILL 41

AMEND 1



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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

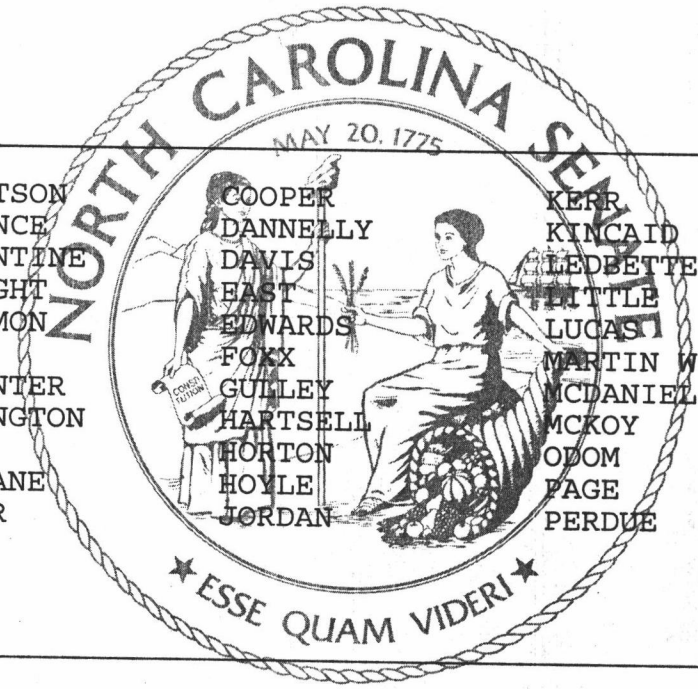
1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 76/3-- 3:01 PM | AUGUST 1, 1996 | LEGISLATIVE DAY 18

LT. GOVERNOR WICKER -- Presiding

COOPER
NONPARTISAN SUPERIOR CT. ELECTIONS
COM SUB/2ND EDITION

SENATE BILL 41
READING 2



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

EXCUSED	0			
NOT CAST	3	ALLRAN	MARTIN R.	SHAW
ABSENT	3	FORRESTER	HOBBS	PARNELL
PAIRS	0			
AYE				
NO				

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

. # 2333
ISLATIVE DAY 17
S41 SCS
READING 2

8/01/96
6:18 PM
IN CHAIR: SPEAKER

NON-PARTISAN SUPERIOR COURT ELEC.

AYES - 101

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

NOES - 4

CULPEPPER	HENSLEY	HUNT	SHAW

EXCUSED ABSENCE - 6

BROWN, J.	HOWARD	WILSON, C.	WOOD
GAMBLE	MCLAUGHLIN		

EXCUSED VOTE - 0

NOT VOTING - 9

CLARY	LINNEY	MILLER, K.	WOMBLE
EDWARDS	LUEBKE	REYNOLDS	WRIGHT
FITCH			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 41

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

S41-ALB-4

Page 1 of 5

Date 8/2 ,1996

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

Allpepper

moves to amend the bill on page 7, lines 6 through 32 by rewriting those lines to read:

" '§ 163-322. Nonpartisan election and runoff election method; substantial majority.

(a) Except as otherwise provided in G.S. 163-329, elections of Superior Court Judges shall be determined by a substantial majority of the votes cast. A substantial majority within the meaning of this section shall be determined as follows:

(1) 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 by a substantial majority if the margin between the candidate obtaining a majority and the candidate receiving the next highest number of votes is more than twenty percent (20%) of all the votes cast for all aspirants.

(2) When more persons are seeking election to two or more offices (constituting a group) than there are offices to be filled, the majority shall be ascertained by dividing the total vote cast for all candidates by the number of offices to be filled, and by dividing the result by two. Any excess of the sum so ascertained shall be a majority, and the candidates who obtain a majority shall be declared elected if it is a substantial majority as defined in the next paragraph. If more candidates obtain a substantial majority than there are offices to be filled, those having the highest vote (equal to the number of offices to be filled) shall be declared elected.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 41

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

S41-ALB-4

Provided no candidate shall be declared elected by a majority unless the margin between that candidate obtaining a majority and the candidate receiving the next highest number of votes but not a majority equals or exceeds the number of votes obtained by dividing twenty percent (20%) of the total votes cast for all aspirants by the number of positions to be filled. The margin in excess of twenty percent (20%) constitutes a substantial majority.

(b) If no candidate for a single office receives a substantial majority of the votes cast, or if an insufficient number of candidates receives a substantial majority of the votes cast for a group of offices, a runoff election shall be held as herein provided:

(1) If no candidate for a single office receives a substantial majority of the votes cast, the candidate receiving the highest number of votes shall be declared elected unless the candidate receiving the second highest number of votes requests a runoff election in accordance with subsection (c) of this section. In the runoff election only the names of the two candidates who received the highest and next highest number of votes shall be printed on the ballot.

(2) If candidates for two or more offices (constituting a group) are to be selected and aspirants for some or all of the positions within the group do not receive a substantial majority of the votes, those candidates equal in number to the positions remaining to be filled and having the highest number of votes shall be declared elected unless some one or all of the candidates equal in number to the positions remaining to be filled and having the second highest number of votes shall request a runoff election in accordance with subsection (c) of this section. In the runoff election to elect candidates for the positions in the group remaining to be filled, the names of all those candidates receiving the highest number of votes and demanding a runoff election shall be printed on the ballot.

(c) The election shall be on the same day as the primary election as provided by G.S. 163-1(b).

(d) The canvass of the first election shall be held on the same date as the canvass for the partisan primary. A candidate who is apparently entitled to demand a runoff election, according to the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 41

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

S41-ALB-4 Page 3 of __

unofficial results, for one of the offices listed below, and desiring to do so, shall file a request for a runoff election in writing or by telegram with the Executive Secretary-Director of the State Board of Elections no later than 12:00 noon on the seventh day (including Saturdays and Sundays) following the date on which the election was conducted, and such request shall be subject to the certification of the official results by the State Board of Elections. If the vote certification by the State Board of Elections determines that a candidate who was not originally thought to be eligible to call for a runoff election is in fact eligible to call for a runoff election, the Executive Secretary-Director of the State Board of Elections shall immediately notify such candidate and permit him to exercise any options available to him within a 48-hour period following the notification.

(e) Tie votes; how determined:

(1) If there is a tie for the highest number of votes in a first election, the State Board of Elections shall conduct a recount and declare the results. If the recount shows a tie vote, a runoff election between the two shall be held unless one of the candidates, within three days after the result of the recount has been officially declared, files a written notice of withdrawal with the State Board of Elections. Should that be done, the remaining candidate shall be declared elected.

(2) If one candidate receives the highest number of votes cast in a first election, but short of a substantial majority, and there is a tie between two or more of the other candidates receiving the second highest number of votes, the State Board of Elections shall declare the candidate having the highest number of votes to be elected, unless all but one of the tied candidates give written notice of withdrawal to the State Board of Elections within three days after the result of the first election has been officially declared. If all but one of the tied candidates withdraw within the prescribed three-day period, and the remaining candidate demands a runoff election in accordance with subsection (c) of this section, a runoff election shall be held between the candidate who received the highest vote and the remaining candidate who received the second highest vote.

(f) Runoff elections shall be held on the same date as the general election in accordance with G.S. 163-1. Persons whose registrations become valid between the date of the first election

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

S41-ALB-4

and the runoff election shall be entitled to vote in the runoff election, but in all other respects the runoff election shall be held under the laws, rules, and regulations provided for the first election.

(g) A second runoff election shall not be held. The candidates receiving the highest number of votes in a runoff election shall be elected. If in a runoff election there is a tie for the highest number of votes between two candidates, the board of elections shall determine the winner by lot."

further moves to amend the bill on page 11, lines 8 through 20 by rewriting those lines to read:

"'§ 163-329. Elections to fill vacancy to use plurality method.

(a) General. If a vacancy is created in the office of judge of superior court and under the Constitution of North Carolina an election is to be held for that position, such that the office shall be filled in the general election as provided in G.S. 163-9, the election to fill the office for the remainder of the term shall be conducted without a primary using the plurality method as provided in subsection (b) of this section."

further moves to amend the bill on page 12, line 8 by deleting the word "primary" and substituting "election"

further moves to amend the bill on page 10, lines 10 through 20 by deleting those lines, and on page 10, line 9 by deleting "candidates or":

further moves to amend the bill on page 10, line 29 through page 11, line 3, by rewriting those lines to read:

"(b) Death of Candidate; Reopening Filing. If at the time the filing period closes only one or two persons have filed notice of candidacy for election to a single office or not more than twice as many persons have filed notice of candidacy for group offices as there are offices to be filled, and thereafter a candidate dies before the election and before the ballots are printed, the Board of Elections shall, upon notification of the death, immediately reopen the filing period for an additional five days during which time additional candidates shall be permitted to file for election. If the ballots have been printed at the time the State Board of Elections receives notice of the candidate's death, the Board shall determine whether there will be sufficient time to reprint them before the election if the filing period is reopened for three days. If the Board determines that there will be sufficient time to reprint the ballots, it shall reopen the filing period for three

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 41

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

S41-ALB-4

days to allow other candidates to file for election. If there is a runoff election and one or more of the candidates in the runoff dies, the ballots shall not be reprinted."

further moves to amend the bill on page 10, line 42, by deleting "Nominated"

further amend the bill on page 19, line 3, by deleting "primaries", and substituting "elections", and by adding immediately after "Chapter", the words "on the day of the primary"

further moves to amend the bill on page 11, line 44, through page 12, line 6, by deleting those lines.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 35-63 EV 8/2/96 D Hicks TABLED _____

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

2339
ISLATIVE DAY 18
S41 SCS
READING 3

8/02/96
12:52 PM
IN CHAIR: SPEAKER

AMEND #1 - Culpepper
NONPARTISAN SUPERIOR COURT ELEC.

AYES - 35

ADAMS	CULPEPPER	LOCKE	REDWINE
ALEXANDER	EARLE	MCALLISTER	ROGERS
BARNES	EASTERLING	MCCRARY	SHAW
BEALL	HACKNEY	MERCER	STEWART
BLACK	HENSLEY	MICHAUX	TOLSON
BLUE	HUNT	MILLER, G.	WARNER
BOWEN	HUNTER, H.	NYE	WILKINS
BOYD-MCINTYRE	HURLEY	OWENS	YONGUE
CRAWFORD	LEE	RAMSEY	

NOES - 63

ALDRIDGE	DAUGHTRY	IVES	RAYFIELD
ALLRED	DAVIS	JUSTUS	REYNOLDS
ARNOLD	DECKER	KISER	RICHARDSON
BAKER	DICKSON	MCCOMAS	ROBINSON, J.
BARBEE	DOCKHAM	MCCOMBS	RUSSELL
BOWIE	EDDINS	MCMAHAN	SEXTON
BRASWELL	ELLIS	MILLER, K.	SHARPE
BRAWLEY	FOX	MINER	SHERRILL
BUCHANAN	GARDNER	MITCHELL	SHUBERT
CANSLER	GRADY	MORGAN	SUTTON
CAPPS	GRAY	NEELY	TALLENT
CARPENTER	HAYES	NICHOLS	THOMPSON
CHURCH	HIATT	OLDHAM	WATSON
COCKLEREECE	HIGHTOWER	PATE	WEATHERLY
CUMMINGS	HILL	PRESTON	WILSON, G.
CUNNINGHAM	HUNTER, R.	PULLEY	

EXCUSED ABSENCE - 13

BROWN, J.	FITCH	HOWARD	ROBINSON, G.
CREECH	GAMBLE	LUEBKE	WILSON, C.
CULP	HOLMES	MCLAUGHLIN	WOOD
ESPOSITO			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	EDWARDS	LINNEY	WOMBLE
BERRY	LEMMOND	WAINWRIGHT	WRIGHT
CLARY			

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

. # 2340
EGISLATIVE DAY 18
S41 SCS
READING 3

8/02/96
12:52 PM
IN CHAIR: SPEAKER

NONPARTISAN SUPERIOR COURT ELEC.

AYES - 97

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

NOES - 2

HENSLEY	MILLER, K.

EXCUSED ABSENCE - 13

BROWN, J.	FITCH	HOWARD	ROBINSON, G.
CREECH	GAMBLE	LUEBKE	WILSON, C.
CULP	HOLMES	MCLAUGHLIN	WOOD
ESPOSITO			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CLARY	LEMMOND	WAINWRIGHT
BERRY	EDWARDS	LINNEY	WOMBLE

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 15 1996
PRINCIPAL CLERK

S

S 4 2

D

SENATE DRS2762-LCX392

Short Title: Revise Newsprint Tax. (Public)

Sponsors: Senator Sherron.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO SIMPLIFY AND REVISE THE TAX ON PUBLISHERS OF NEWSPRINT PUBLICATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-102.6 reads as rewritten:

"**§ 105-102.6. Publishers of newsprint publications.**

(a) Purpose. -- The purpose of this section is to provide incentives for the recycling of newsprint and for the use of newsprint that contains recycled content.

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

(1) Gross tonnage of newsprint consumed. -- The weight in metric tons of all newsprint consumed by a publisher.

(2) Newsprint. -- Uncoated paper, whether supercalendered or machine finished, made primarily from mechanical wood pulp combined with some chemical wood pulp, weighing between 24.5 and 35 pounds for 500 sheets of paper two feet by three feet in size, and having a brightness of less than 60.

(2.1) Nonvirgin newsprint. -- Newsprint that contains recycled postconsumer recovered paper.

(3) Postconsumer recovered paper. -- Paper products, generated by a business or consumer, that have served their intended end uses and have been separated or diverted from solid waste.

(4) Publisher. -- A person engaged in the business of producing publications printed on newsprint who acquires and uses newsprint for this business.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE

S

S 43 JUL 22 1996 D

SENATE DRS7819-RR072(7.22)

PRINCIPAL CLERK

Short Title: Campaign Finance Reform. (Public)

Sponsors: Senators Plexico and Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO STRENGTHEN THE CAMPAIGN FINANCE LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-278.13 reads as rewritten:

"**§ 163-278.13. Limitation on contributions.**

(a) No individual or political committee shall contribute to any candidate or other political committee any money or make any other contribution in any election in excess of ~~four thousand dollars ($4,000)~~ two thousand dollars ($2,000) for that election.

(b) No candidate or political committee shall accept or solicit any contribution from any individual or other political committee of any money or any other contribution in any election in excess of ~~four thousand dollars ($4,000)~~ two thousand dollars ($2,000) for that election.

(c) Notwithstanding the provisions of subsections (a) and (b) of this section, it shall be lawful for a candidate or a candidate's spouse, parents, brothers and sisters to make a contribution to the candidate or to the candidate's treasurer of any amount of money or to make any other contribution in any election in excess of ~~four thousand dollars ($4,000)~~ two thousand dollars ($2,000) for that election.

(d) For the purposes of this section, the term 'an election' means any primary, second primary, or general election in which the candidate or political committee may be involved, without regard to whether the candidate is opposed or unopposed in the ~~election.~~ election, except that where a candidate is not on the ballot in a second primary, that second primary is not 'an election' with respect to that candidate.

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 23 1996
PRINCIPAL CLERK

S

S44

D

SENATE RESOLUTION DRSR2765-LJ1

Sponsors: Senator Sherron.

Referred to:

A SENATE RESOLUTION TO AMEND THE SENATE RULES TO ENABLE THE SENATE TO CONSIDER CERTAIN ADMINISTRATIVE LAW MATTERS IN THE SECOND 1996 EXTRA SESSION.

Be it resolved by the Senate:

Section 1. Rule 40.1 of the permanent rules of the Senate for the Second Extra Session 1996 of the General Assembly reads as rewritten:

"**Rule 40.1. Limitation on resolutions and bills.**

The only resolutions that may be introduced or considered in the Senate are resolutions amending the Senate rules or adjourning the Extra Session sine die. All bills shall be excluded from introduction or consideration in the Senate, other than any of the following:

(1) The Current Operations Appropriations Act of 1996, a bill making general revisions in the State budget for fiscal year 1996-97.

(2) A bill to reform the existing provisions in the State's tax laws that violate the interstate commerce clause of the United States Constitution.

(3) Tax legislation as follows:

a. Reduce the corporate income tax rate.

b. Reduce the soft drink tax rate.

c. Reduce the rate of sales and use tax that applies to food.

d. Provide income tax credits and refunds to federal retirees for income taxes paid on their retirement benefits for tax years 1985 through 1988.

e. Allow income and franchise tax credits that give businesses an incentive to locate, expand, or invest in this State, and make related changes to the Industrial Development Fund and Community Development Block Grants.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 62/2--10:48 AM | JULY 24, 1996 | LEGISLATIVE DAY 12

LT. GOVERNOR WICKER -- Presiding

SHERRON
AMEND SENATE RULES/1996 2ND EXTRA

SENATE RES. 44

MOTION 7
TO ADOPT

AYE	44	ALBERTSON	COOPER	KERR	PERDUE
		ALLRAN	DANNELLY	KINCAID	PLEXICO
		BALLANCE	DAVIS	LEDBETTER	PLYLER
		BALLANTINE	EAST	LITTLE	RAND
		BASNIGHT	EDWARDS	LUCAS	SHAW
		BLACKMON	FORRESTER	MARTIN R.	SHERRON
		BLUST	FOXX	MARTIN W.	SIMPSON
		CARPENTER	HARTSELL	MCDANIEL	SMITH
		CLARK	HOBBS	MCKOY	SPEED
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JORDAN	PAGE	WEBSTER
NO	1	WINNER			
EXCUSED	0				
NOT CAST	0				
ABSENT	5	CARRINGTON	HORTON	PARNELL	SOLES
		GULLEY			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 25 1996
PRINCIPAL CLERK

S

S45

D

SENATE DRS8758-LE201(7.22)

Short Title: Modify 1996-97 Budget. (Public)

Sponsors: Senator McDaniel.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE CONTINUATION BUDGET OPERATIONS APPROPRIATIONS ACT OF 1995, AND THE EXPANSION AND CAPITAL IMPROVEMENTS APPROPRIATIONS ACT OF 1995.

The General Assembly of North Carolina enacts:

PART 1. INTRODUCTION AND TITLE OF ACT

INTRODUCTION

Section 1. The appropriations made in this act are for maximum amounts necessary to provide the services and accomplish the purposes described in the budget. Savings shall be effected where the total amounts appropriated are not required to perform these services and accomplish these purposes and, except as allowed by the Executive Budget Act, or this act, the savings shall revert to the appropriate fund at the end of each fiscal year.

TITLE OF ACT

Sec. 2. This act shall be known as the Current Operations Appropriations Act of 1996.

PART 2. GENERAL FUND APPROPRIATIONS

CURRENT OPERATIONS/GENERAL FUND

Sec. 3. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the biennium ending June 30, 1997, according

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 65/2-- 1:38 PM | JULY 25, 1996 | LEGISLATIVE DAY 13

LT. GOVERNOR WICKER -- Presiding

MCDANIEL
MODIDY 1996-97 BUDGET

SENATE BILL 45

MOTION 0
TO SUSPEND RULES

AYE	21	ALLRAN	CLARK	FOXX	MCDANIEL
		BALLANTINE	COCHRANE	HARTSELL	PAGE
		BLACKMON	DAVIS	HORTON	SHAW
		BLUST	EAST	LEDBETTER	SMITH
		CARPENTER	FORRESTER	LITTLE	WEBSTER
		CARRINGTON			
	24	ALBERTSON	EDWARDS	MARTIN R.	RAND
		BALLANCE	GULLEY	MARTIN W.	SHERRON
		BASNIGHT	HOYLE	ODOM	SOLES
		CONDER	JORDAN	PERDUE	SPEED
		COOPER	KERR	PLEXICO	WARREN
		DANNELLY	LUCAS	PLYLER	WINNER
EXCUSED	0				
NOT CAST	2	KINCAID	SIMPSON		
ABSENT	3	HOBBS	MCKOY	PARNELL	
PAIRS	0				
AYE					
NO					

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 71/2--10:58 AM | JULY 30, 1996 | LEGISLATIVE DAY 16

LT. GOVERNOR WICKER -- Presiding

MCDANIEL
MODIDY 1996-97 BUDGET

SENATE BILL 45

RECALL FROM COM - 3/5 MAJORITY

MOTION 0
TO SUSPEND RULES

AYE	18	BALLANTINE	CLARK	HORTON	MCDANIEL
		BLACKMON	COCHRANE	KINCAID	SIMPSON
		BLUST	DAVIS	LEDBETTER	SMITH
		CARPENTER	EAST	LITTLE	WEBSTER
		CARRINGTON	HARTSELL		
NO	23	ALBERTSON	EDWARDS	MARTIN R.	RAND
		BALLANCE	GULLEY	MARTIN W.	SOLES
		BASNIGHT	HOYLE	ODOM	SPEED
		CONDER	JORDAN	PERDUE	WARREN
		COOPER	KERR	PLEXICO	WINNER
		DANNELLY	LUCAS	PLYLER	
EXCUSED	0				
NOT CAST	4	ALLRAN	MCKOY	PAGE	SHAW
ABSENT	5	FORRESTER	HOBBS	PARNELL	SHERRON
		FOXX			
PAIRS	1				
AYE		PAGE			
NO		SHERRON			

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 67/2-- 3:38 PM | JULY 26, 1996 | LEGISLATIVE DAY 14

LT. GOVERNOR WICKER -- Presiding

RAND
1996 STUDIES

SENATE BILL 46
READING 2

AYE	31	ALBERTSON	COOPER	LUCAS	PLYLER
		BALLANCE	DANNELLY	MARTIN R.	RAND
		BALLANTINE	DAVIS	MARTIN W.	SHERRON
		BASNIGHT	HARTSELL	MCKOY	SPEED
		BLUST	HORTON	ODOM	WARREN
		CLARK	JORDAN	PAGE	WEBSTER
		COCHRANE	KERR	PERDUE	WINNER
		CONDER	LITTLE	PLEXICO	
NO	0				
EXCUSED	0				
NOT CAST	5	ALLRAN	KINCAID	SIMPSON	SMITH
		GULLEY			
ABSENT	14	BLACKMON	EDWARDS	HOYLE	PARNELL
		CARPENTER	FORRESTER	LEDBETTER	SHAW
		CARRINGTON	FOXX	MCDANIEL	SOLES
		EAST	HOBBS		
PAIRS	0				
AYE					
NO					

COPY)

EXTRA SESSION #2

NORTH CAROLINA

[redacted] # 2332
ISLATIVE DAY 17

HOUSE OF REPRESENTATIVES

8/01/96
4:30 PM
IN CHAIR: SPEAKER

EV

ROLL CALL

MOTION #12 - Rep. Morgan's motion to suspend the rules in order that S 46 may be properly before the Rules Comm. & the House.

AYES - 86

SPEAKER	CUMMINGS	JUSTUS	RAYFIELD
ALDRIDGE	CUNNINGHAM	KISER	REDWINE
ALEXANDER	DAUGHTRY	LOCKE	REYNOLDS
ALLRED	DAVIS	MCCOMAS	RICHARDSON
ARNOLD	DECKER	MCCOMBS	ROBINSON, G.
BAKER	DICKSON	MCCRARY	ROBINSON, J.
BARBEE	DOCKHAM	MCMAHAN	ROGERS
BERRY	EARLE	MERCER	SEXTON
BLACK	EASTERLING	MICHAUX	SHARPE
BOWEN	ELLIS	MILLER, G.	SHAW
BOWIE	FOX	MINER	SHERRILL
BOYD-MCINTYRE	GARDNER	MITCHELL	SHUBERT
BRASWELL	GRADY	MORGAN	SUTTON
BRAWLEY	GRAY	NEELY	TALLENT
BUCHANAN	HAYES	NICHOLS	THOMPSON
CANSLER	HIATT	NYE	TOLSON
CAPPS	HILL	OLDHAM	WAINWRIGHT
CARPENTER	HUNT	OWENS	WATSON
CHURCH	HUNTER, H.	PATE	WEATHERLY
COCKLEREECE	HUNTER, R.	PRESTON	WILKINS
CRAWFORD	HURLEY	PULLEY	WILSON, G.
CULP	IVES		

NOES - 14

ADAMS	EDDINS	LEE	STEWART
BARNES	HACKNEY	MCALLISTER	WARNER
BEALL	HENSLEY	RAMSEY	YONGUE
CULPEPPER	HIGHTOWER		

EXCUSED ABSENCE - 6

BROWN, J.	HOWARD	WILSON, C.	WOOD
GAMBLE	MCLAUGHLIN		

EXCUSED VOTE - 0

NOT VOTING - 14

BLUE	ESPOSITO	LINNEY	RUSSELL
CLARY	FITCH	LUEBKE	WOMBLE
CREECH	HOLMES	MILLER, K.	WRIGHT
EDWARDS	LEMMOND		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 46
S46ES2-PCSA808-RN

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

S46-ALF-001

Page 1 of 1

Date 8/1/ ,1996

Comm. Sub. [ ]
Amends Title [ ]

Representative Watson

moves to amend the bill on page 3, after line 3
by inserting the following new language to read:
"(f1) The related and vital issues of education and placement in the training schools run by Division of Youth Services, Department of Human Resources, in order to determine how to ensure that education and placement are adequate and appropriate for all training school students, including Willie M. students."

SIGNED Cynthia B. Watson
Amendment Sponsor

SIGNED
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 93-1 EV D Hicks FAILED TABLED

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

. # 2334
ISLATIVE DAY 17
S46 HCS
READING 2

8/01/96
6:30 PM
IN CHAIR: SPEAKER

AMEND #1 - Watson
1996 STUDIES

AYES - 93

ADAMS	DAVIS	KISER	RAYFIELD
ALDRIDGE	DECKER	LEE	REDWINE
ALEXANDER	DICKSON	LOCKE	RICHARDSON
ALLRED	DOCKHAM	MCALLISTER	ROBINSON, G.
ARNOLD	EARLE	MCCOMAS	ROBINSON, J.
BAKER	EASTERLING	MCCOMBS	ROGERS
BARBEE	EDDINS	MCCRARY	RUSSELL
BARNES	ELLIS	MCMAHAN	SEXTON
BEALL	FOX	MERCER	SHARPE
BERRY	GARDNER	MICHAUX	SHAW
BLACK	GRADY	MILLER, G.	SHERRILL
BLUE	GRAY	MINER	SHUBERT
BOWIE	HACKNEY	MITCHELL	STEWART
BOYD-MCINTYRE	HAYES	MORGAN	SUTTON
BRASWELL	HENSLEY	NEELY	TALLENT
BRAWLEY	HIATT	NICHOLS	THOMPSON
BUCHANAN	HIGHTOWER	NYE	TOLSON
CANSLER	HILL	OLDHAM	WARNER
CAPPS	HUNTER, H.	OWENS	WATSON
CARPENTER	HUNTER, R.	PATE	WEATHERLY
CHURCH	HURLEY	PRESTON	WILKINS
CULP	IVES	PULLEY	WILSON, G.
CULPEPPER	JUSTUS	RAMSEY	YONGUE
CUMMINGS			

NOES - 1

COCKLEREECE

EXCUSED ABSENCE - 6

BROWN, J.	HOWARD	WILSON, C.	WOOD
GAMBLE	MCLAUGHLIN		

EXCUSED VOTE - 0

NOT VOTING - 20

SPEAKER	CUNNINGHAM	HOLMES	MILLER, K.
BOWEN	DAUGHTRY	HUNT	REYNOLDS
CLARY	EDWARDS	LEMMOND	WAINWRIGHT
CRAWFORD	ESPOSITO	LINNEY	WOMBLE
CREECH	FITCH	LUEBKE	WRIGHT

EXTRA SESSION # 2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2335
ISLATIVE DAY 17
S46 HCS
READING 2

8/01/96
6:32 PM
IN CHAIR: SPEAKER

EV

1996 STUDIES

AYES - 91

ADAMS	CULPEPPER	JUSTUS	RAYFIELD
ALDRIDGE	CUMMINGS	KISER	REDWINE
ALEXANDER	DAUGHTRY	LEE	ROBINSON, G.
ALLRED	DAVIS	LOCKE	ROBINSON, J.
ARNOLD	DECKER	MCALLISTER	ROGERS
BAKER	DICKSON	MCCOMAS	RUSSELL
BARBEE	DOCKHAM	MCCOMBS	SEXTON
BEALL	EARLE	MCCRARY	SHARPE
BERRY	EASTERLING	MCMAHAN	SHAW
BLACK	EDDINS	MERCER	SHERRILL
BOWEN	ELLIS	MILLER, G.	SHUBERT
BOWIE	FOX	MINER	STEWART
BOYD-MCINTYRE	GARDNER	MITCHELL	SUTTON
BRASWELL	GRADY	MORGAN	TALLENT
BRAWLEY	GRAY	NEELY	THOMPSON
BUCHANAN	HAYES	NICHOLS	TOLSON
CANSLER	HIATT	NYE	WARNER
CAPPS	HIGHTOWER	OLDHAM	WATSON
CARPENTER	HILL	OWENS	WEATHERLY
CHURCH	HUNT	PATE	WILKINS
COCKLEREECE	HUNTER, R.	PRESTON	WILSON, G.
CRAWFORD	HURLEY	PULLEY	YONGUE
CULP	IVES	RAMSEY	

NOES - 7

BARNES	HACKNEY	HUNTER, H.	RICHARDSON
BLUE	HENSLEY	MICHAUX	

EXCUSED ABSENCE - 6

BROWN, J.	HOWARD	WILSON, C.	WOOD
GAMBLE	MCLAUGHLIN		

EXCUSED VOTE - 0

NOT VOTING - 16

SPEAKER	EDWARDS	LEMMOND	REYNOLDS
CLARY	ESPOSITO	LINNEY	WAINWRIGHT
CREECH	FITCH	LUEBKE	WOMBLE
CUNNINGHAM	HOLMES	MILLER, K.	WRIGHT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 91/6-- 2:41 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

RAND
1996 STUDIES
HOUSE COM SUB/3RD EDITION

SENATE BILL 46

MOTION 8
TO CONCUR

AYE	9	BLUST	EAST	LEDBETTER	PAGE
		CLARK	HORTON	MCDANIEL	WEBSTER
		DAVIS			
NO	34	ALBERTSON	DANNELLY	LUCAS	RAND
		BALLANCE	EDWARDS	MARTIN R.	SHAW
		BALLANTINE	FORRESTER	MARTIN W.	SHERRON
		BASNIGHT	FOXX	MCKOY	SMITH
		BLACKMON	HARTSELL	ODOM	SOLES
		CARRINGTON	HOYLE	PERDUE	SPEED
		COCHRANE	JORDAN	PLEXICO	WARREN
		CONDER	KERR	PLYLER	WINNER
		COOPER	LITTLE		
EXCUSED	0				
NOT CAST	3	ALLRAN	HOBBS	SIMPSON	
ABSENT	4	CARPENTER	GULLEY	KINCAID	PARNELL
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 46

S46-CRRN-002

[ ] 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 46, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, TO CREATE AND CONTINUE VARIOUS COMMISSIONS, TO DIRECT STATE AGENCIES AND LEGISLATIVE OVERSIGHT COMMITTEES AND COMMISSIONS TO STUDY SPECIFIED ISSUES, TO ABOLISH THE HEALTH CARE REFORM COMMISSION, AND TO AMEND THE LAWS GOVERNING CORPORATE REINSTATEMENT AFTER DISSOLUTION, House Committee Substitute, Third Edition Engrossed 8/1/96, submit the following report:

The Senate and the House agree to the following amendments to the House Committee Substitute, Third Edition Engrossed 8/1/96, and the Senate concurs in the House Committee Substitute, Third Edition Engrossed 8/1/96 as amended:

on page 3, between lines 15 and 16 by inserting the following:

"(j) Alternatives for Providing Permanent Dedicated Sources of Revenue for Affordable Housing (Gulley; S.B. 10 from the 1996 Second Extra Session - Jordan; H.B. 59 from the 1996 Second Extra Session - Shaw). The study may consider:

(1) Possible sources of revenue for permanent, dedicated funding for the perpetuation of the North Carolina Housing Trust Fund.
(2) Permanent, dedicated funding for the Center for Community Self-Help's Home Ownership Expansion Program.
(3) Funding of capacity building grants for nonprofit, tax-exempt housing providers.
(4) Other significant initiatives and resources supporting and encouraging the availability of affordable housing in North Carolina.

(k) The role of North Carolina in global affairs, including the areas of international business, tourism, cultural affairs, and educational affairs, and including the need for long-term, strategic planning in these areas (S.B. 1471 - Plexico).

(l) Department of Environment, Health, and Natural Resources.-- The study may consider:

(1) Reorganization of the Department of Environment, Health, and Natural Resources.
(2) Duplication in or inconsistencies between State and federal environmental regulations.
(3) Alternative permitting and compliance mechanisms.
(4) Other issues relating to the administration and enforcement of State and federal environmental laws, regulations, policies, and programs.";

and on page 2, line 34, by inserting the following sentence after the phrase "State's minimum wage.": "If this study is undertaken, the Commissioner of Labor shall be a nonvoting, ex officio member of the committee assigned this issue.";

and on page 6, line 29 through page 7, line 15 by rewriting those lines to read:

"Part VI. Reserved."

and on page 13, line 40 through page 14, line 2, by rewriting those lines as follows:

"'(a) There is created the Legislative Study Commission on Welfare Reform. The Commission shall consist of 12 members as follows:

(1) Six ~~members of the House of Representatives~~ persons appointed by the Speaker of the House of ~~Representatives; and~~ Representatives, at least three of whom shall be members of the House; and
(2) Six ~~Senators~~ persons appointed by the President Pro Tempore of the ~~Senate.~~ Senate, at least three of whom shall be members of the Senate.";

and on page 15, line 15, by rewriting that line to read: "the rates set forth in ~~G.S. 120-3.1.~~ G.S. 120-3.1, 138-5, or 138-6, as appropriate.";

and on page 15, lines 32-33 by rewriting those lines to read:

"(b) Subsection (b) of Section 23.8B of Chapter 507 of the 1995 Session Laws is repealed.

(c) From funds appropriated to the General Assembly, the Legislative Services Commission may allocate funds for the expenses of the Legislative Study Commission on Welfare Reform under this Part.";

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 46

S46-CRRN-002

and on page 13, lines 29-32, by rewriting those lines to read:

"Sec. 16.6. Any unencumbered and unexpended funds appropriated to the North Carolina Health Care Reform Commission shall revert to the General Fund.

Sec. 16.7. This Part becomes effective January 1, 1997."

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

Date conferees approved report: August 2, 1996.

Conferees for the Senate	Conferees for the House of Representatives
Sen. Tony Rand	Rep. Richard Morgan
Sen. David Hoyle	Rep. Lyons Gray
Sen. Patrick Ballantine	Rep. Arlene Pulley
	Rep. Jim Crawford

Sen Submitted 8/2/96
Sen ADOPTED 8/2/96 (33 / 1) Message Received 8/2/96
House ADOPTED 8/2/96 (/) Ordered Enrolled 8/2/96

Send Message
Release Sine

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 97/12-- 6:27 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

RAND
1996 STUDIES
HOUSE COM SUB/3RD EDITION

SENATE BILL 46

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	33	ALBERTSON	COOPER	LYTTLE	PERDUE
		BALLANCE	DANNELLY	LUCAS	PLEXICO
		BALLANTINE	DAVIS	MARTIN R.	PLYLER
		BASNIGHT	FOXX	MARTIN W.	RAND
		BLUST	HARTSELL	MCDANIEL	SHERRON
		CARRINGTON	HORTON	MCKOY	SOLES
		CLARK	HOYLE	ODOM	WARREN
		COCHRANE	LEDBETTER	PAGE	WEBSTER
		CONDER			
NO	1	FORRESTER			
EXCUSED	0				
NOT CAST	9	ALLRAN	HOBBS	KERR	SIMPSON
		BLACKMON	JORDAN	SHAW	SPEED
		EAST			
ABSENT	7	CARPENTER	GULLEY	PARNELL	WINNER
		EDWARDS	KINCAID	SMITH	
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 97/12-- 6:27 PM | AUGUST 2, 1996 | LEGISLATIVE DAY 19

LT. GOVERNOR WICKER -- Presiding

RAND
1996 STUDIES
HOUSE COM SUB/3RD EDITION

SENATE BILL 46

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	34	ALBERTSON	COOPER	LUCAS	PLEXICO
		BALLANCE	DANNELLY	MARTIN R.	PLYLER
		BALLANTINE	DAVIS	MARTIN W.	RAND
		BASNIGHT	FOXX	MCDANIEL	SHERRON
		BLUST	HARTSELL	MCKOY	SMITH
		CARRINGTON	HORTON	ODOM	SOLES
		CLARK	HOYLE	PAGE	WARREN
		COCHRANE	LEDBETTER	PERDUE	WEBSTER
		CONDER	LITTLE		
NO	1	FORRESTER			
EXCUSED	0				
NOT CAST	9	ALLRAN	HOBBS	KERR	SIMPSON
		BLACKMON	JORDAN	SHAW	SPEED
		EAST			
ABSENT	6	CARPENTER	GULLEY	PARNELL	WINNER
		EDWARDS	KINCAID		
PAIRS	0				
AYE					
NO					

COPY)

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 46

S46-CRRN-002

[ ] 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 46, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, TO CREATE AND CONTINUE VARIOUS COMMISSIONS, TO DIRECT STATE AGENCIES AND LEGISLATIVE OVERSIGHT COMMITTEES AND COMMISSIONS TO STUDY SPECIFIED ISSUES, TO ABOLISH THE HEALTH CARE REFORM COMMISSION, AND TO AMEND THE LAWS GOVERNING CORPORATE REINSTATEMENT AFTER DISSOLUTION, House Committee Substitute, Third Edition Engrossed 8/1/96, submit the following report:

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 46

S46-CRRN-002

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Sec. 16.7. This Part becomes effective January 1, 1997."

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

Date conferees approved report: August 2, 1996.

Conferees for the Senate

Sen. Tony Rand

Sen. David Hoyle

Sen. Patrick Ballantine

Conferees for the House of Representatives

Rep. Richard Morgan

Rep. Lyons Gray

Rep. Arlene Pulley

Rep. Jim Crawford

Submitted 8/2/96
ADOPTED 92-2 EV 8/2/96 (/) Message Received
ADOPTED (/) Ordered Enrolled

Senate so notified by Special Message DWeeks

EXTRA SESSION #2

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2342
LEGISLATIVE DAY 18
S46 HCS
CONFERENCE REPORT

8/02/96
6:05 PM
IN CHAIR: SPEAKER

EV

1996 STUDIES

AYES - 92

SPEAKER	CULP	HURLEY	PULLEY
ADAMS	CUMMINGS	IVES	RAMSEY
ALDRIDGE	CUNNINGHAM	JUSTUS	RAYFIELD
ALEXANDER	DAUGHTRY	KISER	REDWINE
ALLRED	DAVIS	LEE	REYNOLDS
ARNOLD	DECKER	LOCKE	ROBINSON, J.
BAKER	DICKSON	MCCOMAS	ROGERS
BARBEE	DOCKHAM	MCCOMBS	RUSSELL
BEALL	EARLE	MCCRARY	SEXTON
BLACK	EASTERLING	MCMAHAN	SHARPE
BOWEN	EDDINS	MERCER	SHAW
BOWIE	ELLIS	MICHAUX	SHERRILL
BOYD-MCINTYRE	ESPOSITO	MILLER, G.	SHUBERT
BRASWELL	FOX	MINER	STEWART
BRAWLEY	GARDNER	MITCHELL	SUTTON
BUCHANAN	GRADY	MORGAN	THOMPSON
CANSLER	GRAY	NEELY	TOLSON
CAPPS	HAYES	NICHOLS	WARNER
CARPENTER	HIATT	NYE	WATSON
CHURCH	HIGHTOWER	OLDHAM	WEATHERLY
COCKLEREECE	HILL	OWENS	WILKINS
CRAWFORD	HUNT	PATE	WILSON, G.
CREECH	HUNTER, R.	PRESTON	YONGUE

NOES - 2

BLUE	WRIGHT

EXCUSED ABSENCE - 10

BROWN, J.	HOLMES	MCLAUGHLIN	WILSON, C.
FITCH	HOWARD	ROBINSON, G.	WOOD
GAMBLE	LUEBKE		

EXCUSED VOTE - 0

NOT VOTING - 16

BARNES	EDWARDS	LEMMOND	RICHARDSON
BERRY	HACKNEY	LINNEY	TALLENT
CLARY	HENSLEY	MCALLISTER	WAINWRIGHT
CULPEPPER	HUNTER, H.	MILLER, K.	WOMBLE

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 29 1996
PRINCIPAL CLERK

S

S 47

D

SENATE JOINT RESOLUTION DRSJR4734-LH278C(7.29)

Sponsors: Senator Odom.

Referred to:

A JOINT RESOLUTION AUTHORIZING THE 1995 GENERAL ASSEMBLY, 1996 SECOND EXTRA SESSION, TO CONSIDER A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR CERTAIN CRIMINAL OFFENSES COMMITTED WITH BOMBS OR OTHER EXPLOSIVES.

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

Section 1. The 1995 General Assembly, Second Extra Session 1996, may consider "A BILL TO BE ENTITLED AN ACT TO INCREASE THE CRIMINAL PENALTIES FOR CERTAIN CRIMINAL OFFENSES COMMITTED WITH BOMBS OR OTHER EXPLOSIVES."

Sec. 2. This resolution is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 69/2-- 7:39 PM | JULY 29, 1996 | LEGISLATIVE DAY 15

LT. GOVERNOR WICKER -- Presiding

ODOM
ENAB/INCREASE PENALTY/BOMB CRIMES

SENATE RES. 47
READING 2

AYE	44	ALBERTSON	CONDER	KINCAID	PLEXICO
		ALLRAN	COOPER	LEDBETTER	PLYLER
		BALLANCE	DANNELLY	LITTLE	RAND
		BALLANTINE	DAVIS	LUCAS	SHAW
		BASNIGHT	EDWARDS	MARTIN R.	SIMPSON
		BLACKMON	GULLEY	MARTIN W.	SMITH
		BLUST	HARTSELL	MCDANIEL	SOLES
		CARPENTER	HORTON	MCKOY	SPEED
		CARRINGTON	HOYLE	ODOM	WARREN
		CLARK	JORDAN	PAGE	WEBSTER
		COCHRANE	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	1	EAST			
ABSENT	5	FORRESTER	HOBBS	PARNELL	SHERRON
		FOXX			
PAIRS	0				
AYE					
NO					

COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

S D

SENATE DRS7827-LN

FILED - SENATE
S 48 JUL 30
PRINCIPAL CLERK

Short Title: Disaster Relief Funds. (Public)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE FUNDS TO BE ALLOCATED FROM THE SAVINGS RESERVE ACCOUNT FOR DISASTER RELIEF.

The General Assembly of North Carolina enacts:

Section 1. (a) The Director of the Budget shall allocate from the Savings Reserve Account, commonly referred to as the "Rainy Day Fund", the sum of up to one hundred million dollars ($100,000,000) for the 1996-97 fiscal year for disaster relief activities in counties that have been officially declared disaster areas due to the effects of the 1995-96 winter ice storm in the western part of the State, Hurricane Bertha, and any other federally declared disasters that occur during the 1996-97 fiscal year. Allocations shall be made by the Director as provided by the plan developed by the Department of Crime Control and Public Safety in accordance with subsection (b) of this section.

(b) The Department of Crime Control and Public Safety, Division of Emergency Management, shall develop a plan for distribution of funds authorized under this section. In developing the plan, the Department shall ensure that funds are allocated in accordance with Federal Emergency Management Agency (FEMA) requirements such that the purposes for which allocations are made qualify for federal disaster relief, that allocations meet federal assistance and matching requirements, and that funds allocated in excess of matching requirements are reimbursed to the State to the maximum extent allowable under federal law. Notwithstanding G.S. 143-16.1, the Department of Crime Control and Public Safety shall reimburse the State in the amount of federal funds received for the disaster relief purposes stated in subsection (a) of this section.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1995 SESSION
SECOND EXTRA SESSION
1996

SEQ. 73/2--11:00 AM | JULY 31, 1996 | LEGISLATIVE DAY 17

LT. GOVERNOR WICKER -- Presiding

BALLANTINE
DISASTER RELIEF FUNDS

SENATE BILL 48

IMMED. CONSIDERATION - 2/3 MAJORITY

MOTION 0
TO SUSPEND RULES

AYE	22	BALLANTINE	COCHRANE	KINCAID	PAGE
		BLACKMON	DAVIS	LEDBETTER	SHAW
		BLUST	EAST	LITTLE	SIMPSON
		CARPENTER	FOXX	MCDANIEL	SMITH
		CARRINGTON	HARTSELL	MCKOY	WEBSTER
		CLARK	HORTON		
	21	ALBERTSON	HOBBS	MARTIN R.	PLYLER
		BALLANCE	HOYLE	MARTIN W.	RAND
		BASNIGHT	JORDAN	ODOM	SOLES
		CONDER	KERR	PERDUE	SPEED
		COOPER	LUCAS	PLEXICO	WARREN
		DANNELLY			
EXCUSED	0				
NOT CAST	2	ALLRAN	GULLEY		
ABSENT	5	EDWARDS	PARNELL	SHERRON	WINNER
		FORRESTER			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA SENATE
MAY 20, 1775
ESSE QUAM VIDERI

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SEN
JUL 31 1996
PRINCIPAL CLERK

S

S 49

SENATE DRS5735-LE203(7.30)

D

Short Title: Modify 1996-97 Budget. (Public)

Sponsors: Senators Plyler, Perdue, and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO TEMPORARILY CONTINUE PERSONNEL POSITIONS FOR WHICH FUNDING IS NO LONGER AVAILABLE AFTER JULY 31, 1996.

The General Assembly of North Carolina enacts:

Section 1. All State and local personnel positions, including positions funded through private, nonprofit agencies, that were funded with nonrecurring State funds for the 1995-96 fiscal year are hereby funded through September 1, 1996, or the ratification date of the Current Operations Appropriations Act of 1996, whichever is earlier. Funds are hereby appropriated from the appropriate fund for the 1996-97 fiscal year for such purpose.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SECOND EXTRA SESSION 1996

FILED - SENATE
JUL 30 1996
PRINCIPAL CLERK

S

S 5 0

D

SENATE JOINT RESOLUTION DRSJR4738-LB541(7.30)

Sponsors: Senator Horton.

Referred to:

A JOINT RESOLUTION AUTHORIZING THE SECOND EXTRA SESSION 1996 TO CONSIDER A BILL TO BE ENTITLED AN ACT TO END PER DIEM FOR THE SECOND EXTRA SESSION.

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

Section 1. The Second Extra Session 1996 may consider "A BILL TO BE ENTITLED AN ACT TO END PER DIEM FOR THE SECOND EXTRA SESSION."

Sec. 2. This resolution is effective upon ratification.