

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HB. FILED
1401 MAY 20 98
HOUSE PRINCIPAL CLERK

H

HOUSE DRHA437-LBX270(5.13)

Short Title: Pleasant Garden Boundaries.

(Local)

Sponsors: Representative Decker.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ADJUST THE BOUNDARIES OF THE TOWN OF PLEASANT
3 GARDEN TO INCLUDE THE ENTIRE RIGHT-OF-WAY OF CERTAIN
4 ROADS.

5 The General Assembly of North Carolina enacts:

6 Section 1. Section 2-1 of the Charter of the Town of Pleasant Garden,
7 being Section 1 of S.L. 1997-344, reads as rewritten:

8 "Sec. 2-1. **Town Boundaries.** Until modified in accordance with the law, the
9 boundaries of the Town of Pleasant Garden are as follows:

10 BEGINNING at a point in the southern right-of-way line of Ritters Lake Road (S.R.
11 3325) at its intersection with the western line of Fentress Township with Sumner
12 Township, and running; thence, along the southern right-of-way line of said Ritters:
13 Lake Road, eastwardly approximately 8440 feet to a point;

14 thence, along the western line of tax parcel ACL-3-152-540-9, southeastwardly
15 approximately 500 feet to a point;

16 thence, along the western line of tax parcels ACL-3-152-540-46 and 47, southwardly
17 approximately 1750 feet to a point;

18 thence, along the southern line of tax parcels ACL-3-152-540-47, 8, and 7,
19 northeastwardly approximately 2140 feet to a point;

20 thence, along the eastern line of tax parcel ACL-3-152-540-7, northeastwardly
21 approximately 150 feet to a point;

22 thence, along the southern line of tax parcels ACL-3-152-540-41, 42, and 43,
23 eastwardly approximately 2275 feet to a point;

24 thence, along the western right-of-way line of Alliance Church Road (N.C. Highway
25 22), northwardly approximately 500 feet to a point;

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1676
LEGISLATIVE DAY 148
READING 2

RC
6/22/98
7:25 PM
IN CHAIR: SPEAKER

H1401

AYES - 99

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HUNTER, R. | OWENS |
| ALDRIDGE | DAVIS | INSKO | PRESTON |
| ALEXANDER | DEDMON | JARRELL | RAMSEY |
| ALLEN | DICKSON | JEFFUS | RAYFIELD |
| ALLRED | DOCKHAM | JUSTUS | REDWINE |
| ARNOLD | EARLE | KINNEY | REYNOLDS |
| BADDOUR | EASTERLING | KISER | ROGERS |
| BAKER | EDDINS | LUEBKE | RUSSELL |
| BARBEE | ELLIS | MCCOMAS | SAUNDERS |
| BEALL | FOX | MCCOMBS | SEXTON |
| BERRY | GARDNER | MCCRARY | SHUBERT |
| BLACK | GOODWIN | MCPAHAN | SMITH |
| BLUE | GRADY | MERCER | STARNES |
| BONNER | GULLEY | MICHAUX | SUTTON |
| BOYD-MCINTYRE | HACKNEY | MILLER | TALLENT |
| BROWN | HALL | MINER | THOMPSON |
| BUCHANAN | HARDAWAY | MITCHELL | TOLSON |
| CANSLER | HARDY | MORGAN | WAINWRIGHT |
| CAPPS | HENSLEY | MORRIS | WARWICK |
| CARPENTER | HIATT | MOSLEY | WATSON |
| CHURCH | HIGHTOWER | NEELY | WEATHERLY |
| CLARY | HILL | NESBITT | WILSON, G. |
| CREECH | HOLMES | NICHOLS | WRIGHT |
| CULP | HOWARD | NYE | YONGUE |
| CUNNINGHAM | HUNTER, H. | OLDHAM | |

NOES - 0

EXCUSED ABSENCE - 13

| | | | |
|-----------|----------|------------|----------|
| ADAMS | DECKER | GRAY | MOORE |
| BOWIE | ESPOSITO | HURLEY | SHERRILL |
| BRAWLEY | GAMBLE | MCALLISTER | WOOD |
| CULPEPPER | | | |

EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
|----------|----------|--------|------------|
| BRASWELL | CRAWFORD | IVES | WILSON, C. |
| COLE | FITCH | WARNER | WOMBLE |

RT ROLL: H1401

H1637HCS

H1638HCS

H1278HCS

H1528HCS

S1222SCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



STO. # 1679
LEGISLATIVE DAY 149

READING 3

RC
6/23/98
2:13 PM
IN CHAIR: SPEAKER

AYES - ¹⁰⁷~~106~~ *Wicks*

| | | | |
|---------------|------------|----------|----------------|
| SPEAKER | CUNNINGHAM | HURLEY | PRESTON |
| ADAMS | DAUGHTRY | INSKO | RAMSEY |
| ALDRIDGE | DAVIS | IVES | RAYFIELD |
| ALEXANDER | DECKER | JARRELL | REDWINE |
| ALLEN | DEDMON | JEFFUS | REYNOLDS |
| ARNOLD | DICKSON | JUSTUS | ROGERS |
| BADDOUR | DOCKHAM | KINNEY | RUSSELL |
| BAKER | EARLE | KISER | SAUNDERS |
| BARBEE | EASTERLING | LUEBKE | SEXTON |
| BEALL | EDDINS | MCCOMAS | SHERILL |
| BERRY | ELLIS | MCCOMBS | SHUBERT |
| BLACK | FOX | MCCRARY | SMITH |
| BLUE | GARDNER | MCMAHAN | STARNES |
| BONNER | GOODWIN | MERCER | SUTTON |
| BOWIE | GRADY | MICHAUX | TALLENT |
| BOYD-MCINTYRE | GRAY | MILLER | THOMPSON |
| BRASWELL | GULLEY | MITCHELL | TOLSON |
| BROWN | HACKNEY | MORGAN | WAINWRIGHT |
| BUCHANAN | HALL | MORRIS | WARNER |
| CANSLER | HARDAWAY | MOSLEY | WATSON |
| CAPPS | HENSLEY | NEELY | WEATHERLY |
| CARPENTER | HIATT | NESBITT | WILSON, C. |
| CLARY | HIGHTOWER | NICHOLS | WILSON, G. |
| COLE | HILL | NYE | WOMBLE |
| CRAWFORD | HOLMES | OLDHAM | WRIGHT |
| CREECH | HOWARD | OWENS | YONGUE |
| CULP | HUNTER, H. | | HARDY <i>W</i> |

NOES - 0

EXCUSED ABSENCE - 9

| | | | |
|-----------|----------|------------|---------|
| BRAWLEY | ESPOSITO | MCALLISTER | WARWICK |
| CHURCH | GAMBLE | MOORE | WOOD |
| CULPEPPER | | | |

EXCUSED VOTE - 0

NOT VOTING - ⁴~~5~~ *Wicks*

| | | | |
|--------|------------------|------------|-------|
| ALLRED | HARDY | HUNTER, R. | MINER |
| FITCH | <i>Wicks</i> | | |

ST. ROLL: H1401

H1637HCS

H1638HCS

H1278HCS

H1528HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2207/11-- 3:34 PM OCTOBER 27, 1998 LEGISLATIVE DAY 222

SENATOR BALLANCE -- Presiding

DECKER
PLEASANT GARDEN BOUNDARIES

HOUSE BILL 1401
READING 2

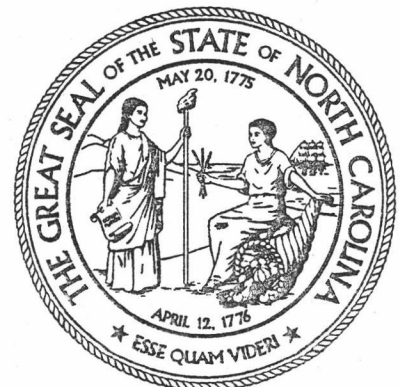
| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 40 | ALBERTSON | EAST | KINNAIRD | PURCELL |
| | | BALLANCE | FORRESTER | LEDBETTER | RAND |
| | | BALLANTINE | FOXX | LEE | REEVES |
| | | CARPENTER | GARWOOD | LUCAS | RUCHO |
| | | CARRINGTON | HARTSELL | MARTIN R. | SHAW L. |
| | | CLARK | HORTON | MARTIN W. | SHAW R. |
| | | COCHRANE | HOYLE | MILLER | WEBSTER |
| | | COOPER | JENKINS | MOORE | WEINSTEIN |
| | | DALTON | JORDAN | ODOM | WELLONS |
| | | DANNELLY | KERR | PHILLIPS | WINNER |
| NO | 0 | | | | |

EXCUSED 0

| | | | | | |
|----------|---|--------|----------|--------|--------|
| NOT CAST | 8 | ALLRAN | GULLEY | PERDUE | SOLES |
| | | BLUST | MCDANIEL | PLYLER | WARREN |

ABSENT 2 BASNIGHT PAGE

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2213/3-- 8:08 AM OCTOBER 28, 1998 LEGISLATIVE DAY 223

LT. GOVERNOR WICKER

-- Presiding

DECKER
PLEASANT GARDEN BOUNDARIES

HOUSE BILL 1401
READING 3

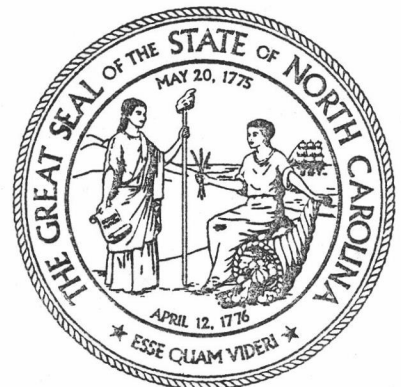
| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 39 | ALBERTSON | FORRESTER | LEE | PURCELL |
| | | ALLRAN | FOXX | LUCAS | RAND |
| | | BALLANCE | GARWOOD | MARTIN R. | RUCHO |
| | | BALLANTINE | HARTSELL | MARTIN W. | SHAW R. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CLARK | HOYLE | MOORE | WARREN |
| | | COCHRANE | JENKINS | ODOM | WEBSTER |
| | | COOPER | JORDAN | PAGE | WEINSTEIN |
| | | DALTON | KINNAIRD | PHILLIPS | WELLONS |
| | | DANNELLY | LEDBETTER | PLYLER | |
| NO | 0 | | | | |

EXCUSED 0

| | | | | | |
|----------|----|------------|----------|--------|---------|
| NOT CAST | 10 | BLUST | GULLEY | PERDUE | SHAW L. |
| | | CARRINGTON | KERR | REEVES | WINNER |
| | | EAST | MCDANIEL | | |

ABSENT 1 BASNIGHT

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1402 MAY 20 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3054-ROZ004(5.19)

Short Title: Disapprove Neuse River Basin Rule.

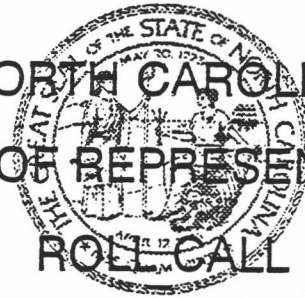
(Public)

Sponsors: Representative Creech.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DISAPPROVE AN ADMINISTRATIVE RULE ADOPTED BY THE
3 ENVIRONMENTAL MANAGEMENT COMMISSION.
4 The General Assembly of North Carolina enacts:
5 Section 1. Pursuant to G.S. 150B-21.3(b), 15A NCAC 2B .0233, (Neuse
6 River Basin: Nutrient Sensitive Waters Management Strategy: Protection and
7 Maintenance of Riparian Areas with Existing Forest Vegetation), as amended by the
8 Environmental Management Commission, and approved by the Rules Review
9 Commission on February 19, 1998, is disapproved.
10 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1969
LEGISLATIVE DAY 189
102HCS
READING 2
CREECH

RC
9/01/98
4:09 PM
IN CHAIR: SPEAKER

DISAPPROVE/REVISE NEUSE RIVER BASIN

AYES - 114

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CRAWFORD | HILL | OWENS |
| ADAMS | CREECH | HOLMES | PRESTON |
| ALDRIDGE | CULP | HOWARD | RAMSEY |
| ALEXANDER | CULPEPPER | HUNTER, H. | RAYFIELD |
| ALLEN | DAUGHTRY | INSKO | REDWINE |
| ALLRED | DAVIS | IVES | REYNOLDS |
| ARNOLD | DECKER | JARRELL | ROGERS |
| BADDOUR | DEDMON | JEFFUS | RUSSELL |
| BAKER | DICKSON | JUSTUS | SAUNDERS |
| BARBEE | DOCKHAM | KINNEY | SEXTON |
| BAREFOOT | EARLE | LUEBKE | SHERRILL |
| BEALL | EASTERLING | MCALLISTER | SHUBERT |
| BERRY | EDDINS | MCCOMAS | SMITH |
| BLACK | ELLIS | MCCOMBS | STARNES |
| BLUE | ESPOSITO | MCCRARY | SUTTON |
| BONNER | FITCH | MICHAUX | TALLENT |
| BOWIE | FOX | MILLER | THOMPSON |
| BOYD-MCINTYRE | GARDNER | MINER | TOLSON |
| BRASWELL | GOODWIN | MITCHELL | WAINWRIGHT |
| BRAWLEY | GRADY | MOORE | WARNER |
| BROWN | GRAY | MORGAN | WARWICK |
| BRYANT | GULLEY | MORRIS | WATSON |
| BUCHANAN | HACKNEY | MOSLEY | WEATHERLY |
| CANSLER | HALL | NEELY | WILSON, C. |
| CAPPS | HARDAWAY | NESBITT | WOMBLE |
| CARPENTER | HARDY | NICHOLS | WOOD |
| CHURCH | HENSLEY | NYE | WRIGHT |
| CLARY | HIATT | OLDHAM | YONGUE |
| COLE | HIGHTOWER | | |

NOES - 0

EXCUSED ABSENCE - 2

KISER

MCMAHAN

EXCUSED VOTE - 0

NOT VOTING - 4

CUNNINGHAM

HURLEY

MERCER

WILSON, G.

H1402HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



NO. # 1978
LEGISLATIVE DAY 190
H1402HCS = 2
READING 3
CREECH

RC
9/02/98
2:00 PM
IN CHAIR: SPEAKER

DISAPPROVE/REVISE NEUSE RIVER BASIN

AYES - 113

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HOLMES | PRESTON |
| ADAMS | CULP | HOWARD | RAMSEY |
| ALDRIDGE | CULPEPPER | HUNTER, H. | RAYFIELD |
| ALEXANDER | CUNNINGHAM | HURLEY | REDWINE |
| ALLEN | DAUGHTRY | INSKO | REYNOLDS |
| ALLRED | DAVIS | IVES | ROGERS |
| ARNOLD | DECKER | JARRELL | RUSSELL |
| BADDOUR | DEDMON | JEFFUS | SAUNDERS |
| BAKER | DICKSON | JUSTUS | SEXTON |
| BARBEE | DOCKHAM | KINNEY | SHERRILL |
| BAREFOOT | EARLE | MCALLISTER | SHUBERT |
| BEALL | EASTERLING | MCCOMAS | SMITH |
| BERRY | EDDINS | MCCOMBS | STARNES |
| BLACK | ELLIS | MCCRARY | SUTTON |
| BLUE | ESPOSITO | MCMAHAN | TALLENT |
| BONNER | FITCH | MICHAUX | THOMPSON |
| BOWIE | FOX | MILLER | TOLSON |
| BOYD-MCINTYRE | GARDNER | MINER | WAINWRIGHT |
| BRASWELL | GRADY | MITCHELL | WARNER |
| BRAWLEY | GRAY | MOORE | WARWICK |
| BROWN | GULLEY | MORGAN | WATSON |
| BRYANT | HACKNEY | MORRIS | WEATHERLY |
| BUCHANAN | HALL | NEELY | WILSON, C. |
| CANSLER | HARDAWAY | NESBITT | WILSON, G. |
| CAPPS | HENSLEY | NICHOLS | WOMBLE |
| CARPENTER | HIATT | NYE | WOOD |
| CLARY | HIGHTOWER | OLDHAM | WRIGHT |
| COLE | HILL | OWENS | YONGUE |
| CRAWFORD | | | |

NOES - 0

EXCUSED ABSENCE - 7

| | | | |
|---------|-------|--------|--------|
| CHURCH | HARDY | LUEBKE | MOSLEY |
| GOODWIN | KISER | MERCER | |

EXCUSED VOTE - 0

NOT VOTING - 0

H1402HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2204/8-- 3:21 PM

OCTOBER 27, 1998

LEGISLATIVE DAY 222

SENATOR BALLANCE

-- Presiding

CREECH
NEUSE BUFFERS RULES/OTHER ENV. AMD.
SEN COM SUB / 4TH EDITION

HOUSE BILL 1402
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | FORRESTER | LEE | PURCELL |
| | | BALLANCE | FOXX | LUCAS | RAND |
| | | BALLANTINE | GARWOOD | MARTIN R. | REEVES |
| | | BLUST | GULLEY | MARTIN W. | RUCHO |
| | | CARPENTER | HARTSELL | MCDANIEL | SHAW L. |
| | | CARRINGTON | HORTON | MILLER | SHAW R. |
| | | CLARK | HOYLE | MOORE | SOLES |
| | | COCHRANE | JENKINS | ODOM | WEBSTER |
| | | COOPER | JORDAN | PERDUE | WEINSTEIN |
| | | DALTON | KERR | PHILLIPS | WELLONS |
| | | DANNELLY | KINNAIRD | PLYLER | WINNER |
| | | EAST | LEDBETTER | | |

NO 0

EXCUSED 0

NOT CAST 2 ALLRAN WARREN

ABSENT 2 BASNIGHT PAGE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2216/6-- 8:43 AM OCTOBER 28, 1998 LEGISLATIVE DAY 223

LT. GOVERNOR WICKER

-- Presiding

CREECH
NEUSE BUFFERS RULES/OTHER ENV. AMD.
SEN COM SUB / 4TH EDITION

HOUSE BILL 1402
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | FOXX | LUCAS | RAND |
| | | ALLRAN | GARWOOD | MARTIN R. | REEVES |
| | | BALLANCE | GULLEY | MARTIN W. | RUCHO |
| | | BALLANTINE | HARTSELL | MCDANIEL | SHAW L. |
| | | BLUST | HORTON | MILLER | SHAW R. |
| | | CARPENTER | HOYLE | MOORE | SOLES |
| | | CARRINGTON | JENKINS | ODOM | WARREN |
| | | CLARK | JORDAN | PAGE | WEBSTER |
| | | COCHRANE | KERR | PERDUE | WEINSTEIN |
| | | COOPER | KINNAIRD | PHILLIPS | WELLONS |
| | | DANNELLY | LEDBETTER | PLYLER | WINNER |
| | | FORRESTER | LEE | PURCELL | |

NO 0

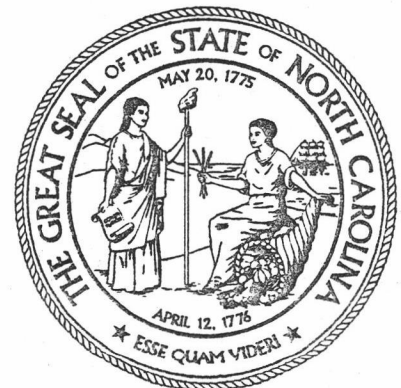
EXCUSED 0

NOT CAST 2 DALTON EAST

ABSENT 1 BASNIGHT

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 2208
LEGISLATIVE DAY 223
H1402SCS

EV
10/29/98
9:14 AM

IN CHAIR: SPEAKER

CREECH

NEUSE BUFFERS RULES/ OTHER ENVIR. AMENDS.
MOTION #11 - TO CONCUR IN SCS

AYES - 101

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HOLMES | OLDHAM |
| ADAMS | CULP | HOWARD | OWENS |
| ALEXANDER | CUNNINGHAM | HUNTER, H. | PRESTON |
| ALLEN | DAUGHTRY | HURLEY | RAMSEY |
| ALLRED | DAVIS | INSKO | RAYFIELD |
| ARNOLD | DECKER | JARRELL | REDWINE |
| BADDOUR | DEDMON | JEFFUS | REYNOLDS |
| BAKER | DOCKHAM | KINNEY | ROGERS |
| BARBEE | EARLE | LUEBKE | RUSSELL |
| BEALL | EASTERLING | MCALLISTER | SEXTON |
| BERRY | EDDINS | MCCOMAS | SHERRILL |
| BLACK | ELLIS | MCCOMBS | SHUBERT |
| BLUE | ESPOSITO | MCPAHAN | STARNES |
| BONNER | FITCH | MERCER | SUTTON |
| BOWIE | GARDNER | MICHAUX | THOMPSON |
| BOYD-MCINTYRE | GOODWIN | MILLER | TOLSON |
| BRASWELL | GRADY | MITCHELL | WARNER |
| BRAWLEY | GRAY | MOORE | WARWICK |
| BROWN | GULLEY | MORGAN | WATSON |
| BRYANT | HALL | MORRIS | WEATHERLY |
| BUCHANAN | HARDAWAY | MOSLEY | WILSON, C. |
| CANSLER | HENSLEY | NEELY | WILSON, G. |
| CAPPS | HIATT | NESBITT | WOOD |
| CARPENTER | HIGHTOWER | NICHOLS | WRIGHT |
| CHURCH | HILL | NYE | YONGUE |
| CRAWFORD | | | |

NOES - 0

EXCUSED ABSENCE - 11

| | | | |
|-----------|---------|---------|------------|
| BAREFOOT | HACKNEY | KISER | WAINWRIGHT |
| CULPEPPER | HARDY | MCCRARY | WOMBLE |
| FOX | IVES | SMITH | |

EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
|----------|---------|--------|----------|
| ALDRIDGE | COLE | JUSTUS | SAUNDERS |
| CLARY | DICKSON | MINER | TALLENT |

H1402SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1403

MAY 2

HOUSE PRINCIPAL CL

H

D

HOUSE DRH3051-LCX321(5.14)

Short Title: Rowan Sales Tax For Schools.

(Local)

Sponsors: Representatives McCombs and Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE ROWAN COUNTY TO LEVY A TEMPORARY ONE-
3 CENT LOCAL SALES AND USE TAX FOR PUBLIC SCHOOL BUILDINGS,
4 IF APPROVED BY THE VOTERS OF THE COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1. This act applies to Rowan County only.
7 Section 2. Subchapter VIII of Chapter 105 of the General Statutes is
8 amended by adding a new Article to read:
9 "ARTICLE 44.
10 "Second One-Cent (1¢) Local Government Sales and Use Tax.
11 "§ 105-525. Short title.
12 This Article is the Second One-Cent (1¢) Local Government Sales and Use Tax
13 Act.
14 "§ 105-526. Limitations.
15 This Article applies only to counties that levy the first one-cent (1¢) sales and use
16 tax under Article 39 of this Chapter or under Chapter 1096 of the 1967 Session Laws,
17 the first one-half cent (1/2¢) local sales and use tax under Article 40 of this Chapter,
18 and the second one-half cent (1/2¢) local sales and use tax under Article 42 of this
19 Chapter.
20 "§ 105-527. Levy of tax.
21 (a) Authority. -- If the majority of those voting in a referendum held pursuant to
22 this Article vote for the levy of the taxes, the board of commissioners of the county
23 may, by resolution, levy one percent (1%) local sales and use taxes in addition to any
24 other State and local sales and use taxes levied pursuant to law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1404 MAY 20 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3052-LC283(4.3)

Short Title: Expand Qualified Business Credit.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO RAISE THE CAP ON THE QUALIFIED BUSINESS INVESTMENT
3 TAX CREDITS AND TO POSTPONE THE SUNSET ON THE CREDITS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 7 of Chapter 443 of the 1993 Session Laws reads as
6 rewritten:
7 "Sec. 7. Division V of Article 4 of Chapter 105 of the General Statutes is repealed
8 effective for investments made on or after January 1, ~~1999~~. 2001. Division V of
9 Article 4 of Chapter 105 of the General Statutes will remain in effect for investments
10 made before January 1, ~~1999~~. 2001."
11 Section 2. Section 10 of Chapter 443 of the 1993 Session Laws reads as
12 rewritten:
13 "Sec. 10. Section 6 of this act is effective upon ratification. Section 7 of this act
14 becomes effective for investments made on or after January 1, ~~1999~~. 2001. The
15 remainder of this act becomes effective for taxable years beginning on or after
16 January 1, 1994.
17 A business registered as a qualified business venture or a qualified grantee business
18 before January 1, 1994, retains its registration until the renewal date for the
19 registration of that business under Division V of Article 4 of Chapter 105 of the
20 General Statutes as in effect before January 1, 1994. The Secretary of State shall not
21 grant renewal of a registration as a qualified business venture or a qualified grantee
22 business unless at the time of filing the renewal application, the business meets the
23 requirements then in effect for a new registration.
24 Notwithstanding the provisions of G.S. 105-163.014(a), as amended by this act, a
25 credit under Division V of Article 4 of Chapter 105 of the General Statutes for an

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
1405 MAY 20 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6374-RGZ013B(4.23)

Short Title: Small Claims Judgments.

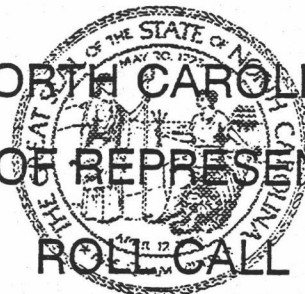
(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND SMALL CLAIMS PROCEDURE TO CLARIFY THAT THE
3 DISTRICT COURT HAS AUTHORITY TO HEAR CERTAIN MOTIONS FOR
4 RELIEF FROM MAGISTRATES' JUDGMENTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 7A-228(a) reads as rewritten:
7 "(a) ~~With the consent of the chief district court judge, a magistrate may~~ The chief
8 district court judge may authorize magistrates to hear motions to set aside an order or
9 judgment for mistake or excusable neglect pursuant to G.S. 1A-1, Rule 60(b)(1) and
10 order a new trial before a magistrate. The exercise of the authority of the chief
11 district court judge in allowing magistrates to hear Rule 60(b)(1) motions shall not be
12 construed to limit the authority of the district court to hear motions pursuant to Rule
13 60(b)(1) through (6) of the Rules of Civil Procedure for relief from a judgment or
14 order entered by a magistrate and, if granted, to order a new trial before a magistrate.
15 After final disposition before the magistrate, the sole remedy for an aggrieved party is
16 appeal for trial de novo before a district court judge or a jury. Notice of appeal may
17 be given orally in open court upon announcement or after entry of judgment. If not
18 announced in open court, written notice of appeal must be filed in the office of the
19 clerk of superior court within 10 days after entry of judgment. The appeal must be
20 perfected in the manner set out in subsection (b). Upon announcement of the appeal
21 in open court or upon receipt of the written notice of appeal, the appeal shall be
22 noted upon the judgment. If the judgment was mailed to the parties, then the time
23 computations for appeal of such judgment shall be pursuant to G.S. 1A-1, Rule 6."
24 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Bill # 1736
LEGISLATIVE DAY 157
H1405HCS
READING 2
CULPEPPER

EV
7/07/98
2:30 PM
IN CHAIR: SPEAKER

SMALL CLAIMS JUDGMENTS

AYES - 107

| | | | |
|---------------|------------|------------|------------|
| ADAMS | CULPEPPER | HUNTER, H. | OWENS |
| ALDRIDGE | CUNNINGHAM | HUNTER, R. | PRESTON |
| ALEXANDER | DAUGHTRY | HURLEY | RAMSEY |
| ALLEN | DECKER | INSKO | RAYFIELD |
| ALLRED | DEDMON | IVES | REDWINE |
| ARNOLD | DICKSON | JARRELL | REYNOLDS |
| BADDOUR | DOCKHAM | JEFFUS | RUSSELL |
| BAKER | EARLE | JUSTUS | SAUNDERS |
| BARBEE | EASTERLING | KINNEY | SEXTON |
| BEALL | EDDINS | KISER | SHERRILL |
| BERRY | ESPOSITO | LUEBKE | SHUBERT |
| BLACK | FITCH | MCCOMAS | SMITH |
| BONNER | FOX | MCCOMBS | STARNES |
| BOWIE | GARDNER | MCMAHAN | SUTTON |
| BOYD-MCINTYRE | GOODWIN | MERCER | TALLENT |
| BRASWELL | GRADY | MICHAUX | THOMPSON |
| BRAWLEY | GRAY | MILLER | TOLSON |
| BROWN | GULLEY | MINER | WAINWRIGHT |
| BUCHANAN | HACKNEY | MITCHELL | WARNER |
| CANSLER | HARDAWAY | MOORE | WARWICK |
| CARPENTER | HARDY | MORGAN | WATSON |
| CHURCH | HENSLEY | MORRIS | WEATHERLY |
| CLARY | HIATT | MOSLEY | WILSON, G. |
| COLE | HIGHTOWER | NEELY | WOOD |
| CRAWFORD | HILL | NESBITT | WRIGHT |
| CREECH | HOLMES | NICHOLS | YONGUE |
| CULP | HOWARD | NYE | |

NOES - 5

| | | | |
|---------|-------|-------|------|
| SPEAKER | DAVIS | ELLIS | HALL |
| CAPPS | | | |

EXCUSED ABSENCE - 6

| | | | |
|--------|------------|--------|--------|
| BLUE | MCALLISTER | OLDHAM | ROGERS |
| GAMBLE | MCCRARY | | |

EXCUSED VOTE - 0

NOT VOTING - 2

| | |
|------------|--------|
| WILSON, C. | WOMBLE |
|------------|--------|

H1405HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1405

DATE 8-10-98

S. B. No. _____

Amendment No. 1

COMMITTEE SUBSTITUTE 3rd Edition

(to be filled in by
Principal Clerk)

Rep.) COOPER

Sen.) 2

19

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

2 () WHICH CHANGES THE TITLE

3 by deleting "of the", and substituting

4 "who were formerly assistant district attorneys
5 of the "
6 _____
7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

SIGNED Ry Cooper

ADOPTED ✓ 41-0
8/10/98 J. Pruitt

FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1926/11-- 8:06 PM

AUGUST 10, 1998

LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
SMALL CLAIMS JUDGMENTS
SENATE COM SUB/3RD EDITION

HOUSE BILL 1405

AMEND 1

| | | | | | |
|-----|----|--|--|--|---|
| AYE | 41 | ALBERTSON BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON DANNELLY | FORRESTER FOXX GARWOOD HORTON HOYLE JENKINS JORDAN KINNAIRD LEDBETTER LEE | LUCAS MARTIN W. MCDANIEL MILLER MOORE PAGE PERDUE PHILLIPS PLYLER PURCELL | RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST

3 ALLRAN

KERR

WINNER

ABSENT

6 BALLANCE
EAST

GULLEY
HARTSELL

MARTIN R

PAIRS
AYE
NO

0



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1927/12-- 8:07 PM AUGUST 10, 1998 LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
SMALL CLAIMS JUDGMENTS
SENATE COM SUB/3RD EDITION

HOUSE BILL 1405
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 43 | ALBERTSON | DANNELLY | LEE | RAND |
| | | ALLRAN | FORRESTER | LUCAS | REEVES |
| | | BALLANTINE | FOXX | MARTIN W. | RUCHO |
| | | BASNIGHT | GARWOOD | MCDANIEL | SHAW L. |
| | | BLUST | HORTON | MILLER | SHAW R. |
| | | CARPENTER | HOYLE | MOORE | SOLES |
| | | CARRINGTON | JENKINS | PAGE | WARREN |
| | | CLARK | JORDAN | PERDUE | WEBSTER |
| | | COCHRANE | KERR | PHILLIPS | WEINSTEIN |
| | | COOPER | KINNAIRD | PLYLER | WELLONS |
| | | DALTON | LEDBETTER | PURCELL | |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 1 WINNER

ABSENT 6 BALLANCE
EAST

GULLEY
HARTSELL

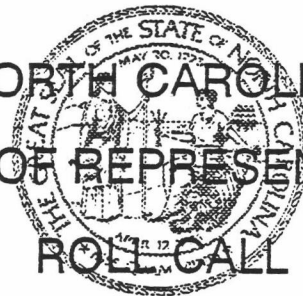
MARTIN R

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1929
LEGISLATIVE DAY 181
H1405SCS

EV
8/18/98

2:58 PM

IN CHAIR: SPEAKER

CULPEPPER

SMALL CLAIMS JUDGEMENTS

MOTION #11 - TO CONCUR IN SCS

AYES - 107

ADAMS
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BAREFOOT
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BRYANT
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD

CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY
HIATT
HIGHTOWER
HILL
HOLMES

HOWARD
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NICHOLS
NYE
OLDHAM

OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WEATHERLY
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 4

SPEAKER

BLUE

HENSLEY

HUNTER, H.

ESPOSITO

IVES

EXCUSED ABSENCE - 4

NEELY

WATSON

EXCUSED VOTE - 0

NOT VOTING - 5

BARBEE
ELLIS

HACKNEY

STARNES

WILSON, C.

H1405SCS

GENERAL ASSEMBLY OF NORTH CAROLINA³ FILED

SESSION 1997

1406

MAY 20 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH8295*-LG295(5.12)

Short Title: 1998 Technical Corrections.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE VARIOUS TECHNICAL AMENDMENTS TO THE
3 GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES
4 COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. (a) G.S. 14-408 reads as rewritten:
7 "**§ 14-408. Violation of § 14-406 or 14-407 a misdemeanor.**
8 Any person, firm, or corporation violating any of the provisions of G.S. 14-406 or
9 14-407 shall be guilty of a Class 2 misdemeanor."
10 (b) This section becomes effective December 1, 1998. Prosecutions for
11 offenses committed before the effective date of this section are not abated or affected
12 by this section and the statutes that would be applicable but for this section remain
13 applicable to those prosecutions.
14 Section 2. (a) G.S. 14-74 reads as rewritten:
15 "**§ 14-74. Larceny by servants and other employees.**
16 If any servant or other employee, to whom any money, goods or other chattels, or
17 any of the articles, securities or choses in action mentioned in ~~the following section,~~
18 G.S. 14-75, by his master shall be delivered safely to be kept to the use of his master,
19 shall withdraw himself from his master and go away with such money, goods or other
20 chattels, or any of the articles, securities or choses in action mentioned as aforesaid,
21 or any part thereof, with intent to steal the same and defraud his master thereof,
22 contrary to the trust and confidence in him reposed by his said master; or if any
23 servant, being in the service of his master, without the assent of his master, shall
24 embezzle such money, goods or other chattels, or any of the articles, securities or
25 choses in action mentioned as aforesaid, or any part thereof, or otherwise convert the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HB FILED
1407 MAY 20 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1501-LM189(5.12)

Short Title: Nags Head Sprinkler Systems.

(Local)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE TOWN OF NAGS HEAD TO ADOPT ORDINANCES
3 REQUIRING SPRINKLER SYSTEMS IN CERTAIN BUILDINGS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Notwithstanding any provision of the North Carolina State
6 Building Code or any general or local law to the contrary, including Chapter 143 of
7 the General Statutes, the Nags Head Board of Commissioners may require, by
8 ordinance, the installation of sprinkler systems in the following buildings that are
9 constructed within the corporate limits of the town or within the town's
10 extraterritorial planning jurisdiction: (i) buildings that are greater than 50 feet in
11 height, (ii) nonresidential buildings that contain at least 5,000 square feet of floor
12 surface area, (iii) buildings that are designed for assembly occupancy, as defined in
13 the North Carolina Building Code, that accommodate more than 50 people, and (iv)
14 multifamily buildings that have three or more dwelling units. The installation of
15 sprinkler systems shall be completed within a reasonable period of time, which shall
16 be provided in any ordinances adopted by the Board. Any ordinances adopted
17 pursuant to this act shall apply to existing buildings to the extent and under the
18 circumstances that the provisions of the North Carolina State Building Code apply to
19 preexisting buildings.
20 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1408 MAY 20 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7391*-LHZ216A(4.24)

Short Title: Beach Erosion Control Funds.

(Public)

Sponsors: Representatives Watson, Gulley, Mosley, Owens, Preston, Rayfield, and Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 ENVIRONMENT AND NATURAL RESOURCES TO ASSIST WITH THE
4 RELOCATION OF THREATENED STRUCTURES AND TO ACQUIRE
5 COASTAL SHORELINE PROPERTY RENDERED UNBUILDABLE UNDER
6 CAMA RULES BY BEACH EROSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. There is appropriated from the General Fund to the
9 Department of Environment and Natural Resources the sum of ten million dollars
10 (\$10,000,000) for the 1998-99 fiscal year to be allocated as follows:
11 (1) \$5,000,000 to be used to assist with the relocation of structures
12 along the State's shoreline that violate CAMA setback lines.
13 (2) \$5,000,000 to be used to acquire property that is not "buildable"
14 under CAMA rules and guidelines as a result of beach erosion.
15 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1409

MAY 20 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA441-LKZ217(5.1)

Short Title: Keg Regis./19-20 Loophole Closed.

(Public)

Sponsors: Representative Clary.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REGULATE THE OFF-PREMISE SALES OF MALT BEVERAGES
3 IN KEGS AND MAKE BEER CONSUMPTION BY ANY PERSON UNDER
4 TWENTY-ONE YEARS OF AGE A MISDEMEANOR.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 18B-1006 is amended by adding a new subsection to
7 read:
8 "(n) Keg Sales of Malt Beverages. -- As used in this subsection, a 'keg' is a
9 container capable of holding at least 7.75 gallons of malt beverage.
10 The sale of malt beverages in kegs is subject to the following:
11 (1) Every keg of malt beverages supplied for sale by a malt beverage
12 wholesaler to a permittee other than a hotel, a restaurant, or a
13 private club shall be marked with a permanent identification
14 number and shall also be tagged with a uniquely numbered and
15 coded tag that meets all of the following requirements:
16 a. That is issued by the Alcohol Law Enforcement Division to
17 the malt beverage wholesaler upon the payment of a fee
18 covering the cost of producing the tags.
19 b. That is used for a single sale of the marked keg.
20 c. That is removed from the keg upon the keg's return to the
21 malt beverage wholesaler and maintained with the records
22 of the sale.
23 d. That is semiannually returned to the Alcohol Law
24 Enforcement Division for destruction.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1410

MAY 20 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1495*-SBZ003.03(5.19)

Short Title: Extend Core Sound Moratorium.

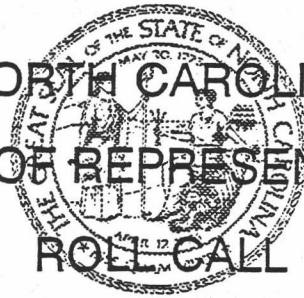
(Public)

Sponsors: Representative Preston.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE MORATORIUM ON ISSUING SHELLFISH
3 CULTIVATION LEASES IN CORE SOUND, AS RECOMMENDED BY THE
4 JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE.
5 The General Assembly of North Carolina enacts:
6 Section 1. Section 3 of Chapter 547 of the 1995 Session Laws, Regular
7 Session 1996, as amended by subsection (b) of Section 1 of Chapter 633 of the 1995
8 Session Laws, Regular Session 1996; Section 27.33 of Chapter 18 of the 1996 Session
9 Laws, Second Extra Session; Section 12 of S.L. 1997-256; Section 8 of S.L. 1997-347;
10 and Section 6.14 of S.L. 1997-400, reads as rewritten:
11 "Sec. 3. Notwithstanding G.S. 113-202, a moratorium on new shellfish cultivation
12 leases shall be imposed in the remaining area of Core Sound not described in Section
13 1 of this act. During the moratorium, a comprehensive study of the shellfish lease
14 program shall be conducted. The moratorium established under this section covers
15 that part of Core Sound bounded by a line beginning at a point on Cedar Island at
16 35°00'39"N - 76°17'48"W, thence 109°(M) to a point in Core Sound 35°00'00"N -
17 76°12'42"W, thence 229°(M) to Marker No. 37 located 0.9 miles off Bells Point at
18 34°43'30"N - 76°29'00"W, thence 207°(M) to the Cape Lookout Lighthouse at
19 34°37'24"N - 76°31'30"W, thence 12°(M) to a point at Marshallberg at 34°43'07"N -
20 76°31'12"W, thence following the shoreline in a northerly direction to the point of
21 beginning except that the highway bridges at Salters Creek, Thorofare Bay, and the
22 Rumley Bay ditch shall be considered shoreline. The moratorium shall expire ~~1 July~~
23 ~~1998.~~ July 1, 1999.
24 Section 2. This act becomes effective July 1, 1998.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1669
LEGISLATIVE DAY 146
10
READING 2
PRESTON

EV
6/17/98
2:32 PM
IN CHAIR: SPEAKER

EXTEND CORE SOUND MORATORIUM

AYES - 113

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULPEPPER | HUNTER, R. | OWENS |
| ADAMS | CUNNINGHAM | HURLEY | PRESTON |
| ALDRIDGE | DAUGHTRY | INSKO | RAMSEY |
| ALEXANDER | DAVIS | IVES | RAYFIELD |
| ALLEN | DECKER | JARRELL | REDWINE |
| ALLRED | DEDMON | JEFFUS | REYNOLDS |
| ARNOLD | DICKSON | JUSTUS | ROGERS |
| BADDOUR | DOCKHAM | KINNEY | RUSSELL |
| BAKER | EARLE | KISER | SAUNDERS |
| BARBEE | EASTERLING | LUEBKE | SEXTON |
| BEALL | EDDINS | MCCOMAS | SHUBERT |
| BERRY | FITCH | MCCOMBS | SMITH |
| BLACK | FOX | MCCRARY | STARNES |
| BLUE | GARDNER | MCPAHAN | SUTTON |
| BONNER | GOODWIN | MERCER | TALLENT |
| BOWIE | GRADY | MICHAUX | THOMPSON |
| BOYD-MCINTYRE | GRAY | MILLER | TOLSON |
| BRAWLEY | GULLEY | MINER | WAINWRIGHT |
| BROWN | HACKNEY | MITCHELL | WARNER |
| BUCHANAN | HALL | MOORE | WARWICK |
| CANSLER | HARDAWAY | MORGAN | WATSON |
| CAPPS | HENSLEY | MORRIS | WEATHERLY |
| CARPENTER | HIATT | MOSLEY | WILSON, C. |
| CHURCH | HIGHTOWER | NEELY | WILSON, G. |
| CLARY | HILL | NESBITT | WOMBLE |
| COLE | HOLMES | NICHOLS | WOOD |
| CRAWFORD | HOWARD | NYE | WRIGHT |
| CREECH | HUNTER, H. | OLDHAM | YONGUE |
| CULP | | | |

NOES - 1

HARDY

EXCUSED ABSENCE - 4

ESPOSITO

GAMBLE

MCALLISTER

SHERRILL

EXCUSED VOTE - 0

NOT VOTING - 2

BRASWELL

ELLIS

H1410

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1766/5-- 2:17 PM

JULY 8, 1998

LEGISLATIVE DAY 158

SENATOR BALLANCE

-- Presiding

PRESTON
EXTEND CORE SOUND MORATORIUM
SENATE COM SUB/2MD EDITION

HOUSE BILL 1410
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 48 | ALBERTSON | EAST | LEE | PURCELL |
| | | ALLRAN | FORRESTER | LUCAS | RAND |
| | | BALLANCE | FOXX | MARTIN R. | REEVES |
| | | BALLANTINE | GARWOOD | MARTIN W. | RUCHO |
| | | BLUST | GULLEY | MCDANIEL | SHAW L. |
| | | CARPENTER | HARTSELL | MILLER | SHAW R. |
| | | CARRINGTON | HORTON | MOORE | SOLES |
| | | CLARK | HOYLE | ODOM | WARREN |
| | | COCHRANE | JENKINS | PAGE | WEBSTER |
| | | COOPER | KERR | PERDUE | WEINSTEIN |
| | | DALTON | KINNAIRD | PHILLIPS | WELLONS |
| | | DANNELLY | LEDBETTER | PLYLER | WINNER |

NO 0

EXCUSED 0

NOT CAST 0

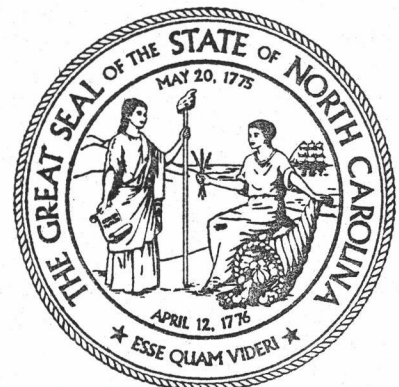
ABSENT 2 BASNIGHT

JORDAN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1764

LEGISLATIVE DAY 161
H10SCS

7/14/98

2:11 PM

IN CHAIR: SPEAKER

PRESTON

EXTEND CORE SOUND MORATORIUM

MOTION #11 *Rep. Preston's motion to encur in Sen comm. sub.*

AYES - 109

SPEAKER
ADAMS
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BRYANT
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH

CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
EARLE
EASTERLING
EDDINS
ESPOSITO
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD

HUNTER, H.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NESBITT
NICHOLS
OLDHAM
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 7

BARBEE
DOCKHAM

ELLIS
MCALLISTER

MOSLEY
NYE

WILSON, C.

EXCUSED VOTE - 0

NOT VOTING - 4

BLUE

DEDMON

GAMBLE

HARDAWAY

H1410SCS

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1411

MAY 20 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6373*-SBZ001.03(5.19)

Short Title: Up Admin. Cap for Fish. Grant Pgm.

(Public)

Sponsors: Representatives Preston and Redwine.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE AMOUNT OF FUNDS THAT MAY BE USED TO
3 ADMINISTER THE FISHERY RESOURCE GRANT PROGRAM, AS
4 RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON
5 SEAFOOD AND AQUACULTURE.
6 The General Assembly of North Carolina enacts:
7 Section 1. Section 5 of Chapter 633 of the 1995 Session Laws, Regular
8 Session 1996, reads as rewritten:
9 "Sec. 5. Funds appropriated to the Department of ~~Environment, Health,~~
10 ~~Environment~~ and Natural Resources for the Fishery Resource Grant Program under
11 Section 2 of Chapter 324 of the 1994 Session Laws shall be transferred to the Board
12 of Governors of The University of North Carolina for the Sea Grant College Program
13 to administer the Fishery Resource Grant Program. The Sea Grant College Program
14 may use up to ~~twenty-five thousand dollars (\$25,000)~~ seventy-five thousand dollars
15 (\$75,000) for administrative expenses relating to the Fishery Resource Grant
16 Program."
17 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

B. FILED

SESSION 1997

1412

MAY 20 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3042-LC233(5.15)

Short Title: Rollover of Gain/Small Business Sale.

(Public)

Sponsors: Representatives Blue, Hensley, and Mosley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR NONRECOGNITION OF CAPITAL GAIN FOR
3 STATE INCOME TAX PURPOSES ON SALES OF CERTAIN SMALL
4 BUSINESSES IF THE OWNER BUYS A NEW SMALL BUSINESS WITHIN
5 TWO YEARS.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 3B of Chapter 105 of the General Statutes is amended
8 by adding a new section to read:
9 **"§ 105-129.20. Rollover of gain on sale of qualified small business.**
10 **(a) Exclusion of Gain. -- If the owner of a qualified small business (old business)**
11 **sells his or her entire interest in the business and, within a period beginning two years**
12 **before the date of the sale and ending two years after the date of the sale, purchases**
13 **and becomes the owner of part or all of another qualified small business (new**
14 **business), any gain recognized for federal income tax purposes from the sale of the**
15 **old business is excluded from taxation under Article 4 of this Chapter to the extent**
16 **the amount realized from the sale of the old business does not exceed the taxpayer's**
17 **cost of purchasing the new business.**
18 **(b) Exchanges. -- An exchange of a qualified small business for other property**
19 **shall be considered a sale or purchase for the purpose of this section.**
20 **(c) Restrictions. -- The exclusion allowed by this section does not apply in the**
21 **following cases:**
22 (1) **If the taxpayer sells or disposes of the new business before the date**
23 **of sale of the old business.**
24 (2) **If, within two years before the sale of the old business, the taxpayer**
25 **sold another old business and any part of the gain from the sale of**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1413

MAY 20 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6375*-LE154(5.14)

Short Title: Fayetteville Tech. Bldg. Funds.

(Public)

Sponsors: Representative Warner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF AN
3 EARLY CHILDHOOD EDUCATIONAL CENTER AT FAYETTEVILLE
4 TECHNICAL COMMUNITY COLLEGE.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Community Colleges the sum of three million dollars (\$3,000,000) for
8 the 1998-99 fiscal year to construct an early childhood educational center at
9 Fayetteville Technical Community College.
10 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

B. FILED
1414 MAY 20 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA433-LE133A(5.5)

Short Title: School Utility Costs Shared by State.

(Public)

Sponsors: Representative Warner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO RETURN TO THE PRE-1991-92 PRACTICE OF SHARING
3 SCHOOL UTILITY COSTS WITH THE COUNTIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 115C-408(b) reads as rewritten:
6 "(b) To insure a quality education for every child in North Carolina, and to assure
7 that the necessary resources are provided, it is the policy of the State of North
8 Carolina to provide from State revenue sources the instructional expenses for current
9 operations of the public school system as defined in the standard course of study. It
10 is further the policy of the State of North Carolina to share school utility costs with
11 county governments.
12 It is the policy of the State of North Carolina that the facilities requirements for a
13 public education system will be met by county governments.
14 It is the intent of the 1983 General Assembly to further clarify and delineate the
15 specific financial responsibilities for the public schools to be borne by State and local
16 governments."
17 Section 2. The General Assembly finds that during the 1991-92 fiscal
18 year, the State began to phase out the State's contribution for public school utility
19 costs and that this phaseout put an unfunded mandate on local governments;
20 therefore, there is appropriated from the General Fund to State Aid to Local School
21 Administrative Units the sum of eighty million dollars (\$80,000,000) for the 1998-99
22 fiscal year. The State Board of Education shall use these funds to reimburse counties
23 for up to one-half of the school utility costs paid by local governments.
24 Section 3. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1415 MAY 20 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8292*-RTZ004.01(5.4)

Short Title: Improve Sedimentation Control.

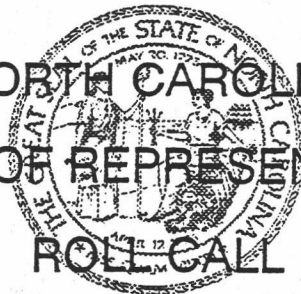
(Public)

Sponsors: Representative Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO STRENGTHEN THE SEDIMENTATION POLLUTION CONTROL
3 ACT OF 1973, AS RECOMMENDED BY THE SEDIMENTATION CONTROL
4 COMMISSION AND THE ENVIRONMENTAL REVIEW COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 113A-57(2) reads as rewritten:
7 "(2) The angle for graded slopes and fills shall be no greater than the
8 angle which can be retained by vegetative cover or other adequate
9 erosion-control devices or structures. In any event, slopes left
10 exposed will, within ~~30~~ 15 working days or 30 calendar days of
11 completion of any phase of grading, whichever period is shorter,
12 be planted or otherwise provided with ground cover, devices, or
13 structures sufficient to restrain erosion."
14 Section 2. G.S. 113A-65.1(d) reads as rewritten:
15 "(d) The directives of a stop-work order become effective upon service of the
16 order. Thereafter, any person notified of the stop-work order who violates any of the
17 directives set out in the order may be assessed a civil penalty as provided in G.S.
18 113A-64(a). A stop-work order issued pursuant to this section may be issued for a
19 period not to exceed ~~three~~ five days."
20 Section 3. This act becomes effective 1 October 1998.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1664
LEGISLATIVE DAY 145
15
READING 2
HILL

EV
6/16/98
1:23 PM
IN CHAIR: SPEAKER

IMPROVE SEDIMENTATION CONTROL

AYES - 107

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HUNTER, R. | OLDHAM |
| ADAMS | CULPEPPER | HURLEY | OWENS |
| ALDRIDGE | CUNNINGHAM | INSKO | PRESTON |
| ALEXANDER | DAVIS | IVES | RAMSEY |
| ALLEN | DECKER | JARRELL | RAYFIELD |
| ALLRED | DEDMON | JEFFUS | REDWINE |
| BADDOUR | DICKSON | JUSTUS | ROGERS |
| BAKER | DOCKHAM | KINNEY | RUSSELL |
| BARBEE | EARLE | KISER | SAUNDERS |
| BEALL | EASTERLING | LUEBKE | SEXTON |
| BERRY | EDDINS | MCCOMAS | SMITH |
| BLACK | FOX | MCCOMBS | STARNES |
| BLUE | GARDNER | MCCRARY | SUTTON |
| BONNER | GRADY | MCMAHAN | THOMPSON |
| BOWIE | GRAY | MERCER | TOLSON |
| BOYD-MCINTYRE | GULLEY | MICHAUX | WAINWRIGHT |
| BRASWELL | HACKNEY | MILLER | WARNER |
| BRAWLEY | HALL | MINER | WARWICK |
| BROWN | HARDAWAY | MITCHELL | WATSON |
| BUCHANAN | HARDY | MOORE | WEATHERLY |
| CANSLER | HENSLEY | MORGAN | WILSON, C. |
| CAPPS | HIATT | MORRIS | WILSON, G. |
| CARPENTER | HIGHTOWER | MOSLEY | WOMBLE |
| CHURCH | HILL | NEELY | WOOD |
| CLARY | HOLMES | NESBITT | WRIGHT |
| CRAWFORD | HOWARD | NICHOLS | YONGUE |
| CREECH | HUNTER, H. | NYE | |

NOES - 0

EXCUSED ABSENCE - 10

| | | | |
|----------|----------|------------|----------|
| COLE | ESPOSITO | MCALLISTER | SHERRILL |
| DAUGHTRY | GAMBLE | REYNOLDS | SHUBERT |
| ELLIS | GOODWIN | | |

EXCUSED VOTE - 0

NOT VOTING - 3

| | | |
|--------|-------|---------|
| ARNOLD | FITCH | TALLENT |
|--------|-------|---------|

H1415

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1901/7-- 2:37 PM AUGUST 5, 1998 LEGISLATIVE DAY 174

LT. GOVERNOR WICKER

-- Presiding

HILL
IMPROVE SEDIMENTATION CONTROL

HOUSE BILL 1415
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | DANNELLY | LEE | PURCELL |
| | | ALLRAN | FORRESTER | LUCAS | RAND |
| | | BALLANCE | FOXX | MARTIN R. | REEVES |
| | | BALLANTINE | GARWOOD | MARTIN W. | RUCHO |
| | | BASNIGHT | GULLEY | MCDANIEL | SHAW L. |
| | | BLUST | HARTSELL | MILLER | SHAW R. |
| | | CARPENTER | HORTON | MOORE | SOLES |
| | | CARRINGTON | HOYLE | ODOM | WARREN |
| | | CLARK | JENKINS | PAGE | WEINSTEIN |
| | | COCHRANE | KERR | PERDUE | WELLONS |
| | | COOPER | KINNAIRD | PHILLIPS | WINNER |
| | | DALTON | LEDBETTER | PLYLER | |
| NO | 2 | EAST | WEBSTER | | |

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



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1416

MAY 20 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6378*-RTZ005.02(5.4)

Short Title: Sedimentation Control Funds.

(Public)

Sponsors: Representative Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO IMPROVE THE IMPLEMENTATION
3 OF THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973, AS
4 RECOMMENDED BY THE SEDIMENTATION CONTROL COMMISSION
5 AND THE ENVIRONMENTAL REVIEW COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Environment and Natural Resources the sum of six million five
9 hundred forty-eight thousand five hundred seventeen dollars (\$6,548,517) for the
10 1998-99 fiscal year to improve the implementation of the Sedimentation Pollution
11 Control Act of 1973.
12 Section 2. This act becomes effective 1 July 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1997

1417 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6379-LR288(5.19)

Short Title: Anson Co. Local Act.

(Local)

Sponsors: Representative Hightower.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO ANSON COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to Anson County only.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1418

MAY 21 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH3058-LR292(5.19)

Short Title: Anson Co. Local Act.

(Local)

Sponsors: Representative Hightower.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO ANSON COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to Anson County only.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3059-LR290(5.19)

Short Title: Montgomery Co. Local Act.

(Local)

Sponsors: Representative Hightower.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO MONTGOMERY COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act relates to Montgomery County only.
- 5 Section 2. This act is effective when it becomes law.
- 6

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1420

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7417-LR289(5.19)

Short Title: Stanly Co. Local Act.

(Local)

Sponsors: Representative Hightower.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO STANLY COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act relates to Stanly County only.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1421 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3060-LR291(5.19)

Short Title: Montgomery Co. Local Act.

(Local)

Sponsors: Representative Hightower.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO MONTGOMERY COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to Montgomery County only.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED 1422 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1490-LC268Z(2.25)

Short Title: Make Credits Constitutional.

(Public)

Sponsors: Representatives C. Wilson, Brawley, Cansler, Capps, Gray, Hill, Neely, and Ramsey.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE UNCONSTITUTIONAL RESTRICTIONS ON
3 INDIVIDUAL INCOME TAX CREDITS FOR CHILD CARE AND FOR
4 CONSTRUCTING DWELLINGS FOR THE HANDICAPPED.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-151.1 reads as rewritten:
7 "§ 105-151.1. ~~Tax credit~~ Credit for construction of dwelling units for handicapped
8 persons.
9 ~~There is allowed to resident owners~~ An owner of multifamily rental units located
10 in this State ~~as is allowed~~ a credit against the tax imposed by this Division ~~an amount~~
11 equal to five hundred fifty dollars (\$550.00) for each dwelling unit constructed by the
12 ~~resident~~ owner that conforms to Volume I-C of the North Carolina Building Code for
13 the taxable year within which the construction of the dwelling unit is completed.
14 The credit is allowed only for dwelling units completed during the taxable year that
15 were required to be built in compliance with Volume I-C of the North Carolina
16 Building Code. If the credit allowed by this section exceeds the tax imposed by this
17 Division reduced by all other credits allowed, the excess may be carried forward for
18 the next succeeding year. In order to claim the credit allowed by this section, the
19 taxpayer ~~shall file with its~~ must file with the income tax return a copy of the
20 occupancy permit on the face of which is recorded by the building inspector the
21 number of units completed during the taxable year that conform to Volume I-C of
22 the North Carolina Building Code. After recording the number of these units on the
23 face of the occupancy permit, the building inspector shall promptly forward a copy of
24 the permit to the Building Accessibility Section of the Department of Insurance."

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1706
LEGISLATIVE DAY 153
H1422
READING 2
WILSON, C.

EV
6/30/98
2:22 PM
IN CHAIR: SPEAKER

MAKE CREDITS CONSTITUTIONAL

AYES - 111

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HOLMES | OLDHAM |
| ADAMS | CULPEPPER | HOWARD | OWENS |
| ALDRIDGE | CUNNINGHAM | HUNTER, H. | PRESTON |
| ALEXANDER | DAUGHTRY | HUNTER, R. | RAMSEY |
| ALLEN | DAVIS | HURLEY | RAYFIELD |
| ALLRED | DECKER | INSKO | REDWINE |
| ARNOLD | DEDMON | IVES | REYNOLDS |
| BADDOUR | DICKSON | JARRELL | ROGERS |
| BAKER | DOCKHAM | JEFFUS | RUSSELL |
| BARBEE | EARLE | KINNEY | SAUNDERS |
| BEALL | EASTERLING | KISER | SEXTON |
| BERRY | EDDINS | LUEBKE | SHERRILL |
| BLACK | ELLIS | MCCOMAS | SHUBERT |
| BLUE | ESPOSITO | MCCOMBS | STARNES |
| BONNER | FITCH | MCCRARY | SUTTON |
| BOWIE | FOX | MCMAHAN | THOMPSON |
| BOYD-MCINTYRE | GARDNER | MERCER | TOLSON |
| BRASWELL | GRADY | MICHAUX | WAINWRIGHT |
| BRAWLEY | GRAY | MINER | WARNER |
| BROWN | GULLEY | MITCHELL | WARWICK |
| BUCHANAN | HACKNEY | MOORE | WATSON |
| CANSLER | HALL | MORGAN | WEATHERLY |
| CAPPS | HARDAWAY | MORRIS | WILSON, C. |
| CARPENTER | HARDY | MOSLEY | WILSON, G. |
| CHURCH | HENSLEY | NEELY | WOOD |
| CLARY | HIATT | NESBITT | WRIGHT |
| CRAWFORD | HIGHTOWER | NICHOLS | YONGUE |
| CREECH | HILL | NYE | |

NOES - 0

EXCUSED ABSENCE - 7

| | | | |
|--------|------------|--------|--------|
| COLE | GOODWIN | MILLER | WOMBLE |
| GAMBLE | MCALLISTER | SMITH | |

EXCUSED VOTE - 0

NOT VOTING - 2

| | |
|--------|---------|
| JUSTUS | TALLENT |
|--------|---------|

H1422

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1902/8-- 2:40 PM AUGUST 5, 1998 LEGISLATIVE DAY 174

LT. GOVERNOR WICKER

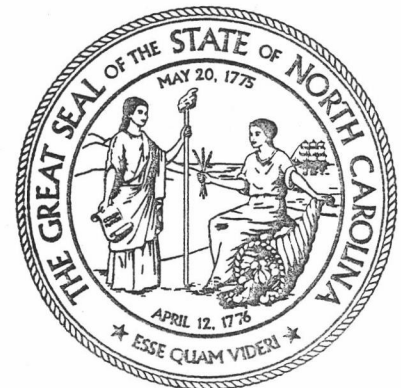
-- Presiding

WILSON C.
MAKE CREDITS CONSTITUTIONAL

HOUSE BILL 1422
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 49 | ALBERTSON | EAST | LEE | PURCELL |
| | | ALLRAN | FORRESTER | LUCAS | RAND |
| | | BALLANCE | FOXX | MARTIN R. | REEVES |
| | | BALLANTINE | GARWOOD | MARTIN W. | RUCHO |
| | | BASNIGHT | GULLEY | MCDANIEL | SHAW L. |
| | | BLUST | HARTSELL | MILLER | SHAW R. |
| | | CARPENTER | HORTON | MOORE | SOLES |
| | | CARRINGTON | HOYLE | ODOM | WARREN |
| | | CLARK | JENKINS | PAGE | WEBSTER |
| | | COCHRANE | KERR | PERDUE | WEINSTEIN |
| | | COOPER | KINNAIRD | PHILLIPS | WELLONS |
| | | DALTON | LEDBETTER | PLYLER | WINNER |
| | | DANNELLY | | | |
| NO | 0 | | | | |

| | | |
|----------|---|--------|
| EXCUSED | 0 | |
| NOT CAST | 0 | |
| ABSENT | 1 | JORDAN |
| PAIRS | 0 | |
| AYE | | |
| NO | | |



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7412*-LKZ213B(4.24)

Short Title: Oregon Inlet Recommendations.

(Public)

Sponsors: Representative Bowie.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT RECOMMENDATIONS CONCERNING THE
3 OREGON INLET.

4 The General Assembly of North Carolina enacts:

5 PART I. SAND STUDY APPROPRIATION.

6 Section 1. There is appropriated from the General Fund to the
7 Department of Environment and Natural Resources the sum of one hundred
8 thousand dollars (\$100,000) for the 1998-99 fiscal year to fund the Shoreline
9 Monitoring Program operated by the United States Army Corps of Engineers
10 including six miles north of the Oregon Inlet to six miles south of the Oregon Inlet
11 and within the inlet itself for the five months of May through September 1998.

12 PART II. OREGON INLET STUDY CONTINUED.

13 Section 2. (a) Section 32.22 of S.L. 1997-443 is repealed.

14 (b) There is created the Oregon Inlet Stabilization Study Commission,
15 an independent study commission, to continue the investigations undertaken by the
16 Legislative Research Commission's Oregon Inlet Stabilization Study Committee
17 during the 1997-98 interim as authorized by Section 32.22 of S.L. 1997-443.

18 The membership and chairmanship of the Study Commission shall be the
19 same as that of the former Study Committee. Vacancies shall be filled by the person
20 who made the initial appointment. Members of the Commission shall receive
21 subsistence and travel allowances in accordance with G.S. 120-3.1 or G.S. 138-5, as
22 appropriate.

23 The Study Commission may hold hearings to receive public input on the
24 potential benefits and costs to the State of stabilizing the inlet and consider
25 alternative procedures and actions for the stabilization of the inlet along with the

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1997

1424 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6364-LB273(5.14)

Short Title: Conveyance Surplus Automobiles.

(Local)

Sponsors: Representative C. Wilson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE COUNTY CONVEYANCE OF SURPLUS
3 AUTOMOBILES TO A NOT-FOR-PROFIT RECIPIENT FOR SUBSEQUENT
4 CONVEYANCE TO WORK FIRST PARTICIPANTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 160A-279(a) reads as rewritten:
7 "(a) Whenever a city or county is authorized to appropriate funds to any public or
8 private entity which carries out a public purpose, the city or county may, in lieu of or
9 in addition to the appropriation of funds, convey by private sale to such an entity any
10 real or personal property which it owns; provided no property acquired by the
11 exercise of eminent domain may be conveyed under this section; provided that no
12 such conveyance may be made to a for-profit corporation. The city or county shall
13 attach to any such conveyance covenants or conditions which assure that the property
14 will be put to a public use by the recipient entity. The procedural provisions of G.S.
15 160A-267 shall apply. Provided, however, that a city or county may convey surplus
16 automobiles, without compensation, and without imposing covenants or conditions
17 which assure that the recipient entity itself use the automobiles for a public purpose,
18 to any public or private entity that it is authorized to appropriate funds to, for
19 subsequent conveyance by said entity to Work First participants selected by the
20 county department of social services."
21 Section 2. This act applies to Mecklenburg County only.
22 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1425 MAY 21 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA424*-RCZ012.2(4.23)

Short Title: Pilot Program/Add'l. School Days.

(Public)

Sponsors: Representative Arnold.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE LEGISLATIVE
3 STUDY COMMISSION ON PUBLIC SCHOOLS TO ESTABLISH A PILOT
4 PROGRAM TO ADD INSTRUCTIONAL DAYS AND INCREASE
5 FLEXIBILITY.
6 The General Assembly of North Carolina enacts:
7 Section 1. The State Board of Education shall develop a pilot program to
8 add instructional days and increase flexibility in selected public schools. The State
9 Board shall receive applications for participation in the pilot program from local
10 boards of education and may select up to 10 schools to participate for terms of up to
11 five years. The State Board shall give preference to applications from local boards
12 for schools that have been designated as low-performing within two years of the date
13 of application. Schools that are selected to participate in the pilot program shall
14 provide at least 20 additional instructional days, 110 additional instructional hours,
15 and shall employ their instructional staff for a term of 12 months. Pilot program
16 schools also shall be exempt from most statutes and rules applicable to a local board
17 of education or a local school administrative unit except the following: Part 3 of
18 Article 8B of Chapter 115C; G.S. 115C-325; and the teacher salary schedule.
19 Furthermore, employees at a pilot program school shall receive the same State-
20 funded employee benefits as other employees of the local school administrative unit.
21 Local boards of education shall not assign instructional staff to a pilot program school
22 unless the staff member consents to the assignment. A local board of education that
23 sponsors a pilot program school shall report to the State Board at least twice during
24 the term of the pilot regarding whether the increased amount of instructional time,
25 the increased flexibility, or both have contributed to increased student performance.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1426

MAY 21 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8276*-RCZ011(4.30)

Short Title: Misc. Corrections/G.S. 115C-325.

(Public)

Sponsors: Representatives Arnold and Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE JOINT
3 LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO MAKE
4 TECHNICAL, CONFORMING, AND CLARIFYING CHANGES TO G.S. 115C-
5 325.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 115C-325(c)(1) reads as rewritten:
8 "(c) (1) Election of a Teacher to Career Status. --Except as otherwise
9 provided in subdivision (3) of this subsection, when a teacher has
10 been employed by a North Carolina public school system for four
11 consecutive years, the board, near the end of the fourth year, shall
12 vote upon whether to grant the teacher career status. The board
13 shall give the teacher written notice of that decision by June 15. If
14 a majority of the board votes to grant career status to the teacher,
15 and if it has notified the teacher of the decision, it may not rescind
16 that action but must proceed under the provisions of this section
17 for the demotion or dismissal of a teacher if it decides to terminate
18 the teacher's employment. If a majority of the board votes against
19 granting career status, the teacher shall not teach in that local
20 school administrative unit beyond the current school term. If the
21 board fails to vote on granting career status:
22 a. It shall not reemploy the teacher for a fifth consecutive year;
23 b. As of June 16, the teacher shall be entitled to one month's
24 pay as compensation for the board's failure to vote upon the
25 issue of granting career status; and

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1427

MAY 21 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH8290*-LG300(5.13)

Short Title: UCP COG Revolving Loan Funds.

(Public)

Sponsors: Representative Arnold.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO MATCH FEDERAL FUNDS THAT
3 WILL BE USED FOR THE UPPER COASTAL PLAIN COUNCIL OF
4 GOVERNMENTS' SMALL BUSINESS REVOLVING LOAN FUND.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Upper
7 Coastal Plain Council of Governments (UCP COG) the sum of one hundred fifty
8 thousand dollars (\$150,000) for the 1998-99 fiscal year to be used to secure federal
9 funds for the UCP COG's Small Business Revolving Loan Fund. Funds appropriated
10 in this act shall serve as matching funds for the federal grant.
11 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8275*-RCZ007.3(4.23)

Short Title: LEP Students/Appropriations.

(Public)

Sponsors: Representative Arnold.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE LEGISLATIVE
3 STUDY COMMISSION ON PUBLIC SCHOOLS TO APPROPRIATE FUNDS
4 FOR PROGRAMS TO SERVE LIMITED ENGLISH PROFICIENCY
5 STUDENTS.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the State
8 Board of Education the sum of fifteen million dollars (\$15,000,000) for the 1998-99
9 fiscal year to provide funds to assist students with limited proficiency in the English
10 language. The State Board shall allocate funds to local school administrative units to
11 assist students with limited English proficiency (LEP). The State Board also may
12 allocate funds to institutions of higher education to provide training to instructional
13 personnel who serve LEP students. The State Board shall determine the allocation of
14 the funds and shall develop standards for identifying and providing services to LEP
15 students. Local school administrative units shall use funds appropriated under this
16 act to pay for classroom teachers, textbooks, classroom materials/instructional
17 supplies/equipment, and staff development. A county in which a local school
18 administrative unit receives funds under this section shall use the funds to supplement
19 local current expense funds and shall not supplant local current expense funds.
20 Section 2. G.S. 115C-105.25(b)(4) reads as rewritten:
21 "(4) Funds allocated for children with special needs, for students with
22 limited English proficiency, and ~~funds allocated~~ for driver's
23 education shall not be transferred."
24 Section 3. The State Board of Education shall review its certification
25 requirements for English as a Second Language (ESL) and determine whether the

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1429 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6377*-LT182A(4.14)

Short Title: Insurance Reg. Charge/Company Exams.

(Public)

Sponsors: Representative C. Wilson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO SET THE INSURANCE REGULATORY CHARGE FOR
3 CALENDAR YEAR 1998, TO AMEND PROVISIONS IN THE INSURANCE
4 LAWS DEALING WITH EXAMINATIONS OF INSURANCE COMPANIES
5 AND AUDITS OF THEIR FINANCIAL STATEMENTS, AND TO CLARIFY
6 THE LAW ON INSURERS' FUNDING AGREEMENT RESERVES.
7 The General Assembly of North Carolina enacts:
8 Section 1. The percentage rate to be used in calculating the insurance
9 regulatory charge under G.S. 58-6-25 is eight and seventy-five hundredths percent
10 (8.75%) for the 1998 calendar year.
11 Section 2. G.S. 58-7-50(d) reads as rewritten:
12 "(d) This section is subject to the exceptions provided in G.S. 58-7-55. The
13 Commissioner may allow a domestic insurer to maintain certain records or assets
14 outside this State."
15 Section 3. G.S. 58-2-131(k) reads as rewritten:
16 "(k) ~~When making an examination, For any examination of an insurer, if the~~
17 Commissioner determines that appropriated resources within the Department are
18 insufficient to conduct or complete the examination properly, the Commissioner may
19 retain attorneys, appraisers, independent actuaries, independent certified public
20 accountants, or other professionals and specialists as examiners. to assist the
21 Commissioner in the examination, the cost of which shall be paid by the insurer
22 pursuant to G.S. 58-2-134."
23 Section 4. Article 2 of Chapter 58 of the General Statutes is amended by
24 adding a new section to read:
25 "§ 58-2-134. Cost of examinations."



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1429

H1429-ALB-1

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

Date 9/16, 1998

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

1 moves to amend the bill on page 3, line 33,
2 by deleting "(a2)" and substituting "(a3)".

SIGNED Connie Wilson
Amendment Sponsor

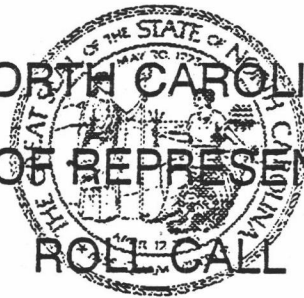
SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 104-0 EV FAILED _____ TABLED _____

SEP 16 1998

D. McKinnon

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



CEO. # 2058
LEGISLATIVE DAY 198
29HCS#3

READING 2

WILSON, C.

AMEND #1- REP. C. WILSON

SET REGULATORY FEES/ COMPANY EXAMS

9/16/98

2:27 PM

IN CHAIR: SPEAKER

AYES - 104

| | | | |
|---------------|------------|------------|------------|
| ADAMS | CULP | HUNTER, H. | PRESTON |
| ALDRIDGE | CULPEPPER | HURLEY | RAMSEY |
| ALEXANDER | DAUGHTRY | INSKO | RAYFIELD |
| ALLEN | DECKER | JARRELL | REDWINE |
| ALLRED | DEDMON | JEFFUS | REYNOLDS |
| ARNOLD | DOCKHAM | KINNEY | ROGERS |
| BADDOUR | EARLE | MCALLISTER | RUSSELL |
| BAKER | EASTERLING | MCCOMAS | SAUNDERS |
| BAREFOOT | EDDINS | MCCOMBS | SEXTON |
| BEALL | ELLIS | MCCRARY | SHERRILL |
| BERRY | ESPOSITO | MCMAHAN | SHUBERT |
| BLACK | FOX | MERCER | SMITH |
| BLUE | GARDNER | MICHAUX | STARNES |
| BONNER | GOODWIN | MILLER | TALLENT |
| BOWIE | GRADY | MINER | THOMPSON |
| BOYD-MCINTYRE | GRAY | MITCHELL | TOLSON |
| BRAWLEY | GULLEY | MOORE | WAINWRIGHT |
| BROWN | HACKNEY | MORGAN | WARNER |
| BRYANT | HALL | MORRIS | WARWICK |
| BUCHANAN | HARDAWAY | MOSLEY | WATSON |
| CANSLER | HARDY | NEELY | WEATHERLY |
| CARPENTER | HENSLEY | NESBITT | WILSON, C. |
| CHURCH | HIGHTOWER | NICHOLS | WILSON, G. |
| CLARY | HILL | NYE | WOOD |
| CRAWFORD | HOLMES | OLDHAM | WRIGHT |
| CREECH | HOWARD | OWENS | YONGUE |

NOES - 0

EXCUSED ABSENCE - 11

| | | | |
|--------|---------|--------|--------|
| BARBEE | DAVIS | JUSTUS | SUTTON |
| CAPPS | DICKSON | KISER | WOMBLE |
| COLE | IVES | LUEBKE | |

EXCUSED VOTE - 0

NOT VOTING - 5

| | | | |
|----------|------------|-------|-------|
| SPEAKER | CUNNINGHAM | FITCH | HIATT |
| BRASWELL | | | |

H1429HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2059
LEGISLATIVE DAY 198
29HCS#3
READING 2
WILSON, C.

RC
9/16/98
2:30 PM
IN CHAIR: SPEAKER

SET REGULATORY FEES/ COMPANY EXAMS

AYES - 105

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HUNTER, H. | PRESTON |
| ADAMS | CULPEPPER | HURLEY | RAMSEY |
| ALDRIDGE | DAUGHTRY | INSKO | RAYFIELD |
| ALEXANDER | DECKER | JARRELL | REDWINE |
| ALLEN | DEDMON | JEFFUS | REYNOLDS |
| ALLRED | DOCKHAM | KINNEY | ROGERS |
| ARNOLD | EARLE | MCALLISTER | RUSSELL |
| BADDOUR | EASTERLING | MCCOMAS | SAUNDERS |
| BAKER | EDDINS | MCCOMBS | SEXTON |
| BAREFOOT | ELLIS | MCCRARY | SHERRILL |
| BEALL | ESPOSITO | MCMAHAN | SHUBERT |
| BERRY | FOX | MERCER | SMITH |
| BLACK | GARDNER | MICHAUX | STARNES |
| BLUE | GOODWIN | MILLER | TALLENT |
| BONNER | GRADY | MINER | THOMPSON |
| BOWIE | GRAY | MITCHELL | TOLSON |
| BOYD-MCINTYRE | GULLEY | MOORE | WAINWRIGHT |
| BRAWLEY | HACKNEY | MORGAN | WARNER |
| BROWN | HALL | MORRIS | WARWICK |
| BRYANT | HARDAWAY | MOSLEY | WATSON |
| BUCHANAN | HARDY | NEELY | WEATHERLY |
| CANSLER | HENSLEY | NESBITT | WILSON, C. |
| CARPENTER | HIGHTOWER | NICHOLS | WILSON, G. |
| CHURCH | HILL | NYE | WOOD |
| CLARY | HOLMES | OLDHAM | WRIGHT |
| CRAWFORD | HOWARD | OWENS | YONGUE |
| CREECH | | | |

NOES - 0

EXCUSED ABSENCE - 11

| | | | |
|--------|---------|--------|--------|
| BARBEE | DAVIS | JUSTUS | SUTTON |
| CAPPS | DICKSON | KISER | WOMBLE |
| COLE | IVES | LUEBKE | |

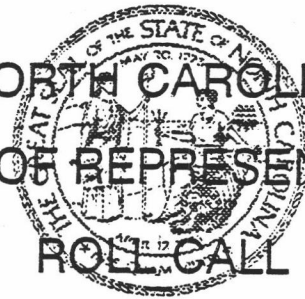
EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|----------|------------|-------|-------|
| BRASWELL | CUNNINGHAM | FITCH | HIATT |
|----------|------------|-------|-------|

H1429HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 2068
LEGISLATIVE DAY 199
29HCS #3
READING 3
WILSON, C.

RC
9/17/98
9:16 AM
IN CHAIR: SPEAKER

SET REGULATORY FEES/ COMPANY EXAMS

AYES - 94

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HUNTER, H. | RAMSEY |
| ALEXANDER | CULPEPPER | HURLEY | RAYFIELD |
| ALLRED | CUNNINGHAM | JARRELL | REDWINE |
| BADDOUR | DAUGHTRY | JEFFUS | REYNOLDS |
| BAKER | DAVIS | JUSTUS | ROGERS |
| BAREFOOT | DECKER | KINNEY | RUSSELL |
| BEALL | DEDMON | LUEBKE | SAUNDERS |
| BLACK | DOCKHAM | MCCOMAS | SEXTON |
| BLUE | EARLE | MCCOMBS | SHERRILL |
| BONNER | EASTERLING | MCCRARY | SHUBERT |
| BOWIE | EDDINS | MCMAHAN | SMITH |
| BOYD-MCINTYRE | ELLIS | MERCER | STARNES |
| BRASWELL | ESPOSITO | MICHAUX | THOMPSON |
| BROWN | GARDNER | MILLER | WAINWRIGHT |
| BRYANT | GOODWIN | MITCHELL | WARNER |
| BUCHANAN | GRADY | MORGAN | WARWICK |
| CANSLER | GULLEY | MORRIS | WEATHERLY |
| CAPPS | HACKNEY | NEELY | WILSON, C. |
| CARPENTER | HARDAWAY | NESBITT | WILSON, G. |
| CHURCH | HENSLEY | NICHOLS | WOMBLE |
| CLARY | HIGHTOWER | NYE | WOOD |
| COLE | HILL | OLDHAM | WRIGHT |
| CRAWFORD | HOLMES | OWENS | YONGUE |
| CREECH | HOWARD | | |

NOES - 0

EXCUSED ABSENCE - 18

| | | | |
|----------|---------|------------|---------|
| ADAMS | DICKSON | IVES | PRESTON |
| ALDRIDGE | FOX | KISER | SUTTON |
| ALLEN | GRAY | MCALLISTER | TOLSON |
| ARNOLD | HALL | MOSLEY | WATSON |
| BRAWLEY | HIATT | | |

EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
|--------|-------|-------|---------|
| BARBEE | FITCH | INSKO | MOORE |
| BERRY | HARDY | MINER | TALLENT |

H1429HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2101/2--11:15 AM SEPTEMBER 29, 1998 LEGISLATIVE DAY 206

LT. GOVERNOR WICKER

-- Presiding

WILSON C.
SET REG. FEES/VARIOUS
SENATE COM SUB/6TH EDITION

HOUSE BILL 1429
READING 2

FEES/INSURANCE

| | | | | | |
|-----|----|------------|----------|-----------|-----------|
| AYE | 39 | ALBERTSON | DANNELLY | LUCAS | PURCELL |
| | | ALLRAN | FOXX | MARTIN R. | RAND |
| | | BALLANCE | GARWOOD | MARTIN W. | REEVES |
| | | BALLANTINE | GULLEY | MCDANIEL | RUCHO |
| | | BASNIGHT | HARTSELL | MILLER | SHAW R. |
| | | CARPENTER | HOYLE | MOORE | SOLES |
| | | CARRINGTON | JENKINS | ODOM | WARREN |
| | | CLARK | KERR | PERDUE | WEINSTEIN |
| | | COOPER | KINNAIRD | PHILLIPS | WELLONS |
| | | DALTON | LEE | PLYLER | |

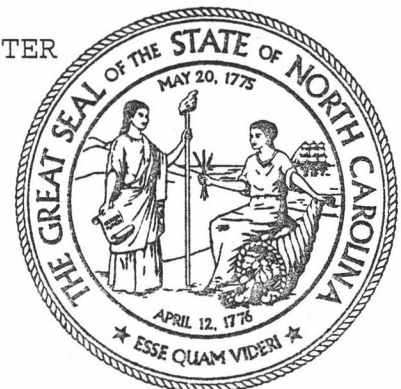
NO 1 PAGE

EXCUSED 0

| | | | | | |
|----------|---|-------|-----------|---------|--------|
| NOT CAST | 7 | BLUST | FORRESTER | JORDAN | WINNER |
| | | EAST | HORTON | SHAW L. | |

| | | | | |
|--------|---|----------|-----------|---------|
| ABSENT | 3 | COCHRANE | LEDBETTER | WEBSTER |
|--------|---|----------|-----------|---------|

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2115/2--10:11 AM SEPTEMBER 30, 1998 LEGISLATIVE DAY 207

LT. GOVERNOR WICKER

-- Presiding

WILSON C.
SET REG. FEES/VARIOUS
SENATE COM SUB/6TH EDITION

HOUSE BILL 1429
READING 3

FEES/INSURANCE

| | | | | | |
|-----|----|--|--|---|---|
| AYE | 34 | ALBERTSON BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON COCHRANE DALTON DANNELLY | FORRESTER FOXX GARWOOD HARTSELL HORTON JENKINS JORDAN KINNAIRD LEDBETTER | LEE LUCAS MARTIN R. MCDANIEL MILLER ODOM PERDUE PHILLIPS | PLYLER PURCELL RAND RUCHO SHAW L. SOLES WARREN WELLONS |
|-----|----|--|--|---|---|

| | | | | | |
|----|---|-------|------|------|---------|
| NO | 4 | CLARK | EAST | PAGE | WEBSTER |
|----|---|-------|------|------|---------|

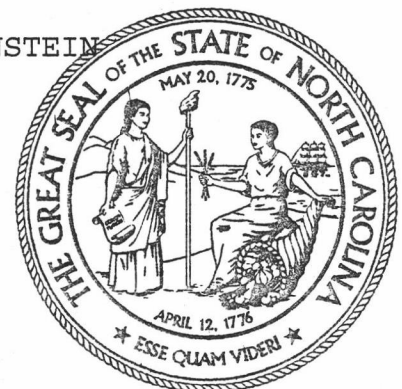
EXCUSED 0

| | | | | | |
|----------|---|---------------------------|-----------------|--------------------|------------------|
| NOT CAST | 9 | ALLRAN BLUST COOPER | GULLEY HOYLE | MARTIN W. MOORE | REEVES WINNER |
|----------|---|---------------------------|-----------------|--------------------|------------------|

ABSENT 3 KERR SHAW R.

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1430 MAY 21 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6380-LG323(5.19)

Short Title: Natural Resources Leadership Funds.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE PROGRAMS OF
3 THE NATURAL RESOURCE LEADERSHIP INSTITUTE SPONSORED BY
4 THE COOPERATIVE EXTENSION SERVICE AT NORTH CAROLINA
5 STATE UNIVERSITY.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the Board of
8 Governors of The University of North Carolina the sum of one hundred seventy
9 thousand dollars (\$170,000) for the 1998-99 fiscal year in order to provide funding for
10 the Natural Resource Leadership Institute sponsored by the Cooperative Extension
11 Service at North Carolina State University.
12 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1431

MAY 21 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7413*-RTZ014.01(5.4)

Short Title: Extend Date for Well Contractor Cert.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND BY SIX MONTHS THE DATE BY WHICH WELL
3 CONTRACTORS MUST BE CERTIFIED UNDER THE NORTH CAROLINA
4 WELL CONTRACTORS CERTIFICATION ACT AND TO EXTEND THE
5 TIME FOR THE ADOPTION OF RULES BY THE WELL CONTRACTORS
6 CERTIFICATION COMMISSION, AS RECOMMENDED BY THE
7 ENVIRONMENTAL REVIEW COMMISSION.
8 The General Assembly of North Carolina enacts:
9 Section 1. Section 11 of S.L. 1997-358 reads as rewritten:
10 "Section 11. Sections 1, 3, 4, and 7 through 11 of this act are effective when they
11 become law. Section 2 of this act is effective when it becomes law except that G.S.
12 87-98.4(a) and G.S. 87-98.12, as enacted by Section 2 of this act, become effective 1
13 ~~January~~ July 1999. Section 5 of this act becomes effective 1 July 1997. Section 6 of
14 this act becomes effective 1 ~~January~~ July 1999."
15 Section 2. Notwithstanding G.S. 150B-21.1(a)(2) and 26 NCAC
16 2C.0102(11), the Well Contractors Certification Commission may adopt temporary
17 rules to implement S.L. 1997-358 until 1 July 1999.
18 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED 1432 MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6352*-LK196A(2.7)

Short Title: Sporting Event Raffles.

(Local)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT MORE THAN TWO RAFFLES PER YEAR TO BE
3 CONDUCTED BY EXEMPT ORGANIZATIONS IN CONJUNCTION WITH
4 PROFESSIONAL SPORTING EVENTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 14-309.15(c) reads as rewritten:
7 "(c) Raffles shall be limited to two per nonprofit organization per ~~year~~ year
8 except that raffles may be conducted by a nonprofit organization at each of the home
9 games played by a professional sports team in this State."
10 Section 2. This act applies in any county with a population of more than
11 600,000 persons based on the most recent population estimates by the United States
12 Census Bureau.
13 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH3064*-RTZ002.01(5.4)

H.B. FILED
1433 MAY 21 90
HOUSE PRINCIPAL CLERK

Short Title: Extend/Expand Env. Health Study.

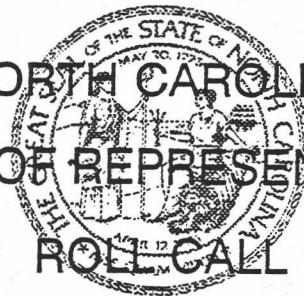
(Public)

Sponsors: Representative Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE STUDY OF THE ORGANIZATIONAL
3 STRUCTURE AND ADMINISTRATIVE PLACEMENT OF THE PROGRAMS
4 IN THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT
5 OF ENVIRONMENT AND NATURAL RESOURCES AND TO EXPAND THE
6 SCOPE OF THE STUDY TO INCLUDE THE ORGANIZATION, FUNCTIONS,
7 POWERS, AND DUTIES OF THE VARIOUS BOARDS, COMMISSIONS, AND
8 COUNCILS HAVING JURISDICTION OVER ENVIRONMENTAL, PUBLIC
9 HEALTH, AND NATURAL RESOURCES PROGRAMS, AS RECOMMENDED
10 BY THE ENVIRONMENTAL REVIEW COMMISSION.
11 The General Assembly of North Carolina enacts:
12 Section 1. Section 11A.127 of S.L. 1997-443 reads as rewritten:
13 "Section 11A.127. Pending ~~the results of~~ action by the General Assembly on the
14 recommendations of the Environmental Review Commission resulting from the study
15 to be undertaken by the Environmental Review Commission as provided in this Part,
16 on-site wastewater functions, public drinking water programs, and environmental
17 health programs shall remain in the Department of Environment and Natural
18 Resources, the Division of Environmental Health, shall remain intact in the
19 Department of Environment and Natural Resources, and the Department of
20 Environment and Natural Resources shall not consolidate on-site wastewater
21 functions or drinking water programs in the Division of Water Quality."
22 Section 2. Section 11A.128 of S.L. 1997-443 reads as rewritten:
23 "Section 11A.128. The Environmental Review Commission shall study the
24 following issues and report its findings to the ~~1997 General Assembly, Regular~~

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1665
LEGISLATIVE DAY 145
3
READING 2
HILL

EV
6/16/98
1:26 PM
IN CHAIR: SPEAKER

EXTEND/EXPAND ENVIRON. HLTH. STUDY

AYES - 107

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HUNTER, R. | OLDHAM |
| ADAMS | CULPEPPER | HURLEY | OWENS |
| ALDRIDGE | CUNNINGHAM | INSKO | PRESTON |
| ALEXANDER | DAVIS | IVES | RAMSEY |
| ALLEN | DECKER | JARRELL | RAYFIELD |
| ALLRED | DEDMON | JEFFUS | REDWINE |
| BADDOUR | DICKSON | JUSTUS | ROGERS |
| BAKER | DOCKHAM | KINNEY | RUSSELL |
| BARBEE | EARLE | KISER | SAUNDERS |
| BEALL | EASTERLING | LUEBKE | SEXTON |
| BERRY | EDDINS | MCCOMAS | SMITH |
| BLACK | FOX | MCCOMBS | STARNES |
| BLUE | GARDNER | MCCRARY | SUTTON |
| BONNER | GRADY | MCTAHAN | THOMPSON |
| BOWIE | GRAY | MERCER | TOLSON |
| BOYD-MCINTYRE | GULLEY | MICHAUX | WAINWRIGHT |
| BRASWELL | HACKNEY | MILLER | WARNER |
| BRAWLEY | HALL | MINER | WARWICK |
| BROWN | HARDAWAY | MITCHELL | WATSON |
| BUCHANAN | HARDY | MOORE | WEATHERLY |
| CANSLER | HENSLEY | MORGAN | WILSON, C. |
| CAPPS | HIATT | MORRIS | WILSON, G. |
| CARPENTER | HIGHTOWER | MOSLEY | WOMBLE |
| CHURCH | HILL | NEELY | WOOD |
| CLARY | HOLMES | NESBITT | WRIGHT |
| CRAWFORD | HOWARD | NICHOLS | YONGUE |
| CREECH | HUNTER, H. | NYE | |

NOES - 0

EXCUSED ABSENCE - 10

| | | | |
|----------|----------|------------|----------|
| COLE | ESPOSITO | MCALLISTER | SHERRILL |
| DAUGHTRY | GAMBLE | REYNOLDS | SHUBERT |
| ELLIS | GOODWIN | | |

EXCUSED VOTE - 0

NOT VOTING - 3

| | | |
|--------|-------|---------|
| ARNOLD | FITCH | TALLENT |
|--------|-------|---------|

H1433

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1864/3-- 2:17 PM

JULY 29, 1998

LEGISLATIVE DAY 170

SENATOR BALLANCE

-- Presiding

HILL
EXTEND/EXPAND ENV. HEALTH STUDY

HOUSE BILL 1433
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | DANNELLY | LEE | RAND |
| | | ALLRAN | EAST | LUCAS | REEVES |
| | | BALLANCE | FORRESTER | MARTIN R. | RUCHO |
| | | BALLANTINE | FOXX | MARTIN W. | SHAW L. |
| | | BASNIGHT | GARWOOD | MCDANIEL | SHAW R. |
| | | BLUST | HARTSELL | MILLER | SOLES |
| | | CARPENTER | HORTON | ODOM | WARREN |
| | | CARRINGTON | HOYLE | PAGE | WEBSTER |
| | | CLARK | JORDAN | PERDUE | WEINSTEIN |
| | | COCHRANE | KERR | PHILLIPS | WELLONS |
| | | COOPER | KINNAIRD | PLYLER | WINNER |
| | | DALTON | LEDBETTER | PURCELL | |

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 3 GULLEY

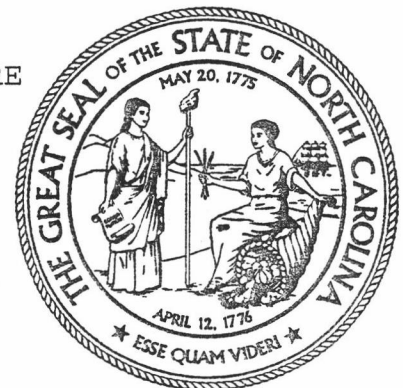
JENKINS

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PAIRS 0

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NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1434

MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4179*-RTZ018.01(5.4)

Short Title: Study Lagoon Closure.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND
3 NATURAL RESOURCES TO STUDY ISSUES RELATING TO ABANDONED
4 ANIMAL WASTE MANAGEMENT SYSTEM LAGOONS AND THE PROPER
5 CLOSURE OF THOSE LAGOONS, AS RECOMMENDED BY THE
6 ENVIRONMENTAL REVIEW COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. The Department of Environment and Natural Resources shall
9 coordinate a joint study by the Division of Water Quality and the Division of Soil
10 and Water Conservation of issues relating to abandoned animal waste management
11 system lagoons and the proper closure of animal waste management system lagoons,
12 including the costs of proper closure and any necessary remediation. The
13 Department shall report its findings and recommendations, including any proposed
14 legislation or changes to existing rules, to the Environmental Review Commission no
15 later than 1 November 1998.
16 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1435 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7401-LN179(4.20)

Short Title: Health Care Registry.

(Public)

Sponsors: Representatives Culp and Gardner.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO INCLUDE STATE-OPERATED
3 FACILITIES AND RESIDENTIAL FACILITIES AND HOSPITALS FOR THE
4 MENTALLY ILL, DEVELOPMENTALLY DISABLED, AND SUBSTANCE
5 ABUSERS IN THE HEALTH CARE PERSONNEL REGISTRY.

6 The General Assembly of North Carolina enacts:

7 Section 1. There is appropriated from the General Fund to the
8 Department of Health and Human Services the sum of two hundred thirty-three
9 thousand three hundred sixty-eight dollars (\$233,368) for the 1998-99 fiscal year to
10 implement the requirements of this act to include in the Health Care Personnel
11 Registry State-operated facilities and residential facilities and hospitals for the
12 mentally ill, developmentally disabled, and substance abusers.

13 Section 2. G.S. 131E-256 reads as rewritten:

14 "§ 131E-256. Health Care Personnel Registry.

15 (a) The Department shall establish and maintain a health care personnel registry
16 containing the names of all health care personnel working in health care facilities in
17 North Carolina who have:

18 (1) Been subject to findings by the Department of:

19 a. Neglect or abuse of a resident in a health care facility or a
20 person to whom home care services as defined by G.S.
21 131E-136 or hospice services as defined by G.S. 131E-201
22 are being provided.

23 b. Misappropriation of the property of a resident in a health
24 care facility, as defined in subsection (b) of this section
25 including places where home care services as defined by

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1436 MAY 21 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA451-LG326(5.19)

Short Title: Pan-American Games Funds.

(Public)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PAN-AMERICAN
3 GAMES.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund a sum for the
6 1998-99 fiscal year to support the Pan-American Games.
7 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1437

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4165-LGQ266C(4.14)

Short Title: Funds/Iredell/Catawba Local Projects.

(Public)

Sponsors: Representative Brawley.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR CERTAIN LOCAL PROJECTS IN
3 IREDELL AND CATAWBA COUNTIES.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the Council
6 on Adolescents of Catawba County, Inc., a nonprofit corporation, the sum of thirteen
7 thousand eight hundred dollars (\$13,800) for the 1998-99 fiscal year to maintain its
8 program aimed at deterring teenage pregnancy.

9 Section 2. There is appropriated from the General Fund to the
10 Administrative Office of the Courts the sum of sixty-eight thousand seven hundred
11 forty dollars (\$68,740) for the 1998-99 fiscal year to be allocated to the Piedmont
12 Mediation Center, Inc., in Iredell County.

13 Section 3. There is appropriated from the General Fund to the
14 Mooresville Public Library in Iredell County the sum of one million dollars
15 (\$1,000,000) for the 1998-99 fiscal year for capital expenses in expanding and
16 renovating the library. These funds shall be matched on a one-to-one basis by local
17 funds or by in-kind donations such as property.

18 Section 4. There is appropriated from the General Fund to the Catawba
19 River Foundation, Inc., a nonprofit corporation, the sum of twenty-five thousand
20 dollars (\$25,000) for the 1998-99 fiscal year to assist the organization in preserving,
21 protecting, and restoring the fragile ecosystem of the Catawba Basin's rivers, lakes,
22 and creeks.

23 Section 5. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1438

MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7419*-LDZX003.02(5.4)

Short Title: Childhood Lead Exposure Amendments.

(Public)

Sponsors: Representative Eddins.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CURRENT LAW REGARDING THE CONTROL OF
3 CHILDHOOD LEAD EXPOSURE, AS RECOMMENDED BY THE
4 ENVIRONMENTAL REVIEW COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 130A-131.5 is repealed.
7 Section 2. Part 4 of Article 5 of Chapter 130A of the General Statutes is
8 amended by adding a new section to read:
9 **"§ 130A-131.6. Confidentiality of records.**
10 **(a) All medical information and records maintained by the Department that**
11 **identify the name and address, including supplemental addresses, of a child with**
12 **elevated blood lead levels are not public records pursuant to G.S. 132-1 and shall,**
13 **subject to subsection (b) of this section, be confidential.**
14 **(b) All medical information and records maintained by the Department that**
15 **identify the name and address, including supplemental addresses, of a child with**
16 **elevated blood lead levels may be released when the release is made under any of the**
17 **following circumstances:**
18 **(1) Release is made of medical or epidemiological information for**
19 **statistical purposes in a way that no child can be identified.**
20 **(2) Release is made of all or part of the medical record with the**
21 **written consent of the parents or guardian of the child.**
22 **(3) Release is made to medical or public health personnel providing**
23 **medical care or public health services.**
24 **(4) Release is made to a federal, State, or local agency providing**
25 **housing or housing assistance.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1439

MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1505*-LCX339(5.19)

Short Title: Modify Mecklenburg Tax Penalty.

(Local)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE MECKLENBURG OCCUPANCY TAX AND
3 PREPARED FOOD AND BEVERAGE TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 8(f) of Chapter 908 of the 1983 Session Laws, as
6 amended by Chapter 821 of the 1989 Session Laws, reads as rewritten:
7 "(f) Penalties. A person, firm, corporation, or association who fails or refuses to
8 file a return and pay the tax due under this Part shall pay a penalty of ~~ten dollars~~
9 ~~(\$10.00)~~ five dollars (\$5.00) for each day's omission up to a maximum of ~~two~~
10 ~~thousand dollars (\$2,000)~~ two hundred fifty dollars (\$250.00) for each return. In case
11 of failure or refusal to file the return or pay the tax for a period of 30 days after the
12 time required for filing the return or paying the tax, there shall be an additional tax,
13 as a penalty, of five percent (5%) of the tax due, with an additional tax of five
14 percent (5%) for each additional month or fraction thereof until the tax is paid. The
15 governing body of the taxing entity may, for good cause shown, compromise or
16 forgive the additional tax penalties imposed by this subsection. The governing body
17 may delegate, in part or in whole, this authority to the tax administrator.
18 Any person who willfully attempts in any manner to evade a tax imposed under
19 this Part or who willfully fails to pay the tax or make and file a return shall, in
20 addition to the penalties provided by law, be guilty of a misdemeanor punishable by a
21 fine not to exceed one thousand dollars (\$1,000), imprisonment not to exceed six
22 months, or both."
23 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

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FILED 1440 MAY 21 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3032-RGZ011(4.23)

Short Title: Conform Witness Travel Fees.

(Public)

Sponsors: Representatives McCrary and R. Hunter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO RECONFORM THE MILEAGE REIMBURSEMENT FOR OUT-OF-
3 STATE WITNESSES TO THAT RECEIVED BY IN-STATE WITNESSES AND
4 STATE EMPLOYEES.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 7A-314(c) reads as rewritten:

7 "(c) A witness who resides in a state other than North Carolina and who appears
8 for the purpose of testifying in a criminal action and proves his attendance may be
9 compensated at the rate of ~~ten cents (10¢)~~ a mile currently authorized for State
10 employees for one round-trip from his place of residence to the place of appearance,
11 and five dollars (\$5.00) for each day that he is required to travel and attend as a
12 witness, upon order of the court based upon a finding that the person was a necessary
13 witness. If such a witness is required to appear more than one day, he is also entitled
14 to reimbursement for actual expenses incurred for lodging and meals, not to exceed
15 the maximum currently authorized for State employees."

16 Section 2. G.S. 15A-813 reads as rewritten:

17 "**§ 15A-813. Witness from another state summoned to testify in this State.**

18 If a person in any state which by its laws has made provision for commanding
19 persons within its borders to attend and testify in criminal prosecutions, or grand jury
20 investigations commenced or about to commence in this State, is a material witness in
21 a prosecution pending in a court of record in this State, or in a grand jury
22 investigation which has commenced or is about to commence, a judge of such court
23 may issue a certificate under the seal of the court, stating these facts and specifying
24 the number of days the witness will be required. Said certificate may include a
25 recommendation that the witness be taken into immediate custody and delivered to

GENERAL ASSEMBLY OF NORTH CAROLINA

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1441

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6353-RGZ007(4.23)

Short Title: Restitution/Civil Judgment.

(Public)

Sponsors: Representatives McCrary and R. Hunter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE ENFORCEMENT OF AN ORDER FOR
3 RESTITUTION IN A CRIMINAL CASE IN THE SAME MANNER AS A CIVIL
4 JUDGMENT, TO CREATE AN EXCEPTION TO THE STATUTORY
5 EXEMPTIONS FOR EXECUTION OF SUCH A JUDGMENT, AND TO
6 CHANGE THE ORDER OF PRIORITY FOR DISBURSEMENT OF FUNDS IN
7 A CRIMINAL CASE.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 15A-1343(d) reads as rewritten:
10 "(d) Restitution as a Condition of Probation. -- As a condition of probation, a
11 defendant may be required to make restitution or reparation to an aggrieved party or
12 parties who shall be named by the court for the damage or loss caused by the
13 defendant arising out of the offense or offenses committed by the defendant. When
14 restitution or reparation is a condition imposed, the court shall hold a hearing to
15 determine the amount of restitution or reparation due the aggrieved party or parties.
16 The court shall take into consideration the resources of the defendant, including all
17 real and personal property owned by the defendant and the income derived from
18 such property, his ability to earn, his obligation to support dependents, and such
19 other matters as shall pertain to his ability to make restitution or reparation, but the
20 court is not required to make findings of fact or conclusions of law on these matters
21 when the sentence is imposed. The amount must be limited to that supported by the
22 record, and the court may order partial restitution or reparation when it appears that
23 the damage or loss caused by the offense or offenses is greater than that which the
24 defendant is able to pay. An order providing for restitution or reparation, as a
25 condition of supervised or unsupervised probation, except an order resulting from a

GENERAL ASSEMBLY OF NORTH CAROLINA, FILED

SESSION 1997

1442 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4177*-RTZ016.02(5.13)

Short Title: Trans. Ag. Products Exempt.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT THE TRANSPORTATION OF CERTAIN
3 AGRICULTURAL PRODUCTS FROM VARIOUS REQUIREMENTS IN
4 CONFORMITY WITH FEDERAL REGULATIONS, AS RECOMMENDED BY
5 THE ENVIRONMENTAL REVIEW COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 20-377 reads as rewritten:
8 "**§ 20-377. General powers of ~~Division~~. Division; agricultural exemption.**
9 (a) The Division shall have and exercise such general power and authority to
10 supervise and control the motor carriers of the State as may be necessary to carry out
11 the laws providing for their regulation, and all such other powers and duties as may
12 be necessary or incident to the proper discharge of its duties.
13 (b) The definitions set out in 49 Code of Federal Regulations § 171.8 apply to this
14 subsection. The citations to the Code of Federal Regulations (CFR) refer to the 1
15 October 1997 Edition of the CFR. The transportation of an agricultural product,
16 other than a Class 2 material, over local roads between fields of the same farm by a
17 farmer operating as an intrastate private motor carrier is exempt from the
18 requirements of Parts 171 through 180 of 49 CFR as provided in 49 CFR § 173.5."
19 Section 2. This act is effective when it becomes law.

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SESSION 1997 3

MAY 21 98

1443

MAY 21 98

H

HOUSE PRINCIPAL CLERK

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6383*-LDXZ001.02(5.4)

Short Title: Amend White Goods Tax.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REDUCE THE WHITE GOODS DISPOSAL TAX RATE TO ONE
3 RATE FOR ANY WHITE GOOD REGARDLESS OF WHETHER THE WHITE
4 GOOD CONTAINS CHLOROFLUOROCARBONS, TO EXTEND THE WHITE
5 GOODS DISPOSAL TAX SUNSET, AND TO ALTER THE DISTRIBUTION
6 OF THE TAX PROCEEDS FROM THIS TAX, AS RECOMMENDED BY THE
7 ENVIRONMENTAL REVIEW COMMISSION.

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 105-187.21 reads as rewritten:

10 "§ 105-187.21. Tax imposed.

11 A privilege tax is imposed on a white goods retailer at a flat rate for each new
12 white good that is sold by the retailer. An excise tax is imposed on a new white good
13 purchased outside the State for storage, use, or consumption in this State. The rate
14 of the privilege tax and the excise tax is ~~five dollars (\$5.00) if the new white good~~
15 ~~does not contain chlorofluorocarbon refrigerants and is ten dollars (\$10.00) if the new~~
16 ~~white good contains chlorofluorocarbon refrigerants.~~ three dollars (\$3.00). These
17 taxes are in addition to all other taxes."

18 Section 2. G.S. 130A-309.82 reads as rewritten:

19 "§ 130A-309.82. Use of disposal tax proceeds by counties.

20 Article 5C of Chapter 105 of the General Statutes imposes a tax on new white
21 goods to provide funds for the management of discarded white goods. A county ~~may~~
22 must use the proceeds of the tax distributed to it under that Article ~~only~~ for the
23 management of discarded white goods."

24 Section 3. G.S. 105-187.24 reads as rewritten:

25 "§ 105-187.24. Use of tax proceeds.

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SESSION 1997

1444 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4178*-LDQZ022.01(5.13)

Short Title: Conservation Easements Program Funds.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE CONSERVATION GRANT
3 FUND AND TO APPROPRIATE FUNDS FOR TWO POSITIONS FOR THE
4 CONSERVATION EASEMENTS PROGRAM, AS RECOMMENDED BY THE
5 ENVIRONMENTAL REVIEW COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. (a) There is appropriated from the General Fund to the
8 Conservation Grant Fund created in G.S. 113A-232 the sum of three hundred
9 thousand dollars (\$300,000) for the 1998-99 fiscal year to be used in accordance with
10 G.S. 113A-232.
11 (b) There is appropriated from the General Fund to the Department of
12 Environment and Natural Resources the sum of two hundred seven thousand three
13 hundred six dollars (\$207,306) for the 1998-99 fiscal year to establish and support the
14 positions of Conservation Tax Credit Program Administrator and Administrative
15 Assistant, which positions shall implement the Conservation Easements Program
16 under Article 16 of Chapter 113A of the General Statutes.
17 Section 2. This act becomes effective 1 July 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

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HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1476*-RHZ003.3(4.22)

Short Title: Teacher Certification Waivers.

(Public)

Sponsors: Representative Black.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO EMPLOY
3 TEACHERS WHO ARE LEGALLY CERTIFICATED IN ANOTHER STATE
4 EVEN THOUGH THEY MAY NOT BE CERTIFICATED IN NORTH
5 CAROLINA.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 115C-105.26(c) reads as rewritten:
8 "(c) The State Board ~~also~~ may grant requests received from local boards for
9 waivers of State laws, rules, or policies that affect the organization, duties, and
10 assignment of central office staff only. However, none of the duties to be performed
11 under G.S. 115C-436 may be waived. The State Board also may grant requests
12 received from local boards for waivers of State laws, rules, or policies governing
13 teacher certification when the boards demonstrate the following: (i) they need to
14 employ teachers who are lawfully certificated in another state; (ii) the certification of
15 these teachers authorizes them to teach the grade or subject matter they will be
16 employed to teach; and (iii) there is a plan to demonstrate the teachers' competence
17 before the boards employ these teachers. Teachers who are employed under a waiver
18 must meet the State Board's requirements for continuing certification."
19 Section 2. This act is effective when it becomes law and expires June 30,
20 2003, except that it remains effective for any teacher employed under this act before
21 July 1, 2003.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1446 MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3067*-LFZ029(5.14)

Short Title: Biometrics Technical Corrections.

(Public)

Sponsors: Representatives Howard and Berry.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING THE BIOMETRIC
3 IDENTIFICATION SYSTEM TO MAKE NECESSARY TECHNICAL
4 CORRECTIONS, AS RECOMMENDED BY THE JOINT LEGISLATIVE
5 PUBLIC ASSISTANCE COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 108A-25.1 reads as rewritten:
8 "**§ 108A-25.1. Recipient identification system.**
9 (a) The Department shall establish and maintain a uniform system in the
10 Department and in all counties of identifying all Work First, food stamp, and medical
11 assistance program ~~recipients~~ recipients, except those who are institutionalized adults
12 and children under the age of 18. This system shall provide security and portability
13 throughout the State and between the departments within the State involved in
14 means-tested public assistance programs and shall have the capability of identifying
15 recipients of assistance from all means-tested programs administered or funded
16 through the Department.
17 (b) The identification system established in this section shall use multiple
18 biometrics to ensure greater than ninety-nine percent (99%) accuracy for
19 interdepartmental identification.
20 (c) The Department shall ensure that the biometric identification system will be
21 compatible with any existing departmental biometric identification system.
22 (d) The Department shall make biometric identification a condition of eligibility
23 for Work First, food stamp, and medical assistance programs for all recipients
24 described in subsection (a) of this section. If any recipient is denied assistance on the
25 basis of the identification system established in this section, the recipient's whole case,

GENERAL ASSEMBLY OF NORTH CAROLINA

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H.B. FILED
1447 MAY 21 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3073-LB286(5.20)

Short Title: Deep River/Guilford.

(Local)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO DEEP RIVER TOWNSHIP.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to Deep River Township in Guilford County.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1448

MAY 21 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8280*-RT/SBZ002.06(5.11)

Short Title: 1998 Marine Fisheries Amendments.

(Public)

Sponsors: Representatives Preston and Redwine.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE FISHERIES REFORM ACT OF 1997 AND RELATED
3 MARINE FISHERIES LAWS, AS RECOMMENDED BY THE JOINT
4 LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE.

5 The General Assembly of North Carolina enacts:

7 **PART I. MARINE FISHERIES COMMISSION**

9 Section 1.1. G.S. 143B-289.52(b)(3) reads as rewritten:

10 "(3) To govern all license requirements ~~and taxes~~ prescribed in Article
11 14 of Chapter 113 of the General Statutes."

12 Section 1.2. G.S. 143B-289.52(e) reads as rewritten:

13 "(e) The Commission may adopt rules to implement or comply with a fisheries
14 management plan adopted by the Atlantic States Marine Fisheries Commission or ~~an~~
15 ~~interstate fisheries management council.~~ adopted by the United States Secretary of
16 Commerce pursuant to the Magnuson-Stevens Fishery Conservation and Management
17 Act, 16 U.S.C. § 1801, et seq. Notwithstanding G.S. 150B-21.1(a), the Commission
18 may adopt temporary rules under this subsection at any time within six months of the
19 adoption or amendment of a fisheries management plan ~~by the Atlantic States Marine~~
20 ~~Fisheries Council [Commission] or an interstate fisheries management council.~~ or the
21 notification of a change in management measures needed to remain in compliance
22 with a fisheries management plan."

24 **PART II. FISHERY MANAGEMENT PLANS**

25



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
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H1448V3-ASB-001.02

Date 9-15, 1998

Comm. Sub. [YES]
Amends Title [NO]
Third Edition

Representative Smith

1 moves to amend the bill on page 2, line 33,
2 by inserting on that line:

3
4 "Section 1.8. G.S. 143B-289.54, as amended by Sections 1.6
5 and 1.7 of this act, reads as rewritten:

6 '§ 143B-289.54. Marine Fisheries Commission -- members;
7 appointment; term; oath; ethical standards; removal; compensation;
8 staff.

9 (a) Members, Selection. -- The Marine Fisheries Commission shall
10 consist of ~~nine~~ 10 members appointed by the Governor as follows:

11 (1) One person actively engaged in, or recently retired
12 from, commercial fishing as demonstrated by currently
13 or recently deriving at least fifty percent (50%) of
14 annual earned income from taking and selling fishery
15 resources in coastal fishing waters of the State. The
16 spouse of a commercial fisherman who meets the
17 criteria of this subdivision may be appointed under
18 this subdivision.

19 (2) One person actively engaged in, or recently retired
20 from, commercial fishing as demonstrated by currently
21 or recently deriving at least fifty percent (50%) of
22 annual earned income from taking and selling fishery
23 resources in coastal fishing waters of the State. The
24 spouse of a commercial fisherman who meets the
25 criteria of this subdivision may be appointed under
26 this subdivision.

27 (3) One person actively connected with, and experienced
28 as, a licensed fish dealer or in seafood processing or



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

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- 1 distribution as demonstrated by deriving at least
2 fifty percent (50%) of annual earned income from
3 activities involving the buying, selling, processing,
4 or distribution of seafood landed in this State. The
5 spouse of a person qualified under this subdivision
6 may be appointed provided that the spouse is actively
7 involved in the qualifying business.
- 8 (4) One person actively engaged in recreational sports
9 fishing in coastal waters in this State. An appointee
10 under this subdivision may not derive more than ten
11 percent (10%) of annual earned income from sports
12 fishing activities.
- 13 (5) One person actively engaged in recreational sports
14 fishing in coastal waters in this State. An appointee
15 under this subdivision may not derive more than ten
16 percent (10%) of annual earned income from sports
17 fishing activities.
- 18 (6) One person actively engaged in the sports fishing
19 industry as demonstrated by deriving at least fifty
20 percent (50%) of annual earned income from selling
21 goods or services in this State. The spouse of a
22 person qualified under this subdivision may be
23 appointed provided that the spouse is actively
24 involved in the qualifying business.
- 25 (7) One person having general knowledge of and experience
26 related to subjects and persons regulated by the
27 Commission.
- 28 (8) One person having general knowledge of and experience
29 related to subjects and persons regulated by the
30 Commission.
- 31 (9) One person who is a fisheries scientist having special
32 training and expertise in marine and estuarine
33 fisheries biology, ecology, population dynamics, water
34 quality, habitat protection, or similar knowledge. A
35 person appointed under this subdivision may not
36 receive more than ten percent (10%) of annual earned
37 income from either the commercial or sports fishing
38 industries, including the processing and distribution
39 of seafood.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

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- 1 (10) One person actively engaged in, or recently retired
2 from, commercial fishing as demonstrated by currently
3 or recently deriving one hundred percent (100%) of
4 annual earned income from taking and selling fishery
5 resources in coastal fishing waters of the State. The
6 spouse of a commercial fisherman who meets the
7 criteria of this subdivision may be appointed under
8 this subdivision.
- 9 (b) Residential Qualifications. -- For purposes of providing
10 regional representation on the Commission, the following three
11 coastal regions of the State are designated: (i) Northeast Coastal
12 Region comprised of Bertie, Camden, Chowan, Currituck, Dare, Gates
13 Halifax, Hertford, Martin, Northampton, Pasquotank, Perquimans,
14 Tyrrell, and Washington Counties, (ii) Central Coastal Region
15 comprised of Beaufort, Carteret, Craven, Hyde, Jones, and Pamlico
16 Counties; and (iii) Southeast Coastal Region comprised of Bladen,
17 Brunswick, Columbus, New Hanover, Onslow, and Pender Counties.
18 Persons appointed under subdivisions (1), (2), (3), (4), and (8) of
19 subsection (a) of this section shall be residents of one of the
20 coastal regions of the State. The membership of the Commission
21 shall include at least one person who is a resident of each of the
22 three coastal regions of the State. The person appointed under
23 subdivision (10) of subsection (a) of this section shall be a
24 resident of the county in which the population of persons licensed
25 under G.S. 113-154.1 is greatest.
- 26 (c) Additional Considerations. -- In making appointments to the
27 Commission, the Governor shall provide for appropriate
28 representation of women and minorities on the Commission. The
29 Governor shall make appointments to the Commission consistent with
30 the restrictions of G.S. 113-200(g).
- 31 (d) Terms. -- The term of office of members of the Commission is
32 three years. A member may be reappointed to any number of
33 successive three-year terms. Upon the expiration of a three-year
34 term, a member shall continue to serve until a successor is
35 appointed and duly qualified as provided by G.S. 128-7. The term of
36 members appointed under subdivisions (1), (2), ~~and (3)~~ (3), and (10)
37 of subsection (a) of this section shall expire on 30 June of years
38 evenly divisible by three. The term of members appointed under
39 subdivisions (4), (5), and (6) of subsection (a) of this section
40 shall expire on 30 June of years that precede by one year those



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V3-ASB-001.02

Page 4 of 7

1 years that are evenly divisible by three. The term of members
2 appointed under subdivisions (7), (8), and (9) of subsection (a) of
3 this section shall expire on 30 June of years that follow by one
4 year those years that are evenly divisible by three.

5 (e) Vacancies. -- An appointment to fill a vacancy shall be for
6 the unexpired balance of the term.

7 (f) Oath of Office. -- Each member of the Commission, before
8 assuming the duties of office, shall take an oath of office as
9 provided in Chapter 11 of the General Statutes.

10 (g) Ethical Standards. --

11 (1) Disclosure statements. -- Any person under
12 consideration for appointment to the Commission shall
13 provide both a financial disclosure statement and a
14 potential bias disclosure statement to the Governor.
15 A financial disclosure statement shall include
16 statements of the nominee's financial interests in and
17 related to State fishery resources use, licenses
18 issued by the Division of Marine Fisheries held by the
19 nominee or any business in which the nominee has a
20 financial interest, and uses made by the nominee or by
21 any business in which the nominee has a financial
22 interest of the regulated resources. A potential bias
23 disclosure statement shall include a statement of the
24 nominee's membership or other affiliation with,
25 including offices held, in societies, organizations,
26 or advocacy groups pertaining to the management and
27 use of the State's coastal fishery resources.
28 Disclosure statements shall be treated as public
29 records under Chapter 132 of the General Statutes and
30 shall be updated on an annual basis.

31 (2) Voting/conflict of interest. -- A member of the
32 Commission shall not vote on any issue before the
33 Commission that would have a "significant and
34 predictable effect" on the member's financial
35 interest. For purposes of this subdivision,
36 "significant and predictable effect" means there is or
37 may be a close causal link between the decision of the
38 Commission and an expected disproportionate financial
39 benefit to the member that is shared only by a
40 minority of persons within the same industry sector or



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V3-ASB-001.02

Page 5 of 7

- 1 gear group. A member of the Commission shall also
2 abstain from voting on any petition submitted by an
3 advocacy group of which the member is an officer or
4 sits as a member of the advocacy group's board of
5 directors. A member of the Commission shall not use
6 the member's official position as a member of the
7 Commission to secure any special privilege or
8 exemption of substantial value for any person. No
9 member of the Commission shall, by the member's
10 conduct, create an appearance that any person could
11 improperly influence the member in the performance of
12 the member's official duties.
- 13 (3) Regular attendance. -- It shall be the duty of each
14 member of the Commission to regularly attend meetings
15 of the Commission.
- 16 (h) Removal. -- The Governor may remove, as provided in G.S.
17 143B-13, any member of the Commission for misfeasance, malfeasance,
18 or nonfeasance.
- 19 (i) Office May Be Held Concurrently With Others. -- The office of
20 member of the Marine Fisheries Commission may be held concurrently
21 with any other elected or appointed office, as authorized by Article
22 VI, Section 9, of the Constitution of North Carolina.
- 23 (j) Compensation. -- Members of the Commission who are State
24 officers or employees shall receive no per diem compensation for
25 serving on the Commission, but shall be reimbursed for their
26 expenses in accordance with G.S. 138-6. Members of the Commission
27 who are full-time salaried public officers or employees other than
28 State officers or employees shall receive no per diem compensation
29 for serving on the Commission, but shall be reimbursed for their
30 expenses in accordance with G.S. 138-6 in the same manner as State
31 officers or employees. All other Commission members shall receive
32 per diem compensation and reimbursement in accordance with the
33 compensation rate established in G.S. 93B-5.
- 34 (k) Staff. -- All clerical and other services required by the
35 Commission shall be supplied by the Fisheries Director and the
36 Department.
- 37 (l) Legal Services. -- The Attorney General shall: (i) act as
38 attorney for the Commission; (ii) at the request of the Commission,
39 initiate actions in the name of the Commission; and (iii) represent



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V3-ASB-001.02

Page 6 of 7

1 the Commission in any appeal or other review of any order of the
2 Commission.'

3 Section 1.9. G.S. 143B-289.54(b), as amended by Section
4 1.8 of this act, reads as rewritten:

5 '(b) Residential Qualifications. -- For purposes of providing
6 regional representation on the Commission, the following three
7 coastal regions of the State are designated: (i) Northeast Coastal
8 Region comprised of Bertie, Camden, Chowan, Currituck, Dare, Gates,
9 Halifax, Hertford, Martin, Northampton, Pasquotank, Perquimans,
10 Tyrrell, and Washington Counties, (ii) Central Coastal Region
11 comprised of Beaufort, Carteret, Craven, Hyde, Jones, and Pamlico
12 Counties; and (iii) Southeast Coastal Region comprised of Bladen,
13 Brunswick, Columbus, New Hanover, Onslow, and Pender Counties.
14 Persons appointed under subdivisions (1), (2), (3), (4), and (8) of
15 subsection (a) of this section shall be residents of one of the
16 coastal regions of the State. The membership of the Commission
17 shall include at least one person who is a resident of each of the
18 three coastal regions of the State. The person appointed under
19 subdivision (10) of subsection (a) of this section shall be a
20 resident of the county in which the population of persons licensed
21 under ~~G.S. 113-154.1~~ G.S. 113-168.2 and G.S. 113-168.3 is greatest.'

22 Section 1.10. G.S. 143B-289.56(b) reads as rewritten:

23 '**§ 143B-289.56. Marine Fisheries Commission -- meetings; quorum.**

24 (b) ~~Five~~ Six members of the Commission shall constitute a quorum
25 for the transaction of business.'

26 Section 1.11. In order to maintain a schedule of staggered
27 terms of three years for the Marine Fisheries Commission, the term
28 of the member of the Commission initially filling the position
29 established by subdivision (10) of subsection (a) of G.S.
30 143B-289.54, as amended by Section 1.8 of this act, shall begin on
31 the date the member is appointed and duly qualified and shall expire
32 on 30 June 2001.

33 Section 1.12. For the 1998-99 fiscal year, The Department
34 of Environment and Natural Resources shall implement the provisions
35 of Section 1.8 of this act from funds otherwise appropriated to the
36 Department for the activities and expenses of the Marine Fisheries
37 Commission during the 1998-99 fiscal year."; and



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 7 of 7

H1448V3-ASB-001.02

1 on page 28, lines 36 through 43,
2 by rewriting those lines to read:

3
4 "Section 5.4. Sections 1.3, 1.5, 1.8, 1.10, 1.11, 2.1,
5 3.2, 3.6, 4.4, 4.5, 4.23, 5.1, 5.2, 5.3, and 5.4 of this act are
6 effective when this act becomes law. Section 1.12 of this act
7 becomes effective July 1, 1998. Sections 3.5 and 3.7 of this act
8 become effective December 1, 1998, and apply to offenses committed
9 on or after that date. Sections 1.4, 1.9, 3.3, 3.4, 3.8, 4.1, 4.2,
10 4.3, 4.9, 4.10, 4.11, 4.12, 4.13, 4.14, 4.15, 4.16, 4.17, 4.18,
11 4.19, 4.20, 4.21, 4.22, and 4.24 become effective July 1, 1999.
12 Section 4.6 is effective retroactively to August 14, 1997. Sections
13 1.1, 1.2, 1.6, 1.7, 3.1, 4.7, and 4.8 are effective retroactively to
14 September 1, 1997. Section 4.15 expires September 1, 2003."

SIGNED *Ramin Hunt*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

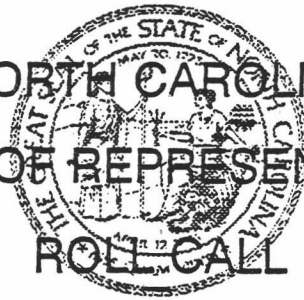
FAILED 51-52 EV

TABLED _____

SEP 15 1998

D. H. H. H.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



NO. # 2027
LEGISLATIVE DAY 197
H148HCS #2

READING 2

PRESTON

AMEND #1 - REP. SMITH

1998 MARINE FISHERIES AMENDMENTS

9/15/98

2:41 PM

IN CHAIR: SPEAKER

AYES - 51

| | | | |
|---------------|------------|------------|------------|
| ADAMS | DECKER | JEFFUS | PRESTON |
| ALEXANDER | DEDMON | KINNEY | RAMSEY |
| ALLEN | EARLE | LUEBKE | ROGERS |
| ALLRED | EASTERLING | MCALLISTER | SMITH |
| BADDOUR | FOX | MCCRARY | SUTTON |
| BAREFOOT | GRADY | MICHAUX | TOLSON |
| BEALL | HARDAWAY | MILLER | WAINWRIGHT |
| BLACK | HENSLEY | MOORE | WARNER |
| BLUE | HIGHTOWER | MOSLEY | WARWICK |
| BOYD-MCINTYRE | HUNTER, H. | NESBITT | WOOD |
| BRASWELL | HURLEY | NICHOLS | WRIGHT |
| BRAWLEY | INSKO | NYE | YONGUE |
| BRYANT | JARRELL | OLDHAM | |

NOES - 52

| | | | |
|----------|-----------|----------|------------|
| ALDRIDGE | CREECH | HIATT | OWENS |
| ARNOLD | CULP | HILL | RAYFIELD |
| BAKER | CULPEPPER | HOLMES | REDWINE |
| BARBEE | DAUGHTRY | HOWARD | REYNOLDS |
| BERRY | DOCKHAM | KISER | RUSSELL |
| BONNER | EDDINS | MCCOMAS | SEXTON |
| BOWIE | ELLIS | MCCOMBS | SHERRILL |
| BROWN | GARDNER | MCMAHAN | SHUBERT |
| BUCHANAN | GRAY | MINER | STARNES |
| CANSLER | GULLEY | MITCHELL | THOMPSON |
| CHURCH | HACKNEY | MORGAN | WEATHERLY |
| CLARY | HALL | MORRIS | WILSON, C. |
| CRAWFORD | HARDY | NEELY | WILSON, G. |

EXCUSED ABSENCE - 9

| | | | |
|---------|----------|--------|--------|
| CAPPS | ESPOSITO | IVES | WATSON |
| DAVIS | GOODWIN | MERCER | WOMBLE |
| DICKSON | | | |

EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
|-----------|------------|--------|----------|
| SPEAKER | COLE | FITCH | SAUNDERS |
| CARPENTER | CUNNINGHAM | JUSTUS | TALLENT |

H1448HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 3H. B. No. 1448DATE 9-15-98

S. B. No. _____

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

Rep.)

Sen.)

Hardy1 moves to amend the bill on page 12, line 34³⁷ 38

2 () WHICH CHANGES THE TITLE

3 by changing \$200.004 deleting "two" and5 deleting "two" and "\$200.00" and6 replacing it with "one" and "\$100.00".

7

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED

Chris HardyADOPTED _____ FAILED 32-72 EV TABLED _____SEP 15 1998 Deleone

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEN. # 2028
LEGISLATIVE DAY 197
HCS#2

READING 2

PRESTON

AMEND #2 - RED HARDY

1998 MARINE FISHERIES AMENDMENTS

9/15/98

2:46 PM

IN CHAIR: SPEAKER

AYES - 32

ALLEN
ALLRED
ARNOLD
BERRY
BRAWLEY
BUCHANAN
CLARY
CRAWFORD

CREECH
CULPEPPER
DAUGHTRY
DECKER
DEDMON
DOCKHAM
EDDINS
GRADY

GULLEY
HARDY
INSKO
JARRELL
KINNEY
KISER
MINER
MORRIS

NEELY
NICHOLS
NYE
PRESTON
RAYFIELD
SMITH
STARNES
WOOD

NOES - 72

ADAMS
ALDRIDGE
ALEXANDER
BADDOUR
BAKER
BARBEE
BAREFOOT
BEALL
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BRYANT
CANSLER
CHURCH

CULP
CUNNINGHAM
EARLE
EASTERLING
ELLIS
FOX
GARDNER
GRAY
HACKNEY
HALL
HARDAWAY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HUNTER, H.
HURLEY

JEFFUS
JUSTUS
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MICHAUX
MILLER
MITCHELL
MOORE
MORGAN
MOSLEY
NESBITT
OLDHAM
OWENS
RAMSEY

REDWINE
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHERRILL
SHUBERT
SUTTON
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WEATHERLY
WILSON, C.
WILSON, G.
WRIGHT
YONGUE

EXCUSED ABSENCE - 9

CAPPS
DAVIS
DICKSON

ESPOSITO
GOODWIN

IVES
MERCER

WATSON
WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
CARPENTER

COLE
FITCH

HOWARD
SAUNDERS

TALLENT

H1448HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 2029
LEGISLATIVE DAY 197
48HCS #2
READING 2
PRESTON

RC
9/15/98
2:47 PM
IN CHAIR: SPEAKER

1998 MARINE FISHERIES AMENDMENTS

AYES - 104

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CRAWFORD | HOWARD | NYE |
| ADAMS | CREECH | HUNTER, H. | OLDHAM |
| ALDRIDGE | CULP | HURLEY | OWENS |
| ALEXANDER | CULPEPPER | INSKO | PRESTON |
| ALLEN | CUNNINGHAM | JARRELL | RAMSEY |
| ALLRED | DAUGHTRY | JEFFUS | RAYFIELD |
| ARNOLD | DECKER | JUSTUS | REDWINE |
| BADDOUR | DEDMON | KINNEY | REYNOLDS |
| BAKER | DOCKHAM | KISER | ROGERS |
| BARBEE | EARLE | LUEBKE | RUSSELL |
| BAREFOOT | EASTERLING | MCALLISTER | SEXTON |
| BEALL | EDDINS | MCCOMAS | SHERRILL |
| BERRY | ELLIS | MCCOMBS | SHUBERT |
| BLACK | FOX | MCCRARY | STARNES |
| BLUE | GARDNER | MCMAHAN | SUTTON |
| BONNER | GRADY | MICHAUX | THOMPSON |
| BOWIE | GRAY | MILLER | TOLSON |
| BOYD-MCINTYRE | GULLEY | MINER | WAINWRIGHT |
| BRASWELL | HACKNEY | MITCHELL | WARNER |
| BRAWLEY | HALL | MOORE | WARWICK |
| BROWN | HARDAWAY | MORGAN | WEATHERLY |
| BRYANT | HENSLEY | MORRIS | WILSON, C. |
| BUCHANAN | HIATT | MOSLEY | WILSON, G. |
| CANSLER | HIGHTOWER | NEELY | WOOD |
| CHURCH | HILL | NESBITT | WRIGHT |
| CLARY | HOLMES | NICHOLS | YONGUE |

NOES - 2

HARDY SMITH

EXCUSED ABSENCE - 9

| | | | |
|---------|----------|--------|--------|
| CAPPS | ESPOSITO | IVES | WATSON |
| DAVIS | GOODWIN | MERCER | WOMBLE |
| DICKSON | | | |

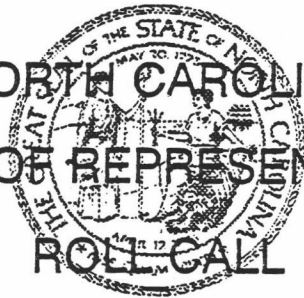
EXCUSED VOTE - 0

NOT VOTING - 5

| | | | |
|-----------|-------|----------|---------|
| CARPENTER | FITCH | SAUNDERS | TALLENT |
| COLE | | | |

H1448HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2049
LEGISLATIVE DAY 198
H148HCS #2
READING 3
PRESTON

RC
9/16/98
1:54 PM
IN CHAIR: SPEAKER

1998 MARINE FISHERIES AMENDMENTS

AYES - 103

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HOLMES | OWENS |
| ADAMS | CULP | HOWARD | PRESTON |
| ALDRIDGE | CULPEPPER | HUNTER, H. | RAMSEY |
| ALEXANDER | CUNNINGHAM | HURLEY | RAYFIELD |
| ALLEN | DAUGHTRY | INSKO | REDWINE |
| ALLRED | DECKER | JARRELL | REYNOLDS |
| ARNOLD | DEDMON | JEFFUS | ROGERS |
| BADDOUR | DOCKHAM | KINNEY | RUSSELL |
| BAKER | EARLE | MCALLISTER | SAUNDERS |
| BAREFOOT | EASTERLING | MCCOMAS | SEXTON |
| BEALL | EDDINS | MCCOMBS | SHERRILL |
| BERRY | ELLIS | MCCRARY | SHUBERT |
| BLACK | ESPOSITO | MCPAHAN | STARNES |
| BLUE | FOX | MERCER | TALLENT |
| BONNER | GARDNER | MICHAUX | THOMPSON |
| BOWIE | GOODWIN | MILLER | TOLSON |
| BOYD-MCINTYRE | GRADY | MINER | WAINWRIGHT |
| BRAWLEY | GRAY | MITCHELL | WARNER |
| BROWN | GULLEY | MOORE | WARWICK |
| BRYANT | HACKNEY | MORGAN | WEATHERLY |
| BUCHANAN | HALL | MOSLEY | WILSON, C. |
| CANSLER | HARDAWAY | NEELY | WILSON, G. |
| CARPENTER | HENSLEY | NESBITT | WOOD |
| CHURCH | HIATT | NICHOLS | WRIGHT |
| CLARY | HIGHTOWER | NYE | YONGUE |
| CRAWFORD | HILL | OLDHAM | |

NOES - 2

SMITH WATSON

EXCUSED ABSENCE - 12

| | | | |
|--------|---------|--------|--------|
| BARBEE | DAVIS | IVES | LUEBKE |
| CAPPS | DICKSON | JUSTUS | SUTTON |
| COLE | HARDY | KISER | WOMBLE |

EXCUSED VOTE - 0

NOT VOTING - 3

BRASWELL FITCH MORRIS

H1448HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V4-ART-007.01

Date 30 September 1998

Comm. Sub. [YES]
Amends Title [NO]
Fourth Edition

Senator Albertson

1 moves to amend the bill on page 12, line 31,
2 by rewriting that line to read:

3
4 "regulations governing the management of marine and estuarine
5 resources in determining whether an applicant is eligible for a
6 license.";

7
8 on page 17, line 15,
9 by rewriting that line to read:

10
11 "(b) It is unlawful for any person licensed under this section
12 Article to sell fish taken";

13
14 on page 30, lines 6 and 7,
15 by rewriting those lines to read:

16
17 "customary free use and enjoyment of the ocean beaches, which rights
18 remain reserved to the people of this State as provided in Article";
19 and



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V4-ART-007.01

- 1 on page 30, lines 10 and 11,
2 by rewriting those lines to read:
3
4 "(e) As used in this section, 'ocean beach' means the wet sand
5 area of the beach and the dry sand area of the beach seaward of the
6 first line of stable, natural vegetation or the toe of the frontal
7 dune, whichever is further seaward. In the absence of either a
8 natural vegetation line or a frontal dune, 'ocean beach' means the
9 wet sand area of the beach that is subject to regular flooding by
10 tides and the dry sand area of the beach that is subject to
11 occasional flooding by tides, including wind tides other than those
12 resulting from a hurricane or tropical storm, the landward extent of
13 which is determined by the storm trash line or other natural
14 indicator of occasional flooding."

SIGNED *Cassius W. Alexander*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ☒ 42-0

FAILED _____

TABLED _____

J. Pruitt 9/30/98

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2116/3--10:23 AM SEPTEMBER 30, 1998 LEGISLATIVE DAY 207

LT. GOVERNOR WICKER

-- Presiding

PRESTON
1998 MARINE FISHERIES AMENDMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1448

AMEND 1

| | | | | | |
|-----|----|------------|-----------|-----------|---------|
| AYE | 42 | ALBERTSON | EAST | LUCAS | PLYLER |
| | | BALLANCE | FORRESTER | MARTIN R. | PURCELL |
| | | BALLANTINE | FOXX | MARTIN W. | RAND |
| | | BASNIGHT | GARWOOD | MCDANIEL | REEVES |
| | | BLUST | HARTSELL | MILLER | RUCHO |
| | | CARPENTER | HORTON | MOORE | SHAW L. |
| | | CARRINGTON | JENKINS | ODOM | SOLES |
| | | CLARK | JORDAN | PAGE | WARREN |
| | | COCHRANE | KINNAIRD | PERDUE | WEBSTER |
| | | DALTON | LEDBETTER | PHILLIPS | WELLONS |
| | | DANNELLY | LEE | | |

NO 0

EXCUSED 0

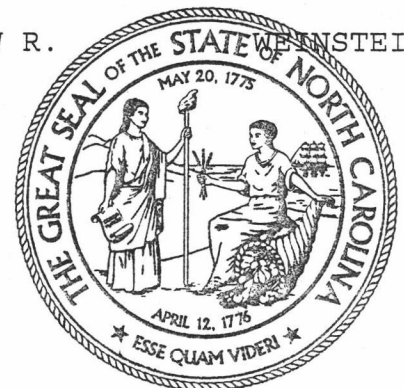
NOT CAST 4 ALLRAN COOPER GULLEY WINNER

ABSENT 4 HOYLE KERR SHAW R. WEINSTEIN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2117/4--10:24 AM SEPTEMBER 30, 1998 LEGISLATIVE DAY 207

LT. GOVERNOR WICKER

-- Presiding

PRESTON
1998 MARINE FISHERIES AMENDMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1448
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|---------|
| AYE | 41 | ALBERTSON | EAST | LEE | PLYLER |
| | | BALLANCE | FORRESTER | LUCAS | PURCELL |
| | | BALLANTINE | FOXX | MARTIN R. | RAND |
| | | BASNIGHT | GARWOOD | MCDANIEL | REEVES |
| | | BLUST | HARTSELL | MILLER | RUCHO |
| | | CARPENTER | HORTON | MOORE | SHAW L. |
| | | CARRINGTON | JENKINS | ODOM | SOLES |
| | | CLARK | JORDAN | PAGE | WARREN |
| | | COCHRANE | KINNAIRD | PERDUE | WEBSTER |
| | | DALTON | LEDBETTER | PHILLIPS | WELLONS |
| | | DANNELLY | | | |

NO 0

EXCUSED 0

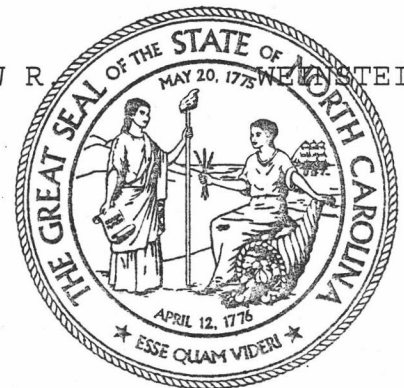
NOT CAST 5 ALLRAN COOPER GULLEY MARTIN W. WINNER

ABSENT 4 HOYLE KERR SHAW R. WEINSTEIN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE



PENDING - DO NOT REMOVE

CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V4-ART-008.03

Page 1 of 1

Date 6 October, 1998

Comm. Sub. [YES]
Amends Title [NO]
Fourth Edition

Senator Albertson

1 moves to amend the bill on page 1, lines 3 through 5,
2 by rewriting those lines to read:

3
4 "MARINE FISHERIES LAWS AND TO CODIFY THE COMMON LAW RIGHT OF
5 THE PUBLIC TO THE CUSTOMARY FREE USE AND ENJOYMENT OF THE OCEAN
6 BEACHES."; and

7
8 on page 2, lines 4 through 14 of Amendment # 1,
9 by deleting those lines and substituting:

10
11 "(e) As used in this section, 'ocean beach' means the area
12 adjacent to the ocean and ocean inlets that is in constant flux due
13 to the action of wind, waves, tides, and storms and that includes
14 the wet sand area of the beach that is subject to regular flooding
15 by tides and the dry sand area of the beach that is subject to
16 occasional flooding by tides, including wind tides other than those
17 resulting from a hurricane or tropical storm. Natural indicators of
18 the area of occasional flooding include, but are not limited to, the
19 first line of stable, natural vegetation; the toe of the frontal
20 dune; and the storm trash line. The landward extent of the ocean
21 beach is established by the common law as interpreted by the courts
22 of this State.".

SIGNED Charles Albertson
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

Withdrawn
10/7/98



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V4-ART-008.06

Page 1 of 2

Date 10/7, 1998

Comm. Sub. [YES]
Amends Title ~~NO~~ yes
Fourth Edition

Senator Albertson

1 moves to amend the bill on page 1, lines 3 through 5,
2 by rewriting those lines to read:

3
4 "MARINE FISHERIES LAWS AND TO RECOGNIZE THE COMMON LAW RIGHT OF
5 THE PUBLIC TO THE CUSTOMARY FREE USE AND ENJOYMENT OF THE OCEAN
6 BEACHES."; and

7
8 on page 30, lines 3 through 11, as amended by Amendment # 1,
9 by rewriting those lines to read:

10
11 "(d) The public having made frequent, uninterrupted, and
12 unobstructed use of the full width and breadth of the ocean beaches
13 of this State from time immemorial, this section shall not be
14 construed to impair the right of the people to the customary free
15 use and enjoyment of the ocean beaches, which rights remain reserved
16 to the people of this State under the common law and are a part of
17 the common heritage of the State recognized by Article XIV, Section
18 5 of the Constitution of North Carolina. These public trust rights
19 in the ocean beaches are established in the common law as
20 interpreted and applied by the courts of this State.

CHANGES TITLE



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1448

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

H1448V4-ART-008.06

Page 2 of 2

1 (e) As used in this section, 'ocean beaches' means the area
2 adjacent to the ocean and ocean inlets that is subject to public
3 trust rights. This area is in constant flux due to the action of
4 wind, waves, tides, and storms and includes the wet sand area of the
5 beach that is subject to regular flooding by tides and the dry sand
6 area of the beach that is subject to occasional flooding by tides,
7 including wind tides other than those resulting from a hurricane or
8 tropical storm. The landward extent of the ocean beaches is
9 established by the common law as interpreted and applied by the
10 courts of this State. Natural indicators of the landward extent of
11 the ocean beaches include, but are not limited to, the first line of
12 stable, natural vegetation; the toe of the frontal dune; and the
13 storm trash line."

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 46-0

FAILED _____

TABLED _____

J. P. Mittl

10/7/98

CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2140/2-- 2:10 PM OCTOBER 7, 1998 LEGISLATIVE DAY 211

LT. GOVERNOR WICKER

-- Presiding

PRESTON
1998 MARINE FISHERIES AMENDMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1448

AMEND 3

| | | | | | |
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| AYE | 46 | ALBERTSON | FOXX | LUCAS | RAND |
| | | BALLANCE | GARWOOD | MARTIN R. | REEVES |
| | | BALLANTINE | GULLEY | MARTIN W. | RUCHO |
| | | BASNIGHT | HARTSELL | MCDANIEL | SHAW L. |
| | | CARPENTER | HORTON | MILLER | SHAW R. |
| | | CARRINGTON | HOYLE | MOORE | SOLES |
| | | CLARK | JENKINS | ODOM | WARREN |
| | | COCHRANE | JORDAN | PERDUE | WEBSTER |
| | | COOPER | KERR | PHILLIPS | WEINSTEIN |
| | | DALTON | KINNAIRD | PLYLER | WELLONS |
| | | DANNELLY | LEDBETTER | PURCELL | WINNER |
| | | FORRESTER | LEE | | |

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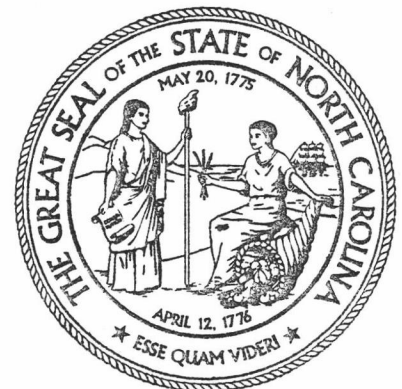
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PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2141/3-- 2:11 PM

OCTOBER 7, 1998

LEGISLATIVE DAY 211

LT. GOVERNOR WICKER

-- Presiding

PRESTON
1998 MARINE FISHERIES AMENDMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1448
READING 3

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|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | FORRESTER | LUCAS | RAND |
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| | | CARPENTER | HORTON | MOORE | SOLES |
| | | CARRINGTON | HOYLE | ODOM | WARREN |
| | | CLARK | JENKINS | PERDUE | WEBSTER |
| | | COCHRANE | JORDAN | PHILLIPS | WEINSTEIN |
| | | COOPER | KINNAIRD | PLYLER | WELLONS |
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GENERAL ASSEMBLY
SENATE

NTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2144/6-- 2:22 PM OCTOBER 7, 1998 LEGISLATIVE DAY 211

LT. GOVERNOR WICKER

-- Presiding

PRESTON
1998 MARINE FISHERIES AMENDMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1448
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | FORRESTER | LEE | RAND |
| | | BALLANCE | FOXX | LUCAS | REEVES |
| | | BALLANTINE | GARWOOD | MARTIN R. | RUCHO |
| | | BASNIGHT | GULLEY | MARTIN W. | SHAW L. |
| | | BLUST | HARTSELL | MCDANIEL | SHAW R. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CARRINGTON | HOYLE | MOORE | WARREN |
| | | CLARK | JENKINS | ODOM | WEBSTER |
| | | COCHRANE | JORDAN | PERDUE | WEINSTEIN |
| | | COOPER | KERR | PHILLIPS | WELLONS |
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(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2144/6-- 2:22 PM OCTOBER 7, 1998 LEGISLATIVE DAY 211

LT. GOVERNOR WICKER

-- Presiding

PRESTON
1998 MARINE FISHERIES AMENDMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1448
READING 3

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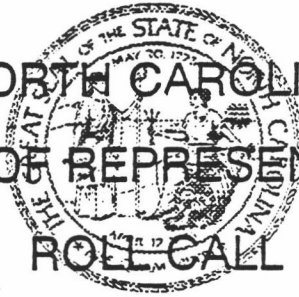
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ADJUSTED TOTAL
AYE 47
NO 0
NOT CAST 1
ABSENT 2

OPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2185
LEGISLATIVE DAY 221
H1448SCS

EV
10/27/98
2:11 PM
IN CHAIR: SPEAKER

PRESTON

1998 MARINE FISHERIES AMENDS.
MOTION #11 - TO CONCUR 100 SCS

AYES - 107

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HUNTER, H. | PRESTON |
| ALDRIDGE | CULPEPPER | HURLEY | RAMSEY |
| ALEXANDER | CUNNINGHAM | INSKO | RAYFIELD |
| ALLEN | DAUGHTRY | IVES | REDWINE |
| ALLRED | DAVIS | JARRELL | REYNOLDS |
| ARNOLD | DECKER | JEFFUS | ROGERS |
| BADDOUR | DEDMON | KINNEY | RUSSELL |
| BAKER | DOCKHAM | KISER | SAUNDERS |
| BARBEE | EARLE | LUEBKE | SEXTON |
| BAREFOOT | EASTERLING | MCALLISTER | SHERILL |
| BEALL | EDDINS | MCCOMAS | SHUBERT |
| BERRY | ESPOSITO | MCCOMBS | SMITH |
| BLACK | FITCH | MCCRARY | STARNES |
| BONNER | FOX | MCMAHAN | SUTTON |
| BOWIE | GARDNER | MERCER | TALLENT |
| BOYD-MCINTYRE | GOODWIN | MICHAUX | THOMPSON |
| BRAWLEY | GRADY | MILLER | TOLSON |
| BROWN | GULLEY | MITCHELL | WAINWRIGHT |
| BRYANT | HACKNEY | MOORE | WARNER |
| BUCHANAN | HALL | MORGAN | WATSON |
| CANSLER | HARDAWAY | MORRIS | WEATHERLY |
| CAPPS | HARDY | MOSLEY | WILSON, C. |
| CHURCH | HENSLEY | NESBITT | WILSON, G. |
| CLARY | HIATT | NICHOLS | WOOD |
| COLE | HILL | NYE | WRIGHT |
| CRAWFORD | HOLMES | OLDHAM | YONGUE |
| CREECH | HOWARD | OWENS | |

NOES - 0

DICKSON
EXCUSED ABSENCE - 3
JUSTUS WOMBLE

EXCUSED VOTE - 0

ADAMS
BLUE
BRASWELL
CARPENTER
ELLIS
GRAY
HIGHTOWER
MINER

NEELY
WARWICK

H1448SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH3029-LC295(4.2)

H.B. FILED

1449

MAY 21 98

HOUSE PRINCIPAL CLERK

Short Title: Exempt Disabled Veteran Vehicles.

(Public)

Sponsors: Representative Rogers.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT FROM PROPERTY TAX MOTOR VEHICLES OWNED
3 BY TOTALLY DISABLED VETERANS AND TO REIMBURSE LOCAL
4 GOVERNMENTS FOR THE RESULTING REVENUE LOSS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-275 is amended by adding a new subdivision to read:
7 "(5a) A motor vehicle owned by a veteran, as defined in 38 U.S.C. §
8 1101, who is entitled to benefits for total disability under 38 U.S.C.
9 § 1110."
10 Section 2. Subchapter II of Chapter 105 of the General Statutes is
11 amended by adding a new section to read:
12 "**§ 105-275.3. Reimbursement for exclusion of disabled veterans' vehicles.**
13 (a) On September 1, 1999, the tax collector of each county and the tax collector of
14 each city shall furnish to the Secretary of Revenue a list containing the name and
15 address of each person who has qualified during the previous fiscal year for the
16 exemption provided in G.S. 105-275(5a). The list shall also contain for each name
17 the total value of vehicles exempted, the tax rate the property is subject to, and the
18 product obtained by multiplying those two numbers by each other. The list shall be
19 accompanied by an affidavit attesting to the accuracy of the list and shall be on a
20 form prescribed by the Secretary of Revenue.
21 (b) Before May 31, 2000, the Secretary of Revenue shall distribute to the county
22 or city the total for the list provided pursuant to subsection (a) of this section of the
23 product obtained by multiplying the tax exemption for each taxpayer times the
24 applicable tax rate. Each year thereafter, on or before May 31, the Secretary of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1450

MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7425-LR314(5.20)

Short Title: Richmond Co. Local Act.

(Local)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO RICHMOND COUNTY AND THE INCORPORATED
- 3 MUNICIPALITIES IN THAT COUNTY.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This act relates to Richmond County and the incorporated
- 6 municipalities located in that County.
- 7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1451

MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7426-LR313(5.20)

Short Title: Montgomery Co. Local Act-2.

(Local)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO MONTGOMERY COUNTY AND THE
- 3 INCORPORATED MUNICIPALITIES IN THAT COUNTY.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This act relates to Montgomery County and the incorporated
- 6 municipalities located in that County.
- 7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1452

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7428-LR309(5.20)

Short Title: Scotland Co. Local Act-1.

(Local)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO SCOTLAND COUNTY AND THE INCORPORATED
3 MUNICIPALITIES IN THAT COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act relates to Scotland County and the incorporated
6 municipalities located in that County.
7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1453 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7416-LK229(5.12)

Short Title: Rowan School Bid Exemption.

(Local)

Sponsors: Representative Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ASSIST THE ROWAN-SALISBURY SCHOOLS WITH THE
3 EXPEDITING OF PUBLIC SCHOOL FACILITIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Notwithstanding the provisions of Article 8 of Chapter 143 of
6 the General Statutes, the Rowan-Salisbury Schools may select and negotiate with
7 separate prime contractors to build the Unitary System Approach (USA) model
8 school plan if the Rowan-Salisbury Schools determines that using the selection and
9 negotiations process instead of competitive bidding will expedite the project, create
10 an effective construction team, and control costs, quality, and schedule.
11 Section 2. This act shall apply to construction of a new middle school for
12 approximately 800 students using 1996 State Bond funding with design to begin in
13 May, 1998 and with occupancy scheduled by April, 2000.
14 Section 3. This act is effective when it becomes law and expires on June
15 30, 2001.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1454 MAY 21 93

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA450*-LFZ021(5.8)

Short Title: Advance Directives Corrections.

(Public)

Sponsors: Representatives Cansler and Bowie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE NECESSARY TECHNICAL CORRECTIONS TO CHAPTER
3 442 OF THE 1997 SESSION LAWS, "AN ACT TO ESTABLISH ADVANCE
4 INSTRUCTION FOR MENTAL HEALTH TREATMENT", AS
5 RECOMMENDED BY THE JOINT LEGISLATIVE HEALTH OVERSIGHT
6 COMMITTEE.
7 The General Assembly of North Carolina enacts:
8 Section 1. Chapter 442 of the 1997 Session Laws is amended to make
9 necessary technical corrections.
10 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH8301*-LFZX018(4.17)

Short Title: PSO Medicare Licensing.

(Public)

Sponsors: Representatives Cansler and Bowie.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE MEDICARE PROVIDER SPONSORED ORGANIZATION
3 LICENSING.

4 The General Assembly of North Carolina enacts:

5 Section 1. Chapter 131E of the General Statutes is amended by adding a
6 new Article to read:

7 "ARTICLE 17.

8 "Provider Sponsored Organization Licensing.

9 "§ 131E-275. General provisions.

10 (a) The General Assembly acknowledges that section 1855, et seq., of the federal
11 Social Security Act permits provider sponsored organizations that are organized and
12 licensed under State law as risk-bearing entities, or that are otherwise certified as
13 such by the federal government, to be eligible to offer health insurance or health
14 benefits coverage in each State in which the provider sponsored organization offers a
15 Medicare+Choice plan. The General Assembly declares that provider sponsored
16 organizations are beneficial to North Carolina citizens who are Medicare beneficiaries
17 and should be encouraged, subject to appropriate regulation by the Department of
18 Health and Human Services, acting through the Medical Care Commission. The
19 General Assembly further declares that, because provider sponsored organizations
20 provide health care directly and assume responsibility for the provision of Health
21 Care Services to Medicare beneficiaries under the requirements of the federal
22 Medicare program, they require different regulatory oversight to protect the public
23 than health maintenance organizations and insurance companies. The General
24 Assembly further declares that the organizers and operators of provider sponsored
25 organizations which are licensed under the terms of this Article as risk-bearing

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1456

MAY 21 11

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7423-RVZ005(5.11)

Short Title: Death by Administration of Lethal Drugs.

(Public)

Sponsors: Representative Justus.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ABOLISH EXECUTION BY LETHAL GAS AND TO PROVIDE
3 THAT A PERSON CONVICTED OF A CRIMINAL OFFENSE WHO IS
4 SENTENCED TO DEATH SHALL BE EXECUTED BY THE
5 ADMINISTRATION OF LETHAL DRUGS.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 15-187 reads as rewritten:

8 "**§ 15-187. Death by administration of lethal gas or drugs.**

9 Death by electrocution under sentence of law is hereby abolished and death by the
10 administration of lethal gas substituted therefor, except that if any person sentenced
11 to death so chooses, he may at least five days prior to his execution date, elect in
12 writing to be executed by the administration of a lethal quantity of an
13 ultrashort-acting barbiturate in combination with a chemical paralytic agent. under
14 sentence of law are abolished. Any person convicted of a criminal offense and
15 sentenced to death shall be executed only by the administration of a lethal quantity of
16 an ultrashort-acting barbiturate in combination with a chemical paralytic agent."

17 Section 2. G.S. 15-188 reads as rewritten:

18 "**§ 15-188. Manner and place of execution.**

19 ~~Except as otherwise provided in~~ In accordance with G.S. 15-187, the mode of
20 executing a death sentence must in every case be by causing administering to the
21 convict or felon to inhale lethal gas of sufficient quantity to cause death, and the
22 administration of such lethal gas must be continued until such a lethal quantity of an
23 ultrashort-acting barbiturate in combination with a chemical paralytic agent until the
24 convict or felon is dead; and when any person, convict or felon shall be sentenced by
25 any court of the State having competent jurisdiction to be so executed, such the



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1456

H1456-ALH-001

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

Date 9 June, 1998

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

Representative Justus

- 1 moves to amend the bill on page 2, line 9,
- 2 by inserting before the period "and applies to all executions after
- 3 the effective date of this act"

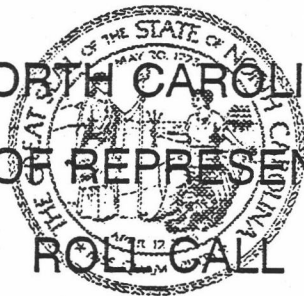
SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 09 1998 FAILED _____ TABLED _____

104-0 EV
[Signature]

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1648
LEGISLATIVE DAY 141
H1456
READING 2
JUSTUS
AMEND #1 - REP JUSTUS
DEATH BY ADMIN. OF LETHAL DRUGS

EV
6/09/98
1:48 PM
IN CHAIR: SPEAKER

AYES - 104

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| ADAMS | CULPEPPER | HOWARD | NICHOLS |
| ALDRIDGE | CUNNINGHAM | HUNTER, H. | NYE |
| ALLEN | DAUGHTRY | HUNTER, R. | OLDHAM |
| ALLRED | DAVIS | HURLEY | OWENS |
| ARNOLD | DEDMON | INSKO | PRESTON |
| BADDOUR | DICKSON | IVES | RAMSEY |
| BAKER | DOCKHAM | JARRELL | RAYFIELD |
| BARBEE | EARLE | JEFFUS | REYNOLDS |
| BEALL | EASTERLING | JUSTUS | ROGERS |
| BERRY | EDDINS | KINNEY | RUSSELL |
| BLACK | ELLIS | KISER | SAUNDERS |
| BLUE | ESPOSITO | LUEBKE | SEXTON |
| BONNER | FOX | MCCOMAS | SHERRILL |
| BOWIE | GARDNER | MCCOMBS | SMITH |
| BOYD-MCINTYRE | GOODWIN | MCCRARY | STARNES |
| BRAWLEY | GRADY | MCMAHAN | SUTTON |
| BROWN | GULLEY | MERCER | TOLSON |
| BUCHANAN | HACKNEY | MICHAUX | WARNER |
| CANSLER | HALL | MILLER | WARWICK |
| CARPENTER | HARDAWAY | MINER | WATSON |
| CHURCH | HARDY | MITCHELL | WEATHERLY |
| CLARY | HENSLEY | MOORE | WILSON, C. |
| COLE | HIATT | MORGAN | WILSON, G. |
| CRAWFORD | HIGHTOWER | MORRIS | WOOD |
| CREECH | HILL | MOSLEY | WRIGHT |
| CULP | HOLMES | NESBITT | YONGUE |

NOES - 0

EXCUSED ABSENCE - 8

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| ALEXANDER | CAPPS | MCALLISTER | SHUBERT |
| BRASWELL | GAMBLE | REDWINE | TALLENT |

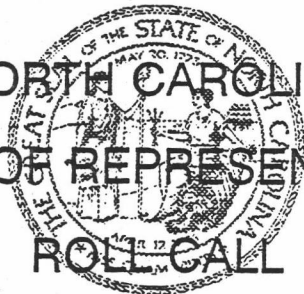
EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
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| SPEAKER | FITCH | NEELY | WAINWRIGHT |
| DECKER | GRAY | THOMPSON | WOMBLE |

H1456

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1648
LEGISLATIVE DAY 141
H1456

READING 2

JUSTUS

AMEND #1 - REP JUSTUS

DEATH BY ADMIN. OF LETHAL DRUGS

6/09/98

1:48 PM

IN CHAIR: SPEAKER

AYES - 104

ADAMS
ALDRIDGE
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES

HOWARD
HUNTER, H.
HUNTER, R.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT

NICHOLS
NYE
OLDHAM
OWENS
PRESTON
RAMSEY
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TOLSON
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 8-9 DW

ALEXANDER
BRASWELL

CAPPS
GAMBLE
MCALLISTER
REDWINE

SHUBERT
TALLENT
WAINWRIGHT DW

EXCUSED VOTE - 0

SPEAKER
DECKER

FITCH
GRAY

NOT VOTING - 8-7 DW

NEELY
THOMPSON

WAINWRIGHT DW
WOMBLE

H1456

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1456

DATE 6-9-98

S. B. No. _____

Amendment No. 2

COMMITTEE SUBSTITUTE _____

(to be filled in by
Principal Clerk)

Rep.) Verla Insko
Sen.) _____

1 moves to amend the bill on page 2, line 7

2 () WHICH CHANGES THE TITLE

3 by deleting lines 7 through 8

4 and rewriting as follows:

5 "...appliances for the infliction of the

6 punishment of death and qualified

7 personnel to set up and prepare the

8 injection, administer the pre-injections,

9 insert the IV catheter and to perform

10 other tasks required for this procedure

11 in accordance with the requirements

12 of this Article."

13 and renumbering the remaining

14 lines accordingly

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Verla Insko

ADOPTED 6-9-98 FAILED _____ TABLED _____

104-1 EV W. Insko

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1649
LEGISLATIVE DAY 141
H1456

READING 2

JUSTUS

AMEND #2 - ~~REP INSISO~~

DEATH BY ADMIN. OF LETHAL DRUGS

EV
6/09/98
1:54 PM
IN CHAIR: SPEAKER

AYES - 104

| | | | |
|------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HUNTER, H. | NICHOLS |
| ADAMS | DAVIS | HUNTER, R. | NYE |
| ALLEN | DEDMON | HURLEY | OLDHAM |
| ALLRED | DICKSON | INSKO | OWENS |
| ARNOLD | DOCKHAM | IVES | PRESTON |
| BADDOUR | EARLE | JARRELL | RAMSEY |
| BAKER | EASTERLING | JEFFUS | RAYFIELD |
| BARBEE | EDDINS | JUSTUS | REYNOLDS |
| BEALL | ELLIS | KINNEY | ROGERS |
| BERRY | ESPOSITO | KISER | RUSSELL |
| BLACK | FOX | LUEBKE | SAUNDERS |
| BLUE | GARDNER | MCCOMAS | SEXTON |
| BONNER | GOODWIN | MCCOMBS | SHERRILL |
| BOWIE | GRADY | MCCRARY | SMITH |
| BRAWLEY | GRAY | MCPAHAN | STARNES |
| BROWN | GULLEY | MERCER | SUTTON |
| BUCHANAN | HACKNEY | MICHAUX | TOLSON |
| CANSLER | HALL | MILLER | WARNER |
| CARPENTER | HARDAWAY | MINER | WARWICK |
| CHURCH | HARDY | MITCHELL | WATSON |
| CLARY | HENSLEY | MOORE | WEATHERLY |
| COLE | HIATT | MORGAN | WILSON, C. |
| CRAWFORD | HIGHTOWER | MORRIS | WILSON, G. |
| CREECH | HILL | MOSLEY | WOOD |
| CULP | HOLMES | NEELY | WRIGHT |
| CUNNINGHAM | HOWARD | NESBITT | YONGUE |

NOES - 1

ALDRIDGE

EXCUSED ABSENCE - 8

| | | | |
|-----------|--------|------------|---------|
| ALEXANDER | CAPPS | MCALLISTER | SHUBERT |
| BRASWELL | GAMBLE | REDWINE | TALLENT |

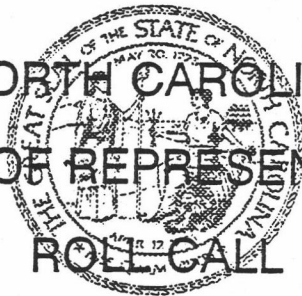
EXCUSED VOTE - 0

NOT VOTING - 7

| | | | |
|---------------|--------|------------|--------|
| BOYD-MCINTYRE | DECKER | THOMPSON | WOMBLE |
| CULPEPPER | FITCH | WAINWRIGHT | |

H1456

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1649
LEGISLATIVE DAY 141
H1456

READING 2

JUSTUS

AMEND #2 - *REP INSISO*

DEATH BY ADMIN. OF LETHAL DRUGS

EV
6/09/98
1:54 PM
IN CHAIR: SPEAKER

AYES - 104

| | | | |
|------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HUNTER, H. | NICHOLS |
| ADAMS | DAVIS | HUNTER, R. | NYE |
| ALLEN | DEDMON | HURLEY | OLDHAM |
| ALLRED | DICKSON | INSKO | OWENS |
| ARNOLD | DOCKHAM | IVES | PRESTON |
| BADDOUR | EARLE | JARRELL | RAMSEY |
| BAKER | EASTERLING | JEFFUS | RAYFIELD |
| BARBEE | EDDINS | JUSTUS | REYNOLDS |
| BEALL | ELLIS | KINNEY | ROGERS |
| BERRY | ESPOSITO | KISER | RUSSELL |
| BLACK | FOX | LUEBKE | SAUNDERS |
| BLUE | GARDNER | MCCOMAS | SEXTON |
| BONNER | GOODWIN | MCCOMBS | SHERRILL |
| BOWIE | GRADY | MCCRARY | SMITH |
| BRAWLEY | GRAY | MCPAHAN | STARNES |
| BROWN | GULLEY | MERCER | SUTTON |
| BUCHANAN | HACKNEY | MICHAUX | TOLSON |
| CANSLER | HALL | MILLER | WARNER |
| CARPENTER | HARDAWAY | MINER | WARWICK |
| CHURCH | HARDY | MITCHELL | WATSON |
| CLARY | HENSLEY | MOORE | WEATHERLY |
| COLE | HIATT | MORGAN | WILSON, C. |
| CRAWFORD | HIGHTOWER | MORRIS | WILSON, G. |
| CREECH | HILL | MOSLEY | WOOD |
| CULP | HOLMES | NEELY | WRIGHT |
| CUNNINGHAM | HOWARD | NESBITT | YONGUE |

NOES - 1

ALDRIDGE

ALEXANDER
BRASWELL

EXCUSED ABSENCE - *89 DW*
CAPPS
GAMBLE

MCALLISTER
REDWINE

SHUBERT
TALLENT
WAINWRIGHT DW

EXCUSED VOTE - 0

BOYD-MCINTYRE
CULPEPPER

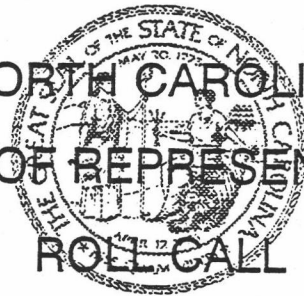
DECKER
FITCH

NOT VOTING - *76 DW*
THOMPSON
~~WAINWRIGHT~~
DW

WOMBLE

H1456

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1650
LEGISLATIVE DAY 141
H1456
READING 2
JUSTUS

6/09/98
1:54 PM
IN CHAIR: SPEAKER

DEATH BY ADMIN. OF LETHAL DRUGS

AYES - 99

SPEAKER
ADAMS
ALDRIDGE
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH

CULP
CUNNINGHAM
DAUGHTRY
DAVIS
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HIGHTOWER
HILL
HOLMES
HOWARD

HUNTER, R.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE

OLDHAM
OWENS
PRESTON
RAMSEY
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TOLSON
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD
WRIGHT
YONGUE

NOES - 6

HARDAWAY
HENSLEY

HIATT
HUNTER, H.

LUEBKE

MICHAUX

EXCUSED ABSENCE - 8

ALEXANDER
BRASWELL

CAPPS
GAMBLE

MCALLISTER
REDWINE

SHUBERT
TALLENT

EXCUSED VOTE - 0

NOT VOTING - 7

BLUE
CULPEPPER

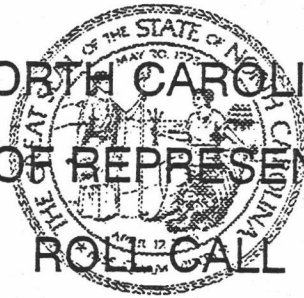
DECKER
FITCH

THOMPSON
WAINWRIGHT

WOMBLE

H1456

NORTH CAROLINA HOUSE OF REPRESENTATIVES



1650
LEGISLATIVE DAY 141
H1456
READING 2
JUSTUS

6/09/98
1:54 PM
IN CHAIR: SPEAKER

DEATH BY ADMIN. OF LETHAL DRUGS

AYES - 99

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HUNTER, R. | OLDHAM |
| ADAMS | CUNNINGHAM | HURLEY | OWENS |
| ALDRIDGE | DAUGHTRY | INSKO | PRESTON |
| ALLEN | DAVIS | IVES | RAMSEY |
| ALLRED | DEDMON | JARRELL | RAYFIELD |
| ARNOLD | DICKSON | JEFFUS | REYNOLDS |
| BADDOUR | DOCKHAM | JUSTUS | ROGERS |
| BAKER | EARLE | KINNEY | RUSSELL |
| BARBEE | EASTERLING | KISER | SAUNDERS |
| BEALL | EDDINS | MCCOMAS | SEXTON |
| BERRY | ELLIS | MCCOMBS | SHERRILL |
| BLACK | ESPOSITO | MCCRARY | SMITH |
| BONNER | FOX | MCMAHAN | STARNES |
| BOWIE | GARDNER | MERCER | SUTTON |
| BOYD-MCINTYRE | GOODWIN | MILLER | TOLSON |
| BRAWLEY | GRADY | MINER | WARNER |
| BROWN | GRAY | MITCHELL | WARWICK |
| BUCHANAN | GULLEY | MOORE | WATSON |
| CANSLER | HACKNEY | MORGAN | WEATHERLY |
| CARPENTER | HALL | MORRIS | WILSON, C. |
| CHURCH | HARDY | MOSLEY | WILSON, G. |
| CLARY | HIGHTOWER | NEELY | WOOD |
| COLE | HILL | NESBITT | WRIGHT |
| CRAWFORD | HOLMES | NICHOLS | YONGUE |
| CREECH | HOWARD | NYE | |

NOES - 6

| | | | |
|----------|------------|--------|---------|
| HARDAWAY | HIATT | LUEBKE | MICHAUX |
| HENSLEY | HUNTER, H. | | |

EXCUSED ABSENCE - 8 9 DW

| | | | |
|-----------|--------|------------|---------------|
| ALEXANDER | CAPPS | MCALLISTER | SHUBERT |
| BRASWELL | GAMBLE | REDWINE | TALLENT |
| | | | WAINWRIGHT DW |

EXCUSED VOTE - 0

| | | | |
|-----------|--------|------------------|--------|
| BLUE | DECKER | THOMPSON | WOMBLE |
| CULPEPPER | FITCH | WAINWRIGHT DW | |

H1456

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1457 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6384*-LLZ193A(5.11)

Short Title: Private Prison Standards.

(Public)

Sponsors: Representative Justus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE STANDARDS FOR THE REGULATION OF PRIVATE
3 PRISONS HOUSING OUT-OF-STATE INMATES, AS RECOMMENDED BY
4 THE JOINT LEGISLATIVE CORRECTIONS AND CRIME CONTROL
5 OVERSIGHT COMMITTEE.
6 The General Assembly of North Carolina enacts:
7 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997 1458

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8300*-LN203(5.19)

Short Title: Strike Out Stroke Project.

(Public)

Sponsors: Representative Justus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE STRIKE OUT
3 STROKE PROJECT IN THE DEPARTMENT OF HEALTH AND HUMAN
4 SERVICES, AS RECOMMENDED BY THE HEART DISEASE AND STROKE
5 PREVENTION TASK FORCE.
6 Whereas, stroke is the leading cause of disability and the third leading
7 cause of death in North Carolina, and hypertension is the leading cause of stroke; and
8 Whereas, the estimated lifetime cost of a mild stroke in an older adult is
9 \$100,000; the estimated lifetime cost of a severe stroke in a younger adult is \$500,000;
10 and
11 Whereas, in North Carolina, stroke and heart disease are the leading
12 causes of hospitalization expenditures; and
13 Whereas, the annual costs of cardiovascular disease to the health care
14 system in the United States in 1996 were estimated to have been \$151 billion, - a 9%
15 increase from the previous year; and
16 Whereas, experts in this area agree that early detection and control
17 management of risk factors such as hypertension and cardiovascular disease, including
18 but not limited to atrial fibrillation, are the most effective ways to reduce the
19 incidence of stroke and other forms of cardiovascular disease; and
20 Whereas, new drug therapies show great promise in arresting or reversing
21 the damage from a stroke if administered within hours of the occurrence of the
22 stroke; and
23 Whereas, from 1992 to 1996, North Carolina hosted a federally funded
24 pilot project called "Strike Out Stroke"; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1459

MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7424*-LN205(5.19)

Short Title: BANC Initiative.

(Public)

Sponsors: Representative Justus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH
3 AND HUMAN SERVICES FOR THE "BE ACTIVE NORTH CAROLINA
4 (BANC)" INITIATIVE AS RECOMMENDED BY THE HEART DISEASE AND
5 STROKE PREVENTION TASK FORCE.
6 Whereas, the health and physical fitness of our youth are critical to the
7 future of our State and our nation; and
8 Whereas, studies have shown that many of our children are in poor
9 physical condition; and
10 Whereas, nationally, 6 out of 10 youth exhibit at least one risk factor for
11 cardiovascular disease by the age of 12; and
12 Whereas, North Carolina youth exhibit poorer cardiovascular fitness,
13 have a higher percent body fat, and are less flexible than their peers nationally; and
14 Whereas, 21% of North Carolina's youth watch six or more hours of
15 television every day. This is the largest percentage in the nation; and
16 Whereas, in North Carolina, the average elementary school student has
17 instruction from a certified physical educator less than twice per week; and
18 Whereas, 60% of North Carolina adults live sedentary lifestyles; and
19 Whereas, the annual costs of cardiovascular disease to the health care
20 system in the United States in 1996 were estimated to have been \$151 billion, a 9%
21 increase from the previous year; and
22 Whereas, increased physical activity in both children and adults has been
23 proven to reduce the incidence of the risk factors for cardiovascular disease; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1460 MAY 21 93
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7422*-LN204(5.19)

Short Title: CVD Data Act.

(Public)

Sponsors: Representative Justus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH
3 AND HUMAN SERVICES FOR THE ESTABLISHMENT OF A
4 CARDIOVASCULAR HEALTH DATA UNIT AS RECOMMENDED BY THE
5 HEART DISEASE AND STROKE PREVENTION TASK FORCE.
6 Whereas, heart disease is the leading cause of death in North Carolina,
7 and stroke is the third leading cause of death in North Carolina; and
8 Whereas, in North Carolina, cardiovascular disease is the leading cause of
9 hospital expenditures, resulting in more than \$2,000,000,000 in hospital charges
10 during 1997; and
11 Whereas, the annual costs of cardiovascular disease to the health care
12 system in the United States in 1996 were estimated to have been \$151 billion, a 9%
13 increase from the previous year; and
14 Whereas, several organizations, both public and private, are currently
15 collecting health outcome data on cardiovascular disease (CVD); however, there is no
16 ongoing central coordination and assessment of these data for the State of North
17 Carolina; and
18 Whereas, available high quality CVD health outcome data are essential in
19 order to:
20 (1) Target CVD interventions, which will achieve efficient use of
21 limited resources;
22 (2) Motivate CVD intervention participants, which will achieve
23 effective utilization of limited resources; and
24 (3) Evaluate CVD activities, which will then achieve accountable
25 utilization of limited resources; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1461

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1480-RBZ14.0(5.14)

Short Title: Franchise Tax Credit for CIP.

(Public)

Sponsors: Representatives Sexton and H. Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW A CREDIT AGAINST THE FRANCHISE TAX FOR
3 PROPERTY TAXES PAID ON CONSTRUCTION IN PROGRESS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 105 of the General Statutes is amended by adding a
6 new section to read:
7 **"§ 105-127.1. Credit for property tax paid on construction in progress.**
8 **(a) Credit. -- A person, firm, or corporation required to file a report and remit a**
9 **tax under this Article is allowed a credit against the tax imposed by this Article equal**
10 **to the amount of property taxes the taxpayer paid at par during the calendar year**
11 **next preceding the due date of the franchise tax return on construction in progress.**
12 **In addition, a person, firm, or corporation that must file a report and remit a tax**
13 **under this Article that is the owner of a pass-through entity that is not subject to the**
14 **tax imposed under this Article is allowed a credit against the tax imposed by this**
15 **Article equal to the taxpayer's pro rata share of the amount of property taxes the**
16 **pass-through entity paid at par during the calendar year next preceding the due date**
17 **of the franchise tax return on construction in progress. The total credit allowed**
18 **under this section for the taxable year may not exceed the amount of tax imposed by**
19 **this Article for the taxable year reduced by the sum of all credits allowed against this**
20 **tax, except payments of tax made by or on behalf of the taxpayer. To claim the**
21 **credit, the taxpayer must attach to the return a copy of the tax receipt for the**
22 **property taxes for which a credit is claimed. The receipt must indicate that the taxes**
23 **have been paid and the amount and date of the payment.**
24 **(b) Adjustment. -- If a taxing unit gives a taxpayer a credit or refund for any of the**
25 **property taxes for which the taxpayer claimed a credit under this section, the**

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1462 MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3061*-LDZ009.02(5.4)

Short Title: Certain Septic Tank Devices Required.

(Public)

Sponsors: Representative Culp.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE COMMISSION FOR HEALTH SERVICES TO
3 REQUIRE EACH NEW SEPTIC TANK SYSTEM TO USE AN EFFLUENT
4 FILTER AND AN ACCESS DEVICE, TO DEVELOP STANDARDS FOR
5 THESE DEVICES, TO ADOPT THESE REQUIREMENTS AND STANDARDS
6 BY TEMPORARY RULES, AND TO CONSIDER WHETHER, FOR SYSTEMS
7 THAT USE THESE NEW DEVICES, THE CURRENT REQUIREMENT THAT
8 THE SITE MUST INCLUDE A SEPARATE REPAIR AREA CAN BE
9 AMENDED, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW
10 COMMISSION.
11 The General Assembly of North Carolina enacts:
12 Section 1. G.S. 130A-335(f) reads as rewritten:
13 "(f) The rules of the Commission and the rules of the local board of health shall
14 classify systems of wastewater collection, treatment and disposal according to size,
15 type of treatment and any other appropriate factors. The rules shall provide
16 construction requirements, including pretreatment and system control requirements,
17 standards for operation, maintenance, monitoring, reporting, and ownership
18 requirements for each classification of systems of wastewater collection, treatment and
19 disposal in order to prevent, as far as reasonably possible, any contamination of the
20 land, groundwater and surface waters. The rules shall require, for each septic tank
21 system, the use of an effluent filter to prevent solid and other materials from leaving
22 the septic tank and the use of an access lid or other access device for each
23 compartment of the tank to provide access to the compartment in order to facilitate
24 service maintenance. The Department and local health departments may impose
25 conditions on the issuance of permits and may revoke the permits for failure of the

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1724
LEGISLATIVE DAY 155
H1462HCS
READING 2
CULP

EV
7/02/98
11:32 AM
IN CHAIR: SPEAKER

CERTAIN SEPTIC TANK DEVICES REQUIRED

AYES - 94

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULPEPPER | HUNTER, R. | NESBITT |
| ADAMS | DAUGHTRY | HURLEY | OLDHAM |
| ALEXANDER | DICKSON | INSKO | PRESTON |
| ALLEN | DOCKHAM | IVES | RAMSEY |
| ARNOLD | EARLE | JARRELL | RAYFIELD |
| BADDOUR | EASTERLING | JEFFUS | REDWINE |
| BARBEE | EDDINS | JUSTUS | REYNOLDS |
| BEALL | ELLIS | KINNEY | ROGERS |
| BERRY | FITCH | KISER | RUSSELL |
| BLUE | FOX | LUEBKE | SAUNDERS |
| BONNER | GARDNER | MCCOMAS | SEXTON |
| BOWIE | GOODWIN | MCCOMBS | SHERILL |
| BOYD-MCINTYRE | GRADY | MCCRARY | SHUBERT |
| BRASWELL | GRAY | MCMAHAN | SUTTON |
| BRAWLEY | GULLEY | MERCER | TOLSON |
| BROWN | HACKNEY | MICHAUX | WAINWRIGHT |
| BUCHANAN | HARDAWAY | MILLER | WARNER |
| CANSLER | HARDY | MINER | WEATHERLY |
| CAPPS | HENSLEY | MITCHELL | WILSON, C. |
| CARPENTER | HIGHTOWER | MORGAN | WILSON, G. |
| CLARY | HILL | MORRIS | WOMBLE |
| COLE | HOLMES | MOSLEY | WRIGHT |
| CREECH | HOWARD | NEELY | YONGUE |
| CULP | HUNTER, H. | | |

NOES - 11

| | | | |
|----------|--------|-------|---------|
| ALLRED | DAVIS | HIATT | WARWICK |
| BAKER | DECKER | NYE | WOOD |
| CRAWFORD | HALL | OWENS | |

EXCUSED ABSENCE - 11

| | | | |
|------------|----------|------------|----------|
| ALDRIDGE | DEDMON | MCALLISTER | SMITH |
| BLACK | ESPOSITO | MOORE | THOMPSON |
| CUNNINGHAM | GAMBLE | NICHOLS | |

EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|--------|---------|---------|--------|
| CHURCH | STARNES | TALLENT | WATSON |
|--------|---------|---------|--------|

H1462HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1462

H1462-ALD-13

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

Date JUL 06 1998, 1998

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

Representative Allred

- 1 moves to amend the bill on page 1, line 18,
2 by deleting "require," and substituting "provide local boards of
3 health that do not have local wastewater rules under subsection (c)
4 of this section with the option of adopting a local rule that
5 requires,"; and
6
7 on page 2, line 18, by rewriting that line to read:
8 "(a) The manufacturer of each septic tank to be installed in a
9 county in this State that has adopted a local rule that requires an
10 effluent filter shall provide"; and
11
12 on page 2, line 23, by deleting "The" and substituting "If an
13 effluent filter is required by rule of the local board of health,
14 the"; and
15
16 on page 2, line 36, by deleting "required by" and substituting
17 "under"; and
18
19 on page 3, line 5, by deleting "required"; and
20
21 on page 3, line 9, by deleting "required by" and substituting
22 "under"; and
23



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1462

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

H1462-ALD-13

1 on page 3, line 9, by adding at the end of that line the following:
2 "if required by rule of the local board of health,".
3

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

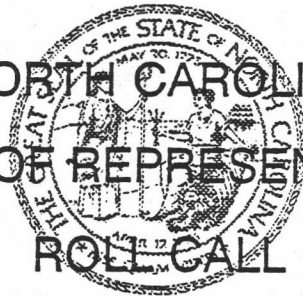
FAILED _____

JUL 06 1998

TABLED _____

11-89 EV
DWicks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1727
LEGISLATIVE DAY 156
H1462HCS
READING 3

CULP
AMEND #1 - REP ALLRED
CERTAIN SEPTIC TANK DEVICES REQUIRED

EV
7/06/98
7:24 PM
IN CHAIR: SPEAKER

AYES - 11

ALLRED
BAKER
BERRY

DAVIS
HALL
LUEBKE

NYE
OWENS
STARNES

WARWICK
WOOD

NOES - 89

ADAMS
ALDRIDGE
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BEALL
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CAPPS
CARPENTER
CHURCH
CLARY
CRAWFORD
CREECH
CULP
CULPEPPER

CUNNINGHAM
DAUGHTRY
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GOODWIN
GRADY
GULLEY
HACKNEY
HARDAWAY
HARDY
HENSLEY
HIATT

HIGHTOWER
HILL
HOLMES
HOWARD
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCMAHAN
MERCER
MICHAX
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY

NEELY
NESBITT
NICHOLS
PRESTON
RAMSEY
RAYFIELD
REYNOLDS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
SUTTON
THOMPSON
TOLSON
WAINWRIGHT
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
YONGUE

EXCUSED ABSENCE - 11

CANSLER
COLE
GAMBLE

HUNTER, R.
KINNEY
MCALLISTER

MCCRARY
OLDHAM
REDWINE

ROGERS
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
BARBEE
BRASWELL

GRAY
HUNTER, H.

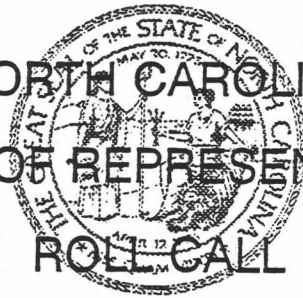
MINER
TALLENT

WARNER
WOMBLE

H1462HCS

Bill # 1728
LEGISLATIVE DAY 156
H1462HCS
READING 3
CULP

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



ROLL CALL

EV
7/06/98
7:25 PM
IN CHAIR: SPEAKER

CERTAIN SEPTIC TANK DEVICES REQUIRED

AYES - 93

| | | | |
|---------------|------------|-----------|------------|
| ADAMS | CUNNINGHAM | HIGHTOWER | NEELY |
| ALDRIDGE | DAUGHTRY | HILL | NESBITT |
| ALEXANDER | DAVIS | HOLMES | NICHOLS |
| ALLEN | DECKER | HOWARD | PRESTON |
| ARNOLD | DEDMON | HURLEY | RAMSEY |
| BADDOUR | DICKSON | INSKO | RAYFIELD |
| BEALL | DOCKHAM | IVES | REYNOLDS |
| BERRY | EARLE | JARRELL | RUSSELL |
| BLACK | EASTERLING | JEFFUS | SAUNDERS |
| BLUE | EDDINS | JUSTUS | SEXTON |
| BONNER | ELLIS | KISER | SHERRILL |
| BOWIE | ESPOSITO | LUEBKE | SHUBERT |
| BOYD-MCINTYRE | FITCH | MCCOMAS | SMITH |
| BRAWLEY | FOX | MCCOMBS | STARNES |
| BROWN | GARDNER | MCMAHAN | SUTTON |
| BUCHANAN | GOODWIN | MERCER | THOMPSON |
| CAPPS | GRADY | MICHAUX | TOLSON |
| CARPENTER | GULLEY | MILLER | WAINWRIGHT |
| CHURCH | HACKNEY | MITCHELL | WATSON |
| CLARY | HALL | MOORE | WEATHERLY |
| CRAWFORD | HARDAWAY | MORGAN | WILSON, C. |
| CREECH | HARDY | MORRIS | WILSON, G. |
| CULP | HENSLEY | MOSLEY | YONGUE |
| CULPEPPER | | | |

NOES - 7

| | | | |
|--------|-------|---------|------|
| ALLRED | HIATT | OWENS | WOOD |
| BAKER | NYE | WARWICK | |

EXCUSED ABSENCE - 11

| | | | |
|---------|------------|---------|--------|
| CANSLER | HUNTER, R. | MCCRARY | ROGERS |
| COLE | KINNEY | OLDHAM | WRIGHT |
| GAMBLE | MCALLISTER | REDWINE | |

EXCUSED VOTE - 0

NOT VOTING - 9

| | | | |
|----------|------------|---------|--------|
| SPEAKER | GRAY | MINER | WARNER |
| BARBEE | HUNTER, H. | TALLENT | WOMBLE |
| BRASWELL | | | |

H1462HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1936/9-- 2:37 PM

AUGUST 11, 1998

LEGISLATIVE DAY 177

LT. GOVERNOR WICKER

-- Presiding

CULP
CERTAIN SEPTICTANK DEVICES REQUIRED
SENATE COM SUB #2/4TH EDITION

HOUSE BILL 1462
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | DANNELLY | LEDBETTER | PLYLER |
| | | ALLRAN | EAST | LEE | PURCELL |
| | | BALLANCE | FORRESTER | LUCAS | RAND |
| | | BALLANTINE | FOXX | MARTIN R. | REEVES |
| | | BASNIGHT | GARWOOD | MARTIN W. | RUCHO |
| | | BLUST | HARTSELL | MCDANIEL | SHAW R. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CARRINGTON | HOYLE | MOORE | WARREN |
| | | CLARK | JENKINS | ODOM | WEBSTER |
| | | COCHRANE | JORDAN | PAGE | WEINSTEIN |
| | | COOPER | KERR | PERDUE | WELLONS |
| | | DALTON | KINNAIRD | PHILLIPS | |

NO 0

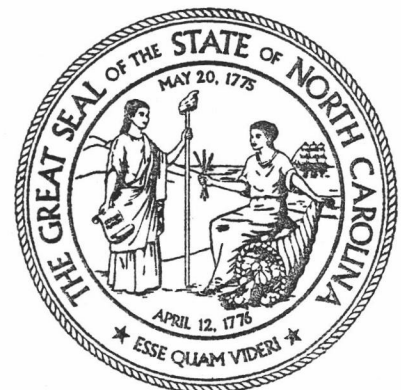
EXCUSED 0

NOT CAST 1 WINNER

ABSENT 2 GULLEY SHAW L.

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1930
LEGISLATIVE DAY 181
H1462SCS #2

EV
8/18/98
3:06 PM
IN CHAIR: SPEAKER

CULP

CERTAIN SEPTIC TANK DEVICES REQUIRED
MOTION #11 - TO CONCUR IN SCS #2

AYES - 97

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BARBEE
BAREFOOT
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY

COLE
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
FITCH
FOX
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HARDY
HENSLEY
HILL

HOLMES
HUNTER, H.
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NICHOLS
OLDHAM

OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WEATHERLY
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 14

ALDRIDGE
BAKER
BRYANT
DAVIS

HALL
HARDAWAY
HIATT
HIGHTOWER

MCALLISTER
NESBITT
NYE

WARNER
WARWICK
WOOD

EXCUSED ABSENCE - 4

ESPOSITO

IVES

NEELY

WATSON

EXCUSED VOTE - 0

NOT VOTING - 5

CREECH
GARDNER

HOWARD

KINNEY

STARNES

H1462SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1463

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7421*-LK198D(2.7)

Short Title: Transit Rt of Way Protection.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE CERTAIN PUBLIC ENTITIES TO PROTECT
3 RIGHTS-OF-WAY FOR FUTURE PUBLIC TRANSIT DEVELOPMENT.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 160A of the General Statutes is amended by adding a
6 new Article to read:
7 "ARTICLE 11A.
8 "Transit Corridors.
9 "**§ 160A-264. Transit corridor official map act.**
10 (a) This Article may be referred to as the "Transit Corridor Official Map Act".
11 (b) This Article shall apply to any of the following which shall be called the
12 'entity' in the remaining sections of this Article:
13 (1) Regional public transportation authorities created pursuant to
14 Article 26 of this Chapter.
15 (2) Regional transportation authorities created pursuant to Article 27
16 of this Chapter.
17 (3) Cities with a population of 50,000 or more based on the most
18 recent federal decennial census.
19 "**§ 160A-264A. Transit corridor official map.**
20 (a) A transit corridor official map may be adopted or amended by the governing
21 board of the entity for any proposed public transit right-of-way, including proposed
22 right-of-way, adjacent stations and yards, and appurtenant parking facilities. Before
23 an entity adopts a transit corridor official map, the entity shall obtain approval from
24 the board of commissioners of any affected county. No transit corridor official map

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1464

MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7420*-LK216A(4.23)

Short Title: Transportation Corridors.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO
3 CREATE TRANSPORTATION CORRIDORS AND PROTECT THEM FROM
4 DEVELOPMENT.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 136 is amended by adding a new Article to read:
7 "ARTICLE 2F.
8 "Transportation Corridor Official Map Act.
9 "§ 136-44.60. Transportation corridor official map act.
10 (a) A transportation corridor official map may be adopted or amended by the
11 Department of Transportation for any of the following:
12 (1) Any portion of the existing or proposed State highway system.
13 (2) Any portion of a railroad project contained in the Transportation
14 Improvement Program adopted pursuant to G.S. 143B-350(f)(4).
15 (3) Any other transportation project or system contained in the
16 Transportation Improvement Program adopted pursuant to G.S.
17 143B-350(f)(4).
18 No transportation corridor official map shall be adopted or amended, nor may any
19 property be regulated under this Article until:
20 (1) The Department of Transportation in each county affected by the
21 map, has held a public hearing on the proposed map or
22 amendment. Notice of the hearing shall be provided:
23 a. By publication at least once a week for four successive
24 weeks prior to the hearing in a newspaper having general

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1465 MAY 21 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8303*-RMZX04(5.21)

Short Title: Adoption Registry.

(Public)

Sponsors: Representatives Earle and Aldridge.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AMEND THE ADOPTION LAWS PERTAINING TO ACCESS TO
3 ADOPTION RECORDS, AND TO ESTABLISH AN ADOPTION REGISTRY.

4 The General Assembly of North Carolina enacts:

5 Section 1. Chapter 48 of the General Statutes is amended by adding the
6 following new Article to read:

7 "ARTICLE 11.

8 "Adoption Registry.

9 "§ 48-11-101. Department to maintain mutual consent voluntary adoption registry;
10 when disclosure authorized.

11 (a) The Department shall establish and maintain a statewide, confidential, mutual
12 consent, voluntary adoption registry for receiving, filing, and retaining documents that
13 request, authorize, or deny authorization of the release of identifying information.
14 The purpose of the registry shall be to facilitate voluntary contact between mutually
15 consenting adopted persons and their biological relatives.

16 (b) The use of the registry shall be limited to adoptees who have reached the age
17 of 18 years and their biological relatives. For purposes of this section, 'biological
18 relative' includes only:

19 (1) The biological mother of an adoptee; and

20 (2) The biological father of an adoptee if such person:

21 a. Is presumed by law to be the biological father of the
22 adoptee;

23 b. Has established paternity judicially or by affidavit that has
24 been filed in a central registry maintained by the
25 Department;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1466

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4180*-RNZ001C(5.11)

Short Title: Civil Procedure Rules Changes.

(Public)

Sponsors: Representatives Baddour and Neely.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE RULES OF CIVIL PROCEDURE AND TO EXTEND
3 THE CIVIL PROCEDURE STUDY COMMISSION.

4 The General Assembly of North Carolina enacts:

5
6 **SERVICE BY NOTARIES (RULE 4(a))**

7 Section 1. G.S. 1A-1, Rule 4(a) reads as rewritten:

8 "(a) Summons -- Issuance; who may serve. -- Upon the filing of the complaint,
9 summons shall be issued forthwith, and in any event within five days. The complaint
10 and summons shall be delivered to some proper person for service. In this State, such
11 proper person shall be the sheriff of the county where service is to be ~~made~~ made, a
12 notary public commissioned under Chapter 10A of the General Statutes, or some
13 other person duly authorized by law to serve summons. Outside this State, such
14 proper person shall be anyone who is not a party and is not less than 21 years of age
15 or anyone duly authorized to serve summons by the law of the place where service is
16 to be made. Upon request of the plaintiff separate or additional summons shall be
17 issued against any defendants. A summons is issued when, after being filled out and
18 dated, it is signed by the officer having authority to do so. The date the summons
19 bears shall be prima facie evidence of the date of issue."

20

21 **SUMMONS ALIVE FOR 60 DAYS (RULE 4(c))**

22 Section 2. G.S. 1A-1, Rule 4(c) reads as rewritten:

23 "(c) Summons -- Return. -- Personal service or substituted personal service of
24 summons as prescribed by Rule 4(j)(1) a and b must be made within ~~30~~ 60 days after
25 the date of the issuance of ~~summons, except that in tax and assessment foreclosures~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1467 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7418*-LDQZ010.02(5.4)

Short Title: Southern Dairy Compact Cmsn. Funds.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO A NONREVERTING RESERVE FOR
3 THE START-UP COSTS OF THE SOUTHERN DAIRY COMPACT
4 COMMISSION AND THE INITIAL COSTS OF ADMINISTERING AND
5 ENFORCING THE SOUTHERN DAIRY COMPACT AND TO PROVIDE FOR
6 THE REPAYMENT OF THOSE FUNDS, AS RECOMMENDED BY THE
7 ENVIRONMENTAL REVIEW COMMISSION.

8 The General Assembly of North Carolina enacts:

9 Section 1. There is appropriated from the General Fund to a
10 nonreverting reserve within the Department of Agriculture and Consumer Services
11 the sum of one million eight hundred thousand dollars (\$1,800,000) for the 1998-99
12 fiscal year for the start-up costs of the Southern Dairy Compact Commission, to be
13 established pursuant to Section 4 of the Southern Dairy Compact as set forth in G.S.
14 106-810, and the initial costs of administration and enforcement of the Southern
15 Dairy Compact.

16 Section 2. (a) The Director of the Budget shall make no disbursements
17 from the reserve established in Section 1 of this act to the Southern Dairy Compact
18 Commission unless Congress ratifies legislation authorizing the operation of the
19 Southern Dairy Compact, and the State of North Carolina and the Southern Dairy
20 Compact Commission enter into a contract, approved by the Attorney General and
21 the Commissioner of Agriculture, that contains all of the following provisions:

- 22 (1) That the administrative headquarters of the Southern Dairy
23 Compact Commission shall be located within this State.
24 (2) That all funds disbursed from the reserve to the Southern Dairy
25 Compact Commission shall be repaid to the State, plus interest at

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1468 MAY 21 98
HOUSE PRINCIPAL CLERK

H

HOUSE DRH3057-LRZ253(5.11)

Short Title: Study State Personnel System.

(Public)

Sponsors: Representatives Russell and Thompson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT CREATING THE COMMISSION TO REVIEW AND RESTRUCTURE
3 ADMINISTRATION OF THE STATE PERSONNEL SYSTEM AND
4 APPROPRIATING FUNDS TO THE GENERAL ASSEMBLY FOR THAT
5 PURPOSE.
6 The General Assembly of North Carolina enacts:
7 Section 1. The Commission to Review and Restructure Administration of
8 the State Personnel System is created. The Commission shall consist of 16 members:
9 (1) Eight members appointed by the Speaker of the House of
10 Representatives, including six Representatives and two members of
11 the public at-large. The public members shall be knowledgeable of
12 State personnel human resources matters.
13 (2) Eight members appointed by the President Pro Tempore of the
14 Senate, including six Senators and two members of the public at-
15 large. The public members shall be knowledgeable of State
16 personnel human resources matters.
17 Section 2. The Speaker of the House of Representatives shall designate
18 one Representative as cochair and the President Pro Tempore of the Senate shall
19 designate one Senator as cochair.
20 Section 3. The Commission shall:
21 (1) Review the duties, functions, staffing, and organization of the
22 Office of State Personnel.
23 (2) Examine ways to enhance the effectiveness of the Office of State
24 Personnel and to improve the administration of the State Personnel
25 Act.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED 1469 MAY 21 90

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8305-LRZ238B(2.16)

Short Title: State Personnel Comm. Reorganized.

(Public)

Sponsors: Representatives Sherrill and Russell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT REORGANIZING THE STATE PERSONNEL COMMISSION AND
3 AUTHORIZING THE CHAIR OF THE STATE PERSONNEL COMMISSION
4 TO APPOINT PANELS OF ITS MEMBERS TO MAKE RECOMMENDATIONS
5 TO THE FULL COMMISSION REGARDING THE FINAL DECISION IN
6 CONTESTED CASES.
7 The General Assembly of North Carolina enacts:
8 Section 1. Effective March 31, 1999, G.S. 126-2 reads as rewritten:
9 "§ 126-2. State Personnel Commission.
10 (a) There is hereby established the State Personnel Commission (hereinafter
11 referred to as "the Commission").
12 (b) The Commission shall consist of ~~seven members who shall be appointed by the~~
13 ~~Governor on July 1, 1965, or as soon thereafter as is practicable. Two members of the~~
14 ~~Commission shall be chosen from employees of the State subject to the provisions of~~
15 ~~this Chapter; two members shall be appointed, of which one shall be an employee of~~
16 ~~local government subject to the provisions of this Chapter, from a list of individuals~~
17 ~~nominated by the North Carolina association of county commissioners; two members~~
18 ~~shall be individuals actively engaged in the management of a private business or~~
19 ~~industry; and one member shall be appointed from the public at large. Of the initial~~
20 ~~members of the Commission, two shall be appointed to serve for terms of two years,~~
21 ~~two shall be appointed to serve for terms of four years, and three shall be appointed~~
22 ~~to serve for terms of six years. Their successors shall be appointed by the Governor~~
23 ~~for terms of six years. Any vacancy occurring prior to the expiration of a term shall~~
24 ~~be filled by appointment for the unexpired term. nine members who shall be~~
25 appointed as follows:

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2. # 1910
LEGISLATIVE DAY 178
H1469HCS
READING 2
SHERRILL

EV
8/12/98
2:26 PM
IN CHAIR: SPEAKER

STATE PERSONNEL COMM. REORGANIZED

AYES - 104

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BRYANT
BUCHANAN
CANSLER
CARPENTER
CHURCH
CLARY

COLE
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EDDINS
ESPOSITO
FOX
GRADY
GRAY
GULLEY
HALL
HARDY
HENSLEY
HIATT
HILL
HOLMES
HUNTER, H.
HURLEY
INSKO

IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OLDHAM
OWENS
PRESTON

RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 12

ALDRIDGE
CAPPS
DICKSON

ELLIS
FITCH
GARDNER

GOODWIN
HACKNEY
HARDAWAY

HIGHTOWER
HOWARD
KISER

EXCUSED VOTE - 0

NOT VOTING - 4

CREECH

EASTERLING

MICHAUX

TALLENT

H1469HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1469

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 1 of 5

H1469-ALB-3

Date 9/28, 1998

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

Mr. Wellons

1 moves to amend the bill on page 1, line 9 through page 3, line 22,
2 by rewriting those lines to read:
3 "Section 1. (a) G.S. 126-2(b) reads as rewritten:
4 '(b) The Commission shall consist of ~~seven members who shall be~~
5 nine members, seven appointed by the Governor on July 1, 1965, or as
6 soon thereafter as is practicable. Two and two appointed by the
7 General Assembly. Of the members of the Commission appointed by the
8 Governor, two shall be chosen from employees of the State subject to
9 the provisions of this Chapter; two members shall be appointed, of
10 which one shall be an employee of local government subject to the
11 provisions of this Chapter, from a list of individuals nominated by
12 the North Carolina association of county commissioners; two members
13 shall be individuals actively engaged in the management of a private
14 business or industry; and one member shall be appointed from the
15 public at large. Of the members of the Commission appointed by the
16 General Assembly, two shall be attorneys licensed to practice law in
17 North Carolina, one of whom shall be appointed upon the
18 recommendation of the Speaker of the House of Representatives, and
19 one of whom shall be appointed upon the recommendation of the
20 President Pro Tempore of the Senate. Of the initial members of the
21 Commission, Commission appointed by the Governor, two shall be
22 appointed to serve for terms of two years, two shall be appointed to
23 serve for terms of four years, and three shall be appointed to serve
24 for terms of six years. Their successors shall be appointed by the
25 Governor for terms of six years. The initial two attorney members



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1469

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

H1469-ALB-3

Page 2 of 5

1 appointed by the General Assembly shall serve terms expiring June
2 30, 2004; the terms of subsequent appointees shall be six years.
3 Any vacancy occurring prior to the expiration of a term shall be
4 filled by appointment for the unexpired term.'

5 (b) G.S. 126-2 as amended by subsection (a) of this section
6 reads as rewritten:

7 '§ 126-2. State Personnel Commission.

8 (a) There is hereby established the State Personnel Commission
9 (hereinafter referred to as 'the Commission').

10 (b) ~~The Commission shall consist of nine members, two appointed by~~
11 ~~the Governor and two appointed by the General Assembly. Of the~~
12 ~~members of the Commission appointed by the Governor, two shall be~~
13 ~~chosen from employees of the State subject to the provisions of this~~
14 ~~Chapter; two members shall be appointed, of which one shall be an~~
15 ~~employee of local government subject to the provisions of this~~
16 ~~Chapter, from a list of individuals nominated by the North Carolina~~
17 ~~association of county commissioners; two members shall be~~
18 ~~individuals actively engaged in the management of a private business~~
19 ~~or industry; and one member shall be appointed from the public at~~
20 ~~large. Of the members of the Commission appointed by the General~~
21 ~~Assembly, two shall be appointed as follows:~~

22 (1) Two members shall be attorneys licensed to practice
23 law in North Carolina, Carolina appointed by the
24 General Assembly, one of whom shall be appointed upon
25 the recommendation of the Speaker of the House of
26 Representatives, and one of whom shall be appointed
27 upon the recommendation of the President Pro Tempore
28 of the Senate.

29 ~~Of the initial members of the Commission appointed by the Governor,~~
30 ~~two shall be appointed to serve for terms of two years, two shall be~~
31 ~~appointed to serve for terms of four years, and three shall be~~
32 ~~appointed to serve for terms of six years. Their successors shall be~~
33 ~~appointed by the Governor for terms of six years.~~

34 The initial two attorney members appointed by the
35 General Assembly under this subdivision shall serve
36 terms expiring June 30, 2004; the terms of subsequent
37 appointees shall be six years. Any vacancy occurring



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1469

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)
Page 3 of 5

H1469-ALB-3

- 1 ~~prior to the expiration of a term shall be filled by~~
2 ~~appointment for the unexpired term.~~
3 (2) Two persons from private business or industry
4 appointed by the Governor, both of whom shall have a
5 working knowledge of, or practical experience in,
6 human resources management. The initial members
7 appointed under this subdivision shall serve terms
8 expiring June 30, 2003; the terms of subsequent
9 appointees shall be six years.
10 (3) Two State employees subject to the State Personnel Act
11 serving in nonexempt positions, appointed by the
12 Governor. One employee shall serve in a State
13 government position having supervisory duties, and one
14 employee shall serve in a nonsupervisory position.
15 Neither employee may be a human resources
16 professional. The Governor shall consider nominations
17 submitted by the State Employees Association of North
18 Carolina. The initial members appointed under this
19 subdivision shall serve terms expiring June 30, 2001;
20 the terms of subsequent appointees shall be six years.
21 (4) Two local government employees subject to the State
22 Personnel Act appointed by the Governor upon
23 recommendation of the North Carolina Association of
24 County Commissioners, one a nonsupervisory local
25 employee and one a supervisory local employee.
26 Neither local government employee may be a human
27 resources professional. The initial members appointed
28 under this subdivision shall serve terms expiring June
29 30, 2003; the terms of subsequent appointees shall be
30 for six years.
31 (5) One member of the public at large appointed by the
32 Governor. The initial member appointed under this
33 subdivision shall serve for a term expiring June 30,
34 2001; the terms of subsequent appointees shall be for
35 six years.
36 (c) ~~Members of the Commission appointed after February 1, 1976,~~
37 ~~shall be appointed subject to confirmation by the General Assembly~~



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1469

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

H1469-ALB-3

Page 4 of 5

1 of North Carolina. If the General Assembly is not in session when an
2 appointment is made, the appointee shall temporarily exercise all of
3 the powers of a confirmed member until the convening of the next
4 legislative session. If the General Assembly does not act on
5 confirmation of a proposed member within 30 legislative days of the
6 submission of the name, the member shall be considered confirmed. If
7 the Governor does not appoint a new member within 60 calendar days
8 of the occurrence of a vacancy or the rejection of an appointment by
9 the General Assembly, the remaining members of the Commission shall
10 have the authority to fill the vacancy. may serve no more than two
11 consecutive terms. Appointments by the General Assembly shall be
12 made in accordance with G.S. 120-121, and vacancies in those
13 appointments shall be filled in accordance with G.S. 120-122.
14 Vacancies in appointments made by the Governor occurring prior to
15 the expiration of a term shall be filled by appointment for the
16 unexpired term.

17 (d) No member of the Commission may serve on a case where there
18 would be a conflict of interest. The Governor appointing authority
19 may at any time after notice and hearing remove any Commission
20 member for gross inefficiency, neglect of duty, malfeasance,
21 misfeasance, or nonfeasance in office. cause.

22 (e) Members of the Commission who are employees of the State
23 subject to the provisions of this Article State or local government
24 employees subject to the State Personnel Act shall be entitled to
25 administrative leave without loss of pay for all periods of time
26 required to conduct the business of the Commission.

27 (f) ~~Four~~ Six members of the Commission shall constitute a quorum.

28 (g) The Governor shall designate one member of the Commission as
29 chairman. chair.

30 (h) The Commission shall meet quarterly, and at other times at the
31 call of the chairman. chair.'";

32
33 and on page 5, lines 9 through 13 by rewriting the lines to read:

34
35 "Section 8. Section 1(a) of this act is effective when it



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1469

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

H1469-ALB-3

Page 5 of 5

1 becomes law. Section 1(b) of this act becomes effective June 30,
2 1999. Section 2 of this act shall not be effective until the
3 appointments are made in accordance with G.S. 126-2(b) as amended by
4 Section 1(a) of this act. The remainder of this act is effective
5 when it becomes law."
6

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 40-0 FAILED _____ TABLED _____

J. Pruitt 9/28/98

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2105/6--11:49 AM SEPTEMBER 29, 1998 LEGISLATIVE DAY 206

SENATOR BASNIGHT

-- Presiding

SHERRILL
STATE PERSONNEL COMM. REORGANIZED
SENATE COM SUB/3RD EDITION

HOUSE BILL 1469

AMEND 1

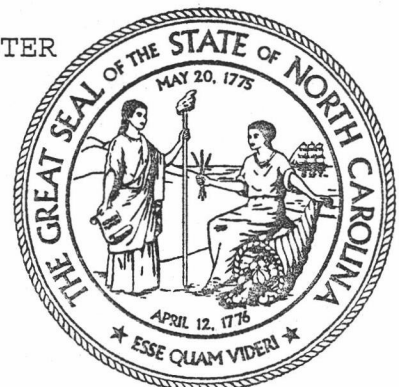
| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 40 | ALBERTSON | DALTON | LEE | PHILLIPS |
| | | ALLRAN | DANNELLY | LUCAS | PLYLER |
| | | BALLANCE | FORRESTER | MARTIN R. | PURCELL |
| | | BALLANTINE | FOXX | MARTIN W. | RAND |
| | | BASNIGHT | GARWOOD | MCDANIEL | REEVES |
| | | BLUST | GULLEY | MILLER | RUCHO |
| | | CARPENTER | HARTSELL | MOORE | SHAW R. |
| | | CARRINGTON | HOYLE | ODOM | SOLES |
| | | CLARK | JENKINS | PAGE | WEINSTEIN |
| | | COOPER | KINNAIRD | PERDUE | WELLONS |
| NO | 0 | | | | |

EXCUSED 0

| | | | | | |
|----------|---|--------|--------|---------|--------|
| NOT CAST | 7 | EAST | JORDAN | SHAW L. | WINNER |
| | | HORTON | KERR | WARREN | |

| | | | | |
|--------|---|----------|-----------|---------|
| ABSENT | 3 | COCHRANE | LEDBETTER | WEBSTER |
|--------|---|----------|-----------|---------|

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2106/7--11:51 AM

SEPTEMBER 29, 1998

LEGISLATIVE DAY 206

SENATOR BASNIGHT

-- Presiding

SHERRILL
STATE PERSONNEL COMM. REORGANIZED
SENATE COM SUB/3RD EDITION

HOUSE BILL 1469
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 40 | ALBERTSON | DALTON | LEE | PHILLIPS |
| | | ALLRAN | DANNELLY | LUCAS | PLYLER |
| | | BALLANCE | FORRESTER | MARTIN R. | PURCELL |
| | | BALLANTINE | FOXX | MARTIN W. | RAND |
| | | BASNIGHT | GARWOOD | MCDANIEL | REEVES |
| | | BLUST | GULLEY | MILLER | RUCHO |
| | | CARPENTER | HARTSELL | MOORE | SHAW R. |
| | | CARRINGTON | HOYLE | ODOM | SOLES |
| | | CLARK | JENKINS | PAGE | WEINSTEIN |
| | | COOPER | KINNAIRD | PERDUE | WELLONS |
| NO | 0 | | | | |

EXCUSED 0

| | | | | | |
|----------|---|--------|--------|---------|--------|
| NOT CAST | 7 | EAST | JORDAN | SHAW L. | WINNER |
| | | HORTON | KERR | WARREN | |

| | | | | |
|--------|---|----------|-----------|---------|
| ABSENT | 3 | COCHRANE | LEDBETTER | WEBSTER |
|--------|---|----------|-----------|---------|

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2121/8--10:39 AM SEPTEMBER 30, 1998 LEGISLATIVE DAY 207

LT. GOVERNOR WICKER

-- Presiding

SHERRILL
STATE PERSONNEL COMM. REORGANIZED
SENATE COM SUB/3RD EDITION

HOUSE BILL 1469
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|---------|
| AYE | 43 | ALBERTSON | EAST | LEE | PLYLER |
| | | BALLANCE | FORRESTER | LUCAS | PURCELL |
| | | BALLANTINE | FOXX | MARTIN R. | RAND |
| | | BASNIGHT | GARWOOD | MARTIN W. | REEVES |
| | | BLUST | GULLEY | MCDANIEL | RUCHO |
| | | CARPENTER | HARTSELL | MILLER | SHAW L. |
| | | CARRINGTON | HORTON | MOORE | SOLES |
| | | CLARK | JENKINS | ODOM | WARREN |
| | | COCHRANE | JORDAN | PAGE | WEBSTER |
| | | DALTON | KINNAIRD | PERDUE | WELLONS |
| | | DANNELLY | LEDBETTER | PHILLIPS | |
| NO | 0 | | | | |

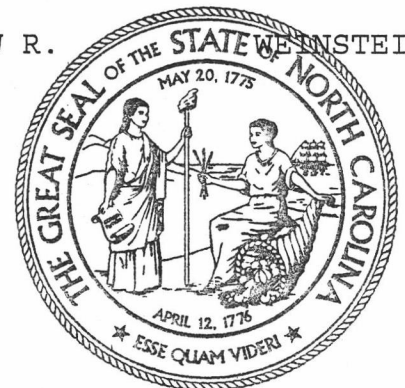
EXCUSED 0

NOT CAST 2 ALLRAN WINNER

ABSENT 5 COOPER KERR
HOYLE

PAIRS 0
AYE
NO

SHAW R. WEINSTEIN



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA HOUSE OF REPRESENTATIVES



2121
LEGISLATIVE DAY 209
H1469SCS

EV
10/06/98
3:42 PM

IN CHAIR: SPEAKER

SHERRILL

STATE PERSONNEL COMMISSION REORGAN.
MOTION #11 - TO CONCUR IN SCS

AYES - 107

| | | | |
|-----------|------------|------------|------------|
| SPEAKER | CULP | HOLMES | OWENS |
| ALDRIDGE | CUNNINGHAM | HOWARD | PRESTON |
| ALEXANDER | DAUGHTRY | HUNTER, H. | RAMSEY |
| ALLEN | DAVIS | HURLEY | RAYFIELD |
| ARNOLD | DECKER | IVES | REDWINE |
| BADDOUR | DEDMON | JARRELL | ROGERS |
| BAKER | DOCKHAM | JEFFUS | RUSSELL |
| BARBEE | EARLE | JUSTUS | SAUNDERS |
| BAREFOOT | EASTERLING | KINNEY | SEXTON |
| BEALL | EDDINS | LUEBKE | SHERRILL |
| BERRY | ELLIS | MCALLISTER | SHUBERT |
| BLACK | ESPOSITO | MCCOMAS | SMITH |
| BLUE | FITCH | MCCOMBS | STARNES |
| BONNER | FOX | MCCRARY | SUTTON |
| BOWIE | GARDNER | MCMAHAN | THOMPSON |
| BRASWELL | GOODWIN | MERCER | TOLSON |
| BRAWLEY | GRADY | MICHAUX | WAINWRIGHT |
| BROWN | GRAY | MILLER | WARNER |
| BRYANT | GULLEY | MINER | WARWICK |
| BUCHANAN | HACKNEY | MITCHELL | WATSON |
| CANSLER | HALL | MOORE | WEATHERLY |
| CAPPS | HARDAWAY | MORGAN | WILSON, C. |
| CARPENTER | HARDY | MORRIS | WILSON, G. |
| CHURCH | HENSLEY | NEELY | WOOD |
| CLARY | HIATT | NESBITT | WRIGHT |
| CRAWFORD | HIGHTOWER | NICHOLS | YONGUE |
| CREECH | HILL | NYE | |

NOES - 0

BOYD-MCINTYRE
CULPEPPER

DICKSON

KISER

MOSLEY

ADAMS

EXCUSED ABSENCE - 5 6 Weeks

EXCUSED VOTE - 0

ADAMS
ALLRED

COLE
INSKO

NOT VOTING - 8 7 Weeks
OLDHAM
REYNOLDS

TALLENT
WOMBLE

H1469SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
1470 MAY 21 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1500-LL199(5.12)

Short Title: District Ct Settlement Procedures.

(Public)

Sponsors: Representative Baddour.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR THE ESTABLISHMENT OF A PILOT
3 PROGRAM OF SETTLEMENT PROCEDURES IN DISTRICT COURT
4 ACTIONS INVOLVING FAMILY ISSUES.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 7A-38.4 reads as rewritten:

7 "~~§ 7A-38.4. Mediated settlement conferences~~ Settlement procedures in district court
8 actions.

9 (a) The purpose of this section is to authorize the design, implementation, and
10 evaluation of a pilot program in which parties to district court actions involving
11 equitable distribution, alimony, and support may be required to attend a pretrial
12 mediated settlement conference or other settlement procedure.

13 ~~(b) The Dispute Resolution Commission established under the Judicial~~
14 ~~Department shall, with the advice of the Director of the Administrative Office of the~~
15 ~~Courts, design the pilot program and its coordination with existing settlement~~
16 ~~programs. The planning and design phase of the program shall include~~
17 ~~representatives from the Conference of Chief District Court Judges, the AOC Child~~
18 ~~Custody Mediation Advisory Committee, the Court Ordered Arbitration~~
19 ~~Subcommittee of the Supreme Court's Dispute Resolution Committee, the North~~
20 ~~Carolina Mediation Network, the North Carolina Association of Professional Family~~
21 ~~Mediators, the North Carolina Association of Clerks of Superior Court, the North~~
22 ~~Carolina Association of Trial Court Administrators, the Family Law Section of the~~
23 ~~North Carolina Bar Association, and the Dispute Resolution Section of the North~~
24 ~~Carolina Bar Association.~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997 1471 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3068*-LFZ030(5.14)

Short Title: Welfare Law Corrections.

(Public)

Sponsors: Representatives Howard and Berry.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CERTAIN CORRECTIONS TO THE WELFARE LAWS, AS
3 RECOMMENDED BY THE JOINT LEGISLATIVE PUBLIC ASSISTANCE
4 COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. (a) G.S. 108A-27.9(a) reads as rewritten:
7 "(a) The Department shall prepare and submit to the Director of the ~~Budget, in~~
8 ~~accordance with the procedures established in G.S. 143-16.1 for federal block grant~~
9 ~~funds, Budget~~ a biennial State Plan that proposes the goals and requirements for the
10 State and the terms of the Work First Program for each fiscal year. Prior to
11 submitting a State Plan to the General Assembly, the Department shall submit the
12 State Plan to the Joint Legislative Public Assistance Commission for its review and
13 then consult with local governments and private sector organizations regarding the
14 design of the State Plan and allow 45 days to receive comments from them."
15 (b) Section 12.20(b) of S.L. 1997-443 reads as rewritten:
16 "(b) The requirement that the Department prepare and submit the State Plan to
17 the General Assembly for approval ~~in accordance with the procedures set forth in~~
18 ~~G.S. 143-16.1 as prescribed in G.S. 108A-27.9(a)~~ shall not be applicable for fiscal year
19 1997-98. Until the counties have prepared their county plans and the State has
20 prepared the State Plan in accordance with this Part and that State Plan has been
21 enacted by the General Assembly and it becomes law, the provisions of the State Plan
22 submitted to the federal government on October 16, 1996, shall remain in effect.
23 State Plans submitted after the 1997-98 fiscal year shall be enacted by the General
24 Assembly and become law in order to be effective."
25 Section 2. Section 12.36(a) of S.L. 1997-443 reads as rewritten:

H.B. FILED
1472 MAY 21 98
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH3062*-LDZ007.02(5.4)

Short Title: Agency Receipts for Recycling.

(Public)

Sponsors: Representative Hill.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ALLOW STATE AGENCIES TO RETAIN RECEIPTS FROM THE
3 SALE OF RECYCLABLE MATERIALS, AS RECOMMENDED BY THE
4 ENVIRONMENTAL REVIEW COMMISSION.

5 The General Assembly of North Carolina enacts:

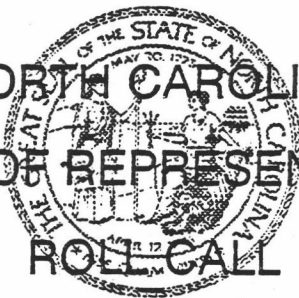
6 Section 1. G.S. 143-64.02 reads as rewritten:

7 "§ 143-64.02. Definitions.

8 As used in Part 1 of this Article, except where the context clearly requires
9 otherwise:

- 10 (1) 'Agency' means an existing department, institution, commission,
11 committee, board, division, or bureau of the State.
- 12 (2) 'Nonprofit tax exempt organizations' means those nonprofit tax
13 exempt medical institutions, hospitals, clinics, health centers,
14 school systems, schools, colleges, universities, schools for the
15 mentally retarded, schools for the physically handicapped, radio
16 and television stations licensed by the Federal Communications
17 Commission as educational radio or educational television stations,
18 public libraries, and civil defense organizations, that have been
19 certified by the Internal Revenue Service as tax-exempt nonprofit
20 organizations under section 501(c)(3) of the United States Internal
21 Revenue Code of 1954.
- 22 (3) 'Recyclable materials and supplies' means office paper; corrugated
23 cardboard; glass, metal, or plastic food, beverage, or supply
24 containers; wooden pallets; newspaper; scrap metal; used motor oil;
25 cloth; brush, leaves, grass, twigs, stumps, and other arboreal

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2127
LEGISLATIVE DAY 209
H1472HCS
READING 2
HILL

EV
10/06/98
4:00 PM
IN CHAIR: SPEAKER

AGENCY RECEIPTS FOR RECYCLING

AYES - 107

| | | | |
|-----------|------------|------------|------------|
| SPEAKER | CREECH | HILL | OWENS |
| ALDRIDGE | CULP | HOLMES | PRESTON |
| ALEXANDER | CUNNINGHAM | HOWARD | RAMSEY |
| ALLEN | DAUGHTRY | HUNTER, H. | RAYFIELD |
| ALLRED | DAVIS | HURLEY | REDWINE |
| ARNOLD | DECKER | IVES | ROGERS |
| BADDOUR | DEDMON | JARRELL | RUSSELL |
| BAKER | DOCKHAM | JEFFUS | SAUNDERS |
| BARBEE | EARLE | JUSTUS | SEXTON |
| BAREFOOT | EASTERLING | KINNEY | SHERRILL |
| BEALL | EDDINS | LUEBKE | SHUBERT |
| BERRY | ELLIS | MCALLISTER | SMITH |
| BLACK | ESPOSITO | MCCOMAS | STARNES |
| BLUE | FITCH | MCCOMBS | SUTTON |
| BONNER | FOX | MCCRARY | THOMPSON |
| BOWIE | GARDNER | MERCER | TOLSON |
| BRASWELL | GOODWIN | MICHAUX | WAINWRIGHT |
| BRAWLEY | GRADY | MILLER | WARNER |
| BROWN | GRAY | MINER | WARWICK |
| BRYANT | GULLEY | MITCHELL | WATSON |
| BUCHANAN | HACKNEY | MOORE | WEATHERLY |
| CANSLER | HALL | MORGAN | WILSON, C. |
| CAPPS | HARDAWAY | MORRIS | WILSON, G. |
| CARPENTER | HARDY | NEELY | WOOD |
| CHURCH | HENSLEY | NESBITT | WRIGHT |
| COLE | HIATT | NICHOLS | YONGUE |
| CRAWFORD | HIGHTOWER | NYE | |

NOES - 0

EXCUSED ABSENCE - 56 *Duke*

BOYD-MCINTYRE
CULPEPPER

DICKSON

KISER

MOSLEY

ADAMS *Duke*

EXCUSED VOTE - 0

NOT VOTING - 8 *Duke*

ADAMS
CLARY

INSKO
MCMAHAN

OLDHAM
REYNOLDS

TALLENT
WOMBLE

H1472HCS

original

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1472

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

H1472-ALT-01

Date 10/27/, 1998

Comm. Sub. [YES]
Amends Title [YES]
H1472-PCS1624-RT-02

Senator RAND

- 1 moves to amend the bill on page 5, lines 4 through 5,
2 by adding the following language between the lines:
3
4 "Section 8.1. Notwithstanding any other provision of law, the
5 Director of the Budget may identify resources of up to ten million
6 dollars (\$10,000,000) from the General Fund for the 1998-99 fiscal
7 year for the Center for Community Self-Help to match grant funds on
8 a one-to-one basis. These funds shall be used to create a loan loss
9 reserve that leverages private capital for home ownership.";
10
11 and on page 1, line 4, by deleting the word "AND";
12
13 and on page 1, line 5, by adding the following before the period:
14
15 "AND TO PROVIDE THAT THE DIRECTOR OF THE BUDGET MAY IDENTIFY FUNDS
16 TO MATCH GRANT FUNDS FOR THE CENTER FOR COMMUNITY SELF-HELP".
17

SIGNED Tim Rand
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 44-0 FAILED _____ TABLED _____

Janet Smith 10/27/98

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2202/6-- 3:10 PM OCTOBER 27, 1998 LEGISLATIVE DAY 222

SENATOR BALLANCE -- Presiding

HILL
AGCY. RECYC. RECPTS/FAMILY FARMS
SEN COM SUB/3RD EDITION

HOUSE BILL 1472

AMEND 1

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 44 | ALBERTSON | FOXX | LEE | PLYLER |
| | | BALLANCE | GARWOOD | LUCAS | PURCELL |
| | | BALLANTINE | GULLEY | MARTIN R. | RAND |
| | | BLUST | HARTSELL | MARTIN W. | REEVES |
| | | CARPENTER | HORTON | MCDANIEL | RUCHO |
| | | CLARK | HOYLE | MILLER | SHAW L. |
| | | COCHRANE | JENKINS | MOORE | SOLES |
| | | COOPER | JORDAN | ODOM | WEBSTER |
| | | DALTON | KERR | PAGE | WEINSTEIN |
| | | DANNELLY | KINNAIRD | PERDUE | WELLONS |
| | | FORRESTER | LEDBETTER | PHILLIPS | WINNER |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 5 ALLRAN EAST SHAW R. WARREN
CARRINGTON

ABSENT 1 BASNIGHT

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2203/7-- 3:12 PM OCTOBER 27, 1998 LEGISLATIVE DAY 222

SENATOR BALLANCE -- Presiding

HILL
AGCY. RECYC. RECPTS/FAMILY FARMS
SEN COM SUB/3RD EDITION

HOUSE BILL 1472
READING 2

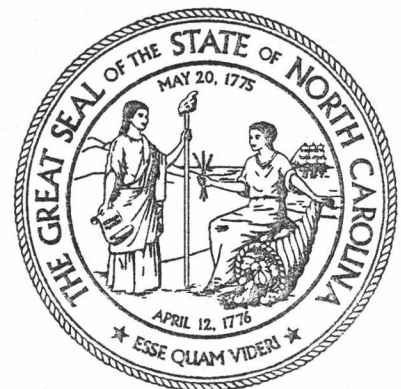
| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 44 | ALBERTSON | FOXX | LEE | PLYLER |
| | | BALLANCE | GARWOOD | LUCAS | PURCELL |
| | | BALLANTINE | GULLEY | MARTIN R. | RAND |
| | | BLUST | HARTSELL | MARTIN W. | REEVES |
| | | CARPENTER | HORTON | MCDANIEL | RUCHO |
| | | CLARK | HOYLE | MILLER | SHAW L. |
| | | COCHRANE | JENKINS | MOORE | SOLES |
| | | COOPER | JORDAN | ODOM | WEBSTER |
| | | DALTON | KERR | PAGE | WEINSTEIN |
| | | DANNELLY | KINNAIRD | PERDUE | WELLONS |
| | | FORRESTER | LEDBETTER | PHILLIPS | WINNER |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 5 ALLRAN EAST SHAW R. WARREN
CARRINGTON

ABSENT 1 BASNIGHT

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2217
LEGISLATIVE DAY 223
H1472SCS

EV
10/29/98
12:01 PM

IN CHAIR: SPEAKER

HILL

AGENCY RECEIPTS FOR RECYCLING
MOTION #11 - TO CONCUR IN SCS

AYES - 96

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | COLE | HOWARD | PRESTON |
| ADAMS | CREECH | HUNTER, H. | RAMSEY |
| ALEXANDER | CULP | HURLEY | RAYFIELD |
| ALLEN | CUNNINGHAM | INSKO | REDWINE |
| ALLRED | DAUGHTRY | JEFFUS | REYNOLDS |
| ARNOLD | DAVIS | JUSTUS | ROGERS |
| BADDOUR | DEDMON | LUEBKE | RUSSELL |
| BAKER | DOCKHAM | MCCOMAS | SEXTON |
| BARBEE | EARLE | MCCOMBS | SHERRILL |
| BEALL | EASTERLING | MCPAHAN | SHUBERT |
| BERRY | EDDINS | MERCER | STARNES |
| BLACK | ESPOSITO | MICHAUX | SUTTON |
| BLUE | FITCH | MILLER | THOMPSON |
| BONNER | GARDNER | MINER | TOLSON |
| BOYD-MCINTYRE | GOODWIN | MITCHELL | WAINWRIGHT |
| BRASWELL | GRADY | MOORE | WARNER |
| BRAWLEY | GRAY | MORGAN | WARWICK |
| BROWN | GULLEY | MORRIS | WATSON |
| BRYANT | HACKNEY | MOSLEY | WEATHERLY |
| BUCHANAN | HALL | NESBITT | WILSON, C. |
| CANSLER | HENSLEY | NICHOLS | WILSON, G. |
| CAPPS | HIATT | NYE | WOOD |
| CARPENTER | HIGHTOWER | OLDHAM | WRIGHT |
| CHURCH | HILL | OWENS | YONGUE |

NOES - 2

DECKER
ELLIS

EXCUSED ABSENCE - 10

| | | | |
|-----------|---------|---------|--------|
| BAREFOOT | HARDY | KISER | SMITH |
| CULPEPPER | IVES | MCCRARY | WOMBLE |
| FOX | JARRELL | | |

EXCUSED VOTE - 0

NOT VOTING - 12

| | | | |
|----------|----------|------------|----------|
| ALDRIDGE | CRAWFORD | HOLMES | NEELY |
| BOWIE | DICKSON | KINNEY | SAUNDERS |
| CLARY | HARDAWAY | MCALLISTER | TALLENT |

H1472SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1473

MAY 21 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8296*-LHZ198.05(5.20)

Short Title: Interbasin Transfer Amendments.

(Public)

Sponsors: Representative Hill.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAWS REGARDING THE WITHDRAWAL AND
3 TRANSFER OF SURFACE WATERS AND THE STATE WATER SUPPLY
4 PLAN.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 1 of Chapter 113A is amended by adding a new
7 section to read:
8 "§ 113A-8.1. Surface water transfers.
9 An environmental assessment shall be prepared for any transfer for which a
10 petition is filed in accordance with G.S. 143-215.22I. The determination of whether
11 an environmental impact statement is needed with regard to the proposed transfer
12 shall be made in accordance with the provisions of this Article."
13 Section 2. G.S. 143-211 reads as rewritten:
14 "§ 143-211. Declaration of public policy.
15 It is hereby declared to be the public policy of this State to provide for the
16 conservation of its water and air resources. Furthermore, it is the intent of the
17 General Assembly, within the context of this Article and Articles 21A and 21B of this
18 Chapter, to achieve and to maintain for the citizens of the State a total environment
19 of superior quality. Recognizing that the water and air resources of the State belong
20 to the people, the General Assembly affirms the State's ultimate responsibility for the
21 preservation and development of these resources in the best interest of all its citizens
22 and declares the prudent utilization of these resources to be essential to the general
23 welfare.
24 It is the public policy of the State to maintain, protect, and enhance water quality
25 within North Carolina. Further it is the public policy of the State that the cumulative

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1474

MAY 21 98

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH3070*-RWZ018(5.14)

Short Title: MV Technical Changes.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE MOTOR VEHICLE LAWS TO CONFORM WITH
3 FEDERAL LAW AND TO MAKE OTHER TECHNICAL CHANGES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-4.01(25a) reads as rewritten:
6 "(25a) Out of Service Order. -- ~~A temporary prohibition against driving a~~
7 ~~commercial motor vehicle.~~ A declaration that a driver, a
8 commercial motor vehicle, or a motor carrier operation is out-of-
9 service."
10 Section 2. G.S. 20-7(f) reads as rewritten:
11 "(f) Expiration and Temporary License. -- The first drivers license the Division
12 issues to a person expires on the person's fourth or subsequent birthday that occurs
13 after the license is issued and on which the individual's age is evenly divisible by five,
14 unless this subsection sets a different expiration date. The first drivers license the
15 Division issues to a person who is at least 17 years old but is less than 18 years old
16 expires on the person's twentieth birthday. The first drivers license the Division issues
17 to a person who is at least 62 years old expires on the person's birthday in the fifth
18 year after the license is issued, whether or not the person's age on that birthday is
19 evenly divisible by five.
20 A drivers license that was issued by the Division and is renewed by the Division
21 expires five years after the expiration date of the license that is renewed. A person
22 may apply to the Division to renew a license during the ~~60-day~~ 180-day period before
23 the license expires. The Division may not accept an application for renewal made
24 before the ~~60-day~~ 180-day period begins.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1474

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

H1474-ALB-1a

Date JUL 20 1998, 1998

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

Rep. Kiser

1 moves to amend the bill on page 7, line 18,
2 by adding the following between lines 18 and 19:
3 "Section 11.1. G.S. 163-82.19 reads as rewritten:
4 "\$ 163-82.19. Voter registration at drivers license offices.
5 The Division of Motor Vehicles shall, pursuant to the rules
6 adopted by the State Board of Elections, modify its forms so that
7 any eligible person who applies for original issuance, renewal or
8 correction of a drivers license, or special identification card
9 issued under G.S. 20-37.7 may, on a part of the form, complete an
10 application to register to vote or to update his registration if the
11 voter has changed his address or moved from one precinct to another
12 or from one county to another. The person taking the application
13 shall ask if the applicant is a citizen of the United States. If
14 the applicant states that the applicant is not a citizen of the
15 United States, or declines to answer the question, the person taking
16 the application shall inform the applicant that it is a felony for a
17 person who is not a citizen of the United States to apply to
18 register to vote. Any person who willfully and knowingly and with
19 fraudulent intent gives false information on the application is
20 guilty of a Class I felony. The application shall state in clear
21 language the penalty for violation of this section. The necessary
22 forms shall be prescribed by the State Board of Elections. The form
23 must ask for the previous voter registration address of the voter,
24 if any. If a previous address is listed, and it is not in the county
25 of residence of the applicant, the appropriate county board of



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1474

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

H1474-ALB-1a

- 1 elections shall treat the application as an authorization to cancel
2 the previous registration and also process it as such under the
3 procedures of G.S. 163-82.9. If a previous address is listed and
4 that address is in the county where the voter applies to register,
5 the application shall be processed as if it had been submitted under
6 G.S. 163-82.9.
7 Registration shall become effective as provided in G.S. 163-82.7.
8 Applications to register to vote accepted at a drivers license
9 office under this section until the deadline established in G.S.
10 163-82.6(c)(2) shall be treated as timely made for an election, and
11 no person who completes an application at that drivers license
12 office shall be denied the vote in that election for failure to
13 apply earlier than that deadline.
14 All applications shall be forwarded by the Department of
15 Transportation to the appropriate board of elections not later than
16 five business days after the date of acceptance, according to rules
17 which shall be promulgated by the State Board of Elections."

SIGNED Joe L. Kiser Joe L. Kiser
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 97-0 EV FAILED _____ TABLED _____

JUL 20 1993

SW

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1789
LEGISLATIVE DAY 164

H1474HCS #2

READING 2

MCMAHAN

AMEND #1 - REP. KISER

MOTOR VEHICLE TECHNICAL AND OTHER

7/20/98

7:28 PM

IN CHAIR: SPEAKER

AYES - 97

SPEAKER
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BROWN
BRYANT
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CULP

CULPEPPER
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HILL

HOLMES
HOWARD
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCCOMBS
MCCRARY
MCMAHAN
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE

OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
THOMPSON
TOLSON
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD
YONGUE

NOES - 0

EXCUSED ABSENCE - 10

ADAMS
BLUE
BRAWLEY

CUNNINGHAM
EARLE
HIGHTOWER
MCALLISTER
MERCER

WAINWRIGHT
WRIGHT

EXCUSED VOTE - 1

MCCOMAS

NOT VOTING - 12

BLACK
BRASWELL
CREECH

FITCH
HACKNEY
HUNTER, H.
KINNEY
MICHAUX
OLDHAM

SAUNDERS
TALLENT
WOMBLE

H1474HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1474

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

H1474-ARW-001

Page 1 of 3

Date JUL 20 1998, 1998

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

Rep. Clary

1 moves to amend the bill on page 2, lines 12 and 13,
2 by adding between those two lines the following:

3
4 "Section 2.1. G.S. 20-11(h) reads as rewritten:
5 '(h) ~~Out-of-State Exceptions.~~ -- Exception for persons 16 to 18
6 who have an unrestricted out-of-state license. -- A person who is at
7 least 16 years old but less than 18 years old, who was a resident of
8 another state and has an unrestricted drivers license issued by that
9 state, and who becomes a resident of this State may obtain one of
10 the following:

- 11 (1) A temporary permit, if the person has not completed a
12 drivers education program that meets the requirements
13 of the Superintendent of Public Instruction but is
14 currently enrolled in a drivers education program that
15 meets these requirements. A temporary permit is valid
16 for the period specified in the permit and authorizes
17 the holder of the permit to drive a specified type or
18 class of motor vehicle when in possession of the
19 permit, subject to any restrictions imposed by the
20 Division concerning time of driving, supervision, and
21 passenger limitations. The period must end within 10
22 days after the expected completion date of the drivers
23 education program in which the applicant is enrolled.
24 (2) A full provisional license, if the person has
25 completed a drivers education program that meets the
26 requirements of the Superintendent of Public
27 Instruction, has held the license issued by the other



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1474

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)
Page 2 of 3

H1474-ARW-001

- 1 state for at least 12 months, and has not been
2 convicted during the preceding six months of a motor
3 vehicle moving violation, a seat belt infraction, or
4 an offense committed in another jurisdiction that
5 would be a motor vehicle moving violation or seat belt
6 infraction if committed in this State.
7 (3) A limited provisional license, if the person has
8 completed a drivers education program that meets the
9 requirements of the Superintendent of Public
10 Instruction but either did not hold the license issued
11 by the other state for at least 12 months or was
12 convicted during the preceding six months of a motor
13 vehicle moving violation, a seat belt infraction, or
14 an offense committed in another jurisdiction that
15 would be a motor vehicle moving violation or seat belt
16 infraction if committed in this State."
- 17 "Section 2.2. G.S. 20-11 is amended by adding a new
18 subsection to read:
19 '(h1) Exception for persons 16 to 18 who have an out-of-state
20 restricted license. -- A person who is at least 16 years old but
21 less than 18 years old, who was a resident of another state and has
22 a restricted drivers license issued by that state, and who becomes a
23 resident of this State may obtain one of the following:
24 (1) A limited provisional license, if the person has
25 completed a drivers education program that meets the
26 requirements of the Superintendent of Public
27 Instruction, held the restricted license issued by the
28 other state for at least twelve months, and whose
29 parent or guardian certifies that the person not been
30 convicted during the preceding six months of a motor
31 vehicle moving violation, a seat belt infraction, or
32 an offense committed in another jurisdiction that
33 would be a motor vehicle moving violation or seat belt
34 infraction if committed in this State.
35 (2) A limited learners permit, if person has completed a
36 drivers education program that meets the requirements
37 of the Superintendent of Public Instruction but either
38 did not hold the restricted license issued by the
39 other state for at 12 months or was convicted during
40 the preceding six months of a motor vehicle moving



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1474

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)
Page 3 of 3

H1474-ARW-001

1 violation, a seat belt infraction, or an offense
2 committed in another jurisdiction that would be a
3 motor vehicle moving violation or seat belt infraction
4 if committed in this State. A person who qualifies
5 for a limited learners permit under this subdivision
6 and whose parent or guardian attests by affidavit that
7 the person has not been convicted of a moving
8 violation in the preceding six months shall be deemed
9 to have held a limited learners permit in this State
10 for each month the person held a restricted license in
11 another state.'"

12 "Section 2.3. G.S. 20-11 is amended by adding a new
13 subsection to read:

14 '(h2) Exception for persons age 15 who have an out-of-state
15 unrestricted or restricted license. -- A person who is age 15, who
16 was a resident of another state, has an unrestricted or restricted
17 drivers license issued by that state, and who becomes a resident of
18 this State may obtain a limited learners permit if the person has
19 completed a drivers education program that meets the requirements of
20 the Superintendent of Public Instruction. A person who qualifies
21 for a limited learners permit under this subdivision and whose
22 parent or guardian attests by affidavit that the person has not been
23 convicted of a moving violation in the preceding six months shall be
24 deemed to have held a limited learners permit in this State for each
25 month the person held an unrestricted or restricted license in
26 another state.'"; and

27
28 further amends the bill on page 8, line 32,
29 by rewriting that line to read:

30
31 "Section 13. This act becomes effective December 1, 1998.
32 Sections 2.1, 2.2, and 2.3 are effective when ~~it~~ becomes law."

SIGNED Hebbie A. Clary
Amendment Sponsor

This act

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED

JUL 20 1998

FAILED

TABLED

96-1 ev
J. Weeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1790
LEGISLATIVE DAY 164
H1474HCS#2
READING 2
MCMAHAN
AMEND #2 - REP. CLARY
MOTOR VEHICLE TECHNICAL AND OTHER

EN
7/20/98
7:32 PM
IN CHAIR: SPEAKER

AYES - 96

| | | | |
|---------------|------------|----------|------------|
| SPEAKER | CULP | HOLMES | OWENS |
| ALDRIDGE | CULPEPPER | HOWARD | PRESTON |
| ALEXANDER | DAUGHTRY | HURLEY | RAMSEY |
| ALLEN | DAVIS | INSKO | RAYFIELD |
| ALLRED | DECKER | IVES | REDWINE |
| ARNOLD | DEDMON | JARRELL | REYNOLDS |
| BADDOUR | DICKSON | JEFFUS | ROGERS |
| BAKER | DOCKHAM | JUSTUS | RUSSELL |
| BARBEE | EASTERLING | KISER | SEXTON |
| BEALL | EDDINS | LUEBKE | SHERRILL |
| BERRY | ELLIS | MCCOMBS | SHUBERT |
| BONNER | ESPOSITO | MCCRARY | SMITH |
| BOWIE | FOX | MCMAHAN | STARNES |
| BOYD-MCINTYRE | GAMBLE | MILLER | SUTTON |
| BROWN | GARDNER | MINER | THOMPSON |
| BRYANT | GOODWIN | MITCHELL | TOLSON |
| BUCHANAN | GRADY | MOORE | WARNER |
| CANSLER | GRAY | MORGAN | WARWICK |
| CAPPS | GULLEY | MORRIS | WATSON |
| CARPENTER | HALL | MOSLEY | WEATHERLY |
| CHURCH | HARDAWAY | NEELY | WILSON, C. |
| CLARY | HARDY | NESBITT | WILSON, G. |
| COLE | HIATT | NICHOLS | WOOD |
| CRAWFORD | HILL | NYE | YONGUE |

NOES - 1

HENSLEY

EXCUSED ABSENCE - 10

| | | | |
|---------|------------|------------|------------|
| ADAMS | CUNNINGHAM | MCALLISTER | WAINWRIGHT |
| BLUE | EARLE | MERCER | WRIGHT |
| BRAWLEY | HIGHTOWER | | |

EXCUSED VOTE - 1

MCCOMAS

NOT VOTING - 12

| | | | |
|----------|------------|---------|----------|
| BLACK | FITCH | KINNEY | SAUNDERS |
| BRASWELL | HACKNEY | MICHAUX | TALLENT |
| CREECH | HUNTER, H. | OLDHAM | WOMBLE |

H1474HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1791
LEGISLATIVE DAY 164
H1474HCS #2
READING 2
MCMAHAN

EV
7/20/98
7:32 PM
IN CHAIR: SPEAKER

MOTOR VEHICLE TECHNICAL AND OTHER

AYES - 96

| | | | |
|---------------|------------|----------|------------|
| SPEAKER | CULP | HOLMES | OWENS |
| ALDRIDGE | CULPEPPER | HOWARD | PRESTON |
| ALEXANDER | DAUGHTRY | HURLEY | RAMSEY |
| ALLEN | DAVIS | INSKO | RAYFIELD |
| ALLRED | DECKER | IVES | REDWINE |
| ARNOLD | DEDMON | JARRELL | REYNOLDS |
| BADDOUR | DICKSON | JEFFUS | ROGERS |
| BAKER | DOCKHAM | JUSTUS | RUSSELL |
| BARBEE | EASTERLING | KISER | SEXTON |
| BEALL | EDDINS | LUEBKE | SHERRILL |
| BERRY | ELLIS | MCCOMBS | SHUBERT |
| BONNER | ESPOSITO | MCCRARY | SMITH |
| BOWIE | FOX | MCMAHAN | STARNES |
| BOYD-MCINTYRE | GAMBLE | MILLER | SUTTON |
| BROWN | GARDNER | MINER | THOMPSON |
| BRYANT | GOODWIN | MITCHELL | TOLSON |
| BUCHANAN | GRADY | MOORE | WARNER |
| CANSLER | GRAY | MORGAN | WARWICK |
| CAPPS | GULLEY | MORRIS | WATSON |
| CARPENTER | HALL | MOSLEY | WEATHERLY |
| CHURCH | HARDAWAY | NEELY | WILSON, C. |
| CLARY | HARDY | NESBITT | WILSON, G. |
| COLE | HIATT | NICHOLS | WOOD |
| CRAWFORD | HILL | NYE | YONGUE |

NOES - 1

HENSLEY

EXCUSED ABSENCE - 10

| | | | |
|---------|------------|------------|------------|
| ADAMS | CUNNINGHAM | MCALLISTER | WAINWRIGHT |
| BLUE | EARLE | MERCER | WRIGHT |
| BRAWLEY | HIGHTOWER | | |

EXCUSED VOTE - 1

MCCOMAS

NOT VOTING - 12

| | | | |
|----------|------------|---------|----------|
| BLACK | FITCH | KINNEY | SAUNDERS |
| BRASWELL | HACKNEY | MICHAUX | TALLENT |
| CREECH | HUNTER, H. | OLDHAM | WOMBLE |

H1474HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1474

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

H1474-ALK-1

Page 1 of 1

Date 7/21, 1998

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

Representative Wood

as amended,
1 moves to amend the bill on page 8, line 32,
2 by rewriting that line to read:

3 "Section 13. G.S. 20-183 is amended by adding a new
4 subsection to read:

5 '(c) No law enforcement officer operating an unmarked vehicle at
6 night may stop a vehicle for a violation of this Article except when
7 that officer has probable cause to believe that a felony or an
8 impaired driving offense has been committed by the operator of that
9 vehicle.'

10 For purposes of this subsection, an unmarked vehicle is one
11 without: (i) permanently attached signage or lettering identifying
12 the vehicle as a law enforcement vehicle, (ii) a permanent
13 governmental registration plate, and (iii) a roof mounted visor bar
14 with blue lights.'

15 Section 14. This act becomes effective December 1, 1998."
16
17

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

TABLED _____

JUL 21 1998

6-98 EV

Walker

NORTH CAROLINA
HOUSE OF REPRESENTATIVES

1795
LEGISLATIVE DAY 165
H1474HCS#2
READING 3
MCMAHAN
AMEND #3 - REP. WOOD
MOTOR VEHICLE TECHNICAL AND OTHER



EV
7/21/98
2:46 PM
IN CHAIR: SPEAKER

AYES - 6

| | | | |
|--------|---------|------------|------|
| ALLRED | NESBITT | WILSON, G. | WOOD |
| CLARY | NYE | | |

NOES - 98

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HURLEY | PRESTON |
| ADAMS | CULPEPPER | INSKO | RAMSEY |
| ALDRIDGE | DAUGHTRY | IVES | RAYFIELD |
| ALEXANDER | DAVIS | JARRELL | REDWINE |
| ALLEN | DEDMON | JEFFUS | REYNOLDS |
| ARNOLD | DICKSON | JUSTUS | ROGERS |
| BADDOUR | DOCKHAM | KINNEY | RUSSELL |
| BAKER | EASTERLING | KISER | SAUNDERS |
| BARBEE | EDDINS | LUEBKE | SEXTON |
| BEALL | ELLIS | MCALLISTER | SHERRILL |
| BERRY | ESPOSITO | MCCOMBS | SHUBERT |
| BLACK | FOX | MCCRARY | SMITH |
| BONNER | GAMBLE | MCMAHAN | STARNES |
| BOWIE | GARDNER | MERCER | SUTTON |
| BOYD-MCINTYRE | GOODWIN | MILLER | TALLENT |
| BROWN | GRADY | MINER | THOMPSON |
| BRYANT | GRAY | MITCHELL | TOLSON |
| BUCHANAN | GULLEY | MOORE | WARNER |
| CANSLER | HARDAWAY | MORGAN | WARWICK |
| CAPPS | HARDY | MORRIS | WATSON |
| CARPENTER | HENSLEY | MOSLEY | WEATHERLY |
| CHURCH | HIATT | NEELY | WILSON, C. |
| COLE | HIGHTOWER | NICHOLS | WOMBLE |
| CRAWFORD | HILL | OWENS | YONGUE |
| CREECH | HOLMES | | |

EXCUSED ABSENCE - 10

| | | | |
|------------|---------|--------|------------|
| BLUE | EARLE | HALL | WAINWRIGHT |
| BRAWLEY | FITCH | HOWARD | WRIGHT |
| CUNNINGHAM | HACKNEY | | |

EXCUSED VOTE - 1

MCCOMAS

NOT VOTING - 5

| | | | |
|----------|------------|---------|--------|
| BRASWELL | HUNTER, H. | MICHAUX | OLDHAM |
| DECKER | | | |

H1474HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1474

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE July 21, 1998

Amendment No. 4

(to be filled in by
Principal Clerk)

(*perfecting*)

Rep.) ALLRED
)
Sen.) _____

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

2 () WHICH CHANGES THE TITLE

3 by _____

4 *moves to amend amendment #3 by deleting*
5 *the phrase to believe that a felony on line 7*
6 *and insert the phrase*
7 *to believe that a crime has been*
8 *~~committed~~ committed*

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED _____

[Signature]

ADOPTED _____ FAILED _____ TABLED _____

7/21/98
31-73
2 weeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1794
LEGISLATIVE DAY 165
H1474HCS
READING 3
MCMAHAN

EV
7/21/98
2:45 PM

IN CHAIR: SPEAKER

AMEND #4 - REP. FIRED'S PERFECTING AMENDMENT
MOTOR VEHICLE TECHNICAL AND OTHER

AYES - 31

| | | | |
|----------|-----------|----------|---------|
| SPEAKER | CULPEPPER | HOLMES | REDWINE |
| ALLEN | DAUGHTRY | LUEBKE | ROGERS |
| ALLRED | DOCKHAM | MILLER | RUSSELL |
| BEALL | ESPOSITO | MITCHELL | SMITH |
| BLACK | GAMBLE | MORGAN | WARNER |
| BUCHANAN | GARDNER | NESBITT | WATSON |
| COLE | HARDAWAY | NYE | WOOD |
| CRAWFORD | HIGHTOWER | RAMSEY | |

NOES - 73

| | | | |
|---------------|------------|------------|------------|
| ADAMS | CULP | IVES | PRESTON |
| ALDRIDGE | DAVIS | JARRELL | RAYFIELD |
| ALEXANDER | DEDMON | JEFFUS | REYNOLDS |
| ARNOLD | DICKSON | JUSTUS | SAUNDERS |
| BADDOUR | EASTERLING | KINNEY | SEXTON |
| BAKER | EDDINS | KISER | SHERRILL |
| BARBEE | ELLIS | MCALLISTER | SHUBERT |
| BERRY | FOX | MCCOMBS | STARNES |
| BONNER | GOODWIN | MCCRARY | SUTTON |
| BOWIE | GRADY | MCMAHAN | TALLENT |
| BOYD-MCINTYRE | GRAY | MERCER | THOMPSON |
| BROWN | GULLEY | MINER | TOLSON |
| BRYANT | HARDY | MOORE | WARWICK |
| CANSLER | HENSLEY | MORRIS | WEATHERLY |
| CAPPS | HIATT | MOSLEY | WILSON, C. |
| CARPENTER | HILL | NEELY | WILSON, G. |
| CHURCH | HURLEY | NICHOLS | WOMBLE |
| CLARY | INSKO | OWENS | YONGUE |
| CREECH | | | |

EXCUSED ABSENCE - 10

| | | | |
|------------|---------|--------|------------|
| BLUE | EARLE | HALL | WAINWRIGHT |
| BRAWLEY | FITCH | HOWARD | WRIGHT |
| CUNNINGHAM | HACKNEY | | |

EXCUSED VOTE - 1

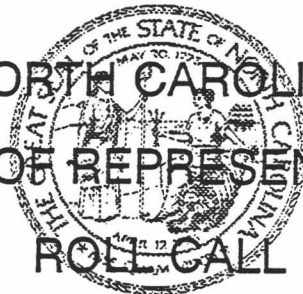
MCCOMAS

NOT VOTING - 5

| | | | |
|----------|------------|---------|--------|
| BRASWELL | HUNTER, H. | MICHAUX | OLDHAM |
| DECKER | | | |

H1474HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1796
LEGISLATIVE DAY 165
H1474HCS #2
READING 3
MCMAHAN

EV
7/21/98
2:46 PM
IN CHAIR: SPEAKER

MOTOR VEHICLE TECHNICAL AND OTHER

AYES - 98

| | | | |
|-----------|------------|------------|------------|
| SPEAKER | CREECH | HOLMES | PRESTON |
| ADAMS | CULP | HURLEY | RAMSEY |
| ALDRIDGE | CULPEPPER | INSKO | RAYFIELD |
| ALEXANDER | DAUGHTRY | JARRELL | REYNOLDS |
| ALLEN | DAVIS | JEFFUS | ROGERS |
| ALLRED | DEDMON | JUSTUS | RUSSELL |
| ARNOLD | DICKSON | KINNEY | SAUNDERS |
| BADDOUR | DOCKHAM | LUEBKE | SEXTON |
| BAKER | EASTERLING | MCALLISTER | SHERRILL |
| BARBEE | EDDINS | MCCOMBS | SHUBERT |
| BEALL | ELLIS | MCCRARY | SMITH |
| BERRY | ESPOSITO | MCMAHAN | STARNES |
| BLACK | FOX | MERCER | TALLENT |
| BONNER | GAMBLE | MILLER | THOMPSON |
| BOWIE | GARDNER | MINER | TOLSON |
| BROWN | GOODWIN | MITCHELL | WARNER |
| BRYANT | GRADY | MOORE | WARWICK |
| BUCHANAN | GRAY | MORGAN | WATSON |
| CANSLER | GULLEY | MORRIS | WEATHERLY |
| CAPPS | HARDAWAY | NEELY | WILSON, C. |
| CARPENTER | HARDY | NESBITT | WILSON, G. |
| CHURCH | HENSLEY | NICHOLS | WOMBLE |
| CLARY | HIATT | NYE | WOOD |
| COLE | HIGHTOWER | OWENS | YONGUE |
| CRAWFORD | HILL | | |

NOES - 3

| | | |
|------|-------|--------|
| IVES | KISER | MOSLEY |
|------|-------|--------|

EXCUSED ABSENCE - 10

| | | | |
|------------|---------|--------|------------|
| BLUE | EARLE | HALL | WAINWRIGHT |
| BRAWLEY | FITCH | HOWARD | WRIGHT |
| CUNNINGHAM | HACKNEY | | |

EXCUSED VOTE - 1

MCCOMAS

NOT VOTING - 8

| | | | |
|---------------|------------|---------|---------|
| BOYD-MCINTYRE | DECKER | MICHAUX | REDWINE |
| BRASWELL | HUNTER, H. | OLDHAM | SUTTON |

H1474HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1980/2--12:03 PM AUGUST 20, 1998 LEGISLATIVE DAY 183

SENATOR BASNIGHT

-- Presiding

MCMAHAN
MV TECHNICAL AND OTHER CHANGES
SENATE COM SUB #2/6TH EDITION

HOUSE BILL 1474
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | FOXX | MARTIN R. | RAND |
| | | BALLANCE | GARWOOD | MARTIN W. | REEVES |
| | | BALLANTINE | GULLEY | MCDANIEL | RUCHO |
| | | BASNIGHT | HARTSELL | MILLER | SHAW L. |
| | | BLUST | HORTON | MOORE | SHAW R. |
| | | CARPENTER | HOYLE | ODOM | SOLES |
| | | CARRINGTON | JENKINS | PAGE | WARREN |
| | | CLARK | JORDAN | PERDUE | WEBSTER |
| | | COCHRANE | KINNAIRD | PHILLIPS | WEINSTEIN |
| | | COOPER | LEDBETTER | PLYLER | WELLONS |
| | | DANNELLY | LEE | PURCELL | WINNER |
| | | FORRESTER | LUCAS | | |

NO 1 KERR

EXCUSED 0

NOT CAST 1 ALLRAN

ABSENT 2 DALTON

EAST

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1994/3-- 2:21 PM

SEPTEMBER 1, 1998

LEGISLATIVE DAY 189

LT. GOVERNOR WICKER

-- Presiding

MCMAHAN
MV TECHNICAL AND OTHER CHANGES
SENATE COM SUB #2/7TH EDITION

HOUSE BILL 1474
READING 3

| | | | | | |
|-----|----|------------|----------|-----------|-----------|
| AYE | 44 | ALBERTSON | DANNELLY | LEDBETTER | PLYLER |
| | | BALLANCE | EAST | LEE | PURCELL |
| | | BALLANTINE | FOXX | LUCAS | RAND |
| | | BASNIGHT | GULLEY | MARTIN R. | REEVES |
| | | BLUST | HARTSELL | MARTIN W. | RUCHO |
| | | CARPENTER | HORTON | MCDANIEL | SOLES |
| | | CARRINGTON | HOYLE | MILLER | WARREN |
| | | CLARK | JENKINS | ODOM | WEBSTER |
| | | COCHRANE | JORDAN | PAGE | WEINSTEIN |
| | | COOPER | KERR | PERDUE | WELLONS |
| | | DALTON | KINNAIRD | PHILLIPS | WINNER |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 2 ALLRAN SHAW L.

ABSENT 4 FORRESTER GARWOOD MOORE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 1993
LEGISLATIVE DAY 194
H74SCS #2

9/09/98

2:49 PM

IN CHAIR: SPEAKER

MCPAHAN

MOTOR VEHICLE TECHNICAL CHANGES

MOTION #11 - DO CONCUR IN SCS #2

AYES - 105

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HIGHTOWER | NYE |
| ADAMS | CULP | HILL | OLDHAM |
| ALDRIDGE | CULPEPPER | HOLMES | OWENS |
| ALEXANDER | CUNNINGHAM | HOWARD | RAMSEY |
| ALLEN | DAUGHTRY | HUNTER, H. | RAYFIELD |
| ALLRED | DAVIS | HURLEY | REDWINE |
| ARNOLD | DEDMON | INSKO | REYNOLDS |
| BADDOUR | DICKSON | JARRELL | ROGERS |
| BAKER | DOCKHAM | JEFFUS | RUSSELL |
| BARBEE | EARLE | JUSTUS | SAUNDERS |
| BAREFOOT | EASTERLING | KINNEY | SEXTON |
| BEALL | EDDINS | KISER | SHERRILL |
| BERRY | ESPOSITO | MCALLISTER | SHUBERT |
| BLACK | FITCH | MCCOMBS | SMITH |
| BLUE | FOX | MCCRARY | STARNES |
| BONNER | GARDNER | MCPAHAN | SUTTON |
| BOWIE | GOODWIN | MICHAUX | THOMPSON |
| BOYD-MCINTYRE | GRADY | MILLER | TOLSON |
| BRAWLEY | GRAY | MINER | WAINWRIGHT |
| BROWN | GULLEY | MITCHELL | WARNER |
| BRYANT | HACKNEY | MOORE | WATSON |
| BUCHANAN | HALL | MORGAN | WEATHERLY |
| CANSLER | HARDAWAY | MORRIS | WILSON, C. |
| CAPPS | HARDY | NEELY | WILSON, G. |
| CHURCH | HENSLEY | NESBITT | WRIGHT |
| CLARY | HIATT | NICHOLS | YONGUE |
| CRAWFORD | | | |

NOES - 0

EXCUSED ABSENCE - 8

| | | | |
|-----------|--------|--------|---------|
| CARPENTER | IVES | MERCER | WARWICK |
| DECKER | LUEBKE | MOSLEY | WOOD |

EXCUSED VOTE - 1

MCCOMAS

NOT VOTING - 6

| | | | |
|----------|---------|---------|--------|
| BRASWELL | ELLIS | TALLENT | WOMBLE |
| COLE | PRESTON | | |

H1474SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1475

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1502-LMX197(5.19)

Short Title: Ocean Isle Beach Annexation.

(Local)

Sponsors: Representative Redwine.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE
3 LIMITS OF THE TOWN OF OCEAN ISLE BEACH.
4 The General Assembly of North Carolina enacts:
5 Section 1. The following described property is added to the corporate
6 limits of the Town of Ocean Isle Beach:
7 NORTHERN TRACT
8 Beginning at an existing iron pipe having NCGS Coordinates of N 65,495.33 and E
9 2,167,907.41 as shown on survey by Jan K. Dale entitled SURVEY FOR TOWN OF
10 OCEAN ISLE BEACH and dated 28 September 1990. Thence the following calls
11 and distances N 33-02-39 W 2361.29 feet to a point; thence S 39-22-41 W 370.72 feet
12 to a point; thence S 70-32-38 W 1997.26 feet to a point; thence S 86-45-45 W 787.71
13 feet to a point; thence N 18-29-20 W 145.86 feet to a point; thence N 58-24-18 W
14 383.59 feet to a point; thence S 76-06-45 W 267.40 feet to a point; thence S 62-12-56
15 W 194.70 feet to a point; thence N 30-18-42 W 272.03 feet to a point; thence N 06-00-
16 54 E 268.02 feet to a point; thence S 65-31-53 W 700.00 feet to a point; thence S 07-
17 46-34 E 3275.35 feet to a point in the North right-of-way line of Old Georgetown
18 Road (SR 1163); thence along said right-of-way N 66-44-37 E 1671.03 feet to a point;
19 thence 216.25 feet along a curve having a radius of 2894.79 feet; thence N 70-50-02 E
20 1175.50 feet to a point; thence 1732.70 feet along a curve having a radius of 34407.47
21 feet, to a point; thence N 5-45-27 W 18.23 feet to a point; thence N 72-49-15 E 843.09
22 feet to the POINT OF BEGINNING and containing some 275.11 acres more or less,
23 including some 5.14 acres of BEMC right-of-way.
24
25 SOUTHERN TRACT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1673
LEGISLATIVE DAY 147
75
READING 2
REDWINE

RC
6/18/98
10:56 AM
IN CHAIR: SPEAKER

OCEAN ISLE BEACH ANNEXATION

AYES - 109

SPEAKER
ADAMS
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COLE
CRAWFORD
CREECH

CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL

HOLMES
HOWARD
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE

OLDHAM
OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHUBERT
SMITH
STARNES
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

ESPOSITO
GAMBLE

EXCUSED ABSENCE - 5
MCALLISTER SHERRILL

SUTTON

EXCUSED VOTE - 0

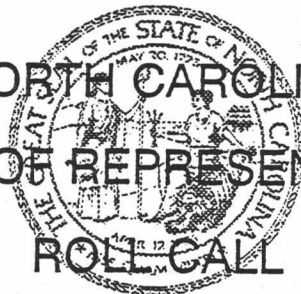
CARPENTER
FITCH

NOT VOTING - 6
HUNTER, H. MINER
HUNTER, R.

TALLENT

H1475

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 1675
LEGISLATIVE DAY 148
75
READING 3
REDWINE

RC
6/22/98
7:23 PM
IN CHAIR: SPEAKER

OCEAN ISLE BEACH ANNEXATION

98 *sw*
AYES - ~~97~~

SPEAKER
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOYD-MCINTYRE
BROWN
BUCHANAN
CANSLER
CARPENTER
CHURCH
CLARY
CREECH
CULP
CUNNINGHAM
DAUGHTRY

DAVIS
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
FOX
GARDNER
GOODWIN
GRADY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
Hunter, R. sw

INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MORGAN
MORRIS
MOSLEY
NEELY
NICHOLS
NYE
OLDHAM
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - ~~15~~ ¹⁴ *sw*

ADAMS
BOWIE
BRAWLEY
CULPEPPER

DECKER
ESPOSITO
GAMBLE
GRAY
HUNTER, R.
HURLEY
MCALLISTER
MOORE

NESBITT
SHERRILL
WOOD

EXCUSED VOTE - 0

BRASWELL
CAPPS

COLE
CRAWFORD

FITCH
IVES

WARNER
WOMBLE

H1475

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1753/4-- 9:17 AM JULY 2, 1998 LEGISLATIVE DAY 155

LT. GOVERNOR WICKER

-- Presiding

REDWINE
OCEAN ISLE BEACH ANNEXATION

HOUSE BILL 1475
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 43 | ALBERTSON | DALTON | KINNAIRD | RAND |
| | | ALLRAN | DANNELLY | LEDBETTER | REEVES |
| | | BALLANCE | EAST | LEE | RUCHO |
| | | BALLANTINE | FORRESTER | LUCAS | SHAW L. |
| | | BASNIGHT | FOXX | MARTIN R. | SHAW R. |
| | | BLUST | GARWOOD | MARTIN W. | SOLES |
| | | CARPENTER | HORTON | MILLER | WARREN |
| | | CARRINGTON | HOYLE | ODOM | WEBSTER |
| | | CLARK | JENKINS | PHILLIPS | WEINSTEIN |
| | | COCHRANE | JORDAN | PLYLER | WELLONS |
| | | COOPER | KERR | PURCELL | |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 3 GULLEY

MOORE

PAGE

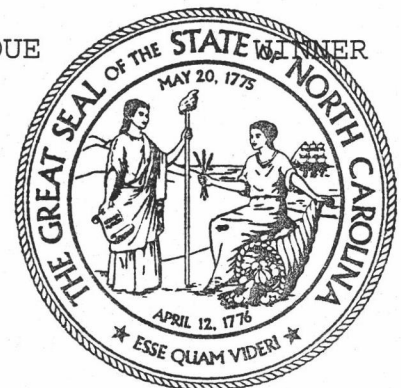
ABSENT 4 HARTSELL

MCDANIEL

PERDUE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1759/4-- 2:14 PM

JULY 7, 1998

LEGISLATIVE DAY 157

SENATOR BASNIGHT

-- Presiding

REDWINE
OCEAN ISLE BEACH ANNEXATION

HOUSE BILL 1475
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | DANNELLY | LEE | RAND |
| | | ALLRAN | EAST | LUCAS | REEVES |
| | | BALLANCE | FORRESTER | MARTIN W. | RUCHO |
| | | BALLANTINE | FOXX | MCDANIEL | SHAW L. |
| | | BASNIGHT | GARWOOD | MILLER | SHAW R. |
| | | BLUST | GULLEY | MOORE | SOLES |
| | | CARPENTER | HARTSELL | ODOM | WARREN |
| | | CARRINGTON | HORTON | PERDUE | WEBSTER |
| | | CLARK | HOYLE | PHILLIPS | WEINSTEIN |
| | | COCHRANE | JENKINS | PLYLER | WELLONS |
| | | COOPER | KERR | PURCELL | WINNER |
| | | DALTON | LEDBETTER | | |

NO 0

EXCUSED 0

NOT CAST 1 KINNAIRD

ABSENT 3 JORDAN MARTIN R.

PAIRS 0

AYE
NO

PAGE



GENERAL ASSEMBLY
SENATE

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1476

MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6372*-LFZ006E(3.10)

Short Title: Amend Pharmacy Practice Act.

(Public)

Sponsors: Representatives Crawford, Nye, Gardner, and Bowie.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PHARMACY PRACTICE ACT, AS
3 RECOMMENDED BY THE JOINT LEGISLATIVE HEALTH CARE
4 OVERSIGHT COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 90-85.6 reads as rewritten:
7 "**§ 90-85.6. Board of Pharmacy; creation; membership; qualification of members.**
8 (a) Creation. -- The responsibility for enforcing the provisions of this Article and
9 the laws pertaining to the distribution and use of drugs is vested in the Board. The
10 Board shall adopt reasonable rules for the performance of its duties. The Board shall
11 have all of the duties, powers and authorities specifically granted by and necessary for
12 the enforcement of this Article, as well as any other duties, powers and authorities
13 that may be granted from time to time by other appropriate statutes. The Board may
14 establish a program for the purpose of aiding in the recovery and rehabilitation of
15 pharmacists who have become addicted to controlled substances or alcohol, and the
16 Board may use money collected as fees to fund such a program.
17 (b) Membership. -- The Board shall consist of six members, one of whom shall be
18 a representative of the public, and the remainder of whom shall be pharmacists.
19 (c) Qualifications. -- The public member of the Board shall not be a health care
20 provider or the spouse of a health care provider. He shall not be enrolled in a
21 program to prepare him to be a health care provider. ~~The public member of the~~
22 ~~Board shall be a resident of this State at the time of his appointment and while~~
23 ~~serving as a Board member. The pharmacist members of the Board shall be residents~~
24 ~~of this State at the time of their appointment and while serving as Board members.~~
25 All members of the Board shall be residents of the State at the time of their

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
1477 MAY 21 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8288*-RHZ002.7(4.22)

Short Title: ABC's Plan for DHHS Schools.

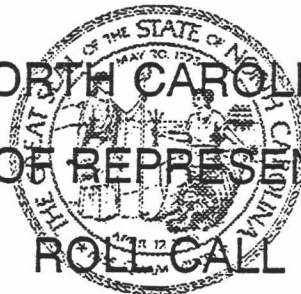
(Public)

Sponsors: Representative Arnold.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE LEGISLATIVE
3 COMMISSION ON PUBLIC SCHOOLS TO MAKE CHANGES IN LAWS,
4 POLICIES, AND ADMINISTRATION TO IMPROVE THE QUALITY OF
5 EDUCATION AND SAFETY IN THE STATE RESIDENTIAL SCHOOLS, TO
6 IMPLEMENT THE ABC'S PROGRAM IN THE RESIDENTIAL SCHOOLS, TO
7 AUTHORIZE STUDIES OF ISSUES OF CONCERN TO BLIND AND DEAF
8 STUDENTS, TO REQUIRE AN AUDIT OF THE DIVISION OF SERVICES
9 FOR THE DEAF AND HARD OF HEARING, TO REQUIRE THE
10 DEVELOPMENT OF A THREE-YEAR PLAN TO ADDRESS THE CAPITAL
11 NEEDS OF THE GOVERNOR MOREHEAD SCHOOL AND THE THREE
12 STATE SCHOOLS FOR THE DEAF, AND TO MAKE APPROPRIATIONS TO
13 IMPLEMENT THIS ACT.
14 The General Assembly of North Carolina enacts:
15 Section 1. The Secretary of Health and Human Services shall make
16 changes in the structure and functions of the State residential schools with a view to
17 improving student performance, increasing flexibility and control, and promoting
18 economy and efficiency. The Secretary shall begin with the Governor Morehead
19 School and the three schools for the deaf. The Secretary may, in his discretion, make
20 changes in the structure and functions of the other residential schools. In carrying
21 out the changes, the Secretary shall consider ways to reorder priorities and place
22 greater emphasis on the basics - reading, communication skills, and mathematics - in
23 the areas of staff development, the State testing program, program accreditation, the
24 use of instructional funds, the instructional program, and other components of the
25 education program offered at the residential schools. The Secretary also shall

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 1850
LEGISLATIVE DAY 169
H1477HCS #2
READING 2
ARNOLD

EV
7/28/98
2:32 PM
IN CHAIR: SPEAKER

ABC'S PLAN FOR DHHS SCHOOLS

AYES - 111

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CUNNINGHAM | HOWARD | OWENS |
| ADAMS | DAUGHTRY | HUNTER, H. | PRESTON |
| ALDRIDGE | DAVIS | HURLEY | RAMSEY |
| ALEXANDER | DECKER | INSKO | RAYFIELD |
| ALLEN | DEDMON | IVES | REDWINE |
| ALLRED | DICKSON | JARRELL | REYNOLDS |
| ARNOLD | DOCKHAM | JEFFUS | ROGERS |
| BADDOUR | EARLE | JUSTUS | RUSSELL |
| BAKER | EASTERLING | KINNEY | SAUNDERS |
| BARBEE | EDDINS | LUEBKE | SEXTON |
| BEALL | ELLIS | MCALLISTER | SHERRILL |
| BLACK | ESPOSITO | MCCOMAS | SHUBERT |
| BOWIE | FITCH | MCCOMBS | SMITH |
| BOYD-MCINTYRE | FOX | MCCRARY | STARNES |
| BRASWELL | GAMBLE | MCPAHAN | SUTTON |
| BRAWLEY | GARDNER | MERCER | THOMPSON |
| BROWN | GOODWIN | MICHAUX | TOLSON |
| BRYANT | GRADY | MILLER | WAINWRIGHT |
| BUCHANAN | GRAY | MINER | WARNER |
| CANSLER | GULLEY | MITCHELL | WARWICK |
| CAPPS | HACKNEY | MOORE | WATSON |
| CARPENTER | HALL | MORGAN | WEATHERLY |
| CLARY | HARDAWAY | MORRIS | WILSON, C. |
| COLE | HARDY | MOSLEY | WILSON, G. |
| CRAWFORD | HENSLEY | NEELY | WOMBLE |
| CREECH | HIATT | NICHOLS | WRIGHT |
| CULP | HILL | NYE | YONGUE |
| CULPEPPER | HOLMES | OLDHAM | |

NOES - 1

NESBITT

EXCUSED ABSENCE - 7

| | | | |
|-------|--------|-----------|------|
| BERRY | BONNER | HIGHTOWER | WOOD |
| BLUE | CHURCH | KISER | |

EXCUSED VOTE - 0

NOT VOTING - 1

TALLENT

H1477HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1477

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

H1477-ARH-007

Page 1 of 1

Date 8/25, 1998

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

Senator Lee

1 moves to amend the bill on page 21, line 12, by inserting between
2 the words "1998," and "only" the phrase "but becomes effective".

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 44-0 FAILED _____ TABLED _____

8/25/98 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1987/2-- 1:33 PM

AUGUST 25, 1998

LEGISLATIVE DAY 185

SENATOR BALLANCE

-- Presiding

ARNOLD
ABC'S PLAN FOR DHHS SCHOOLS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1477

AMEND 1

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 44 | ALBERTSON | FORRESTER | LEE | PURCELL |
| | | ALLRAN | FOXX | LUCAS | RAND |
| | | BALLANCE | GARWOOD | MARTIN R. | REEVES |
| | | BLUST | GULLEY | MARTIN W. | RUCHO |
| | | CARPENTER | HARTSELL | MCDANIEL | SHAW R. |
| | | CARRINGTON | HORTON | MILLER | SOLES |
| | | CLARK | HOYLE | MOORE | WARREN |
| | | COCHRANE | JENKINS | ODOM | WEBSTER |
| | | COOPER | KERR | PAGE | WEINSTEIN |
| | | DALTON | KINNAIRD | PHILLIPS | WELLONS |
| | | DANNELLY | LEDBETTER | PLYLER | WINNER |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 4 EAST JORDAN PERDUE SHAW L.

ABSENT 2 BALLANTINE BASNIGHT

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1988/3-- 1:38 PM AUGUST 25, 1998 LEGISLATIVE DAY 185

SENATOR BALLANCE

-- Presiding

ARNOLD
ABC'S PLAN FOR DHHS SCHOOLS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1477
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 45 | ALBERTSON | FOXX | LUCAS | PURCELL |
| | | ALLRAN | GARWOOD | MARTIN R. | RAND |
| | | BALLANCE | GULLEY | MARTIN W. | REEVES |
| | | BLUST | HARTSELL | MCDANIEL | RUCHO |
| | | CARPENTER | HORTON | MILLER | SHAW R. |
| | | CARRINGTON | HOYLE | MOORE | SOLES |
| | | CLARK | JENKINS | ODOM | WARREN |
| | | COCHRANE | KERR | PAGE | WEBSTER |
| | | COOPER | KINNAIRD | PERDUE | WEINSTEIN |
| | | DALTON | LEDBETTER | PHILLIPS | WELLONS |
| | | DANNELLY | LEE | PLYLER | WINNER |
| | | FORRESTER | | | |

NO 0

EXCUSED 0

NOT CAST 3 EAST JORDAN SHAW L.

ABSENT 2 BALLANTINE BASNIGHT

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 1958
LEGISLATIVE DAY 189
77SCS

9/01/98

2:15 PM

IN CHAIR: SPEAKER

ARNOLD

ABC'S PLAN FOR DHHS SCHOOLS

MOTION #11 - CONCUR IN SCS

AYES - 112

SPEAKER
ADAMS
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BRYANT
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY

COLE
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HARDAWAY
HARDY
HENSLEY
HIATT

HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NICHOLS
NYE

OLDHAM
OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOMBLE
WOOD
YONGUE

NOES - 1

NESBITT

EXCUSED ABSENCE - 2

MCMAHAN

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 5

FITCH
HALL

MCALLISTER

REYNOLDS

WRIGHT

H1477SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1478 MAY 21 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7430*-RJZ001.2(5.20)

Short Title: Encourage Year-Round Schools.

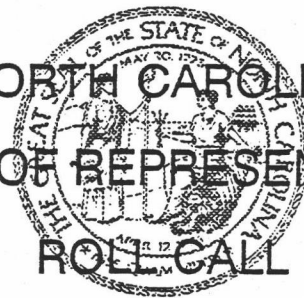
(Public)

Sponsors: Representative Arnold.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE LEGISLATIVE
3 STUDY COMMISSION ON PUBLIC SCHOOLS TO ENCOURAGE LOCAL
4 BOARDS OF EDUCATION TO PROVIDE YEAR-ROUND SCHOOLS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 115C-47(11) reads as rewritten:
7 "(11) To Determine the School Calendar. -- Local boards of education
8 shall determine the school calendar under G.S. 115C-84.2. Local
9 boards of education are encouraged to provide at least one year-
10 round school in each local school administrative unit for each
11 grade span according to how the school system is organized under
12 G.S. 115C-74. Local boards of education shall report to the State
13 Board of Education the establishment of any year-round school
14 under this subdivision."
15 Section 2. This act becomes effective July 1, 1998.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1746
LEGISLATIVE DAY 158
78
READING 2
ARNOLD

EV
7/08/98
2:25 PM
IN CHAIR: SPEAKER

ENCOURAGE YEAR-ROUND SCHOOLS

AYES - 97

| | | | |
|------------|------------|----------|------------|
| ADAMS | DAUGHTRY | INSKO | RAMSEY |
| ALDRIDGE | DAVIS | IVES | RAYFIELD |
| ALEXANDER | DECKER | JARRELL | REYNOLDS |
| ALLEN | DEDMON | JEFFUS | RUSSELL |
| ARNOLD | DICKSON | JUSTUS | SAUNDERS |
| BADDOUR | DOCKHAM | KINNEY | SEXTON |
| BAKER | EARLE | LUEBKE | SHERRILL |
| BARBEE | EASTERLING | MCCOMAS | SHUBERT |
| BEALL | EDDINS | MCCOMBS | SMITH |
| BLACK | ELLIS | MCPAHAN | STARNES |
| BONNER | ESPOSITO | MERCER | SUTTON |
| BOWIE | FOX | MICHAUX | TALLENT |
| BRASWELL | GARDNER | MILLER | THOMPSON |
| BROWN | GOODWIN | MINER | TOLSON |
| BRYANT | GRADY | MITCHELL | WAINWRIGHT |
| BUCHANAN | GRAY | MOORE | WARNER |
| CANSLER | GULLEY | MORGAN | WARWICK |
| CAPPS | HACKNEY | MORRIS | WATSON |
| CHURCH | HARDAWAY | NEELY | WEATHERLY |
| CLARY | HENSLEY | NESBITT | WILSON, C. |
| COLE | HIATT | NYE | WILSON, G. |
| CRAWFORD | HILL | OLDHAM | WOMBLE |
| CULP | HOLMES | OWENS | WRIGHT |
| CULPEPPER | HOWARD | PRESTON | YONGUE |
| CUNNINGHAM | | | |

NOES - 11

| | | | |
|-----------|--------|-----------|---------|
| ALLRED | CREECH | HIGHTOWER | REDWINE |
| BRAWLEY | HALL | KISER | WOOD |
| CARPENTER | HARDY | NICHOLS | |

EXCUSED ABSENCE - 8

| | | | |
|-------|--------|------------|--------|
| BERRY | FITCH | MCALLISTER | MOSLEY |
| BLUE | GAMBLE | MCCRARY | ROGERS |

EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|---------|---------------|------------|--------|
| SPEAKER | BOYD-MCINTYRE | HUNTER, H. | HURLEY |
|---------|---------------|------------|--------|

H1478

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1983/3-- 7:19 PM

AUGUST 24, 1998

LEGISLATIVE DAY 184

LT. GOVERNOR WICKER

-- Presiding

ARNOLD
YEAR-ROUND SCHOOLS TASK FORCE
SENATE COM SUB/2ND EDITION

HOUSE BILL 1478
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 44 | ALBERTSON | EAST | LEE | PURCELL |
| | | BALLANTINE | FORRESTER | LUCAS | RAND |
| | | BASNIGHT | FOXX | MARTIN W. | REEVES |
| | | BLUST | GARWOOD | MCDANIEL | RUCHO |
| | | CARPENTER | GULLEY | MILLER | SHAW L. |
| | | CARRINGTON | HORTON | MOORE | SHAW R. |
| | | CLARK | HOYLE | ODOM | SOLES |
| | | COCHRANE | JENKINS | PAGE | WARREN |
| | | COOPER | KERR | PERDUE | WEBSTER |
| | | DALTON | KINNAIRD | PHILLIPS | WEINSTEIN |
| | | DANNELLY | LEDBETTER | PLYLER | WELLONS |

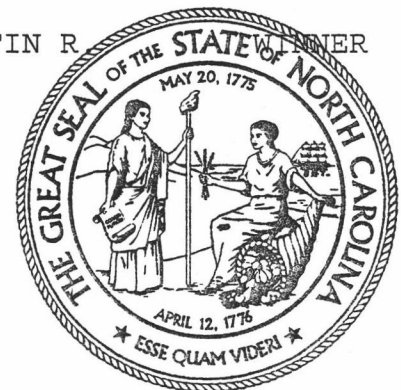
NO 0

EXCUSED 0

NOT CAST 1 JORDAN

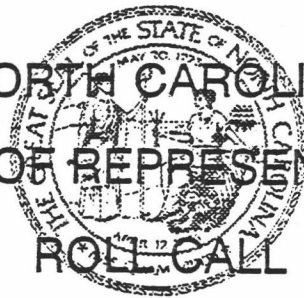
ABSENT 5 ALLRAN HARTSELL MARTIN R.
BALLANCE

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1959
LEGISLATIVE DAY 189
H178SCS

EV
9/01/98
2:16 PM
IN CHAIR: SPEAKER

ARNOLD

YEAR-ROUND SCHOOLS TASK FORCE
MOTION #11 - TO CONCUR IN SCS

AYES - 110

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HUNTER, H. | PRESTON |
| ADAMS | CULP | HURLEY | RAMSEY |
| ALEXANDER | CULPEPPER | INSKO | RAYFIELD |
| ALLEN | DAUGHTRY | IVES | REDWINE |
| ALLRED | DAVIS | JARRELL | REYNOLDS |
| ARNOLD | DECKER | JEFFUS | ROGERS |
| BADDOUR | DEDMON | JUSTUS | RUSSELL |
| BAKER | DICKSON | KINNEY | SAUNDERS |
| BARBEE | DOCKHAM | KISER | SEXTON |
| BAREFOOT | EARLE | LUEBKE | SHERRILL |
| BEALL | EASTERLING | MCCOMAS | SHUBERT |
| BERRY | EDDINS | MCCOMBS | SMITH |
| BLACK | ELLIS | MCCRARY | STARNES |
| BLUE | ESPOSITO | MERCER | SUTTON |
| BONNER | FOX | MICHAUX | TALLENT |
| BOWIE | GARDNER | MILLER | THOMPSON |
| BOYD-MCINTYRE | GOODWIN | MINER | TOLSON |
| BRASWELL | GRADY | MITCHELL | WAINWRIGHT |
| BROWN | GRAY | MOORE | WARNER |
| BRYANT | GULLEY | MORGAN | WARWICK |
| BUCHANAN | HACKNEY | MORRIS | WATSON |
| CANSLER | HARDAWAY | NEELY | WEATHERLY |
| CAPPS | HARDY | NESBITT | WILSON, C. |
| CARPENTER | HENSLEY | NICHOLS | WILSON, G. |
| CHURCH | HIATT | NYE | WOMBLE |
| CLARY | HILL | OLDHAM | WOOD |
| COLE | HOLMES | OWENS | YONGUE |
| CRAWFORD | HOWARD | | |

NOES - 3

| | | |
|----------|---------|-----------|
| ALDRIDGE | BRAWLEY | HIGHTOWER |
|----------|---------|-----------|

EXCUSED ABSENCE - 2

| | |
|---------|--------|
| MCMAHAN | MOSLEY |
|---------|--------|

EXCUSED VOTE - 0

NOT VOTING - 5

| | | | |
|------------|------|------------|--------|
| CUNNINGHAM | HALL | MCALLISTER | WRIGHT |
| FITCH | | | |

H1478SCS

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1479

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8297*-RTZ019.01(5.13)

Short Title: Study Lagoon Phase Out Implementation.

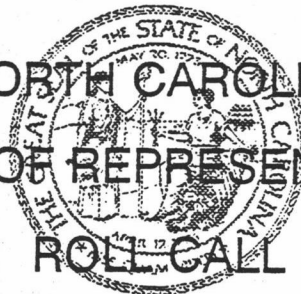
(Public)

Sponsors: Representative Watson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND
3 NATURAL RESOURCES TO STUDY ISSUES RELATED TO THE
4 PHASEOUT OF ANAEROBIC LAGOONS AND SPRAYFIELDS AS THE
5 PRIMARY METHODS OF DISPOSING OF ANIMAL WASTE AT SWINE
6 FARMS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW
7 COMMISSION.
8 The General Assembly of North Carolina enacts:
9 Section 1. The Department of Environment and Natural Resources shall
10 coordinate a joint study by the Division of Water Quality and the Division of Soil
11 and Water Conservation of issues related to the implementation of the proposed plan
12 to phase out the use of anaerobic lagoons and sprayfields as the primary methods of
13 disposing of animal waste at swine farms developed by the Department of Agriculture
14 and Consumer Services pursuant to S.L. 1997-458, Section 12.4(c). In conducting this
15 study, the Department shall consult with the Department of Agriculture and
16 Consumer Services, the Cooperative Extension Service of North Carolina State
17 University, the Animal and Poultry Waste Management Center of North Carolina
18 State University, other appropriate governmental agencies, agricultural interest
19 groups, and environmental protection and natural resources conservation advocacy
20 groups. In conducting this study, the Department shall (i) develop recommendations
21 for implementing the phaseout of anaerobic lagoons and sprayfields as the primary
22 methods of disposing of swine waste, (ii) identify recommended environmental and
23 public health performance-based criteria and standards for alternative animal waste
24 management technologies, (iii) recommend a process to identify the best available
25 technologies to meet these performance-based criteria and standards, (iv) recommend

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



NO. # 1737
LEGISLATIVE DAY 157
H1479HCS
READING 2
WATSON

EV
7/07/98
2:42 PM
IN CHAIR: SPEAKER

STUDY LAGOON PHASE OUT IMPLEMENTATION

MOTION #7-REP DAVIS

TO RE-REFER TO THE COMMITTEE ON AGRICULTURE

AYES - 30

ALDRIDGE
BADDOUR
BEALL
BERRY
BRAWLEY
BROWN
CAPPS
CARPENTER

CREECH
DAUGHTRY
DAVIS
DECKER
EDDINS
ELLIS
GRADY
HIATT

HILL
JUSTUS
KISER
MERCER
MITCHELL
NICHOLS
OWENS

RAMSEY
RUSSELL
SHERRILL
STARNES
TOLSON
WARWICK
WILSON, G.

NOES - 81

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BAKER
BARBEE
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BUCHANAN
CANSLER
CHURCH
CLARY
COLE
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM

DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
ESPOSITO
FITCH
FOX
GARDNER
GOODWIN
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIGHTOWER
HOLMES
HOWARD

HUNTER, H.
HUNTER, R.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
KINNEY
LUEBKE
MCCOMAS
MCCOMBS
MCMAHAN
MICHAUX
MILLER
MINER
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT

NYE
PRESTON
RAYFIELD
REDWINE
REYNOLDS
SAUNDERS
SEXTON
SHUBERT
SMITH
SUTTON
TALLENT
THOMPSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WILSON, C.
WOOD
WRIGHT
YONGUE

EXCUSED ABSENCE - 6

BLUE
GAMBLE

MCALLISTER
MCCRARY
OLDHAM

ROGERS

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

NEELY

WOMBLE

H1479HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



NO. # 1738
LEGISLATIVE DAY 157
H1479HCS
READING 2
WATSON

EV
7/07/98
2:50 PM
IN CHAIR: SPEAKER

STUDY LAGOON PHASE OUT IMPLEMENTATION

MOTION #3 - REP WATSON
PREVIOUS QUESTION

AYES - 54

ADAMS
ALLEN
ARNOLD
BARBEE
BONNER
BOWIE
BRASWELL
CARPENTER
CHURCH
CLARY
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM

DOCKHAM
EASTERLING
EDDINS
ELLIS
GARDNER
GOODWIN
GULLEY
HALL
HARDY
HIGHTOWER
HOWARD
HUNTER, H.
HURLEY
INSKO

IVES
JARRELL
JEFFUS
KINNEY
KISER
MCCOMAS
MINER
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NYE

PRESTON
RAYFIELD
REDWINE
REYNOLDS
SEXTON
SHUBERT
SMITH
SUTTON
TALLENT
WAINWRIGHT
WATSON
WEATHERLY
WILSON, C.

NOES - 56

ALDRIDGE
ALEXANDER
ALLRED
BADDOUR
BAKER
BEALL
BERRY
BLACK
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
COLE

CREECH
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
EARLE
ESPOSITO
FITCH
FOX
GRADY
HACKNEY
HARDAWAY
HENSLEY

HIATT
HILL
HOLMES
HUNTER, R.
JUSTUS
LUEBKE
MCCOMBS
MCMAHAN
MERCER
MICHAUX
MILLER
MITCHELL
NEELY
NICHOLS

OWENS
RAMSEY
RUSSELL
SAUNDERS
SHERRILL
STARNES
THOMPSON
TOLSON
WARNER
WARWICK
WILSON, G.
WOOD
WRIGHT
YONGUE

EXCUSED ABSENCE - 6

BLUE
GAMBLE

MCALLISTER
MCCRARY
OLDHAM

ROGERS

EXCUSED VOTE - 0

NOT VOTING - 4

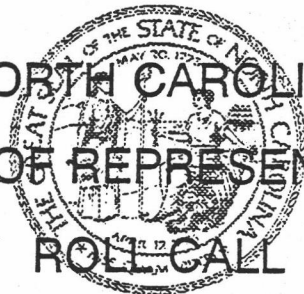
SPEAKER

BOYD-MCINTYRE
GRAY

WOMBLE

H1479HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



B. # 1739
LEGISLATIVE DAY 157
H1479HCS
READING 2
WATSON

EV
7/07/98
3:09 PM
IN CHAIR: SPEAKER

STUDY LAGOON PHASE OUT IMPLEMENTATION

MOTION #6 REP. DAUGHTRY

TO POSTPONE TO 17 JULY CERTAIN - 7/8/98

AYES - 80

ALDRIDGE
ALEXANDER
ALLEN
ALLRED
BADDOUR
BAKER
BARBEE
BEALL
BLACK
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
COLE

CRAWFORD
CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
EDDINS
ELLIS
FOX
GRADY
GRAY
GULLEY
HARDY
HIATT
HIGHTOWER
HILL
HOLMES

HOWARD
HUNTER, R.
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCCOMBS
MERCER
MITCHELL
MOORE
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OWENS
PRESTON

RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
TOLSON
WAINWRIGHT
WARNER
WARWICK
WEATHERLY
WILSON, G.
WOOD
YONGUE

NOES - 32

ADAMS
ARNOLD
BERRY
BONNER
CLARY
CUNNINGHAM
DOCKHAM
EARLE

EASTERLING
ESPOSITO
FITCH
GARDNER
GOODWIN
HACKNEY
HALL
HARDAWAY

HENSLEY
HUNTER, H.
HURLEY
INSKO
LUEBKE
MCCOMAS
MCMAHAN
MICHAUX

MILLER
MINER
MORGAN
SAUNDERS
THOMPSON
WATSON
WILSON, C.
WRIGHT

EXCUSED ABSENCE - 6

BLUE
GAMBLE

M'CALLISTER
MCCRARY
OLDHAM

ROGERS

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

WOMBLE

H1479HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1479

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

H1479-ALB-1

Page 1 of 1

Date JUL 08 1998, 1998

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

Rep. Buchanan

- 1 moves to amend the bill on page 1, line 20,
2 by inserting the following immediately after "(i)": "find if phasing
3 out anaerobic lagoons and sprayfields as the primary methods of
4 disposing of swine waste is economically feasible and"
5
6 further move to amend the bill on page 2, lines 4 and 5, by deleting
7 "identify public and private funding alternatives" and substituting
8 "identify if public and private funds are available as funding
9 alternatives"
10
11 further moves to amend the bill on page 2, lines 7 and 8 by deleting
12 "no later than 1 December 1998" and substituting "in an interim
13 report no later than December 1, 1998, and a final report no later
14 than May 1, 1999"

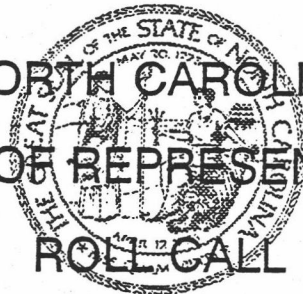
SIGNED *C. Buchanan*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 08 1998 FAILED _____ TABLED _____

106-2 TV
DNW

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1747

LEGISLATIVE DAY 158

79HCS

READING 2

WATSON

AMEND #1 - *REP. BUCHANAN*

STUDY LAGOON PHASE OUT IMPLEMENTATION

EV
7/08/98
2:29 PM

IN CHAIR: SPEAKER

AYES - 106

| | | | |
|-----------|------------|----------|------------|
| ADAMS | CULPEPPER | HOLMES | RAMSEY |
| ALDRIDGE | CUNNINGHAM | HOWARD | RAYFIELD |
| ALEXANDER | DAUGHTRY | IVES | REDWINE |
| ALLEN | DAVIS | JARRELL | REYNOLDS |
| ALLRED | DECKER | JEFFUS | RUSSELL |
| ARNOLD | DEDMON | JUSTUS | SAUNDERS |
| BADDOUR | DICKSON | KINNEY | SEXTON |
| BAKER | DOCKHAM | KISER | SHERRILL |
| BARBEE | EARLE | LUEBKE | SHUBERT |
| BEALL | EASTERLING | MCCOMBS | SMITH |
| BLACK | EDDINS | MCMAHAN | STARNES |
| BONNER | ELLIS | MERCER | SUTTON |
| BOWIE | ESPOSITO | MICHAUX | TALLENT |
| BRASWELL | FOX | MILLER | THOMPSON |
| BRAWLEY | GARDNER | MINER | TOLSON |
| BROWN | GOODWIN | MITCHELL | WAINWRIGHT |
| BRYANT | GRADY | MOORE | WARNER |
| BUCHANAN | GRAY | MORGAN | WARWICK |
| CANSLER | GULLEY | MORRIS | WATSON |
| CAPPS | HACKNEY | NEELY | WEATHERLY |
| CARPENTER | HALL | NESBITT | WILSON, C. |
| CHURCH | HARDAWAY | NICHOLS | WILSON, G. |
| CLARY | HARDY | NYE | WOMBLE |
| COLE | HENSLEY | OLDHAM | WOOD |
| CRAWFORD | HIATT | OWENS | WRIGHT |
| CREECH | HIGHTOWER | PRESTON | YONGUE |
| CULP | HILL | | |

NOES - 2

INSKO MCCOMAS

EXCUSED ABSENCE - 8

| | | | |
|-------|--------|-------------|--------|
| BERRY | FITCH | MCCALLISTER | MOSLEY |
| BLUE | GAMBLE | MCCRARY | ROGERS |

EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|---------|---------------|------------|--------|
| SPEAKER | BOYD-MCINTYRE | HUNTER, H. | HURLEY |
|---------|---------------|------------|--------|

H1479HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1479

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

H1479-ART-001

Page 1 of 1

Date JUL 08 1998, 1998

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

Representative Davis

- 1 moves to amend the bill on page 1, line 21, by inserting after the
2 word "lagoons" the words "eight years or older";
3
4 and on page 2, line 1, by deleting the word "best" and substituting
5 the words "most cost effective";
6
7 and on page 2, line 5, by inserting after the word "alternatives"
8 the phrase ", along with cost sharing dollar for dollar by the State
9 to include tax relief and low interest financing at fifty percent
10 (50%) of prime,".
11

SIGNED [Signature]
Amendment Sponsor

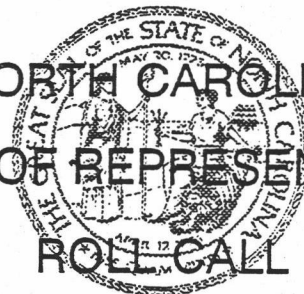
SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED JUL 08 1998 TABLED _____

23-83 EV

DWeeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1748
LEGISLATIVE DAY 158
79HCS
READING 2

WATSON

AMEND #2 - *RED. DAVIS*

STUDY LAGOON PHASE OUT IMPLEMENTATION

EN
7/08/98
2:34 PM
IN CHAIR: SPEAKER

AYES - 23

ALDRIDGE
BEALL
BROWN
CAPPS
CARPENTER
CREECH

CULPEPPER
DAVIS
ELLIS
HILL
IVES
JUSTUS

KISER
MCCOMBS
MITCHELL
OWENS
PRESTON
RAMSEY

RUSSELL
STARNES
WARWICK
WILSON, G.
WOOD

NOES - 83

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BLACK
BONNER
BRASWELL
BRAWLEY
BRYANT
BUCHANAN
CANSLER
CHURCH
CLARY
COLE
CRAWFORD
CULP
CUNNINGHAM

DAUGHTRY
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT

HIGHTOWER
HOLMES
HOWARD
INSKO
JARRELL
JEFFUS
KINNEY
LUEBKE
MCCOMAS
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MOORE
MORGAN
MORRIS
NEELY
NESBITT
NICHOLS
NYE

OLDHAM
RAYFIELD
REDWINE
REYNOLDS
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WATSON
WEATHERLY
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 8

BERRY
BLUE

FITCH
GAMBLE
MCALLISTER
MCCRARY

MOSLEY
ROGERS

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
BOWIE

BOYD-MCINTYRE
HUNTER, H.
HURLEY

WILSON, C.

H1479HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

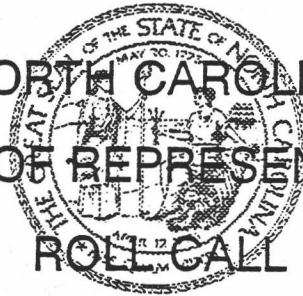
SEQ. # 1749

LEGISLATIVE DAY 158

79HCS

READING 2

WATSON



7/08/98

2:34 PM

IN CHAIR: SPEAKER

STUDY LAGOON PHASE OUT IMPLEMENTATION

AYES - 84

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BLACK
BONNER
BOWIE
BRASWELL
BRAWLEY
BRYANT
BUCHANAN
CAPPS
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAUGHTRY
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FOX
GARDNER
GOODWIN
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIGHTOWER

HILL
HOWARD
INSKO
IVES
JARRELL
JEFFUS
KINNEY
LUEBKE
MCCOMAS
MCMAHAN
MERCER
MICHAX
MILLER
MINER
MOORE
MORGAN
MORRIS
NEELY
NESBITT
NYE
OLDHAM

PRESTON
RAYFIELD
REDWINE
REYNOLDS
RUSSELL
SAUNDERS
SEXTON
SHUBERT
SMITH
SUTTON
TALLENT
THOMPSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WOMBLE
WRIGHT
YONGUE

NOES - 24

ALDRIDGE
BARBEE
BEALL
BROWN
CANSLER
CARPENTER

DAVIS
DECKER
ELLIS
GRADY
HIATT
HOLMES

JUSTUS
KISER
MCCOMBS
MITCHELL
NICHOLS
OWENS

RAMSEY
SHERRILL
STARNES
TOLSON
WILSON, G.
WOOD

EXCUSED ABSENCE - 8

BERRY
BLUE

FITCH
GAMBLE

MCCALLISTER
MCCRARY

MOSLEY
ROGERS

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

BOYD-MCINTYRE

HUNTER, H.

HURLEY

H1479HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1479

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

H1479-ALD-15

Page 1 of 1

Date JUL 08 1998, 1998

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

Representative Decker

- 1 moves to amend the bill on page 1, line 20,
2 by deleting "shall" and substituting "may";
3
4 and on page 2, line 3, by removing the words "and timetable";
5
6 and on page 2, line 5, by rewriting that line to read "funding
7 alternatives to ensure that the phaseout is done in an economically
8 feasible manner."
9

SIGNED *M. Decker*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 08 1998

FAILED _____

TABLED _____

78-28 EV
D. Wicks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1750
LEGISLATIVE DAY 158
79HCS
READING 3
WATSON

AMEND #3 - REP. DECKER

STUDY LAGOON PHASE OUT IMPLEMENTATION

EV
7/08/98
2:36 PM
IN CHAIR: SPEAKER

AYES - 78

| | | | |
|-----------|------------|-----------|------------|
| ALDRIDGE | CRAWFORD | HIGHTOWER | OWENS |
| ALEXANDER | CREECH | HILL | PRESTON |
| ALLEN | CULP | HOLMES | RAMSEY |
| BADDOUR | CUNNINGHAM | HOWARD | RAYFIELD |
| BAKER | DAUGHTRY | JEFFUS | REYNOLDS |
| BARBEE | DAVIS | JUSTUS | RUSSELL |
| BEALL | DECKER | KISER | SEXTON |
| BLACK | DEDMON | MCCOMAS | SHERRILL |
| BONNER | DICKSON | MCCOMBS | SHUBERT |
| BOWIE | DOCKHAM | MCMAHAN | STARNES |
| BRAWLEY | EDDINS | MERCER | TALLENT |
| BROWN | ELLIS | MILLER | TOLSON |
| BRYANT | ESPOSITO | MINER | WAINWRIGHT |
| BUCHANAN | FOX | MITCHELL | WARNER |
| CANSLER | GARDNER | MOORE | WARWICK |
| CAPPS | GRADY | MORGAN | WATSON |
| CARPENTER | GULLEY | MORRIS | WILSON, C. |
| CHURCH | HALL | NEELY | WILSON, G. |
| CLARY | HARDY | NICHOLS | WOOD |
| COLE | HIATT | | |

NOES - 28

| | | | |
|------------|----------|----------|-----------|
| ADAMS | GOODWIN | KINNEY | SMITH |
| ALLRED | HACKNEY | LUEBKE | SUTTON |
| ARNOLD | HARDAWAY | NESBITT | THOMPSON |
| BRASWELL | HENSLEY | NYE | WEATHERLY |
| CULPEPPER | INSKO | OLDHAM | WOMBLE |
| EARLE | IVES | REDWINE | WRIGHT |
| EASTERLING | JARRELL | SAUNDERS | YONGUE |

EXCUSED ABSENCE - 8

| | | | |
|-------|--------|------------|--------|
| BERRY | FITCH | MCALLISTER | MOSLEY |
| BLUE | GAMBLE | MCCRARY | ROGERS |

EXCUSED VOTE - 0

NOT VOTING - 6

| | | | |
|---------------|------------|--------|---------|
| SPEAKER | GRAY | HURLEY | MICHAUX |
| BOYD-MCINTYRE | HUNTER, H. | | |

H1479HCS

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1480

MAY 21 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1504*-RTZ012.02(5.13)

Short Title: Swine Integrator Register Growers.

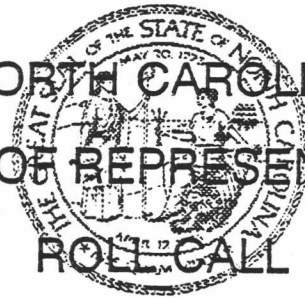
(Public)

Sponsors: Representative Watson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE REGISTRATION OF SWINE FARMS
3 ASSOCIATED WITH SWINE OPERATION INTEGRATORS, AS
4 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. Part 1A of Article 21 of Chapter 143 of the General Statutes is
7 amended by adding a new section to read:
8 **"§ 143-215.10H. Swine integrator registration and liability.**
9 (a) Definitions. -- As used in this section:
10 (1) 'Swine farm' has the same meaning as in G.S. 106-802.
11 (2) 'Swine operation integrator' or 'integrator' means a person, other
12 than a person who holds a permit under this Part or Part 1 of this
13 Article for an animal waste management system for a swine farm,
14 who provides 250 or more animals to a swine farm and who either
15 has an ownership interest in the animals or otherwise establishes
16 management and production standards for the permit holder for
17 the maintenance, care, and raising of the animals. An ownership
18 interest includes a right or option to purchase the animals.
19 (b) Registration Required. -- A person who is a swine operation integrator with
20 respect to one or more swine farms shall register each swine farm for which the
21 person is an integrator with the Department within 30 days after the initial placement
22 of animals at the swine farm. The registration shall be in writing and in a form
23 prescribed by the Commission. The registration shall include:
24 (1) The name of the owner of the swine farm.
25 (2) The mailing address of the owner of the swine farm.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
9/23/98
5:14 PM

IN CHAIR: SPEAKER

. # 2093
LEGISLATIVE DAY 202
H1480HCS
READING 2
WATSON

SWINE INTEGRATOR REG /EXTEND MORATORIA

AYES - 83

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HILL | OLDHAM |
| ALLEN | DEDMON | HOWARD | OWENS |
| ALLRED | DOCKHAM | HUNTER, H. | RAMSEY |
| ARNOLD | EARLE | HURLEY | RAYFIELD |
| BAKER | EASTERLING | INSKO | REDWINE |
| BAREFOOT | EDDINS | IVES | ROGERS |
| BEALL | ELLIS | JARRELL | SAUNDERS |
| BLACK | ESPOSITO | JEFFUS | SEXTON |
| BLUE | FITCH | KINNEY | SHERRILL |
| BONNER | FOX | MCALLISTER | SHUBERT |
| BOWIE | GARDNER | MCCOMAS | SMITH |
| BOYD-MCINTYRE | GOODWIN | MCCOMBS | SUTTON |
| BRYANT | GRADY | MCMAHAN | THOMPSON |
| CANSLER | GRAY | MICHAUX | TOLSON |
| CHURCH | GULLEY | MILLER | WAINWRIGHT |
| COLE | HACKNEY | MINER | WARNER |
| CRAWFORD | HARDAWAY | MORGAN | WEATHERLY |
| CREECH | HARDY | MORRIS | WOMBLE |
| CULP | HENSLEY | NESBITT | WRIGHT |
| CULPEPPER | HIATT | NICHOLS | YONGUE |
| CUNNINGHAM | HIGHTOWER | NYE | |

NOES - 17

| | | | |
|----------|-----------|----------|------------|
| ALDRIDGE | BUCHANAN | HOLMES | RUSSELL |
| BADDOUR | CARPENTER | JUSTUS | TALLENT |
| BARBEE | DAVIS | MERCER | WILSON, G. |
| BRAWLEY | DECKER | MITCHELL | WOOD |
| BROWN | | | |

EXCUSED ABSENCE - 14

| | | | |
|-----------|---------|---------|---------|
| ALEXANDER | HALL | MOORE | STARNES |
| BRASWELL | KISER | MOSLEY | WARWICK |
| CAPPS | LUEBKE | PRESTON | WATSON |
| DICKSON | MCCRARY | | |

EXCUSED VOTE - 1

NEELY

NOT VOTING - 5

| | | | |
|-------|-------|----------|------------|
| ADAMS | CLARY | REYNOLDS | WILSON, C. |
| BERRY | | | |

H1480HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2148/4-- 1:13 PM

OCTOBER 8, 1998

LEGISLATIVE DAY 212

SENATOR BASNIGHT

-- Presiding

SWINE INTEG. REGIST./EXT. MORATORIA
COM SUB/2ND EDITION

HOUSE BILL 1480
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 35 | ALBERTSON | FOXX | MARTIN W. | REEVES |
| | | BALLANCE | HARTSELL | MCDANIEL | SHAW L. |
| | | BALLANTINE | HORTON | MILLER | SHAW R. |
| | | BASNIGHT | JORDAN | ODOM | SOLES |
| | | BLUST | KERR | PERDUE | WARREN |
| | | COCHRANE | KINNAIRD | PHILLIPS | WEINSTEIN |
| | | COOPER | LEE | PLYLER | WELLONS |
| | | DANNELLY | LUCAS | PURCELL | WINNER |
| | | FORRESTER | MARTIN R. | RAND | |
| NO | 1 | CLARK | | | |

EXCUSED 0

| | | | | | |
|----------|---|--------|---------|---------|-------|
| NOT CAST | 5 | ALLRAN | GARWOOD | JENKINS | MOORE |
| | | EAST | | | |

| | | | | | |
|--------|---|------------|--------|-----------|---------|
| ABSENT | 9 | CARPENTER | GULLEY | LEDBETTER | RUCHO |
| | | CARRINGTON | HOYLE | PAGE | WEBSTER |
| | | DALTON | | | |

| | | |
|-------|---|--------|
| PAIRS | 1 | |
| AYE | | DALTON |
| NO | | EAST |



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1481

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8302*-LCZ257(2.6)

Short Title: COPS for Transit Authorities.

(Public)

Sponsors: Representative C. Wilson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE REGIONAL TRANSIT AUTHORITIES TO USE
3 INSTALLMENT PURCHASE FINANCING.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 160A-20(h) is amended by adding a new subdivision to
6 read:
7 "(11) A regional public transportation authority or a regional
8 transportation authority created pursuant to Article 26 or Article
9 27 of this Chapter."
10 Section 2. G.S. 160A-610 is amended by adding a new subdivision to
11 read:
12 "(9a) To purchase or finance real or personal property in the manner
13 provided for cities and counties under G.S. 160A-20;"
14 Section 3. G.S. 160A-639 is amended by adding a new subdivision to
15 read:
16 "(9a) To purchase or finance real or personal property in the manner
17 provided for cities and counties under G.S. 160A-20;"
18 Section 4. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1482

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3045-LG316(5.18)

Short Title: Guilford Detention Center Funds.

(Public)

Sponsors: Representatives Bowie, Boyd-McIntyre, Decker, Adams, Jarrell, Jeffus, and Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS FOR A DETENTION CENTER IN
- 3 GUILFORD COUNTY.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund to the
- 6 Department of Health and Human Services, Division of Youth Services, the sum of
- 7 three million four hundred thousand dollars (\$3,400,000) for the 1998-99 fiscal year
- 8 for a detention center in Guilford County.
- 9 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED 1483 MAY 21 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7437*-RT/SBZ021.03(5.4)

Short Title: End CDE LUST Cleanups.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE ENVIRONMENTAL MANAGEMENT
3 COMMISSION TO CLASSIFY THE IMPACT OF LEAKING PETROLEUM
4 UNDERGROUND STORAGE TANKS AS EITHER AB OR CDE AND TO
5 PROVIDE THAT THE OWNER OR OPERATOR OF A LEAKING
6 UNDERGROUND STORAGE TANK THAT HAS A CDE IMPACT SHALL
7 NOT BE REQUIRED TO CLEAN UP THE DISCHARGE OR RELEASE, AS
8 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

9 The General Assembly of North Carolina enacts:

10 Section 1. G.S. 143-215.94V reads as rewritten:

11 "§ 143-215.94V. Standards for petroleum underground storage tank cleanup.

12 (a) Legislative findings and intent.

13 (1) The General Assembly finds that:

- 14 a. The goals of the underground storage tank program are to
15 protect human health and the environment. Maintaining the
16 solvency of the Commercial Fund and the Noncommercial
17 Fund is essential to these goals.
18 b. The sites at which discharges or releases from underground
19 storage tanks occur vary greatly in terms of complexity, soil
20 types, hydrogeology, other physical and chemical
21 characteristics, current and potential future uses of
22 groundwater, and the degree of risk that each site may pose
23 to human health and the environment.
24 c. Risk-based corrective action is a process that recognizes this
25 diversity and utilizes an approach where assessment and

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 1483

DATE September 2, 98

S. B. No. _____

Amendment No. 1

(to be filled in by
Principal Clerk)

Rep.) Clary
Sen.) _____

moves to amend the bill on page 4, line 5

by changing may to shall

page 4 line 8
by changing may to shall

SIGNED Debra Clary

ADOPTED 96-15 EV FAILED _____ TABLED _____

SW

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1981

LEGISLATIVE DAY 190

183HCS

READING 2

MITCHELL

AMEND #1 - *REP. CLARY*

LOW RISK LEAK UNDER- GROUND TANK CLEANUP

EV
9/02/98

2:12 PM

IN CHAIR: SPEAKER

AYES - 96

ADAMS
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BRYANT
CANSLER
CARPENTER
CLARY
COLE
CRAWFORD
CREECH

CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
ESPOSITO
FITCH
FOX
GARDNER
GRADY
GRAY
GULLEY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOWARD
HUNTER, H.

HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NESBITT
OLDHAM
OWENS
PRESTON

RAMSEY
RAYFIELD
REYNOLDS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 15

ALDRIDGE
ALLRED
BRAWLEY
BUCHANAN

CAPPS
DAVIS
EDDINS
ELLIS

HALL
HARDAWAY
HOLMES
NICHOLS

NYE
REDWINE
WOOD

EXCUSED ABSENCE - 6

CHURCH
GOODWIN

KISER
LUEBKE

MERCER

MOSLEY

EXCUSED VOTE - 1

HACKNEY

NOT VOTING - 2

SPEAKER

ROGERS

H1483HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1982
LEGISLATIVE DAY 190
H1483HCS
READING 2
MITCHELL

EV
9/02/98
2:13 PM
IN CHAIR: SPEAKER

LOW RISK LEAK UNDER- GROUND TANK CLEANUP

AYES - 112

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HOLMES | PRESTON |
| ADAMS | CULP | HOWARD | RAMSEY |
| ALDRIDGE | CULPEPPER | HUNTER, H. | RAYFIELD |
| ALEXANDER | CUNNINGHAM | HURLEY | REDWINE |
| ALLEN | DAUGHTRY | INSKO | REYNOLDS |
| ALLRED | DAVIS | IVES | ROGERS |
| ARNOLD | DECKER | JARRELL | RUSSELL |
| BADDOUR | DEDMON | JEFFUS | SAUNDERS |
| BAKER | DICKSON | JUSTUS | SEXTON |
| BARBEE | DOCKHAM | KINNEY | SHERRILL |
| BAREFOOT | EARLE | MCALLISTER | SHUBERT |
| BEALL | EASTERLING | MCCOMAS | SMITH |
| BLACK | EDDINS | MCCOMBS | STARNES |
| BLUE | ELLIS | MCCRARY | SUTTON |
| BONNER | ESPOSITO | MCMAHAN | TALLENT |
| BOWIE | FITCH | MICHAUX | THOMPSON |
| BOYD-MCINTYRE | FOX | MILLER | TOLSON |
| BRASWELL | GARDNER | MINER | WAINWRIGHT |
| BRAWLEY | GRADY | MITCHELL | WARNER |
| BROWN | GRAY | MOORE | WARWICK |
| BRYANT | GULLEY | MORGAN | WATSON |
| BUCHANAN | HALL | MORRIS | WEATHERLY |
| CANSLER | HARDAWAY | NEELY | WILSON, C. |
| CAPPS | HARDY | NESBITT | WILSON, G. |
| CARPENTER | HENSLEY | NICHOLS | WOMBLE |
| CLARY | HIATT | NYE | WOOD |
| COLE | HIGHTOWER | OLDHAM | WRIGHT |
| CRAWFORD | HILL | OWENS | YONGUE |

NOES - 0

EXCUSED ABSENCE - 6

| | | | |
|---------|--------|--------|--------|
| CHURCH | KISER | MERCER | MOSLEY |
| GOODWIN | LUEBKE | | |

EXCUSED VOTE - 1

HACKNEY

NOT VOTING - 1

BERRY

H1483HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2056/6-- 7:18 PM

SEPTEMBER 14, 1998

LEGISLATIVE DAY 196

LT. GOVERNOR WICKER

-- Presiding

MITCHELL
EXPED. LOWRISK LUST CLEANUP CLOSURE
SENATE COM SUB/4TH EDITION

HOUSE BILL 1483
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 39 | ALBERTSON | FORRESTER | LUCAS | RUCHO |
| | | BALLANTINE | FOXX | MARTIN W. | SHAW L. |
| | | BASNIGHT | GULLEY | MILLER | SHAW R. |
| | | BLUST | HARTSELL | PAGE | SOLES |
| | | CARPENTER | HORTON | PERDUE | WARREN |
| | | CARRINGTON | HOYLE | PHILLIPS | WEBSTER |
| | | CLARK | KERR | PLYLER | WEINSTEIN |
| | | COOPER | KINNAIRD | PURCELL | WELLONS |
| | | DANNELLY | LEDBETTER | RAND | WINNER |
| | | EAST | LEE | REEVES | |

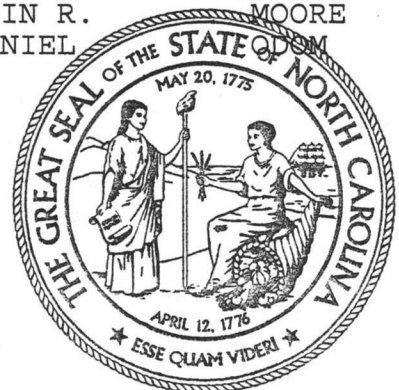
NO 0

EXCUSED 0

NOT CAST 3 ALLRAN JENKINS JORDAN

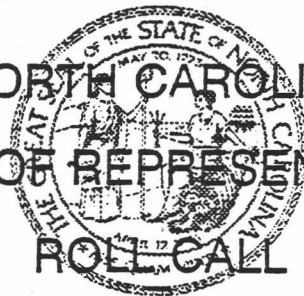
ABSENT 8 BALLANCE DALTON MARTIN R. MOORE
COCHRANE GARWOOD MCDANIEL

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 2048
LEGISLATIVE DAY 198
H1483SCS

EX
9/16/98
1:47 PM
IN CHAIR: SPEAKER

MITCHELL

EXPEDITE LOW RISK LUST CLEANUP CLOSURE
MOTION #11 - TO CONCUR IN SCS

AYES - 100

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HOWARD | OWENS |
| ADAMS | CULP | HURLEY | PRESTON |
| ALDRIDGE | CULPEPPER | INSKO | RAMSEY |
| ALEXANDER | CUNNINGHAM | JARRELL | RAYFIELD |
| ALLEN | DAUGHTRY | JEFFUS | REDWINE |
| ALLRED | DECKER | KINNEY | ROGERS |
| ARNOLD | DEDMON | MCALLISTER | RUSSELL |
| BADDOUR | DOCKHAM | MCCOMAS | SAUNDERS |
| BAKER | EARLE | MCCOMBS | SEXTON |
| BAREFOOT | EASTERLING | MCCRARY | SHERRILL |
| BEALL | ELLIS | MCPAHAN | SHUBERT |
| BERRY | ESPOSITO | MERCER | SMITH |
| BLACK | FOX | MICHAUX | TALLENT |
| BLUE | GARDNER | MILLER | THOMPSON |
| BONNER | GOODWIN | MINER | TOLSON |
| BOWIE | GRADY | MITCHELL | WAINWRIGHT |
| BOYD-MCINTYRE | GRAY | MOORE | WARNER |
| BRAWLEY | GULLEY | MORGAN | WARWICK |
| BROWN | HALL | MORRIS | WATSON |
| BRYANT | HARDAWAY | MOSLEY | WEATHERLY |
| BUCHANAN | HENSLEY | NEELY | WILSON, C. |
| CANSLER | HIATT | NESBITT | WILSON, G. |
| CARPENTER | HIGHTOWER | NICHOLS | WOOD |
| CHURCH | HILL | NYE | WRIGHT |
| CRAWFORD | HOLMES | OLDHAM | YONGUE |

NOES - 2

CLARY STARNES

EXCUSED ABSENCE - 13

| | | | |
|--------|---------|--------|--------|
| BARBEE | DICKSON | IVES | LUEBKE |
| CAPPS | EDDINS | JUSTUS | SUTTON |
| COLE | HARDY | KISER | WOMBLE |
| DAVIS | | | |

EXCUSED VOTE - 1

HACKNEY

NOT VOTING - 4

| | | | |
|----------|-------|------------|----------|
| BRASWELL | FITCH | HUNTER, H. | REYNOLDS |
|----------|-------|------------|----------|

H1483SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1484 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8304*-RT/SBZX017.02(5.4)

Short Title: Water Quality Fees.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REVISE AND PLACE INTO THE GENERAL STATUTES THE
3 SCHEDULE OF FEES FOR PERMITS UNDER THE WATER QUALITY
4 PROGRAM, AS RECOMMENDED BY THE WATER QUALITY PROGRAMS
5 FUNDING WORKING GROUP AND THE ENVIRONMENTAL REVIEW
6 COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. Part 1 of Article 21 of Chapter 143 of the General Statutes is
9 amended by adding a new section to read:
10 "§ 143-215.3D. Fee schedule for water quality permits.
11 (a) Annual fees for discharge and nondischarge permits under G.S. 143-215.1. --
12 (1) Major Individual NPDES Permits. -- The annual fee for an
13 individual permit for a point source discharge of 1,000,000 or more
14 gallons per day shall be two thousand eight hundred sixty-five
15 dollars (\$2,865).
16 (2) Minor Individual NPDES Permits. -- The annual fee for an
17 individual permit for a point source discharge of less than
18 1,000,000 gallons per day shall be seven hundred fifteen dollars
19 (\$715.00).
20 (3) Single-Family Residence. -- The annual fee for a certificate of
21 coverage under a general permit for a point source discharge or an
22 individual nondischarge permit from a single-family residence shall
23 be fifty dollars (\$50.00).
24 (4) Stormwater and Wastewater Discharge General Permits. -- The
25 annual fee for a certificate of coverage under a general permit for

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1485

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4181*-RT/SBZX024.05(5.4)

Short Title: Water Quality Fees/End CDE LUST Cleanups.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REVISE AND PLACE INTO THE GENERAL STATUTES THE
3 SCHEDULE OF FEES FOR PERMITS UNDER THE WATER QUALITY
4 PROGRAM, AS RECOMMENDED BY THE WATER QUALITY PROGRAMS
5 FUNDING WORKING GROUP, TO REQUIRE THE ENVIRONMENTAL
6 MANAGEMENT COMMISSION TO CLASSIFY THE IMPACT OF LEAKING
7 PETROLEUM UNDERGROUND STORAGE TANKS AS EITHER AB OR
8 CDE, AND TO PROVIDE THAT THE OWNER OR OPERATOR OF A
9 LEAKING UNDERGROUND STORAGE TANK THAT HAS A CDE IMPACT
10 SHALL NOT BE REQUIRED TO CLEAN UP THE DISCHARGE OR
11 RELEASE, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW
12 COMMISSION.

13 The General Assembly of North Carolina enacts:

14
15 PART I. WATER QUALITY FEES

16
17 Section 1.1. Part 1 of Article 21 of Chapter 143 of the General Statutes is
18 amended by adding a new section to read:

19 "§ 143-215.3D. Fee schedule for water quality permits.

20 (a) Annual fees for discharge and nondischarge permits under G.S. 143-215.1. --

21 (1) Major Individual NPDES Permits. -- The annual fee for an
22 individual permit for a point source discharge of 1,000,000 or more
23 gallons per day shall be two thousand eight hundred sixty-five
24 dollars (\$2,865).

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1486

MAY 21 98

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1503*-LDQZ020.01(5.13)

Short Title: Neuse Modeling Project Funds.

(Public)

Sponsors: Representative Eddins.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO MONITOR AND MODEL THE NEUSE
3 RIVER AND ESTUARY UNDER THE NEUSE RIVER MODELING AND
4 MONITORING (MODMON) PROJECT, DEVELOP A HYDRODYNAMIC
5 MODEL OF THE NEUSE WATERSHED, AND LINK THESE MODELS SO
6 THAT THE EFFECTIVENESS OF CURRENT NUTRIENT MANAGEMENT
7 STRATEGIES FOR THE NEUSE RIVER BASIN CAN BE DETERMINED, AS
8 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

9 The General Assembly of North Carolina enacts:

10 Section 1. There is appropriated from the General Fund to the
11 Department of Environment and Natural Resources to be transferred to the Board of
12 Governors of The University of North Carolina for the Water Resources Research
13 Institute the sum of one million two hundred thousand dollars (\$1,200,000) for the
14 1998-99 fiscal year to be used to monitor and model the Neuse River and the Neuse
15 estuary under the Modeling and Monitoring (MODMON) Project, to develop a
16 hydrodynamic model of the Neuse watershed, and to link these models in order to
17 provide the data needed to determine the effectiveness of current nutrient
18 management strategies for the Neuse River Basin.

19 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1487

MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6388-RJZ002(5.20)

Short Title: Extra Duties/New Teachers.

(Public)

Sponsors: Representative Arnold.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE LEGISLATIVE
3 STUDY COMMISSION ON PUBLIC SCHOOLS TO DIRECT THE STATE
4 BOARD OF EDUCATION TO ADOPT RULES PRESCRIBING THE
5 EXTRACURRICULAR DUTIES ASSIGNED TO FIRST-YEAR TEACHERS.

6 The General Assembly of North Carolina enacts:

7 Section 1. The State Board of Education shall adopt rules prescribing the
8 type and number of extracurricular duties assigned to first-year teachers beginning
9 with the 1998-99 school year. It is strongly recommended that new teachers be given
10 no extracurricular duty in order to have an opportunity to develop into skilled
11 professionals.

12 Section 2. The State Board of Education shall report to the Legislative
13 Study Commission on Public Schools prior to October 1, 1998, on its progress in
14 implementing this act.

15 Section 3. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

SEQ. # 1780

LEGISLATIVE DAY 162

87

READING 2

ARNOLD

ROLL CALL

7/15/98

3:26 PM

IN CHAIR: SPEAKER

EXTRA DUTIES/NEW TEACHERS

AYES - 82

| | | | |
|-----------|------------|----------|------------|
| ADAMS | DAUGHTRY | INSKO | PRESTON |
| ALDRIDGE | DECKER | IVES | RAYFIELD |
| ALEXANDER | DEDMON | JARRELL | REYNOLDS |
| ALLEN | DICKSON | JEFFUS | ROGERS |
| ALLRED | EARLE | JUSTUS | RUSSELL |
| ARNOLD | EASTERLING | KINNEY | SAUNDERS |
| BAKER | EDDINS | LUEBKE | SEXTON |
| BLACK | ELLIS | MCCOMAS | SHERRILL |
| BONNER | ESPOSITO | MCCOMBS | SHUBERT |
| BOWIE | FOX | MCCRARY | SMITH |
| BUCHANAN | GARDNER | MCMAHAN | SUTTON |
| CANSLER | GOODWIN | MERCER | TALLENT |
| CAPPS | GRADY | MINER | THOMPSON |
| CARPENTER | GRAY | MITCHELL | TOLSON |
| CHURCH | GULLEY | MOORE | WAINWRIGHT |
| CLARY | HARDAWAY | MORGAN | WARWICK |
| COLE | HIATT | MORRIS | WATSON |
| CRAWFORD | HILL | NYE | WEATHERLY |
| CREECH | HOLMES | OLDHAM | WILSON, G. |
| CULP | HOWARD | OWENS | YONGUE |
| CULPEPPER | HURLEY | | |

NOES - 29

| | | | |
|----------|---------|------------|---------|
| BADDOUR | DAVIS | HIGHTOWER | RAMSEY |
| BEALL | FITCH | HUNTER, H. | REDWINE |
| BERRY | GAMBLE | KISER | STARNES |
| BLUE | HACKNEY | MICHAUX | WARNER |
| BRASWELL | HALL | MOSLEY | WOMBLE |
| BRAWLEY | HARDY | NESBITT | WOOD |
| BROWN | HENSLEY | NICHOLS | WRIGHT |
| BRYANT | | | |

EXCUSED ABSENCE - 5

| | | | |
|---------|------------|--------|------------|
| BARBEE | MCALLISTER | MILLER | WILSON, C. |
| DOCKHAM | | | |

EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|---------|---------------|------------|-------|
| SPEAKER | BOYD-MCINTYRE | CUNNINGHAM | NEELY |
|---------|---------------|------------|-------|

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1506*-SFZ001(4.30)

Short Title: Assistance Teams/Add'l. Funds.

(Public)

Sponsors: Representative Arnold.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE LEGISLATIVE
3 STUDY COMMISSION ON PUBLIC SCHOOLS TO APPROPRIATE FUNDS
4 TO PROVIDE A BONUS TO ASSISTANCE TEAM MEMBERS AND TO
5 REIMBURSE THE ACTUAL COST OF ALL REASONABLE EXPENSES
6 INCURRED BY MEMBERS OF ASSISTANCE TEAMS.
7 The General Assembly of North Carolina enacts:
8 Section 1. There is appropriated from the General Fund to the State
9 Board of Education the sum of two hundred six thousand dollars (\$206,000) for the
10 1998-99 fiscal year to provide a bonus of one thousand five hundred dollars (\$1,500)
11 to each member of an assistance team assigned to a low-performing school. The State
12 Board of Education shall provide the bonus retroactively for the 1997-98 school year
13 and shall provide the bonus for the 1998-99 school year prior to the end of the 1998-
14 99 fiscal year. The bonus shall be prorated at one hundred twenty-five dollars
15 (\$125.00) per month for months actually served.
16 Section 2. G.S. 115C-105.38 is amended by adding a new subsection to
17 read:
18 "(e) Notwithstanding any other law, assistance team members will be reimbursed
19 the actual cost of all reasonable expenses incurred."
20 Section 3. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED 1489 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3069*-LCZ258(2.6)

Short Title: Rental Tax Information Sharing.

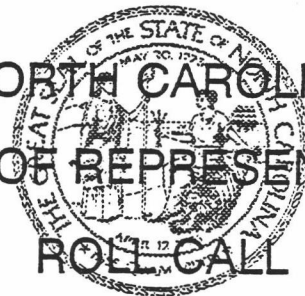
(Public)

Sponsors: Representative Neely.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE TAX OFFICIALS TO SHARE TAX INFORMATION
3 TO FACILITATE COLLECTION OF VEHICLE RENTAL TAXES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-259(b) is amended by adding a new subdivision to
6 read:
7 "(5b) To exchange information regarding the taxes on leased vehicles
8 imposed by G.S. 105-187.5 and Article 50 of this Chapter with a
9 regional public transportation authority or a regional
10 transportation authority created pursuant to Article 26 or Article
11 27 of Chapter 160A of the General Statutes, when the
12 information is needed to fulfill a duty imposed on the authority
13 or on the Department of Revenue."
14 Section 2. G.S. 153A-148.1(a) is amended by adding a new subdivision
15 to read:
16 "(4) To exchange information regarding taxpayers subject to the
17 vehicle rental tax imposed by Article 50 of this Chapter with a
18 regional public transportation authority or a regional
19 transportation authority created pursuant to Article 26 or Article
20 27 of Chapter 160A of the General Statutes, when the
21 information is needed to fulfill a duty imposed on the authority
22 or on the county."
23 Section 3. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 1937
LEGISLATIVE DAY 182
H1489HCS
READING 2
NEELY

8/19/98
2:14 PM
IN CHAIR: SPEAKER

LOCAL TAX INFORMATION/REFUNDS

AYES - 105

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HOLMES | OLDHAM |
| ALDRIDGE | CULPEPPER | HOWARD | OWENS |
| ALEXANDER | CUNNINGHAM | HUNTER, H. | PRESTON |
| ALLEN | DAUGHTRY | HURLEY | RAMSEY |
| ALLRED | DAVIS | INSKO | RAYFIELD |
| ARNOLD | DECKER | JARRELL | REYNOLDS |
| BADDOUR | DEDMON | JEFFUS | ROGERS |
| BAKER | DICKSON | JUSTUS | RUSSELL |
| BARBEE | EARLE | KINNEY | SAUNDERS |
| BAREFOOT | EASTERLING | MCALLISTER | SEXTON |
| BEALL | EDDINS | MCCOMAS | SHERILL |
| BERRY | ELLIS | MCCOMBS | SHUBERT |
| BLACK | FITCH | MCCRARY | SMITH |
| BONNER | FOX | MCMAHAN | TALLENT |
| BOWIE | GARDNER | MERCER | THOMPSON |
| BOYD-MCINTYRE | GOODWIN | MICHAUX | TOLSON |
| BRAWLEY | GRADY | MILLER | WAINWRIGHT |
| BROWN | GRAY | MINER | WARNER |
| BRYANT | GULLEY | MITCHELL | WARWICK |
| BUCHANAN | HACKNEY | MOORE | WATSON |
| CANSLER | HARDAWAY | MORGAN | WEATHERLY |
| CAPPS | HARDY | MORRIS | WILSON, C. |
| CARPENTER | HENSLEY | MOSLEY | WILSON, G. |
| CHURCH | HIATT | NESBITT | WOMBLE |
| CLARY | HIGHTOWER | NICHOLS | WRIGHT |
| COLE | HILL | NYE | YONGUE |
| CREECH | | | |

NOES - 0

EXCUSED ABSENCE - 13

| | | | |
|----------|----------|--------|---------|
| ADAMS | DOCKHAM | KISER | REDWINE |
| BLUE | ESPOSITO | LUEBKE | SUTTON |
| BRASWELL | IVES | NEELY | WOOD |
| CRAWFORD | | | |

EXCUSED VOTE - 0

NOT VOTING - 2

| | |
|------|---------|
| HALL | STARNES |
|------|---------|

H1489HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2001/3-- 2:22 PM SEPTEMBER 2, 1998 LEGISLATIVE DAY 190

LT. GOVERNOR WICKER

-- Presiding

NEELY
LOCAL TAX INFORMATION/REFUNDS
COM SUB/2ND EDITION

HOUSE BILL 1489
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | EAST | LUCAS | RAND |
| | | ALLRAN | FOXX | MARTIN R. | REEVES |
| | | BALLANCE | GARWOOD | MARTIN W. | RUCHO |
| | | BALLANTINE | GULLEY | MCDANIEL | SHAW L. |
| | | BASNIGHT | HORTON | MILLER | SHAW R. |
| | | BLUST | HOYLE | MOORE | SOLES |
| | | CARPENTER | JENKINS | ODOM | WARREN |
| | | CARRINGTON | JORDAN | PAGE | WEBSTER |
| | | CLARK | KERR | PERDUE | WEINSTEIN |
| | | COCHRANE | KINNAIRD | PHILLIPS | WELLONS |
| | | DALTON | LEDBETTER | PLYLER | WINNER |
| | | DANNELLY | LEE | PURCELL | |

NO 0

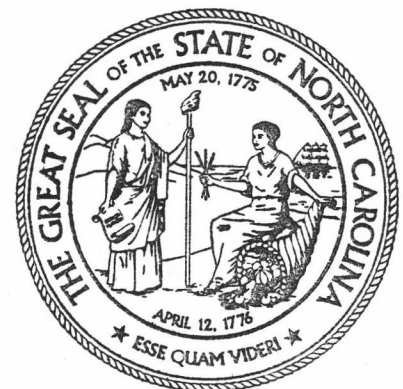
EXCUSED 0

NOT CAST 2 COOPER HARTSELL

ABSENT 1 FORRESTER

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1490

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8293*-RT/SBZ008.01(5.4)

Short Title: Extend Submerged Lands Claims.

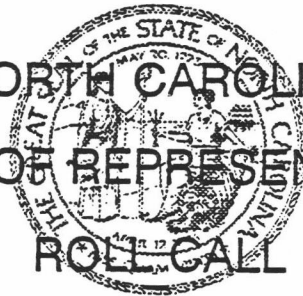
(Public)

Sponsors: Representative Weatherly.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE TIME FOR THE RESOLUTION OF CLAIMS TO
3 LAND UNDER NAVIGABLE WATERS, AS RECOMMENDED BY THE
4 ENVIRONMENTAL REVIEW COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 113-206 reads as rewritten:
7 "§ 113-206. Chart of grants, leases and fishery rights; overlapping leases and rights;
8 contest or condemnation of claims; damages for taking of property.
9 (a) The Secretary must commence to prepare as expeditiously as possible charts of
10 the waters of North Carolina containing the locations of all oyster and clam
11 leaseholds made by the Department under the provisions of this Article and of all
12 existing leaseholds as they are renewed under the provisions of this Article, the
13 locations of all claims of grant of title to portions of the bed under navigable waters
14 registered with him, and the locations of all areas in navigable waters to which a right
15 of private fishery is claimed and registered with him. Charting or registering any
16 claim by the Secretary in no way implies recognition by the State of the validity of
17 the claim.
18 (a1) If a claim is based on an oyster or other shellfish grantor a perpetual
19 franchise for shellfish cultivation, the Secretary may, to resolve the claim, grant a
20 shellfish lease to the claimant for part or all of the area claimed. If a claim of
21 exclusive shellfishing rights was registered based upon a conveyance by the Literary
22 Fund, the North Carolina Literary Board or the State Board of Education, and the
23 claimant shows that the area had been cultivated by the claimant or his predecessor
24 in title for the seven-year period prior to registration of the claim, the Secretary may,
25 to resolve the claim, grant a shellfish lease to the claimant for all or part of the area

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 1979
LEGISLATIVE DAY 190
190
READING 2
WEATHERLY

EN
9/02/98
2:02 PM
IN CHAIR: SPEAKER

EXTEND SUBMERGED LANDS CLAIMS

AYES - 112

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CRAWFORD | HOLMES | PRESTON |
| ADAMS | CREECH | HOWARD | RAMSEY |
| ALDRIDGE | CULP | HUNTER, H. | RAYFIELD |
| ALEXANDER | CULPEPPER | HURLEY | REDWINE |
| ALLEN | CUNNINGHAM | INSKO | REYNOLDS |
| ALLRED | DAUGHTRY | IVES | ROGERS |
| ARNOLD | DAVIS | JARRELL | RUSSELL |
| BADDOUR | DECKER | JEFFUS | SAUNDERS |
| BAKER | DEDMON | JUSTUS | SEXTON |
| BARBEE | DICKSON | KINNEY | SHERRILL |
| BAREFOOT | DOCKHAM | MCALLISTER | SHUBERT |
| BEALL | EARLE | MCCOMAS | SMITH |
| BERRY | EASTERLING | MCCOMBS | STARNES |
| BLACK | EDDINS | MCCRARY | SUTTON |
| BLUE | ELLIS | MCMAHAN | TALLENT |
| BONNER | ESPOSITO | MICHAUX | THOMPSON |
| BOWIE | FITCH | MILLER | TOLSON |
| BOYD-MCINTYRE | FOX | MINER | WAINWRIGHT |
| BRASWELL | GARDNER | MITCHELL | WARNER |
| BRAWLEY | GRAY | MOORE | WARWICK |
| BROWN | GULLEY | MORGAN | WATSON |
| BRYANT | HACKNEY | MORRIS | WEATHERLY |
| BUCHANAN | HALL | NEELY | WILSON, C. |
| CANSLER | HARDAWAY | NESBITT | WILSON, G. |
| CAPPS | HENSLEY | NICHOLS | WOMBLE |
| CARPENTER | HIATT | NYE | WOOD |
| CLARY | HIGHTOWER | OLDHAM | WRIGHT |
| COLE | HILL | OWENS | YONGUE |

NOES - 1

GRADY

EXCUSED ABSENCE - 7

| | | | |
|---------|-------|--------|--------|
| CHURCH | HARDY | LUEBKE | MOSLEY |
| GOODWIN | KISER | MERCER | |

EXCUSED VOTE - 0

NOT VOTING - 0

H1490

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2111/12--12:01 PM SEPTEMBER 29, 1998 LEGISLATIVE DAY 206

SENATOR BASNIGHT

-- Presiding

WEATHERLY
EXTEND SUBMERGED LANDS CLAIMS

HOUSE BILL 1490
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 40 | ALBERTSON | DALTON | LEE | PHILLIPS |
| | | ALLRAN | DANNELLY | LUCAS | PLYLER |
| | | BALLANCE | FORRESTER | MARTIN R. | PURCELL |
| | | BALLANTINE | FOXX | MARTIN W. | RAND |
| | | BASNIGHT | GARWOOD | MCDANIEL | REEVES |
| | | BLUST | GULLEY | MILLER | RUCHO |
| | | CARPENTER | HARTSELL | MOORE | SHAW R. |
| | | CARRINGTON | HOYLE | ODOM | SOLES |
| | | CLARK | JENKINS | PAGE | WEINSTEIN |
| | | COOPER | KINNAIRD | PERDUE | WELLONS |
| NO | 0 | | | | |

EXCUSED 0

| | | | | | |
|----------|---|--------|--------|---------|--------|
| NOT CAST | 7 | EAST | JORDAN | SHAW L. | WINNER |
| | | HORTON | KERR | WARREN | |

| | | | | |
|--------|---|----------|-----------|---------|
| ABSENT | 3 | COCHRANE | LEDBETTER | WEBSTER |
|--------|---|----------|-----------|---------|

PAIRS 0
AYE
NO

(COPY)



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1491

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6385*-LDZ006.02(5.13)

Short Title: Amend Conservation Easements Tax Credit.

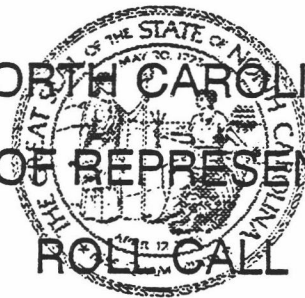
(Public)

Sponsors: Representative Weatherly.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE INCOME TAX CREDIT FOR REAL PROPERTY
3 DONATED FOR CONSERVATION PURPOSES TO ALLOW THE
4 INDIVIDUAL INCOME TAXPAYER TO ADD BACK FOUR TIMES THE
5 AMOUNT CLAIMED AS A CREDIT EACH TAX YEAR THE TAXPAYER
6 CLAIMS A CREDIT, WHICH AMOUNT REPRESENTS THE PORTION OF
7 THE FAIR MARKET VALUE OF THE DONATED PROPERTY INTEREST
8 THAT REPRESENTS THE AMOUNT OF THE CREDIT CLAIMED FOR
9 THAT TAX YEAR, AS RECOMMENDED BY THE ENVIRONMENTAL
10 REVIEW COMMISSION.
11 The General Assembly of North Carolina enacts:
12 Section 1. G.S. 105-151.12(c) reads as rewritten:
13 "(c) In order to claim the credit allowed under this section, the taxpayer must add
14 ~~the fair market value of the donated property interest,~~ four times the amount claimed
15 as a credit that tax year, up to a maximum of four hundred thousand dollars
16 (\$400,000), to taxable income as provided in G.S. 105-134.6(c)."
17 Section 2. G.S. 105-134.6(c) reads as rewritten:
18 "(c) Additions. -- The following additions to taxable income shall be made in
19 calculating North Carolina taxable income, to the extent each item is not included in
20 taxable income:
21 (1) Interest upon the obligations of states other than this State,
22 political subdivisions of those states, and agencies of those states
23 and their political subdivisions.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2. # 1983
LEGISLATIVE DAY 190
H1491HCS
READING 2
WEATHERLY

9/02/98
2:16 PM
IN CHAIR: SPEAKER

AMEND CONSERVATION TAX CREDITS

AYES - 114

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HOLMES | PRESTON |
| ADAMS | CULP | HOWARD | RAMSEY |
| ALDRIDGE | CULPEPPER | HUNTER, H. | RAYFIELD |
| ALEXANDER | CUNNINGHAM | HURLEY | REDWINE |
| ALLEN | DAUGHTRY | INSKO | REYNOLDS |
| ALLRED | DAVIS | IVES | ROGERS |
| ARNOLD | DECKER | JARRELL | RUSSELL |
| BADDOUR | DEDMON | JEFFUS | SAUNDERS |
| BAKER | DICKSON | JUSTUS | SEXTON |
| BARBEE | DOCKHAM | KINNEY | SHERRILL |
| BAREFOOT | EARLE | MCALLISTER | SHUBERT |
| BEALL | EASTERLING | MCCOMAS | SMITH |
| BERRY | EDDINS | MCCOMBS | STARNES |
| BLACK | ELLIS | MCCRARY | SUTTON |
| BLUE | ESPOSITO | MCMAHAN | TALLENT |
| BONNER | FITCH | MICHAUX | THOMPSON |
| BOWIE | FOX | MILLER | TOLSON |
| BOYD-MCINTYRE | GARDNER | MINER | WAINWRIGHT |
| BRASWELL | GRADY | MITCHELL | WARNER |
| BRAWLEY | GRAY | MOORE | WARWICK |
| BROWN | GULLEY | MORGAN | WATSON |
| BRYANT | HACKNEY | MORRIS | WEATHERLY |
| BUCHANAN | HALL | NEELY | WILSON, C. |
| CANSLER | HARDAWAY | NESBITT | WILSON, G. |
| CAPPS | HARDY | NICHOLS | WOMBLE |
| CARPENTER | HENSLEY | NYE | WOOD |
| CLARY | HIATT | OLDHAM | WRIGHT |
| COLE | HIGHTOWER | OWENS | YONGUE |
| CRAWFORD | HILL | | |

NOES - 0

EXCUSED ABSENCE - 6

| | | | |
|---------|--------|--------|--------|
| CHURCH | KISER | MERCER | MOSLEY |
| GOODWIN | LUEBKE | | |

EXCUSED VOTE - 0

NOT VOTING - 0

H1491HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED 1492 MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3078-LHXZ226(5.12)

Short Title: Clean Water/Natural Gas Bonds.

(Public)

Sponsors: Representatives Carpenter, Baker, Bonner, Buchanan, H. Hunter, R. Hunter, Owens, Russell, Watson, and G. Wilson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION
3 BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED
4 VOTERS OF THE STATE, TO PROVIDE FUNDS (1) FOR GRANTS, LOANS,
5 AND REVOLVING LOANS TO LOCAL GOVERNMENT UNITS FOR
6 WATER SUPPLY SYSTEMS, WASTEWATER COLLECTION SYSTEMS,
7 WASTEWATER TREATMENT WORKS, AND WATER CONSERVATION
8 AND WATER REUSE PROJECTS AND (2) FOR GRANTS AND LOANS TO
9 NATURAL GAS LOCAL DISTRIBUTION COMPANIES AND OTHER
10 PERSONS SEEKING A NATURAL GAS DISTRIBUTION FRANCHISE FOR
11 CONSTRUCTION OF NATURAL GAS FACILITIES.
12 The General Assembly of North Carolina enacts:
13 Section 1. Subject to a vote of the qualified voters of the State, general
14 obligation bonds to address statewide water supply, wastewater treatment, and natural
15 gas needs may be issued.
16 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1493

MAY 21 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3065*-LK197C(2.7)

Short Title: Transit Authy Purchasing Option.

(Public)

Sponsors: Representative Miner.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE AN ALTERNATIVE PROCUREMENT BY
3 COMPETITIVE PROPOSAL PROCEDURE FOR THE PURCHASE OF
4 APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT BY A REGIONAL
5 PUBLIC TRANSPORTATION AUTHORITY OR A REGIONAL
6 TRANSPORTATION AUTHORITY.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 143-129 is amended by adding a new subsection to read:
9 "(h) Notwithstanding any other provision of law, any board or governing body of
10 any regional public transportation authority, hereafter referred to as a "RPTA,"
11 created pursuant to Article 26 of Chapter 160A of the General Statutes or a regional
12 transportation authority, hereafter referred to as a "RTA," created pursuant to Article
13 27 of Chapter 160A of the General Statutes may approve the entering into any
14 contract for the purchase, lease, or other acquisition of any apparatus, supplies,
15 materials, or equipment without competitive bidding and without meeting the
16 requirements of subsection (b) of this section if the following procurement by
17 competitive proposal (Request for Proposal) method, outlined in the United States
18 Department of Transportation, Federal Transit Administration, Circular FTA C
19 4220.1D (April 15, 1996) is followed.
20 The competitive proposal method of procurement is normally conducted with
21 more than one source submitting an offer or proposal. Either a fixed price or cost
22 reimbursement type contract is awarded. This method of procurement is generally
23 used when conditions are not appropriate for the use of sealed bids. If this
24 procurement method is used, all of the following requirements apply:

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1493DATE 8/5/98

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 10

2 () WHICH CHANGES THE TITLE

3 by inserting between the words "five" and
4 "days" the word "working".

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

P. LuebkeADOPTED 104-0 EV FAILED _____ TABLED _____8/5/98SWH

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

SEQ. # 1881

LEGISLATIVE DAY 174

93

ROLL CALL

8/05/98

2:08 PM

IN CHAIR: SPEAKER

TRANSIT AUTH. PURCHASING OPTION

AMEND #1- REP LUEBKE

AYES - 104

| | | | |
|---------------|------------|------------|------------|
| ADAMS | CREECH | HOLMES | OLDHAM |
| ALDRIDGE | CULP | HOWARD | OWENS |
| ALEXANDER | CUNNINGHAM | HUNTER, H. | PRESTON |
| ALLEN | DAVIS | INSKO | RAYFIELD |
| ALLRED | DECKER | IVES | REDWINE |
| BADDOUR | DEDMON | JARRELL | ROGERS |
| BAKER | DOCKHAM | JEFFUS | RUSSELL |
| BARBEE | EARLE | JUSTUS | SAUNDERS |
| BAREFOOT | EASTERLING | KINNEY | SEXTON |
| BEALL | EDDINS | LUEBKE | SHERRILL |
| BLACK | ELLIS | MCALLISTER | SHUBERT |
| BLUE | ESPOSITO | MCCOMAS | SMITH |
| BONNER | FITCH | MCCOMBS | STARNES |
| BOWIE | FOX | MCCRARY | SUTTON |
| BOYD-MCINTYRE | GARDNER | MCMAHAN | TALLENT |
| BRAWLEY | GOODWIN | MERCER | THOMPSON |
| BROWN | GRADY | MICHAUX | TOLSON |
| BRYANT | GULLEY | MILLER | WAINWRIGHT |
| BUCHANAN | HACKNEY | MINER | WARNER |
| CANSLER | HALL | MITCHELL | WARWICK |
| CAPPS | HARDAWAY | MORGAN | WEATHERLY |
| CARPENTER | HARDY | MORRIS | WILSON, C. |
| CHURCH | HENSLEY | NEELY | WILSON, G. |
| CLARY | HIATT | NESBITT | WOMBLE |
| COLE | HIGHTOWER | NICHOLS | WRIGHT |
| CRAWFORD | HILL | NYE | YONGUE |

NOES - 0

EXCUSED ABSENCE - 9

| | | | |
|-----------|----------|-------|--------|
| BERRY | DAUGHTRY | KISER | MOSLEY |
| BRASWELL | HURLEY | MOORE | WOOD |
| CULPEPPER | | | |

EXCUSED VOTE - 0

NOT VOTING - 7

| | | | |
|---------|---------|----------|--------|
| SPEAKER | DICKSON | RAMSEY | WATSON |
| ARNOLD | GRAY | REYNOLDS | |

H1493

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1494 MAY 21 98

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRHA449-LM173(11.17)

Short Title: Statesville Charter.

(Local)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE SECTION OF THE CITY OF STATESVILLE'S
3 CHARTER THAT PROHIBITS POLITICAL ACTIVITY BY CERTAIN CITY
4 EMPLOYEES.
5 The General Assembly of North Carolina enacts:
6 Section 1. Section 5.16 of Article V of the Charter of the City of
7 Statesville, being Chapter 289 of the 1977 Session Laws, is repealed.
8 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1495

MAY 21 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1493*-LFZ010B(3.11)

Short Title: Health Care Information Privacy.

(Public)

Sponsors: Representatives Reynolds, Bowie, and Wright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROTECT THE PRIVACY OF HEALTH INFORMATION, AS
3 RECOMMENDED BY THE JOINT LEGISLATIVE HEALTH CARE
4 OVERSIGHT COMMITTEE.

5 The General Assembly of North Carolina enacts:

6 Section 1. The General Statutes are amended by adding a new Chapter
7 to read:

8 "Chapter 132A.

9 "Health Information Privacy Act.

10 "ARTICLE 1.

11 "Legislative Findings and Definitions.

12 "§ 132A-1-1. Legislative findings.

13 (a) The General Assembly finds that health information is personal and sensitive
14 information which, if inaccurately collected, documented, or improperly used or
15 released may cause significant harm to a patient's interests in privacy and health care.

16 Benefits of electronic health information include:

17 (1) Facilitating timely, authorized communications of more complete
18 health information that is now available through paper-based
19 systems;

20 (2) Improving the accuracy, integrity, and security of health
21 information;

22 (3) Providing access to medical knowledge bases;

23 (4) Enhancing efficiencies of health care; and

24 (5) Facilitating health care research and health care quality
25 improvement.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1496

MAY 21 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8309*-DRUZ015(4.27)

Short Title: 1998 Gov. DWI Amendments.

(Public)

Sponsors: Representatives Hackney and Bowie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S
3 DWI TASK FORCE AND THE JOINT CORRECTIONS AND CRIME
4 CONTROL OVERSIGHT COMMITTEE TO REVISE THE DWI FORFEITURE
5 LAWS AND OTHER RELATED LAWS; TO PROVIDE FOR "ZERO-
6 TOLERANCE" FOR COMMERCIAL DRIVERS, DRIVERS OF SCHOOL
7 BUSES, SCHOOL ACTIVITY BUSES AND CHILD CARE VEHICLES, AND
8 TO PROVIDE FOR IMMEDIATE ADMINISTRATIVE LICENSE
9 REVOCATIONS FOR ALL PERSONS UNDER 21 YEARS OF AGE; AND TO
10 ELIMINATE THE INFRACTION TREATMENT OF PURCHASE OR
11 POSSESSION OF ALCOHOLIC BEVERAGES BY A 19 OR 20 YEAR OLD
12 AND TO MAKE CONFORMING CHANGES.
13 The General Assembly of North Carolina enacts:
14 PART I. DWI FORFEITURE REVISIONS.
15 Section 1. G.S. 20-4.01(24a) reads as rewritten:
16 "(24a) Offense Involving Impaired Driving. -- Any of the following
17 offenses:
18 a. Impaired driving under G.S. 20-138.1.
19 b. Death by vehicle under G.S. 20-141.4 when conviction is
20 based upon impaired driving or a substantially equivalent
21 offense under previous law.
22 c. ~~Second~~ First or second degree murder under G.S. 14-17 or
23 involuntary manslaughter under G.S. 14-18 when conviction
24 is based upon impaired driving or a substantially equivalent
25 offense under previous law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1497

MAY 25 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA453-LBX282(5.19)

Short Title: Cranberry Incorporated.

(Local)

Sponsors: Representative Buchanan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE TOWN OF CRANBERRY.

3 The General Assembly of North Carolina enacts:

4 Section 1. A Charter for the Town of Cranberry is enacted as follows:

5 "CHARTER OF TOWN OF CRANBERRY.

6 "CHAPTER I.

7 "INCORPORATION AND CORPORATE POWERS.

8 "Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town
9 of Cranberry, which area is described in Section 2.1 of this Charter, are a body
10 corporate and politic under the name 'Town of Cranberry.' Under that name they
11 have all the powers, duties, rights, privileges, and immunities conferred and imposed
12 on cities by the general law of North Carolina.

13 "CHAPTER II.

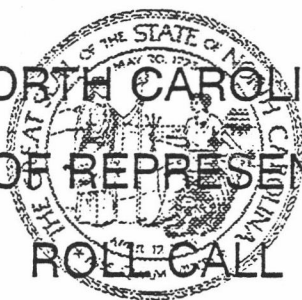
14 "CORPORATE BOUNDARIES.

15 "Sec. 2.1. **Town Boundaries.** Until modified in accordance with the law, the
16 boundaries of the Town of Cranberry are as follows: A circle with a radius of 4,200
17 feet as measured from a PK Nail set in a chiseled X located in the walkway of the
18 Cranberry Baptist Church, said nail being located N 80° 18' 49" W 47.31' from the
19 Northwest corner of the Church and N 50° 20' 28" W 47.93' from the Southwest
20 corner of the Church and having NAD 83 Grid Coordinates of N 883,703.1137 and E
21 1,123,879.3799.

22 "CHAPTER III.

23 "GOVERNING BODY.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
7/06/98
7:13 PM
IN CHAIR: SPEAKER

1726
LEGISLATIVE DAY 156
3
READING 2

AYES - 98

| | | | |
|---------------|------------|-----------|------------|
| ADAMS | CULPEPPER | HIGHTOWER | NYE |
| ALDRIDGE | CUNNINGHAM | HILL | OWENS |
| ALEXANDER | DAUGHTRY | HOLMES | PRESTON |
| ALLEN | DAVIS | HOWARD | RAMSEY |
| ALLRED | DECKER | HURLEY | RAYFIELD |
| ARNOLD | DEDMON | INSKO | REYNOLDS |
| BADDOUR | DICKSON | IVES | RUSSELL |
| BAKER | DOCKHAM | JARRELL | SAUNDERS |
| BEALL | EARLE | JUSTUS | SEXTON |
| BERRY | EASTERLING | KISER | SHERRILL |
| BLACK | EDDINS | LUEBKE | SHUBERT |
| BLUE | ELLIS | MCCOMAS | SMITH |
| BONNER | ESPOSITO | MCCOMBS | STARNES |
| BOWIE | FITCH | MCMAHAN | SUTTON |
| BOYD-MCINTYRE | FOX | MERCER | THOMPSON |
| BRAWLEY | GARDNER | MICHAUX | TOLSON |
| BROWN | GOODWIN | MILLER | WAINWRIGHT |
| BUCHANAN | GRADY | MITCHELL | WARWICK |
| CAPPS | GULLEY | MOORE | WATSON |
| CARPENTER | HACKNEY | MORGAN | WEATHERLY |
| CHURCH | HALL | MORRIS | WILSON, C. |
| CLARY | HARDAWAY | MOSLEY | WILSON, G. |
| CRAWFORD | HARDY | NEELY | WOOD |
| CREECH | HENSLEY | NICHOLS | YONGUE |
| CULP | HIATT | | |

NOES - 0

EXCUSED ABSENCE - 12

| | | | |
|---------|------------|---------|---------|
| CANSLER | HUNTER, R. | MCCRARY | REDWINE |
| COLE | KINNEY | NESBITT | ROGERS |
| GAMBLE | MCALLISTER | OLDHAM | WRIGHT |

EXCUSED VOTE - 0

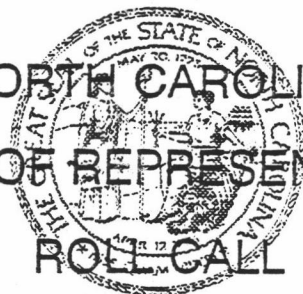
NOT VOTING - 10

| | | | |
|----------|------------|---------|--------|
| SPEAKER | GRAY | MINER | WARNER |
| BARBEE | HUNTER, H. | TALLENT | WOMBLE |
| BRASWELL | JEFFUS | | |

ROLL: S1166SCS H1497HCS H1611

H 1497

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1730
LEGISLATIVE DAY 157
SR3
READING 3

RC
7/07/98
2:12 PM
IN CHAIR: SPEAKER

AYES - 111

| | | | |
|---------------|------------|------------|------------|
| ADAMS | CUNNINGHAM | HOWARD | OWENS |
| ALDRIDGE | DAUGHTRY | HUNTER, H. | PRESTON |
| ALEXANDER | DAVIS | HUNTER, R. | RAMSEY |
| ALLEN | DECKER | HURLEY | RAYFIELD |
| ALLRED | DEDMON | INSKO | REDWINE |
| ARNOLD | DICKSON | IVES | REYNOLDS |
| BADDOUR | DOCKHAM | JARRELL | RUSSELL |
| BAKER | EARLE | JEFFUS | SAUNDERS |
| BARBEE | EASTERLING | JUSTUS | SEXTON |
| BEALL | EDDINS | KINNEY | SHERRILL |
| BERRY | ELLIS | KISER | SHUBERT |
| BLACK | ESPOSITO | LUEBKE | SMITH |
| BONNER | FITCH | MCCOMAS | STARNES |
| BOWIE | FOX | MCCOMBS | SUTTON |
| BOYD-MCINTYRE | GARDNER | MCMAHAN | TALLENT |
| BRASWELL | GOODWIN | MERCER | THOMPSON |
| BRAWLEY | GRADY | MICHAUX | TOLSON |
| BROWN | GRAY | MILLER | WAINWRIGHT |
| BUCHANAN | GULLEY | MINER | WARNER |
| CANSLER | HACKNEY | MITCHELL | WARWICK |
| CAPPS | HALL | MOORE | WATSON |
| CARPENTER | HARDAWAY | MORGAN | WEATHERLY |
| CHURCH | HARDY | MORRIS | WILSON, C. |
| CLARY | HENSLEY | MOSLEY | WILSON, G. |
| CRAWFORD | HIATT | NEELY | WOOD |
| CREECH | HIGHTOWER | NESBITT | WRIGHT |
| CULP | HILL | NICHOLS | YONGUE |
| CULPEPPER | HOLMES | NYE | |

NOES - 0

EXCUSED ABSENCE - 6

| | | | |
|--------|------------|--------|--------|
| BLUE | MCALLISTER | OLDHAM | ROGERS |
| GAMBLE | MCCRARY | | |

EXCUSED VOTE - 0

NOT VOTING - 3

| | | |
|---------|------|--------|
| SPEAKER | COLE | WOMBLE |
|---------|------|--------|

CURT ROLL: S1166SCS H1497HCS H1611

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1918/3-- 7:20 PM

AUGUST 10, 1998

LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

BUCHANAN
CRANBERRY INCORPORATED
COM SUB/2ND EDITION

HOUSE BILL 1497
READING 2

| | | | | | |
|-----|----|--|---|--|---|
| AYE | 42 | ALBERTSON ALLRAN BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON | DANNELLY FORRESTER FOXX GARWOOD HORTON HOYLE JORDAN KERR KINNAIRD LEDBETTER LEE | LUCAS MARTIN W. MCDANIEL MILLER MOORE PAGE PERDUE PHILLIPS PLYLER PURCELL | RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS |
|-----|----|--|---|--|---|

NO 0

EXCUSED 0

NOT CAST 2 JENKINS WINNER

ABSENT 6 BALLANCE GULLEY
EAST HARTSELL

PAIRS 0

AYE
NO

MARTIN R



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1929/2-- 2:12 PM

AUGUST 11, 1998

LEGISLATIVE DAY 177

LT. GOVERNOR WICKER

-- Presiding

BUCHANAN
CRANBERRY INCORPORATED
COM SUB/2ND EDITION

HOUSE BILL 1497
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | DANNELLY | LEDBETTER | PHILLIPS |
| | | ALLRAN | EAST | LEE | PLYLER |
| | | BALLANCE | FORRESTER | LUCAS | PURCELL |
| | | BALLANTINE | FOXX | MARTIN R. | RAND |
| | | BASNIGHT | GARWOOD | MARTIN W. | RUCHO |
| | | BLUST | HARTSELL | MCDANIEL | SHAW R. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CARRINGTON | HOYLE | MOORE | WARREN |
| | | CLARK | JENKINS | ODOM | WEBSTER |
| | | COCHRANE | JORDAN | PAGE | WEINSTEIN |
| | | COOPER | KERR | PERDUE | WELLONS |
| | | DALTON | KINNAIRD | | |

NO 0

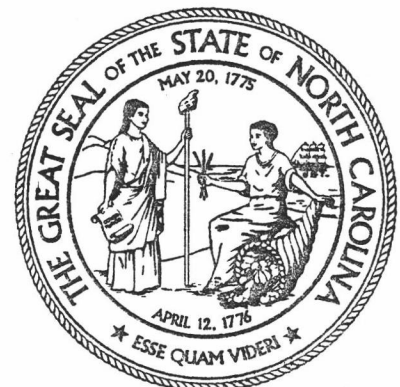
EXCUSED 0

NOT CAST 2 REEVES WINNER

ABSENT 2 GULLEY SHAW L.

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1498

MAY 25 98

HOUSE PRINCIPAL CLERK

H

D

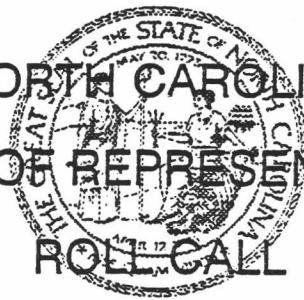
HOUSE JOINT RESOLUTION DRHJR3083-LB294(5.21)

Sponsors: Representative Morgan.

Referred to:

- 1 A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE
2 GENERAL ASSEMBLY.
3 Be it resolved by the House of Representatives, the Senate concurring:
4 Section 1. The Senate and House of Representatives constituting the
5 General Assembly of 1997 do adjourn sine die.
6 Section 2. This resolution is effective upon ratification.

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 2203
LEGISLATIVE DAY 222
HJR1498HCS
READING 2
MORGAN

10/28/98
8:20 AM
IN CHAIR: SPEAKER

ADJOURN. SINE DIE OF THE GENERAL ASSEMBLY

SPEAKER
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BRYANT
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY

COLE
CRAWFORD
CREECH
CULP
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT

AYES - ~~103~~ ¹⁰⁴ *SW*

HILL
HOLMES
HOWARD
HUNTER, H.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NICHOLS
NYE
OLDHAM

OWENS
PRESTON
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
THOMPSON
TOLSON
WAINWRIGHT
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 6

ADAMS
CULPEPPER

FOX
KISER

MOSLEY

WOMBLE

EXCUSED VOTE - 0

NOT VOTING - ~~11~~ ¹⁰ *SW*

ALDRIDGE
DICKSON
FITCH

~~HIGHTOWER~~ *SW*
KINNEY
MCALLISTER

MINER
NEELY
RAMSEY

TALLENT
WARNER

HJR1498HCS

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. HJR 1498DATE 10/29/98

S. B. No. _____

Amendment No. 1(to be filled in by
Principal Clerk)COMMITTEE SUBSTITUTE ✓ 2nd Ed

Rep.)

Sen.)

RAND15

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

2 () WHICH CHANGES THE TITLE

3 by deleting "on wednesday, October 28",4 and substituting "at 12:00 noon on5 Thursday, October 29".

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

Ty RandADOPTED ✓30-0

FAILED _____

TABLED _____

G. Pruitt10/29/98

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2224/6-- 9:47 AM OCTOBER 29, 1998 LEGISLATIVE DAY 224

LT. GOVERNOR WICKER

-- Presiding

MORGAN
ADJOURNMENT SINE DIE
COM SUB/2ND EDITION

HOUSE BILL 1498

AMEND 1

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 30 | ALLRAN | FORRESTER | LUCAS | PLYLER |
| | | BALLANCE | GARWOOD | MARTIN R. | PURCELL |
| | | BALLANTINE | HORTON | MCDANIEL | RAND |
| | | CARPENTER | HOYLE | MILLER | WARREN |
| | | COCHRANE | JORDAN | MOORE | WEBSTER |
| | | COOPER | KINNAIRD | PAGE | WEINSTEIN |
| | | DALTON | LEDBETTER | PERDUE | WELLONS |
| | | DANNELLY | LEE | | |

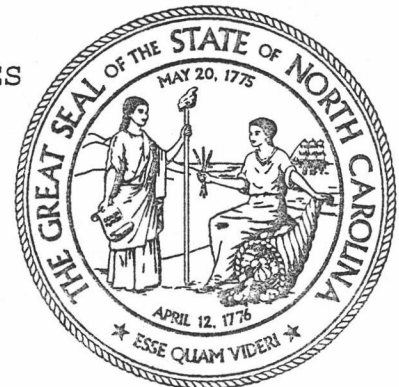
NO 0

EXCUSED 0

| | | | | | |
|----------|----|------------|----------|-----------|---------|
| NOT CAST | 17 | ALBERTSON | EAST | KERR | RUCHO |
| | | BASNIGHT | FOXX | MARTIN W. | SHAW L. |
| | | BLUST | GULLEY | ODOM | SHAW R. |
| | | CARRINGTON | HARTSELL | REEVES | WINNER |
| | | CLARK | | | |

ABSENT 3 JENKINS PHILLIPS SOLES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2225/7-- 9:48 AM

OCTOBER 29, 1998

LEGISLATIVE DAY 224

LT. GOVERNOR WICKER

-- Presiding

MORGAN
ADJOURNMENT SINE DIE
COM SUB/2ND EDITION

HOUSE BILL 1498
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 35 | ALLRAN | EAST | LEE | PLYLER |
| | | BALLANCE | FORRESTER | LUCAS | PURCELL |
| | | BALLANTINE | GARWOOD | MARTIN R. | RAND |
| | | CARPENTER | HARTSELL | MCDANIEL | WARREN |
| | | CARRINGTON | HORTON | MILLER | WEBSTER |
| | | COCHRANE | HOYLE | MOORE | WEINSTEIN |
| | | COOPER | JORDAN | ODOM | WELLONS |
| | | DALTON | KINNAIRD | PAGE | WINNER |
| | | DANNELLY | LEDBETTER | PERDUE | |

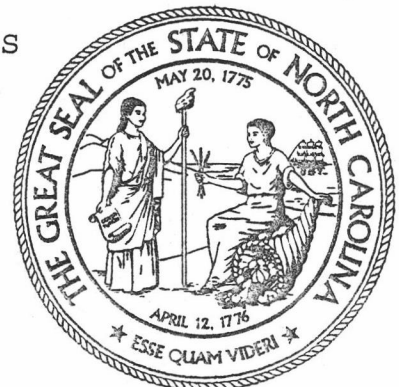
NO 0

EXCUSED 0

| | | | | | |
|----------|----|-----------|--------|-----------|---------|
| NOT CAST | 12 | ALBERTSON | CLARK | KERR | RUCHO |
| | | BASNIGHT | FOXX | MARTIN W. | SHAW L. |
| | | BLUST | GULLEY | REEVES | SHAW R. |

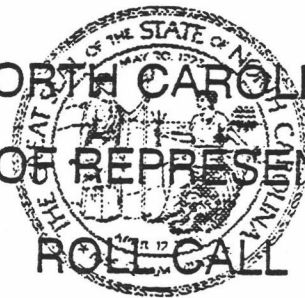
ABSENT 3 JENKINS PHILLIPS SOLES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEO. # 2216
LEGISLATIVE DAY 223
HJR1498 HCS

EV
10/29/98

11:52 AM

IN CHAIR: SPEAKER

MORGAN

1997/98 SESSION ADJOURNMENT SINE DIE
MOTION #11 - TO NOT CONCUR IN SENATE AMEND. #1

AYES - 88

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HOLMES | RAYFIELD |
| ADAMS | CUNNINGHAM | HOWARD | REDWINE |
| ALEXANDER | DAUGHTRY | HUNTER, H. | REYNOLDS |
| ALLEN | DAVIS | HURLEY | ROGERS |
| ARNOLD | DECKER | INSKO | RUSSELL |
| BADDOUR | DEDMON | JEFFUS | SEXTON |
| BAKER | DOCKHAM | KINNEY | SHERRILL |
| BARBEE | EASTERLING | MCCOMAS | SHUBERT |
| BEALL | EDDINS | MCCOMBS | STARNES |
| BERRY | ESPOSITO | MCMAHAN | SUTTON |
| BLACK | FITCH | MERCER | THOMPSON |
| BLUE | GARDNER | MITCHELL | TOLSON |
| BOWIE | GRADY | MOORE | WAINWRIGHT |
| BOYD-MCINTYRE | GRAY | MORGAN | WARNER |
| BRAWLEY | GULLEY | MORRIS | WARWICK |
| BROWN | HACKNEY | MOSLEY | WATSON |
| BRYANT | HALL | NESBITT | WEATHERLY |
| BUCHANAN | HARDAWAY | NYE | WILSON, C. |
| CANSLER | HENSLEY | OLDHAM | WILSON, G. |
| CAPPS | HIATT | OWENS | WOOD |
| CARPENTER | HIGHTOWER | PRESTON | WRIGHT |
| CREECH | HILL | RAMSEY | YONGUE |

NOES - 7

| | | | |
|----------|---------|--------|---------|
| BONNER | EARLE | LUEBKE | NICHOLS |
| BRASWELL | GOODWIN | MILLER | |

EXCUSED ABSENCE - 10

| | | | |
|-----------|---------|---------|--------|
| BAREFOOT | HARDY | KISER | SMITH |
| CULPEPPER | IVES | MCCRARY | WOMBLE |
| FOX | JARRELL | | |

EXCUSED VOTE - 0

NOT VOTING - 15

| | | | |
|----------|----------|------------|----------|
| ALDRIDGE | COLE | JUSTUS | NEELY |
| ALLRED | CRAWFORD | MCALLISTER | SAUNDERS |
| CHURCH | DICKSON | MICHAUX | TALLENT |
| CLARY | ELLIS | MINER | |

HJR1498



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Joint Resolution 1498

H1498-CRLB-1

Page 1 of 1

[] 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 A JOINT RESOLUTION PROVIDING FOR ADJOURNMENT SINE DIE OF THE GENERAL ASSEMBLY, Committee Substitute Favorable 10/27/98, submit the following report:

The Senate recedes from its amendment #1, and the conferees recommend the following amendment to the bill:
On page 1, line 5, delete "on Wednesday, October 28, 1998", and substitute "at 2:30 p.m. on Thursday, October 29, 1998."

The Senate and House of Representatives agree to the same.

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

Date conferees approved report: October 29, 1998.

Conferees for the Senate

Tony Rand
Tony Rand

Conferees for the
House of Representatives

Richard Morgan
Richard Morgan

Joanne Bowie
Joanne Bowie

Submitted

ADOPTED

ADOPTED

10/29/98 calendar immediate consideration
OCT 29 1998 (9/10/98)
(/)

Message Received

Ordered Enrolled

10/29/98
10/29/98

Senate notified

Special Message

L. Wick

L. Wick

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2229/11-- 2:02 PM OCTOBER 29, 1998 LEGISLATIVE DAY 224

LT. GOVERNOR WICKER

-- Presiding

MORGAN
ADJOURNMENT SINE DIE
COM SUB/2ND EDITION

HOUSE BILL 1498

CONFERENCE REPORT

MOTION 7
TO ADOPT

| | | | | | |
|-----|----|------------|----------|-----------|---------|
| AYE | 26 | ALLRAN | DANNELLY | LUCAS | PLYLER |
| | | BALLANCE | EAST | MARTIN R. | PURCELL |
| | | BALLANTINE | HARTSELL | MCDANIEL | RAND |
| | | BASNIGHT | HORTON | MILLER | SHAW R. |
| | | CARPENTER | KERR | MOORE | WEBSTER |
| | | COOPER | KINNAIRD | ODOM | WELLONS |
| | | DALTON | LEE | | |

NO 0

EXCUSED 0

| | | | | | |
|----------|----|------------|---------|-----------|-----------|
| NOT CAST | 18 | ALBERTSON | FOXX | LEDBETTER | SHAW L. |
| | | BLUST | GARWOOD | MARTIN W. | WARREN |
| | | CARRINGTON | GULLEY | PAGE | WEINSTEIN |
| | | CLARK | HOYLE | REEVES | WINNER |
| | | FORRESTER | JORDAN | | |

| | | | | |
|--------|---|----------|----------|-------|
| ABSENT | 6 | COCHRANE | PERDUE | RUCHO |
| | | JENKINS | PHILLIPS | |

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



STO. # 2222
LEGISLATIVE DAY 223
HJR1498HCS
CONFERENCE REPORT
MORGAN

EV
10/29/98
2:16 PM
IN CHAIR: SPEAKER

1997/98 SESSION ADJOURNMENT SINE DIE - ADOPT CONFERENCE REPORT

AYES - 90

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CUNNINGHAM | HOWARD | PRESTON |
| ADAMS | DAUGHTRY | HUNTER, H. | RAMSEY |
| ALEXANDER | DAVIS | HURLEY | RAYFIELD |
| ALLEN | DECKER | INSKO | REDWINE |
| ARNOLD | DEDMON | JEFFUS | REYNOLDS |
| BADDOUR | DOCKHAM | JUSTUS | ROGERS |
| BAKER | EASTERLING | KINNEY | RUSSELL |
| BARBEE | EDDINS | LUEBKE | SEXTON |
| BERRY | ELLIS | MCALLISTER | SHERRILL |
| BLACK | ESPOSITO | MCCOMAS | SHUBERT |
| BLUE | FITCH | MCMAHAN | STARNES |
| BONNER | GARDNER | MICHAUX | SUTTON |
| BOWIE | GOODWIN | MILLER | THOMPSON |
| BOYD-MCINTYRE | GRADY | MITCHELL | TOLSON |
| BRAWLEY | GRAY | MOORE | WARNER |
| BROWN | GULLEY | MORGAN | WARWICK |
| BRYANT | HACKNEY | MORRIS | WATSON |
| BUCHANAN | HALL | MOSLEY | WEATHERLY |
| CANSLER | HARDAWAY | NESBITT | WILSON, G. |
| CAPPS | HENSLEY | NYE | WOOD |
| CARPENTER | HIATT | OLDHAM | WRIGHT |
| CREECH | HIGHTOWER | OWENS | YONGUE |
| CULP | HILL | | |

NOES - 0

EXCUSED ABSENCE - 11

| | | | |
|-----------|---------|---------|------------|
| BAREFOOT | HARDY | KISER | WAINWRIGHT |
| CULPEPPER | IVES | MCCRARY | WOMBLE |
| FOX | JARRELL | SMITH | |

EXCUSED VOTE - 0

NOT VOTING - 19

| | | | |
|----------|----------|---------|------------|
| ALDRIDGE | CLARY | HOLMES | NICHOLS |
| ALLRED | COLE | MCCOMBS | SAUNDERS |
| BEALL | CRAWFORD | MERCER | TALLENT |
| BRASWELL | DICKSON | MINER | WILSON, C. |
| CHURCH | EARLE | NEELY | |

HJR1498HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1499

MAY 25 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8313-LB295(5.21)

Short Title: Appropriations.

(Public)

Sponsors: Representative Morgan.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO MAKE APPROPRIATIONS.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act makes appropriations from the General Fund for the
- 5 1998-99 fiscal year.
- 6 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1500

MAY 25 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH6403*-LGQ334(5.19)

Short Title: Manna Food Bank Funds.

(Public)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE MANNA FOOD BANK FOR
3 CAPITAL IMPROVEMENTS TO ITS FOOD STORAGE AND DISTRIBUTION
4 FACILITY AND THE PURCHASE OF A TRUCK.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to Manna Food
7 Bank, Inc., a nonprofit corporation, the sum of one hundred twenty-five thousand
8 dollars (\$125,000) for the 1998-99 fiscal year to be used to replace the roof on the
9 food storage and distribution facility and to purchase a refrigerated truck. The
10 Manna Food Bank serves Cherokee, Graham, Clay, Swain, Macon, Jackson,
11 Haywood, Transylvania, Madison, Buncombe, Henderson, Yancey, McDowell, Polk,
12 Mitchell, Avery, and Rutherford Counties.
13 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1501

MAY 25 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA456-LGQ335(5.19)

Short Title: Food Bank Funds.

(Public)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FOOD
3 BANKS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Health and Human Services the sum of two million four hundred fifty
7 thousand dollars (\$2,450,000) for the 1998-99 fiscal year to be allocated equally
8 among the six North Carolina food banks.
9 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH8306*-LH238(5.19)

FILED
1502 MAY 25 98
HOUSE PRINCIPAL CLERK

D

Short Title: UNC Nonappropriated Cap. Projects.

(Public)

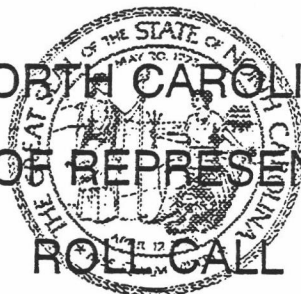
Sponsors: Representative Gray.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CONSTRUCTION AND THE FINANCING,
3 WITHOUT APPROPRIATIONS FROM THE GENERAL FUND, OF CERTAIN
4 CAPITAL IMPROVEMENTS PROJECTS OF THE CONSTITUENT
5 INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.
6 The General Assembly of North Carolina enacts:
7 Section 1. The purpose of this act is (i) to authorize the construction by
8 certain constituent institutions of The University of North Carolina and the University
9 of North Carolina General Administration, of the capital improvements projects listed
10 in the act for the respective institutions, and (ii) to authorize the financing of these
11 projects with funds available to the institutions from gifts, grants, receipts, self-
12 liquidating indebtedness, or other funds, or any combination of these funds, but not
13 including funds appropriated from the General Fund.
14 Section 2. The capital improvements projects, and their respective costs,
15 authorized by this act to be constructed and financed as provided in Section 1 of this
16 act, are as follows:
17 1. Appalachian State University
18 Renovation of Welborn Cafeteria \$6,159,700
19
20 2. East Carolina University
21 West End Dining Hall 7,410,300
22
23 3. North Carolina A & T State University
24 Residence Hall Improvements 5,000,100
25

SEQ. # 1889
LEGISLATIVE DAY 174
02
READING 2
GRAY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



ROLL CALL

EV
8/05/98
3:38 PM
IN CHAIR: SPEAKER

UNC NONAPPROPRIATED CAPITAL PROJECTS

AYES - 107

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HOLMES | RAMSEY |
| ADAMS | CULP | HUNTER, H. | RAYFIELD |
| ALDRIDGE | CUNNINGHAM | INSKO | REDWINE |
| ALEXANDER | DAVIS | IVES | REYNOLDS |
| ALLEN | DECKER | JARRELL | ROGERS |
| ALLRED | DEDMON | JEFFUS | RUSSELL |
| ARNOLD | DICKSON | JUSTUS | SAUNDERS |
| BADDOUR | DOCKHAM | KINNEY | SEXTON |
| BAKER | EARLE | LUEBKE | SHERRILL |
| BARBEE | EASTERLING | MCALLISTER | SHUBERT |
| BAREFOOT | EDDINS | MCCOMAS | SMITH |
| BEALL | ESPOSITO | MCCOMBS | STARNES |
| BLACK | FITCH | MCCRARY | SUTTON |
| BLUE | FOX | MCMAHAN | TALLENT |
| BONNER | GARDNER | MERCER | THOMPSON |
| BOWIE | GOODWIN | MICHAUX | TOLSON |
| BOYD-MCINTYRE | GRADY | MILLER | WAINWRIGHT |
| BRAWLEY | GRAY | MINER | WARNER |
| BROWN | GULLEY | MITCHELL | WARWICK |
| BRYANT | HACKNEY | MORGAN | WATSON |
| BUCHANAN | HALL | MORRIS | WEATHERLY |
| CANSLER | HARDAWAY | NEELY | WILSON, C. |
| CAPPS | HARDY | NICHOLS | WILSON, G. |
| CHURCH | HENSLEY | NYE | WOMBLE |
| CLARY | HIATT | OLDHAM | WRIGHT |
| COLE | HIGHTOWER | OWENS | YONGUE |
| CRAWFORD | HILL | PRESTON | |

NOES - 0

EXCUSED ABSENCE - 10

| | | | |
|-----------|----------|--------|---------|
| BERRY | DAUGHTRY | MOORE | NESBITT |
| BRASWELL | HURLEY | MOSLEY | WOOD |
| CULPEPPER | KISER | | |

EXCUSED VOTE - 0

NOT VOTING - 3

| | | |
|-----------|-------|--------|
| CARPENTER | ELLIS | HOWARD |
|-----------|-------|--------|

H1502

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2002/4-- 2:23 PM SEPTEMBER 2, 1998 LEGISLATIVE DAY 190

LT. GOVERNOR WICKER

-- Presiding

GRAY
UNC NONAPPROPRIATED CAP. PROJECTS
COM SUB/2ND EDITION

HOUSE BILL 1502
READING 2

| | | | | | |
|-----|----|--|--|---|---|
| AYE | 47 | ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON | DANNELLY EAST FOXX GARWOOD GULLEY HARTSELL HOYLE JENKINS JORDAN KERR KINNAIRD LEDBETTER | LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER MOORE ODOM PAGE PERDUE PHILLIPS PLYLER | PURCELL RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS WINNER |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 2 HORTON WEBSTER

ABSENT 1 FORRESTER

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1503

MAY 25 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7444*-LC354(5.20)

Short Title: Clean Burning Fuel Rate.

(Public)

Sponsors: Representative Gray.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE MOTOR FUEL TAX EQUITY TO FACILITATE THE
3 USE OF CLEAN BURNING FUELS.

4 Whereas, incentives to use clean burning fuels such as motor vehicle fuels
5 enable our communities, our State, and the United States to achieve their goals of
6 energy security, fuel diversity, air quality, and economic opportunity; and

7 Whereas, currently propane when used as an alternative motor fuel is
8 taxed unfairly at the same special fuel tax rate per gallon as gasoline even though its
9 BTU equivalency rate is .732% of gasoline; and

10 Whereas, the establishment of State BTU tax parity for propane in
11 conjunction with existing federal BTU tax parity will enhance the continued use of
12 propane alternative fuel vehicles (AFVs) as well as increase applications by private
13 fleets; and

14 Whereas, as of 1996 North Carolina utilized an estimated 7,939
15 alternative fuel vehicles and 98.2% were fueled by propane which furthered
16 applications by municipalities in order for the State to meet existing federal Energy
17 Policy Act and clean cities guidelines for motor fuel replacements to improve air
18 quality; Now, therefore,

19 The General Assembly of North Carolina enacts:

20 Section 1. G.S. 105-449.130 reads as rewritten:

21 "§ 105-449.130. Definitions.

22 The following definitions apply in this Article:

23 (1) Alternative fuel. -- A combustible gas or liquid that can be used to
24 generate power to operate a highway vehicle and that is not subject
25 to tax under Article 36C of this Chapter.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1504

MAY 25 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8307-LMX195(5.19)

Short Title: Pembroke Annexation.

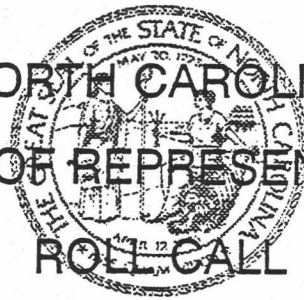
(Local)

Sponsors: Representative Sutton.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE
3 LIMITS OF THE TOWN OF PEMBROKE.
4 The General Assembly of North Carolina enacts:
5 Section 1. The following described property is added to the corporate
6 limits of the Town of Pembroke:
7 **TRACT A**
8 In Pembroke Township, Robeson County, North Carolina South of the Town of
9 Pembroke Corporate Limits and adjoining, on the Southeast side of and adjoining the
10 North South CSX railroad, on all sides of the Secondary Road Number 1339 and
11 Secondary Road Number 1555 intersection bounded on the Southeast by Albert Hunt
12 and W. M. Revels and on the South by the Lumber River and being more
13 particularly described as follows:
14 Beginning at a point on the Northwest Secondary Road Number 1555 right-of-way
15 (30 feet from center) where the original Town of Pembroke South Corporate Limits
16 intersects said right-of-way; runs thence as its South line South 84 degrees 25 minutes
17 30 seconds East 1201.26 feet to an iron stake in a canal on the Southeast line of the
18 Public Schools of Robeson County (20-E at Page 235); thence with the canal South
19 46 degrees 01 minutes West 1053 feet to an iron stake at its intersection with another
20 canal on Albert Hunt's Northeast line; thence as said canal North 43 degrees 32
21 minutes 36 seconds West 216 feet to his North corner at a bend in said canal; thence
22 as his Northwest line with the canal South 40 degrees 27 minutes 24 seconds West
23 2574 feet to an iron stake in the center of Secondary Road Number 1339; thence as
24 the canal South 40 degrees 27 minutes 24 seconds West 1240.05 feet with and beyond
25 the canal to a point in the Lumber River; thence up the River the following: North

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1685
LEGISLATIVE DAY 150

READING 2

RC
6/24/98
2:15 PM
IN CHAIR: SPEAKER

AYES - 109

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HUNTER, R. | PRESTON |
| ALDRIDGE | DAVIS | HURLEY | RAMSEY |
| ALEXANDER | DECKER | INSKO | RAYFIELD |
| ALLEN | DEDMON | IVES | REDWINE |
| ALLRED | DICKSON | JARRELL | REYNOLDS |
| ARNOLD | DOCKHAM | JEFFUS | ROGERS |
| BADDOUR | EARLE | JUSTUS | RUSSELL |
| BAKER | EASTERLING | KINNEY | SAUNDERS |
| BARBEE | EDDINS | KISER | SEXTON |
| BEALL | ELLIS | LUEBKE | SHERRILL |
| BERRY | FITCH | MCCOMAS | SHUBERT |
| BLACK | FOX | MCCOMBS | SMITH |
| BLUE | GARDNER | MCCRARY | STARNES |
| BONNER | GOODWIN | MCMAHAN | SUTTON |
| BOWIE | GRADY | MICHAUX | THOMPSON |
| BOYD-MCINTYRE | GRAY | MILLER | TOLSON |
| BRAWLEY | GULLEY | MINER | WAINWRIGHT |
| BROWN | HACKNEY | MITCHELL | WARNER |
| BUCHANAN | HALL | MORGAN | WARWICK |
| CANSLER | HARDAWAY | MORRIS | WATSON |
| CAPPS | HARDY | MOSLEY | WEATHERLY |
| CARPENTER | HENSLEY | NEELY | WILSON, C. |
| CHURCH | HIATT | NESBITT | WILSON, G. |
| CLARY | HIGHTOWER | NICHOLS | WOMBLE |
| COLE | HILL | NYE | WOOD |
| CRAWFORD | HOLMES | OLDHAM | WRIGHT |
| CULP | HOWARD | OWENS | YONGUE |

NOES - 0

| | | |
|----------|---------------------|--------|
| ADAMS | EXCUSED ABSENCE - 6 | |
| ESPOSITO | GAMBLE | MERCER |
| | MCALLISTER | MOORE |

EXCUSED VOTE - 0

| | | |
|----------|----------------|------------|
| BRASWELL | NOT VOTING - 5 | |
| CREECH | CUNNINGHAM | HUNTER, H. |
| | | TALLENT |

RT ROLL: H1660

H1661

H1504HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEO. # 1694
LEGISLATIVE DAY 151

READING 3

RC
6/25/98
11:10 AM
IN CHAIR: SPEAKER

171504

AYES - 103

SPEAKER
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLUE
BONNER
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH

CULP
CULPEPPER
DAUGHTRY
DAVIS
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL

HOLMES
HOWARD
HUNTER, R.
HURLEY
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MORGAN
MORRIS
MOSLEY
NESBITT
NICHOLS
NYE
OLDHAM

OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
STARNES
SUTTON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 8

CUNNINGHAM
ESPOSITO

GAMBLE
MCALLISTER

MOORE
NEELY

SMITH
THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 9

ADAMS
BLACK
BOWIE

DECKER
HUNTER, H.

INSKO
IVES

TALLENT
WILSON, C.

T ROLL: H1660

H1661

H1504HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1769/2--11:42 AM

JULY 9, 1998

LEGISLATIVE DAY 159

SENATOR BALLANCE

-- Presiding

SUTTON
PEMBROKE ANNEXATION
COM SUB/2ND EDITION

HOUSE BILL 1504
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 43 | ALBERTSON | DANNELLY | LEDBETTER | RAND |
| | | ALLRAN | EAST | LEE | REEVES |
| | | BALLANCE | FORRESTER | LUCAS | RUCHO |
| | | BALLANTINE | FOXX | MARTIN R. | SHAW L. |
| | | BLUST | GARWOOD | MARTIN W. | SOLES |
| | | CARPENTER | HARTSELL | MCDANIEL | WARREN |
| | | CARRINGTON | HORTON | MILLER | WEBSTER |
| | | CLARK | HOYLE | MOORE | WEINSTEIN |
| | | COCHRANE | JENKINS | PHILLIPS | WELLONS |
| | | COOPER | JORDAN | PLYLER | WINNER |
| | | DALTON | KINNAIRD | PURCELL | |

NO 0

EXCUSED 0

| | | | | | |
|----------|---|--------|------|--------|---------|
| NOT CAST | 6 | GULLEY | ODOM | PERDUE | SHAW R. |
| | | KERR | PAGE | | |

ABSENT 1 BASNIGHT

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1774/7--11:53 AM

JULY 9, 1998

LEGISLATIVE DAY 159

SENATOR BALLANCE

-- Presiding

SUTTON
PEMBROKE ANNEXATION
COM SUB/2ND EDITION

HOUSE BILL 1504
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | EAST | LEDBETTER | PURCELL |
| | | ALLRAN | FORRESTER | LEE | RAND |
| | | BALLANCE | FOXX | LUCAS | REEVES |
| | | BALLANTINE | GARWOOD | MARTIN R. | RUCHO |
| | | BLUST | GULLEY | MARTIN W. | SHAW L. |
| | | CARPENTER | HARTSELL | MCDANIEL | SOLES |
| | | CARRINGTON | HORTON | MILLER | WARREN |
| | | CLARK | HOYLE | MOORE | WEBSTER |
| | | COCHRANE | JENKINS | ODOM | WEINSTEIN |
| | | COOPER | JORDAN | PERDUE | WELLONS |
| | | DALTON | KERR | PHILLIPS | WINNER |
| | | DANNELLY | KINNAIRD | PLYLER | |

NO 0

EXCUSED 0

NOT CAST 2 PAGE SHAW R.

ABSENT 1 BASNIGHT

PAIRS 0

AYE
NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1774/7--11:53 AM

JULY 9, 1998

LEGISLATIVE DAY 159

SENATOR BALLANCE

-- Presiding

SUTTON
PEMBROKE ANNEXATION
COM SUB/2ND EDITION

HOUSE BILL 1504
READING 2

RECORDED

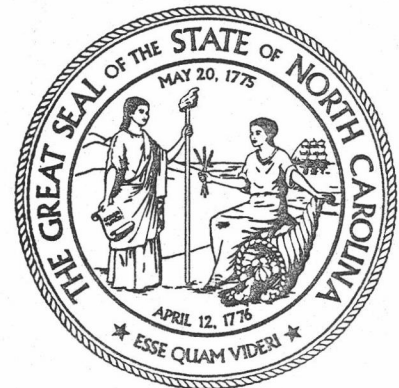
AYE 4 GULLEY
ADJUSTED TOTAL
AYE 47
NO 0
NOT CAST 2
ABSENT 1

KERR

ODOM

PERDUE

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1777/2-- 7:20 PM

JULY 13, 1998

LEGISLATIVE DAY 160

LT. GOVERNOR WICKER

-- Presiding

SUTTON
PEMBROKE ANNEXATION
COM SUB/2ND EDITION

HOUSE BILL 1504
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | DANNELLY | LEDBETTER | PURCELL |
| | | ALLRAN | EAST | LEE | RAND |
| | | BALLANCE | FORRESTER | LUCAS | REEVES |
| | | BALLANTINE | FOXX | MARTIN W. | RUCHO |
| | | BASNIGHT | GARWOOD | MCDANIEL | SHAW L. |
| | | BLUST | GULLEY | MILLER | SHAW R. |
| | | CARPENTER | HORTON | MOORE | SOLES |
| | | CARRINGTON | HOYLE | ODOM | WARREN |
| | | CLARK | JENKINS | PAGE | WEBSTER |
| | | COCHRANE | JORDAN | PERDUE | WEINSTEIN |
| | | COOPER | KERR | PHILLIPS | WELLONS |
| | | DALTON | KINNAIRD | PLYLER | |

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 3 HARTSELL

MARTIN R.

WINNER

PAIRS 0

AYE

NO

BLOCK VOTE

HCB1637

HCB1638



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8294-LL181(4.29)

Short Title: Indian Cultural Ctr Board/Funds.

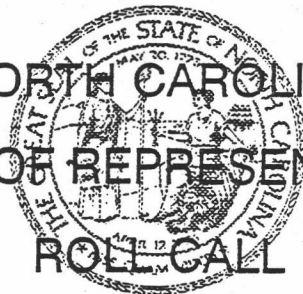
(Public)

Sponsors: Representatives Sutton and Allen.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE USE OF FUNDS APPROPRIATED FOR THE
3 NORTH CAROLINA INDIAN CULTURAL CENTER AND TO ADD A SEAT
4 ON THE BOARD OF THE NORTH CAROLINA INDIAN CULTURAL
5 CENTER FOR A REPRESENTATIVE OF THE INDIANS OF PERSON
6 COUNTY.
7 The General Assembly of North Carolina enacts:
8 Section 1. Section 33(a) of Chapter 561 of the 1993 Session Laws, as
9 amended by Section 27.7 of S.L. 1997-443, reads as rewritten:
10 "(a) Of the funds appropriated from the General Fund to the Department of
11 Administration, the sum of seven hundred fifty thousand dollars (\$750,000) for the
12 1993-94 fiscal year shall be used for ~~the purchase of land as necessary, an~~
13 ~~environmental study, and design as necessary,~~ development of the North Carolina
14 Indian Cultural Center in Robeson County. Up to one hundred fifty thousand dollars
15 (\$150,000) of these funds may be used by the North Carolina Indian Cultural Center,
16 Inc., for administrative and operating expenses. The remaining funds shall revert on
17 June 30, ~~1998.~~ 1999."
18 Section 2. Subsection (b) of Section 2 of Chapter 41 of the 1997 Session
19 Laws reads as rewritten:
20 "(b) The Board of the North Carolina Indian Cultural Center, Inc., shall consist of
21 ~~15~~ 16 members, appointed as follows:
22 (1) One member representing each of the following Indian groups
23 recognized by the State of North Carolina: the Coharie of Sampson
24 and Harnett Counties; the Eastern Band of Cherokees; the Haliwa
25 of Halifax, Warren, and adjoining counties; the Lumbees of

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Bill # 1645
LEGISLATIVE DAY 140
H1505
READING 2
SUTTON

EV
6/08/98
7:15 PM
IN CHAIR: SPEAKER

INDIAN CULTURAL CENTER BOARD/FUNDS

AYES - 106

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HUNTER, H. | NESBITT |
| ADAMS | CULPEPPER | HUNTER, R. | NICHOLS |
| ALDRIDGE | DAUGHTRY | HURLEY | NYE |
| ALEXANDER | DAVIS | INSKO | OLDHAM |
| ALLEN | DECKER | IVES | OWENS |
| ARNOLD | DEDMON | JARRELL | PRESTON |
| BADDOUR | DICKSON | JEFFUS | RAMSEY |
| BAKER | DOCKHAM | JUSTUS | RAYFIELD |
| BARBEE | EARLE | KINNEY | REYNOLDS |
| BEALL | EASTERLING | KISER | ROGERS |
| BERRY | EDDINS | LUEBKE | RUSSELL |
| BLACK | ELLIS | MCALLISTER | SAUNDERS |
| BLUE | ESPOSITO | MCCOMAS | SEXTON |
| BONNER | FOX | MCCOMBS | SHERRILL |
| BOWIE | GOODWIN | MCCRARY | SHUBERT |
| BOYD-MCINTYRE | GRADY | MCMAHAN | SMITH |
| BRAWLEY | GRAY | MERCER | SUTTON |
| BROWN | GULLEY | MICHAUX | THOMPSON |
| BUCHANAN | HACKNEY | MILLER | TOLSON |
| CANSLER | HALL | MINER | WARWICK |
| CAPPS | HARDAWAY | MITCHELL | WATSON |
| CARPENTER | HARDY | MOORE | WEATHERLY |
| CHURCH | HENSLEY | MORGAN | WILSON, C. |
| CLARY | HIATT | MORRIS | WILSON, G. |
| COLE | HIGHTOWER | MOSLEY | WOOD |
| CRAWFORD | HILL | NEELY | YONGUE |
| CREECH | HOLMES | | |

NOES - 0

EXCUSED ABSENCE - 6

| | | | |
|------------|---------|------------|--------|
| ALLRED | GAMBLE | WAINWRIGHT | WRIGHT |
| CUNNINGHAM | REDWINE | | |

EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
|----------|---------|---------|--------|
| BRASWELL | GARDNER | STARNES | WARNER |
| FITCH | HOWARD | TALLENT | WOMBLE |

H1505

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1714/11--11:28 AM

JUNE 25, 1998

LEGISLATIVE DAY 151

LT. GOVERNOR WICKER

-- Presiding

SUTTON
INDIAN CULTURAL CTR BOARD/FUNDS

HOUSE BILL 1505
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 48 | ALBERTSON | FORRESTER | LEE | PURCELL |
| | | ALLRAN | FOXX | LUCAS | RAND |
| | | BALLANCE | GARWOOD | MARTIN R. | REEVES |
| | | BALLANTINE | GULLEY | MARTIN W. | RUCHO |
| | | BASNIGHT | HARTSELL | MCDANIEL | SHAW L. |
| | | BLUST | HORTON | MILLER | SHAW R. |
| | | CARRINGTON | HOYLE | MOORE | SOLES |
| | | CLARK | JENKINS | ODOM | WARREN |
| | | COCHRANE | JORDAN | PAGE | WEBSTER |
| | | COOPER | KERR | PERDUE | WEINSTEIN |
| | | DANNELLY | KINNAIRD | PHILLIPS | WELLONS |
| | | EAST | LEDBETTER | PLYLER | WINNER |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 0

ABSENT 2 CARPENTER DALTON

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

MAY 25 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6393-LG317(5.18)

Short Title: SE Agricultural Center Funds.

(Public)

Sponsors: Representatives Sutton, Yongue, and Bonner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE
3 SOUTHEASTERN NORTH CAROLINA AGRICULTURAL CENTER AND
4 HORSE ARENA IN ROBESON COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Agriculture the sum of eight million dollars (\$8,000,000) for the 1998-
8 99 fiscal year for the construction of the Southeastern North Carolina Agricultural
9 Center and Horse Arena in Robeson County.
10 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1507

MAY 25 98

HOUSE PRINCIPAL CLERK DK

H

HOUSE DRH3080-LR332(5.20)

Short Title: 52nd House Dist. Local Act-2.

(Local)

Sponsors: Representative Beall.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE FIFTY-SECOND HOUSE DISTRICT.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to the 52nd House District.
5 Section 2. This act is effective when it becomes law.
6

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997 1508

MAY 25 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA428-LK222A(5.6)

Short Title: Greenville MV Towing Hearings.

(Local)

Sponsors: Representative Aldridge.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE CITY OF GREENVILLE TO HOLD POST-TOWING
3 HEARINGS FOR ABANDONED OR JUNKED VEHICLES REMOVED FROM
4 PRIVATE PROPERTY WITHOUT THE OWNER'S REQUEST.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 160A-303.2(a3) reads as rewritten:
7 "(a3) Hearing Procedure. -- Regardless of whether a city does its own removal and
8 disposal of motor vehicles or contracts with another person to do so, the city shall
9 provide a ~~prior~~ hearing procedure for the owner. For purposes of this subsection, the
10 definitions in G.S. 20-219.9 apply.
11 (1) If the city operates in such a way that the person who tows the
12 vehicle is responsible for collecting towing fees, all provisions of
13 Article 7A, Chapter 20, apply.
14 (2) If the city operates in such a way that it is responsible for
15 collecting towing fees, it shall:
16 a. Provide by contract or ordinance for a schedule of
17 reasonable towing fees,
18 b. Provide a procedure for a prompt fair hearing to contest the
19 towing,
20 c. Provide for an appeal to district court from that hearing,
21 d. Authorize release of the vehicle at any time after towing by
22 the posting of a bond or paying of the fees due, and
23 e. Provide a sale procedure similar to that provided in G.S.
24 44A-4, 44A-5, and 44A-6, except that no hearing in addition
25 to the probable cause hearing is required. If no one

GENERAL ASSEMBLY OF NORTH CAROLINA ED

SESSION 1997

1509

MAY 25 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6410-LG359(5.21)

Short Title: 96th House District Funds-2.

(Public)

Sponsors: Representative Nye.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN THE
3 NINETY-SIXTH HOUSE DISTRICT.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund a sum for the
6 1998-99 fiscal year for public purposes in the 96th House District.
7 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1510

MAY 25 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6404-LG360(5.21)

Short Title: 96th House District Funds-3.

(Public)

Sponsors: Representative Nye.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN THE
- 3 NINETY-SIXTH HOUSE DISTRICT.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund a sum for the
- 6 1998-99 fiscal year for public purposes in the 96th House District.
- 7 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1511

MAY 25 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1528-LG358(5.21)

Short Title: 96th House District Funds-1.

(Public)

Sponsors: Representative Nye.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN THE
3 NINETY-SIXTH HOUSE DISTRICT.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund a sum for the
6 1998-99 fiscal year for public purposes in the 96th House District.
7 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1529-LCX359(5.20)

H.B. FILED
1512 MAY 25 98
HOUSE PRINCIPAL CLERK

D

Short Title: Haywood Sales Tax for Court Facilities.

(Local)

Sponsors: Representative Beall.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE HAYWOOD COUNTY TO LEVY A ONE-HALF
3 CENT LOCAL SALES AND USE TAX FOR COURT FACILITIES, IF
4 APPROVED BY THE VOTERS OF THE COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1. This act applies to Haywood County only.
7 Section 2. Subchapter VIII of Chapter 105 of the General Statutes is
8 amended by adding a new Article to read:
9 "ARTICLE 44.
10 "Third One-Half Cent Local Government Sales and Use Tax.
11 "§ 105-525. Short title.
12 This Article is the Third One-Half Cent Local Government Sales and Use Tax
13 Act.
14 "§ 105-526. Limitations.
15 This Article applies only to counties that levy the first one-cent (1¢) sales and use
16 tax under Article 39 of this Chapter or under Chapter 1096 of the 1967 Session Laws,
17 the first one-half cent (1/2¢) local sales and use tax under Article 40 of this Chapter,
18 and the second one-half cent (1/2¢) local sales and use tax under Article 42 of this
19 Chapter.
20 "§ 105-527. Levy of tax.
21 (a) Authority. -- If the majority of those voting in a referendum held pursuant to
22 this Article vote for the levy of the taxes, the board of commissioners of the county
23 may, by resolution, levy one-half percent (1/2%) local sales and use taxes in addition
24 to any other State and local sales and use taxes levied pursuant to law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1513

MAY 25 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6398-LC309B(5.11)

Short Title: Private Retirees Tax Break.

(Public)

Sponsors: Representative Brawley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW PRIVATE RETIREES THE \$4,000 PENSION TAX
3 EXEMPTION CURRENTLY ALLOWED TO PUBLIC RETIREES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-134.6(b)(6) reads as rewritten:
6 "(6) The amount received during the taxable year from one or more
7 retirement plans, not to exceed four thousand dollars (\$4,000) for
8 the taxable year. In the case of a married couple filing a joint
9 return where both spouses received retirement benefits during the
10 taxable year, the four thousand dollar (\$4,000) maximum applies
11 separately to each spouse's benefits.
12 a. ~~An amount, not to exceed four thousand dollars (\$4,000),~~
13 ~~equal to the sum of the amount calculated in subparagraph~~
14 ~~b. plus the amount calculated in subparagraph e.~~
15 b. ~~The amount calculated in this subparagraph is the amount~~
16 ~~received during the taxable year from one or more state,~~
17 ~~local, or federal government retirement plans.~~
18 c. ~~The amount calculated in this subparagraph is the amount~~
19 ~~received during the taxable year from one or more~~
20 ~~retirement plans other than state, local, or federal~~
21 ~~government retirement plans, not to exceed a total of two~~
22 ~~thousand dollars (\$2,000) in any taxable year.~~
23 d. ~~In the case of a married couple filing a joint return where~~
24 ~~both spouses received retirement benefits during the taxable~~
25 ~~year, the maximum dollar amounts provided in this~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6401-LR337(5.20)

Short Title: Moore Co. Local Act.

(Local)

Sponsors: Representative Morgan.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO MOORE COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act relates to Moore County only.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1515 MAY 25 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3079-LR333(5.20)

Short Title: 52nd House Dist. Local Act-1.

(Local)

Sponsors: Representative Beall.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE FIFTY-SECOND HOUSE DISTRICT.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to the 52nd House District.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA, FILED

SESSION 1997

1516 MAY 26 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH8308*-LL188(5.7)

Short Title: 1998 Retirement Benefits Act.

(Public)

Sponsors: Representative Barbee (By Request).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ENHANCE THE RETIREMENT BENEFITS PAYABLE FROM THE
3 TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE
4 CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE
5 RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL
6 EMPLOYEES' RETIREMENT SYSTEM.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 135-5(b17) reads as rewritten:
9 "(b17) Service Retirement Allowance of Members Retiring on or After July 1,
10 ~~1997.~~ 1997, but Before July 1, 1998. -- Upon retirement from service in accordance
11 with subsection (a) or (a1) above, on or after July 1, 1997, but before July 1, 1998, a
12 member shall receive the following service retirement allowance.
13 (1) A member who is a law enforcement officer or an eligible former
14 law enforcement officer shall receive a service retirement
15 allowance computed as follows:
16 a. If the member's service retirement date occurs on or after
17 his 55th birthday, and completion of five years of creditable
18 service as a law enforcement officer, or after the completion
19 of 30 years of creditable service, the allowance shall be
20 equal to one and eighty hundredths percent (1.80%) of his
21 average final compensation, multiplied by the number of
22 years of his creditable service.
23 b. If the member's service retirement date occurs on or after
24 his 50th birthday and before his 55th birthday with 15 or
25 more years of creditable service as a law enforcement officer

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
1517 MAY 26 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA457-LG319(5.19)

Short Title: Morehead Commission Funds.

(Public)

Sponsors: Representative Bowie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL
3 RESOURCES TO SUPPORT THE JOHN MOTLEY MOREHEAD MEMORIAL
4 COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Cultural Resources the sum of seventy thousand dollars (\$70,000) for
8 the 1998-99 fiscal year to support the John Motley Morehead Memorial Commission.
9 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1518

MAY 26 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA455-LK232(5.14)

Short Title: Eagle Scout Special Plates.

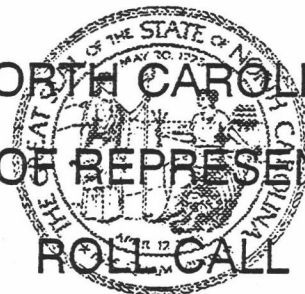
(Public)

Sponsors: Representative Eddins.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE
3 EAGLE SCOUT SPECIAL REGISTRATION PLATES TO EAGLE SCOUTS
4 OR THEIR PARENTS OR GUARDIANS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 20-79.4(b) reads as rewritten:
7 "(b) Types. -- The Division shall issue the following types of special registration
8 plates:
9 (1) Administrative Officer of the Courts. -- Issuable to the Director of
10 the Administrative Office of the Courts. The plate shall bear the
11 phrase "J-20".
12 (2) Amateur Radio Operator. -- Issuable to an amateur radio operator
13 who holds an unexpired and unrevoked amateur radio license
14 issued by the Federal Communications Commission and who
15 asserts to the Division that a portable transceiver is carried in the
16 vehicle. The plate shall bear the phrase "Amateur Radio". The
17 plate shall bear the operator's official amateur radio call letters, or
18 call letters with numerical or letter suffixes so that an owner of
19 more than one vehicle may have the call letters on each.
20 (3) American Legion. -- Issuable to a member of the American Legion.
21 The plate shall bear the words "American Legion" and the
22 emblem of the American Legion. The Division may not issue the
23 plate authorized by this subdivision unless it receives at least 300
24 applications for the plate.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1844
LEGISLATIVE DAY 169
H1518HCS
READING 2
EDDINS

RC
7/28/98
2:13 PM
IN CHAIR: SPEAKER

EAGLE SCOUT SPECIAL PLATES

AYES - 98

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULPEPPER | HUNTER, H. | PRESTON |
| ADAMS | DAUGHTRY | HURLEY | RAMSEY |
| ALDRIDGE | DAVIS | INSKO | RAYFIELD |
| ALEXANDER | DECKER | JARRELL | REDWINE |
| ALLEN | DEDMON | JEFFUS | REYNOLDS |
| ALLRED | DICKSON | JUSTUS | ROGERS |
| ARNOLD | DOCKHAM | KINNEY | RUSSELL |
| BADDOUR | EARLE | LUEBKE | SAUNDERS |
| BAKER | EASTERLING | MCCOMAS | SEXTON |
| BARBEE | EDDINS | MCCOMBS | SHERRILL |
| BEALL | ELLIS | MCCRARY | SHUBERT |
| BLACK | ESPOSITO | MCMAHAN | SMITH |
| BOYD-MCINTYRE | FOX | MERCER | STARNES |
| BRASWELL | GARDNER | MILLER | SUTTON |
| BRAWLEY | GOODWIN | MINER | THOMPSON |
| BROWN | GRADY | MITCHELL | TOLSON |
| BRYANT | GRAY | MOORE | WAINWRIGHT |
| BUCHANAN | GULLEY | MORGAN | WARNER |
| CANSLER | HACKNEY | MORRIS | WARWICK |
| CAPPS | HALL | NEELY | WATSON |
| CARPENTER | HARDAWAY | NESBITT | WILSON, C. |
| CLARY | HARDY | NICHOLS | WILSON, G. |
| COLE | HIATT | NYE | WOMBLE |
| CRAWFORD | HILL | OWENS | YONGUE |
| CULP | HOWARD | | |

NOES - 13

| | | | |
|------------|---------|------------|-----------|
| BOWIE | HENSLEY | MCALLISTER | OLDHAM |
| CREECH | HOLMES | MICHAUX | WEATHERLY |
| CUNNINGHAM | IVES | MOSLEY | WRIGHT |
| GAMBLE | | | |

EXCUSED ABSENCE - 7

| | | | |
|-------|--------|-----------|------|
| BERRY | BONNER | HIGHTOWER | WOOD |
| BLUE | CHURCH | KISER | |

EXCUSED VOTE - 0

NOT VOTING - 2

| | |
|-------|---------|
| FITCH | TALLENT |
|-------|---------|

H1518HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2. # 1854
LEGISLATIVE DAY 170
H1518HCS
READING 3
EDDINS

RC
7/29/98
2:31 PM
IN CHAIR: SPEAKER

EAGLE SCOUT SPECIAL PLATES

AYES - 105

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HOWARD | OWENS |
| ADAMS | DAVIS | HUNTER, H. | PRESTON |
| ALDRIDGE | DECKER | HURLEY | RAMSEY |
| ALEXANDER | DEDMON | INSKO | RAYFIELD |
| ALLEN | DICKSON | JARRELL | REDWINE |
| ALLRED | DOCKHAM | JEFFUS | REYNOLDS |
| BADDOUR | EARLE | JUSTUS | ROGERS |
| BAKER | EASTERLING | LUEBKE | RUSSELL |
| BARBEE | EDDINS | MCALLISTER | SAUNDERS |
| BEALL | ELLIS | MCCOMAS | SEXTON |
| BLACK | ESPOSITO | MCCOMBS | SHERRILL |
| BONNER | FITCH | MCCRARY | SHUBERT |
| BOWIE | FOX | MCMAHAN | SMITH |
| BOYD-MCINTYRE | GAMBLE | MERCER | STARNES |
| BRASWELL | GARDNER | MILLER | SUTTON |
| BRAWLEY | GOODWIN | MINER | TALLENT |
| BROWN | GRADY | MITCHELL | THOMPSON |
| BRYANT | GRAY | MOORE | TOLSON |
| BUCHANAN | GULLEY | MORGAN | WARNER |
| CANSLER | HACKNEY | MORRIS | WARWICK |
| CAPPS | HALL | MOSLEY | WATSON |
| CARPENTER | HARDAWAY | NEELY | WEATHERLY |
| CHURCH | HARDY | NESBITT | WILSON, C. |
| CLARY | HIATT | NICHOLS | WILSON, G. |
| CRAWFORD | HIGHTOWER | NYE | WOMBLE |
| CULP | HILL | OLDHAM | YONGUE |
| CULPEPPER | | | |

NOES - 6

| | | | |
|--------|------------|--------|--------|
| BLUE | CUNNINGHAM | HOLMES | WRIGHT |
| CREECH | HENSLEY | | |

EXCUSED ABSENCE - 5

| | | | |
|--------|-------|------------|------|
| BERRY | KISER | WAINWRIGHT | WOOD |
| KINNEY | | | |

EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|--------|------|------|---------|
| ARNOLD | COLE | IVES | MICHAUX |
|--------|------|------|---------|

H1518HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2013/6-- 9:28 AM

SEPTEMBER 3, 1998

LEGISLATIVE DAY 191

LT. GOVERNOR WICKER

-- Presiding

EDDINS
EAGLE SCOUT & GOLD AWARD SP. PLATES
SENATE COM SUB/3RD EDITION

HOUSE BILL 1518
READING 2

| | | | | | |
|-----|----|------------|----------|-----------|-----------|
| AYE | 47 | ALBERTSON | DANNELLY | LEDBETTER | PLYLER |
| | | ALLRAN | EAST | LEE | PURCELL |
| | | BALLANCE | FOXX | LUCAS | RAND |
| | | BALLANTINE | GARWOOD | MARTIN R. | REEVES |
| | | BASNIGHT | GULLEY | MARTIN W. | SHAW R. |
| | | BLUST | HARTSELL | MCDANIEL | SOLES |
| | | CARPENTER | HORTON | MILLER | WARREN |
| | | CARRINGTON | HOYLE | MOORE | WEBSTER |
| | | CLARK | JENKINS | ODOM | WEINSTEIN |
| | | COCHRANE | JORDAN | PAGE | WELLONS |
| | | COOPER | KERR | PERDUE | WINNER |
| | | DALTON | KINNAIRD | PHILLIPS | |

NO 0

EXCUSED 0

NOT CAST 1 SHAW L.

ABSENT 2 FORRESTER RUCHO

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2042/9-- 3:22 PM SEPTEMBER 9, 1998 LEGISLATIVE DAY 194

LT. GOVERNOR WICKER

-- Presiding

EDDINS
EAGLE SCOUT & GOLD AWARD SP. PLATES
SENATE COM SUB/3RD EDITION

HOUSE BILL 1518
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 41 | ALBERTSON | DALTON | KINNAIRD | PLYLER |
| | | ALLRAN | EAST | LEDBETTER | PURCELL |
| | | BALLANCE | FORRESTER | LUCAS | RAND |
| | | BALLANTINE | FOXX | MARTIN R. | REEVES |
| | | BASNIGHT | GARWOOD | MARTIN W. | SHAW L. |
| | | BLUST | GULLEY | MCDANIEL | SHAW R. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CARRINGTON | HOYLE | MOORE | WEBSTER |
| | | CLARK | JENKINS | PERDUE | WEINSTEIN |
| | | COCHRANE | JORDAN | PHILLIPS | WELLONS |
| | | COOPER | | | |

NO 0

EXCUSED 0

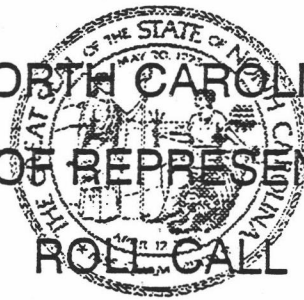
| | | | | | |
|----------|---|----------|------|-------|--------|
| NOT CAST | 4 | DANNELLY | KERR | LEE | WINNER |
| ABSENT | 5 | HARTSELL | PAGE | RUCHO | WARREN |
| | | ODOM | | | |

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 2021
LEGISLATIVE DAY 197
18SCS

RC
9/15/98
2:10 PM

IN CHAIR: SPEAKER

READ 2
EDDINS

RULED MATERIAL

EAGLE SCOUT & GOLD AWARD SPECIAL
MOTION #11 - TO CONCUR IN SCS

AYES - 97

| | | | |
|-----------|------------|------------|------------|
| SPEAKER | CULPEPPER | JARRELL | OWENS |
| ADAMS | CUNNINGHAM | JEFFUS | PRESTON |
| ALDRIDGE | DECKER | JUSTUS | RAMSEY |
| ALEXANDER | DEDMON | KINNEY | RAYFIELD |
| ALLEN | EARLE | KISER | REDWINE |
| ALLRED | EASTERLING | LUEBKE | REYNOLDS |
| BADDOUR | EDDINS | MCALLISTER | ROGERS |
| BAKER | ELLIS | MCCOMAS | RUSSELL |
| BARBEE | FOX | MCCOMBS | SEXTON |
| BAREFOOT | GARDNER | MCCRARY | SHERRILL |
| BEALL | GRADY | MCPAHAN | SHUBERT |
| BERRY | GRAY | MICHAUX | SMITH |
| BLACK | GULLEY | MILLER | STARNES |
| BONNER | HACKNEY | MINER | SUTTON |
| BOWIE | HALL | MITCHELL | THOMPSON |
| BRASWELL | HARDAWAY | MOORE | TOLSON |
| BRAWLEY | HARDY | MORGAN | WAINWRIGHT |
| BROWN | HIATT | MORRIS | WARNER |
| BRYANT | HIGHTOWER | MOSLEY | WARWICK |
| BUCHANAN | HILL | NEELY | WEATHERLY |
| CANSLER | HOLMES | NESBITT | WILSON, C. |
| CHURCH | HOWARD | NICHOLS | WILSON, G. |
| CLARY | HUNTER, H. | NYE | WRIGHT |
| CRAWFORD | HURLEY | OLDHAM | YONGUE |
| CULP | | | |

NOES - 2

CREECH HENSLEY

EXCUSED ABSENCE - 10

| | | | |
|----------|----------|--------|--------|
| CAPPS | DICKSON | IVES | WATSON |
| DAUGHTRY | ESPOSITO | MERCER | WOMBLE |
| DAVIS | GOODWIN | | |

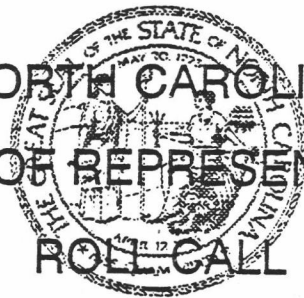
EXCUSED VOTE - 0

NOT VOTING - 11

| | | | |
|---------------|-----------|----------|---------|
| ARNOLD | CARPENTER | FITCH | TALLENT |
| BLUE | COLE | INSKO | WOOD |
| BOYD-MCINTYRE | DOCKHAM | SAUNDERS | |

H1518SCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEN. # 2046
LEGISLATIVE DAY 198
H1518SCS
READ 3

RC
9/16/98
1:44 PM
IN CHAIR: SPEAKER

EDDINS
RULED MATERIAL
EAGLE SCOUT & GOLD AWARD SPECIAL
MOTION #11- TO CONCUR IN SCS

AYES - 101

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULP | HURLEY | PRESTON |
| ADAMS | CULPEPPER | INSKO | RAMSEY |
| ALDRIDGE | CUNNINGHAM | JARRELL | RAYFIELD |
| ALEXANDER | DAUGHTRY | JEFFUS | REDWINE |
| ALLEN | DECKER | KINNEY | ROGERS |
| ALLRED | DEDMON | MCALLISTER | RUSSELL |
| ARNOLD | DOCKHAM | MCCOMAS | SAUNDERS |
| BADDOUR | EARLE | MCCOMBS | SEXTON |
| BAKER | EASTERLING | MCCRARY | SHERRILL |
| BAREFOOT | ELLIS | MCMAHAN | SHUBERT |
| BEALL | ESPOSITO | MERCER | SMITH |
| BERRY | FOX | MICHAUX | STARNES |
| BLACK | GARDNER | MILLER | TALLENT |
| BLUE | GOODWIN | MINER | THOMPSON |
| BONNER | GRADY | MITCHELL | TOLSON |
| BOWIE | GRAY | MOORE | WAINWRIGHT |
| BOYD-MCINTYRE | GULLEY | MORGAN | WARNER |
| BRAWLEY | HACKNEY | MORRIS | WARWICK |
| BROWN | HALL | MOSLEY | WATSON |
| BRYANT | HARDAWAY | NEELY | WEATHERLY |
| BUCHANAN | HIATT | NESBITT | WILSON, C. |
| CANSLER | HIGHTOWER | NICHOLS | WILSON, G. |
| CARPENTER | HILL | NYE | WOOD |
| CHURCH | HOLMES | OLDHAM | WRIGHT |
| CLARY | HOWARD | OWENS | YONGUE |
| CRAWFORD | | | |

NOES - 2

CREECH HENSLEY

EXCUSED ABSENCE - 13

| | | | |
|--------|---------|--------|--------|
| BARBEE | DICKSON | IVES | LUEBKE |
| CAPPS | EDDINS | JUSTUS | SUTTON |
| COLE | HARDY | KISER | WOMBLE |
| DAVIS | | | |

EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|----------|-------|------------|----------|
| BRASWELL | FITCH | HUNTER, H. | REYNOLDS |
|----------|-------|------------|----------|

H1518SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1519

MAY 26 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6394-LR323(5.20)

Short Title: Wake Local Act.

(Local)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO WAKE COUNTY AND THE INCORPORATED
- 3 MUNICIPALITIES IN THAT COUNTY.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This act relates to Wake County and the incorporated
- 6 municipalities in that county.
- 7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1520

MAY 26 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8311-LR319(5.20)

Short Title: Wake Local Act.

(Local)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO WAKE COUNTY AND THE INCORPORATED
3 MUNICIPALITIES IN THAT COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act relates to Wake County and the incorporated
6 municipalities located in that County.
7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1521 MAY 26 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6396-LGQ309(5.14)

Short Title: NC Humanities Council Funds.

(Public)

Sponsors: Representatives Ives, McCombs, and Sherrill.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA
- 3 HUMANITIES COUNCIL.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund to the North
- 6 Carolina Humanities Council, a nonprofit corporation, the sum of one hundred
- 7 thousand dollars (\$100,000) for the 1998-99 fiscal year for the programs of the North
- 8 Carolina Humanities Council.
- 9 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1522

MAY 26 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3041-LL201(5.13)

Short Title: Local/State Purchase of Service.

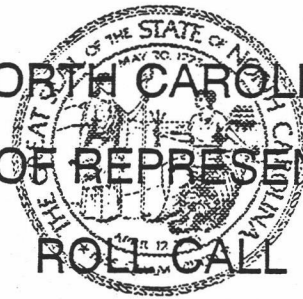
(Public)

Sponsors: Representative Miner.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW MEMBERS OF THE LOCAL GOVERNMENTAL
3 EMPLOYEES' RETIREMENT SYSTEM TO PURCHASE SERVICE
4 RENDERED AS A PART-TIME TEACHER OR STATE EMPLOYEE AND TO
5 ALLOW MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES'
6 RETIREMENT SYSTEM TO PURCHASE SERVICE RENDERED AS A
7 LOCAL GOVERNMENTAL EMPLOYEE.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 128-26(p)(1) reads as rewritten:
10 "(1) Notwithstanding any other provision of this Chapter, upon
11 completion of five years of membership service, any member may
12 purchase service previously rendered as a part-time employee of a
13 participating employer as defined in ~~G.S. 128-21(11)~~, G.S. 128-
14 21(11) or G.S. 135-1(11), except for temporary or part-time service
15 rendered while a full-time student in pursuit of a degree or
16 diploma in a degree-granting program. Payment shall be made in a
17 single lump sum in an amount equal to the full actuarial cost of
18 providing credit for the service, together with interest and an
19 administrative fee, as determined by the Board of Trustees on the
20 advice of the Retirement System's actuary. Notwithstanding the
21 provisions of G.S. 128-26(b), the Board of Trustees shall fix and
22 determine by appropriate rules and regulations how much service
23 in any year, as based on compensation, is equivalent to one year of
24 service in proportion to "earnable compensation", but in no case
25 shall more than one year of service be creditable for all service in

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Bill # 1735
LEGISLATIVE DAY 157
H1522
READING 2
MINER

EV
7/07/98
2:29 PM
IN CHAIR: SPEAKER

LOCAL/STATE PURCHASE OF SERVICE

AYES - 111

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CUNNINGHAM | HOWARD | OWENS |
| ADAMS | DAUGHTRY | HUNTER, H. | PRESTON |
| ALDRIDGE | DAVIS | HUNTER, R. | RAMSEY |
| ALEXANDER | DECKER | HURLEY | RAYFIELD |
| ALLEN | DEDMON | INSKO | REDWINE |
| ALLRED | DICKSON | IVES | REYNOLDS |
| ARNOLD | DOCKHAM | JARRELL | RUSSELL |
| BADDOUR | EARLE | JEFFUS | SAUNDERS |
| BAKER | EASTERLING | JUSTUS | SEXTON |
| BARBEE | EDDINS | KINNEY | SHERRILL |
| BEALL | ELLIS | KISER | SHUBERT |
| BERRY | ESPOSITO | LUEBKE | SMITH |
| BLACK | FITCH | MCCOMAS | STARNES |
| BONNER | FOX | MCCOMBS | SUTTON |
| BOWIE | GARDNER | MCPAHAN | TALLENT |
| BOYD-MCINTYRE | GOODWIN | MERCER | THOMPSON |
| BRASWELL | GRADY | MICHAUX | TOLSON |
| BROWN | GRAY | MILLER | WAINWRIGHT |
| BUCHANAN | GULLEY | MINER | WARNER |
| CANSLER | HACKNEY | MITCHELL | WARWICK |
| CAPPS | HALL | MOORE | WATSON |
| CARPENTER | HARDAWAY | MORGAN | WEATHERLY |
| CHURCH | HARDY | MORRIS | WILSON, C. |
| CLARY | HENSLEY | MOSLEY | WILSON, G. |
| COLE | HIATT | NEELY | WOOD |
| CRAWFORD | HIGHTOWER | NESBITT | WRIGHT |
| CULP | HILL | NICHOLS | YONGUE |
| CULPEPPER | HOLMES | NYE | |

NOES - 0

EXCUSED ABSENCE - 6

| | | | |
|--------|------------|--------|--------|
| BLUE | MCALLISTER | OLDHAM | ROGERS |
| GAMBLE | MCCRARY | | |

EXCUSED VOTE - 1

BRAWLEY

NOT VOTING - 2

CREECH
WOMBLE

H1522

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1858/9-- 4:05 PM JULY 28, 1998 LEGISLATIVE DAY 169

SENATOR BASNIGHT

-- Presiding

MINER
LOCAL/STATE PURCHASE OF SERVICE

HOUSE BILL 1522
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 42 | ALBERTSON | DANNELLY | LEE | PURCELL |
| | | ALLRAN | EAST | LUCAS | RAND |
| | | BALLANCE | FORRESTER | MARTIN R. | REEVES |
| | | BALLANTINE | FOXX | MARTIN W. | RUCHO |
| | | BASNIGHT | HARTSELL | MCDANIEL | SHAW R. |
| | | BLUST | HORTON | MILLER | SOLES |
| | | CARPENTER | HOYLE | ODOM | WARREN |
| | | CLARK | JORDAN | PAGE | WEBSTER |
| | | COCHRANE | KERR | PHILLIPS | WEINSTEIN |
| | | COOPER | KINNAIRD | PLYLER | WELLONS |
| | | DALTON | LEDBETTER | | |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 2 MOORE PERDUE

ABSENT 6 CARRINGTON GULLEY
GARWOOD JENKINS

PAIRS 0
AYE
NO

SHAW L.



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1523

MAY 26 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1511-LL203(5.13)

Short Title: No State Funds for Jury Consultants.

(Public)

Sponsors: Representative Eddins.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO PROHIBIT THE USE OF STATE FUNDS FOR JURY
- 3 CONSULTANTS.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. Funds appropriated to the Judicial Department may not be
- 6 used to contract for the services of jury consultants in criminal cases where the
- 7 defendant has been assigned counsel by the court.
- 8 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997/524 MAY 26 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1508-LB264(5.11)

Short Title: Morganton Mayor.

(Local)

Sponsors: Representatives Church, Buchanan, and Thompson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE A FOUR-YEAR TERM FOR THE MAYOR OF
3 MORGANTON AND TO MAKE TECHNICAL CORRECTIONS
4 CONCERNING THAT OFFICE.
5 The General Assembly of North Carolina enacts:
6 Section 1. (a) Section 2.11 of the Charter of the City of Morganton,
7 being Chapter 180, Session Laws of 1975 reads as rewritten:
8 "Chapter 2. Mayor.
9 "Sec. 2.11. Election and term of office.--The Mayor shall be elected as provided in
10 this Charter for a term of ~~two (2) years~~ four years. The term of office of the Mayor
11 shall commence on the day and hour of the organizational meeting held at the first
12 regular meeting of the Council in December after the results of the election have
13 been certified, and he shall serve until his successor has taken office."
14 (b) This section becomes effective beginning with the Mayor elected in
15 the 1999 municipal election.
16 Section 2. Section 2.14(b) of the Charter of the City of Morganton, being
17 Chapter 180, Session Laws of 1975 reads as rewritten:
18 "Sec. 2.14. Vacancy; absence or disability.--(a) A vacancy in the office of Mayor
19 shall exist when a duly elected person fails to qualify or when a person who has been
20 elected and has qualified dies, resigns, or no longer meets the requirements of Section
21 2.11 of this Charter, or is recalled. If a vacancy occurs in the office of Mayor, the
22 Council shall by majority vote appoint some qualified person to fill the office for the
23 remainder of the unexpired term. The Mayor Pro Tempore shall discharge the
24 powers and duties of the office of Mayor until the office is filled, and he shall receive
25 the same compensation as received by the office of Mayor during such period of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1525 MAY 26 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3074-LL174(4.3)

Short Title: Repeal Laurinburg Supp. Pension.

(Local)

Sponsors: Representative Yongue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE ACT ESTABLISHING A SUPPLEMENTARY
3 PENSION FUND FOR FIREMEN IN THE CITY OF LAURINBURG.
4 The General Assembly of North Carolina enacts:
5 Section 1. Sections 1 through 7 of Chapter 1315 of the 1979 Session
6 Laws are repealed.
7 Section 2. All funds held by the Trustees of the Laurinburg Firemen's
8 Supplemental Retirement Fund are transferred to the Board of Trustees of the Local
9 Firemen's Relief Fund of the City of Laurinburg to be held and administered as
10 provided in Article 86 of Chapter 58 of the General Statutes.
11 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
1526 MAY 26 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3082*-LC343(5.19)

Short Title: Exempt Certain Nonprofit Coverage.

(Public)

Sponsors: Representative Gulley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT FROM GROSS PREMIUMS TAX CERTAIN NONPROFIT
3 INSURANCE COMPANIES PROVIDING INSURANCE ONLY TO
4 NONPROFIT ENTITIES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-228.5(g) reads as rewritten:
7 "(g) Exemptions. -- This section does not apply to any of the following:
8 (1) A farmers' mutual assessment fire insurance companies or to
9 fraternal orders or societies that do not operate for a profit and do
10 company.
11 (2) A nonprofit fraternal order or society that does not issue policies
12 on any person except members.
13 (3) An insurance company that is exempt from federal income tax
14 under section 501(c) of the Code and insures only organizations
15 exempt from federal income tax under section 501(c)(3) of the
16 Code."
17 Section 2. This act is effective for taxable years beginning on or after
18 January 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1527

MAY 26 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3076-LMX196(5.19)

Short Title: Yaupon Beach Special Assessments.

(Local)

Sponsors: Representative Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE TOWN OF YAUPON BEACH TO MAKE SPECIAL
3 ASSESSMENTS FOR THE INSTALLATION OF UTILITIES UNDERGROUND.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 2 of Chapter 825 of the 1991 Session Laws reads as
6 rewritten:
7 "Sec. 2. This act applies only to the ~~Town~~ Towns of Caswell ~~Beach~~ Beach and
8 Yaupon Beach."
9 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Bill # 1731
LEGISLATIVE DAY 157
H1527
READING 2
REDWINE

RC
7/07/98
2:13 PM
IN CHAIR: SPEAKER

YAUPON BEACH SPECIAL ASSESSMENTS

AYES - 109

ADAMS
ALDRIDGE
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
CRAWFORD
CREECH
CULP
CULPEPPER

CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD

HUNTER, H.
HUNTER, R.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCMAHAN
MERCER
MICHAX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE

OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD
WRIGHT
YONGUE

NOES - 1

HARDY

BLUE
GAMBLE

EXCUSED ABSENCE - 6
MCALLISTER
MCCRARY

OLDHAM

ROGERS

EXCUSED VOTE - 0

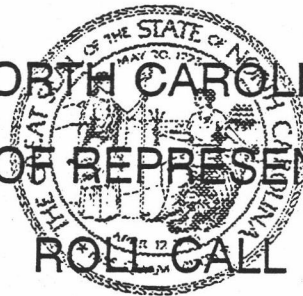
SPEAKER

COLE

NOT VOTING - 4
GARDNER

WOMBLE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1741
LEGISLATIVE DAY 158
27
READING 3
REDWINE

RC
7/08/98
2:10 PM
IN CHAIR: SPEAKER

YAUPON BEACH SPECIAL ASSESSMENTS

AYES - 99

| | | | |
|-----------|------------|----------|------------|
| ADAMS | CULPEPPER | HOWARD | RAMSEY |
| ALEXANDER | CUNNINGHAM | HURLEY | RAYFIELD |
| ALLEN | DAUGHTRY | INSKO | REDWINE |
| ALLRED | DAVIS | JARRELL | REYNOLDS |
| ARNOLD | DECKER | JEFFUS | SAUNDERS |
| BADDOUR | DEDMON | JUSTUS | SEXTON |
| BAKER | DICKSON | KINNEY | SHERRILL |
| BARBEE | DOCKHAM | KISER | SHUBERT |
| BEALL | EARLE | LUEBKE | SMITH |
| BLACK | EASTERLING | MCCOMAS | STARNES |
| BONNER | EDDINS | MCCOMBS | SUTTON |
| BOWIE | ELLIS | MCPAHAN | TALLENT |
| BRASWELL | ESPOSITO | MERCER | THOMPSON |
| BRAWLEY | FOX | MICHAUX | TOLSON |
| BRYANT | GARDNER | MINER | WAINWRIGHT |
| BUCHANAN | GOODWIN | MITCHELL | WARNER |
| CANSLER | GRADY | MOORE | WARWICK |
| CAPPS | GULLEY | MORGAN | WATSON |
| CARPENTER | HACKNEY | MORRIS | WEATHERLY |
| CHURCH | HALL | NEELY | WILSON, C. |
| CLARY | HARDAWAY | NESBITT | WILSON, G. |
| COLE | HENSLEY | NYE | WOMBLE |
| CRAWFORD | HIATT | OLDHAM | WRIGHT |
| CREECH | HIGHTOWER | OWENS | YONGUE |
| CULP | HILL | PRESTON | |

NOES - 2

HARDY NICHOLS

EXCUSED ABSENCE - 8

| | | |
|-------|--------|------------|
| BERRY | FITCH | MCALLISTER |
| BLUE | GAMBLE | MCCRARY |

MOSLEY
ROGERS

EXCUSED VOTE - 0

NOT VOTING - 11

| | | |
|---------------|--------|------------|
| SPEAKER | BROWN | HUNTER, H. |
| ALDRIDGE | GRAY | IVES |
| BOYD-MCINTYRE | HOLMES | MILLER |

RUSSELL
WOOD

H1527

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2201/5-- 3:07 PM OCTOBER 27, 1998 LEGISLATIVE DAY 222

SENATOR BALLANCE -- Presiding

REDWINE HOUSE BILL 1527
YAUPON BEACH SPECIAL ASSESSMENTS READING 2

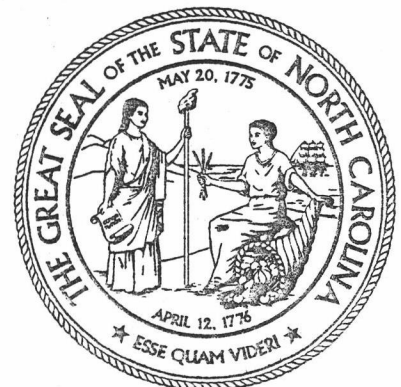
| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 44 | ALBERTSON | FOXX | LEE | PLYLER |
| | | BALLANCE | GARWOOD | LUCAS | PURCELL |
| | | BALLANTINE | GULLEY | MARTIN R. | RAND |
| | | BLUST | HARTSELL | MARTIN W. | REEVES |
| | | CARPENTER | HORTON | MCDANIEL | RUCHO |
| | | CLARK | HOYLE | MILLER | SHAW L. |
| | | COCHRANE | JENKINS | MOORE | SOLES |
| | | COOPER | JORDAN | ODOM | WEBSTER |
| | | DALTON | KERR | PAGE | WEINSTEIN |
| | | DANNELLY | KINNAIRD | PERDUE | WELLONS |
| | | FORRESTER | LEDBETTER | PHILLIPS | WINNER |
| NO | 0 | | | | |

EXCUSED 0

NOT CAST 5 ALLRAN EAST SHAW R. WARREN
CARRINGTON

ABSENT 1 BASNIGHT

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2214/4-- 8:40 AM

OCTOBER 28, 1998

LEGISLATIVE DAY 223

LT. GOVERNOR WICKER

-- Presiding

REDWINE
YAUPON BEACH SPECIAL ASSESSMENTS

HOUSE BILL 1527
READING 3

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 43 | ALBERTSON | FORRESTER | LUCAS | RAND |
| | | ALLRAN | FOXX | MARTIN R. | RUCHO |
| | | BALLANCE | GARWOOD | MARTIN W. | SHAW L. |
| | | BALLANTINE | GULLEY | MCDANIEL | SHAW R. |
| | | BLUST | HARTSELL | MILLER | SOLES |
| | | CARPENTER | HORTON | MOORE | WARREN |
| | | CARRINGTON | HOYLE | ODOM | WEBSTER |
| | | CLARK | JORDAN | PAGE | WEINSTEIN |
| | | COCHRANE | KERR | PHILLIPS | WELLONS |
| | | COOPER | LEDBETTER | PLYLER | WINNER |
| | | DANNELLY | LEE | PURCELL | |
| NO | 0 | | | | |

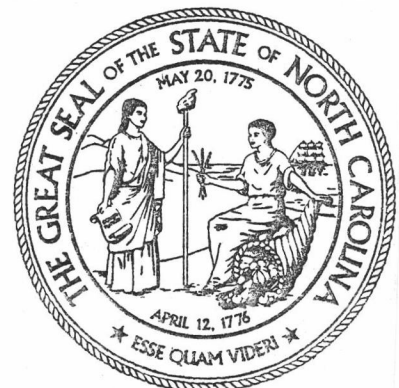
EXCUSED 0

| | | | | | |
|----------|---|--------|----------|--------|--------|
| NOT CAST | 6 | DALTON | JENKINS | PERDUE | REEVES |
| | | EAST | KINNAIRD | | |

ABSENT 1 BASNIGHT

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE



Cond. withdrawn
10/28/98

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1527

H1527-ALL-001

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

Date 10/28, 1998

Comm. Sub. [☐
Amends Title [YES]

Senator Soles

- 1 moves to amend the bill on page 1, line 3,
2 by inserting between the word "UNDERGROUND" and the period the words
3 "AND TO PROVIDE FOR AN ADMINISTRATIVE ASSISTANT TO THE CHIEF
4 DISTRICT COURT JUDGE IN DISTRICT 13";
5
6 and on page 1, line 9,
7 by rewriting that line to read:
8
9 "Section 2. The Administrative Office of the Courts shall
10 use funds appropriated in the Current Operations Appropriations and
11 Capital Improvement Appropriations Act of 1998 for a half-time
12 magistrate for Columbus County to instead fund a half-time judicial
13 assistant to the chief district court judge in District Court
14 District 13 to be selected by the chief district court judge.
15 Section 3. This act is effective when it becomes law."

SIGNED *Soles*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

Withdrawn 10/28/98

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1528

MAY 26 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8310-LCX344(5.19)

Short Title: Modify Long Beach Room Tax.

(Local)

Sponsors: Representative Redwine.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE TOWN OF LONG BEACH TO LEVY AN
3 ADDITIONAL TWO PERCENT OCCUPANCY TAX TO BE USED FOR
4 BEACH RENOURISHMENT AND PROTECTION.
5 The General Assembly of North Carolina enacts:
6 Section 1. Part IX of Chapter 908 of the 1983 Session Laws, as amended
7 by Chapter 985 of the 1983 Session Laws and Chapter 857 of the 1989 Session Laws,
8 as it relates to the Town of Long Beach only, is recodified and rewritten as Section 2
9 of this act.
10 Section 2. Long Beach occupancy tax. (a) Authorization and scope.
11 The Long Beach Town Council may levy a room occupancy tax of up to three
12 percent (3%) of the gross receipts derived from the rental of any room, lodging, or
13 accommodation furnished by a hotel, motel, inn, tourist camp, or similar place within
14 the town that is subject to sales tax imposed by the State under G.S. 105-164.4(a)(3)
15 and from the rental of private residences and cottages, whether or not the residence
16 or cottage is rented for less than 15 days. This tax is in addition to any State or local
17 sales tax.
18 (b) Authorization of additional tax. In addition to the tax authorized by
19 subsection (a) of this section, the Long Beach Town Council may levy an additional
20 room occupancy tax of up to two percent (2%) of the gross receipts derived from the
21 rental of accommodations taxable under subsection (a). The levy, collection,
22 administration, and repeal of the tax authorized by this subsection shall be in
23 accordance with the provisions of this section. The governing body of a town may
24 not levy a tax under this subsection unless it also levies the tax authorized under
25 subsection (a) of this section.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1676

LEGISLATIVE DAY 148

READING 2

RC

6/22/98

7:25 PM

IN CHAIR: SPEAKER

H1528

AYES - 99

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HUNTER, R. | OWENS |
| ALDRIDGE | DAVIS | INSKO | PRESTON |
| ALEXANDER | DEDMON | JARRELL | RAMSEY |
| ALLEN | DICKSON | JEFFUS | RAYFIELD |
| ALLRED | DOCKHAM | JUSTUS | REDWINE |
| ARNOLD | EARLE | KINNEY | REYNOLDS |
| BADDOUR | EASTERLING | KISER | ROGERS |
| BAKER | EDDINS | LUEBKE | RUSSELL |
| BARBEE | ELLIS | MCCOMAS | SAUNDERS |
| BEALL | FOX | MCCOMBS | SEXTON |
| BERRY | GARDNER | MCCRARY | SHUBERT |
| BLACK | GOODWIN | MCMAHAN | SMITH |
| BLUE | GRADY | MERCER | STARNES |
| BONNER | GULLEY | MICHAUX | SUTTON |
| BOYD-MCINTYRE | HACKNEY | MILLER | TALLENT |
| BROWN | HALL | MINER | THOMPSON |
| BUCHANAN | HARDAWAY | MITCHELL | TOLSON |
| CANSLER | HARDY | MORGAN | WAINWRIGHT |
| CAPPS | HENSLEY | MORRIS | WARWICK |
| CARPENTER | HIATT | MOSLEY | WATSON |
| CHURCH | HIGHTOWER | NEELY | WEATHERLY |
| CLARY | HILL | NESBITT | WILSON, G. |
| CREECH | HOLMES | NICHOLS | WRIGHT |
| CULP | HOWARD | NYE | YONGUE |
| CUNNINGHAM | HUNTER, H. | OLDHAM | |

NOES - 0

EXCUSED ABSENCE - 13

| | | | |
|-----------|----------|------------|----------|
| ADAMS | DECKER | GRAY | MOORE |
| BOWIE | ESPOSITO | HURLEY | SHERRILL |
| BRAWLEY | GAMBLE | MCALLISTER | WOOD |
| CULPEPPER | | | |

EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
|----------|----------|--------|------------|
| BRASWELL | CRAWFORD | IVES | WILSON, C. |
| COLE | FITCH | WARNER | WOMBLE |

SHORT ROLL: H1401

H1637HCS

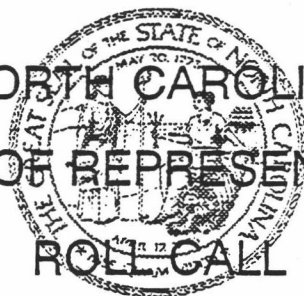
H1638HCS

H1278HCS

H1528HCS

S1222SCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 1679
LEGISLATIVE DAY 149

READING 3

RC
6/23/98
2:13 PM
IN CHAIR: SPEAKER

AYES - ¹⁰⁷~~106~~ *Wicks*

| | | | |
|---------------|------------|----------|----------------|
| SPEAKER | CUNNINGHAM | HURLEY | PRESTON |
| ADAMS | DAUGHTRY | INSKO | RAMSEY |
| ALDRIDGE | DAVIS | IVES | RAYFIELD |
| ALEXANDER | DECKER | JARRELL | REDWINE |
| ALLEN | DEDMON | JEFFUS | REYNOLDS |
| ARNOLD | DICKSON | JUSTUS | ROGERS |
| BADDOUR | DOCKHAM | KINNEY | RUSSELL |
| BAKER | EARLE | KISER | SAUNDERS |
| BARBEE | EASTERLING | LUEBKE | SEXTON |
| BEALL | EDDINS | MCCOMAS | SHERRILL |
| BERRY | ELLIS | MCCOMBS | SHUBERT |
| BLACK | FOX | MCCRARY | SMITH |
| BLUE | GARDNER | MCMAHAN | STARNES |
| BONNER | GOODWIN | MERCER | SUTTON |
| BOWIE | GRADY | MICHAUX | TALLENT |
| BOYD-MCINTYRE | GRAY | MILLER | THOMPSON |
| BRASWELL | GULLEY | MITCHELL | TOLSON |
| BROWN | HACKNEY | MORGAN | WAINWRIGHT |
| BUCHANAN | HALL | MORRIS | WARNER |
| CANSLER | HARDAWAY | MOSLEY | WATSON |
| CAPPS | HENSLEY | NEELY | WEATHERLY |
| CARPENTER | HIATT | NESBITT | WILSON, C. |
| CLARY | HIGHTOWER | NICHOLS | WILSON, G. |
| COLE | HILL | NYE | WOMBLE |
| CRAWFORD | HOLMES | OLDHAM | WRIGHT |
| CREECH | HOWARD | OWENS | YONGUE |
| CULP | HUNTER, H. | | HARDY <i>W</i> |

NOES - 0

EXCUSED ABSENCE - 9

| | | | |
|-----------|----------|------------|---------|
| BRAWLEY | ESPOSITO | MCALLISTER | WARWICK |
| CHURCH | GAMBLE | MOORE | WOOD |
| CULPEPPER | | | |

EXCUSED VOTE - 0

NOT VOTING - ⁴~~5~~ *Wicks*

| | | | |
|--------|------------------|------------|-------|
| ALLRED | HARDY | HUNTER, R. | MINER |
| FITCH | <i>Wicks</i> | | |

AT ROLL: H1401

H1637HCS

H1638HCS

H1278HCS

H1528HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2206/10-- 3:33 PM OCTOBER 27, 1998 LEGISLATIVE DAY 222

SENATOR BALLANCE -- Presiding

REDWINE
LONG BEACH RM. TAX/NORTH TOP. BEACH
SEN COM SUB NO. 2 /3RD EDITION

HOUSE BILL 1528
READING 2

| | | | | | |
|-----|----|---|--|---|--|
| AYE | 37 | ALBERTSON BALLANCE CARRINGTON COOPER DALTON DANNELLY FOXX GULLEY HARTSELL HORTON | HOYLE JENKINS JORDAN KERR KINNAIRD LEDBETTER LEE LUCAS MARTIN R. | MARTIN W. MCDANIEL MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL | RAND REEVES RUCHO SHAW L. SHAW R. SOLES WEINSTEIN WELLONS WINNER |
|-----|----|---|--|---|--|

| | | | | | |
|----|---|-------------------------|-------------------|-------------------|--------------------|
| NO | 8 | BALLANTINE CARPENTER | CLARK COCHRANE | EAST FORRESTER | GARWOOD WEBSTER |
|----|---|-------------------------|-------------------|-------------------|--------------------|

EXCUSED 0

NOT CAST 3 ALLRAN BLUST WARREN

ABSENT 2 BASNIGHT PAGE

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2215/5-- 8:41 AM OCTOBER 28, 1998 LEGISLATIVE DAY 223

LT. GOVERNOR WICKER

-- Presiding

REDWINE
LONG BEACH ROOM TAX
SEN COM SUB NO. 2 /4TH EDITION

HOUSE BILL 1528
READING 3

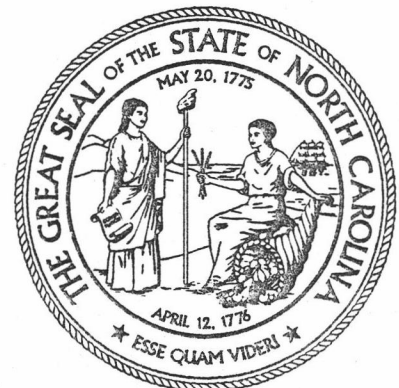
| | | | | | |
|-----|----|---|---|---|--|
| AYE | 38 | ALBERTSON ALLRAN BALLANCE BLUST CARRINGTON COOPER DANNELLY FOXX GARWOOD GULLEY | HARTSELL HORTON HOYLE JENKINS JORDAN KERR KINNAIRD LEDBETTER LEE LUCAS | MARTIN R. MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL RAND | REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS WINNER |
| NO | 8 | BALLANTINE CARPENTER | CLARK COCHRANE | FORRESTER MCDANIEL | PAGE WEBSTER |

EXCUSED 0

NOT CAST 3 DALTON EAST MARTIN W.

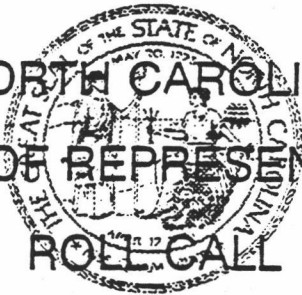
ABSENT 1 BASNIGHT

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EV

2207
LEGISLATIVE DAY 223
H1528SCS # 2

10/29/98
9:13 AM
IN CHAIR: SPEAKER

REDWINE

LONG BEACH ROOM TAX
MOTION #11 - TO CONCURE IN SCS

85 *Stuck*
AYES - 85

ADAMS
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BRASWELL
BRAWLEY
BROWN
BRYANT
BUCHANAN
CANSLER
CHURCH
CRAWFORD

CREECH
CULP
CUNNINGHAM
DAUGHTRY
DECKER
DEDMON
EARLE
EASTERLING
ESPOSITO
FITCH
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HENSLEY
HIATT
HIGHTOWER
HILL

HUNTER, H.
INSKO
JARRELL
JEFFUS
KINNEY
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCMAHAN
MERCER
MICHAUX
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
OLDHAM

BOYD-MCINTYRE *Stuck*
~~DOCKHAM~~
OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHERRILL
STARNES
THOMPSON
TOLSON
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, G.
WOOD
YONGUE

NOES - 8

SPEAKER
ALLRED

CAPPS
DAVIS

EDDINS
ELLIS

NICHOLS
NYE

EXCUSED ABSENCE - 11

BAREFOOT
CULPEPPER
FOX

HACKNEY
HARDY
IVES

KISER
MCCRARY
SMITH

WAINWRIGHT
WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 18 *16 Stuck*

ALDRIDGE
~~BOYD-MCINTYRE~~
CARPENTER *kw*
CLARY
COLE

DICKSON
~~DOCKHAM~~ *Stuck*
HOLMES
HOWARD
HURLEY

JUSTUS
MINER
SAUNDERS
SHUBERT

SUTTON
TALLENT
WILSON, C.
WRIGHT

H1528SCS

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1529 MAY 26 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH8319-LD245(5.19)

Short Title: Horse Promotion Assessment.

(Public)

Sponsors: Representative Brown.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE FOR A HORSE PROMOTION ASSESSMENT.

3 The General Assembly of North Carolina enacts:

4 Section 1. Chapter 106 of the General Statutes is amended by adding a
5 new Article to read:

6 "ARTICLE 69.

7 "Horse Industry Promotion Act.

8 "§ 106-820. Title.

9 This Article may be cited as the Horse Industry Promotion Act.

10 "§ 106-821. Findings.

11 The General Assembly finds that the horse industry makes an important
12 contribution to the State's economy, and that it is appropriate for the State to provide
13 a means for horse owners to voluntarily assess themselves in order to provide funds
14 to promote the interests of the horse industry.

15 "§ 106-822. Definitions.

16 As used in this Article:

17 (1) 'Commercial horse feed' means any commercial feed, as
18 defined in G.S. 106-284.33, labeled for equine use.

19 (2) 'Council' means the North Carolina Horse Council.

20 (3) 'Department' means the Department of Agriculture and
21 Consumer Services.

22 "§ 106-823. Referendum.

23 (a) The Council may conduct a referendum among horse owners upon the
24 question of whether an assessment shall be levied consistent with this Article.

25 (b) The Council shall determine all of the following:



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1529

H1529-ALD-14

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

Date 7/8, 1998

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

Representative Capps

- 1 moves to amend the bill on page 2, line 39,
2 by adding at the end of that line the following:
3 "The Council shall not bring an action under this subsection against
4 any person who has exercised that person's right to refuse in
5 writing to pay the assessment under G.S. 106-825(b)."
6

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 08 1998 FAILED _____ TABLED _____

106-0 EV

[Signature]

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1743

LEGISLATIVE DAY 158

29HCS # 2

READING 2

BROWN

AMEND #1 - REP. CAPPs

HORSE PROMOTION ASSESSMENT

EN
7/08/98
2:21 PM

IN CHAIR: SPEAKER

AYES - 106

| | | | |
|------------|------------|----------|------------|
| ADAMS | DAUGHTRY | INSKO | RAMSEY |
| ALDRIDGE | DAVIS | IVES | RAYFIELD |
| ALEXANDER | DECKER | JARRELL | REDWINE |
| ALLEN | DEDMON | JEFFUS | REYNOLDS |
| ALLRED | DICKSON | JUSTUS | RUSSELL |
| ARNOLD | DOCKHAM | KINNEY | SAUNDERS |
| BADDOUR | EARLE | KISER | SEXTON |
| BARBEE | EASTERLING | LUEBKE | SHERRILL |
| BEALL | EDDINS | MCCOMAS | SHUBERT |
| BLACK | ELLIS | MCCOMBS | SMITH |
| BONNER | ESPOSITO | MCPAHAN | STARNES |
| BOWIE | FOX | MERCER | SUTTON |
| BRASWELL | GARDNER | MICHAUX | TALLENT |
| BRAWLEY | GOODWIN | MILLER | THOMPSON |
| BROWN | GRADY | MINER | TOLSON |
| BRYANT | GRAY | MITCHELL | WAINWRIGHT |
| BUCHANAN | GULLEY | MOORE | WARNER |
| CANSLER | HACKNEY | MORGAN | WARWICK |
| CAPPS | HALL | MORRIS | WATSON |
| CARPENTER | HARDAWAY | NEELY | WEATHERLY |
| CHURCH | HARDY | NESBITT | WILSON, C. |
| CLARY | HENSLEY | NICHOLS | WILSON, G. |
| CRAWFORD | HIATT | NYE | WOMBLE |
| CREECH | HIGHTOWER | OLDHAM | WOOD |
| CULP | HILL | OWENS | WRIGHT |
| CULPEPPER | HOLMES | PRESTON | YONGUE |
| CUNNINGHAM | HOWARD | | |

NOES - 0

EXCUSED ABSENCE - 8

| | | | |
|-------|--------|-----------|--------|
| BERRY | FITCH | MALLISTER | MOSLEY |
| BLUE | GAMBLE | MCCRARY | ROGERS |

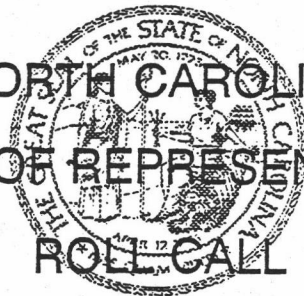
EXCUSED VOTE - 0

NOT VOTING - 6

| | | | |
|---------|---------------|------------|--------|
| SPEAKER | BOYD-MCINTYRE | HUNTER, H. | HURLEY |
| BAKER | COLE | | |

H1529HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1744
LEGISLATIVE DAY 158
29HCS 42
READING 2
BROWN

RC
7/08/98
2:21 PM
IN CHAIR: SPEAKER

HORSE PROMOTION ASSESSMENT

AYES - 103

| | | | |
|-----------|------------|----------|------------|
| ADAMS | CULP | HILL | OWENS |
| ALDRIDGE | CULPEPPER | HOLMES | PRESTON |
| ALEXANDER | CUNNINGHAM | HOWARD | RAMSEY |
| ALLEN | DAUGHTRY | INSKO | RAYFIELD |
| ALLRED | DAVIS | IVES | REDWINE |
| ARNOLD | DECKER | JARRELL | REYNOLDS |
| BADDOUR | DEDMON | JEFFUS | SAUNDERS |
| BAKER | DICKSON | JUSTUS | SEXTON |
| BARBEE | DOCKHAM | KINNEY | SHERRILL |
| BEALL | EARLE | KISER | SMITH |
| BLACK | EASTERLING | LUEBKE | STARNES |
| BONNER | EDDINS | MCCOMAS | SUTTON |
| BOWIE | ELLIS | MCCOMBS | TALLENT |
| BRASWELL | ESPOSITO | MCPAHAN | THOMPSON |
| BRAWLEY | FOX | MERCER | TOLSON |
| BROWN | GARDNER | MICHAUX | WAINWRIGHT |
| BRYANT | GOODWIN | MILLER | WARWICK |
| BUCHANAN | GRADY | MINER | WATSON |
| CANSLER | GRAY | MITCHELL | WEATHERLY |
| CAPPS | GULLEY | MOORE | WILSON, C. |
| CARPENTER | HACKNEY | MORGAN | WILSON, G. |
| CHURCH | HALL | MORRIS | WOMBLE |
| CLARY | HARDAWAY | NEELY | WOOD |
| COLE | HENSLEY | NESBITT | WRIGHT |
| CRAWFORD | HIATT | NYE | YONGUE |
| CREECH | HIGHTOWER | OLDHAM | |

NOES - 5

| | | | |
|---------|---------|---------|--------|
| HARDY | RUSSELL | SHUBERT | WARNER |
| NICHOLS | | | |

EXCUSED ABSENCE - 8

| | | | |
|-------|--------|------------|--------|
| BERRY | FITCH | MCALLISTER | MOSLEY |
| BLUE | GAMBLE | MCCRARY | ROGERS |

EXCUSED VOTE - 0

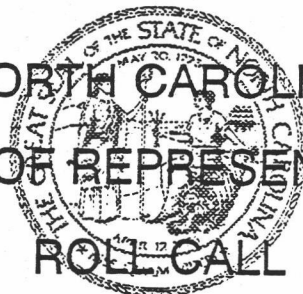
NOT VOTING - 4

| | | | |
|---------|---------------|------------|--------|
| SPEAKER | BOYD-MCINTYRE | HUNTER, H. | HURLEY |
|---------|---------------|------------|--------|

H1529HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES

SEQ. # 1757
LEGISLATIVE DAY 159
29HCS # 2
READING 3
BROWN



RC
7/09/98
11:13 AM
IN CHAIR: SPEAKER

HORSE PROMOTION ASSESSMENT

AYES - 98

| | | | |
|-----------|------------|----------|------------|
| SPEAKER | CULPEPPER | HURLEY | OLDHAM |
| ADAMS | DAUGHTRY | INSKO | OWENS |
| ALDRIDGE | DAVIS | IVES | PRESTON |
| ALEXANDER | DECKER | JARRELL | RAMSEY |
| ALLEN | DEDMON | JEFFUS | RAYFIELD |
| ALLRED | DICKSON | JUSTUS | REDWINE |
| ARNOLD | DOCKHAM | KINNEY | REYNOLDS |
| BADDOUR | EASTERLING | KISER | SAUNDERS |
| BAKER | EDDINS | LUEBKE | SEXTON |
| BARBEE | ELLIS | MCCOMAS | SHERRILL |
| BEALL | ESPOSITO | MCCOMBS | SMITH |
| BONNER | FOX | MCMAHAN | STARNES |
| BOWIE | GARDNER | MERCER | SUTTON |
| BRAWLEY | GOODWIN | MICHAUX | THOMPSON |
| BROWN | GRADY | MILLER | TOLSON |
| BRYANT | GRAY | MINER | WAINWRIGHT |
| BUCHANAN | GULLEY | MITCHELL | WARWICK |
| CANSLER | HACKNEY | MOORE | WATSON |
| CAPPS | HALL | MORGAN | WEATHERLY |
| CARPENTER | HARDAWAY | MORRIS | WILSON, C. |
| CHURCH | HENSLEY | MOSLEY | WILSON, G. |
| CLARY | HIATT | NEELY | WOMBLE |
| CRAWFORD | HILL | NESBITT | WOOD |
| CREECH | HOLMES | NYE | YONGUE |
| CULP | HOWARD | | |

NOES - 7

| | | | |
|-------|-----------|---------|--------|
| BLUE | HIGHTOWER | RUSSELL | WARNER |
| HARDY | NICHOLS | SHUBERT | |

EXCUSED ABSENCE - 7

| | | | |
|------------|--------|-------------|--------|
| BERRY | EARLE | MCCALLISTER | ROGERS |
| CUNNINGHAM | GAMBLE | MCCRARY | |

EXCUSED VOTE - 0

NOT VOTING - 8

| | | | |
|---------------|----------|------------|---------|
| BLACK | BRASWELL | FITCH | TALLENT |
| BOYD-MCINTYRE | COLE | HUNTER, H. | WRIGHT |

H1529HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1922/7-- 7:50 PM

AUGUST 10, 1998

LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

BROWN
HORSE PROMOTION ASSESSMENT
SENATE COM SUB #2/6TH EDITION

HOUSE BILL 1529
READING 2

| | | | | | |
|-----|----|------------|----------|-----------|-----------|
| AYE | 36 | ALBERTSON | COOPER | KINNAIRD | PLYLER |
| | | ALLRAN | DALTON | LEDBETTER | PURCELL |
| | | BALLANTINE | DANNELLY | LEE | RAND |
| | | BASNIGHT | GARWOOD | LUCAS | REEVES |
| | | BLUST | HORTON | MARTIN W. | RUCHO |
| | | CARPENTER | HOYLE | MCDANIEL | SHAW L. |
| | | CARRINGTON | JENKINS | MILLER | SOLES |
| | | CLARK | JORDAN | MOORE | WEINSTEIN |
| | | COCHRANE | KERR | PHILLIPS | WELLONS |
| NO | 6 | FORRESTER | PAGE | SHAW R. | WEBSTER |
| | | FOXX | PERDUE | | |

EXCUSED 0

NOT CAST 2 WARREN WINNER

ABSENT 6 BALLANCE GULLEY MARTIN R. ODOM
EAST HARTSELL

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1931/4-- 2:13 PM AUGUST 11, 1998 LEGISLATIVE DAY 177

LT. GOVERNOR WICKER

-- Presiding

BROWN
HORSE PROMOTION ASSESSMENT
SENATE COM SUB #2/6TH EDITION

HOUSE BILL 1529
READING 3

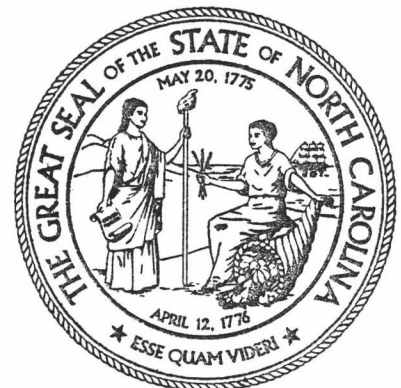
| | | | | | |
|-----|----|--|--|--|---|
| AYE | 41 | ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER | DALTON DANNELLY FORRESTER GARWOOD HARTSELL HORTON HOYLE JENKINS JORDAN KERR | KINNAIRD LEDBETTER LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER MOORE ODOM | PHILLIPS PLYLER PURCELL RAND REEVES RUCHO SOLES WARREN WEINSTEIN WELLONS |
| NO | 4 | FOXX | PAGE | PERDUE | WEBSTER |

EXCUSED 0

NOT CAST 3 EAST SHAW R. WINNER

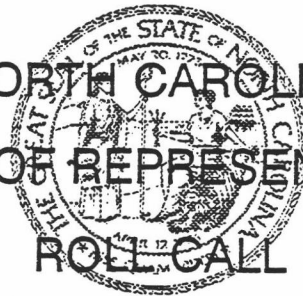
ABSENT 2 GULLEY SHAW L.

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1931
LEGISLATIVE DAY 181
H529SCS #2

EV
8/18/98
3:34 PM

IN CHAIR: SPEAKER

BROWN

HORSE PROMOTION ASSESSMENT

MOTION #11 - FAILS TO CONCUR IN SCS #2

AYES - 41

| | | | |
|-----------|------------|----------|------------|
| SPEAKER | DICKSON | JUSTUS | PRESTON |
| ALEXANDER | DOCKHAM | KISER | RAYFIELD |
| BERRY | EASTERLING | MCCOMAS | REYNOLDS |
| BOWIE | EDDINS | MCCOMBS | ROGERS |
| BROWN | FOX | MCCRARY | THOMPSON |
| BUCHANAN | GRAY | MCMAHAN | TOLSON |
| CARPENTER | GULLEY | MITCHELL | WEATHERLY |
| CLARY | HACKNEY | MORGAN | WILSON, C. |
| CRAWFORD | HILL | MORRIS | WILSON, G. |
| CULP | HOLMES | OWENS | WOOD |
| DECKER | | | |

NOES - 70

| | | | |
|---------------|------------|------------|------------|
| ADAMS | CHURCH | HUNTER, H. | OLDHAM |
| ALDRIDGE | COLE | HURLEY | RAMSEY |
| ALLEN | CULPEPPER | INSKO | REDWINE |
| ALLRED | CUNNINGHAM | JARRELL | RUSSELL |
| ARNOLD | DAUGHTRY | JEFFUS | SAUNDERS |
| BADDOUR | DAVIS | KINNEY | SEXTON |
| BAKER | DEDMON | LUEBKE | SHERRILL |
| BARBEE | EARLE | MCALLISTER | SHUBERT |
| BAREFOOT | ELLIS | MERCER | SMITH |
| BEALL | FITCH | MICHAUX | SUTTON |
| BLACK | GARDNER | MILLER | TALLENT |
| BONNER | GOODWIN | MINER | WAINWRIGHT |
| BOYD-MCINTYRE | GRADY | MOORE | WARNER |
| BRASWELL | HARDAWAY | MOSLEY | WARWICK |
| BRAWLEY | HARDY | NESBITT | WOMBLE |
| BRYANT | HENSLEY | NICHOLS | WRIGHT |
| CANSLER | HIATT | NYE | YONGUE |
| CAPPS | HIGHTOWER | | |

EXCUSED ABSENCE - 4

| | | | |
|----------|------|-------|--------|
| ESPOSITO | IVES | NEELY | WATSON |
|----------|------|-------|--------|

EXCUSED VOTE - 0

NOT VOTING - 5

| | | | |
|--------|------|--------|---------|
| BLUE | HALL | HOWARD | STARNES |
| CREECH | | | |

H1529SCS



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 1529

H1529-CRRF-019

Page 1 of 2

[] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1529, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A HORSE PROMOTION ASSESSMENT, Senate Finance Committee Substitute #2 Adopted 8/6/98, (Sixth Edition), wish to report as follows:

The House concurs in the Senate Finance Committee Substitute #2 Adopted 8/6/98, (Sixth Edition), with the following amendment and the Senate agrees to the same.

on page 2, line 19, after the period by adding new language to read:

"The Council shall send press releases about the referendum to at least 10 daily and 10 weekly or biweekly newspapers having general circulation in a county in the State, and to any trade journals deemed appropriate by the Council. Notice of the referendum also shall be posted in every place the Council identifies as selling commercial horse feed."



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 1529

H1529-CRRF-019

Page 2 of 2

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

Date conferees approved report: September 9, 1998.

Conferees for the Senate

Charles W. Albertson
Sen. Charles W. Albertson

John A. Garwood
Sen. John A. Garwood

Jim W. Phillips, Sr.
Sen. Jim W. Phillips, Sr.

Allen H. Wellons
Sen. Allen H. Wellons

Conferees for the
House of Representatives

John W. Brown
Rep. John W. Brown

Martha B. Alexander
Rep. Martha B. Alexander

Walter W. Dickson
Rep. Walter W. Dickson

Dewey L. Hill
Rep. Dewey L. Hill

Julia C. Howard
Rep. Julia C. Howard

John H. Weatherly
Rep. John H. Weatherly

Submitted

ADOPTED

ADOPTED

9/9/98 - calendar for 9/10/98

SEP 10 1998

(62 / 42 EV)

(1)

Message Received

Ordered Enrolled

Senate notified DStarks

Special Message

BT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2004
LEGISLATIVE DAY 195
H1529SCS #2
CONFERENCE REPORT
BROWN

EV
9/10/98
9:56 AM
IN CHAIR: SPEAKER

HORSE PROMOTION ASSESSMENT
MOTION #6 - TO POSTPONE UNTIL 9/14
MOTION FAILS

AYES - 41

| | | | |
|---------------|------------|----------|----------|
| ADAMS | CRAWFORD | HARDAWAY | NICHOLS |
| ALLRED | CUNNINGHAM | HENSLEY | REDWINE |
| ARNOLD | DEDMON | INSKO | REYNOLDS |
| BADDOUR | EARLE | JARRELL | SHERRILL |
| BOYD-MCINTYRE | EASTERLING | JEFFUS | SHUBERT |
| BRASWELL | EDDINS | MCCOMAS | SMITH |
| BRAWLEY | FITCH | MICHAUX | SUTTON |
| BRYANT | GOODWIN | MILLER | WARWICK |
| CANSLER | GRADY | MOORE | WOMBLE |
| CLARY | HACKNEY | NESBITT | WOOD |
| COLE | | | |

NOES - 65

| | | | |
|-----------|-----------|------------|------------|
| SPEAKER | CULP | HUNTER, H. | PRESTON |
| ALDRIDGE | CULPEPPER | HURLEY | RAMSEY |
| ALEXANDER | DAUGHTRY | JUSTUS | RAYFIELD |
| ALLEN | DAVIS | LUEBKE | ROGERS |
| BAKER | DICKSON | MCALLISTER | RUSSELL |
| BARBEE | DOCKHAM | MCCOMBS | SAUNDERS |
| BAREFOOT | ELLIS | MCCRARY | SEXTON |
| BEALL | ESPOSITO | MCMAHAN | STARNES |
| BERRY | FOX | MERCER | THOMPSON |
| BLUE | GRAY | MITCHELL | TOLSON |
| BONNER | GULLEY | MORGAN | WAINWRIGHT |
| BOWIE | HALL | MORRIS | WARNER |
| BROWN | HARDY | NEELY | WATSON |
| BUCHANAN | HIATT | NYE | WEATHERLY |
| CAPPS | HIGHTOWER | OLDHAM | WILSON, G. |
| CHURCH | HOLMES | OWENS | YONGUE |
| CREECH | | | |

EXCUSED ABSENCE - 11

| | | | |
|-----------|---------|--------|--------|
| BLACK | GARDNER | IVES | MINER |
| CARPENTER | HILL | KINNEY | MOSLEY |
| DECKER | HOWARD | KISER | |

EXCUSED VOTE - 0

NOT VOTING - 3

| | | |
|---------|------------|--------|
| TALLENT | WILSON, C. | WRIGHT |
|---------|------------|--------|

H1529SCS

2005
LEGISLATIVE DAY 195
H1529SCS #2
CONFERENCE REPORT
BROWN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



ROLL CALL

EV
9/10/98
9:56 AM
IN CHAIR: SPEAKER

HORSE PROMOTION ASSESSMENT - ADOPTION of CONFERENCE REPORT

AYES - 62

SPEAKER
ALEXANDER
ALLEN
BAKER
BAREFOOT
BEALL
BERRY
BLUE
BONNER
BOWIE
BROWN
BUCHANAN
CAPPS
CHURCH
COLE
CRAWFORD

CULP
CULPEPPER
DAUGHTRY
DAVIS
DICKSON
DOCKHAM
EASTERLING
ESPOSITO
FOX
GRAY
GULLEY
HACKNEY
HALL
HIATT
HOLMES
HUNTER, H.

HURLEY
JARRELL
JEFFUS
JUSTUS
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MILLER
MITCHELL
MORGAN
MORRIS
NEELY

OLDHAM
OWENS
PRESTON
RAMSEY
RAYFIELD
ROGERS
SAUNDERS
SEXTON
STARNES
THOMPSON
TOLSON
WAINWRIGHT
WEATHERLY
WILSON, G.
YONGUE

NOES - 42

ADAMS
ALDRIDGE
ALLRED
ARNOLD
BADDOUR
BARBEE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BRYANT
CANSLER

CLARY
CREECH
DEDMON
EARLE
EDDINS
ELLIS
FITCH
GOODWIN
GRADY
HARDAWAY
HARDY

HENSLEY
HIGHTOWER
INSKO
MCALLISTER
MOORE
NESBITT
NICHOLS
NYE
REDWINE
REYNOLDS

RUSSELL
SHERRILL
SHUBERT
SMITH
SUTTON
WARNER
WARWICK
WATSON
WOMBLE
WOOD

EXCUSED ABSENCE - 11

BLACK
CARPENTER
DECKER

GARDNER
HILL
HOWARD

IVES
KINNEY
KISER

MINER
MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 5

CUNNINGHAM
MICHAUX

TALLENT

WILSON, C.

WRIGHT

H1529SCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2058/2-- 2:15 PM SEPTEMBER 15, 1998 LEGISLATIVE DAY 197

LT. GOVERNOR WICKER

-- Presiding

BROWN
HORSE PROMOTION ASSESSMENT
SENATE COM SUB #2/6TH EDITION

HOUSE BILL 1529

CONFERENCE REPORT

MOTION 7
TO ADOPT

| | | | | | |
|-----|----|---|--|--|--|
| AYE | 40 | ALBERTSON ALLRAN BALLANTINE BASNIGHT CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON | DANNELLY FORRESTER GARWOOD HARTSELL HORTON HOYLE JENKINS JORDAN KERR KINNAIRD | LEDBETTER LEE LUCAS MARTIN R. MARTIN W. MILLER ODOM PHILLIPS PLYLER PURCELL | RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS WINNER |
| NO | 4 | BLUST | FOXX | PERDUE | WEBSTER |

EXCUSED 0

NOT CAST 3 EAST

GULLEY

PAGE

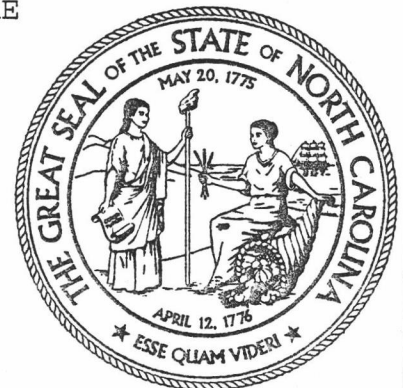
ABSENT 3 BALLANCE

MCDANIEL

MOORE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 1529

H1529-CRRF-019

Page 1 of 2

[] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 1529, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR A HORSE PROMOTION ASSESSMENT, Senate Finance Committee Substitute #2 Adopted 8/6/98, (Sixth Edition), wish to report as follows:

The House concurs in the Senate Finance Committee Substitute #2 Adopted 8/6/98, (Sixth Edition), with the following amendment and the Senate agrees to the same.

on page 2, line 19, after the period by adding new language to read:

"The Council shall send press releases about the referendum to at least 10 daily and 10 weekly or biweekly newspapers having general circulation in a county in the State, and to any trade journals deemed appropriate by the Council. Notice of the referendum also shall be posted in every place the Council identifies as selling commercial horse feed."



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 1529

HI529-CRRF-019

Page 2 of 2

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

Date conferees approved report: September 9, 1998.

Conferees for the Senate

Charles W. Albertson
Sen. Charles W. Albertson

John A. Garwood
Sen. John A. Garwood

Jim W. Phillips, Sr.
Sen. Jim W. Phillips, Sr.

Allen H. Wellons
Sen. Allen H. Wellons

Conferees for the House of Representatives

John W. Brown
Rep. John W. Brown

Martha B. Alexander
Rep. Martha B. Alexander

Walter W. Dickson
Rep. Walter W. Dickson

Dewey L. Hill
Rep. Dewey L. Hill

Julia C. Howard
Rep. Julia C. Howard

John H. Weatherly
Rep. John H. Weatherly

Senate Submitted 9/10/98
ADOPTED 9/15/98 40 4 (Carr)
House ADOPTED 9/16/98

Message Received 9/10/98
Ordered Enrolled 9/10/98

House notified
Janet Pruitt 9/15/98

Placed on Calendar 9/14/98

Withdrawn from Cal 9/14/98

Placed on Cal for 9/15/98

Ruled non call-call 9/15/98

40

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1530

MAY 26 98

H

HOUSE PRINCIPAL CLERK **D**

HOUSE DRH7448*-LG330(5.19)

Short Title: Funds/ALJs for AOH.

(Public)

Sponsors: Representative C. Wilson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE OFFICE OF ADMINISTRATIVE
3 HEARINGS FOR NEW ADMINISTRATIVE LAW JUDGE POSITIONS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Office of
6 Administrative Hearings the sum of three hundred eighteen thousand eight hundred
7 seventy-six dollars (\$318,876) for the 1998-99 fiscal year for three new administrative
8 law judge positions.
9 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1531

MAY 26 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA461*-LG333(5.19)

Short Title: Home/Community Partnership Funds.

(Public)

Sponsors: Representative Cansler.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO INCREASE AND SUSTAIN THE
3 CAPACITY OF NONPROFIT HOUSING DEVELOPERS TO PRODUCE
4 AFFORDABLE HOUSING AND STRENGTHEN COMMUNITIES.

5 The General Assembly of North Carolina enacts:

6 Section 1. There is appropriated from the General Fund to the North
7 Carolina Housing Finance Agency the sum of two million five hundred thousand
8 dollars (\$2,500,000) for the 1998-99 fiscal year to be allocated to community-based
9 nonprofit low-income housing development and technical assistance organizations.
10 These funds shall be used to support the development of housing affordable to
11 persons of low income, for direct grants to new and existing housing development
12 and technical assistance organizations to support operations and project activities, and
13 for administrative and other operational purposes that expand the capacity of these
14 organizations to provide affordable housing and associated comprehensive services
15 and programs.

16 Section 2. The North Carolina Housing Finance Agency shall adopt
17 temporary rules pursuant to G.S. 150B-21.1 within 90 days of the effective date of this
18 act governing the eligibility of applicants, application procedures, eligibility
19 requirements, criteria and standards for awarding grants, and performance standards
20 for continued funding and shall make available to the general public and interested
21 parties adequate opportunity for input into the rule-making process.

22 Section 3. The North Carolina Housing Finance Agency shall report
23 every six months to the Joint Legislative Commission on Governmental Operations

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1532 MAY 26 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6407-LG354(5.20)

Short Title: Model Teacher Consortium Funds.

(Public)

Sponsors: Representative Crawford.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE MODEL
- 3 TEACHER EDUCATION CONSORTIUM.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund to the State
- 6 Board of Education the sum of two million five hundred thousand dollars
- 7 (\$2,500,000) for the 1998-99 fiscal year for the operation of the Model Teacher
- 8 Education Consortium.
- 9 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1533 MAY 26 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH8315-LK244(5.20)

Short Title: Halifax/Roanoke Rapids Airport.

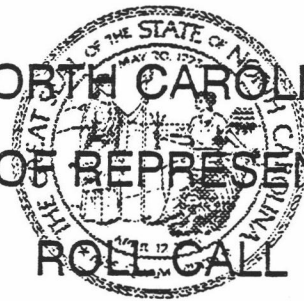
(Local)

Sponsors: Representative Crawford.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AFFECT THE HALIFAX-ROANOKE RAPIDS AIRPORT
3 AUTHORITY.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act affects the Halifax-Roanoke Rapids Airport Authority
6 created by S.L. 1997-275.
7 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1919
LEGISLATIVE DAY 180
H153HCS
SCHEDULING 2
CRAWFORD

RC
8/17/98

8:12 PM

IN CHAIR: SPEAKER

HALIFAX REGIONAL AIRPORT

AYES - 97

| | | | |
|-----------|------------|------------|------------|
| SPEAKER | CULPEPPER | HIGHTOWER | NESBITT |
| ADAMS | CUNNINGHAM | HILL | NICHOLS |
| ALDRIDGE | DAUGHTRY | HOLMES | NYE |
| ALEXANDER | DAVIS | HOWARD | OLDHAM |
| ALLEN | DECKER | HUNTER, H. | OWENS |
| ALLRED | DEDMON | HURLEY | PRESTON |
| ARNOLD | DICKSON | INSKO | RAYFIELD |
| BADDOUR | DOCKHAM | JARRELL | REDWINE |
| BAKER | EASTERLING | JEFFUS | ROGERS |
| BARBEE | EDDINS | JUSTUS | RUSSELL |
| BAREFOOT | ELLIS | MCALLISTER | SAUNDERS |
| BEALL | ESPOSITO | MCCOMAS | SEXTON |
| BONNER | FOX | MCCOMBS | SHERRILL |
| BOWIE | GARDNER | MCCRARY | SHUBERT |
| BRAWLEY | GOODWIN | MCMAHAN | SMITH |
| BROWN | GRADY | MERCER | TOLSON |
| BRYANT | GRAY | MICHAUX | WAINWRIGHT |
| BUCHANAN | GULLEY | MILLER | WARNER |
| CANSLER | HACKNEY | MINER | WARWICK |
| CAPPS | HALL | MITCHELL | WEATHERLY |
| CARPENTER | HARDAWAY | MOORE | WILSON, C. |
| CLARY | HARDY | MORGAN | WILSON, G. |
| CRAWFORD | HENSLEY | MORRIS | WOOD |
| CREECH | HIATT | MOSLEY | YONGUE |
| CULP | | | |

NOES - 0

EXCUSED ABSENCE - 12

| | | | |
|-------|--------|--------|----------|
| COLE | KINNEY | NEELY | THOMPSON |
| EARLE | KISER | RAMSEY | WATSON |
| IVES | LUEBKE | SUTTON | WRIGHT |

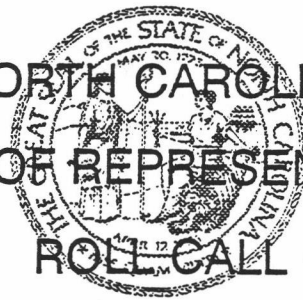
EXCUSED VOTE - 0

NOT VOTING - 11

| | | | |
|-------|---------------|----------|---------|
| BERRY | BOYD-MCINTYRE | FITCH | TALLENT |
| BLACK | BRASWELL | REYNOLDS | WOMBLE |
| BLUE | CHURCH | STARNES | |

H1533HCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



RC

1932
LEGISLATIVE DAY 181
H1533HCS
READING 3
CRAWFORD

8/18/98

3:36 PM

IN CHAIR: SPEAKER

HALIFAX REGIONAL AIRPORT

AYES - 111

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CRAWFORD | HOLMES | OWENS |
| ADAMS | CULP | HOWARD | PRESTON |
| ALDRIDGE | CULPEPPER | HUNTER, H. | RAMSEY |
| ALEXANDER | CUNNINGHAM | HURLEY | RAYFIELD |
| ALLEN | DAUGHTRY | INSKO | REDWINE |
| ALLRED | DAVIS | JARRELL | REYNOLDS |
| ARNOLD | DECKER | JEFFUS | ROGERS |
| BADDOUR | DEDMON | JUSTUS | RUSSELL |
| BAKER | DICKSON | KINNEY | SAUNDERS |
| BARBEE | DOCKHAM | KISER | SEXTON |
| BAREFOOT | EARLE | LUEBKE | SHERRILL |
| BEALL | EASTERLING | MCALLISTER | SHUBERT |
| BERRY | EDDINS | MCCOMAS | SMITH |
| BLACK | ELLIS | MCCOMBS | SUTTON |
| BONNER | FITCH | MCMAHAN | TALLENT |
| BOWIE | FOX | MERCER | THOMPSON |
| BOYD-MCINTYRE | GARDNER | MICHAUX | TOLSON |
| BRASWELL | GOODWIN | MILLER | WAINWRIGHT |
| BRAWLEY | GRADY | MINER | WARNER |
| BROWN | GRAY | MITCHELL | WARWICK |
| BRYANT | GULLEY | MOORE | WEATHERLY |
| BUCHANAN | HACKNEY | MORGAN | WILSON, C. |
| CANSLER | HARDAWAY | MORRIS | WILSON, G. |
| CAPPS | HARDY | MOSLEY | WOMBLE |
| CARPENTER | HENSLEY | NESBITT | WOOD |
| CHURCH | HIATT | NICHOLS | WRIGHT |
| CLARY | HIGHTOWER | NYE | YONGUE |
| COLE | HILL | OLDHAM | |

NOES - 0

EXCUSED ABSENCE - 4

| | | | |
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| ESPOSITO | IVES | NEELY | WATSON |
|----------|------|-------|--------|

EXCUSED VOTE - 0

NOT VOTING - 5

| | | | |
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| BLUE | HALL | MCCRARY | STARNES |
| CREECH | | | |

H1533HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2000/2-- 2:20 PM

SEPTEMBER 2, 1998

LEGISLATIVE DAY 190

LT. GOVERNOR WICKER

-- Presiding

CRAWFORD
HALIFAX REGIONAL AIRPORT
COM SUB/2ND EDITION

HOUSE BILL 1533
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 47 | ALBERTSON | DANNELLY | LEE | RAND |
| | | ALLRAN | EAST | LUCAS | REEVES |
| | | BALLANCE | FOXX | MARTIN R. | RUCHO |
| | | BALLANTINE | GARWOOD | MARTIN W. | SHAW L. |
| | | BASNIGHT | GULLEY | MILLER | SHAW R. |
| | | BLUST | HORTON | MOORE | SOLES |
| | | CARPENTER | HOYLE | ODOM | WARREN |
| | | CARRINGTON | JENKINS | PAGE | WEBSTER |
| | | CLARK | JORDAN | PERDUE | WEINSTEIN |
| | | COCHRANE | KERR | PHILLIPS | WELLONS |
| | | COOPER | KINNAIRD | PLYLER | WINNER |
| | | DALTON | LEDBETTER | PURCELL | |

NO 0

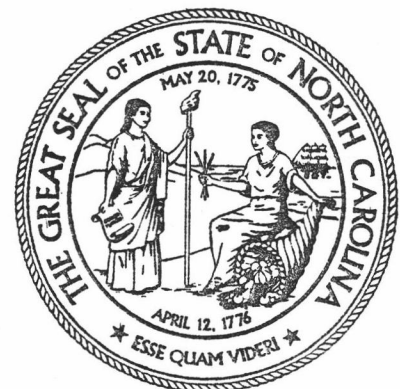
EXCUSED 0

NOT CAST 2 HARTSELL MCDANIEL

ABSENT 1 FORRESTER

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2010/3-- 9:21 AM SEPTEMBER 3, 1998 LEGISLATIVE DAY 191

LT. GOVERNOR WICKER

-- Presiding

CRAWFORD
HALIFAX REGIONAL AIRPORT
COM SUB/2ND EDITION

HOUSE BILL 1533
READING 3

| | | | | | |
|-----|----|------------|----------|-----------|-----------|
| AYE | 46 | ALBERTSON | DANNELLY | LEDBETTER | PHILLIPS |
| | | ALLRAN | EAST | LEE | PLYLER |
| | | BALLANCE | FOXX | LUCAS | PURCELL |
| | | BALLANTINE | GARWOOD | MARTIN R. | RAND |
| | | BASNIGHT | GULLEY | MARTIN W. | REEVES |
| | | BLUST | HARTSELL | MCDANIEL | SHAW R. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CARRINGTON | HOYLE | MOORE | WEBSTER |
| | | CLARK | JENKINS | ODOM | WEINSTEIN |
| | | COCHRANE | JORDAN | PAGE | WELLONS |
| | | COOPER | KERR | PERDUE | WINNER |
| | | DALTON | KINNAIRD | | |

NO 0

EXCUSED 0

NOT CAST 2 SHAW L. WARREN

ABSENT 2 FORRESTER RUCHO

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1534 MAY 26 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3077-LR324(5.20)

Short Title: 22nd House Dist. Local Act.

(Local)

Sponsors: Representative Crawford.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO THE TWENTY-SECOND HOUSE DISTRICT.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act relates to the 22nd House District only.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1535 MAY 26 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3100-LDQ255(5.20)

Short Title: Structural Pest Control Funds.

(Public)

Sponsors: Representatives Brown and Carpenter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR STRUCTURAL PEST CONTROL
3 ENFORCEMENT.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture and Consumer Services the sum of six hundred eighty-five
7 thousand eight hundred forty-seven dollars (\$685,847) for the 1998-99 fiscal year for
8 expansion of existing structural pest control licensing and enforcement required by
9 the State's population growth.

10 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1536 MAY 26 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4186-LDQ256(5.20)

Short Title: Pesticide/Food Laboratories Funds.

(Public)

Sponsors: Representatives Brown and Carpenter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR PESTICIDE AND FOOD
3 LABORATORY EXPANSION.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture and Consumer Services the sum of seven hundred thirty-
7 two thousand ninety-five dollars (\$732,095) for the 1998-99 fiscal year for expansion
8 of the pesticide and food laboratories.
9 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1537

MAY 26 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8318-LL215(5.19)

Short Title: Person Road Hunting.

(Local)

Sponsors: Representative Allen.

Referred to:

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

4 The General Assembly of North Carolina enacts:

5 Section 1. It is unlawful for any person to hunt, take, or kill any wild
6 animal or wild bird with a firearm, bow and arrow, crossbow, or other deadly
7 weapon, or to attempt to hunt, take, or kill any wild animal or wild bird, on, from, or
8 across the right-of-way of any public road, street, or highway in Person County, or to
9 discharge any firearm, bow and arrow, crossbow, or other deadly weapon on, from,
10 or across the right-of-way of any public road, street, or highway in Person County.

11 Section 2. This section does not apply to:

- 12 (1) The use or possession of firearms in defense of persons or
13 property;
14 (2) Law enforcement officers or members of the armed forces acting in
15 the line of duty;
16 (3) The use of firearms pursuant to the lawful direction of law
17 enforcement officers;
18 (4) Public or private shooting galleries or ranges; or
19 (5) Private landowners or lessees in possession, on their own property,
20 using their own firearms to control pests or pursuant to permits
21 issued by the Wildlife Resources Commission.

22 Section 3. For purposes of this act, in addition to the definitions
23 contained in G.S. 113-130(5a) and (7), the terms "hunt, take, or kill" include
24 pursuing, tracking, or being in wait for the purpose of hunting or taking any wild

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1538

MAY 26 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1518-LL221(5.20)

Short Title: Sharpsburg Retirement System.

(Local)

Sponsors: Representative Arnold.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE TOWN OF SHARPSBURG TO PARTICIPATE
3 IN THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM
4 WITHOUT PROVIDING PRIOR SERVICE CREDITS TO ITS EMPLOYEES.
5 The General Assembly of North Carolina enacts:
6 Section 1. Notwithstanding any other provision of law, if the Town of
7 Sharpsburg becomes a member of the Local Governmental Employees' Retirement
8 System, the town council may elect to provide no prior service credit in the
9 Retirement System for employees employed prior to the date that the town becomes
10 a participating employer in the Retirement System, and no prior service credit will be
11 given for employees of the town for service provided to the town prior to its
12 participation in the Retirement System, nor shall the town be required to pay for any
13 prior service credits for its employees.
14 Section 2. This act applies only to the Town of Sharpsburg.
15 Section 3. This act is effective when it becomes law.

HOUSE DRH3063-LL197(5.12)

Short Title: Increase Court Fees.

(Public)

Sponsors: Representative H. Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE PROCESS AND FACILITIES FEES IN THE
3 GENERAL COURT OF JUSTICE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 7A-304(a) reads as rewritten:
6 "(a) In every criminal case in the superior or district court, wherein the defendant
7 is convicted, or enters a plea of guilty or nolo contendere, or when costs are assessed
8 against the prosecuting witness, the following costs shall be assessed and collected,
9 except that when the judgment imposes an active prison sentence, costs shall be
10 assessed and collected only when the judgment specifically so provides, and that no
11 costs may be assessed when a case is dismissed.
- 12 (1) For each arrest or personal service of criminal process, including
13 citations and subpoenas, the sum of ~~five dollars (\$5.00)~~, ten dollars
14 (\$10.00), to be remitted to the county wherein the arrest was made
15 or process was served, except that in those cases in which the
16 arrest was made or process served by a law-enforcement officer
17 employed by a municipality, the fee shall be paid to the
18 municipality employing the officer.
- 19 (2) For the use of the courtroom and related judicial facilities, the sum
20 of ~~six dollars (\$6.00)~~ twelve dollars (\$12.00) in the district court,
21 including cases before a magistrate, and the sum of ~~twenty-four~~
22 ~~dollars (\$24.00)~~ thirty dollars (\$30.00) in superior court, to be
23 remitted to the county in which the judgment is rendered. In all
24 cases where the judgment is rendered in facilities provided by a
25 municipality, the facilities fee shall be paid to the municipality.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1540 MAY 26 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1522-LB289(5.20)

Short Title: Havelock Council Vacancies.

(Local)

Sponsors: Representative Wainwright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CONFORM THE CHARTER OF THE CITY OF HAVELOCK TO
3 GENERAL LAW BY PROVIDING FOR AN ELECTION TO FILL THE
4 REMAINDER OF THE UNEXPIRED TERM OF A COUNCIL MEMBER
5 WHEN THE VACANCY OCCURS DURING THE FIRST TWO YEARS OF A
6 FOUR-YEAR TERM.

7 The General Assembly of North Carolina enacts:

8 Section 1. Section 3(c) of the Charter of the City of Havelock, being
9 Chapter 952 of the 1959 Session Laws, as rewritten by Chapter 152 of the 1977
10 Session Laws, reads as rewritten:

11 "(c) If a vacancy, for any reason, occurs on the board of commissioners, the
12 remaining members shall, within 30 days, appoint a qualified person to fill the
13 vacancy as provided herein. If the vacancy occurs in the first two years of a four-year
14 term, and more than ~~30 days~~ three days before the end of the filing period for that
15 office as provided by the General Statutes prior to the regular municipal election, the
16 person appointed shall serve until the next statutory organizational meeting of the
17 board after the election. At the regular municipal election, ~~a person shall be elected~~
18 ~~for the unexpired term, the candidate for commissioner who receives the next highest~~
19 number of votes after the candidates for commissioner who are elected for full terms
20 pursuant to subsection (a) of this section are elected to the unexpired term, said term
21 to begin on the date of the organizational meeting. A voter may vote for no more
22 than the number of full and unexpired terms to be filled at the election. A vacancy
23 occurring otherwise shall be filled for the unexpired term."

24 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1541

MAY 26 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA458-LE160(5.19)

Short Title: Mitchell C.C. Land Sale OK'd.

(Local)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW MITCHELL COMMUNITY COLLEGE TO USE THE
3 PROCEEDS FROM THE SALE OF REAL ESTATE DONATED TO IT FOR
4 THE PURPOSES INTENDED BY THE DONOR.
5 The General Assembly of North Carolina enacts:
6 Section 1. Notwithstanding the terms of G.S. 115D-15, G.S. 115D-20, or
7 any other provision of law, where a public community college has heretofore or is
8 hereafter given real or personal property upon the condition that the proceeds be
9 used for specific educational purposes, that property may be sold as provided herein.
10 Upon the sale, the proceeds shall be used for the purposes for which they were
11 intended by the donor.
12 Section 2. A community college selling real or personal property
13 donated to it upon the condition that the proceeds be used for a specific educational
14 purpose shall use the sale procedures authorized by Article 12 of Chapter 160A of
15 the General Statutes.
16 Section 3. This act applies only to Mitchell Community College.
17 Section 4. This act is effective when it becomes law.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1541

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

H1541-ARC-001.1

Date 7/21, 1998

Comm. Sub. ☒
Amends Title ☐
Third Edition

Senator Lee

- 1 moves to amend the bill on page 1, lines 17-18,
2 by rewriting the lines to read:
3 "shall be used for capital outlay ~~purposes.~~ purposes, except as
4 provided in subsection (b) of this section.
5 (b) Subject to;
6
7 and on page 2, line 2, by deleting the word "Statutes." and
8 substituting the phrase "Statutes when selling or leasing property
9 under this subsection.".
10

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 49-1 FAILED _____ TABLED _____

J. Pruitt 7/21/98

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1827/3-- 2:47 PM

JULY 21, 1998

LEGISLATIVE DAY 165

LT. GOVERNOR WICKER

-- Presiding

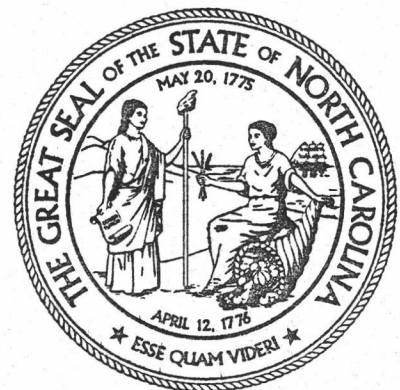
MITCHELL
COMM. COLL. SALE OF DONATED LAND
SENATE COM SUB/3RD EDITION

HOUSE BILL 1541

AMEND 1

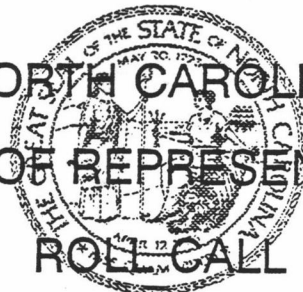
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|-----|----|------------|-----------|-----------|-----------|
| AYE | 49 | ALBERTSON | EAST | LEDBETTER | PLYLER |
| | | ALLRAN | FORRESTER | LEE | PURCELL |
| | | BALLANCE | FOXX | LUCAS | RAND |
| | | BALLANTINE | GARWOOD | MARTIN R. | REEVES |
| | | BASNIGHT | GULLEY | MARTIN W. | RUCHO |
| | | BLUST | HARTSELL | MCDANIEL | SHAW L. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CARRINGTON | HOYLE | MOORE | WARREN |
| | | CLARK | JENKINS | ODOM | WEBSTER |
| | | COCHRANE | JORDAN | PAGE | WEINSTEIN |
| | | COOPER | KERR | PERDUE | WELLONS |
| | | DALTON | KINNAIRD | PHILLIPS | WINNER |
| | | DANNELLY | | | |
| NO | 1 | SHAW R. | | | |

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 1840
LEGISLATIVE DAY 168
H1541SCS

EV
7/27/98
8:11 PM
IN CHAIR: SPEAKER

MITCHELL

COMMUNITY COLLEGE SALE OF DONATED LAND
MOTION #11 - TO CONCUR IN SCS

AYES - 92

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CREECH | HILL | NICHOLS |
| ADAMS | CULP | HOLMES | NYE |
| ALDRIDGE | CULPEPPER | HOWARD | OLDHAM |
| ALEXANDER | CUNNINGHAM | HUNTER, H. | OWENS |
| ALLEN | DECKER | HURLEY | PRESTON |
| ALLRED | DEDMON | INSKO | RAMSEY |
| ARNOLD | DICKSON | IVES | RAYFIELD |
| BADDOUR | DOCKHAM | JARRELL | REDWINE |
| BAKER | EASTERLING | JEFFUS | ROGERS |
| BARBEE | EDDINS | JUSTUS | SAUNDERS |
| BEALL | ESPOSITO | LUEBKE | SEXTON |
| BLACK | FOX | MCCOMAS | SHUBERT |
| BLUE | GAMBLE | MCCOMBS | SMITH |
| BOYD-MCINTYRE | GARDNER | MCCRARY | STARNES |
| BRAWLEY | GOODWIN | MCMAHAN | SUTTON |
| BROWN | GRADY | MERCER | TOLSON |
| BRYANT | GULLEY | MICHAUX | WAINWRIGHT |
| BUCHANAN | HACKNEY | MILLER | WARWICK |
| CANSLER | HALL | MITCHELL | WEATHERLY |
| CAPPS | HARDAWAY | MORGAN | WILSON, C. |
| CARPENTER | HARDY | MORRIS | WILSON, G. |
| CHURCH | HENSLEY | NEELY | WRIGHT |
| CRAWFORD | HIATT | NESBITT | YONGUE |

NOES - 0

EXCUSED ABSENCE - 17

| | | | |
|----------|--------|----------|----------|
| BERRY | EARLE | MINER | THOMPSON |
| BONNER | GRAY | MOSLEY | WARNER |
| COLE | KINNEY | RUSSELL | WATSON |
| DAUGHTRY | KISER | SHERRILL | WOOD |
| DAVIS | | | |

EXCUSED VOTE - 0

NOT VOTING - 11

| | | | |
|----------|-----------|------------|---------|
| BOWIE | ELLIS | MCALLISTER | TALLENT |
| BRASWELL | FITCH | MOORE | WOMBLE |
| CLARY | HIGHTOWER | REYNOLDS | |

H1541SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1542

MAY 26 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH7450*-LGQ322(5.19)

Short Title: Funds/Ctr for Community Self-Help.

(Public)

Sponsors: Representatives Mitchell, Weatherly, Black, and Blue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE CENTER FOR COMMUNITY
3 SELF-HELP FOR ECONOMIC DEVELOPMENT PROJECTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Center
6 for Community Self-Help the sum of seven million dollars (\$7,000,000) for the 1998-
7 99 fiscal year to further a statewide program of lending for home ownership
8 throughout North Carolina. These funds will be leveraged on a ten-to-one basis,
9 generating at least ten dollars (\$10.00) of nontraditional home loans for every one
10 dollar (\$1.00) of State funds. Payments of principal shall be available for further
11 loans or loan guarantees.
12 Section 2. There is appropriated from the General Fund to the Center
13 for Community Self-Help the sum of five million dollars (\$5,000,000) for the 1998-99
14 fiscal year to further a statewide program of lending and investment to small
15 businesses, nonprofit facilities, environmental businesses, and other economic
16 development projects in rural and other depressed or disadvantaged communities
17 throughout North Carolina. These funds will be leveraged on a two-to-one basis,
18 generating at least two dollars (\$2.00) of economic development loans and
19 investments for every one dollar (\$1.00) of State funds. Payments of principal shall
20 be available for further loans and investments.
21 Section 3. The Center for Community Self-Help shall submit, within 180
22 days after the close of its fiscal year, audited financial statements to the State Auditor.
23 All records pertaining to the use of State funds shall be made available to the State
24 Auditor upon request. The Center for Community Self-Help shall make quarterly
25 reports on the use of State funds to the State Auditor, in form and format prescribed

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED 1543 MAY 26 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1510-LDQ240(5.14)

Short Title: Poultry/Ratite Dealers Registration.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE REGISTRATION OF DEALERS IN POULTRY
3 AND RATITES, TO PROHIBIT SPECIALTY MARKET OPERATORS FROM
4 PERMITTING UNREGISTERED POULTRY OR RATITE DEALERS FROM
5 OPERATING AT SPECIALTY MARKETS, AND TO APPROPRIATE FUNDS
6 FOR THE ENFORCEMENT OF THESE REGISTRATION REQUIREMENTS.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 106-540(3) reads as rewritten:
9 "(3) Regulate hatching egg dealers, chick dealers, poult dealers, poultry
10 dealers, ratite dealers, and jobbers."
11 Section 2. G.S. 106-541 reads as rewritten:
12 "**§ 106-541. Definitions.**
13 For the purpose of this ~~Article, a hatchery shall be defined as~~ Article, the
14 following definitions apply:
15 (1) 'Hatchery' means any establishment that operates hatchery
16 equipment for the production of baby chicks or poults.
17 (2) ~~A hatching 'Hatching egg dealer, chick dealer or jobber shall mean~~
18 dealer, or jobber' means any person, ~~firm~~ firm, or corporation that
19 buys hatching eggs, baby ~~chicks~~ chicks, or turkey poults and sells
20 or offers them for sale.
21 (3) 'Live poultry or ratite dealer' means a person who sells or offers
22 for sale to the general public live poultry or ratites. Live poultry
23 or ratite dealer does not include persons who sell on their own
24 premises live poultry or ratites that were raised on the same
25 premises.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1544

MAY 26 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7438*-LL204(5.13)

Short Title: Raise Criminal Court Fees.

(Public)

Sponsors: Representative Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE PROCESS AND FACILITIES FEES IN CRIMINAL
3 CASES IN THE GENERAL COURT OF JUSTICE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 7A-304(a) reads as rewritten:
6 "(a) In every criminal case in the superior or district court, wherein the defendant
7 is convicted, or enters a plea of guilty or nolo contendere, or when costs are assessed
8 against the prosecuting witness, the following costs shall be assessed and collected,
9 except that when the judgment imposes an active prison sentence, costs shall be
10 assessed and collected only when the judgment specifically so provides, and that no
11 costs may be assessed when a case is dismissed.
12 (1) For each arrest or personal service of criminal process, including
13 citations and subpoenas, the sum of ~~five dollars (\$5.00)~~, ten dollars
14 (\$10.00), to be remitted to the county wherein the arrest was made
15 or process was served, except that in those cases in which the
16 arrest was made or process served by a law-enforcement officer
17 employed by a municipality, the fee shall be paid to the
18 municipality employing the officer.
19 (2) For the use of the courtroom and related judicial facilities, the sum
20 of ~~six dollars (\$6.00)~~ twelve dollars (\$12.00) in the district court,
21 including cases before a magistrate, and the sum of ~~twenty-four~~
22 ~~dollars (\$24.00)~~ thirty dollars (\$30.00) in superior court, to be
23 remitted to the county in which the judgment is rendered. In all
24 cases where the judgment is rendered in facilities provided by a
25 municipality, the facilities fee shall be paid to the municipality.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1777
LEGISLATIVE DAY 162
H44HCS #2
READING 2
GARDNER

RC
7/15/98
2:58 PM
IN CHAIR: SPEAKER

RAISE COURT FEES

AYES - 101

| | | | |
|---------------|------------|----------|------------|
| SPEAKER | CULPEPPER | INSKO | PRESTON |
| ADAMS | CUNNINGHAM | IVES | RAMSEY |
| ALEXANDER | DAUGHTRY | JARRELL | RAYFIELD |
| ARNOLD | DAVIS | JEFFUS | REDWINE |
| BADDOUR | DEDMON | JUSTUS | ROGERS |
| BAKER | EARLE | KINNEY | RUSSELL |
| BEALL | EASTERLING | KISER | SAUNDERS |
| BERRY | EDDINS | LUEBKE | SEXTON |
| BLACK | ELLIS | MCCOMAS | SHERRILL |
| BONNER | ESPOSITO | MCCOMBS | SHUBERT |
| BOWIE | FOX | MCCRARY | SMITH |
| BOYD-MCINTYRE | GAMBLE | MCPAHAN | STARNES |
| BRASWELL | GARDNER | MERCER | SUTTON |
| BRAWLEY | GOODWIN | MINER | TALLENT |
| BROWN | GRADY | MITCHELL | THOMPSON |
| BRYANT | GRAY | MOORE | TOLSON |
| BUCHANAN | GULLEY | MORGAN | WAINWRIGHT |
| CANSLER | HACKNEY | MORRIS | WARNER |
| CAPPS | HARDY | MOSLEY | WARWICK |
| CARPENTER | HIGHTOWER | NEELY | WATSON |
| CHURCH | HILL | NESBITT | WEATHERLY |
| CLARY | HOLMES | NICHOLS | WILSON, G. |
| COLE | HOWARD | NYE | WOMBLE |
| CRAWFORD | HUNTER, H. | OLDHAM | WRIGHT |
| CREECH | HURLEY | OWENS | YONGUE |
| CULP | | | |

NOES - 10

| | | | |
|--------|----------|---------|---------|
| ALLRED | FITCH | HENSLEY | MICHAUX |
| BLUE | HALL | HIATT | WOOD |
| DECKER | HARDAWAY | | |

EXCUSED ABSENCE - 5

| | | | |
|---------|------------|--------|------------|
| BARBEE | MCALLISTER | MILLER | WILSON, C. |
| DOCKHAM | | | |

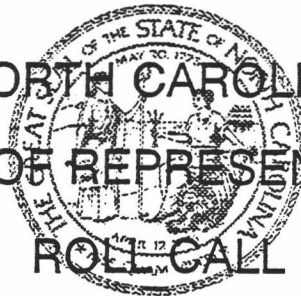
EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|----------|-------|---------|----------|
| ALDRIDGE | ALLEN | DICKSON | REYNOLDS |
|----------|-------|---------|----------|

H1544HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1784
LEGISLATIVE DAY 163
H44HCS #2
READING 3
GARDNER

EV
7/16/98
11:48 AM
IN CHAIR: SPEAKER

RAISE COURT FEES

MOTION #6 - TO POSTPONE TO A DAY CERTAIN (7/21/98)

AYES - 24

| | | | |
|---------------|----------|------------|------------|
| ALLRED | DICKSON | HIATT | NICHOLS |
| BLUE | EDDINS | HIGHTOWER | STARNES |
| BOYD-MCINTYRE | GRADY | HUNTER, H. | WAINWRIGHT |
| CAPPS | HALL | LUEBKE | WARNER |
| DAVIS | HARDAWAY | MCCRARY | WOMBLE |
| DECKER | HENSLEY | MICHAUX | WRIGHT |

NOES - 84

| | | | |
|-----------|------------|----------|------------|
| ADAMS | CRAWFORD | INSKO | OWENS |
| ALDRIDGE | CREECH | IVES | PRESTON |
| ALEXANDER | CULP | JARRELL | RAMSEY |
| ALLEN | CULPEPPER | JEFFUS | RAYFIELD |
| ARNOLD | DAUGHTRY | JUSTUS | REDWINE |
| BADDOUR | DEDMON | KINNEY | REYNOLDS |
| BAKER | EARLE | KISER | ROGERS |
| BEALL | EASTERLING | MCCOMAS | RUSSELL |
| BERRY | ELLIS | MCCOMBS | SAUNDERS |
| BLACK | ESPOSITO | MERCER | SEXTON |
| BONNER | FITCH | MILLER | SHERRILL |
| BOWIE | FOX | MINER | SHUBERT |
| BRASWELL | GARDNER | MITCHELL | SMITH |
| BRAWLEY | GOODWIN | MOORE | SUTTON |
| BROWN | GRAY | MORGAN | THOMPSON |
| BRYANT | GULLEY | MORRIS | TOLSON |
| CANSLER | HACKNEY | MOSLEY | WARWICK |
| CARPENTER | HILL | NEELY | WATSON |
| CHURCH | HOLMES | NESBITT | WEATHERLY |
| CLARY | HOWARD | NYE | WILSON, G. |
| COLE | HURLEY | OLDHAM | YONGUE |

EXCUSED ABSENCE - 8

| | | | |
|----------|------------|------------|------------|
| BARBEE | CUNNINGHAM | HARDY | WILSON, C. |
| BUCHANAN | DOCKHAM | MCALLISTER | WOOD |

EXCUSED VOTE - 0

NOT VOTING - 4

| | | | |
|---------|--------|---------|---------|
| SPEAKER | GAMBLE | MCMAHAN | TALLENT |
|---------|--------|---------|---------|

H1544HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1785
LEGISLATIVE DAY 163
44HCS#2
READING 3
GARDNER

RC
7/16/98
11:50 AM
IN CHAIR: SPEAKER

RAISE COURT FEES

AYES - 84

| | | | |
|-----------|------------|----------|------------|
| SPEAKER | CREECH | INSKO | OLDHAM |
| ALDRIDGE | CULP | IVES | OWENS |
| ALEXANDER | CULPEPPER | JARRELL | PRESTON |
| ALLEN | DAUGHTRY | JEFFUS | RAMSEY |
| ARNOLD | DEDMON | JUSTUS | REDWINE |
| BADDOUR | EARLE | KINNEY | ROGERS |
| BAKER | EASTERLING | KISER | RUSSELL |
| BEALL | ELLIS | LUEBKE | SAUNDERS |
| BERRY | ESPOSITO | MCCOMAS | SEXTON |
| BLACK | FOX | MCCOMBS | SHERRILL |
| BONNER | GARDNER | MCCRARY | SHUBERT |
| BOWIE | GOODWIN | MERCER | SMITH |
| BRASWELL | GRADY | MILLER | SUTTON |
| BRAWLEY | GRAY | MINER | THOMPSON |
| BROWN | GULLEY | MITCHELL | TOLSON |
| BRYANT | HACKNEY | MOORE | WAINWRIGHT |
| CANSLER | HIGHTOWER | MORGAN | WATSON |
| CARPENTER | HILL | MORRIS | WEATHERLY |
| CHURCH | HOLMES | NEELY | WILSON, G. |
| CLARY | HOWARD | NESBITT | WRIGHT |
| CRAWFORD | HURLEY | NYE | YONGUE |

NOES - 25

| | | | |
|---------------|----------|------------|----------|
| ADAMS | DECKER | HENSLEY | RAYFIELD |
| ALLRED | DICKSON | HIATT | REYNOLDS |
| BLUE | EDDINS | HUNTER, H. | STARNES |
| BOYD-MCINTYRE | FITCH | MICHAUX | WARNER |
| CAPPS | HALL | MOSLEY | WARWICK |
| COLE | HARDAWAY | NICHOLS | WOMBLE |
| DAVIS | | | |

EXCUSED ABSENCE - 8

| | | | |
|----------|------------|------------|------------|
| BARBEE | CUNNINGHAM | HARDY | WILSON, C. |
| BUCHANAN | DOCKHAM | MCALLISTER | WOOD |

EXCUSED VOTE - 0

NOT VOTING - 3

| | | |
|--------|---------|---------|
| GAMBLE | MCMAHAN | TALLENT |
|--------|---------|---------|

H1544HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1545

MAY 26 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1515*-LKX200E(3.17)

Short Title: Branded Title Clarification.

(Public)

Sponsors: Representative Weatherly.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE REQUIREMENTS FOR INSPECTIONS AND
3 ISSUANCE OF BRANDED TITLES FOR CERTAIN MOTOR VEHICLES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-71.3 reads as rewritten:
6 "**§ 20-71.3. Titles and registration cards to be branded.**
7 (a) Motor Vehicle certificates of title and registration cards issued pursuant to
8 G.S. 20-57 ~~shall~~ may be branded.
9 As used ~~herein~~ in this section, "branded" means that the title and registration card
10 shall contain a designation that discloses if the vehicle is classified as any of the
11 following:
12 (1) (a) Flood ~~Vehicle~~, Vehicle.
13 (2) (b) Non-U.S.A. ~~Vehicle~~, Vehicle.
14 (3) (c) Reconstructed ~~Vehicle~~, Vehicle.
15 (4) (d) Salvage Motor ~~Vehicle~~, or Vehicle.
16 (5) (e) Salvage Rebuilt ~~Vehicle~~ or Vehicle.
17 (6) Any other classification authorized by law.
18 (b) Any motor vehicle up to ~~six~~ five model years old damaged by collision or
19 other ~~occurrence~~ occurrence, which requires a disclosure pursuant to G.S. 20-71.4,
20 and which is to be retitled in this State shall be subject to preliminary and final
21 inspections by the Enforcement Section of the ~~Division, and Division.~~ the The
22 Division shall refuse to not issue a title to a vehicle up to six model years old which
23 has not undergone a preliminary inspection. inspection required by this subsection.
24 A fee of ten dollars (\$10.00) shall be collected by the Enforcement Section of the
25 Division before performing any inspection required by this section.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1546

MAY 26 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8312-LMX182(5.1)

Short Title: Greenville Fees/Weedy Lots.

(Local)

Sponsors: Representative Tolson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF GREENVILLE TO CHARGE A FEE NOT TO EXCEED TEN DOLLARS FOR UNCERTIFIED COPIES OF POLICE INCIDENT OR ACCIDENT REPORTS AND TO AUTHORIZE THE CITY TO GIVE ANNUAL NOTICE OF VIOLATION TO CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION ORDINANCE.

The General Assembly of North Carolina enacts:

Section 1. The City may charge a fee not to exceed ten dollars (\$10.00) for an uncertified copy of a police incident or accident report, except that a representative of a newspaper, wire service, radio station, or television station shall not be charged a fee that exceeds the City's actual cost of making the uncertified copy. The fees collected shall be used for law enforcement purposes only.

Section 2. The City may notify a chronic violator of the City's overgrown vegetation ordinance that, if the violator's property is found to be in violation of the ordinance, the City shall, without further notice in the calendar year in which notice is given, take action to remedy the violation and the expense of the action shall become a lien upon the property and shall be collected as unpaid taxes. The notice shall be served by registered or certified mail. A chronic violator is a person who owns property whereupon, in the previous calendar year, the City took remedial action at least three times under the overgrown vegetation ordinance.

Section 3. This act applies to the City of Greenville only.

Section 4. This act is effective when it becomes law.

NORTH CAROLINA HOUSE OF REPRESENTATIVES



1788
LEGISLATIVE DAY 164
SR7
READING 2

RC
7/20/98
7:17 PM
IN CHAIR: SPEAKER

89 *weeks*
AYES - ~~88~~

ALDRIDGE
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BROWN
BRYANT
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
CRAWFORD
CULP

CULPEPPER
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES

HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS

OWENS
PRESTON
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
SUTTON
THOMPSON
TOLSON
WARNER
WARWICK
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
YONGUE
DAUSATAY

NOES - 4
HARDY
NYE

ALLRED

WOOD

EXCUSED ABSENCE - 10

ADAMS
BLUE
BRAWLEY

CUNNINGHAM
EARLE
HIGHTOWER
MCALLISTER
MERCER

WAINWRIGHT
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - ~~18~~ 17 *weeks*

SPEAKER
BLACK
BRASWELL
COLE
CREECH

~~DAUGHTRY~~
FITCH
GAMBLE
HACKNEY
HOWARD
HUNTER, H.
KINNEY
MICHAUX
OLDHAM

RAMSEY
SAUNDERS
TALLENT
WOMBLE

JRT ROLL: H1568HCS^{#2} S1103 S1333HCS S1397HCS^{#2} S1399 S1410SC

H1546HCS^{#2}

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1919/4-- 7:23 PM

AUGUST 10, 1998

LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

TOLSON
GREENVILLE FEES/WEEDY LOTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1546
READING 2

| | | | | | |
|-----|----|--|--|---|---|
| AYE | 40 | ALBERTSON ALLRAN BALLANTINE BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON | DANNELLY FORRESTER FOXX GARWOOD HORTON HOYLE JENKINS JORDAN KERR KINNAIRD | LEDBETTER LEE LUCAS MARTIN W. MCDANIEL MILLER MOORE PERDUE PHILLIPS PLYLER | PURCELL RAND REEVES RUCHO SHAW L. SOLES WARREN WEBSTER WEINSTEIN WELLONS |
| NO | 3 | BASNIGHT | PAGE | SHAW R. | |

EXCUSED 0

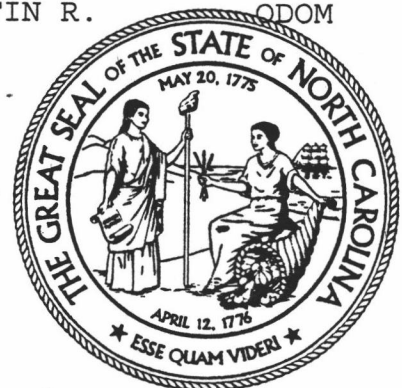
NOT CAST 1 WINNER

ABSENT 6 BALLANCE
EAST

GULLEY
HARTSELL

MARTIN R. ODOM

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1930/3-- 2:13 PM

AUGUST 11, 1998

LEGISLATIVE DAY 177

LT. GOVERNOR WICKER

-- Presiding

TOLSON
GREENVILLE FEES/WEEDY LOTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 1546
READING 3

| | | | | | |
|-----|----|---|---|---|--|
| AYE | 39 | ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON COOPER DALTON | DANNELLY FOXX GARWOOD HARTSELL HORTON HOYLE JENKINS JORDAN KERR KINNAIRD | LEDBETTER LUCAS MARTIN R. MARTIN W. MILLER MOORE ODOM PERDUE PHILLIPS PLYLER | PURCELL RAND REEVES RUCHO SHAW R. SOLES WARREN WEINSTEIN WELLONS |
| NO | 7 | CLARK COCHRANE | EAST FORRESTER | MCDANIEL PAGE | WEBSTER |

EXCUSED 0

NOT CAST 2 LEE

WINNER

ABSENT 2 GULLEY

SHAW L.

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1547 MAY 26 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1516-LT192(5.13)

Short Title: Divorce Education Funds.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT DIRECTING THE ADMINISTRATIVE OFFICE OF THE COURTS TO
3 DEVELOP AN EDUCATIONAL PROGRAM FOR PARENTS WHO ARE
4 PARTIES TO A CUSTODY OR VISITATION ACTION.
5 The General Assembly of North Carolina enacts:
6 Section 1. (a) The Administrative Office of the Courts shall develop a
7 program to educate and sensitize separated or divorcing couples with children about
8 the needs of their children during and after the separation and divorce process.
9 Program development shall include the following:
10 (1) An educational course that parties to a custody or visitation action
11 may attend voluntarily or if ordered by the court. The course
12 should be designed to inform attendees of the impact of their
13 separation, custody, or visitation action on:
14 a. The children,
15 b. The parents' relationship with one another,
16 c. The family's relationship, and
17 d. The couple's financial responsibilities for the children;
18 The course should provide information to attendees on resources
19 available in the community to help them address these issues;
20 (2) An administrative plan for the implementation of the program in
21 at least four judicial districts selected by the Administrative Office
22 of the Courts; the administrative plan shall include:
23 a. Provisions to ensure the program will be financially self-
24 sustaining in each district,

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1548 MAY 26 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6408-LR249(4.15)

Short Title: IOG Intern Funds.

(Public)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE UNIVERSITY OF NORTH
3 CAROLINA FOR THE INTERSHIP PROGRAM AT THE INSTITUTE OF
4 GOVERNMENT.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Board of
7 Governors of The University of North Carolina the sum of fourteen thousand dollars
8 (\$14,000) for the 1998-99 fiscal year to be used for student intern compensation at the
9 UNC Institute of Government.
10 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

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1549 MAY 26 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8323-LH252(5.20)

Short Title: Currituck/Beach Driving Penalty.

(Local)

Sponsors: Representative Owens.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE FINE FOR DRIVING A VEHICLE ON THE
3 BEACH IN CURRITUCK COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 153A-139.1(a), as enacted by Chapter 875 of the 1985
6 Session Laws, reads as rewritten:
7 "**§ 153A-139.1. Regulation of motor vehicles at beaches.**
8 (a) A county may by ordinance regulate, restrict, and prohibit the use of dune or
9 beach buggies, jeeps, motorcycles, cars, trucks, or any other form of power-driven
10 vehicle specified by the governing body of the county on the foreshore, beach strand,
11 and the barrier dune system. Violation of any ordinance adopted by the governing
12 body pursuant to this section is a misdemeanor, punishable by a fine of not more
13 than ~~fifty dollars (\$50.00)~~, five hundred dollars (\$500.00), or by imprisonment for not
14 more than 30 days, or both in the discretion of the court."
15 Section 2. This act becomes effective December 1, 1998, and applies to
16 offenses committed on or after that date.

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H.B. FILED
1550 MAY 26 90
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3072-LL195(5.11)

Short Title: Boating Safety Study/Funds.

(Public)

Sponsors: Representative Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE WILDLIFE RESOURCES COMMISSION TO STUDY
3 THE NEED FOR MANDATORY BOATING SAFETY EDUCATION FOR
4 RECREATIONAL BOATERS AND TO APPROPRIATE FUNDS TO
5 IMPLEMENT THE STUDY.
6 The General Assembly of North Carolina enacts:
7 Section 1. The Wildlife Resources Commission shall study the issue of
8 boating safety education for recreational boaters and report its findings to the
9 General Assembly by March 1, 1999. The Commission shall provide an interim
10 report on the progress of the study to the Legislative Research Commission's
11 Watercraft Safety Study Committee by November 15, 1998. The study should include
12 an evaluation of the experiences of other states that have enacted mandatory boating
13 safety education programs and shall address:
14 (1) The need for mandatory boating safety education for recreational
15 boaters in order to ensure that boaters are better educated on the
16 safe operation of vessels and to lower the incidence of recreational
17 boating accidents;
18 (2) The types of watercraft or watercraft operation to which a boating
19 safety education requirement should apply; specifically, whether
20 education requirements should apply only to operators of personal
21 watercraft or motorboats, or to all recreational boaters;
22 (3) The appropriate population to which a boating safety education
23 requirement should apply and, if the appropriate population is a
24 broad one, whether some portions of the population should be
25 "grandfathered" in;

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H.B. FILED

1551

MAY 26 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH3088*-LG355(5.20)

Short Title: Bridges Project Funds.

(Public)

Sponsors: Representative Russell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CONTINUED OPERATION OF
3 THE METHODIST HOME FOR CHILDREN'S "BRIDGES PROJECT".
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Health and Human Services, Division of Mental Health,
7 Developmental Disabilities, and Substance Abuse Services, the sum of two hundred
8 fifty thousand dollars (\$250,000) for the 1998-99 fiscal year for the continued
9 operation of The Methodist Home for Children's "Bridges Project". The "Bridges
10 Project" is a unique family-centered, in-home, community-based treatment initiative
11 for substance-affected families in North Carolina.
12 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1552

MAY 27 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6400-LH205(3.12)

Short Title: Upper Neuse River Basin Funds.

(Public)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE UPPER NEUSE RIVER BASIN
3 ASSOCIATION, INC., FOR THE PURPOSE OF DEVELOPING AND
4 IMPLEMENTING A MODEL COOPERATIVE STATE-LOCAL WATER
5 RESOURCES MANAGEMENT AND WATER QUALITY PROTECTION PLAN
6 FOR THE UPPER NEUSE RIVER BASIN.
7 The General Assembly of North Carolina enacts:
8 Section 1. The General Assembly finds that:
9 (1) The water resources of the Upper Neuse River Basin provide an
10 essential and high quality supply of water needed to meet
11 municipal, industrial, and agricultural needs.
12 (2) The water resources of the Upper Neuse River Basin are essential
13 for wildlife habitat protection, water quality management,
14 recreational activities, and other purposes.
15 (3) Management and protection of the quality and quantity of water in
16 the Upper Neuse River Basin are essential to the future economic
17 vitality of the several counties and municipalities that have
18 planning and zoning jurisdiction in the Upper Neuse River Basin.
19 (4) As provided for under Part 1 of Article 21 of Chapter 143 of the
20 General Statutes comprehensive and coordinated State-local efforts
21 are needed to develop and implement plans that provide adequate,
22 long-term management and protection of water resources in river
23 basins and segments of river basins, including the Upper Neuse
24 River Basin.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
1553 MAY 27 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3101-LDQ253(5.20)

Short Title: Eastern Agriculture Center Funds.

(Public)

Sponsors: Representatives Brown and Carpenter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE SENATOR BOB MARTIN
3 EASTERN AGRICULTURAL CENTER.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture and Consumer Services the sum of six hundred fifty-four
7 thousand five hundred ninety-eight dollars (\$654,598) for the 1998-99 fiscal year to
8 support the operation of the Senator Bob Martin Eastern Agricultural Center in
9 Williamston.
10 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1554

MAY 27 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA466-LM212(5.20)

Short Title: Mt. Airy Private Sale.

(Local)

Sponsors: Representative Hiatt.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE CITY OF MOUNT AIRY TO CONVEY CERTAIN
3 DESCRIBED PROPERTY BY PRIVATE SALE.

4 The General Assembly of North Carolina enacts:

5 Section 1. Notwithstanding Article 12 of Chapter 160A of the General
6 Statutes, the City of Mount Airy may convey by private negotiation and sale, with or
7 without monetary consideration, any or all of its right, title, and interest in the
8 following described property:

9 Being a 350.776 acre tract of land recorded in Plat Book 14 Page 97 of
10 the Surry County Register of Deeds. The plat is entitled "The City of Mount Airy
11 Annexation of May 15, 1997 Index# AX93" and was surveyed by Owen Lee
12 Osborne, registered land surveyor, license number 3295. The property is shown as
13 parcel 7162 on map 5919 of the Surry County Tax Maps.

14 Being a 25.954 acre tract of land recorded in Plat Book 14 Page 98 of the
15 Surry County Register of Deeds. The plat is entitled "The City of Mount Airy
16 Annexation of May 15, 1997 Index# AX93" and was surveyed by Owen Lee
17 Osborne, registered land surveyor, license number 3295. The property is shown as
18 parcel 7162 on map 5919 of the Surry County Tax Maps.

19 Section 2. The property shall be offered for private negotiation and sale
20 with the following restrictions:

21 (1) The purchaser of the property shall develop the property for
22 purposes allowable under M-1 Industrial and B-4 Highway
23 Business of the City's zoning ordinance.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1555

MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8299-LCX299(4.22)

Short Title: Modify Statesville Occupancy Tax.

(Local)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CITY OF STATESVILLE TO LEVY AN
3 ADDITIONAL ROOM OCCUPANCY TAX TO FUND TOURISM
4 PROMOTION AND OPERATING EXPENSES OF A CIVIC CENTER.
5 The General Assembly of North Carolina enacts:
6 Section 1. Part V of Chapter 570 of the 1985 Session Laws, as amended
7 by Chapter 930 of the 1985 Session Laws, reads as rewritten:
8 "Part V. Statesville Occupancy Tax.
9 Sec. 16. Authorization and Scope. -- The city council of the City of Statesville
10 may, if the Board of Commissioners of Iredell County has adopted a resolution under
11 Section 15 of this act, ~~by resolution~~ levy a tax ~~on~~ of up to three percent (3%) of the
12 gross receipts from the rental of accommodations within the corporate limits of the
13 city, not to exceed three percent (3%). city that are subject to the sales tax imposed
14 by the State under G.S. 105-164.4(a)(3). This tax applies to the rental of
15 accommodations subject to sales tax under G.S. 105-164.4(3).
16 Sec. 16.1. Additional Tax. -- In addition to the tax authorized by Section 16 of this
17 Part, the city council of the City of Statesville may levy an additional room
18 occupancy tax of up to two percent (2%) of the gross receipts derived from the rental
19 of accommodations taxable under Section 16. The levy, collection, administration,
20 and repeal of the tax authorized by this subsection shall be in accordance with the
21 provisions of this Part. The City of Statesville may not levy a tax under this Section
22 unless it also levies the tax authorized under section 16 of this Part.
23 Sec. 17. Definition of Collector. -- As used in this Part, "collector" means the
24 Iredell County Tax Collector if the City of Statesville and Iredell County have so

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SESSION 1997

H.B. FILED

MAY 27 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3104-LM206(5.20)

Short Title: Dunn Extraterritorial Jurisdiction.

(Local)

Sponsors: Representative Davis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE EXTRATERRITORIAL JURISDICTION OF THE
3 CITY OF DUNN.
4 The General Assembly of North Carolina enacts:
5 Section 1. In addition to any areas where the City of Dunn exercises
6 extraterritorial jurisdiction under Article 19 of Chapter 160A of the General Statutes,
7 the City shall have extraterritorial jurisdiction under that Article in the following
8 described area:
9 Beginning on the south side of Jonesboro Road and running southward along the
10 western margin of Core Road (SR 1806) and intersecting with Highway 55 (SR 1819)
11 crossing Highway 55 and running southward along the eastern margin of property
12 owned by Douglas Parker to the Harnett County/Sampson County line. Following
13 the Harnett County/Sampson County line southward and stopping at U.S. Highway
14 421.
15 Section 2. The provisions of G.S. 160A-360(f) shall apply to the area in
16 Section 1 of this act.
17 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA
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H.B. FILED
1557 MAY 27 98
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3017-LE131(4.22)

Short Title: Low-Wealth Supp. School Funds.

(Public)

Sponsors: Representative Arnold.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR LOW-WEALTH SCHOOL SYSTEMS'
3 SUPPLEMENTAL FUNDING.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to State Aid to
6 Local School Administrative Units the sum of fifty-three million six hundred forty-
7 three thousand three hundred forty-three dollars (\$53,643,343) for the 1998-99 fiscal
8 year for low-wealth school systems' supplemental funding.
9 It is a goal of the General Assembly to provide supplemental funds to
10 low-wealth counties to allow those counties to enhance the instructional program and
11 student achievement.
12 Section 2. This act becomes effective July 1, 1998.

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SESSION 1997

H.B. FILED

1558

MAY 27 98

H

HOUSE PRINCIPAL **D** CLERK

HOUSE DRH6414-LE159(5.19)

Short Title: Sch. Bldg. Flexibility/3 Counties.

(Local)

Sponsors: Representative Daughtry.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE BOARDS OF EDUCATION IN THE COUNTIES OF
3 JOHNSTON, ORANGE, AND PITT TO USE ALTERNATIVE DELIVERY
4 SYSTEMS FOR THE CONSTRUCTION OF PUBLIC SCHOOL FACILITIES.
5 Whereas, education is the energy that drives economic growth and
6 development; and
7 Whereas, facilities are an integral part of the educational equation and
8 are vital to the educational learning process; and
9 Whereas, North Carolina is faced with a crisis in providing adequate
10 public school facilities, estimated to exceed \$6,000,000,000 over five years; and
11 Whereas, local government is faced with serious budget challenges due to
12 increased demands for public service, shrinking financial resources, and shifting
13 budget priorities; and
14 Whereas, bold and creative leadership is required by public officials to
15 meet the challenge of "adequate school facilities for every learner in North Carolina";
16 and
17 Whereas, the counties of Johnston, Orange, and Pitt are committed to
18 creativity in the development and delivery of public school facilities and believe that
19 the public investment in capital assets should be properly managed; and
20 Whereas, the boards of education in the counties of Johnston, Orange,
21 and Pitt have agreed to join together in a unique creative and collaborative venture
22 of sharing educational programming and facilities technology to their mutual benefit;
23 and

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1559

MAY 27 98

H

HOUSE PRINCIPAL CLERK D

HOUSE JOINT RESOLUTION DRHJR4185*-LG297A(5.13)

Sponsors: Representative Neely.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE 1997 GENERAL ASSEMBLY,
2 REGULAR SESSION 1998, TO CONSIDER A JOINT RESOLUTION
3 HONORING THE LIFE AND MEMORY OF WILLIAM CLINTON "BUCK"
4 HARRIS JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

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

6 Section 1. The 1997 General Assembly, Regular Session 1998, may
7 consider "A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF
8 WILLIAM CLINTON "BUCK" HARRIS JR., FORMER MEMBER OF THE
9 GENERAL ASSEMBLY."

10 Section 2. This resolution is effective upon ratification.

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SESSION 1997

1560 MAY 27 98
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3108-LDQ241(5.14)

Short Title: Small Family Farms Act.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE ASSISTANCE FOR SMALL, FAMILY-OWNED FARMS
3 THROUGH GRANTS AND LOANS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Legislative Findings. -- The General Assembly recognizes the
6 economic and environmental advantages in maintaining and promoting small tracts of
7 land for agricultural production. Small-farm families are providing necessary food
8 and fiber for North Carolina citizens. Small farms provide beautiful land and open
9 spaces for the enjoyment of all North Carolina citizens. By using best management
10 practices, farmers of small, family-owned farms are actively working to protect the
11 environment. At the same time, they provide valuable products to our citizens and
12 preserve a way of life important to our cultural heritage. The Department of
13 Agriculture and Consumer Services should offer assistance for small, family-owned
14 farms through grants and loans.
15 Section 2. (a) There is appropriated from the General Fund to the North
16 Carolina Rural Rehabilitation Corporation within the Department of Agriculture
17 and Consumer Services the sum of twelve million dollars (\$12,000,000) for the 1998-
18 99 fiscal year to be used to make loans to those farmers of small, family-owned farms
19 having financial difficulty as shown by their inability to obtain affordable
20 conventional loans from other sources.
21 (b) Priority for loans from the funds appropriated under this section shall
22 be extended for the following small, family-owned farms:
23 (1) Dairy farms with fewer than 300 dairy cows.
24 (2) Turkey farms that have lost contracts with integrators for reasons
25 not related to having violated environmental laws or rules.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

1561

MAY 27 98

D

HOUSE DRH8324*-LF014B(4.8)

HOUSE PRINCIPAL CLERK

Short Title: Juvenile Law Revision.

(Public)

Sponsors: Representative Neely.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REWRITE THE JUVENILE CODE TO UPDATE THE LAW ON
3 ABUSE, NEGLECT, AND DEPENDENCY, TO CONFORM THIS LAW TO
4 FEDERAL ADOPTION LAW, TO INCORPORATE THE
5 RECOMMENDATIONS OF THE GOVERNOR'S COMMISSION ON
6 JUVENILE CRIME AND JUSTICE INTO THE LAW ON
7 UNDISCIPLINEDNESS AND DELINQUENCY, TO MAKE CONFORMING
8 CHANGES, AND TO APPROPRIATE FUNDS TO IMPLEMENT THESE
9 CHANGES.
10 The General Assembly of North Carolina enacts:
11
12 PART I. RECODIFICATION AND REWRITING OF THE LAW ON ABUSED,
13 NEGLECTED, AND DEPENDENT CHILDREN.
14
15 Section 1. The General Statutes are amended by adding a new chapter,
16 Chapter 7B, titled "The Juvenile Code". Subchapter XI of Chapter 7A of the
17 General Statutes is recodified as Subchapter I of new Chapter 7B of the General
18 Statutes and reads as rewritten:
19 "Chapter 7B.
20 "THE JUVENILE CODE.
21 "SUBCHAPTER I. NORTH CAROLINA JUVENILE CODE. CODE ON ABUSE,
22 NEGLECT, AND DEPENDENCY OF CHILDREN.
23 "ARTICLE 1.
24 "Purpose; Definitions.
25 "§ 7A-516. 7B-100. Purpose.

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1562

MAY 27 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3066-LG307(5.14)

Short Title: Central School for Deaf Funds.

(Public)

Sponsors: Representatives Jeffus and Adams.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH
3 AND HUMAN SERVICES TO BE USED TO RESURFACE THE DRIVES AND
4 PARKING AREAS OF THE CENTRAL NORTH CAROLINA SCHOOL FOR
5 THE DEAF.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Health and Human Services the sum of sixty-eight thousand five
9 hundred dollars (\$68,500) for the 1998-99 fiscal year to be used to resurface the
10 drives and parking areas of the Central North Carolina School for the Deaf.
11 Section 2. This act becomes effective July 1, 1998.

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H.B. FILED
1563 MAY 27 98
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH6330-LE125(3.20)

Short Title: International Baccalaureate Prog. Funds.

(Public)

Sponsors: Representative Jeffus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE INTERNATIONAL
3 BACCALAUREATE PROGRAM.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the State
6 Board of Education the sum of two hundred twenty-five thousand dollars (\$225,000)
7 for the 1998-99 fiscal year to support the International Baccalaureate Program.
8 Section 2. This act becomes effective July 1, 1998.

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H

HOUSE DRH3007-LC287(4.14)

H.S. FILED
1564 MAY 27 98
HOUSE PRINCIPAL CLERK

Short Title: Vehicle Rental Security Deposit.

(Public)

Sponsors: Representative Dockham.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT CERTAIN LEASED VEHICLE SECURITY DEPOSITS
3 FROM HIGHWAY USE TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-187.5 reads as rewritten:
6 "**§ 105-187.5. Alternate tax for those who rent or lease motor vehicles.**
7 (a) Election. -- A retailer who is engaged in the business of leasing or renting
8 motor vehicles may elect not to pay the tax imposed by this Article at the rate set in
9 G.S. 105-187.3 when applying for a certificate of title for a motor vehicle purchased
10 by the retailer for lease or rental. A retailer who makes this election shall pay a tax
11 on the gross receipts of the lease or rental of the vehicle. Like the tax imposed by
12 G.S. 105-187.3, this alternate tax is a tax on the privilege of using the highways of this
13 State. The tax is imposed on a retailer, but is to be added to the lease or rental price
14 of a motor vehicle and thereby be paid by the person who leases or rents the vehicle.
15 (b) Rate. -- The tax rate on the gross receipts from the short-term lease or rental
16 of a motor vehicle is eight percent (8%) and the tax rate on the gross receipts from
17 the long-term lease or rental of a motor vehicle is three percent (3%). ~~Gross receipts~~
18 ~~does not include the amount of any allowance given for a motor vehicle taken in~~
19 ~~trade as a partial payment on the lease or rental price.~~ The maximum tax in G.S.
20 105-187.3(a) applies to a continuous lease or rental of a motor vehicle to the same
21 person.
22 (c) Method. -- A retailer who elects to pay tax on the gross receipts of the lease or
23 rental of a motor vehicle shall make this election when applying for a certificate of
24 title for the vehicle. To make the election, the retailer shall complete a form provided

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SESSION 1997

H.B. FILED

1565

MAY 27 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7456-LDQ252(5.20)

Short Title: Environmental Farming Funds.

(Public)

Sponsors: Representatives Brown and Carpenter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR RESEARCH AND
3 DEMONSTRATION OF ENVIRONMENTALLY SOUND FARMING
4 PRACTICES.

5 The General Assembly of North Carolina enacts:

6 Section 1. There is appropriated from the General Fund to the
7 Department of Agriculture and Consumer Services the sum of one million nine
8 hundred twenty-eight thousand one hundred thirty-eight dollars (\$1,928,138) for the
9 1998-99 fiscal year for research and demonstration of environmentally sound farming
10 practices at the Cherry Farm Unit in Goldsboro.

11 Section 2. This act becomes effective July 1, 1998.

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H.B. FILED

1566

MAY 27 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA464-LDQ254(5.20)

Short Title: Goodness Grows in NC Funds.

(Public)

Sponsors: Representatives Brown and Carpenter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR MARKETING NORTH CAROLINA
3 GROWN PRODUCTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture and Consumer Services the sum of two hundred thousand
7 dollars (\$200,000) for the 1998-99 fiscal year for expansion of the Goodness Grows
8 Program, which promotes the sales of North Carolina grown products.
9 Section 2. This act becomes effective July 1, 1998.

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1567

MAY 27 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7454-RN008(5.12)

Short Title: Anson Legal Advertising.

(Local)

Sponsors: Representative Hightower.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REDEFINE THE NEWSPAPERS ELIGIBLE TO ACCEPT LEGAL
3 ADVERTISING IN ANSON COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 1-597 reads as rewritten:
6 "**§ 1-597. Regulations for newspaper publication of legal notices, advertisements, etc.**
7 Whenever a notice or any other paper, document or legal advertisement of any
8 kind or description shall be authorized or required by any of the laws of the State of
9 North Carolina, heretofore or hereafter enacted, or by any order or judgment of any
10 court of this State to be published or advertised in a newspaper, such publication,
11 advertisement or notice shall be of no force and effect unless it shall be published in
12 a newspaper with a general circulation to actual paid subscribers which newspaper at
13 the time of such publication, advertisement or notice, shall have been admitted to the
14 United States mails in the Periodicals class in the county or political subdivision
15 where such publication, advertisement or notice is required to be published, and
16 which shall have been regularly and continuously issued in the county in which the
17 publication, advertisement or notice is authorized or required to be published, at least
18 one day in each calendar week for at least 25 of the 26 consecutive weeks
19 immediately preceding the date of the first publication of such advertisement,
20 publication or notice; provided that in the event that a newspaper otherwise meeting
21 the qualifications and having the characteristics prescribed by G.S. 1-597 to 1-599,
22 should fail for a period not exceeding four weeks in any calendar year to publish one
23 or more of its issues such newspaper shall nevertheless be deemed to have complied
24 with the requirements of regularity and continuity of publication prescribed herein.
25 Provided further, that in the event the newspaper otherwise meeting the qualifications

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H.B. FILED

1568

MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8330-LCX319(5.12)

Short Title: St. Pauls Occupancy Tax.

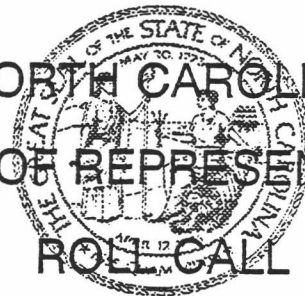
(Local)

Sponsors: Representative Yongue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE TOWN OF ST. PAULS TO LEVY A ROOM
3 OCCUPANCY AND TOURISM DEVELOPMENT TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. Occupancy tax. (a) Authorization and scope. The board of
6 commissioners of the Town of St. Pauls may levy a room occupancy tax of up to
7 three percent (3%) of the gross receipts derived from the rental of any room, lodging,
8 or accommodation furnished by a hotel, motel, inn, tourist camp, or similar place
9 within the town that is subject to sales tax imposed by the State under G.S. 105-
10 164.4(a)(3). This tax is in addition to any State or local sales tax. This tax does not
11 apply to accommodations furnished by nonprofit charitable, educational, or religious
12 organizations when furnished in furtherance of their nonprofit purpose.
13 (b) Administration. A tax levied under this section shall be levied,
14 administered, collected, and repealed as provided in G.S. 160A-215. The penalties
15 provided in G.S. 160A-215 apply to a tax levied under this section.
16 (c) Distribution and use of tax revenue. The Town of St. Pauls shall, on
17 a quarterly basis, remit the net proceeds of the occupancy tax to the St. Pauls
18 Tourism Development Authority. The Authority shall use at least two-thirds of the
19 funds remitted to it under this subsection to promote travel and tourism in St. Pauls
20 and shall use the remainder for tourism-related expenditures.
21 The following definitions apply in this subsection:
22 (1) Net proceeds. -- Gross proceeds less the cost to the town of
23 administering and collecting the tax, as determined by the finance
24 officer, not to exceed three percent (3%) of the first five hundred
25 thousand dollars (\$500,000) of gross proceeds collected each year

NORTH CAROLINA HOUSE OF REPRESENTATIVES



1788
LEGISLATIVE DAY 164
SR7
READING 2

RC
7/20/98
7:17 PM
IN CHAIR: SPEAKER

89 weeks
AYES - ~~88~~

| | | | |
|---------------|------------|----------|------------|
| ALDRIDGE | CULPEPPER | HURLEY | OWENS |
| ALEXANDER | DAVIS | INSKO | PRESTON |
| ALLEN | DECKER | IVES | RAYFIELD |
| ARNOLD | DEDMON | JARRELL | REDWINE |
| BADDOUR | DICKSON | JEFFUS | REYNOLDS |
| BAKER | DOCKHAM | JUSTUS | ROGERS |
| BARBEE | EASTERLING | KISER | RUSSELL |
| BEALL | EDDINS | LUEBKE | SEXTON |
| BERRY | ELLIS | MCCOMAS | SHERRILL |
| BONNER | ESPOSITO | MCCOMBS | SHUBERT |
| BOWIE | FOX | MCCRARY | SMITH |
| BOYD-MCINTYRE | GARDNER | MCMAHAN | STARNES |
| BROWN | GOODWIN | MILLER | SUTTON |
| BRYANT | GRADY | MINER | THOMPSON |
| BUCHANAN | GRAY | MITCHELL | TOLSON |
| CANSLER | GULLEY | MOORE | WARNER |
| CAPPS | HALL | MORGAN | WARWICK |
| CARPENTER | HARDAWAY | MORRIS | WATSON |
| CHURCH | HENSLEY | MOSLEY | WEATHERLY |
| CLARY | HIATT | NEELY | WILSON, C. |
| CRAWFORD | HILL | NESBITT | WILSON, G. |
| CULP | HOLMES | NICHOLS | YONGUE |

NOES - 4
NYE

ALLRED

HARDY

WOOD

EXCUSED ABSENCE - 10

| | | | |
|---------|------------|-------------|------------|
| ADAMS | CUNNINGHAM | MCCALLISTER | WAINWRIGHT |
| BLUE | EARLE | MERCER | WRIGHT |
| BRAWLEY | HIGHTOWER | | |

EXCUSED VOTE - 0

NOT VOTING - ~~18~~ 17 weeks

| | | | |
|----------|---------------------|------------|----------|
| SPEAKER | DAUGHTRY | HUNTER, H. | RAMSEY |
| BLACK | FITCH | KINNEY | SAUNDERS |
| BRASWELL | GAMBLE | MICHAUX | TALLENT |
| COLE | HACKNEY | OLDHAM | WOMBLE |
| CREECH | HOWARD | | |

SHORT ROLL: H1568HCS #12 S1103 S1333HCS S1397HCS #2 S1399 S1410SC

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1907/3--12:16 PM

AUGUST 6, 1998

LEGISLATIVE DAY 175

LT. GOVERNOR WICKER

-- Presiding

YONGUE
ST. PAULS/STATESVILLE OCCUPANCY TAX
SENATE COM SUB/4TH EDITION

HOUSE BILL 1568
READING 2

| | | | | | |
|-----|----|---|---|---|---|
| AYE | 45 | ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON COCHRANE COOPER DALTON DANNELLY | FORRESTER FOXX GARWOOD HARTSELL HORTON HOYLE JENKINS JORDAN KERR KINNAIRD LEDBETTER | LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER MOORE ODOM PERDUE PHILLIPS PLYLER | PURCELL RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS WINNER |
| NO | 3 | CLARK | EAST | PAGE | |

EXCUSED 0

NOT CAST 2 GULLEY WEBSTER

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1917/2-- 7:18 PM AUGUST 10, 1998 LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

YONGUE
ST. PAULS/STATESVILLE OCCUPANCY TAX
SENATE COM SUB/4TH EDITION

HOUSE BILL 1568
READING 3

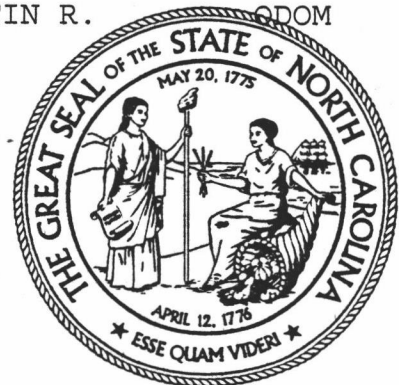
| | | | | | |
|-----|----|---|---|---|---|
| AYE | 37 | ALBERTSON ALLRAN BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON COCHRANE COOPER DALTON | DANNELLY FORRESTER FOXX GARWOOD HORTON HOYLE JORDAN KERR KINNAIRD | LEDBETTER LEE LUCAS MARTIN W. MILLER MOORE PERDUE PHILLIPS PLYLER | PURCELL RAND RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS |
| NO | 3 | CLARK | MCDANIEL | PAGE | |

EXCUSED 0

NOT CAST 4 JENKINS REEVES WEBSTER WINNER

ABSENT 6 BALLANCE GULLEY MARTIN R. QDOM
EAST HARTSELL

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



NO. # 1924
LEGISLATIVE DAY 181
H1568SCS
READING 2
YONGUE

RC
8/18/98
2:46 PM
IN CHAIR: SPEAKER

ST. PAULS/STATESVILLE OCCUPANCY TAX
MOTION #11 - TO CONCUR H1568SCS
RULED MATERIAL

AYES - 74

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CRAWFORD | HILL | MORRIS |
| ADAMS | CREECH | HOLMES | OLDHAM |
| ALEXANDER | CULP | HOWARD | OWENS |
| ALLEN | CULPEPPER | HUNTER, H. | RAMSEY |
| ARNOLD | CUNNINGHAM | HURLEY | REYNOLDS |
| BADDOUR | DAUGHTRY | INSKO | ROGERS |
| BAKER | DEDMON | JUSTUS | RUSSELL |
| BARBEE | DICKSON | KISER | SEXTON |
| BERRY | DOCKHAM | MCALLISTER | SHUBERT |
| BLUE | EASTERLING | MCCOMAS | SUTTON |
| BONNER | FITCH | MCCOMBS | TALLENT |
| BOWIE | FOX | MCCRARY | THOMPSON |
| BOYD-MCINTYRE | GARDNER | MCMAHAN | TOLSON |
| BRASWELL | GOODWIN | MERCER | WAINWRIGHT |
| BROWN | GRAY | MILLER | WARNER |
| CARPENTER | GULLEY | MINER | WEATHERLY |
| CHURCH | HACKNEY | MITCHELL | WOMBLE |
| CLARY | HALL | MORGAN | YONGUE |
| COLE | HIGHTOWER | | |

NOES - 37

| | | | |
|----------|----------|---------|------------|
| ALDRIDGE | DECKER | JEFFUS | RAYFIELD |
| ALLRED | EARLE | KINNEY | REDWINE |
| BAREFOOT | EDDINS | LUEBKE | SAUNDERS |
| BLACK | ELLIS | MICHAUX | SMITH |
| BRAWLEY | GRADY | MOORE | WARWICK |
| BRYANT | HARDAWAY | MOSLEY | WILSON, C. |
| BUCHANAN | HENSLEY | NESBITT | WILSON, G. |
| CANSLER | HIATT | NICHOLS | WOOD |
| CAPPS | JARRELL | NYE | WRIGHT |
| DAVIS | | | |

EXCUSED ABSENCE - 4

| | | | |
|----------|------|-------|--------|
| ESPOSITO | IVES | NEELY | WATSON |
|----------|------|-------|--------|

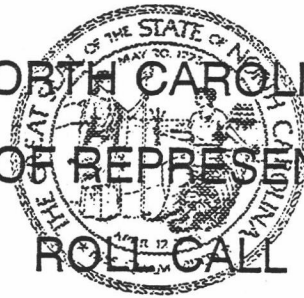
EXCUSED VOTE - 0

NOT VOTING - 5

| | | | |
|-------|---------|----------|---------|
| BEALL | PRESTON | SHERRILL | STARNES |
| HARDY | | | |

H1568SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



REQ. # 1935
LEGISLATIVE DAY 182
H1568SCS

READING 3
YONGUE

RC
8/19/98

2:11 PM

IN CHAIR: SPEAKER

ST. PAULS/STATESVILLE OCCUPANCY TAX
MOTION #11 - TO CONCUR IN SCS
RULED MATERIAL

AYES - 76

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CLARY | HENSLEY | MORGAN |
| ALDRIDGE | COLE | HIGHTOWER | MOSLEY |
| ALEXANDER | CREECH | HILL | OLDHAM |
| ALLEN | CULP | HOLMES | OWENS |
| ARNOLD | CULPEPPER | HOWARD | RAMSEY |
| BADDOUR | CUNNINGHAM | HUNTER, H. | REYNOLDS |
| BAKER | DAUGHTRY | HURLEY | ROGERS |
| BARBEE | DEDMON | INSKO | SEXTON |
| BEALL | DICKSON | JUSTUS | SHUBERT |
| BERRY | EARLE | MCALLISTER | TALLENT |
| BLACK | ELLIS | MCCOMAS | THOMPSON |
| BONNER | FITCH | MCCOMBS | TOLSON |
| BOWIE | FOX | MCCRARY | WAINWRIGHT |
| BOYD-MCINTYRE | GARDNER | MCMAHAN | WARNER |
| BROWN | GOODWIN | MERCER | WARWICK |
| BRYANT | GRAY | MILLER | WATSON |
| BUCHANAN | GULLEY | MINER | WEATHERLY |
| CARPENTER | HACKNEY | MITCHELL | WOMBLE |
| CHURCH | HARDAWAY | MOORE | YONGUE |

NOES - 24

| | | | |
|----------|---------|---------|------------|
| ALLRED | DECKER | KINNEY | RAYFIELD |
| BAREFOOT | EDDINS | MICHAUX | SAUNDERS |
| BRAWLEY | GRADY | MORRIS | SMITH |
| CANSLER | HIATT | NESBITT | STARNES |
| CAPPS | JARRELL | NICHOLS | WILSON, G. |
| DAVIS | JEFFUS | NYE | WRIGHT |

EXCUSED ABSENCE - 13

| | | | |
|----------|----------|--------|---------|
| ADAMS | DOCKHAM | KISER | REDWINE |
| BLUE | ESPOSITO | LUEBKE | SUTTON |
| BRASWELL | IVES | NEELY | WOOD |
| CRAWFORD | | | |

EXCUSED VOTE - 0

NOT VOTING - 7

| | | | |
|------------|---------|----------|------------|
| EASTERLING | HARDY | RUSSELL | WILSON, C. |
| HALL | PRESTON | SHERRILL | |

H1568SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1569

MAY 27 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8327-LCX348(5.19)

Short Title: Expand Insurance Regulatory Charge.

(Public)

Sponsors: Representatives Ives, Sherrill, and McCombs.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPOSE THE INSURANCE REGULATORY CHARGE ON
3 SERVICE CORPORATIONS AND HEALTH MAINTENANCE
4 ORGANIZATIONS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 58-6-25 reads as rewritten:
7 "**§ 58-6-25. Insurance regulatory charge.**
8 (a) Charge Levied. -- There is levied on each insurance company an annual
9 charge for the purposes stated in subsection (d) of this section. ~~As used in this~~
10 ~~section, the term "insurance company" means a company that pays the gross~~
11 ~~premiums tax levied in G.S. 105-228.5 and G.S. 105-228.8, except a service~~
12 ~~corporation subject to Article 65 of this Chapter. A health maintenance organization~~
13 ~~subject to Article 67 of this Chapter is not subject to those taxes and is therefore not~~
14 ~~subject to the charge levied in this section.~~ The charge levied in this section is in
15 addition to all other fees and taxes. The percentage rate of the charge is established
16 pursuant to subsection (b) of this section. For each insurance company that is not an
17 Article 65 corporation or a health maintenance organization, the rate is applied to
18 charge shall be at a percentage rate of the company's premium tax liability for the
19 taxable year. For Article 65 corporations and health maintenance organizations, the
20 rate is applied to a presumed premium tax liability for the taxable year calculated as
21 if the corporation or organization were an insurer providing health insurance. In
22 determining an insurance company's premium tax liability for a taxable year,
23 additional taxes imposed by G.S. 105-228.8, the additional local fire and lightning tax
24 imposed by G.S. 105-228.5(d)(4), and any tax credits for guaranty or solvency fund
25 assessments under G.S. 105-228.5A or G.S. 97-133(a) shall be disregarded.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1537-LK236(5.19)

H.B. FILED
1570 MAY 27 98
HOUSE PRINCIPAL CLERK

Short Title: Long Beach Street End Parks.

(Local)

Sponsors: Representative Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE TOWN OF LONG BEACH TO PASS ORDINANCES
3 FOR DEVELOPING AND OPERATING PARKS ON DEAD-END STREETS.
4 The General Assembly of North Carolina enacts:
5 Section 1. In addition to any powers granted to the Town of Long Beach
6 pursuant to Articles 15 and 18 of Chapter 160A of the General Statutes, the Town
7 may pass ordinances providing for the development and operation of parks on
8 municipal streets including those that dead-end on beaches, waterways, and at the
9 ocean.
10 Section 2. This act applies to the Town of Long Beach, Brunswick
11 County only.
12 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1571

MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA470-LL(5.20)

Short Title: Beaufort Local Bill.

(Local)

Sponsors: Representative Hardy.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE THE LAW IN BEAUFORT COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1572

MAY 27 98

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRHA469-LL(5.20)

Short Title: Beaufort Local Bill.

(Local)

Sponsors: Representative Hardy.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE LAW IN BEAUFORT COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1573

MAY 27 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA473-LL(5.20)

Short Title: Hyde Local Bill.

(Local)

Sponsors: Representative Hardy.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE THE LAW IN HYDE COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1574

MAY 27 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA472-LL(5.20)

Short Title: Hyde Local Bill.

(Local)

Sponsors: Representative Hardy.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE THE LAW IN HYDE COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1575 MAY 27 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA467-LL(5.20)

Short Title: Hyde Local Bill.

(Local)

Sponsors: Representative Hardy.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE THE LAW IN HYDE COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1576

MAY 27 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA468-LL(5.20)

Short Title: Craven Local Bill.

(Local)

Sponsors: Representative Hardy.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE THE LAW IN CRAVEN COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1577

MAY 27 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1542-LL(5.20)

Short Title: Pitt Local Bill.

(Local)

Sponsors: Representative Hardy.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO CHANGE THE LAW IN PITT COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA, FILED

SESSION 1997

1578 MAY 27 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6381-LL211(5.19)

Short Title: Beaufort/Hyde Hunting and Trapping.

(Local)

Sponsors: Representative Hardy.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REPEAL THE SUNSET ON THE LAW PROVIDING FOR
3 HUNTING AND TRAPPING OF FOXES AND RACCOONS AND THE USE
4 OF SNARES IN TRAPPING FUR-BEARING ANIMALS IN HYDE AND
5 BEAUFORT COUNTIES.

6 The General Assembly of North Carolina enacts:

7 Section 1. Section 9 of S.L. 1997-132 reads as rewritten:

8 "Section 9. This act becomes effective October 1, 1997, and expires June 1, 1997.
9 1997."

10 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997 1579 MAY 27 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6415-RN007(5.12)

Short Title: Montgomery Delinquent Utility Bill.

(Local)

Sponsors: Representative Hightower.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE COUNTY OF MONTGOMERY TO COLLECT
3 UTILITY BILLS AS IF THEY WERE TAXES DUE TO THE COUNTY OF
4 MONTGOMERY.
5 The General Assembly of North Carolina enacts:
6 Section 1. Whenever water supply or distribution or sewage collection or
7 disposal is provided by a county under Article 15 of Chapter 153A of the General
8 Statutes, and the person legally responsible for payment of the rents, rates, fees or
9 charges for the service fails to pay such rents, rates, fees or charges for more than 60
10 days after they became delinquent, the county providing the service may treat the
11 amount due as if it were a tax due to the county and may proceed to collect the
12 amount due through the use of levy on tangible personal property under G.S. 105-366
13 and G.S. 105-367.
14 Section 2. This act applies to Montgomery County only.
15 Section 3. This act is effective when it becomes law.

H.B. FILED
1580 MAY 27 98
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH3095-LN217(5.21)

Short Title: Funds/Genetic Health Svces.

(Public)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR EXPANSION OF GENETIC HEALTH
3 CARE SERVICES TO ASSIST IN THE PREVENTION OF INFANT
4 MORTALITY AND OTHER DISEASES AND DISABILITIES RELATED TO
5 GENETIC DISORDERS.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Health and Human Services, Division of Women's and Children's
9 Health, the sum of two hundred eighty thousand dollars (\$280,000) for the 1998-99
10 fiscal year to be allocated to the Fullerton Genetics Center in Asheville, N.C. Funds
11 shall be used to expand genetic health care services to assist in the prevention of
12 infant mortality and other diseases and disabilities related to genetic disorders.
13 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILE

1581

HOUSE PRINCIPAL

D

H

HOUSE DRH3055-LR287(5.19)

Short Title: Brunswick Local Act.

(Local)

Sponsors: Representative Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO BRUNSWICK COUNTY.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to Brunswick County only.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1582

MAY 27 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8328(5.20)

Short Title: Seat Belts on New School Buses.

(Public)

Sponsors: Representative Hightower.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE ALL SCHOOL BUSES AND SCHOOL ACTIVITY
3 BUSES PURCHASED AFTER JULY 1, 1998, TO BE EQUIPPED WITH SEAT
4 BELTS AND TO APPROPRIATE FUNDS TO EQUIP NEW SCHOOL BUSES
5 WITH SEAT BELTS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 115C-47(24) reads as rewritten:
8 "(24) Purchase of Activity Buses with Local Capital Outlay Tax Funds.
9 -- Local boards of education are authorized to purchase activity
10 buses with local capital outlay tax funds, and are authorized to
11 maintain these buses in the county school bus garage.
12 Reimbursement to the State Public School Fund shall be made for
13 all maintenance cost including labor, gasoline and oil, repair parts,
14 tires and tubes, antifreeze, etc. Labor cost reimbursements and
15 local funds may be used to employ additional mechanics so as to
16 insure that all activity buses owned and operated by local boards of
17 education are maintained in a safe mechanical condition. ~~The State~~
18 ~~Board of Education shall inspect each activity bus and recommend~~
19 ~~to the board whether the bus should be replaced but replacements~~
20 ~~will be determined by the local board of education. Such~~
21 ~~replacement~~ Replacement units for activity buses shall be financed
22 with local funds.
23 Activity buses purchased after July 1, 1998, shall be
24 equipped with seat belts for all passengers."
25 Section 2. G.S. 115C-240(c) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1583 MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6419-LN215(5.21)

Short Title: Domestic Violence/Admin. of Grants.

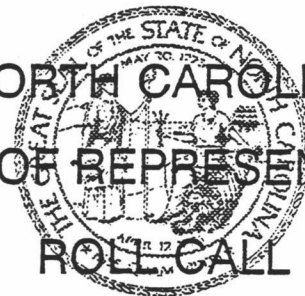
(Public)

Sponsors: Representative Ives.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THAT GRANT FUNDS ADMINISTERED BY THE
3 STATE FOR DOMESTIC VIOLENCE PROGRAMS BE ADMINISTERED BY
4 ONE STATE AGENCY.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Department of Administration, North Carolina Council
7 for Women, the Division of Social Services of the Department of Health and Human
8 Services, and the Department of Crime Control and Public Safety shall work together
9 to develop a simplified process whereby eligible public and private entities may apply
10 to a single State agency for domestic violence grant funds received by State agencies
11 from all sources.
12 Section 2. This act becomes effective July 1, 1998.

NORTH CAROLINA HOUSE OF REPRESENTATIVES



1797
LEGISLATIVE DAY 165
H1583
READING 2
IVES

EV
7/21/98
2:48 PM
IN CHAIR: SPEAKER

DOMESTIC VIOLENCE/ ADMIN. OF GRANTS

AYES - 98

| | | | |
|-----------|------------|------------|------------|
| SPEAKER | CULP | INSKO | RAMSEY |
| ALDRIDGE | CULPEPPER | IVES | RAYFIELD |
| ALEXANDER | DAUGHTRY | JEFFUS | REDWINE |
| ALLEN | DAVIS | JUSTUS | REYNOLDS |
| ALLRED | DEDMON | KISER | ROGERS |
| ARNOLD | DICKSON | LUEBKE | RUSSELL |
| BADDOUR | DOCKHAM | MCALLISTER | SAUNDERS |
| BAKER | EASTERLING | MCCOMAS | SEXTON |
| BARBEE | EDDINS | MCCOMBS | SHERRILL |
| BEALL | ELLIS | MCCRARY | SHUBERT |
| BERRY | ESPOSITO | MERCER | SMITH |
| BLACK | FOX | MILLER | STARNES |
| BONNER | GARDNER | MINER | SUTTON |
| BOWIE | GOODWIN | MITCHELL | TALLENT |
| BROWN | GRADY | MOORE | THOMPSON |
| BRYANT | GRAY | MORGAN | TOLSON |
| BUCHANAN | GULLEY | MORRIS | WARNER |
| CANSLER | HARDAWAY | MOSLEY | WARWICK |
| CAPPS | HARDY | NEELY | WATSON |
| CARPENTER | HENSLEY | NESBITT | WEATHERLY |
| CHURCH | HIATT | NICHOLS | WILSON, C. |
| CLARY | HIGHTOWER | NYE | WILSON, G. |
| COLE | HILL | OWENS | WOOD |
| CRAWFORD | HOLMES | PRESTON | YONGUE |
| CREECH | HURLEY | | |

NOES - 5

| | | | |
|--------|---------|--------|--------|
| ADAMS | JARRELL | KINNEY | WOMBLE |
| GAMBLE | | | |

EXCUSED ABSENCE - 10

| | | | |
|------------|---------|--------|------------|
| BLUE | EARLE | HALL | WAINWRIGHT |
| BRAWLEY | FITCH | HOWARD | WRIGHT |
| CUNNINGHAM | HACKNEY | | |

EXCUSED VOTE - 0

NOT VOTING - 7

| | | | |
|---------------|------------|---------|--------|
| BOYD-MCINTYRE | DECKER | MCMAHAN | OLDHAM |
| BRASWELL | HUNTER, H. | MICHAUX | |

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1584

MAY 27 98

H

HOUSE PRINCIPAL CLERK

HOUSE DRH7439*-LL190(5.8)

Short Title: Increase Retiree Death Benefit.

(Public)

Sponsors: Representative Barbee. (By Request)

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE CONTRIBUTORY DEATH BENEFIT FOR
3 RETIREES IN THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT
4 SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE
5 LEGISLATIVE RETIREMENT SYSTEM, AND THE LOCAL
6 GOVERNMENTAL RETIREMENT SYSTEM.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 135-5(l) reads as rewritten:
9 "(l) Death Benefit Plan. -- There is hereby created a Group Life Insurance Plan
10 (hereinafter called the "Plan") which is established as an employee welfare benefit
11 plan that is separate and apart from the Retirement System and under which the
12 members of the Retirement System shall participate and be eligible for group life
13 insurance benefits. Upon receipt of proof, satisfactory to the Board of Trustees in
14 their capacity as trustees under the Group Life Insurance Plan, of the death, in
15 service, of a member who had completed at least one full calendar year of
16 membership in the Retirement System, there shall be paid to such person as he shall
17 have nominated by written designation duly acknowledged and filed with the Board
18 of Trustees, if such person is living at the time of the member's death, otherwise to
19 the member's legal representatives, a death benefit. Such death benefit shall be equal
20 to the greater of:
21 (1) The compensation on which contributions were made by the
22 member during the calendar year preceding the year in which his
23 death occurs, or
24 (2) The greatest compensation on which contributions were made by
25 the member during a 12-month period of service within the 24-

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1997

1585 MAY 27 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1514-LM214(5.20)

Short Title: Locust Local Act.

(Local)

Sponsors: Representative Barbee.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO THE CITY OF LOCUST.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act relates to the City of Locust.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

1586

MAY 27 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7443-LR330(5.20)

Short Title: Stanly County Local Act.

(Local)

Sponsors: Representative Barbee.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO STANLY COUNTY.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act relates to Stanly County only.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1587

MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7442-LM191(5.13)

Short Title: Stanfield/Locust Utility Bills.

(Local)

Sponsors: Representatives Barbee and Hightower.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE TOWN OF STANFIELD AND THE CITY OF
3 LOCUST TO COLLECT UTILITY BILLS AS IF THEY WERE TAXES DUE
4 THE TOWN AND THE CITY.
5 Section 1. Section 2 of Chapter 1070 of the 1989 Session Laws reads as
6 rewritten:
7 "Sec. 2. This act applies to the ~~Town~~ Towns of Richfield and Stanfield and the
8 City of Locust only."
9 Section 2. This act is effective when it becomes law.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1790/3-- 2:38 PM JULY 15, 1998 LEGISLATIVE DAY 162

SENATOR BASNIGHT

-- Presiding

BARBEE
STANFIELD/LOCUST UTILITY BILLS

HOUSE BILL 1587
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 49 | ALBERTSON | EAST | LEDBETTER | PURCELL |
| | | ALLRAN | FORRESTER | LEE | RAND |
| | | BALLANCE | FOXX | LUCAS | REEVES |
| | | BALLANTINE | GARWOOD | MARTIN R. | RUCHO |
| | | BASNIGHT | GULLEY | MARTIN W. | SHAW L. |
| | | BLUST | HARTSELL | MCDANIEL | SHAW R. |
| | | CARPENTER | HORTON | MILLER | SOLES |
| | | CARRINGTON | HOYLE | MOORE | WARREN |
| | | CLARK | JENKINS | ODOM | WEBSTER |
| | | COCHRANE | JORDAN | PERDUE | WEINSTEIN |
| | | COOPER | KERR | PHILLIPS | WELLONS |
| | | DALTON | KINNAIRD | PLYLER | WINNER |
| | | DANNELLY | | | |

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 1 PAGE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1587

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

H1587-ALM-1

Date 7/16, 1998

Comm. Sub. []
Amends Title []

Senator Plyler

1 moves to amend the bill on page 1, lines 4 and 5,
2 by inserting between those lines the phrase "The General Assembly of
3 North Carolina enacts:".
4
5

SIGNED *[Signature]*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 46-0 FAILED _____ TABLED _____

J. Pruitt
7/16/98

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1812/4--11:18 AM

JULY 16, 1998

LEGISLATIVE DAY 163

LT. GOVERNOR WICKER

-- Presiding

BARBEE
STANFIELD/LOCUST UTILITY BILLS

HOUSE BILL 1587

AFTER RECONSIDERATION

AMEND 1

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | EAST | LUCAS | RAND |
| | | ALLRAN | FORRESTER | MARTIN R. | REEVES |
| | | BALLANCE | FOXX | MARTIN W. | RUCHO |
| | | BALLANTINE | GARWOOD | MCDANIEL | SHAW L. |
| | | BLUST | GULLEY | MILLER | SHAW R. |
| | | CARPENTER | HARTSELL | MOORE | SOLES |
| | | CARRINGTON | JENKINS | ODOM | WARREN |
| | | CLARK | JORDAN | PERDUE | WEBSTER |
| | | COCHRANE | KERR | PHILLIPS | WEINSTEIN |
| | | COOPER | KINNAIRD | PLYLER | WELLONS |
| | | DALTON | LEDBETTER | PURCELL | WINNER |
| | | DANNELLY | LEE | | |

NO 0

EXCUSED 0

NOT CAST 2 BASNIGHT

HORTON

ABSENT 2 HOYLE

PAGE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1813/5--11:18 AM JULY 16, 1998 LEGISLATIVE DAY 163

LT. GOVERNOR WICKER

-- Presiding

BARBEE
STANFIELD/LOCUST UTILITY BILLS

HOUSE BILL 1587
READING 3

AFTER RECONSIDERATION

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | DANNELLY | LEE | PURCELL |
| | | ALLRAN | EAST | LUCAS | RAND |
| | | BALLANCE | FORRESTER | MARTIN R. | REEVES |
| | | BALLANTINE | FOXX | MARTIN W. | RUCHO |
| | | BASNIGHT | GARWOOD | MCDANIEL | SHAW R. |
| | | BLUST | GULLEY | MILLER | SOLES |
| | | CARPENTER | HARTSELL | MOORE | WARREN |
| | | CARRINGTON | JENKINS | ODOM | WEBSTER |
| | | CLARK | JORDAN | PERDUE | WEINSTEIN |
| | | COCHRANE | KERR | PHILLIPS | WELLONS |
| | | COOPER | KINNAIRD | PLYLER | WINNER |
| | | DALTON | LEDBETTER | | |
| NO | 0 | | | | |

| | | | |
|----------|---|--------|---------|
| EXCUSED | 0 | | |
| NOT CAST | 2 | HORTON | SHAW L. |
| ABSENT | 2 | HOYLE | PAGE |
| PAIRS | 0 | | |
| AYE | | | |
| NO | | | |



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1892
LEGISLATIVE DAY 175
72

8/06/98
9:42 AM
IN CHAIR: SPEAKER

~~DECKER~~ DECKER
~~ANDERSON~~ CONFERENCE REPORT
~~SUNNFIELD/ROCKWELL HILL DILLS~~ OAK RIDGE INCORPORATED
MOTION ~~FOR~~ FOR ADOPTION
2ND READING ROLL CALL

AYES - 97

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | DAUGHTRY | HOWARD | PRESTON |
| ADAMS | DAVIS | HUNTER, H. | RAMSEY |
| ALEXANDER | DECKER | IVES | RAYFIELD |
| ALLEN | DEDMON | JARRELL | REDWINE |
| ARNOLD | DICKSON | JEFFUS | REYNOLDS |
| BAKER | DOCKHAM | JUSTUS | RUSSELL |
| BARBEE | EARLE | KINNEY | SAUNDERS |
| BAREFOOT | EASTERLING | LUEBKE | SEXTON |
| BEALL | EDDINS | MCCOMAS | SHERRILL |
| BONNER | ELLIS | MCCOMBS | SHUBERT |
| BOWIE | ESPOSITO | MCCRARY | SMITH |
| BOYD-MCINTYRE | GARDNER | MCMAHAN | STARNE |
| BROWN | GOODWIN | MERCER | THOMPSON |
| BRYANT | GRADY | MICHAUX | TOLSON |
| BUCHANAN | GRAY | MILLER | WAINWRIGHT |
| CANSLER | GULLEY | MITCHELL | WARNER |
| CAPPS | HALL | MOORE | WARWICK |
| CARPENTER | HARDAWAY | MORGAN | WATSON |
| CHURCH | HARDY | MORRIS | WEATHERLY |
| CLARY | HENSLEY | MOSLEY | WILSON, C. |
| COLE | HIATT | NEELY | WILSON, G. |
| CRAWFORD | HIGHTOWER | NICHOLS | WOMBLE |
| CREECH | HILL | NYE | WOOD |
| CULP | HOLMES | OWENS | YONGUE |
| CULPEPPER | | | |

NOES - 0

EXCUSED ABSENCE - 14

| | | | |
|----------|------------|------------|---------|
| ALDRIDGE | BRAWLEY | HACKNEY | NESBITT |
| ALLRED | CUNNINGHAM | KISER | SUTTON |
| BERRY | FITCH | MCALLISTER | WRIGHT |
| BRASWELL | FOX | | |

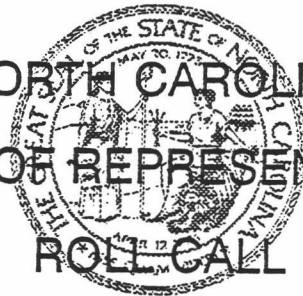
EXCUSED VOTE - 0

NOT VOTING - 9

| | | | |
|---------|--------|--------|---------|
| BADDOUR | HURLEY | MINER | ROGERS |
| BLACK | INSKO | OLDHAM | TALLENT |
| BLUE | | | |

H1587

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 1893
LEGISLATIVE DAY 175
87

EV
8/06/98
9:43 AM
IN CHAIR: SPEAKER

READING 2
BARBEE
AMEND #1
STANFIELD/LOCUST UTILITY BILLS
MOTION #11 - TO CONCUR IN SENATE AMENDMENT #1

AYES - 94

| | | | |
|---------------|------------|------------|------------|
| SPEAKER | CULPEPPER | HUNTER, H. | PRESTON |
| ADAMS | DAUGHTRY | IVES | RAMSEY |
| ALEXANDER | DAVIS | JARRELL | RAYFIELD |
| ALLEN | DECKER | JEFFUS | REDWINE |
| ARNOLD | DEDMON | JUSTUS | RUSSELL |
| BAKER | DICKSON | KINNEY | SAUNDERS |
| BARBEE | DOCKHAM | LUEBKE | SEXTON |
| BAREFOOT | EARLE | MCCOMAS | SHERRILL |
| BEALL | EASTERLING | MCCOMBS | SHUBERT |
| BONNER | EDDINS | MCCRARY | SMITH |
| BOWIE | ESPOSITO | MCMAHAN | STARNES |
| BOYD-MCINTYRE | GARDNER | MERCER | THOMPSON |
| BROWN | GOODWIN | MICHAUX | TOLSON |
| BRYANT | GRADY | MILLER | WAINWRIGHT |
| BUCHANAN | GRAY | MITCHELL | WARNER |
| CANSLER | GULLEY | MOORE | WARWICK |
| CAPPS | HALL | MORGAN | WATSON |
| CARPENTER | HARDAWAY | MORRIS | WEATHERLY |
| CHURCH | HARDY | MOSLEY | WILSON, C. |
| CLARY | HENSLEY | NEELY | WILSON, G. |
| COLE | HIATT | NICHOLS | WOMBLE |
| CRAWFORD | HIGHTOWER | NYE | WOOD |
| CREECH | HILL | OWENS | YONGUE |
| CULP | HOWARD | | |

NOES - 0

EXCUSED ABSENCE - 14

| | | | |
|----------|------------|------------|---------|
| ALDRIDGE | BRAWLEY | HACKNEY | NESBITT |
| ALLRED | CUNNINGHAM | KISER | SUTTON |
| BERRY | FITCH | MCALLISTER | WRIGHT |
| BRASWELL | FOX | | |

EXCUSED VOTE - 0

NOT VOTING - 12

| | | | |
|---------|--------|--------|----------|
| BADDOUR | ELLIS | INSKO | REYNOLDS |
| BLACK | HOLMES | MINER | ROGERS |
| BLUE | HURLEY | OLDHAM | TALLENT |



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1587

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

H1587-ALM-1

Date 7/16, 1998

Comm. Sub. []
Amends Title []

Senator Plyler

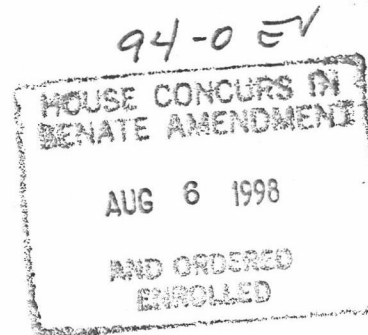
1 moves to amend the bill on page 1, lines 4 and 5,
2 by inserting between those lines the phrase "The General Assembly of
3 North Carolina enacts:".
4
5

SIGNED *[Signature]*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 46-0 FAILED _____ Tabled _____

J. Pruitt
7/16/98



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1588

MAY 27 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA462-LTX209(5.21)

Short Title: Revise Insurer Assessments.

(Public)

Sponsors: Representative Dockham.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO AMEND THE WORKERS'
3 COMPENSATION ACT AND THE INSURANCE LAWS TO REVISE THE
4 METHOD BY WHICH INSURANCE COMPANIES ARE ASSESSED.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 58-47-65(f)(3) reads as rewritten:
7 "(3) An individual application, under G.S. 58-47-125, of each member
8 applying for coverage in the proposed group on the inception date
9 of the proposed group, with a current GAAP financial statement of
10 ~~the~~ each member. The financial statements are confidential, but
11 the Commissioner may use them in any judicial or administrative
12 proceeding."
13 Section 2. G.S. 58-47-85(2)(c)2. reads as rewritten:
14 "2. Once every year files with the group the member's
15 most recent year-end balance sheet, which, at a
16 minimum, is compiled by an independent certified
17 public accountant. The balance sheet shall
18 demonstrate that the member's financial position does
19 not show a deficit equity and is appropriate for
20 membership in the group. At the request of the
21 Commissioner, the group shall make these filings
22 available for review. These filings shall be kept
23 confidential; provided that the Commissioner may use
24 that information in any judicial or administrative
25 proceeding."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1589

MAY 27 98

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7459-LL214(5.19)

Short Title: Davidson Road Squad Uniforms.

(Public)

Sponsors: Representative Dockham.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT INMATE ROAD SQUADS IN DAVIDSON
3 COUNTY SHALL WEAR UNIFORMS IDENTIFYING THEM AS INMATES.
4 The General Assembly of North Carolina enacts:
5 Section 1. The Department of Correction and the Department of
6 Transportation shall require all inmate road squads, maintenance road squads, and
7 community work crews working in Davidson County to wear horizontally striped
8 uniforms with stripes of three inches in width and color-coded by inmate
9 classification in a manner consistent with the color-coding used by Davidson County
10 for its road squads.
11 Section 2. There is appropriated from the General Fund to the
12 Department of Correction the sum of one thousand five hundred dollars (\$1,500) for
13 the 1998-99 fiscal year to provide uniforms required by this act.
14 Section 3. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1590

MAY 27 98

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1531-LTX210(5.20)

Short Title: Amend Insurance Finance/Fees.

(Public)

Sponsors: Representative Dockham.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL POLICY FORM FILING FEES AND HEALTH
3 MAINTENANCE ORGANIZATION ANNUAL REPORT FEES; TO INCREASE
4 CERTAIN COMPANY LICENSE RENEWAL FEES COLLECTED BY THE
5 DEPARTMENT OF INSURANCE; AND TO MAKE NECESSARY CHANGES
6 IN INSURER FINANCE LAWS.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 58-6-5 reads as rewritten:
9 "§ 58-6-5. Schedule of fees and charges.
10 (a) The Commissioner shall collect and pay into the State treasury fees and
11 charges as follows:
12 (1) For filing and examining an insurance company application for
13 ~~admission, licensing or for filing and examining a workers'~~
14 ~~compensation self-insurer's application for licensing, a~~
15 ~~nonrefundable~~ fee of two hundred fifty dollars (\$250.00), to be
16 submitted with ~~such filing; for filing and auditing annual statement,~~
17 ~~one hundred dollars (\$100.00); for filing any other papers required~~
18 ~~by law, twenty-five dollars (\$25.00); for each certificate of~~
19 ~~examination, condition, or qualification of company or association,~~
20 ~~fifteen dollars (\$15.00); for each seal when required, ten dollars~~
21 ~~(\$10.00); for a list of licensed insurance companies, ten dollars~~
22 ~~(\$10.00). the filing.~~
23 (2) Repealed by Session Laws 1977, c. 376, s. 2.
24 (3) ~~The Commissioner shall receive for copy~~ For a copy of any record
25 or paper in ~~his office~~ the Commissioner's office, a charge of fifty

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1591

MAY 27 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1520-LB279(5.18)

Short Title: Orange Condemnation Restriction.

(Local)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT REQUIRING THE CONSENT OF ORANGE COUNTY BEFORE LAND
3 IN THAT COUNTY MAY BE CONDEMNED OR ACQUIRED BY A UNIT OF
4 LOCAL GOVERNMENT OUTSIDE THAT COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 153A-15(c) reads as rewritten:
7 "(c) This section applies to Alamance, Alleghany, Anson, Ashe, Bertie, Bladen,
8 Brunswick, Burke, Buncombe, Cabarrus, Caldwell, Camden, Caswell, Catawba,
9 Cherokee, Clay, Cleveland, Columbus, Craven, Cumberland, Currituck, Davidson,
10 Davie, Duplin, Durham, Edgecombe, Forsyth, Franklin, Gaston, Graham, Granville,
11 Greene, Guilford, Halifax, Harnett, Haywood, Henderson, Hoke, Iredell, Jackson,
12 Johnston, Lee, Lincoln, Macon, Madison, Martin, McDowell, Mecklenburg,
13 Montgomery, Nash, New Hanover, Onslow, Orange, Pamlico, Pasquotank, Pender,
14 Perquimans, Person, Pitt, Polk, Richmond, Robeson, Rockingham, Rowan, Sampson,
15 Scotland, Stanly, Stokes, Surry, Swain, Transylvania, Union, Vance, Wake, Warren,
16 Watauga, Wilkes, and Yancey counties only. This section does not apply as to any:
17 (1) Condemnation; or
18 (2) Acquisition of real property or an interest in real property by a city
19 where the property to be condemned or acquired is within the
20 corporate limits of that city."
21 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1677
LEGISLATIVE DAY 148
91
READING 2
INSKO

EV
6/22/98
7:29 PM
IN CHAIR: SPEAKER

ORANGE CONDEMNATION RESTRICTION

AYES - 100

| | | | |
|---------------|------------|----------|------------|
| SPEAKER | DAVIS | INSKO | OWENS |
| ALDRIDGE | DEDMON | IVES | PRESTON |
| ALEXANDER | DICKSON | JARRELL | RAMSEY |
| ALLRED | DOCKHAM | JEFFUS | RAYFIELD |
| ARNOLD | EARLE | JUSTUS | REDWINE |
| BADDOUR | EASTERLING | KINNEY | REYNOLDS |
| BAKER | EDDINS | KISER | ROGERS |
| BARBEE | ELLIS | LUEBKE | RUSSELL |
| BEALL | FOX | MCCOMAS | SAUNDERS |
| BERRY | GARDNER | MCCOMBS | SEXTON |
| BLUE | GOODWIN | MCCRARY | SHUBERT |
| BONNER | GRADY | MCMAHAN | SMITH |
| BOYD-MCINTYRE | GULLEY | MERCER | STARNES |
| BROWN | HACKNEY | MICHAUX | SUTTON |
| BUCHANAN | HALL | MILLER | TALLENT |
| CANSLER | HARDAWAY | MINER | THOMPSON |
| CAPPS | HARDY | MITCHELL | TOLSON |
| CARPENTER | HENSLEY | MORGAN | WAINWRIGHT |
| CHURCH | HIATT | MORRIS | WARWICK |
| CLARY | HIGHTOWER | MOSLEY | WATSON |
| COLE | HILL | NEELY | WEATHERLY |
| CREECH | HOLMES | NESBITT | WILSON, C. |
| CULP | HOWARD | NICHOLS | WILSON, G. |
| CUNNINGHAM | HUNTER, H. | NYE | WRIGHT |
| DAUGHTRY | HUNTER, R. | OLDHAM | YONGUE |

NOES - 0

EXCUSED ABSENCE - 13

| | | | |
|-----------|----------|------------|----------|
| ADAMS | DECKER | GRAY | MOORE |
| BOWIE | ESPOSITO | HURLEY | SHERRILL |
| BRAWLEY | GAMBLE | MCALLISTER | WOOD |
| CULPEPPER | | | |

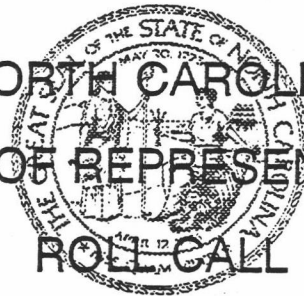
EXCUSED VOTE - 0

NOT VOTING - 7

| | | | |
|-------|----------|--------|--------|
| ALLEN | BRASWELL | FITCH | WOMBLE |
| BLACK | CRAWFORD | WARNER | |

H1591

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1898
LEGISLATIVE DAY 176
91SCS

8/10/98
7:44 PM
IN CHAIR: SPEAKER

INSKO

CERTAIN COUNTIES CONDEM. RESTRICTION
MOTION #11 - TO CONCUR IN SCS

AYES - 92

| | | | |
|---------------|------------|------------|------------|
| ADAMS | CULP | JARRELL | RAMSEY |
| ALEXANDER | CULPEPPER | JEFFUS | RAYFIELD |
| ALLEN | CUNNINGHAM | JUSTUS | REDWINE |
| ALLRED | DAUGHTRY | LUEBKE | REYNOLDS |
| ARNOLD | DAVIS | MCALLISTER | ROGERS |
| BADDOUR | DEDMON | MCCOMAS | RUSSELL |
| BAKER | DICKSON | MCCOMBS | SAUNDERS |
| BAREFOOT | DOCKHAM | MCCRARY | SEXTON |
| BEALL | EARLE | MCPAHAN | SHERRILL |
| BLACK | EDDINS | MERCER | SHUBERT |
| BLUE | ESPOSITO | MICHAUX | SMITH |
| BONNER | FOX | MILLER | STARNES |
| BOWIE | GOODWIN | MITCHELL | SUTTON |
| BOYD-MCINTYRE | GRADY | MOORE | TALLENT |
| BRAWLEY | GRAY | MORGAN | THOMPSON |
| BROWN | GULLEY | MORRIS | TOLSON |
| BRYANT | HALL | NEELY | WAINWRIGHT |
| BUCHANAN | HARDY | NESBITT | WARNER |
| CANSLER | HENSLEY | NICHOLS | WARWICK |
| CARPENTER | HIATT | NYE | WEATHERLY |
| CHURCH | HILL | OLDHAM | WILSON, G. |
| CLARY | HUNTER, H. | OWENS | WRIGHT |
| CREECH | INSKO | PRESTON | YONGUE |

NOES - 0

EXCUSED ABSENCE - 17

| | | | |
|----------|-----------|--------|------------|
| ALDRIDGE | HACKNEY | HURLEY | MOSLEY |
| CAPPS | HARDAWAY | IVES | WATSON |
| COLE | HIGHTOWER | KINNEY | WILSON, C. |
| DECKER | HOWARD | KISER | WOOD |
| GARDNER | | | |

EXCUSED VOTE - 0

NOT VOTING - 11

| | | | |
|---------|------------|--------|--------|
| SPEAKER | BRASWELL | ELLIS | MINER |
| BARBEE | CRAWFORD | FITCH | WOMBLE |
| BERRY | EASTERLING | HOLMES | |

H1591SCS

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

1592 MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3102-LGQ325(5.19)

Short Title: Care Trak System Funds.

(Public)

Sponsors: Representative Baker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE STOKES COUNTY MOUNTAIN
3 RESCUE TEAM TO IMPLEMENT THE CARE TRAK SYSTEM IN AN
4 ELEVEN COUNTY REGION.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to The Stokes
7 County Mountain Rescue Team, a nonprofit corporation, the sum of one hundred
8 forty-one thousand four hundred dollars (\$141,400) for the 1998-99 fiscal year to
9 enable The Stokes County Mountain Rescue Team to implement the Care Trak
10 System in Surry, Stokes, Rockingham, Guilford, Randolph, Forsyth, Davidson, Davie,
11 Iredell, Yadkin, and Wilkes Counties. The Care Trak System uses electronic
12 transmitters to locate missing persons with such illnesses as Alzheimer's Disease,
13 Down Syndrome, Traumatic Brain Injury, or Autism.
14 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1593 MAY 27 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1535-LK234(5.18)

Short Title: Alleghany/Sparta Bid Exemption.

(Local)

Sponsors: Representative Baker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT ALLEGHANY COUNTY AND THE TOWN OF SPARTA
3 FROM CERTAIN LAWS RELATED TO THE CONSTRUCTION,
4 PROCUREMENT, AND LEASING OF CRITICAL INFRASTRUCTURE
5 NEEDS.
6 The General Assembly of North Carolina enacts:
7 Section 1. Alleghany County and the Town of Sparta may contract for
8 the construction, procurement, and leasing of critical infrastructure needs including
9 an electrical power substation and water and sewer line extensions related to the
10 construction and operation of a new manufacturing plant currently under
11 construction and scheduled for operation by September, 1998. These contracts may
12 be negotiated and signed without being subject to the requirements of G.S. 143-128,
13 143-129, 143-131, and 143-132.
14 Section 2. This act is effective when it becomes law and expires on July
15 1, 1999.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1706/3--11:19 AM JUNE 25, 1998 LEGISLATIVE DAY 151

LT. GOVERNOR WICKER

-- Presiding

WEINSTEIN
LUMBERTON ECO./TOURIST DISTRICT

SENATE BILL 1104
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | FOXX | LUCAS | PURCELL |
| | | ALLRAN | GARWOOD | MARTIN R. | RAND |
| | | BALLANCE | GULLEY | MARTIN W. | REEVES |
| | | BALLANTINE | HARTSELL | MCDANIEL | RUCHO |
| | | BASNIGHT | HORTON | MILLER | SHAW L. |
| | | BLUST | HOYLE | MOORE | SHAW R. |
| | | CARRINGTON | JENKINS | ODOM | SOLES |
| | | CLARK | JORDAN | PAGE | WARREN |
| | | COOPER | KERR | PERDUE | WEINSTEIN |
| | | DANNELLY | KINNAIRD | PHILLIPS | WELLONS |
| | | EAST | LEDBETTER | PLYLER | WINNER |
| | | FORRESTER | LEE | | |

NO 0

EXCUSED 0

NOT CAST 2 COCHRANE WEBSTER

ABSENT 2 CARPENTER DALTON

PAIRS 0

AYE

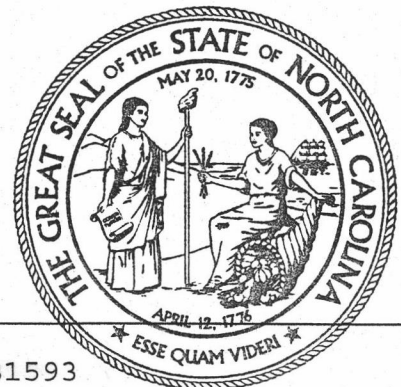
NO

BLOCK VOTE
SCB1202

SB1422

SCB1424

HCB1593



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1710/7--11:19 AM

JUNE 25, 1998

LEGISLATIVE DAY 151

LT. GOVERNOR WICKER

-- Presiding

BAKER
ALLEGHANY/SPARTA BID EXEMPTION
COM SUB/2ND EDITION

HOUSE BILL 1593
READING 2

| | | | | | |
|-----|----|------------|-----------|-----------|-----------|
| AYE | 46 | ALBERTSON | FOXX | LUCAS | PURCELL |
| | | ALLRAN | GARWOOD | MARTIN R. | RAND |
| | | BALLANCE | GULLEY | MARTIN W. | REEVES |
| | | BALLANTINE | HARTSELL | MCDANIEL | RUCHO |
| | | BASNIGHT | HORTON | MILLER | SHAW L. |
| | | BLUST | HOYLE | MOORE | SHAW R. |
| | | CARRINGTON | JENKINS | ODOM | SOLES |
| | | CLARK | JORDAN | PAGE | WARREN |
| | | COOPER | KERR | PERDUE | WEINSTEIN |
| | | DANNELLY | KINNAIRD | PHILLIPS | WELLONS |
| | | EAST | LEDBETTER | PLYLER | WINNER |
| | | FORRESTER | LEE | | |

NO 0

EXCUSED 0

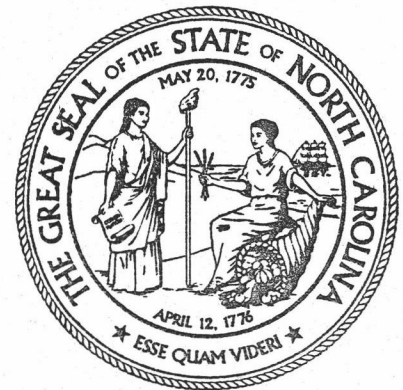
NOT CAST 2 COCHRANE WEBSTER

ABSENT 2 CARPENTER DALTON

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3103*-LC338(5.19)

Short Title: Franchise Distribution Repayment.

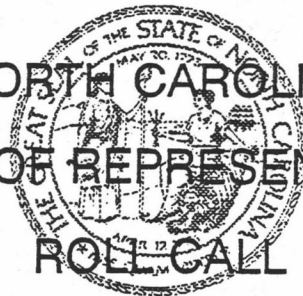
(Public)

Sponsors: Representative Weatherly.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO LIMIT THE LIABILITY OF THE TOWN OF COLUMBUS FOR
3 REPAYMENT OF ERRONEOUS FRANCHISE TAX DISTRIBUTIONS.
4 Whereas, G.S. 105-116.1 provides for distribution of certain utility
5 franchise tax proceeds to municipalities based on the amount of taxable utility sales
6 within each municipality; and
7 Whereas, due to an incorrect report by a utility, the Town of Columbus
8 received during a three-year period approximately one hundred eighty-seven
9 thousand dollars (\$187,000) of tax proceeds that should have been distributed to a
10 different municipality; and
11 Whereas, repayment of these funds to which the town was not entitled
12 would create a substantial hardship because of the town's small budget; Now,
13 therefore,
14 The General Assembly of North Carolina enacts:
15 Section 1. The Town of Columbus is required to repay only fifty
16 thousand dollars (\$50,000) of the one hundred eighty-seven thousand dollars
17 (\$187,000) distributed to it erroneously under G.S. 105-116.1.
18 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1661
LEGISLATIVE DAY 144
H1594
READING 2
WEATHERLY

EV
6/15/98
7:16 PM
IN CHAIR: SPEAKER

FRANCHISE DISTRIBUTION REPAY.

AYES - 72

| | | | |
|------------|-----------|----------|------------|
| SPEAKER | DAUGHTRY | JARRELL | RAMSEY |
| ADAMS | DEDMON | JUSTUS | RAYFIELD |
| ALEXANDER | DICKSON | KINNEY | REDWINE |
| ALLEN | DOCKHAM | LUEBKE | ROGERS |
| BAKER | FOX | MCCOMAS | SAUNDERS |
| BARBEE | GARDNER | MCCOMBS | SEXTON |
| BEALL | GRADY | MCCRARY | SMITH |
| BLACK | GRAY | MERCER | SUTTON |
| BONNER | GULLEY | MILLER | THOMPSON |
| BRAWLEY | HACKNEY | MINER | TOLSON |
| BROWN | HIATT | MITCHELL | WAINWRIGHT |
| BUCHANAN | HIGHTOWER | MOORE | WARWICK |
| CANSLER | HILL | MORGAN | WATSON |
| CHURCH | HOLMES | MORRIS | WEATHERLY |
| CLARY | HOWARD | NESBITT | WILSON, G. |
| CRAWFORD | HURLEY | NYE | WOMBLE |
| CULP | INSKO | OWENS | WOOD |
| CUNNINGHAM | IVES | PRESTON | YONGUE |

NOES - 23

| | | | |
|-----------|--------|------------|---------|
| ALDRIDGE | CREECH | HARDY | MICHAUX |
| ALLRED | DAVIS | HENSLEY | MOSLEY |
| BERRY | DECKER | HUNTER, H. | NEELY |
| BOWIE | EDDINS | HUNTER, R. | NICHOLS |
| CAPPS | ELLIS | JEFFUS | STARNES |
| CARPENTER | HALL | KISER | |

EXCUSED ABSENCE - 14

| | | | |
|----------|------------|----------|----------|
| BADDOUR | GAMBLE | MCMAHAN | RUSSELL |
| COLE | GOODWIN | OLDHAM | SHERRILL |
| EARLE | HARDAWAY | REYNOLDS | SHUBERT |
| ESPOSITO | MCALLISTER | | |

EXCUSED VOTE - 0

NOT VOTING - 11

| | | | |
|---------------|------------|---------|------------|
| ARNOLD | BRASWELL | FITCH | WILSON, C. |
| BLUE | CULPEPPER | TALLENT | WRIGHT |
| BOYD-MCINTYRE | EASTERLING | WARNER | |

H1594

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1997

1595 MAY 27 98

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3116-LM204(5.20)

Short Title: Wrightsville Beach Sprinkler Systems.

(Local)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO ADOPT
3 ORDINANCES REQUIRING SPRINKLER SYSTEMS IN CERTAIN
4 BUILDINGS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Notwithstanding any provision of the North Carolina State
7 Building Code or any general or local law to the contrary, including Chapter 143 of
8 the General Statutes, a city may require, by ordinance, the installation of sprinkler
9 systems in the following types of buildings that are constructed within the city or the
10 city's extraterritorial planning jurisdiction after the effective date of any ordinance
11 adopted by the city: (i) buildings in excess of 50 feet in height, (ii) nonresidential
12 buildings regardless of height, and (iii) residential buildings that have three or more
13 dwelling units regardless of height. The installation of sprinkler systems shall be
14 completed within a reasonable period of time, which shall be provided in any
15 ordinances adopted by the city.
16 Section 2. This act applies to the Town of Wrightsville Beach only.
17 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1596

MAY 27 98

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3115-LM205(5.20)

Short Title: Wrightsville Beach Parking Proceeds.

(Local)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE TOWN OF WRIGHTSVILLE BEACH TO USE
3 PROCEEDS FROM ON-STREET PARKING METERS IN THE SAME
4 MANNER IN WHICH PROCEEDS FROM OFF-STREET PARKING
5 FACILITIES ARE USED.
6 The General Assembly of North Carolina enacts:
7 Section 1. Notwithstanding G.S. 160A-301(a), a city may use the
8 proceeds from parking meters on public streets in the same manner in which
9 proceeds from off-street parking facilities are permitted under G.S. 160A-301(b).
10 Section 2. This act applies to the Town of Wrightsville Beach only.
11 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1997

1597 MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3056-LR282(5.19)

Short Title: New Hanover Local Act.

(Local)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO NEW HANOVER COUNTY AND TO THE
3 INCORPORATED MUNICIPALITIES IN THAT COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act relates to New Hanover County and to the
6 incorporated municipalities located therein.
7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

1598

MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8289-LG312(5.14)

Short Title: Cued Speech Center Funds.

(Public)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC
3 INSTRUCTION TO ENABLE THE CUED SPEECH CENTER TO PROVIDE
4 SERVICES TO HEARING IMPAIRED CHILDREN.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Public Instruction the sum of one hundred eighty-five thousand dollars
8 (\$185,000) for the 1998-99 fiscal year to be allocated to the Cued Speech Center in
9 Wake County to enable the continuation of needed services to hearing impaired
10 children. These funds shall be allocated as follows:
11 (1) Preschool services \$ 90,000
12 (2) Transitional and resources services 95,000
13 Total \$185,000.
14 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED 1599 MAY 27 98

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8291-LR283(5.19)

Short Title: New Hanover Co. Funds.

(Public)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO NEW HANOVER COUNTY FOR
3 CERTAIN PUBLIC PURPOSES.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the County
6 of New Hanover a sum for the 1998-99 fiscal year to support certain public purposes
7 in that county.
8 Section 2. This act becomes effective July 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

1600

MAY 27 98

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3091-LG347(5.20)

Short Title: CFCC Public Safety Ctr Funds.

(Public)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 COMMUNITY COLLEGES FOR PLANNING AND INITIAL DEVELOPMENT
4 OF A REGIONAL PUBLIC SAFETY TRAINING CENTER AT THE NORTH
5 CAMPUS OF THE CAPE FEAR COMMUNITY COLLEGE.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Community Colleges the sum of six hundred fifty thousand dollars
9 (\$650,000) for the 1998-99 fiscal year to be used for planning and initial development
10 of a regional Public Safety Training Center at the North Campus of the Cape Fear
11 Community College.
12 Section 2. This act becomes effective July 1, 1998.