

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH4030*-LNZ056(2.6)V2

H.D. FILED D

0201 FEB 13 97

HOUSE PRINCIPAL CLERK

Short Title: Adoption Technical/Minor Amendments.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE TECHNICAL, CLARIFYING, AND SIMILAR MINOR
3 CHANGES TO CHAPTER 48 OF THE GENERAL STATUTES AS
4 RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 48-2-305 reads as rewritten:

7 "§ 48-2-305. **Petition for adoption; additional documents.**

8 At the time the petition is filed, the petitioner shall file or cause to be filed the
9 following documents:

- 10 (1) Any required affidavit of parentage executed pursuant to G.S. 48-
11 3-206;
12 (2) Any required consent or relinquishment that has been executed;
13 (3) A certified copy of any court order terminating the rights and
14 duties of a parent or a guardian of the adoptee;
15 (4) A certified copy of any court order or pleading in a pending
16 proceeding concerning custody of or visitation with the adoptee;
17 (5) A copy of any required preplacement assessment certified by the
18 agency that prepared it or an affidavit from the petitioner stating
19 why the assessment is not available;
20 (6) A ~~certified~~ copy of any document containing the information
21 required under G.S. 48-3-205 concerning the health, social,
22 educational, and genetic history of the adoptee and the adoptee's
23 original family which the petitioner received before the placement
24 or at any later time, certified by the person that prepared it, or if

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997 0202

FILED
FEB 13 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2056*-LDZ040(2.4)

Short Title: Increase Minimum Upset Amount.

(Public)

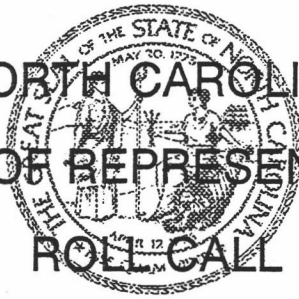
Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE MINIMUM AMOUNT BY WHICH AN UPSET BID
3 ON REAL PROPERTY IN JUDICIAL SALES AND EXECUTION SALES
4 MUST EXCEED THE REPORTED SALE PRICE, AS RECOMMENDED BY
5 THE GENERAL STATUTES COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 1-339.25(a) reads as rewritten:
8 "(a) An upset bid is an advanced, increased or raised bid whereby a person offers
9 to purchase real property theretofore sold, for an amount exceeding the reported sale
10 price by ten percent (10%) of the first ~~\$1000~~ one thousand dollars (\$1,000) thereof
11 plus five percent (5%) of any excess above ~~\$1000~~ one thousand dollars (\$1,000), but
12 in any event with a minimum increase of ~~\$25~~ seven hundred fifty dollars (\$750.00),
13 such increase being deposited in cash, or by certified check or cashier's check
14 satisfactory to the said clerk, with the clerk of the superior court, with whom the
15 report of the sale was filed, within ten days after the filing of such report; such
16 deposit to be made with the clerk of superior court before the expiration of the tenth
17 day, and if the tenth day shall fall upon a Sunday or holiday, or upon a day in which
18 the office of the clerk is not open for the regular dispatch of its business, the deposit
19 may be made on the day following when said office is open for the regular dispatch
20 of its business. An upset bid need not be in writing, and the timely deposit with the
21 clerk of the required amount, together with an indication to the clerk as to the sale to
22 which it is applicable, is sufficient to constitute the upset bid, subject to the provisions
23 of subsection (b)."
24 Section 2. G.S. 1-339.64(a) reads as rewritten:

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

EV

63
LEGISLATIVE DAY 20
H202 HCS
READING 2
CULPEPPER

3/04/97
2:34 PM
IN CHAIR: SPEAKER

INCREASE MINIMUM UPSET AMOUNT

AYES - 114

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
EARLE
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY
INSKO

IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
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
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 1

HARDY

EXCUSED ABSENCE - 3

CLARY

DOCKHAM

GRADY

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

EASTERLING

H202 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 125/6-- 3:25 PM

MARCH 20, 1997

LEGISLATIVE DAY 30

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
INCREASE MINIMUM UPSET AMOUNT
SENATE COM SUB/3RD EDITION

HOUSE BILL 202
READING 2

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	RUCHO
		BLUST	GARWOOD	MARTIN R.	SHAW L.
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HORTON	MILLER	WEBSTER
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		CONDER	JORDAN	PAGE	WELLONS
		COOPER	KERR	PERDUE	WINNER
		DALTON	KINCAID	PHILLIPS	
NO	1	BALLANCE			

EXCUSED 0

NOT CAST 0

ABSENT 2 HOYLE

SHAW R.

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

688
LEGISLATIVE DAY 65
H202 SCS

EV
5/21/97
2:22 PM
IN CHAIR: SPEAKER

CULPEPPER

INCREASE MINIMUM UPSET AMOUNT
MOTION #11 - TO CONCUR

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 4

ALEXANDER	BLUE	KINNEY	MCCOMBS
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EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	GULLEY	MILLER	RAYFIELD
GRAY	HOLMES		

H202 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HR FILED
0203 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7043*-LDZ051(2.6)

Short Title: Courts Supplement Clark's Calendar.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO SUPPLEMENT CLARK'S CALENDAR, WHICH MAY BE
3 INTRODUCED IN EVIDENCE, AS RECOMMENDED BY THE GENERAL
4 STATUTES COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 8-48 reads as rewritten:
7 "**§ 8-48. Clark's Calendar; proof of dates.**
8 (a) In any controversy or inquiry in any court or before any fact finding board,
9 commission, administrative agency or other body, where it becomes necessary or
10 pertinent to determine any information which may be established by reference to a
11 calendar for any year between the years ~~one thousand seven hundred and fifty-three~~
12 1753 A.D. and ~~two thousand and two, anno domini,~~ 2002 A.D., inclusive, it is
13 permissible to introduce in evidence 'Clark's Calendar, a Calendar Covering 250
14 Years, 1753 A.D. to 2002 A.D.,' as supplemented, copyrighted, 1940, by E. D. Clark,
15 Entry: Class AA, Number ~~three hundred and twenty-eight thousand five hundred and~~
16 ~~seventy-three,~~ 328,573, Copyright Office of the United States of America,
17 Washington, or any reprint of ~~said one thousand nine hundred and forty the 1940~~
18 edition certified by the Secretary of State to be an accurate copy ~~thereof; of it,~~ and
19 ~~such the~~ the calendar or reprint, when so introduced, shall be prima facie evidence that
20 the information disclosed by ~~said the~~ the calendar or reprint ~~thereof~~ is true and correct.
21 (b) The Secretary of State shall prepare and publish a perpetual calendar similar
22 to Clark's Calendar covering years beginning with 2003 A.D. The perpetual calendar
23 published by the Secretary of State shall be admissible in evidence to the same
24 degree and in the same manner as Clark's Calendar for years beginning with 2003."
25 Section 2. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

80
LEGISLATIVE DAY 22
H203
READING 2
CULPEPPER

EV
3/06/97
2:00 PM
IN CHAIR: SPEAKER

COURTS SUPPLEMENT CLARK'S CALENDAR

AYES - 109

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

NOES - 0

BRAWLEY	ELLIS	EXCUSED ABSENCE - 4	FOX	REDWINE
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EXCUSED VOTE - 0

SPEAKER	BLACK	NOT VOTING - 7	EASTERLING	SHERRILL
ALDRIDGE	BLUE		MICHAUX	

H203

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 616/3-- 1:20 PM

MAY 7, 1997

LEGISLATIVE DAY 57

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
COURTS SUPPLEMENT CLARK'S CALENDAR

HOUSE BILL 203
READING 2

AYE	49	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEDBETTER	RAND
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARWOOD	LUCAS	SHAW L.
		BLUST	GULLEY	MARTIN R.	SHAW R.
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HORTON	MCDANIEL	WARREN
		CLARK	HOYLE	MILLER	WEBSTER
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		CONDER	JORDAN	PAGE	WELLONS
		COOPER	KERR	PERDUE	WINNER
		DALTON			

NO 0

EXCUSED 0

NOT CAST 1 REEVES

ABSENT 0

PAIRS 0

AYE
NO

(CONTINUED)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 620/7-- 1:35 PM

MAY 7, 1997

LEGISLATIVE DAY 57

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
COURTS SUPPLEMENT CLARK'S CALENDAR

HOUSE BILL 203
READING 2

AYE	50	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	RUCHO
		BASNIGHT	GARWOOD	MARTIN R.	SHAW L.
		BLUST	GULLEY	MARTIN W.	SHAW R.
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HORTON	MILLER	WARREN
		CLARK	HOYLE	ODOM	WEBSTER
		COCHRANE	JENKINS	PAGE	WEINSTEIN
		CONDER	JORDAN	PERDUE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
		DALTON	KINCAID		
NO	0				

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	



GENERAL ASSEMBLY
SENATE

(PY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 620/7-- 1:35 PM MAY 7, 1997 LEGISLATIVE DAY 57

LT. GOVERNOR WICKER

-- Presiding

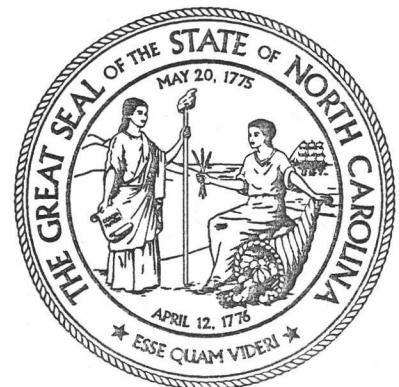
CULPEPPER
COURTS SUPPLEMENT CLARK'S CALENDAR

HOUSE BILL 203
READING 2

RECORDED

AYE 1 REEVES
ADJUSTED TOTAL
AYE 50
NO 0
NOT CAST 0
ABSENT 0

(PY)



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0204 FEB 13 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH7022*-RSZ008(1.24)

Short Title: Foreclosure Filing Fees.

(Public)

Sponsors: Representatives Neely, Culpepper, Hensley, R. Hunter, and McCrary.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO RAISE THE FORECLOSURE FILING FEES.

3 The General Assembly of North Carolina enacts:

4 Section 1. G.S. 7A-308(a) reads as rewritten:

5 "(a) The following miscellaneous fees and commissions shall be collected by the
6 clerk of superior court and remitted to the State for the support of the General Court
7 of Justice:

8 (1) Foreclosure under power of sale in deed of trust or
9 mortgage \$25.00 \$30.00

10 ~~Plus if the property is sold pursuant to the power of sale,~~
11 ~~an additional sum of thirty cents (30¢) per one hundred~~
12 ~~dollars (\$100.00), or major fraction thereof, of the final sale~~
13 ~~price shall be collected. In no case shall the additional sum~~
14 ~~exceed two hundred dollars (\$200.00). If the property is~~
15 ~~sold under the power of sale, an additional amount will be~~
16 ~~charged, determined by the following formula: thirty cents~~
17 ~~(30¢) per one hundred dollars (\$100.00), or major fraction~~
18 ~~thereof, of the final sale price. If the amount determined by~~
19 ~~the formula is less than ten dollars (\$10.00), a minimum ten~~
20 ~~dollar (\$10.00) fee will be collected. If the amount~~
21 ~~determined by the formula is more than two hundred dollars~~
22 ~~(\$200.00), a maximum two hundred dollar (\$200.00) fee will~~
23 ~~be collected.~~

24 (2) Proceeding supplemental to execution 20.00

25 (3) Confession of judgment 15.00

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

3/25/97

2:15 PM

IN CHAIR: SPEAKER

177

LEGISLATIVE DAY 32

H204

READING 2

NEELY

FORECLOSURE FILING FEES

AYES - 116

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

NOES - 0

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

HARDAWAY

MORRIS

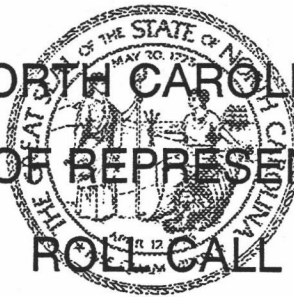
REYNOLDS

H204

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



RC

3/26/97

2:31 PM

IN CHAIR: SPEAKER

187
LEGISLATIVE DAY 33
H204
READING 3
NEELY

FORECLOSURE FILING FEES

AYES - 114

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CUNNINGHAM
DAUGHTRY

DAVIS
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY

INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
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
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 2

CULPEPPER

IVES

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

CRAWFORD

DECKER

ELLIS

H204

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 671/5-- 2:27 PM

MAY 14, 1997

LEGISLATIVE DAY 61

SENATOR BASNIGHT

-- Presiding

NEELY
FORECLOSURE FILING FEES

HOUSE BILL 204
READING 2

AYE	48	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEDBETTER	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BASNIGHT	GARWOOD	LUCAS	SHAW L.
		BLUST	GULLEY	MARTIN R.	SHAW R.
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HORTON	MCDANIEL	WARREN
		COCHRANE	HOYLE	MILLER	WEBSTER
		CONDER	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PAGE	WELLONS
		DALTON	KERR	PERDUE	WINNER
NO	1	CLARK			

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



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 681/1--12:25 PM MAY 15, 1997 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER

-- Presiding

NEELY
FORECLOSURE FILING FEES

HOUSE BILL 204
READING 3

AYE	44	ALBERTSON	DALTON	LEDBETTER	PLYLER
		ALLRAN	EAST	LEE	RAND
		BALLANCE	FORRESTER	LUCAS	REEVES
		BALLANTINE	FOXX	MARTIN R.	SHAW L.
		BASNIGHT	GULLEY	MARTIN W.	SHAW R.
		BLUST	HARTSELL	MCDANIEL	SOLES
		CARPENTER	HOYLE	MILLER	WARREN
		CARRINGTON	JENKINS	ODOM	WEBSTER
		COCHRANE	JORDAN	PAGE	WEINSTEIN
		CONDER	KERR	PERDUE	WELLONS
		COOPER	KINNAIRD	PHILLIPS	WINNER
NO	2	CLARK	RUCHO		

EXCUSED 0

NOT CAST 0

ABSENT 4 DANNELLY

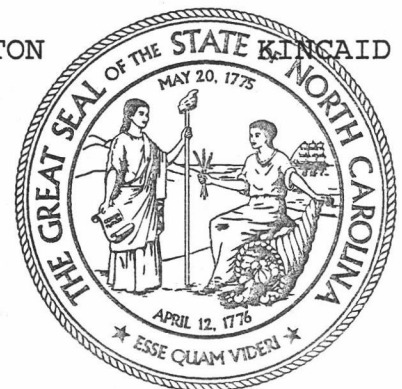
GARWOOD

HORTON

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRHA149*-LJZ011(2.6)

H.B. FILED
0205 FEB 13 97
D
HOUSE PRINCIPAL CLERK

Short Title: Modify Two DMV Definitions.

(Public)

Sponsors: Representative Bowie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE DEFINITIONS OF "OUT-OF-STATE DRIVING
3 CONVICTION" AND "MOPED" USED IN THE MOTOR VEHICLE LAWS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-4.01(4a) reads as rewritten:
6 "(4a) Conviction. -- A conviction for an offense committed in North
7 Carolina or another state:
8 a. In-State. When referring to an offense committed in North
9 Carolina, the term means any of the following:
10 1. A final conviction of a criminal offense, including a
11 no contest plea.
12 2. A determination that a person is responsible for an
13 infraction, including a no contest plea.
14 3. An unvacated forfeiture of cash in the full amount of
15 a bond required by Article 26 of Chapter 15A of the
16 General Statutes.
17 4. A third or subsequent prayer for judgment continued
18 within any five-year period.
19 b. Out-of-State. When referring to an offense committed
20 outside North Carolina, the term means any of the
21 following:
22 1. An unvacated adjudication of ~~guilt~~. guilt, including a
23 no contest plea.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH8028*-LJZ15(2.6)

FILED
0206 FEB 13 97
HOUSE PRINCIPAL CLERK

D

Short Title: DMV Head Is a DOT Deputy.

(Public)

Sponsors: Representative Bowie.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO IMPLEMENT A RECOMMENDATION OF THE PERFORMANCE
3 AUDIT OF THE DIVISION OF MOTOR VEHICLES OF THE DEPARTMENT
4 OF TRANSPORTATION BY ELIMINATING THE POSITION OF
5 COMMISSIONER OF MOTOR VEHICLES AND ALLOWING THE
6 SECRETARY OF TRANSPORTATION TO DESIGNATE A DEPUTY TO BE
7 THE HEAD OF THE DIVISION.

8 The General Assembly of North Carolina enacts:

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

10 "§ 20-1. Division of Motor Vehicles established.

11 The Division of Motor Vehicles of the Department of Transportation is
12 established. This Chapter sets out the powers and duties of the Division. The
13 Secretary of Transportation shall administer the Division. The Secretary may
14 delegate to a Deputy of the Department of Transportation or another employee of the
15 Department any duty of the Secretary concerning the administration of the Division."

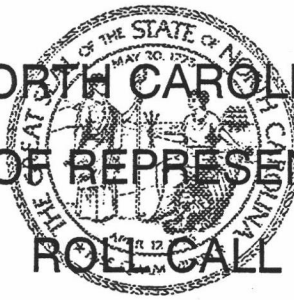
16 Section 2. G.S. 20-2 reads as rewritten:

17 "§ 20-2. ~~Commissioner of Motor Vehicles;~~ Authority to adopt rules.

18 ~~(a) Commissioner and Assistants. — The Division of Motor Vehicles shall be~~
19 ~~administered by the Commissioner of Motor Vehicles, who shall be appointed by and~~
20 ~~serve at the pleasure of the Secretary of the Department of Transportation. The~~
21 ~~Commissioner shall be paid an annual salary to be fixed by the General Assembly in~~
22 ~~the Current Operations Appropriations Act and allowed his traveling expenses as~~
23 ~~allowed by law.~~

24 ~~In any action, proceeding, or matter of any kind, to which the Commissioner of~~
25 ~~Motor Vehicles is a party or in which he may have an interest, all pleadings, legal~~

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EV

3/18/97
2:53 PM

IN CHAIR: SPEAKER

142
LEGISLATIVE DAY 28
H206
READING 2
BOWIE

DM MOTOR VECH. HEAD IS DEPT. TRANS. DEPUTY
MOTION #3 - *PREVIOUS QUESTION*

AYES - 82

ALDRIDGE	DICKSON	INSKO	RAYFIELD
ARNOLD	DOCKHAM	IVES	REYNOLDS
BADDOUR	EARLE	JEFFUS	ROGERS
BAKER	EASTERLING	KISER	RUSSELL
BARBEE	EDDINS	MCCOMAS	SAUNDERS
BEALL	ELLIS	MCCOMBS	SEXTON
BLACK	ESPOSITO	MCMAHAN	SHERRILL
BOWIE	FOX	MERCER	SHUBERT
BOYD-MCINTYRE	GARDNER	MINER	STARNES
BRASWELL	GOODWIN	MITCHELL	TALLENT
BROWN	GRADY	MOORE	THOMPSON
CANSLER	GULLEY	MORGAN	TOLSON
CAPPS	HALL	MORRIS	WAINWRIGHT
CHURCH	HARDAWAY	MOSLEY	WARWICK
CLARY	HIATT	NEELY	WATSON
COLE	HIGHTOWER	NESBITT	WEATHERLY
CREECH	HILL	NICHOLS	WILKINS
CULPEPPER	HOLMES	NYE	WILSON, C.
DAUGHTRY	HOWARD	OWENS	WILSON, G.
DAVIS	HUNTER, R.	RAMSEY	YONGUE
DECKER	HURLEY		

NOES - 30

ADAMS	CUNNINGHAM	JUSTUS	REDWINE
ALLRED	DEDMON	KINNEY	SMITH
BERRY	FITCH	LUEBKE	SUTTON
BLUE	GAMBLE	MCALLISTER	WARNER
BRAWLEY	HACKNEY	MCCRARY	WOMBLE
BUCHANAN	HARDY	MICHAUX	WOOD
CARPENTER	HENSLEY	MILLER	WRIGHT
CRAWFORD	HUNTER, H.		

EXCUSED ABSENCE - 5

ALEXANDER	CULP	GRAY	PRESTON
BONNER			

EXCUSED VOTE - 0

SPEAKER	JARRELL	OLDHAM
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NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/18/97

2:54 PM

IN CHAIR: SPEAKER

143
LEGISLATIVE DAY 28
H206
READING 2
BOWIE

DIV. MOTOR VECH. HEAD IS DEPT. TRANS. DEPUTY

AYES - 48

ALLRED	DOCKHAM	JEFFUS	NYE
ARNOLD	ESPOSITO	JUSTUS	OWENS
BADDOUR	GARDNER	LUEBKE	REYNOLDS
BARBEE	HACKNEY	MCCRARY	ROGERS
BOWIE	HALL	MCMAHAN	RUSSELL
BROWN	HARDAWAY	MERCER	SEXTON
CHURCH	HIGHTOWER	MILLER	SHUBERT
CLARY	HILL	MINER	TALLENT
CRAWFORD	HOLMES	MOORE	TOLSON
CULPEPPER	HOWARD	MORGAN	WATSON
DAUGHTRY	HUNTER, R.	MOSLEY	WILKINS
DICKSON	IVES	NEELY	YONGUE

NOES - 65

ADAMS	DAVIS	HUNTER, H.	REDWINE
ALDRIDGE	DECKER	HURLEY	SAUNDERS
BAKER	DEDMON	INSKO	SHERRILL
BEALL	EARLE	KINNEY	SMITH
BERRY	EASTERLING	KISER	STARNES
BLACK	EDDINS	MCALLISTER	SUTTON
BLUE	ELLIS	MCCOMAS	THOMPSON
BOYD-MCINTYRE	FITCH	MCCOMBS	WAINWRIGHT
BRASWELL	FOX	MICHAUX	WARNER
BRAWLEY	GAMBLE	MITCHELL	WARWICK
BUCHANAN	GOODWIN	MORRIS	WEATHERLY
CANSLER	GRADY	NESBITT	WILSON, C.
CAPPS	GULLEY	NICHOLS	WILSON, G.
CARPENTER	HARDY	OLDHAM	WOMBLE
COLE	HENSLEY	RAMSEY	WOOD
CREECH	HIATT	RAYFIELD	WRIGHT
CUNNINGHAM			

EXCUSED ABSENCE - 5

ALEXANDER	CULP	GRAY	PRESTON
BONNER			

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	JARRELL
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GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH2066*-RWZ014(2.6)

H.B. FILED
0207 FEB 13 97
HOUSE PRINCIPAL CLERK

Short Title: Reduce DMV Enforcement Positions.

(Public)

Sponsors: Representative Bowie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REDUCE THE NUMBER OF POSITIONS IN THE DIVISION OF
3 MOTOR VEHICLES ENFORCEMENT SECTION.
4 The General Assembly of North Carolina enacts:
5 Section 1. Fifty positions in the Enforcement Section of the Division of
6 Motor Vehicles of the Department of Transportation are eliminated effective July 1,
7 1998.
8 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0208 FEB 13 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4020*-RW232(2.5)

Short Title: No Fee for Mail-In Registration.

(Public)

Sponsors: Representative Bowie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ELIMINATE THE ONE-DOLLAR FEE FOR MAIL-IN VEHICLE
3 REGISTRATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-85.1 reads as rewritten:
6 "**§ 20-85.1. Registration by mail; one-day title service; fees.**
7 (a) The owner of a vehicle registered in North Carolina may renew that vehicle
8 registration by mail. ~~A postage and handling fee of one dollar (\$1.00) per vehicle to~~
9 ~~be registered shall be charged for this service.~~
10 (b) The Commissioner and the employees of the Division designated by the
11 Commissioner may prepare and deliver upon request a certificate of title, charging a
12 fee of fifty dollars (\$50.00) for one-day title service, in lieu of the title fee required by
13 G.S. 20-85(a). The fee for one-day title service must be paid by cash or by certified
14 check. The fee collected under this subsection shall be credited to the Highway Trust
15 Fund.
16 ~~(c) The fee collected under subsection (a) shall be credited to the Highway Fund.~~
17 ~~The fee collected under subsection (b) shall be credited to the Highway Trust Fund."~~
18 Section 2. This act becomes effective December 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0209 FEB 13 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRHA148-RWX200(1.29)

Short Title: Motor Vehicle Salvage Changes.

(Public)

Sponsors: Representatives Bowie, McMahan, Barbee, and Miner.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REDUCE BY HALF THE NUMBER OF SALVAGE INSPECTIONS
3 PERFORMED BY DMV ENFORCEMENT AND TO ELIMINATE ISSUANCE
4 OF UNBRANDED TITLES FOR VEHICLES BRANDED IN OTHER STATES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 20-71.3 reads as rewritten:
7 "**§ 20-71.3. Titles and registration cards to be branded.**
8 Motor Vehicle certificates of title and registration cards issued pursuant to G.S. 20-
9 57 shall be branded. As used herein 'branded' means that the title and registration
10 card shall contain a designation that discloses if the vehicle is classified as (a) Flood
11 Vehicle, (b) Non-U.S.A. Vehicle, (c) Reconstructed Vehicle, (d) Salvage Motor
12 Vehicle, or (e) Salvage Rebuilt Vehicle or other classification authorized by law.
13 Any motor vehicle damaged by collision or other occurrence up to six model years
14 old which is to be retitled in this State shall be subject to preliminary and final
15 inspections by the Enforcement Section of the Division, and the Division shall refuse
16 to issue a title to a vehicle up to six model years old which has not undergone a
17 preliminary inspection. These inspections serve as an antitheft measure and in no
18 way should be construed to certify the safety or roadworthiness of a vehicle. Any
19 motor vehicle which has been branded in another state shall be branded with the
20 nearest applicable brand specified in this section, except that no junk vehicle or
21 vehicle that has been branded junk in another state shall be titled or registered. A
22 ~~motor vehicle titled in another state and damaged by collision or other occurrence~~
23 ~~may be repaired and an unbranded title issued in North Carolina only if the cost of~~
24 ~~repairs, including parts and labor, does not exceed seventy-five percent (75%) of its~~
25 ~~fair market retail value.~~ The Commissioner shall prepare necessary forms and may

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH8022*-RFZ11(1.29)

H.B. FILED
0210 FEB 13 97
HOUSE PRINCIPAL CLERK D

Short Title: Ag Dept. Name Change.

(Public)

Sponsors: Representative Brown.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE NAME OF THE NORTH CAROLINA
3 DEPARTMENT OF AGRICULTURE TO THE NORTH CAROLINA
4 DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 19A-22 reads as rewritten:
7 "**§ 19A-22. Animal Welfare Section in Animal Health Division of Department of**
8 **Agriculture created; Director.**
9 There is hereby created within the Animal Health Division of the North Carolina
10 Department of ~~Agriculture~~, Agriculture and Consumer Services, a new section
11 thereof, to be known as the Animal Welfare Section of said division.
12 The Commissioner of Agriculture is hereby authorized to appoint a Director of
13 said section whose duties and authority shall be determined by the Commissioner
14 subject to the approval of the Board of Agriculture and subject to the provisions of
15 this Article.
16 Section 2. G.S. 19A-23(8) reads as rewritten:
17 "(8) 'Director' means the Director of the Animal Welfare Section of
18 the Animal Health Division of the Department of ~~Agriculture~~.
19 Agriculture and Consumer Services."
20 Section 3. G.S. 62-102(b)(6) reads as rewritten:
21 "(6) The Department of ~~Agriculture~~, Agriculture and Consumer
22 Services."
23 Section 4. G.S. 66-58(b)(2) reads as rewritten:
24 "(2) The Department of Human Resources, the Department of
25 Environment, Health, and Natural Resources, or the Department of

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

45

LEGISLATIVE DAY 18

H210

READING 2

BROWN

2/27/97

2:22 PM

IN CHAIR: SPEAKER

AGRICULTURE DEPT NAME CHANGE

AYES - 104

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

NOES - 4

ALLRED	GARDNER	HARDAWAY	LUEBKE
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EXCUSED ABSENCE - 5

CLARY	MCALLISTER	NEELY	NESBITT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BLACK	HUNTER, R.	WRIGHT
BARBEE	BLUE	MICHAUX	

H210



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 210

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

H210V1-ART-001.01

Date 6/19, 1997

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

Senator Albertson

- 1 moves to amend the bill on page 4, line 43, through page 5, line 42,
2 by deleting those lines;
3
4 on page 17, lines 6 through 31,
5 by deleting those lines; and
6
7 on page 27, line 21,
8 by rewriting that line to read:
9
10 "Section. 110. This act becomes effective 1 July 1997."

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 46-0 FAILED _____ TABLED _____
6/19/97
J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 959/20--12:41 PM

JUNE 19, 1997

LEGISLATIVE DAY 82

SENATOR BASNIGHT

-- Presiding

BROWN
AGRICULTURAL DEPT. NAME CHANGE

HOUSE BILL 210

AMEND 1

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

NO 0

EXCUSED 0

NOT CAST 3 EAST

KINCAID

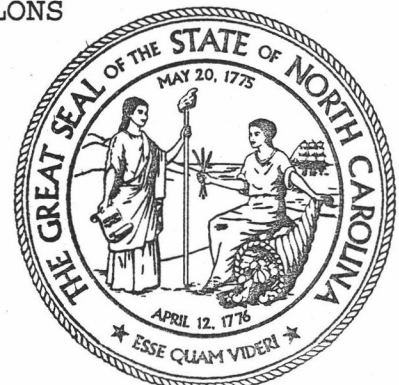
WELLONS

ABSENT 1 KERR

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NTINUED)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 210

DATE 6-19-97

S. B. No. _____

Amendment No. 2

(to be filled in by
Principal Clerk)

Rep.) RAND
Sen.) _____

moves to amend the bill on page 8, line 2 ^{AEC}

by Striking the entire sentence beginning on line 2 and continuing
on line 3 AEC ~~four~~ which begins with the words
"A member of the Committee".

SIGNED Arthur L. Rand

ADOPTED ☒ 47-0 FAILED _____ TABLED _____
J. P. Smith 6/19/97

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 960/21--12:43 PM

JUNE 19, 1997

LEGISLATIVE DAY 82

SENATOR BASNIGHT

-- Presiding

BROWN
AGRICULTURAL DEPT. NAME CHANGE

HOUSE BILL 210

AMEND 2

AYE	47	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	GULLEY	MCDANIEL	WARREN
		CARRINGTON	HARTSELL	MILLER	WEBSTER
		CLARK	HORTON	ODOM	WEINSTEIN
		COCHRANE	HOYLE	PAGE	WELLONS
		CONDER	JENKINS	PERDUE	WINNER
		COOPER	JORDAN	PLYLER	

NO 0

EXCUSED 0

NOT CAST 1 PHILLIPS

ABSENT 2 KERR KINCAID

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 961/22--12:55 PM JUNE 19, 1997 LEGISLATIVE DAY 82

LT. GOVERNOR WICKER

-- Presiding

BROWN
AGRICULTURAL DEPT. NAME CHANGE

HOUSE BILL 210
READING 2

AYE	34	ALBERTSON ALLRAN BALLANCE BASNIGHT CARPENTER CARRINGTON CONDER COOPER DALTON	DANNELLY EAST FORRESTER GARWOOD JENKINS JORDAN KINNAIRD LEDBETTER LEE	LUCAS MARTIN R. MILLER ODOM PAGE PERDUE PHILLIPS PLYLER	RAND REEVES SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS
NO	12	BALLANTINE BLUST CLARK	COCHRANE FOXX GULLEY	HORTON MARTIN W. MCDANIEL	RUCHO WEBSTER WINNER

EXCUSED 0

NOT CAST 1 HARTSELL

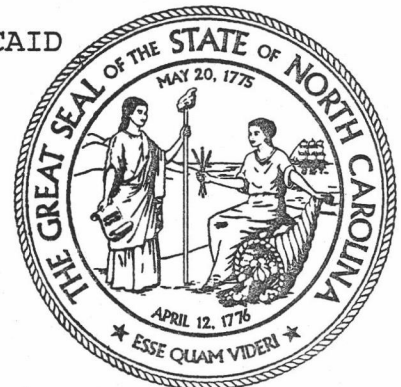
ABSENT 3 HOYLE

KERR

KINCAID

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 969/30-- 1:38 PM

JUNE 19, 1997

LEGISLATIVE DAY 82

SENATOR BASNIGHT

-- Presiding

BROWN
AGRICULTURAL DEPT. NAME CHANGE

HOUSE BILL 210

AMEND 1

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

NO 0

EXCUSED 0

NOT CAST 2 EAST KINCAID

ABSENT 1 KERR

PAIRS 0

AYE
NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 969/30-- 1:38 PM JUNE 19, 1997 LEGISLATIVE DAY 82

SENATOR BASNIGHT

-- Presiding

BROWN
AGRICULTURAL DEPT. NAME CHANGE

HOUSE BILL 210

AMEND 1

RECORDED

AYE 1 WELLONS

ADJUSTED TOTAL

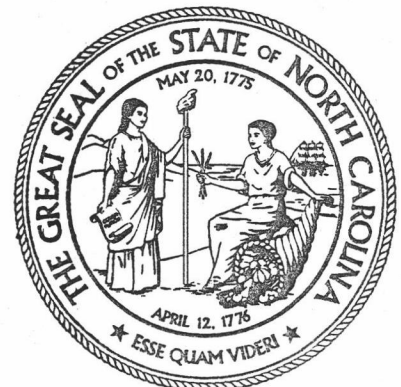
AYE 47

NO 0

NOT CAST 2

ABSENT 1

OPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 987/18-- 8:41 PM JUNE 23, 1997 LEGISLATIVE DAY 83

LT. GOVERNOR WICKER

-- Presiding

BROWN
AGRICULTURAL DEPT. NAME CHANGE

HOUSE BILL 210
READING 3

AYE	37	ALBERTSON ALLRAN BALLANCE BASNIGHT BLUST CARPENTER CARRINGTON CONDER COOPER DALTON	DANNELLY EAST FORRESTER GARWOOD HARTSELL HOYLE JENKINS KERR KINCAID	LEDBETTER LEE LUCAS MARTIN R. MILLER ODOM PAGE PERDUE PHILLIPS	PLYLER RAND REEVES SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS
NO	13	BALLANTINE CLARK COCHRANE FOXX	GULLEY HORTON JORDAN	KINNAIRD MARTIN W. MCDANIEL	RUCHO WEBSTER WINNER

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

999
LEGISLATIVE DAY 86
H210

6/26/97
11:27 AM
IN CHAIR: SPEAKER

BROWN

AGRICULTURE DEPART. NAME CHANGE

MOTION #11 - TO CONCUR IN SENATE AMENDMENTS #1 & 2

AYES - 107

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

NOES - 1

FITCH

EXCUSED ABSENCE - 5

GARDNER	NESBITT	NICHOLS	SUTTON
MILLER			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	HOWARD	MICHAUX	ROGERS
BLACK	HUNTER, R.	PRESTON	



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 210

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

H210V1-ART-001.01

Date 6/19, 1997

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

Senator Albertson

- 1 moves to amend the bill on page 4, line 43, through page 5, line 42,
2 by deleting those lines;
3
4 on page 17, lines 6 through 31,
5 by deleting those lines; and
6
7 on page 27, line 21,
8 by rewriting that line to read:
9
10 "Section. 110. This act becomes effective 1 July 1997."

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 46-0 FAILED _____

6/19/97
J. Pruitt

HOUSE CONCURS ON
SENATE AMENDMENT
107-1 E/
JUN 28 1997
AND ORDERED
ENROLLED
TABLED
ORDERED SENT TO GOVERNOR [Signature]

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 210

DATE 6-19-97

S. B. No. _____

Amendment No. 2

(to be filled in by
Principal Clerk)

Rep.) RAND
Sen.) _____

moves to amend the bill on page 8, line 2 ^{AER}

by Striking the entire sentence beginning on line 2 and continuing on line 3 which begins with the words "A member of the Committee".

HOUSE CONCURS IN
SENATE AMENDMENT
107-18V
JUN 26 1997
AND ORDERED
ENROLLED

ORDERED SENT TO GOVERNOR

SIGNED Authy L. Land

ADOPTED ✓ 47-0 FAILED _____ Tabled _____
J. Pruitt 6/19/97

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

B. FILED
0211 FEB 13 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH1068*-RTZ055.01(2.5)

Short Title: Amend Env. Laws.

(Public)

Sponsors: Representative Culp.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND VARIOUS ENVIRONMENTAL LAWS, AS
RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Part 1 of Article 3 of Chapter 90A is amended by adding a
new section to read:

"§ 90A-46.1. Renewal of certificates.

**A certificate issued under this Part expires on 31 December of the year in which it
is issued or renewed. The Commission may establish minimum continuing education
requirements that an applicant must meet to renew a certificate. The Commission
shall renew a certificate if the applicant meets the continuing education requirement
and pays the required renewal fee, any renewal fee in arrears, and any late
application penalty."**

Section 2. G.S. 113A-120(b1) reads as rewritten:

"(b1) In addition to those factors set out in subsection (a) of this section, and
notwithstanding the provisions of subsection (b) of this section, the responsible
official or body may deny an application for a permit upon finding that an applicant,
or any parent or subsidiary corporation if the applicant is a corporation:

(1) Is conducting or has conducted any activity causing significant
environmental damage for which a major development permit is
required under this Article without having previously obtained
such permit or has received a notice of violation with respect to
any activity governed by this Article and has not complied with the
notice within the time specified in the notice;

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2. # 330
LEGISLATIVE DAY 47
H211 HCS
READING 2
CULP

EV
4/21/97
7:08 PM
IN CHAIR: SPEAKER

AMEND ENVIRONMENTAL LAWS

AYES - 106

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BERRY
BLACK
BLUE
BONNER
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FITCH
GARDNER
GRADY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOWARD
HUNTER, H.
HURLEY
INSKO
IVES
JARRELL

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

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

NOES - 0

EXCUSED ABSENCE - 6

CUNNINGHAM
GOODWIN

GRAY
HUNTER, R.
RUSSELL

WOOD

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER
BEALL

BOWIE
CRAWFORD

ELLIS
FOX

GAMBLE
HOLMES

H211 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1250/8--11:36 AM

JULY 30, 1997

LEGISLATIVE DAY 105

LT. GOVERNOR WICKER

-- Presiding

CULP
AMEND ENVIRONMENTAL LAWS/ENV. TECH.
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 211
READING 2

CORRECTION

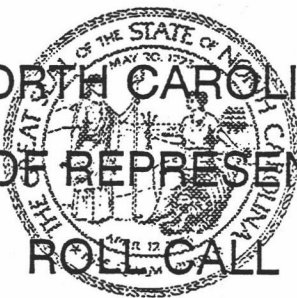
AYE	48	ALBERTSON	EAST	LEDBETTER	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARWOOD	MARTIN R.	RUCHO
		BASNIGHT	GULLEY	MARTIN W.	SHAW L.
		BLUST	HARTSELL	MCDANIEL	SHAW R.
		CARPENTER	HORTON	MILLER	SOLES
		CARRINGTON	HOYLE	ODOM	WARREN
		COCHRANE	JENKINS	PAGE	WEBSTER
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINNAIRD	PLYLER	WINNER
NO	1	CLARK			

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1548
LEGISLATIVE DAY 123
H211 SCS

EV
8/28/97
11:35 AM
IN CHAIR: SPEAKER

CULP

AMEND ENVIRON. LAWS/ ENVIRON. TECH. CORR.
MOTION #11 - TO CONCUR IN SCS

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 6

BERRY	HARDAWAY	RUSSELL	WATSON
GARDNER	MCMAHAN		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWIE	GAMBLE	WOMBLE
ALDRIDGE	ELLIS	RAYFIELD	

H211 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0212 FEB 13 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8024-LLZ054(2.6)

Short Title: Clarify Community-Based Corrections.

(Public)

Sponsors: Representative Brawley.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE NORTH
3 CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION TO
4 MODIFY STATUTORY LANGUAGE DEFINING CERTAIN INTERMEDIATE
5 PUNISHMENTS, TO CHANGE THE JUDICIAL AUTHORITY TO DELEGATE
6 RESPONSIBILITIES TO PROBATION OFFICERS AND TO MODIFY THOSE
7 DELEGATED RESPONSIBILITIES, TO MODIFY THE TARGET
8 POPULATION FOR COMMUNITY PENALTIES, AND TO IDENTIFY THE
9 POPULATION INELIGIBLE FOR COMMUNITY SERVICE.

10 The General Assembly of North Carolina enacts:

11 Section 1. G.S. 143B-262(c) reads as rewritten:

12 "(c) The Department shall establish within the Division of Adult Probation and
13 Parole a program of Intensive ~~Probation and Parole~~ Supervision. This program shall
14 provide intensive supervision for ~~probationers~~ probationers, post-release supervisees,
15 and parolees who require close supervision in order to remain in the community
16 pursuant to a community penalties plan, community work plan, community
17 restitution plan, or other plan of rehabilitation. The intensive ~~probation and parole~~
18 supervision program shall be available to both felons and misdemeanants. Each
19 offender shall be required to comply with the rules adopted for the Program as well
20 as the requirements specified in G.S. 15A-1340.11(5)."

21 Section 2. G.S. 15A-1340.11 reads as rewritten:

22 "§ 15A-1340.11. Definitions.

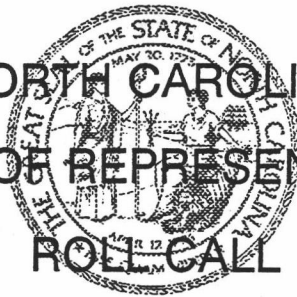
23 The following definitions apply in this Article:

24 (1) Active punishment. -- A sentence in a criminal case that requires
25 an offender to serve a sentence of imprisonment and is not

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

3/26/97

2:48 PM

IN CHAIR: SPEAKER

190
LEGISLATIVE DAY 33
H212 HCS
READING 2
BRAWLEY

CLARIFY COMMUNITY- BASED CORRECTIONS

AYES - 115

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

DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.

HUNTER, R.
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PRESTON

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

NOES - 0

EXCUSED ABSENCE - 2

CULPEPPER

IVES

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

HARDAWAY

NESBITT

H212 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0213 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1063-LR013A(1.24)

Short Title: Control of Co. Bds./Human Services.

(Public)

Sponsors: Representative Nichols.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT ALLOWING THE BOARDS OF COUNTY COMMISSIONERS IN ALL
3 COUNTIES TO ASSUME DIRECT CONTROL OF COUNTY BOARDS,
4 COMMISSIONS, AND AGENCIES AND ALLOWING ALL COUNTIES
5 HAVING COUNTY MANAGERS TO MODIFY OR CONSOLIDATE THE
6 LOCAL ADMINISTRATION AND DELIVERY OF HUMAN SERVICES.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 153A-77(f) is repealed.
9 Section 2. Any county which consolidates human services pursuant to
10 G.S. 153A-77(b) shall report on the implementation of consolidated human services
11 as required by Section 16 of Chapter 690 of the 1995 Session Laws.
12 Section 3. This act becomes effective July 1, 1997. Section 2 of this act
13 expires January 1, 2001.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0214 FEB 13 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7050*-LDZ021A(1.16)

Short Title: Increase ERC Membership.

(Public)

Sponsors: Representative Nichols.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ADD TWO MEMBERS TO THE ENVIRONMENTAL REVIEW
3 COMMISSION, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW
4 COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 120-70.42 reads as rewritten:
7 "**§ 120-70.42. Membership; ~~cochairmen~~ cochairs; vacancies; quorum.**
8 The Environmental Review Commission shall consist of ~~five~~ six Senators
9 appointed by the President Pro Tempore of the Senate, ~~five~~ six Representatives
10 appointed by the Speaker of the House of Representatives, who shall serve at the
11 pleasure of their appointing officer, the ~~Chairman~~ Chair of the Senate Committee on
12 Environment and Natural Resources, and the ~~Chairman~~ Chair of the House of
13 Representatives Committee on the Environment. The President Pro Tempore of the
14 Senate shall designate one Senator to serve as ~~cochairman~~ cochair and the Speaker of
15 the House of Representatives shall designate one Representative to serve as
16 ~~cochairman~~ cochair. Any vacancy which occurs on the Environmental Review
17 Commission shall be filled in the same manner as the original appointment. A
18 quorum of the Environmental Review Commission shall consist of ~~seven~~ eight
19 members."
20 Section 2. This act is effective when it becomes law and applies to any
21 appointments for terms beginning on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2065*-LDZ008A(1.7)

H.B. FILED
0215 FEB 13 97
HOUSE PRINCIPAL CLERK

Short Title: Backup Power for Wastewater Systems.

(Public)

Sponsors: Representative Nichols.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE ALL WASTEWATER SYSTEMS THAT MUST BE
3 PERMITTED TO DISCHARGE WASTE TO HAVE AN ON-SITE
4 GENERATOR, TO MAKE THIS REQUIREMENT A CONDITION OF A
5 PERMIT, AND TO AUTHORIZE GRANTS FROM THE CLEAN WATER
6 MANAGEMENT TRUST FUND TO LOCAL GOVERNMENTS FOR A
7 PORTION OF THE COST OF SATISFYING THIS REQUIREMENT, AS
8 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.
9 The General Assembly of North Carolina enacts:
10 Section 1. G.S. 143-215.1(b) is amended by adding a new subdivision to
11 read:
12 "(5) The Commission shall, as a condition of a permit, require
13 wastewater systems, for which a permit for facilities discharging to
14 the waters of the State is required, to have on-site a generator that
15 is operated by a source of power other than electricity."
16 Section 2. G.S. 143-215.1 is amended by adding a new subsection to
17 read:
18 "(h) Any wastewater system for which a permit for facilities discharging to the
19 waters of the State is required shall not be operated unless a generator that is
20 operated by a source of power other than electricity is maintained on-site."
21 Section 3. By October 1, 1997, the Environmental Management
22 Commission shall develop a schedule of dates after October 1, 1997, but not to
23 extend beyond January 1, 2003, by which existing wastewater systems with discharge
24 permits must comply with G.S. 143-215.1(b)(5) and G.S. 143-215.1(h), as enacted in
25 Sections 1 and 2 of this act.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2063*-LDZ037(1.30)

R.B. FILED
0216 FEB 13 97
HOUSE PRINCIPAL CLERK D

Short Title: Clean Water Trust Fund/Loans Okay.

(Public)

Sponsors: Representative Nichols.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE USE OF THE CLEAN WATER MANAGEMENT
3 TRUST FUND FOR LOANS, AS RECOMMENDED BY THE
4 ENVIRONMENTAL REVIEW COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 113-145.4 reads as rewritten:
7 "**§ 113-145.4. Clean Water Management Trust Fund: eligibility for grants; loans or**
8 **grants; grant matching funds or property requirement. funds; loan limit.**
9 (a) Eligible ~~Grant~~ Applicants. -- Any of the following are eligible to apply for a
10 loan or grant from the Fund for the purpose of protecting and enhancing water
11 quality:
12 (1) A State agency.
13 (2) A local government or other political subdivision of the State or a
14 combination of such entities.
15 (3) A nonprofit corporation whose primary purpose is the
16 conservation, preservation, and restoration of our State's
17 environmental and natural resources.
18 (b) Grant Matching Requirement. -- The Board of Trustees shall establish
19 matching requirements for grants awarded under this Article. The Board of Trustees
20 may require a match of up to twenty percent (20%) of the amount of the grant
21 awarded. This requirement may be satisfied by the donation of land to a public or
22 private nonprofit conservation organization as approved by the Board of Trustees.
23 The Board of Trustees may also waive the requirement to match a grant pursuant to
24 guidelines adopted by the Board of Trustees.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH4016-RGZ008(1.24)

H.B. FILED
0217 FEB 13 97
HOUSE PRINCIPAL CLERK

D

Short Title: Restitution/Civil Judgment.

(Public)

Sponsors: Representatives McCrary, Culpepper, Hensley, R. Hunter, and Neely.

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

SESSION 1997

FILED
0218 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6020-RGZ011(1.24)

Short Title: Conform Witness Travel Fees.

(Public)

Sponsors: Representatives McCrary, Culpepper, Hensley, R. Hunter, and Neely.

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

SESSION 1997

FILED
0219 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7045*-RBZX023E(2.12)

Short Title: Administrative Dissolution/Annual Rept.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXPAND THE TIME CORPORATIONS AND LIMITED LIABILITY
3 COMPANIES MAY APPLY FOR REINSTATEMENT FROM
4 ADMINISTRATIVE DISSOLUTION, TO INCREASE THE FEE
5 CORPORATIONS MUST PAY FOR REINSTATEMENT AFTER
6 ADMINISTRATIVE DISSOLUTION, TO ESTABLISH A FEE LIMITED
7 LIABILITY COMPANIES MUST PAY FOR REINSTATEMENT AFTER
8 ADMINISTRATIVE DISSOLUTION, AND TO PROVIDE THAT ANNUAL
9 REPORTS OF BUSINESS CORPORATIONS AND LIMITED LIABILITY
10 COMPANIES SHALL BE FILED WITH THE DEPARTMENT OF REVENUE
11 RATHER THAN THE SECRETARY OF STATE, AS RECOMMENDED BY
12 THE GENERAL STATUTES STUDY COMMISSION.

13 The General Assembly of North Carolina enacts:

14 PART I. ADMINISTRATIVE DISSOLUTIONS.

15 Section 1. G.S. 55-14-22(a) reads as rewritten:

16 "(a) A corporation administratively dissolved under G.S. 55-14-21 may apply to
17 the Secretary of State for reinstatement ~~within two years~~ not later than five years after
18 the effective date of dissolution. The application must:

- 19 (1) Recite the name of the corporation and the effective date of its
20 administrative dissolution; and
21 (2) State that the ground or grounds for dissolution either did not exist
22 or have been eliminated.
23 (3) Reserved.
24 (4) Repealed by Session Laws 1995, c. 539, s. 6."

25 Section 2. G.S. 55A-14-22(a) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0220

FEB 13 97

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA117*-RSZ004(1.24)

Short Title: Court Information Remote Access.

(Public)

Sponsors: Representatives Culpepper, Hensley, R. Hunter, McCrary, and Neely.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DIRECTOR OF THE ADMINISTRATIVE
OFFICE OF THE COURTS TO CONTRACT WITH THIRD PARTIES TO
PROVIDE REMOTE ELECTRONIC ACCESS TO COURT INFORMATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-109 reads as rewritten:

"§ 7A-109. Record-keeping procedures.

(a) Each clerk shall maintain such records, files, dockets and indexes as are prescribed by rules of the Director of the Administrative Office of the Courts. Except as prohibited by law, these records shall be open to the inspection of the public during regular office hours, and shall include civil actions, special proceedings, estates, criminal actions, juvenile actions, minutes of the court, judgments, liens, lis pendens, and all other records required by law to be maintained. The rules prescribed by the Director shall be designed to accomplish the following purposes:

- (1) To provide an accurate record of every determinative legal action, proceeding, or event which may affect the person or property of any individual, firm, corporation, or association;
- (2) To provide a record during the pendency of a case that allows for the efficient handling of the matter by the court from its initiation to conclusion and also affords information as to the progress of the case;
- (3) To provide security against the loss or destruction of original documents during their useful life and a permanent record for historical uses;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.D. FILED

0221

FEB 13 97

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH1025-RGZ01(1.24)

Short Title: Initial Appearance by Video.

(Public)

Sponsors: Representatives Culpepper, Hensley, R. Hunter, McCrary, and Neely.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE A MAGISTRATE OR OTHER AUTHORIZED
3 JUDICIAL OFFICIAL IN A NONCAPITAL CASE TO CONDUCT AN INITIAL
4 APPEARANCE BY A TWO-WAY AUDIO AND VIDEO PROCEEDING.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 15A-511 reads as rewritten:
7 "§ 15A-511. Initial appearance.
8 (a) Appearance before Magistrate. --
9 (1) A law-enforcement officer making an arrest with or without a
10 warrant must take the arrested person without unnecessary delay
11 before a magistrate as provided in G.S. 15A-501.
12 (2) The magistrate must proceed in accordance with this section,
13 except in those cases in which he has the power to determine the
14 matter pursuant to G.S. 7A-273. In those cases, if the arrest has
15 been without a warrant, the magistrate must prepare a magistrate's
16 order containing a statement of the crime with which the
17 defendant is charged.
18 (3) If the defendant brought before a magistrate is so unruly as to
19 disrupt and impede the proceedings, becomes unconscious, is
20 grossly intoxicated, or is otherwise unable to understand the
21 procedural rights afforded him by the initial appearance, upon
22 order of the magistrate he may be confined or otherwise secured. If
23 this is done, the magistrate's order must provide for an initial
24 appearance within a reasonable time so as to make certain that the

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

2/25/97

2:24 PM

IN CHAIR: SPEAKER

32
LEGISLATIVE DAY 16
H221
READING 2
CULPEPPER

INITIAL APPEARANCE BY VIDEO

AYES - 113

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

NOES - 0

BLUE	EXCUSED ABSENCE - 4	
	ROGERS	WILSON, C.
		WRIGHT

EXCUSED VOTE - 0

SPEAKER	NOT VOTING - 3
BLACK	IVES

H221

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 915/5-- 8:00 PM

JUNE 16, 1997

LEGISLATIVE DAY 79

SENATOR BASNIGHT

-- Presiding

CULPEPPER
INITAIL APPEARANCE/ WARRANTS
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 221
READING 2

BY VIDEO

AYE	44	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	REEVES
		BALLANCE	FORRESTER	LEE	RUCHO
		BALLANTINE	FOXX	LUCAS	SHAW L.
		BASNIGHT	GARWOOD	MARTIN R.	SHAW R.
		BLUST	GULLEY	MARTIN W.	SOLES
		CARPENTER	HORTON	MCDANIEL	WARREN
		CARRINGTON	JENKINS	MILLER	WEBSTER
		COCHRANE	JORDAN	ODOM	WEINSTEIN
		COOPER	KERR	PAGE	WELLONS
		DALTON	KINCAID	PHILLIPS	WINNER
NO	1	CLARK			

EXCUSED 0

NOT CAST 1 RAND

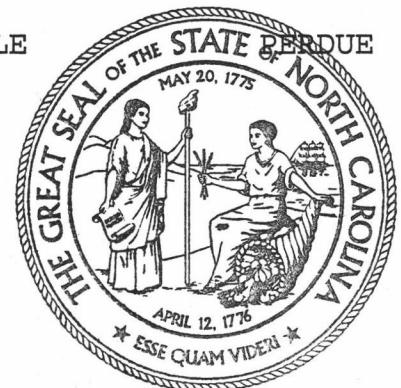
ABSENT 4 CONDER

HARTSELL

HOYLE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 956

LEGISLATIVE DAY 82

1 SCS

CULPEPPER

INITIAL APPEARANCE/ WARRANTS BY VIDEO

MOTION #11 - TO CONCUR IN SCS

6/19/97

10:15 AM

IN CHAIR: SPEAKER

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 5

GAMBLE	MOSLEY	NESBITT	WOOD
HUNTER, R.			

EXCUSED VOTE - 0

SPEAKER	CHURCH	FITCH	INSKO
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H221 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0222 FEB 13 97

H

D
HOUSE PRINCIPAL CLERK

HOUSE DRH2025-RGZ03(1.24)

Short Title: Habit. Felon Determination.

(Public)

Sponsors: Representatives Culpepper, Hensley, R. Hunter, McCrary, and Neely.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE THAT THE ISSUE OF WHETHER A DEFENDANT IS A
3 HABITUAL FELON OR A VIOLENT HABITUAL FELON SHALL BE
4 DETERMINED BY THE TRIAL JUDGE.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 14-7.3 reads as rewritten:

7 "**§14-7.3. Charge of habitual felon.**

8 An indictment which charges a person who is an habitual felon within the meaning
9 of G.S. 14-7.1 with the commission of any felony under the laws of the State of North
10 Carolina must, in order to sustain a conviction of habitual felon, also charge that said
11 person is an habitual felon. The indictment charging the defendant as an habitual
12 felon shall be separate from the indictment charging him with the principal felony.
13 An indictment which charges a person with being an habitual felon must set forth the
14 date that prior felony offenses were committed, the name of the state or other
15 sovereign against whom said felony offenses were committed, the dates that pleas of
16 guilty were entered to or convictions returned in said felony offenses, and the identity
17 of the court wherein said pleas or convictions took place. No defendant charged with
18 being an habitual felon in a bill of indictment shall be required to ~~go to trial on~~
19 defend said charge within 20 days of the finding of a true bill by the grand jury;
20 provided, the defendant may waive this 20-day period."

21 Section 2. G.S. 14-7.5 reads as rewritten:

22 "**§14-7.5. Verdict and judgment.**

23 When an indictment charges an habitual felon with a felony as above provided and
24 an indictment also charges that said person is an habitual felon as provided herein,
25 the defendant shall be tried for the principal felony as provided by law. The

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Q. # 404
LEGISLATIVE DAY 51
H222 HCS
READING 2
CULPEPPER

EV
4/28/97
5:52 PM
IN CHAIR: SPEAKER

HABITUAL FELON DETERMINATION

AYES - 113

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

NOES - 1

FITCH

EXCUSED ABSENCE - 2

LUEBKE

WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

BRASWELL

NESBITT

RAMSEY

H222 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0223 FEB 13 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2055-LG022(2.5)

Short Title: WSSU Capital Funds.

(Public)

Sponsors: Representative Oldham.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT
3 WINSTON-SALEM STATE UNIVERSITY.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Board of
6 Governors of The University of North Carolina the sum of six million one hundred
7 thirty-seven thousand five hundred dollars (\$6,137,500) for the 1997-98 fiscal year for
8 the expansion and renovation of the F.L. Atkins Nursing Building at Winston-Salem
9 State University.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0224 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA147*-RTZ056.01(2.5)

Short Title: Inactive Haz. Sites/Property Use Restrict.

(Public)

Sponsors: Representative Weatherly.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE SECRETARY OF ENVIRONMENT, HEALTH,
3 AND NATURAL RESOURCES TO APPROVE THE IMPOSITION OF
4 RESTRICTIONS ON INACTIVE HAZARDOUS SUBSTANCE OR WASTE
5 DISPOSAL SITES, AS RECOMMENDED BY THE ENVIRONMENTAL
6 REVIEW COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 130-310.3 is amended by adding a new subsection to
9 read:
10 "(f) In order to reduce or eliminate the endangerment of public health or the
11 environment posed by an inactive hazardous substance or waste disposal site, the
12 Secretary may approve, in accordance with standards set out in rules adopted
13 pursuant to Chapter 150B of the General Statutes, the imposition of restrictions on
14 the current or future use of property comprising any part of the site. The restrictions
15 shall be included in a remedial action program approved by the Secretary and agreed
16 to by the landowner. Activities on, over, or under the land, including, but not
17 limited to, building, filling, grading, excavating, or mining may be restricted. Any
18 restriction approved by the Secretary on the current or future use of the site may be
19 enforced by any and all responsible parties. Such restrictions may also be enforced
20 by the Department or by any unit of local government having jurisdiction over any
21 part of the site. A restriction shall not be declared unenforceable on account of lack
22 of privity of estate or contract or lack of benefit to particular land."
23 Section 2. G.S. 130A-310.8(a) reads as rewritten:
24 "(a) After determination by the Department of the existence and location of an
25 inactive hazardous substance or waste disposal site, the owner of the real property on

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0225 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8017*-RTXZ(2.10)

Short Title: Dry-Cleaning Solvent Cleanup Act.

(Public)

Sponsors: Representative Weatherly.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR CLEANUP OF DRY-CLEANING SOLVENT
3 RELEASES IN NORTH CAROLINA, AS RECOMMENDED BY THE
4 ENVIRONMENTAL REVIEW COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 21A of Chapter 143 of the General Statutes is
7 amended by adding a new Part to read:
8 "Part 6. Dry-Cleaning Solvent Cleanup.
9 "§ 143-215.104A. Title.
10 This Part is the 'North Carolina Dry-Cleaning Solvent Cleanup Act' and may be
11 cited by that name.
12 "§ 143-215.104B. Definitions. -- The following definitions apply in this Part:
13 (1) Abandoned dry-cleaning facility site. -- Any real property or
14 individual leasehold space on which a dry-cleaning facility
15 formerly operated.
16 (2) Commission. -- Defined in G.S. 143-215.77.
17 (3) Department. -- Defined in G.S. 143-215.77.
18 (4) Dry-cleaning facility. -- A place of business located in this State
19 and engaged in on-site dry-cleaning operations, other than any of
20 the following:
21 a. A facility located on a United States military base or owned
22 by the United States or a department or agency of the
23 United States.
24 b. A commercial uniform service or commercial linen supply
25 facility.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEN. # 1101
LEGISLATIVE DAY 92
HCS #2
READING 2
WEATHERLY

RC
7/08/97
11:47 AM
IN CHAIR: SPEAKER

DRY-CLEANING SOLVENT CLEANUP ACT

AYES - 103

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

NOES - 4

CREECH	DECKER	HIATT	HOLMES
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EXCUSED ABSENCE - 3

BERRY	SHERRILL	WILSON, C.
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EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	EASTERLING	MCCRARY	OLDHAM
CHURCH	HUNTER, H.	MILLER	RAMSEY
COLE	HUNTER, R.		

H225 HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

REG. # 1114
LEGISLATIVE DAY 93
HCS #2
READING 3
WEATHERLY

RC
7/09/97
10:18 AM
IN CHAIR: SPEAKER

DRY-CLEANING SOLVENT CLEANUP ACT

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 7

BERRY	MCCRARY	SHERRILL	WILSON, C.
BRASWELL	ROGERS	WARWICK	

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BARBEE	EASTERLING	HUNTER, H.
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H225 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1226/11--11:51 AM JULY 29, 1997 LEGISLATIVE DAY 104

LT. GOVERNOR WICKER

-- Presiding

WEATHERLY
DRY-CLEANING SOLVENT CLEANUP ACT
SENATE COMM. SUB./4TH EDITION

HOUSE BILL 225
READING 2

AYE	47	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	ODOM	WEBSTER
		COCHRANE	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
		DANNELLY	KINNAIRD	PLYLER	
NO	1	CLARK			

EXCUSED 0

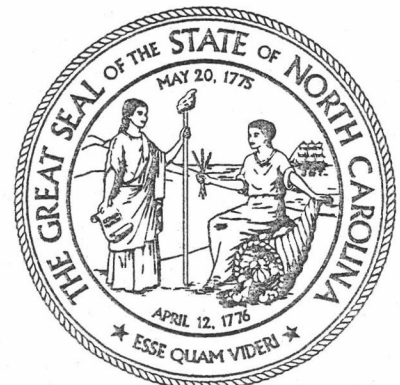
NOT CAST 1 WARREN

ABSENT 0

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1246/4--11:25 AM

JULY 30, 1997

LEGISLATIVE DAY 105

LT. GOVERNOR WICKER

-- Presiding

WEATHERLY
DRY-CLEANING SOLVENT CLEANUP ACT
SENATE COMM. SUB./4TH EDITION

HOUSE BILL 225
READING 3

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	PURCELL
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	RUCHO
		BALLANTINE	FOXX	LUCAS	SHAW L.
		BASNIGHT	GARWOOD	MARTIN R.	SHAW R.
		BLUST	GULLEY	MARTIN W.	SOLES
		CARPENTER	HARTSELL	MCDANIEL	WARREN
		CARRINGTON	HORTON	MILLER	WEBSTER
		CLARK	HOYLE	ODOM	WEINSTEIN
		COCHRANE	JENKINS	PAGE	WELLONS
		COOPER	JORDAN	PHILLIPS	WINNER
		DALTON	KERR	PLYLER	
NO	1	PERDUE			

EXCUSED 0

NOT CAST 1 REEVES

ABSENT 0

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

8/05/97

11:02 AM

IN CHAIR: SPEAKER

1322
SLATIVE DAY 108
H225 SCS

WEATHERLY

DRY-CLEANING SOLVENT CLEANUP ACT
MOTION #11 - TO CONCUR IN SCS

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - 9

ADAMS	CREECH	KINNEY	SHUBERT
BLUE	CUNNINGHAM	SAUNDERS	WOOD
BRAWLEY			

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	DAUGHTRY	HOLMES	ROGERS
BARBEE	GAMBLE	HURLEY	RUSSELL
COLE	HARDY	MOSLEY	

H225 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
FEB 13 1997
0226
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1070*-RTZ060.01(1.16)

Short Title: Solid Waste Mgt. Permit Requirements.

(Public)

Sponsors: Representative Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THAT AN APPLICANT FOR A PERMIT UNDER THE
3 STATUTES GOVERNING SOLID WASTE MANAGEMENT BE
4 FINANCIALLY QUALIFIED AND DEMONSTRATE SUBSTANTIAL
5 COMPLIANCE WITH ENVIRONMENTAL LAWS, AS RECOMMENDED BY
6 THE ENVIRONMENTAL REVIEW COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 130A-290 is amended by recodifying subdivision (1) as
9 subdivision (1a), subdivision (1a) as subdivision (1b), subdivision (1b) as subdivision
10 (1c), subdivision (41a) as subdivision (41b), and by adding three new subdivisions to
11 read:
12 "(1) 'Affiliate' has the same meaning as in 17 Code of Federal
13 Regulations § 240.12(b)-2 (1 June 1993 Edition), which defines
14 'affiliate' as a person that directly, or indirectly through one or
15 more intermediaries, controls, is controlled by, or is under
16 common control of another person.
17 (21a) 'Parent' has the same meaning as in 17 Code of Federal
18 Regulations § 240.12(b)-2 (1 June 1993 Edition), which defines
19 'parent' as an affiliate that directly, or indirectly through one or
20 more intermediaries, controls another person.
21 (41a) 'Subsidiary' has the same meaning as in 17 Code of Federal
22 Regulations § 240.12(b)-2 (1 June 1993 Edition), which defines
23 'subsidiary' as an affiliate that is directly, or indirectly through one
24 or more intermediaries, controlled by another person."

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1997

0227 FEB 13 97

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7051*-RTZ059.01(1.16)

Short Title: Inactive Haz. Sites Recordation.

(Public)

Sponsors: Representative Hackney.

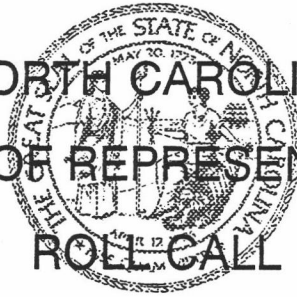
Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT RECORDATION OF AN INACTIVE
3 HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE IS NOT
4 REQUIRED IN CERTAIN CASES, AS RECOMMENDED BY THE
5 ENVIRONMENTAL REVIEW COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 130A-310.8 reads as rewritten:
8 "**§ 130A-310.8. Recordation of inactive hazardous substance or waste disposal sites.**
9 (a) After determination by the Department of the existence and location of an
10 inactive hazardous substance or waste disposal site, the owner of the real property on
11 which the site is located, within 180 days after official notice to him to do so, shall
12 submit to the Department a survey plat of areas designated by the Department which
13 has been prepared and certified by a professional land surveyor, and entitled
14 "NOTICE OF INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL
15 SITE". The Notice shall include a legal description of the site that would be
16 sufficient as a description in an instrument of conveyance, shall meet the
17 requirements of G.S. 47-30 for maps and plats, and shall identify:
18 (1) The location and dimensions of the disposal areas with respect to
19 permanently surveyed benchmarks; and
20 (2) The type, location, and quantity of hazardous substances disposed
21 of on the site, to the best of the owner's knowledge.
22 Where an Inactive Hazardous Substance or Waste Disposal Site is located on more
23 than one parcel or tract of land, a composite map or plat showing all such sites may
24 be recorded.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

4/15/97

2:32 PM

IN CHAIR: SPEAKER

300
LEGISLATIVE DAY 44
READING 2
HACKNEY

INACTIVE HAZARDOUS SITES RECORDATION

AYES - 115

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

NOES - 0

EXCUSED ABSENCE - 2

FITCH
SUTTON

EXCUSED VOTE - 0

CRAWFORD
GARDNER
NOT VOTING - 3
MILLER



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 227

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

H227V2-ART-001.01

Date 6/17, 1997

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

Senator *[Signature]*

1 moves to amend the bill on page 3, line ²⁴~~22~~
2 by deleting "30 June" and substituting "31 July"

SIGNED *[Signature]*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ☒ 46-0 FAILED _____ TABLED _____
6/17/97 D. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 926/5--11:15 AM JUNE 17, 1997 LEGISLATIVE DAY 80

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
INACTIVE HAZ. SITES RECORDATION
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 227

AMEND 1

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

NO 0

EXCUSED 0

NOT CAST 1 HORTON

ABSENT 3 BASNIGHT

CONDER

GARWOOD

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 927/6--11:18 AM JUNE 17, 1997 LEGISLATIVE DAY 80

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
INACTIVE HAZ. SITES RECORDATION
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 227
READING 2

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

NO 0

EXCUSED 0

NOT CAST 1 HORTON

ABSENT 3 BASNIGHT

CONDER

GARWOOD

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 984

LEGISLATIVE DAY 85
7 SCS

HACKNEY

INACTIVE HAZARDOUS SITES RECORDATION

MOTION #11 - TO NOT CONCUR IN SCS

EV

6/25/97

10:19 AM

IN CHAIR: SPEAKER

AYES - 111

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

NOES - 1

BRAWLEY

EXCUSED ABSENCE - 2

GARDNER

NESBITT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
FITCH

GAMBLE
HOLMES

HUNTER, R.

HURLEY

H227 SCS



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 227

H227-CRRT-001

Page 1 of 2

[YES] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 227, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE IS NOT REQUIRED IN CERTAIN CASES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION AND TO EXPEDITE THE PERMANENT CLOSURE OF LOW-RISK SITES UNDER THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, Third Edition Engrossed 6/17/97, submit the following report:

The House of Representatives concurs in the Senate Committee Substitute, Third Edition Engrossed 6/17/97 with the following amendment:

Delete the entire Senate Committee Substitute, Third Edition Engrossed 6/17/97 and substitute the attached Proposed Conference Committee Substitute H227-PCCS8263, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE IS NOT REQUIRED IN CERTAIN CASES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

And the Senate agrees to the same.

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



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 227

H227-CRRT-001

Page 2 of 2

Date conferees approved report: 20 August, 1997.

Conferees for the Senate

Hamilton Horton
Sen. Hamilton Horton, Chairman

Roy Cooper
Sen. Roy Cooper

Fountain Odom
Sen. Fountain Odom

Conferees for the
House of Representatives

Joe Hackney
Rep. Joe Hackney

Rick Eddins
Rep. Rick Eddins

Foyle Hightower
Rep. Foyle Hightower

W.F. Mitchell
Rep. Frank Mitchell

Rep. John Weatherly

House Submitted 8/20/97 placed on calendar 8/21/97
ADOPTED _____ (/) Message Received _____
ADOPTED _____ (/) Ordered Enrolled _____

64

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEN. # 1452
LEGISLATIVE DAY 118
CONFERENCE REPORT
HACKNEY

EV
8/21/97
10:21 AM
IN CHAIR: SPEAKER

INACTIVE HAZARDOUS SITES RECORDATION

AYES - 112

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

NOES - 0

EXCUSED ABSENCE - 5

GAMBLE
HUNTER, R.

MILLER

MOORE

REYNOLDS

EXCUSED VOTE - 0

NOT VOTING - 3

BOWIE

ELLIS

KINNEY

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1509/24-- 5:00 PM

AUGUST 27, 1997

LEGISLATIVE DAY 122

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
INACTIVE HAZ. SITES RECORDATION
SENATE COM SUB/3RD EDITION

HOUSE BILL 227

CONFERENCE REPORT

MOTION 7
TO ADOPT

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	SHAW R.
		CARRINGTON	HOYLE	MOORE	SOLES
		CLARK	JENKINS	ODOM	WEBSTER
		COCHRANE	JORDAN	PAGE	WEINSTEIN
		COOPER	KERR	PERDUE	WELLONS
		DALTON	KINNAIRD	PHILLIPS	WINNER
		DANNELLY			

NO 0

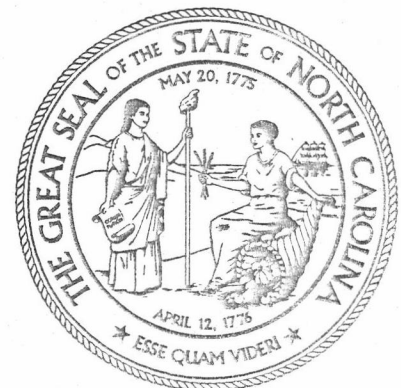
EXCUSED 0

NOT CAST 0

ABSENT 1 WARREN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 227

H227-CRRT-001

Page 1 of 2

[YES] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 227, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE IS NOT REQUIRED IN CERTAIN CASES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION AND TO EXPEDITE THE PERMANENT CLOSURE OF LOW-RISK SITES UNDER THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, Third Edition Engrossed 6/17/97, submit the following report:

The House of Representatives concurs in the Senate Committee Substitute, Third Edition Engrossed 6/17/97 with the following amendment:

Delete the entire Senate Committee Substitute, Third Edition Engrossed 6/17/97 and substitute the attached Proposed Conference Committee Substitute H227-PCCS8263, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE IS NOT REQUIRED IN CERTAIN CASES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

And the Senate agrees to the same.

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



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 227

H227-CRRT-001

Page 2 of 2

Date conferees approved report: 20 August, 1997.

Conferees for the Senate

Hamilton Horton
Sen. Hamilton Horton, Chairman

Roy Cooper
Sen. Roy Cooper

Fountain Odom
Sen. Fountain Odom

Conferees for the House of Representatives

Joe Hackney
Rep. Joe Hackney

Rick Eddins
Rep. Rick Eddins

Eoyie Hightower
Rep. Eoyie Hightower

Frank Mitchell
Rep. Frank Mitchell

John Weatherly
Rep. John Weatherly

Senate	Submitted	8/20/97	Placed on Calendar 8/21/97 - Removed - placed on Cal. 8/22/97)	Message Received	8/21/97	
Senate	ADOPTED	8/27/97			(49/0)	Ordered Enrolled	8/21/97
House	ADOPTED	8/21/97			(1)		

House notified
8/27/97

Removed from Calendar
8/25/97

Placed on Calendar for
8/27/97

Removed from Calendar
8/22/97

Placed on Calendar for
8/25/97

D. Pruitt

G. T.



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 227

H227-CRRT-001

Page 1 of 2

[YES] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on House Bill 227, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE IS NOT REQUIRED IN CERTAIN CASES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION AND TO EXPEDITE THE PERMANENT CLOSURE OF LOW-RISK SITES UNDER THE LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP ACT OF 1988, Third Edition Engrossed 6/17/97, submit the following report:

The House of Representatives concurs in the Senate Committee Substitute, Third Edition Engrossed 6/17/97 with the following amendment:

Delete the entire Senate Committee Substitute, Third Edition Engrossed 6/17/97 and substitute the attached Proposed Conference Committee Substitute H227-PCCS8263, A BILL TO BE ENTITLED AN ACT TO PROVIDE THAT RECORDATION OF AN INACTIVE HAZARDOUS SUBSTANCE OR WASTE DISPOSAL SITE IS NOT REQUIRED IN CERTAIN CASES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

And the Senate agrees to the same.

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



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 227

H227-CRRT-001

Page 2 of 2

Date conferees approved report: 20 August, 1997.

Conferees for the Senate

Hamilton Horton
Sen. Hamilton Horton, Chairman

Roy Cooper
Sen. Roy Cooper

Fountain Odom
Sen. Fountain Odom

Conferees for the
House of Representatives

Joe Hackney
Rep. Joe Hackney

Rick Eddins
Rep. Rick Eddins

Foyle Hightower
Rep. Foyle Hightower

W. F. Mitchell
Rep. Frank Mitchell

Rep. John Weatherly

House Submitted	<u>8/20/97</u>	placed on calendar	<u>8/21/97</u>
House ADOPTED	<u>8/21/97</u>	(112 / 0 EV)	Message Received <u>8/29/97</u>
ADOPTED		(/)	Ordered Enrolled <u>8/29/97</u>

TITLE CHANGE

Senate notified

AUG 21 1997

Special Message

W. F. Mitchell

ORDERED SENT TO GOVERNOR

Special Message

AUG 27 1997

W. F. Mitchell

64

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0228 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1071*-RTZ057.01(1.16)

Short Title: Inactive Haz. Sites Info.

(Public)

Sponsors: Representative Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE DUTY OF AN OWNER, OPERATOR, OR OTHER
3 RESPONSIBLE PARTY OF AN INACTIVE HAZARDOUS SUBSTANCE OR
4 WASTE DISPOSAL SITE TO NOTIFY THE DEPARTMENT OF
5 ENVIRONMENT, HEALTH, AND NATURAL RESOURCES OF THE
6 EXISTENCE OF THE SITE, TO REQUIRE OWNERS, OPERATORS, AND
7 OTHER RESPONSIBLE PARTIES TO FURNISH INFORMATION
8 REGARDING THE SITE, AND TO SIMPLIFY THE INACTIVE HAZARDOUS
9 SUBSTANCE OR WASTE DISPOSAL SITE INVENTORY, AS
10 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.
11 The General Assembly of North Carolina enacts:
12 Section 1. G.S. 130A-310.1 reads as rewritten:
13 "§ 130A-310.1. Identification, inventory, and monitoring of inactive hazardous
14 substance or waste disposal sites; sites; duty of owners, operators, and responsible
15 parties to provide information and access; remedies.
16 (a) ~~Within six months of July 1, 1987, the~~ The Department shall develop and
17 implement a program for locating, cataloguing, and monitoring all inactive hazardous
18 substance or waste disposal sites in North Carolina. The Secretary shall compile and
19 maintain an inventory of all ~~such~~ inactive hazardous substance or waste disposal sites
20 based on information submitted by owners, operators, and responsible parties, and on
21 data obtained directly by the Secretary. ~~The inventory shall include~~ Secretary shall
22 maintain records of any evidence of contamination to the air, surface water,
23 groundwater, surface or subsurface soils, or waste ~~streams.~~ streams for inventoried
24 sites. ~~The inventory shall indicate~~ records shall include all available information on

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FEB 13 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2064*-RTZ058.01(1.16)

Short Title: Inactive Haz. Sites/Reports & Notice.

(Public)

Sponsors: Representative Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REDUCE THE FREQUENCY OF THE REPORT ON THE
3 INACTIVE HAZARDOUS SUBSTANCE RESPONSE ACT OF 1987 FROM
4 ANNUALLY TO EVERY TWO YEARS AND TO CLARIFY THE PUBLIC
5 COMMENT PERIOD ON REMEDIAL ACTION PLANS, AS RECOMMENDED
6 BY THE ENVIRONMENTAL REVIEW COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 130A-310.10 reads as rewritten:
9 "§ 130A-310.10. Annual reports.
10 (a) The Secretary shall present ~~an annual~~ a report on inactive hazardous sites to
11 ~~the General Assembly and the Environmental Review Commission which~~
12 Commission. The report shall include at ~~least the following:~~ least:
13 (1) The Inactive Hazardous Waste Sites Priority List;
14 (2) A list of remedial action plans requiring State funding through the
15 Inactive Hazardous Sites Cleanup Fund;
16 (3) A comprehensive budget to implement these remedial action plans
17 and the adequacy of the Inactive Hazardous Sites Cleanup Fund to
18 fund the cost of said plans;
19 (4) A prioritized list of sites that are eligible for remedial action under
20 CERCLA/SARA together with recommended remedial action
21 plans and a comprehensive budget to implement such plans. The
22 budget for implementing a remedial action plan under
23 CERCLA/SARA shall include a statement as to any appropriation
24 that may be necessary to pay the State's share of such plan;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0230 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA144-LGQ004(1.15)

Short Title: Women's Memorial Funds.

(Public)

Sponsors: Representatives Jeffus, Tolson, Jarrell, Easterling, and Mosley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO SUPPORT A NATIONAL MEMORIAL
3 HONORING ALL WOMEN MILITARY PERSONNEL.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Women
6 In Military Service For America Memorial Foundation, Inc., a nonprofit organization,
7 the sum of fifty thousand dollars (\$50,000) for the 1997-98 fiscal year to support the
8 Women In Military Service Memorial, a national memorial honoring the more than
9 1.8 million women who have served, or are serving, in the United States' armed
10 services. The memorial will be located at the entrance of the Arlington National
11 Cemetery in Washington, D. C.
12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

0231

FEB 13 97

D

HOUSE DRHA146-LKZ059(2.1)

HOUSE PRINCIPAL CLERK

Short Title: Medical Information Waiver.

(Public)

Sponsors: Representative Hiatt.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE LIMITED IMMUNITY FOR PHYSICIANS AND
3 PSYCHOLOGISTS PROVIDING MEDICAL INFORMATION ON DRIVERS
4 TO THE COMMISSIONER OF MOTOR VEHICLES IMPLEMENTING THE
5 RECOMMENDATIONS OF THE DRIVERS MEDICAL EVALUATION
6 PROGRAM STUDY COMMISSION.

7 The General Assembly of North Carolina enacts:

8 Section 1. Article 2 of Chapter 20 of the General Statutes is amended by
9 adding a new section to read:

10 "§ 20-9.1. Physicians and psychologists providing medical information on drivers with
11 physical and mental disabilities.

12 (a) Notwithstanding G.S. 8-51 for physicians and G.S. 8-51.3 for psychologists, or
13 any other law relating to confidentiality of communications between physicians or
14 psychologists and their patients, a physician or a psychologist duly licensed in the
15 State of North Carolina may disclose to the Commissioner information about a
16 patient who has a mental or physical disability that the physician or psychologist
17 believes may affect the patient's ability to safely operate a motor vehicle. This
18 information shall be limited to the patient's name, address, date of birth, and
19 diagnosis.

20 (b) The information provided to the Commissioner pursuant to subsection (a) of
21 this section shall be confidential and shall be used only for the purpose of
22 determining the qualifications of the patient to operate a motor vehicle.

23 (c) A physician or psychologist disclosing information pursuant to this section is
24 immune from any civil or criminal liability that might otherwise be incurred or
25 imposed based on the disclosure provided that the physician or psychologist was

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

4/07/97

7:11 PM

IN CHAIR: SPEAKER

237
LEGISLATIVE DAY 39
H231 HCS
READING 2
HIATT

MEDICAL INFORMATION WAIVER

MOTION #3 - PREVIOUS QUESTION
REP. DAUGHTRY

AYES - 80

ALDRIDGE	DAUGHTRY	HURLEY	OWENS
ALLRED	DAVIS	IVES	PRESTON
ARNOLD	DECKER	JARRELL	RAMSEY
BAKER	DEDMON	JEFFUS	RAYFIELD
BEALL	DICKSON	JUSTUS	REYNOLDS
BERRY	DOCKHAM	KINNEY	ROGERS
BOWIE	EASTERLING	KISER	RUSSELL
BRAWLEY	EDDINS	MCALLISTER	SAUNDERS
BROWN	ESPOSITO	MCCOMAS	SEXTON
BUCHANAN	FOX	MCCOMBS	SHUBERT
CANSLER	GAMBLE	MCMAHAN	SMITH
CAPPS	GARDNER	MERCER	STARNES
CARPENTER	GRADY	MINER	TALLENT
CHURCH	GULLEY	MITCHELL	TOLSON
CLARY	HALL	MORGAN	WATSON
COLE	HARDY	MORRIS	WEATHERLY
CREECH	HIATT	NEELY	WILSON, C.
CULP	HILL	NICHOLS	WILSON, G.
CULPEPPER	HOLMES	NYE	WOOD
CUNNINGHAM	HOWARD	OLDHAM	YONGUE

NOES - 30

ADAMS	FITCH	MCCRARY	SUTTON
ALEXANDER	GOODWIN	MICHAUX	WAINWRIGHT
BADDOUR	HACKNEY	MILLER	WARNER
BLACK	HENSLEY	MOORE	WARWICK
BONNER	HIGHTOWER	MOSLEY	WILKINS
BOYD-MCINTYRE	HUNTER, H.	NESBITT	WOMBLE
BRASWELL	HUNTER, R.	REDWINE	WRIGHT
EARLE	INSKO		

EXCUSED ABSENCE - 9

BARBEE	ELLIS	HARDAWAY	SHERRILL
BLUE	GRAY	LUEBKE	THOMPSON
CRAWFORD			

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

H231 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/07/97

7:12 PM

IN CHAIR: SPEAKER

238
LEGISLATIVE DAY 39
H231 HCS
READING 2
HIATT

MEDICAL INFORMATION WAIVER

AYES - 76

ALDRIDGE
ALEXANDER
ARNOLD
BAKER
BEALL
BOWIE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER

CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
ESPOSITO
GAMBLE
GARDNER
GRADY
GULLEY
HALL
HARDY
HIATT
HILL
HOLMES
HOWARD
HURLEY

IVES
JEFFUS
JUSTUS
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MILLER
MINER
MITCHELL
MORGAN
MORRIS
NEELY
NICHOLS
NYE
OWENS

PRESTON
RAMSEY
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHUBERT
STARNES
TALLENT
TOLSON
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WRIGHT

NOES - 33

ADAMS
ALLRED
BADDOUR
BERRY
BONNER
BOYD-MCINTYRE
DEDMON
EARLE
EASTERLING

FITCH
FOX
GOODWIN
HACKNEY
HENSLEY
HIGHTOWER
HUNTER, H.
HUNTER, R.

INSKO
JARRELL
KINNEY
MICHAUX
MOORE
MOSLEY
NESBITT
OLDHAM

REDWINE
SMITH
SUTTON
WAINWRIGHT
WARWICK
WOMBLE
WOOD
YONGUE

EXCUSED ABSENCE - 9

BARBEE
BLUE
CRAWFORD

ELLIS
GRAY

HARDAWAY
LUEBKE

SHERRILL
THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

BLACK

H231 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/08/97

3:29 PM

IN CHAIR: SPEAKER

250
LEGISLATIVE DAY 40
H231 HCS
READING 3
HIATT

MEDICAL INFORMATION WAIVER

AYES - 80

ALDRIDGE	DAUGHTRY	HURLEY	PRESTON
ALEXANDER	DAVIS	IVES	RAMSEY
ARNOLD	DECKER	JEFFUS	RAYFIELD
BAKER	DEDMON	JUSTUS	REYNOLDS
BLACK	DICKSON	KISER	ROGERS
BOWIE	DOCKHAM	MCCOMAS	RUSSELL
BOYD-MCINTYRE	EASTERLING	MCCOMBS	SEXTON
BRASWELL	EDDINS	MCCRARY	SHERRILL
BRAWLEY	ELLIS	MCMAHAN	SHUBERT
BROWN	ESPOSITO	MERCER	STARNES
BUCHANAN	GAMBLE	MILLER	TALLENT
CANSLER	GARDNER	MINER	THOMPSON
CAPPS	GRADY	MITCHELL	TOLSON
CARPENTER	GRAY	MORGAN	WARNER
CHURCH	GULLEY	MORRIS	WATSON
CLARY	HALL	NEELY	WEATHERLY
CREECH	HARDAWAY	NICHOLS	WILKINS
CULP	HIATT	NYE	WILSON, C.
CULPEPPER	HILL	OLDHAM	WILSON, G.
CUNNINGHAM	HOWARD	OWENS	WRIGHT

NOES - 34

ADAMS	FITCH	JARRELL	SAUNDERS
ALLRED	FOX	KINNEY	SMITH
BADDOUR	GOODWIN	LUEBKE	SUTTON
BEALL	HACKNEY	MICHAUX	WAINWRIGHT
BERRY	HARDY	MOORE	WARWICK
BLUE	HIGHTOWER	MOSLEY	WOMBLE
BONNER	HUNTER, H.	NESBITT	WOOD
COLE	HUNTER, R.	REDWINE	YONGUE
EARLE	INSKO		

EXCUSED ABSENCE - 3

BARBEE	CRAWFORD	HENSLEY
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EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HOLMES	MCALLISTER
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H231 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 3

H. B. No. 231

DATE 8/14/97

S. B. No. _____

Amendment No. 1

COMMITTEE SUBSTITUTE ☒

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Cooper

1 moves to amend the bill on page 1, line 17

2 () WHICH CHANGES THE TITLE

3 by disclose (AC)

4 after the word "~~may~~" insert the words

5

6 "after consultation with the patient"

7

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED R. Coy

ADOPTED ☒ 23-22 FAILED _____ TABLED _____

J. Pruitt 8/14/97

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1363/6--11:26 AM

AUGUST 14, 1997

LEGISLATIVE DAY 114

LT. GOVERNOR WICKER

-- Presiding

HIATT
MEDICAL INFORMATION WAIVER
SENATE COM SUB/3RD EDITION

HOUSE BILL 231

AMEND 1

AYE	23	ALBERTSON BALLANCE COCHRANE COOPER DALTON JENKINS	KERR KINNAIRD LEDBETTER LEE LUCAS MCDANIEL	MILLER PERDUE PHILLIPS PLYLER PURCELL RUCHO	SHAW L. SOLES WARREN WEBSTER WELLONS
	22	ALLRAN BALLANTINE BLUST CARPENTER CARRINGTON EAST	FORRESTER FOXX GARWOOD HARTSELL HORTON HOYLE	JORDAN MARTIN R. MARTIN W. MOORE ODOM	PAGE RAND REEVES SHAW R. WEINSTEIN

EXCUSED 0

NOT CAST 2 BASNIGHT

DANNELLY

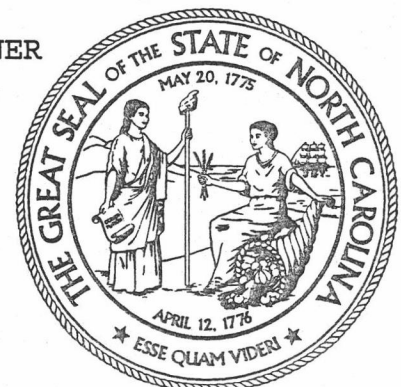
ABSENT 3 CLARK

GULLEY

WINNER

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1364/7--11:37 AM

AUGUST 14, 1997

LEGISLATIVE DAY 114

LT. GOVERNOR WICKER

-- Presiding

HIATT
MEDICAL INFORMATION WAIVER
SENATE COM SUB/3RD EDITION

HOUSE BILL 231
READING 2

AYE	37	ALBERTSON ALLRAN BASNIGHT BLUST CARPENTER COCHRANE COOPER DALTON DANNELLY EAST	FORRESTER FOXX GARWOOD HORTON HOYLE JENKINS JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R. MARTIN W. MILLER ODOM PAGE PERDUE PHILLIPS	PLYLER RAND REEVES RUCHO SHAW L. SHAW R. SOLES WEINSTEIN WELLONS
NO	7	BALLANCE BALLANTINE	CARRINGTON LEDBETTER	MCDANIEL MOORE	WEBSTER

EXCUSED 0

NOT CAST 3 HARTSELL PURCELL WARREN

ABSENT 3 CLARK GULLEY WINNER

PAIRS 0
AYE
NO

(FINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1365/8--11:39 AM

AUGUST 14, 1997

LEGISLATIVE DAY 114

SENATOR BASNIGHT

-- Presiding

HIATT
MEDICAL INFORMATION WAIVER
SENATE COM SUB/3RD EDITION

HOUSE BILL 231
READING 3

AYE	39	ALBERTSON ALLRAN BASNIGHT CARPENTER CARRINGTON COCHRANE COOPER DALTON DANNELLY EAST	FORRESTER FOXX GARWOOD HORTON HOYLE JENKINS JORDAN KERR KINNAIRD LEE	LUCAS MARTIN R. MARTIN W. MILLER MOORE ODOM PAGE PERDUE PHILLIPS PURCELL	RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS
NO	5	BALLANCE BALLANTINE	LEDBETTER	MCDANIEL	WEBSTER

EXCUSED 0

NOT CAST 3 BLUST

HARTSELL

PLYLER

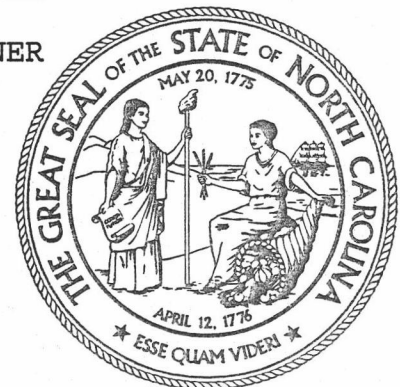
ABSENT 3 CLARK

GULLEY

WINNER

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1371/14--12:11 PM AUGUST 14, 1997 LEGISLATIVE DAY 114

LT. GOVERNOR WICKER

-- Presiding

HIATT
MEDICAL INFORMATION WAIVER
SENATE COM SUB/3RD EDITION

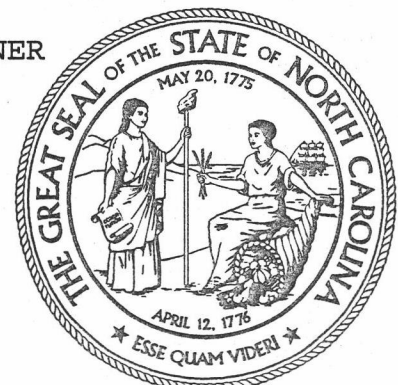
HOUSE BILL 231
READING 2

AYE	39	ALBERTSON ALLRAN BASNIGHT BLUST CARPENTER COCHRANE COOPER DALTON DANNELLY EAST	FORRESTER FOXX GARWOOD HORTON HOYLE JENKINS JORDAN KERR KINNAIRD LEE	LUCAS MARTIN R. MARTIN W. MILLER ODOM PAGE PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS
NO	7	BALLANCE BALLANTINE	CARRINGTON LEDBETTER	MCDANIEL MOORE	WEBSTER

EXCUSED 0
NOT CAST 1 HARTSELL
ABSENT 3 CLARK
PAIRS 0
AYE
NO

GULLEY

WINNER



GENERAL ASSEMBLY
SENATE

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1371/14--12:11 PM

AUGUST 14, 1997

LEGISLATIVE DAY 114

LT. GOVERNOR WICKER

-- Presiding

HIATT
MEDICAL INFORMATION WAIVER
SENATE COM SUB/3RD EDITION

HOUSE BILL 231
READING 2

RECORDED

AYE 2 PURCELL

WARREN

ADJUSTED TOTAL

AYE 39

NO 7

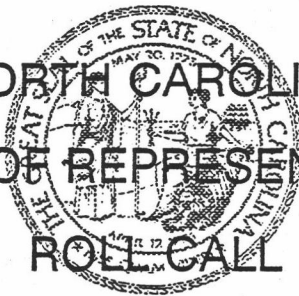
CAST 1

ENT 3

(COPY)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEN. # 1436

LEGISLATIVE DAY 117

SCS

EV

8/20/97

10:22 AM

IN CHAIR: SPEAKER

HIATT

MEDICAL INFORMATION WAIVER

MOTION #11 - TO CONCUR IN SCS

AYES - 71

ALDRIDGE
ARNOLD
BADDOUR
BAKER
BARBEE
BERRY
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COLE
CREECH

CULP
CULPEPPER
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
ESPOSITO
FOX
GAMBLE
GARDNER
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY

HIATT
HILL
HOWARD
HURLEY
IVES
JEFFUS
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCCRARY
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NICHOLS
NYE

OWENS
PRESTON
RAYFIELD
ROGERS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WAINWRIGHT
WARWICK
WATSON
WILSON, C.
WILSON, G.
WRIGHT

NOES - 36

ADAMS
ALEXANDER
ALLRED
BEALL
BLACK
BONNER
CHURCH
CUNNINGHAM
DEDMON

EARLE
EASTERLING
FITCH
GOODWIN
HACKNEY
HENSLEY
HIGHTOWER
HUNTER, H.
INSKO

JARRELL
KINNEY
MCALLISTER
MERCER
MICHAUX
MINER
MOSLEY
NESBITT
OLDHAM

RAMSEY
REDWINE
SAUNDERS
SMITH
SUTTON
TOLSON
WILKINS
WOMBLE
YONGUE

EXCUSED ABSENCE - 6

BLUE
LUEBKE

MCPAHAN
MILLER
WEATHERLY

WOOD

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
CRAWFORD

ELLIS
HOLMES

HUNTER, R.
REYNOLDS

WARNER

H231 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0232 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6056-LKZ057(2.1)

Short Title: Medical Evaluation Program Funds.

(Public)

Sponsors: Representative Hiatt.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CONTINUATION AND
3 ENHANCEMENT OF THE MEDICAL EVALUATION PROGRAM IN THE
4 DIVISION OF MOTOR VEHICLES AS RECOMMENDED BY THE DRIVER
5 MEDICAL EVALUATION PROGRAM STUDY COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the Highway Fund to the Division
8 of Motor Vehicles the following funds for the designated purposes for the 1997-98
9 fiscal year to implement the following recommendations of the Driver Medical
10 Evaluation Program Study Commission:
11 (1) Fifty-five thousand dollars (\$55,000) for an education program to
12 assist older drivers based upon the American Association of
13 Retired Persons' (AARP) "55 Alive" Program; a new collaborative
14 effort between the AARP, the Division of Motor Vehicles (DMV),
15 the Driver Medical Evaluation Program (DME), and the Injury
16 Control Section of the Department of Environment, Health, and
17 Natural Resources (DEHNR).
18 (2) Ten thousand dollars (\$10,000) to print and distribute educational
19 pamphlets to explain the Driver Medical Evaluation Program and
20 how participants can be released from the program.
21 (3) Five thousand dollars (\$5,000) to establish and maintain a Web
22 Page on the Internet for DMV, including information on the
23 Driver Medical Evaluation Program.
24 (4) Seventy-nine thousand eight hundred eighty-nine dollars (\$79,889)
25 to fund an additional DME Health Physician II to review cases.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0233 FEB 13 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6048-LH045(2.4)

Short Title: No Firearms Discharged Near Schools.

(Local)

Sponsors: Representative Fox.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM NEAR AN
3 ELEMENTARY OR SECONDARY SCHOOL IN VANCE COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. It is a Class 1 misdemeanor to discharge a firearm within
6 1,000 feet of an elementary or secondary school except when used in the defense of
7 person or property or when used pursuant to the lawful direction of law enforcement
8 officers.
9 Section 2. This act applies only to Vance County.
10 Section 3. This act becomes effective December 1, 1997, and applies to
11 offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0234 FEB 13 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH7048*-LMZ039(2.7)

Short Title: Smoke Detector Penalties.

(Public)

Sponsors: Representative Easterling.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPOSE A CIVIL PENALTY AND TO MAKE IT A CLASS 3
3 MISDEMEANOR IF A LANDLORD FAILS TO PROVIDE, INSTALL,
4 REPLACE, OR REPAIR A SMOKE DETECTOR IN A RESIDENTIAL
5 RENTAL DWELLING.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 42-44 reads as rewritten:
8 "§ 42-44. General ~~remedies~~ **remedies; penalties, and limitations.**
9 (a) Any right or obligation declared by this Chapter is enforceable by civil action,
10 in addition to other remedies of law and in equity.
11 (a1) A court may impose a civil penalty of not less than five hundred dollars
12 (\$500.00) if a landlord fails to provide, install, replace, or repair a smoke detector as
13 required by G.S. 42-42(a)(5).
14 (a2) A landlord who fails to provide, install, replace, or repair a smoke detector as
15 required by G.S. 42-42(a)(5) shall be guilty of a Class 3 misdemeanor.
16 (b) Repealed by Session Laws 1979, c. 820, s. 8.
17 (c) The tenant may not unilaterally withhold rent prior to a judicial determination
18 of a right to do so.
19 (d) A violation of this Article shall not constitute negligence per se."
20 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0235

FEB 13 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1065*-LKX048(2.6)

Short Title: Birth/Death Certificate Fee Upped.

(Public)

Sponsors: Representatives Easterling, Alexander, Gulley, Saunders, Cunningham, McMahan, and Black.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE UNIFORM FEE FOR A CERTIFIED BIRTH,
3 DEATH, OR MARRIAGE CERTIFICATE.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 161-10(a) reads as rewritten:

6 "(a) Except as provided in G.S. 161-11.1 or 161-11.2, all fees collected under this
7 section shall be deposited into the county general fund. In the performance of his
8 duties, the register of deeds shall collect the following fees which shall be uniform
9 throughout the State:

10 (1) Instruments in General. -- For registering or filing any instrument
11 for which no other provision is made by this section, whether
12 written, printed, or typewritten, the fee shall be six dollars (\$6.00)
13 for the first page, which page shall not exceed 8 1/2 inches by 14
14 inches, plus two dollars (\$2.00), for each additional page or
15 fraction thereof. A page exceeding 8 1/2 inches by 14 inches shall
16 be considered two pages.

17 When a document is presented for registration that consists
18 of multiple instruments, the fee shall be ten dollars (\$10.00) for
19 each additional instrument. A document consists of multiple
20 instruments when it contains two or more instruments with
21 different legal consequences or intent, each of which is separately
22 executed and acknowledged and could be recorded alone.

23 (1a) Deeds of Trust, Mortgages, and Cancellation of Deeds of Trust and
24 Mortgages. -- For registering or filing any deed of trust or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH2053-LBX052A(1:30)

H.B. FILED
0236 FEB 13 97
HOUSE PRINCIPAL CLERK

Short Title: Trinity Incorporated.

(Local)

Sponsors: Representative Dockham.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE CITY OF TRINITY.

3 The General Assembly of North Carolina enacts:

4 Section 1. (a) The Randolph County Board of Elections shall conduct
5 an election on July 8, 1997, for the purpose of submission to the qualified voters of
6 the area described in Section 2-1 of the Charter of the City of Trinity, the question of
7 whether or not such area shall be incorporated as the City of Trinity. Registration
8 for the election shall be conducted in accordance with G.S. 163-288.2.

9 (b) In the election, the question on the ballot shall be:

10 "[] FOR [] AGAINST
11 Incorporation of the City of Trinity".

12 Section 2. In the election, if a majority of the votes are cast "FOR
13 Incorporation of the City of Trinity", Sections 3 through 5 of this act become
14 effective on the date of the certification of the results of the election. Otherwise,
15 Sections 3 through 5 of this act have no force and effect.

16 Section 3. A Charter of the City of Trinity is enacted as follows:

17 "THE CHARTER OF THE CITY OF TRINITY.

18 "CHAPTER I.

19 "INCORPORATION AND CORPORATE POWERS.

20 "Section 1-1. The inhabitants of the City of Trinity are a body corporate and
21 politic under the name 'City of Trinity'. Under that name they have all the powers,
22 duties, rights, privileges, and immunities conferred and imposed on cities by the
23 general law of North Carolina.

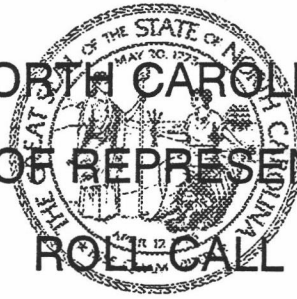
24 "CHAPTER II.

25 "CORPORATE BOUNDARIES.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



RC

2/27/97

1:45 PM

IN CHAIR: SPEAKER

41
LEGISLATIVE DAY 18
H236 HCS
READING 2
DOCKHAM

TRINITY INCORPORATED

AYES - 107

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BEALL
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES

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

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

NOES - 0

EXCUSED ABSENCE - 5

CLARY
KINNEY

MCALLISTER
NEELY

NESBITT

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER
BARBEE

BLACK
BLUE

PRESTON
SHERRILL

STARNES
WRIGHT

H236 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

3/03/97

8:23 PM

IN CHAIR: SPEAKER

53
LEGISLATIVE DAY 19
H236 HCS
READING 3
DOCKHAM

TRINITY INCORPORATED

AYES - 114

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

NOES - 0

EXCUSED ABSENCE - 2

CLARY

GRADY

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

COLE

EASTERLING

WAINWRIGHT

H236 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 615/2-- 1:19 PM

MAY 7, 1997

LEGISLATIVE DAY 57

LT. GOVERNOR WICKER

-- Presiding

DOCKHAM
TRINITY INCORPORATED
2ND EDITION

HOUSE BILL 236
READING 2

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

NO 0

EXCUSED 0

NOT CAST 2 BASNIGHT KERR

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 622/2--11:20 AM

MAY 8, 1997

LEGISLATIVE DAY 58

LT. GOVERNOR WICKER

-- Presiding

DOCKHAM
TRINITY INCORPORATED
2ND EDITION

HOUSE BILL 236
READING 3

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

EXCUSED	0	
NOT CAST	1	SHAW R.
ABSENT	0	
PAIRS	0	
AYE		
NO		

PY)



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0237 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2067*-LJXZ007A(1.5)

Short Title: Modify Emissions Inspection Laws.

(Public)

Sponsors: Representative Mitchell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE PENALTY SCHEDULE FOR VIOLATIONS OF THE
VEHICLE EMISSION INSPECTION PROGRAM, TO CLARIFY THE
PROCEDURE FOR IMPOSING THE PENALTIES, AND TO MAKE OTHER
CHANGES TO THE VEHICLE EMISSION INSPECTION LAWS, AS
RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-183.4(b) reads as rewritten:

"(b) Station Qualifications. -- An applicant for a license as a safety inspection station must meet all of the following requirements:

(1) Have a place of business that has adequate facilities, space, and equipment to conduct a safety inspection. A place of business designated in a station license that has been suspended or revoked cannot be the designated place for any other license applicant during the period of the suspension or revocation, unless the Division finds that operation of the place of business as an inspection station during this period by the license applicant would not defeat the purpose of the suspension or revocation because the license applicant has no connection with the person whose license was suspended or revoked or because of another reason. A finding made by the Division under this subdivision must be set out in a written statement that includes the finding and the reason for the finding.

(2) Regularly employ at least one mechanic who has a safety inspection mechanic license.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH8026*-RTZ051.01(2.5)

H.B. FILED
0238 FEB 13 97
HOUSE PRINCIPAL CLERK D

Short Title: Facilitate Animal Waste Mgt. Research.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENCOURAGE OWNERS AND OPERATORS OF ANIMAL WASTE
3 MANAGEMENT SYSTEMS TO PARTICIPATE IN CERTAIN RESEARCH
4 STUDIES DIRECTED BY THE GENERAL ASSEMBLY BY LIMITING
5 ENFORCEMENT ACTIONS FOR UNINTENTIONAL AND NONNEGLIGENT
6 VIOLATIONS OF WATER QUALITY STANDARDS THAT ARE IDENTIFIED
7 IN THE COURSE OF THOSE RESEARCH STUDIES AND TO CLARIFY THE
8 REPORTING DATES FOR THOSE RESEARCH STUDIES, AS
9 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

10 The General Assembly of North Carolina enacts:

11 Section 1. The Department of Environment, Health, and Natural
12 Resources shall not take any enforcement action against any person for any
13 unintentional and nonnegligent violation of water quality standards that are identified
14 in the course of any of the research studies directed by Sections 27.3 (odor control
15 technology), 27.7 (groundwater impacts of lagoons), 27.9 (atmospheric deposition of
16 nitrogen in the Neuse Estuary), 27.32(b) (sources of nitrogen through isotope markers
17 and other topics), and 27.35 (alternative animal waste technologies) of Chapter 18 of
18 the 1995 Session Laws (Second Extra Session). This section shall not be construed to
19 limit an enforcement action for any negligent or intentional act or for any violation
20 that poses an immediate threat to public health or the environment. This section
21 shall not be construed to relieve any person from any duty otherwise imposed by law
22 to take remedial or corrective action to correct the violation.

23 Section 2. Notwithstanding the provisions of G.S. 143-215.10E(a), an
24 employee of a State agency or unit of local government who identifies an
25 unintentional or nonnegligent violation listed in subdivisions (1) through (4) of G.S.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

130
LEGISLATIVE DAY 25
H238 HCS
READING 2
MITCHELL

EV

3/12/97

3:32 PM

IN CHAIR: SPEAKER

FACILITATE ANIMAL WASTE MGMT. RESEARCH

AYES - 92

ADAMS	DECKER	JEFFUS	RAMSEY
ALDRIDGE	DEDMON	JUSTUS	RAYFIELD
ALLRED	DICKSON	KINNEY	REDWINE
ARNOLD	DOCKHAM	KISER	REYNOLDS
BADDOUR	EDDINS	MCCALLISTER	ROGERS
BAKER	ELLIS	MCCOMBS	SAUNDERS
BARBEE	ESPOSITO	MCCRARY	SEXTON
BEALL	FOX	MCMAHAN	SHERRILL
BLACK	GAMBLE	MERCER	SHUBERT
BONNER	GARDNER	MILLER	SMITH
BOWIE	GOODWIN	MINER	STARNES
BRAWLEY	GRADY	MITCHELL	TALLENT
BROWN	GRAY	MOORE	THOMPSON
BUCHANAN	GULLEY	MORGAN	TOLSON
CANSLER	HALL	MORRIS	WAINWRIGHT
CAPPS	HARDY	MOSLEY	WARWICK
CARPENTER	HIATT	NEELY	WEATHERLY
CHURCH	HILL	NESBITT	WILKINS
CLARY	HOLMES	NICHOLS	WILSON, C.
COLE	HOWARD	NYE	WILSON, G.
CREECH	HUNTER, R.	OLDHAM	WOMBLE
CULPEPPER	IVES	OWENS	WOOD
DAVIS	JARRELL	PRESTON	YONGUE

NOES - 21

ALEXANDER	EASTERLING	HUNTER, H.	MICHAUX
BERRY	FITCH	HURLEY	SUTTON
BLUE	HACKNEY	INSKO	WARNER
BOYD-MCINTYRE	HENSLEY	LUEBKE	WATSON
CUNNINGHAM	HIGHTOWER	MCCOMAS	WRIGHT
EARLE			

EXCUSED ABSENCE - 4

BRASWELL	CRAWFORD	CULP	HARDAWAY
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EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	DAUGHTRY	RUSSELL
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H238 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 282/9-- 2:46 PM

APRIL 16, 1997

LEGISLATIVE DAY 45

LT. GOVERNOR WICKER

-- Presiding

MITCHELL
FACILITATE ANIMAL WASTE MANAGEMENT
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 238
READING 2

RESEARCH

AYE	48	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANTINE	FORRESTER	LEDBETTER	RAND
		BASNIGHT	FOXX	LEE	REEVES
		BLUST	GARWOOD	LUCAS	RUCHO
		CARPENTER	GULLEY	MARTIN R.	SHAW L.
		CARRINGTON	HARTSELL	MARTIN W.	SOLES
		CLARK	HORTON	MCDANIEL	WARREN
		COCHRANE	HOYLE	MILLER	WEBSTER
		CONDER	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PAGE	WELLONS
		DALTON	KERR	PERDUE	WINNER
NO	1	SHAW R.			

EXCUSED 0

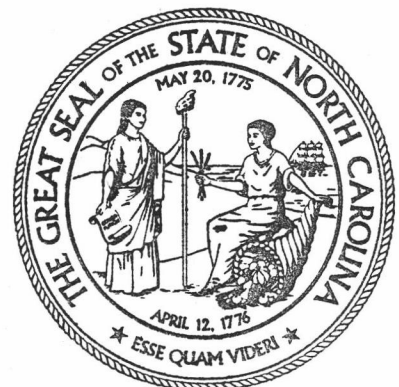
NOT CAST 0

ABSENT 1 BALLANCE

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2062-RTZ061.01(2.5)

H.B. FILED
0239 FEB 13 97
HOUSE PRINCIPAL CLERK D

Short Title: Amend. Env. Mgt. Comm. Membership.

(Public)

Sponsors: Representative Mitchell.

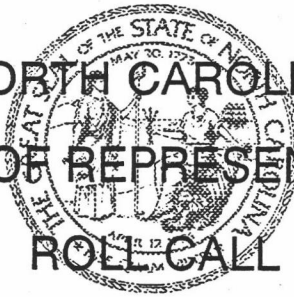
Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO SPECIFY THAT ONE MEMBER OF THE ENVIRONMENTAL
3 MANAGEMENT COMMISSION SHALL HAVE EMPLOYMENT EXPERIENCE
4 IN INDUSTRIAL AIR AND WATER POLLUTION CONTROL AT AN
5 INDUSTRIAL MANUFACTURING FACILITY, AS RECOMMENDED BY THE
6 ENVIRONMENTAL REVIEW COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 143B-283(a) reads as rewritten:
9 "(a) The Environmental Management Commission shall consist of 13 members
10 appointed by the Governor. The Governor shall select the members so that the
11 membership of the Commission shall consist of:
12 (1) One who shall be a licensed physician with specialized training
13 and experience in the health effects of environmental pollution;
14 (2) One who shall, at the time of appointment, be actively connected
15 with the Commission for Health Services or local board of health
16 or have experience in health sciences;
17 (3) One who shall, at the time of appointment, be actively connected
18 with or have had experience in agriculture;
19 (4) One who shall, at the time of appointment, be a registered
20 engineer with specialized training and experience in water supply
21 or water or air pollution control;
22 (5) One who shall, at the time of appointment, be actively connected
23 with or have had experience in the fish and wildlife conservation
24 activities of the State;

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

4/09/97

2:57 PM

IN CHAIR: SPEAKER

H239
LEGISLATIVE DAY 41
READING 2
MITCHELL

AMEND ENVIRON. MGMT. COMM. MEMBERSHIP

AYES - 111

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

NOES - 3

FITCH	HACKNEY	LUEBKE
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EXCUSED ABSENCE - 5

BARBEE	BLUE	CRAWFORD	ESPOSITO
BERRY			

EXCUSED VOTE - 0

NOT VOTING - 1

NESBITT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1251/9--11:39 AM

JULY 30, 1997

LEGISLATIVE DAY 105

LT. GOVERNOR WICKER

-- Presiding

MITCHELL
AMEND ENVIRONMENTAL MANAGEMENT

HOUSE BILL 239
READING 2

COMMISSION MEMBERSHIP

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	ODOM	WARREN
		CLARK	JENKINS	PAGE	WEBSTER
		COCHRANE	JORDAN	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	WINNER
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0240 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7053*-LDZ030(2.5)

Short Title: Remove Odor Control Study Match.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REMOVE THE MATCHING FUNDS REQUIREMENT FOR THE
3 FUNDS APPROPRIATED IN 1996 TO CONDUCT AN ODOR CONTROL
4 TECHNOLOGY STUDY, AS RECOMMENDED BY THE ENVIRONMENTAL
5 REVIEW COMMISSION.

6 The General Assembly of North Carolina enacts:

7 Section 1. Section 27.3 of Chapter 18 of the Session Laws of the 1996
8 Second Extra Session reads as rewritten:

9 "Sec. 27.3. Of the funds appropriated to the Department of Environment, Health,
10 and Natural Resources in this act, the sum of six hundred thousand dollars (\$600,000)
11 for the 1996-97 fiscal year shall be transferred to the Board of Governors of The
12 University of North Carolina for the North Carolina Agricultural Research Service at
13 North Carolina State University to conduct research into economically feasible odor
14 control technologies and to provide detailed economic analysis of odor management
15 ~~alternatives; provided these funds are matched with an equal sum from private~~
16 ~~sources.~~ alternatives. No later than January 1, 1997, the Board of Governors shall
17 report to the Environmental Review Commission and the Fiscal Research Division on
18 progress under the research, including any findings and recommendations at that
19 time."

20 Section 2. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

54

2/27/97

2:24 PM

IN CHAIR: SPEAKER

46
LEGISLATIVE DAY 18
H240
READING 2
MITCHELL

REMOVE ODOR CONTROL STUDY MATCH

AYES - 105

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

NOES - 2

CUNNINGHAM DECKER

EXCUSED ABSENCE - 5

CLARY	MCALLISTER	NEELY	NESBITT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BLACK	HARDAWAY	MICHAUX
BARBEE	BLUE	HUNTER, H.	WRIGHT

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH8025*-LDZ006C(1.7)

H.B. FILED
0241 FEB 13 97
HOUSE PRINCIPAL CLERK D

Short Title: Conservation Easements Funds.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE FACILITATION AND
3 ASSISTANCE GRANT FUND TO SUPPORT A CONSERVATION
4 EASEMENTS PROGRAM FOR THE PROTECTION OF NATURAL
5 RESOURCES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW
6 COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. There is appropriated from the General Fund to the
9 Facilitation and Assistance Grant Fund created by G.S. 113A-232, if enacted by the
10 General Assembly, the sum of three hundred thousand dollars (\$300,000) for the
11 1997-98 fiscal year and the sum of three hundred thousand dollars (\$300,000) for the
12 1998-99 fiscal year to implement the provisions of the act that creates that Fund.
13 There is appropriated from the General Fund to the Department of Environment,
14 Health, and Natural Resources the sum of two hundred twenty-two thousand eight
15 hundred and six dollars (\$222,806) for the 1997-98 fiscal year and the sum of two
16 hundred seven thousand three hundred and six dollars (\$207,306) for the 1998-99
17 fiscal year to establish and support the positions of Conservation Tax Credit Program
18 Administrator and Administrative Assistant, which positions shall implement the
19 Conservation Easements Program, if enacted by the General Assembly.
20 Section 2. This act becomes effective 1 July 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0242 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4034*-LDZX017.03(2.5)

Short Title: Scrap Tire Disposal Tax Amend.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE SCRAP TIRE DISPOSAL TAX AT ITS CURRENT
3 RATE, TO AMEND THE SCRAP TIRE DISPOSAL ACT TO DISCOURAGE
4 THE DISPOSAL OF SCRAP TIRES FROM OUTSIDE THE STATE, AND TO
5 COMPLETE THE CLEANUP OF NUISANCE TIRE COLLECTION SITES, AS
6 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. Section 9 of Chapter 548 of the 1993 Session Laws reads as
9 rewritten:
10 "Sec. 9. Section 4 of this act becomes effective January 1, 1994. ~~Section 8 of this~~
11 ~~act becomes effective June 30, 1997.~~ All other sections of this act become effective
12 October 1, 1993. ~~Sections 1 through 6 of this act expire June 30, 1997.~~ Section 7 of
13 this act expires June 30, 1995. ~~Any funds remaining in the Scrap Tire Disposal~~
14 ~~Account created by this act on June 30, 1997, shall be transferred to the Solid Waste~~
15 ~~Management Trust Fund. The expiration of the additional tax imposed by Section 1~~
16 ~~of this act does not affect the rights or liabilities of the State, a taxpayer, or another~~
17 ~~person that arise during the time the additional tax is in effect.~~ The first quarterly
18 report required by G.S. 130A-309.63(e), as enacted by this act, is due within 60 days
19 after the quarter that ends on December 31, 1993."
20 Section 2. G.S. 130A-309.63 reads as rewritten:
21 "§ 130A-309.63. Scrap Tire Disposal Account.
22 (a) Creation. -- The Scrap Tire Disposal Account is established as a nonreverting
23 account within the Department. The Account consists of revenue credited to the
24 Account from the proceeds of the scrap tire disposal tax imposed by Article 5B of
25 Chapter 105 of the General Statutes.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0243 FEB 13 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH7052*-RTZ052.01(2.5)

Short Title: Dam Safety Funds.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROTECT PUBLIC HEALTH AND
3 SAFETY BY ASSURING ADEQUATE INSPECTION OF DAMS AND TO
4 IMPROVE THE IMPLEMENTATION OF THE DAM SAFETY ACT OF 1967,
5 AS RECOMMENDED BY 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, Health, and Natural Resources the sum of two hundred
9 seventy-four thousand three hundred thirty-six dollars (\$274,336) for the 1997-98
10 fiscal year and the sum of two hundred fifty-five thousand three hundred thirty-six
11 dollars (\$255,336) for the 1998-99 fiscal year to establish five additional positions to
12 ensure adequate inspection of dams in the State and to improve implementation of
13 the Dam Safety Act of 1967.
14 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0244 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6054*-LDZ020(1.16)

Short Title: Environmental Education Trust Fund.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE ENVIRONMENTAL EDUCATION TRUST FUND
3 TO ASSURE THE FUNDING OF ENVIRONMENTAL EDUCATION AND TO
4 APPROPRIATE FUNDS TO THAT FUND, AS RECOMMENDED BY THE
5 ENVIRONMENTAL REVIEW COMMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. Part 4B of Article 7 of Chapter 143B of the General Statutes
8 is amended by adding a new section to read:
9 "**§ 143-285.26. Environmental Education Trust Fund.**
10 (a) Fund Established. -- There is established under the control and direction of
11 the Department of Environment, Health, and Natural Resources the Environmental
12 Education Trust Fund. This Fund shall be a nonreverting fund consisting of any
13 monies appropriated to it by the General Assembly or available to it from
14 contributions or grants from public or private sources. This Fund is a special trust
15 fund and shall be credited with interest by the State Treasurer pursuant to G.S. 147-
16 69.2 and G.S. 147-69.3. This Fund shall be used to finance grants and awards made
17 under the provisions and for the purposes of this Part.
18 (b) Report. -- The Department of Environment, Health, and Natural Resources
19 shall report annually no later than September 1 to the Environmental Review
20 Commission as to the condition of the Environmental Education Trust Fund and as
21 to the use of all funds allocated from the Environmental Education Trust Fund."
22 Section 2. There is appropriated from the General Fund to the
23 Environmental Education Trust Fund, created in Section 1 of this act, the sum of two
24 hundred thousand dollars (\$200,000) for the 1997-98 fiscal year and the sum of two

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0245 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7054*-RTZ063.01(1.16)

Short Title: Wetlands Restoration Prgm. Funds.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE WETLANDS RESTORATION
3 PROGRAM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW
4 COMMISSION.

5 The General Assembly of North Carolina enacts:

6 Section 1. There is appropriated from the General Fund to the Wetlands
7 Restoration Fund the sum of four million dollars (\$4,000,000) for the 1997-98 fiscal
8 year and the sum of four million dollars (\$4,000,000) for the 1998-99 fiscal year for
9 the purposes set out in G.S. 143-214.12.

10 Section 2. There is appropriated from the General Fund to the
11 Department of Environment, Health, and Natural Resources the sum of two million
12 dollars (\$2,000,000) for the 1997-98 fiscal year and the sum of two million dollars
13 (\$2,000,000) for the 1998-99 fiscal year to establish and support 15 positions and for
14 administrative and other expenses necessary to implement the Wetlands Restoration
15 Program.

16 Section 3. This act becomes effective 1 July 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH4031*-LDZ014(1.16)

H.B. FILED
0246 FEB 13 97
HOUSE PRINCIPAL CLERK

D

Short Title: Amend Natural Heritage Trust Fund.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO IMPROVE AND EXTEND THE PROTECTION OF THE STATE'S
3 NATURAL LANDS BY EXTENDING THE AUTHORIZED EXPENDITURES
4 FROM THE NATURAL HERITAGE TRUST FUND AND BY ALLOWING
5 QUALIFIED PRIVATE NONPROFIT LAND TRUST ORGANIZATIONS TO
6 HOLD TITLE TO ACQUIRED LANDS, AS RECOMMENDED BY THE
7 ENVIRONMENTAL REVIEW COMMISSION.

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 113-77.9(c) reads as rewritten:

10 "(c) The Trustees may authorize expenditures from the Fund to pay for the
11 ~~inventory~~ inventory, the conservation and protection planning, or the identification
12 and education of owners of natural areas by the Secretary's Natural Heritage Program
13 conducted pursuant to Chapter 113A, Article 9A, of the General Statutes."

14 Section 2. G.S. 113-77.9(d) reads as rewritten:

15 "(d) The Department of Administration may, pursuant to G.S. 143-341, acquire by
16 purchase, gift, or devise all lands selected by the Trustees for acquisition pursuant to
17 this Article. Title to any land acquired pursuant to this Article shall be vested in the
18 ~~State.~~ State or in private nonprofit land trust organizations qualified pursuant to G.S.
19 105-151.12 and G.S. 105-130.34 and certified under section 501(c)(3) of the Internal
20 Revenue Code. State agencies with management responsibilities for lands acquired
21 pursuant to this Article may enter into management agreements in the form of leases
22 with counties, cities, ~~and towns~~ towns, or these qualified private nonprofit land trust
23 organizations to aid in managing the lands, and such lease agreements shall be
24 executed by the Department of Administration pursuant to G.S. 143-341."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH4032-RTZ062.07(2.5)

H.B. FILED
0247 FEB 13 97
HOUSE PRINCIPAL CLERK

D

Short Title: Environmental Audits.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ENCOURAGE THE PERFORMANCE OF ENVIRONMENTAL
3 AUDITS BY PROVIDING A LIMITED PRIVILEGE AGAINST THE
4 DISCLOSURE OF AN ENVIRONMENTAL AUDIT REPORT AND TO
5 GRANT EXEMPTIONS FROM CIVIL PENALTIES TO A PERSON OR
6 OTHER ENTITY THAT VOLUNTARILY DISCLOSES A VIOLATION OF AN
7 ENVIRONMENTAL LAW, AS RECOMMENDED BY THE ENVIRONMENTAL
8 REVIEW COMMISSION.

9 The General Assembly of North Carolina enacts:

10 Whereas, the General Assembly recognizes the importance of protecting
11 the environment of this State and the health and safety of its citizens; and

12 Whereas, the ever-increasing complexity and pervasiveness of
13 environmental regulation makes the voluntary performance of environmental
14 self-assessments, or environmental audits, increasingly advantageous and advisable for
15 businesses, local governments, and other entities regulated by the environmental laws
16 of North Carolina; and

17 Whereas, self-assessments by regulated entities provide for an effective
18 and efficient method for increasing environmental compliance and for protecting the
19 environment, public health, and natural resources of North Carolina without
20 additional governmental spending; and

21 Whereas, the General Assembly desires to encourage the performance of
22 beneficial environmental audits by responsible members of the regulated community;

23 Now, therefore,

24 The General Assembly of North Carolina enacts:

248
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH1060*-LKZ025B(1.23)

Short Title: Graduated Drivers Licenses.

(Public)

Sponsors: Representatives Clary, Alexander, and Easterling.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT GRADUATED DRIVERS LICENSES.

3 The General Assembly of North Carolina enacts:

4 Section 1. G.S. 20-11 reads as rewritten:

5 "§ 20-11. Application of minors.

6 (a) The Division shall not grant the application of any minor between the ages of
7 16 and 18 years for a driver's license or a learner's permit unless such application is
8 signed both by the applicant and by the parent, guardian, husband, wife or employer
9 of the applicant, or, if the applicant has no parent, guardian, husband, wife or
10 employer residing in this State, by some other responsible adult person. It shall be
11 unlawful for any person to sign the application of a minor under the provisions of
12 this section when such application misstates the age of the minor and any person
13 knowingly violating this provision shall be guilty of a Class 2 misdemeanor.

14 The Division shall not grant the application of any minor between the ages of 16
15 and 18 years for a driver's license unless such minor presents evidence of having
16 satisfactorily completed the driver training and safety education courses offered at the
17 public high schools as provided in G.S. 20-88.1 or upon having satisfactorily
18 completed a course of driving instruction offered at a licensed commercial driver
19 training school or an approved nonpublic secondary school, provided instruction
20 offered in such schools shall be approved by the State Commissioner of Motor
21 Vehicles and the State Superintendent of Public Instruction and all expenses for such
22 instruction shall be paid by the persons enrolling in such courses and/or by the
23 schools offering them. All approved driver training and safety education courses and
24 courses of driving instruction shall include at least six hours of actual driving
25 experience.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 248

DATE 3-6-97

S. B. No.

Amendment No. 1

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

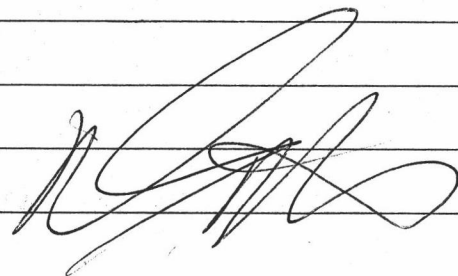
Sitterson

moves to amend the bill on page 3, lines 9 & 29

by deleting the time 9:00 P.M. AND

SUBSTITUTING 10:00 P.M.

SIGNED



ADOPTED

3/6/97

FAILED

TABLED

MAR 6

1997

76-37 EV Mueh

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

3/06/97

1:47 PM

IN CHAIR: SPEAKER

75
LEGISLATIVE DAY 22

H248 HCS

READING 2

CLARY

AMEND #1

GRADUATED DRIVERS LICENSES

MOTION #3 - *PREVIOUS QUESTION*

AYES - 98

ADAMS
ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EDDINS
ESPOSITO
GAMBLE
GOODWIN
GRADY
GRAY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HUNTER, R.
HURLEY

INSKO
IVES
JARRELL
JEFFUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OLDHAM
OWENS

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

NOES - 15

ALLRED
FITCH
GARDNER
GULLEY

HACKNEY
HOWARD
HUNTER, H.
JUSTUS

LUEBKE
MICHAUX
MILLER
RUSSELL

WATSON
WOOD
WRIGHT

EXCUSED ABSENCE - 4

BRAWLEY

ELLIS

FOX

REDWINE

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

BLUE

EASTERLING

H248 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

3/06/97

1:48 PM

IN CHAIR: SPEAKER

76

LEGISLATIVE DAY 22

H248 HCS

READING 2

CLARY

AMEND #1 REP SUTTON

GRADUATED DRIVERS LICENSES

AYES - 76

ADAMS
ALLRED
ARNOLD
BADDOUR
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BUCHANAN
CARPENTER
CHURCH
COLE
CUNNINGHAM
DAVIS
DECKER

DEDMON
EARLE
FITCH
GAMBLE
GOODWIN
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIGHTOWER
HILL
HUNTER, H.
HUNTER, R.
HURLEY
INSKO
IVES
JARRELL

JEFFUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMBS
MCCRARY
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORRIS
MOSLEY
NESBITT
NICHOLS
NYE
OLDHAM

OWENS
RAMSEY
RAYFIELD
SAUNDERS
SEXTON
SMITH
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WEATHERLY
WILKINS
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 37

ALDRIDGE
ALEXANDER
BAKER
BARBEE
CANSLER
CAPPS
CLARY
CRAWFORD
CREECH
CULP

CULPEPPER
DAUGHTRY
DICKSON
DOCKHAM
EDDINS
ESPOSITO
GARDNER
GRADY
GRAY

HIATT
HOLMES
HOWARD
JUSTUS
MCCOMAS
MCMAHAN
MORGAN
NEELY
PRESTON

REYNOLDS
ROGERS
RUSSELL
SHERRILL
SHUBERT
STARNES
WATSON
WILSON, C.
WILSON, G.

EXCUSED ABSENCE - 4

BRAWLEY

ELLIS

FOX

REDWINE

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

BLUE

EASTERLING

H248 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 248

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

H248-ARB-04

Date 3/6, 1997

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

Representative NESBITT

- 1 moves to amend the bill on page 3, lines 21 and 22, by deleting the
2 words "or seat belt infraction";
3
4 and on page 4, lines 1 and 2, by deleting the words "or seat belt
5 infraction".

SIGNED *Martin Nesbitt*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED MAR 6 1997 TABLED _____

50-61 EV
DWicks

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

3/06/97

1:56 PM

IN CHAIR: SPEAKER

77
LEGISLATIVE DAY 22

H248 HCS #2

READING 2

CLARY

AMEND #2 - NESBITT AMENDMENT

GRADUATED DRIVERS LICENSES

AYES - 50

ADAMS	GOODWIN	MICHAUX	SHERRILL
ALLRED	HACKNEY	MINER	SMITH
BADDOUR	HALL	MITCHELL	SUTTON
BEALL	HENSLEY	MOORE	TOLSON
BLACK	HIGHTOWER	NESBITT	WAINWRIGHT
BOYD-MCINTYRE	HILL	NICHOLS	WARNER
CHURCH	HUNTER, H.	NYE	WARWICK
COLE	INSKO	OLDHAM	WILKINS
CRAWFORD	JUSTUS	OWENS	WOMBLE
CUNNINGHAM	KINNEY	RAMSEY	WOOD
DEDMON	LUEBKE	ROGERS	WRIGHT
EDDINS	MCALLISTER	SAUNDERS	YONGUE
FITCH	MERCER		

NOES - 61

ALDRIDGE	CULP	HARDY	MOSLEY
ALEXANDER	CULPEPPER	HIATT	NEELY
ARNOLD	DAUGHTRY	HOLMES	PRESTON
BAKER	DAVIS	HUNTER, R.	RAYFIELD
BARBEE	DECKER	HURLEY	REYNOLDS
BERRY	DICKSON	IVES	RUSSELL
BONNER	DOCKHAM	JARRELL	SEXTON
BOWIE	EARLE	JEFFUS	SHUBERT
BRASWELL	ESPOSITO	KISER	STARNES
BROWN	GAMBLE	MCCOMAS	TALLENT
BUCHANAN	GARDNER	MCCOMBS	THOMPSON
CANSLER	GRADY	MCCRARY	WATSON
CAPPS	GRAY	MCMAHAN	WEATHERLY
CARPENTER	GULLEY	MORGAN	WILSON, C.
CLARY	HARDAWAY	MORRIS	WILSON, G.
CREECH			

EXCUSED ABSENCE - 4

BRAWLEY	ELLIS	FOX	REDWINE
---------	-------	-----	---------

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	EASTERLING	HOWARD	MILLER
BLUE			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

78
LEGISLATIVE DAY 22
H248 HCS #2
READING 2
CLARY

RC
3/06/97
1:56 PM
IN CHAIR: SPEAKER

GRADUATED DRIVERS LICENSES

AYES - 105

ADAMS
ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EDDINS
ESPOSITO
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OLDHAM
PRESTON

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

NOES - 7

ALLRED
BEALL

FITCH
KINNEY

MCCOMAS
OWENS

SMITH

EXCUSED ABSENCE - 4

BRAWLEY

ELLIS

FOX

REDWINE

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

BLUE

EASTERLING

MILLER

H248 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

3/10/97

7:28 PM

IN CHAIR: SPEAKER

87
LEGISLATIVE DAY 23
H248 HCS #2
READING 3
CLARY

GRADUATED DRIVERS LICENSE

AYES - 106

ADAMS
ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
INSKO

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

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

NOES - 4

ALLRED

BLUE

OWENS

SMITH

EXCUSED ABSENCE - 3

BRASWELL

HUNTER, R.

MCMAHAN

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
CRAWFORD

ELLIS
FITCH

GAMBLE
HURLEY

REYNOLDS

H248 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 151/5-- 3:10 PM

MARCH 26, 1997

LEGISLATIVE DAY 33

LT. GOVERNOR WICKER

-- Presiding

CLARY
GRADUATED DRIVERS LICENSES
SENATE COMM. SUB./5TH EDITION

HOUSE BILL 248
READING 2

AYE	46	ALBERTSON	DANNELLY	KINCAID	PERDUE
		ALLRAN	EAST	KINNAIRD	PHILLIPS
		BALLANTINE	FORRESTER	LEDBETTER	PLYLER
		BASNIGHT	FOXX	LEE	RAND
		BLUST	GARWOOD	LUCAS	REEVES
		CARPENTER	GULLEY	MARTIN R.	RUCHO
		CARRINGTON	HARTSELL	MARTIN W.	SHAW L.
		CLARK	HORTON	MCDANIEL	WARREN
		COCHRANE	HOYLE	MILLER	WEINSTEIN
		CONDER	JENKINS	ODOM	WELLONS
		COOPER	JORDAN	PAGE	WINNER
		DALTON	KERR		
NO	2	BALLANCE	WEBSTER		

EXCUSED 0

NOT CAST 1 SOLES

ABSENT 1 SHAW R.

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 248

H248-ARV-001

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

Date 3/27, 1997

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

Senator Ballance

- 1 moves to amend the bill on page 3, lines 22-23,
2 by deleting the phrase "or seat belt infraction";
3
4 on page 4, lines 7-8,
5 by deleting the phrase "or seat belt infraction";
6
7 on page 4, line 33,
8 by deleting the phrase "a seat belt infraction,";
9
10 on page 4, lines 34-35,
11 by deleting the phrase "or seat belt infraction";
12
13 on page 4, line 41,
14 by deleting the phrase "a seat belt infraction,";
15
16 and on page 4, line ³4,
17 by deleting the phrase "or seat belt infraction".
18

SIGNED James Ballance
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED ☒

TABLED _____

20-26 Janet Pruitt
27 (con)



**NORTH CAROLINA GENERAL ASSEMBLY
SENATE
1997 SESSION**

VOTING EQUIPMENT INOPERATIVE

Bill No. HB 248 (SCS)

Short Title: Graduated Drivers Licenses

Date: March 27, 1997

Pursuant to Rule 26, the following action was taken by voice vote:

HB 248 AMD #1: Aye 20 No 27

Amendment #1

SENATE of the 1997 NORTH CAROLINA GENERAL ASSEMBLY

DATE 3/27/97

H. B. 248

AYE

NO

AYE

NO

ALBERTSON

ALLRAN

BALLANCE

BALLANTINE

BASNIGHT

BLUST

CARPENTER

CARRINGTON

CLARK

COCHRANE

CONDER

COOPER

DALTON

DANNELLY

EAST

FORRESTER

FOXX

GARWOOD

GULLEY

HARTSELL

HORTON

HOYLE

JENKINS

JORDAN

KERR

KINCAID

KINNAIRD

LEDBETTER

LEE

LUCAS

MARTIN/Pitt

MARTIN/Guilford

McDANIEL

MILLER

ODOM

PAGE

PERDUE

PHILLIPS

PLYLER

RAND

REEVES

RUCHO

SHAW/Cumberland

SHAW/Guilford

SOLES

WARREN

WEBSTER

WEINSTEIN

WELLONS

WINNER

SECTION

LT. GOVERNOR

20 AYES/NOES 27

Janet Pruitt
MAR 27 1997



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 248

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

H248-ARV-002

Date 3/27, 1997

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

Senator Ballance

- 1 moves to amend the bill on page 3, line 23,
2 by deleting "12" and substituting "six";
3
4 and on page 4, line 32,
5 by deleting "12" and substituting "six";
6
7 and again on page 4, line 40,
8 by deleting "12" and substituting "six".
9

SIGNED Senator Ballance
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 26-18 Janet Pruitt FAILED _____

TABLED _____



**NORTH CAROLINA GENERAL ASSEMBLY
SENATE
1997 SESSION**

VOTING EQUIPMENT INOPERATIVE

Bill No. HB 248 (SCS)

Short Title: Graduated Drivers Licenses

Date: March 27, 1997

Pursuant to Rule 26, the following action was taken by voice vote:

HB 248 AMD #2: Aye 26 No 18

Cma. #2

SENATE of the 1997 NORTH CAROLINA GENERAL ASSEMBLY

DATE 3/27/97H. B. 248 (SCS)

AYE

NO

AYE

NO

ALBERTSON

KINCAID

ALLRAN

KINNAIRD

BALLANCE

LEDBETTER

BALLANTINE

LEE

BASNIGHT

LUCAS

BLUST

MARTIN/Pitt

CARPENTER

MARTIN/Guilford

CARRINGTON

McDANIEL

CLARK

MILLER

COCHRANE

ODOM

CONDER

PAGE

COOPER

PERDUE

DALTON

PHILLIPS

DANNELLY

PLYLER

EAST

RAND

FORRESTER

REEVES

FOXX

RUCHO

GARWOOD

SHAW/Cumberland

GULLEY

SHAW/Guilford

HARTSELL

SOLES

HORTON

WARREN

HOYLE

WEBSTER

JENKINS

WEINSTEIN

JORDAN

WELLONS

KERR

WINNER

TION

LT. GOVERNOR

26 AYES/NOES 18

g/97/forms/mroll

Janet Pruitt
MAR 27 1997

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 157/4-- 3:51 PM

MARCH 27, 1997

LEGISLATIVE DAY 34

LT. GOVERNOR WICKER

-- Presiding

CLARY
GRADUATED DRIVERS LICENSES
SENATE COMM. SUB./5TH EDITION

HOUSE BILL 248
READING 3

AYE	44	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	RUCHO
		BASNIGHT	GULLEY	MARTIN R.	SHAW L.
		BLUST	HARTSELL	MARTIN W.	SHAW R.
		CARPENTER	HORTON	MCDANIEL	SOLES
		COCHRANE	HOYLE	MILLER	WARREN
		CONDER	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
NO	0				

EXCUSED 0

NOT CAST 3 CLARK GARWOOD KINCAID

ABSENT 3 CARRINGTON ODOM WEBSTER

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/02/97

2:48 PM

IN CHAIR: SPEAKER

212
LEGISLATIVE DAY 37
H248 SCS

CLARY

GRADUATED DRIVERS LICENSE

MOTION #3 - PREVIOUS QUESTION (DAUGHTRY)

AYES - 88

ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP

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

HOLMES
HOWARD
HUNTER, R.
HURLEY
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCMAHAN
MERCER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY

NESBITT
NYE
OLDHAM
OWENS
PRESTON
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
THOMPSON
TOLSON
WARNER
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

NOES - 26

ADAMS
BEALL
BLACK
BLUE
DEDMON
EARLE
FITCH

HENSLEY
HIGHTOWER
HUNTER, H.
INSKO
LUEBKE
MCCRARY
MICHAUX

MILLER
NICHOLS
RAMSEY
REDWINE
SAUNDERS
TALLENT

WAINWRIGHT
WARWICK
WILKINS
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 4

BRASWELL

GAMBLE

HACKNEY

SUTTON

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

CRAWFORD

H248 SCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



RC

4/02/97

2:48 PM

IN CHAIR: SPEAKER

213
LEGISLATIVE DAY 37
H248 SCS

CLARY

GRADUATED DRIVERS LICENSE
MOTION #11 - TO CONCUR
READING 2-RULED MATERIAL

AYES - 64

ALDRIDGE	CULP	HIATT	MOSLEY
ALEXANDER	CULPEPPER	HILL	NEELY
BAKER	DAUGHTRY	HOLMES	PRESTON
BARBEE	DAVIS	HOWARD	RAYFIELD
BLACK	DICKSON	IVES	REYNOLDS
BONNER	DOCKHAM	JEFFUS	RUSSELL
BOWIE	EASTERLING	JUSTUS	SEXTON
BOYD-MCINTYRE	EDDINS	LUEBKE	SHERRILL
BRAWLEY	ELLIS	MCALLISTER	SHUBERT
BROWN	ESPOSITO	MCCOMAS	STARNES
BUCHANAN	GARDNER	MCCOMBS	THOMPSON
CANSLER	GRADY	MCPAHAN	WARWICK
CAPPS	GRAY	MINER	WATSON
CHURCH	GULLEY	MOORE	WEATHERLY
CLARY	HALL	MORGAN	WILSON, C.
CREECH	HARDY	MORRIS	WILSON, G.

NOES - 50

ADAMS	FITCH	MCCRARY	ROGERS
ALLRED	FOX	MERCER	SAUNDERS
ARNOLD	GOODWIN	MICHAUX	SMITH
BADDOUR	HARDAWAY	MILLER	TALLENT
BEALL	HENSLEY	MITCHELL	TOLSON
BERRY	HIGHTOWER	NESBITT	WAINWRIGHT
BLUE	HUNTER, H.	NICHOLS	WARNER
CARPENTER	HUNTER, R.	NYE	WILKINS
COLE	HURLEY	OLDHAM	WOMBLE
CUNNINGHAM	INSKO	OWENS	WOOD
DECKER	JARRELL	RAMSEY	WRIGHT
DEDMON	KINNEY	REDWINE	YONGUE
EARLE	KISER		

EXCUSED ABSENCE - 4

BRASWELL	GAMBLE	HACKNEY	SUTTON
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EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	CRAWFORD
---------	----------

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



RC

4/03/97

1:23 PM

IN CHAIR: SPEAKER

228
LEGISLATIVE DAY 38
H248 SCS

CLARY

GRADUATED DRIVERS LICENSE

MOTION #11 - TO CONCUR

3rd Reading RULED MATERIAL

AYES - 86

ALDRIDGE	DEDMON	IVES	RAYFIELD
ALEXANDER	DICKSON	JARRELL	REDWINE
ARNOLD	DOCKHAM	JEFFUS	ROGERS
BADDOUR	EASTERLING	JUSTUS	RUSSELL
BAKER	EDDINS	KINNEY	SAUNDERS
BARBEE	ELLIS	LUEBKE	SEXTON
BEALL	FOX	MCCOMAS	SHUBERT
BERRY	GARDNER	MCCOMBS	STARNES
BLACK	GOODWIN	MCCRARY	SUTTON
BONNER	GRADY	MERCER	TALLENT
BOWIE	GRAY	MILLER	TOLSON
BROWN	GULLEY	MINER	WAINWRIGHT
BUCHANAN	HARDAWAY	MOORE	WARNER
CANSLER	HARDY	MORGAN	WARWICK
CAPPS	HIATT	MORRIS	WATSON
CHURCH	HIGHTOWER	MOSLEY	WEATHERLY
COLE	HILL	NEELY	WILKINS
CREECH	HOLMES	NESBITT	WILSON, C.
CULP	HOWARD	OLDHAM	WILSON, G.
CULPEPPER	HUNTER, R.	PRESTON	WOMBLE
DAUGHTRY	HURLEY	RAMSEY	YONGUE
DAVIS	INSKO		

NOES - 14

ADAMS	DECKER	KISER	OWENS
ALLRED	FITCH	MITCHELL	SMITH
CARPENTER	HENSLEY	NYE	WOOD
CUNNINGHAM	HUNTER, H.		

EXCUSED ABSENCE - 13

BOYD-MCINTYRE	ESPOSITO	MCMAHAN	SHERRILL
BRASWELL	GAMBLE	NICHOLS	THOMPSON
BRAWLEY	HACKNEY	REYNOLDS	WRIGHT
CLARY			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CRAWFORD	HALL	MICHAUX
BLUE	EARLE	MCALLISTER	

H248 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0249 FEB 13 1997
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7055*-LDZ032(1.16)

Short Title: Natural Resources Leadership Funds.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE NATURAL RESOURCES
3 LEADERSHIP INSTITUTE, A PROJECT OF THE NORTH CAROLINA
4 COOPERATIVE EXTENSION SERVICE, AS RECOMMENDED BY THE
5 ENVIRONMENTAL REVIEW COMMISSION.
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 fifty
9 thousand dollars (\$150,000) for the 1997-98 fiscal year and the sum of one hundred
10 fifty thousand dollars (\$150,000) for the 1998-99 fiscal year for the Natural Resources
11 Leadership Institute, a project of the North Carolina Cooperative Extension Service
12 at North Carolina State University, to teach leadership, teamwork, communication,
13 conflict resolution and collaborative problem-solving skills to North Carolinians
14 involved in natural resources management and policy.
15 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1050-LJZ013(2.11)

H.B. FILED
0250 FEB 13 97
HOUSE PRINCIPAL CLERK D

Short Title: Change Tag Agent Compensation.

(Public)

Sponsors: Representative McMahan, Bowie, Barbee, Crawford, Holmes, and Miner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCLUDE THE COLLECTION OF AN EMISSIONS PENALTY IN THE LIST OF ITEMS FOR WHICH BRANCH AGENTS OF THE DIVISION OF MOTOR VEHICLES ARE COMPENSATED.

The General Assembly of North Carolina enacts:

Section 1. Section 155 of the 1993 Session Laws, as amended by Section 20.1 of Chapter 769 of the 1993 Session Laws and by Section 18.18 of Chapter 507 of the 1995 Session Laws (Reg. Sess., 1996), reads as rewritten:

"Sec. 155. The Division of Motor Vehicles of the Department of Transportation shall compensate a contractor with whom it has a contract under G.S. 20-63(h) at the rate of one dollar and twenty cents (\$1.20) for each transaction performed in accordance with the requirements set by the Division. A transaction is any of the following activities:

- (1) Issuance of a registration plate, a registration card, a registration renewal sticker, or a certificate of title.
- (2) Issuance of a handicapped placard or handicapped identification card.
- (3) Acceptance of an application for a personalized registration plate.
- (4) Acceptance of a surrendered registration plate, registration card, or registration renewal sticker, or acceptance of an affidavit stating why a person cannot surrender a registration plate, registration card, or registration renewal sticker.
- (5) Cancellation of a title because the vehicle has been junked.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH8027*-LD/RTZX010.02(1.16)

F.B. FILED
0251 FEB 13 97
HOUSE PRINCIPAL CLERK

Short Title: Well Contractors Certification.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE THE WELL CONTRACTORS CERTIFICATION
3 COMMISSION, TO REQUIRE THAT WELL CONTRACTORS BE CERTIFIED,
4 AND TO MAKE VARIOUS AMENDMENTS TO THE WELL
5 CONSTRUCTION ACT, AS RECOMMENDED BY THE ENVIRONMENTAL
6 REVIEW COMMISSION.
7 The General Assembly of North Carolina enacts:
8 Section 1. Article 7 of Chapter 143B of the General Statutes is amended
9 by adding a new Part to read:
10 "Part 9A. Well Contractors Certification Commission.
11 "§ 143B-301.10. Definitions.
12 The definitions in G.S. 87-85 and G.S. 87-98.2 apply in this Part.
13 "§ 143B-301.11. Creation, powers, and duties of the Commission.
14 (a) Creation and Duties. -- The Well Contractors Certification Commission is
15 created within the Department. The Commission shall:
16 (1) Adopt rules with respect to the certification of well contractors as
17 provided by Article 7A of Chapter 87 of the General Statutes.
18 (2) Exercise quasi-judicial powers in accordance with the provisions of
19 Chapter 150B of the General Statutes. The Commission shall
20 make the final agency decision on any matter involving the
21 certification of well contractors pursuant to Article 7A of Chapter
22 87 of the General Statutes and on civil penalties assessed for
23 violations of that Article or rules adopted pursuant to that Article.
24 (3) Adopt rules as may be required to secure a federal grant-in-aid for
25 a program concerned with the certification of well contractors.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

881
LEGISLATIVE DAY 77
H251 HCS
READING 2
CULP

RC
6/11/97
1:31 PM
IN CHAIR: SPEAKER

WELL CONTRACTORS CERTIFICATION

AYES - 111

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

NOES - 8

ALLRED	HARDY	NESBITT	WARNER
CARPENTER	KISER	STARNES	WOOD

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

H251 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

913
LEGISLATIVE DAY 78
H251 HCS
READING 3
CULP

RC
6/12/97
12:31 PM
IN CHAIR: SPEAKER

WELL CONTRACTORS CERTIFICATION

AYES - 108

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

NOES - 3

ALLRED	BLUE	WOOD
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EXCUSED ABSENCE - 5

BARBEE	ELLIS	FOX	NICHOLS
BERRY			

EXCUSED VOTE - 0

SPEAKER	CLARY	NOT VOTING - 4	ROGERS	WILKINS
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H251 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1168/8-- 8:21 PM

JULY 21, 1997

LEGISLATIVE DAY 99

LT. GOVERNOR WICKER

-- Presiding

CULP
WELL CONTRACTORS CERTIFICATION
2ND EDITION

HOUSE BILL 251
READING 2

AYE	31	ALBERTSON ALLRAN BALLANCE BASNIGHT CARRINGTON COOPER DALTON DANNELLY	GULLEY HARTSELL JENKINS JORDAN KERR KINNAIRD LUCAS MARTIN R.	MARTIN W. MILLER ODOM PERDUE PHILLIPS PLYLER RAND REEVES	RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS
NO	14	BALLANTINE BLUST CARPENTER CLARK	COCHRANE EAST FORRESTER FOXX	HORTON KINCAID LEDBETTER	MCDANIEL PAGE WEBSTER

EXCUSED 0

NOT CAST 0

ABSENT 4 GARWOOD

HOYLE

LEE

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 251

DATE July 23

S. B. No. _____

Amendment No. 1

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Horton
Sen.)

1 moves to amend the bill on page 9, lines 8 Through 27

2 () WHICH CHANGES THE TITLE

3 by Deleting Those lines (now denominated as section

4
5 a) and renumbering the succeeding sections
6
7 appropriately.

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED Horton

ADOPTED _____ FAILED ✓ 20-30 TABLED _____

Jane Pruitt
7/23/97

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1181/6--10:59 AM JULY 23, 1997 LEGISLATIVE DAY 101

LT. GOVERNOR WICKER

-- Presiding

CULP
WELL CONTRACTORS CERTIFICATION
2ND EDITION

HOUSE BILL 251

AMEND 1

AYE	20	ALLRAN BALLANTINE BLUST CARPENTER CARRINGTON	CLARK COCHRANE EAST FORRESTER FOXX	GARWOOD HARTSELL HORTON KINCAID LEDBETTER	MCDANIEL PAGE RUCHO SHAW R. WEBSTER
	30	ALBERTSON BALLANCE BASNIGHT COOPER DALTON DANNELLY GULLEY HOYLE	JENKINS JORDAN KERR KINNAIRD LEE LUCAS MARTIN R. MARTIN W.	MILLER ODOM PERDUE PHILLIPS PLYLER PURCELL RAND	REEVES SHAW L. SOLES WARREN WEINSTEIN WELLONS WINNER

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1182/7--11:04 AM JULY 23, 1997 LEGISLATIVE DAY 101

LT. GOVERNOR WICKER

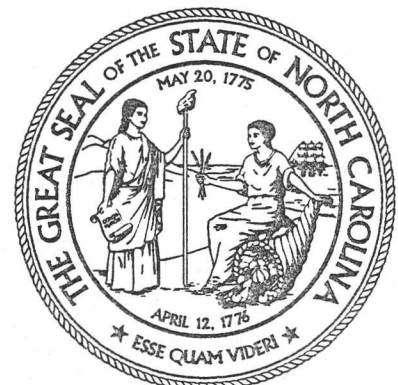
-- Presiding

CULP
WELL CONTRACTORS CERTIFICATION
2ND EDITION

HOUSE BILL 251
READING 3

AYE	32	ALBERTSON ALLRAN BALLANCE BASNIGHT CARRINGTON COOPER DALTON DANNELLY	HOYLE JENKINS JORDAN KERR KINNAIRD LEE LUCAS MARTIN R.	MARTIN W. MILLER ODOM PERDUE PHILLIPS PLYLER PURCELL RAND	REEVES SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS WINNER
NO	17	BALLANTINE BLUST CARPENTER CLARK COCHRANE	EAST FORRESTER FOXX GARWOOD	HARTSELL HORTON KINCAID LEDBETTER	MCDANIEL PAGE RUCHO WEBSTER

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



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

B. FILED
0252 FEB 13 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH1054-SBZ020.01(12.13)

Short Title: Core Sound Use Mapping.

(Public)

Sponsors: Representatives Preston and Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO FUND THE DEVELOPMENT OF A HUMAN USE MAP AND A
3 USER COORDINATION PLAN FOR CORE SOUND.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Environment, Health, and Natural Resources the sum of seventy-five
7 thousand dollars (\$75,000) for the 1997-98 fiscal year and the sum of seventy-five
8 thousand dollars (\$75,000) for the 1998-99 fiscal year to fund the development of a
9 Human Use Map and a User Coordination Plan for Core Sound.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0253 FEB 13 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH1056-SBZ021.01(12.13)

Short Title: Shellfishing Study.

(Public)

Sponsors: Representatives Preston and Redwine.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE JOINT LEGISLATIVE COMMISSION ON
3 SEAFOOD AND AQUACULTURE TO STUDY ISSUES RELATING TO
4 PUBLIC SHELLFISHING AND THE SHELLFISH LEASING PROGRAM.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Joint Legislative Commission on Seafood and
7 Aquaculture shall study issues relating to public shellfishing and the shellfish lease
8 program. The Joint Legislative Commission shall report its findings and
9 recommendations to the 1998 Regular Session of the 1997 General Assembly.
10 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0254 FEB 13 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1057-SBZ019.01(12.13)

Short Title: Shellfish Rehabilitation Fund.

(Public)

Sponsors: Representatives Preston and Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE NAME OF THE OYSTER REHABILITATION
3 PROGRAM TO THE SHELLFISH REHABILITATION PROGRAM AND TO
4 PROVIDE OVERSIGHT OF THE USE OF SHELLFISH REHABILITATION
5 PROGRAM FUNDS.
6 The General Assembly of North Carolina enacts:
7 Section 1. The Oyster Rehabilitation Program in the Division of Marine
8 Fisheries in the Department of Environment, Health, and Natural Resources shall be
9 renamed the Shellfish Rehabilitation Program. Funds appropriated for the Oyster
10 Rehabilitation Program or the Shellfish Rehabilitation Program may be used for the
11 Shellfish Rehabilitation Program. The Oyster, Clam, and Scallop Subcommittee of
12 the Marine Fisheries Commission shall advise the Division of Marine Fisheries on the
13 expenditure of Shellfish Rehabilitation Program funds. The Division of Marine
14 Fisheries shall report to the Joint Legislative Commission on Seafood and
15 Aquaculture on the expenditure of Shellfish Rehabilitation Program funds annually,
16 beginning January 1, 1998.
17 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0255 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7032*-LLZ009(1.1)

Short Title: Ports Capital Funds.

(Public)

Sponsors: Representative Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE STATE PORTS
3 STUDY COMMISSION TO APPROPRIATE FUNDS FOR CAPITAL
4 IMPROVEMENTS AT THE STATE PORTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the North
7 Carolina State Ports Authority the sum of ten million dollars (\$10,000,000) for the
8 1997-98 fiscal year and the sum of ten million dollars (\$10,000,000) for the 1998-99
9 fiscal year for capital improvements at the State Ports facilities in Wilmington and
10 Morehead City.
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0256 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA129-RH005.2(2.7)

Short Title: Sch. Budget Accountability.

(Public)

Sponsors: Representative Preston.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REQUIRE THE REPORTING OF THE USE OF FUNDS FOR
3 PUBLIC SCHOOLS AT THE UNIT AND BUILDING LEVELS; TO ALLOW
4 THE STATE BOARD TO SUSPEND LOCAL BUDGET FLEXIBILITY IF A
5 LOCAL BOARD FAILS OR REFUSES TO COMPLY WITH LAWS AND
6 RULES CONCERNING THE BUDGETING, MANAGEMENT, AND
7 EXPENDITURE OF PUBLIC SCHOOL FUNDS; TO PROHIBIT LOCAL
8 BOARDS FROM USING STATE AND LOCAL FUNDS TO BUY OUT
9 SUPERINTENDENTS' CONTRACTS; AND TO MAKE AN APPROPRIATION.

10 The General Assembly of North Carolina enacts:

11 Section 1. The State Board of Education shall modify the Uniform
12 Education Reporting System to provide clear, accurate, and standard information on
13 the use of funds at the unit and school level. The plan shall provide information that
14 will enable the General Assembly to determine State, local, and federal expenditures
15 for personnel at the unit and school level. The plan also shall allow the tracking of
16 expenditures for textbooks, educational supplies and equipment, capital outlay, at-risk
17 students, and other purposes. The revised Uniform Education Reporting System shall
18 be implemented beginning with the 1998-99 school year.

19 Section 2. G.S. 115C-451 reads as rewritten:

20 "§ 115C-451. Reports to State Board of Education; failure to comply with School
21 Budget Act.

22 (a) The State Board of Education shall have authority to require local school
23 administrative units to make such reports as it may deem advisable with respect to
24 the financial operation of the public schools.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0257

FEB 13 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1067-LLZ0126(1)

Short Title: RR Tax Credit for Ports Use.

(Public)

Sponsors: Representative McComas.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE A TAX CREDIT FOR RAILROADS PROVIDING
3 INCREASED SERVICE TO THE NORTH CAROLINA STATE PORTS.

4 The General Assembly of North Carolina enacts:

5 Section 1. Division I of Article 4 of Chapter 105 of the General Statutes
6 is amended by adding a new section to read:

7 "**§ 105-130.43. Credit to railroads for increased service to North Carolina State Ports.**

8 A taxpayer operating a railroad that provides rail service to or from the State-
9 owned port terminal at Wilmington or Morehead City is allowed a credit against the
10 tax imposed by this Division. The amount of the credit is the tax imposed upon the
11 income attributable to the increase in cargo units moved by the taxpayer to and from
12 a port terminal in the current taxable year over the cargo units moved by the
13 taxpayer during the preceding taxable year. To obtain the credit, taxpayers shall
14 provide to the Secretary a statement from the State Ports Authority certifying the
15 increase in cargo units for which a credit is claimed and any other information
16 required by the Secretary."

17 Section 2. Division II of Article 4 of Chapter 105 of the General Statutes
18 is amended by adding a new section to read:

19 "**§ 105-151.27. Credit to railroads for increased service to North Carolina State Ports.**

20 A taxpayer operating a railroad that provides rail service to or from the State-
21 owned port terminal at Wilmington or Morehead City is allowed a credit against the
22 tax imposed by this Division. The amount of the credit is the tax imposed upon the
23 income attributable to the increase in cargo units moved by the taxpayer to and from
24 a port terminal in the current taxable year over the cargo units moved by the
25 taxpayer during the preceding taxable year. To obtain the credit, taxpayers shall

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2061*-LDZ009(1.16)

D

Short Title: Admin. Search Warrants/When Served.

(Public)

Sponsors: Representative Tolson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE ADMINISTRATIVE SEARCH WARRANTS TO BE
3 SERVED AT HOURS OTHER THAN BETWEEN 8:00 A.M. AND 8:00 P.M.
4 WHEN THERE IS PROBABLE CAUSE TO BELIEVE THAT THE ACTIVITY
5 THAT JUSTIFIES THE ADMINISTRATIVE SEARCH WARRANT WILL
6 OCCUR AT OTHER HOURS, AS RECOMMENDED BY THE
7 ENVIRONMENTAL REVIEW COMMISSION.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 15-27.2(e) reads as rewritten:
10 "(e) Any warrant issued under this section for a search or inspection shall be valid
11 for only 24 hours after its issuance, must be personally served upon the owner or
12 possessor of the property between the hours of 8:00 A.M. and 8:00 P.M. and must be
13 returned within 48 hours. However, if there is probable cause to believe that the
14 condition, object, activity, or circumstance that legally justifies the search or
15 inspection is occurring or will occur at times other than between the hours of 8:00
16 A.M. and 8:00 P.M., then the warrant may authorize the search or inspection to be
17 made during times in addition to the hours between 8:00 A.M. and 8:00 P.M., in
18 which case the times during which the search or inspection may occur shall be
19 specifically set out on the face of the warrant. If the warrant, however, was procured
20 pursuant to an investigation authorized by G.S. 58-79-1, the warrant may be executed
21 at any hour, is valid for 48 hours after its issuance, and must be returned without
22 unnecessary delay after its execution or after the expiration of the 48 hour period if it
23 is not executed. If the owner or possessor of the property is not present on the
24 property at the time of the search or inspection and reasonable efforts to locate the
25 owner or possessor have been made and have failed, the warrant or a copy thereof

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0259 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4033*-RTZ053.01(2.5)

Short Title: Cape Fear River Funds.

(Public)

Sponsors: Representative Watson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO IMPROVE WATER QUALITY IN THE
3 CAPE FEAR RIVER, AS RECOMMENDED BY THE ENVIRONMENTAL
4 REVIEW COMMISSION.
5 Whereas, the Cape Fear River Watershed is the largest river basin
6 entirely within the State of North Carolina, draining 27 counties, containing
7 approximately twenty-seven per cent (27%) of the State's population; and
8 Whereas, the Cape Fear River is an important drinking water supply and
9 is the most industrialized river basin in the State; and
10 Whereas, current proposed standards affecting point source discharges,
11 primarily from large manufacturing facilities, are based on previous data that are
12 inconclusive and incomplete; and
13 Whereas, there is a need for data regarding nonpoint source discharges,
14 including animal operations, into the Cape Fear River Watershed; and
15 Whereas, more realistic and logical future effluent limitations for users of
16 the Cape Fear River can best be determined from uniform, accurate data; and
17 Whereas, implementing the Cape Fear River Program will help scientists
18 recognize trends and enable government agencies to adjust regulations as appropriate
19 to protect the river basin; and
20 Whereas, the Cape Fear River Program will allow for the placement of
21 sampling stations throughout the Cape Fear River Basin for uniform collection of
22 data; and
23 Whereas, the Cape Fear River Program is supported in part by private
24 contributions from industry, foundations, and local governments; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0260 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1069*-LDZX006B(1.7)

Short Title: Conservation Easements/Tax Credit.

(Public)

Sponsors: Representatives Gray and Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH A CONSERVATION EASEMENTS PROGRAM THAT
3 USES CONSERVATION TAX CREDITS FOR THE PROTECTION OF
4 NATURAL RESOURCES AND THAT FURTHERS APPROPRIATE PUBLIC
5 USE OF NATURAL RESOURCES, TO CREATE THE FACILITATION AND
6 ASSISTANCE GRANT FUND TO SUPPORT COOPERATIVE
7 CONSERVATION EFFORTS, AND TO INCREASE THE CAP ON THE
8 INCOME TAX CREDIT FOR REAL PROPERTY DONATED FOR
9 CONSERVATION PURPOSES, AS RECOMMENDED BY THE
10 ENVIRONMENTAL REVIEW COMMISSION.
11 The General Assembly of North Carolina enacts:
12 Section 1. Chapter 113A of the General Statutes is amended by adding a
13 new Article to read:
14 "ARTICLE 16.
15 "Conservation Easements Program.
16 "**§ 113A-230. Legislative findings; intent.**
17 The General Assembly finds that past efforts to protect natural resources and to
18 provide for the appropriate public use of natural resources through the provision of
19 income tax credits for the donation of real property interests is fiscally prudent but
20 too limited to meet increasing needs. The General Assembly finds that a statewide
21 network of protected riparian buffers and greenways can best be accomplished
22 through a conservation easements program that entails the cooperative effort of all
23 levels of government, nonprofit organizations, and individuals. It is clear that a more
24 comprehensive approach is required to accomplish riparian buffers and greenways, as
25 well as this program's other conservation purposes, than was previously envisioned

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

4/15/97

2:29 PM

IN CHAIR: SPEAKER

298
LEGISLATIVE DAY 44
H260 HCS
READING 2
GRAY

CONSERVATION EASE- MENT/TAX CREDIT

AYES - 116

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.

HUNTER, R.
HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
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
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 2

FITCH

SUTTON

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

CRAWFORD

H260 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

305
LEGISLATIVE DAY 45
H260 HCS
READING 3
GRAY

RC
4/16/97
2:19 PM
IN CHAIR: SPEAKER

CONSERVATION EASE- MENT/TAX CREDIT

AYES - 115

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

NOES - 0

EXCUSED ABSENCE - 2

CULPEPPER
MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 3

BLUE
BOWIE
MORRIS

H260 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 842/23-- 2:25 PM

JUNE 5, 1997

LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

-- Presiding

GRAY
INCREASE CONSERVATION TAX CREDIT
SENATE COMM. SUB/4TH EDITION

HOUSE BILL 260
READING 2

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

NO 0

EXCUSED 0

NOT CAST 3 BLUST

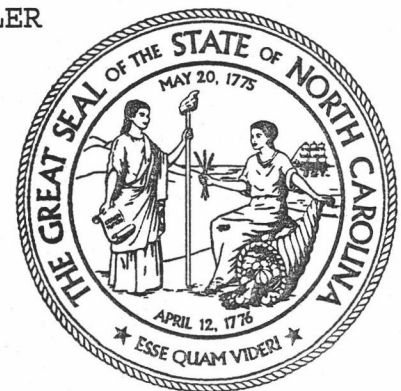
CONDER

PLYLER

ABSENT 1 WARREN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 872/4-- 8:00 PM

JUNE 9, 1997

LEGISLATIVE DAY 75

SENATOR BASNIGHT

-- Presiding

GRAY
CONSERVATION TAX CREDIT/FUND
SENATE COMM. SUB/4TH EDITION

HOUSE BILL 260
READING 3

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	RUCHO
		BASNIGHT	GARWOOD	MARTIN R.	SHAW L.
		BLUST	HARTSELL	MARTIN W.	SHAW R.
		CARPENTER	HORTON	MCDANIEL	SOLES
		CARRINGTON	HOYLE	MILLER	WARREN
		COCHRANE	JENKINS	ODOM	WEBSTER
		CONDER	JORDAN	PAGE	WEINSTEIN
		COOPER	KERR	PERDUE	WELLONS
		DALTON	KINCAID	PHILLIPS	
NO	1	CLARK			

EXCUSED 0

NOT CAST 0

ABSENT 2 GULLEY

WINNER

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

902
LEGISLATIVE DAY 78
H260 SCS #2

EV
6/12/97
12:14 PM
IN CHAIR: SPEAKER

GRAY

CONSERVATION TAX CREDIT/FUND
MOTION #11 - TO CONCUR IN SCS #2

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 5

BARBEE	ELLIS	FOX	NICHOLS
BERRY			

EXCUSED VOTE - 0

NOT VOTING - 6

CLARY	KINNEY	WAINWRIGHT	WILKINS
ESPOSITO	NESBITT		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0261 FEB 13 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1046-LJ18Z(1.2)

Short Title: APA Technical Changes.

(Public)

Sponsors: Representatives Creech, Allred, Nichols, Mercer, Mitchell, and Redwine.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE TECHNICAL AND CLARIFYING CHANGES TO THE
3 LAWS ON ADMINISTRATIVE PROCEDURE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 150B-4(b) is repealed.
6 Section 2. G.S. 150B-20(c) reads as rewritten:
7 "(c) Action. -- If an agency denies a rule-making petition, it must send the person
8 who submitted the petition a written statement of the reasons for denying the
9 petition. If an agency grants a rule-making petition, it must inform the person who
10 submitted the rule-making petition of its decision and must initiate rule-making
11 proceedings. When an agency grants a rule-making ~~petition requesting the creation or~~
12 ~~amendment of a rule, petition~~, the notice of ~~rule-making~~ rule-making proceedings it
13 publishes in the North Carolina Register may state that the agency is initiating rule-
14 making proceedings as the result of a rule-making ~~petition, petition and~~ state the
15 name of the person who submitted the rule-making ~~petition, petition~~. If the rule-
16 making petition requested the creation or amendment of a rule, the notice of text the
17 agency publishes after the notice of rule-making proceedings may set out the text of
18 the requested rule change submitted with the rule-making ~~petition, petition~~ and state
19 whether the agency endorses the proposed ~~rule change, text.~~"
20 Section 3. G.S. 150B-21.3(f) reads as rewritten:
21 "(f) Technical Change. -- A permanent rule for which no notice or hearing is
22 required under G.S. ~~150B-21.5(a) or (b)~~ 150B-21.5(a)(1) through (a)(5) or G.S. 150B-
23 21.5(b) becomes effective on the first day of the month following the month the rule
24 is approved by the Rules Review Commission."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0262 FEB 13 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4035*-LDZ007.03(2.5)

Short Title: Nitrogen Limit for Certain Waters.

(Public)

Sponsors: Representative Nichols.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE THE WATER QUALITY OF THE SURFACE WATERS
3 OF THIS STATE BY FURTHER LIMITING THE AMOUNT OF NITROGEN
4 THAT CERTAIN LARGE FACILITIES DISCHARGE TO NUTRIENT
5 SENSITIVE WATERS WHERE NITROGEN IS A NUTRIENT OF CONCERN
6 AND TO AUTHORIZE THE USE OF UP TO TWENTY-FIVE PERCENT OF
7 THE FUNDS IN THE CLEAN WATER MANAGEMENT TRUST FUND FOR
8 A PORTION OF THE COSTS TO LOCAL GOVERNMENTS OF MODIFYING
9 EXISTING FACILITIES TO SATISFY THIS STRICTER LIMIT, AS
10 RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.
11 The General Assembly of North Carolina enacts:
12 Section 1. G.S. 143-215.1 is amended by adding a new subsection to
13 read:
14 "(c1) Any person who is required to obtain a permit under this section for a
15 facility discharging to surface waters of the State that have been classified as nutrient
16 sensitive waters under rules adopted by the Commission and where nitrogen is
17 determined by the Commission to be a nutrient of concern shall not discharge more
18 nitrogen, on a permitted annual average basis expressed as pounds per day, than
19 would result from a discharge having a concentration of three and one-half
20 milligrams of nitrogen per liter (3.5 mg/l) times the volume of discharge that the
21 permit for that facility allows that person to discharge during the year that ended 31
22 December 1995. Any person subject to this subsection shall monitor the facility's
23 discharge for nitrogen at least weekly. This subsection does not apply to facilities
24 that have a design capacity to discharge less than five hundred thousand gallons per

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0263 FEB 13 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2068-LVZ019(2.13)

Short Title: Independent Study/DHR Reorganization.

(Public)

Sponsors: Representative Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE INDEPENDENT
3 STUDY COMMISSION ON THE REORGANIZATION OF THE
4 DEPARTMENT OF HUMAN RESOURCES.
5 The General Assembly of North Carolina enacts:
6 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0264

FEB 17 97

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7024-LL040(1.30)

Short Title: Fire/Rescue Open Enrollment.

(Public)

Sponsors: Representative Redwine.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE
3 NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS'
4 PENSION FUND.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 58-86-45(a) reads as rewritten:
7 "(a) Any fireman or rescue squad worker who is now eligible and is a member of
8 a fire department or rescue squad chartered by the State of North Carolina and who
9 has not previously elected to become a member may make application through the
10 board of trustees for membership in the fund on or before March 31, ~~1987~~ 1998.
11 The person shall make a lump sum payment of ~~five dollars (\$5.00)~~ ten dollars
12 (\$10.00) per month retroactively to the time he first became eligible to become a
13 member, plus interest at an annual rate of eight percent (8%), for each year of his
14 retroactive payments. Upon making the lump sum payment, the person shall be given
15 credit for all prior service in the same manner as if he had made application for
16 membership at the time he first became eligible. Any member who made application
17 for membership subsequent to the time he was first eligible and did not receive credit
18 for prior service may receive credit for this prior service upon lump sum payment of
19 ~~five dollars (\$5.00)~~ ten dollars (\$10.00) per month retroactively to the time he first
20 became eligible, plus interest at an annual rate of eight percent (8%), for each year of
21 his retroactive payments. Upon making this lump sum payment, the date of
22 membership shall be the same as if he had made application for membership at the
23 time he was first eligible. Any fireman or rescue squad worker who has applied for
24 prior service under this subsection shall have until ~~October 1, 1989~~ June 30, 1998, to
25 pay for this prior service and, if this payment is not made by ~~October 1, 1989~~ June

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

H.B. FILED
0265 FEB 17 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH4036-LR023A(2.6)

Short Title: County Orthophotography Boundaries.

(Local)

Sponsors: Representatives Sexton, Reynolds, and Allred.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ADD GUILFORD, ROCKINGHAM, AND STOKES COUNTIES TO
3 THOSE COUNTIES AUTHORIZED TO ESTABLISH THE BOUNDARIES
4 BETWEEN AND AMONG THEM BY THE USE OF ORTHOPHOTOGRAPHY.
5 The General Assembly of North Carolina enacts:
6 Section 1. Section 5 of Chapter 357 of the 1985 Session Laws, as
7 amended by Chapter 710 of the 1995 Session Laws, reads as rewritten:
8 "Sec. 5. Section 4 of this act applies to ~~Caswell, Orange, Person, and Chatham~~
9 Caswell, Chatham, Guilford, Orange, Person, Rockingham, and Stokes Counties
10 only."
11 Section 2. This act is effective when it becomes law.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 265

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE 3/6/97

Amendment No. _____

(to be filled in by
Principal Clerk)

Rep.) CAPPS

Serr.) _____

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

2 () WHICH CHANGES THE TITLE

3 by adding on page 1, line 9, the words, "Wake,"

4 before the word "and."

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 Upon motion of Rep. Capps amendment

14 is reconsidered. vv

15 DUWEL MAR 6 1997

16 _____

17 _____

18 Rep. Capps withdraws amendment MAR 10 1997

19 _____

SIGNED [Signature]

ADOPTED 3/6/97 FAILED _____ TABLED _____

vv DUWEL



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 265

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

H265-ALR-004

Date MAR 10 1997, 1997

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

- 1 Rep. Sexton
- 2 moves to amend the bill on page 1, line 2,
- 3 by rewriting the line to read:
- 4 'AN ACT TO ADD VARIOUS COUNTIES TO'; and
- 5
- 6 further moves to amend the bill on page 1, line 9,
- 7 by rewriting the line to read:
- 8 "Alamance, Beaufort, Caswell, Chatham, Cleveland, Craven, Davidson,
- 9 Duplin, Forsyth, Gaston, Guilford, Harnett, Hyde, Jones, Lee,
- 10 Lenoir, Macon, Onslow, Orange, Pamlico, Pender, Person, Polk,
- 11 Randolph, Rockingham, Rutherford, Sampson, Stokes, Wake, Watauga,
- 12 Wayne, Wilkes, and Yadkin Counties".

SIGNED Wayne Sexton
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED MAR 10, 1997 FAILED _____ TABLED _____

(vv) DWicks

changes title
changes bill to Public Bill

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/10/97

7:44 PM

IN CHAIR: SPEAKER

92
LEGISLATIVE DAY 23
H265
READING 2
SEXTON

COUNTY ORTHOPHOTO BOUNDARIES

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL HUNTER, R. MCMAHAN

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	FITCH	HUNTER, H.	REYNOLDS
CRAWFORD	GAMBLE	HURLEY	SMITH

H265



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 265

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

H265-ALR-006A



Date MAR 12 1997, 1997

Comm. Sub. ☐
Amends Title ☐

- 1 moves to amend the bill, as amended, on page 1, line 9, as amended
2 by Amendment #2, by rewriting the line to read:
3 "Alamance, Beaufort, Cabarrus, Caswell, Chatham, Cherokee, Clay,
4 Cleveland, Craven, Cumberland, Davidson, Davie, Duplin, Forsyth,
5 Gaston, Granville, Guilford, Harnett, Hyde, Jones, Lee, Lenoir,
6 Macon, Mecklenburg, Onslow, Orange, Pamlico, Pender, Person, Polk,
7 Randolph, Rockingham, Rutherford, Sampson, Stanley, Stokes, Union,
8 Vance, Wake, Warren, Watauga, Wayne, Wilkes, and Yadkin Counties".

SIGNED *Frank H. Schubert*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED MAR 12 1997 FAILED _____ TABLED _____

110-0 EV
D. Wicks

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/12/97

2:41 PM

IN CHAIR: SPEAKER

122

LEGISLATIVE DAY 25

H265

READING 3

SEXTON

AMEND #3 - REP SHUBERT

COUNTY ORTHOPHOTO- GRAPHY BOUNDARIES

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 4

BRASWELL	CRAWFORD	CULP	HARDAWAY
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EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	KINNEY	SAUNDERS	WEATHERLY
BONNER	MOORE		

H265

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/12/97

2:42 PM

IN CHAIR: SPEAKER

123
LEGISLATIVE DAY 25
H265
READING 3
SEXTON

COUNTY ORTHOPHOTO- GRAPHY BOUNDARIES

AYES - 114

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

NOES - 1

MILLER

EXCUSED ABSENCE - 4

BRASWELL

CRAWFORD

CULP

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1010/8--11:19 AM

JUNE 26, 1997

LEGISLATIVE DAY 86

LT. GOVERNOR WICKER

-- Presiding

SEXTON
COUNTY ORTHOPHOTOGRAPHY BOUNDARIES
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 265
READING 2

AYE	49	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEDBETTER	REEVES
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARWOOD	LUCAS	SHAW L.
		BLUST	GULLEY	MARTIN R.	SHAW R.
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HORTON	MCDANIEL	WARREN
		CLARK	HOYLE	MILLER	WEBSTER
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		CONDER	JORDAN	PAGE	WELLONS
		COOPER	KERR	PERDUE	WINNER
		DALTON			

NO 0

EXCUSED 0

NOT CAST 1 PLYLER

ABSENT 0

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1021/19--12:34 PM

JUNE 26, 1997

LEGISLATIVE DAY 86

LT. GOVERNOR WICKER

-- Presiding

SEXTON
COUNTY ORTHOPHOTOGRAPHY BOUNDARIES
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 265
READING 2

RECORDED

AYE 1 PLYLER
ADJUSTED TOTAL
AYE 50
NO 0
NOT CAST 0
ABSENT 0

(Y)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1021/19--12:34 PM JUNE 26, 1997 LEGISLATIVE DAY 86

LT. GOVERNOR WICKER

-- Presiding

SEXTON
COUNTY ORTHOPHOTOGRAPHY BOUNDARIES
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 265
READING 2

AYE	50	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	RUCHO
		BASNIGHT	GARWOOD	MARTIN R.	SHAW L.
		BLUST	GULLEY	MARTIN W.	SHAW R.
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HORTON	MILLER	WARREN
		CLARK	HOYLE	ODOM	WEBSTER
		COCHRANE	JENKINS	PAGE	WEINSTEIN
		CONDER	JORDAN	PERDUE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
		DALTON	KINCAID		
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

7/02/97

10:17 AM

IN CHAIR: SPEAKER

1056
LEGISLATIVE DAY 89
H265 SCS

SEXTON

COUNTY ORTHOPHOTO- GRAPHY BOUNDARIES
MOTION #11 - TO CONCUR IN SCS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 4

CARPENTER	EASTERLING	MILLER	NESBITT
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EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	HIATT	MCALLISTER	REYNOLDS
FITCH	HUNTER, H.	MICHAUX	

H265 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0266 FEB 17 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1062-RW016(2.12)

Short Title: Adjust License Weight.

(Public)

Sponsors: Representative Eddins.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW PRIVATE PASSENGER AND PRIVATE PROPERTY
3 HAULING VEHICLES WEIGHING UP TO 6,000 POUNDS TO BE ISSUED
4 "FIRST IN FLIGHT" PLATES AND TO AUTHORIZE THE DIVISION OF
5 MOTOR VEHICLES TO ISSUE PERSONALIZED COMMERCIAL LICENSE
6 PLATES.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 20-63(b) reads as rewritten:
9 "(b) Every license plate shall have displayed upon it the registration number
10 assigned to the vehicle for which it is issued, the name of the State of North Carolina,
11 which may be abbreviated, the year number for which it is issued or the date of
12 expiration, and, if the plate is issued for a commercial vehicle, as defined in G.S. 20-
13 4.2(1), the word 'commercial,' designating 'commercial vehicle.' The Division may
14 not issue a plate bearing the word 'commercial' for a trailer, a vehicle licensed for
15 less than ~~5,000~~ 6,000 pounds, ~~or a property-hauling vehicle, or a commercial vehicle~~
16 ~~bearing a personalized plate.~~ vehicle.
17 A registration plate issued by the Division for a private passenger vehicle or for a
18 private hauler vehicle licensed for ~~4,000~~ 6,000 pounds shall be a 'First in Flight'
19 plate. A 'First in Flight' plate shall have the words 'First in Flight' printed at the top
20 of the plate above all other letters and numerals. The background of the plate shall
21 depict the Wright Brothers biplane flying over Kitty Hawk Beach, with the plane
22 flying slightly upward and to the right."
23 Section 2. G.S. 20-88(a) reads as rewritten:
24 "(a) Determination of Weight. -- For the purpose of licensing, the weight of self-
25 propelled property-carrying vehicles shall be the empty weight and heaviest load to

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

EV

3/24/97

7:48 PM

IN CHAIR: SPEAKER

Q. # 170
LEGISLATIVE DAY 31
H266 HCS
READING 2
EDDINS

ADJUST LICENSE WEIGHT

AYES - 115

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

NOES - 1

CREECH

EXCUSED ABSENCE - 2

CUNNINGHAM

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

CRAWFORD

H266 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 240/12-- 3:28 PM

APRIL 10, 1997

LEGISLATIVE DAY 42

LT. GOVERNOR WICKER

-- Presiding

EDDINS
ADJUST LICENSE WEIGHT
2ND EDITION

HOUSE BILL 266
READING 2

AYE	43	ALBERTSON	EAST	KINNAIRD	PHILLIPS
		ALLRAN	FORRESTER	LEDBETTER	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARWOOD	LUCAS	RUCHO
		BASNIGHT	HARTSELL	MARTIN R.	SHAW L.
		BLUST	HORTON	MARTIN W.	SOLES
		CARPENTER	HOYLE	MCDANIEL	WARREN
		COCHRANE	JENKINS	MILLER	WEINSTEIN
		COOPER	JORDAN	ODOM	WELLONS
		DALTON	KERR	PAGE	WINNER
		DANNELLY	KINCAID	PERDUE	
NO	0				

EXCUSED 0

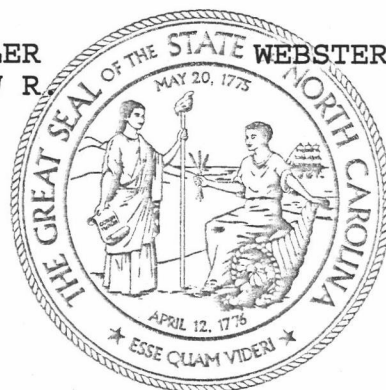
NOT CAST 0

ABSENT 7 CARRINGTON
CLARK

CONDER
GULLEY

PLYLER
SHAW R. WEBSTER

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH6033*-LH024A(1.23)

H.B. FILED
0267 FEB 17 97
HOUSE PRINCIPAL CLERK

D

Short Title: Bomb Threat/Felony.

(Public)

Sponsors: Representative Sherrill.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO INCREASE THE PENALTY FROM A MISDEMEANOR TO A
3 CLASS G FELONY FOR THE OFFENSES OF FALSELY REPORTING THAT
4 A BOMB OR OTHER DESTRUCTIVE DEVICE MAY EXPLODE AND
5 PERPETUATING A HOAX BY USING A FALSE DESTRUCTIVE DEVICE.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 14-69.1 reads as rewritten:

8 "**§ 14-69.1. Making a false report concerning destructive device.**

9 (a) If any person shall, by any means of communication to any person or group of
10 persons, make a report, knowing or having reason to know the same to be false, that
11 there is located in any building, house or other structure whatsoever or any vehicle,
12 aircraft, vessel or boat any device designed to destroy or damage the building, house
13 or structure or vehicle, aircraft, vessel or boat by explosion, blasting or burning, he
14 shall be guilty of a Class 1 ~~misdemeanor~~. G felony.

15 ~~(b) If any person shall, by any means of communication to any person or group of~~
16 ~~persons, make a report, knowing or having reason to know the same to be false, that~~
17 ~~there is located in any hospital facility as defined in G.S. 131E-6, which includes a~~
18 ~~health clinic facility, any device designed to destroy or damage the hospital or health~~
19 ~~clinic facility by explosion, blasting, or burning, he shall, upon a first conviction, be~~
20 ~~guilty of a Class 1 misdemeanor, punishable by a minimum of 100 hours of~~
21 ~~mandatory community service. Upon a second or subsequent conviction under this~~
22 ~~subsection, he shall be guilty of a Class I felony. "~~

23 Section 2. G.S. 14-69.2 reads as rewritten:

24 "**§ 14-69.2. Perpetrating hoax by use of false bomb or other device.**

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/04/97

2:40 PM

IN CHAIR: SPEAKER

66
LEGISLATIVE DAY 20
H267
READING 2
SHERRILL
AMEND #1 COMMITTEE AMEND (DAUGHTRY)
BOMB THREAT/FELONY

AYES - 115

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

NOES - 0

EXCUSED ABSENCE - 3

CLARY

DOCKHAM

GRADY

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

EASTERLING

H267

67
LEGISLATIVE DAY 20
H267
READING 2
SHERRILL

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



ROLL CALL

EV
3/04/97
2:44 PM
IN CHAIR: SPEAKER

BOMB THREAT/FELONY

AYES - 115

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
EARLE
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY

INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
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
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

CLARY

EXCUSED ABSENCE - 3
DOCKHAM GRADY

EXCUSED VOTE - 0

SPEAKER

NOT VOTING - 2
EASTERLING

H267



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 267

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

H267-ARL-001

Date 3/4, 1997

Comm. Sub. []
Amends Title []

Representative *Daughtry*

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

X SIGNED *[Signature]*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 3/4/97 FAILED _____ TABLED _____

115-0 EV
DWeeks

MAR 4 1997

71
LEGISLATIVE DAY 22
H267
READING 3
SHERRILL

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV
3/06/97
1:15 PM
IN CHAIR: SPEAKER

BOMBTHREAT/FELONY

AYES - 108

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULPEPPER
DAUGHTRY
DAVIS

DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EDDINS
ESPOSITO
FITCH
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY
INSKO

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

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

NOES - 0

BRAWLEY

EXCUSED ABSENCE - 4
ELLIS FOX

REDWINE

EXCUSED VOTE - 0

SPEAKER
BLUE

NOT VOTING - 8
CRAWFORD CUNNINGHAM
CULP EASTERLING

HARDAWAY
IVES

H267

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0268

FEB 17 97

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6051-LL007(1.1)

Short Title: Divide District 22.

(Public)

Sponsors: Representative Brawley.

Referred to:

1 A BILL TO BE ENTITLED 2 AN ACT TO DIVIDE JUDICIAL AND PROSECUTORIAL DISTRICTS 22.

3 The General Assembly of North Carolina enacts:

4 Section 1. (a) G.S. 7A-41(a) reads as rewritten:

5 "(a) The counties of the State are organized into judicial divisions and superior
6 court districts, and each superior court district has the counties, and the number of
7 regular resident superior court judges set forth in the following table, and for districts
8 of less than a whole county, as set out in subsection (b) of this section:

9	Judicial	Superior		No. of Resident
10	Division	Court	Counties	Judges
11		District		
12				
13	First	1	Camden, Chowan,	2
14			Currituck,	
15			Dare, Gates,	
16			Pasquotank,	
17			Perquimans	
18		2	Beaufort, Hyde,	1
19			Martin,	
20			Tyrrell, Washington	
21		3A	Pitt	2
22		3B	Carteret, Craven,	2
23			Pamlico	
24		4A	Duplin, Jones,	1
25			Sampson	
26		4B	Onslow	1
27		5	New Hanover,	3
28			Pender	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH7057-LM040(2.11)

H.B. FILED
0269 FEB 17 97
HOUSE PRINCIPAL CLERK D

Short Title: Burlington Habitat Property.

(Local)

Sponsors: Representatives Allred and Reynolds.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CITY OF BURLINGTON, NORTH CAROLINA,
3 TO CONVEY CERTAIN SURPLUS PROPERTY BY PRIVATE SALE TO
4 HABITAT FOR HUMANITY OF ALAMANCE COUNTY, N.C., INC.
5 The General Assembly of North Carolina enacts:
6 Section 1. Notwithstanding Article 12 of Chapter 160A of the General
7 Statutes, the City of Burlington, North Carolina, may convey certain real property,
8 now declared surplus real property, at a negotiated private sale to HABITAT FOR
9 HUMANITY OF ALAMANCE COUNTY, N.C., INC., with monetary consideration,
10 any and all of its rights, title, and interest to the following described property:
11 A certain tract or parcel of land in Burlington Township, Alamance County,
12 adjoining Gunn Street, Richmond Avenue and the lands of Grace M. Jones, Mary
13 Belle Wilson and Lots 25 and 28 and being more particularly described as follows:
14 BEGINNING at a corner with Mary Belle Wilson and Lot No. 28 in the
15 line of Grace M. Jones and Lot No. 25 and running thence from said beginning point
16 with the line of Mary Belle Wilson and Lot No. 28 south 87 deg. 45' east 185' to a
17 point in the west right-of-way line of Richmond Avenue; thence with the west right-
18 of-way line of Richmond Avenue south 2 deg. 03' west 50.00' to the intersection of
19 the west right-of-way line of Richmond Avenue and the north right-of-way line of
20 Gunn Street; thence with the west right-of-way line of Gunn Street north 87 deg. 45'
21 west 185' to a corner with Grace M. Jones; thence with the line of Grace M. Jones
22 and Lot No. 25 north 2 deg. 03' east 50.00' to the BEGINNING and being part of Lot
23 No. 27, subdivision of the Manly Brooks Property on Richmond Hill recorded in Plat
24 Book 1, Page 53, in the office of the Alamance County Register of Deeds.
25 Section 2. This act is effective when it becomes law.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 269

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

H269-ALC-8/5

Date 8/5, 199

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

Sen. Kerr

- 1 moves to amend the bill on page 3, lines 9 - 10,
2 by rewriting the lines to read:
3 "administered, collected, and repealed as provided in G.S.
4 160A-215.";
5
6 and on page 6, line 6, through page 7, line 9,
7 by rewriting Section 6 to read:
8 "Section 6. Municipal Administrative Provisions. G.S. 160A-215, as
9 enacted by ratified House Bill 859 and ratified Senate Bill 585,
10 1997 General Assembly, applies to the City of Goldsboro."
11
12

SIGNED J. Kerr
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 48-0 FAILED _____ TABLED _____
8/5/97 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1281/6--10:28 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269

AMEND 1

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

NO 0

EXCUSED 0

NOT CAST 1 LEE

ABSENT 1 SOLES

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1282/7--10:29 AM

AUGUST 5, 1997

LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269
READING 2

AYE	44	ALBERTSON	DALTON	LEDBETTER	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	ODOM	WARREN
		CARRINGTON	HOYLE	PAGE	WEBSTER
		CLARK	JENKINS	PERDUE	WEINSTEIN
		COCHRANE	JORDAN	PHILLIPS	WELLONS
		COOPER	KINNAIRD	PLYLER	WINNER
NO	0				

EXCUSED 0

NOT CAST 4 DANNELLY

EAST

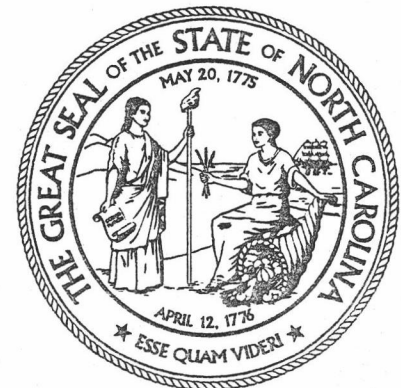
KERR

LEE

ABSENT 1 SOLES

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1283/8--10:29 AM

AUGUST 5, 1997

LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269
READING 3

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

NO 0

EXCUSED 0

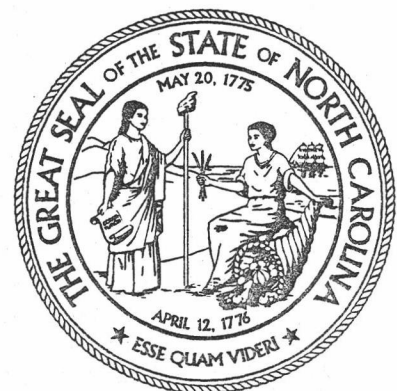
NOT CAST 1 LEE

ABSENT 1 SOLES

PAIRS 0

AYE
NO

(CONTINUED)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1292/17--11:51 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

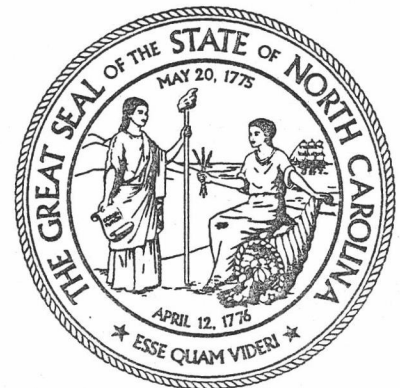
HOUSE BILL 269

AMEND 1

RECORDED

AYE 1 LEE
ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 0
ABSENT 1

OPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1292/17--11:51 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269

AMEND 1

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

NO 0

EXCUSED 0

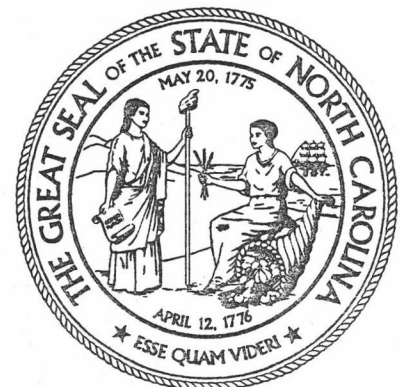
NOT CAST 0

ABSENT 1 SOLES

PAIRS 0

AYE
NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1293/18--11:51 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269
READING 2

RECORDED

AYE 2 EAST

LEE

ADJUSTED TOTAL

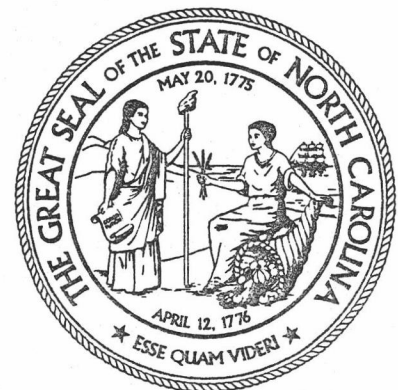
AYE 46

NO 0

NOT CAST 2

ABSENT 1

Y)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1293/18--11:51 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269
READING 2

AYE	46	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	ODOM	WARREN
		CARRINGTON	HOYLE	PAGE	WEBSTER
		CLARK	JENKINS	PERDUE	WEINSTEIN
		COCHRANE	JORDAN	PHILLIPS	WELLONS
		COOPER	KINNAIRD	PLYLER	WINNER
		DALTON	LEDBETTER		

NO 0

EXCUSED 0

NOT CAST 2 DANNELLY KERR

ABSENT 1 SOLES

PAIRS 0

AYE
NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1294/19--11:52 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

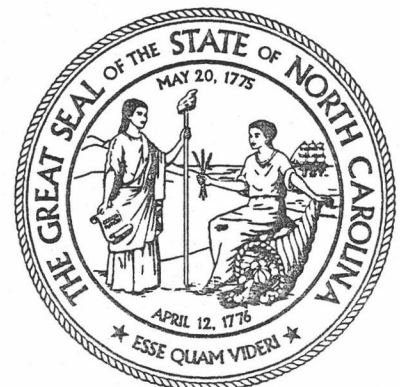
ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269
READING 3

RECORDED

AYE 1 LEE
ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 0
ABSENT 1

OPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1294/19--11:52 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT

-- Presiding

ALLRED
BURLINGTON HABITAT PROPERTY
SENATE COM SUB/2ND EDITION

HOUSE BILL 269
READING 3

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

NO 0

EXCUSED 0

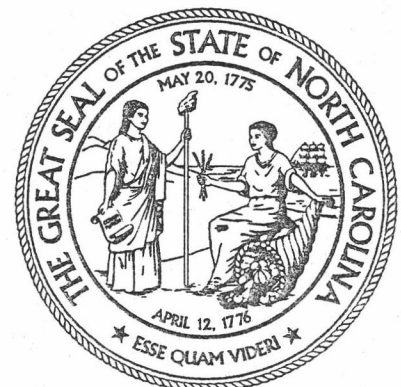
NOT CAST 0

ABSENT 1 SOLES

PAIRS 0

AYE
NO

(COPY)



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRHA102-LBX014B(12.4)

H.B. FILED
0270 FEB 17 97
HOUSE PRINCIPAL CLERK

D

Short Title: Bethania Charter Amended.

(Local)

Sponsors: Representative Decker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CHARTER OF THE TOWN OF BETHANIA.
3 The General Assembly of North Carolina enacts:
4 Section 1. The Charter of the Town of Bethania, being Chapter 65 of the
5 Private Laws of 1839, reads as rewritten:
6 "Section I. The government of the Town of Bethania, in ~~Stokes county~~, Forsyth
7 County shall be temporarily vested in ~~the following persons and their successors, viz:~~
8 ~~George J. Wilson, Solomon Transou, Peter Transou, Elias Shaub, and J. G. Lash~~ the
9 persons elected under Chapter 74 of the Session Laws of 1995, who shall serve until
10 the organizational meeting after the 1997 municipal election and said Commissioners
11 and their successors in office, ~~appointed~~ chosen agreeably to this Act, shall be, and
12 they are hereby incorporated into a body corporate and politic, by the name of the
13 Board of Commissioners for the Town of Bethania, and by such name, shall have
14 succession and a common seal, sue and be sued, and by such name, shall have power,
15 from time to time, and at all times hereafter, to adopt such rules and regulations, and
16 pass such by-laws and ordinances, as to ~~them or~~ a majority of them, may be deemed
17 necessary for the good government of said Town; and such rules, regulations, by-laws
18 and ordinances, so passed, shall be as binding as if they were here specially enacted,
19 provided they are authorized by general law or by this act, and are not inconsistent
20 with the Constitution of the United States, or of this State, and provided that the
21 inhabitants of said Town shall, in full Town meeting, approve of this Act of
22 Incorporation.
23 Sec. II. Be it further enacted, That if, at any time hereafter, any of the ~~persons~~
24 ~~appointed~~ Commissioners ~~by this Act~~ shall refuse to act, or shall die, or remove out
25 of said Town, or otherwise be incapable of acting, the remaining Commissioners shall

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

156
LEGISLATIVE DAY 30
H270

EV
3/20/97
1:51 PM
IN CHAIR: SPEAKER

DECKER

BETHANIA CHARTER AMENDED

MOTION #3 *CALL THE PREVIOUS QUESTION (REP GRAY) on motion to*
re-refer to Committee on Rules

AYES - 89

ALDRIDGE	DAVIS	HOWARD	OWENS
ALEXANDER	DECKER	HUNTER, R.	PRESTON
ALLRED	DEDMON	HURLEY	RAYFIELD
ARNOLD	DICKSON	INSKO	REYNOLDS
BADDOUR	DOCKHAM	IVES	ROGERS
BAKER	EARLE	JARRELL	RUSSELL
BARBEE	EASTERLING	JEFFUS	SAUNDERS
BLACK	EDDINS	JUSTUS	SEXTON
BONNER	ESPOSITO	KINNEY	SHUBERT
BOWIE	FOX	KISER	STARNES
BOYD-MCINTYRE	GAMBLE	MCCOMAS	TALLENT
BRASWELL	GARDNER	MCCOMBS	TOLSON
BRAWLEY	GOODWIN	MCCRARY	WAINWRIGHT
BUCHANAN	GRADY	MCMAHAN	WARNER
CANSLER	GRAY	MINER	WARWICK
CAPPS	HALL	MITCHELL	WATSON
CARPENTER	HARDAWAY	MOORE	WEATHERLY
CHURCH	HARDY	MORGAN	WILKINS
CLARY	HIATT	MORRIS	WILSON, C.
COLE	HIGHTOWER	NESBITT	WILSON, G.
CREECH	HILL	NYE	WOOD
CULP	HOLMES	OLDHAM	YONGUE
DAUGHTRY			

NOES - 21

ADAMS	FITCH	LUEBKE	REDWINE
BEALL	GULLEY	MILLER	SMITH
BLUE	HACKNEY	MOSLEY	SUTTON
CULPEPPER	HENSLEY	NICHOLS	WOMBLE
CUNNINGHAM	HUNTER, H.	RAMSEY	WRIGHT
ELLIS			

EXCUSED ABSENCE - 6

BROWN	MERCER	SHERRILL	THOMPSON
MCALLISTER	NEELY		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BERRY	CRAWFORD	MICHAUX
---------	-------	----------	---------

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/20/97

1:51 PM

IN CHAIR: SPEAKER

157
LEGISLATIVE DAY 30
H270
READING 2
DECKER

BETHANIA CHARTER AMENDED

MOTION #7 TO REFER TO RULES (REP GRAY)

AYES - 67

ALEXANDER	EASTERLING	JEFFUS	RAYFIELD
ARNOLD	ESPOSITO	KINNEY	REYNOLDS
BADDOUR	FOX	KISER	ROGERS
BARBEE	GARDNER	LUEBKE	RUSSELL
BLACK	GOODWIN	MCCOMAS	SAUNDERS
BONNER	GRADY	MCCOMBS	SHUBERT
BOWIE	GRAY	MCCRARY	SMITH
BRASWELL	GULLEY	MCMAHAN	SUTTON
CANSLER	HACKNEY	MICHAUX	TALLENT
CHURCH	HALL	MILLER	WAINWRIGHT
CLARY	HARDAWAY	MITCHELL	WARWICK
COLE	HILL	MOORE	WATSON
CULP	HOLMES	MORGAN	WEATHERLY
DEDMON	HOWARD	MORRIS	WILKINS
DICKSON	HUNTER, R.	MOSLEY	WILSON, C.
DOCKHAM	HURLEY	OLDHAM	WILSON, G.
EARLE	JARRELL	PRESTON	

NOES - 44

ADAMS	CREECH	HENSLEY	OWENS
ALDRIDGE	CULPEPPER	HIATT	RAMSEY
ALLRED	CUNNINGHAM	HIGHTOWER	REDWINE
BAKER	DAUGHTRY	HUNTER, H.	SEXTON
BEALL	DAVIS	INSKO	STARNES
BLUE	DECKER	IVES	TOLSON
BOYD-MCINTYRE	EDDINS	JUSTUS	WARNER
BRAWLEY	ELLIS	MINER	WOMBLE
BUCHANAN	FITCH	NESBITT	WOOD
CAPPS	GAMBLE	NICHOLS	WRIGHT
CARPENTER	HARDY	NYE	YONGUE

EXCUSED ABSENCE - 6

BROWN	MERCER	SHERRILL	THOMPSON
MCALLISTER	NEELY		

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	BERRY	CRAWFORD
---------	-------	----------

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0271

FEB 17 97

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH1014-LC051(1.1)

Short Title: School District Sales Tax Refunds.

(Public)

Sponsors: Representative Shubert.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO OBTAIN
3 REFUNDS OF SALES AND USE TAXES.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 105-164.14(c) reads as rewritten:

6 "(c) Certain Governmental Entities. -- A governmental entity listed in this
7 subsection is allowed an annual refund of sales and use tax paid by it under this
8 Article, except under G.S. 105-164.4(a)(4a) and G.S. 105-164.4(a)(4c), on direct
9 purchases of tangible personal property. Sales and use tax liability indirectly incurred
10 by a governmental entity on building materials, supplies, fixtures, and equipment that
11 become a part of or annexed to any building or structure that is owned or leased by
12 the governmental entity and is being erected, altered, or repaired for use by the
13 governmental entity is considered a sales or use tax liability incurred on direct
14 purchases by the governmental entity for the purpose of this subsection. A request for
15 a refund must be in writing and must include any information and documentation
16 required by the Secretary. A request for a refund is due within six months after the
17 end of the governmental entity's fiscal year.

18 This subsection applies only to the following governmental entities:

- 19 (1) A county.
20 (2) A city as defined in G.S. 160A-1.
21 (2a) A consolidated city-county as defined in G.S. 160B-2.
22 (2b) A local school administrative unit.
23 (3) A metropolitan sewerage district or a metropolitan water district in
24 this State.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 271

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

H271-ARB-1

Date 3-11, 1997

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

Representative MERCER

1 moves to amend the bill on page 1, line 22, by rewriting the line to
2 read:
3 "(2b) A local school administrative unit.
4 Notwithstanding any other provisions of law, a
5 refund payable under this subdivision of the
6 local sales and use taxes levied under Articles
7 39, 40, and 42 of this Chapter and under the
8 Mecklenburg County Sales and Use Tax Act, Chapter
9 1096 of the 1967 Session Laws, as amended, shall
10 be drawn from the General Fund and shall not be
11 deducted from the distribution to local
12 governments."

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

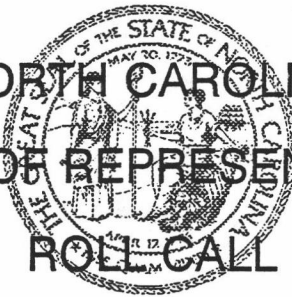
ADOPTED _____ FAILED MAR 11 1997 TABLED _____

58-58 EV
BWu

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

3/11/97

3:12 PM

IN CHAIR: SPEAKER

108
LEGISLATIVE DAY 24

H271 HCS

READING 2

SHUBERT

AMEND #1

SCHOOL DISTRICT SALES TAX REFUNDS

MOTION #3 - PREVIOUS QUESTION TO REP MERCER'S AMENDMENT

AYES - 102

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.

HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MINER
MITCHELL
MOORE
MORGAN
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OLDHAM
OWENS
PRESTON

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

NOES - 14

BLUE
BRAWLEY
FITCH
HACKNEY

HENSLEY
HUNTER, H.
KISER
LUEBKE
MCALLISTER
MILLER
MORRIS

STARNES
WRIGHT
YONGUE

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

CRAWFORD

DAUGHTRY

H271 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/11/97

3:13 PM

IN CHAIR: SPEAKER

109
LEGISLATIVE DAY 24

H271 HCS

READING 2

SHUBERT

AMEND #1 *REP MERCER*

SCHOOL DISTRICT SALES TAX REFUNDS

AYES - 58

ADAMS
ALEXANDER
BADDOUR
BEALL
BLACK
BLUE
BONNER
BOYD-MCINTYRE
CHURCH
COLE
CULPEPPER
CUNNINGHAM
DEDMON
EARLE
EASTERLING

FITCH
FOX
GAMBLE
GOODWIN
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HUNTER, H.
HUNTER, R.
HURLEY

INSKO
JARRELL
JEFFUS
KINNEY
LUEBKE
MCALLISTER
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MOORE
MOSLEY
NESBITT

NYE
RAMSEY
REDWINE
ROGERS
SAUNDERS
SMITH
SUTTON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WILKINS
WRIGHT
YONGUE

NOES - 58

ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BERRY
BOWIE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CREECH

CULP
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
GARDNER
GRADY
GRAY
GULLEY
HOLMES
HOWARD
IVES

JUSTUS
KISER
MCCOMAS
MCCOMBS
MINER
MITCHELL
MORGAN
MORRIS
NEELY
NICHOLS
OLDHAM
OWENS
PRESTON
RAYFIELD

REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOMBLE
WOOD

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

CRAWFORD

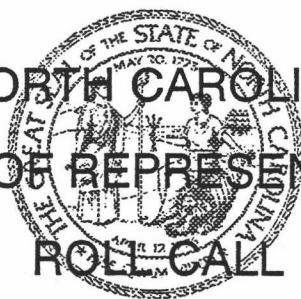
DAUGHTRY

H271 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

3/11/97

3:22 PM

IN CHAIR: SPEAKER

110
LEGISLATIVE DAY 24
H271 HCS
READING 2
SHUBERT

SCHOOL DISTRICT SALES TAX REFUNDS

AYES - 109

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

NOES - 7

BOYD-MCINTYRE	HARDAWAY	LUEBKE	MILLER
CUNNINGHAM	HIGHTOWER	MICHAUX	

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	CRAWFORD	DAUGHTRY
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H271 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 271

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

H271-ARB-3



Date MAR 12 1997, 1997

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

Representative MERCER

1 moves to amend the bill on page 1, line 22, by rewriting the line to
2 read:

3 "(2b)

A local school administrative unit.

4 Notwithstanding any other provisions of law, a
5 refund payable under this subdivision of the
6 local sales and use taxes to cities levied under
7 Articles 39, 40, and 42 of this Chapter and under
8 the Mecklenburg County Sales and Use Tax Act,
9 Chapter 1096 of the 1967 Session Laws, as
10 amended, shall be drawn from the General Fund and
11 shall not be deducted from the distribution to
12 the cities."

SIGNED Mercer
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED MAR 12 1997

FAILED _____

TABLED _____

58-54 EV
D.W. Williams

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

EV

3/12/97
3:01 PM

IN CHAIR: SPEAKER

126
LEGISLATIVE DAY 25

H271 HCS

READING 3

SHUBERT

AMEND #2 *REP. Mercer*

SCHOOL DISTRICT SALES TAX REFUNDS

AYES - 58

ADAMS
ALEXANDER
BADDOUR
BLACK
BLUE
BONNER
BOYD-MCINTYRE
CHURCH
COLE
CULPEPPER
CUNNINGHAM
DEDMON
EARLE
EASTERLING
FITCH

FOX
GAMBLE
GARDNER
GOODWIN
HACKNEY
HALL
HENSLEY
HIATT
HIGHTOWER
HILL
HUNTER, H.
HUNTER, R.
HURLEY
INSKO
JARRELL

JEFFUS
KINNEY
LUEBKE
MCALLISTER
MCCRARY
MERCER
MICHAUX
MILLER
MOORE
MOSLEY
NESBITT
NYE
OLDHAM
OWENS

RAMSEY
RAYFIELD
REDWINE
SAUNDERS
SMITH
SUTTON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WILKINS
WOMBLE
WRIGHT
YONGUE

NOES - 54

ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BEALL
BERRY
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY

CREECH
DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
GRADY
GRAY
GULLEY
HOLMES
HOWARD

IVES
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCMAHAN
MINER
MITCHELL
MORGAN
MORRIS
NEELY
NICHOLS
PRESTON

REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

EXCUSED ABSENCE - 4

BRASWELL

CRAWFORD

CULP

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

BOWIE

HARDY

ROGERS

H271 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

3/12/97

3:06 PM

IN CHAIR: SPEAKER

127
LEGISLATIVE DAY 25
H271 HCS
READING 3
SHUBERT

SCHOOL DISTRICT SALES TAX REFUNDS

AYES - 112

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

NOES - 2

LUEBKE MILLER

EXCUSED ABSENCE - 4

BRASWELL CRAWFORD CULP HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER WILSON, C.

H271 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1041-LC050(1.1)

H.U. FILED
0272 FEB 17 97
HOUSE PRINCIPAL CLERK

D

Short Title: Public College Sales Tax Refunds.

(Public)

Sponsors: Representative Shubert.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ALLOW THE CONSTITUENT INSTITUTIONS OF THE
3 UNIVERSITY OF NORTH CAROLINA AND THE INSTITUTIONS OF THE
4 COMMUNITY COLLEGE SYSTEM TO OBTAIN REFUNDS OF SALES AND
5 USE TAXES.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 105-164.14(c) reads as rewritten:

8 "(c) Certain Governmental Entities. -- A governmental entity listed in this
9 subsection is allowed an annual refund of sales and use tax paid by it under this
10 Article, except under G.S. 105-164.4(a)(4a) and G.S. 105-164.4(a)(4c), on direct
11 purchases of tangible personal property. Sales and use tax liability indirectly incurred
12 by a governmental entity on building materials, supplies, fixtures, and equipment that
13 become a part of or annexed to any building or structure that is owned or leased by
14 the governmental entity and is being erected, altered, or repaired for use by the
15 governmental entity is considered a sales or use tax liability incurred on direct
16 purchases by the governmental entity for the purpose of this subsection. A request for
17 a refund must be in writing and must include any information and documentation
18 required by the Secretary. A request for a refund is due within six months after the
19 end of the governmental entity's fiscal year.

20 This subsection applies only to the following governmental entities:

- 21 (1) A county.
22 (2) A city as defined in G.S. 160A-1.
23 (2a) A consolidated city-county as defined in G.S. 160B-2.
24 (3) A metropolitan sewerage district or a metropolitan water district in
25 this State.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

3/11/97

3:32 PM

IN CHAIR: SPEAKER

111
LEGISLATIVE DAY 24

H272 HCS

READING 2

SHUBERT

AMEND #1 - REP MERCER

PUBLIC COLLEGE SALES

AYES - 63

ADAMS
ALEXANDER
BADDOUR
BEALL
BLACK
BLUE
BONNER
BOYD-MCINTYRE
CARPENTER
CHURCH
COLE
CULPEPPER
CUNNINGHAM
DEDMON
EARLE
EASTERLING

FITCH
FOX
GAMBLE
GOODWIN
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIGHTOWER
HILL
HUNTER, H.
HUNTER, R.
HURLEY
INSKO

JARRELL
JEFFUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCRARY
MERCER
MICHAUX
MILLER
MOORE
MOSLEY
NESBITT
NYE
OLDHAM
OWENS

RAMSEY
RAYFIELD
REDWINE
ROGERS
SAUNDERS
SMITH
SUTTON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WILKINS
WOMBLE
WRIGHT
YONGUE

NOES - 52

ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BERRY
BOWIE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CLARY

CREECH
CULP
DECKER
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
GARDNER
GRADY
GRAY
HIATT
HOLMES

HOWARD
IVES
JUSTUS
MCCOMAS
MCCOMBS
MCMAHAN
MINER
MITCHELL
MORGAN
MORRIS
NEELY
NICHOLS
PRESTON

REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

CRAWFORD

DAUGHTRY

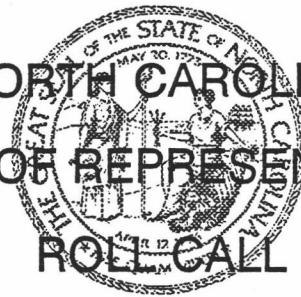
DAVIS

H272 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

3/11/97

3:33 PM

IN CHAIR: SPEAKER

112
LEGISLATIVE DAY 24
H272 HCS
READING 2
SHUBERT

PUBLIC COLLEGE SALES

AYES - 111

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

DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
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
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 4

HARDAWAY

LUEBKE

MICHAUX

MILLER

EXCUSED ABSENCE - 1

BRASWELL

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

CRAWFORD

DAUGHTRY

DAVIS

H272 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/12/97

2:39 PM

IN CHAIR: SPEAKER

121
LEGISLATIVE DAY 25
H272 HCS
READING 3
SHUBERT

PUBLIC COLLEGE SALES TAX REFUNDS

AYES - 107

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY

INSKO
IVES
JARRELL
JEFFUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OLDHAM
OWENS
PRESTON
RAYFIELD

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

NOES - 6

BONNER
FITCH

HENSLEY
HUNTER, H.
LUEBKE

MILLER

EXCUSED ABSENCE - 4

BRASWELL

CRAWFORD
CULP

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

JUSTUS

RAMSEY

H272 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0273 FEB 17 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1051*-LG030(2.11)

Short Title: Ctr. App. Textile Tech/Cap. Funds.

(Public)

Sponsors: Representatives Rayfield and Dickson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENDITURES AT THE
3 CENTER FOR APPLIED TEXTILE TECHNOLOGY.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Community Colleges the sum of two million four hundred twelve
7 thousand six hundred dollars (\$2,412,600) for the 1997-98 fiscal year for the following
8 capital projects:
9 (1) Maintenance and storage facility \$ 62,800
10 (2) Lab and administration building 2,349,800
11 TOTAL \$2,412,600.
12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1080-LH050A(2.6)

B. FILED
0274 FEB 18 97
D
HOUSE PRINCIPAL CLERK

Short Title: Ban Inland Trawling/Net Fishing.

(Public)

Sponsors: Representative Mitchell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROHIBIT THE TAKING OF FISH IN INTERNAL COASTAL
3 WATERS BY TRAWLING AND THE USE OF CERTAIN TYPES OF NETS.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 20 of Chapter 113 of the General Statutes is amended
6 by adding a new section to read:

7 "§ 113-270. Taking fish by trawling and nets.

8 (a) Offense. -- It is unlawful to take fish, as defined in G.S. 113-129(7), in the
9 internal waters and joint waters of the State by using any of the following: trawl net,
10 dredge, seine, purse seine, long-haul seine, gill net, channel net, float net, butterfly
11 net, pound net, or fyke net.

12 (b) Penalty. -- A violation of this section is a Class I felony.

13 (c) Application. -- This section does not apply to the use of a cast net that is no
14 more than 12 feet in diameter dip net or seines less than 12 feet in length and 3 feet
15 deep for the taking of bait fish. This section does not apply to the taking of fish in
16 waters of the Atlantic Ocean."

17 Section 2. The Department of Environment, Health, and Natural
18 Resources shall develop and implement a "buy back" program to purchase the fully
19 operable nets and dredges from persons who: (i) are licensed by the State to engage
20 in commercial fishing of the inland waters of the State, and (ii) have been engaged in
21 full-time commercial fishing in the State's internal and joint waters during the
22 calendar years of 1994, 1995, and 1996. The Department of Environment, Health,
23 and Natural Resources shall either destroy or render inoperable all gear purchased
24 under the program.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0275 FEB 18 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH1030-RB(2.5)

Short Title: Decentralize Some OSP Functions.

(Public)

Sponsors: Representative Sherrill.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REDUCE DUPLICATION OF WORK BETWEEN THE OFFICE OF
3 STATE PERSONNEL AND OTHER AGENCIES, DEPARTMENTS, AND
4 INSTITUTIONS BY THE DECENTRALIZATION OF CERTAIN FUNCTIONS
5 FROM THE OFFICE OF STATE PERSONNEL TO THOSE AGENCIES,
6 DEPARTMENTS, AND INSTITUTIONS.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 126-1 reads as rewritten:
9 "**§ 126-1. Purpose of Chapter; application to local employees.**
10 It is the intent and purpose of this Chapter to establish for the government of the
11 State a system of personnel administration under the Governor, based on accepted
12 principles of personnel administration and applying the best methods as evolved in
13 government and industry. It is also the intent of this Chapter that this system of
14 personnel administration shall apply to local employees paid entirely or in part from
15 federal funds, except to the extent that local governing boards are authorized by this
16 Chapter to establish local rules, local pay plans, and local personnel systems. It is
17 also the intent of this Chapter to make provisions for a decentralized system of
18 personnel administration, where appropriate, and without additional cost to the State,
19 with the State Personnel Commission as the policy and rule-making body. The
20 Office of State Personnel shall make recommendations for policies and rules to the
21 Commission based on research and study in the field of personnel management,
22 develop and administer statewide standards and criteria for good personnel
23 management, provide training and technical assistance to all agencies, departments,
24 and institutions, provide oversight, which includes conducting audits to monitor
25 compliance with established State Personnel Commission policies and rules,



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 275

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

H275-ARP-002

Date 4-2, 1997

Comm. Sub. ☐
Amends Title ☐
Second Edition

Representative Wilma Sherrill

1 moves to amend the bill on page 5, lines 26 through 35
2 by rewriting those lines to read:

3
4 "cases of noncompliance."
5

SIGNED *Wilma Sherrill*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

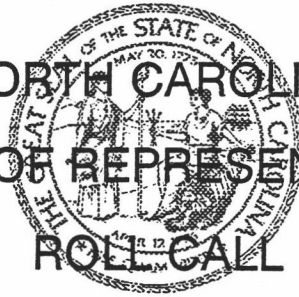
ADOPTED APR 2 1997 FAILED _____ TABLED _____

III-0 EV
DWicks

*Line 26
Thru 35*

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

EV

4/02/97

3:02 PM

IN CHAIR: SPEAKER

219
LEGISLATIVE DAY 37
H275 HCS
READING 2
SHERRILL

DELEGATION OF SOME OSP

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 7

BRASWELL	GAMBLE	RUSSELL	WILSON, G.
BROWN	HACKNEY	SUTTON	

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	CRAWFORD
---------	----------

H275 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1127/6-- 7:34 PM

JULY 14, 1997

LEGISLATIVE DAY 95

LT. GOVERNOR WICKER

-- Presiding

SHERRILL
DELEGATION OF SOME OSP FUNCTIONS
SENATE COMM. SUB./4TH EDITION

HOUSE BILL 275
READING 2

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

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 2 COOPER MARTIN R.

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1180
LEGISLATIVE DAY 99
SCS

EV
7/17/97
10:19 AM
IN CHAIR: SPEAKER

SHERRILL

DELEGATION OF SOME OSP FUNCTIONS
MOTION #11

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 8

BADDOUR	DAUGHTRY	MCMAHAN	STARNES
CANSLER	GAMBLE	MOORE	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	DAVIS	SEXTON	WRIGHT
BARBEE	HALL		

H275 SCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

7/17/97

10:19 AM

IN CHAIR: SPEAKER

1180
SLATIVE DAY 99
H275 SCS

SHERRILL

DELEGATION OF SOME OSP FUNCTIONS
MOTION #11

AYES - ¹⁰⁷~~106~~ *DWicks*

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

NOES - 0

EXCUSED ABSENCE - ~~8~~ ⁵ *DW*

BADDOUR	DAUGHTRY	MCMAHAN	STARNES
CANSLER	GAMBLE	MOORE	WOMBLE
			DAVIS

EXCUSED VOTE - 0

NOT VOTING - ~~6~~ ⁵ *DWicks*

SPEAKER	DAVIS	SEXTON	WRIGHT
BARBEE	HALL		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0276 FEB 18 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7036-LC073(2.5)

Short Title: Reduce Tax on Nonprescription Drugs.

(Public)

Sponsors: Representative Sherrill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE FOUR PERCENT STATE SALES AND USE TAX
3 ON NONPRESCRIPTION MEDICINES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 5 of Chapter 105 of the General Statutes is amended
6 by adding a new section to read:
7 "§ 105-164.13B. Nonprescription drugs exempt from State tax only.
8 The taxes imposed by this Article do not apply to nonprescription drugs that are
9 not otherwise exempt pursuant to G.S. 105-164.13."
10 Section 2. G.S. 105-164.3 is amended by adding the following new
11 definitions in the appropriate alphabetical order:
12 "(3a) Cosmetics. -- Compounds intended to be introduced into or
13 applied to the body for cleansing or affecting the appearance or
14 texture. The term includes, for example, cold cream, suntan
15 lotion, hair dye, makeup, and skin lotion.
16 (9a) Nonprescription drug. -- A product that can be sold legally
17 without a prescription and is one of the following:
18 a. A compound intended to be introduced into or applied to
19 the body for the prevention, diagnosis, mitigation, or
20 treatment of human disease or human disorder.
21 b. A test kit intended for the diagnosis of human disease or
22 human disorder.
23 c. A compound intended for human consumption for the
24 preservation of health.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH4038-LR035(2.13)

H.B. FILED
0277 FEB 18 97
D
HOUSE PRINCIPAL CLERK

Short Title: Limit Relatives on Election Bds.

(Public)

Sponsors: Representative Buchanan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROHIBITING CERTAIN RELATIVES OF A CANDIDATE FOR
3 NOMINATION OR ELECTION FROM SERVING ON THE COUNTY BOARD
4 OF ELECTIONS.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 163-30 reads as rewritten:

7 "**§ 163-30. County boards of elections; appointments; terms of office; qualifications;**
8 **vacancies; oath of office; instructional meetings.**

9 In every county of the State there shall be a county board of elections, to consist of
10 three persons of good moral character who are registered voters in the county in
11 which they are to act. Members of county boards of elections shall be appointed by
12 the State Board of Elections on the last Tuesday in June 1985, and every two years
13 thereafter, and their terms of office shall continue for two years from the specified
14 date of appointment and until their successors are appointed and qualified. Not more
15 than two members of the county board of elections shall belong to the same political
16 party.

17 No person shall be eligible to serve as a member of a county board of elections
18 who holds any elective office under the government of the United States, or of the
19 State of North Carolina or any political subdivision thereof.

20 No person who holds any office in a state, congressional district, county or precinct
21 political party or organization, or who is a campaign manager or treasurer of any
22 candidate or political party in a primary or election, shall be eligible to serve as a
23 member of a county board of elections, provided however that the position of
24 delegate to a political party convention shall not be considered an office for the
25 purpose of this section.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

224
LEGISLATIVE DAY 37
H277 HCS
READING 2
BUCHANAN

EV
4/02/97
3:57 PM
IN CHAIR: SPEAKER

LIMIT RELATIVES ON ELECTION BOARDS

AYES - ⁹⁹ ~~98~~ *Wainwright*

ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BOWIE
BOYD-MCINTYRE
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS

DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

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

OLDHAM
OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
TOLSON
WARNER
WARWICK
WATSON
WILKINS
WILSON, C.
WOOD
YONGUE
WAINWRIGHT

NOES - 8

ADAMS
BONNER

FITCH
HALL

INSKO
SMITH

WOMBLE
WRIGHT

EXCUSED ABSENCE - 7

BRASWELL
BROWN

GAMBLE
HACKNEY

IVES
SUTTON

WILSON, G.

EXCUSED VOTE - 0

SPEAKER
ALLRED

CRAWFORD
CUNNINGHAM

MERCER
WAINWRIGHT *W*

WEATHERLY

H277 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 277

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

H277-ALB-1

Date 4-7, 1997

Comm. Sub. [YES]
Amends Title []

Rep. BUCHANAN

- 1 moves to amend the bill on page 2, line 10,
- 2 by inserting the following at the end of the line: "This paragraph
- 3 only applies if the county board of elections is conducting the
- 4 election for which the relative is a candidate."

SIGNED C Buchanan
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

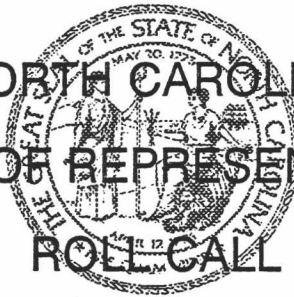
ADOPTED APR 7 1997 FAILED _____ TABLED _____

~~102-0~~ EV *PN*

103-0 EV *adjusted*

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

4/07/97

6:37 PM

IN CHAIR: SPEAKER

235
LEGISLATIVE DAY 39

H277 HCS

READING 3

BUCHANAN

AMEND #1 - *REP BUCHANAN*

LIMIT RELATIVES ON ELECTION BOARDS

AYES - ¹⁰³~~102~~ *Weeks*

ADAMS
ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BAKER
BEALL
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FITCH
FOX
GARDNER
GRADY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY
IVES
JARRELL

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

RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
YONGUE
ALLRED DW

NOES - 0

EXCUSED ABSENCE - ~~10~~ 9 *Weeks*

~~ALLRED~~
BARBEE
BLUE

CRAWFORD
ELLIS
GRAY

HARDAWAY
LUEBKE

SHERRILL
THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER
BLACK

DECKER
GAMBLE

GOODWIN
HUNTER, H.

INSKO
WRIGHT

H277 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

236
LEGISLATIVE DAY 39
H277 HCS
READING 3
BUCHANAN

EV
4/07/97
6:40 PM
IN CHAIR: SPEAKER

LIMIT RELATIVES ON ELECTION BOARDS

AYES - 101

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

NOES - 5

BRASWELL	HACKNEY	HALL	INSKO
EARLE			

EXCUSED ABSENCE - 9

BARBEE	ELLIS	HARDAWAY	SHERRILL
BLUE	GRAY	LUEBKE	THOMPSON
CRAWFORD			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	GAMBLE	HUNTER, H.	WRIGHT
BLACK			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 790/2-- 7:31 PM JUNE 2, 1997 LEGISLATIVE DAY 71

LT. GOVERNOR WICKER

-- Presiding

BUCHANAN
LIMIT RELATIVES ON ELECTION BOARDS
SENATE COMM. SUB./4TH EDITION

HOUSE BILL 277
READING 2

AYE	45	ALBERTSON	DANNELLY	KINNAIRD	PHILLIPS
		BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LEE	RAND
		BASNIGHT	FOXX	LUCAS	REEVES
		BLUST	GARWOOD	MARTIN R.	SHAW L.
		CARPENTER	GULLEY	MARTIN W.	SHAW R.
		CARRINGTON	HORTON	MCDANIEL	SOLES
		CLARK	JENKINS	MILLER	WARREN
		COCHRANE	JORDAN	ODOM	WEINSTEIN
		CONDER	KERR	PAGE	WELLONS
		COOPER	KINCAID	PERDUE	WINNER
		DALTON			

NO 0

EXCUSED 0

NOT CAST 3 ALLRAN HARTSELL RUCHO

ABSENT 2 HOYLE WEBSTER

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

850
LEGISLATIVE DAY 75
H277 SCS

EV
6/09/97
6:16 PM

IN CHAIR: SPEAKER

BUCHANAN

LIMIT RELATIVES ON ELECTION BOARDS
MOTION #11 - TO CONCUR IN SCS

AYES - ¹⁰⁷~~106~~ *DW*

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

Dockham del

NOES - 0

EXCUSED ABSENCE - 3

BRASWELL

ELLIS

HIGHTOWER

EXCUSED VOTE - 0

NOT VOTING - ~~11~~ 10 *DW*

SPEAKER
BLACK
DOCKHAM

FITCH
HUNTER, H.
MICHAUX

MORGAN
MORRIS
PRESTON

TALLENT
WARWICK

DW

H277 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1082-LG036(2.12)

H.B. FILED
0278 FEB 18 97
HOUSE PRINCIPAL CLERK

Short Title: Old Gates Co. Courthouse Funds.

(Public)

Sponsors: Representative H. Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL
3 RESOURCES TO COMPLETE THE RESTORATION OF THE OLD GATES
4 COUNTY COURTHOUSE.
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 Division of Archives and History, the sum of
8 one hundred thousand dollars (\$100,000) for the 1997-98 fiscal year to be used by the
9 Gates County Historical Society to complete the restoration of the Old Gates County
10 Courthouse.
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0279 FEB 18 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1081-LG037(2.12)

Short Title: Northampton Welcome Center Funds.

(Public)

Sponsors: Representative H. Hunter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE PROMOTION AND
3 ADVERTISEMENT OF THE NORTH CAROLINA WELCOME CENTER IN
4 NORTHAMPTON COUNT.

5 The General Assembly of North Carolina enacts:

6 Section 1. There is appropriated from the General Fund to the
7 Department of Commerce, Travel and Tourism Division, the sum of ten thousand
8 dollars (\$10,000) for the 1997-98 fiscal year for the Northampton County Chamber of
9 Commerce to promote the North Carolina Welcome Center in Northampton County,
10 by developing a brochure and visitors' guide and advertising by billboard.

11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0280 FEB 18 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8018-LM037(2.6)

Short Title: Tarboro Charter Amendment.

(Local)

Sponsors: Representative Tolson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CHARTER OF THE TOWN OF TARBORO TO
3 PERMIT MEMBERS OF THE TOWN COUNCIL TO ENTER INTO
4 UNDERTAKINGS OR CONTRACTS WITH THE TOWN UNDER CERTAIN
5 CIRCUMSTANCES.
6 The General Assembly of North Carolina enacts:
7 Section 1. The Charter of the Town of Tarboro, being Chapter 73 of the
8 1995 Session Laws, is amended by adding a new section to read:
9 "Sec. 2.8. **Contracts with Council Members.** G.S. 14-234 shall not apply to any
10 member of the Town Council if all of the following conditions are met:
11 (1) The undertaking or contract is for the purchase of apparatus,
12 supplies, materials, or equipment which requires an expenditure
13 during any single fiscal year of an amount that is less than the
14 amounts stated in G.S. 143-129.
15 (2) The Town seeks informal bids from at least two other suppliers, in
16 addition to the supplier in which the member of the Council has a
17 financial interest.
18 (3) The other suppliers are either unwilling or unable to sell to the
19 Town the needed apparatus, supplies, materials, or equipment, or
20 the supplier in which the member of the Council has a financial
21 interest is the lowest responsible bidder.
22 (4) The undertaking or contract between the Town and the member of
23 the Council is approved by specific resolution of the Council
24 adopted in an open meeting and is recorded in its minutes.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0281 FEB 18 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH1083-LR024(2.5)

Short Title: Alexander Co. Comm. Vacancies.

(Local)

Sponsors: Representative Starnes.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE ALEXANDER COUNTY BOARD OF
3 COMMISSIONERS MUST FILL A VACANCY WITH THE PERSON
4 NOMINATED BY THE APPROPRIATE POLITICAL PARTY IF THE
5 NOMINATION IS MADE ON A TIMELY BASIS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 153A-27.1(h) reads as rewritten:
8 "(h) This section shall apply only in the following counties: Alamance, Alexander,
9 Alleghany, Avery, Beaufort, Brunswick, Buncombe, Burke, Cabarrus, Caldwell,
10 Carteret, Cherokee, Clay, Cleveland, Cumberland, Dare, Davidson, Davie, Forsyth,
11 Graham, Guilford, Haywood, Henderson, Hyde, Jackson, Lincoln, Macon, Madison,
12 McDowell, Mecklenburg, Moore, Pender, Polk, Randolph, Rockingham, Rutherford,
13 Sampson, Stanly, Stokes, Transylvania, Wake, and Yancey."
14 Section 2. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

74
LEGISLATIVE DAY 22
H281
READING 2
STARNES

EV
3/06/97
1:21 PM
IN CHAIR: SPEAKER

ALEXANDER COUNTY COMMISSIONERS VACANT

AYES - 111

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EDDINS
ESPOSITO
FITCH
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY

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

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

NOES - 0

EXCUSED ABSENCE - 4

BRAWLEY

ELLIS

FOX

REDWINE

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
BLUE

CUNNINGHAM

EASTERLING

REYNOLDS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0282
FEB 18 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA150-LC072(2.5)

Short Title: Exempt Contractors' Inventory.

(Public)

Sponsors: Representative Starnes.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT FROM PROPERTY TAX THE INCREASE IN VALUE OF
3 CERTAIN RESIDENTIAL REAL PROPERTY HELD FOR SALE BY A
4 BUILDER, TO THE EXTENT THE INCREASE IS ATTRIBUTABLE TO
5 SUBDIVISION OR IMPROVEMENTS BY THE BUILDER.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 105-273 is amended by adding a new subdivision to read:
8 "(3a) 'Builder' means a taxpayer engaged in the business of buying real
9 property, making improvements to it, and then reselling it."

10 Section 2. Article 12 of Chapter 105 of the General Statutes is amended
11 by adding a new section to read:

12 "§ 105-277.12. Certain real property held for sale by builders classified for taxation at
13 reduced valuation.

14 Real property held by a builder for sale as single family residential property is
15 designated a special class of property under authority of Section 2(2) of Article V of
16 the North Carolina Constitution. Any increase in value of this classified property
17 attributable to subdivision of or other improvements made to the property by the
18 builder is excluded from taxation under this Subchapter as long as the builder
19 continues to hold the property for sale. The builder must apply for this exclusion as
20 provided in G.S. 105-282.1. In appraising property classified under this section, the
21 assessor shall specify what portion of the value is an increase attributable to
22 subdivision or other improvement by the builder."

23 Section 3. G.S. 105-282.1(a)(3) reads as rewritten:

24 "(3) After an owner of property entitled to exemption under G.S. 105-
25 278.3, 105-278.4, 105-278.5, 105-278.6, 105-278.7, or 105-278.8 or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0283 FEB 19 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH1074-LC091(2.13)

Short Title: Perquimans School Acquisition.

(Local)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW PERQUIMANS COUNTY TO ACQUIRE PROPERTY FOR
3 USE BY ITS COUNTY BOARD OF EDUCATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 153A-158.1 reads as rewritten:
6 **"§ 153A-158.1. Acquisition and improvement of school property in certain counties.**
7 (a) Acquisition by County. -- A county may acquire, by any lawful method, any
8 interest in real or personal property for use by a school administrative unit within the
9 county. In exercising the power of eminent domain a county shall use the procedures
10 of Chapter 40A. The county shall use its authority under this subsection to acquire
11 property for use by a school administrative unit within the county only upon the
12 request of the board of education of that school administrative unit and after a public
13 hearing.
14 (b) Construction or Improvement by County. -- A county may construct, equip,
15 expand, improve, renovate, or otherwise make available property for use by a school
16 administrative unit within the county. The local board of education shall be involved
17 in the design, construction, equipping, expansion, improvement, or renovation of the
18 property to the same extent as if the local board owned the property.
19 (c) Lease or Sale by Board of Education. -- Notwithstanding the provisions of G.S.
20 115C-518 and G.S. 160A-274, a local board of education may, in connection with
21 additions, improvements, renovations, or repairs to all or part of any of its property,
22 lease or sell the property to the board of commissioners of the county in which the
23 property is located for any price negotiated between the two boards.
24 (d) Board of Education May Contract for Construction. -- Notwithstanding the
25 provisions of G.S. 115C-40 and G.S. 115C-521, a local board of education may enter

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

4/14/97

7:41 PM

IN CHAIR: SPEAKER

290
LEGISLATIVE DAY 44
SR5
READING 2

H283

AYES - 108

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

NOES - 3

BAKER	HARDY	WILSON, G.
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EXCUSED ABSENCE - 6

FITCH	NESBITT	ROGERS	SUTTON
HIGHTOWER	REDWINE		

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	MORRIS	STARNES
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SHORT ROLL: H283

H67 HCS

H411

H590

H603

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



RC

295
LEGISLATIVE DAY 44
SR 4
READING 3

4/15/97
2:14 PM
IN CHAIR: SPEAKER

AYES - 111

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
CREECH
CULP
CULPEPPER
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
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
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OLDHAM

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

NOES - 1

HARDY

EXCUSED ABSENCE - 2

FITCH

SUTTON

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
COLE

CRAWFORD
CUNNINGHAM

WILSON, C.

SHORT ROLL: ~~XXXXXXXXXX~~

H590

~~XXXXXX~~

H 67 NCS

H 411

H 283

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 804/2-- 3:20 PM

JUNE 4, 1997

LEGISLATIVE DAY 73

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
PERQUIMANS SCHOOL DISTRICT

HOUSE BILL 283
READING 2

AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CLARK COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN KERR	KINCAID KINNAIRD LEDBETTER LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER ODOM PAGE	PHILLIPS PLYLER RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS
NO	2	WEBSTER	WINNER		

EXCUSED 0

NOT CAST 2 CONDER PERDUE

ABSENT 1 CARRINGTON

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 819/17-- 5:55 PM JUNE 4, 1997 LEGISLATIVE DAY 73

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
PERQUIMANS SCHOOL DISTRICT

HOUSE BILL 283
READING 2

AYE	46	ALBERTSON	EAST	KINNAIRD	PHILLIPS
		ALLRAN	FORRESTER	LEDBETTER	PLYLER
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARWOOD	LUCAS	REEVES
		BASNIGHT	GULLEY	MARTIN R.	RUCHO
		BLUST	HARTSELL	MARTIN W.	SHAW L.
		CARPENTER	HORTON	MCDANIEL	SHAW R.
		CLARK	HOYLE	MILLER	SOLES
		COCHRANE	JENKINS	ODOM	WARREN
		COOPER	JORDAN	PAGE	WEINSTEIN
		DALTON	KERR	PERDUE	WELLONS
		DANNELLY	KINCAID		
NO	2	WEBSTER	WINNER		

EXCUSED 0

NOT CAST 1 CONDER

ABSENT 1 CARRINGTON

PAIRS 0

AYE

NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 819/17-- 5:55 PM

JUNE 4, 1997

LEGISLATIVE DAY 73

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
PERQUIMANS SCHOOL DISTRICT

HOUSE BILL 283
READING 2

RECORDED

AYE 1 PERDUE
ADJUSTED TOTAL
AYE 46
NO 2
NOT CAST 1
ABSENT 1

PY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 834/15-- 2:00 PM

JUNE 5, 1997

LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

-- Presiding

CULPEPPER
PERQUIMANS SCHOOL DISTRICT

HOUSE BILL 283
READING 3

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

EXCUSED 0

NOT CAST 1 LEE

ABSENT 0

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0284 FEB 19 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1072-LCX083(2.12)

Short Title: Banks/Alternative Minimum Tax.

(Public)

Sponsors: Representative Gamble.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE AN ALTERNATIVE MINIMUM TAX FOR
3 CORPORATIONS THAT REDUCE THEIR TAXABLE INCOME BY
4 DEDUCTING INTEREST EXPENSE ATTRIBUTABLE TO TAX-EXEMPT
5 INTEREST INCOME.
6 The General Assembly of North Carolina enacts:
7 Section 1. Division I of Article 4 of Chapter 105 of the General Statutes
8 is amended by adding a new section to read:
9 "§ 105-130.3B. Alternative minimum tax.
10 (a) Tax Imposed. -- A tax is imposed on every C Corporation doing business in
11 this State equal to the excess of the tentative minimum tax for the taxable year over
12 the income tax imposed by G.S. 105-130.3 for the taxable year. This tax is in
13 addition to the tax imposed by G.S. 105-130.3. This tax is due at the time prescribed
14 in G.S. 105-130.17 for filing corporation income tax returns.
15 (b) Tentative Minimum Tax. -- The tentative minimum tax is three and five-tenths
16 percent (3.5%) of the excess of the taxpayer's alternative minimum taxable income
17 over the exemption amount. The exemption amount is the applicable exemption
18 amount provided in section 55(d) of the Code. The alternative minimum taxable
19 income is the taxpayer's State net income for the taxable year plus the amount of
20 interest expense that was deducted in calculating State net income and is allocable to
21 interest income exempt from taxation under this Division. In the case of a financial
22 institution, the allocable amount of the interest expense is the amount for which
23 deduction would be disallowed pursuant to section 265(b) of the Code if the interest
24 were earned on a tax-exempt obligation as defined in section 265(b) of the Code."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0285 FEB 19 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA153-LK010(12.5)

Short Title: Highway Patrol-Troop E Planning Funds.

(Public)

Sponsors: Representatives McCombs and Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CRIME
3 CONTROL AND PUBLIC SAFETY FOR HIGHWAY PATROL TROOP E
4 HEADQUARTERS PLANNING FUNDS.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to Department
7 of Crime Control and Public Safety the sum of fifty thousand dollars (\$50,000) for the
8 1997-98 fiscal year for planning a new headquarters building in Rowan County for
9 Highway Patrol Troop E.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1086-LMX024A(2.12)

H.B. FILED
0286 FEB 1997
HOUSE PRINCIPAL CLERK

D

Short Title: Dortches/Rocky Mount Boundaries.

(Local)

Sponsors: Representative Arnold.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE
3 CORPORATE LIMITS OF THE TOWN OF DORTCHES AND TO ADD THE
4 PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF ROCKY
5 MOUNT.

6 The General Assembly of North Carolina enacts:

7 Section 1. The following described property is removed from the
8 corporate limits of the Town of Dortches and is added to the corporate limits of the
9 City of Rocky Mount:

10

11

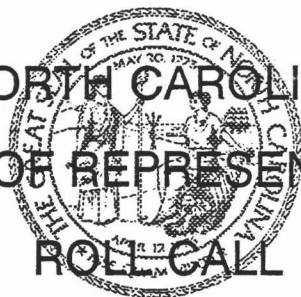
THARRINGTON TRACT

12 Beginning at a point in the center line of Halifax Road (N.C.S.R. 1527)
13 675 feet northerly from the intersection of the center line of Halifax Road with the
14 center line of Hunters Hill Road (N.C.S.R. 1604) corner of the property of W.M.
15 Daniels in Tract No. 7 of the John Eason Farm shown on map of survey hereinafter
16 referred to; thence N. 9° 59' E. along said center line 102.40 feet to a point, a corner
17 of said Tract 7; thence S. 80° 01' E. 339.40 feet to an iron, a corner between said
18 Tract 7 and the Property of Morris J. Hurt; thence N. 9° 59' E. 185.08 feet to an iron,
19 common corner between the Property of Morris J. Hurt, Guy Bunn and said Tract 7;
20 thence S. 77° 30' E. 69.57 feet to an iron, a corner; thence N. 52° 50' E. 75 feet to an
21 iron; thence N. 58° 30' E. 173 feet to an iron; thence N. 38° 30' E. 63 feet to an iron;
22 thence N. 16° 00' E. 407 feet to an iron, a corner between Tract 7 and the land of
23 Guy Bunn; thence S. 82° 16' E. 782 feet to an iron axle found in the line of Guy
24 Bunn, a corner; thence S. 7° 40' W. 1328.50 feet to an iron, a corner with Guy Bunn
25 property; thence N. 82° 20' W. 115.5 feet to a point, a corner with the Guy Bunn

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



12c

3/20/97

1:53 PM

IN CHAIR: SPEAKER

158

LEGISLATIVE DAY 30

H286 HCS

READING 2

ARNOLD

DORTCHES/ROCKY MT. BOUNDARIES

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 6

BROWN	MERCER	SHERRILL	THOMPSON
MCALLISTER	NEELY		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BERRY	CRAWFORD	IVES
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H286 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

3/24/97

7:39 PM

IN CHAIR: SPEAKER

166
LEGISLATIVE DAY 31
H286 HCS
READING 3
ARNOLD

DORTCHES/ROCKY MOUNT BOUNDARIES

AYES - ¹¹²~~111~~ *Weeks*

ADAMS
ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
DAUGHTRY

DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NICHOLS
NYE
OLDHAM
OWENS
PRESTON
RAMSEY

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

ALLRED *SW*

NOES - 0

EXCUSED ABSENCE - 2

CUNNINGHAM

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - ⁷~~6~~ *Weeks*

SPEAKER
~~ALLRED~~ *Weeks*

BRAWLEY
DICKSON

HARDAWAY
IVES

NESBITT

H286 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0287 FEB 19 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA151-LG033(2.12)

Short Title: Auto Racing Hall of Fame Funds.

(Public)

Sponsors: Representative Brawley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR PROMOTING AND PRESERVING
3 THE RICH HERITAGE OF AUTO RACING IN NORTH CAROLINA.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Mooresville-South Iredell Chamber of Commerce the sum of fifty thousand dollars
7 (\$50,000) for the 1997-98 fiscal year to be used by the North Carolina Auto Racing
8 Hall of Fame for promoting and preserving North Carolina's rich heritage of motor
9 sports by educating the State's citizens about the sport through an electronic library
10 equipped with animated displays.
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0288 FEB 19 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7059-LM027A(2.4)

Short Title: Greensboro Housing Code.

(Local)

Sponsors: Representative Adams.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ALLOW SERVICE OF COMPLAINTS BY PUBLICATION AND
3 SERVICE OF NOTICES AND ORDERS BY REGULAR MAIL IN HOUSING
4 CODE CASES IN THE CITY OF GREENSBORO.

5 The General Assembly of North Carolina enacts:

6 Section 1. Section 1 of Chapter 578 of the 1993 Session Laws reads as
7 rewritten:

8 "Section 1. ~~Complaints or orders~~ A complaint issued by a public officer pursuant
9 to Parts 5 or 6 of Article 19 of Chapter 160A of the General Statutes shall be served
10 upon persons either personally or by registered or certified mail. ~~mail, and, in~~
11 ~~conjunction therewith, may be served by regular mail. When the manner of service is~~
12 ~~by regular mail in conjunction with registered or certified mail, and the registered or~~
13 ~~certified mail is returned, but the regular mail is not returned by the post office~~
14 ~~within 10 days after mailing, service shall be deemed sufficient. The person mailing~~
15 ~~such complaint or order by regular mail shall certify that fact and the date thereof,~~
16 ~~and such certificate shall be deemed conclusive in the absence of fraud. A person~~
17 who cannot with due diligence be served by personal delivery or registered or
18 certified mail may be served by publication in the manner provided for service of
19 process in G.S. 1A-1, Rule 4(j1) of the North Carolina Rules of Civil Procedure. All
20 notices and orders subsequent to the complaint may be served in accordance with
21 G.S. 1A-1, Rule 5(b) of the North Carolina Rules of Civil Procedure."

22 Section 2. This act applies to the City of Greensboro only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0289

FEB 19 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA154*-LH(2.19)

Short Title: Museum of Natural Sciences Exhibit Funds.

(Public)

Sponsors: Representative Gray.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR EXHIBITS FOR THE NEW NORTH
3 CAROLINA STATE MUSEUM OF NATURAL SCIENCES.

4 Whereas, the construction of the new State Museum of Natural Sciences
5 has already begun and will be completed in July of 1998; and

6 Whereas, the design development phase of the exhibits is already
7 complete; and

8 Whereas, in order to open the Museum on time in June of 1999, funding
9 for major exhibits including dioramas of mountain and beach habitats must be
10 available and contracts for construction of exhibits must be signed before September
11 of 1997; and

12 Whereas, the Museum is raising \$8,000,000 for exhibits from other
13 sources across North Carolina, and these contributions are being paid over several
14 years, and all of these funds are not yet available; and

15 Whereas, opening the new Museum will quadruple the space available in
16 the present Museum and will triple the number of school children who can be
17 accommodated in the Museum; Now, therefore,
18 The General Assembly of North Carolina enacts:

19 Section 1. There is appropriated from the General Fund to the
20 Department of Environment, Health, and Natural Resources the sum of seven million
21 one hundred thousand dollars (\$7,100,000) for the 1997-98 fiscal year for design,
22 upfit, purchase, and construction of exhibits for the State Museum of Natural
23 Sciences.

24 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1039-LT008A(12.13)

H.B. FILED
0290 FEB 1997
HOUSE PRINCIPAL CLERK

Short Title: Electronic Commerce Commission.

(Public)

Sponsors: Representative Shubert.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON
3 ELECTRONIC COMMERCE.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 120 of the General Statutes is amended by adding a
6 new Article to read:
7 "ARTICLE 25.
8 "The Legislative Study Commission on
9 Electronic Commerce.
10 "§ 120-213. Creation and purpose of the Legislative Study Commission on Electronic
11 Commerce.
12 The Legislative Study Commission on Electronic Commerce is established. The
13 commission shall determine the best means of developing electronic commerce in the
14 State.
15 "§ 120-214. Commission duties; reports.
16 (a) The Legislative Study Commission on Electronic Commerce shall examine the
17 development of electronic commerce in the State and evaluate the feasibility and
18 desirability of authorizing the use of digital signatures and establishing strict sanctions
19 and penalties regarding computer-related crimes as a means to facilitate the
20 development of electronic commerce. In its study, the commission shall:
21 (1) Review digital legislation, policies, and procedures of other states.
22 (2) Evaluate the current technological infrastructure of State
23 government and information systems use and needs in State
24 government and determine potential demands for additional

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH8030-LN001A(2,11)

FILED
0291 FEB 19 97
HOUSE PRINCIPAL CLERK

Short Title: Autopsy/Family Notice.

(Public)

Sponsors: Representative Starnes.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT REQUIRING NOTIFICATION OF NEXT OF KIN BEFORE AN
3 AUTOPSY MAY BE PERFORMED.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 130A-389(a) reads as rewritten:
6 "(a) ~~If, in the opinion of the medical examiner investigating the case or of the~~
7 ~~Chief Medical Examiner, it is advisable and in the public interest that an autopsy or~~
8 ~~other study be made; or, if an autopsy or other study is requested by the district~~
9 ~~attorney of the county or by any superior court judge, an autopsy or other study shall~~
10 ~~be made by the Chief Medical Examiner or by a competent pathologist designated by~~
11 ~~the Chief Medical Examiner.~~
12 An autopsy or other study shall be made by the Chief Medical Examiner if:
13 (1) An autopsy or other study is requested by the district attorney of
14 the county or by any superior court judge; or
15 (2) In the opinion of the medical examiner investigating the case or of
16 the Chief Medical Examiner it is advisable and in the public
17 interest that an autopsy or study be made. Except when the Chief
18 Medical Examiner determines that notice and opportunity to object
19 would be contrary to the public interest, an autopsy or other study
20 shall not be conducted pursuant to this subdivision until the next
21 of kin of the deceased have been given notice and opportunity to
22 object to the autopsy or study. If within five days of the death of
23 the deceased:
24 a. The next of kin object to the autopsy or study, then the
25 autopsy or study shall not be made unless the Chief Medical

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

0292

FEB 19 97

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2072-LM049B(2.13)

Short Title: Town Managers/Dual Office Holding.

(Public)

Sponsors: Representatives Hill and Redwine (Cosponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW TOWN MANAGERS OF SMALL TOWNS TO HOLD
3 CONCURRENTLY APPOINTIVE AND ELECTIVE OFFICES UNDER
4 CERTAIN CIRCUMSTANCES.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 160A-147 reads as rewritten:

7 "**§ 160A-147. Appointment of city manager; dual office holding.**

8 (a) In cities whose charters provide for the council-manager form of government,
9 the council shall appoint a city manager to serve at its pleasure. The manager shall be
10 appointed solely on the basis of ~~his~~ the manager's executive and administrative
11 qualifications. ~~He~~ The manager need not be a resident of the city or State at the time
12 of ~~his~~ appointment. The office of city manager is hereby declared to be an office that
13 may be held concurrently with other appointive (but not elective) offices pursuant to
14 Article VI, Sec. 9, of the Constitution.

15 (b) Notwithstanding the provisions of subsection (a), a city manager may serve on
16 a county board of education ~~which~~ that is elected on a non-partisan basis if the
17 following criteria are met:

- 18 (1) The population of the city by which the city manager is employed
19 does not exceed 10,000;
20 (2) The city is located in two counties; and
21 (3) The population of the county in which the city manager resides
22 does not exceed 40,000.

23 (c) Notwithstanding the provisions of subsection (a), a city manager may hold
24 elective office if the following criteria are met:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0293 FEB 20 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7058-LB089(2.14)

Short Title: Parkwood Annexations.

(Local)

Sponsors: Representative Mosley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE A SUPERMAJORITY OF THE DURHAM CITY
3 COUNCIL TO APPROVE A SPECIFIC ANNEXATION IF A SUFFICIENT
4 PROTEST PETITION IS SUBMITTED.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 160A-49 is amended by adding a new subsection to read:
7 "(1) Protest Petition. --
8 (1) Protest authorized. -- Upon submission of a protest petition signed
9 by twenty percent (20%) or more of the landowners affected by a
10 proposed annexation, the annexation ordinance shall not become
11 effective except by favorable vote of three-fourths vote of the city
12 council.
13 (2) Procedure. -- No protest against any proposed annexation
14 ordinance shall be valid unless it be in the form of a written
15 petition actually bearing the signatures of the requisite number of
16 property owners and stating that the signers do protest the
17 proposed annexation and unless it shall have been received by the
18 city clerk in sufficient time to allow the city at least two normal
19 workdays, excluding Saturdays, Sundays, and legal holidays, before
20 the date established for a public hearing on the annexation
21 ordinance to determine the sufficiency and accuracy of the
22 petition. The city council may by ordinance require that all
23 protest petitions be on a form prescribed and furnished by the city,
24 and such form may prescribe any reasonable information deemed

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0294 FEB 20 97

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1078-LB089A(2.14)

Short Title: Parkwood Annexation Referenda.

(Local)

Sponsors: Representative Mosley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR REFERENDA ON ANNEXATION IN PARKWOOD
IN DURHAM COUNTY IF REQUESTED BY RESIDENTS OF THE AREA TO
BE ANNEXED.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-49(e) reads as rewritten:

"(e) Passage of the Annexation Ordinance. -- The municipal governing board shall take into consideration facts presented at the public hearing and shall have authority to amend the report required by G.S. 160A-47 to make changes in the plans for serving the area proposed to be annexed so long as such changes meet the requirements of G.S. 160A-47, provided that if the annexation report is amended to show additional subsections of G.S. 160A-48(c) or (d) under which the annexation qualifies that were not listed in the original report, the city must hold an additional public hearing on the annexation not less than 30 nor more than 90 days after the date the report is amended, and notice of such new hearing shall be given at the first public hearing. At any regular or special meeting held no sooner than the tenth day following the public hearing and not later than 90 days following such public hearing, the governing board shall have authority to adopt an ordinance extending the corporate limits of the municipality to include all, or such part, of the area described in the notice of public hearing which meets the requirements of G.S. 160A-48 and which the governing board has concluded should be ~~annexed~~; annexed, provided if no later than adjournment of the public hearing, a petition, signed by twenty-five percent (25%) of the registered voters who are freeholders in the area proposed to be annexed, is received by the city, opposing the annexation, then the annexation ordinance shall become effective only if approved by the voters of the area to be

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0295 FEB 20 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8031*-LC097(2.18)

Short Title: No Tax on Intangible Property.

(Public)

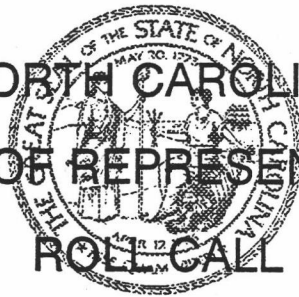
Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT INTANGIBLE PERSONAL PROPERTY FROM
3 PROPERTY TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-275(31) reads as rewritten:
6 "(31) ~~Money, whether on hand or on deposit at a bank, a credit union, a~~
7 ~~savings and loan association, or an insurance company. Intangible~~
8 ~~personal property.~~"
9 Section 2. G.S. 105-275(31a), (31b), (31c), and (31d) are repealed.
10 Section 3. G.S. 105-276 reads as rewritten:
11 "**§ 105-276. Taxation Exemption of intangible personal property.**
12 Intangible personal property ~~that is not~~ is excluded from taxation under G.S. 105-
13 275 ~~is and is not, therefore,~~ subject to this Subchapter."
14 Section 4. G.S. 105-282.1(a)(2) reads as rewritten:
15 "(2) Owners of the special classes of property excluded from taxation
16 under G.S. 105-275(5), (15), (16), (26), (31), ~~(31a), (31b), (31c),~~
17 ~~(31d),~~ (32a), (33), (34), or (40), or exempted under G.S. 105-278.2
18 are not required to file applications for the exclusion or exemption
19 of that property."
20 Section 5. G.S. 105-285(b) reads as rewritten:
21 "(b) Personal Property; General Rule. -- Except as otherwise provided in this
22 Chapter, the value, ownership, and place of taxation of personal ~~property, both~~
23 ~~tangible and intangible,~~ property shall be determined annually as of January 1."
24 Section 6. G.S. 105-294(b)(3) reads as rewritten:

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

RC

3/17/97

7:36 PM

IN CHAIR: SPEAKER

134
LEGISLATIVE DAY 27
H295 HCS
READING 2
CANSLER

NO TAX ON INTANGIBLE PROPERTY

AYES - 115

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

NOES - 0

EXCUSED ABSENCE - 2

EASTERLING NICHOLS

EXCUSED VOTE - 1

NEELY

NOT VOTING - 2

ARNOLD EARLE

H295 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

3/18/97

2:27 PM

IN CHAIR: SPEAKER

139
LEGISLATIVE DAY 28
H295 HCS
READING 3
CANSLER

NO TAX ON INTANGIBLE PROPERTY

AYES - 113

SPEAKER
ADAMS
ALDRIDGE
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY

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

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

NOES - 0

EXCUSED ABSENCE - 4

ALEXANDER

BONNER

CULP

GRAY

EXCUSED VOTE - 1

NEELY

NOT VOTING - 2

ELLIS

HOLMES

H295 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 187/3-- 7:46 PM APRIL 7, 1997 LEGISLATIVE DAY 39

LT. GOVERNOR WICKER

-- Presiding

CANSLER
NO TAX ON INTANGIBLE PROPERTY
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 295
READING 2

AYE	48	ALBERTSON	EAST	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEDBETTER	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BASNIGHT	GARWOOD	LUCAS	RUCHO
		BLUST	GULLEY	MARTIN R.	SHAW L.
		CARPENTER	HARTSELL	MARTIN W.	SHAW R.
		CARRINGTON	HORTON	MCDANIEL	SOLES
		CLARK	HOYLE	MILLER	WARREN
		COCHRANE	JENKINS	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WEINSTEIN
		DALTON	KERR	PERDUE	WELLONS
		DANNELLY	KINCAID	PHILLIPS	WINNER
NO	0				

EXCUSED	0	
NOT CAST	1	CONDER
ABSENT	1	BALLANCE
PAIRS	0	
AYE		
NO		



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 196/3-- 2:53 PM

APRIL 8, 1997

LEGISLATIVE DAY 40

LT. GOVERNOR WICKER

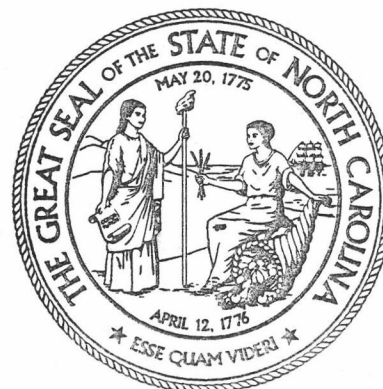
-- Presiding

CANSLER
NO TAX ON INTANGIBLE PROPERTY
SENATE COM SUB/3RD EDITION

HOUSE BILL 295
READING 3

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

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



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

285
LEGISLATIVE DAY 44
H295 SCS

EV
4/14/97
7:15 PM
IN CHAIR: SPEAKER

CANSLER

NO TAX ON INTANGIBLE PROPERTY
MOTION #11 - to concur in Sen. Comm. Sub.

AYES - 113

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

NOES - 0

EXCUSED ABSENCE - 6

FITCH	NESBITT	ROGERS	SUTTON
HIGHTOWER	REDWINE		

EXCUSED VOTE - 0

NOT VOTING - 1

NEELY

H295 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

H.B. FILED
0296 FEB 20 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH4025*-LB051(1.30)

Short Title: Mecklenburg School Election Changes.

(Local)

Sponsors: Representative Gulley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES IN THE MANNER OF ELECTION OF THE
3 CHARLOTTE-MECKLENBURG BOARD OF EDUCATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 2(a) of Chapter 167 of the 1993 Session Laws reads as
6 rewritten:
7 "(a) In 1995 ~~and quadrennially thereafter~~, three members of the Charlotte-
8 Mecklenburg Board of Education shall be elected for four-year terms by all the
9 qualified voters of Mecklenburg County. In 1997 two members of the Charlotte-
10 Mecklenburg Board of Education shall be elected for two-year terms by all the
11 qualified voters of Mecklenburg County. In 1999 and biennially thereafter, five
12 members of the Charlotte-Mecklenburg Board of Education shall be elected for two-
13 year terms by all the qualified voters of Mecklenburg County."
14 Section 2. Section 2(c) of Chapter 167 of the 1993 Session Laws reads as
15 rewritten:
16 "(c) In 1995, one member of the Charlotte-Mecklenburg Board of Education shall
17 be elected from each district for a two-year term by all the qualified voters of the
18 district. In 1997 and ~~quadrennially~~ biennially thereafter, one member of the
19 Charlotte-Mecklenburg Board of Education shall be elected from each district for a
20 ~~four-year~~ two-year term by all the qualified voters of the district."
21 Section 3. Section 1 of Chapter 167 of the 1993 Session Laws reads as
22 rewritten:
23 "Section 1. (a) The Charlotte-Mecklenburg Board of Education shall be elected on
24 a nonpartisan ~~plurality~~ primary basis on the Tuesday after the first Monday in
25 November in odd-numbered years, with the results determined as provided by G.S.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 296

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

H296-ALB-1

Date APR 8 1997, 1997

Comm. Sub. ☐
Amends Title ☐

Rep. Saunders -

- 1 moves to amend the bill on page 1, lines 9 through 11,
2 by deleting the words "In 1997 two members of the Charlotte-
3 Mecklenburg Board of Education shall be elected for two-year terms
4 by all the qualified voters of Mecklenburg County."
5
6 further moves to amend the bill on page 1, line 11, by deleting
7 "five", and substituting "three".

SIGNED *Rep. Saunders*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

APR 8 1997

TABLED _____

55-57 ev

DMuhs

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/08/97

2:40 PM

IN CHAIR: SPEAKER

243
LEGISLATIVE DAY 40
H296

READING 2

GULLEY

AMEND #1 - ~~REP. SAUNDERS~~
MECKLENBURG SCHOOL ELECTION CHANGES

AYES - 55

ADAMS	EASTERLING	LUEBKE	SAUNDERS
ALEXANDER	FITCH	MCALLISTER	SEXTON
BADDOUR	FOX	MCCRARY	SMITH
BEALL	GAMBLE	MERCER	SUTTON
BLUE	GOODWIN	MICHAUX	TOLSON
BONNER	HACKNEY	MOORE	WAINWRIGHT
BOYD-MCINTYRE	HARDAWAY	MOSLEY	WARNER
BRASWELL	HIGHTOWER	NESBITT	WARWICK
CHURCH	HUNTER, H.	NYE	WATSON
COLE	HUNTER, R.	OLDHAM	WILKINS
CULPEPPER	HURLEY	OWENS	WOMBLE
CUNNINGHAM	INSKO	RAMSEY	WRIGHT
DEDMON	JEFFUS	REDWINE	YONGUE
EARLE	KINNEY	ROGERS	

NOES - 57

ALDRIDGE	CULP	HIATT	NEELY
ALLRED	DAUGHTRY	HILL	NICHOLS
ARNOLD	DAVIS	HOLMES	PRESTON
BAKER	DECKER	HOWARD	RAYFIELD
BERRY	DICKSON	JUSTUS	REYNOLDS
BLACK	DOCKHAM	KISER	SHERRILL
BOWIE	EDDINS	MCCOMAS	SHUBERT
BRAWLEY	ELLIS	MCCOMBS	STARNES
BROWN	ESPOSITO	MCMAHAN	TALLENT
BUCHANAN	GARDNER	MILLER	THOMPSON
CANSLER	GRAY	MINER	WEATHERLY
CAPPS	GULLEY	MITCHELL	WILSON, C.
CARPENTER	HALL	MORGAN	WILSON, G.
CLARY	HARDY	MORRIS	WOOD
CREECH			

EXCUSED ABSENCE - 3

BARBEE	CRAWFORD	HENSLEY
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EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	IVES	JARRELL	RUSSELL
GRADY			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/08/97

2:52 PM

IN CHAIR: SPEAKER

. # 244
LEGISLATIVE DAY 40
H296
READING 2
GULLEY

MECKLENBURG SCHOOL ELECTION CHANGES

AYES - 63

SPEAKER
ALDRIDGE
ALLRED
BAKER
BERRY
BLACK
BOWIE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CREECH
CULP

DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDY

HIATT
HILL
HOLMES
HOWARD
HURLEY
IVES
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS

NEELY
RAYFIELD
REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

NOES - 53

ADAMS
ALEXANDER
ARNOLD
BADDOUR
BEALL
BLUE
BONNER
BOYD-MCINTYRE
BRASWELL
CHURCH
COLE
CULPEPPER
CUNNINGHAM
DEDMON

EARLE
EASTERLING
FITCH
FOX
HACKNEY
HARDAWAY
HIGHTOWER
HUNTER, H.
HUNTER, R.
INSKO
JARRELL
JEFFUS
KINNEY

LUEBKE
MCALLISTER
MCCRARY
MERCER
MICHAUX
MILLER
MOSLEY
NESBITT
NICHOLS
NYE
OLDHAM
OWENS
RAMSEY

REDWINE
ROGERS
SAUNDERS
SMITH
SUTTON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WILKINS
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 3

BARBEE

CRAWFORD

HENSLEY

EXCUSED VOTE - 0

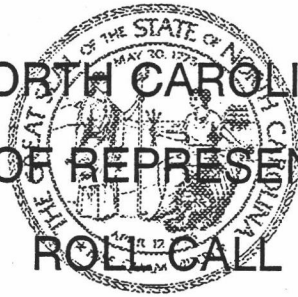
NOT VOTING - 1

PRESTON

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

4/09/97

2:27 PM

IN CHAIR: SPEAKER

H. # 265
LEGISLATIVE DAY 41
H296
READING 3
GULLEY

MECKLENBURG SCHOOL ELECTION CHANGES

AYES - 57

SPEAKER
ALDRIDGE
ALLRED
BAKER
BLACK
BOWIE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CREECH
CULP

DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
GARDNER
GRADY
GRAY
GULLEY
HALL
HARDY
HIATT
HILL

HOLMES
HOWARD
JUSTUS
KISER
MCCOMBS
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
PRESTON
RAYFIELD

REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WARNER
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

NOES - 55

ADAMS
ALEXANDER
ARNOLD
BADDOUR
BEALL
BONNER
BOYD-MCINTYRE
BRASWELL
CHURCH
COLE
CULPEPPER
CUNNINGHAM
DEDMON
EARLE

EASTERLING
ELLIS
FITCH
FOX
GAMBLE
GOODWIN
HACKNEY
HARDAWAY
HENSLEY
HUNTER, R.
HURLEY
INSKO
JARRELL
JEFFUS

KINNEY
LUEBKE
MCALLISTER
MCCOMAS
MCCRARY
MERCER
MICHAX
MILLER
MOSLEY
NESBITT
NICHOLS
NYE
OLDHAM
OWENS

RAMSEY
REDWINE
ROGERS
SAUNDERS
SMITH
SUTTON
TOLSON
WAINWRIGHT
WARWICK
WILKINS
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 6

BARBEE
BERRY

BLUE
CRAWFORD
ESPOSITO

IVES

EXCUSED VOTE - 0

HIGHTOWER

NOT VOTING - 2
HUNTER, H.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0297 FEB 20 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7049-LK005B(12.4)

Short Title: State Lottery for Public Works.

(Public)

Sponsors: Representatives Owens, Berry, H. Hunter, and Nichols.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH A STATE LOTTERY TO PROVIDE FUNDS FOR
3 INFRASTRUCTURE IMPROVEMENTS.

4 The General Assembly of North Carolina enacts:

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

7 "Chapter 143C.

8 "North Carolina State Lottery.

9 "ARTICLE 1.

10 "General Provisions and Definitions.

11 "§ 143C-101. Citation.

12 This Chapter shall be known and may be cited as the North Carolina State Lottery
13 Act.

14 "§ 143C-102. Purpose and intent.

15 The General Assembly declares that the purpose and intent of this Chapter is to
16 provide additional monies to benefit the public purposes described in this Chapter
17 through the implementation of a State-operated lottery without the imposition of
18 additional or increased taxes. The lottery shall be initiated at the earliest practical
19 time and it shall be operated to maximize new revenue to the State. That new
20 revenue shall be raised in a manner consistent with the dignity of the State and the
21 general welfare of the people, and in a manner consistent with effective business
22 practices.

23 "§ 143C-103. Laws not affected.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0298

FEB 20 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7068-LR021(2.4)

Short Title: Columbus Airport Auth. Membership.

(Local)

Sponsors: Representative Hill.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT INCREASING FROM FIVE TO SEVEN THE MEMBERSHIP OF THE
3 COLUMBUS COUNTY AIRPORT AUTHORITY.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 2 of Chapter 134 of the 1995 Session Laws reads as
6 rewritten:
7 "Sec. 2. The Airport Authority shall consist of ~~five~~ seven members who shall be
8 appointed to staggered terms of four years by the Columbus County Board of
9 Commissioners. All of the members shall be residents of Columbus County. Of the
10 initial ~~five~~ seven members, two shall be appointed to a term of ~~four~~ five years and
11 ~~three~~ four shall be appointed to a term of two years. Thereafter all terms shall be for
12 four years. Each member shall take and subscribe before the Clerk of the Superior
13 Court of Columbus County an oath of office and file the same with the Columbus
14 County Board of Commissioners. Upon the occurrence of any vacancy on the
15 Airport Authority, the vacancy shall be filled within 60 days after the vacancy occurs
16 at a regular meeting of the Board of County Commissioners. Membership on the
17 Columbus County Board of Commissioners and on the Airport Authority shall not
18 constitute double office holding within the meaning of Article VI, §9 of the
19 Constitution of North Carolina."
20 Section 2. This act is effective when it becomes law.

H.B. FILE
0299 FEB 2
HOUSE PRINCIPAL CLERK
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH6066-LKX063(2.11)

Short Title: Vietnam Veterans Plates.

(Public)

Sponsors: Representative Sexton.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO
3 DEVELOP SPECIAL MOTOR VEHICLE REGISTRATION PLATES FOR
4 VIETNAM ERA VETERANS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 20-79.4(b) is amended by adding a new subdivision to
7 read:
8 "(28a) Vietnam Era Veteran. -- Issuable to a veteran of the armed forces
9 of the United States who served during the Vietnam era and who
10 is a registered owner of a motor vehicle. The Division may not
11 issue the plate authorized by this subdivision unless it receives at
12 least 300 applications for the plate."
13 Section 2. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

NO. # 333
LEGISLATIVE DAY 48
H299 HCS #2
READING 2
SEXTON

RC
4/22/97
2:26 PM
IN CHAIR: SPEAKER

VIETNAM VETERANS PLATES

AYES - 112

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

NOES - 5

CREECH	HENSLEY	INSKO	MCALLISTER
FITCH			

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HOLMES	WILSON, C.
---------	--------	------------

H299 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



RC

4/23/97

3:27 PM

IN CHAIR: SPEAKER

343
LEGISLATIVE DAY 49
H299 HCS
READING 3
SEXTON

VIETNAM VETERANS PLATES

AYES - 112

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

NOES - 1

HENSLEY

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CREECH	NESBITT	THOMPSON
CRAWFORD	GRAY	SHERRILL	

H299 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 299

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

H299-ARB-7/3

Date 7/9, 1997

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

Senator Kerr

- 1 moves to amend the bill on page 1, lines 4 and 5, by rewriting the
2 lines to read:
3 "VIETNAM VETERANS.";
4
5 and on page 1, line 13 through page 2, line 30, by deleting those
6 lines;
7
8 and on page 2, line 31, by deleting "Section 4." and substituting
9 "Section 2.".

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 45-0

FAILED _____

TABLED _____

7/9/97 D. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1103/3--10:46 AM

JULY 9, 1997

LEGISLATIVE DAY 93

LT. GOVERNOR WICKER

-- Presiding

SEXTON
VIETNAM VETERANS PLATES
SENATE COMM. SUB./4TH EDITION

HOUSE BILL 299

AMEND 1

AYE	45	ALBERTSON	EAST	KINCAID	PLYLER
		BALLANCE	FORRESTER	KINNAIRD	RAND
		BALLANTINE	FOXX	LEDBETTER	REEVES
		BASNIGHT	GARWOOD	LEE	RUCHO
		BLUST	GULLEY	LUCAS	SHAW R.
		CARPENTER	HARTSELL	MARTIN R.	SOLES
		CLARK	HORTON	MCDANIEL	WARREN
		COCHRANE	HOYLE	MILLER	WEBSTER
		CONDER	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
		DANNELLY			

NO 0

EXCUSED 0

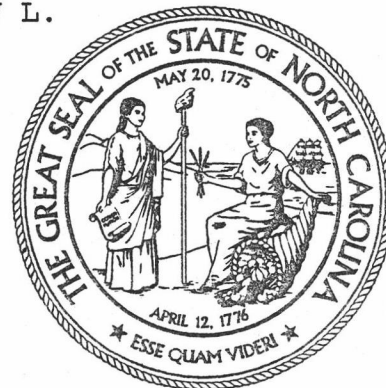
NOT CAST 3 ALLRAN MARTIN W. SHAW L.

ABSENT 2 CARRINGTON PAGE

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1104/4--10:47 AM

JULY 9, 1997

LEGISLATIVE DAY 93

LT. GOVERNOR WICKER

-- Presiding

SEXTON
VIETNAM VETERANS PLATES
SENATE COMM. SUB./4TH EDITION

HOUSE BILL 299
READING 2

AYE	45	ALBERTSON	EAST	KINCAID	PLYLER
		BALLANCE	FORRESTER	KINNAIRD	RAND
		BALLANTINE	FOXX	LEDBETTER	REEVES
		BASNIGHT	GARWOOD	LEE	RUCHO
		BLUST	GULLEY	LUCAS	SHAW R.
		CARPENTER	HARTSELL	MARTIN R.	SOLES
		CLARK	HORTON	MCDANIEL	WARREN
		COCHRANE	HOYLE	MILLER	WEBSTER
		CONDER	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 3 ALLRAN MARTIN W. SHAW L.

ABSENT 2 CARRINGTON PAGE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1117/2--10:25 AM

JULY 10, 1997

LEGISLATIVE DAY 94

LT. GOVERNOR WICKER

-- Presiding

SEXTON
VIETNAM VETERANS PLATES
SENATE COMM. SUB./4TH EDITION

HOUSE BILL 299
READING 3

AYE	48	ALBERTSON	DALTON	KINCAID	PHILLIPS
		ALLRAN	DANNELLY	KINNAIRD	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	RUCHO
		BLUST	GARWOOD	MARTIN R.	SHAW R.
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HORTON	MILLER	WEBSTER
		COCHRANE	HOYLE	ODOM	WEINSTEIN
		CONDER	JENKINS	PAGE	WELLONS
		COOPER	KERR	PERDUE	WINNER
NO	0				

EXCUSED 0

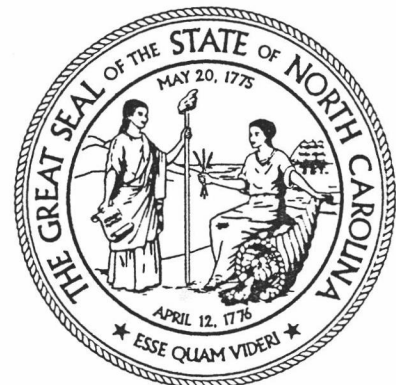
NOT CAST 1 SHAW L.

ABSENT 1 JORDAN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEN. # 1164
LEGISLATIVE DAY 97
9 SCS

EV
7/16/97
10:52 AM
IN CHAIR: SPEAKER

SEXTON

VIETNAM VETERANS PLATES
MOTION #11 - TO CONCUR IN SCS

AYES - 108

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

NOES - 2

CREECH HENSLEY

EXCUSED ABSENCE - 4

DAVIS HARDAWAY MOORE WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER BRASWELL PRESTON RAMSEY
BLACK MICHAUX

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0300 FEB 20 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH1084-LGQ034(2.12)

Short Title: Beaufort Historical Funds.

(Public)

Sponsors: Representative Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO REPAIR AND RESTORE SEVERAL
3 HISTORIC STRUCTURES AT THE BEAUFORT HISTORIC SITE.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Cultural Resources, Division of Archives and History, the sum of two
7 hundred forty-two thousand eight hundred twenty-eight dollars (\$242,828) for the
8 1997-98 fiscal year to be used by the Beaufort Historical Association, Inc., a nonprofit
9 corporation, to repair and restore several historic structures at the Beaufort Historic
10 Site including the Carteret County Jail, the Joseph Bell House, the Josiah Bell House,
11 and the Fuller House.
12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2078-LN017(1.14)

H.B. FILED
0301 FEB 20 97
HOUSE PRINCIPAL CLERK

Short Title: Child Support/Fed. Req.

(Public)

Sponsors: Representatives Gardner and Culpepper (Cosponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE GENERAL STATUTES PERTAINING TO CHILD
3 SUPPORT ENFORCEMENT IN ORDER TO ENHANCE CHILD SUPPORT
4 ENFORCEMENT AND PATERNITY ESTABLISHMENT IN CONFORMANCE
5 WITH FEDERAL WELFARE REFORM REQUIREMENTS.
6 The General Assembly of North Carolina enacts:
7 **PART 1. STATE DIRECTORY OF NEW HIRES.**
8 Section 1. Effective October 1, 1997, Article 1 of Chapter 96 of the
9 General Statutes is amended by adding the following new section to read:
10 **"§ 96-4.1. State Directory of New Hires established; employers required to report;**
11 **civil penalties for noncompliance; definitions.**
12 (a) Directory Established. -- There is established the State Directory of New Hires.
13 The Directory shall be developed and maintained by the Commission, in consultation
14 with the Department of Human Resources. The Directory shall be a central
15 repository for employment information to assist in the location of persons owing child
16 support. The Department of Human Resources shall have direct access to the
17 Directory.
18 (b) Employer Reporting. -- Every employer in this State shall report to the
19 Directory the following information:
20 (1) The hiring of any person who resides in this State to whom the
21 employer anticipates paying earnings, and
22 (2) The hiring or return to work of any employee who was laid off,
23 furloughed, separated, granted leave without pay, or terminated
24 from employment.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 943
LEGISLATIVE DAY 81
1 HCS # 2
ENDING 2
GARDNER

EV
6/18/97
10:48 AM
IN CHAIR: SPEAKER

CHILD SUPPORT/ FEDERAL REQUIREMENTS

AYES - 112

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

NOES - 0

EXCUSED ABSENCE - 5

CREECH
MERCER

NESBITT

SUTTON

TOLSON

EXCUSED VOTE - 0

NOT VOTING - 3

DAUGHTRY

FITCH

RUSSELL

H301 HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 301

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

H301-ALN-825

Date 8/12, 1997

Comm. Sub. [yes] PCS2378
Amends Title []

Senator Ballance

- 1 moves to amend the bill on page 43, lines 34-35,
2 by inserting between the lines the following:
3 "Section 11. The Attorney General shall explore the
4 feasibility of filing suit against the United States Government to
5 challenge its authority to require states to conform with one or
6 more of the provisions of Part D of SubChapter IV of the Personal
7 Responsibility and Work Opportunity Reconciliation Act of 1996, P.L.
8 104-193. The Attorney General shall report its findings and
9 recommendations to the 1997 General Assembly, Regular Session 1998,
10 upon its convening."; and
11
12 further moves to amend the bill on page 43,
13 by renumbering the remaining sections of Part 11 accordingly.
14

SIGNED Robert Ballance
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 47-1

FAILED _____

TABLED _____

J. Pruitt 8/12/97

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1336/5--11:24 AM

AUGUST 12, 1997

LEGISLATIVE DAY 112

LT. GOVERNOR WICKER

-- Presiding

GARDNER
CHILD SUPPORT/FEDERAL REQUIREMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 301

AMEND 1

AYE	47	ALBERTSON	EAST	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	REEVES
		BALLANCE	FOXX	MARTIN R.	RUCHO
		BALLANTINE	GARWOOD	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		CARPENTER	HOYLE	MOORE	WARREN
		CARRINGTON	JENKINS	ODOM	WEBSTER
		COCHRANE	JORDAN	PAGE	WEINSTEIN
		COOPER	KERR	PERDUE	WELLONS
		DALTON	KINNAIRD	PHILLIPS	WINNER
		DANNELLY	LEDBETTER	PURCELL	
NO	1	CLARK			

EXCUSED 0

NOT CAST 1 PLYLER

ABSENT 1 GULLEY

PAIRS 0

AYE

NO

FINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1343/12--12:08 PM AUGUST 12, 1997 LEGISLATIVE DAY 112

LT. GOVERNOR WICKER

-- Presiding

GARDNER
CHILD SUPPORT/FEDERAL REQUIREMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 301

AMEND 1

AYE	47	ALBERTSON	EAST	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	REEVES
		BALLANCE	FOXX	MARTIN R.	RUCHO
		BALLANTINE	GARWOOD	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		CARPENTER	HOYLE	MOORE	WARREN
		CARRINGTON	JENKINS	ODOM	WEBSTER
		COCHRANE	JORDAN	PAGE	WEINSTEIN
		COOPER	KERR	PERDUE	WELLONS
		DALTON	KINNAIRD	PHILLIPS	WINNER
		DANNELLY	LEDBETTER	PURCELL	
NO	1	CLARK			

EXCUSED 0

NOT CAST 0

ABSENT 2 GULLEY

PLYLER

PAIRS 0

AYE

NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1343/12--12:08 PM AUGUST 12, 1997 LEGISLATIVE DAY 112

LT. GOVERNOR WICKER

-- Presiding

GARDNER
CHILD SUPPORT/FEDERAL REQUIREMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 301

AMEND 1

RECORDED

ABSENT 1 PLYLER

ADJUSTED TOTAL

AYE 47

NO 1

NOT CAST 0

ABSENT 2

(Y)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. ~~301~~

H. B. No. 301

DATE 8/12/97

S. B. No. _____

Amendment No. 2

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE X

Rep.) Kerr

Sen.) _____

1 moves to amend the bill on page 44, line 12

2 () WHICH CHANGES THE TITLE

3 by rewriting line 12 to read as follows:

4 "effective October 1, 1997 and expires

5 on June 30, 1998."

6 _____

7 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED J. Kerr

ADOPTED ✓ 33-15 FAILED _____ TABLED _____

J. Pruitt 8/12/97

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1337/6--11:32 AM

AUGUST 12, 1997

LEGISLATIVE DAY 112

LT. GOVERNOR WICKER

-- Presiding

GARDNER
CHILD SUPPORT/FEDERAL REQUIREMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 301

AMEND 2

AYE	33	ALBERTSON ALLRAN BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE	EAST FORRESTER FOXX GARWOOD HORTON HOYLE JENKINS JORDAN	KERR KINNAIRD LEDBETTER MARTIN R. MCDANIEL MILLER MOORE PAGE	PERDUE PURCELL RUCHO SHAW L. SHAW R. SOLES WEBSTER WELLONS
NO	15	BALLANCE COOPER DALTON DANNELLY	HARTSELL LEE LUCAS MARTIN W.	ODOM PHILLIPS RAND REEVES	WARREN WEINSTEIN WINNER

EXCUSED 0

NOT CAST 0

ABSENT 2 GULLEY

PLYLER

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1338/7--11:34 AM

AUGUST 12, 1997

LEGISLATIVE DAY 112

LT. GOVERNOR WICKER

-- Presiding

GARDNER
CHILD SUPPORT/FEDERAL REQUIREMENTS
SENATE COM SUB/4TH EDITION

HOUSE BILL 301
READING 2

AYE	29	ALBERTSON BALLANCE BASNIGHT CARPENTER COOPER DALTON DANNELLY HARTSELL	HOYLE JENKINS KERR KINNAIRD LEE LUCAS MARTIN R.	MARTIN W. MILLER PAGE PERDUE PHILLIPS PURCELL RAND	REEVES SHAW L. SOLES WARREN WEINSTEIN WELLONS WINNER
NO	19	ALLRAN BALLANTINE BLUST CARRINGTON CLARK	COCHRANE EAST FORRESTER FOXX GARWOOD	HORTON JORDAN LEDBETTER MCDANIEL MOORE	ODOM RUCHO SHAW R. WEBSTER

EXCUSED 0

NOT CAST 0

ABSENT 2 GULLEY

PLYLER

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 1425
LEGISLATIVE DAY 116
11 SCS

EV
8/19/97
10:48 AM
IN CHAIR: SPEAKER

GARDNER

CHILD SUPPORT/ FEDERAL REQUIREMENTS
MOTION #11 - TO CONCUR IN SCS

AYES - 111

ADAMS	CULPEPPER	HUNTER, H.	OWENS
ALDRIDGE	CUNNINGHAM	HUNTER, R.	PRESTON
ALEXANDER	DAUGHTRY	HURLEY	RAMSEY
ALLRED	DECKER	INSKO	RAYFIELD
ARNOLD	DEDMON	IVES	REDWINE
BADDOUR	DICKSON	JARRELL	REYNOLDS
BAKER	EARLE	JEFFUS	RUSSELL
BARBEE	EASTERLING	JUSTUS	SAUNDERS
BEALL	EDDINS	KINNEY	SEXTON
BERRY	ELLIS	KISER	SHERRILL
BLACK	ESPOSITO	LUEBKE	SHUBERT
BLUE	FITCH	MCALLISTER	SMITH
BONNER	FOX	MCCOMAS	STARNES
BOWIE	GAMBLE	MCCOMBS	SUTTON
BOYD-MCINTYRE	GARDNER	MCCRARY	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	WILKINS
CLARY	HENSLEY	NEELY	WILSON, G.
COLE	HIATT	NESBITT	WOMBLE
CRAWFORD	HIGHTOWER	NICHOLS	WRIGHT
CREECH	HILL	NYE	YONGUE
CULP	HOWARD	OLDHAM	

NOES - 1

DAVIS

DOCKHAM

EXCUSED ABSENCE - 4
MCMAHAN MOSLEY

WOOD

EXCUSED VOTE - 0

SPEAKER

NOT VOTING - 4
HOLMES ROGERS

WILSON, C.

H301 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0302 FEB 20 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6067-LN071(2.12)

Short Title: Wildlife Quarantine.

(Public)

Sponsors: Representative H. Hunter.

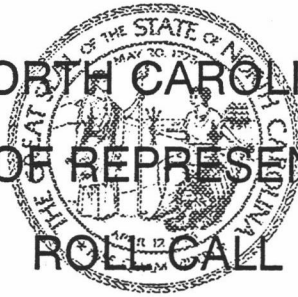
Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE TAKING OF CERTAIN WILDLIFE IN
3 COUNTIES WHERE AN OUTBREAK OF RABIES HAS OCCURRED.
4 The General Assembly of North Carolina enacts:
5 Section 1. Part 6 of Article 6 of Chapter 130A of the General Statutes is
6 amended by adding the following section to read:
7 "§ 130A-194.1. Wildlife quarantine.
8 (a) Notwithstanding any other provision of law, a local health director may
9 authorize the taking of bobcats, foxes, raccoons, and skunks if the director determines
10 that a case of rabies has occurred in any animal, other than a bat, in a county the
11 director serves or, if the case occurs in another state, within 50 miles of the county
12 line. Before authorizing the taking, the director shall notify the Executive Director of
13 the Wildlife Resources Commission, and the sheriff, the chairman of the board of
14 health, and the chairman of the board of county commissioners in each county
15 subject to the authorization. The Executive Director of the Wildlife Resources
16 Commission shall inform the appropriate wildlife protectors serving the area subject
17 to the authorization.
18 (b) An authorization issued under subsection (a) of this section shall be in writing
19 and shall specify the basis upon which the local health director determined that a
20 case of rabies occurred. The authorization may place reasonable restrictions on the
21 persons who may take animals and on the time, manner, and place of taking animals.
22 (c) A copy of the authorization shall be published in a newspaper of general
23 circulation in the county for 10 consecutive days during the 30-day period
24 immediately before the authorization takes effect.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

5/01/97

6:05 PM

IN CHAIR: SPEAKER

549
LEGISLATIVE DAY 54
H302 HCS
READING 2
HUNTER, H.

WILDLIFE/RABIES EMERGENCY

AYES - 93

ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
EASTERLING
EDDINS
FITCH
FOX
GARDNER
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

HURLEY
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NYE

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

NOES - 0

EXCUSED ABSENCE - 2

OLDHAM

SHUBERT

EXCUSED VOTE - 0

NOT VOTING - 25

SPEAKER
ADAMS
ALLRED
BEALL
BLACK
BROWN
CHURCH

DOCKHAM
EARLE
ELLIS
ESPOSITO
GAMBLE
GOODWIN

HARDAWAY
HIGHTOWER
MCALLISTER
MCCRARY
NEELY
NICHOLS

RAMSEY
ROGERS
SMITH
WILKINS
WILSON, C.
WOOD

H302 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1252/10--11:41 AM

JULY 30, 1997

LEGISLATIVE DAY 105

LT. GOVERNOR WICKER

-- Presiding

HUNTER H.
WILDLIFE/RABIES EMERGENCY
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 302
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	ODOM	WARREN
		CLARK	JENKINS	PAGE	WEBSTER
		COCHRANE	JORDAN	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	WINNER
		DANNELLY			

NO 0

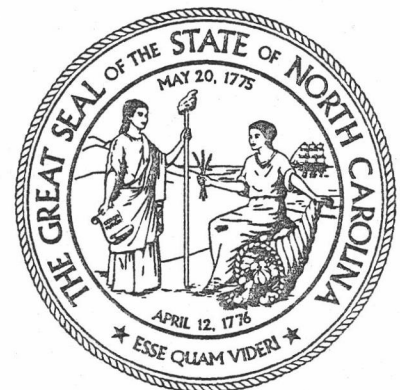
EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1253/11--11:42 AM JULY 30, 1997 LEGISLATIVE DAY 105

LT. GOVERNOR WICKER

-- Presiding

HUNTER H.
WILDLIFE/RABIES EMERGENCY
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 302
READING 3

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	ODOM	WARREN
		CLARK	JENKINS	PAGE	WEBSTER
		COCHRANE	JORDAN	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	WINNER
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEN. # 1323
LEGISLATIVE DAY 108
H302 SCS

EV
8/05/97
11:03 AM
IN CHAIR: RUSSELL

HUNTER, H.

WILDLIFE/RABIES EMERGENCY
MOTION #11 - TO CONCUR IN SCS

ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BOWIE
BOYD-MCINTYRE
BRASWELL
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CULP
CULPEPPER
DAVIS
DEDMON

DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HIATT
HIGHTOWER
HILL
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY

AYES ¹⁰⁶
~~104~~ *DW*
INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
NYE
OLDHAM

OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE
HENSLEY
DECKER *DW*

NOES - 0

ADAMS
BLUE
BRAWLEY

EXCUSED ABSENCE - 9
CREECH
CUNNINGHAM
KINNEY
SAUNDERS

SHUBERT
WOOD

EXCUSED VOTE - 0

SPEAKER
BONNER

NOT VOTING - 7 5 *DW*
DAUGHTRY
DECKER *DW*
HENSLEY
HOLMES
RUSSELL

H302 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1997

0303

FEB 20 97

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7070-LH006(1.1)

Short Title: Ban Partial-Birth Abortions.

(Public)

Sponsors: Representative Aldridge.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO BAN PARTIAL-BIRTH ABORTIONS.
3 The General Assembly of North Carolina enacts:
4 Section 1. Article 11 of Chapter 14 of the General Statutes is amended
5 by adding a new Part to read:
6 "Part 2. Partial-Birth Abortion Ban Act of 1997.
7 **"§ 14-46.1. Definitions.**
8 **The following definitions apply in this Part:**
9 (1) Partial-birth abortion. -- An abortion in which the person
10 performing the abortion partially vaginally delivers a living fetus
11 before killing the fetus and completing the delivery.
12 (2) Physician. -- A doctor of medicine or osteopathy legally authorized
13 to practice medicine and surgery by the state in which the doctor
14 performs such activity, or any other individual legally authorized
15 by the state to perform abortions.
16 **"§ 14-46.2. Partial-birth abortions prohibited; criminal penalty.**
17 (a) Unless the conduct is covered by some other provision of law providing
18 greater punishment, any physician who performs a partial-birth abortion and kills a
19 human fetus is guilty of a Class I felony.
20 (b) Unless the conduct is covered by some other provision of law providing
21 greater punishment, any person who is not a physician and who performs a partial-
22 birth abortion and kills a human fetus is guilty of a Class I felony.
23 **"§ 14-46.3. Partial-birth abortions prohibited; civil remedies and penalties.**



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 303

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

H303-ARM-003

Date MAY 1 1997, 1997

Comm. Sub. []
Amends Title []
Second

Representative Berry

1 moves to amend the bill on page 2, lines 7 through 10, by rewriting
2 those lines to read:
3 " (1) The continuance of the pregnancy would endanger the life or
4 gravely impair the physical health of the woman; and
5 (2) In the medical opinion of the treating physician, the
6 procedure is the safest medical procedure available to terminate the
7 woman's pregnancy.".

SIGNED Cherie Berry
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

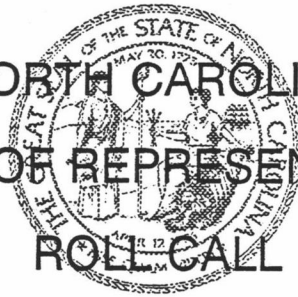
ADOPTED MAY 1 1997 FAILED _____ TABLED _____

71-46 EV
SWick

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

5/01/97

10:53 AM

IN CHAIR: SPEAKER

500
LEGISLATIVE DAY 54
HCS
READING 2
ALDRIDGE
AMEND #1

BAN PARTIAL-BIRTH ABORTIONS

MOTION #3 - REP BERRY

PREVIOUS QUESTION CALLED ON REP BERRY'S AMENDMENT

AYES - 93

ADAMS	CULPEPPER	HUNTER, R.	RAMSEY
ALLRED	CUNNINGHAM	HURLEY	RAYFIELD
ARNOLD	DAUGHTRY	JARRELL	REDWINE
BADDOUR	DAVIS	JUSTUS	REYNOLDS
BAKER	DECKER	KINNEY	ROGERS
BARBEE	DICKSON	KISER	RUSSELL
BEALL	DOCKHAM	MCCALLISTER	SAUNDERS
BERRY	EARLE	MCCOMAS	SEXTON
BLUE	EASTERLING	MCCOMBS	SHERRILL
BONNER	EDDINS	MCCRARY	SHUBERT
BOWIE	ELLIS	MCMAHAN	SMITH
BOYD-MCINTYRE	ESPOSITO	MERCER	STARNES
BRASWELL	GAMBLE	MITCHELL	SUTTON
BRAWLEY	GARDNER	MOORE	TALLENT
BUCHANAN	GOODWIN	MORGAN	THOMPSON
CANSLER	GRADY	MORRIS	TOLSON
CAPPS	GRAY	MOSLEY	WAINWRIGHT
CARPENTER	HALL	NEELY	WARWICK
CHURCH	HARDY	NICHOLS	WATSON
CLARY	HIATT	NYE	WEATHERLY
COLE	HILL	OLDHAM	WILKINS
CRAWFORD	HOLMES	OWENS	WILSON, C.
CREECH	HOWARD	PRESTON	WILSON, G.
CULP			

NOES - 23

ALDRIDGE	HACKNEY	JEFFUS	WARNER
ALEXANDER	HARDAWAY	LUEBKE	WOMBLE
BLACK	HENSLEY	MICHAUX	WOOD
DEDMON	HIGHTOWER	MILLER	WRIGHT
FITCH	HUNTER, H.	MINER	YONGUE
FOX	INSKO	NESBITT	

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 4

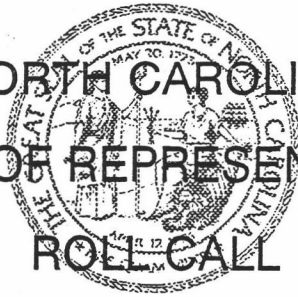
SPEAKER	BROWN	GULLEY	IVES
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H303 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

5/01/97

10:54 AM

IN CHAIR: SPEAKER

501

LEGISLATIVE DAY 54

H3 HCS

READING 2

ALDRIDGE

AMEND #1 REP BERRY

BAN PARTIAL-BIRTH ABORTIONS

AYES - 71

ADAMS
ALEXANDER
ARNOLD
BADDOUR
BAKER
BEALL
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
CHURCH
COLE
CRAWFORD
CREECH
CULPEPPER
CUNNINGHAM

DAUGHTRY
DICKSON
EARLE
EASTERLING
FITCH
FOX
GAMBLE
GOODWIN
GRADY
GRAY
HACKNEY
HARDAWAY
HENSLEY
HIGHTOWER
HILL
HUNTER, H.
HUNTER, R.
HURLEY

INSKO
JARRELL
JEFFUS
KINNEY
LUEBKE
MCALLISTER
MCCOMBS
MCCRARY
MERCER
MICHAUX
MILLER
MITCHELL
MOSLEY
NEELY
NESBITT
NYE
OLDHAM
OWENS

PRESTON
RAMSEY
REDWINE
ROGERS
RUSSELL
SAUNDERS
SHERRILL
SMITH
SUTTON
TOLSON
WAINWRIGHT
WARWICK
WATSON
WILKINS
WOMBLE
WRIGHT
YONGUE

NOES - 46

ALDRIDGE
ALLRED
BARBEE
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CULP
DAVIS
DECKER

DEDMON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
GARDNER
GULLEY
HALL
HARDY
HIATT
HOLMES
HOWARD

IVES
JUSTUS
KISER
MCCOMAS
MCMAHAN
MINER
MOORE
MORGAN
MORRIS
NICHOLS
RAYFIELD

REYNOLDS
SEXTON
SHUBERT
STARNES
TALLENT
THOMPSON
WARNER
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

BLACK

BROWN

H303 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

5/01/97

11:11 AM

IN CHAIR: SPEAKER

502
LEGISLATIVE DAY 54
H303 HCS
READING 2
ALDRIDGE

BAN PARTIAL-BIRTH ABORTIONS

MOTION #3 REP ALDRIDGE

PREVIOUS QUESTION CALLED ON READING 2

AYES - 66

ALDRIDGE
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BOWIE
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CRAWFORD
CREECH
CULP
CULPEPPER

DAUGHTRY
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
GARDNER
GRADY
GRAY
GULLEY
HALL
HARDY
HIATT
HILL
HOLMES

HOWARD
HUNTER, R.
IVES
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NICHOLS
NYE

PRESTON
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WATSON
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

NOES - 51

ADAMS
ALEXANDER
BEALL
BERRY
BLACK
BONNER
BOYD-MCINTYRE
BRASWELL
CHURCH
COLE
CUNNINGHAM
DEDMON
EARLE

EASTERLING
FITCH
FOX
GAMBLE
GOODWIN
HACKNEY
HARDAWAY
HENSLEY
HIGHTOWER
HUNTER, H.
HURLEY
INSKO
JARRELL

JEFFUS
KINNEY
LUEBKE
MCALLISTER
MCCRARY
MERCER
MICHAUX
MILLER
MOSLEY
NESBITT
OLDHAM
OWENS
RAMSEY

REDWINE
SAUNDERS
SMITH
SUTTON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WILKINS
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

BLUE

BROWN

H303 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

503
LEGISLATIVE DAY 54
H303 HCS
READING 2
ALDRIDGE

EV
5/01/97
11:12 AM
IN CHAIR: SPEAKER

BAN PARTIAL-BIRTH ABORTIONS

AYES - 85

ALDRIDGE
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BLACK
BOWIE
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS

DECKER
DEDMON
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.

IVES
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NESBITT
NICHOLS
NYE
OWENS
PRESTON
RAMSEY
RAYFIELD

REDWINE
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
TALLENT
THOMPSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOOD

NOES - 31

ADAMS
ALEXANDER
BERRY
BONNER
BOYD-MCINTYRE
BRASWELL
CHURCH
CUNNINGHAM

EARLE
EASTERLING
FITCH
GAMBLE
HACKNEY
HARDAWAY
HENSLEY
HUNTER, H.

HURLEY
INSKO
JARRELL
JEFFUS
KINNEY
LUEBKE
MICHAUX
MILLER

MOSLEY
OLDHAM
SUTTON
TOLSON
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

BLUE

BROWN

MCALLISTER

H303 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

5/01/97

11:30 AM

IN CHAIR: SPEAKER

504
LEGISLATIVE DAY 54
H3 HCS
READING 3
ALDRIDGE

BAN PARTIAL-BIRTH ABORTIONS

AYES - 86

SPEAKER	DECKER	IVES	REDWINE
ALDRIDGE	DEDMON	JUSTUS	REYNOLDS
ALLRED	DICKSON	KISER	ROGERS
ARNOLD	DOCKHAM	MCCOMAS	RUSSELL
BADDOUR	EDDINS	MCCOMBS	SAUNDERS
BAKER	ELLIS	MCCRARY	SEXTON
BARBEE	ESPOSITO	MCMAHAN	SHERRILL
BEALL	FOX	MERCER	SHUBERT
BLACK	GARDNER	MINER	SMITH
BOWIE	GOODWIN	MITCHELL	STARNES
BRAWLEY	GRADY	MOORE	TALLENT
BUCHANAN	GRAY	MORGAN	THOMPSON
CANSLER	GULLEY	MORRIS	WAINWRIGHT
CAPPS	HALL	NEELY	WARNER
CARPENTER	HARDY	NESBITT	WARWICK
CLARY	HIATT	NICHOLS	WATSON
COLE	HIGHTOWER	NYE	WEATHERLY
CREECH	HILL	OWENS	WILKINS
CULP	HOLMES	PRESTON	WILSON, C.
CULPEPPER	HOWARD	RAMSEY	WILSON, G.
DAUGHTRY	HUNTER, R.	RAYFIELD	WOOD
DAVIS	HURLEY		

NOES - 31

ADAMS	CUNNINGHAM	HUNTER, H.	MILLER
ALEXANDER	EARLE	INSKO	MOSLEY
BERRY	EASTERLING	JARRELL	OLDHAM
BONNER	FITCH	JEFFUS	SUTTON
BOYD-MCINTYRE	GAMBLE	KINNEY	TOLSON
BRASWELL	HACKNEY	LUEBKE	WOMBLE
CHURCH	HARDAWAY	MCALLISTER	YONGUE
CRAWFORD	HENSLEY	MICHAUX	

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 3

BLUE

BROWN

WRIGHT

H303 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0304

FEB 20 97

H

HOUSE PRINCIPAL CLERK

HOUSE DRHA152-LL066(2.14)

Short Title: Bertie Beaver Funds.

(Public)

Sponsors: Representative Rogers.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO EXTEND THE BEAVER DAMAGE
3 CONTROL PROGRAM AND TO INCLUDE BERTIE COUNTY IN THE
4 PROGRAM.
5 The General Assembly of North Carolina enacts:
6 Section 1. (a) Subsection (b) of Section 69 of Chapter 1044 of the 1991
7 Session Laws, as amended by Section 111 of Chapter 561 of the 1993 Session Laws,
8 Section 27.3 of Chapter 769 of the 1993 Session Laws, Section 26.6 of Chapter 507 of
9 the 1995 Session Laws, and Section 27.15 of Chapter 18 of the Session Laws of the
10 1996 Second Extra Session, reads as rewritten:
11 "(b) The Beaver Damage Control Advisory Board shall develop a program to
12 control beaver damage on private and public lands. Anson, Bertie, Bladen,
13 Brunswick, Carteret, Chatham, Chowan, Craven, Columbus, Cumberland, Duplin,
14 Edgecombe, Franklin, Granville, Greene, Halifax, Harnett, Hertford, Johnston, Jones,
15 Lee, Lenoir, Lincoln, Martin, Nash, Onslow, Pamlico, Pender, Pitt, Robeson,
16 Sampson, Scotland, Vance, Warren, Washington, Wayne, and Wilson Counties shall
17 participate in the program. The Beaver Damage Control Advisory Board shall act in
18 an advisory capacity to the Wildlife Resources Commission in the implementation of
19 the program. In developing the program, the Board shall:
20 (1) Orient the program primarily toward public health and safety and
21 toward landowner assistance, providing some relief to landowners
22 through beaver control and management rather than eradication;
23 (2) Develop a priority system for responding to complaints about
24 beaver damage;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0305 FEB 20 97

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1093-LG062(2.19)

Short Title: Public Laws/Budget.

(Public)

Sponsors: Representative Morgan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PUBLIC LAWS AND DIRECTLY AFFECT THE
3 STATE BUDGET.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act amends the public laws of North Carolina and
6 directly affects the State budget for fiscal year 1997-98.
7 Section 2. This act becomes effective July 1, 1997.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

639
LEGISLATIVE DAY 60
H305 HCS
READING 2
MORGAN

RC
5/13/97
2:26 PM
IN CHAIR: SPEAKER

PEANUT ASSESSMENT CAP.

AYES - 117

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

NOES - 0

EXCUSED ABSENCE - 1

DAUGHTRY

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

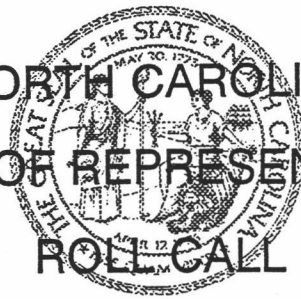
ELLIS

H305 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



RC

5/14/97

2:56 PM

IN CHAIR: SPEAKER

650
LEGISLATIVE DAY 61
H305 HCS
READING 3
MORGAN

PEANUT ASSESSMENT CAP.

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 5

ALEXANDER	HIATT	WEATHERLY	WOOD
DICKSON			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	FITCH	HOLMES	MCCOMAS
BLUE	GARDNER	HUNTER, H.	PRESTON
COLE			

H305 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1152/4--11:02 AM

JULY 16, 1997

LEGISLATIVE DAY 97

LT. GOVERNOR WICKER

-- Presiding

MORGAN
PEANUT ASSESSMENT CAP
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 305
READING 2

AYE	50	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	RUCHO
		BASNIGHT	GARWOOD	MARTIN R.	SHAW L.
		BLUST	GULLEY	MARTIN W.	SHAW R.
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HORTON	MILLER	WARREN
		CLARK	HOYLE	ODOM	WEBSTER
		COCHRANE	JENKINS	PAGE	WEINSTEIN
		CONDER	JORDAN	PERDUE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
		DALTON	KINCAID		

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1158/3--11:04 AM

JULY 17, 1997

LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

-- Presiding

MORGAN
PEANUT ASSESSMENT CAP
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 305
READING 3

AYE	48	ALBERTSON	DALTON	KERR	PHILLIPS
		ALLRAN	DANNELLY	KINNAIRD	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	RUCHO
		BLUST	GARWOOD	MARTIN R.	SHAW L.
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HORTON	MILLER	WEBSTER
		COCHRANE	HOYLE	ODOM	WEINSTEIN
		CONDER	JENKINS	PAGE	WELLONS
		COOPER	JORDAN	PERDUE	WINNER
NO	0				

EXCUSED 0

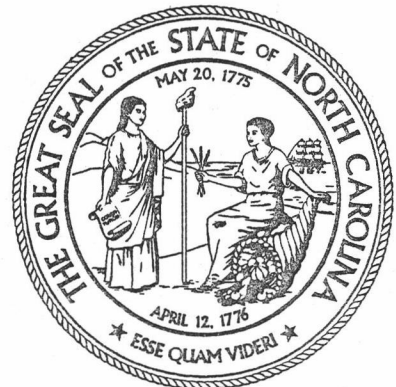
NOT CAST 0

ABSENT 2 KINCAID

SHAW R.

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1251
LEGISLATIVE DAY 102
H305 SCS

7/24/97
10:10 AM
IN CHAIR: SPEAKER

MORGAN

PEANUT ASSESSMENT CAP
MOTION #11 - TO CONCUR IN SCS

AYES - 100

ADAMS	DAVIS	INSKO	RAMSEY
ALDRIDGE	DECKER	IVES	RAYFIELD
ALEXANDER	DEDMON	JARRELL	REDWINE
ARNOLD	DOCKHAM	JEFFUS	REYNOLDS
BADDOUR	EARLE	JUSTUS	ROGERS
BARBEE	EDDINS	KINNEY	RUSSELL
BEALL	ELLIS	KISER	SAUNDERS
BERRY	ESPOSITO	LUEBKE	SEXTON
BLACK	FOX	MCCOMBS	SHERILL
BONNER	GAMBLE	MCCRARY	SHUBERT
BOYD-MCINTYRE	GARDNER	MCPAHAN	SMITH
BRASWELL	GRADY	MERCER	STARNES
BRAWLEY	GRAY	MICHAUX	TALLENT
BROWN	GULLEY	MILLER	THOMPSON
BUCHANAN	HACKNEY	MINER	TOLSON
CANSLER	HALL	MITCHELL	WAINWRIGHT
CAPPS	HARDAWAY	MOORE	WARNER
CARPENTER	HENSLEY	MORGAN	WARWICK
CHURCH	HIGHTOWER	MORRIS	WATSON
CLARY	HILL	NEELY	WILKINS
COLE	HOLMES	NICHOLS	WILSON, C.
CRAWFORD	HOWARD	NYE	WILSON, G.
CREECH	HUNTER, H.	OLDHAM	WOOD
CULP	HUNTER, R.	OWENS	WRIGHT
CULPEPPER	HURLEY	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 12

BAKER	CUNNINGHAM	GOODWIN	MOSLEY
BLUE	DICKSON	HIATT	SUTTON
BOWIE	EASTERLING	MCCOMAS	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	DAUGHTRY	HARDY	NESBITT
ALLRED	FITCH	MCALLISTER	WEATHERLY

H305 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2076-LG061(2.19)

H.B. FILED
0306 FEB 20 97
HOUSE PRINCIPAL CLERK D

Short Title: Budget/Public Laws.

(Public)

Sponsors: Representative Morgan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECTLY AFFECT THE STATE BUDGET AND AMEND THE
3 PUBLIC LAWS.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act directly affects the State budget for fiscal year 1997-98
6 and amends the public laws of North Carolina.
7 Section 2. This act becomes effective July 1, 1997.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 1585

LEGISLATIVE DAY 123

HJR306 HCS

READING 2

MORGAN

8/28/97

6:47 PM

IN CHAIR: SPEAKER

ADJOURNMENT

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 9

BADDOUR	GAMBLE	HARDAWAY	WARNER
BERRY	GARDNER	MCMAHAN	WATSON
DICKSON			

EXCUSED VOTE - 0

NOT VOTING - 9

ALDRIDGE	CUNNINGHAM	IVES	TALLENT
BRASWELL	HUNTER, H.	RAYFIELD	WILSON, C.
CHURCH			

HJR306 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1573/51-- 7:30 PM

AUGUST 28, 1997

LEGISLATIVE DAY 123

SENATOR BASNIGHT

-- Presiding

MORGAN
1997 ADJOURNMENT RESOLUTION
COM SUB/2ND EDITION

HOUSE RES. 306
READING 2

AYE	30	BALLANCE	FOXX	KINNAIRD	PHILLIPS
		BALLANTINE	GARWOOD	LUCAS	PLYLER
		BASNIGHT	HARTSELL	MARTIN W.	PURCELL
		BLUST	HORTON	MCDANIEL	REEVES
		CARPENTER	HOYLE	MILLER	SOLES
		COOPER	JENKINS	MOORE	WELLONS
		DANNELLY	JORDAN	PERDUE	WINNER
		FORRESTER	KERR		

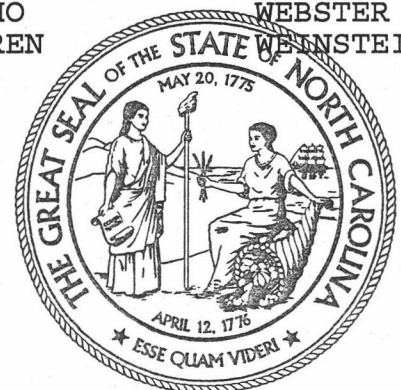
NO 0

EXCUSED 0

NOT CAST	12	ALBERTSON	DALTON	LEE	PAGE
		ALLRAN	GULLEY	MARTIN R.	SHAW L.
		COCHRANE	LEDBETTER	ODOM	SHAW R.

ABSENT	8	CARRINGTON	EAST	RUCHO	WEBSTER
		CLARK	RAND	WARREN	WEINSTEIN

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0307

FEB 20 97

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA162-RD020(2.20)

Short Title: Environmental Laws Act.

(Public)

Sponsors: Representative Morgan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO ENVIRONMENTAL LAWS IN NORTH CAROLINA.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to environmental laws in North Carolina.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0308 FEB 20 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH1094-LR040(2.18)

Short Title: Repeal Sunset on FICA Saving Use.

(Public)

Sponsors: Representative Fitch.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE PERMANENT A PROVISION ALLOWING SAVINGS IN
3 EMPLOYER FICA CONTRIBUTIONS TO BE USED TO PAY FOR
4 ADMINISTRATIVE EXPENSES OF FLEXIBLE COMPENSATION
5 PROGRAMS FOR STATE EMPLOYEES AND EMPLOYEES OF
6 EDUCATIONAL INSTITUTIONS SUPPORTED BY THE STATE.
7 The General Assembly of North Carolina enacts:
8 Section 1. Section 14(i) of Chapter 1044 of the 1991 Session Laws, as
9 amended by Section 42 of Chapter 561 of the 1993 Session Laws and Section 7.28A
10 of Chapter 769 of the 1993 Session Laws, reads as rewritten:
11 "(i) Subsections (a) through (d) of this section are effective January 1, 1990.
12 Subsections (e) through (h) of this section are effective January 1, 1991. Subsections
13 (a) through (h) of this section shall expire December 31, 1997."
14 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1095-LM045(2.13)

H.B. FILED
0309 FEB 20 97
HOUSE PRINCIPAL CLERK D

Short Title: Charlotte On-street Parking.

(Local)

Sponsors: Representative Alexander.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE CITY OF CHARLOTTE TO ISSUE TICKETS FOR
3 OVERTIME PARKING ON CITY STREETS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter VI, Subchapter A, Article 1 of the Charter of the
6 City of Charlotte, being Chapter 713 of the 1965 Session Laws, is amended by adding
7 a new section:
8 "Section 6.25. Overtime Parking. The City Council may adopt ordinances which
9 provide that each hour a vehicle remains illegally parked in an on-street parking
10 space is a separate offense and the violator may be given a ticket for each offense."
11 Section 2. This act is effective when it becomes law.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 309

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

H309-ARL-001

Date MAR 12 1997, 1997

Comm. Sub. []
Amends Title []

Representative Capps

- 1 moves to amend the bill on page 1, line 5,
2 by deleting the phrase "Article 1" and substituting the phrase
3 "Article II".
4

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED MAR 10 1997 FAILED _____ TABLED _____

(v v)

[Signature]

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0310 FEB 20 97
HOUSE PRINCIPAL CLERK D

H

HOUSE RESOLUTION DRHR7061-LG038(2.12)

Sponsors: Representative Brawley.

Referred to:

1 A HOUSE RESOLUTION EXPRESSING SUPPORT FOR THE PASSAGE OF
2 THE BALANCED BUDGET AMENDMENT.

3 Whereas, with each passing year, this nation becomes more deeply in
4 debt as its expenditures grossly and repeatedly exceed available revenues; and

5 Whereas, the annual federal budget repeatedly demonstrates the inability
6 or unwillingness of both the legislative and executive branches of the federal
7 government to curtail spending to conform to available revenues; and

8 Whereas, knowledgeable planning and fiscal prudence require that the
9 budget reflect all federal spending and that the budget be in balance; and

10 Whereas, under Article V of the Constitution of the United States,
11 amendments to the Constitution may be proposed by the Congress whenever two-
12 thirds of both houses deem it necessary; and

13 Whereas, several bills and resolutions in favor of a constitutional
14 amendment to require a balanced budget have been introduced in both houses of
15 Congress; and

16 Whereas, a balanced budget amendment is supported by a significant
17 number of taxpayers from all across the United States;

18 Now, therefore, be it resolved by the House of Representatives:

19 Section 1. The House of Representatives of the State of North Carolina
20 supports a balanced budget amendment, and hereby petitions each member of North
21 Carolina's Congressional delegation to vote in favor of a balanced budget
22 amendment.

23 Section 2. The Principal Clerk shall transmit certified copies of this
24 resolution to each member of North Carolina's Congressional delegation.

25 Section 3. This resolution is effective upon adoption.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

H.B. FILED
0311 FEB 20 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA155-LK050B(2.6)

Short Title: Escheat Sunset Removed.

(Public)

Sponsors: Representative Cansler.

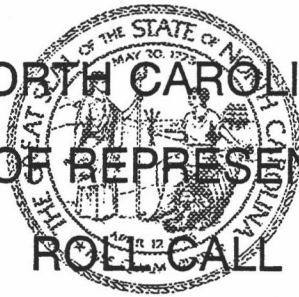
Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ELIMINATE THE SUNSET ON GENERAL STATUTES SECTION
3 116B-23, EXCLUSION FOR FORFEITED RESERVATION DEPOSITS AND TO
4 MAKE A TECHNICAL CORRECTION.
5 The General Assembly of North Carolina enacts:
6 Section 1. Subsection (c) of Section 7A of Chapter 18 of the Session
7 Laws of the Second Extra Session of 1996 reads as rewritten:
8 "(c) Subsection (a) of this section applies to funds held or collected by business
9 associations on or after July 1, 1996. ~~Subsection (a) of this section expires June 30,~~
10 ~~1997, but funds collected or held by business associations before June 30, 1997 shall~~
11 ~~not escheat.~~"
12 Section 2. G.S. 116B-23 reads as rewritten:
13 "**§ 116B-23. Exclusion for forfeited reservation deposits.**
14 Property or funds withheld by a business association as a penalty or forfeiture or as
15 damages in the event a person who has reserved the services of the business
16 association fails to make use of and pay for the services, regardless of any practice or
17 policy of the business association related to the return of withheld funds, ~~is~~ are not
18 unclaimed or abandoned property."
19 Section 3. This act is effective when it becomes law. All property or
20 funds held as forfeited reservation deposits prior to the effective date of this act
21 pursuant to G.S. 116B-23 shall not escheat.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

4/01/97

2:47 PM

IN CHAIR: SPEAKER

Bill # 208
LEGISLATIVE DAY 36
H311 HCS
READING 2
CANSLER

ESCHEAT SUNSET REMOVED

AYES - 98

ALEXANDER	DAVIS	JARRELL	RAMSEY
ALLRED	DECKER	JEFFUS	RAYFIELD
ARNOLD	DEDMON	JUSTUS	REDWINE
BADDOUR	DICKSON	KINNEY	REYNOLDS
BAKER	DOCKHAM	KISER	ROGERS
BARBEE	EDDINS	MCCALLISTER	RUSSELL
BEALL	ELLIS	MCCOMAS	SEXTON
BERRY	ESPOSITO	MCCOMBS	SHERRILL
BLACK	FOX	MCCRARY	SHUBERT
BONNER	GARDNER	MCMAHAN	STARNES
BOWIE	GRADY	MERCER	TALLENT
BRASWELL	GRAY	MICHAUX	THOMPSON
BRAWLEY	GULLEY	MILLER	TOLSON
BROWN	HALL	MINER	WAINWRIGHT
BUCHANAN	HARDAWAY	MITCHELL	WARNER
CANSLER	HARDY	MOORE	WARWICK
CAPPS	HENSLEY	MORGAN	WATSON
CHURCH	HIATT	MORRIS	WEATHERLY
CLARY	HIGHTOWER	MOSLEY	WILKINS
COLE	HILL	NEELY	WILSON, C.
CRAWFORD	HOLMES	NICHOLS	WILSON, G.
CULP	HOWARD	NYE	WOOD
CULPEPPER	HUNTER, R.	OLDHAM	WRIGHT
CUNNINGHAM	HURLEY	OWENS	YONGUE
DAUGHTRY	INSKO		

NOES - 13

ADAMS	EASTERLING	GOODWIN	SMITH
BLUE	FITCH	LUEBKE	SUTTON
BOYD-MCINTYRE	GAMBLE	SAUNDERS	WOMBLE
EARLE			

EXCUSED ABSENCE - 5

ALDRIDGE	HACKNEY	IVES	PRESTON
CREECH			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	CARPENTER	HUNTER, H.	NESBITT
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H311 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1032/11-- 7:26 PM

JUNE 30, 1997

LEGISLATIVE DAY 87

LT. GOVERNOR WICKER

-- Presiding

CANSLER
ESCHEAT SUNSET REMOVED
2ND EDITION

HOUSE BILL 311
READING 2

AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN KERR	KINNAIRD LEDBETTER LEE LUCAS MARTIN R. MARTIN W. MILLER ODOM PAGE PERDUE PHILLIPS	PLYLER RAND REEVES RUCHO SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS WINNER
NO	1	SHAW L.			

EXCUSED 0

NOT CAST 2 CONDER

KINCAID

ABSENT 1 MCDANIEL

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1042/8--12:00 PM

JULY 1, 1997

LEGISLATIVE DAY 88

LT. GOVERNOR WICKER

-- Presiding

CANSLER
ESCHEAT SUNSET REMOVED
2ND EDITION

HOUSE BILL 311
READING 3

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

NO 0

EXCUSED 0

NOT CAST 3 PLYLER

RUCHO

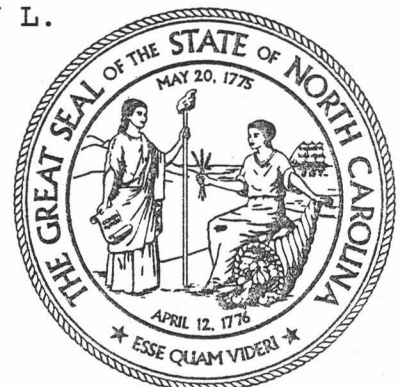
SHAW L.

ABSENT 0

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH8032-LR017(1.30)

H.B. FILED
0312 FEB 20 97
HOUSE PRINCIPAL CLERK

Short Title: Update Mortality Tables.

(Public)

Sponsors: Representative Goodwin.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT UPDATING THE STATUTORY MORTALITY TABLES USED AS
3 EVIDENCE TO ESTABLISH THE EXPECTANCY OF CONTINUED LIFE.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 8-46 reads as rewritten:

6 "§ 8-46. **Mortuary Mortality** tables as evidence.

7 Whenever it is necessary to establish the expectancy of continued life of any
8 person from any period of ~~such~~ the person's life, whether ~~he be~~ the person is living at
9 the time or not, the table hereto appended shall be received in all courts and by all
10 persons having power to determine litigation, as evidence, with other evidence as to
11 the health, constitution and habits of ~~such~~ the person, of such expectancy represented
12 by the figures in the columns headed by the words 'completed age' and 'expectation'
13 respectively:

Completed Age	Expectation
0	68.40 75.8
1	69.64 75.4
2	68.78 74.5
3	67.86 73.5
4	66.92 72.5
5	65.98 71.6
6	65.02 70.6
7	64.06 69.6
8	63.09 68.6
9	62.12 67.6
10	61.15 66.6
11	60.18 65.6
12	59.20 64.6

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EX

4/23/97

3:52 PM

IN CHAIR: SPEAKER

348
LEGISLATIVE DAY 49
H312
READING 2
GOODWIN

UPDATE MORTALITY TABLES

AYES - 113

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

NOES - 1

MCCOMAS

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
HARDY

HUNTER, H. RAMSEY
MCALLISTER

RUSSELL

H312

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 697/8-- 8:16 PM

MAY 19, 1997

LEGISLATIVE DAY 63

LT. GOVERNOR WICKER

-- Presiding

GOODWIN
UPDATE MORTALITY TABLES
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 312
READING 2

AYE	36	ALBERTSON	FORRESTER	MARTIN R.	RAND
		ALLRAN	GULLEY	MARTIN W.	REEVES
		BALLANCE	HORTON	MCDANIEL	SHAW L.
		BASNIGHT	JENKINS	MILLER	SHAW R.
		CARPENTER	KERR	ODOM	SOLES
		CARRINGTON	KINNAIRD	PAGE	WARREN
		CONDER	LEDBETTER	PERDUE	WEINSTEIN
		COOPER	LEE	PHILLIPS	WELLONS
		DANNELLY	LUCAS	PLYLER	WINNER
NO	10	BALLANTINE	COCHRANE	GARWOOD	RUCHO
		BLUST	EAST	KINCAID	WEBSTER
		CLARK	FOXX		

EXCUSED 0

NOT CAST 1 JORDAN

ABSENT 3 DALTON

HARTSELL

HOYLE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 708/9-- 5:37 PM MAY 20, 1997 LEGISLATIVE DAY 64

SENATOR BASNIGHT

-- Presiding

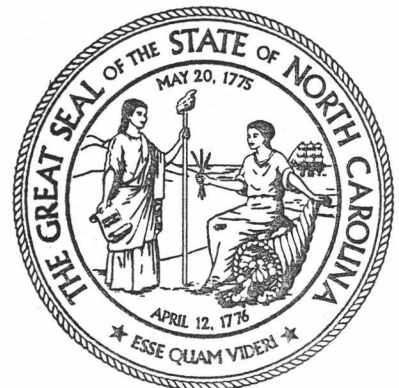
GOODWIN
UPDATE MORTALITY TABLES
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 312
READING 3

AYE	42	ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON COOPER DALTON DANNELLY EAST FORRESTER	GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN KERR KINNAIRD LEDBETTER LEE	LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER ODOM PAGE PERDUE PHILLIPS PLYLER	RAND RUCHO SHAW L. SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS WINNER
NO	5	BLUST CLARK	COCHRANE	FOXX	KINCAID

EXCUSED	0		
NOT CAST	1	CONDER	
ABSENT	2	ALBERTSON	REEVES
PAIRS	0		
AYE			
NO			

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

5/26/97

7:21 PM

IN CHAIR: SPEAKER

710
LEGISLATIVE DAY 67
H312 SCS

GOODWIN

UPDATE MORTALITY TABLES
MOTION #11 - TO CONCUR IN SCS

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 7

BONNER	DOCKHAM	HIGHTOWER	WOOD
CREECH	HARDAWAY	HOLMES	

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BERRY	HOWARD	WRIGHT
ALEXANDER	FITCH	HUNTER, H.	

H312 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH7062-LC088(2.12)

0313 FEB 20 97
HOUSE PRINCIPAL CLERK

D

Short Title: Retro Repeal/Refund Intangibles Tax.

(Public)

Sponsors: Representative Allred.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO RETROACTIVELY REPEAL THE UNCONSTITUTIONAL
3 INTANGIBLES TAX ON STOCK AND REFUND THE TAX WITH INTEREST
4 FOR THE 1991 THROUGH 1994 TAX YEARS FROM THE RAINY DAY
5 FUND.

6 The General Assembly of North Carolina enacts:

7 Section 1. Effective retroactively for the 1991, 1992, 1993, and 1994 tax
8 years, G.S. 105-203 is repealed.

9 Section 2. G.S. 105-266(c) is amended by adding a new subdivision to
10 read:

11 "(5) Repealed Tax. -- If an act of the General Assembly repeals a tax
12 retroactively, each taxpayer's payment of the repealed tax is an
13 overpayment for the purpose of this section. On the date the act
14 becomes law, the Secretary shall discover these overpayments of
15 the repealed tax; the Secretary's discoveries are timely for the
16 purposes of this section."

17 Section 3. Notwithstanding the provisions of G.S. 105-266(a), refund of a
18 taxpayer's overpayment of the tax repealed by Section 1 of this act shall be made in
19 three equal installments to be paid on October 1, 1997, July 1, 1998, and July 1, 1999.
20 The Department of Revenue shall draw the amount of the refunds as well as the cost
21 of making the refunds from the Savings Reserve Account established in G.S. 143-15.3.

22 Section 4. This act does not affect the rights or liabilities of the State, a
23 taxpayer, or another person arising under a statute amended or repealed by this act
24 before the effective date of its amendment or repeal; nor does it affect the right to

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/25/97

3:08 PM

IN CHAIR: SPEAKER

184
LEGISLATIVE DAY 32
H313 HCS
READING 2
ALLRED

PROHIBIT INTANGIBLES TAX ASSESSMENT

AYES - 114

SPEAKER
ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLUE
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH
CULP
CULPEPPER
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

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

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

NOES - 4

BONNER

CUNNINGHAM

INSKO

SAUNDERS

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 2

BLACK

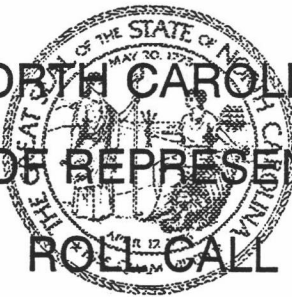
EARLE

H313 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

3/26/97

2:41 PM

IN CHAIR: SPEAKER

188
LEGISLATIVE DAY 33
H313 HCS
READING 3
ALLRED

PROHIBIT INTANGIBLES TAX ASSESSMENT

AYES - 117

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

NOES - 1

CUNNINGHAM

EXCUSED ABSENCE - 2

CULPEPPER

IVES

EXCUSED VOTE - 0

NOT VOTING - 0

H313 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0314 FEB 21 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6062-LR042(2.18)

Short Title: Abolish Robeson Coroner.

(Local)

Sponsors: Representatives Sutton, Yongue, and Bonner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT ABOLISHING THE VACANT OFFICE OF CORONER IN ROBESON
3 COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. The office of coroner in Robeson County is abolished.
6 Section 2. Chapter 152 of the General Statutes is not applicable to
7 Robeson County.
8 Section 3. This act is effective when it becomes law.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 649/2-- 7:21 PM

MAY 12, 1997

LEGISLATIVE DAY 59

LT. GOVERNOR WICKER

-- Presiding

SUTTON
ABOLISH ROBESON CORONER

HOUSE BILL 314
READING 2

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

NO 0

EXCUSED 0

NOT CAST 1 LEE

ABSENT 1 MARTIN R.

PAIRS 0

AYE

NO

(COPY)



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH4037-LR005A(1.1)

H.B. FILED
0315 FEB 21 1997
HOUSE PRINCIPAL CLERK

Short Title: State Hires Most Qualified.

(Public)

Sponsors: Representative Russell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT AMENDING THE STATE PERSONNEL ACT TO PROVIDE FOR THE
3 OPEN, FAIR, AND NONPOLITICAL SELECTION OF THE MOST
4 QUALIFIED PERSONS FOR STATE GOVERNMENT EMPLOYMENT BY
5 LIMITING POLITICAL HIRINGS, TO PROVIDE FOR BROADER
6 PROTECTIONS FOR STATE EMPLOYEES REPORTING MISMANAGEMENT
7 AND IMPROPER GOVERNMENT ACTIVITIES, AND TO PROVIDE FOR
8 THE REPORTING OF CERTAIN HIRINGS AND OTHER MATTERS TO THE
9 JOINT LEGISLATIVE COMMISSION ON GOVERNMENTAL OPERATIONS.

10 The General Assembly of North Carolina enacts:

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

13 "§ 126-14.2. Political hirings limited; open and fair competition; rules.

14 (a) It is the policy of this State that State departments, agencies, and institutions
15 select the most qualified persons for State government employment based upon job-
16 related qualifications of applicants for employment and not based upon political
17 affiliation, except that certain policy-making positions in State government
18 employment may be filled on bases including political affiliation where the General
19 Assembly has expressly authorized such hirings.

20 (b) The personnel policies and procedures of the executive, legislative, and
21 judicial branches shall be updated to implement nonpolitical hirings in accordance
22 with subsection (a) of this section.

23 (c) The State Personnel Commission shall adopt rules to:

24 (1) Encourage open and fair competition for positions in State
25 government employment.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

374
LEGISLATIVE DAY 50
H315 HCS
READING 2
RUSSELL

EV
4/24/97
4:14 PM
IN CHAIR: SPEAKER

STATE HIRES MOST QUALIFIED

AYES - 106

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

NOES - 3

BOYD-MCINTYRE HUNTER, H. MCALLISTER

EXCUSED ABSENCE - 3

BLUE CRAWFORD ROGERS

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	EASTERLING	MERCER	REYNOLDS
BEALL	HUNTER, R.	MICHAUX	SMITH

H315 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0316 FEB 21 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2070-LR004D(1.1)

Short Title: Change SPA Exemption Process.

(Public)

Sponsors: Representative Russell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT MODIFYING THE MANNER OF DESIGNATING POSITIONS AS
3 EXEMPT FROM THE STATE PERSONNEL ACT, REQUIRING THE
4 APPROVAL OF THE GENERAL ASSEMBLY BEFORE CERTAIN POSITIONS
5 MAY BE DESIGNATED AS POLICY-MAKING CONFIDENTIAL POSITIONS
6 EXEMPT FROM THE STATE PERSONNEL ACT, AND CHANGING THE
7 TREATMENT OF POLICY-MAKING CONFIDENTIAL EMPLOYEES
8 RELATIVE TO COVERAGE UNDER CERTAIN PROVISIONS OF THE
9 STATE PERSONNEL ACT.

10 The General Assembly of North Carolina enacts:

11 Section 1. G.S. 126-5 reads as rewritten:

12 "§ 126-5. Employees subject to Chapter; exemptions.

13 (a) The provisions of this Chapter shall apply to:

14 (1) All State employees not herein exempt, and

15 (2) To all employees of the following local entities:

16 a. Area mental health, developmental disabilities, and
17 substance abuse authorities.

18 b. Local social services departments.

19 c. Local public health departments.

20 d. Local emergency management agencies that receive federal
21 grant-in-aid funds.

22 An employee of a consolidated county human services agency
23 created pursuant to G.S. 153A-77(b) is not considered an employee
24 of an entity listed in this subdivision.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

550
LEGISLATIVE DAY 54
H316 HCS
READING 2
RUSSELL

EV
5/01/97
6:10 PM
IN CHAIR: SPEAKER

CHANGE SPA EXEMPTION PROCESS

AYES - 103

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

NOES - 7

BEALL	FITCH	RAMSEY	TOLSON
CUNNINGHAM	MERCER	SUTTON	

EXCUSED ABSENCE - 2

OLDHAM	SHUBERT
--------	---------

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	GAMBLE	HARDAWAY	NICHOLS
DECKER	GRAY	MCMAHAN	ROGERS

H316 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0317 FEB 21 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7063-LCX065B(2.4)

Short Title: Tax Loophole Out/Alternative Schools In.

(Public)

Sponsors: Representative Gamble.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE A UNIFORM RULE FOR PARENT CORPORATIONS
3 TO NET RELATED EXPENSES BEFORE DEDUCTING OR EXCLUDING
4 SUBSIDIARY DIVIDENDS AND TO APPROPRIATE THE RESULTING
5 REVENUES FOR ALTERNATIVE SCHOOLS.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 105-130.7(4) reads as rewritten:

8 "(4) A corporation ~~that, at the close of its taxable year, has its~~
9 ~~commercial domicile within North Carolina shall be allowed to~~
10 may deduct all dividends dividends, less related expenses, received
11 from corporations in which it owns more than fifty percent (50%)
12 of the outstanding voting stock. The amount of direct or indirect
13 expenses related to dividends deductible under this subdivision is
14 presumed to be fifteen percent (15%) of the amount of the
15 dividends, not to exceed the taxpayer's total expenses. A taxpayer
16 who claims related expenses less than the presumed amount must
17 maintain and make available for inspection by the Secretary all
18 records necessary to determine and verify the amount claimed."

19 Section 2. There is appropriated from the General Fund to State Aid to
20 Local School Administrative Units the sum of forty-three million four hundred
21 thousand dollars (\$43,400,000) for the 1997-98 fiscal year and the sum of twenty-nine
22 million nine hundred thousand (\$29,900,000) for the 1998-99 fiscal year for the
23 Alternative Schools/At-Risk Student Allotment.

24 Section 3. Notwithstanding G.S. 105-163.41, no addition to tax may be
25 made under that statute for a taxable year beginning on or after January 1, 1997, and

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

0318

FEB 24 97

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH8019*-LN034(1.22)

Short Title: Cancer Control Funds.

(Public)

Sponsors: Representatives Dickson, Howard, and Wright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR CANCER CONTROL.
3 Whereas, 39,500 North Carolinians will be diagnosed with cancer in 1997;
4 and
5 Whereas, 16,000 North Carolinians will die from cancer in 1997; and
6 Whereas, one in every two men and one in every three women will be
7 diagnosed with cancer during their lifetimes; and
8 Whereas, this impact can be dramatically reduced if proven advances in
9 prevention, in early detection, and in care are made available; and
10 Whereas, the Advisory Committee on Cancer Coordination and Control,
11 created by the General Assembly in 1993, has prepared a comprehensive, strategic
12 plan for cancer control in the State, the North Carolina Cancer Control Plan 1996-
13 2001, that outlines the specific strategies needed in our State; Now, therefore,
14 The General Assembly of North Carolina enacts:
15 Section 1. There is appropriated from the General Fund to the
16 Department of Environment, Health, and Natural Resources the sum of one million
17 one hundred fifty-three thousand six hundred twenty-two dollars (\$1,153,622) for the
18 1997-98 fiscal year and the sum of one million sixty-three thousand six hundred two
19 dollars (\$1,063,602) for the 1998-99 fiscal year for promoting the prevention, early
20 detection, data collection, coordination, and optimal care in the control of cancer.
21 Purposes for which funds appropriated under this section may be used include a total
22 of six full-time equivalent positions for the Central Cancer Registry, the Division of
23 Health Promotion, and the Advisory Committee on Cancer Coordination and
24 Control. Funding for the Central Cancer Registry, the Cancer Control Program, and

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

0319

FEB 24 97

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2059-LCX027(1.1)

Short Title: Highlands Occupancy Tax.

(Local)

Sponsors: Representative Carpenter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE TOWN OF HIGHLANDS TO LEVY A ROOM
3 OCCUPANCY AND TOURISM DEVELOPMENT TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. Occupancy tax.
6 (a) **Authorization and scope.** The Board of Commissioners of the Town
7 of Highlands may by resolution, after not less than 10 days' public notice and after a
8 public hearing held pursuant thereto, levy a room occupancy tax of up to three
9 percent (3%) of the gross receipts derived from the rental of any room, lodging, or
10 accommodation furnished by a hotel, motel, inn, tourist camp, or similar place within
11 the town that is subject to sales tax imposed by the State under G.S. 105-164.4(a)(3).
12 This tax is in addition to any State or local sales tax. This tax does not apply to
13 accommodations furnished by nonprofit charitable, educational, or religious
14 organizations.
15 (b) **Collection.** Every operator of a business subject to the tax levied
16 under this section shall, on and after the effective date of the levy of the tax, collect
17 the tax. This tax shall be collected as part of the charge for furnishing a taxable
18 accommodation. The tax shall be stated and charged separately from the sales
19 records and shall be paid by the purchaser to the operator of the business as trustee
20 for and on account of the town. The tax shall be added to the sales price and shall
21 be passed on to the purchaser instead of being borne by the operator of the business.
22 The town shall design, print, and furnish to all appropriate businesses and persons in
23 the town the necessary forms for filing returns and instructions to ensure the full
24 collection of the tax. An operator of a business who collects the occupancy tax
25 levied under this section may deduct from the amount remitted to the town a

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0320 FEB 24 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE JOINT RESOLUTION DRHJR6074-LG063A(2.19)

Sponsors: Representative Daughtry.

Referred to:

1 A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL,
2 JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT
3 SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE.

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

5 Section 1. The Honorable Burley B. Mitchell, Jr., Chief Justice of the
6 Supreme Court is invited to address a joint session of the House of Representatives
7 and the Senate in the Hall of the House of Representatives at 2:00 p.m., Wednesday,
8 March 5, 1997.

9 Section 2. The Secretary of State shall transmit a certified copy of this
10 resolution to Burley B. Mitchell, Jr.

11 Section 3. This resolution is effective upon ratification.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 61/3-- 7:23 PM

MARCH 3, 1997

LEGISLATIVE DAY 19

LT. GOVERNOR WICKER

-- Presiding

DAUGHTRY
INVITE THE CHIEF JUSTICE

HOUSE RES. 320
READING 2

AYE	48	ALBERTSON	DALTON	KINCAID	PHILLIPS
		ALLRAN	DANNELLY	KINNAIRD	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	RUCHO
		BLUST	GARWOOD	MARTIN R.	SHAW R.
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HORTON	MILLER	WEBSTER
		COCHRANE	HOYLE	ODOM	WEINSTEIN
		CONDER	JENKINS	PAGE	WELLONS
		COOPER	KERR	PERDUE	WINNER
NO	0				

EXCUSED 0

NOT CAST 2 JORDAN SHAW L.

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

52
LEGISLATIVE DAY 19
HJR320
READING 2

3/03/97
8:21 PM
IN CHAIR: SPEAKER

EV

Inviting Chief Justice

AYES - 108

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

NOES - 1

CAPPS

EXCUSED ABSENCE - 2

CLARY

GRADY

EXCUSED VOTE - 0

NOT VOTING - 8

COLE
EASTERLING
GAMBLE

HURLEY
MCALLISTER

PRESTON
SEXTON

SMITH
WAINWRIGHT

HJR320

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0321 FEB 24 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1097-LL022(1.1)

Short Title: Allow Hunting on Sunday.

(Public)

Sponsors: Representative Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE LAW PROHIBITING HUNTING ON SUNDAY.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 103-2 is repealed.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

B. FILED
0322 FEB 24 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE JOINT RESOLUTION DRHJR7047-RR028A(2.12)

Sponsors: Representative Weatherly.

Referred to:

1 A JOINT RESOLUTION TO CREATE AN INDEPENDENT REDISTRICTING
2 COMMISSION TO PREPARE A PLAN FOR NORTH CAROLINA'S
3 CONGRESSIONAL DISTRICTS FOR THE 1998 ELECTIONS AND TO
4 PROVIDE THAT THAT PLAN WILL BE VOTED ON BY THE GENERAL
5 ASSEMBLY WITHOUT AMENDMENT.

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

7 Section 1. There is established an Independent Redistricting Commission
8 (hereinafter "Commission") to prepare a congressional redistricting plan for the 1998
9 elections to submit to the General Assembly.

10 Section 2. The Commission shall consist of six members to be appointed
11 as follows:

12 (1) Three by the Speaker of the House of Representatives; and

13 (2) Three by the President Pro Tempore of the Senate.

14 All members shall have training and experience in redistricting, political science, or
15 computer science. No person may serve on the Commission who currently holds
16 elective office or who has held elective office or been a candidate for elective office
17 in the four years prior to service on the Commission. The appointing officers shall
18 make their appointments no later than three days after the ratification of this
19 resolution.

20 Section 3. The Commission shall prepare a congressional redistricting
21 plan and submit it to the General Assembly within 30 days after the appointment of
22 its members. The submission shall be made by filing copies of the plan with the
23 Speaker of the House of Representatives, the President Pro Tempore of the Senate,
24 and the Legislative Library. In preparing the plan, the Commission shall create
25 districts that meet the standards of equality in population, contiguity, and
26 compactness. The Commission shall strive to avoid dividing political subdivisions.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE RESOLUTION DRHR4045

H.B. FILED
0323 FEB 24 97
HOUSE PRINCIPAL CLERK

D

Sponsors: Committee on UNC Board of Governors.

Referred to:

1 A HOUSE RESOLUTION TO ESTABLISH THE PROCEDURE FOR
2 NOMINATING AND ELECTING MEMBERS OF THE BOARD OF
3 GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, INCLUDING
4 A PROHIBITION ON NOMINATIONS FROM THE FLOOR, A
5 REQUIREMENT THAT A NOMINEE RECEIVE THE VOTES OF A
6 MAJORITY OF THE MEMBERS PRESENT AND VOTING IN THE
7 NOMINEE'S CATEGORY IN ORDER TO BE ELECTED, AND TO PROVIDE
8 THAT AT LEAST TWO PERSONS ON THE AT-LARGE BALLOT SHALL BE
9 MEMBERS OF THE MAJORITY POLITICAL PARTY.

10 Be it resolved by the House of Representatives:

11 Section 1. The following procedures for nominating and electing eight
12 members of the Board of Governors of The University of North Carolina (hereinafter
13 the "Board of Governors") are adopted:

14 I. COMMITTEE RESPONSIBILITIES.

15 1. It is the duty of the UNC Board of Governors Committee of the
16 House of Representatives (hereinafter the "Committee") to conduct a process for
17 nominating and electing persons for each opening in each category of seats on the
18 Board of Governors to which the House of Representatives is to elect members.

19 2. The Committee shall receive nominations for election to the Board of
20 Governors through March 6, 1997. Each Representative may nominate up to two
21 persons. In order for a person to have standing as a nominee, that person must be
22 formally nominated by a member of the House of Representatives. Only a written
23 nomination on a form provided by the Chair of the Committee for that purpose and
24 received in the office of the Chair of the Committee by 12:00 noon on March 6, 1997,
25 shall constitute a nomination. An individual cannot be a nominee or be nominated

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 323

DATE 2/27/97

S. B. No. _____

Amendment No. 1

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) REDWINE
Sen.) _____

1 moves to amend the bill on page 1, line 3+4

2 () WHICH CHANGES THE TITLE

3 by deleting the words "including A Prohibition
4 on nominations from the floor."

5 _____

6 _____

7 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Dirk Bedner

ADOPTED _____ FAILED _____

2/27/97
54-54

TABLED _____

Wicks

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

47
LEGISLATIVE DAY 18
HR323
READING 2

EV
2/27/97
2:42 PM
IN CHAIR: SPEAKER

AMEND #1

UNC BD. OF GOVERNORS ELECT PROCEDURES

MOTION #2 *Rep. Daughtry's motion to table Rep. Redwine's amendment*

AYES - 53

SPEAKER	DAUGHTRY	HOLMES	RAYFIELD
ALDRIDGE	DAVIS	HOWARD	REYNOLDS
ALLRED	DECKER	IVES	RUSSELL
ARNOLD	DICKSON	JUSTUS	SEXTON
BAKER	DOCKHAM	KISER	SHERRILL
BERRY	EDDINS	MCCOMAS	SHUBERT
BOWIE	ESPOSITO	MCCOMBS	STARNES
BROWN	GARDNER	MCMAHAN	TALLENT
BUCHANAN	GRAY	MINER	THOMPSON
CANSLER	GULLEY	MITCHELL	WATSON
CAPPS	HALL	MORGAN	WEATHERLY
CARPENTER	HARDY	MORRIS	WILSON, C.
CREECH	HIATT	PRESTON	WILSON, G.
CULP			

NOES - 55

ADAMS	FITCH	JARRELL	REDWINE
ALEXANDER	FOX	JEFFUS	ROGERS
BADDOUR	GAMBLE	LUEBKE	SAUNDERS
BEALL	GOODWIN	MCCRARY	SMITH
BONNER	GRADY	MERCER	SUTTON
BOYD-MCINTYRE	HACKNEY	MICHAUX	TOLSON
BRASWELL	HARDAWAY	MILLER	WAINWRIGHT
CHURCH	HENSLEY	MOORE	WARNER
COLE	HIGHTOWER	MOSLEY	WARWICK
CUNNINGHAM	HILL	NICHOLS	WILKINS
DEDMON	HUNTER, H.	NYE	WOMBLE
EARLE	HUNTER, R.	OLDHAM	WOOD
EASTERLING	HURLEY	OWENS	YONGUE
ELLIS	INSKO	RAMSEY	

EXCUSED ABSENCE - 5

CLARY	MCALLISTER	NEELY	NESBITT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 7

BARBEE	BLUE	CRAWFORD	WRIGHT
BLACK	BRAWLEY	CULPEPPER	

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

2/27/97

2:46 PM

IN CHAIR: SPEAKER

48

LEGISLATIVE DAY 18

HR323

READING 2

AMEND #1

UNC BD. OF GOVERNORS ELECT PROCEDURES

MOTION #3 *Rep. Redwine calls previous question*

AYES - 72

ADAMS
ALEXANDER
ARNOLD
BADDOUR
BAKER
BEALL
BERRY
BONNER
BOYD-MCINTYRE
BRASWELL
BRAWLEY
CANSLER
CHURCH
COLE
CREECH
CUNNINGHAM
DAUGHTRY
DEDMON

DOCKHAM
EARLE
EDDINS
ELLIS
FITCH
FOX
GAMBLE
GOODWIN
GRAY
HACKNEY
HALL
HARDAWAY
HARDY
HENSLEY
HIGHTOWER
HILL
HUNTER, H.
HUNTER, R.

HURLEY
INSKO
JARRELL
JEFFUS
KISER
LUEBKE
MCCOMAS
MCCRARY
MERCER
MICHAUX
MILLER
MOORE
MORGAN
MOSLEY
NICHOLS
NYE
OWENS
RAMSEY

REDWINE
REYNOLDS
ROGERS
SAUNDERS
SEXTON
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
TOLSON
WAINWRIGHT
WARNER
WARWICK
WEATHERLY
WILKINS
WOMBLE
YONGUE

NOES - 31

ALDRIDGE
ALLRED
BOWIE
BROWN
BUCHANAN
CAPPS
CARPENTER
CRAWFORD

CULP
DAVIS
DECKER
DICKSON
ESPOSITO
GARDNER
GULLEY
HIATT

HOLMES
HOWARD
JUSTUS
MCCOMBS
MCMAHAN
MINER
MITCHELL
MORRIS

RAYFIELD
RUSSELL
SHERRILL
WATSON
WILSON, C.
WILSON, G.
WOOD

EXCUSED ABSENCE - 5

CLARY
KINNEY

MCALLISTER

NEELY

NESBITT

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER
BARBEE
BLACK

BLUE
CULPEPPER
EASTERLING

GRADY
IVES
OLDHAM

PRESTON
THOMPSON
WRIGHT

HR323

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

49
LEGISLATIVE DAY 18
HR323
READING 2

2/27/97
2:46 PM
IN CHAIR: SPEAKER

AMEND #1 - *fails for lack of majority*
UNC BD. OF GOVERNORS ELECT PROCEDURES

AYES - 54

ADAMS	FITCH	JEFFUS	REDWINE
ALEXANDER	FOX	LUEBKE	ROGERS
BADDOUR	GAMBLE	MCCRARY	SAUNDERS
BEALL	GOODWIN	MERCER	SMITH
BONNER	HACKNEY	MICHAUX	SUTTON
BOYD-MCINTYRE	HARDAWAY	MILLER	TOLSON
BRASWELL	HENSLEY	MOORE	WAINWRIGHT
CHURCH	HIGHTOWER	MOSLEY	WARNER
COLE	HILL	NICHOLS	WARWICK
CUNNINGHAM	HUNTER, H.	NYE	WILKINS
DEDMON	HUNTER, R.	OLDHAM	WOMBLE
EARLE	HURLEY	OWENS	WOOD
EASTERLING	INSKO	RAMSEY	YONGUE
ELLIS	JARRELL		

NOES - 54

SPEAKER	CREECH	HIATT	RAYFIELD
ALDRIDGE	CULP	HOLMES	REYNOLDS
ALLRED	DAUGHTRY	HOWARD	RUSSELL
ARNOLD	DAVIS	JUSTUS	SEXTON
BAKER	DECKER	KISER	SHERRILL
BERRY	DICKSON	MCCOMAS	SHUBERT
BOWIE	DOCKHAM	MCCOMBS	STARNES
BRAWLEY	EDDINS	MCMAHAN	TALLENT
BROWN	ESPOSITO	MINER	THOMPSON
BUCHANAN	GARDNER	MITCHELL	WATSON
CANSLER	GRAY	MORGAN	WEATHERLY
CAPPS	GULLEY	MORRIS	WILSON, C.
CARPENTER	HALL	PRESTON	WILSON, G.
CRAWFORD	HARDY		

EXCUSED ABSENCE - 5

CLARY	MCALLISTER	NEELY	NESBITT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 7

BARBEE	BLUE	GRADY	WRIGHT
BLACK	CULPEPPER	IVES	

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

50
LEGISLATIVE DAY 18
HR323
READING 2

2/27/97
2:47 PM
IN CHAIR: SPEAKER

UNC BD. OF GOVERNORS ELECT PROCEDURES
MOTION #3

Rep. Morgan calls previous question

AYES - 55

SPEAKER	CREECH	HIATT	RAYFIELD
ALDRIDGE	CULP	HILL	REYNOLDS
ALLRED	DAUGHTRY	HOLMES	RUSSELL
ARNOLD	DAVIS	HOWARD	SEXTON
BAKER	DECKER	JUSTUS	SHERRILL
BERRY	DICKSON	KISER	SHUBERT
BOWIE	DOCKHAM	MCCOMAS	STARNES
BRAWLEY	EDDINS	MCCOMBS	TALLENT
BROWN	ESPOSITO	MCPAHAN	THOMPSON
BUCHANAN	GARDNER	MINER	WATSON
CANSLER	GRAY	MITCHELL	WEATHERLY
CAPPS	GULLEY	MORGAN	WILSON, C.
CARPENTER	HALL	MORRIS	WILSON, G.
CRAWFORD	HARDY	PRESTON	

NOES - 54

ADAMS	FITCH	JEFFUS	REDWINE
ALEXANDER	FOX	LUEBKE	ROGERS
BADDOUR	GAMBLE	MCCRARY	SAUNDERS
BEALL	GOODWIN	MERCER	SMITH
BONNER	GRADY	MICHAUX	SUTTON
BOYD-MCINTYRE	HACKNEY	MILLER	TOLSON
BRASWELL	HARDAWAY	MOORE	WAINWRIGHT
CHURCH	HENSLEY	MOSLEY	WARNER
COLE	HIGHTOWER	NICHOLS	WARWICK
CUNNINGHAM	HUNTER, H.	NYE	WILKINS
DEDMON	HUNTER, R.	OLDHAM	WOMBLE
EARLE	HURLEY	OWENS	WOOD
EASTERLING	INSKO	RAMSEY	YONGUE
ELLIS	JARRELL		

EXCUSED ABSENCE - 5

CLARY	MCALLISTER	NEELY	NESBITT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 6

BARBEE	BLUE	IVES	WRIGHT
BLACK	CULPEPPER		

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

51
LEGISLATIVE DAY 18
HR323
READING 2

2/27/97
2:47 PM
IN CHAIR: SPEAKER

UNC BD. OF GOVERNORS ELECT PROCEDURES

AYES - 55

SPEAKER	CREECH	HIATT	RAYFIELD
ALDRIDGE	CULP	HILL	REYNOLDS
ALLRED	DAUGHTRY	HOLMES	RUSSELL
ARNOLD	DAVIS	HOWARD	SEXTON
BAKER	DECKER	JUSTUS	SHERRILL
BERRY	DICKSON	KISER	SHUBERT
BOWIE	DOCKHAM	MCCOMAS	STARNES
BRAWLEY	EDDINS	MCCOMBS	TALLENT
BROWN	ESPOSITO	MCMAHAN	THOMPSON
BUCHANAN	GARDNER	MINER	WATSON
CANSLER	GRAY	MITCHELL	WEATHERLY
CAPPS	GULLEY	MORGAN	WILSON, C.
CARPENTER	HALL	MORRIS	WILSON, G.
CRAWFORD	HARDY	PRESTON	

NOES - 53

ADAMS	FITCH	JEFFUS	REDWINE
ALEXANDER	FOX	LUEBKE	ROGERS
BADDOUR	GAMBLE	MCCRARY	SAUNDERS
BEALL	GOODWIN	MERCER	SMITH
BONNER	HACKNEY	MICHAUX	SUTTON
BOYD-MCINTYRE	HARDAWAY	MILLER	TOLSON
BRASWELL	HENSLEY	MOORE	WAINWRIGHT
CHURCH	HIGHTOWER	MOSLEY	WARNER
COLE	HUNTER, H.	NICHOLS	WARWICK
CUNNINGHAM	HUNTER, R.	NYE	WILKINS
DEDMON	HURLEY	OLDHAM	WOMBLE
EARLE	INSKO	OWENS	WOOD
EASTERLING	JARRELL	RAMSEY	YONGUE
ELLIS			

EXCUSED ABSENCE - 5

CLARY	MCALLISTER	NEELY	NESBITT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 7

BARBEE	BLUE	GRADY	WRIGHT
BLACK	CULPEPPER	IVES	

HR323

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0324 FEB 25 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1055-LC034(1.14)

Short Title: Corporate Income Tax Reports.

(Public)

Sponsors: Representative Gamble.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE CORPORATIONS TO REPORT INFORMATION
3 RELATING TO CERTAIN INCOME TAX DEDUCTIONS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-130.16 reads as rewritten:
6 "**§ 105-130.16. Returns.**
7 (a) Return Required. -- Every corporation doing business in this State shall file
8 with the Secretary of Revenue an income tax return under affirmation, showing
9 ~~therein~~ specifically the items of gross income and the deductions allowed income,
10 deductions, adjustments, and other calculations allowed or required by this Division,
11 and ~~such other facts as the Secretary may require~~ any other information the Secretary
12 requires for the purpose of making any computation required by this Division.
13 (b) Additional Schedules. -- If a financial institution excludes or deducts from
14 income taxable under this Division for the taxable year more than two hundred fifty
15 thousand dollars (\$250,000) of interest expense allocable to interest income exempt
16 from taxation under this Division, the institution shall file with the return a schedule
17 itemizing specific issues with their interest income exempt from taxation under this
18 Division and the amount of interest expense allocable to the income. The allocable
19 portion of interest expense is the portion for which deduction would be disallowed
20 for federal tax purposes pursuant to section 265(b) of the Code if the interest income
21 were earned on tax-exempt obligations as defined in section 265(b) of the Code. The
22 schedule shall include sufficient detail to disclose the nature and extent of the items
23 and the methodology used in their calculation. The schedule shall also include a
24 calculation of what the institution's tax liability under this Division would have been
25 if not for the exclusion or deduction of the expenses.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0325 FEB 25 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7041-LCX066(2.4)

Short Title: Conform Bank Tax to Federal.

(Public)

Sponsors: Representative Gamble.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CONFORM STATE INCOME TAX ON BANKS TO FEDERAL
3 INCOME TAX ON BANKS.
4 The General Assembly of North Carolina enacts:
5 Section 1. The General Assembly finds that:
6 (1) Federal income tax law generally does not allow corporations to
7 deduct interest expenses incurred in producing tax-exempt income.
8 (2) State corporate income tax law also provides that interest paid in
9 connection with tax-exempt income is not deductible.
10 (3) Until 1986, federal tax law was interpreted to exempt banks from
11 this rule, because their interest expenses on deposits were not
12 considered directly related to the purchase of tax-exempt bonds
13 with the deposited funds.
14 (4) Since 1986, however, federal law no longer allows banks to deduct
15 interest expenses allocable to purchasing tax-exempt bonds, except
16 for interest expenses allocable to bonds issued by small local
17 government units.
18 (5) Although the federal law has changed, North Carolina's law has
19 been interpreted to be the same as the pre-1986 federal law: banks
20 do not have to follow the general rule that prohibits corporations
21 from deducting interest paid in connection with tax-exempt
22 income.
23 (6) Thus, corporations engaged in the banking business get a State tax
24 deduction that is not allowed to other corporations under State or
25 federal law, and is not allowed to banks under federal law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

H.B. FILED
0326 FEB 25 97
HOUSE PRINCIPAL CLERK

H.B. FILED
0326 FEB 25 97
HOUSE PRINCIPAL CLERK

HOUSE DRH1053-LCX065(2.4)

Short Title: Subsidiary Dividend Deduction.

(Public)

Sponsors: Representative Gamble.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE A UNIFORM RULE FOR PARENT CORPORATIONS
3 TO NET RELATED EXPENSES BEFORE DEDUCTING OR EXCLUDING
4 SUBSIDIARY DIVIDENDS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-130.7(4) reads as rewritten:
7 "(4) A corporation ~~that, at the close of its taxable year, has its~~
8 ~~commercial domicile within North Carolina shall be allowed to~~
9 may deduct all dividends dividends, less related expenses, received
10 from corporations in which it owns more than fifty percent (50%)
11 of the outstanding voting stock. The amount of direct or indirect
12 expenses related to dividends deductible under this subdivision is
13 presumed to be fifteen percent (15%) of the amount of the
14 dividends, not to exceed the taxpayer's total expenses. A taxpayer
15 who claims related expenses less than the presumed amount must
16 maintain and make available for inspection by the Secretary all
17 records necessary to determine and verify the amount claimed."
18 Section 2. This act is effective for taxable years beginning on or after
19 January 1, 1998.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

D

HOUSE DRH2075-LN067(2.10)

FILED
0327 FEB 25 97
HOUSE PRINCIPAL CLERK

Short Title: Area Mental Health Bd./Appt.

(Public)

Sponsors: Representative Mitchell.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO THE CATEGORIES OF APPOINTEES TO AREA MENTAL HEALTH AUTHORITY BOARDS.

The General Assembly of North Carolina enacts:

Section 1. G. S. 122C-118(e) reads as rewritten:

"(e) The area board shall include:

- (1) At least one county commissioner from each county in the area except that in a single-county area authority the board of commissioners may instead appoint any resident of the county;
- (2) At least one physician licensed under Chapter 90 of the General Statutes to practice medicine in North Carolina who, when possible, is certified as having completed a residency in psychiatry;
- (3) At least one professional representative from the fields either of psychology, social work, nursing, or religion;
- (4) At least one individual each, either a primary consumer or an individual from a citizens' organization, representing the interests of individuals with:
 - a. Mental illness; and
 - b. Developmental disabilities.
- (4.1) At least one primary consumer presently and openly in recovery representing the interests of individuals suffering from alcoholism or other drug abuse. If the appointing authority is unable to identify a person qualified to serve under this appointment category, the appointing authority may appoint a person

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/01/97

3:11 PM

IN CHAIR: SPEAKER

H. # 210
LEGISLATIVE DAY 36
H327
READING 2
MITCHELL

AREA MENTAL HEALTH BOARD/APPOINTEES

AYES - 87

ALLRED	DICKSON	JARRELL	REDWINE
ARNOLD	DOCKHAM	JUSTUS	REYNOLDS
BAKER	EASTERLING	KINNEY	ROGERS
BARBEE	EDDINS	KISER	RUSSELL
BEALL	ELLIS	MCALLISTER	SEXTON
BERRY	ESPOSITO	MCCOMAS	SHERRILL
BLACK	FOX	MCCOMBS	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCCRARY	STARNES
BRAWLEY	GARDNER	MCMAHAN	TALLENT
BROWN	GRADY	MINER	THOMPSON
BUCHANAN	GRAY	MITCHELL	TOLSON
CANSLER	GULLEY	MOORE	WAINWRIGHT
CAPPS	HALL	MORGAN	WARNER
CARPENTER	HARDAWAY	MORRIS	WARWICK
COLE	HARDY	NEELY	WATSON
CULP	HIATT	NESBITT	WEATHERLY
CULPEPPER	HIGHTOWER	NICHOLS	WILKINS
CUNNINGHAM	HILL	NYE	WILSON, C.
DAUGHTRY	HOLMES	OLDHAM	WILSON, G.
DAVIS	HOWARD	OWENS	WOOD
DECKER	HUNTER, H.	RAMSEY	YONGUE
DEDMON	HURLEY	RAYFIELD	

NOES - 25

ADAMS	CLARY	INSKO	MOSLEY
ALEXANDER	EARLE	JEFFUS	SAUNDERS
BADDOUR	FITCH	LUEBKE	SMITH
BLUE	GOODWIN	MERCER	SUTTON
BONNER	HENSLEY	MICHAUX	WOMBLE
BRASWELL	HUNTER, R.	MILLER	WRIGHT
CHURCH			

EXCUSED ABSENCE - 5

ALDRIDGE	HACKNEY	IVES	PRESTON
CREECH			

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	BOWIE	CRAWFORD
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GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0328
FEB 25 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6069-LH090(2.19)

Short Title: Stop Tobacco Sales to Minors.

(Public)

Sponsors: Representatives Arnold and Fitch.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT THE SALE OR PURCHASE OF TOBACCO
3 PRODUCTS TO PERSONS LESS THAN EIGHTEEN YEARS OF AGE AND
4 TO REQUIRE THAT CERTAIN PERSONS BE TRAINED REGARDING
5 THESE LAWS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 14-313(a) reads as rewritten:
8 "(a) Definitions. -- The following definitions apply in this section:
9 (1) Distribute. -- To sell, furnish, give, or provide tobacco products,
10 including tobacco product samples, or cigarette wrapping papers to
11 the ultimate consumer.
12 (2) Proof of age. -- A drivers license or other ~~documentary or written~~
13 evidence photographic identification that includes the bearer's date
14 of birth that purports to establish that the person is 18 years of age
15 or older.
16 (3) Sample. -- A tobacco product distributed to members of the
17 general public at no cost for the purpose of promoting the product.
18 (4) Tobacco product. -- Any product that contains tobacco and is
19 intended for human consumption."
20 Section 2. G.S. 14-313(b) reads as rewritten:
21 "(b) Sale or distribution to persons under the age of 18 years. -- If any person
22 shall ~~knowingly~~ distribute, or ~~knowingly~~ aid, assist, or abet any other person in
23 distributing tobacco products or cigarette wrapping papers to any person under the
24 age of 18 years, or if any person shall ~~knowingly~~ purchase tobacco products or
25 cigarette wrapping papers on behalf of a person, less than 18 years, the person shall
26 be guilty of a Class 2 misdemeanor; provided, however, that it shall not be unlawful

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 328

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

H328-ARL-008

Date 4-2, 1997

Comm. Sub. ☒ [X]
Amends Title ☐ []

Representative Culpepper

1 moves to amend the bill on page 1, line 20, through page 3, line 41,
2 by rewriting those lines to read:

3 "Section 2. G.S. 14-313(b) reads as rewritten:

4 '(b) Sale or distribution to persons under the age of 18 years.
5 -- If any person shall knowingly distribute, or knowingly aid,
6 assist, or abet any other person in distributing tobacco products or
7 cigarette wrapping papers to any person under the age of 18 years,
8 or if any person shall knowingly purchase tobacco products or
9 cigarette wrapping papers on behalf of a person, less than 18 years,
10 the person shall be guilty of a Class 2 misdemeanor; provided,
11 however, that it shall not be unlawful to distribute tobacco
12 products or cigarette wrapping papers to an employee when required
13 in the performance of the employee's duties. Retail distributors of
14 tobacco products shall prominently display near the point of sale a
15 sign in letters at least five-eighths of an inch high which states
16 the following:

17 N.C. LAW STRICTLY PROHIBITS
18 THE PURCHASE OF TOBACCO PRODUCTS
19 BY PERSONS UNDER THE AGE OF 18.
20 PROOF OF AGE REQUIRED.

21 Failure to post the required sign shall be an infraction punishable
22 by a fine of twenty-five dollars (\$25.00) for the first offense and
23 seventy-five dollars (\$75.00) for each succeeding offense.

24 A person engaged in the sale of tobacco products shall demand
25 proof of age from a prospective purchaser if the person has
26 reasonable grounds to believe that the prospective purchaser is
27 under 18 years of age. Failure to demand proof of age as required by
28 this subsection is a Class 2 misdemeanor. misdemeanor if in fact the

AMENDMENT NO. 1
FAILED

APR 2 1997

38-74



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 328

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

H328-ARL-008

Page 2 of 3

1 prospective purchaser is under 18 years of age. Proof that the
2 defendant demanded, was shown, and reasonably relied upon proof of
3 age in the case of a retailer, or any other documentary or written
4 evidence of age in the case of a nonretailer, shall be a defense to
5 any action brought under this subsection. Retail distributors of
6 tobacco products shall train their sales employees in the
7 requirements of this law.'

8 Section 3. G.S. 14-313(c) reads as rewritten:

9 '(c) Purchase by persons under the age of 18 years. -- If any
10 person under the age of 18 years purchases or accepts receipt, or
11 attempts to purchase or accept receipt, of tobacco products or
12 cigarette wrapping papers, ~~or presents or offers to any person any~~
13 ~~purported proof of age which is false, fraudulent, or not actually~~
14 ~~his or her own, for the purpose of purchasing or receiving any~~
15 ~~tobacco product,~~ the person shall be guilty of an infraction as
16 provided in G.S. 14-3.1. If any person under the age of 18 years
17 presents or offers to any person any purported proof of age which is
18 false, fraudulent, or not actually his or her own, for the purpose
19 of purchasing or receiving any tobacco product or cigarette wrapping
20 papers, the person shall be guilty of a Class 2 misdemeanor.'

21 Section 4. G.S. 14-313(d) reads as rewritten:

22 '(d) Send or assist person less than 18 years to purchase or
23 receive tobacco product. -- If any person shall ~~knowingly send or~~
24 ~~assist~~ a person less than 18 years of age to purchase, acquire,
25 receive, or attempt to purchase, acquire, or receive tobacco
26 products or cigarette wrapping papers, or if any person shall aid or
27 abet a person who is less than 18 years of age in purchasing,
28 acquiring, or receiving or attempting to purchase, acquire or
29 receive tobacco products or cigarette wrapping papers, the person
30 shall be guilty of a Class 2 misdemeanor; provided, however, persons
31 under the age of 18 may be enlisted by police or local sheriffs'
32 departments to test compliance if the testing is under the direct
33 supervision of that law enforcement department and written parental
34 consent is provided; provided further, that the Department of Human
35 Resources shall have the authority, pursuant to a written plan
36 prepared by the Secretary of Human Resources, to use persons under
37 18 years of age in annual, random, unannounced inspections, provided
38 that prior written parental consent is given for the involvement of
39 these persons and that the inspections are conducted for the sole
40 purpose of preparing a scientifically and methodologically valid

AMENDMENT NO. 1

FAILED

APR 2 1997
38-74 EV



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 328

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

H328-ARL-008

1 statistical study of the extent of success the State has achieved in
2 reducing the availability of tobacco products to persons under the
3 age of 18, and preparing any report to the extent required by
4 section 1926 of the federal Public Health Service Act (42 USC §
5 300x-26).'

6 Section 5. G.S. 14-313 is amended by adding a new
7 subsection to read:

8 '(b1) Vending machines. -- Tobacco products shall not be
9 distributed in vending machines; provided, however, vending machines
10 distributing tobacco products are permitted (i) in any establishment
11 which is open only to persons 18 years of age and older; or (ii) in
12 any establishment if the vending machine is under the continuous
13 control of the owner or licensee of the premises or an employee
14 thereof and can be operated only upon activation by the owner,
15 licensee, or employee prior to each purchase and the vending machine
16 is not accessible to the public when the establishment is closed.
17 The owner, licensee, or employee shall demand proof of age from a
18 prospective purchaser if the person has reasonable grounds to
19 believe that the prospective purchaser is under 18 years of age.
20 Failure to demand proof of age as required by this subsection is a
21 Class 2 misdemeanor if in fact the prospective purchaser is under 18
22 years of age. Proof that the defendant demanded, was shown, and
23 reasonably relied upon proof of age shall be a defense to any action
24 brought under this subsection. Vending machines distributing
25 tobacco products in establishments not meeting the above conditions
26 shall be removed by July 31, 1997. Any person distributing tobacco
27 products through vending machines in violation of this subsection
28 shall be guilty of a Class 2 misdemeanor.'
29

SIGNED

Bud Calpepper
Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

APR 2 1997

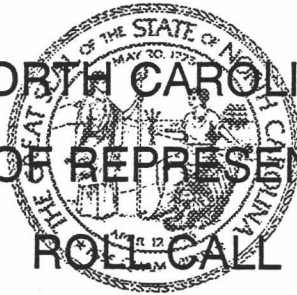
TABLED _____

38-74 EV

SW

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

4/02/97

3:48 PM

IN CHAIR: SPEAKER

221
LEGISLATIVE DAY 37

H328 HCS

READING 2

ARNOLD

AMEND #1 (CULPEPPER)

STOP TOBACCO SALES TO MINORS

AYES - 38

ALEXANDER
BADDOUR
BERRY
BLACK
BLUE
BOYD-MCINTYRE
BRAWLEY
CULPEPPER
DEDMON
DICKSON

EARLE
EASTERLING
FOX
GARDNER
GOODWIN
HENSLEY
HOWARD
HUNTER, R.
INSKO
JARRELL

JEFFUS
LUEBKE
MCCRARY
MILLER
MOORE
MOSLEY
NESBITT
NYE
PRESTON

REDWINE
ROGERS
SAUNDERS
SMITH
WARNER
WARWICK
WATSON
WILKINS
WOOD

NOES - 74

SPEAKER
ADAMS
ALDRIDGE
ALLRED
ARNOLD
BAKER
BARBEE
BEALL
BONNER
BOWIE
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP

CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DOCKHAM
EDDINS
ELLIS
ESPOSITO
FITCH
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY
HIATT
HIGHTOWER
HILL
HOLMES

HUNTER, H.
HURLEY
JUSTUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCMAHAN
MERCER
MICHAUX
MINER
MITCHELL
MORGAN
MORRIS
NEELY
NICHOLS
OLDHAM

OWENS
RAMSEY
RAYFIELD
REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WEATHERLY
WILSON, C.
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 7

BRASWELL
BROWN

GAMBLE
HACKNEY

IVES
SUTTON

WILSON, G.

EXCUSED VOTE - 0

NOT VOTING - 1

CRAWFORD

H328 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 328

DATE

4/2/97

S. B. No. _____

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

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Hensley1 moves to amend the bill on page 2, line 3 through 8

2 () WHICH CHANGES THE TITLE

3 by deleting the lines beginning with the word "have"
4 on line 3 and ending with the word "violation."
5 on line 8 and replacing those lines with the words
6 "be guilty of an infraction with a fifty dollar (\$
7 (\$50.00) fine upon the first offense. Subsequent
8 offenses shall be a Class 3 misdemeanor"

9
10 and on page 2 lines 24 ~~then~~ and 25 by
11 deleting the words beginning with "an" and
12 ending with "(\$250.00)." and replacing those
13 words with "Class 3 misdemeanor."

14
15 and on page 2, lines 36-41 by deleting
16 the words beginning with "and" and ending
17 with "violation." and replacing them with the
18 words "an infraction with a fifty dollar (\$50.00)
19 fine upon the first offense. Subsequent offenses shall
20 be a Class 3 misdemeanor."

SIGNED _____

ADOPTED _____

FAILED _____

TABLED _____

Continued

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

Continued

EDITION No. _____

H. B. No. 328DATE 4/2/97

S. B. No. _____

Amendment No. 2

COMMITTEE SUBSTITUTE _____

(to be filled in by
Principal Clerk)Rep.) HENSLEY
Sen.) _____

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

2 () WHICH CHANGES THE TITLE

3 by And on page 3 line 2 by deleting
4 the words "committed an infraction" and
5 replacing them with the words "committed
6 a Class 3 misdemeanor"7 _____
8 and on page 3 line 31 by deleting the words
9 "an infraction" and replacing them with
10 the words "a Class 3 misdemeanor"11 _____
12 and on page 3, lines 37-41 by deleting
13 the words beginning with "an" and
14 ending with the word "violation."
15 and replacing them with the
16 words "Class 3 misdemeanor."17 _____
18 And renumbering the bill's lines appropriately
19 _____

SIGNED

RJ Hensley

ADOPTED _____ FAILED _____

4/2/97
41-66 EV DW

TABLED _____

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

EV

4/02/97

3:55 PM

IN CHAIR: SPEAKER

222
LEGISLATIVE DAY 37

H328 HCS

READING 2

ARNOLD

AMEND #2 (HENSLEY)

STOP TOBACCO SALES TO MINORS

AYES - 41

ALEXANDER
ALLRED
BADDOUR
BERRY
BLACK
BLUE
BOYD-MCINTYRE
COLE
CULPEPPER
DICKSON
EARLE

EASTERLING
FOX
GARDNER
GOODWIN
HENSLEY
HIGHTOWER
HUNTER, H.
HUNTER, R.
INSKO
JARRELL

JEFFUS
KINNEY
LUEBKE
MCCRARY
MILLER
MOSLEY
NEELY
NESBITT
NYE
OLDHAM

REDWINE
ROGERS
SAUNDERS
SMITH
WARNER
WATSON
WILKINS
WOOD
WRIGHT
YONGUE

NOES - 66

ADAMS
ALDRIDGE
ARNOLD
BAKER
BARBEE
BEALL
BONNER
BOWIE
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
CREECH
CULP

DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
FITCH
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY
HIATT
HILL

HOLMES
HOWARD
HURLEY
JUSTUS
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NICHOLS
OWENS

PRESTON
RAMSEY
RAYFIELD
REYNOLDS
RUSSELL
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARWICK
WILSON, C.
WOMBLE

EXCUSED ABSENCE - 7

BRASWELL
BROWN

GAMBLE
HACKNEY

IVES
SUTTON

WILSON, G.

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
CRAWFORD

CUNNINGHAM
MERCER

MICHAUX

WEATHERLY

H328 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

EV

4/02/97

3:55 PM

IN CHAIR: SPEAKER

223
LEGISLATIVE DAY 37
H328 HCS
READING 2
ARNOLD

STOP TOBACCO SALES TO MINORS

AYES - ⁹⁷~~97~~ ^{SEP}

SPEAKER
ADAMS
ALDRIDGE
ARNOLD
BADDOUR
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
DAUGHTRY
DAVIS
DECKER
DEDMON

DICKSON
DOCKHAM
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

HURLEY
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NICHOLS
OLDHAM
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
ROGERS
RUSSELL
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WILKINS
WILSON, C.
WOMBLE
WRIGHT
YONGUE

NOES - ~~11~~ 12 ^{BW}

ALEXANDER
BAKER
BLUE

BOYD-MCINTYRE
CULPEPPER
EARLE

INSKO
LUEBKE
NYE

SAUNDERS
WOOD
ALLRED ^{BW}

EXCUSED ABSENCE - 7

BRASWELL
BROWN

GAMBLE
HACKNEY

IVES
SUTTON

WILSON, G.

EXCUSED VOTE - 0

~~ALLRED~~
CRAWFORD

CUNNINGHAM

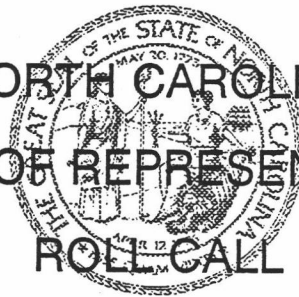
MERCER ⁴

WEATHERLY

H328 HCS

SEQ. # 230
LEGISLATIVE DAY 38
H328 HCS
READING 3
ARNOLD

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL



EV
4/03/97
1:26 PM
IN CHAIR: SPEAKER

STOP TOBACCO SALES TO MINORS
MOTION #3 - *PREVIOUS QUESTION*

AYES - 50

ALDRIDGE
ARNOLD
BAKER
BARBEE
BONNER
BOWIE
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CREECH
CULP

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EDDINS
GOODWIN
GRADY
GRAY
GULLEY
HARDY
HIATT
HILL

HOLMES
HOWARD
IVES
JARRELL
JUSTUS
KISER
MCCOMAS
MCCOMBS
MINER
MITCHELL
MOORE
MORGAN

MORRIS
PRESTON
RAYFIELD
SAUNDERS
SEXTON
SHUBERT
STARNES
TALLENT
WARWICK
WEATHERLY
WILSON, C.
WILSON, G.

NOES - 47

ADAMS
ALEXANDER
ALLRED
BADDOUR
BEALL
BERRY
BLACK
CHURCH
COLE
CULPEPPER
DAUGHTRY
EASTERLING

FITCH
FOX
GARDNER
HARDAWAY
HENSLEY
HIGHTOWER
HUNTER, H.
HUNTER, R.
HURLEY
INSKO
JEFFUS
KINNEY

LUEBKE
MCCRARY
MERCER
MICHAUX
MILLER
MOSLEY
NEELY
NESBITT
NYE
OLDHAM
OWENS
RAMSEY

REDWINE
ROGERS
SMITH
TOLSON
WAINWRIGHT
WARNER
WATSON
WILKINS
WOMBLE
WOOD
YONGUE

EXCUSED ABSENCE - 13

BOYD-MCINTYRE
BRASWELL
BRAWLEY
CLARY

ESPOSITO
GAMBLE
HACKNEY

MCPAHAN
NICHOLS
REYNOLDS

SHERRILL
THOMPSON
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER
BLUE
CRAWFORD

CUNNINGHAM
EARLE
ELLIS

HALL
MCALLISTER

RUSSELL
SUTTON

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

231
LEGISLATIVE DAY 38
H328 HCS
READING 3
ARNOLD

EV
4/03/97
1:26 PM
IN CHAIR: SPEAKER

STOP TOBACCO SALES TO MINORS

88
AYES - ~~87~~ *Wicks*

ADAMS
ALDRIDGE
ALLRED
ARNOLD
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
COLE
CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS

DECKER
DEDMON
DICKSON
DOCKHAM
EDDINS
FITCH
FOX
GARDNER
GRADY
GRAY
GULLEY
HARDAWAY
HARDY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY
INSKO

IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCCOMAS
MCCOMBS
MCCRARY
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
OLDHAM
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
RUSSELL
SEXTON
SHUBERT
SMITH
STARNES
SUTTON
TALLENT
TOLSON
WAINWRIGHT
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
YONGUE
ELIS

NOES - 12

ALEXANDER
BADDOUR
BAKER

EASTERLING
GOODWIN
HENSLEY

LUEBKE
NYE
ROGERS

SAUNDERS
WARNER
WOOD

EXCUSED ABSENCE - 13

BOYD-MCINTYRE
BRASWELL
BRAWLEY
CLARY

ESPOSITO
GAMBLE
HACKNEY

MCAHAN
NICHOLS
REYNOLDS

SHERRILL
THOMPSON
WRIGHT

EXCUSED VOTE - 0

SPEAKER
BLUE

CRAWFORD
CUNNINGHAM

87
NOT VOTING - ~~8~~ *Wicks*
EARLE
ELLIS

HALL
MCALLISTER

H328 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0329 FEB 25 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH2084-LDQ079(2.18)

Short Title: Small Farms Assistance Funds/AB.

(Public)

Sponsors: Representative Brown.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 AGRICULTURE FOR SMALL FARM ASSISTANCE.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture the sum of fifty thousand dollars (\$50,000) for the 1997-98
7 fiscal year to be used for small farm assistance programs.
8 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0330

FEB 25 97

H

D

HOUSE DRHA164-LDQ080(2.18)

HOUSE PRINCIPAL CLERK

Short Title: Piedmont-Triad Farmers Mkt. Funds/AB.

(Public)

Sponsors: Representative Brown.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTING CERTAIN
3 BUILDINGS AT THE PIEDMONT-TRIAD FARMERS MARKET.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture the sum of three million four hundred forty-four thousand
7 four hundred dollars (\$3,444,400) for the 1997-98 fiscal year for the construction costs
8 and other related costs of a wholesale dealers building and a retail building at the
9 Piedmont-Triad Farmers Market.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

H.B. FILED
0331 FEB 25 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH2083-LDQ078(2.18)

Short Title: Rollins Animal Lab Funds/AB.

(Public)

Sponsors: Representative Brown.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE
3 ROLLINS ANIMAL DISEASE DIAGNOSTIC LABORATORY.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture the sum of five hundred thirty-seven thousand dollars
7 (\$537,000) for the 1997-98 fiscal year for capital improvements to the Rollins Animal
8 Disease Diagnostic Laboratory on Blue Ridge Road in Raleigh, North Carolina, to
9 handle the increased work due to the expansion of animal production in this State.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0332

FEB 25 97

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6072-LGQ066(2.20)

Short Title: FFA Capital Improvement Funds.

(Public)

Sponsors: Representatives Brown and Culp.

Referred to:

A BILL TO BE ENTITLED

1
2 AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FUTURE
3 FARMERS OF AMERICA CENTER.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the North
6 Carolina Future Farmers of America Foundation, Incorporated, a nonprofit
7 corporation, the sum of seven hundred fifty thousand dollars (\$750,000) for the 1997-
8 98 fiscal year for further development, repairs, and renovations at the North Carolina
9 Future Farmers of America Center, provided that these funds are matched with
10 receipts to the Foundation on the basis of one dollar (\$1.00) of non-State funds for
11 every one dollar (\$1.00) of State funds.

12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0333

FEB 25 97

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6073-LL068(2.18)

Short Title: Clarify Atty-In-Fact Gifts.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE CIRCUMSTANCES UNDER WHICH AN
3 ATTORNEY-IN-FACT MAY MAKE GIFTS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 32A-2 reads as rewritten:

6 "§ 32A-2. Powers conferred by the Statutory Short Form Power of Attorney set out
7 in G.S. 32A-1.

8 The Statutory Short Form Power of Attorney set out in G.S. 32A-1 confers the
9 following powers on the attorney-in-fact named therein:

10 (1) Real Property Transactions. -- To lease, purchase, exchange, and
11 acquire, and to agree, bargain, and contract for the lease, purchase,
12 exchange, and acquisition of, and to accept, take, receive, and
13 possess any interest in real property whatsoever, on such terms and
14 conditions, and under such covenants, as said attorney-in-fact shall
15 deem proper; and to maintain, repair, improve, manage, insure,
16 rent, lease, sell, convey, subject to liens, mortgage, subject to deeds
17 of trust, and in any way or manner deal with all or any part of any
18 interest in real property whatsoever, that the principal owns at the
19 time of execution or may thereafter acquire, for under such terms
20 and conditions, and under such covenants, as said attorney-in-fact
21 shall deem proper.

22 (2) Personal Property Transactions. -- To lease, purchase, exchange,
23 and acquire, and to agree, bargain, and contract for the lease,
24 purchase, exchange, and acquisition of, and to accept, take,
25 receive, and possess any personal property whatsoever, tangible or

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

334
LEGISLATIVE DAY 48
H333 HCS
READING 2
CULPEPPER

EV
4/22/97
2:27 PM
IN CHAIR: SPEAKER

CLARIFY ATTORNEY-IN- FACT-GIFTS

AYES - 118

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

NOES - 0

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

HOLMES

H333 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

H.B. FILED
0334 FEB 25 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRHA158-LR043(2.18)

Short Title: NC Technological Dev. Auth. Funds.

(Public)

Sponsors: Representatives Culp, Owens, and Weatherly.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA
3 TECHNOLOGICAL DEVELOPMENT AUTHORITY, INC.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the North
6 Carolina Technological Development Authority, Inc., the sum of two million dollars
7 (\$2,000,000) for the 1997-98 fiscal year and the sum of two million dollars
8 (\$2,000,000) for the 1998-99 fiscal year for entrepreneurial support and infrastructure
9 including creating new business incubators, enhancing existing incubators, developing
10 capital formation initiatives, and supporting research commercialization programs.
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0335

FEB 25 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2086-LBX025A(12.30)

Short Title: Grantsboro Incorporated.

(Local)

Sponsors: Representative Nichols.

Referred to:

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

3 The General Assembly of North Carolina enacts:

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

5 "THE CHARTER OF THE TOWN OF GRANTSBORO.

6 "CHAPTER I.

7 "INCORPORATION AND CORPORATE POWERS.

8 "Section 1-1. **Incorporation.** The inhabitants of the Town of Grantsboro are a
9 body corporate and politic under the name 'Town of Grantsboro'. Under that name
10 they have all the powers, duties, rights, privileges, and immunities conferred and
11 imposed on cities by the general law of North Carolina.

12 "CHAPTER II.

13 "CORPORATE BOUNDARIES.

14 "Section 2-1. **Town Boundaries.** Until modified in accordance with the law, the
15 boundaries of the Town of Grantsboro are as follows:

- 16 1. In Pamlico County, beginning at the intersection of the centerline
17 of the right-of-way of NC 55 and the western border of the
18 corporate limits of the City of Alliance, and running thence in a
19 southerly direction, contiguous with the corporate limits of
20 Alliance, to a point 1,000 feet south of SR 1347 (Bay River Rd);
21 2. Thence west along a line parallel and 1,000 feet south of SR 1347
22 to a point 1,000 ft east of NC 306 and 1,000 ft southeast of Bay
23 River Rd (on or near, the southern border of Lot #34) (Tax Map
24 FO51);

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

FEB 25 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2081-LM050(2.14)

Short Title: Victim's Family Witness Execution.

(Public)

Sponsors: Representative Eddins.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW TWO MEMBERS OF THE VICTIM'S FAMILY TO BE
3 PRESENT AT AN EXECUTION.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 15-190 reads as rewritten:
6 "§ 15-190. Person or persons to be designated by warden to execute sentence;
7 supervision of execution; who shall be present.
8 Some guard or guards or other reliable person or persons to be named and
9 designated by the warden from time to time shall cause the person, convict or felon
10 against whom the death sentence has been so pronounced to be executed as provided
11 by this Article and all amendments thereto. The execution shall be under the general
12 supervision and control of the warden of the penitentiary, who shall from time to
13 time, in writing, name and designate the guard or guards or other reliable person or
14 persons who shall cause the person, convict or felon against whom the death sentence
15 has been pronounced to be executed as provided by this Article and all amendments
16 thereto. At such execution there shall be present the warden or deputy warden or
17 some person designated by the warden in ~~his stead~~, the warden's place, and the
18 surgeon or physician of the ~~penitentiary~~ penitentiary, and ~~six~~ Four respectable
19 citizens, two members of the victim's family, the counsel and any relatives of such
20 person, convict or felon and a minister or ministers of the gospel may be present if
21 they so ~~desire~~, desire, and ~~the~~ The board of directors of the penitentiary may provide
22 for and pay the fee for each execution not to exceed thirty-five dollars (\$35.00)."
23 Section 2. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/17/97

7:38 PM

IN CHAIR: SPEAKER

H. # 135
LEGISLATIVE DAY 27
H336
READING 2
EDDINS

VICTIMS FAMILY WITNESS EXECUTION

AYES - 111

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

NOES - 3

FITCH	GAMBLE	MICHAUX
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EXCUSED ABSENCE - 2

EASTERLING	NICHOLS
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EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	ARNOLD	EARLE	HENSLEY
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H336

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 630/10--12:11 PM

MAY 8, 1997

LEGISLATIVE DAY 58

LT. GOVERNOR WICKER

-- Presiding

EDDINS
VICTIM'S FAMILY WITNESS EXECUTION
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 336
READING 2

AYE	46	ALBERTSON	EAST	LEDBETTER	PLYLER
		ALLRAN	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	RUCHO
		BLUST	GARWOOD	MARTIN R.	SHAW L.
		CARPENTER	GULLEY	MARTIN W.	SHAW R.
		CARRINGTON	HARTSELL	MCDANIEL	SOLES
		CLARK	HORTON	MILLER	WARREN
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
		DANNELLY	KINCAID		
NO	2	BALLANCE	KINNAIRD		

EXCUSED 0

NOT CAST 1 BASNIGHT

ABSENT 1 RAND

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

(COPY)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 657/10-- 7:41 PM MAY 12, 1997 LEGISLATIVE DAY 59

LT. GOVERNOR WICKER

-- Presiding

EDDINS
VICTIM'S FAMILY WITNESS EXECUTION
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 336
READING 3

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

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



GENERAL ASSEMBLY
SENATE

CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 658/11-- 7:43 PM

MAY 12, 1997

LEGISLATIVE DAY 58

LT. GOVERNOR WICKER

-- Presiding

EDDINS
VICTIM'S FAMILY WITNESS EXECUTION
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 336
READING 3

RECORDED

AYE -1
NO 1 BALLANCE
ADJUSTED TOTAL
AYE 46
NO 3
NOT CAST 0
SENT 1

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 658/11-- 7:38 PM

MAY 12, 1997

LEGISLATIVE DAY 59

LT. GOVERNOR WICKER

-- Presiding

EDDINS
VICTIM'S FAMILY WITNESS EXECUTION
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 336
READING 3

AYE	46	ALBERTSON	DANNELLY	LEDBETTER	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANTINE	FORRESTER	LUCAS	RUCHO
		BASNIGHT	FOXX	MARTIN W.	SHAW L.
		BLUST	GARWOOD	MCDANIEL	SHAW R.
		CARPENTER	GULLEY	MILLER	SOLES
		CARRINGTON	HARTSELL	ODOM	WARREN
		CLARK	HORTON	PAGE	WEBSTER
		COCHRANE	HOYLE	PERDUE	WEINSTEIN
		CONDER	JENKINS	PHILLIPS	WELLONS
		COOPER	KERR	PLYLER	WINNER
		DALTON	KINCAID		
NO	3	BALLANCE	JORDAN	KINNAIRD	

EXCUSED 0

NOT CAST 0

ABSENT 1 MARTIN R.

PAIRS 0

AYE

NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

5/15/97

1:18 PM

IN CHAIR: SPEAKER

658
LEGISLATIVE DAY 62
H336 SCS

EDDINS

VICTIM'S FAMILY WITNESS EXECUTION

MOTION #11 - TO CONCUR WITH SENATE COMM. SUB.

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 11

ALDRIDGE	ESPOSITO	HIATT	OLDHAM
BLUE	GAMBLE	MILLER	WEATHERLY
DICKSON	HALL	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CREECH	MICHAUX	WAINWRIGHT
ALEXANDER			

H336 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0337 FEB 25 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH6061-LCX054(1.30)

Short Title: Randolph Occupancy Tax.

(Local)

Sponsors: Representative Culp.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE RANDOLPH COUNTY 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 Randolph
6 County Board of Commissioners may by resolution, after not less than 10 days' public
7 notice and after a public hearing held pursuant thereto, levy a room occupancy tax of
8 up to five percent (5%) of the gross receipts derived from the rental of any room,
9 lodging, or accommodation furnished by a hotel, motel, inn, tourist camp, or similar
10 place within the county that is subject to sales tax imposed by the State under G.S.
11 105-164.4(a)(3). This tax is in addition to any State or local sales tax. This tax does
12 not apply to accommodations furnished to nonprofit charitable, educational, or
13 religious organizations for use in furthering their nonprofit purpose.
14 (b) **Collection.** Every operator of a business subject to the tax levied
15 under this section shall, on and after the effective date of the levy of the tax, collect
16 the tax. This tax shall be collected as part of the charge for furnishing a taxable
17 accommodation. The tax shall be stated and charged separately from the sales
18 records and shall be paid by the purchaser to the operator of the business as trustee
19 for and on account of the county. The tax shall be added to the sales price and shall
20 be passed on to the purchaser instead of being borne by the operator of the business.
21 The county shall design, print, and furnish to all appropriate businesses and persons
22 in the county the necessary forms for filing returns and instructions to ensure the full
23 collection of the tax. An operator of a business who collects the occupancy tax
24 levied under this section may deduct from the amount remitted to the county a

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

4/02/97

2:50 PM

IN CHAIR: SPEAKER

214
LEGISLATIVE DAY 37
H337
READING 2
CULP

RANDOLPH OCCUPANCY TAX

AYES - ⁹⁶ ~~97~~ *DWeeks*

ADAMS
~~ALDRIDGE~~ *DW*
ALEXANDER
ARNOLD
BADDOUR
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BUCHANAN
CANSLER
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAVIS
DECKER

DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY
INSKO

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

OWENS
PRESTON
RAMSEY
REDWINE
REYNOLDS
ROGERS
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WOMBLE
WRIGHT
YONGUE

NOES - ¹⁴ ~~13~~ *DW*

ALLRED
BAKER
BLUE
CAPPS

DAUGHTRY
FITCH
HARDY

HENSLEY
HUNTER, H.
MORRIS

RAYFIELD
STARNES
WOOD
ALDRIDGE *DWeeks*

EXCUSED ABSENCE - 7

BRASWELL
BROWN

GAMBLE
HACKNEY

RUSSELL
SUTTON

WILSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

CRAWFORD

MICHAUX

229
LEGISLATIVE DAY 38
H337
READING 3
CULP

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC
4/03/97
1:24 PM
IN CHAIR: SPEAKER

RANDOLPH OCCUPANCY TAX

AYES - 85

ADAMS
ALDRIDGE
ALEXANDER
ARNOLD
BADDOUR
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BROWN
BUCHANAN
CANSLER
CHURCH
COLE
CULP
CULPEPPER
CUNNINGHAM
DECKER
DEDMON
DICKSON

DOCKHAM
EASTERLING
EDDINS
ELLIS
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY
INSKO
IVES
JARRELL

JEFFUS
JUSTUS
KINNEY
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NESBITT
NYE
OLDHAM
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHUBERT
SMITH
SUTTON
TALLENT
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WOMBLE
YONGUE

NOES - 11

ALLRED
BAKER
CAPPS

CREECH
DAUGHTRY
DAVIS

HARDY
HENSLEY
STARNES

WILSON, G.
WOOD

EXCUSED ABSENCE - 13

BOYD-MCINTYRE
BRASWELL
BRAWLEY
CLARY

ESPOSITO
GAMBLE
HACKNEY

MCMAHAN
NICHOLS
REYNOLDS

SHERRILL
THOMPSON
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER
BLUE
CARPENTER

CRAWFORD
EARLE
HALL

HARDAWAY
HUNTER, H.
KISER

MCALLISTER
WILSON, C.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 944/5--10:25 AM JUNE 19, 1997 LEGISLATIVE DAY 82

LT. GOVERNOR WICKER

-- Presiding

CULP
RANDOLPH OCCUPANCY TAX
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 337
READING 2

AYE	40	ALBERTSON BALLANCE BALLANTINE BASNIGHT BLUST CARRINGTON CONDER COOPER DALTON DANNELLY	GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN KERR KINCAID KINNAIRD	LEDBETTER LEE LUCAS MARTIN R. MARTIN W. MILLER ODOM PERDUE PHILLIPS PLYLER	RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS WINNER
NO	10	ALLRAN CARPENTER CLARK	COCHRANE EAST FORRESTER	FOXX MCDANIEL	PAGE WEBSTER

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1164/4-- 7:41 PM

JULY 21, 1997

LEGISLATIVE DAY 99

LT. GOVERNOR WICKER

-- Presiding

CULP
RANDOLPH OCCUPANCY TAX
SENATE COMM. SUB./3RD EDITION

HOUSE BILL 337
READING 3

AYE	37	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON COOPER DALTON	DANNELLY GULLEY HARTSELL HORTON JORDAN KERR KINCAID KINNAIRD LEDBETTER	LUCAS MARTIN R. MARTIN W. MILLER ODOM PERDUE PHILLIPS PLYLER RAND	REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	7	CLARK COCHRANE	EAST FORRESTER	FOXX MCDANIEL	PAGE

EXCUSED 0

NOT CAST 1 JENKINS

ABSENT 4 GARWOOD

HOYLE

LEE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

1250
LEGISLATIVE DAY 102
H337 SCS #2

EL
7/24/97
10:09 AM
IN CHAIR: SPEAKER

CULP

RANDOLPH OCCUPANCY TAX
MOTION #11 - TO CONCUR IN SCS

AYES - 89

ADAMS	DOCKHAM	JEFFUS	RAMSEY
ALEXANDER	EARLE	JUSTUS	RAYFIELD
ARNOLD	ELLIS	KINNEY	REDWINE
BADDOUR	FOX	KISER	REYNOLDS
BARBEE	GARDNER	LUEBKE	ROGERS
BEALL	GRADY	MCCOMBS	RUSSELL
BLACK	GRAY	MCCRARY	SAUNDERS
BONNER	GULLEY	MCMAHAN	SEXTON
BOYD-MCINTYRE	HACKNEY	MERCER	SHERRILL
BRASWELL	HALL	MICHAUX	SHUBERT
BRAWLEY	HARDAWAY	MILLER	SMITH
BROWN	HENSLEY	MINER	STARNES
BUCHANAN	HIGHTOWER	MITCHELL	THOMPSON
CANSLER	HILL	MOORE	TOLSON
CARPENTER	HOLMES	MORGAN	WAINWRIGHT
CHURCH	HOWARD	NEELY	WARNER
CLARY	HUNTER, H.	NESBITT	WARWICK
COLE	HUNTER, R.	NICHOLS	WILKINS
CRAWFORD	HURLEY	NYE	WILSON, C.
CULP	INSKO	OLDHAM	WILSON, G.
CULPEPPER	IVES	OWENS	WRIGHT
DECKER	JARRELL	PRESTON	YONGUE
DEDMON			

NOES - 7

ALDRIDGE	CAPPS	DAVIS	MORRIS
BERRY	CREECH	EDDINS	

EXCUSED ABSENCE - 12

BAKER	CUNNINGHAM	GOODWIN	MOSLEY
BLUE	DICKSON	HIATT	SUTTON
BOWIE	EASTERLING	MCCOMAS	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	ESPOSITO	HARDY	WATSON
ALLRED	FITCH	MCALLISTER	WEATHERLY
DAUGHTRY	GAMBLE	TALLENT	WOOD

H337 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0338

FEB 25 97

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA156-LD044(2.6)

Short Title: Pesticide Applicator Licensing.

(Public)

Sponsors: Representative Culp.

Referred to:

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

AB. FILED
0339 FEB 25 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2077*-LB098(2.19)

Short Title: Fayetteville Recall.

(Local)

Sponsors: Representatives Hurley and Morris.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE VOTERS OF THE CITY OF FAYETTEVILLE TO
3 RECALL THE MAYOR AND CITY COUNCIL.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter IV of the Charter of the City of Fayetteville, being
6 Chapter 557, Session Laws of 1979, is amended by adding a new section to read:
7 "§ 4.4. Recall. The Mayor and members of the City Council are subject to
8 removal pursuant to this section. An officer is removed upon the filing of a sufficient
9 recall petition and the affirmative vote of a majority of those voting on the question
10 of removal at a recall election.
11 A recall petition shall be filed with the City Clerk, who shall immediately forward
12 the petition to the board of elections that conducts elections for the City of
13 Fayetteville. A petition to recall the Mayor or a member of the City Council elected
14 at large shall bear the signatures equal in number to at least fifteen percent (15%) of
15 the registered voters of the City of Fayetteville. A petition to recall a member of the
16 City Council elected from a district shall bear the signatures equal in number to at
17 least fifteen percent (15%) of the registered voters of such district.
18 The board of elections shall verify the petition signatures. If a sufficient recall
19 petition is submitted, the board of elections shall certify its sufficiency to the
20 governing body, and the governing body shall adopt a resolution calling for a recall
21 election to be held not more than 60 days after the petition has been certified to the
22 governing body. The election may be held by itself or at the same time as any other
23 general or special election within the period established in this section, and shall be
24 held as otherwise provided in G.S. 163-287. The board of elections shall conduct the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0340 FEB 25 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA167-LR044A(2.18)

Short Title: Rowan/Repeal Condemn. Consent.

(Local)

Sponsors: Representatives Moore, Gardner, and McCombs.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING THAT ROWAN COUNTY DOES NOT REQUIRE
3 CONSENT PRIOR TO CERTAIN CONDEMNATIONS AND ACQUISITIONS
4 BY THAT COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1. Section 3 of Chapter 283 of the 1981 Session Laws, as
7 amended, is amended by deleting "Rowan".
8 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH6078*-LTQ035(2.12)

H.B. FILED
0341 D FEB 25 97
HOUSE PRINCIPAL CLERK

Short Title: Gatling Detention Center Funds.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO EXPAND THE CAPACITY OF THE
3 GATLING JUVENILE DETENTION CENTER.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Division
6 of Youth Services, Department of Human Resources, the sum of one million one
7 hundred twenty-seven thousand eight hundred fifty dollars (\$1,127,850) for the 1997-
8 98 fiscal year for construction and improvement to the Gatling Juvenile Detention
9 Center located in Mecklenburg County to house female juveniles.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997 H.B. FILED

0342 FEB 25 97

H

D

HOUSE DRH7071-LK049(2.6) HOUSE PRINCIPAL CLERK

Short Title: Mecklenburg Bid Limit Increased.

(Local)

Sponsors: Representative Alexander.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO RAISE THE THRESHOLD FOR THE INFORMAL BIDDING
3 PROCEDURE FOR LETTING PUBLIC CONTRACTS BY THE COUNTY OF
4 MECKLENBURG.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 143-129(a) reads as rewritten:
7 "(a) No construction or repair work requiring the estimated expenditure of public
8 money in an amount equal to or more than ~~fifty thousand dollars (\$50,000)~~ one
9 hundred thousand dollars (\$100,000) or purchase of apparatus, supplies, materials, or
10 equipment requiring an estimated expenditure of public money in an amount equal
11 to or more than ~~twenty thousand dollars (\$20,000)~~, one hundred thousand dollars
12 (\$100,000), except in cases of group purchases made by hospitals through a
13 competitive bidding purchasing program or in cases of special emergency involving
14 the health and safety of the people or their property, shall be performed, nor shall
15 any contract be awarded therefor, by any board or governing body of the State, or of
16 any institution of the State government, or of any county, city, town, or other
17 subdivision of the State, unless the provisions of this section are complied with. For
18 purposes of this Article, a competitive bidding group purchasing program is a
19 formally organized program that offers purchasing services at discount prices to two
20 or more hospital facilities. The limitation contained in this paragraph shall not apply
21 to construction or repair work undertaken during the progress of a construction or
22 repair project initially begun pursuant to this section. Further, the provisions of this
23 section shall not apply to the purchase of gasoline, diesel fuel, alcohol fuel, motor oil
24 or fuel oil. Such purchases shall be subject to G.S. 143-131."

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 899/5--12:25 PM

JUNE 12, 1997

LEGISLATIVE DAY 78

SENATOR BASNIGHT

-- Presiding

ALEXANDER
MECKLENBURG BID LIMIT INCREASED
2ND EDITION

HOUSE BILL 342
READING 2

AYE	49	ALBERTSON	DANNELLY	KINCAID	PLYLER
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEDBETTER	REEVES
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARWOOD	LUCAS	SHAW L.
		BLUST	GULLEY	MARTIN R.	SHAW R.
		CARPENTER	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HORTON	MCDANIEL	WARREN
		CLARK	HOYLE	MILLER	WEBSTER
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		CONDER	JORDAN	PAGE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
		DALTON			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 1 PERDUE

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0343

FEB 25 97

HOUSE PRINCIPAL CLERK

HOUSE DRH6058-LR020(2.4)

H

D

Short Title: Raise Minimum Wage.

(Public)

Sponsors: Representative Adams.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO RAISE THE STATE MINIMUM WAGE IN ORDER TO INDEX IT
3 TO INFLATION SINCE IT WAS LAST RAISED.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 95-25.3(a) reads as rewritten:
6 "(a) Every employer shall pay to each employee who in any workweek performs
7 any work, wages of at least three dollars and eighty cents (\$3.80) per hour effective
8 January 1, 1992, and ~~four dollars and twenty-five cents (\$4.25)~~ five dollars and fifteen
9 cents (\$5.15) per hour effective ~~January 1, 1993,~~ October 1, 1997, except as otherwise
10 provided in this section."
11 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0344

FEB 25 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7046*-LKZ025C(1.23)

Short Title: Motor Vehicle Occupant Restraints.

(Public)

Sponsors: Representatives Clary and Alexander.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE MOTOR VEHICLE OCCUPANT RESTRAINT SAFETY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-135.2A(a) reads as rewritten:

"(a) Each ~~front seat~~ occupant who is 16 years of age or older and each driver of a passenger motor vehicle manufactured with seat safety belts ~~in compliance with Federal Motor Vehicle Safety Standard No. 208~~ shall have such a safety belt properly fastened about his body at all times when the vehicle is in forward motion on a street or highway in this State. ~~Each driver of a passenger motor vehicle manufactured with seat safety belts in compliance with Federal Motor Vehicle Safety Standard No. 208, who is transporting in the front seat a person who is (1) under 16 years of age and (2) not required to be restrained in accordance with G.S. 20-137.1, shall have the person secured by such a safety belt at all times when the vehicle is operated in forward motion on a street or highway in this State. Persons required to be restrained in accordance with G.S. 20-137.1 shall be secured as required by that section.~~"

Section 2. G.S. 20-135.2A(e) reads as rewritten:

"(e) ~~Any person violating this section during the period from October 1, 1985, to December 31, 1986, shall be given a warning of violation only. Thereafter, any~~ Any person violating this section shall have committed an infraction and shall pay a fine of ~~twenty-five dollars (\$25.00).~~ fifty dollars (\$50.00). ~~An infraction is an unlawful act that is not a crime. The procedure for charging and trying an infraction is the same as for a misdemeanor, but conviction of an infraction has no consequence other than payment of a fine. A person convicted of an infraction found responsible for a violation of this section may not be assessed court costs.~~"

Section 3. G.S. 20-135.2A(f) reads as rewritten:

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

551
LEGISLATIVE DAY 54
H344 HCS #2
READING 2
CLARY

EV
5/01/97
6:28 PM
IN CHAIR: SPEAKER

MOTOR VEHICLE OCCUPANT RESTRAINTS

AYES - 101

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

NOES - 14

ALLRED	DECKER	MITCHELL	RAMSEY
BAKER	FITCH	NYE	SMITH
BEALL	KINNEY	PRESTON	WOOD
BERRY	MCALLISTER		

EXCUSED ABSENCE - 2

OLDHAM	SHUBERT
--------	---------

EXCUSED VOTE - 0

NOT VOTING - 3

BROWN	EARLE	GAMBLE
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NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 344

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

H344-ARV-009

Page 1 of 2

Date 8/19, 1998

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

Senator Winner

- 1 moves to amend the bill on page 1, lines 5-15,
2 by rewriting those lines to read:
3 "(a) Each front seat occupant ~~who is 16 years of age or older~~
4 and each driver of a passenger motor vehicle manufactured with
5 seat safety belts ~~in compliance with Federal Motor Vehicle Safety~~
6 ~~Standard No. 208~~ shall have such a safety belt properly fastened
7 about his body at all times when the vehicle is in forward motion
8 on a street or highway in this State. Each driver of a passenger
9 motor vehicle ~~manufactured with seat safety belts in compliance~~
10 ~~with Federal Motor Vehicle Safety Standard No. 208~~, who is
11 transporting in the front seat a person who is ~~(1)~~ under 16 years
12 of age and ~~(2) not required to be restrained in accordance with~~
13 ~~G.S. 20-137.1~~, shall have the person secured by such a safety
14 belt at all times when the vehicle is operated in forward motion
15 on a street or highway in this State. ~~Persons required to be~~
16 ~~restrained in accordance with G.S. 20-137.1 shall be secured as~~
17 ~~required by that section.~~";
18
19 and on page 1, line 16 through page 2, line 4,
20 by deleting those lines;
21
22 and on page 2, line 6,
23 by rewriting that line to read:



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 344

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

H344-ARV-009

1 "(a) Every driver who is transporting a ~~child~~ passenger of less
2 than 12 years of"

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 42-6
8/19/98 J. Pruitt

FAILED _____

TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1972/3-- 1:36 PM

AUGUST 19, 1998

LEGISLATIVE DAY 182

LT. GOVERNOR WICKER

-- Presiding

CLARY
MOTOR VEHICLE OCCUPANT RESTRAINTS
SENATE COM SUB #2/5TH EDITION

HOUSE BILL 344

AMEND 1

AYE	42	ALBERTSON BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARWOOD HARTSELL HORTON JENKINS JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER ODOM PERDUE PHILLIPS PLYLER	RAND RUCHO SHAW L. SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS WINNER
NO	5	ALLRAN GULLEY	MOORE	PURCELL	REEVES

EXCUSED 0
NOT CAST 1 LEDBETTER
ABSENT 2 HOYLE
PAIRS 0
AYE
NO

PAGE



GENERAL ASSEMBLY
SENATE

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1973/4-- 1:48 PM AUGUST 19, 1998 LEGISLATIVE DAY 182

LT. GOVERNOR WICKER

-- Presiding

CLARY
MOTOR VEHICLE OCCUPANT RESTRAINTS
SENATE COM SUB #2/5TH EDITION

HOUSE BILL 344

AMEND 1

RECORDED

NO 1 KINNAIRD
ABSENT -1
ADJUSTED TOTAL
AYE 42
NO 6
NOT CAST 1
ABSENT 1

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1973/4-- 1:48 PM

AUGUST 19, 1998

LEGISLATIVE DAY 182

LT. GOVERNOR WICKER

-- Presiding

CLARY
MOTOR VEHICLE OCCUPANT RESTRAINTS
SENATE COM SUB #2/5TH EDITION

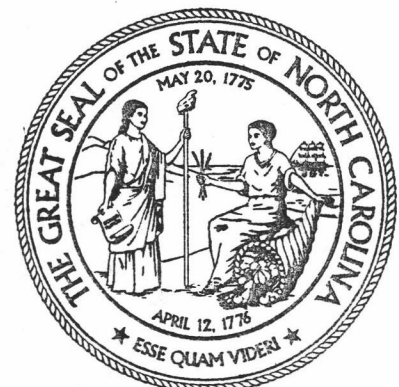
HOUSE BILL 344

AMEND 1

AYE	42	ALBERTSON BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARWOOD HARTSELL HORTON HOYLE JENKINS JORDAN KERR	LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER ODOM PERDUE PHILLIPS PLYLER	RAND RUCHO SHAW L. SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS WINNER
NO	6	ALLRAN GULLEY	KINNAIRD MOORE	PURCELL	REEVES

EXCUSED 0
NOT CAST 1 LEDBETTER
ABSENT 1 PAGE
PAIRS 0
AYE
NO

(COPY)



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1974/5-- 1:50 PM

AUGUST 19, 1998

LEGISLATIVE DAY 182

LT. GOVERNOR WICKER

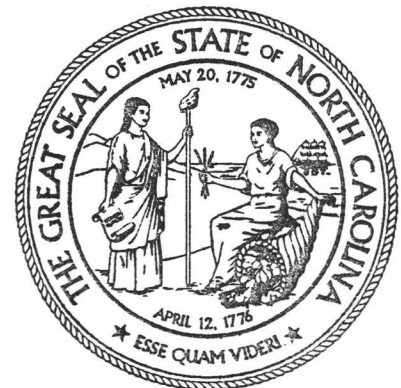
-- Presiding

CLARY
MOTOR VEHICLE OCCUPANT RESTRAINTS
SENATE COM SUB #2/5TH EDITION

HOUSE BILL 344
READING 2

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

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



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0345
FEB 25 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7072*-LN061(2.6)

Short Title: Domestic Violence Funds.

(Public)

Sponsors: Representative Sherrill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR DOMESTIC VIOLENCE
3 PREVENTION AND PROGRAMS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Administration the sum of three million dollars (\$3,000,000) for the
7 1997-98 fiscal year and the sum of three million dollars (\$3,000,000) for the 1998-99
8 fiscal year for the North Carolina Council for Women for the prevention of domestic
9 violence and the continuation of domestic violence programs within the State. These
10 funds shall be allocated as follows:
11 (1) \$2,900,000 for existing domestic violence programs and for the
12 North Carolina Coalition Against Domestic Violence, Inc. These
13 funds shall be administered in accordance with G.S. 50B-9.
14 (2) \$100,000 for the development of new domestic violence programs.
15 The North Carolina Council for Women may award grants of up to
16 \$60,000 per program.
17 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. 1159
0346 FEB 26 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2079-LCX042(1.21)

Short Title: Roanoke Rapids Occupancy Tax.

(Local)

Sponsors: Representative Crawford (by request).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE CITY OF ROANOKE RAPIDS TO LEVY A
3 ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. Occupancy tax. (a) **Authorization and scope.** The Roanoke
6 Rapids City Council may by resolution, after not less than 10 days' public notice and
7 after a public hearing held pursuant thereto, levy a room occupancy tax of up to
8 three percent (3%) of the gross receipts derived from the rental of any room, lodging,
9 or accommodation furnished by a hotel, motel, inn, tourist camp, or similar place
10 within the city that is subject to sales tax imposed by the State under G.S. 105-
11 164.4(a)(3). This tax is in addition to any State or local sales tax. This tax does not
12 apply to accommodations furnished by nonprofit charitable, educational, or religious
13 organizations.
14 (b) **Collection.** Every operator of a business subject to the tax levied
15 under this section shall, on and after the effective date of the levy of the tax, collect
16 the tax. This tax shall be collected as part of the charge for furnishing a taxable
17 accommodation. The tax shall be stated and charged separately from the sales
18 records and shall be paid by the purchaser to the operator of the business as trustee
19 for and on account of the city. The tax shall be added to the sales price and shall be
20 passed on to the purchaser instead of being borne by the operator of the business.
21 The city shall design, print, and furnish to all appropriate businesses and persons in
22 the city the necessary forms for filing returns and instructions to ensure the full
23 collection of the tax. An operator of a business who collects the occupancy tax
24 levied under this section may deduct from the amount remitted to the city a discount
25 equal to the discount the State allows the operator for State sales and use tax.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0347 FEB 26 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1092*-LL072(2.18)

Short Title: Increase Fire/Rescue Benefits.

(Public)

Sponsors: Representative Mercer.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE MONTHLY BENEFITS FROM THE NORTH
3 CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION
4 FUND.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 58-86-55 reads as rewritten:
7 "**§ 58-86-55. Monthly pensions upon retirement.**
8 Any member who has served 20 years as an 'eligible fireman' or 'eligible rescue
9 squad worker' in the State of North Carolina, as provided in G.S. 58-86-25 and G.S.
10 58-86-30, and who has attained the age of 55 years is entitled to be paid a monthly
11 pension from this fund. The monthly pension shall be in the amount of ~~one hundred~~
12 ~~thirty-five dollars (\$135.00)~~ one hundred fifty-five dollars (\$155.00) per month. Any
13 retired fireman receiving a pension of ~~one hundred ten dollars (\$110.00)~~ per month
14 shall, effective July 1, ~~1995~~, 1997, receive a pension of ~~one hundred thirty-five dollars~~
15 ~~(\$135.00)~~ one hundred fifty-five dollars (\$155.00) per month.
16 Members shall pay ten dollars (\$10.00) per month as required by G.S. 58-86-35
17 and G.S. 58-86-40 for a period of no longer than 20 years. No 'eligible rescue squad
18 member' shall receive a pension prior to July 1, 1983. No member shall be entitled to
19 a pension hereunder until the member's official duties as a fireman or rescue squad
20 worker for which the member is paid compensation shall have been terminated and
21 the member shall have retired as such according to standards or rules fixed by the
22 board of trustees.
23 A member who is totally and permanently disabled while in the discharge of the
24 member's official duties as a result of bodily injuries sustained or as a result of
25 extreme exercise or extreme activity experienced in the course and scope of those

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0348

FEB 26 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2080-LKX071A(2.13)

Short Title: Cider/Vinegar Manufacturer Permit.

(Public)

Sponsors: Representative Eddins.

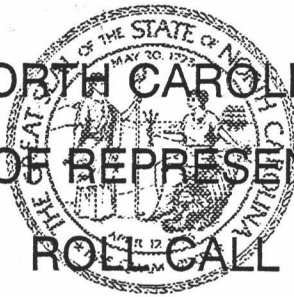
Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR A CIDER AND VINEGAR MANUFACTURER'S
3 PERMIT TO BE ISSUED BY THE ALCOHOLIC BEVERAGE CONTROL
4 COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 18B-1100 reads as rewritten:
7 "**§ 18B-1100. Commercial permits.**
8 The Commission may issue the following commercial permits:
9 (1) Unfortified winery
10 (2) Fortified winery
11 (3) Limited winery
12 (4) Brewery
13 (5) Distillery
14 (6) Fuel alcohol
15 (7) Wine importer
16 (8) Wine wholesaler
17 (9) Malt beverages importer
18 (10) Malt beverages wholesaler
19 (11) Bottler
20 (12) Salesman
21 (13) Vendor representative
22 (14) Nonresident malt beverage vendor
23 (15) Nonresident wine vendor
24 (16) Winery special show
25 (17) Liquor importer/bottler ~~permit.~~ permit

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



RC

4/08/97

3:01 PM

IN CHAIR: SPEAKER

247
LEGISLATIVE DAY 40
H348 HCS
READING 2
EDDINS

CIDER/VINEGAR MANUFACTURER PERMIT

AYES - 114

ADAMS	DAVIS	INSKO	PRESTON
ALDRIDGE	DECKER	IVES	RAMSEY
ALEXANDER	DEDMON	JARRELL	RAYFIELD
ALLRED	DICKSON	JEFFUS	REDWINE
ARNOLD	DOCKHAM	JUSTUS	REYNOLDS
BADDOUR	EARLE	KINNEY	RUSSELL
BAKER	EASTERLING	KISER	SAUNDERS
BEALL	EDDINS	LUEBKE	SEXTON
BERRY	ELLIS	MCALLISTER	SHERRILL
BLACK	ESPOSITO	MCCOMAS	SHUBERT
BLUE	FITCH	MCCOMBS	SMITH
BONNER	FOX	MCCRARY	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	HALL	MOORE	WARWICK
CAPPS	HARDAWAY	MORGAN	WATSON
CARPENTER	HARDY	MORRIS	WEATHERLY
CHURCH	HIATT	MOSLEY	WILKINS
CLARY	HIGHTOWER	NEELY	WILSON, C.
COLE	HILL	NESBITT	WILSON, G.
CREECH	HOLMES	NICHOLS	WOMBLE
CULP	HOWARD	NYE	WOOD
CULPEPPER	HUNTER, H.	OLDHAM	WRIGHT
CUNNINGHAM	HUNTER, R.	OWENS	YONGUE
DAUGHTRY	HURLEY		

NOES - 0

EXCUSED ABSENCE - 3

BARBEE CRAWFORD HENSLEY

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER GAMBLE ROGERS

H348 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



RC

4/09/97

2:29 PM

IN CHAIR: SPEAKER

266
LEGISLATIVE DAY 41
H348 HCS
READING 3
EDDINS

CIDER/VINEGAR MANUFACTURER PERMIT

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 6

BARBEE	BLUE	ESPOSITO	IVES
BERRY	CRAWFORD		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	GRAY	HUNTER, H.	WATSON
DAUGHTRY	HIGHTOWER	STARNES	

H348 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 737/6--12:38 PM

MAY 22, 1997

LEGISLATIVE DAY 66

LT. GOVERNOR WICKER

-- Presiding

EDDINS
CIDER/VINEGAR MANUFACTURER PERMIT
2ND EDITION

HOUSE BILL 348
READING 2

AYE	45	ALBERTSON	FORRESTER	LEDBETTER	PLYLER
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARWOOD	LUCAS	REEVES
		BALLANTINE	GULLEY	MARTIN R.	RUCHO
		BASNIGHT	HARTSELL	MARTIN W.	SHAW L.
		BLUST	HORTON	MCDANIEL	SHAW R.
		CARPENTER	HOYLE	MILLER	SOLES
		CONDER	JENKINS	ODOM	WEBSTER
		COOPER	KERR	PAGE	WEINSTEIN
		DALTON	KINCAID	PERDUE	WELLONS
		DANNELLY	KINNAIRD	PHILLIPS	WINNER
		EAST			
NO	1	CLARK			

EXCUSED 0

NOT CAST 0

ABSENT 4 CARRINGTON

COCHRANE

JORDAN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 752/5-- 7:57 PM

MAY 26, 1997

LEGISLATIVE DAY 67

SENATOR BASNIGHT

-- Presiding

EDDINS
CIDER/VINEGAR MANUFACTURER PERMIT
2ND EDITION

HOUSE BILL 348
READING 3

AYE	46	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		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	ODOM	WARREN
		COCHRANE	JENKINS	PAGE	WEBSTER
		CONDER	KERR	PERDUE	WELLONS
		COOPER	KINCAID	PHILLIPS	WINNER
		DALTON	KINNAIRD		
NO	1	CLARK			

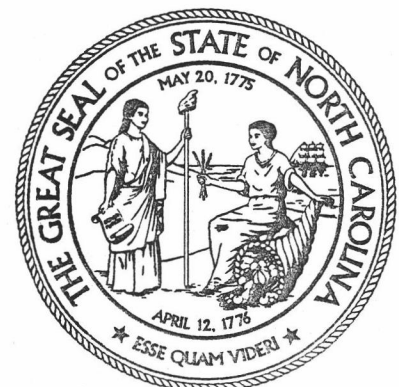
EXCUSED 0

NOT CAST 1 WEINSTEIN

ABSENT 2 EAST JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0349

FEB 26 97

H

D

HOUSE DRH6065-LK077(2.18)

HOUSE PRINCIPAL CLERK

Short Title: New MV Safety Inspections.

(Public)

Sponsors: Representative Dickson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT NEW MOTOR VEHICLES NEED BE INSPECTED
3 ONLY WHEN THEY ARE SOLD TO THE FIRST PURCHASER.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-183.4C reads as rewritten:
6 **"§ 20-183.4C. When a vehicle must be inspected.**
7 A vehicle that is subject to a safety inspection, an emissions inspection, or both
8 must be inspected as follows:
9 (1) A new vehicle must be inspected before it is ~~offered for sale~~ sold at
10 retail in this State.
11 (2) A used vehicle must be inspected before it is offered for sale at
12 retail in this State by a dealer at a location other than a public
13 auction.
14 (3) A used vehicle that is offered for sale at retail in this State by a
15 dealer at a public auction must be inspected before it is offered for
16 sale unless it has an inspection sticker that was put on the vehicle
17 under this Part and does not expire until at least nine months after
18 the date the vehicle is offered for sale at auction.
19 (4) A used vehicle acquired by a resident of this State from a person
20 outside the State must be inspected within 10 days after the vehicle
21 is registered with the Division.
22 (5) A vehicle owned by a new resident of this State who transfers the
23 registration of the vehicle from the resident's former home state to
24 this State must be inspected within 10 days after the vehicle is
25 registered with the Division.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/01/97

3:04 PM

IN CHAIR: SPEAKER

209
LEGISLATIVE DAY 36
H349
READING 2
DICKSON

NEW MOTOR VEHICLE SAFETY INSPECTIONS

AYES - 110

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

NOES - 3

BONNER	CARPENTER	INSKO
--------	-----------	-------

EXCUSED ABSENCE - 6

ALDRIDGE	HACKNEY	MORGAN	PRESTON
CREECH	IVES		

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1924/9-- 8:01 PM

AUGUST 10, 1998

LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

DICKSON
SALISBURY ST. PARKING
SENATE COM SUB/2ND EDITION

HOUSE BILL 349
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 GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1924/9-- 8:01 PM

AUGUST 10, 1998

LEGISLATIVE DAY 176

LT. GOVERNOR WICKER

-- Presiding

DICKSON
SALISBURY ST. PARKING
SENATE COM SUB/2ND EDITION

HOUSE BILL 349
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

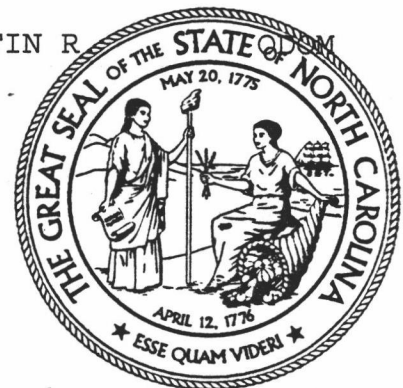
NOT CAST 1 WINNER

ABSENT 6 BALLANCE
EAST

GULLEY
HARTSELL

MARTIN R

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2030/6-- 2:24 PM

SEPTEMBER 8, 1998

LEGISLATIVE DAY

LT. GOVERNOR WICKER

-- Presiding

DICKSON
GA PARKING
SENATE COM SUB #2/4TH EDITION

HOUSE BILL 349
READING 2

AFTER RECONSIDERATION

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

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 5 GARWOOD MOORE
HARTSELL

SHAW L

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2013
LEGISLATIVE DAY 196
H349 SCS #2

9/14/98

7:13 PM

IN CHAIR: SPEAKER

DICKSON

GENERAL ASSEMBLY PARKING

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 84

SPEAKER
ADAMS
ALDRIDGE
ALEXANDER
ALLRED
BADDOUR
BAKER
BARBEE
BAREFOOT
BEALL
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BROWN
BRYANT
BUCHANAN
CAPPS
CHURCH
CLARY

COLE
CRAWFORD
CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS
DECKER
DEDMON
EARLE
EDDINS
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HENSLEY
HIGHTOWER

HILL
HOLMES
HOWARD
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY

NESBITT
NICHOLS
NYE
OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
SEXTON
SHERRILL
STARNES
SUTTON
THOMPSON
TOLSON
WARNER
WARWICK
WEATHERLY
WILSON, G.
WOOD
YONGUE

NOES - 1

HARDY

EXCUSED ABSENCE - 23

ALLEN
ARNOLD
BLACK
BRAWLEY
CANSLER
CARPENTER

CUNNINGHAM
DICKSON
DOCKHAM
ELLIS
ESPOSITO
IVES

KINNEY
KISER
LUEBKE
MERCER
ROGERS
RUSSELL

SMITH
WAINWRIGHT
WATSON
WOMBLE
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 12

BRASWELL
EASTERLING
FITCH

HARDAWAY
HIATT
HUNTER, H.

MICHAUX
OLDHAM
SAUNDERS

SHUBERT
TALLENT
WILSON, C.

H349 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRHA159*-LN008B(1.29)

H.B. FILED
0350 FEB 26 97
HOUSE PRINCIPAL CLERK D

Short Title: Genetic Info/No Discrimination.

(Public)

Sponsors: Representative Dickson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT DISCRIMINATION IN HEALTH INSURANCE AND
3 EMPLOYMENT BASED ON GENETIC INFORMATION.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 58-50-130(a)(1) reads as rewritten:

6 "(1) Except in the case of a late enrollee, any preexisting-conditions
7 provision may not limit or exclude coverage for a period beyond
8 12 months following the insured's initial effective date of coverage
9 and must define preexisting conditions as 'those conditions for
10 which medical ~~advice~~ advice, diagnosis, care, or treatment was
11 received or recommended or that could be medically documented
12 within the 12-month period immediately preceding the effective
13 date of the person's coverage'. Genetic information shall not be
14 treated as a preexisting condition in the absence of a diagnosis of
15 the condition related to the genetic information. As used in this
16 section, the term 'genetic information' means information about
17 genes, gene products, or inherited characteristics that may derive
18 from an individual or a family member."

19 Section 2. G.S. 58-51-15(a)(2) reads as rewritten:

20 "(2) A provision in the substance of the following language:

21 TIME LIMIT ON CERTAIN DEFENSES:

22 a. After two years from the date of issue or reinstatement of
23 this policy no misstatements except fraudulent misstatements
24 made by the applicant in the application for such policy
25 shall be used to void the policy or deny a claim for loss

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0351 FEB 26 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6080*-LE023K(2.7)

Short Title: Excellent Schools Act.

(Public)

Sponsors: Representatives Brubaker, Arnold, Rogers, Preston, Russell, and Shubert.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT THE EXCELLENT SCHOOLS ACT.

3 The General Assembly of North Carolina enacts:

4 Section 1. This act shall be known as "The Excellent Schools Act".
5

6 *****

7 An outline of the provisions of the act follows this section. The outline
8 shows the heading "CONTENTS/INDEX" and it lists by general category the
9 descriptive captions for the various sections and groups of sections that make up the
10 act. This outline is designed for reference only, and it in no way limits, defines, or
11 prescribes the scope or application of the text of the act.
12

13 CONTENTS/INDEX
14 I. EFFORTS TO RAISE STUDENT PERFORMANCE STANDARDS
15 Section 2.
16 II. RIGOROUS STANDARDS FOR ENTERING THE TEACHING PROFESSION
17 A. ENHANCED STANDARDS FOR TEACHER PREPARATION
18 PROGRAMS
19 Section 3.
20 B. ENHANCED INITIAL CERTIFICATION REQUIREMENTS
21 Section 4.
22 C. REPORT ON ENHANCEMENT OF STANDARDS
23 Section 5.
24 III. RIGOROUS STANDARDS FOR CONTINUING CERTIFICATION

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH7069-LG059(2.19)

H.B. FILED
0352 FEB 26 97
HOUSE PRINCIPAL CLERK

Short Title: Hydrilla Eradication Funds.

(Public)

Sponsors: Representatives Wilkins, Crawford, and Hardaway.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ERADICATE HYDRILLA IN LAKE
3 GASTON.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Environment, Health, and Natural Resources, Division of Water
7 Resources, the sum of one hundred thousand dollars (\$100,000) for the 1997-98 fiscal
8 year and the sum of one hundred thousand dollars (\$100,000) for the 1998-99 fiscal
9 year to eradicate hydrilla in Lake Gaston.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0353

FEB 26 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4041-RG009(1.24)

Short Title: Domestic Violence/Pretrial Release.

(Public)

Sponsors: Representative Hensley.

Referred to: J II

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DECREASE THE PERIOD OF TIME IN DOMESTIC VIOLENCE
3 CASES THAT A DEFENDANT MAY BE HELD IN CUSTODY WITHOUT A
4 DETERMINATION OF PRETRIAL RELEASE BY A JUDGE.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 15A-534.1(b) reads as rewritten:
7 "(b) A defendant may be retained in custody not more than ~~48~~ 12 hours from the
8 time of arrest without a determination being made under this section by a judge. If a
9 judge has not acted pursuant to this section within ~~48~~ 12 hours of arrest, the
10 magistrate shall act under the provisions of this section."
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0354 FEB 26 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2074-RG005(1.24)

Short Title: Eliminate Certified Notice.

(Public)

Sponsors: Representative Hensley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ELIMINATE THE REQUIREMENT OF CERTIFIED MAIL NOTICE
3 IN BOND FORFEITURE CASES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 15A-544(b) reads as rewritten:
6 "(b) If the principal does not comply with the conditions of the bail bond, the
7 court having jurisdiction must enter an order declaring the bail to be forfeited. If
8 forfeiture is ordered by the court, a copy of the order of forfeiture and notice that
9 judgment will be entered upon the order after 60 days must be served on each
10 obligor. Service is to be made by the clerk mailing by ~~certified mail, return receipt~~
11 ~~requested~~, first-class mail a copy of the order of forfeiture and notice to each obligor
12 at each obligor's address as noted on the bond and note on the original the date of
13 mailing. Service is complete three days after the mailing."
14 Section 2. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

5/01/97

1:39 PM

IN CHAIR: SPEAKER

512
LEGISLATIVE DAY 54

H354

READING 2

HENSLEY

ELIMINATE CERTIFIED NOTICE

AYES - 84

ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BLACK
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
CULP
CULPEPPER
DAVIS
DECKER

DEDMON
DICKSON
DOCKHAM
EDDINS
ELLIS
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY

INSKO
IVES
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NICHOLS
NYE
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
TALLENT
THOMPSON
TOLSON
WARNER
WARWICK
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
YONGUE

NOES - 0

EXCUSED ABSENCE - 2

MILLER

OLDHAM

EXCUSED VOTE - 0

NOT VOTING - 34

SPEAKER
ADAMS
ALDRIDGE
ALLRED
BEALL
BERRY
BLUE
BRASWELL
COLE

CRAWFORD
CREECH
CUNNINGHAM
DAUGHTRY
EARLE
EASTERLING
ESPOSITO
GAMBLE
HARDAWAY

HIATT
HIGHTOWER
HUNTER, H.
JARRELL
JEFFUS
MCALLISTER
MICHAUX
NESBITT

REYNOLDS
SMITH
STARNES
SUTTON
WAINWRIGHT
WATSON
WOOD
WRIGHT

H354

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1803/16-- 4:36 PM

JULY 15, 1998

LEGISLATIVE DAY 162

SENATOR BASNIGHT

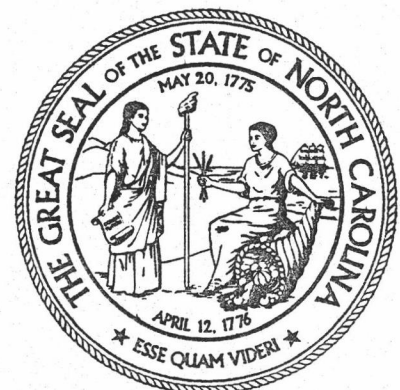
-- Presiding

HENSLEY
ELIMINATE CERTIFIED NOTICE

HOUSE BILL 354
READING 2

AYE	44	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER	DALTON DANNELLY FORRESTER FOXX GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R. MARTIN W. MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES RUCHO SHAW L. SOLES WARREN WEINSTEIN WELLONS WINNER
NO	5	EAST LEDBETTER	MCDANIEL	SHAW R.	WEBSTER

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



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1804/17-- 4:36 PM

JULY 15, 1998

LEGISLATIVE DAY 162

SENATOR BASNIGHT

-- Presiding

HENSLEY
ELIMINATE CERTIFIED NOTICE

HOUSE BILL 354
READING 3

AYE	44	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE COOPER	DALTON DANNELLY FORRESTER FOXX GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R. MARTIN W. MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES RUCHO SHAW L. SOLES WARREN WEINSTEIN WELLONS WINNER
NO	5	EAST LEDBETTER	MCDANIEL	SHAW R.	WEBSTER

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



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0355 FEB 26 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1089-RS006(1.24)

Short Title: Waiver of Recording/Dist. Ct.

(Public)

Sponsors: Representative Hensley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A CIVIL TRIAL IN DISTRICT COURT WILL
3 NOT BE REPORTED UNLESS A PARTY REQUESTS REPORTING IN
4 WRITING OR THE COURT ORDERS REPORTING.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 7A-198(d) reads as rewritten:
7 "(d) Reporting of any trial ~~may be waived by consent of the parties.~~ is waived
8 unless a party requests reporting in writing. Except as otherwise provided in
9 subsection (e) of this section, a trial shall be reported if a party requests reporting in
10 writing or if the court, in its discretion, orders that the trial be reported."
11 Section 2. This act becomes effective October 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2092-LT044(2.25)

H.B. FILED

0356 FD 26 97

HOUSE PRINCIPAL CLERK

Short Title: LRC Study/Nonbanking Consumer Industries/AB.

(Public)

Sponsors: Representative Tallent.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO
3 STUDY THE NONBANKING CONSUMER INDUSTRIES REGULATED BY
4 THE OFFICE OF THE COMMISSIONER OF BANKS.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Legislative Research Commission may study the
7 nonbanking consumer industries regulated by the Office of the Commissioner of
8 Banks, including, consumer finance lenders, money transmitters, mortgage brokers
9 and bankers, refund anticipation lenders, and reverse mortgage lenders.
10 Section 2. The Commission may make an interim report to the 1998
11 Regular Session of the 1997 General Assembly and a final report, including any
12 legislative proposals, to the 1999 General Assembly.
13 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0357 FEB 26 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7076-LD074A(2.13)

Short Title: General Animal Waste Permits.

(Public)

Sponsors: Representative Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE REQUIREMENTS IMPOSED BY GENERAL
3 PERMITS FOR CERTAIN ANIMAL OPERATIONS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 143-215.10C is amended by adding a new subsection to
6 read:
7 "(a1) The general permits for animal operations shall not require any of the
8 following:
9 (1) That application of animal waste onto land used to grow crops for
10 direct human consumption be prohibited within any specified time
11 period prior to or during the planting of the crop, during the
12 growing season, or, in the case of fruit trees, prior to breaking
13 dormancy.
14 (2) That application of animal waste onto land used to grow fiber or
15 food crops for direct human consumption that undergo further
16 processing be prohibited within any specified time period prior to
17 the harvesting of the crop.
18 (3) That animal waste be incorporated into the soil within any
19 specified time period after it is applied onto bare soil.
20 (4) That waste application and handling equipment be maintained on
21 site, when it is provided by the owner or operator.
22 (5) That inspection of a waste collection, treatment, storage, or
23 transmission structure be performed more frequently than annually,
24 when the structure is under the control of the owner or operator.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 357

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

H357-ARF-002

Date May 1, 1997
MAY 1 1997

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

Representative Mitchell

- 1 moves to amend the bill on page 2, line 1,
2
3 by deleting the word "storage".
4

SIGNED W. F. Mitchell
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED MAY 1 1997

FAILED _____

TABLED _____

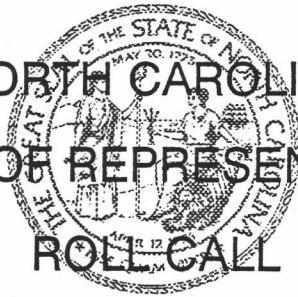
105-6 EV

DWick

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EN

5/01/97

8:33 PM

IN CHAIR: SPEAKER

581

LEGISLATIVE DAY 54

H357 HCS

READING 2

MITCHELL

AMEND #1 REP. MITCHELL

GENERAL ANIMAL WASTE PERMITS

AYES - 105

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

NOES - 6

GARDNER	REDWINE	SUTTON	WATSON
HOWARD	SMITH		

EXCUSED ABSENCE - 3

NICHOLS	OLDHAM	SHUBERT
---------	--------	---------

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CRAWFORD	GAMBLE	HALL
BLACK	CUNNINGHAM		

H357 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

582
LEGISLATIVE DAY 54
H357 HCS
READING 2
MITCHELL

EV

5/01/97

8:59 PM

IN CHAIR: SPEAKER

GENERAL ANIMAL WASTE PERMITS

MOTION #7 REP HACKNEY'S MOTION TO RE-REFER TO ENVIRONMENT

AYES - 50

ADAMS	FITCH	HURLEY	NESBITT
ALEXANDER	FOX	INSKO	NYE
BADDOUR	GARDNER	JARRELL	REDWINE
BLUE	GOODWIN	JEFFUS	ROGERS
BONNER	GRADY	KINNEY	SAUNDERS
BOYD-MCINTYRE	GRAY	LUEBKE	SMITH
BRASWELL	HACKNEY	MCALLISTER	WAINWRIGHT
BUCHANAN	HARDAWAY	MCCOMAS	WARNER
COLE	HENSLEY	MCCRARY	WATSON
CULPEPPER	HIGHTOWER	MICHAUX	WILSON, C.
CUNNINGHAM	HILL	MILLER	WOMBLE
EARLE	HOWARD	MOSLEY	WRIGHT
EASTERLING	HUNTER, H.		

NOES - 61

ALDRIDGE	CULP	HUNTER, R.	REYNOLDS
ALLRED	DAUGHTRY	IVES	RUSSELL
ARNOLD	DAVIS	JUSTUS	SEXTON
BAKER	DECKER	KISER	SHERRILL
BARBEE	DEDMON	MCCOMBS	STARNES
BEALL	DICKSON	MCMAHAN	SUTTON
BERRY	DOCKHAM	MINER	TALLENT
BOWIE	EDDINS	MITCHELL	THOMPSON
BRAWLEY	ELLIS	MOORE	TOLSON
BROWN	ESPOSITO	MORGAN	WARWICK
CANSLER	GULLEY	MORRIS	WEATHERLY
CAPPS	HALL	NEELY	WILKINS
CARPENTER	HARDY	OWENS	WILSON, G.
CHURCH	HIATT	RAMSEY	WOOD
CLARY	HOLMES	RAYFIELD	YONGUE
CREECH			

EXCUSED ABSENCE - 3

NICHOLS	OLDHAM	SHUBERT
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EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CRAWFORD	MERCER	PRESTON
BLACK	GAMBLE		

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

583
LEGISLATIVE DAY 54
H357 HCS
READING 2
MITCHELL

5/01/97
9:00 PM
IN CHAIR: SPEAKER

GENERAL ANIMAL WASTE PERMITS
MOTION #3

REP BROWN

PREVIOUS QUESTION TO R2

AYES - 80

ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY

COLE
CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
FOX
GOODWIN
GRAY
GULLEY
HALL
HARDY
HIATT

HILL
HOLMES
HOWARD
HUNTER, R.
IVES
JARRELL
JEFFUS
JUSTUS
KISER
MCALLISTER
MCCOMBS
MCCRARY
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NYE

OWENS
RAMSEY
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
STARNES
SUTTON
TALLENT
THOMPSON
TOLSON
WARNER
WARWICK
WEATHERLY
WILSON, G.
WOOD
YONGUE

NOES - 30

ADAMS
BLUE
BONNER
CUNNINGHAM
EARLE
EASTERLING
FITCH
GARDNER

GRADY
HACKNEY
HARDAWAY
HENSLEY
HIGHTOWER
HUNTER, H.
HURLEY
INSKO

LUEBKE
MCCOMAS
MICHAUX
MILLER
MOSLEY
NESBITT
REDWINE

SMITH
WAINWRIGHT
WATSON
WILKINS
WILSON, C.
WOMBLE
WRIGHT

NICHOLS

EXCUSED ABSENCE - 3
OLDHAM SHUBERT

EXCUSED VOTE - 0

SPEAKER
BLACK

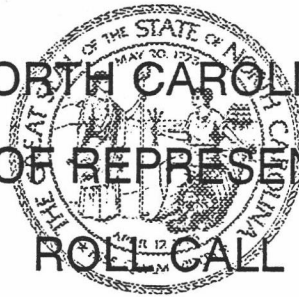
NOT VOTING - 7
CRAWFORD KINNEY
GAMBLE MERCER

PRESTON

H357 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



ROLL CALL

EV

5/01/97

9:00 PM

IN CHAIR: SPEAKER

584
LEGISLATIVE DAY 54
H357 HCS
READING 2
MITCHELL

GENERAL ANIMAL WASTE PERMITS

AYES - 70

ALDRIDGE	CULP	HURLEY	RAYFIELD
ALLRED	CULPEPPER	IVES	REYNOLDS
ARNOLD	DAUGHTRY	JARRELL	RUSSELL
BAKER	DAVIS	JUSTUS	SAUNDERS
BARBEE	DECKER	KINNEY	SEXTON
BEALL	DEDMON	KISER	SHERRILL
BERRY	DICKSON	MCCALLISTER	STARNES
BOWIE	DOCKHAM	MCCOMBS	SUTTON
BRAWLEY	ELLIS	MCCRARY	TALLENT
BROWN	ESPOSITO	MCMAHAN	THOMPSON
BUCHANAN	FOX	MITCHELL	TOLSON
CANSLER	GULLEY	MOORE	WARWICK
CAPPS	HALL	MORRIS	WEATHERLY
CARPENTER	HARDY	NEELY	WILKINS
CHURCH	HIATT	NESBITT	WILSON, G.
CLARY	HIGHTOWER	OWENS	WOOD
COLE	HOLMES	RAMSEY	YONGUE
CREECH	HUNTER, R.		

NOES - 41

ADAMS	FITCH	HUNTER, H.	NYE
ALEXANDER	GARDNER	INSKO	REDWINE
BADDOUR	GOODWIN	JEFFUS	ROGERS
BLUE	GRADY	LUEBKE	SMITH
BONNER	GRAY	MCCOMAS	WAINWRIGHT
BOYD-MCINTYRE	HACKNEY	MICHAUX	WARNER
BRASWELL	HARDAWAY	MILLER	WATSON
CUNNINGHAM	HENSLEY	MINER	WILSON, C.
EARLE	HILL	MORGAN	WOMBLE
EASTERLING	HOWARD	MOSLEY	WRIGHT
EDDINS			

EXCUSED ABSENCE - 3

NICHOLS	OLDHAM	SHUBERT
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EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CRAWFORD	MERCER	PRESTON
BLACK	GAMBLE		

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

586
LEGISLATIVE DAY 54
H357 HCS

EV
5/01/97
9:06 PM
IN CHAIR: SPEAKER

MITCHELL

GENERAL ANIMAL WASTE PERMITS
MOTION #3 REP MORGAN

PREVIOUS QUESTION TO MOTION 12 TO SUSPEND
THE RULES FOR 3RD READING

AYES - 69

ALDRIDGE
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BOWIE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE

CREECH
CULP
DAUGHTRY
DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
GRADY
GRAY
GULLEY
HALL
HARDY
HIATT

HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY
IVES
JUSTUS
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS

NEELY
OWENS
PRESTON
RAMSEY
RAYFIELD
REYNOLDS
RUSSELL
SEXTON
SHERRILL
STARNES
TALLENT
THOMPSON
WARWICK
WEATHERLY
WILSON, C.
WILSON, G.
WOOD

NOES - 41

ADAMS
ALEXANDER
BLUE
BONNER
BOYD-MCINTYRE
BRASWELL
CULPEPPER
CUNNINGHAM
EARLE
EASTERLING
FITCH

FOX
GOODWIN
HACKNEY
HARDAWAY
HENSLEY
HIGHTOWER
HUNTER, H.
INSKO
JARRELL
JEFFUS

KINNEY
LUEBKE
MCCRARY
MICHAUX
MILLER
MOSLEY
NESBITT
NYE
REDWINE
ROGERS

SAUNDERS
SMITH
SUTTON
WAINWRIGHT
WARNER
WATSON
WILKINS
WOMBLE
WRIGHT
YONGUE

NICHOLS
EXCUSED ABSENCE - 3
OLDHAM SHUBERT

EXCUSED VOTE - 0

SPEAKER
BLACK
NOT VOTING - 7
CRAWFORD
GAMBLE
GARDNER
MERCER
TOLSON

H357 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

587
LEGISLATIVE DAY 54
H357 HCS

5/01/97
9:07 PM

IN CHAIR: SPEAKER

MITCHELL

GENERAL ANIMAL WASTE PERMITS
MOTION #12

REP MORGAN
TO SUSPEND THE RULES FOR 3RD READING (fails 2/3)

AYES - 74

SPEAKER	CULPEPPER	HOLMES	PRESTON
ALDRIDGE	DAUGHTRY	HUNTER, R.	RAMSEY
ALLRED	DAVIS	HURLEY	RAYFIELD
ARNOLD	DECKER	IVES	REYNOLDS
BAKER	DEDMON	JUSTUS	RUSSELL
BARBEE	DICKSON	KISER	SEXTON
BEALL	DOCKHAM	MCALLISTER	SHERRILL
BERRY	ELLIS	MCCOMAS	STARNES
BOWIE	ESPOSITO	MCCOMBS	TALLENT
BRAWLEY	FOX	MCCRARY	THOMPSON
BROWN	GARDNER	MCMAHAN	TOLSON
BUCHANAN	GRADY	MINER	WARWICK
CANSLER	GRAY	MITCHELL	WEATHERLY
CAPPS	GULLEY	MOORE	WILKINS
CARPENTER	HALL	MORGAN	WILSON, C.
CHURCH	HARDY	MORRIS	WILSON, G.
CLARY	HIATT	NEELY	WOOD
CREECH	HIGHTOWER	OWENS	YONGUE
CULP	HILL		

NOES - 39

ADAMS	EASTERLING	JARRELL	ROGERS
ALEXANDER	EDDINS	JEFFUS	SAUNDERS
BADDOUR	FITCH	KINNEY	SMITH
BLUE	GOODWIN	LUEBKE	SUTTON
BONNER	HACKNEY	MICHAUX	WAINWRIGHT
BOYD-MCINTYRE	HARDAWAY	MILLER	WARNER
BRASWELL	HENSLEY	MOSLEY	WATSON
COLE	HOWARD	NESBITT	WOMBLE
CUNNINGHAM	HUNTER, H.	NYE	WRIGHT
EARLE	INSKO	REDWINE	

EXCUSED ABSENCE - 3

NICHOLS	OLDHAM	SHUBERT
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EXCUSED VOTE - 0

NOT VOTING - 4

BLACK	CRAWFORD	GAMBLE	MERCER
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H357 HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0358

FEB 26 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1085-LV014(2.11)

Short Title: Ob-Gyn Access/Medicaid Recipients.

(Public)

Sponsors: Representative Adams.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE MEDICAID RECIPIENTS DIRECT ACCESS TO
3 OBSTETRICIAN-GYNECOLOGISTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. (a) The Department of Human Resources shall provide
6 Medicaid recipients direct access, without prior referral, to the health care services of
7 a participating obstetrician-gynecologist. This access shall be provided regardless of
8 whether the recipient has designated a physician other than a participating
9 obstetrician-gynecologist to be the recipient's primary care physician.
10 (b) "Health care services" means the full scope of medically necessary
11 services provided by an obstetrician-gynecologist in the care of or related to the
12 female reproductive system and breasts, and in performing annual screening,
13 counseling, and immunization for disorders and diseases in accordance with the most
14 current published recommendations of the American College of Obstetricians and
15 Gynecologists, and includes services provided by nurse practitioners, physician's
16 assistants, and certified nurse-midwives in collaboration with the obstetrician-
17 gynecologist in the care of the recipient.
18 (c) The Department shall inform Medicaid recipients in writing of the
19 provisions of this act.
20 Section 2. This act becomes effective October 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0359

FEB 26

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA169-LDQ091(2.19)

Short Title: Soil/Water Analysis Funds/AB.

(Public)

Sponsors: Representative Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 AGRICULTURE FOR THE ANALYSES OF SOILS AND PLANTS TO
4 DETERMINE WHETHER ANIMAL WASTE IS BEING PROPERLY UTILIZED
5 AFTER ITS LAND APPLICATION.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Agriculture the sum of six hundred seventy-seven thousand two
9 hundred forty-four dollars (\$677,244) for the 1997-98 fiscal year and the sum of six
10 hundred seventeen thousand two hundred forty-four dollars (\$617,244) for the 1998-
11 99 fiscal year to meet the increased demand for analyses of soils and plants resulting
12 from new regulatory requirements to determine whether animal waste is being
13 utilized by the plants after its application to the land as needed for the proper
14 management of animal waste.
15 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0360

FEB 23

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA170-LDQ090(2.19)

HB-360

Short Title: Agronomic Advisory Funds/AB.

(Public)

Sponsors: Representative Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR AGRONOMIC ADVISORY
3 SERVICES.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture the sum of five hundred thirty-one thousand nine hundred
7 eighteen dollars (\$531,918) for the 1997-98 fiscal year and the sum of four hundred
8 seventy thousand seven hundred sixty-two dollars (\$470,762) for the 1998-99 fiscal
9 year for waste analysis and advisory services regarding the land application of
10 municipal, industrial, and agricultural waste products.
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2090-LR048(2.20)

H.B. FILED

0361

FEB 27 97

HOUSE PRINCIPAL CLERK

Short Title: DEHNR Forestry Pers. Class. Funds.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE FOREST RESOURCES DIVISION
3 OF THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL
4 RESOURCES FOR A FORESTRY CLASSIFICATION STUDY AND OTHER
5 PERSONNEL ACTIVITIES.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Environment, Health, and Natural Resources, Forest Resources
9 Division, the sum of two million two hundred thousand dollars (\$2,200,000) for the
10 1997-98 fiscal year for funding of the 1982 Forest Technician/Forester Classification
11 Study and for other forestry classification and personnel actions.
12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0362 FEB 27 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2082*-LDQ089(2.19)

Short Title: S.E. Farmers' Market Funds/AB.

(Public)

Sponsors: Representatives Sutton, Yongue, and Bonner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR COMPLETION OF THE
3 SOUTHEASTERN FARMERS' MARKET AND 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 the sum of four million two hundred thousand dollars
7 (\$4,200,000) for the 1997-98 fiscal year and the sum of four million dollars
8 (\$4,000,000) for the 1998-99 fiscal year for completion of the Southeastern Farmers'
9 Market and Agricultural Center at Lumberton.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

H

0363

FEB 27 9D

HOUSE DRH1099-LN026A(1.1)

HOUSE PRINCIPAL CLERK

Short Title: Amend UIFSA.

(Public)

Sponsors: Representative Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE UNIFORM INTERSTATE FAMILY SUPPORT ACT
3 AS APPROVED BY THE NATIONAL CONFERENCE OF COMMISSIONERS
4 OF UNIFORM STATE LAWS AND AS REQUIRED BY THE PERSONAL
5 RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT OF
6 1996.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 52C-1-101 reads as rewritten:
9 "§ 52C-1-101. Definitions.
10 As used in this Article, unless the context clearly requires otherwise, the term:
11 (1) 'Child' means an individual, whether over or under the age of
12 majority, who is or is alleged to be owed a duty of support by the
13 individual's parent or who is or is alleged to be the beneficiary of a
14 support order directed to the parent.
15 (2) 'Child support order' means a support order for a child, including
16 a child who has attained the age of majority under the law of the
17 issuing state.
18 (3) 'Duty of support' means an obligation imposed or imposable by
19 law to provide support for a child, spouse, or former spouse,
20 including an unsatisfied obligation to provide support.
21 (4) 'Home state' means the state in which a child lived with a parent
22 or a person acting as parent for at least six consecutive months
23 immediately preceding the time of filing of a petition or
24 comparable pleading for support and, if a child is less than six-
25 months old, the state in which the child lived from birth with any



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 363

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

H363-ARB-3.27

Date 4-1-97, 1997

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

Representative *Punnett*

1 moves to amend the bill on page 1, line 19, by adding a sentence at
2 the end of that line to read:
3 "The fee shall be reduced to ten dollars (\$10.00) if the individual
4 applying for the services is indigent. An indigent individual is an
5 individual whose gross income does not exceed one hundred percent
6 (100%) of the federal poverty guidelines issued each year in the
7 Federal Register by the U.S. Department of Health and Human
8 Services. For the purposes of this subsection, the term 'gross
9 income' has the same meaning as defined in G.S. 105-134.1."

SIGNED *W. G. Pelt*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED APR 1 1997 FAILED _____ TABLED _____

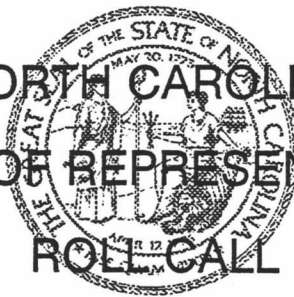
III-1 EV

DWicks

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

4/01/97

2:23 PM

IN CHAIR: SPEAKER

Bill # 205

LEGISLATIVE DAY 36

H363 HCS

READING 2

GARDNER

AMEND #1 *REP CUNNINGHAM*

CHILD SUPPORT OPTIONS/FEEES

AYES - 111

ADAMS
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HARDAWAY
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.

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

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

NOES - 1

HALL

EXCUSED ABSENCE - 5

ALDRIDGE
CREECH

HACKNEY

IVES

PRESTON

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

DAUGHTRY

WILSON, C.

H363 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

4/01/97

2:37 PM

IN CHAIR: SPEAKER

206
LEGISLATIVE DAY 36
H363 HCS
READING 2
GARDNER

CHILD SUPPORT OPTIONS/FEES

AYES - 82

SPEAKER
ALEXANDER
ARNOLD
BAKER
BARBEE
BEALL
BERRY
BONNER
BOWIE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CULP
CULPEPPER

CUNNINGHAM
DAVIS
DECKER
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDY
HIATT
HILL
HOLMES
HOWARD

HUNTER, R.
HURLEY
JARRELL
JUSTUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NEELY
NICHOLS
NYE
OLDHAM

OWENS
RAMSEY
RAYFIELD
REYNOLDS
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
STARNES
TALLENT
THOMPSON
WARNER
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOOD

NOES - 31

ADAMS
ALLRED
BADDOUR
BLACK
BLUE
BOYD-MCINTYRE
BRASWELL
DEDMON

EARLE
EASTERLING
FITCH
HARDAWAY
HENSLEY
HIGHTOWER
HUNTER, H.
INSKO

JEFFUS
LUEBKE
MERCER
MICHAUX
MILLER
MOSLEY
NESBITT
REDWINE

SMITH
SUTTON
WAINWRIGHT
WARWICK
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 5

ALDRIDGE
CREECH

HACKNEY

IVES

PRESTON

EXCUSED VOTE - 0

NOT VOTING - 2

DAUGHTRY

TOLSON

H363 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

4/02/97

2:53 PM

IN CHAIR: SPEAKER

216
LEGISLATIVE DAY 37
H363 HCS
READING 3
GARDNER

CHILD SUPPORT OPTIONS/FEEES

AYES - 93

SPEAKER
ADAMS
ALEXANDER
ARNOLD
BAKER
BARBEE
BEALL
BERRY
BLACK
BONNER
BOWIE
BRAWLEY
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HALL
HARDAWAY
HARDY
HIATT
HILL
HOLMES
HOWARD
HUNTER, R.

HURLEY
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NEELY
NICHOLS
NYE
OLDHAM
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
REYNOLDS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WOMBLE
WOOD
YONGUE

NOES - 17

ALLRED
BADDOUR
BLUE
BOYD-MCINTYRE
EARLE

EASTERLING
HENSLEY
HIGHTOWER
INSKO

LUEBKE
MERCER
MICHAUX
MILLER

NESBITT
ROGERS
SAUNDERS
WRIGHT

EXCUSED ABSENCE - 7

BRASWELL
BROWN

GAMBLE
HACKNEY

RUSSELL
SUTTON

WILSON, G.

EXCUSED VOTE - 0

NOT VOTING - 3

ALDRIDGE

CRAWFORD

HUNTER, H.

H363 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 953/14--12:08 PM

JUNE 19, 1997

LEGISLATIVE DAY 82

LT. GOVERNOR WICKER

-- Presiding

GARDNER
CHILD SUPPORT OPTIONS/FEES
3RD EDITION

HOUSE BILL 363
READING 2

AYE	47	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEDBETTER	RAND
		BALLANTINE	FOXX	LEE	SHAW L.
		BASNIGHT	GARWOOD	LUCAS	SHAW R.
		BLUST	GULLEY	MARTIN R.	SOLES
		CARPENTER	HARTSELL	MARTIN W.	WARREN
		CARRINGTON	HORTON	MCDANIEL	WEBSTER
		COCHRANE	HOYLE	MILLER	WEINSTEIN
		CONDER	JENKINS	ODOM	WELLONS
		COOPER	JORDAN	PAGE	WINNER
		DALTON	KERR	PERDUE	
NO	3	CLARK	REEVES	RUCHO	

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 977/8-- 7:51 PM JUNE 23, 1997 LEGISLATIVE DAY 83

LT. GOVERNOR WICKER

-- Presiding

GARDNER
CHILD SUPPORT OPTIONS/FEEES
3RD EDITION

HOUSE BILL 363
READING 3

AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON COCHRANE CONDER COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN KERR	KINCAID KINNAIRD LEDBETTER LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER ODOM PAGE PERDUE	PHILLIPS PLYLER RAND RUCHO SHAW L. SHAW R. SOLES WARREN WEBSTER WEINSTEIN WELLONS WINNER
NO	2	CLARK	REEVES		

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0364 FEB 27 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2091-LG073(2.25)

Short Title: Environmental Farming Capital Funds/AB.

(Public)

Sponsors: Representative Brown.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 AGRICULTURE FOR CAPITAL IMPROVEMENTS AT THE CENTER FOR
4 ENVIRONMENTAL FARMING SYSTEMS.
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 five million five hundred twenty-seven
8 thousand five hundred dollars (\$5,527,500) for the 1997-98 fiscal year for
9 development of the Center for Environmental Farming Systems at the Cherry Farm
10 at Goldsboro.
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH1102-LG072(2.25)

H.B. FILED

0365

D FEB 27 97

HOUSE PRINCIPAL CLERK

Short Title: Environmental Farming Funds/AB.

(Public)

Sponsors: Representative Brown.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 AGRICULTURE FOR ENVIRONMENTAL FARMING RESEARCH.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture the sum of one million one hundred seventy-five thousand
7 two hundred eighty dollars (\$1,175,280) for the 1997-98 fiscal year and the sum of
8 one million three hundred forty-one thousand six hundred fifty-five dollars
9 (\$1,341,655) for the 1998-99 fiscal year for support of research and demonstration of
10 environmental farming techniques at the Center for Environmental Farming Systems
11 at the Cherry Farm Unit at Goldsboro.
12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0366 FEB 27 97

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7075-LG074(2.25)

Short Title: Pesticide Protection Funds/AB.

(Public)

Sponsors: Representative Brown.

Referred to:

A BILL TO BE ENTITLED

1
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 AGRICULTURE FOR ENVIRONMENTAL PROTECTION IN PESTICIDE
4 APPLICATION.

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 two hundred two thousand one hundred thirty-
8 seven dollars (\$202,137) for the 1997-98 fiscal year and the sum of one hundred
9 ninety-two thousand one hundred sixty-seven dollars (\$192,167) for the 1998-99 fiscal
10 year for additional resources for enforcement of pesticide laws for protection of the
11 environment.

12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

0367

FEB 27 97

H

HOUSE PRINCIPAL CLERK

HOUSE DRHA168-LR047A(2.19)

Short Title: Northeast Counties Inspection Liens.

(Local)

Sponsors: Representative H. Hunter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING THE COUNTIES OF GATES, HERTFORD, AND
3 NORTHAMPTON TO TAKE A LIEN ON REAL PROPERTY FOR
4 DELINQUENT FEES FOR CERTAIN INSPECTIONS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Section 2 of Chapter 577 of the 1995 Session Laws reads as
7 rewritten:
8 "Sec. 2. This act applies to the Counties of Camden, Chowan, Currituck, Gates,
9 Hertford, Northampton, Pasquotank, Perquimans, Tyrrell, and Washington only."
10 Section 2. This act becomes effective July 1, 1997, and applies to fees
11 imposed for inspections performed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0368

FEB 27 97

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8037-LCX090(2.13)

Short Title: Amend Bill Lee Act/AB.

(Public)

Sponsors: Representative Owens.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS
3 EXPANSION ACT.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 3A of Chapter 105 of the General Statutes reads as
6 rewritten:

7 "ARTICLE 3A.

8 Tax Incentives for New and Expanding Businesses.

9 "§ 105-129.2. (Repealed effective January 1, 2002 -- see note) Definitions.

10 The following definitions apply in this Article:

- 11 (1) ~~Cost. -- Defined in section 179 of the Code.~~
12 (2) Data processing. -- Defined in the Standard Industrial
13 Classification Manual issued by the United States Bureau of the
14 Census.
15 (3) Enterprise tier. -- The classification assigned to an area pursuant to
16 G.S. 105-129.3.
17 (4) Full-time job. -- A position that requires at least 1,600 hours of
18 work per year and is intended to be held by one employee during
19 the entire year. A full-time employee is an employee who holds a
20 full-time job.
21 (5) Machinery and equipment. -- Engines, machinery, tools, and
22 implements that are capitalized by the taxpayer ~~for tax purposes~~
23 ~~under the Code~~ and are used or designed to be used in
24 manufacturing or processing, warehousing and distribution, or data
25 processing. Machinery and equipment purchased by the taxpayer

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2088*-LGQ043(2.17)

H.B. FILED
0369 FEB 27 97
HOUSE PRINCIPAL CLERK

Short Title: NC Biotechnology Center Funds.

(Public)

Sponsors: Representative Weatherly.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA
3 BIOTECHNOLOGY CENTER FOR THE BUSINESS DEVELOPMENT
4 PROGRAM.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the North
7 Carolina Biotechnology Center the sum of seven million five hundred thousand
8 dollars (\$7,500,000) for the 1997-98 fiscal year and the sum of seven million five
9 hundred thousand dollars (\$7,500,000) for the 1998-99 fiscal year for a bioscience
10 investment fund to provide loans or equity investment to biotechnology companies
11 and to biomedical and other bioscience related companies. The North Carolina
12 Biotechnology Center shall not use any of these funds for Center personnel or other
13 overhead expenditures.
14 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0370 FEB 27 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRHA161-LC024B(1.1)

Short Title: Safety Equipment Sales Tax Refund.

(Public)

Sponsors: Representative Weatherly.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE PARTIAL SALES TAX REFUNDS FOR MANDATED
3 PURCHASES OF WORKER SAFETY EQUIPMENT.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-164.14 is amended by adding a new subsection to
6 read:
7 "(g) Mandated Worker Safety Equipment. -- A person who purchases mandated
8 worker safety equipment is allowed an annual refund of part of the State sales and
9 use taxes and all of the local sales and use taxes the person paid on the equipment.
10 The amount of a refund allowed by this subsection for State sales and use taxes paid
11 on mandated worker safety equipment is the difference between the amount paid and
12 the amount that would have been paid if the equipment had been subject to State
13 sales and use taxes under G.S. 105-164.4(a)(1d). The annual refund period is the
14 fiscal year of the State. A request for a refund must be in writing and must include
15 any information and documentation required by the Secretary. A request for a
16 refund is due January 1 following the end of the fiscal year for which the refund is
17 claimed. As used in this subsection, the term 'mandated worker safety equipment'
18 means safety equipment that meets all of the following conditions:
19 (1) Is required to be used by an individual in the individual's trade or
20 occupation by the Occupational Safety and Health Act of North
21 Carolina, Article 16 of Chapter 95 of the General Statutes, or by a
22 federal workplace safety law.
23 (2) Is designed to be worn by or attached to the body of an individual.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

HB FILED
0371
FEB 27 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE JOINT RESOLUTION DRHJR6068-LG025(2.6)

Sponsors: Representatives Jarrell and Dockham.

Referred to:

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES
2 ERWIN LAMBETH, JR., FORMER MEMBER OF THE GENERAL ASSEMBLY.

3 Whereas, James Erwin Lambeth, Jr. was born in Thomasville, North
4 Carolina, on February 2, 1916, to James E. Lambeth and Helen McAulay Lambeth;
5 and

6 Whereas, James Erwin Lambeth, Jr. graduated from Thomasville High
7 School in 1933, Duke University in 1937, and the Harvard Business School in 1938;
8 and

9 Whereas, James Erwin Lambeth, Jr. became a corporate executive,
10 serving as President and Chairman of the Board of Lambeth Limited, and as
11 Chairman of the Board and Secretary/Treasurer of Erwin-Lambeth, Inc.; and

12 Whereas, James Erwin Lambeth, Jr. achieved success and recognition in
13 business through his achievements as a member on numerous boards including the
14 North Carolina National Bank (1953-1980), Piedmont Associated Industries (1963-
15 1964), Thomasville Community Foundation (1963-1964), College Foundation, (1971-
16 1976), the Furniture Library Association (1973), and the Thomasville Home Savings
17 and Loan, upon which he served for 50 years; and

18 Whereas, James Erwin Lambeth, Jr. also served as a member of the
19 Governor's Commission on the Status of Women from 1964 to 1966 and as a member
20 of the North Carolina Wildlife Commission from 1979 to 1981; and

21 Whereas, James Erwin Lambeth, Jr. worked unselfishly for the betterment
22 of his community as a member and leader of numerous civic and fraternal
23 organizations including the Thomasville Chamber of Commerce, the High Point
24 Executives Club, the Thomasville Chapter of Masonic Lodge, the Thomasville Rotary
25 Club, the Davidson County Historical Society, the Thomasville Historical Society,
26 and the Thomasville United Fund; and

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

3/24/97

7:37 PM

IN CHAIR: SPEAKER

NO. # 165
LEGISLATIVE DAY 31
HJR371
READING 2
JARRELL

HONOR MEM. OF JAMES ERWIN LAMBETH, JR.

AYES - 118

SPEAKER	DAUGHTRY	HUNTER, R.	PRESTON
ADAMS	DAVIS	HURLEY	RAMSEY
ALDRIDGE	DECKER	INSKO	RAYFIELD
ALEXANDER	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	SHERILL
BERRY	ESPOSITO	MCALLISTER	SHUBERT
BLACK	FITCH	MCCOMAS	SMITH
BLUE	FOX	MCCOMBS	STARNES
BONNER	GAMBLE	MCCRARY	SUTTON
BOWIE	GARDNER	MCMAHAN	TALLENT
BOYD-MCINTYRE	GOODWIN	MERCER	THOMPSON
BRASWELL	GRADY	MICHAUX	TOLSON
BRAWLEY	GRAY	MILLER	WAINWRIGHT
BROWN	GULLEY	MINER	WARNER
BUCHANAN	HACKNEY	MITCHELL	WARWICK
CANSLER	HALL	MOORE	WATSON
CAPPS	HARDAWAY	MORGAN	WEATHERLY
CARPENTER	HARDY	MORRIS	WILKINS
CHURCH	HENSLEY	NEELY	WILSON, C.
CLARY	HIATT	NESBITT	WILSON, G.
COLE	HIGHTOWER	NICHOLS	WOMBLE
CRAWFORD	HILL	NYE	WOOD
CREECH	HOLMES	OLDHAM	WRIGHT
CULP	HOWARD	OWENS	YONGUE
CULPEPPER	HUNTER, H.		

NOES - 0

EXCUSED ABSENCE - 2

CUNNINGHAM

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 0

HJR371

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 134/8-- 7:54 PM

MARCH 24, 1997

LEGISLATIVE DAY 31

LT. GOVERNOR WICKER

-- Presiding

JARRELL
HONOR LIFE OF JAMES ERWIN

HOUSE RES. 371
READING 2

LAMBETH, JR.

AYE	48	ALBERTSON	DALTON	KINNAIRD	PLYLER
		ALLRAN	DANNELLY	LEDBETTER	RAND
		BALLANCE	EAST	LEE	REEVES
		BALLANTINE	FORRESTER	LUCAS	RUCHO
		BASNIGHT	FOXX	MARTIN R.	SHAW L.
		BLUST	GARWOOD	MARTIN W.	SHAW R.
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HORTON	MILLER	WARREN
		CLARK	HOYLE	ODOM	WEBSTER
		COCHRANE	JENKINS	PAGE	WEINSTEIN
		CONDER	JORDAN	PERDUE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
NO	0				

EXCUSED	0	
NOT CAST	1	KINCAID
ABSENT	1	HARTSELL
PAIRS	0	
AYE		
NO		



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRHA176-LM047(2.13)

H.B. FILED
0372 FEB 27 97
D
HOUSE PRINCIPAL CLERK

Short Title: Charlotte Towing Vehicles.

(Local)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE CITY OF CHARLOTTE TO RETAIN POSSESSION
3 OF TOWED VEHICLES UNTIL THE OWNER PAYS THE TOWING FEE AND
4 OVERDUE TICKETS OR POSTS A BOND.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter VI, Subchapter A, Article 1 of the Charter of the
7 City of Charlotte, being Chapter 713 of the 1965 Session Laws, is amended by adding
8 a new section:
9 "Section 6.24. Towing Vehicles. The City may retain possession of any vehicle
10 that was towed until the owner pays the towing fee and any related parking tickets
11 and penalties or posts a bond in the amount of the towing fee and any related
12 parking tickets and penalties. Payment of the towing fee and any related parking
13 tickets and penalties or posting of a bond shall not constitute a waiver of a person's
14 right to contest the towing or any related parking tickets and penalties."
15 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

0373 FEB 27 97

H

HOUSE PRINCIPAL CLERK

HOUSE DRHA171-LB075A(2.5)

Short Title: Caldwell Annexation Restricted.

(Local)

Sponsors: Representative Starnes.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE ANNEXATION IN CALDWELL COUNTY BY
3 MUNICIPALITIES LOCATED PRIMARILY OUTSIDE THAT COUNTY BE
4 APPROVED BY REFERENDUM.
5 The General Assembly of North Carolina enacts:
6 Section 1. (a) An annexation ordinance adopted under Part 2 or 3 of
7 Article 4A of Chapter 160A of the General Statutes as to territory in a county by any
8 municipality the majority of whose population is in another county according to the
9 most recent decennial federal census is not effective unless approved in a referendum
10 provided by subsection (b) of this section.
11 (b) Upon adoption of the ordinance, the city council shall order the
12 county board of elections to call an election to determine whether or not the
13 proposed territory shall be annexed to the city or town. Within 90 days after
14 receiving such order from the governing body, the county board of elections shall
15 proceed to hold an election on the question.
16 Such election shall be called by a resolution or resolutions of said county
17 board of elections which shall:
18 (1) Describe the territory proposed to be annexed to the said city or
19 town as set out in the order of the said local governing body;
20 (2) Provide that the matter of annexation of such territory shall be
21 submitted to the vote of the qualified voters of the territory
22 proposed to be annexed; and
23 (3) Provide for registration of voters in the territory proposed to be
24 annexed for said election in accordance with G.S. 163-288.2.

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 373

DATE 4-24-97

S. B. No. _____

Amendment No. 1

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Thompson

1 moves to amend the bill on page 2, line 14

2 () WHICH CHANGES THE TITLE

3 by rewriting the line to read: "Section 2. This act

4 applies only to territory in Caldwell County, and

5 only with respect to annexation ordinances

6 adopted on or before June 30, 2004."

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

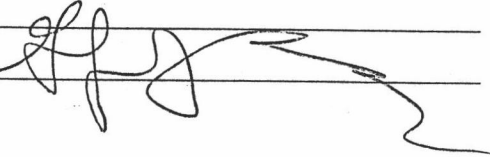
16 _____

17 _____

18 _____

19 _____

SIGNED



ADOPTED 4/24/97 FAILED _____ TABLED _____

110-0 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

4/24/97

3:29 PM

IN CHAIR: SPEAKER

363

LEGISLATIVE DAY 50

H373 HCS

READING 2

STARNES

AMEND #1 REP THOMPSON

CALDWELL ANNEXATION RESTRICTED

AYES - 110

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EDDINS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, H.
HUNTER, R.
HURLEY

INSKO
IVES
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
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
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SHUBERT
SMITH
STARNES
TALLENT
THOMPSON
TOLSON
WAINWRIGHT
WARNER
WARWICK
WATSON
WEATHERLY
WILKINS
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

BLUE

EXCUSED ABSENCE - 3
CRAWFORD ROGERS

EXCUSED VOTE - 0

SPEAKER
BLACK

NOT VOTING - 7
EASTERLING HARDAWAY
ELLIS MICHAUX

SUTTON

H373 HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

364
LEGISLATIVE DAY 50
H373 HCS
READING 2
STARNES

RC
4/24/97
3:31 PM
IN CHAIR: SPEAKER

CALDWELL ANNEXATION RESTRICTED

AYES - 112

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

NOES - 1

GRAY

EXCUSED ABSENCE - 3

BLUE

CRAWFORD ROGERS

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

EASTERLING

MICHAUX

SUTTON

H373 HCS

385
SLATIVE DAY 51
READING 3

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC
4/28/97
4:33 PM
IN CHAIR: SPEAKER

14373

AYES - 110

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BEALL
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAVIS

DECKER
DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
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
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MERCER
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NICHOLS
NYE
OLDHAM
OWENS

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

NOES - 1

HARDY

EXCUSED ABSENCE - 3

LUEBKE

NEELY

WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
BLACK

BRASWELL
COLE

DAUGHTRY

RAMSEY

SHORT ROLL: H63 HCS

H643

H72

H373 HCS

H695

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0374 FEB 27 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6052-LM038(2.6)

Short Title: Modify Victims Compensation Act/AB.

(Public)

Sponsors: Representative Baddour.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CRIME VICTIMS COMPENSATION ACT TO
3 INCREASE THE ALLOWABLE EXPENSE FOR FUNERALS AND TO MAKE
4 VICTIMS OF HIT AND RUN ACCIDENTS AND VICTIMS OF TERRORISM
5 ELIGIBLE FOR COMPENSATION.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 15B-2(1) reads as rewritten:

8 "(1) 'Allowable expense' means reasonable charges incurred for
9 reasonably needed products, services, and accommodations,
10 including those for medical care, rehabilitation, medically related
11 property, and other remedial treatment and care.

12 Allowable expense includes a total charge not in excess of ~~two~~
13 ~~thousand dollars (\$2,000)~~ three thousand five hundred dollars
14 (\$3,500) for expenses related to funeral, cremation, and burial,
15 including transportation of a body, but excluding expenses for
16 flowers, gravestone, and other items not directly related to the
17 funeral service."

18 Section 2. G.S. 15B-2(5) reads as rewritten:

19 "(5) 'Criminally injurious conduct' means conduct ~~which~~ that by its
20 nature poses a substantial threat of personal injury or death, and is
21 punishable by fine or imprisonment or death, or would be so
22 punishable but for the fact that the person engaging in the conduct
23 lacked the capacity to commit the crime under the laws of this
24 State. Criminally injurious conduct includes conduct ~~which~~ that
25 amounts to an offense involving impaired driving as defined in

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

3/12/97

3:19 PM

IN CHAIR: SPEAKER

129
LEGISLATIVE DAY 25
H374
READING 2
BADDOUR

MODIFY VICTIMS COMPENSATION ACT/AB

AYES - 111

ADAMS
ALDRIDGE
ALEXANDER
ALLRED
ARNOLD
BADDOUR
BAKER
BEALL
BERRY
BLACK
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRAWLEY
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CREECH
CULPEPPER
CUNNINGHAM
DAVIS
DECKER

DEDMON
DICKSON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GAMBLE
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HARDY
HENSLEY
HIATT
HIGHTOWER
HILL
HOLMES
HOWARD
HUNTER, R.
HURLEY
INSKO

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

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

NOES - 0

EXCUSED ABSENCE - 4

BRASWELL

CRAWFORD

CULP

HARDAWAY

EXCUSED VOTE - 1

HUNTER, H.

NOT VOTING - 4

SPEAKER

BARBEE

DAUGHTRY

MOSLEY

H374

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 850/31-- 2:53 PM

JUNE 5, 1997

LEGISLATIVE DAY 74

LT. GOVERNOR WICKER

-- Presiding

BADDOUR
MODIFY VICTIMS COMPENSATION ACT/AB
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 374
READING 2

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

NO 0

EXCUSED 0

NOT CAST 1 CONDER

ABSENT 1 WARREN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

903
LEGISLATIVE DAY 78
H374 SCS

EV
6/12/97
12:15 PM
IN CHAIR: SPEAKER

BADDOUR

MODIFY VICTIMS COMPENSATION ACT
MOTION #11 - TO CONCUR IN SCS

AYES - 110

SPEAKER	DAUGHTRY	HURLEY	RAMSEY
ADAMS	DAVIS	INSKO	RAYFIELD
ALDRIDGE	DECKER	IVES	REDWINE
ALEXANDER	DEDMON	JARRELL	REYNOLDS
ALLRED	DICKSON	JEFFUS	ROGERS
ARNOLD	DOCKHAM	JUSTUS	RUSSELL
BADDOUR	EARLE	KISER	SAUNDERS
BAKER	EASTERLING	LUEBKE	SEXTON
BEALL	EDDINS	MCCALLISTER	SHERRILL
BLACK	ESPOSITO	MCCOMAS	SHUBERT
BLUE	FITCH	MCCOMBS	SMITH
BONNER	GAMBLE	MCCRARY	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	HALL	MOORE	WARWICK
CAPPS	HARDAWAY	MORGAN	WATSON
CARPENTER	HARDY	MORRIS	WEATHERLY
CHURCH	HENSLEY	MOSLEY	WILSON, C.
COLE	HIATT	NEELY	WILSON, G.
CRAWFORD	HIGHTOWER	NYE	WOMBLE
CREECH	HILL	OLDHAM	WOOD
CULP	HOLMES	OWENS	WRIGHT
CULPEPPER	HOWARD	PRESTON	YONGUE
CUNNINGHAM	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 5

BARBEE	ELLIS	FOX	NICHOLS
BERRY			

EXCUSED VOTE - 0

NOT VOTING - 5

CLARY	KINNEY	NESBITT	WILKINS
HUNTER, H.			

H374 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

H.B. FILED
0375 FEB 27 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH7079-RD019.2(2.19)

Short Title: Fisheries Reform Act.

(Public)

Sponsors: Representatives Redwine and Reynolds (Cosponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT THE FISHERIES REFORM ACT OF 1997 TO PROTECT,
3 ENHANCE, AND BETTER MANAGE COASTAL FISHERIES IN NORTH
4 CAROLINA.

5 Whereas, the State of North Carolina has some of the most diverse
6 fisheries in the United States; and

7 Whereas, the General Assembly recognizes the importance of the
8 traditional full-time and part-time commercial fishermen, both from a perspective of
9 protecting a strong heritage, as well as the importance of the commercial fishing
10 industry to the State's economy; and

11 Whereas, the General Assembly recognizes the importance of providing
12 plentiful fishery resources to continue the State's strong attraction for tourism and for
13 the recreational fishing community; and

14 Whereas, the General Assembly recognizes the need to protect our
15 coastal fishery resources and to balance the commercial and recreational interests
16 through better management of these resources; Now, therefore,
17 The General Assembly of North Carolina enacts:

18 Section 1. This act shall be referred to as the "Fisheries Reform Act of
19 1997".

20

21 PART I. COASTAL FISHING LICENSES; FUND

22

23 Section 2. Article 14 of Chapter 113 of the General Statutes is repealed.

24 Section 3. Chapter 113 of the General Statutes is amended by adding a
25 new Article to read:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0376 FEB 27 97
HOUSE PRINCIPAL CLERK

H

HOUSE JOINT RESOLUTION DRHJR7087-LG041(2.13)

Sponsors: Representative Luebke.

Referred to:

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF THE
2 EARLY SUPPORTERS OF THE DURHAM PUBLIC LIBRARY ON THE
3 LIBRARY'S ONE HUNDREDTH ANNIVERSARY.

4 Whereas, in June, 1895, Professor Edwin Mims of Trinity College
5 initiated with a local literary group, the Canterbury Club, a movement to gain
6 support for the idea of creating a public library in Durham; and

7 Whereas, in 1896, Lalla Ruth Carr and her father, industrialist and
8 philanthropist Julian Shakespeare Carr, solicited donations for the establishment of
9 the library, and Mr. Carr, along with Mrs. Thomas H. Martin, donated land for the
10 library; and

11 Whereas, on March 5, 1897, the General Assembly of North Carolina
12 ratified "an act to incorporate the Durham Public Library"; and

13 Whereas, the Board of Aldermen of the Town of Durham resolved in
14 April 1896, and voted in January 1898, to provide financial support for the operation
15 of the library; and

16 Whereas, the first free, tax-supported public library in North Carolina
17 thereby opened its doors in Durham in February 1898; and

18 Whereas, in 1916, a public library was opened to serve the African-
19 American citizens of Durham as a result of the efforts and contributions of Dr. Aaron
20 McDuffie Moore and Mr. John Merrick; and

21 Whereas, these events marked the beginnings of public library service in
22 Durham which served as an early model in the State for public and private support,
23 professional leadership, services to children, bookmobile services, and services for
24 African-American citizens; and

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

220
LEGISLATIVE DAY 37
HJR376
READING 2
LUEBKE

EV
4/02/97
3:10 PM
IN CHAIR: SPEAKER

HONOR EARLY SUPPORT DURHAM PUB. LIB.

AYES - 110

ADAMS	DECKER	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	SAUNDERS
BEALL	ESPOSITO	MCCALLISTER	SEXTON
BERRY	FITCH	MCCOMAS	SHERRILL
BLACK	FOX	MCCOMBS	SHUBERT
BLUE	GARDNER	MCCRARY	SMITH
BONNER	GOODWIN	MCMAHAN	STARNES
BOWIE	GRADY	MERCER	TALLENT
BOYD-MCINTYRE	GRAY	MICHAUX	THOMPSON
BRAWLEY	GULLEY	MILLER	TOLSON
BUCHANAN	HALL	MINER	WAINWRIGHT
CANSLER	HARDAWAY	MITCHELL	WARNER
CAPPS	HARDY	MOORE	WARWICK
CHURCH	HENSLEY	MORGAN	WATSON
CLARY	HIATT	MORRIS	WEATHERLY
COLE	HIGHTOWER	MOSLEY	WILKINS
CREECH	HILL	NEELY	WILSON, C.
CULP	HOLMES	NESBITT	WOMBLE
CULPEPPER	HOWARD	NICHOLS	WOOD
CUNNINGHAM	HUNTER, H.	NYE	WRIGHT
DAUGHTRY	HUNTER, R.	OLDHAM	YONGUE
DAVIS	HURLEY		

NOES - 0

EXCUSED ABSENCE - 7

BRASWELL	GAMBLE	RUSSELL	WILSON, G.
BROWN	HACKNEY	SUTTON	

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	CARPENTER	CRAWFORD
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HJR376

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

0377 FEB 27 97
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH7081*-LG057(2.19)

Short Title: SE Community College Funds.

(Public)

Sponsors: Representative Hill.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 COMMUNITY COLLEGES FOR THE BUSINESS/INDUSTRY SKILLS
4 TRAINING CENTER AT THE SOUTHEASTERN 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 hundred fifty thousand dollars
8 (\$350,000) for the 1997-98 fiscal year for the Business/Industry Skills Training Center
9 at the Southeastern Community College.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0378 FEB 27 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6087-LB118(2.27)

Short Title: High Point Zoning.

(Local)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING THE CITY OF HIGH POINT TO DELEGATE
3 ZONING POWERS TO THE HIGH POINT PLANNING AND ZONING
4 COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. The City Council of the City of High Point may, by
7 ordinance, delegate the authority for the rezoning of property and the issuance of
8 special or conditional use permits to the High Point Planning and Zoning
9 Commission with rights of appeal and review before the City Council as prescribed
10 by the ordinance. Such authority shall be exercised by the High Point Planning and
11 Zoning Commission under such rules and procedures as may be established by the
12 City Council.
13 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1997

0379 FEB 27 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA174*-RH014.1(2.20)

Short Title: Amend Charter Sch. Laws.

(Public)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAWS GOVERNING CHARTER SCHOOLS.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 115C-238.29B reads as rewritten:
5 "§ 115C-238.29B. Eligible applicants; contents of applications; submission of
6 applications for approval.
7 (a) Any person, group of persons, or nonprofit corporation seeking to establish a
8 charter school within a local school administrative unit may apply to establish a
9 charter school on behalf of a private nonprofit ~~corporation~~ corporation or through
10 creation of a charter school authority. If the applicant seeks to convert a public
11 school to a charter school, the application shall include a statement signed by a
12 majority of the teachers and instructional support personnel currently employed at
13 the school indicating that they favor the conversion and evidence that a significant
14 number of parents of children enrolled in the school favor conversion.
15 (b) The application shall contain at least the following information:
16 (1) A description of a program that implements one or more of the
17 purposes in G.S. 115C-238.29A.
18 (2) A description of student achievement goals for the school's
19 educational program and the method of demonstrating that
20 students have attained the skills and knowledge specified for those
21 student achievement goals.
22 (3) The governance structure of the school including the process to be
23 followed by the school to ensure parental involvement. If the
24 applicant seeks to establish a charter school through creation of a
25 charter school authority, this information shall include the names

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0380

FEB 28 97

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA175-LK087A(2.25)

Short Title: Highway Bonding Requirements.

(Public)

Sponsors: Representative Nichols.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT IRREVOCABLE LETTERS OF CREDIT MAY BE
3 SUBSTITUTED FOR REQUIRED BONDS ON HIGHWAY CONTRACTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 44A-26 is amended by adding a new subsection to read:
6 "(c) The bonding requirements contained in subsection (a) of this section for
7 highway contracts may be met by posting with the Department of Transportation an
8 irrevocable letter of credit or cash in an amount equal to the amount of the required
9 bonds. The Department of Transportation shall by regulation prescribe the form of
10 the letter of credit and the criteria for the financial institution issuing the letter of
11 credit along with the form of election under this subsection."
12 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1997

0381

FEB 28 97

H

HOUSE PRINCIPAL CLERK

HOUSE DRH6082*-RH016(2.25)

Short Title: Charter School Start-Up Funds.

(Public)

Sponsors: Representative Wood.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ASSIST APPROVED CHARTER
3 SCHOOLS TO MEET THEIR START-UP COSTS.

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 one million five hundred thousand dollars
7 (\$1,500,000) for the 1997-98 fiscal year for the State Board to establish and
8 implement a program that provides grants or loans to charter schools for whom
9 charters are approved. The State Board shall determine the amount of each grant or
10 loan; however, no charter school shall receive more than fifty thousand dollars
11 (\$50,000). Each grant or loan shall be used during the first year after the charter has
12 been approved. The grant or loan shall be used for one-time costs or expenses
13 related to starting the school.

14 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH2087-LB085(2.12)

H.B. FILED
0382 FEB 28 97
HOUSE PRINCIPAL CLERK

D

Short Title: Lobbyist Political Activity.

(Public)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT LOBBYISTS MAY NOT GIVE TO CANDIDATES
3 FOR CERTAIN OFFICES AT ANY TIME, AND TO PROVIDE THAT
4 LOBBYISTS MAY NOT ADVISE POLITICAL ACTION COMMITTEES AS TO
5 HOW TO DISTRIBUTE THEIR FUNDS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 163-278.13A reads as rewritten:
8 "§ 163-278.13A. No fund-raising from lobbyists for legislators or Council of State
9 ~~members while General Assembly is in regular session~~ members or candidates for
10 these offices, no contributions if lobbyist has advised political action committee.
11 (a) ~~While the General Assembly is in regular session, none~~ None of the following
12 entities may solicit or accept a contribution from, or at the behest or recommendation
13 of, an individual registered as a lobbyist pursuant to Article 9A of Chapter 120 of the
14 General Statutes:
15 (1) A member of or candidate for the Council of State; ~~or~~
16 (2) A member of or candidate for the General Assembly; ~~or~~
17 (3) A political committee the principal purpose of which is to assist a
18 member or members of or a candidate or candidates for the
19 Council of State or General ~~Assembly.~~ Assembly; or
20 (4) A State, county or congressional district executive committee of a
21 political party.
22 (b) ~~While the General Assembly is in regular session, no~~ No individual registered
23 as a lobbyist under Article 9A of Chapter 120 of the General Statutes may make a
24 contribution to any of the entities listed in subdivisions (1) through (3) of subsection
25 (a) of this section.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0383 FEB 28 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2103-LG076(2.26)

Short Title: Morrisville Library Funds.

(Public)

Sponsors: Representative Mosley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A PUBLIC LIBRARY IN
3 THE TOWN OF MORRISVILLE.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Town of
6 Morrisville in Wake County the sum of twenty-five thousand dollars (\$25,000) for the
7 1997-98 fiscal year to establish a public library for the citizens and the town to
8 promote education.
9 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0384 FEB 28 97
HOUSE PRINCIPAL CLERK

H

HOUSE DRH2101-LGQ075(2.26)

Short Title: Cary Museum Funds.

(Public)

Sponsors: Representative Mosley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR ESTABLISHING THE CARY
3 MUSEUM.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Friends
6 of Page-Walker, Inc., a nonprofit corporation, the sum of five thousand dollars
7 (\$5,000) for the 1997-98 fiscal year to assist in establishing the Cary Museum. The
8 museum will be located in the Page-Walker Arts and History Center and will provide
9 museum visitors the opportunity to learn about the history of the Town of Cary.
10 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0385

MAR -3 97

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA163-LG065(2.20)

Short Title: Salmonella Testing Funds.

(Public)

Sponsors: Representative Yongue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR SALMONELLA TESTING OF MEAT
3 FOOD 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 the sum of twenty-one thousand two hundred fifty dollars
7 (\$21,250) for the 1997-98 fiscal year and the sum of twenty-one thousand two
8 hundred fifty dollars (\$21,250) for the 1998-99 fiscal year for salmonella testing of
9 meat food products as required by federal regulation. These funds will be matched
10 by the United States Department of Agriculture pursuant to the Federal Meat
11 Inspection Act.
12 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0386 MAR -3 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7085-LDQ099(2.25)

Short Title: Agric. Info./Tech. Needs Funds/AB.

(Public)

Sponsors: Representative Yongue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 AGRICULTURE FOR IMPROVEMENTS TO THE DEPARTMENT'S
4 AUTOMATED INFORMATION SERVICES AND FOR TECHNICAL
5 SUPPORT.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Agriculture the sum of four hundred sixty-nine thousand three
9 hundred forty-seven dollars (\$469,347) for the 1997-98 fiscal year and the sum of
10 three hundred ninety-four thousand eighty-seven dollars (\$394,087) for the 1998-99
11 fiscal year for improvements to the Department's automated information services and
12 for technical support so that the Department may better promote agricultural
13 production and environmental protection to the public.
14 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0387

MAR -3 97

HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH8046*-LB103(2.20)

Short Title: Johnston School Board Elections.

(Local)

Sponsors: Representative Daughtry.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING FOR NONPARTISAN ELECTIONS OF THE JOHNSTON
3 COUNTY BOARD OF EDUCATION.

4 The General Assembly of North Carolina enacts:

5 Section 1. Beginning with the 1998 election, the Johnston County Board
6 of Education shall be elected in nonpartisan elections held in even-numbered years as
7 provided in this act.

8 Section 2. The Board of Education shall continue to consist of seven
9 members elected at large for four-year staggered terms. Three members shall be
10 elected in 1998 and every four years thereafter; and four members shall be elected in
11 2000 and every four years thereafter.

12 Section 3. The period of filing of candidates for the Board of Education
13 shall be the same as for other county offices. If the number of candidates who qualify
14 to run for the board in any election year is at least three more than twice the number
15 of seats being elected that year, there shall be a nonpartisan primary held at the same
16 time as party primaries for other county offices; otherwise, there shall be no primary.
17 The purpose of the primary, if one is required, shall be to reduce the number of
18 candidates to twice the number of seats open. The number of candidates receiving
19 the most votes in the primary, equal to twice the number of seats open, shall be
20 nominated for the November general election, with no second primary.

21 Section 4. If a vacancy occurs on the Board of Education, the remaining
22 members of the board shall appoint a person to fill that seat. The person appointed
23 to fill the vacancy shall serve the remainder of the unexpired term of the office.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

H

0388

MAR -397

HOUSE DRH1112-LH017B(1.9)

HOUSE PRINCIPAL CLERK

Short Title: Amend Trespass Offenses.

(Public)

Sponsors: Representative Nichols.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THERE IS A REBUTTABLE PRESUMPTION
3 THAT A PERSON WHO ENTERS OR REMAINS ON THE PREMISES OF
4 ANOTHER FOR A PURPOSE THAT IS NOT IN THE ORDINARY COURSE
5 OF BUSINESS INTENDS TO TRESPASS, TO AMEND THE OFFENSE OF
6 TRESPASS FOR PURPOSES OF HUNTING, ETC., TO ELIMINATE THE
7 REQUIREMENT THAT PROPERTY BE POSTED, AND TO MAKE
8 CONFORMING CHANGES.
9 The General Assembly of North Carolina enacts:
10 Section 1. Article 22B of Chapter 14 of the General Statutes is amended
11 by adding a new section to read:
12 "§ 14-159.15. Rebuttable presumption of intent to trespass.
13 (a) There is a rebuttable presumption that a person had the intent to commit a
14 crime under G.S. 14-159.12 or G.S. 14-159.13 if the person entered or remained on
15 the premises of another for a purpose that is not within the ordinary course of
16 business.
17 (b) For purposes of this section the term ordinary course of business includes
18 customary visits from neighbors and other members of the general public."
19 Section 2. G.S. 14-159.6 reads as rewritten:
20 "§ 14-159.6. Trespass for purposes of hunting, etc., without written consent a
21 misdemeanor.
22 Any person who willfully goes on the land, waters, ponds, or a legally established
23 waterfowl blind of another ~~upon which notices, signs or posters, described in G.S.~~
24 ~~14-159.7, prohibiting hunting, fishing or trapping, or upon which "posted" notices~~
25 ~~have been placed,~~ to hunt, fish or trap without the written consent of the owner or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

H

0389

MAR -397 D

HOUSE DRH2089-LB108(2.25)HOUSE PRINCIPAL CLERK

Short Title: Felony Child Abuse/Increase Penalty.

(Public)

Sponsors: Representative Rayfield.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE PENALTY FOR THE CRIMINAL OFFENSE OF
3 FELONY CHILD ABUSE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 14-318.4 reads as rewritten:
6 "§ 14-318.4. Child abuse a felony.
7 (a) A parent or any other person providing care to or supervision of a child less
8 than 16 years of age who intentionally inflicts any serious physical injury upon or to
9 the child or who intentionally commits an assault upon the child which results in any
10 serious physical injury to the child is guilty of a Class ~~E~~ D felony.
11 (a1) Any parent of a child less than 16 years of age, or any other person providing
12 care to or supervision of the child, who commits, permits, or encourages any act of
13 prostitution with or by the juvenile is guilty of child abuse and shall be punished as a
14 Class ~~E~~ D felon.
15 (a2) Any parent or legal guardian of a child less than 16 years of age who
16 commits or allows the commission of any sexual act upon a juvenile is guilty of a
17 Class ~~E~~ D felony.
18 (b) The felony of child abuse is an offense additional to other civil and criminal
19 provisions and is not intended to repeal or preclude any other sanctions or
20 remedies."
21 Section 2. This act becomes effective December 1, 1997, and applies to
22 offenses committed on or after that date.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

163
LEGISLATIVE DAY 30
H389
READING 2
RAYFIELD

EV
3/20/97
1:59 PM
IN CHAIR: SPEAKER

FELONY CHILD ABUSE/ INCREASE PENALTY

AYES - 111

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

NOES - 0

BROWN	EXCUSED ABSENCE - 6	
MCALLISTER	MERCER	SHERRILL
	NEELY	THOMPSON

EXCUSED VOTE - 0

SPEAKER	NOT VOTING - 3
	BERRY
	CUNNINGHAM

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0390 MAR -397
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4047-LB118A(2.27)

Short Title: High Point Zoning.

(Local)

Sponsors: Representatives Bowie and Jarrell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING THE CITY OF HIGH POINT TO DELEGATE
3 ZONING POWERS TO THE HIGH POINT PLANNING AND ZONING
4 COMMISSION.
5 The General Assembly of North Carolina enacts:
6 Section 1. The City Council of the City of High Point may, by
7 ordinance, delegate the authority for the rezoning of property and the issuance of
8 special or conditional use permits to the High Point Planning and Zoning
9 Commission with rights of appeal and review before the City Council as prescribed
10 by the ordinance. Such authority shall be exercised by the High Point Planning and
11 Zoning Commission under such rules and procedures as may be established by the
12 City Council.
13 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH6088-LL088(3.3)

H.B. FILED
0391 MAR -3 97^D
HOUSE PRINCIPAL CLERK

Short Title: High Point Firemen's Pension.

(Local)

Sponsors: Representatives Jarrell and Bowie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW ALL RETIRED HIGH POINT FIREMEN TO RECEIVE
3 PENSION BENEFITS.
4 The General Assembly of North Carolina enacts:
5 Section 1. The first sentence of Section 3 of Chapter 877 of the 1957
6 Session Laws is rewritten to read:
7 "Any former full time member of the City of High Point Fire Department who
8 receives retirement benefits pursuant to the provisions of the Local Governmental
9 Employees' Retirement System is entitled to receive benefits under this Act."
10 Section 2. This act applies only to the City of High Point.
11 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0392

MAR -3 97

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7082-LH104(2.25)

Short Title: '97 Current Operations.

(Public)

Sponsors: Representatives Crawford, Creech, Esposito, and Holmes.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS OF
3 STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR
4 OTHER PURPOSES.
5 The General Assembly of North Carolina enacts:
6 Section 1. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

H.B. FILED
0393 MAR -3
HOUSE PRINCIPAL CLERK

H

HOUSE DRH2099-LH110(2.26)

Short Title: '97 Capital Expenditures.

(Public)

Sponsors: Representatives Crawford, Creech, Esposito, and Holmes.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROVIDE CAPITAL
3 IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND
4 AGENCIES AND OTHER PURPOSES.
5 The General Assembly of North Carolina enacts:
6 Section 1. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

0394

MAR -3 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8041-LH049B(2.5)

Short Title: Dogfights/Gambling/Felony.

(Public)

Sponsors: Representatives Jarrell and Jeffus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE ORGANIZED DOGFIGHTING A FELONY.
3 The General Assembly of North Carolina enacts:
4 Section 1. Article 47 of Chapter 14 of the General Statutes is amended
5 by adding a new section to read:
6 "**§ 14-362.2. Organized dogfighting; penalty.**
7 (a) A person is guilty of a Class I felony if the person does any of the following:
8 (1) Instigates, promotes, conducts, engages in, or is employed in
9 organized dogfighting.
10 (2) Wagers money or anything of value on the result of such organized
11 dogfighting.
12 (3) Receives money for the admission of another person to a place
13 kept for organized dogfighting.
14 (4) Owns, possesses, or trains a dog, with the intent that the dog be
15 used in organized dogfighting.
16 (5) Allows property under the person's ownership or control to be
17 used for organized dogfighting.
18 (b) A person is guilty of a Class 2 misdemeanor if the person participates as a
19 spectator at an organized dogfight.
20 (c) A lease of property that is used or is intended to be used for organized
21 dogfighting is void, and a lessor who knows this use is made or is intended to be
22 made of the property is under a duty to evict the lessee immediately.
23 (d) The animal control officer as defined in G.S. 130A-184(1) shall confiscate any
24 dog that has been or is intended to be used in organized dogfighting.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0395 MAR -3 97
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6083-LK085(2.21)

Short Title: Left Turn on Red.

(Local)

Sponsors: Representative Gulley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW LEFT TURNS ON RED IN CERTAIN SITUATIONS IN
3 MECKLENBURG COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-158(b)(2) reads as rewritten:
6 "(2) Vehicles facing a red light controlling traffic passing straight
7 through an intersection from a steady or strobe beam stoplight
8 shall not enter the intersection while the steady or strobe beam
9 stoplight is emitting a red light controlling traffic passing straight
10 through an intersection; ~~provided that,~~ provided:
11 a. except ~~Except~~ where prohibited by an appropriate sign,
12 vehicular traffic facing a red light controlling traffic passing
13 straight through an intersection, after coming to a complete
14 stop at the intersection, may enter the intersection to make a
15 right turn but ~~such~~ the turning vehicle shall yield the
16 right-of-way to pedestrians and to other traffic using the
17 ~~intersection;~~ intersection; or
18 b. Except where prohibited by an appropriate sign, vehicular
19 traffic that is:
20 1. In the leftmost lane of travel on a one-way street;
21 2. Facing a red light; and
22 3. At an intersection with another one-way street with
23 traffic travelling from right to left
24 may enter the intersection and make a left turn into the
25 extreme left-hand lane lawfully available to traffic. The

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED

0396 MAR -4 97

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1105-LH103(2.25)

Short Title: '97 Current Operations.

(Public)

Sponsors: Representatives Holmes, Crawford, Creech, and Esposito.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR CURRENT OPERATIONS OF
3 STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR
4 OTHER PURPOSES.
5 The General Assembly of North Carolina enacts:
6 Section 1. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

HOUSE DRH6084-LH107(2.26)

H.B. FILED
0397 MAR -4 97
HOUSE PRINCIPAL CLERK
D

Short Title: '97 Capital Expenditures.

(Public)

Sponsors: Representatives Holmes, Crawford, Creech, and Esposito.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROVIDE CAPITAL
3 IMPROVEMENTS FOR STATE DEPARTMENTS, INSTITUTIONS, AND
4 AGENCIES AND OTHER PURPOSES.
5 The General Assembly of North Carolina enacts:
6 Section 1. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H.B. FILED
0398 MAR -4 97
HOUSE PRINCIPAL CLERK D

H

HOUSE JOINT RESOLUTION DRHJR6081-LG042(2.14)

Sponsors: Representatives Hiatt and Gamble.

Referred to:

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF BASIL
2 DUKE BARR, FORMER MEMBER OF THE GENERAL ASSEMBLY.

3 Whereas, Basil Duke Barr was born on November 4, 1894, in Jefferson,
4 North Carolina, to Felix Barr and Blanche Duke Barr; and

5 Whereas, Basil Duke Barr graduated from Jefferson High School in 1917,
6 and North Carolina State University in 1921, where he received a degree in
7 engineering; and

8 Whereas, Basil Duke Barr married Mabel Phillips in 1922, and from their
9 union, three children were born; and

10 Whereas, Basil Duke Barr proudly served his county as a member of the
11 United States Army, serving in both World Wars; and

12 Whereas, Basil Duke Barr was a skilled and well-known engineer,
13 spending most of his professional career in Alaska; and

14 Whereas, while in Alaska, Basil Duke Barr was an avid sportsman and
15 big game hunter and wrote several books on big game hunting; and

16 Whereas, Basil Duke Barr retired as a Lt. Colonel from the Corps of
17 Engineers in 1954; and

18 Whereas, upon his return to North Carolina, Basil Duke Barr opened a
19 custom furniture shop in Jefferson, which became one of the most well-known
20 furniture shops in North Carolina; and

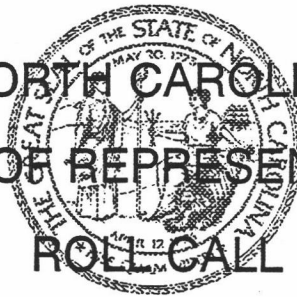
21 Whereas, Basil Duke Barr was a skilled cabinetmaker much in demand
22 and his furniture was used in many fine homes throughout the South; and

23 Whereas, Basil Duke Barr served with honor and distinction in the House
24 of Representatives during the 1965, 1967, and 1969 Sessions of the General Assembly;
25 and

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



EV

4/07/97

6:29 PM

IN CHAIR: SPEAKER

233
LEGISLATIVE DAY 39
HJR398
READING 2
HIATT

HNR. BASIL DUKE BARR FMR. MBR. GEN. ASSM.

AYES - 105

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

NOES - 0

BARBEE	ELLIS	HUNTER, R.	CRAWFORD
BLUE	GRAY	LUEBKE	SHERRILL
			THOMPSON
			ALLRED

EXCUSED VOTE - 0

ALLRED	DECKER	HOWARD	WRIGHT
CRAWFORD	HARDAWAY	HUNTER, H.	

HJR398

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 186/2-- 7:33 PM

APRIL 7, 1997

LEGISLATIVE DAY 39

LT. GOVERNOR WICKER

-- Presiding

HIATT
HONOR LIFE AND MEMORY OF

HOUSE RES. 398
READING 2

BASIL DUKE BARR

AYE	48	ALBERTSON	EAST	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEDBETTER	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BASNIGHT	GARWOOD	LUCAS	RUCHO
		BLUST	GULLEY	MARTIN R.	SHAW L.
		CARPENTER	HARTSELL	MARTIN W.	SHAW R.
		CARRINGTON	HORTON	MCDANIEL	SOLES
		CLARK	HOYLE	MILLER	WARREN
		COCHRANE	JENKINS	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WEINSTEIN
		DALTON	KERR	PERDUE	WELLONS
		DANNELLY	KINCAID	PHILLIPS	WINNER
NO	0				

EXCUSED	0	
NOT CAST	1	CONDER
ABSENT	1	BALLANCE
PAIRS	0	
AYE		
NO		



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED
0399 MAR -4 97
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA160*-LE027(2.12)

Short Title: English as a Second Language/Funds.

(Public)

Sponsors: Representatives Insko, Hackney and Culp. (Co-sponsors)

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE ENGLISH AS A SECOND
3 LANGUAGE PROGRAM.
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 ten million dollars (\$10,000,000) for
7 the 1997-98 fiscal year and the sum of ten million dollars (\$10,000,000) for the 1998-
8 99 fiscal year to improve services for students with limited English proficiency. The
9 State Board of Education shall allocate these funds to local school administrative
10 units with a high percentage of students for whom English is a second language.
11 Section 2. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

H.B. FILED
0400 MAR -4 97

D

HOUSE DRH4046-LTX042A(2/20)

HOUSE PRINCIPAL CLERK

Short Title: Bank Assessments/AB.

(Public)

Sponsors: Representatives Tallent and Ramsey.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REWRITE THE AUTHORITY OF THE STATE BANKING
3 COMMISSION TO ASSESS BANKS AND CONSUMER FINANCE LICENSEES
4 FOR THE MAINTENANCE AND OPERATION OF THE OFFICE OF THE
5 COMMISSIONER OF BANKS.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 53-122 reads as rewritten:

8 "**§ 53-122. Fees for examinations and other services and assessments.**

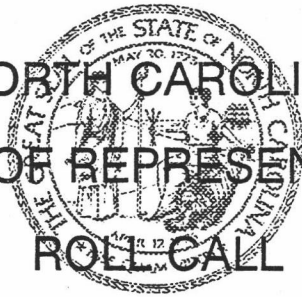
9 (a) For the purpose of ~~paying the salaries and necessary traveling expenses~~
10 ~~operating and maintaining the office~~ of the Commissioner of Banks, ~~State bank~~
11 ~~examiners, assistant State bank examiners, clerks, stenographers and other employees~~
12 ~~of the Commissioner of Banks,~~ banks and consumer finance licensees doing business
13 under the authority of Chapter 53 of the General Statutes shall pay the following fees
14 and assessments shall be paid into the office of the Commissioner of Banks: Banks
15 within 10 days after the assessment:

16 (1) ~~Each bank and each branch and each limited service facility of any~~
17 ~~bank which under the laws of the State of North Carolina is~~
18 ~~subject to supervision and examination by the Commissioner of~~
19 ~~Banks and is authorized to do business or is in process of voluntary~~
20 ~~liquidation, shall, within 10 days after the assessment has been~~
21 ~~made, pay into the office of the Commissioner of Banks according~~
22 ~~to its total resources as shown by its report of condition made to~~
23 ~~the Commissioner of Banks at the close of business December 31,~~
24 ~~1978, and on the thirty first day of December, or the date most~~
25 ~~nearly approximating same of each year thereafter on which a~~

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL



RC

4/23/97

3:30 PM

IN CHAIR: SPEAKER

344
LEGISLATIVE DAY 49
READING 2
TALLENT

BANK ASSESSMENT/AB.

AYES - 116

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

NOES - 1

HALL

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

NESBITT

SHERRILL

H400

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

365
LEGISLATIVE DAY 50
H400
READING 3
TALLENT

RC
4/24/97
3:42 PM
IN CHAIR: SPEAKER

BANK ASSESSMENTS/AB

AYES - 111

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

NOES - 1

GAMBLE

EXCUSED ABSENCE - 3

BLUE

CRAWFORD ROGERS

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
EASTERLING

GRAY

HARDAWAY

HUNTER, H.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 981/12-- 8:29 PM JUNE 23, 1997 LEGISLATIVE DAY 83

LT. GOVERNOR WICKER

-- Presiding

TALLENT
BANK ASSESSMENT/AB
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 400
READING 2

AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT BLUST CARPENTER CARRINGTON CLARK COCHRANE CONDER COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARWOOD GULLEY HARTSELL HORTON HOYLE JENKINS JORDAN KERR	KINCAID KINNAIRD LEDBETTER LEE LUCAS MARTIN R. MARTIN W. MCDANIEL MILLER ODOM PAGE PERDUE	PHILLIPS PLYLER RAND REEVES RUCHO SHAW L. SHAW R. SOLES WARREN WEINSTEIN WELLONS WINNER
NO	1	WEBSTER			

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 991/3--10:22 AM JUNE 24, 1997 LEGISLATIVE DAY 84

LT. GOVERNOR WICKER

-- Presiding

TALLENT
BANK ASSESSMENT/AB
SENATE COMM. SUB./2ND EDITION

HOUSE BILL 400
READING 3

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	RUCHO
		BASNIGHT	GARWOOD	MARTIN R.	SHAW L.
		BLUST	GULLEY	MARTIN W.	SHAW R.
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HORTON	MILLER	WARREN
		CLARK	HOYLE	ODOM	WEINSTEIN
		COCHRANE	JENKINS	PAGE	WELLONS
		CONDER	KERR	PERDUE	WINNER
		DALTON	KINCAID	PHILLIPS	
NO	1	WEBSTER			

EXCUSED 0

NOT CAST 2 COOPER JORDAN

ABSENT 0

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEN. # 1016

LEGISLATIVE DAY 87

NO SCS

EV

6/30/97

6:24 PM

IN CHAIR: SPEAKER

TALLENT

BANK ASSESSMENTS

MOTION #11 - TO CONCUR IN SCS

AYES - 110

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

NOES - 2

DAVIS HALL

EXCUSED ABSENCE - 4

CUNNINGHAM EASTERLING HARDAWAY NESBITT

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER BOWIE FITCH WOOD

H400 SCS