GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
MAR 3 1 1997
PRINCIPAL CLERK

S **D**

S 6 0 1

SENATE DRSA623-LM137(3.27)

Short Title: City of Wilmington. (Local)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE CITY OF WILMINGTON.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the City of Wilmington.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRSA624-LR182(3.27)

FILED - SENATE
S 6 0 2 MAR 3 1 1997
PRINCIPAL CLERK

Short Title: 7th Senate Dist. Local Act-1. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the 7th Senatorial District only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS7653-LR183(3.27)

FILED - SENATE
S 6 0 3 MAR 3 1 1997
PRINCIPAL CLERK

Short Title: 7th Senate Dist. Local Act-2. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the 7th Senatorial District only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

S 6 0 4 MAR 3 1 1997

PRINCIPAL CLERK

SENATE DRS7654-LR184(3.27)

Short Title: 7th Senate Dist. Local Act-3. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the 7th Senatorial District only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE
S 6 0 5 MAR 3 1 1997
PRINCIPAL CLERK

SENATE DRS2646-LR185(3.27)

Short Title: 7th Senate Dist. Local Act-4. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the 7th Senatorial District only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE
S 606
MAR 3 1 1997
PRINCIPAL CLERK

SENATE DRSA628-LR186(3.27)

Short Title: 7th Senate Dist. Local Act-5. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the 7th Senatorial District only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 607 MAR 3 1 1997 D

SENATE DRS7656-LN114(3.19)

PRINCIPAL CLERK

Short Title: Shaw Speaks Center Funds. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE SHAW SPEAKS CHILD DEVELOPMENT CENTER FOR ITS DIABETES HEALTH AWARENESS INITIATIVE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Shaw Speaks Child Development Center, Inc., the sum of fifty thousand dollars ($50,000) for the 1997-98 fiscal year and the sum of fifty thousand dollars ($50,000) for the 1998-99 fiscal year to support the Center's Diabetes Health Awareness Initiative.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 6 0 8 D MAR 3 1 1997

SENATE DRS4542-LH121(3.4)

PRINCIPAL CLERK

Short Title: Extradition Costs. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE STATE SHALL PAY FOR EXTRADITION COSTS OF ALL CRIMES.

The General Assembly of North Carolina enacts:

Section 1. G.S 15A-744 reads as rewritten:

"**§ 15A-744. Costs and expenses.**

Subject to the requirements and restrictions set forth in this section, ~~if the crime is a felony or if a person convicted in this State of a misdemeanor has broken the terms of his probation or parole,~~ reimbursements for expenses shall be paid out of the State treasury on the certificate of the Governor. ~~In all other cases, such expenses or reimbursements shall be paid out of the county treasury of the county wherein the crime is alleged to have been committed according to such regulations as the board of county commissioners may promulgate.~~ In all cases, the expenses, for which repayment or reimbursement may be claimed, shall consist of the reasonable and necessary travel expense and subsistence costs of the extradition agent or fugitive officer, as well as the fugitive, together with such legal fees as were paid to the officials of the state on whose governor the requisition is made. The person or persons designated to return the fugitive shall not be allowed, paid or reimbursed for any expenses in connection with any requisition or extradition proceeding unless the expenses are itemized, the statement of same be sworn to under oath, and shall not then be paid or reimbursed unless a receipt is obtained showing the amount, the purpose for which said item or sum was expended, the place, date and to whom paid, and said receipt or receipts attached to said sworn statement and filed with the Governor. The Governor shall have the authority, upon investigation, to increase or decrease any item or expenses shown in said sworn statement, or to include items of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 609 - MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA619-LT085(3.18)

Short Title: Insurance Dept. Audit Recommendations. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW MONEY CREDITED TO THE CONSUMER PROTECTION FUND TO BE USED TO RETAIN EXPERTS FOR HEARINGS AND TO REQUIRE THAT MONEY RECOVERED FROM DELINQUENCY PROCEEDINGS OR CIVIL ACTIONS AGAINST THE COMMISSIONER BE CREDITED TO THE FUND.

The General Assembly of North Carolina enacts:

Section 1. G. S. 58-2-215 reads as rewritten:

"**§ 58-2-215. Consumer Protection Fund.**

(a) A special fund is created in the Office of the State Treasurer, to be known as the Department of Insurance Consumer Protection Fund. The Fund shall be placed in an interest bearing account and any interest or other income derived from the Fund shall be credited to the Fund. Moneys in the Fund shall only be spent pursuant to warrants drawn by the Commissioner on the Fund through the State Treasurer. The Fund shall be subject to the provisions of the Executive Budget Act; except that the provisions of Article 3C of Chapter 143 of the General Statutes do not apply to subdivision (b)(1) of this section.

(b) All moneys credited to the Fund shall be used only to pay the following expenses incurred by the Department:

(1) For the purpose of retaining outside actuarial and economic consultants, legal counsel, and court reporting services in the review and analysis of rate filings, in conducting all hearings, and through any final adjudication.

(1a) For the purpose of retaining meteorologists, statisticians, and other kinds of professionals and experts needed to analyze or respond to

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 610

MAR 3 1 1997

PRINCIPAL CLERK

S D

SENATE DRS7645-LT086(3.19)

Short Title: Insurer Discrimination/Abused Persons. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO SPECIFICALLY MAKE UNFAIR DISCRIMINATION AGAINST ABUSED PERSONS AN UNFAIR TRADE PRACTICE IN THE BUSINESS OF INSURANCE.

The General Assembly of North Carolina enacts:

Section 1. Article 63 of Chapter 58 of the General Statutes is amended by adding a new section to read:

"**§ 58-63-17. Unfair discrimination against subjects of abuse.**

(a) Definitions. -- As used in this section:

(1) 'Abuse' means the occurrence of one or more of the following acts:

a. Attempting to cause or intentionally, knowingly, or recklessly causing another person bodily injury, physical harm, severe emotional distress, psychological trauma, rape, sexual assault, or involuntary sexual intercourse.

b. Knowingly engaging in a course of conduct or repeatedly committing acts toward another person, including following the person without proper authority, under circumstances that place the person or minor child in reasonable fear of bodily injury or physical harm.

c. Subjecting another person to false imprisonment.

d. Attempting to cause or intentionally, knowingly, or recklessly causing damage to property so as to intimidate or attempt to control the behavior of another person.

FILED - SENATE
S 611 MAR 3 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS8603-LT082(3.18)

Short Title: Insurance Fronting. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROTECT INSURANCE POLICYHOLDERS BY SETTING STANDARDS FOR THE FRONTING OF INSURANCE BUSINESS.

The General Assembly of North Carolina enacts:

Section 1. Article 10 of Chapter 58 of the General Statutes is amended by adding a new Part to read:

"Part 4. Disclosure and Regulation of Fronting.

"**§ 58-10-70. Purpose.**

The purpose of this Part is to ensure proper disclosure and regulation of reinsurance transactions in which a domestic insurer or, if the transaction covers risks resident in this State, a foreign insurer licensed in this State, delegates to an unauthorized reinsurer underwriting or claim settlement authority, on business written directly by the licensed insurer or assumed from another licensed insurer.

"**§ 58-10-75. Definitions.**

As used in this Part:

(1) 'Affiliate' or 'affiliated with' has the meaning ascribed to it in G.S. 58-19-5(1).

(2) 'Claim settlement authority' means the investigation, negotiation, and settlement of claims arising under original policies subject to a reinsurance agreement.

(3) 'Single-parent captive insurer' means an insurance company owned by one or more affiliated persons and domiciled in a jurisdiction that is accredited under the financial regulation standards of the NAIC, provided that the captive insurer writes directly or reinsures only one or more of the following:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 527/8--10:06 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURANCE FRONTING
2ND EDITION

SENATE BILL 611
READING 2

AYE	43	ALBERTSON	FORRESTER	LEDBETTER	RAND
		BALLANCE	FOXX	LEE	REEVES
		BASNIGHT	GARWOOD	LUCAS	RUCHO
		CARPENTER	GULLEY	MARTIN R.	SHAW L.
		CARRINGTON	HARTSELL	MARTIN W.	SHAW R.
		COCHRANE	HORTON	MILLER	SOLES
		CONDER	HOYLE	ODOM	WARREN
		COOPER	JENKINS	PAGE	WEINSTEIN
		DALTON	JORDAN	PERDUE	WELLONS
		DANNELLY	KERR	PHILLIPS	WINNER
		EAST	KINCAID	PLYLER	
NO	3	BALLANTINE	BLUST	CLARK	

EXCUSED	0			
NOT CAST	3	ALLRAN	MCDANIEL	WEBSTER
ABSENT	1	KINNAIRD		
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 612 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS7650-LTX078A(3.18)

Short Title: Insurer Financial Operations. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE SUBSTANTIVE CHANGES IN THE LAWS GOVERNING THE FINANCIAL OPERATIONS OF INSURANCE COMPANIES AND THE ROLE OF THE DEPARTMENT OF INSURANCE IN MONITORING THE SOLVENCY OF INSURANCE COMPANIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-3-100 reads as rewritten:

"**§ 58-3-100. Revocation, ~~suspension~~ suspension, restriction, ~~and~~ or refusal to renew license.**

(a) ~~The Commissioner may revoke, suspend, or refuse to renew the license of any insurer if:~~ The Commissioner may, after notice and opportunity for a hearing, revoke, suspend, restrict, or refuse to renew the license of any insurer if:

(1) The insurer fails or refuses to comply with any law, order or rule applicable to the insurer.

(2) The insurer's financial condition is unsound, or its assets above its liabilities, exclusive of capital, are less than the amount of its capital or required minimum surplus.

(3) The insurer has published or made to the Department or to the public any false statement or report.

(4) The ~~insurer refuses~~ insurer or any of the insurer's officers, directors, employees, agents, or other representatives refuse to submit to any examination authorized by ~~law.~~ law or refuse to perform any legal obligation in relation to an examination.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 612

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

S612-ALBK-1B

Date 4/15 ,1997

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

Senator Miller

moves to amend the bill on page 15, line 6-37 by rewriting those lines to read:

"Section 19. G.S. 58-65-95 reads as rewritten:

'**§ 58-65-95. Investments and reserves.**

~~No~~(a) Except as provided in subsection (e) of this section, no corporation subject to this Article shall invest in any securities other than securities permitted ~~by the laws of this State~~ by Article 7 of this Chapter for the investment of ~~assets of life insurance companies, banks, trust companies, executors, administrators and guardians.~~ assets.

(b) Every ~~such~~ corporation ~~after the first full year of doing business after the passage of this Article and Article 66 of this Chapter~~ subject to this Article shall accumulate and maintain, in addition to proper reserves for current administrative liabilities and whatever reserves are deemed to be adequate and proper by the Commissioner ~~of Insurance~~ for unpaid ~~hospital and/or medical and/or~~ hospital, medical, or dental bills, and unearned membership dues, a special contingent surplus or reserve at the following rates annually of its gross annual collections from membership dues, exclusive of receipts from cost plus plans,

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 612

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

S612-ALBK-1B

until ~~said~~ the reserve ~~shall equal~~ equals an amount that is three times its average monthly expenditures for ~~hospital and/or medical and/or dental~~ claims and administrative and selling expenses:

(1) First $200,000.....4%
(2) Next $200,000.....2%
(3) All above $400,000.....1%

(c) Any ~~such~~ corporation subject to this Article may accumulate and maintain a contingent reserve in excess of the ~~reserve hereinabove provided for,~~ reserve required in subsection (b) of this section, not to exceed an amount equal to six times the average monthly expenditures for ~~hospital and/or medical and/or dental~~ claims and administrative and selling expenses.

(d) ~~In the event~~ If the Commissioner ~~of Insurance~~ finds that special conditions exist warranting an increase or decrease in the reserves or schedule of ~~reserves, hereinabove provided for, it may be modified by~~ reserves in subsection (b) of this section, the Commissioner ~~of Insurance accordingly,~~ may modify them accordingly. ~~provided~~ Provided, however, when special conditions exist warranting an increase in ~~said~~ the schedule of reserves, ~~said~~ the schedule shall not be increased by the Commissioner ~~of Insurance~~ until a reasonable length of time ~~shall have~~ has elapsed after the Commissioner gives notice of ~~such~~ the increase.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 612

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

S612-ALBK-1B

(e) The cost of investments made by service corporations in mortgage loans, authorized by G.S. 58-7-179, with any one person, shall not exceed the lesser of five percent (5%) of the service corporation's admitted assets of ten percent (10%) of the service corporation's capital and surplus. A service corporation shall not invest in additional mortgage loans without the Commissioner's consent if the admitted value of all such mortgage loans held by the service corporation exceeds an aggregate of sixty percent (60%) of the admitted assets of the service corporation, if (i) the admitted value of all mortgage pass-through securities permitted by G.S. 58-7-173(17) does not exceed twenty-five percent (25%) of the admitted assets of the service corporation and (ii) the admitted value of other mortgage loans permitted by G.S. 58-7-179 does not exceed forty percent (40%) of the admitted assets of the service corporation. A service corporation that, as of October 1, 1997, has mortgage investments that exceed the aggregate limitation specified in this subsection shall submit to the Commissioner no later than January 31, 1998, a plan to bring the amount of mortgage investments into compliance with the limitations by January 1, 2001.'"

SIGNED _____
Amendment Sponsor

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

ADOPTED ✓ FAILED _____ TABLED _____
46-0 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 271/15-- 2:52 PM APRIL 15, 1997 LEGISLATIVE DAY 44

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURER FINANCIAL OPERATIONS
2ND EDITION

SENATE BILL 612

AMEND 1

AYE	46	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.
		CARRINGTON	HOYLE	MILLER	SOLES
		COCHRANE	JENKINS	ODOM	WARREN
		CONDER	JORDAN	PAGE	WEINSTEIN
		COOPER	KERR	PERDUE	WELLONS
		DALTON	KINCAID	PHILLIPS	WINNER
		EAST	KINNAIRD		
NO	1	CLARK			

EXCUSED	0		
NOT CAST	2	ALBERTSON	DANNELLY
ABSENT	1	WEBSTER	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 272/16-- 2:56 PM APRIL 15, 1997 LEGISLATIVE DAY 44

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURER FINANCIAL OPERATIONS
2ND EDITION

SENATE BILL 612
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
		COCHRANE	HOYLE	MILLER	WARREN
		CONDER	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PAGE	WELLONS
		DALTON	KERR	PERDUE	WINNER
NO	1	CLARK			

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 276/3-- 2:18 PM APRIL 16, 1997 LEGISLATIVE DAY 45

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURER FINANCIAL OPERATIONS
2ND EDITION

SENATE BILL 612
READING 3

AYE	47	ALBERTSON	EAST	LEDBETTER	RAND
		ALLRAN	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
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KINCAID	PHILLIPS	WINNER
		DANNELLY	KINNAIRD	PLYLER	
NO	1	CLARK			

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S613 - MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA620-LT079(3.18)

Short Title: Insurance Company Audits and Exams. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND PROVISIONS IN THE INSURANCE LAWS DEALING WITH EXAMINATIONS OF INSURANCE COMPANIES AND AUDITS OF THEIR FINANCIAL STATEMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-2-131(d) reads as rewritten:

"(d) The Commissioner may conduct ~~an~~ a regular examination of any insurer whenever the Commissioner deems it to be prudent for the protection of policyholders but shall at a minimum conduct an examination of every domestic insurer not less frequently than once every ~~three~~ five years. In scheduling and determining the nature, scope, and frequency of examinations, the Commissioner shall consider such matters as the results of financial statement analyses and ratios, changes in management or ownership, actuarial opinions, reports of independent certified public accountants, and other criteria as set forth in the NAIC Examiners' Handbook."

Section 2. G.S. 58-2-205 reads as rewritten:

"**§ 58-2-205. CPA audits of financial statements.**

~~The Commissioner is authorized to adopt rules to provide for audits and opinions of insurers' financial statements by certified public accountants. Such rules shall be in accordance with the NAIC model rule that requires audited financial reports, as amended.~~ (a) The NAIC model rule requiring annual audited financial reports as provided for in the annual statement instructions is incorporated into this section by reference, except as specified in subsections (b) through (g) of this section.

(b) The annual audited financial report shall be filed with the Commissioner on or before May 10 for the previous calendar year. Two copies of this report shall be

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 5-7-97

S. B. No. 613 (2nd Edition) Amendment No. 1
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE ✓

Rep.)
) Winner
Sen.)

1 moves to amend the bill on page 2, line 9

2 ( ) WHICH CHANGES THE TITLE

3 by deleting "less" and substituting "fewer".

4

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19

SIGNED Leslie Winner

Finance Chairman

ADOPTED ✓ FAILED _____ TABLED _____

5/7/97 D. Pruitt

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 627/7--11:59 AM MAY 8, 1997 LEGISLATIVE DAY 58

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURANCE COMPANY AUDITS AND EXAMS
3RD EDITION

SENATE BILL 613
READING 2

AYE	49	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		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	0	
ABSENT	1	RAND
PAIRS	0	
AYE		
NO		

PY)

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 614 - MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS1659-LT077(3.18)

Short Title: Insurance Licensing Amendments. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE THE LICENSING LAWS ADMINISTERED BY THE DEPARTMENT OF INSURANCE, INCLUDING THE LAWS RELATING TO THE PAYMENT OF CIVIL MONEY PENALTIES, HEARING PROCEDURES, NOTICES OF ADDRESS CHANGES AND CRIMINAL CONVICTIONS, APPLICATIONS FOR LEARNER'S PERMITS, EXTENSIONS OF TIME FOR CONTINUING EDUCATION REQUIREMENTS, THE BASES UPON WHICH LICENSES MAY BE DENIED, REVOKED, OR SUSPENDED, THE NUMBER OF CONTINUING EDUCATION HOURS REQUIRED FOR BAIL BONDSMEN AND RUNNERS, AND THE BOND REQUIREMENT FOR VIATICAL SETTLEMENT PROVIDERS.

The General Assembly of North Carolina enacts:

PART I. CIVIL PENALTY LAW CHANGES.

Section 1. G.S. 58-2-70 reads as rewritten:

"**§ 58-2-70. Civil penalties or restitution for violations; ~~summary suspension of license or certificate.~~ administrative procedure.**

(a) This section applies to any person who is subject to licensure or certification under ~~the provisions of Articles 1 through 64, 65 and 66, 67, 69, 70, or 71 of~~ this Chapter.

(b) Whenever the Commissioner has reason to believe that any person has violated any of the provisions of ~~the statutes cited in subsection (a) of this section,~~ this Chapter, and the violation subjects the license or certification of that person to suspension or revocation, ~~or whenever the Commissioner has reason to believe that any person has violated Article 63 of this Chapter, the Commissioner may issue and serve upon that person a written statement of charges and a written notice of hearing,~~

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 324/2-- 1:31 PM APRIL 23, 1997 LEGISLATIVE DAY 49

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURANCE LICENSING AMENDMENTS

SENATE BILL 614
READING 2

AYE	48	ALBERTSON	DALTON	KERR	PHILLIPS
		ALLRAN	DANNELLY	KINCAID	RAND
		BALLANCE	EAST	KINNAIRD	REEVES
		BALLANTINE	FORRESTER	LEDBETTER	RUCHO
		BASNIGHT	FOXX	LEE	SHAW L.
		BLUST	GARWOOD	LUCAS	SHAW R.
		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	1	PLYLER			
ABSENT	1	MARTIN R.			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

MAR 31 1997

PRINCIPAL CLERK

S

S 615

D

SENATE DRS1670-LCX159(3.24)

Short Title: Kernersville Vehicle Tax. (Local)

Sponsors: Senators Horton and McDaniel.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE TOWN OF KERNERSVILLE TO LEVY A MOTOR VEHICLE TAX OF UP TO TEN DOLLARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-97(a) reads as rewritten:

"(a) All taxes levied under the provisions of this Article are intended as compensatory taxes for the use and privileges of the public highways of this State, and shall be paid by the Commissioner to the State Treasurer, to be credited by him to the State Highway Fund; and no county or municipality shall levy any license or privilege tax upon any motor vehicle licensed by the State of North Carolina, except that cities and towns may levy not more than ~~five dollars ($5.00)~~ ten dollars ($10.00) per year upon any vehicle resident therein. Provided, further, that cities and towns may levy, in addition to the amounts hereinabove provided for, a sum not to exceed fifteen dollars ($15.00) per year upon each vehicle operated in such city or town as a taxicab."

Section 2. This act applies to the Town of Kernersville only.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 303/5-- 7:53 PM APRIL 21, 1997 LEGISLATIVE DAY 47

LT. GOVERNOR WICKER -- Presiding

HORTON
KERNERSVILLE VEHICLE TAX

SENATE BILL 615
READING 2

AYE	37	ALBERTSON	FOXX	LEDBETTER	PHILLIPS
		ALLRAN	GARWOOD	LEE	PLYLER
		BALLANCE	GULLEY	LUCAS	RAND
		BASNIGHT	HORTON	MARTIN W.	REEVES
		BLUST	HOYLE	MCDANIEL	RUCHO
		CARPENTER	JENKINS	MILLER	SHAW L.
		CARRINGTON	KERR	ODOM	SHAW R.
		CONDER	KINCAID	PAGE	WARREN
		COOPER	KINNAIRD	PERDUE	WELLONS
		DANNELLY			
NO	6	BALLANTINE	COCHRANE	EAST	FORRESTER
		CLARK	DALTON		
EXCUSED	0				
NOT CAST	1	JORDAN			
ABSENT	6	HARTSELL	SOLES	WEINSTEIN	WINNER
		MARTIN R.	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 315/3-- 5:00 PM APRIL 22, 1997 LEGISLATIVE DAY 48

LT. GOVERNOR WICKER -- Presiding

HORTON
KERNERSVILLE VEHICLE TAX

SENATE BILL 615
READING 3

AYE	40	ALBERTSON	DANNELLY	LEDBETTER	RAND
		ALLRAN	GARWOOD	LEE	REEVES
		BALLANCE	GULLEY	LUCAS	SHAW L.
		BALLANTINE	HARTSELL	MARTIN W.	SHAW R.
		BASNIGHT	HORTON	MCDANIEL	SOLES
		BLUST	HOYLE	MILLER	WARREN
		CARPENTER	JENKINS	ODOM	WEBSTER
		CARRINGTON	JORDAN	PERDUE	WEINSTEIN
		CONDER	KINCAID	PHILLIPS	WELLONS
		COOPER	KINNAIRD	PLYLER	WINNER
NO	6	CLARK	EAST	FOXX	PAGE
		DALTON	FORRESTER		
EXCUSED	0				
NOT CAST	3	COCHRANE	KERR	RUCHO	
ABSENT	1	MARTIN R.			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
MAR 3 1 1997
PRINCIPAL CLERK

S

S 616

D

SENATE DRS7641-LE063(3.20)

Short Title: Limit Appeals to School Boards. (Public)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO LIMIT APPEALS TO LOCAL BOARDS OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-45(c) reads as rewritten:

"(c) Appeals to Board of Education and to Superior Court. -- An appeal shall lie from the ~~decision~~ following decisions of all school personnel to the appropriate local board of ~~education.~~ education:

(1) The suspension, dismissal, or demotion of career teachers and career school administrators, as provided by G.S. 115C-325;

(2) The suspension of students for more than 10 days, as provided by G.S. 115C-391(c), (d), and (d1);

(3) The assignment of students to schools as provided by G.S. 115C-369; and

(4) Any other decision which by statute specifically provides for a right of appeal to the local board of education.

In all such appeals it shall be the duty of the board of education to see that a proper notice is given to all parties concerned and that a record of the hearing is properly entered in the records of the board conducting the hearing.

The board of education may designate hearing panels composed of not less than two members of the board to hear and act upon such appeals in the name and on behalf of the board of education.

An appeal shall lie from the decision of a local board of education to the superior court of the State in any action of a local board of education affecting one's character or right to teach.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 528/9--10:14 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

HORTON
LIMIT APPEALS TO SCHOOL BOARDS
2ND EDITION

SENATE BILL 616
READING 2

AYE	47	ALBERTSON	DANNELLY	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	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	WEBSTER
		CONDER	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WINNER
		DALTON	KERR	PHILLIPS	
NO	1	WELLONS			

EXCUSED	0	
NOT CAST	1	ALLRAN
ABSENT	1	KINNAIRD
PAIRS	0	
AYE		
NO		

ONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 599/80-- 5:16 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

HORTON
LIMIT APPEALS TO SCHOOL BOARDS
2ND EDITION

SENATE BILL 616
READING 2

RECORDED
AYE 1 WELLONS
NO -1
ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 1
ABSENT 1

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 599/80-- 5:16 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

HORTON
LIMIT APPEALS TO SCHOOL BOARDS
2ND EDITION

SENATE BILL 616
READING 2

AYE	48	ALBERTSON	DANNELLY	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	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	WEBSTER
		CONDER	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
NO	0				

EXCUSED	0	
NOT CAST	1	ALLRAN
ABSENT	1	KINNAIRD
PAIRS	0	
AYE		
NO		

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 616

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

S616-ARC-001

Date JUN 11 1997, 1997

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

Representative Fox

moves to amend the bill on page 1, line 10, by inserting the words "state or" after the word "violate".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 11 1997 FAILED _____ TABLED _____

117-0 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted] # 885
[redacted]ISLATIVE DAY 77
S616 HCS
READING 2

6/11/97
1:38 PM
IN CHAIR: SPEAKER

AMEND #1 Rep. Fox
LIMIT APPEALS TO SCHOOL BOARDS

AYES - 117

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

NOES - 0

EXCUSED ABSENCE - 0

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HARDAWAY	NESBITT

S616 HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted]. # 886
[redacted]ISLATIVE DAY 77
[redacted]16 HCS
READING 2

6/11/97
2:12 PM
IN CHAIR: SPEAKER

LIMIT APPEALS TO SCHOOL BOARDS

AYES - 43

ARNOLD	CULPEPPER	GULLEY	ROGERS
BARBEE	DAUGHTRY	HIATT	RUSSELL
BERRY	DECKER	HOLMES	SHERRILL
BOWIE	DICKSON	HOWARD	STARNES
BRAWLEY	DOCKHAM	JUSTUS	TALLENT
BROWN	EDDINS	MCCOMAS	THOMPSON
BUCHANAN	ELLIS	MCMAHAN	WATSON
CAPPS	ESPOSITO	MILLER	WEATHERLY
CRAWFORD	GAMBLE	MINER	WILSON, C.
CREECH	GARDNER	MORGAN	WOOD
CULP	GRAY	NICHOLS	

NOES - 74

ADAMS	EARLE	KINNEY	RAMSEY
ALDRIDGE	EASTERLING	KISER	RAYFIELD
ALEXANDER	FITCH	LUEBKE	REDWINE
ALLRED	FOX	MCALLISTER	REYNOLDS
BADDOUR	GOODWIN	MCCOMBS	SAUNDERS
BAKER	GRADY	MCCRARY	SEXTON
BEALL	HACKNEY	MERCER	SHUBERT
BLACK	HALL	MICHAUX	SMITH
BLUE	HARDY	MITCHELL	SUTTON
BONNER	HENSLEY	MOORE	TOLSON
BOYD-MCINTYRE	HIGHTOWER	MORRIS	WAINWRIGHT
BRASWELL	HILL	MOSLEY	WARNER
CANSLER	HUNTER, H.	NEELY	WARWICK
CARPENTER	HUNTER, R.	NESBITT	WILKINS
CHURCH	HURLEY	NYE	WILSON, G.
COLE	INSKO	OLDHAM	WOMBLE
CUNNINGHAM	IVES	OWENS	WRIGHT
DAVIS	JARRELL	PRESTON	YONGUE
DEDMON	JEFFUS		

EXCUSED ABSENCE - 1

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER CLARY

S616 HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 898
ISLATIVE DAY 77
S616 HCS
READING 2

6/11/97
3:22 PM
IN CHAIR: SPEAKER

LIMIT APPEALS TO SCHOOL BOARDS
MOTION #5 · REP CARPENTER TO RECONSIDER VOTE BY WHICH 2nd Reading failed

AYES - 71

SPEAKER	CREECH	HOLMES	PRESTON
ALDRIDGE	CULP	HOWARD	RAYFIELD
ALLRED	CULPEPPER	HURLEY	REDWINE
ARNOLD	DAUGHTRY	IVES	REYNOLDS
BADDOUR	DECKER	JUSTUS	RUSSELL
BAKER	DICKSON	KISER	SEXTON
BARBEE	DOCKHAM	MCCOMAS	SHERRILL
BERRY	EDDINS	MCCOMBS	SHUBERT
BOWIE	ELLIS	MCMAHAN	SMITH
BRAWLEY	ESPOSITO	MILLER	STARNES
BROWN	FOX	MINER	TALLENT
BUCHANAN	GAMBLE	MITCHELL	THOMPSON
CANSLER	GARDNER	MORGAN	WARNER
CAPPS	GRADY	MORRIS	WATSON
CARPENTER	GRAY	NEELY	WEATHERLY
CHURCH	GULLEY	NESBITT	WILSON, G.
CLARY	HARDY	NICHOLS	WOOD
CRAWFORD	HIATT	NYE	

NOES - 42

ADAMS	EARLE	JEFFUS	OWENS
ALEXANDER	EASTERLING	KINNEY	ROGERS
BEALL	FITCH	LUEBKE	SAUNDERS
BLACK	GOODWIN	MCALLISTER	SUTTON
BLUE	HACKNEY	MCCRARY	TOLSON
BONNER	HALL	MERCER	WAINWRIGHT
BOYD-MCINTYRE	HENSLEY	MICHAUX	WARWICK
COLE	HILL	MOORE	WILKINS
CUNNINGHAM	HUNTER, H.	MOSLEY	WOMBLE
DAVIS	INSKO	OLDHAM	WRIGHT
DEDMON	JARRELL		

EXCUSED ABSENCE - 1

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 6

BRASWELL	HUNTER, R.	WILSON, C.	YONGUE
HIGHTOWER	RAMSEY		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S617 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS4541-LR187(3.27)

Short Title: Alamance Local Act. (Local)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO ALAMANCE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Alamance County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
MAR 3 1 1997
PRINCIPAL CLERK

S

S618

D

SENATE DRS2641-LR188(3.28)

Short Title: Caswell Local Act. (Local)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO CASWELL COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Caswell County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 1 9 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA625-LR189(3.27)

Short Title: Person Local Act. (Local)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO PERSON COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Person County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 620 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS6597-LE046(3.11)

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

Sponsors: Senators Plyler and Conder.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of State Library, Department of Cultural Resources, the sum of three million dollars ($3,000,000) for the 1997-98 fiscal year and the sum of three million dollars ($3,000,000) for the 1998-99 fiscal year to increase the amount allocated to libraries from the Aid to Public Libraries Fund.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1724/7-- 7:28 PM JUNE 29, 1998 LEGISLATIVE DAY 152

LT. GOVERNOR WICKER -- Presiding

PLYLER
CONTINUING BUDGET AUTHORITY
COM SUB/2ND EDITION

SENATE BILL 620

MOTION 0
IMMEDIATE CONSIDERATION

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1725/8-- 7:34 PM | JUNE 29, 1998 | LEGISLATIVE DAY 152

LT. GOVERNOR WICKER -- Presiding

PLYLER
CONTINUING BUDGET AUTHORITY
COM SUB/2ND EDITION

SENATE BILL 620
READING 2

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

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

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1730/13-- 8:11 PM JUNE 29, 1998 LEGISLATIVE DA

LT. GOVERNOR WICKER -- Presiding

PLYLER
CONTINUING BUDGET AUTHORITY
COM SUB/2ND EDITION

SENATE BILL 620
READING 2

RECORDED
AYE 1 WEBSTER
NO -1
ADJUSTED TOTAL
AYE 49
NO 0
NOT CAST 0
ABSENT 1

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1730/13-- 8:11 PM JUNE 29, 1998 LEGISLATIVE DAY 152

LT. GOVERNOR WICKER -- Presiding

PLYLER
CONTINUING BUDGET AUTHORITY
COM SUB/2ND EDITION

SENATE BILL 620
READING 2

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	WARREN
		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	SOLES
PAIRS	0	
AYE		
NO		

(COPY)

GENERAL ASSEMBLY
SENATE

#1
Redwine

passed w. v.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 620

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

S620-ARW-001

Page 1 of 1

Date 6-30 ,1998

Comm. Sub. []
Amends Title []

Rep. Redwine

moves to amend the bill on page ~~11~~ 9, line ~~35~~ 5,
by adding on that line the following:

"**DELAY RELEASE OF DMV RECORDS TO MARKETERS**
Section ~~23.1~~ 17.1. Notwithstanding any other provision of law, the Division of Motor Vehicles shall not disclose personal information in its records for purposes specified in 18 U.S.C. 2721(b)(12) prior to ~~December~~ July 1, 199~~9~~. This section shall not expire until July 1, 1999.

SIGNED [signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 30 1998 FAILED _____ TABLED _____

~~100-0~~ EV
101-0 EV adjusted

[signature]

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1709
ISLATIVE DAY 153
S620 HCS
READING 2

6/30/98
6:00 PM
IN CHAIR: SPEAKER

AMEND #1
CONTINUING BUDGET AUTHORITY

AYES - ~~100~~ 102 DW

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

NOES - 0

EXCUSED ABSENCE - ~~8~~ 6 DWicker

~~ALDRIDGE~~ DW	GAMBLE	MCALLISTER	SUTTON
COLE	GOODWIN	MILLER	~~WOMBLE~~ DW

EXCUSED VOTE - 0

NOT VOTING - 12

ALLEN	DAUGHTRY	KINNEY	ROGERS
BLACK	HENSLEY	MERCER	TALLENT
BRASWELL	HUNTER, H.	RAMSEY	WARWICK

#2 Redwine

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

JUN 30 1998

H. B. No. _____ DATE _____

S. B. No. 620 PCS8840-LR2 Amendment No. 2

(to be filled in by Principal Clerk)

Rep.) Redwine

Sen.)

moves to amend the bill on page 5, line 14

by inserting a new section to read

"TEEN COURT FUNDS DO NOT REVERT.

Section 9.1. (a) The funds appropriated in S.L. 1997-443 to the Judicial Department for teen court programs throughout the State shall not revert at the end of the 1997-98 fiscal year but shall remain available to the Department for the 1998-99 fiscal year to be used for teen court programs.

(b) This section becomes effective June 30, 1998."

SIGNED _____

ADOPTED JUN 30 1998 FAILED _____ TABLED _____

103-0 EV

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1710
ISLATIVE DAY 153
S620 HCS
READING 2

6/30/98
6:02 PM
IN CHAIR: SPEAKER

AMEND #2
CONTINUING BUDGET AUTHORITY

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 6

COLE	GOODWIN	MILLER	SUTTON
GAMBLE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 11

ALLEN	DAUGHTRY	KINNEY	TALLENT
BLACK	HENSLEY	MERCER	WARWICK
BRASWELL	HUNTER, H.	ROGERS	

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE JUN 30 1998

S. B. No. 620 Amendment No. 3

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Arnold
)
Sen.)

moves to amend the bill on page 9, line 5

( ) WHICH CHANGES THE TITLE

by adding on that line the following:

"Section 17A. There is appropriated from the General Fund for the 1998-99 fiscal year the following:

(1) $20,553,765 to the Dept. of Public Education for increased in average daily memberships in public schools for 1998-99;

(2) $2,000,000 to the Dept of Community Colleges for FTE students in the Community College System for 1998-99; and

(3) $13,730,338 to The UNC Board of Governors for increased enrollment.

SIGNED Gene Arnold

ADOPTED JUN 30 1998 FAILED _____ TABLED _____

104-1 EV DWelch

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

S. # 1711
LEGISLATIVE DAY 153
S620 HCS
READING 2

6/30/98
6:16 PM
IN CHAIR: SPEAKER

AMEND #3
CONTINUING BUDGET AUTHORITY

AYES - 104

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

NOES - 1

MICHAUX

EXCUSED ABSENCE - 6

COLE	GOODWIN	MILLER	SUTTON
GAMBLE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 9

ALLEN	HENSLEY	MERCER	TALLENT
BLACK	KINNEY	ROGERS	WARWICK
BRASWELL			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE JUN 30 1998

S. B. No. 620 Amendment No. 4

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE PCS8840-LR2

Rep.) Moore

~~Sen.~~)

1 moves to amend the bill on page 3, lines, line 11-13

2 ( ) WHICH CHANGES THE TITLE

3 by rewriting those lines to read

4 " the State Board of Education ~~shall provide~~

5 ~~may use up to seventy two million~~

6 ~~four hundred thousand dollars ($72,400,000)~~

7 ~~for the 1997-98 fiscal year to~~ shall

8 provide incentive funding for "

9

10

11

12

13

14

15

16

17

18

19

SIGNED Richard Moore

ADOPTED JUN 30 1998 FAILED _____ TABLED _____

98-5 EV DWrecker

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1712
ISLATIVE DAY 153
S620 HCS
READING 2

6/30/98
6:17 PM
IN CHAIR: SPEAKER

AMEND #4
CONTINUING BUDGET AUTHORITY

AYES - 98

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

NOES - 5

BAKER	GULLEY	HARDY	KISER
ELLIS			

EXCUSED ABSENCE - 6

COLE	GOODWIN	MILLER	SUTTON
GAMBLE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	BRASWELL	KINNEY	TALLENT
ALLEN	GRAY	MERCER	WARWICK
BLACK	HENSLEY	ROGERS	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 620

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

S620-ARN-001

Date JUN 30 1998, 1998

Comm. Sub. [X]
Amends Title [ ]
Proposed House Committee Substitute

Representative CULPEPPER

moves to amend the bill on page 9, line 5 by inserting the following:

"EXTEND SUNSET ON 1997 BOXING COMMISSION AMENDMENTS

Section 18. Section 9 of S.L. 1997-504 reads as rewritten:

'Section 9. Except as otherwise specified herein, this act is effective when it becomes law. This act expires ~~August 1, 1998.~~ October 1, 1998.'";

and by renumbering the remaining section accordingly.

SIGNED Bill Culpepper
Amendment Sponsor

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

ADOPTED JUN 30 1998 FAILED _____ TABLED _____

64-41 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1713
ISLATIVE DAY 153
S620 HCS
READING 2

6/30/98
6:24 PM
IN CHAIR: SPEAKER

AMEND #5
CONTINUING BUDGET AUTHORITY

AYES - 64

ADAMS	DAUGHTRY	HUNTER, R.	OWENS
ALEXANDER	DEDMON	HURLEY	RAMSEY
ALLRED	DOCKHAM	IVES	REDWINE
ARNOLD	EARLE	JARRELL	SAUNDERS
BADDOUR	EASTERLING	JEFFUS	SEXTON
BEALL	ESPOSITO	LUEBKE	SHERRILL
BLUE	FITCH	MCCOMAS	SMITH
BONNER	FOX	MCCOMBS	THOMPSON
BOYD-MCINTYRE	GARDNER	MCCRARY	TOLSON
BUCHANAN	HACKNEY	MICHAUX	WAINWRIGHT
CANSLER	HALL	MINER	WARNER
CHURCH	HARDAWAY	MITCHELL	WATSON
CRAWFORD	HIGHTOWER	MOSLEY	WILSON, G.
CULP	HILL	NEELY	WOMBLE
CULPEPPER	HOLMES	NESBITT	WRIGHT
CUNNINGHAM	HUNTER, H.	OLDHAM	YONGUE

NOES - 41

SPEAKER	CREECH	HIATT	NYE
ALDRIDGE	DAVIS	HOWARD	PRESTON
BAKER	DECKER	INSKO	RAYFIELD
BARBEE	DICKSON	JUSTUS	REYNOLDS
BERRY	EDDINS	KISER	RUSSELL
BOWIE	ELLIS	MCMAHAN	SHUBERT
BRAWLEY	GRADY	MOORE	STARNES
BROWN	GRAY	MORGAN	WEATHERLY
CAPPS	GULLEY	MORRIS	WILSON, C.
CARPENTER	HARDY	NICHOLS	WOOD
CLARY			

EXCUSED ABSENCE - 6

COLE	GOODWIN	MILLER	SUTTON
GAMBLE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 9

ALLEN	HENSLEY	MERCER	TALLENT
BLACK	KINNEY	ROGERS	WARWICK
BRASWELL			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1714
LEGISLATIVE DAY 153
S620 HCS
READING 2

6/30/98
6:32 PM
IN CHAIR: SPEAKER

CONTINUING BUDGET AUTHORITY

AYES - 104

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

NOES - 1

HARDY

EXCUSED ABSENCE - 6

COLE	GOODWIN	MILLER	SUTTON
GAMBLE	MCALLISTER		

EXCUSED VOTE - 0

NOT VOTING - 9

ALLEN	IVES	MERCER	TALLENT
BLACK	KINNEY	ROGERS	WARWICK
BRASWELL			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1735/5-- 7:31 PM JUNE 30, 1998 LEGISLATIVE DAY 153

LT. GOVERNOR WICKER -- Presiding

PLYLER
CONTINUING BUDGET AUTHORITY
HOUSE COM SUB/3RD EDITION

SENATE BILL 620

MOTION 8
TO CONCUR

AYE	39	ALBERTSON	DANNELLY	MARTIN R.	RAND
		ALLRAN	FORRESTER	MARTIN W.	REEVES
		BALLANCE	FOXX	MCDANIEL	RUCHO
		BALLANTINE	HOYLE	MILLER	SHAW L.
		BASNIGHT	JORDAN	MOORE	SHAW R.
		BLUST	KERR	ODOM	SOLES
		CARPENTER	KINNAIRD	PERDUE	WEINSTEIN
		CLARK	LEDBETTER	PHILLIPS	WELLONS
		COCHRANE	LEE	PLYLER	WINNER
		DALTON	LUCAS	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	8	CARRINGTON	EAST	GULLEY	PAGE
		COOPER	GARWOOD	HARTSELL	WEBSTER
ABSENT	3	HORTON	JENKINS	WARREN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 621 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS7664-LG161(3.27)

Short Title: Hamlet Opera House Restoration Funds. (Public)

Sponsors: Senator Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE HAMLET OPERA HOUSE RESTORATION.

Whereas, the renovation of the Hamlet Opera House is an important part of Hamlet's downtown revitalization efforts and overall economic development; and

Whereas, the renovated Opera House as a meeting facility and cultural and entertainment center for all residents of Richmond and surrounding counties will assist in the promotion of Hamlet as a railroad memorabilia and antique mecca drawing people to Hamlet from northern South Carolina and southcentral North Carolina; and

Whereas, the Opera House (placed on the National Register of Historic Places as part of the Main Street Commercial Historic District on March 19, 1992) will be an educational resource for students, teaching them about Hamlet's history, music, architecture, arts, and culture; and

Whereas, in 1990 Hamlet was voted an "All American City", and her past glory as a railroad hub was briefly recaptured when its amazing intact collection of early twentieth century commercial architecture was showcased in the filming of the movie Billy Bathgate; and

Whereas, in September 1991, a tragic fire at the Imperial Food's chicken plant killed 25 people; tragedy struck again in 1992 when the landmark Terminal Hotel was completely destroyed by an arsonist; Richmond County is now the second most economically distressed county in the State; but from all this has come a determination to flourish; and

Whereas, the City of Hamlet is the current owner of the Opera House (which was purchased with funds raised by the Seaboard Festival Day, Inc.), and the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S D

S 622

MAR 3 1 1997

SENATE DRSA626-LG120(3.13)

PRINCIPAL CLERK

Short Title: Richmond Capital Funds. (Public)

Sponsors: Senator Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO RICHMOND COUNTY FOR THE COMPLETION OF THE NEW HUMAN SERVICES COMPLEX IN ORDER TO CENTRALIZE THE COUNTY'S AGRICULTURAL AGENCIES.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Richmond County the sum of three hundred thousand dollars ($300,000) for the 1997-98 fiscal year to complete the new Human Services Complex in order to house all of the county's agricultural agencies in a central location.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 623 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS1676-LG163(3.27)

Short Title: Guilford Juvenile Detention Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF A NEW GUILFORD COUNTY JUVENILE DETENTION FACILITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Guilford County the sum of three million one hundred thousand dollars ($3,100,000) for the 1997-98 fiscal year for the State share of construction costs of a new Guilford County juvenile detention facility. The facility shall be built on land owned by the county and shall serve as a regional detention facility.

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

FILED - SENATE
MAR 3 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S 624

S D

SENATE DRS1664-LBX198(3.26)

Short Title: Sedalia Incorporated (Guilford). (Local)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF SEDALIA.

The General Assembly of North Carolina enacts:

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

"CHARTER OF THE TOWN OF SEDALIA.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

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

"CHAPTER II.

"CORPORATE BOUNDARIES.

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

Beginning at a point; being the intersection of Bethel Church Road and Knox Road North along the south line of the Old Bethel Church Road; thence along the centerline of Old Bethel Church Road the following courses and distances south 88 Degrees 21 Minutes east a distance of 985 feet to a point; thence around a curve to the left the following courses and distances through a central angle of 12 Degrees 39 Minutes an arc distance of 316 feet a chord bearing of North 85 Degrees 18 Minutes east a distance of 315 feet to a point; thence the following courses and distances north 81 Degrees 28 Minutes east of 332 feet to a point; thence the following courses and distances around a curve to the right through a central angle of 15 Degrees 08 Minutes an arc distance of 423 feet a chord bearing of North 89 Degrees 02 Minutes

CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 624

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

S624-ALBX-1

Date 8/14/97, 1997

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

moves to amend the bill on page 1, line 2, by adding the following immediately before the period, "AND TO ANNEX A DESCRIBED AREA TO THE TOWN OF CHADBOURN";

further moves to amend the bill on page 6, lines 7 - 8, by adding the following new section between the lines:

"Section 5. (a) The corporate limits of the Town of Chadbourn are extended to include the following described area:

All that certain tract or parcel of land in Columbus County containing 2.08 acres, more or less, and being a portion carved out of the northwest corner of that larger tract of land as more fully set forth in Deed Book 370, page 282, Tract #1, said tract of land being 165 feet along NC Hwy. #410 and 550 feet in depth and being more particular described as follows:

Beginning at a stake in the eastern edge of NC Hwy. #410, said beginning point being the northwest corner of Lot #1 as more fully set forth on that plat entitled "Property of Sanford Barnes", said map being dated September 22, 1948, and being recorded in Plat Book 3, Page 164, Office of Register of Deeds of Columbus County, reference to which is hereby made for a more particular description; thence from said beginning point, south 165 feet along the eastern edge of NC Hwy. #410 to a stake, said stake being the northwest corner of Lot #7 and also the southern edge of a twenty-foot street located between Lot #6 and Lot #7 as set forth on a plat referred to above; thence cast along the southern edge of said street and the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 624

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

S624-ALBX-1 Page 2 of 2

northern boundary line of Lot #7 and Lot #86 to a point located in the northern boundary line of Lot #86 to a stake, the northeastern corner of those lands conveyed to James C. Greene by deed recorded in Book 207, Page 484, Columbus County Registry; thence north 2° 00' east 165 feet to a point located in the northern boundary line of Lot #87; thence north 89° 15' west 550 feet along the northern boundary line of Lot #87 and Lot #1 to the point and place of beginning.

(b) The corporate limits of the area annexed by subsection (a) of this section shall be considered satellite corporate limits within the meaning of Part 4 of Article 4A of Chapter 160A of the General Statutes. The corporate limits of the area annexed by subsection (a) of this section are not external boundaries for the purposes of Part 2 or 3 of Article 4A of Chapter 160A of the General Statutes until they are contiguous to the primary corporate limits of the municipality.

(c) Real and personal property in the territory annexed pursuant to this section is subject to municipal taxes as provided in G.S. 160A-58.10.";

and on page 6, line 8,
by renumbering Section 5 as Section 6.

SIGNED Jordan
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 42-0 FAILED _____ TABLED _____

G. Pruitt 6/14/97

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1380/23--12:48 PM AUGUST 14, 1997 LEGISLATIVE DAY 114

SENATOR BASNIGHT -- Presiding

MARTIN W.
SEDALIA INCORPORATED (GUILFORD)
COM SUB/2ND EDITION

SENATE BILL 624

AMEND 1

AYE	42	ALBERTSON	FOXX	LUCAS	PLYLER
		ALLRAN	GARWOOD	MARTIN R.	PURCELL
		BALLANTINE	HARTSELL	MARTIN W.	RAND
		BASNIGHT	HORTON	MCDANIEL	REEVES
		BLUST	HOYLE	MILLER	RUCHO
		CARPENTER	JENKINS	MOORE	SHAW L.
		COCHRANE	JORDAN	ODOM	SHAW R.
		COOPER	KERR	PAGE	WARREN
		DALTON	KINNAIRD	PERDUE	WEINSTEIN
		DANNELLY	LEDBETTER	PHILLIPS	WELLONS
		FORRESTER	LEE		
NO	0				

EXCUSED	1	SOLES			
NOT CAST	1	EAST			
ABSENT	6	BALLANCE	CLARK	WEBSTER	WINNER
		CARRINGTON	GULLEY		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1387/3-- 7:24 PM AUGUST 18, 1997 LEGISLATIVE DAY 115

LT. GOVERNOR WICKER -- Presiding

MARTIN W.
SEDALIA INCOR./CHADBOURN ANNEXATION
COM SUB/2ND EDITION

SENATE BILL 624
READING 2

AYE	34	ALBERTSON	DANNELLY	LUCAS	PLYLER
		ALLRAN	EAST	MARTIN R.	PURCELL
		BALLANCE	HORTON	MARTIN W.	RAND
		BASNIGHT	JENKINS	MILLER	REEVES
		BLUST	JORDAN	ODOM	RUCHO
		CARPENTER	KERR	PAGE	SHAW R.
		CARRINGTON	KINNAIRD	PERDUE	WEBSTER
		COOPER	LEDBETTER	PHILLIPS	WELLONS
		DALTON	LEE		
NO	7	BALLANTINE	COCHRANE	FOXX	MOORE
		CLARK	FORRESTER	MCDANIEL	
EXCUSED	1	SOLES			
NOT CAST	1	SHAW L.			
ABSENT	7	GARWOOD	HARTSELL	WARREN	WINNER
		GULLEY	HOYLE	WEINSTEIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1407/8--10:30 AM AUGUST 19, 1997 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

MARTIN W.
SEDALIA INCOR./CHADBOURN ANNEXATION
COM SUB/3RD EDITION

SENATE BILL 624
READING 3

AYE	40	ALBERTSON	EAST	LEE	PURCELL
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANCE	HARTSELL	MARTIN R.	REEVES
		BASNIGHT	HORTON	MARTIN W.	RUCHO
		BLUST	HOYLE	MILLER	SHAW L.
		CARPENTER	JENKINS	ODOM	SHAW R.
		CARRINGTON	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PERDUE	WEINSTEIN
		DALTON	KINNAIRD	PHILLIPS	WELLONS
		DANNELLY	LEDBETTER	PLYLER	WINNER
NO	6	BALLANTINE	COCHRANE	MCDANIEL	MOORE
		CLARK	FOXX		
EXCUSED	1	SOLES			
NOT CAST	0				
ABSENT	3	GARWOOD	GULLEY	WARREN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

PLEASE PRESS HARD - 6 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 8/22/97

S. B. No. 624 Amendment No. 1
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
~~Sen.~~) Capps

moves to amend the bill on page 1, line 2

(X) WHICH CHANGES THE TITLE

by deleting "AND TO ANNEX A DESCRIBED AREA TO THE TOWN OF CHAPEL HILL".

further moves to amend the bill on page 6, lines 9 through 38 by deleting those lines.

further on page 6, line 39, by renumbering "Section 6" as "Section 5".

SIGNED J. Russell Capps

ADOPTED X 8/22/97 FAILED _____ TABLED _____

~~101-0 ev~~
102-0 ev (adjusted) TITLE CHANGE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1469
LEGISLATIVE DAY 119
S624 SCS
READING 2

8/22/97
10:43 AM
IN CHAIR: SPEAKER

AMEND #1 - REP CAPPS
SEDALIA INCORPORATED /CHADBOURN

AYES - ~~101~~ 102 DWelch

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

NOES - 0

EXCUSED ABSENCE - 10

BLACK	GOODWIN	MCALLISTER	MOORE
CULPEPPER	KINNEY	MILLER	MOSLEY
CUNNINGHAM	LUEBKE		

EXCUSED VOTE - 0

NOT VOTING - ~~9~~ 8 DWelch

CLARY	FITCH	GARDNER	WOMBLE
CREECH	GAMBLE	TALLENT	WOOD
~~DECKER~~ DWelch			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 624

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

S624-ARF-006

Date AUG 22 1997, 1997

Comm. Sub. [YES]
Amends Title [YES]
Third Edition (as amended by House Amendment #1)

TITLE CHANGE

Rep. Allred

moves to amend the bill on page 1, line 2 as amended by House Amendment #1, by adding the following language after the word "SEDALIA":

"AND TO CONVERT THE SWEPSONVILLE SANITARY DISTRICT TO THE TOWN OF SWEPSONVILLE"; and

further amends the bill on page 6, line 8 as amended by House Amendment #1, by adding between lines 8 and 9, the following:

"Section 4.1. In accordance with G.S. 130A-81(1a), the Town of Swepsonville is incorporated, and the Swepsonville Sanitary District is simultaneously dissolved. Such incorporation and dissolution are not subject to referendum.

Section 4.2. A Charter for the Town of Swepsonville is enacted to read:

"CHARTER FOR THE TOWN OF SWEPSONVILLE.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

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

"CHAPTER II.

"CORPORATE BOUNDARIES.

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 624

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

S624-ARF-006

Tract One:
A certain tract or parcel of land located in Thompson Township, Alamance County, North Carolina, and more particularly described as follows:
BEGINNING at a point located on State Highway 2158 at the center of a bridge across the Haw River in Alamance County, North Carolina; running thence from said point with SR 2158 the following courses and distances:
S. 84 deg. 36' E. 260.00 feet; S. 81 deg. 48' E. 98.76 feet; S. 75 deg. 16' E. 65.41 feet; S. 67 deg. 27' E. 97.49 feet; S. 56 deg. 5[illegible] E. 98.40 feet; S. 48 deg. 44' E. 89.37 feet; running thence in the vicinity of George Bason Road, the following courses and distances: N. 55 deg. 49' E. 251.06 feet; S. 16 deg. 00' E. 178.3 feet; N. 30 deg. 54' E. 778.2 feet; N. 86 deg. 40' E. 301.6 feet to a point in George Bason Road; running thence with an unnamed road, S. 14 deg. 12' E. 164.85 feet to a point; running thence N. 85 deg. 58' E. 168.9 feet to a point; running thence S. 10 deg. 22' E. 238.5 feet to a point; thence S. 6 deg. 16' W. 213.7 feet to a point; running thence N. 61 deg. 29' E. 836.7 feet to a point; running thence S. 35 deg. 33' W. 135.6 feet; running thence S. 47 deg. 20' E. 759.4 feet to a point; running thence in the vicinity of NC Highway 119 and NC Highway 54, the following courses and distances: N. 85 deg. 45' E. 330.00 feet; N. 82 deg. 53' E. 100.00 feet; N. 7 deg. 07' 27" W. 334.4 feet; N. 83 deg. 01' 53" E. 200.97 feet; N. 7 deg. 15' W. 66.06 feet; N. 82 deg. 45' E. 120.12 feet; S. 7 deg. 15' E. 583.22 feet to a point; N. 83 deg. 30' E. 193.11 feet; N. 70 deg. 19' E. 224.55 feet; N. 84 deg. 10' E. 90 feet; N. 4 deg. 485' W. 143.9 feet; N. 85 deg. 15' E. 528 feet; S. 89 deg. 16 E. 330.98 feet; N. 85 deg. 33' E. 778 feet; N. 63 deg. 03' E. 141.5 feet; N. 23 deg. 11' W. 272.25 feet; N. 26 deg. 57' W. 898.3 feet; N. 78 deg. 23' E. 331.3 feet to a point in N. C. Highway 54; thence N. 80 deg. 37' 40" E. 43.07 feet; N. 39 deg. 38' 20" E. 233.38 feet; N. 47 deg. 19' 10" E. 533.29 feet; N. 47 deg. 57' E. 1651.57 feet; S. 36 deg. 18' E. 1282.22 feet to a point in N. C. Highway 119; thence with N. C. Highway 119 S. 49 deg. 06' 42" W. 674.29 feet; continuing with N. C. Highway 119, S. 49 deg. 07' W. 540.00 feet; thence in the vicinity of N. C. Highway 119 the following courses and distances: S. 26 deg. 00' E. along an unnamed road, 283.2 feet; S. 49 deg. 02' W. 207.93 feet; S. 67 deg. 01' W. 105.76 feet; S. 49 deg. 02' W. 260 feet; N. 40 deg. 58' W. 50 feet; S. 49 deg. 02' W. 147.14 feet; S.

47 deg. 40' W. 74.69 feet; S. 00 deg. 48' E. 75.11 feet; S. 47 deg. 40' W. 1170 feet, crossing NC Highway 54 and SR 2164; S. 85 deg. 33' W. 1270 feet; S. 16 deg. 48' W. 113.34 feet; S. 89 deg. 37' W. 251.6 feet; N. 3 deg. 20' W. 85.53 feet; S. 86 deg. 38' W. 715.35 feet; N. 86 deg. 28' W. 70.24 feet; S. 1 deg. 25' E. 51 feet; S. 82 deg. 50' W. 108.5 feet; S. 1 deg. 25' E. 95 feet; S. 83 deg. 25' W. 262 feet; N. 2 deg. 20' W. 153.15 feet; S. 86 deg. 05' W. 353.88 feet; N. 1 deg. 25' W. 71.5 feet; S. 88 deg. 35' W. 148.5 feet; S. 52 deg. 13' W. 566.8 feet; S. 49 deg. 17' W. 334.5 feet; S. 48 deg. 02' W. 345 feet; running thence in the vicinity of SR 2158 the following courses and distances:
S. 43 deg. 24' E. 48.3 feet; S. 50 deg. 04' W. 23 feet; S. 43 deg. 32' E. 367.27 feet; N. 38 deg. 29' E. 354.96 feet; S. 66 deg. 36' E. 135.06 feet; S. 20 deg. 54' W. 213.1 feet; S. 26 deg. 41' W. 100 feet; S. 35 deg. 12' W. 100 feet; S. 44 deg. 57' W. 35.48 feet; S. 43 deg. 16' E. 154.38 feet; N. 79 deg. 44' E. 9.69 feet; N. 68 deg. 44' E. 209.22 feet; N. 21 deg. 44' E. 42.24 feet; N. 30 deg. 09' E. 59.04 feet; N. 82 deg. 44' E. 138 feet; S. 38 deg. 14' W. 158.88 feet; S. 39 deg. 34' E. 364.3 feet; S. 61 deg. 34' E. 154.16 feet; S. 77 deg. 38' E. 330.64 feet; S. 04 deg. 17' W. 485.7 feet; S. 83 deg. 38' E. 724.10 feet; S. 0 deg. 11' E. 132 feet; N. 83 deg. 38' W. 330 feet; S. 0 deg. 11' E. 284.7 feet; S. 56 deg. 05' W. 357.9 feet to a point in SR 2158; running thence N. 35 deg. 24' W. 118.19 feet with SR 2158; thence S. 59 deg. 45' W. 513.1 feet; thence N. 33 deg. 54' W. 270.40 feet; thence N. 83 deg. 43' W. 394 feet; thence N. 1 deg. 24' E. 101.07 feet with SR 2198; thence N. 88 deg. 36' W. 200 feet; thence N. 1 deg. 24' E. 535 feet; thence N. 8 deg. 20' E. 259.45 feet; thence N. 65 deg. 46' 30" W. 100.54 feet; N. 60 deg. 57' W. 54.8 feet; N. 47 deg. 01' W. 59.7 feet, crossing Woodside Avenue; thence N. 52 deg. 14' 40" W. 59.90 feet; thence N. 6 deg. 59' E. 78.97 feet; thence N. 7 deg. 48' W. 176.48 feet; thence N. 89 deg. 52' W. 70.55 feet; thence S. 63 deg. 29' W. 580 feet; thence N. 87 deg. 20' W. 135 feet; thence N. 41 deg. 40' W. 100 feet; thence N 36 deg. 00' W. 108.80 feet; thence S. 47 deg. 30' W. 87 feet; thence S. 75 deg. 03' W. 142.58 feet; thence N. 8 deg. 00' W. 487.7 feet; running thence S. 69 deg. 50' W. 285.0 feet to a point in the Haw River; running thence with the center of the Haw River 2,500 feet to the point of BEGINNING, and containing 313.40 acres, more or less, as shown on Boundary and Sanitary Sewer Map, Swepsonville Sanitary Sewer District, dated October 25, 1983, and prepared by Alley,

NORTH CAROLINA GENERAL ASSEMBLY
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AMENDMENT NO. 2
(to be filled in by Principal Clerk)

S624-ARF-006

Williams, Carmen & King, Inc., Engineers and Architects, Job. No. 163-83.
Tract Two:
A certain tract or parcel of land located in Thompson Township, Alamance County, North Carolina, adjoining George Bason Road (SR2156), property owned by W.E. & Mary D. Kirkpatrick, Quarry Development Company, Lacy Overman and Juanita Wilson LaPrade, and being more particularly described as follows:
BEGINNING at a control corner located in the southern edge of the 60' right of way of George Bason Road (SR 2156), a corner with Juanita Wilson LaPrade and property owned by Quarry Development, further known as Stonehaven Subdivision, Section 1; running thence from said control corner along the southern edge of the 60' right of way of George Bason Road (SR 2156), the following courses and distances: N. 65 deg. 27' 26" E. 379.33 feet, N. 73 deg. 35' 15" E. 70.71 feet, N. 65 deg. 27' 26" E. 50 feet, N. 57 deg. 19' 38" E. 70.71 feet, N. 65 deg. 27' 26" E. 940.00 feet, N. 73 deg. 35' 15" E. 70.71 feet, N. 65 deg. 27' 26" E. 50 feet, N. 55 deg 15' 14" E. 71.06 feet and in a curve to the left the following courses and distances: N. 61 deg. 35' 03" E. a chord of 69.95 feet and a radius of 2922.99 feet, N. 59 deg. 25' 42" E. 150.00 chord with a radius of 2922.99, N. 56 deg. 06' 01" E. a chord distance of 189.50 feet, a radius of 2922.99 feet to a control corner; thence along the western edge of property owned by W.E. Kirkpatrick, the following courses and distances: S. 25 deg. 05' 16" E. 56.38 feet, S. 4 deg. 27' 23" W. 331.13 feet, S. 4 deg. 29' 00" W. 54.07 feet; thence along the western edge of property owned by Mary D. Kirkpatrick, S. 4 deg. 20' 00" W. 302.25 feet; thence along the northern edge of property owned by Quarry Development Company the following courses and distances: N. 85 deg. 40' 00" W. 184.18 feet, S. 31 deg. 32' 47" W. 89.41 feet, S. 65 deg. 27' 26" W. 753.86 feet, S. 46 deg. 54' 41" E. 280.00 feet, S. 60 deg. 06' 32" W. 184.39 feet, S. 51 deg. 46' 50" W. 50.08 feet, S. 43 deg. 34' 57" W. 610.71 feet; thence along the northern edge of property owned by Lacy Overman, N. 44 deg. 46' 01" W. 363.62 feet; thence S. 60 deg. 37' 15" W. 5.00 feet; thence along the eastern portion of property owned by Juanita Wilson LaPrade, the following courses and distances: N. 36 deg. 35' 46" W. 71.95 feet; N. 56 deg. 10' 16" E. 142.00 feet; thence N. 36 deg. 13' 01" W. 661.29 feet to the point of BEGINNING, and containing 32.41 acres, more or less, as depicted in a preliminary final plat, Section 1,

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Senate Bill 624

AMENDMENT NO. 21
(to be filled in by
Principal Clerk)

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Stonehaven Subdivision, by Thompson-Simmons, Inc., Surveyors, dated February 17, 1988.
Tract Three:
A certain tract or parcel of land located in Thompson Township, Alamance County, North Carolina, adjoining Bason Road, Piedmont Crescent Recreational and Development Company, Inc., and more particularly described as follows:
BEGINNING at an existing iron pipe located in the northern edge of the 60' right of way of Bason Road, a corner with property owned by Piedmont Crescent Recreational and Development Company, Inc., and Lot 1, Section 1 Quarry Hills Subdivision (Plat Book 38 at Page 54); thence running along the northern edge of Bason Road 60' right of way, S. 62 deg. 57' 01" W. 320.00 feet to an existing iron pipe; thence running along the western edge of Lot 4, Section 1 Quarry Hills Subdivision (Plat Book 38 at page 54), N. 27 deg. 02' 59" W. 181.38 feet to an existing iron pipe; thence running along the northern bounds of Lots 1 through 4, Section 1 Quarry Hills Subdivision, N. 63 deg. 39' 10" E. 322.59 feet to an existing iron pipe; thence running S. 26 deg. 13' 20" E. 177.44 feet to the point of BEGINNING and containing 1.323 acres, more or less.
This description is based on the plat recorded in the Office of the Register of Deeds for Alamance County, North Carolina in Plat Book 38 at page 54 by Thompson-Simmons, Inc., dated November 15, 1988.
Tract Four:
A certain tract or parcel of land located in Thompson Township, Alamance County, North Carolina, adjoining George Bason Road, Section 1, Quarry Hills Subdivision, and property owned by William Mann, and being more particularly described as follows:
BEGINNING at an existing iron pipe located in the northern edge of George Bason Road, a corner with Lot 4, Section 1 Quarry Hills Subdivision, George Bason Road 60' right of way and Lot 5, Section 2 Quarry Hills Subdivision (Plat Book 42 at page 51); thence running from said existing iron pipe along the boundary between Lots 4 and 5, N. 27 deg. 02' 59" W. 181.38 feet to an existing iron pipe; thence running along the southern edge of property owned by William Mann, S. 63 deg. 39' 10" W. 232.77 feet to an existing iron pipe; thence running S. 56 deg. 38' 20" W. 27.42 feet to a new iron pipe; thence running along the western edge of Lot 2, Section 2 Quarry Hills Subdivision, S. 27 deg. 02' 59" E. 187.92 feet to a new iron pipe located in the northern edge of the 60' right of way of George

Bason Road; thence running in a curve to the right, N. 60 deg. 14' 06" E. a distance of 100.11 having a radius of 3699.36 feet and an arc of 100.12 feet to a new iron pipe; continuing in a curve to the right, N. 61 deg. 37' 48" E. a distance of 80.02 feet, having a radius of 3699.36 feet and an arc of 80.02 feet to a new iron pipe; thence continuing N. 62 deg. 52' 05" E. in a curve to the right with a distance of 80.00 feet, a radius of 3699.36, having an arc of 80 feet to the point of BEGINNING, and containing 1.102 acres, more or less, as shown on a plat recorded in the Office of the Register of Deeds of Alamance County entitled 'Final Plat, Section 2 Quarry Hills Subdivision', in Plat Book 42 at page 51.

Tract Five:

A certain tract or parcel of land lying and being in Thompson Township, Alamance County, North Carolina, adjoining George Bason Road, property owned by Will C. Mann, Ruth M. Bason and Quarry Hills Subdivision, Section 2 and more particularly described as follows: BEGINNING at an existing iron pipe located in the northern edge of the 60' right of way of George Bason Road, a corner with Lot 8 Section 3, Quarry Hills Subdivision (Plat Book 44 at page 71) and Lot 7 Quarry Hills Subdivision Section 2 (Plat Book 41 at page 51); thence running in a curve to the left along the northern edge of George Bason Road 60' right of way the following courses and distances: S. 53 deg. 09' 42" W. a distance of 79.98 feet, having a radius of 1085.33 and an arc of 80 feet to an existing iron pipe, S. 48 deg. 56' 18" W. a distance of 79.98 feet, a radius of 1085.33 feet and an arc of 80 feet, S. 44 deg. 42' 54" W. a distance of 79.98 feet, a radius of 1085.33 feet and an arc of 80 feet, S. 42 deg. 04' 30" W. 20.02 feet having a radius of 1085.33 feet and an arc of 20.02 feet to an existing iron pipe; thence continuing along the northern edge of George Bason Road, S. 41 deg. 02' 21" W. 269.35 feet; thence in a curve to the left, S. 41 deg. 17' 46" W. having a distance of 30.63 feet, a radius of 1040.38 feet and an arc of 30.63 feet to an existing iron pipe; thence running in a curve to the left with property owned by Ruth M. Bason and Lot 14 Section 3, Quarry Hills Subdivision (Plat 44 at page 71), N. 84 deg. 12' 50" W. 121.67 feet, a radius of 180 feet and an arc of 124.11 feet to an existi iron pipe; thence running S. 76 deg. 15' 00" W. 8.18 feet; thence along the western edge of Lot 14, N. 02 deg. 48' 00" W. 184.50 feet; thence along the southern edge of property owned by Will C. Mann, a boundary with Lots 8 through 14 Quarry Hills Subdivision, Section 3,

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the following courses and distances: N. 87 deg. 12' 00" E. 30 feet; N. 42 deg. 41' 10" E. 336.99 feet; N. 56 deg. 38' 20" E. 221.68 feet to an existing iron pipe; thence running along boundary of Lots 7 and 8 of Quarry Hills Subdivision, S. 27 deg. 03' 54" E. 187.91 feet to point of BEGINNING, and containing 2.91 acres, more or less, as depicted on a final plat Section 3 Quarry Hills Subdivision, recorded in Plat Book 44 at page 71 in the Office of the Register of Deeds for Alamance County Registry and being Lots 8 through 14, inclusive.

Tract Six:

A certain tract or parcel of land lying and being in Thompson Township, Alamance County, North Carolina, adjoining Section 1 Stonehaven Subdivision, Quarry Development, Mary D. Kirkpatrick, and Carroll Eric Barnes, and being more particularly described as follows:

BEGINNING at a new iron pipe located in the southern edge of Graystone Drive, a corner with Lot 67, Section 2 Stonehaven Subdivision (Plat Book 50 at page 115), and property owned by Quarry Development Company (Plat Book 35 at page 103); thence running S. 79 deg. 29' 11" W. 85.26 feet to a point in the northern edge of Graystone Drive, a corner with Lot 65 Stonehaven Subdivision, Section 2; running thence along the western edge of Lots 64 and 65, Stonehaven Subdivision, Section 2, N. 46 deg. 54' 23" W. 420.60 feet; running thence along the southern edge of Stonehaven Subdivision, Section 1 and the northern edge of Stonehaven Subdivision, Section 2, N. 65 deg. 27' 25" E. 753.87 feet to a point in the western edge of Crescent Drive; thence running N. 31 deg. 38' 05" E. 89.15 feet to the eastern edge of Crescent Drive, a new iron pipe; thence running along the northern edge of Lot 54, Section 2 Stonehaven Subdivision, S. 85 deg. 40' 00" E. 184.18 feet to a control corner; thence running along the western edge of property owned by Mary D. Kirkpatrick, S. 04 deg. 20' 00" W. 630.26 feet to a control corner; thence running from said control corner along the northern edge of property owned by Carroll Eric Barnes, S. 75 deg. 10' 58" W. 316.27 feet to an existing iron pipe; thence running S. 13 deg. 44' 14" E. 25.67 feet to a corner of Lot 67, Section 2, Stonehaven Subdivision, Carroll Eric Barnes and Quarry Development Company; thence running S. 58 deg. 16' 14" W. 40.43 feet to a new iron pipe; thence running N. 52 deg. 53' 18" W. 180.00 feet to the point of BEGINNING and BEING SECTION 2, STONEHAVEN SUBDIVISION, as

recorded in Plat Book 50 at page 15 in the Office of the Register of Deeds for Alamance County.
Tract Seven:
A certain tract or parcel of land lying and being in Thompson Township, Alamance County, North Carolina, adjoining property owned by Fletcher C. Hunter, Michael W. Williams and Swepsonville Road (SR 2159), and being more particularly described as follows:
BEGINNING at an existing iron pipe located in the Swepsonville Road, a corner with property owned by Fletcher C. Hunter and property owned by Ricky D. Billings; running thence along the western edge of property owned by Fletcher C. Hunter and the eastern edge of property owned by Ricky D. Billings and being the boundary, S. 6 deg. 00' 08" E. 1126.04 feet to a point; thence running S. 80 deg. 20' 22" W. 134.23 feet to a point; thence running along the western edge of property owned by Ricky D. Billings and the eastern edge of property owned by Michael W. Williams, N. 05 deg. 52' 15" W. 1122.27 feet to a point in Swepsonville Road (SR 2159); thence running from said point, N. 78 deg. 37' 59" E. 131.95 feet to the point of BEGINNING, and containing 3.402 acres, more or less, as described in a final plat for Ricky D. Billings as recorded in the Office of the Register Deeds for Alamance County in Plat book 38 at page 92.
Tract Eight:
A certain tract or parcel of land located in Thompson Township, Alamance County, North Carolina, adjoining George Bason Road (S.R. 2156), Swepsonville-Saxapahaw Road, the Haw River and property owned by Will C. Mann and being more particularly described as follows:
BEGINNING at an existing iron pipe located in the northern edge of George Bason Road (S.R. 2156) right of way, a corner with the southern corner of Lot 14, Quarry Hills Subdivision, Section 3 (Plat Book 44, page 71); running thence S. 19 deg. 31' 30" W. 50.80 feet to a new iron pipe; thence running N. 27 deg. 20' 16" E. 29.92 feet to a point in George Bason Road; running thence from said point, S. 55 deg. 23' 51" E. 49.57 feet to a point in Rivers Edge Drive; running thence S. 83 deg. 16' 45" W. 256.66 feet to an existing iron pipe; running thence S. 27 deg. 35' 16" W. 7.84 feet to an existing iron pipe; running thence along the northwestern edge of Lot 2 (Plat Book 9, page 23), S. 30 deg. 32' 55" W. 100.00 feet to an existing iron pipe; running thence S. 27 deg. 40' 53" W. 99.99 feet along the northwestern edge of Lot 3 (Plat Book 9, Page 23) to an existing iron pipe; thence from said pipe, S. 27 deg. 41' 50" W. 119.99 feet

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to an existing iron pipe; thence S. 27 deg. 43' 18" W. 47.05 feet to a new iron pipe, in the northeast corner of property owned by Don R. Quakenbush and wife, Bobbie L. Quakenbush; running thence along the northwestern edge of property owned by said Quakenbush, S. 52 deg. 49' 28" W. 307.09 feet to an existing iron pipe; continuing along the northwestern edge of property owned by said Quakenbush, S. 52 deg. 38' 28" W. 250.51 feet to a point in Swepsonville-Saxapahaw Road 60' right of way; thence with Swepsonville-Saxapahaw Road, the following courses and distances: N. 50 deg. 04' 01" W. in a curve to the left, a distance of 84.96 feet, radius of 603.10 feet and an arc of 85.03 feet; N. 66 deg. 43' 42" W. in a curve to the left, a distance of 263.58 feet, a radius of 603.10 feet and an arc of 265.72 feet; N. 83 deg. 33' 46" W. in a curve to the left, a distance of 88.60 feet, a radius of 603.10 feet and an arc of 88.68 feet; N. 87 deg. 46' 32" W. 182.61 feet to a point in Swepsonville-Saxapahaw Road; running thence along the eastern edge of the Haw River, N. 20 deg. 13' 36" W. 378.16 feet to a point; continuing along the eastern edge of the Haw River, the following courses and distances: N. 09 deg. 48' 15" W. 232.04 feet; N. 13 deg. 42' 54" W. 240.29 feet; N. 00 deg. 18' 04" E. 224.05 feet; N. 19 deg. 44' 43" E. 111.00 feet; N. 35 deg. 06' 25" E. 187.88 feet; N. 40 deg. 07' 01" E. 224.53 feet to a point in the eastern edge of the Haw River; running thence S. 23 deg. 22' 50" E. 349.72 feet to a new iron pipe; running thence S. 16 deg. 11' 40" E. 99.99 feet to a new iron pipe; running thence S. 07 deg. 07' 20" E. 130.00 feet to a new iron pipe; running thence S. 09 deg. 12' 28" E. 271.71 feet to a new iron pipe; running thence N. 82 deg. 30' 17" E. 315.97 feet to a new iron pipe; running thence along the southern edge of property owned by Will C. Mann, the following courses and distances: N. 75 deg. 18' 09" E. 204.77 feet to a new iron pipe; running thence N. 86 deg. 27' 57" E. 543.65 feet to an existing iron pipe; running thence with the western edge of Lot 14, Quarry Hills Subdivision, Section 3, S. 02 deg. 46' 38" E. 184.54 feet to an existing iron pipe; running thence with a curve towards the southeast having a bearing of N. 70 deg. 52' 37" E. a chord distance of 91.47 feet, a radius of 260.00 feet and an arc distance of 91.95 feet to an existing iron pipe; running thence S. 60 deg. 47' 23" E. 20.71 feet to the POINT OF BEGINNING, containing 28.94 acres, more or less, as described on a survey by Simmons Engineering & Surveying, Inc., dated October 27, 1994,

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(to be filled in by Principal Clerk)

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entitled 'Preliminary Plat, Section IV Quarry Hills Subdivision', plat of which is unrecorded."

"CHAPTER III.
"GOVERNING BODY.

"Section 3.1. **Structure of the Governing Body; Number of Members.** The governing body of the Town of Swepsonville is the Town Council, which has five members.

"Section 3.2. **Manner of Electing Board.** The qualified voters of the entire Town nominate and elect the members of the Council.

"Section 3.3. **Term of Office of Council Members.** In the 1997 municipal election, five council members shall be elected. The two persons receiving the highest number of votes shall be elected for four-year terms and the three persons receiving the next highest number of votes shall be elected for two-year terms. In 1999 and quadrennially thereafter, three council members shall be elected for four-year terms. In 2001 and quadrennially thereafter, two council members shall be elected for four year terms.

"Section 3.4. **Selection of Mayor; Term of Office.** The Mayor shall be appointed by the Town Council from among its own membership for a four-year term. The Mayor shall have the right to vote on all questions that come before the Council, but shall have no right to break a tie vote in which the Mayor participated.

"Section 3.5. **Filling of Vacancies.** Vacancies occurring for any reason in the Town Council shall be filled by the remaining members of the Council for the remainder of the unexpired term.

"CHAPTER IV.
"ELECTIONS.

"Section 4.1. Conduct of Town Elections. The Town Council shall be elected on a nonpartisan basis and the results determined by the plurality method in G.S. 163-292.

"CHAPTER V.
"ADMINISTRATION.

"Section 5.1. Mayor-Council Plan. The Town of Swepsonville operates under the Mayor-Council plan as provided by Part 3 of Article 7 of Chapter 160A of the General Statutes."

Section 4.3. The incorporation of the Town of Swepsonville and simultaneous dissolution of the Swepsonville Sanitary District shall become effective on the second Monday of the month following when this act becomes law. The Swepsonville Sanitary District shall take all actions necessary to effect this transfer of the assets and

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 624

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

S624-ARF-006

liabilities of the Sanitary District to the Town of Swepsonville. From the effective date of this Charter until the organizational meeting of the Town Council after the 1997 municipal election, the members of the Town Council shall be the members of the board of the Swepsonville Sanitary District.

Section 4.4. The organizational meeting of the Town Council of the Town of Swepsonville shall be held at 7:00 p.m. on the second Monday of the month following when this act becomes law. The transitional provisions of G.S. 130A-81(5)(a) through (g) shall apply to the Town of Swepsonville and the Swepsonville Sanitary District."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 52-51 ~~53-50~~ as adjusted / FAILED _____ TABLED _____

AUG 22 1997

CHAIR RULES AMENDMENT ~~/COM. SUB.~~ MATERIAL CONSTITUTING 1st READING. REMAINS ON CALENDAR.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 1476
LEGISLATIVE DAY 119
S624 SCS
READING 2

8/22/97
11:53 AM
IN CHAIR: SPEAKER

AMEND #2 - REP AIKEN
SEDALIA INCORPORATED /CHADBOURN
MOTION #3- PREVIOUS QUESTION ON REP. AIKEN'S AMEND #2

AYES - 66

ALDRIDGE	DAUGHTRY	HURLEY	REDWINE
ALLRED	DAVIS	IVES	REYNOLDS
BAKER	DECKER	JUSTUS	ROGERS
BARBEE	DICKSON	KISER	RUSSELL
BEALL	DOCKHAM	MCCOMAS	SEXTON
BERRY	EDDINS	MCCOMBS	SHERRILL
BOWIE	ELLIS	MCMAHAN	SHUBERT
BRAWLEY	ESPOSITO	MERCER	SMITH
BROWN	GARDNER	MITCHELL	STARNES
BUCHANAN	GRADY	MORGAN	THOMPSON
CANSLER	GRAY	MORRIS	TOLSON
CAPPS	GULLEY	NEELY	WATSON
CARPENTER	HALL	NICHOLS	WEATHERLY
COLE	HARDY	NYE	WILSON, C.
CRAWFORD	HIATT	PRESTON	WILSON, G.
CREECH	HOWARD	RAYFIELD	WOOD
CULP	HUNTER, R.		

NOES - 32

ADAMS	EARLE	HUNTER, H.	SAUNDERS
ALEXANDER	EASTERLING	INSKO	SUTTON
BADDOUR	FOX	JARRELL	WAINWRIGHT
BONNER	HACKNEY	JEFFUS	WARNER
BOYD-MCINTYRE	HARDAWAY	NESBITT	WARWICK
BRASWELL	HENSLEY	OLDHAM	WILKINS
CHURCH	HIGHTOWER	OWENS	WRIGHT
DEDMON	HILL	RAMSEY	YONGUE

EXCUSED ABSENCE - 11

BLACK	GAMBLE	LUEBKE	MOORE
CULPEPPER	GOODWIN	MCALLISTER	MOSLEY
CUNNINGHAM	KINNEY	MILLER	

EXCUSED VOTE - 1

BLUE

NOT VOTING - 10

SPEAKER	FITCH	MICHAUX	TALLENT
ARNOLD	HOLMES	MINER	WOMBLE
CLARY	MCCRARY		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

1477
ISLATIVE DAY 119
S624 SCS
READING 2

8/22/97
11:53 AM
IN CHAIR: SPEAKER

AMEND #2 - REP ALLRED - ROLED MATERIAL
SEDALIA INCORPORATED /CHADBOURN

AYES - ~~53~~ 52

ALDRIDGE	CULP	HILL	OWENS
ALLRED	DAUGHTRY	HOLMES	PRESTON
ARNOLD	DAVIS	HOWARD	RAYFIELD
BAKER	DOCKHAM	JUSTUS	REYNOLDS
BARBEE	EDDINS	KISER	SEXTON
BERRY	ELLIS	MCCOMBS	SHERRILL
BROWN	ESPOSITO	MCMAHAN	SHUBERT
BUCHANAN	GARDNER	MITCHELL	STARNES
CANSLER	GRADY	MORGAN	WARNER
CAPPS	GULLEY	MORRIS	WATSON
CARPENTER	HALL	NEELY	WILSON, G.
COLE	HARDY	NICHOLS	WOOD
CRAWFORD	HIATT	NYE	~~WRIGHT~~
CREECH			

NOES - ~~50~~ 51

ADAMS	EARLE	JARRELL	RUSSELL
ALEXANDER	EASTERLING	JEFFUS	SAUNDERS
BADDOUR	FOX	MCCOMAS	SMITH
BEALL	GRAY	MCCRARY	SUTTON
BONNER	HACKNEY	MERCER	THOMPSON
BOWIE	HARDAWAY	MICHAUX	TOLSON
BOYD-MCINTYRE	HENSLEY	MINER	WAINWRIGHT
BRASWELL	HIGHTOWER	NESBITT	WARWICK
BRAWLEY	HUNTER, H.	OLDHAM	WEATHERLY
CHURCH	HUNTER, R.	RAMSEY	WILKINS
DECKER	HURLEY	REDWINE	WILSON, C.
DEDMON	INSKO	ROGERS	YONGUE
DICKSON	IVES		WRIGHT

EXCUSED ABSENCE - 11

BLACK	GAMBLE	LUEBKE	MOORE
CULPEPPER	GOODWIN	MCALLISTER	MOSLEY
CUNNINGHAM	KINNEY	MILLER	

EXCUSED VOTE - 1

BLUE

NOT VOTING - 5

SPEAKER	FITCH	TALLENT	WOMBLE
CLARY			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEC. # 1488
LEGISLATIVE DAY 120
S624 SCS
READING 2

8/25/97
6:50 PM
IN CHAIR: SPEAKER

AMEND #2 - REP AIRED
SEDALIA AND SWEPSONVILLE INC.
MOTION #5 - TO RECONSIDER VOTE OF AMEND #2 ON 8/22/97
REP AIRED

AYES - ~~108~~ 109 DWicker

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

NOES - ~~4~~ 3 DWicker

~~ELLIS~~ DWicker	GAMBLE	HENSLEY	NICHOLS

EXCUSED ABSENCE - 2

HIGHTOWER	ROGERS

EXCUSED VOTE - 1

BLUE

NOT VOTING - 5

SPEAKER	SAUNDERS	WATSON	WILSON, C.
DECKER			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1489
LEGISLATIVE DAY 120
S624 SCS
READING 2

8/25/97
6:51 PM
IN CHAIR: SPEAKER

SEDALIA AND SWEPSONVILLE INC.

AYES - 113

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

NOES - 0

EXCUSED ABSENCE - 2

HIGHTOWER	ROGERS

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	SAUNDERS	WATSON	WILSON, C.
DECKER			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1498
ISLATIVE DAY 121
S624 SCS
READING 3

8/26/97
1:37 PM
IN CHAIR: SPEAKER

SEDALIA INCORP.

AYES - 109

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

NOES - 1

GAMBLE

EXCUSED ABSENCE - 3

BERRY	HOWARD	MILLER

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CULPEPPER	REDWINE	STARNES
ALDRIDGE	HARDAWAY	ROGERS	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1493/8-- 4:04 PM AUGUST 27, 1997 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

MARTIN W.
SEDALIA INCOR./CHADBOURN ANNEXATION
COM SUB/3RD EDITION

SENATE BILL 624
READING 2

MOTION 8
TO CONCUR

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
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1528/6--10:25 AM AUGUST 28, 1997 LEGISLATIVE DAY 12

LT. GOVERNOR WICKER -- Presiding

SENATE BILL 624
READING 3

MARTIN W.
SEDALIA INCOR./CHADBOURN ANNEXATION
COM SUB/3RD EDITION

MOTION 8
TO CONCUR

AYE	48	ALBERTSON	DANNELLY	KINNAIRD	PHILLIPS
		ALLRAN	EAST	LEDBETTER	PLYLER
		BALLANCE	FORRESTER	LEE	PURCELL
		BALLANTINE	FOXX	LUCAS	RAND
		BASNIGHT	GARWOOD	MARTIN R.	REEVES
		BLUST	GULLEY	MARTIN W.	RUCHO
		CARPENTER	HARTSELL	MCDANIEL	SHAW L.
		CARRINGTON	HORTON	MILLER	SHAW R.
		CLARK	HOYLE	MOORE	SOLES
		COCHRANE	JENKINS	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WELLONS
		DALTON	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	WARREN	WEINSTEIN		
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 625 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS7662-RW060(3.31)

Short Title: Speeding on School Grounds. (Public)

Sponsors: Senator Page.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE SPEEDING IN EXCESS OF THE POSTED SPEED ON SCHOOL GROUNDS AN INFRACTION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-141(e) reads as rewritten:

(e) Local authorities, in their respective jurisdictions, may authorize by ordinance higher speeds or lower speeds than those set out in subsection (b) upon all streets which are not part of the State highway ~~system;~~ system or upon a public vehicular area on the grounds of a public or private school; but no speed so fixed shall authorize a speed in excess of 55 miles per hour. Speed limits set pursuant to this subsection shall be effective when appropriate signs giving notice thereof are erected upon the part of the streets or public vehicular area affected."

Section 2. This act becomes effective December 1, 1997, and applies to offenses occurring on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 389/12-- 6:14 PM APRIL 28, 1997 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

PAGE
SPEEDING ON SCHOOL GROUNDS
2ND EDITION

SENATE BILL 625
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

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 1047
LEGISLATIVE DAY 88
S625 HCS #2
READING 2

7/01/97
10:25 AM
IN CHAIR: SPEAKER

SPEEDING ON SCHOOL GROUNDS

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 6

ALEXANDER	BRASWELL	EASTERLING	NESBITT
BADDOUR	CUNNINGHAM		

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	GAMBLE

S625 HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 625

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

S625-ASA-035

Date July 8, ,1997

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

Representative Hensley

moves to amend the bill on page 1, line 6,
by

by inserting between the words "authorities" and "may" the phrase "within their respective jurisdictions";

and on page 1, line 12,
by rewriting the line to read:

"shall become effective when appropriate signs";

and on page 1, line 13,
by rewriting the line to read:

"giving notice of the speed limit are erected upon affected property. A person who drives a motor vehicle on school property at a speed greater than the speed limit set and posted under this subsection is responsible for an infraction and is required to pay a penalty of not less than twenty-five dollars ($25.00).'"

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 625

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

S625-ASA-035

and on page 2, line 7,
by rewriting the line to read:

"not less than twenty-five dollars ($25.00).'" .

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 8 1997 FAILED _____ TABLED _____

97-7 EV
DWeber

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1102
LEGISLATIVE DAY 92
S625 HCS #2
READING 3

7/08/97
11:49 AM
IN CHAIR: SPEAKER

AMEND #1 - REP. HENSLEY
SPEEDING ON SCHOOL GROUNDS

AYES - 97

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

NOES - 7

CAPPS	DAVIS	HARDY	STARNES
CLARY	HALL	MORRIS	

EXCUSED ABSENCE - 3

BERRY	SHERRILL	WILSON, C.

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	HARDAWAY	MCCRARY	REDWINE
CHURCH	KINNEY	OLDHAM	SUTTON
EASTERLING	MCALLISTER	RAMSEY	THOMPSON
HACKNEY			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1103
LEGISLATIVE DAY 92
S625 HCS #2
READING 3

7/08/97
11:50 AM
IN CHAIR: SPEAKER

SPEEDING ON SCHOOL GROUNDS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 3

BERRY	SHERRILL	WILSON, C.

EXCUSED VOTE - 0

NOT VOTING - 8

CHURCH	MCALLISTER	OLDHAM	SUTTON
EASTERLING	MCCRARY	RAMSEY	THOMPSON

S625 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1129/8-- 7:41 PM JULY 14, 1997 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

PAGE SENATE BILL 625
SPEEDING ON SCHOOL GROUNDS
HOUSE COM SUB NO. 2/5TH EDITION

MOTION 8
TO CONCUR

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					

(COPY)

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS7651-LN051(2.4)

FILED - SENATE
S626 - MAR 3 1 1997
PRINCIPAL CLERK

Short Title: Office of Women's Health. (Public)

Sponsors: Senator Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH IN THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES THE OFFICE OF WOMEN'S HEALTH.

The General Assembly of North Carolina enacts:

Section 1. The title of Article 5 of Chapter 30 of the General Statutes reads as rewritten:

"Maternal and Child ~~Health.~~ Health and Women's Health."

Section 2. Article 5 of Chapter 130A of the General Statutes is amended by adding the following new Part to read:

"Part 8. Office of Women's Health.

"§ 130A-131.19. Office of women's health established.

(a) There is established in the Department the Office of Women's Health. The purpose of the office is to expand the State's public health concerns and focus to include a comprehensive outlook on the overall health status of women. The primary goals of the Office shall be the prevention of disease and improvement in the quality of life for women over their entire lifespan. The Department shall develop strategies for achieving these goals, which shall include but not be limited to:

(1) Developing a strategic plan to improve public services and programs targeting women;

(2) Conducting policy analyses on specific issues related to women's health;

(3) Facilitating communication among the Department's programs and between the Department and external women's health groups and community-based organizations;

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 390/13-- 6:16 PM APRIL 28, 1997 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

FORRESTER
OFFICE OF WOMEN'S HEALTH

SENATE BILL 626
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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted]. # 692
[redacted]ISLATIVE DAY 65
[redacted]6
READING 2

5/21/97
2:53 PM
IN CHAIR: SPEAKER

OFFICE OF WOMEN'S HEALTH

88 DW

AYES ~~87~~

ADAMS	EASTERLING	IVES	RAMSEY
ALDRIDGE	ESPOSITO	JARRELL	RAYFIELD
ALLRED	FITCH	JEFFUS	REDWINE
BADDOUR	FOX	LUEBKE	ROGERS
BAKER	GAMBLE	MCALLISTER	RUSSELL
BEALL	GARDNER	MCCOMAS	SAUNDERS
BLACK	GOODWIN	MCCRARY	SEXTON
BLUE	GRADY	MCMAHAN	SHERRILL
BONNER	GRAY	MERCER	SHUBERT
BOYD-MCINTYRE	GULLEY	MICHAUX	SMITH
BRASWELL	HACKNEY	MILLER	SUTTON
BRAWLEY	HARDAWAY	MINER	TALLENT
BUCHANAN	HARDY	MITCHELL	THOMPSON
CHURCH	HENSLEY	MOORE	TOLSON
CLARY	HIGHTOWER	MORGAN	WARNER
COLE	HILL	MORRIS	WARWICK
CRAWFORD	HOLMES	MOSLEY	WATSON
CULP	HOWARD	NEELY	WOMBLE
CULPEPPER	HUNTER, H.	NESBITT	WOOD
CUNNINGHAM	HUNTER, R.	NYE	WRIGHT
DEDMON	HURLEY	OLDHAM	YONGUE
EARLE	INSKO	OWENS	WAINWRIGHT DW

NOES - 27

ARNOLD	CARPENTER	EDDINS	PRESTON
BARBEE	CREECH	ELLIS	REYNOLDS
BERRY	DAUGHTRY	HALL	STARNES
BOWIE	DAVIS	HIATT	WEATHERLY
BROWN	DECKER	JUSTUS	WILSON, C.
CANSLER	DICKSON	KISER	WILSON, G.
CAPPS	DOCKHAM	NICHOLS	

EXCUSED ABSENCE - 3

ALEXANDER	KINNEY	MCCOMBS

EXCUSED VOTE - 0

NOT VOTING - ~~3~~ 2 DW

SPEAKER	~~WAINWRIGHT~~ DW	WILKINS

S626

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 626

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

S626-ARI-01

Page 1 of 1

Date 5/28 ,1997

Comm. Sub. [ ]
Amends Title [ ]

Representative Adams

moves to amend the bill on page 2, lines 11 through 15, by rewriting the lines to read:

"(1) Early intervention services for women infected with HIV; and
(2) Outreach, treatment, and follow-up services to women at high risk for contracting sexually transmitted diseases."

SIGNED Olma Adams
Amendment Sponsor

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

ADOPTED MAY 28 1997 FAILED _____ TABLED _____

109-1 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted]. # 737
[redacted]ISLATIVE DAY 69
[redacted]6
READING 3

5/28/97
2:29 PM
IN CHAIR: SPEAKER

AMEND #1
OFFICE OF WOMEN'S HEALTH

AYES - 109

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

NOES - 1

HARDY

EXCUSED ABSENCE - 5

ALEXANDER	CUNNINGHAM	HILL	NICHOLS
CREECH			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HOLMES	STARNES	WILSON, C.
BOWIE			

S626

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 738
ISLATIVE DAY 69
626
READING 3

5/28/97
2:36 PM
IN CHAIR: SPEAKER

OFFICE OF WOMEN'S HEALTH

AYES - 91

ADAMS	EARLE	KINNEY	REDWINE
ALLRED	EASTERLING	LUEBKE	ROGERS
BADDOUR	EDDINS	MCALLISTER	RUSSELL
BAKER	ESPOSITO	MCCOMAS	SAUNDERS
BEALL	FITCH	MCCOMBS	SEXTON
BLACK	FOX	MCCRARY	SHERRILL
BLUE	GAMBLE	MCMAHAN	SHUBERT
BONNER	GARDNER	MERCER	SMITH
BOWIE	GOODWIN	MICHAUX	SUTTON
BOYD-MCINTYRE	GRADY	MILLER	THOMPSON
BRASWELL	GRAY	MINER	TOLSON
BRAWLEY	HACKNEY	MITCHELL	WAINWRIGHT
BUCHANAN	HALL	MOORE	WARNER
CANSLER	HARDAWAY	MORGAN	WARWICK
CHURCH	HENSLEY	MORRIS	WATSON
CLARY	HIGHTOWER	MOSLEY	WEATHERLY
COLE	HOLMES	NEELY	WILKINS
CRAWFORD	HOWARD	NESBITT	WILSON, G.
CULP	HUNTER, R.	NYE	WOMBLE
CULPEPPER	HURLEY	OLDHAM	WOOD
DAUGHTRY	IVES	OWENS	WRIGHT
DEDMON	JARRELL	PRESTON	YONGUE
DOCKHAM	JEFFUS	RAMSEY	

NOES - 20

ALDRIDGE	CAPPS	ELLIS	KISER
ARNOLD	CARPENTER	GULLEY	RAYFIELD
BARBEE	DAVIS	HARDY	REYNOLDS
BERRY	DECKER	HIATT	STARNES
BROWN	DICKSON	JUSTUS	TALLENT

EXCUSED ABSENCE - 5

ALEXANDER	CUNNINGHAM	HILL	NICHOLS
CREECH			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	HUNTER, H.	INSKO	WILSON, C.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 802/8-- 2:58 PM JUNE 3, 1997 LEGISLATIVE DAY 72

LT. GOVERNOR WICKER -- Presiding

FORRESTER
OFFICE OF WOMEN'S HEALTH

SENATE BILL 626

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 627 MAR 3 1 1997

S

PRINCIPAL CLERK D

SENATE DRS1677-LN119(3.20)

Short Title: Domestic Violence Changes. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY AND EXPAND THE CLASSIFICATION OF PERSONS WHO MAY OBTAIN A DOMESTIC VIOLENCE PROTECTIVE ORDER, AND TO CLARIFY THE CIRCUMSTANCES UNDER WHICH MAGISTRATES MAY ISSUE PROTECTIVE ORDERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 50B-1(b) reads as rewritten:

"(b) For purposes of this section, the term 'familial relationship' means a relationship wherein the parties involved:

(1) Are current or former spouses;

(2) Are persons of opposite sex who live together or have lived together;

(3) ~~Are parents, grandparents, or others acting in loco parentis to a minor child, or children and grandchildren;~~ Are related as parents and children, including parents acting in loco parentis to a minor child, or as grandparents and grandchildren. For purposes of this subdivision, an aggrieved party may not obtain an order of protection against a child or grandchild under the age of 16;

(4) Have a child in ~~common.~~ common;

(5) Are current or former household members;

(6) Are dating or have dated. For purposes of this subdivision, a dating relationship is one wherein the parties are romantically involved over time and on a continuous basis during the course of the relationship. A casual acquaintance or ordinary fraternization

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 293/10--12:07 PM APRIL 17, 1997 LEGISLATIVE DAY 46

LT. GOVERNOR WICKER -- Presiding

MILLER
DOMESTIC VIOLENCE CHANGES
2ND EDITION

SENATE BILL 627
READING 2

AYE	41	ALBERTSON	FOXX	LUCAS	RAND
		ALLRAN	GULLEY	MARTIN R.	REEVES
		BALLANCE	HARTSELL	MARTIN W.	RUCHO
		BASNIGHT	HOYLE	MCDANIEL	SHAW L.
		CARPENTER	JENKINS	MILLER	SHAW R.
		CARRINGTON	JORDAN	ODOM	SOLES
		CONDER	KERR	PAGE	WARREN
		COOPER	KINNAIRD	PERDUE	WEINSTEIN
		DALTON	LEDBETTER	PHILLIPS	WELLONS
		DANNELLY	LEE	PLYLER	WINNER
		FORRESTER			
NO	9	BALLANTINE	COCHRANE	GARWOOD	KINCAID
		BLUST	EAST	HORTON	WEBSTER
		CLARK			

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 627

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

S627-ALV-2

Date 4/23 ,1997

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

Senator Miller

moves to amend the bill on page 1, lines 7 and 8, by rewriting the lines to read:

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

'**§ 50B-1. Domestic violence; definition.**

(a) Domestic violence means the commission of one or more of the following acts upon an aggrieved party or upon a minor child residing with or in the custody of the aggrieved party by a person with whom the aggrieved party has or has had a ~~familial~~ personal relationship, but does not include acts of self-defense:

(1) Attempting to cause bodily injury, or intentionally causing bodily injury; or

(2) Placing the aggrieved party or a member of the aggrieved party's family or household in fear of imminent serious bodily injury; or

(3) Committing any act defined in G.S. 14-27.2 through G.S. 14-27.7.

(b) For purposes of this section, the term ~~"familial relationship"~~ "personal relationship" means a".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 627

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

S627-ALN-013

Date 4-23 ,1997

Comm. Sub. [YES]
Amends Title []

Senator McDANIEL

moves to amend the bill on page 1, line 7,
by rewriting the line to read:
"Section 1. G.S. 50B-1 reads as rewritten:
"'**§ 50B-1. Domestic violence; definition.**
(a) Domestic violence means the commission of one or more of the following acts upon an aggrieved party or upon a minor child residing with or in the custody of the aggrieved party by a person with whom the aggrieved party has or has had a ~~familial~~ personal relationship, but does not include acts of self-defense:
(1) Attempting to cause bodily injury, or intentionally causing bodily injury; or
(2) Placing the aggrieved party or a member of the aggrieved party's family or household in fear of imminent serious bodily injury; or
(3) Committing any act defined in G.S. 14-27.2 through G.S. 14-27.7.";

and further moves to amend the bill on page 1, line 8,
by rewriting the line to read:
"(b) For purposes of this section, the term '~~familial~~ personal relationship' means a"; and

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 627

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

S627-ALN-013

further moves to amend the bill on page 1, line 21, by inserting after the word "Are" the words "persons of the opposite sex who are".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

Sub. amd for Amd. #1
ADOPTED V 35-12 FAILED _____ TABLED _____
4/23/97 J Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 336/14-- 4:29 PM APRIL 23, 1997 LEGISLATIVE DAY 49

SENATOR BASNIGHT -- Presiding

MILLER
DOMESTIC VIOLENCE CHANGES
2ND EDITION

SENATE BILL 627

AMEND 2

AYE	35	ALBERTSON	CONDER	HOYLE	PLYLER
		ALLRAN	COOPER	JENKINS	RAND
		BALLANTINE	DALTON	JORDAN	REEVES
		BASNIGHT	EAST	KERR	RUCHO
		BLUST	FORRESTER	LEDBETTER	SHAW R.
		CARPENTER	FOXX	MCDANIEL	SOLES
		CARRINGTON	GARWOOD	PAGE	WEBSTER
		CLARK	HARTSELL	PERDUE	WEINSTEIN
		COCHRANE	HORTON	PHILLIPS	
NO	12	BALLANCE	KINNAIRD	MARTIN W.	SHAW L.
		DANNELLY	LEE	MILLER	WELLONS
		GULLEY	LUCAS	ODOM	WINNER

EXCUSED	0		
NOT CAST	1	WARREN	
ABSENT	2	KINCAID	MARTIN R.
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 337/15-- 4:31 PM APRIL 23, 1997 LEGISLATIVE DAY 49

SENATOR BASNIGHT -- Presiding

MILLER
DOMESTIC VIOLENCE CHANGES
2ND EDITION

SENATE BILL 627
READING 3

AYE	35	ALBERTSON	FORRESTER	LUCAS	RAND
		BALLANCE	FOXX	MARTIN W.	RUCHO
		BASNIGHT	GULLEY	MCDANIEL	SHAW L.
		BLUST	HARTSELL	MILLER	SHAW R.
		CARRINGTON	HOYLE	ODOM	WARREN
		COCHRANE	JENKINS	PAGE	WEBSTER
		CONDER	KINNAIRD	PERDUE	WELLONS
		COOPER	LEDBETTER	PHILLIPS	WINNER
		DANNELLY	LEE	PLYLER	
NO	12	ALLRAN	CLARK	GARWOOD	KERR
		BALLANTINE	DALTON	HORTON	REEVES
		CARPENTER	EAST	JORDAN	WEINSTEIN

EXCUSED	0		
NOT CAST	1	SOLES	
ABSENT	2	KINCAID	MARTIN R.
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EY

[redacted] # 1443
[redacted]ISLATIVE DAY 117
S627 HCS
READING 2

8/20/97
10:40 AM
IN CHAIR: SPEAKER

DOMESTIC VIOLENCE CHANGES

106 DAkins

AYES - ~~104~~

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

CLARY DAVIS DAkins

NOES - 0

EXCUSED ABSENCE - 6

BLUE	MCMAHAN	WEATHERLY	WOOD
LUEBKE	MILLER		

EXCUSED VOTE - 0

NOT VOTING - ~~10~~ 8 DAkins

BERRY	~~DAVIS~~	HUNTER, R.	RAYFIELD
BONNER	ELLIS KW	IVES	SAUNDERS
~~CLARY~~ KW	HALL		

S627 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1443/19--11:47 AM AUGUST 21, 1997 LEGISLATIVE DAY 118

SENATOR BASNIGHT -- Presiding

MILLER
DOMESTIC VIOLENCE CHANGES
HOUSE COM SUB/4TH EDITION

SENATE BILL 627

MOTION 8
TO CONCUR

AYE	44	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		ALLRAN	EAST	LEE	PURCELL
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN W.	RUCHO
		BASNIGHT	HARTSELL	MCDANIEL	SHAW L.
		BLUST	HORTON	MILLER	SHAW R.
		CARPENTER	HOYLE	MOORE	SOLES
		CARRINGTON	JENKINS	ODOM	WEBSTER
		COCHRANE	JORDAN	PAGE	WEINSTEIN
		COOPER	KERR	PERDUE	WELLONS
		DALTON	KINNAIRD	PHILLIPS	WINNER
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	6	CLARK	GULLEY	REEVES	WARREN
		GARWOOD	MARTIN R.		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS1679-LN119A(3.20)

FILED - SENATE
S 628 - MAR 3 1 1997
PRINCIPAL CLERK

Short Title: Domestic Violence Order/Misdemeanor. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPOSE A CRIMINAL PENALTY FOR VIOLATION OF A DOMESTIC VIOLENCE PROTECTIVE ORDER.

The General Assembly of North Carolina enacts:

Section 1. Chapter 50B is amended by adding the following new section to read:

"**§ 50B-4A. Violation of valid protective order a misdemeanor.**

A person who violates a valid protective order entered pursuant to this Chapter shall be guilty of a Class A1 misdemeanor."

Section 2. This act becomes effective December 1, 1997, and applies to offenses committed on or after that date.

FILED - SENATE
MAR 3 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S 629

S **D**

SENATE DRS7659*-LE066(3.20)

Short Title: Expedite Johnston School Construction. (Local)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ASSIST THE JOHNSTON COUNTY BOARD OF EDUCATION WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES.

Whereas, Johnston County is faced with the critical need for school facilities created by an unusual growth in student population; and

Whereas, the Johnston County Board of Education and the Johnston County Board of Commissioners have jointly approved and funded a School Facilities 2000 building program; and

Whereas, the Johnston County Board of Education, faced with the critical need for school facilities, has implemented a model facilities plan using the Unitary System Approach (USA) to design school facilities that are educationally effective and economically efficient; and

Whereas, the Johnston County Board of Education has competitively bid the USA school design under the separate prime bid laws of North Carolina and has developed certain cost parameters based on this USA concept; and

Whereas, the Johnston County Board of Education desires to explore alternative approaches to expedite the construction of school facilities that could assist in meeting the critical need for school facilities; and

Whereas, the General Assembly reaffirms its commitment to enhance public education and to encourage innovation by public officials in meeting the critical need for school facilities; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding the provisions of Article 8 of Chapter 143 of the General Statutes, the Johnston County Board of Education may select and negotiate with separate prime contractors to build the Unitary System Approach

FILED - SENATE
S630 MAR 3 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS7660*-LBX171(3.20)

Short Title: Carrboro Charter Amendments. (Local)

Sponsors: Senators Kinnaird and Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO.

The General Assembly of North Carolina enacts:

Section 1. Section 9-3 of the Charter of the Town of Carrboro, being Chapter 476 of the 1987 Session Laws, reads as rewritten:

"**Section 9-3. Zoning Board of Adjustment.** The board of aldermen may create a board of adjustment in accordance with the provisions of Article 19 of Chapter 160A of the General Statutes. Such board shall be subject to all the provisions of general law except that the board of aldermen may authorize the board of adjustment to decide any matter before it either (i) upon a vote of a majority of the members present at a meeting and not excused from voting, so long as a quorum ~~consisting of at least six members~~ is present, or (ii) upon a vote of a four-fifths majority of the members present at a meeting and not excused from voting, so long as a quorum ~~consisting of at least six members~~ is present."

Section 2. Section 9-5 of the Charter of the Town of Carrboro, being Chapter 476 of the 1987 Session Laws, reads as rewritten:

"**Section 9-5. Sprinkler Systems.** Notwithstanding any provision of the North Carolina State Building Code or any general or local law to the contrary, the board of aldermen may adopt an ordinance requiring that sprinkler systems be installed in all of the following types of buildings constructed within the town or its extraterritorial planning ~~jurisdiction:~~ jurisdiction, including the portion of the joint planning area authorized under Chapter 233 of the 1987 Session Laws wherein the Town of Carrboro administers the State Building Code: (i) buildings in excess of 50 feet in height; (ii) nonresidential buildings containing at least 5,000 square feet of floor surface area; ~~or~~ (iii) buildings designed for assembly occupancy (as defined in

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
1631
MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS1672*-LBX174D(3.20)

Short Title: Chapel Hill Omnibus Act. (Local)

Sponsors: Senators Kinnaird and Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE TOWN OF CHAPEL HILL TO LEVY AN ENTERTAINMENT TAX ON EVENTS IN LARGE FACILITIES IN THE TOWN OF CHAPEL HILL, TO AUTHORIZE THE TOWN TO REQUIRE THAT NEW DEVELOPMENT INCLUDE HOUSING FOR A PERCENTAGE OF LOW- AND MODERATE-INCOME FAMILIES OR PROVIDE LAND OR PAYMENT IN LIEU OF PROVIDING SUCH HOUSING, TO PROVIDE AUTHORIZATION FOR LOCAL REVENUE OPTIONS FOR TRANSIT FUNDING, AND TO PROVIDE THAT THE TOWN'S OCCUPANCY TAX APPLY TO UNIVERSITY FACILITIES ON THE SAME BASIS AS IT APPLIES TO PRIVATE ACCOMMODATIONS FOR TRANSIENT OCCUPANCY.

The General Assembly of North Carolina enacts:

Section 1. (a) This section applies to the Town of Chapel Hill only.

(b) Authorization and scope. Notwithstanding the provisions of G.S. 105-37.1(b), a town by resolution of its governing board may levy an entertainment tax on every admission ticket purchased for admission to an entertainment, an amusement, or an athletic or commercial event for which an admission is charged and which is presented in that town in a facility having a seating capacity greater than 15,000. This tax does not apply, however, to athletic events sponsored by the North Carolina High School Athletic Association that involve participants at or below high school level. The tax shall be at a rate of not more than one dollar ($1.00) per admission ticket purchased. This tax is in addition to any other State or local tax.

(c) Collection. Every person, firm, corporation, or organization selling admission tickets taxable under this section shall collect the tax. This tax shall be

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRS7658*-LCX156(3.20)

S 6 3 2 MAR 3 1 1997

PRINCIPAL CLERK

Short Title: Orange Omnibus Act. (Local)

Sponsors: Senators Kinnaird and Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE ORANGE COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN ORANGE COUNTY AND AN ENTERTAINMENT TAX ON EVENTS IN LARGE FACILITIES IN ORANGE COUNTY, RELATING TO CLASSIFICATIONS UNDER THE ORANGE COUNTY CIVIL RIGHTS ORDINANCE, TO CLARIFY THE AUTHORITY OF ORANGE COUNTY TO REGULATE THE USE, STORAGE, DISPOSAL, LABELING, OR APPLICATION OF PESTICIDES, AND TO MAKE TECHNICAL CHANGES IN THE ORANGE COUNTY ROOM OCCUPANCY TAX.

The General Assembly of North Carolina enacts:

Section 1. Excise Tax.

(a) Authorization. The Orange County Board of Commissioners may, by resolution, levy an excise tax on instruments conveying certain interests in real property in Orange County. The tax imposed may not exceed one dollar ($1.00) on each one hundred dollars ($100.00) or fraction thereof of the total consideration or value, whichever is greater, of the interest conveyed, including, in the case of a sale, the value of any lien or encumbrance remaining on the property at the time of sale. This tax is in addition to the tax levied by Article 8E of Chapter 105 of the General Statutes.

The value of a lease subject to this tax shall be computed on the basis of the present value of the fixed lease payments and, if the lease payments are based in whole or in part on the lessee's receipts, the estimated amount of the lessee's receipts. Based upon the recommendation of the Orange County Finance Director, the Board of Commissioners shall, at least annually, set the discount rate to be used to

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

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S633

MAR 31 1997

D

SENATE DRS7661*-LCX172(3.27)

PRINCIPAL CLERK

Short Title: Chatham Conveyance Tax. (Local)

Sponsors: Senators Kinnaird and Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CHATHAM COUNTY TO LEVY AN EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY IN CHATHAM COUNTY.

The General Assembly of North Carolina enacts:

Section 1. (a) Authorization. The Chatham County Board of Commissioners may, by resolution, levy an excise tax on instruments conveying certain interests in real property in Chatham County. The tax imposed may not exceed one dollar ($1.00) on each one thousand dollars ($1,000) or fraction thereof of the total consideration or value, whichever is greater, of the interest conveyed, including, in the case of a sale, the value of any lien or encumbrance remaining on the property at the time of the sale. This tax is in addition to the tax levied by Article 8E of Chapter 105 of the General Statutes.

The value of a lease subject to this tax shall be computed on the basis of the present value of the fixed lease payments and, if the lease payments are based in whole or in part on the lessee's receipts, the estimated amount of the lessee's receipts. Based upon the recommendation of the Chatham County Tax Collector, the board of commissioners shall, at least annually, set the discount rate to be used to determine the present value of lease payments. This determination shall be conclusive.

(b) Scope. A tax levied under this section applies to all instruments conveying an interest in real property in Chatham County except an instrument:

(1) Conveying an interest in real property from the United States, the State of North Carolina, or a political subdivision of the State.

(2) Recording a lease for a term of 10 years or less, unless:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S634 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS1674*-LN062(3.31)

Short Title: AIDS Prevention Funds. (Public)

Sponsors: Senator Shaw of Cumberland.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources the sum of one million dollars ($1,000,000) for the 1997-98 fiscal year and the sum of one million dollars ($1,000,000) for the 1998-99 fiscal year for community-based intervention efforts to combat the AIDS/HIV epidemic. Funds appropriated under this section shall be allocated as follows:

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

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED SENATE

SESSION 1997

S635

MAR 3 1 1997

PRINCIPAL CLERK

S D

SENATE DRS1675-RW018(3.31)

Short Title: Expand Interstate Highways. (Public)

Sponsors: Senator Shaw of Cumberland.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE NAME OF THE NORTH CAROLINA BRIDGE AUTHORITY TO THE NORTH CAROLINA TOLL ROAD AND BRIDGE AUTHORITY, TO AUTHORIZE THE AUTHORITY TO CHARGE A TOLL ON A NORTH-SOUTH PRIMARILY RURAL INTERSTATE HIGHWAY, AND DIRECT USE OF INTERSTATE TOLL PROCEEDS TO EXPANSION AND MAINTENANCE OF THAT INTERSTATE AND FOR OTHER TRANSPORTATION PURPOSES.

The General Assembly of North Carolina enacts:

Section 1. Article 6F of Chapter 136 reads as rewritten:

"ARTICLE 6F.

"North Carolina Toll Road and Bridge Authority.

"**§ 136-89.159. Toll road and bridge projects.**

(a) The creation of the North Carolina Toll Road and Bridge Authority is necessitated by:

(1) The high cost of constructing long bridges;

(2) The need for providing better access to areas of a peninsula of the mainland where egress has been blocked by federal acquisition of property; and

(3) The need for providing additional critically needed evacuation routes from the Outer Banks during hurricanes and in the event of other natural disasters.

(4) The need to expand and maintain rural interstate highways in the State.

636
FILED - SENATE
MAR 3 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA 636

SESSION 1997

S D

SENATE DRS7631-RM(2.26)

Short Title: Public Health Authority Act. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE ESTABLISHMENT OF LOCAL PUBLIC HEALTH AUTHORITIES, AS RECOMMENDED BY THE NORTH CAROLINA PUBLIC HEALTH COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of Chapter 130A of the General Statutes is amended by adding a new Part to read:

"Part 1A. Public Health Authorities Authorized.

"**§ 130A-43. Title and purpose.**

(a) This Part shall be known and may be cited as the 'Public Health Authorities Act'.

(b) The purpose of this Part is to provide an additional and alternative method for counties to provide public health services. This Part shall not be regarded as repealing any powers now existing under any other law, either general, special, or local.

(c) It is the policy of the General Assembly that Public Health Authorities should have adequate authority to exercise the powers, rights, duties, functions, privileges, and immunities conferred upon them by law. To this end the provisions of this Part shall be broadly construed, and grants of powers shall be construed to include any powers that are reasonably expedient to the exercise of power.

"**§ 130A-44. Definitions.**

As used in this Part, unless otherwise specified:

(1) 'Authority service area' means area within the boundaries of the authority as provided for in G.S. 130A-45.4.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 636

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

S636-ARM-002

Date 4/29 ,1997

Comm. Sub. []
Amends Title []

moves to amend the bill on page 1, line 18, by deleting the words "To this end the provisions of this Part"; and on page 1, lines 19 and 20, by deleting the lines; and

further moves to amend the bill on page 3, line 29, by deleting the word "jointly"; and

further moves to amend the bill on page 3, line 40, by deleting the word "professionals:" and substituting the word "professions:"; and

further moves to amend the bill on page 3, lines 43 through 44, by rewriting those lines to read:

"(4) At least four members selected by the county commissioners from among the general public, from the professions listed in subdivision (3), and from the administrative staff of a hospital located in the authority."; and

further moves to amend the bill on page 5, line 13, by deleting the words "In adopting"; and on page 5, lines 14 through 17, by deleting the lines; and

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 636

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

S636-ARM-002

further moves to amend the bill on page 5, line 21, by rewriting that line to read: "facilities, by purchase, grant, gift, devise, lease or, with the permission of the county commissioners, condemnation."; and

on page 5, line 22, by deleting the line.

SIGNED Virginia Fox
Amendment Sponsor

SIGNED Jeanne Lucas
Committee Chair if Senate Committee Amendment

ADOPTED V FAILED _____ TABLED _____

4/29/97 D. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 636

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

S636-ARM-003

Page 1 of 1

Date April 30 ,1997

Comm. Sub. []
Amends Title []

1 moves to amend the bill on page 1, line 12, by deleting the words
2 "additional and".

SIGNED [signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 48-0 FAILED _____ TABLED _____

4/30/97 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 462/19-- 5:15 PM APRIL 30, 1997 LEGISLATIVE DAY 53

LT. GOVERNOR WICKER -- Presiding

HARTSELL
PUBLIC HEALTH AUTHORITY ACT
2ND EDITION

SENATE BILL 636

AMEND 1

AYE	48	ALBERTSON	DANNELLY	KINCAID	PLYLER
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEDBETTER	REEVES
		BALLANTINE	FOXX	LEE	RUCHO
		BLUST	GARWOOD	LUCAS	SHAW L.
		CARPENTER	GULLEY	MARTIN R.	SHAW R.
		CARRINGTON	HARTSELL	MARTIN W.	SOLES
		CLARK	HORTON	MILLER	WARREN
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	BASNIGHT	MCDANIEL		
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 463/20-- 5:16 PM APRIL 30, 1997 LEGISLATIVE DAY 53

LT. GOVERNOR WICKER -- Presiding

HARTSELL
PUBLIC HEALTH AUTHORITY ACT
2ND EDITION

SENATE BILL 636
READING 2

AYE	47	ALBERTSON	EAST	LEDBETTER	RAND
		ALLRAN	FORRESTER	LEE	REEVES
		BALLANCE	FOXX	LUCAS	RUCHO
		BALLANTINE	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
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KINCAID	PHILLIPS	WINNER
		DANNELLY	KINNAIRD	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	3	BASNIGHT	CONDER	KERR	
ABSENT	0				
PAIRS	0				
AYE					
NO					

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 518/75--11:17 PM APRIL 30, 1997 LEGISLATIVE DAY 53

LT. GOVERNOR WICKER -- Presiding

HARTSELL
PUBLIC HEALTH AUTHORITY ACT
2ND EDITION

SENATE BILL 636
READING 2

AYE	48	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
		COOPER	JORDAN	PAGE	WEINSTEIN
		DALTON	KERR	PERDUE	WELLONS
		DANNELLY	KINCAID	PHILLIPS	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	BASNIGHT	CONDER		
ABSENT	0				
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 518/75--11:17 PM APRIL 30, 1997 LEGISLATIVE DAY 53

LT. GOVERNOR WICKER -- Presiding

HARTSELL
PUBLIC HEALTH AUTHORITY ACT
2ND EDITION

SENATE BILL 636
READING 2

RECORDED
AYE 1 KERR
ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 2
ABSENT 0

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GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

[redacted]. # 1524
[redacted]ISLATIVE DAY 122
[redacted]6 HCS
READING 2

8/27/97
8:06 PM
IN CHAIR: SPEAKER

PUBLIC HEALTH AUTHORITY ACT

AYES - 95

ALDRIDGE	DAVIS	INSKO	OWENS
ALEXANDER	DECKER	IVES	PRESTON
ARNOLD	DEDMON	JARRELL	RAYFIELD
BADDOUR	EARLE	JUSTUS	REDWINE
BAKER	EASTERLING	KINNEY	REYNOLDS
BARBEE	EDDINS	KISER	RUSSELL
BEALL	ELLIS	LUEBKE	SAUNDERS
BLACK	ESPOSITO	MCALLISTER	SEXTON
BONNER	FOX	MCCOMAS	SHERRILL
BRASWELL	GOODWIN	MCCOMBS	SHUBERT
BRAWLEY	GRADY	MCCRARY	SMITH
BROWN	GULLEY	MERCER	SUTTON
BUCHANAN	HACKNEY	MICHAUX	TALLENT
CANSLER	HALL	MILLER	THOMPSON
CARPENTER	HARDAWAY	MINER	TOLSON
CHURCH	HARDY	MITCHELL	WARNER
CLARY	HENSLEY	MOORE	WARWICK
COLE	HIATT	MORGAN	WILKINS
CRAWFORD	HIGHTOWER	MORRIS	WILSON, G.
CREECH	HILL	MOSLEY	WOMBLE
CULP	HOWARD	NEELY	WOOD
CULPEPPER	HUNTER, H.	NESBITT	WRIGHT
CUNNINGHAM	HUNTER, R.	NICHOLS	YONGUE
DAUGHTRY	HURLEY	NYE	

NOES - 1

CAPPS

EXCUSED ABSENCE - 5

GARDNER	HOLMES	MCMAHAN	WATSON
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 19

SPEAKER	BOWIE	GAMBLE	STARNES
ADAMS	BOYD-MCINTYRE	JEFFUS	WAINWRIGHT
ALLRED	DICKSON	OLDHAM	WEATHERLY
BERRY	DOCKHAM	RAMSEY	WILSON, C.
BLUE	FITCH	ROGERS	

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 8/28/97

S. B. No. 636 ✓ Amendment No. 1

COMMITTEE SUBSTITUTE ✓ (to be filled in by Principal Clerk)

(Rep.) Moore

Sen.)

1 moves to amend the bill on page 2, lines 3 and 4

2 ( ) WHICH CHANGES THE TITLE

3 by deleting "Environment, Health, and Natural Resources"

4 and substituting "Health and Human Services".

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SIGNED Roland Moore

ADOPTED 8/28/97 FAILED _____ TABLED _____

105-0 ✓

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 1556
LEGISLATIVE DAY 123
S HCS
READING 3

8/28/97
11:52 AM
IN CHAIR: SPEAKER

AMEND #1- REP. MOORE
PUBLIC HEALTH AUTHORITY ACT

AYES - 108

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	ELLIS	MCALLISTER	SHUBERT
BOWIE	ESPOSITO	MCCOMAS	SMITH
BOYD-MCINTYRE	FITCH	MCCOMBS	STARNES
BRASWELL	FOX	MCCRARY	SUTTON
BRAWLEY	GOODWIN	MERCER	TALLENT
BROWN	GRADY	MICHAUX	THOMPSON
BUCHANAN	GRAY	MILLER	TOLSON
CANSLER	GULLEY	MINER	WAINWRIGHT
CAPPS	HACKNEY	MITCHELL	WARNER
CARPENTER	HALL	MOORE	WARWICK
CHURCH	HARDY	MORGAN	WEATHERLY
CLARY	HENSLEY	MORRIS	WILKINS
COLE	HIATT	MOSLEY	WILSON, C.
CRAWFORD	HIGHTOWER	NEELY	WILSON, G.
CREECH	HILL	NESBITT	WOMBLE
CULP	HOLMES	NICHOLS	WOOD
CULPEPPER	HOWARD	NYE	WRIGHT
CUNNINGHAM	HUNTER, H.	OLDHAM	YONGUE

NOES - 0

EXCUSED ABSENCE - 6

BERRY	HARDAWAY	RUSSELL	WATSON
GARDNER	MCMAHAN		

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BONNER	HUNTER, R.	RAYFIELD
ALDRIDGE	GAMBLE		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 8/28/97

S. B. No. 636 Amendment No. 2

House Comm. Sub. 7/17/97 (to be filled in by Principal Clerk)

Rep.) Hardy
)
Sen.)

moves to amend the bill on page 3, line 37,
after "in this State",

by adding the following:

", and at least one dentist licensed under Article 2 of Chapter 90 of the General Statutes to practice dentistry in this State";

TO FURTHER AMEND, on page 3, line 40, by changing "three" to "two";

AND TO FURTHER AMEND, on page 3, line 41, by deleting "dentistry,".

SIGNED Edward Hardy

ADOPTED 8/28/97 FAILED _____ TABLED _____

(adjusted) ~~92-8~~ 92-9 ev

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1557
LEGISLATIVE DAY 123
S636 HCS
READING 3

8/28/97
11:53 AM
IN CHAIR: SPEAKER

AMEND #2 - REP. HARDY
PUBLIC HEALTH AUTHORITY ACT

AYES - 92

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

NOES - ~~8~~ 9

ADAMS			
BLUE	FITCH	HIGHTOWER	MCALLISTER
BOYD-MCINTYRE	HENSLEY	HUNTER, H.	SUTTON

EXCUSED ABSENCE - 6

BERRY	HARDAWAY	RUSSELL	WATSON
GARDNER	MCMAHAN		

EXCUSED VOTE - 0

NOT VOTING - ~~14~~ 13

SPEAKER	GAMBLE	PRESTON	SAUNDERS
ALDRIDGE	JUSTUS	RAMSEY	WILSON, C.
BROWN	MICHAUX	RAYFIELD	WOMBLE
~~DAVIS~~	OLDHAM		

S636 HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1558
LEGISLATIVE DAY 123
S636 HCS
READING 3

8/28/97
11:55 AM
IN CHAIR: SPEAKER

PUBLIC HEALTH AUTHORITY ACT

AYES - 108

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

NOES - 2

ADAMS	HUNTER, H.

EXCUSED ABSENCE - 6

BERRY	HARDAWAY	RUSSELL	WATSON
GARDNER	MCMAHAN		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	ALDRIDGE	GAMBLE	RAYFIELD

S636 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1564/42-- 5:16 PM AUGUST 28, 1997 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

HARTSELL
PUBLIC HEALTH AUTHORITY ACT
HOUSE COM SUB/5TH EDITION

SENATE BILL 636

MOTION 8
TO CONCUR

AYE	39	ALBERTSON	FORRESTER	KINNAIRD	PERDUE
		ALLRAN	FOXX	LEDBETTER	PHILLIPS
		BALLANTINE	GARWOOD	LEE	PLYLER
		BASNIGHT	GULLEY	LUCAS	PURCELL
		BLUST	HARTSELL	MARTIN R.	REEVES
		CARPENTER	HORTON	MCDANIEL	SHAW R.
		COCHRANE	HOYLE	MILLER	SOLES
		COOPER	JENKINS	MOORE	WELLONS
		DALTON	JORDAN	ODOM	WINNER
		DANNELLY	KERR	PAGE	
NO	0				
EXCUSED	0				
NOT CAST	3	BALLANCE	MARTIN W.	SHAW L.	
ABSENT	8	CARRINGTON	EAST	RUCHO	WEBSTER
		CLARK	RAND	WARREN	WEINSTEIN
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S637 MAR 31 1997
PRINCIPAL CLERK

S D

SENATE DRS7648-LB182(3.25)

Short Title: Charlotte Speed Limit Authority. (Local)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE DIRECTOR OF TRANSPORTATION OF THE CITY OF CHARLOTTE TO SET CERTAIN SPEED LIMITS.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Charlotte, being Chapter 713 of the 1965 Session Laws, is amended by adding the following new section to Article 1 of Subchapter A of Article VI:

"Section 6.26. **Speed Limits.** The Director of Transportation may establish speed limits, as required by G.S. 20-141, on streets within the City of Charlotte, on behalf of the local governing body, the Charlotte City Council."

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. _____

S. B. No. 637

COMMITTEE SUBSTITUTE _____

DATE 6/30/97 ~~6/26/97~~

Amendment No. 1

(to be filled in by Principal Clerk)

Rep.)
)
Sen.) Rep. Connie Wilson

1 moves to amend the bill on page 1, line 8

2 ( ) WHICH CHANGES THE TITLE

3 by deleting "6.26" and substituting "6.27"

4

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SIGNED Connie Wilson

ADOPTED 6/30/97 FAILED _____ TABLED _____

114-0 EV DWalker

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 1028
LEGISLATIVE DAY 87
[illegible]7
READING 2

6/30/97
7:09 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. C. WILSON
CHARLOTTE SPEED LIMIT AUTHORITY

AYES - 114

ADAMS	DAUGHTRY	INSKO	RAMSEY
ALDRIDGE	DAVIS	IVES	RAYFIELD
ALEXANDER	DECKER	JARRELL	REDWINE
ALLRED	DEDMON	JEFFUS	REYNOLDS
ARNOLD	DICKSON	JUSTUS	ROGERS
BADDOUR	DOCKHAM	KINNEY	RUSSELL
BAKER	EARLE	KISER	SAUNDERS
BARBEE	EDDINS	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
BRASWELL	GRAY	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	NICHOLS	WILSON, G.
COLE	HOLMES	NYE	WOMBLE
CRAWFORD	HOWARD	OLDHAM	WOOD
CREECH	HUNTER, H.	OWENS	WRIGHT
CULP	HUNTER, R.	PRESTON	YONGUE
CULPEPPER	HURLEY		

NOES - 0

EXCUSED ABSENCE - 4

CUNNINGHAM	EASTERLING	HARDAWAY	NESBITT

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	ELLIS

S637

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1029
LEGISLATIVE DAY 87
DAY 87
READING 3

6/30/97
7:11 PM
IN CHAIR: SPEAKER

CHARLOTTE SPEED LIMIT AUTHORITY

AYES - 86

ALDRIDGE	DAUGHTRY	JEFFUS	REYNOLDS
ALEXANDER	DAVIS	JUSTUS	ROGERS
ARNOLD	DECKER	LUEBKE	RUSSELL
BADDOUR	DEDMON	MCALLISTER	SAUNDERS
BARBEE	DICKSON	MCCOMAS	SEXTON
BEALL	DOCKHAM	MCCOMBS	SHERRILL
BERRY	EARLE	MCMAHAN	SHUBERT
BLACK	EDDINS	MERCER	STARNES
BONNER	ELLIS	MILLER	TALLENT
BOWIE	ESPOSITO	MINER	THOMPSON
BRASWELL	FOX	MITCHELL	TOLSON
BRAWLEY	GARDNER	MOORE	WAINWRIGHT
BROWN	GRADY	MORGAN	WARNER
CANSLER	GRAY	MORRIS	WARWICK
CAPPS	GULLEY	NEELY	WATSON
CHURCH	HALL	NYE	WEATHERLY
CLARY	HARDY	OLDHAM	WILKINS
COLE	HIATT	OWENS	WILSON, C.
CRAWFORD	HILL	PRESTON	WILSON, G.
CREECH	HOWARD	RAMSEY	WOOD
CULP	HURLEY	RAYFIELD	YONGUE
CULPEPPER	IVES		

NOES - 28

ADAMS	FITCH	HUNTER, R.	MOSLEY
ALLRED	GAMBLE	INSKO	NICHOLS
BAKER	GOODWIN	JARRELL	REDWINE
BLUE	HACKNEY	KINNEY	SMITH
BOYD-MCINTYRE	HENSLEY	KISER	SUTTON
BUCHANAN	HIGHTOWER	MCCRARY	WOMBLE
CARPENTER	HUNTER, H.	MICHAUX	WRIGHT

EXCUSED ABSENCE - 4

CUNNINGHAM	EASTERLING	HARDAWAY	NESBITT

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	HOLMES

S637

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1062/15--12:09 PM JULY 2, 1997 LEGISLATIVE DAY 89

LT. GOVERNOR WICKER -- Presiding

WINNER
CHARLOTTE SPEED LIMIT AUTHORITY

SENATE BILL 637

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

MAR 3 1 1997

PRINCIPAL CLERK

S

S638

D

SENATE DRS1666-LE045(3.7)

Short Title: AVID Program Pilots/3 School Units. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE AVID PROGRAM IN THREE LOCAL SCHOOL ADMINISTRATIVE UNITS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the State Board of Education the sum of one hundred fifty thousand dollars ($150,000) for the 1997-98 fiscal year and the sum of one hundred fifty thousand dollars ($150,000) for the 1998-99 fiscal year to implement Advancement Via Individual Determination (AVID) pilot programs in three local school administrative units. The purpose of the AVID pilot programs shall be to increase the enrollment of underrepresented and low-income students in postsecondary education. Local school administrative units selected as pilot units shall state how they plan to evaluate the success of the program.

The State Board of Education shall allocate the funds to the pilot programs in proportion to the number of students proposed to be served.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
MAR 31 1997
PRINCIPAL CLERK

S

S639

D

SENATE DRS1673-LL127(3.27)

Short Title: Sheriff's Registration Plate. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE SPECIAL REGISTRATION LICENSE PLATES FOR CURRENT SHERIFFS AND CERTAIN RETIRED SHERIFFS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-79.4(b) is amended by adding a new subdivision to read:

"(22a1) Sheriff. -- Issuable to a current sheriff or a retired sheriff, if the retired sheriff served as sheriff for 10 or more years. A plate issued to a current sheriff shall bear the word 'Sheriff' and the letter 'S' followed by a number that indicates the county the sheriff serves. A plate issued to a retired sheriff who served as sheriff for 10 or more years shall bear the words 'Sheriff, Retired', the letter 'S' followed by a number that indicates the county the sheriff served, and the letter 'X' indicating the sheriff's retired status."

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

FILED - SENATE
S 6 4 0 MAR 3 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS6589*-LE016B(2.5)

Short Title: Community-Based School Assignments. (Public)

Sponsors: Senator Rucho.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT CHILDREN TO ATTEND COMMUNITY SCHOOLS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 115C of the General Statutes is amended by adding a new section to read:

"**§ 115C-364.1. School attendance districts or zones should promote community-based schools.**

(a) The General Assembly finds that community-based schools can enhance the educational program of the public schools by (i) improving community commitment to schools, (ii) making schools more responsive to community needs, (iii) facilitating parental participation and involvement in conferences, events, and other school activities, (iv) providing services to families of children attending the schools, (v) providing after-school services to children such as tutoring, mentoring, and special programming, (vi) improving communication and maintaining close relationships with parents, and (vii) respecting parents as the child's first and most important teachers.

(b) Local boards of education shall review their school attendance districts or zones and shall establish a process for modifying them to promote community-based schools. Local boards of education shall also review the relative merits of schools within their units and shall consider reallocating resources, if appropriate, to enhance parental satisfaction with schools within each community. Local boards of education shall report to the State Board of Education on an annual basis on the implementation of this section."

Section 2. G.S. 115C-369 reads as rewritten:

"**§ 115C-369. Application for reassignment; notice of disapproval; hearing before board.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

MAR 31 1997

PRINCIPAL CLERK

S

S 641

SENATE DRS7657-LG067(2.20)

Short Title: Museum of Forestry Funds. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ESTABLISH THE NORTH CAROLINA MUSEUM OF FORESTRY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources, Forest Resources Division, the sum of three million dollars ($3,000,000) for the 1997-98 fiscal year to establish the North Carolina Museum of Forestry in Columbus County. The museum shall display and promote the rich heritage of the State's forestry industry for the education and enjoyment of the State's citizens and visitors. These funds may be used for capital costs and operating expenses.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 4 2 MAR 3 1 1997
PRINCIPAL CLERK

S D

SENATE DRS1669-LG155(3.26)

Short Title: Columbus Economic Dev. Funds. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE FOR ECONOMIC DEVELOPMENT PROJECTS IN COLUMBUS COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Commerce the sum of two million dollars ($2,000,000) for the 1997-98 fiscal year for the continuation of a natural gas line to the industrial parks in Columbus County and for other economic development projects in Columbus County.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE
S 643
APR 1 1997
PRINCIPAL CLERK

SENATE DRS7587-LB134(3.10)

Short Title: Greensboro Council Disclosure. (Local)

Sponsors: Senator Shaw of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DISCLOSURE OF PROPERTY INTERESTS AND ASSETS BY GREENSBORO CITY COUNCIL MEMBERS.

The General Assembly of North Carolina enacts:

Section 1. Every member of the city council shall within 30 days after the effective date of this act or within 30 days after assuming office, whichever comes later, disclose any legal, equitable, or beneficial interest the member or the member's spouse may have in any real property which is in the zoning jurisdiction of the city.

This disclosure shall be filed in writing with the clerk of superior court of the county where the majority of the population of the city is located and shall include all real property which any council member holds title to, individually or jointly, any real property held in trust as well as any pecuniary interest he may have in any business, firm, or corporation, of whatever nature, which holds title to or has any ownership interest in any real property within the zoning jurisdiction of the city.

Section 2. Every member of the city council shall disclose any legal, equitable, or beneficial ownership interest he may have in any business, firm, or corporation, of whatever nature, which is doing business with the city pursuant to contracts which have been awarded by the city.

Section 3. Every member of the city council shall disclose any legal, equitable, or beneficial ownership interest he may have in any business, firm, or corporation, of whatever nature, which is attempting to secure the award of a bid from the city, prior to the award of any contract.

Section 4. The acquisition by any member subject to this act of any legal, equitable, or beneficial interest in real property within the zoning jurisdiction of the city shall be disclosed within 30 days after the acquisition of that property. Any legal,

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 605/86-- 4:23 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

SHAW R.
GREENSBORO COUNCIL DISCLOSURE
2ND EDITION

SENATE BILL 643
READING 2

AYE	44	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
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JENKINS	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
NO	1	LEDBETTER			

EXCUSED	0			
NOT CAST	2	CLARK	KERR	
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRD
PAIRS	0			
AYE				
NO				

NTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 637/7-- 3:31 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

SHAW R.
GREENSBORO COUNCIL DISCLOSURE
2ND EDITION

SENATE BILL 643
READING 2

AYE	44	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
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JENKINS	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
NO	1	LEDBETTER			

EXCUSED	0				
NOT CAST	1	KERR			
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINNAIRD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 637/7-- 3:31 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

SHAW R.
GREENSBORO COUNCIL DISCLOSURE
2ND EDITION

SENATE BILL 643
READING 2

RECORDED
ABSENT 1 CLARK
ADJUSTED TOTAL
AYE 44
NO 1
NOT CAST 1
ABSENT 4

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 985
LEGISLATIVE DAY 85
S643 SCS
READING 2

6/25/97
10:40 AM
IN CHAIR: SPEAKER

GREENSBORO COUNCIL DISCLOSURE
MOTION #3 - PREVIOUS QUESTION
REP DECKER

AYES - 64

ALDRIDGE	CREECH	HIATT	NICHOLS
ALLRED	CULP	HILL	PRESTON
ARNOLD	CULPEPPER	HOLMES	RAYFIELD
BAKER	DAUGHTRY	HOWARD	REYNOLDS
BARBEE	DAVIS	HUNTER, R.	RUSSELL
BERRY	DECKER	IVES	SEXTON
BOWIE	DICKSON	JUSTUS	SHERRILL
BRASWELL	DOCKHAM	KISER	SHUBERT
BRAWLEY	EDDINS	MCCOMAS	STARNES
BROWN	ELLIS	MCCOMBS	TALLENT
BUCHANAN	ESPOSITO	MCMAHAN	THOMPSON
CANSLER	GRADY	MINER	WARNER
CAPPS	GRAY	MITCHELL	WATSON
CARPENTER	GULLEY	MORGAN	WEATHERLY
CHURCH	HALL	MORRIS	WILSON, C.
COLE	HARDY	NEELY	WILSON, G.

NOES - 49

ADAMS	FOX	LUEBKE	ROGERS
ALEXANDER	GOODWIN	MCALLISTER	SAUNDERS
BADDOUR	HACKNEY	MCCRARY	SMITH
BEALL	HARDAWAY	MERCER	SUTTON
BLACK	HENSLEY	MICHAUX	TOLSON
BLUE	HIGHTOWER	MILLER	WAINWRIGHT
BONNER	HUNTER, H.	MOSLEY	WARWICK
BOYD-MCINTYRE	HURLEY	NYE	WILKINS
CRAWFORD	INSKO	OLDHAM	WOMBLE
CUNNINGHAM	JARRELL	OWENS	WOOD
DEDMON	JEFFUS	RAMSEY	WRIGHT
EARLE	KINNEY	REDWINE	YONGUE
EASTERLING			

EXCUSED ABSENCE - 2

GARDNER	NESBITT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	FITCH	GAMBLE	MOORE
CLARY			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SRO. # 986
LEGISLATIVE DAY 85
S643 SCS
READING 2

6/25/97
10:41 AM
IN CHAIR: SPEAKER

GREENSBORO COUNCIL DISCLOSURE

AYES - 55

ALDRIDGE	CULP	HIATT	NICHOLS
ALLRED	DAUGHTRY	HOLMES	PRESTON
ARNOLD	DAVIS	HOWARD	RAYFIELD
BARBEE	DECKER	IVES	REYNOLDS
BERRY	DICKSON	JUSTUS	RUSSELL
BOWIE	DOCKHAM	KISER	SEXTON
BRAWLEY	EDDINS	MCCOMAS	SHERRILL
BROWN	ELLIS	MCCOMBS	STARNES
BUCHANAN	ESPOSITO	MCMAHAN	TALLENT
CANSLER	GRADY	MINER	THOMPSON
CAPPS	GRAY	MITCHELL	WATSON
CARPENTER	GULLEY	MORGAN	WEATHERLY
CLARY	HALL	MORRIS	WILSON, C.
CREECH	HARDY	NEELY	

NOES - 60

ADAMS	DEDMON	JEFFUS	ROGERS
ALEXANDER	EARLE	KINNEY	SAUNDERS
BADDOUR	EASTERLING	LUEBKE	SHUBERT
BAKER	FOX	MCALLISTER	SMITH
BEALL	GOODWIN	MCCRARY	SUTTON
BLACK	HACKNEY	MERCER	TOLSON
BLUE	HARDAWAY	MICHAUX	WAINWRIGHT
BONNER	HENSLEY	MILLER	WARNER
BOYD-MCINTYRE	HIGHTOWER	MOORE	WARWICK
BRASWELL	HILL	MOSLEY	WILKINS
CHURCH	HUNTER, H.	NYE	WILSON, G.
COLE	HUNTER, R.	OLDHAM	WOMBLE
CRAWFORD	HURLEY	OWENS	WOOD
CULPEPPER	INSKO	RAMSEY	WRIGHT
CUNNINGHAM	JARRELL	REDWINE	YONGUE

EXCUSED ABSENCE - 2

GARDNER	NESBITT

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	GAMBLE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 6 4 4 APR 1 1997

PRINCIPAL CLERK

S D

SENATE DRS6571-LB135(3.10)

Short Title: High Point Council Disclosure. (Local)

Sponsors: Senator Shaw of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DISCLOSURE OF PROPERTY INTERESTS AND ASSETS BY HIGH POINT CITY COUNCIL MEMBERS.

The General Assembly of North Carolina enacts:

Section 1. Every member of the city council shall, within 30 days after the effective date of this act or within 30 days after assuming office, whichever comes later, disclose any legal, equitable or beneficial interest the member or the member's spouse may have in any real property which is in the zoning jurisdiction of the city.

This disclosure shall be filed in writing with the clerk of superior court of the county where the majority of the population of the city is located and shall include all real property which any council member holds title to, individually or jointly, any real property held in trust, as well as any pecuniary interest he may have in any business, firm, or corporation of whatever nature, which holds title to or has any ownership interest in any real property within the zoning jurisdiction of the city.

Section 2. Every member of the city council shall disclose any legal, equitable or beneficial ownership interest he may have in any business, firm, or corporation, of whatever nature, which is doing business with the city pursuant to contracts which have been awarded by the city.

Section 3. Every member of the city council shall disclose any legal, equitable or beneficial ownership interest he may have in any business, firm, or corporation, of whatever nature, which is attempting to secure the award of a bid from the city, prior to the award of any contract.

Section 4. The acquisition by any member subject to this act of any legal, equitable or beneficial interest in real property within the zoning jurisdiction of the city shall be disclosed within 30 days after the acquisition of that property. Any legal,

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 606/87-- 4:23 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

SHAW R.
HIGH POINT COUNCIL DISCLOSURE
2ND EDITION

SENATE BILL 644
READING 2

AYE	44	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
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JENKINS	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
NO	1	LEDBETTER			
EXCUSED	0				
NOT CAST	2	CLARK	KERR		
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRD	
PAIRS	0				
AYE					
NO					

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 638/8-- 3:31 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

SHAW R.
HIGH POINT COUNCIL DISCLOSURE
2ND EDITION

SENATE BILL 644
READING 2

RECORDED
ABSENT 1 CLARK
ADJUSTED TOTAL
AYE 44
NO 1
NOT CAST 1
ABSENT 4

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 638/8-- 3:31 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

SHAW R.
HIGH POINT COUNCIL DISCLOSURE
2ND EDITION

SENATE BILL 644
READING 2

AYE	44	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
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JENKINS	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
NO	1	LEDBETTER			
EXCUSED	0				
NOT CAST	1	KERR			
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINNAIRD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 987
LEGISLATIVE DAY 85
S644 SCS
READING 2

6/25/97
10:42 AM
IN CHAIR: SPEAKER

HIGH POINT COUNCIL DISCLOSURE
MOTION #3 - PREVIOUS QUESTION
Rep. DECKER

AYES - 66

ALDRIDGE	CREECH	HILL	PRESTON
ALLRED	CULP	HOLMES	RAMSEY
ARNOLD	CULPEPPER	HOWARD	RAYFIELD
BAKER	DAUGHTRY	HURLEY	REYNOLDS
BARBEE	DAVIS	IVES	RUSSELL
BERRY	DECKER	JUSTUS	SEXTON
BOWIE	DICKSON	KISER	SHERRILL
BRASWELL	DOCKHAM	MCCOMAS	SHUBERT
BRAWLEY	EDDINS	MCCOMBS	STARNES
BROWN	ELLIS	MCMAHAN	TALLENT
BUCHANAN	ESPOSITO	MINER	THOMPSON
CANSLER	GRADY	MORGAN	WARNER
CAPPS	GRAY	MORRIS	WATSON
CARPENTER	GULLEY	NEELY	WEATHERLY
CHURCH	HALL	NICHOLS	WILSON, C.
CLARY	HARDY	OLDHAM	WILSON, G.
COLE	HIATT		

NOES - 49

ADAMS	FOX	LUEBKE	ROGERS
ALEXANDER	GOODWIN	MCALLISTER	SAUNDERS
BADDOUR	HACKNEY	MCCRARY	SMITH
BEALL	HARDAWAY	MERCER	SUTTON
BLACK	HENSLEY	MICHAUX	TOLSON
BLUE	HIGHTOWER	MILLER	WAINWRIGHT
BONNER	HUNTER, H.	MITCHELL	WARWICK
BOYD-MCINTYRE	HUNTER, R.	MOORE	WILKINS
CRAWFORD	INSKO	MOSLEY	WOMBLE
CUNNINGHAM	JARRELL	NYE	WOOD
DEDMON	JEFFUS	OWENS	WRIGHT
EARLE	KINNEY	REDWINE	YONGUE
EASTERLING			

EXCUSED ABSENCE - 2

GARDNER	NESBITT

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	GAMBLE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 988
LEGISLATIVE DAY 85
S644 SCS
READING 2

6/25/97
10:43 AM
IN CHAIR: SPEAKER

HIGH POINT COUNCIL DISCLOSURE

AYES - 54

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

NOES - 61

ADAMS	EARLE	JEFFUS	ROGERS
ALEXANDER	EASTERLING	KINNEY	SAUNDERS
BADDOUR	FOX	LUEBKE	SHUBERT
BAKER	GOODWIN	MCALLISTER	SMITH
BEALL	HACKNEY	MCCRARY	SUTTON
BLACK	HARDAWAY	MERCER	TOLSON
BLUE	HENSLEY	MICHAUX	WAINWRIGHT
BONNER	HIGHTOWER	MILLER	WARNER
BOYD-MCINTYRE	HILL	MOORE	WARWICK
BRASWELL	HUNTER, H.	MOSLEY	WILKINS
CHURCH	HUNTER, R.	NYE	WILSON, G.
COLE	HURLEY	OLDHAM	WOMBLE
CRAWFORD	INSKO	OWENS	WOOD
CULPEPPER	IVES	RAMSEY	WRIGHT
CUNNINGHAM	JARRELL	REDWINE	YONGUE
DEDMON			

EXCUSED ABSENCE - 2

GARDNER	NESBITT

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	GAMBLE

FILED - SENATE
S 645
APR 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS1604-LB136(3.10)

Short Title: Guilford School Board Disclosure. (Local)

Sponsors: Senator Shaw of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DISCLOSURE OF PROPERTY INTERESTS AND ASSETS BY GUILFORD COUNTY BOARD OF EDUCATION MEMBERS.

The General Assembly of North Carolina enacts:

Section 1. Every member of the Guilford County Board of Education shall, within 30 days after the effective date of this act or within 30 days after assuming office, whichever comes later, disclose any legal, equitable or beneficial interest the member or the member's spouse may have in any real property which is in Guilford County.

This disclosure shall be filed in writing with the Clerk of Superior Court of Guilford County and shall include all real property which any council member holds title to, individually or jointly, any real property held in trust, as well as any pecuniary interest he may have in any business, firm, or corporation of whatever nature, which holds title to or has any ownership interest in any real property within Guilford County.

Section 2. Every member of the Guilford County Board of Education shall disclose any legal, equitable or beneficial ownership interest he may have in any business, firm, or corporation, of whatever nature, which is doing business with the Guilford County School Administrative Unit pursuant to contracts which have been awarded by the Guilford County School Administrative Unit.

Section 3. Every member of the Guilford County Board of Education shall disclose any legal, equitable or beneficial ownership interest he may have in any business, firm, or corporation, of whatever nature, which is attempting to secure the award of a bid from the Guilford County School Administrative Unit, prior to the award of any contract.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 607/88-- 4:23 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

SHAW R.
GUILFORD SCHOOL BOARD DISCLOSURE
2ND EDITION

SENATE BILL 645
READING 2

AYE	44	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
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JENKINS	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
NO	1	LEDBETTER			

EXCUSED	0			
NOT CAST	2	CLARK	KERR	
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRD
PAIRS	0			
AYE				
NO				

ONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 639/9-- 3:31 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

SHAW R.
GUILFORD SCHOOL BOARD DISCLOSURE
2ND EDITION

SENATE BILL 645
READING 2

RECORDED
ABSENT 1 CLARK
ADJUSTED TOTAL
AYE 44
NO 1
NOT CAST 1
ABSENT 4

PY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 640/10-- 2:23 PM MAY 8, 1997 LEGISLATIVE DAY 58

LT. GOVERNOR WICKER -- Presiding

SHAW R.
GUILFORD SCHOOL BOARD DISCLOSURE
2ND EDITION

SENATE BILL 645
READING 2

AYE	44	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
		COCHRANE	HORTON	ODOM	WARREN
		CONDER	HOYLE	PAGE	WEBSTER
		COOPER	JENKINS	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
NO	1	LEDBETTER			
EXCUSED	0				
NOT CAST	1	KERR			
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINNAIRD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 940
LEGISLATIVE DAY 81
S645 SCS
READING 3

6/18/97
10:17 AM
IN CHAIR: SPEAKER

GUILFORD SCHOOL BOARD DISCLOSURE

AYES - 85

ALDRIDGE	DAVIS	IVES	RAMSEY
ALLRED	DECKER	JARRELL	REDWINE
ARNOLD	DICKSON	JUSTUS	REYNOLDS
BADDOUR	DOCKHAM	KISER	RUSSELL
BARBEE	EDDINS	LUEBKE	SAUNDERS
BEALL	ELLIS	MCCOMAS	SEXTON
BERRY	ESPOSITO	MCCOMBS	SHERRILL
BLACK	GAMBLE	MCCRARY	SHUBERT
BOWIE	GARDNER	MCMAHAN	SMITH
BRASWELL	GRADY	MILLER	STARNES
BRAWLEY	GRAY	MINER	TALLENT
BROWN	GULLEY	MITCHELL	THOMPSON
BUCHANAN	HALL	MOORE	WAINWRIGHT
CANSLER	HARDAWAY	MORGAN	WARNER
CAPPS	HIATT	MORRIS	WATSON
CARPENTER	HIGHTOWER	MOSLEY	WEATHERLY
CHURCH	HILL	NEELY	WILKINS
CLARY	HOLMES	NICHOLS	WILSON, C.
CRAWFORD	HOWARD	NYE	WILSON, G.
CREECH	HUNTER, R.	OWENS	WOOD
CULPEPPER	HURLEY	PRESTON	YONGUE
DAUGHTRY			

NOES - 26

ADAMS	CUNNINGHAM	HENSLEY	OLDHAM
ALEXANDER	DEDMON	HUNTER, H.	RAYFIELD
BAKER	EARLE	INSKO	ROGERS
BLUE	EASTERLING	KINNEY	WARWICK
BONNER	FOX	MCALLISTER	WOMBLE
BOYD-MCINTYRE	GOODWIN	MICHAUX	WRIGHT
COLE	HACKNEY		

EXCUSED ABSENCE - 4

MERCER	NESBITT	SUTTON	TOLSON

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	FITCH	HARDY	JEFFUS
CULP			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 646
APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRS7655*-LG100A(3.4)

Short Title: Official State Dance. (Public)

Sponsors: Senator Rucho.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DESIGNATE THE SQUARE DANCE AS THE AMERICAN FOLK DANCE OF THE STATE OF NORTH CAROLINA.

Whereas, North Carolina has distinctive and meaningful symbols of its ideals in the State's flag and in many cultural endeavors, but no official designation of a State folk dance; and

Whereas, the square dance, which was first associated with the American people and recorded in history since 1651, has consistently been the one dance traditionally recognized by the American people as a dignified and enjoyable expression of American folk dancing; and

Whereas, square dancing is a traditional form of family recreation which symbolizes a basic strength of this country, namely the unity of family; and

Whereas, because of its exercise value, square dancing is an activity which fosters good health among the dancers; and

Whereas, square dancing is an activity for young and old and encourages fellowship among the dancers; and

Whereas, square dancing is the American folk dance which is called, cued, or prompted to the dancers, and includes squares, rounds, clogging, contra, line, and heritage dances; and

Whereas, numerous states have adopted the square dance as their state dance, including South Carolina, Virginia, Georgia, Tennessee, Alabama, and Maryland; and

Whereas, official recognition of the square dance will enhance the cultural stature of North Carolina both nationally and internationally; and

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 4/23/97

S. B. No. 646 Amendment No. 1

(to be filled in by Principal Clerk)

Rep.) Conder

Sen.)

moves to amend the bill on page 1, lines 2-3

by rewriting ~~these~~ lines to read:

"AN ACT TO DESIGNATE THE OFFICIAL DANCES OF NORTH CAROLINA.";

and on page 2, lines 8 and 9, by rewriting those lines to read:

"'§ 145-18. State dances.

The square dance is adopted as the American folk dance of North Carolina. The shag is adopted as the popular dance of North Carolina.'"

SIGNED Conder

ADOPTED V 42-4 adopted FAILED _____ TABLED _____

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 363/41-- 6:29 PM APRIL 23, 1997 LEGISLATIVE DAY 49

LT. GOVERNOR WICKER -- Presiding

RUCHO
OFFICIAL STATE DANCE

SENATE BILL 646

AMEND 1

AYE	43	ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	RUCHO
		BALLANTINE	FOXX	MARTIN W.	SHAW L.
		BASNIGHT	GARWOOD	MCDANIEL	SHAW R.
		BLUST	GULLEY	MILLER	SOLES
		CARPENTER	HARTSELL	ODOM	WARREN
		CARRINGTON	HOYLE	PAGE	WEBSTER
		COCHRANE	JENKINS	PERDUE	WEINSTEIN
		CONDER	JORDAN	PHILLIPS	WELLONS
		DALTON	KERR	PLYLER	WINNER
		DANNELLY	KINNAIRD	RAND	
NO	4	CLARK	COOPER	HORTON	LEDBETTER

EXCUSED	0			
NOT CAST	0			
ABSENT	3	ALBERTSON	KINCAID	MARTIN R.
PAIRS	0			
AYE				
NO				

(COPY)

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S647 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRS7667-LR207(3.27)

Short Title: Duplin County Local Act. (Local)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO DUPLIN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Duplin County.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 648 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRS2649*-LB206(3.27)

Short Title: Wallace Mayor. (Local)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE A FOUR-YEAR TERM FOR THE MAYOR OF THE TOWN OF WALLACE.

The General Assembly of North Carolina enacts:

Section 1. Section 2.3 of the Charter of the Town of Wallace, being Chapter 94 of the 1987 Session Laws, reads as rewritten:

"Section 2.3. **Mayor; Term of Office; Duties.** The Mayor shall be elected by all the qualified voters of the Town for a term of ~~two~~ four years; shall be the official head of the Town government and preside at meetings of the Council; shall have the right to vote only when there is an equal division on any question or matter before the Council; and shall exercise the powers and duties conferred by law or as directed by the Council."

Section 2. This act applies beginning with the Mayor elected in 1997.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 649 APR 1 D 1997

SENATE DRS1682-RR037A(2.27) PRINCIPAL CLERK

Short Title: Lobbyist Penalty. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE PENALTY FOR LATE FILING OF REPORTS BY LOBBYIST AND PRINCIPAL.

The General Assembly of North Carolina enacts:

Section 1. G.S. 120-47.6(d) reads as rewritten:

"(d) When a lobbyist fails to file a lobbying expense report as required herein, the Secretary of State shall send a certified or registered letter advising the lobbyist of the delinquency and the penalties provided by law. Within 20 days of the receipt of the letter, the lobbyist shall deliver or post by United States mail to the Secretary of State the required report and an additional late filing fee of ten dollars ~~($10.00).~~ ($10.00) a day for the first 30 days the report is late and fifty dollars ($50.00) a day for every day thereafter, not to exceed one thousand dollars ($1,000). Filing of the required report and payment of the additional fee within the time extended shall constitute compliance with this section. Failure to file an expense report in one of the manners prescribed herein shall result in revocation of any and all registrations of a lobbyist under this Article. No lobbyist may register or reregister under this Article until he has fully complied with this section."

Section 2. G.S. 120-47.7(d) reads as rewritten:

"(d) When a lobbyist's principal fails to file a lobbying expense report as required herein, the Secretary of State shall send a certified or registered letter advising the lobbyist's principal of the delinquency and the penalties provided by law. Within 20 days of the receipt of the letter, the lobbyist's principal shall deliver or post by United States mail to the Secretary of State the required report and a late filing fee of ten dollars ~~($10.00).~~ ($10.00) a day for the first 30 days the report is late and fifty dollars ($50.00) a day for every day thereafter, not to exceed one thousand dollars

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 721/11-- 3:31 PM MAY 21, 1997 LEGISLATIVE DAY 65

LT. GOVERNOR WICKER -- Presiding

MILLER
LOBBYIST PENALTY
2ND EDITION

SENATE BILL 649
READING 2

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEDBETTER	REEVES
		BALLANTINE	FORRESTER	LEE	RUCHO
		BASNIGHT	FOXX	LUCAS	SHAW L.
		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	PERDUE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
		DALTON	KINCAID	PLYLER	
NO	2	BALLANCE	PAGE		

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE
S 6 50
APR 1 1997
PRINCIPAL CLERK

SENATE DRS2648-LM130(3.26)

Short Title: Sanford Charter. (Local)

Sponsors: Senator Page.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE CITY OF SANFORD AND OTHER LAWS RELATING TO THE CITY BY DELETING THROUGHOUT THE WORDS "BOARD OF ALDERMEN" AND "ALDERMEN" AND SUBSTITUTING THE WORDS "CITY COUNCIL" AND "COUNCIL MEMBER".

The General Assembly of North Carolina enacts:

Section 1. Wherever in any provision of the Charter of the City of Sanford, being Chapter 650 of the 1967 Session Laws, as amended by Chapter 541 of the 1971 Session Laws and Chapter 403 of the 1987 Session Laws, or in any general, local, public-local, special, or private act relating to the City of Sanford the words "Board of Aldermen" appear, the words shall be deleted and the words "City Council" shall be inserted.

Section 2. Wherever in any provision of the Charter of the City of Sanford, being Chapter 650 of the 1967 Session Laws, as amended by Chapter 541 of the 1971 Session Laws and Chapter 403 of the 1987 Session Laws, or in any general, local, public-local, special, or private act relating to the City of Sanford the word "Aldermen" appears, the word shall be deleted and the words "Council Member" shall be inserted.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 1 1997
PRINCIPAL CLERK

S

S651 D

SENATE DRSA633-LDQ144(3.20)

Short Title: Funds/Food-Related Facilities/AB. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF AGRICULTURE FOR THE INSPECTION OF FOOD AND ANIMAL FEED FACILITIES.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture the sum of one hundred thirteen thousand nine hundred ninety-four dollars ($113,994) for the 1997-98 fiscal year and the sum of one hundred thirteen thousand nine hundred ninety-four dollars ($113,994) for the 1998-99 fiscal year for inspection of food processing facilities, food storage warehouses and retail stores, and medicated livestock-feed manufacturing facilities.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 652 APR 1 D 1997

SENATE DRS6595*-LR068(2.27) PRINCIPAL CLERK

Short Title: Workers' Comp. Tech. Assist.-Funds/AB. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE TECHNICAL ASSISTANCE TO EMPLOYERS WITH HIGH WORKERS' COMPENSATION RATE MODIFIERS.

Whereas, employers who purchase commercial workers' compensation insurance are assigned a workers' compensation premium experience rate modifier by the Rate Bureau; and

Whereas, employers who experience a high rate of occupational injuries and illnesses are given an experience rate modifier in excess of 1.0; and

Whereas, Article 22 of Chapter 95 of the General Statutes requires employers with experience rate modifiers of 1.5 or greater to establish safety and health programs; and

Whereas, G.S. 95-136.1(b)(4) requires the Department of Labor to implement a special emphasis inspection program to target employers with high experience rate modifiers; and

Whereas, 1800 employers had experience rate modifiers of 1.5 or greater in 1996; and

Whereas, the average number of employees for these employers with high rates is 37; and

Whereas, a large number of these high rate employers are in nonmanufacturing trades such as retail trade, finance, insurance, food service, hotels, and temporary help agencies; and

Whereas, responding to these high rates with inspections is placing these small employers in jeopardy of fines and penalties for problems they may not recognize or have little experience to fix; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 653 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRS6599-LGQ160(3.27)

Short Title: Tobacco Farm Museum Funds. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE TOBACCO FARM LIFE MUSEUM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Tobacco Farm Life Museum, Inc., a nonprofit corporation, the sum of twenty-five thousand dollars ($25,000) for the 1997-98 fiscal year to assist the museum in preserving and celebrating the way of life of the Eastern North Carolina farm family.

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

GENERAL ASSEMBLY OF NORTH CAROLINA S654

SESSION 1997

S

FILED - SENATE

D

SENATE DRSA631-LVQQ037(3.18) S 54

APR 1 1997

PRINCIPAL CLERK

Short Title: Orthopaedic Physician Assistants. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A COMMITTEE ON ORTHOPAEDIC PHYSICIAN ASSISTANTS AND A SYSTEM TO CERTIFY ORTHOPAEDIC PHYSICIAN ASSISTANTS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 90 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 30.

"Orthopaedic Physician Assistants.

"**§ 90-500. Definitions.**

In this Article, unless the context otherwise requires, the following definitions shall apply:

(1) 'Board' means the North Carolina Board of Medical Examiners.

(2) 'Committee' means the North Carolina Committee on Orthopaedic Physician Assistants.

(3) 'Orthopaedic physician assistant' means a person who renders service under the supervision of a licensed orthopaedic physician or surgeon and who has been certified by the Committee pursuant to this Article as an orthopaedic physician assistant.

"**§ 90-501. Committee on Orthopaedic Physician Assistants established.**

(a) The North Carolina Committee on Orthopaedic Physician Assistants is established as a Committee within the Board.

(b) The Committee shall consist of seven members, five of whom are appointed by the Governor and two of whom are members of the Board and are appointed by the Board. The Committee shall elect a chair from its members.

FILED - SENATE
S 655 APR 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRSA641-LVQ051(3.31)

Short Title: Cumberland Child Care Center. (Public)

Sponsors: Senators Rand and Shaw of Cumberland.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO ALLOCATE TO THE FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES TO ESTABLISH A MODEL EARLY CHILDHOOD EDUCATION CENTER FOR CUMBERLAND COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Community Colleges to allocate to the Fayetteville Technical Community College Board of Trustees the sum of three million dollars ($3,000,000) for the 1997-98 fiscal year to establish a model early childhood education center for Cumberland County.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 5 6
APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRS1685*-LB174C(3.20)

Short Title: Hillsborough Inspection Contracts. (Local)

Sponsors: Senators Kinnaird and Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW HILLSBOROUGH TO CONTRACT FOR INSPECTION SERVICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-413 reads as rewritten:

"**§ 160A-413. Joint inspection department; other arrangements.**

A city council may enter into and carry out contracts with another city, county, or combination thereof under which the parties agree to create and support a joint inspection department for the enforcement of State and local laws specified in the agreement. The governing boards of the contracting parties are authorized to make any necessary appropriations for this purpose.

In lieu of a joint inspection department, a city council may designate an inspector from any other city or county to serve as a member of its inspection department with the approval of the governing body of the other city or county, or may contract with an individual who is not a city or county employee but who holds one of the applicable certificates as provided in G.S. 160A-411.1 or ~~G.S. 153A-351.1.~~ G.S. 153A-351.1, or may contract with the employer of an individual who holds one of the applicable certificates for the services of that individual. The inspector, if designated from another city or county under this section, shall, while exercising the duties of the position, be considered a municipal employee. The city shall have the same potential liability, if any, for inspections conducted by an individual who is not an employee of the city as it does for an individual who is an employee of the city. The individual with whom the city contracts shall have errors and omissions and other insurance coverage acceptable to the city.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 656

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

S656-ALB-1

Date OCT 6 1998, 1998

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

REP. McMAHAN

1 moves to amend the bill on page 3, line 33,
2 by deleting "October 1, 1998." and substituting "January 1, 1999."

SIGNED Wm. McMahan
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED OCT 6 1998 FAILED _____ TABLED _____
107-1 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 2125
LEGISLATIVE DAY 209
S656 HCS
READING 2

10/06/98
3:51 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. MCMAHAN
CONSTRUCTION LAW CHANGES

AYES - 107

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

NOES - 1

BAKER

EXCUSED ABSENCE - ~~5~~ 6 DWicks

BOYD-MCINTYRE	DICKSON	KISER	MOSLEY
CULPEPPER			ADAMS P

EXCUSED VOTE - 0

NOT VOTING - ~~7~~ 6 DWicks

~~ADAMS~~ DWicks	INSKO	REYNOLDS	WOMBLE
GRAY	OLDHAM	TALLENT	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 2126
EGISLATIVE DAY 209
S656 HCS
READING 2

10/06/98
3:59 PM
IN CHAIR: SPEAKER

CONSTRUCTION LAW CHANGES

AYES - 105

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

NOES - 1

BAKER

EXCUSED ABSENCE - ~~5~~ 6 DWilkins

BOYD-MCINTYRE	DICKSON	KISER	MOSLEY
CULPEPPER			ADAMS DWilkins

EXCUSED VOTE - 0

NOT VOTING - ~~9~~ 8 DWilkins

~~ADAMS~~ DWilkins	INSKO	OLDHAM	TALLENT
ELLIS	NEELY	REYNOLDS	WOMBLE
HIATT			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 2130
GISLATIVE DAY 210
S656 HCS
READING 3

10/07/98
2:18 PM
IN CHAIR: SPEAKER

CONSTRUCTION LAW CHANGES

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 7

BAREFOOT	HACKNEY	LUEBKE	WARNER
DICKSON	HILL	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 6

BERRY	INSKO	MERCER	TALLENT
BLUE	IVES		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2164/9-- 3:05 PM | OCTOBER 14, 1998 | LEGISLATIVE DAY 215

SENATOR BASNIGHT -- Presiding

KINNAIRD
CONSTRUCTION LAW CHANGES
HOUSE COM SUB/3RD. EDITION

SENATE BILL 656

MOTION 8
TO CONCUR

AYE	47	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	SOLES
		CLARK	HOYLE	ODOM	WARREN
		COCHRANE	JENKINS	PAGE	WELLONS
		COOPER	JORDAN	PERDUE	WINNER
		DALTON	KERR	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	MOORE	WEBSTER	WEINSTEIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 657 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA639-LG147(3.26)

Short Title: Civil War Sites Funds. (Public)

Sponsors: Senators Kerr and Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES FOR PRESERVING AND MAINTAINING THE STATE'S CIVIL WAR SITES.

Whereas, North Carolina's proud Civil War era history forms an integral part of the State's heritage; and

Whereas, heritage tourism contributes significantly to the cultural and economic well-being of the State; and

Whereas, many of North Carolina's Civil War era sites and structures are at risk of damage or neglect; and

Whereas, interested parties in the private sector have expressed a willingness to raise funds to match State appropriations for the purpose of promoting tourism; preserving, protecting, and improving Civil War era sites and structures; and developing interdependent Civil War era programs for public sites and structures; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Cultural Resources the sum of one million dollars ($1,000,000) for the 1997-98 fiscal year and the sum of one million dollars ($1,000,000) for the 1998-99 fiscal year to preserve, improve, and promote the State's Civil War era sites.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE
S 658
APR 1 1997
PRINCIPAL CLERK

SENATE DRSA632(3.31)

Short Title: Workers' Compensation Fraud. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CONFORM THE PENALTY FOR WORKERS' COMPENSATION FRAUD TO THE PENALTY FOR INSURANCE FRAUD AND TO RAISE THE PENALTY FOR COERCING SETTLEMENT OF A WORKERS' COMPENSATION CLAIM FROM A CLASS 1 MISDEMEANOR TO A CLASS H FELONY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-88.2 reads as rewritten:

"**§ 97-88.2. Penalty for misrepresentation.**

(a) Any person who willfully makes a false statement or representation of a material fact for the purpose of obtaining or denying any benefit or payment, or assisting another to obtain or deny any benefit or payment under this Article, shall be guilty of a ~~Class 1 misdemeanor. The court may order restitution.~~ Class H felony, punishable in accordance with G.S. 58-2-161.

(b) The Commission shall:

(1) Perform investigations regarding all cases of suspected fraud and all violations related to workers' compensation claims, by or against insurers or self-funded employers, and refer possible criminal violations to the appropriate prosecutorial authorities;

(2) Conduct administrative violation proceedings; and

(3) Assess and collect penalties and restitution.

(c) Any person who threatens an employee with criminal prosecution under the provisions of subsection (a) of this section for the purpose of coercing or attempting to coerce the employee into agreeing to compensation under this Article shall be guilty of a ~~Class 1 misdemeanor.~~ Class H felony.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 659 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA634-LC154(3.20)

Short Title: Grape Growers Earmarking Change. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE CAP ON THE AMOUNT OF WINE TAX PROCEEDS EARMARKED FOR PROMOTION OF THE NORTH CAROLINA GRAPE INDUSTRY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-113.81A reads as rewritten:

"**§ 105-113.81A. Distribution of part of wine taxes attributable to North Carolina wine.**

The Secretary shall on a quarterly basis credit to the Department of Agriculture ninety-four percent (94%) of the net proceeds of the excise tax collected on unfortified wine bottled in North Carolina during the previous quarter and ninety-five percent (95%) of the net proceeds of the excise tax collected on fortified wine bottled in North Carolina during the previous ~~quarter, provided that the amount credited to the Department of Agriculture under this section shall not exceed ninety thousand dollars ($90,000) per fiscal year.~~ quarter. The Department of Agriculture shall allocate the funds received under this section to the North Carolina Grape Growers Council to be used to promote the North Carolina grape and wine industry and to contract for research and development services to improve viticultural and enological practices in North Carolina. Any funds credited to the Department of Agriculture under this section that are not expended by June 30 of any fiscal year may not revert to the General Fund, but shall remain available to the Department for the uses set forth in this section."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 660 APR 1 1997

PRINCIPAL CLERK

S D

SENATE DRS1681-LMQQX033(2.5)

Short Title: License Athletic Trainers. (Public)

Sponsors: Senators Hoyle and Shaw of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO LICENSE ATHLETIC TRAINERS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 90 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 33.

"Athletic Trainers.

"**§ 90-512. Title; purpose.**

(a) This Article may be cited as the 'Athletic Trainers Licensing Act'.

(b) The practice of athletic trainer services affects the public health, safety, and welfare. Licensure of the practice of athletic trainer services is necessary to ensure minimum standards of competency and to provide the public with safe athletic trainer services. It is the purpose of this Article to provide for the regulation of persons offering athletic trainer services.

"**§ 90-513. Definitions.**

The following definitions apply in this Article:

(1) Athletic trainer. -- A person who, under a written protocol with a physician licensed under Article 1 of Chapter 90 of the General Statutes and filed with the North Carolina Medical Board, carries out the practice of care, prevention, and rehabilitation of injuries incurred by athletes, and who, in carrying out these functions, may use physical modalities, including heat, light, sound, cold, electricity, or mechanical devices related to rehabilitation and treatment.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 718/8-- 3:17 PM MAY 21, 1997 LEGISLATIVE DAY 65

LT. GOVERNOR WICKER -- Presiding

HOYLE
LICENSE ATHLETIC TRAINERS
3RD EDITION

SENATE BILL 660
READING 2

AYE	39	ALBERTSON	DALTON	KINNAIRD	RAND
		ALLRAN	DANNELLY	LEE	REEVES
		BALLANCE	EAST	LUCAS	SHAW L.
		BASNIGHT	FORRESTER	MARTIN R.	SHAW R.
		BLUST	GARWOOD	MARTIN W.	SOLES
		CARPENTER	GULLEY	MCDANIEL	WARREN
		CARRINGTON	HARTSELL	MILLER	WEINSTEIN
		COCHRANE	HOYLE	ODOM	WELLONS
		CONDER	JENKINS	PHILLIPS	WINNER
		COOPER	KERR	PLYLER	
NO	9	BALLANTINE	HORTON	LEDBETTER	RUCHO
		CLARK	KINCAID	PAGE	WEBSTER
		FOXX			

EXCUSED 0

NOT CAST 1 PERDUE

ABSENT 1 JORDAN

PAIRS 0
AYE
NO

NTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 731/21-- 4:58 PM MAY 21, 1997 LEGISLATIVE DAY 65

LT. GOVERNOR WICKER -- Presiding

HOYLE
LICENSE ATHLETIC TRAINERS
3RD EDITION

SENATE BILL 660
READING 2

RECORDED
AYE 1 PERDUE
ADJUSTED TOTAL
AYE 40
NO 9
NOT CAST 0
ABSENT 1

PY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 731/21-- 4:58 PM MAY 21, 1997 LEGISLATIVE DAY 65

LT. GOVERNOR WICKER -- Presiding

HOYLE
LICENSE ATHLETIC TRAINERS
3RD EDITION

SENATE BILL 660
READING 2

AYE	40	ALBERTSON	DALTON	KINNAIRD	PLYLER
		ALLRAN	DANNELLY	LEE	RAND
		BALLANCE	EAST	LUCAS	REEVES
		BASNIGHT	FORRESTER	MARTIN R.	SHAW L.
		BLUST	GARWOOD	MARTIN W.	SHAW R.
		CARPENTER	GULLEY	MCDANIEL	SOLES
		CARRINGTON	HARTSELL	MILLER	WARREN
		COCHRANE	HOYLE	ODOM	WEINSTEIN
		CONDER	JENKINS	PERDUE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
NO	9	BALLANTINE	HORTON	LEDBETTER	RUCHO
		CLARK	KINCAID	PAGE	WEBSTER
		FOXX			

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0
AYE
NO

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 736/5--12:36 PM MAY 22, 1997 LEGISLATIVE DAY 66

LT. GOVERNOR WICKER -- Presiding

HOYLE
LICENSE ATHLETIC TRAINERS
3RD EDITION

SENATE BILL 660
READING 3

AYE	38	ALBERTSON	FORRESTER	MARTIN R.	RAND
		ALLRAN	GARWOOD	MARTIN W.	REEVES
		BALLANCE	GULLEY	MCDANIEL	RUCHO
		BASNIGHT	HARTSELL	MILLER	SHAW L.
		CARPENTER	HOYLE	ODOM	SHAW R.
		CONDER	JENKINS	PAGE	SOLES
		COOPER	KERR	PERDUE	WEINSTEIN
		DALTON	KINNAIRD	PHILLIPS	WELLONS
		DANNELLY	LEE	PLYLER	WINNER
		EAST	LUCAS		
NO	8	BALLANTINE	CLARK	HORTON	LEDBETTER
		BLUST	FOXX	KINCAID	WEBSTER

EXCUSED	0				
NOT CAST	0				
ABSENT	4	CARRINGTON	COCHRANE	JORDAN	WARREN
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1242
LEGISLATIVE DAY 101
S660 HCS
READING 2

7/23/97
10:53 AM
IN CHAIR: SPEAKER

LICENSE ATHLETIC TRAINERS

AYES - 79

ALDRIDGE	EARLE	KISER	REDWINE
ALEXANDER	EASTERLING	LUEBKE	REYNOLDS
ALLRED	ESPOSITO	MCALLISTER	RUSSELL
BARBEE	FOX	MCCOMAS	SAUNDERS
BEALL	GARDNER	MCCOMBS	SEXTON
BLACK	GOODWIN	MCCRARY	SHERRILL
BONNER	GRADY	MERCER	SHUBERT
BOWIE	GRAY	MILLER	TALLENT
BOYD-MCINTYRE	GULLEY	MINER	THOMPSON
BROWN	HACKNEY	MITCHELL	TOLSON
BUCHANAN	HARDAWAY	MOORE	WAINWRIGHT
CARPENTER	HILL	MORGAN	WARNER
CHURCH	HOLMES	MORRIS	WARWICK
CLARY	HOWARD	MOSLEY	WATSON
COLE	HURLEY	NYE	WEATHERLY
CRAWFORD	INSKO	OLDHAM	WILKINS
CULP	IVES	OWENS	WILSON, C.
CULPEPPER	JARRELL	PRESTON	WRIGHT
DECKER	JEFFUS	RAMSEY	YONGUE
DOCKHAM	KINNEY	RAYFIELD	

NOES - 32

ADAMS	CANSLER	FITCH	NEELY
ARNOLD	CAPPS	GAMBLE	NICHOLS
BADDOUR	CREECH	HALL	ROGERS
BAKER	DAUGHTRY	HARDY	SMITH
BERRY	DAVIS	HENSLEY	STARNES
BLUE	DEDMON	HIGHTOWER	SUTTON
BRASWELL	EDDINS	HUNTER, R.	WILSON, G.
BRAWLEY	ELLIS	MICHAUX	WOOD

EXCUSED ABSENCE - 5

CUNNINGHAM	HIATT	JUSTUS	WOMBLE
DICKSON			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	HUNTER, H.	MCMAHAN	NESBITT

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7/24/97

S. B. No. 660 Amendment No. 1

House Comm. Sub. #2 -- 7/14/97 (to be filled in by Principal Clerk)

Rep.)
) HENSLEY
Sen.)

moves to amend the bill on page 2, after line 16,

by inserting the following new subsection:

"(4) Athletes. -- Members of sports teams at the professional, college, or high school level, and participants in organized sporting events."

SIGNED Bob Hensley

ADOPTED 7/24/97 FAILED _____ TABLED _____

52-50 EV

EWuhr

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1256
GISLATIVE DAY 102
S660 HCS #2
READING 3

7/24/97
10:32 AM
IN CHAIR: SPEAKER

AMEND #1- REP. HENSLEY
LICENSE ATHLETIC TRAINERS

AYES - 52

ADAMS	EARLE	JEFFUS	RAMSEY
ALEXANDER	ESPOSITO	KINNEY	REDWINE
ALLRED	FOX	LUEBKE	ROGERS
BADDOUR	GAMBLE	MCCRARY	SAUNDERS
BAKER	HACKNEY	MERCER	SMITH
BARBEE	HARDY	MICHAUX	TOLSON
BEALL	HENSLEY	MILLER	WAINWRIGHT
BOYD-MCINTYRE	HIGHTOWER	MITCHELL	WARNER
BRASWELL	HOLMES	MOORE	WARWICK
BRAWLEY	HOWARD	NEELY	WATSON
BUCHANAN	HUNTER, H.	NESBITT	WOOD
CULPEPPER	HURLEY	NICHOLS	WRIGHT
DEDMON	INSKO	OLDHAM	YONGUE

NOES - 50

ALDRIDGE	CULP	HILL	RAYFIELD
ARNOLD	DAUGHTRY	IVES	REYNOLDS
BERRY	DAVIS	JUSTUS	RUSSELL
BLACK	DECKER	KISER	SEXTON
BONNER	DOCKHAM	MCCOMBS	SHERRILL
BROWN	EDDINS	MCMAHAN	SHUBERT
CANSLER	ELLIS	MINER	STARNES
CAPPS	GARDNER	MORGAN	TALLENT
CARPENTER	GRADY	MORRIS	THOMPSON
CHURCH	GRAY	NYE	WILKINS
CLARY	GULLEY	OWENS	WILSON, C.
CRAWFORD	HALL	PRESTON	WILSON, G.
CREECH	HARDAWAY		

EXCUSED ABSENCE - 12

BLUE	DICKSON	HIATT	MOSLEY
BOWIE	EASTERLING	HUNTER, R.	SUTTON
CUNNINGHAM	GOODWIN	MCCOMAS	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	FITCH	MCALLISTER	WEATHERLY
COLE	JARRELL		

S660 HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7/24/97

S. B. No. 660 Amendment No. 2

House Comm. Sub. #2 -- 7/14/97 (to be filled in by Principal Clerk)

Rep.) Baddour

~~Sen.~~)

moves to amend the bill on page 4, line 24,

by striking out "physical therapists,";

AND TO FURTHER AMEND, on page 4, line 27, after "Statutes", by inserting ",or a Physical Therapist licensed under Article 18B of Chapter 90 of the General Statutes".

SIGNED Rep. Baddour

ADOPTED _____ FAILED 7/24/97 TABLED _____

44-58 EV DN

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

. # 1257
GISLATIVE DAY 102
S660 HCS #2
READING 3

7/24/97
10:38 AM
IN CHAIR: SPEAKER

AMEND #2 - REP. BADDOUR
LICENSE ATHLETIC TRAINERS

AYES - 44

ADAMS	CREECH	KINNEY	REDWINE
ALLRED	DEDMON	MCCRARY	ROGERS
BADDOUR	GAMBLE	MERCER	SMITH
BAKER	HACKNEY	MICHAUX	STARNES
BERRY	HARDAWAY	MILLER	TOLSON
BLACK	HARDY	MOORE	WAINWRIGHT
BOYD-MCINTYRE	HENSLEY	NEELY	WARWICK
BRASWELL	HIGHTOWER	NESBITT	WILKINS
BRAWLEY	HUNTER, H.	NICHOLS	WOOD
CAPPS	INSKO	OLDHAM	WRIGHT
COLE	JEFFUS	RAMSEY	YONGUE

NOES - 58

ALDRIDGE	DAUGHTRY	HOWARD	PRESTON
ALEXANDER	DAVIS	HURLEY	RAYFIELD
ARNOLD	DOCKHAM	IVES	REYNOLDS
BARBEE	EARLE	JUSTUS	RUSSELL
BEALL	EDDINS	KISER	SAUNDERS
BONNER	ELLIS	LUEBKE	SEXTON
BROWN	ESPOSITO	MCCOMBS	SHERRILL
BUCHANAN	FOX	MCMAHAN	SHUBERT
CANSLER	GARDNER	MINER	TALLENT
CARPENTER	GRADY	MITCHELL	THOMPSON
CHURCH	GRAY	MORGAN	WARNER
CLARY	GULLEY	MORRIS	WATSON
CRAWFORD	HALL	NYE	WILSON, C.
CULP	HILL	OWENS	WILSON, G.
CULPEPPER	HOLMES		

EXCUSED ABSENCE - 12

BLUE	DICKSON	HIATT	MOSLEY
BOWIE	EASTERLING	HUNTER, R.	SUTTON
CUNNINGHAM	GOODWIN	MCCOMAS	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	FITCH	MCALLISTER	WEATHERLY
DECKER	JARRELL		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7/24/97

S. B. No. 660 Amendment No. 3

House Comm. Sub. #2 -- 7/14/97 (to be filled in by Principal Clerk)

Rep.) BRAWLEY
)
Sen.)

moves to amend the bill on page 7, line 35,

by deleting "required";

AND TO FURTHER AMEND, on page 7, lines 36 and 37, by deleting those lines, and replacing them with the following:

"Where an athletic trainer is licensed under this Article and provides treatment of an injury or condition, or the trainer is employed or has a contract relationship with a health care provider or facility to provide such treatment, no third party reimbursement or other insurance or managed care payment may be paid to or received by the athletic trainer or health care provider or facility for physical therapy or rehabilitation services performed by the athletic trainer, unless the trainer is additionally qualified and duly licensed as a physical therapist under G.S. Chapter 90.

SIGNED Robert Brawley

ADOPTED _____ FAILED 7/24/97 TABLED _____

44-59 EV

BWalker

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1258
GISLATIVE DAY 102
S660 HCS#2
READING 3

7/24/97
10:42 AM
IN CHAIR: SPEAKER

AMEND #3 - REP BRAWLEY
LICENSE ATHLETIC TRAINERS

AYES - 44

ADAMS	COLE	HENSLEY	MORRIS
ALEXANDER	CREECH	HIGHTOWER	NEELY
BADDOUR	DEDMON	HOLMES	NICHOLS
BAKER	ELLIS	HUNTER, H.	OLDHAM
BERRY	ESPOSITO	INSKO	RAYFIELD
BOYD-MCINTYRE	FOX	IVES	ROGERS
BRASWELL	GAMBLE	KINNEY	SMITH
BRAWLEY	GRAY	MCCRARY	STARNES
BUCHANAN	HALL	MICHAUX	WARWICK
CAPPS	HARDAWAY	MILLER	WOOD
CLARY	HARDY	MOORE	WRIGHT

NOES - 59

ALDRIDGE	DAVIS	LUEBKE	SAUNDERS
ALLRED	DECKER	MCCOMBS	SEXTON
ARNOLD	DOCKHAM	MCMAHAN	SHERRILL
BARBEE	EARLE	MERCER	SHUBERT
BEALL	EDDINS	MINER	TALLENT
BLACK	GARDNER	MITCHELL	THOMPSON
BONNER	GRADY	MORGAN	TOLSON
BROWN	GULLEY	NESBITT	WAINWRIGHT
CANSLER	HACKNEY	NYE	WARNER
CARPENTER	HILL	OWENS	WATSON
CHURCH	HOWARD	PRESTON	WILKINS
CRAWFORD	HURLEY	RAMSEY	WILSON, C.
CULP	JEFFUS	REDWINE	WILSON, G.
CULPEPPER	JUSTUS	REYNOLDS	YONGUE
DAUGHTRY	KISER	RUSSELL	

EXCUSED ABSENCE - 12

BLUE	DICKSON	HIATT	MOSLEY
BOWIE	EASTERLING	HUNTER, R.	SUTTON
CUNNINGHAM	GOODWIN	MCCOMAS	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	JARRELL	MCALLISTER	WEATHERLY
FITCH			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7-24-97

S. B. No. 660 Amendment No. 4

House Comm. Sub. #2 -- 7/14/97 (to be filled in by Principal Clerk)

Rep.) Verla Insko

Sen.)

moves to amend the bill on page 7, line 38,

after "when it becomes law",

by adding:

"; however, after one year from the effective date, newly enacted G.S. 90-525 shall expire and cease to be a provision of North Carolina law".

SIGNED Verla Insko

ADOPTED _____ FAILED 7/24/97 TABLED _____

29.77 EV

DWicks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1259
EGISLATIVE DAY 102
S660 HCS #2
READING 3

7/24/97
10:51 AM
IN CHAIR: SPEAKER

AMEND #4 INSKO
LICENSE ATHLETIC TRAINERS

AYES - 29

ADAMS	HACKNEY	JEFFUS	NESBITT
BONNER	HARDAWAY	KINNEY	NYE
BOYD-MCINTYRE	HARDY	LUEBKE	SAUNDERS
BRASWELL	HENSLEY	MCCRARY	SMITH
BRAWLEY	HUNTER, H.	MICHAUX	WAINWRIGHT
DEDMON	INSKO	MILLER	WARWICK
EARLE	JARRELL	MOORE	YONGUE
GAMBLE			

NOES - 77

ALDRIDGE	CULP	HURLEY	REDWINE
ALEXANDER	CULPEPPER	IVES	REYNOLDS
ALLRED	DAUGHTRY	JUSTUS	ROGERS
ARNOLD	DAVIS	KISER	RUSSELL
BADDOUR	DECKER	MCCOMAS	SEXTON
BAKER	DOCKHAM	MCCOMBS	SHERRILL
BARBEE	EDDINS	MCMAHAN	SHUBERT
BEALL	ELLIS	MERCER	STARNES
BERRY	ESPOSITO	MINER	TALLENT
BLACK	FOX	MITCHELL	THOMPSON
BROWN	GARDNER	MORGAN	TOLSON
BUCHANAN	GRADY	MORRIS	WARNER
CANSLER	GRAY	NEELY	WATSON
CAPPS	GULLEY	NICHOLS	WEATHERLY
CARPENTER	HALL	OLDHAM	WILKINS
CHURCH	HIGHTOWER	OWENS	WILSON, C.
CLARY	HILL	PRESTON	WILSON, G.
COLE	HOLMES	RAMSEY	WOOD
CRAWFORD	HOWARD	RAYFIELD	WRIGHT
CREECH			

EXCUSED ABSENCE - 11

BLUE	DICKSON	HIATT	SUTTON
BOWIE	EASTERLING	HUNTER, R.	WOMBLE
CUNNINGHAM	GOODWIN	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	MCALLISTER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1260
ISLATIVE DAY 102
S660 HCS #2
READING 3

7/24/97
10:52 AM
IN CHAIR: SPEAKER

LICENSE ATHLETIC TRAINERS
MOTION #3 - PREVIOUS QUESTION
REP MORGAN

AYES - 64

ALDRIDGE	CULP	HURLEY	PRESTON
ALLRED	DAUGHTRY	IVES	RAYFIELD
ARNOLD	DAVIS	JARRELL	REYNOLDS
BAKER	DECKER	JUSTUS	ROGERS
BARBEE	DOCKHAM	KINNEY	RUSSELL
BEALL	EDDINS	KISER	SEXTON
BERRY	ELLIS	MCCOMAS	SHERRILL
BRAWLEY	ESPOSITO	MCCOMBS	SHUBERT
BROWN	GRADY	MCMAHAN	STARNES
BUCHANAN	GRAY	MINER	TALLENT
CANSLER	GULLEY	MITCHELL	THOMPSON
CAPPS	HALL	MORGAN	WARNER
CARPENTER	HARDY	MORRIS	WATSON
CHURCH	HILL	NEELY	WEATHERLY
CLARY	HOLMES	NESBITT	WILSON, C.
CREECH	HOWARD	NICHOLS	WILSON, G.

NOES - 41

ADAMS	EARLE	JEFFUS	REDWINE
ALEXANDER	FOX	LUEBKE	SAUNDERS
BADDOUR	GAMBLE	MCCRARY	SMITH
BLACK	GARDNER	MERCER	TOLSON
BONNER	HACKNEY	MILLER	WAINWRIGHT
BOYD-MCINTYRE	HARDAWAY	MOORE	WARWICK
BRASWELL	HENSLEY	NYE	WILKINS
COLE	HIGHTOWER	OLDHAM	WOOD
CRAWFORD	HUNTER, H.	OWENS	WRIGHT
CULPEPPER	INSKO	RAMSEY	YONGUE
DEDMON			

EXCUSED ABSENCE - 11

BLUE	DICKSON	HIATT	SUTTON
BOWIE	EASTERLING	HUNTER, R.	WOMBLE
CUNNINGHAM	GOODWIN	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	FITCH	MCALLISTER	MICHAUX

S660 HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1261
GISLATIVE DAY 102
S660 HCS
READING 3

7/24/97
10:52 AM
IN CHAIR: SPEAKER

LICENSE ATHLETIC TRAINERS

AYES - 78

ALDRIDGE	DOCKHAM	MCCOMAS	REYNOLDS
ALEXANDER	EARLE	MCCOMBS	RUSSELL
ALLRED	ESPOSITO	MCCRARY	SAUNDERS
BARBEE	FOX	MCMAHAN	SEXTON
BEALL	GARDNER	MERCER	SHERRILL
BLACK	GRADY	MILLER	SHUBERT
BONNER	GRAY	MINER	TALLENT
BRASWELL	GULLEY	MITCHELL	THOMPSON
BROWN	HACKNEY	MOORE	TOLSON
BUCHANAN	HILL	MORGAN	WAINWRIGHT
CARPENTER	HOLMES	MORRIS	WARNER
CHURCH	HOWARD	NESBITT	WARWICK
CLARY	HUNTER, H.	NYE	WATSON
COLE	HURLEY	OLDHAM	WEATHERLY
CRAWFORD	IVES	OWENS	WILKINS
CULP	JARRELL	PRESTON	WILSON, C.
CULPEPPER	JEFFUS	RAMSEY	WILSON, G.
DAUGHTRY	JUSTUS	RAYFIELD	WRIGHT
DECKER	KISER	REDWINE	YONGUE
DEDMON	LUEBKE		

NOES - 28

ADAMS	CANSLER	HALL	MICHAUX
ARNOLD	CAPPS	HARDAWAY	NEELY
BADDOUR	CREECH	HARDY	NICHOLS
BAKER	DAVIS	HENSLEY	ROGERS
BERRY	EDDINS	HIGHTOWER	SMITH
BOYD-MCINTYRE	ELLIS	INSKO	STARNES
BRAWLEY	GAMBLE	KINNEY	WOOD

EXCUSED ABSENCE - 11

BLUE	DICKSON	HIATT	SUTTON
BOWIE	EASTERLING	HUNTER, R.	WOMBLE
CUNNINGHAM	GOODWIN	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	MCALLISTER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1237/22-- 1:05 PM JULY 29, 1997 LEGISLATIVE DAY 104

SENATOR BASNIGHT -- Presiding

HOYLE
LICENSE ATHLETIC TRAINERS
HOUSE COMM. SUB./6TH EDITION

SENATE BILL 660

SECOND READING ROLL CALL

MOTION 8
TO CONCUR

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

EXCUSED 0

NOT CAST 1 EAST

ABSENT 0

PAIRS 0
AYE
NO

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1241/26-- 1:14 PM JULY 29, 1997 LEGISLATIVE DAY 104

SENATOR BASNIGHT -- Presiding

HOYLE SENATE BILL 660
LICENSE ATHLETIC TRAINERS
HOUSE COMM. SUB./6TH EDITION

SECOND READING ROLL CALL MOTION 8
TO CONCUR

RECORDED			
AYE	-2		
NO	2	CARPENTER	REEVES
ADJUSTED TOTAL			
AYE	0		
NO	48		
NOT CAST	1		
ABSENT	0		

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1241/26-- 1:14 PM JULY 29, 1997 LEGISLATIVE DAY 104

SENATOR BASNIGHT -- Presiding

HOYLE
LICENSE ATHLETIC TRAINERS
HOUSE COMM. SUB./6TH EDITION

SENATE BILL 660

SECOND READING ROLL CALL

MOTION 8
TO CONCUR

AYE	0				
NO	48	ALBERTSON	DANNELLY	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
EXCUSED	0				
NOT CAST	1	EAST			
ABSENT	0				
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 660

S660-CRRN-001

[] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 660, A BILL TO BE ENTITLED AN ACT TO LICENSE ATHLETIC TRAINERS, Sixth Edition Engrossed 7/24/97, submit the following report:

The Senate and House agree to the following amendments to the House Committee Substitute #2, Sixth Edition Engrossed 7/24/97, and the Senate concurs in the House Committee Substitute #2, Sixth Edition Engrossed 7/24/97, as amended:

on page 2, lines 18-19, by rewriting those lines to read:

"(4) Athletes.--Members of sports teams, including professional, amateur, and school teams; or participants in sports or recreational activities, including training and practice activities, that require strength, agility, flexibility, range of motion, speed, or stamina.";

on page 1, line 6, by deleting "ARTICLE 33" and inserting "ARTICLE 34";

on page 1, line 8 by deleting "90-512" and inserting "90-522";

on page 1, line 15, by deleting "90-513" and inserting "90-523";

on page 2, line 13, by deleting "90-514" and inserting "90-524";

on page 2, line 16, by deleting "90-518" and inserting "90-528";

on page 2, line 20, by deleting "90-514" and inserting "90-524";

on page 3, line 6, by deleting "90-519" and inserting "90-529";

~~Athletists~~ Trainers

on page 3, line 30, by deleting "90-515" and inserting "90-525";

on page 4, line 1, by deleting "90-524" and inserting "90-534";

on page 4, line 13, by deleting "90-516" and inserting "90-526";

on page 4, line 20, by deleting "90-517" and inserting "90-527";

on page 4, line 40, by deleting "90-518" and inserting "90-528";

on page 5, line 9, by deleting "90-519" and inserting "90-529";

on page 5, line 16, by deleting "90-520" and inserting "90-530";

on page 5, line 33, by deleting "90-521" and inserting "90-531";

on page 5, line 36, by deleting "90-522" and inserting "90-532";

on page 5, line 44, by deleting "90-523" and inserting "90-533";

on page 6, line 15, by deleting "90-524" and inserting "90-534";

on page 6, line 26, by deleting "90-525" and inserting "90-535";

on page 6, line 31, by deleting "90-517(b)" and inserting "90-527(b)";

on page 6, line 32, by deleting "90-526" and inserting "90-536";

on page 7, line 17, by deleting "90-527" and inserting "90-537";

on page 7, line 25, by deleting "90-528" and inserting "90-538";

on page 7, line 30, by deleting "90-529" and inserting "90-539";

and on page 7, line 38, by deleting "90-530" and inserting "90-540".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 660

S660-CRRN-001

Date conferees approved report: July 31, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator David Hoyle, Chairman	Rep. Ed McMahan, Chairman
Senator Beverly Perdue	Rep. Frank Mitchell
Senator Howard Lee	Rep. Robert Grady
Senator Robert Shaw	Rep. Dewey Hill

Submitted 7/31/97 placed on calendar 8-4-97.
ADOPTED _____(/) Message Received_____
ADOPTED _____(/) Ordered Enrolled_____

ok
S 129

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 660

S660-CRRN-001

[] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 660, A BILL TO BE ENTITLED AN ACT TO LICENSE ATHLETIC TRAINERS, Sixth Edition Engrossed 7/24/97, submit the following report:

The Senate and House agree to the following amendments to the House Committee Substitute #2, Sixth Edition Engrossed 7/24/97, and the Senate concurs in the House Committee Substitute #2, Sixth Edition Engrossed 7/24/97, as amended:

on page 2, lines 18-19, by rewriting those lines to read:

"(4) Athletes.--Members of sports teams, including professional, amateur, and school teams; or participants in sports or recreational activities, including training and practice activities, that require strength, agility, flexibility, range of motion, speed, or stamina.";

on page 1, line 6, by deleting "ARTICLE 33" and inserting "ARTICLE 34";

on page 1, line 8 by deleting "90-512" and inserting "90-522";

on page 1, line 15, by deleting "90-513" and inserting "90-523";

on page 2, line 13, by deleting "90-514" and inserting "90-524";

on page 2, line 16, by deleting "90-518" and inserting "90-528";

on page 2, line 20, by deleting "90-514" and inserting "90-524";

on page 3, line 6, by deleting "90-519" and inserting "90-529";

~~Recipients~~ wanted

on page 3, line 30, by deleting "90-515" and inserting "90-525";

on page 4, line 1, by deleting "90-524" and inserting "90-534";

on page 4, line 13, by deleting "90-516" and inserting "90-526";

on page 4, line 20, by deleting "90-517" and inserting "90-527";

on page 4, line 40, by deleting "90-518" and inserting "90-528";

on page 5, line 9, by deleting "90-519" and inserting "90-529";

on page 5, line 16, by deleting "90-520" and inserting "90-530";

on page 5, line 33, by deleting "90-521" and inserting "90-531";

on page 5, line 36, by deleting "90-522" and inserting "90-532";

on page 5, line 44, by deleting "90-523" and inserting "90-533";

on page 6, line 15, by deleting "90-524" and inserting "90-534";

on page 6, line 26, by deleting "90-525" and inserting "90-535";

on page 6, line 31, by deleting "90-517(b)" and inserting "90-527(b)";

on page 6, line 32, by deleting "90-526" and inserting "90-536";

on page 7, line 17, by deleting "90-527" and inserting "90-537";

on page 7, line 25, by deleting "90-528" and inserting "90-538";

on page 7, line 30, by deleting "90-529" and inserting "90-539";

and on page 7, line 38, by deleting "90-530" and inserting "90-540".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 660

S660-CRRN-001

Date conferees approved report: July 31, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator David Hoyle, Chairman	Rep. Ed McMahan, Chairman
Senator Beverly Perdue	Rep. Frank Mitchell
Senator Howard Lee	Rep. Robert Grady
Senator Robert Shaw	Rep. Dewey Hill

Submitted 7/31/97 placed on calendar 8-4-97.
House ADOPTED 8/4/97 (90 / 113 EV) Message Received
ADOPTED (/) Ordered Enrolled

Special Message

ok
S

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1310
LEGISLATIVE DAY 107
[redacted]0
CONFERENCE REPORT

8/04/97
7:42 PM
IN CHAIR: SPEAKER

LICENSE ATHLETIC TRAINERS

AYES - 90

ALDRIDGE	DOCKHAM	INSKO	NYE
ALEXANDER	EARLE	IVES	OWENS
ALLRED	EASTERLING	JARRELL	PRESTON
ARNOLD	ESPOSITO	JEFFUS	RAMSEY
BADDOUR	FOX	JUSTUS	RAYFIELD
BAKER	GAMBLE	KISER	REYNOLDS
BEALL	GARDNER	LUEBKE	RUSSELL
BLACK	GOODWIN	MCALLISTER	SEXTON
BLUE	GRADY	MCCOMAS	SHERRILL
BONNER	GRAY	MCCOMBS	SUTTON
BOWIE	GULLEY	MCCRARY	TALLENT
BROWN	HACKNEY	MCMAHAN	THOMPSON
BUCHANAN	HALL	MERCER	TOLSON
CANSLER	HARDAWAY	MILLER	WAINWRIGHT
CARPENTER	HARDY	MINER	WARNER
CHURCH	HENSLEY	MITCHELL	WARWICK
CRAWFORD	HIATT	MOORE	WATSON
CULP	HIGHTOWER	MORGAN	WEATHERLY
CULPEPPER	HILL	MORRIS	WILKINS
DAUGHTRY	HOLMES	MOSLEY	WILSON, G.
DECKER	HOWARD	NESBITT	WRIGHT
DEDMON	HUNTER, H.	NICHOLS	YONGUE
DICKSON	HURLEY		

NOES - 13

BERRY	DAVIS	FITCH	ROGERS
BRAWLEY	EDDINS	HUNTER, R.	SMITH
CAPPS	ELLIS	NEELY	STARNES
CREECH			

EXCUSED ABSENCE - 10

ADAMS	CUNNINGHAM	REDWINE	SHUBERT
BARBEE	KINNEY	SAUNDERS	WOOD
BOYD-MCINTYRE	OLDHAM		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CLARY	MICHAUX	WOMBLE
BRASWELL	COLE	WILSON, C.	

S660

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1275/6-- 8:03 PM AUGUST 4, 1997 LEGISLATIVE DAY 10

LT. GOVERNOR WICKER -- Presiding

HOYLE
LICENSE ATHLETIC TRAINERS
HOUSE COMM. SUB./6TH EDITION

SENATE BILL 660

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	40	ALBERTSON	GARWOOD	LUCAS	PURCELL
		BASNIGHT	GULLEY	MARTIN R.	RAND
		CARPENTER	HARTSELL	MARTIN W.	REEVES
		CARRINGTON	HOYLE	MCDANIEL	RUCHO
		CLARK	JENKINS	MILLER	SHAW R.
		COCHRANE	JORDAN	ODOM	SOLES
		COOPER	KERR	PAGE	WARREN
		DALTON	KINNAIRD	PERDUE	WEINSTEIN
		EAST	LEDBETTER	PHILLIPS	WELLONS
		FORRESTER	LEE	PLYLER	WINNER
NO	5	BALLANTINE	FOXX	HORTON	WEBSTER
		BLUST			
EXCUSED	0				
NOT CAST	1	ALLRAN			
ABSENT	3	BALLANCE	DANNELLY	SHAW L.	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 660

S660-CRRN-001

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 660, A BILL TO BE ENTITLED AN ACT TO LICENSE ATHLETIC TRAINERS, Sixth Edition Engrossed 7/24/97, submit the following report:

The Senate and House agree to the following amendments to the House Committee Substitute #2, Sixth Edition Engrossed 7/24/97, and the Senate concurs in the House Committee Substitute #2, Sixth Edition Engrossed 7/24/97, as amended:

on page 2, lines 18-19, by rewriting those lines to read:

"(4) Athletes.--Members of sports teams, including professional, amateur, and school teams; or participants in sports or recreational activities, including training and practice activities, that require strength, agility, flexibility, range of motion, speed, or stamina.";

on page 1, line 6, by deleting "ARTICLE 33" and inserting "ARTICLE 34";

on page 1, line 8 by deleting "90-512" and inserting "90-522";

on page 1, line 15, by deleting "90-513" and inserting "90-523";

on page 2, line 13, by deleting "90-514" and inserting "90-524";

on page 2, line 16, by deleting "90-518" and inserting "90-528";

on page 2, line 20, by deleting "90-514" and inserting "90-524";

on page 3, line 6, by deleting "90-519" and inserting "90-529";

on page 3, line 30, by deleting "90-515" and inserting "90-525";

on page 4, line 1, by deleting "90-524" and inserting "90-534";

on page 4, line 13, by deleting "90-516" and inserting "90-526";

on page 4, line 20, by deleting "90-517" and inserting "90-527";

on page 4, line 40, by deleting "90-518" and inserting "90-528";

on page 5, line 9, by deleting "90-519" and inserting "90-529";

on page 5, line 16, by deleting "90-520" and inserting "90-530";

on page 5, line 33, by deleting "90-521" and inserting "90-531";

on page 5, line 36, by deleting "90-522" and inserting "90-532";

on page 5, line 44, by deleting "90-523" and inserting "90-533";

on page 6, line 15, by deleting "90-524" and inserting "90-534";

on page 6, line 26, by deleting "90-525" and inserting "90-535";

on page 6, line 31, by deleting "90-517(b)" and inserting "90-527(b)";

on page 6, line 32, by deleting "90-526" and inserting "90-536";

on page 7, line 17, by deleting "90-527" and inserting "90-537";

on page 7, line 25, by deleting "90-528" and inserting "90-538";

on page 7, line 30, by deleting "90-529" and inserting "90-539";

and on page 7, line 38, by deleting "90-530" and inserting "90-540".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 660

S660-CRRN-001

Date conferees approved report: July 31, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator David Hoyle, Chairman	Rep. Ed McMahan, Chairman
Senator Beverly Perdue	Rep. Frank Mitchell
Senator Howard Lee	Rep. Robert Grady
Senator Robert Shaw	Rep. Dewey Hill

Placed on Calendar for 8/4/97 (Ruled non roll-call 8/4/97)

Senate Submitted 7/31/97
Senate ADOPTED 8/4/97 (40/5) Message Received
ADOPTED (/) Ordered Enrolled ✓ 8/5/97
Senate J. Pruitt

Senate
ADOPTED
Conference report
AUG 4 1997
40-5
Janet Pruitt

House
ADOPTED
Conference Rpt.
AUG 5 1997
J. Pruitt

N.3
2 of

FILED - SENATE
S 661 APR 1 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRSA642-LVQ050(3.31)

Short Title: Broughton Hospital Funds. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, DEPARTMENT OF HUMAN RESOURCES, FOR PROJECTS AT BROUGHTON HOSPITAL.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, Department of Human Resources, the sum of one hundred seventy-nine thousand dollars ($179,000) for the 1997-98 fiscal year to improve the Adolescent Unit and to install a computed tomography scanner at Broughton Hospital.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S662 APR 1 D 1997

SENATE DRS7663-LE070(3.24) PRINCIPAL CLERK

Short Title: Classroom Management Program Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ESTABLISH CLASSROOM MANAGEMENT PILOT PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the State Board of Education the sum of two hundred fifty thousand dollars ($250,000) for the 1997-98 fiscal year and the sum of two hundred fifty thousand dollars ($250,000) for the 1998-99 fiscal year to establish up to 10 classroom management pilot programs throughout the State. The purpose of the pilot programs is to foster better understanding by principals and teachers of students who come from different backgrounds and different environments, and to provide those principals and teachers with enhanced classroom management skills. The pilots shall be designed to assist principals and teachers in:

(1) Organizing classrooms and communicating with students in ways that promote positive classroom behavior and high academic achievement; and

(2) Interacting with parents and communities in ways that promote learning and positive behavior patterns among students.

The State Board of Education shall develop a list of entities with which the pilot units may contract to provide services for the implementation of the pilot programs. With the prior approval of the State Board of Education, pilot units may contract with entities that are not on the list.

The State Board of Education and the pilot units are encouraged to seek additional funds to enhance and expand the pilot programs.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 663

APR 1 D 1997

SENATE DRS7599-LB076(2.6)

PRINCIPAL CLERK

Short Title: Absentee Voting Changes. (Public)

Sponsors: Senator Rucho.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE ABSENTEE VOTING TO ALLOW NO EXCUSE ABSENTEE VOTING AND TO ALLOW COUNTY BOARDS OF ELECTIONS THE OPTION OF ADDING ADDITIONAL SITES FOR EARLY VOTING.

The General Assembly of North Carolina enacts:

Section 1. Article 20 of Chapter 163 of the General Statutes reads as rewritten:

"ARTICLE 20.

"Absentee Ballot.

"**§ 163-226. Who may vote an absentee ballot.**

(a) Who May Vote Absentee Ballot; Generally. -- Any qualified voter of the State may vote by absentee ballot in a statewide primary, general, or special election on constitutional amendments, referenda or bond proposals, and any qualified voter of a county is authorized to vote by absentee ballot in any primary or election conducted by the county board of elections, in the manner provided in this Article if:

(1) The voter expects not to be ~~absent from the county in which he is registered during the entire period that the polls are open~~ present at the voting place to vote in person on the day of the specified election in which the voter desires to vote; or

(2) The voter is unable to be present at the voting place to vote in person on the day of the specified election in which the voter desires to vote because of the voter's sickness or other physical ~~disability;~~ disability where such illness or other physical disability arises after 5:00 p.m. on the Tuesday preceding the election but before 12:00 noon on the day of the specified election.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 663

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

S663-ARR-003

Date 4/30/97 ,1997

Comm. Sub. [YES]
Amends Title []

Senator Ballance

moves to amend the bill on page 19, line 14, by inserting after that line the following:

"Section 21. G.S. 163-274(5a) reads as rewritten:
'(5a) For any person to be a witness under G.S. 163-231(a) or G.S. 163-250(a) in any primary or election in which the person is a candidate for nomination or ~~election;~~ election, unless the voter is the candidate's near relative as defined in G.S. 163-230.1(f);'"; and

by renumbering any subsequent section of the bill accordingly.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 47-0 FAILED _____ TABLED _____

4/30/97 g. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 464/21-- 5:43 PM APRIL 30, 1997 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

RUCHO
ABSENTEE VOTING CHANGES
2ND EDITION

SENATE BILL 663

AMEND 1

AYE	47	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		BALLANCE	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	
NO	0				
EXCUSED	0				
NOT CAST	3	ALLRAN	SHAW R.	WINNER	
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 465/22-- 5:44 PM APRIL 30, 1997 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

RUCHO
ABSENTEE VOTING CHANGES
2ND EDITION

SENATE BILL 663
READING 2

AYE	47	ALBERTSON	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.	SOLES
		CARRINGTON	HORTON	MCDANIEL	WARREN
		COCHRANE	HOYLE	MILLER	WEBSTER
		CONDER	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PAGE	WELLONS
		DALTON	KERR	PERDUE	WINNER
		DANNELLY	KINCAID	PHILLIPS	
NO	1	CLARK			
EXCUSED	0				
NOT CAST	2	ALLRAN	SHAW R.		
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 1 1997
PRINCIPAL CLERK

S

S 664

D

SENATE DRSA640-LB143A(3.12)

Short Title: Greenville Abandoned Dwellings. (Local)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO GRANT AUTHORITY TO THE CITY OF GREENVILLE TO ADDRESS ABANDONED STRUCTURES IN THE SAME MANNER AS MUNICIPALITIES IN COUNTIES WITH A POPULATION OF OVER ONE HUNDRED SIXTY-THREE THOUSAND.

The General Assembly of North Carolina enacts:

Section 1. Section 2 of Chapter 733 of the 1995 Session Laws reads as rewritten:

"Sec. 2. This act applies to the ~~City~~ Cities of Lumberton and Greenville only."

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 664
PCS2709

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

S664-ARF-001

Date 4/22 ,1997

Comm. Sub. []
Amends Title [YES]

Sen. Miller

moves to amend the bill on page 1, line 3,
by rewriting that line to read:

"TOWNS OF FARMVILLE AND BETHEL TO ADDRESS ABANDONED STRUCTURES IN";

and on page 1, line 10 by rewriting that line to read:

"Greenville and the Towns of Farmville and Bethel only.".

SIGNED Brad Miller
Amendment Sponsor

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

ADOPTED V FAILED _____ TABLED _____
49-0 Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 317/5-- 5:04 PM APRIL 22, 1997 LEGISLATIVE DAY 48

LT. GOVERNOR WICKER -- Presiding

WARREN
GREENVILLE ABANDONED DWELLINGS

SENATE BILL 664

AMEND 1

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 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			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 664

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

S664-ALB-1

Page 1 of 1

Date JUL 28 1997, 1997

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

moves to amend the bill on page 1, line 10, through page 3, line 5, by rewriting those lines to read:

"Section 1. Section 2 of Chapter 733 of the 1995 Session Laws, as amended by S.L. 1997-101, reads as rewritten:

'Sec. 2. This act applies to the Cities of Greenville, ~~Lumberton~~ Lumberton, and Roanoke Rapids and the Towns of Bethel and Farmville only.'"

further moves to amend the bill on page 3, lines 6 and 25 by renumbering the succeeding sections accordingly.

SIGNED Edwin M. Hardy
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 28 1997 FAILED _____ TABLED _____

VV

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE
S 665
APR 1 1997
PRINCIPAL CLERK

SENATE DRS8605-LB196(3.28)

Short Title: Gubernatorial Team Ticket. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE GOVERNOR AND LIEUTENANT GOVERNOR RUN AS A JOINT TICKET IN THE GENERAL ELECTION, TO CLARIFY THE STATUS OF ACTING GOVERNOR, AND TO PROVIDE THAT THE LIEUTENANT GOVERNOR SHALL BE NOMINATED BY PARTY EXECUTIVE COMMITTEE, RATHER THAN UNDER THE PRIMARY ACT.

The General Assembly of North Carolina enacts:

Section 1. Section 2 of Article III of the Constitution of North Carolina is amended by adding a new subsection to read:

"(3) Team Election. In the general election, all candidates for the offices of Governor and Lieutenant Governor shall form joint candidacies so that each voter shall cast a single vote for a candidate for Governor and a candidate for Lieutenant Governor running together."

Section 2. Section 3(2) of Article III of the Constitution of North Carolina reads as rewritten:

"(2) Succession as Acting Governor. During ~~the absence of the Governor from the State, or during~~ the physical or mental incapacity of the Governor to perform the duties of his office, the Lieutenant Governor shall be Acting Governor. The absence of the Governor from the State does not affect the power of the Governor, but the Governor may designate in writing the Lieutenant Governor to be Acting Governor during such absence. The further order of succession as Acting Governor shall be prescribed by law."

Section 3. The amendments set out in Sections 1 and 2 of this act shall be submitted to the qualified voters of the State at the general election in November

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 666
APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA643-LK127(3.21)

Short Title: Wake Street/Alley Closure. (Local)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL CHAPTER 279 OF THE 1989 SESSION LAWS REGARDING THE AUTHORITY OF MUNICIPALITIES IN WAKE COUNTY TO CLOSE STREETS AND ALLEYS LOCATED WITHIN THEIR EXTRATERRITORIAL JURISDICTION.

The General Assembly of North Carolina enacts:

Section 1. Chapter 279 of the 1989 Session Laws is repealed.

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 666

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

S666-ALB-7

Date OCT 14 1998 ,1998

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

moves to amend the bill on page 1, line 3, by deleting "RALEIGH AND", and substituting "RALEIGH,"

further moves to amend the bill on page 1, line 6, by inserting the following immediately before the period at the end OF the line: ", AND TO ANNEX AN AREA TO THE VILLAGE OF PINEHURST".

further moves to amend the bill on page 2, line 12, by adding the following between lines 12 and 13:

"Section 2.1. (a) The corporate limits of the Village of Pinehurst are extended by adding the following described areas:

A:

A certain tract or parcel of land in Mineral Springs Township, Moore County, North Carolina, owned by Casavant Homes, Inc., described by Moore County Tax Map and Parcel # 8564 12 75 7275 and 8564 16 83 2653 and described by a petition, filed with the Village Clerk of the Village of Pinehurst:

BEGINNING at the southwesternmost corner of the tract conveyed to G. Wilson Lea in Deed Book 254 at Page 475 of the Moore County Public Registry, the said beginning corner being located in the eastern right-of-way of U.S. Highway 15-501 and running thence from the beginning, with the eastern right-of-way of U.S. Highway 15-501 N. 16° 16' E. 150 feet to a new concrete monument in said eastern right-of-way; thence, leaving said right-of-way a new line S. 85° 27.5' E. 761.03 feet to a new concrete monument located in the G. Wilson Lea Tract as described in Deed Book 759 at Page 220; running thence S. 0°0' W. 135.94 feet to a marked pine tree in the northern

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 666

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

S666-ALB-7

right-of-way of a 30 foot access way; running thence N 89° 48' W. 150 feet to an existing iron pipe, the southwesternmost corner of the said parcel described in Deed Book 759 at Page 220; running thence N. 85°27.5' W. 652.72 feet to an existing iron pipe, the beginning corner, containing 2.62 acres, more or less, and being a portion of the Grantors parcels recorded in Deed Book 254 at Page 475 and Deed Book 759 at Page 220, both of the Moore County Public Registry and being more particularly shown on that certain plat entitled "Survey for Casavant Homes, Incorporated, dated December 17, 1993, prepared by Carl A. Samuelson, III, Registered Land Surveyors, Carthage, North Carolina.

B:
A certain tract or parcel of land in Mineral Springs Township, Moore County, North Carolina, being the land described in Deed Book 274, Page 528, and having a boundary described as follows:
BEGINNING at an existing iron stake on the south bank of the big ditch, the southeast corner of Black (DB 598, P 848) and running thence as the Black line, North 01° 05' West 1,382.28 feet, crossing Nick's Creek to an old iron pipe in an old road in front of an old house, thence North 04° 55' East 121.97 feet to a new iron stake set in the line of Sadler (DB 528, P 848); thence as the Sadler line, South 89° 41' East 682.98 feet to a tall iron pipe; thence North 07° 35' East 1,856.76 feet to an existing iron pipe [tie to NCGS "BUNCH" from this pipe is North 26° 23' 44" West 1,083.83 feet ground distance - NCGS "BUNCH" N=546,148.756 E=1, 667,542.648]; thence South 05° 12' West, 3,272.66 feet to an existing concrete monument on the north side of the big ditch, thence South 87° 08' West 1,556.45 feet to the BEGINNING, containing 96.01 acres, more or less, according to survey by Carl A. Samuelson, RLS, dated 1 November, 1993.

C:
A certain tract of land in Mineral Springs Township, Moore County, North Carolina, believed to be a part of the D.A. McKeithan Estate property, more particularly described as follows:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 666

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

S666-ALB-7 Page 3 of 3

BEGINNING at an existing concrete monument, the southwest corner of Parcel #1 above and running thence as an extension of its eastern boundary South 05° 12' West to a point on the south bank of a big ditch in common with the Pinehurst Farms north boundary; running thence as the north line of the Pinehurst Farms line, up the ditch about 1980 feet to an old concrete monument on its south bank, a common corner with Parcel #1 above; thence as the reverse of the southern line of Parcel #1 above, North 87° 08' East slightly less than 1556.45 feet to the beginning.

(b) Until and unless the area annexed by this section becomes contiguous to the primary corporate limits of the Village of Pinehurst by future annexations, the corporate limits of the area annexed by this section shall be considered satellite corporate limits within the meaning of Part 4 of Article 4A of Chapter 160A of the General Statutes and they shall not be considered to be external boundaries for the purposes of Parts 2 and 3 of Article 4A of Chapter 160A of the General Statutes.

(c) Real and personal property in the territory annexed pursuant to this section is subject to municipal taxes as provided in G.S. 160A-58.10.

(d) This section becomes effective December 1, ~~1998~~ 1998."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED OCT 14 1998 FAILED _____ TABLED _____

97-1 EV

TITLE CHANGE

CHAIR RULES AMENDMENT/~~COM. SUB~~
MATERIAL CONSTITUTING 1st READING
REMAINS ON CALENDAR

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 2154
EGISLATIVE DAY 214
S666 HCS
READING 2

10/14/98
2:21 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. MORGAN
RALEIGH LOCAL ACT
AMEND #1 RULED IMATERIAL

AYES - 97

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

NOES - 1

BERRY

EXCUSED ABSENCE - 15

DOCKHAM	IVES	MILLER	WAINWRIGHT
ESPOSITO	JARRELL	MOSLEY	WARNER
FOX	KISER	ROGERS	WOMBLE
HACKNEY	LUEBKE	THOMPSON	

EXCUSED VOTE - 0

NOT VOTING - 7

ALDRIDGE	BRAWLEY	HARDAWAY	TALLENT
ALLRED	CRAWFORD	RAMSEY	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 2161
ISLATIVE DAY 215
S666 HCS
READING 2

10/15/98
9:09 AM
IN CHAIR: SPEAKER

RALEIGH & PINEHURST LOCAL ACT

AYES - 85

SPEAKER	CLARY	HIGHTOWER	NICHOLS
ALEXANDER	COLE	HOLMES	NYE
ALLEN	CRAWFORD	HOWARD	OWENS
BADDOUR	CREECH	HUNTER, H.	PRESTON
BAKER	CULP	HURLEY	RAMSEY
BARBEE	CUNNINGHAM	JARRELL	RAYFIELD
BAREFOOT	DAUGHTRY	JEFFUS	REDWINE
BEALL	DAVIS	JUSTUS	REYNOLDS
BERRY	DECKER	LUEBKE	SEXTON
BLACK	DEDMON	MCCOMAS	SHERRILL
BONNER	DICKSON	MCCOMBS	STARNES
BOWIE	EARLE	MCCRARY	SUTTON
BOYD-MCINTYRE	EASTERLING	MCMAHAN	TOLSON
BRASWELL	EDDINS	MERCER	WAINWRIGHT
BRAWLEY	GARDNER	MICHAUX	WATSON
BROWN	GRADY	MITCHELL	WEATHERLY
BRYANT	GRAY	MOORE	WILSON, C.
BUCHANAN	GULLEY	MORGAN	WILSON, G.
CANSLER	HALL	MORRIS	WOOD
CAPPS	HARDY	NEELY	WRIGHT
CARPENTER	HENSLEY	NESBITT	YONGUE
CHURCH			

NOES - 0

EXCUSED ABSENCE - 20

ADAMS	ESPOSITO	IVES	RUSSELL
ARNOLD	FOX	KISER	SHUBERT
BLUE	GOODWIN	MILLER	SMITH
DOCKHAM	HACKNEY	MOSLEY	THOMPSON
ELLIS	HIATT	ROGERS	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 15

ALDRIDGE	HARDAWAY	MCALLISTER	TALLENT
ALLRED	HILL	MINER	WARNER
CULPEPPER	INSKO	OLDHAM	WARWICK
FITCH	KINNEY	SAUNDERS	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 2164
LEGISLATIVE DAY 216
S666 HCS
READING 3
in accordance with House Rule 22

10/19/98
6:13 PM
IN CHAIR: SPEAKER

RALEIGH & PINEHURST LOCAL ACT

AYES - 48

SPEAKER	CHURCH	HALL	NEELY
ALEXANDER	CRAWFORD	HENSLEY	NYE
ALLEN	CREECH	HOLMES	OWENS
BAKER	CULP	HOWARD	PRESTON
BEALL	DAUGHTRY	INSKO	RAMSEY
BERRY	DAVIS	JEFFUS	RAYFIELD
BONNER	DICKSON	LUEBKE	SAUNDERS
BOYD-MCINTYRE	EDDINS	MCCOMBS	SEXTON
BRYANT	ESPOSITO	MCCRARY	TOLSON
CANSLER	GARDNER	MILLER	WAINWRIGHT
CAPPS	GRAY	MITCHELL	WEATHERLY
CARPENTER	GULLEY	MORGAN	WILSON, G.

NOES - 0

EXCUSED ABSENCE - 30

ADAMS	DECKER	JARRELL	ROGERS
ARNOLD	DEDMON	KINNEY	RUSSELL
BADDOUR	ELLIS	KISER	SHERRILL
BAREFOOT	FOX	MCALLISTER	THOMPSON
BLUE	GOODWIN	MOSLEY	WOMBLE
BUCHANAN	HACKNEY	NESBITT	WOOD
COLE	HARDAWAY	REDWINE	YONGUE
CUNNINGHAM	HURLEY		

EXCUSED VOTE - 0

NOT VOTING - 42

ALDRIDGE	EARLE	MCCOMAS	SHUBERT
ALLRED	EASTERLING	MCMAHAN	SMITH
BARBEE	FITCH	MERCER	STARNES
BLACK	GRADY	MICHAUX	SUTTON
BOWIE	HARDY	MINER	TALLENT
BRASWELL	HIATT	MOORE	WARNER
BRAWLEY	HIGHTOWER	MORRIS	WARWICK
BROWN	HILL	NICHOLS	WATSON
CLARY	HUNTER, H.	OLDHAM	WILSON, C.
CULPEPPER	IVES	REYNOLDS	WRIGHT
DOCKHAM	JUSTUS		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2175/4-- 2:49 PM | OCTOBER 21, 1998 | LEGISLATIVE DAY 219

SENATOR BASNIGHT -- Presiding

REEVES
RALEIGH LOCAL ACT
HOUSE COM SUB/3RD EDITION

SENATE BILL 666
READING 2

MOTION 8
TO CONCUR

AYE	44	ALBERTSON	DALTON	KINNAIRD	PERDUE
		ALLRAN	DANNELLY	LEDBETTER	PHILLIPS
		BALLANCE	EAST	LEE	PLYLER
		BALLANTINE	FORRESTER	LUCAS	PURCELL
		BASNIGHT	FOXX	MARTIN R.	RAND
		BLUST	GARWOOD	MARTIN W.	REEVES
		CARPENTER	HARTSELL	MCDANIEL	SOLES
		CARRINGTON	HORTON	MILLER	WEBSTER
		CLARK	JENKINS	MOORE	WEINSTEIN
		COCHRANE	JORDAN	ODOM	WELLONS
		COOPER	KERR	PAGE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	GULLEY	SHAW R.		
ABSENT	4	HOYLE	RUCHO	SHAW L.	WARREN
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2186/2--11:13 AM | OCTOBER 22, 1998 | LEGISLATIVE DAY 220

SENATOR BASNIGHT -- Presiding

REEVES
RALEIGH LOCAL ACT
HOUSE COM SUB/3RD EDITION

SENATE BILL 666
READING 3

MOTION 8
TO CONCUR

AYE	40	ALBERTSON	DANNELLY	LEDBETTER	PHILLIPS
		ALLRAN	EAST	LEE	PLYLER
		BALLANCE	FORRESTER	LUCAS	PURCELL
		BALLANTINE	FOXX	MARTIN R.	RAND
		BASNIGHT	GULLEY	MARTIN W.	SOLES
		BLUST	HARTSELL	MCDANIEL	WARREN
		CARPENTER	JENKINS	MILLER	WEBSTER
		CLARK	JORDAN	MOORE	WEINSTEIN
		COCHRANE	KERR	ODOM	WELLONS
		COOPER	KINNAIRD	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	3	HORTON	REEVES	SHAW R.	
ABSENT	7	CARRINGTON	GARWOOD	PAGE	SHAW L.
		DALTON	HOYLE	RUCHO	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 667 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA637-LH147(3.25)

Short Title: Amend Stalking Law. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CRIMINAL OFFENSE OF STALKING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-277.3 reads as rewritten:

"**§ 14-277.3. Stalking.**

(a) Offense. -- A person commits the offense of stalking if the person willfully on more than one occasion follows or is in the presence of another person without legal ~~purpose:~~ purpose and

~~(1)~~ ~~With~~ with the intent to cause emotional distress by placing that person in reasonable fear of death or bodily ~~injury;~~ injury.

~~(2) After reasonable warning or request to desist by or on behalf of the other person; and~~

~~(3) The acts constitute a pattern of conduct over a period of time evidencing a continuity of purpose.~~

(b) Classification. -- A violation of this section is a ~~Class 2~~ Class 1 misdemeanor. A person who commits the offense of stalking when there is a court order in effect prohibiting similar behavior is guilty of a ~~Class 1~~ Class A1 misdemeanor. A second or subsequent conviction for stalking occurring within five years of a prior conviction of the same defendant is punishable as a Class I felony."

Section 2. This act becomes effective December 1, 1997, and applies to offenses committed on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 281/8-- 2:41 PM APRIL 16, 1997 LEGISLATIVE DAY 45

LT. GOVERNOR WICKER -- Presiding

REEVES
AMEND STALKING LAW

SENATE BILL 667
READING 2

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	SHAW L.
		BLUST	GARWOOD	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	KINCAID	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	2	GULLEY	RUCHO		
ABSENT	1	BALLANCE			
PAIRS	0				
AYE					
NO					

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 283/10-- 2:54 PM APRIL 16, 1997 LEGISLATIVE DAY 45

LT. GOVERNOR WICKER -- Presiding

REEVES
AMEND STALKING LAW

SENATE BILL 667
READING 2

AYE	48	ALBERTSON	DANNELLY	KINCAID	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANTINE	FORRESTER	LEDBETTER	RAND
		BASNIGHT	FOXX	LEE	REEVES
		BLUST	GARWOOD	LUCAS	SHAW L.
		CARPENTER	GULLEY	MARTIN R.	SHAW R.
		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	0				
EXCUSED	0				
NOT CAST	1	RUCHO			
ABSENT	1	BALLANCE			
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 283/10-- 2:54 PM APRIL 16, 1997 LEGISLATIVE DAY 45

LT. GOVERNOR WICKER -- Presiding

REEVES
AMEND STALKING LAW

SENATE BILL 667
READING 2

RECORDED
AYE 1 GULLEY
ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 1
ABSENT 1

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1093
LEGISLATIVE DAY 91
S667 HCS
READING 2

7/07/97
6:38 PM
IN CHAIR: SPEAKER

AMEND STALKING LAW

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 7

BERRY	MCCRARY	PRESTON	WILSON, C.
GOODWIN	NESBITT	SHERRILL	

EXCUSED VOTE - 0

NOT VOTING - 4

EASTERLING	GAMBLE	HARDAWAY	STARNES

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1112/12--11:41 AM JULY 9, 1997 LEGISLATIVE DAY 93

LT. GOVERNOR WICKER -- Presiding

REEVES
AMEND STALKING LAW
HOUSE COMM. SUB./2ND EDITION

SENATE BILL 667

MOTION 8
TO CONCUR

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.
		CLARK	HORTON	MCDANIEL	SOLES
		COCHRANE	HOYLE	MILLER	WARREN
		CONDER	JENKINS	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WEINSTEIN
		DALTON	KERR	PERDUE	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	CARRINGTON	WINNER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE

SENATE DRS1576-LM056(2.19) S 668 APR 1 1997

PRINCIPAL CLERK

Short Title: CPA Education Requirements/AB. (Public)

Sponsors: Senator Hoyle and Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE EDUCATION REQUIREMENTS FOR CERTIFIED PUBLIC ACCOUNTANTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 93-12(5) reads as rewritten:

"(5) To issue certificates of qualification admitting to practice as certified public accountants, each applicant who, having the qualifications herein specified, ~~shall have~~ has passed an examination to the satisfaction of the Board, in 'accounting,' 'auditing,' 'business law,' and other related subjects.

A person is eligible to take the examination given by the Board, or to receive a certificate of qualification to practice as a certified public accountant, ~~who~~ if the person is a citizen of the United States, has declared the intention of becoming a citizen, is a resident alien, or is a citizen of a foreign jurisdiction which extends to citizens of this State like or similar privileges to be examined or certified, is 18 years of age or over, and is of good moral ~~character, and submits evidence satisfactory to the Board that:~~ character.

~~a. He holds a bachelor's degree from a college or university accredited by one of the regional accrediting associations or from a college or university determined by the Board to have standards substantially equivalent to a regionally accredited institution, and~~

~~b. His degree studies included a concentration in accounting as defined by the Board or that he supplemented his degree~~

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 6-5-97

S. B. No. 668 Amendment No. 1

COMMITTEE SUBSTITUTE ✓ (to be filled in by Principal Clerk)

Rep.) Hoyle
)
Sen.)

1 moves to amend the bill on page 3, line 4
2 ( ) WHICH CHANGES THE TITLE
3 by delete "TWO YEARS" and
4 insert "ONE YEAR".
5
6 Further amend on page 3 line 22
7 delete the sentence beginning on
8 line 22 and ending on line 26.
9
10
11
12
13
14
15
16
17
18
19

SIGNED _____

ADOPTED ✓ 48-0 FAILED _____ TABLED _____

6/5/97 Janet Pruitt

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 848/29-- 2:40 PM JUNE 5, 1997 LEGISLATIVE DAY 74

LT. GOVERNOR WICKER -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS/AB
2ND EDITION

SENATE BILL 668

AMEND 1

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 GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 849/30-- 2:51 PM JUNE 5, 1997 LEGISLATIVE DAY 74

LT. GOVERNOR WICKER -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS/AB
2ND EDITION

SENATE BILL 668
READING 2

AYE	42	ALBERTSON	EAST	LEDBETTER	PLYLER
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	GARWOOD	LUCAS	REEVES
		BASNIGHT	GULLEY	MARTIN R.	RUCHO
		BLUST	HARTSELL	MARTIN W.	SHAW L.
		CARPENTER	HORTON	MILLER	SHAW R.
		CARRINGTON	HOYLE	ODOM	SOLES
		COCHRANE	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
		DANNELLY	KINNAIRD		
NO	6	BALLANTINE	FOXX	MCDANIEL	WEBSTER
		CLARK	KINCAID		

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 668

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

S668-ALM-1

Date 6-9, 1997

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

Senator Hoyle

moves to amend the bill on page 3, line 8,
by striking through the word "Five" and adding thereafter the word "Four";

and on page 3, line 14,
by striking through the word "Five" and adding thereafter the word "Four";

and on page 3, line 16,
by deleting the word "Five" and substituting the word "Four";

and on page 3, line 4, as amended by Amendment #1,
by rewriting the line to read:
"~~a.~~1. ~~Two years~~ One year's experience in the field of accounting under the";

and on page 3, lines 22-26, as amended by Amendment #1,
by rewriting the lines to read:
"~~A Master's or more advanced degree in accounting, tax law, economics, business administration, or the equivalent thereof, or a law degree with emphasis in taxation or accounting from an accredited college or university may be substituted for one year of experience.~~ The Board may permit persons otherwise".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

6/9/97 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 876/8-- 8:10 PM JUNE 9, 1997 LEGISLATIVE DAY 75

SENATOR BASNIGHT -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS/AB
2ND EDITION

SENATE BILL 668

AMEND 2

AYE	47	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	HARTSELL	MARTIN W.	SOLES
		CARRINGTON	HORTON	MCDANIEL	WARREN
		CLARK	HOYLE	MILLER	WEBSTER
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		CONDER	JORDAN	PAGE	WELLONS
		COOPER	KERR	PERDUE	
NO	0				

EXCUSED	0		
NOT CAST	1	SHAW L.	
ABSENT	2	GULLEY	WINNER
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 877/9-- 8:10 PM JUNE 9, 1997 LEGISLATIVE DAY 75

SENATOR BASNIGHT -- Presiding

HOYLE
CPA EDUCATION REQUIREMENTS/AB
2ND EDITION

SENATE BILL 668
READING 3

AYE	43	ALBERTSON	DALTON	KINNAIRD	PHILLIPS
		ALLRAN	DANNELLY	LEDBETTER	PLYLER
		BALLANCE	EAST	LEE	RAND
		BALLANTINE	FORRESTER	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN R.	RUCHO
		BLUST	HARTSELL	MARTIN W.	SHAW R.
		CARPENTER	HORTON	MCDANIEL	SOLES
		CARRINGTON	HOYLE	MILLER	WARREN
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		CONDER	JORDAN	PAGE	WELLONS
		COOPER	KERR	PERDUE	
NO	4	CLARK	FOXX	KINCAID	WEBSTER

EXCUSED	0		
NOT CAST	1	SHAW L.	
ABSENT	2	GULLEY	WINNER
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1033
LEGISLATIVE DAY 87
S668 SCS
READING 2

EV
6/30/97
7:22 PM
IN CHAIR: SPEAKER

CPA EDUCATION REQUIREMENTS

AYES - 113

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

NOES - 2

DAVIS	GARDNER

EXCUSED ABSENCE - 3

CUNNINGHAM	EASTERLING	NESBITT

EXCUSED VOTE - 1

SHUBERT

NOT VOTING - 1

SPEAKER

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 669 APR 1 1997

PRINCIPAL CLERK

S

SENATE DRS7666-LT074(3.15)

Short Title: Future of Economic Development Comm. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE BLUE RIBBON STUDY COMMISSION ON THE FUTURE OF ECONOMIC DEVELOPMENT.

The General Assembly of North Carolina enacts:

Section 1. The Blue Ribbon Study Commission on the Future of Economic Development (Commission) is created in the General Assembly. The Commission may:

(1) Analyze the current status of economic development efforts in the State, including the roles, responsibilities, strategies, goals, and development plans of (i) programs and organizations that, for State budget purposes, identify economic development as one of their goals, (ii) local economic development departments and regional economic development organizations, (iii) the Board of Governors of The University of North Carolina, (iv) the Economic Development Board of the Department of Commerce established pursuant to G.S. 143B-434, (v) the Governor's Commission on Workforce Preparedness, (vi) the Rural Economic Development Center, and (vii) any other organizations and agencies that have developed strategic plans related to economic development.

(2) Review reports that propose future strategies, goals, or recommendations relating to economic development for North Carolina, and determine the status of the proposed strategies, goals, and recommendations.

(3) Consider issues regarding planned community acts and partnerships for quality growth.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 670 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA638-LG166(3.27)

Short Title: Agri-Community Ctr. Funds. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF AN AGRI-COMMUNITY CENTER IN DUPLIN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Duplin County the sum of one million five hundred thousand dollars ($1,500,000) for the 1997-98 fiscal year for the construction of an agri-community center in Duplin County; provided that these funds are matched on the basis of one dollar ($1.00) of non-State funds for every one dollar ($1.00) of State funds.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 671 APR 1 1997

PRINCIPAL CLERK

S D

SENATE DRS4543*-LD166(3.27)

Short Title: Wastewater Improvement Permits/AB. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LOCAL BOARDS OF HEALTH TO ESTABLISH LOCAL PROGRAMS THAT PROVIDE FOR PRELIMINARY EVALUATIONS OF PROPOSED SITES FOR WASTEWATER SYSTEMS THAT ARE NOT BINDING ON THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES OR THE LOCAL HEALTH DEPARTMENT AND TO PROHIBIT ANY OTHER PRELIMINARY SITE EVALUATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-336(a) reads as rewritten:

"(a) Any proposed site for a residence, place of business, or place of public assembly in an area not served by an approved wastewater system shall be evaluated by the local health department in accordance with rules adopted pursuant to this Article. The local health department shall not perform an evaluation of a proposed site until an application for an improvement permit for a specific site is submitted in accordance with rules adopted by the Commission. When conducting an evaluation of a proposed site, the local health department shall not review or assess acreage and shall not conduct soil mapping. The local health department shall evaluate each individual site and either issue or deny the improvement permit. Except as provided in G.S. 130A-335(c1), a preliminary or a provisional evaluation shall not be performed. An improvement permit shall be issued in compliance with the rules adopted pursuant to this Article. An improvement permit shall include:

(1) For permits that are valid without expiration, a plat or, for permits that are valid for five years, a site plan.

(2) A description of the facility the proposed site is to serve.

(3) The proposed wastewater system and its location.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 672 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRS6590-LE072(3.24)

Short Title: Mecklenburg Local Bill. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT REGARDING MECKLENBURG COUNTY AND INCORPORATED MUNICIPALITIES LOCATED THEREIN.

The General Assembly of North Carolina enacts:

Section 1. This act applies only to Mecklenburg County and incorporated municipalities located therein including the municipalities of Charlotte, Davidson, Cornelius, Huntersville, Matthews, Mint Hill, and Pineville.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2128/5--11:37 AM OCTOBER 1, 1998 LEGISLATIVE DAY 208

LT. GOVERNOR WICKER -- Presiding

ODOM
CHARLOTTE-DOUGLAS
HOUSE COM SUB NO. 2/4TH EDITION

SENATE BILL 672

CONSTRUCTION EXEMPTION

MOTION 8
TO CONCUR

AYE	42	BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LEE	PURCELL
		BASNIGHT	FOXX	LUCAS	RAND
		BLUST	GULLEY	MARTIN R.	REEVES
		CARPENTER	HARTSELL	MARTIN W.	SHAW L.
		CARRINGTON	HORTON	MCDANIEL	SHAW R.
		CLARK	HOYLE	MILLER	SOLES
		COCHRANE	JENKINS	ODOM	WEBSTER
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINNAIRD		
NO	0				
EXCUSED	0				
NOT CAST	2	ALLRAN	WINNER		
ABSENT	6	ALBERTSON	MOORE	RUCHO	WARREN
		GARWOOD	PAGE		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRSA627-LL071A(2.18)

FILED - SENATE
S 6 7 3 APR 1 1997
PRINCIPAL CLERK

Short Title: Amend LEO Retirement Def'n. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE DEFINITION OF LAW ENFORCEMENT OFFICER FOR PURPOSES OF ELIGIBILITY FOR BENEFITS UNDER THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 128-21(11b) reads as rewritten:

"(11b) 'Law Enforcement Officer' means a full-time paid employee of an ~~employer who is actively serving in a position with assigned primary duties and responsibilities for prevention and detection of crime or for the general enforcement of the criminal laws of the State or for serving civil processes, and who possesses the power of arrest by virtue of an oath administered under the authority of the State.~~ employer, who possesses the power of arrest, who has taken the law enforcement oath administered under the authority of the State as prescribed by G.S. 11-11, and who is certified under the provisions of Chapter 17C or Chapter 17E of the General Statutes."

Section 2. G.S. 143-166.50(a)(3) reads as rewritten:

"(3) 'Law-enforcement officer' means a full-time paid employee of an employer, who ~~is actively serving in a position with assigned primary duties and responsibilities for prevention and detection of crime or the general enforcement of the criminal laws of the State or serving civil processes, and who possesses the power of arrest by virtue of an oath administered under the authority of the State.~~ possesses the power of arrest, who has taken the law enforcement

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 424/18-- 5:57 PM APRIL 29, 1997 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

ODOM
AMEND LEO RETIREMENT DEFINITION
2ND EDITION

SENATE BILL 673
READING 2

AYE	48	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	RUCHO
		BLUST	GARWOOD	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
NO	0				
EXCUSED	0				
NOT CAST	1	ALLRAN			
ABSENT	1	GULLEY			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 719
ISLATIVE DAY 67
3 SCS
READING 2

5/26/97
7:36 PM
IN CHAIR: SPEAKER

AMEND LAW ENFORCE- MENT OFFICER RETIRE.

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 7

BONNER	DOCKHAM	HIGHTOWER	WOOD
CREECH	HARDAWAY	HOLMES	

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BERRY	GAMBLE	HUNTER, H.
ALEXANDER	FITCH	HOWARD	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S674 APR 1 1997
PRINCIPAL CLERK

S D

SENATE DRSA614-LH138(3.18)

Short Title: Sex Offender Registry/Public Info. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT CERTAIN INFORMATION IN THE SEX OFFENDER REGISTER IS PUBLIC INFORMATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-208.10 reads as rewritten:

"**§ 14-208.10. ~~Access~~ Registration information is public record: access to registration information.**

(a) ~~To obtain information concerning an individual's registration status, a requester shall submit to the sheriff the following:~~

~~(1) The individual's name and sex;~~

~~(2) A physical description of the individual; and~~

~~(3) Any other relevant information known to the requester concerning the individual.~~

~~Upon receipt of the information, the sheriff shall verify, in writing, to the requester whether the individual has registered as a sex offender in this State, the date of conviction, and the offenses for which registration was required. The registration information and the corresponding registry is a public record and shall be available for public inspection. The sheriff shall upon request, display any photograph provided in compliance with G.S. 14-208.7(b)(3); however, the sheriff shall not provide or allow a copy to be made of the photograph.~~

The following information regarding a person required to register under this Article is public record and shall be available for public inspection: name, sex, address, physical description, picture, conviction date, offense for which registration was required, the sentence imposed as a result of the conviction, and registration status. The sheriff may release any other information that is necessary to protect the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS1654-LH141(3.18)

FILED - SENATE

S 675 APR 1 1997

PRINCIPAL CLERK

Short Title: Statewide Sex Offender Registry. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DIVISION OF CRIMINAL STATISTICS OF THE DEPARTMENT OF JUSTICE TO COMPILE A STATEWIDE SEX OFFENDER REGISTRY AND TO PROVIDE PUBLIC ACCESS TO CERTAIN INFORMATION IN THE REGISTRY, AND TO MAKE CONFORMING STATUTORY CHANGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-208.6 reads as rewritten:

"**§ 14-208.6. Definitions.**

The following definitions apply in this Article:

(1) 'Division' means the Division of Criminal Statistics of the Department of Justice.

(2) 'Penal institution' means a detention facility operated under the jurisdiction of the Division of Prisons of the Department of Correction, or a county jail.

(3) 'Release' means discharged or paroled.

(4) 'Reportable conviction' means:

a. A final conviction for violation of G.S. 14-27.2 (first degree rape), 14-27.3 (second degree rape), 14-27.4 (first degree sexual offense), 14-27.5 (second degree sexual offense), 14-27.6 (attempted rape or sexual offense), 14-27.7 (intercourse and sexual offense with certain victims), 14-178 (incest between near relatives), 14-190.6 (employing or permitting minor to assist in offenses against public morality and decency), 14-190.16 (first degree sexual exploitation of a

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS6596*-LH143(3.20)

FILED - SENATE

S 676 APR 1 1997

PRINCIPAL CLERK

Short Title: Sex Offender Laws/Fed. Compliance. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE SEXUAL OFFENDER REGISTRATION PROGRAM TO COMPLY WITH FEDERAL LAW.

The General Assembly of North Carolina enacts:

Section 1. Article 27A of Chapter 14 of the General Statutes reads as rewritten:

"ARTICLE 27A.

"~~Sexual Offender Registration Program.~~

"Registration of Criminal Offenders and Sexually Violent Predators.

"Part 1. Registration Programs, Purpose, and Definitions Generally.

"§ 14-208.5. Purpose.

The General Assembly recognizes that sex offenders often pose a high risk of engaging in sex offenses even after being released from incarceration or commitment and that protection of the public from sex offenders is of paramount governmental interest. The General Assembly also recognizes that persons who commit certain other types of offenses against minors, such as kidnapping, pose significant and unacceptable threats to the public safety and welfare of the State's children and that the protection of those children is of great governmental interest. Further, the General Assembly recognizes that ~~local~~ law enforcement officers' efforts to protect ~~their~~ communities, conduct investigations, and quickly apprehend offenders who commit sex offenses or certain offenses against minors are impaired by the lack of information available to law enforcement agencies about convicted ~~sex~~ offenders who live within the agency's jurisdiction. Release of information about ~~sex~~ these offenders

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 676

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

S676-CSRV-001

Date 5/21 ,1997

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

Senator Odom

moves to amend the bill on page 8, lines 43-44 and continuing on page 9, lines 4-9, by rewriting those lines to read:
" (a) The information in the statewide registry that is public record is the same as in G.S. 14-208.10. The Division shall release any other relevant information that is necessary to protect the public concerning a specific person, but shall not release the identity of the victim of the offense that required registration under this Article.
(b) The Division shall provide free public access to automated data from the statewide registry, including photographs provided by the registering sheriffs, via the Internet. The public will be able to access the statewide registry to view an individual registration record, a part of the statewide registry, or all of the statewide registry. The Division may also provide copies of registry information to the public upon written request, and may charge a reasonable fee for duplicating costs and mailings costs."
and on page 10, line 36,
by rewriting that line to read:
"Section 2. The Department of Justice shall use funds available within its current operations budget for the 1997-98 fiscal year to design and implement a program for electronic access to the statewide sex offender registry. The program shall provide on-line access to the statewide sex offender registry through the Internet, allowing members of the public to locate and access the public record of sex offender registration information. The

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 676

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

S676-CSRV-001

Division of Criminal Statistics shall be responsible for the on-line maintenance of current information regarding each registered sex offender."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 46-0 FAILED _____ TABLED _____
J. Pruitt 5/21/97

and by renumbering Section 2 as "Section 3."

TLO (JP)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 722/12-- 4:09 PM MAY 21, 1997 LEGISLATIVE DAY 65

LT. GOVERNOR WICKER -- Presiding

ODOM
SEX OFFENDER LAWS/FED. COMPLIANCE
2ND EDITION

SENATE BILL 676

AMEND 1

AYE	46	ALBERTSON	DANNELLY	LEDBETTER	RAND
		ALLRAN	EAST	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	PHILLIPS	WELLONS
		COOPER	KINCAID	PLYLER	WINNER
		DALTON	KINNAIRD		
NO	0				
EXCUSED	0				
NOT CAST	3	CONDER	KERR	PERDUE	
ABSENT	1	JORDAN			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 723/13-- 4:13 PM MAY 21, 1997 LEGISLATIVE DAY 65

LT. GOVERNOR WICKER -- Presiding

ODOM
SEX OFFENDER LAWS/FED. COMPLIANCE
2ND EDITION

SENATE BILL 676
READING 2

AYE	47	ALBERTSON	DANNELLY	LEDBETTER	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	RUCHO
		BALLANTINE	FOXX	MARTIN R.	SHAW L.
		BASNIGHT	GARWOOD	MARTIN W.	SHAW R.
		BLUST	GULLEY	MCDANIEL	SOLES
		CARPENTER	HORTON	MILLER	WARREN
		CARRINGTON	HOYLE	ODOM	WEBSTER
		CLARK	JENKINS	PAGE	WEINSTEIN
		COCHRANE	KERR	PERDUE	WELLONS
		COOPER	KINCAID	PHILLIPS	WINNER
		DALTON	KINNAIRD	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	1	CONDER			
ABSENT	2	HARTSELL	JORDAN		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 8-6-97

S. B. No. 676 (5th Ed) Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE Yes

(Rep.) Decker

Sen.)

1 moves to amend the bill on page 3, line s 23-24

2 ( ) WHICH CHANGES THE TITLE

3 by inserting between those lines the following:

4 "d. An adjudication as delinquent for an

5 offense that if committed by an

6 adult would require registration

7 under paragraphs a., b., or c. of

8 this subdivision."

9

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15 withdrawn and returned to Member

16 8/7/97

17

18

19

SIGNED M. Decker

ADOPTED _____ FAILED _____ TABLED _____

PRINCIPAL CLERK'S OFFICE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 8/6/97

S. B. No. 676 Amendment No. 3

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
) Clapp
Sen.)

1 moves to amend the bill on page 1, line 18

2 ( ) WHICH CHANGES THE TITLE

3 by amending the words "State's Children"

4 to read "children in this state"

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19

SIGNED J. Russell Clapp

ADOPTED 8/7/97 FAILED _____ TABLED _____

88-1 cv DWalker

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

[redacted]. # 1350
[redacted]ISLATIVE DAY 110
[redacted]6 HCS #2
READING 2

8/07/97
11:00 AM
IN CHAIR: SPEAKER

AMEND #3 - REP. CAPPS
SEX OFFENDER LAWS/ FEDERAL COMPLIANCE

AYES - 88

ADAMS	DEDMON	JARRELL	RAMSEY
ALEXANDER	DICKSON	JEFFUS	RAYFIELD
ALLRED	DOCKHAM	JUSTUS	REYNOLDS
ARNOLD	EASTERLING	KISER	ROGERS
BADDOUR	EDDINS	MCCOMAS	RUSSELL
BAKER	ELLIS	MCCOMBS	SEXTON
BEALL	ESPOSITO	MCCRARY	SHERRILL
BERRY	GAMBLE	MCMAHAN	SMITH
BLACK	GOODWIN	MERCER	STARNES
BROWN	GRADY	MILLER	THOMPSON
BUCHANAN	GRAY	MINER	TOLSON
CANSLER	GULLEY	MITCHELL	WAINWRIGHT
CAPPS	HALL	MOORE	WARNER
CARPENTER	HARDY	MORGAN	WARWICK
CHURCH	HENSLEY	MORRIS	WATSON
CLARY	HIATT	NEELY	WEATHERLY
COLE	HILL	NESBITT	WILKINS
CRAWFORD	HOLMES	NICHOLS	WILSON, C.
CREECH	HOWARD	NYE	WILSON, G.
CULP	HUNTER, H.	OLDHAM	WOMBLE
CULPEPPER	HUNTER, R.	OWENS	WRIGHT
DECKER	IVES	PRESTON	YONGUE

NOES - 1

SUTTON

EXCUSED ABSENCE - 21

ALDRIDGE	CUNNINGHAM	HIGHTOWER	REDWINE
BARBEE	DAUGHTRY	INSKO	SAUNDERS
BLUE	DAVIS	LUEBKE	SHUBERT
BOWIE	HACKNEY	MCALLISTER	TALLENT
BRASWELL	HARDAWAY	MOSLEY	WOOD
BRAWLEY			

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	EARLE	GARDNER	KINNEY
BONNER	FITCH	HURLEY	MICHAUX
BOYD-MCINTYRE	FOX		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1351
LEGISLATIVE DAY 110
S676 HCS#2
READING 2

8/07/97
11:01 AM
IN CHAIR: SPEAKER

SEX OFFENDER LAWS/ FEDERAL COMPLIANCE

AYES - 92

ADAMS	DICKSON	JEFFUS	RAMSEY
ALEXANDER	DOCKHAM	JUSTUS	RAYFIELD
ALLRED	EASTERLING	KINNEY	REYNOLDS
ARNOLD	EDDINS	KISER	ROGERS
BADDOUR	ELLIS	MCCOMAS	RUSSELL
BAKER	ESPOSITO	MCCOMBS	SEXTON
BEALL	GAMBLE	MCCRARY	SHERRILL
BERRY	GARDNER	MCMAHAN	SMITH
BLACK	GOODWIN	MERCER	STARNES
BROWN	GRADY	MICHAUX	SUTTON
BUCHANAN	GRAY	MILLER	THOMPSON
CANSLER	GULLEY	MINER	TOLSON
CAPPS	HALL	MITCHELL	WAINWRIGHT
CARPENTER	HARDY	MOORE	WARNER
CHURCH	HENSLEY	MORGAN	WARWICK
CLARY	HIATT	MORRIS	WATSON
COLE	HILL	NEELY	WEATHERLY
CRAWFORD	HOLMES	NESBITT	WILKINS
CREECH	HOWARD	NICHOLS	WILSON, C.
CULP	HUNTER, H.	NYE	WILSON, G.
CULPEPPER	HUNTER, R.	OLDHAM	WOMBLE
DECKER	IVES	OWENS	WRIGHT
DEDMON	JARRELL	PRESTON	YONGUE

NOES - 0

EXCUSED ABSENCE - 21

ALDRIDGE	CUNNINGHAM	HIGHTOWER	REDWINE
BARBEE	DAUGHTRY	INSKO	SAUNDERS
BLUE	DAVIS	LUEBKE	SHUBERT
BOWIE	HACKNEY	MCALLISTER	TALLENT
BRASWELL	HARDAWAY	MOSLEY	WOOD
BRAWLEY			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOYD-MCINTYRE	FITCH	HURLEY
BONNER	EARLE	FOX	

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

SEQ. # 1371
LEGISLATIVE DAY 112
S676 HCS # 2
READING 3

8/12/97
10:47 AM
IN CHAIR: SPEAKER

SEX OFFENDER LAWS/ FEDERAL COMPLIANCE
MOTION #6 - POSTPONE TO 8/13
REP. MORGAN

AYES - 95

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

NOES - 9

ADAMS	EASTERLING	GAMBLE	WOMBLE
BLUE	FITCH	WAINWRIGHT	WRIGHT
CUNNINGHAM			

EXCUSED ABSENCE - 12

ALDRIDGE	EDDINS	GRAY	HARDY
BONNER	ELLIS	HACKNEY	LUEBKE
CAPPS	ESPOSITO	HALL	NEELY

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BOWIE	KINNEY	THOMPSON

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 676

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

S676-ALH-14

Page 1 of 7

Date AUG 12 1997 ,1997

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

Representative Decker

moves to amend the bill on page 10, lines 42-43, by inserting between those lines the following:

"Part 4. Registration of Juveniles Adjudicated Delinquent for Committing Certain Offenses.

"§ 14-208.26. Registration of juveniles adjudicated delinquent for committing certain offenses; registration of juveniles tried as adults.

(a) A juvenile adjudicated delinquent for committing a sexually violent offense ~~or an offense against a minor~~ shall register with the sheriff in the county where the juvenile resides and maintain that registration as provided by this Part and Part 2 of this Article, unless the juvenile court determines otherwise. The determination as to whether the juvenile shall be required to register shall be made by the presiding judge at the dispositional hearing. The court ~~shall~~ may enter an order requiring the juvenile to register, unless the court finds that based on clear and convincing evidence registration of the juvenile will not serve the purposes of this Article. In making the determination, the court shall consider the nature of the offense for which the juvenile is adjudicated delinquent, the delinquent and relevant nondelinquent behavior of the juvenile both before and after adjudication, and may also consider other factors.

(b) If the court finds that the juvenile must register, the presiding judge shall conduct the notification procedures specified in G.S. 14-208.8(a). The chief court counselor of that district shall file the registration information for the juvenile with the appropriate sheriff.

"§ 14-208.27. Change of address.

If a juvenile who is adjudicated delinquent and required to register changes address, the court counselor for the juvenile shall provide written notice of the new address not later than the tenth day after the change to the sheriff of the county with whom the juvenile had last registered. Upon receipt of the notice, the sheriff shall immediately forward this information to the Division. If the juvenile moves to another county in this State, the Division shall inform the sheriff of the new county of the juvenile's new residence.

"**§ 14-208.28. Verification of registration information.**

The information in the county registry shall be verified annually for each registrant as follows:

(1) Every year on the anniversary of a juvenile's initial registration date, the Division shall mail a nonforwardable verification form to the last reported address of the juvenile and to the court counselor assigned to the juvenile.

(2) The court counselor for the juvenile shall return the verification form to the sheriff within 10 days after the receipt of the form.

(3) The verification form shall be signed by the court counselor and the juvenile and shall indicate whether the juvenile still resides at the address last reported to the sheriff. If the juvenile has a different address, then that fact and the new address shall be indicated on the form.

"**§ 14-208.29. Registration information is public record; access to registration information available only through the county registry.**

(a) Notwithstanding any other provision of law, the following information regarding a juvenile required to register under this Part is public record and shall be available for public inspection: name, sex, address, physical description, picture, adjudication date, offense for which registration was required, and registration status. The sheriff shall release any other relevant information that is necessary to protect the public concerning a specific juvenile but shall not release the identity of the victim of the offense that required registration under this Part.

(b) Any person may obtain a copy of a juvenile's registration information by submitting a written request to the sheriff for a copy of the juvenile's registration form, a part of the county registry, or all of the county registry. However, the identity of

the victim of an offense that requires registration under this Article shall not be released. The sheriff may charge a reasonable fee for duplicating costs and for mailing costs as already authorized by law.

(c) The registration information of a juvenile adjudicated delinquent and required to register under this Part shall be included only in the appropriate county registry. Under no circumstances shall the registration of a juvenile adjudicated delinquent be included in the statewide registry or be made available to the public via the Internet.

"**§ 14-208.30. Termination of registration requirement.**

The requirement that a juvenile adjudicated delinquent register under this Part automatically terminates on the juvenile's eighteenth birthday or when the jurisdiction of the juvenile court with regard to the juvenile ends, whichever occurs first.

"**§ 14-208.31. File with Police Information Network.**

(a) The Division shall include the registration information in the Police Information Network as set forth in G.S. 114-10.1.

(b) The Division shall maintain the registration information permanently even after the registrant's reporting requirement expires; however, the records shall remain confidential in accordance with G.S. 7A-675.

"**§ 14-208.32. Application of Part.**

This Part does not apply to a juvenile who is tried and convicted as an adult for committing or attempting to commit a sexually violent offense or an offense against a minor. A juvenile who is convicted of one of those offenses as an adult is subject to the registration requirements of Part 2 and Part 3 of this Article."

Section 1A. G.S. 7A-647 reads as rewritten:

"**§ 7A-647. Dispositional alternatives for delinquent, undisciplined, abused, neglected, or dependent juvenile.**

The following alternatives for disposition shall be available to any judge exercising jurisdiction, and the judge may combine any of the applicable alternatives when he finds such disposition to be in the best interest of the juvenile:

(1) The judge may dismiss the case, or continue the case in order to allow the juvenile, parent, or others to take appropriate action.

(2) In the case of any juvenile who needs more adequate care or supervision or who needs placement, the judge may:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 676

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

S676-ALH-14

a. Require that he be supervised in his own home by the Department of Social Services in his county, a court counselor or other personnel as may be available to the court, subject to conditions applicable to the parent or the juvenile as the judge may specify; or

b. Place him in the custody of a parent, relative, private agency offering placement services, or some other suitable person; or

c. Place him in the custody of the Department of Social Services in the county of his residence, or in the case of a juvenile who has legal residence outside the State, in the physical custody of the Department of Social Services in the county where he is found so that agency may return the juvenile to the responsible authorities in his home state. The Director may, unless otherwise ordered by the judge, arrange for, provide, or consent to, needed routine or emergency medical or surgical care or treatment. In the case where the parent is unknown, unavailable or unable to act on behalf of their child or children, the Director may, unless otherwise ordered by the judge, arrange for, provide or consent to any psychiatric, psychological, educational, or other remedial evaluations or treatment for the juvenile placed by a judge or his designee in the custody or physical custody of a county Department of Social Services under the authority of this or any other Chapter of the General Statutes. Prior to exercising this authority, the Director shall make reasonable efforts to obtain consent from a parent or guardian of the affected child. If the Director can not obtain such consent, the Director shall promptly notify the parent or guardian that care or treatment has been provided and shall give him frequent status reports on the circumstances of the child. Upon request of a parent or guardian of the affected child, the results or records of the aforementioned

evaluations, findings or treatment shall be made available to such parent or guardian by the Director unless prohibited by G.S. 122C-53(d).

(3) In any case, the judge may order that the juvenile be examined by a physician, psychiatrist, psychologist or other qualified expert as may be needed for the judge to determine the needs of the juvenile.

a. Upon completion of the examination, the judge shall conduct a hearing to determine whether the juvenile is in need of medical, surgical, psychiatric, psychological, or other treatment and who should pay the cost of the treatment. The county manager, or such person who shall be designated by the chairman of the county commissioners, of the juvenile's residence shall be notified of the hearing, and allowed to be heard. If the judge finds the juvenile to be in need of medical, surgical, psychiatric, psychological or other treatment, the judge shall permit the parent or other responsible persons to arrange for treatment. If the parent declines or is unable to make necessary arrangements, the judge may order the needed treatment, surgery or care, and the judge may order the parent to pay the cost of the care pursuant to G.S. 7A-650. If the judge finds the parent is unable to pay the cost of treatment, the judge shall order the county to arrange for treatment of the juvenile and to pay for the cost of the treatment. The county department of social services shall recommend the facility that will provide the juvenile with treatment.

b. If the judge believes, or if there is evidence presented to the effect that the juvenile is mentally ill or is developmentally disabled, the judge shall refer the juvenile to the area mental health, developmental disabilities, and substance abuse services director for appropriate action. A juvenile shall not be committed directly to a State hospital or mental retardation center; and orders purporting to commit a juvenile directly

to a State hospital or mental retardation center except for an examination to determine capacity to proceed shall be void and of no effect. The area mental health, developmental disabilities, and substance abuse director shall be responsible for arranging an interdisciplinary evaluation of the juvenile and mobilizing resources to meet the juvenile's needs. If institutionalization is determined to be the best service for the juvenile, admission shall be with the voluntary consent of the parent or guardian. If the parent, guardian, or custodian refuses to consent to a mental hospital or retardation center admission after such institutionalization is recommended by the area mental health, developmental disabilities, and substance abuse director, the signature and consent of the judge may be substituted for that purpose. In all cases in which a regional mental hospital refuses admission to a juvenile referred for admission by a judge and an area mental health, developmental disabilities, and substance abuse director or discharges a juvenile previously admitted on court referral prior to completion of his treatment, the hospital shall submit to the judge a written report setting out the reasons for denial of admission or discharge and setting out the juvenile's diagnosis, indications of mental illness, indications of need for treatment, and a statement as to the location of any facility known to have a treatment program for the juvenile in question.

(4) In any case in which a juvenile is adjudicated delinquent for committing an offense that an adult would be required to register under Part 2 or Part 3 of Article 27A of Chapter 14 of the General Statutes, the judge may order that the juvenile register in

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 676

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

S676-ALH-14

accordance with Part 4 of Article 27A of Chapter 14 of the General Statutes."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

AUG 13 1997

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 8/12/97

S. B. No. 676 Amendment No. 5

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____ perfecting #4

Rep.) Henley

Sen.)

amendment #4

1 moves to amend ~~the bill~~ on page 1, line ~~8~~ 9 dw

2 ( ) WHICH CHANGES THE TITLE

3 by deleting the words "or an

4 offense against a minor"

5

6 and on page 1, line 15

7 by changing the word "shall"

8 to "may"

9

10

11

12

13

14

15 Amendment withdrawn and returned to Member

16 8/13/97

17 dw

18

19

SIGNED R. J. Henley

ADOPTED _____ FAILED _____ TABLED _____

GA-33-A

PRINCIPAL CLERK'S OFFICE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 676

AMENDMENT NO. 6
(to be filled in by Principal Clerk)

S676-ALH-16

Date AUG 13 1997, 1997

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

perfecting amendment #4

Representative Russell

moves to amend the bill as amended by amendment #4 (S676-ALH-14) by amending amendment #4 on page 1, lines 5-22, by rewriting those lines to read:

"'**§ 14-208.26. Registration of juveniles adjudicated delinquent for committing certain offenses.**

(a) When a juvenile is adjudicated delinquent for committing a sexually violent offense or an offense against a minor as defined by G.S. 14-208.6, the court shall consider whether the juvenile should be required to register in the county registry in accordance with this Part. The determination as to whether the juvenile shall be ordered to register shall be made by the presiding judge at the dispositional hearing. If the judge rules that the juvenile shall register, then an order shall be entered requiring the juvenile to register. The court's findings regarding the decision to require or not to require a juvenile to register shall be entered into the court record.

A juvenile ordered to register under this Part shall register and maintain that registration as provided by this Part and Part 2 of this Article."

SIGNED C Russell
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED AUG 13 1997 FAILED _____ TABLED _____

166-0 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1379
LEGISLATIVE DAY 113
S676 HCS #2
READING 3

8/13/97
10:38 AM
IN CHAIR: ~~NEELY~~ Speaker pro

AMEND #6 - PERFECTING AMENDMENT TO REP. DECKER'S AMEND #4
SEX OFFENDER LAWS/ FEDERAL COMPLIANCE
REP. RUSSELL

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 13

ALDRIDGE	CAPPS	HACKNEY	KINNEY
BONNER	ELLIS	HALL	LUEBKE
BRASWELL	GAMBLE	HARDY	NEELY
BUCHANAN			

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1380
LEGISLATIVE DAY 113
S676 HCS #2
READING 3

8/13/97
10:59 AM
IN CHAIR: ~~NEELY~~ Speaker dw

AMEND #4 - Rep Decker
SEX OFFENDER LAWS/ FEDERAL COMPLIANCE
MOTION #3 - PREVIOUS QUESTION ON Rep. Decker's Amend. #4

AYES - 66

ARNOLD	DAUGHTRY	JUSTUS	REYNOLDS
BAKER	DAVIS	KISER	ROGERS
BARBEE	DECKER	MCALLISTER	RUSSELL
BEALL	DICKSON	MCCOMAS	SEXTON
BERRY	DOCKHAM	MCCOMBS	SHERRILL
BOWIE	EDDINS	MCMAHAN	SHUBERT
BRAWLEY	ESPOSITO	MERCER	SMITH
BROWN	FOX	MINER	STARNES
CANSLER	GARDNER	MOORE	TALLENT
CARPENTER	GRADY	MORGAN	THOMPSON
CHURCH	GRAY	MORRIS	TOLSON
CLARY	GULLEY	NICHOLS	WARNER
CRAWFORD	HIATT	OLDHAM	WATSON
CREECH	HILL	PRESTON	WILSON, C.
CULP	HOWARD	RAMSEY	WILSON, G.
CULPEPPER	HUNTER, R.	RAYFIELD	WOOD
CUNNINGHAM	IVES		

NOES - 37

ADAMS	EASTERLING	MCCRARY	SAUNDERS
ALEXANDER	FITCH	MICHAUX	SUTTON
ALLRED	GOODWIN	MILLER	WAINWRIGHT
BADDOUR	HARDAWAY	MITCHELL	WARWICK
BLACK	HENSLEY	MOSLEY	WEATHERLY
BLUE	HIGHTOWER	NESBITT	WILKINS
BOYD-MCINTYRE	HUNTER, H.	NYE	WOMBLE
COLE	INSKO	OWENS	WRIGHT
DEDMON	JARRELL	REDWINE	YONGUE
EARLE			

EXCUSED ABSENCE - 14

ALDRIDGE	CAPPS	HALL	KINNEY
BONNER	ELLIS	HARDY	LUEBKE
BRASWELL	GAMBLE	HURLEY	NEELY
BUCHANAN	HACKNEY		

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HOLMES	JEFFUS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1382
LEGISLATIVE DAY 113
S676 HCS
READING 3

8/13/97
11:02 AM
IN CHAIR: ~~NEELY~~ Speaker Idw

SEX OFFENDER LAWS/ FEDERAL COMPLIANCE

SPEAKER DWeeks

AYES - ~~97~~ 98 DWeeks

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

NOES - 6

ADAMS	MICHAUX	WOMBLE	WRIGHT
FITCH	MILLER		

EXCUSED ABSENCE - 14

ALDRIDGE	CAPPS	HALL	KINNEY
BONNER	ELLIS	HARDY	LUEBKE
BRASWELL	GAMBLE	HURLEY	NEELY
BUCHANAN	HACKNEY		

EXCUSED VOTE - 0

NOT VOTING - ~~3~~ 2 DWeeks

~~SPEAKER~~ DWeeks	BLACK	BOWIE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1381
[redacted]ISLATIVE DAY 113
[redacted]6 HCS #2
READING 3

EV
8/13/97
10:59 AM
IN CHAIR: ~~NEELY~~ Speaker DW

AMEND #4 - REG DESK #2
SEX OFFENDER LAWS/ FEDERAL COMPLIANCE

AYES - 71

ALLRED	DAUGHTRY	JARRELL	REDWINE
ARNOLD	DAVIS	JUSTUS	REYNOLDS
BADDOUR	DECKER	KISER	RUSSELL
BAKER	DEDMON	MCCOMAS	SAUNDERS
BARBEE	DICKSON	MCCOMBS	SEXTON
BERRY	DOCKHAM	MCMAHAN	SHERRILL
BLACK	EDDINS	MERCER	SHUBERT
BOWIE	ESPOSITO	MINER	SMITH
BRAWLEY	GARDNER	MITCHELL	STARNES
BROWN	GRADY	MOORE	TALLENT
CANSLER	GRAY	MORGAN	THOMPSON
CARPENTER	GULLEY	MORRIS	WARNER
CLARY	HIATT	NESBITT	WARWICK
COLE	HILL	NICHOLS	WATSON
CRAWFORD	HOLMES	NYE	WILSON, C.
CREECH	HOWARD	OWENS	WILSON, G.
CULP	HUNTER, R.	PRESTON	WOOD
CULPEPPER	IVES	RAYFIELD	

NOES - 34

ADAMS	FITCH	MCALLISTER	SUTTON
ALEXANDER	FOX	MCCRARY	TOLSON
BEALL	GOODWIN	MICHAUX	WAINWRIGHT
BLUE	HARDAWAY	MILLER	WEATHERLY
BOYD-MCINTYRE	HENSLEY	MOSLEY	WILKINS
CHURCH	HIGHTOWER	OLDHAM	WOMBLE
CUNNINGHAM	HUNTER, H.	RAMSEY	WRIGHT
EARLE	INSKO	ROGERS	YONGUE
EASTERLING	JEFFUS		

EXCUSED ABSENCE - 14

ALDRIDGE	CAPPS	HALL	KINNEY
BONNER	ELLIS	HARDY	LUEBKE
BRASWELL	GAMBLE	HURLEY	NEELY
BUCHANAN	HACKNEY		

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1390/6-- 7:32 PM AUGUST 18, 1997 LEGISLATIVE DAY 115

LT. GOVERNOR WICKER -- Presiding

ODOM
SEX OFFENDER LAWS/FED. COMPLIANCE
HOUSE COM SUB NO. 2/7TH EDITION

SENATE BILL 676

MOTION 8
TO CONCUR

AYE	9	BALLANTINE	EAST	MCDANIEL	SHAW R.
		CLARK	LEDBETTER	PAGE	WEBSTER
		COCHRANE			
NO	33	ALBERTSON	DANNELLY	LEE	PHILLIPS
		ALLRAN	FORRESTER	LUCAS	PLYLER
		BALLANCE	FOXX	MARTIN R.	PURCELL
		BASNIGHT	HORTON	MARTIN W.	RAND
		BLUST	JENKINS	MILLER	REEVES
		CARPENTER	JORDAN	MOORE	RUCHO
		CARRINGTON	KERR	ODOM	SOLES
		COOPER	KINNAIRD	PERDUE	WELLONS
		DALTON			

EXCUSED	0			
NOT CAST	1	SHAW L.		
ABSENT	7	GARWOOD	HARTSELL	WARREN
		GULLEY	HOYLE	WEINSTEIN
PAIRS	0			
AYE				
NO				

WINNER

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 676, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEXUAL OFFENDER REGISTRATION PROGRAM TO COMPLY WITH FEDERAL LAW, Seventh Edition, Corrected Copy 8/14/97, submit the following report:

The Senate concurs in the Seventh Edition, Corrected Copy 8/14/97 with the following amendments:

on page 10, line 43 through page 12, line 29,
by rewriting the lines to read:

"'Part 4. Registration of Certain Juveniles Adjudicated for Committing Certain Offenses.

'§ 14-208.26. Registration of certain juveniles adjudicated delinquent for committing certain offenses.

(a) When a juvenile is adjudicated delinquent for committing a violation of G.S. 14-27.2 (first degree rape), G.S. 14-27.3 (second degree rape), G.S. 14-27.4 (first degree sexual offense), G.S. 14-27.5 (second degree sexual offense), or G.S. 14-27.6 (attempted rape or sexual offense), and the juvenile was at least eleven years of age at the time of the commission of the offense, the court shall consider whether the juvenile is a danger to the community. If the court finds that the juvenile is a danger to the community, then the court shall consider whether the juvenile should be required to register with the county sheriff in accordance with this Part. The determination as to whether the juvenile is a danger to the community and whether the juvenile shall be ordered to register shall be made by the presiding judge at the dispositional hearing. If the judge rules that the juvenile is a danger to the community and that the juvenile shall register, then an order shall be entered requiring the juvenile to register. The court's findings regarding whether the juvenile is a danger to the community and whether the juvenile shall register shall be entered into the court record. No juvenile may be required to register under this Part

unless the court first finds that the juvenile is a danger to the community.

A juvenile ordered to register under this Part shall register and maintain that registration as provided by this Part.

(b) If the court finds that the juvenile is a danger to the community and must register, the presiding judge shall conduct the notification procedures specified in G.S. 14-208.8. The chief court counselor of that district shall file the registration information for the juvenile with the appropriate sheriff.

'§ 14-208.27. Change of address.

If a juvenile who is adjudicated delinquent and required to register changes address, the court counselor for the juvenile shall provide written notice of the new address not later than the tenth day after the change to the sheriff of the county with whom the juvenile had last registered. Upon receipt of the notice, the sheriff shall immediately forward this information to the Division. If the juvenile moves to another county in this State, the Divisi shall inform the sheriff of the new county of the juvenile's n residence.

'§ 14-208.28. Verification of registration information.

The information provided to the sheriff shall be verified annually for each juvenile registrant as follows:

(1) Every year on the anniversary of a juvenile's initial registration date, the sheriff shall mail a verification form to the court counselor assigned to the juvenile.

(2) The court counselor for the juvenile shall return the verification form to the sheriff within 10 days after the receipt of the form.

(3) The verification form shall be signed by the court counselor and the juvenile and shall indicate whether the juvenile still resides at the address last reported to the sheriff. If the juvenile has a different address, then that fact and the new address shall be indicated on the form.

'§ 14-208.29. Registration information is not public record; access to registration information available only to law enforcement agencies.

(a) Notwithstanding any other provision of law, the information regarding a juvenile required to register under this

Part is not public record and is not available for public inspection.

(b) The registration information of a juvenile adjudicated delinquent and required to register under this Part shall be maintained separately by the sheriff and released only to law enforcement agencies. Under no circumstances shall the registration of a juvenile adjudicated delinquent be included in the county or statewide registries, or be made available to the public via internet.

'**§ 14-208.30. Termination of registration requirement.**

The requirement that a juvenile adjudicated delinquent register under this Part automatically terminates on the juvenile's eighteenth birthday or when the jurisdiction of the juvenile court with regard to the juvenile ends, whichever occurs first.

'**§ 14-308.31. File with Police Information Network.**

(a) The Division shall include the registration information in the Police Information Network as set forth in G.S. 114-10.1.

(b) The Division shall maintain the registration information permanently even after the registrant's reporting requirement expires; however, the records shall remain confidential in accordance with G.S. 7A-675.

'**§ 14-208.32. Application of Part.**

This Part does not apply to a juvenile who is tried and convicted as an adult for committing or attempting to commit a sexually violent offense or an offense against a minor. A juvenile who is convicted of one of those offenses as an adult is subject to the registration requirements of Part 2 and Part 3 of this Article.'" ; and

on page 15, lines 1-6,
by rewriting the lines to read:

"(4) In any case in which a juvenile, who was at least eleven years of age at the time of the offense, is adjudicated delinquent for committing a violation of G.S. 14-27.2 (first degree rape), G.S. 14-27.3 (second degree rape), 14-27.4 (first degree sexual offense), 14-27.5 (second degree sexual offense), or G.S. 14-27.6 (attempted rape or sexual offense), the judge, upon a finding that the juvenile is a danger to the community, may order that the juvenile

register in accordance with Part 4 of Article 27A of Chapter 14 of the General Statutes.' " ; and

on page 15, lines 6-7,
by inserting between those lines the following:

"Section 1B. The Secretary of the Department of Crime Control and Public Safety shall appoint a committee to study whether a juvenile adjudicated delinquent for committing a sexually violent offense or an offense against a minor as those terms are defined by G.S. 14-208.6 should be required to register under Article 27A of Chapter 14 of the General Statutes. In its study the committee shall consider whether if a juvenile is required to register what the procedures, requirements, termination of requirements, accessibility of registration records by law enforcement officials and by the general public, should be and shall also consider any other relevant issues.

The committee shall consist of 12 members appointed by the Secretary as follows:

(1) Six members from a list of nominations provided by the Speaker of the House of Representatives.

(2) Six members from a list of nominations provided by the President Pro Tempore of the Senate.

The study shall be conducted within the available funds of the Department of Crime Control and Public Safety.

The committee shall report its findings and recommendations to the 1997 General Assembly, 1998 Regular Session, upon its convening, or to the 1999 General Assembly, upon its convening." ; and

on page 4, lines 23-24,
by inserting between those lines the following:
" '**§ 14-208.6B. Registration requirements for juveniles transferred to and convicted in superior court.**

A juvenile transferred to superior court pursuant to G.S. 7A-608 who is convicted of a sexually violent offense or an offense against a minor as defined in G.S. 14-208.6 shall register in accordance with this Article just as an adult convicted of the same offense must register.' "; and

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

on page 15, line 15,
by rewriting the line to read:

"Section 3. Sections 1, 1B, 2, and 3 of this act become effective April 1, 1998, except that Part 4 of Article 27A of Chapter 14 of the General Statutes becomes effective October 1, 1999. Section 1A of this act becomes effective October 1, 1999." .

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

Date conferees approved report: August 28, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator Odom, Chairman	Representative Russell, Chair
Senator Cooper	Representative Aldridge
Senator Rucho	Representative Decker

House Submitted 8/28/97 placed on today's calendar w/o objection
ADOPTED _____(/) Message Received _____
ADOPTED _____(/) Ordered Enrolled _____

6

1

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 676, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEXUAL OFFENDER REGISTRATION PROGRAM TO COMPLY WITH FEDERAL LAW, Seventh Edition, Corrected Copy 8/14/97, submit the following report:

The Senate concurs in the Seventh Edition, Corrected Copy 8/14/97 with the following amendments:

on page 10, line 43 through page 12, line 29,
by rewriting the lines to read:

"'Part 4. Registration of Certain Juveniles Adjudicated for Committing Certain Offenses.

'§ 14-208.26. Registration of certain juveniles adjudicated delinquent for committing certain offenses.

(a) When a juvenile is adjudicated delinquent for committing a violation of G.S. 14-27.2 (first degree rape), G.S. 14-27.3 (second degree rape), G.S. 14-27.4 (first degree sexual offense), G.S. 14-27.5 (second degree sexual offense), or G.S. 14-27.6 (attempted rape or sexual offense), and the juvenile was at least eleven years of age at the time of the commission of the offense, the court shall consider whether the juvenile is a danger to the community. If the court finds that the juvenile is a danger to the community, then the court shall consider whether the juvenile should be required to register with the county sheriff in accordance with this Part. The determination as to whether the juvenile is a danger to the community and whether the juvenile shall be ordered to register shall be made by the presiding judge at the dispositional hearing. If the judge rules that the juvenile is a danger to the community and that the juvenile shall register, then an order shall be entered requiring the juvenile to register. The court's findings regarding whether the juvenile is a danger to the community and whether the juvenile shall register shall be entered into the court record. No juvenile may be required to register under this Part

unless the court first finds that the juvenile is a danger to the community.

A juvenile ordered to register under this Part shall register and maintain that registration as provided by this Part.

(b) If the court finds that the juvenile is a danger to the community and must register, the presiding judge shall conduct the notification procedures specified in G.S. 14-208.8. The chief court counselor of that district shall file the registration information for the juvenile with the appropriate sheriff.

'§ 14-208.27. Change of address.

If a juvenile who is adjudicated delinquent and required to register changes address, the court counselor for the juvenile shall provide written notice of the new address not later than the tenth day after the change to the sheriff of the county with whom the juvenile had last registered. Upon receipt of the notice, the sheriff shall immediately forward this information to the Division. If the juvenile moves to another county in this State, the Division shall inform the sheriff of the new county of the juvenile's new residence.

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The information provided to the sheriff shall be verified annually for each juvenile registrant as follows:

(1) Every year on the anniversary of a juvenile's initial registration date, the sheriff shall mail a verification form to the court counselor assigned to the juvenile.

(2) The court counselor for the juvenile shall return the verification form to the sheriff within 10 days after the receipt of the form.

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(a) Notwithstanding any other provision of law, the information regarding a juvenile required to register under this

Part is not public record and is not available for public inspection.

(b) The registration information of a juvenile adjudicated delinquent and required to register under this Part shall be maintained separately by the sheriff and released only to law enforcement agencies. Under no circumstances shall the registration of a juvenile adjudicated delinquent be included in the county or statewide registries, or be made available to the public via internet.

'**§ 14-208.30. Termination of registration requirement.**

The requirement that a juvenile adjudicated delinquent register under this Part automatically terminates on the juvenile's eighteenth birthday or when the jurisdiction of the juvenile court with regard to the juvenile ends, whichever occurs first.

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(a) The Division shall include the registration information in the Police Information Network as set forth in G.S. 114-10.1.

(b) The Division shall maintain the registration informati permanently even after the registrant's reporting requirement expires; however, the records shall remain confidential in accordance with G.S. 7A-675.

'**§ 14-208.32. Application of Part.**

This Part does not apply to a juvenile who is tried and convicted as an adult for committing or attempting to commit a sexually violent offense or an offense against a minor. A juvenile who is convicted of one of those offenses as an adult is subject to the registration requirements of Part 2 and Part 3 of this Article.'" ; and

on page 15, lines 1-6,
by rewriting the lines to read:

"(4) In any case in which a juvenile, who was at least eleven years of age at the time of the offense, is adjudicated delinquent for committing a violation of G.S. 14-27.2 (first degree rape), G.S. 14-27.3 (second degree rape), 14-27.4 (first degree sexual offense), 14-27.5 (second degree sexual offense), or G.S. 14-27.6 (attempted rape or sexual offense), the judge, upon a finding that the juvenile is a danger to the community, may order that the juvenile

register in accordance with Part 4 of Article 27A of Chapter 14 of the General Statutes.' " ; and

on page 15, lines 6-7,
by inserting between those lines the following:

"Section 1B. The Secretary of the Department of Crime Control and Public Safety shall appoint a committee to study whether a juvenile adjudicated delinquent for committing a sexually violent offense or an offense against a minor as those terms are defined by G.S. 14-208.6 should be required to register under Article 27A of Chapter 14 of the General Statutes. In its study the committee shall consider whether if a juvenile is required to register what the procedures, requirements, termination of requirements, accessibility of registration records by law enforcement officials and by the general public, should be and shall also consider any other relevant issues.

The committee shall consist of 12 members appointed by the Secretary as follows:

(1) Six members from a list of nominations provided by the Speaker of the House of Representatives.

(2) Six members from a list of nominations provided by the President Pro Tempore of the Senate.

The study shall be conducted within the available funds of the Department of Crime Control and Public Safety.

The committee shall report its findings and recommendations to the 1997 General Assembly, 1998 Regular Session, upon its convening, or to the 1999 General Assembly, upon its convening." ; and

on page 4, lines 23-24,
by inserting between those lines the following:
" '**§ 14-208.6B. Registration requirements for juveniles transferred to and convicted in superior court.**

A juvenile transferred to superior court pursuant to G.S. 7A-608 who is convicted of a sexually violent offense or an offense against a minor as defined in G.S. 14-208.6 shall register in accordance with this Article just as an adult convicted of the same offense must register.' "; and

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

on page 15, line 15,
by rewriting the line to read:

"Section 3. Sections 1, 1B, 2, and 3 of this act become effective April 1, 1998, except that Part 4 of Article 27A of Chapter 14 of the General Statutes becomes effective October 1, 1999. Section 1A of this act becomes effective October 1, 1999." .

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

Date conferees approved report: August 28, 1997.

Conferees for the Senate

Senator Odom, Chairman

Senator Cooper

Senator Rucho

Conferees for the House of Representatives

Representative Russell, Chair

Representative Aldridge

Representative Decker

House Submitted 8/28/97 placed on today's calendar w/o objection
House ADOPTED 8/28/97 (101 / 1 EV) Message Received
ADOPTED / / (/) Ordered Enrolled

Senate notified
AUG 2 8 1997
Special Message

B
1

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted] # 1578
[redacted]ISLATIVE DAY 123
[redacted]6
CONFERENCE REPORT

8/28/97
5:12 PM
IN CHAIR: SPEAKER

SEXUAL OFFENDER REGISTRATION

AYES - 101

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

NOES - 1

BRASWELL

EXCUSED ABSENCE - 8

BADDOUR	DICKSON	GARDNER	MCMAHAN
BERRY	GAMBLE	HARDAWAY	WATSON

EXCUSED VOTE - 0

NOT VOTING - 10

ALDRIDGE	INSKO	MCCOMAS	RAYFIELD
ARNOLD	IVES	MORGAN	WILSON, C.
HOWARD	MCALLISTER		

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 676, A BILL TO BE ENTITLED AN ACT TO AMEND THE SEXUAL OFFENDER REGISTRATION PROGRAM TO COMPLY WITH FEDERAL LAW, Seventh Edition, Corrected Copy 8/14/97, submit the following report:

The Senate concurs in the Seventh Edition, Corrected Copy 8/14/97 with the following amendments:

on page 10, line 43 through page 12, line 29,
by rewriting the lines to read:

"'Part 4. Registration of Certain Juveniles Adjudicated for Committing Certain Offenses.

'§ 14-208.26. Registration of certain juveniles adjudicated delinquent for committing certain offenses.

(a) When a juvenile is adjudicated delinquent for committing a violation of G.S. 14-27.2 (first degree rape), G.S. 14-27.3 (second degree rape), G.S. 14-27.4 (first degree sexual offense), G.S. 14-27.5 (second degree sexual offense), or G.S. 14-27.6 (attempted rape or sexual offense), and the juvenile was at least eleven years of age at the time of the commission of the offense, the court shall consider whether the juvenile is a danger to the community. If the court finds that the juvenile is a danger to the community, then the court shall consider whether the juvenile should be required to register with the county sheriff in accordance with this Part. The determination as to whether the juvenile is a danger to the community and whether the juvenile shall be ordered to register shall be made by the presiding judge at the dispositional hearing. If the judge rules that the juvenile is a danger to the community and that the juvenile shall register, then an order shall be entered requiring the juvenile to register. The court's findings regarding whether the juvenile is a danger to the community and whether the juvenile shall register shall be entered into the court record. No juvenile may be required to register under this Part

unless the court first finds that the juvenile is a danger to the community.

A juvenile ordered to register under this Part shall register and maintain that registration as provided by this Part.

(b) If the court finds that the juvenile is a danger to the community and must register, the presiding judge shall conduct the notification procedures specified in G.S. 14-208.8. The chief court counselor of that district shall file the registration information for the juvenile with the appropriate sheriff.

'§ 14-208.27. Change of address.

If a juvenile who is adjudicated delinquent and required to register changes address, the court counselor for the juvenile shall provide written notice of the new address not later than the tenth day after the change to the sheriff of the county with whom the juvenile had last registered. Upon receipt of the notice, the sheriff shall immediately forward this information to the Division. If the juvenile moves to another county in this State, the Division shall inform the sheriff of the new county of the juvenile's new residence.

'§ 14-208.28. Verification of registration information.

The information provided to the sheriff shall be verified annually for each juvenile registrant as follows:

(1) Every year on the anniversary of a juvenile's initial registration date, the sheriff shall mail a verification form to the court counselor assigned to the juvenile.

(2) The court counselor for the juvenile shall return the verification form to the sheriff within 10 days after the receipt of the form.

(3) The verification form shall be signed by the court counselor and the juvenile and shall indicate whether the juvenile still resides at the address last reported to the sheriff. If the juvenile has a different address, then that fact and the new address shall be indicated on the form.

'§ 14-208.29. Registration information is not public record; access to registration information available only to law enforcement agencies.

(a) Notwithstanding any other provision of law, the information regarding a juvenile required to register under this

Part is not public record and is not available for public inspection.

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'**§ 14-208.30. Termination of registration requirement.**

The requirement that a juvenile adjudicated delinquent register under this Part automatically terminates on the juvenile's eighteenth birthday or when the jurisdiction of the juvenile court with regard to the juvenile ends, whichever occurs first.

'**§ 14-308.31. File with Police Information Network.**

(a) The Division shall include the registration information in the Police Information Network as set forth in G.S. 114-10.1.

(b) The Division shall maintain the registration information permanently even after the registrant's reporting requirement expires; however, the records shall remain confidential in accordance with G.S. 7A-675.

'**§ 14-208.32. Application of Part.**

This Part does not apply to a juvenile who is tried and convicted as an adult for committing or attempting to commit a sexually violent offense or an offense against a minor. A juvenile who is convicted of one of those offenses as an adult is subject to the registration requirements of Part 2 and Part 3 of this Article.'" ; and

on page 15, lines 1-6,
by rewriting the lines to read:

"(4) In any case in which a juvenile, who was at least eleven years of age at the time of the offense, is adjudicated delinquent for committing a violation of G.S. 14-27.2 (first degree rape), G.S. 14-27.3 (second degree rape), 14-27.4 (first degree sexual offense), 14-27.5 (second degree sexual offense), or G.S. 14-27.6 (attempted rape or sexual offense), the judge, upon a finding that the juvenile is a danger to the community, may order that the juvenile

register in accordance with Part 4 of Article 27A of Chapter 14 of the General Statutes.' " ; and

on page 15, lines 6-7,
by inserting between those lines the following:

"Section 1B. The Secretary of the Department of Crime Control and Public Safety shall appoint a committee to study whether a juvenile adjudicated delinquent for committing a sexually violent offense or an offense against a minor as those terms are defined by G.S. 14-208.6 should be required to register under Article 27A of Chapter 14 of the General Statutes. In its study the committee shall consider whether if a juvenile is required to register what the procedures, requirements, termination of requirements, accessibility of registration records by law enforcement officials and by the general public, should be and shall also consider any other relevant issues.

The committee shall consist of 12 members appointed by the Secretary as follows:

(1) Six members from a list of nominations provided by the Speaker of the House of Representatives.

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The study shall be conducted within the available funds of the Department of Crime Control and Public Safety.

The committee shall report its findings and recommendations to the 1997 General Assembly, 1998 Regular Session, upon its convening, or to the 1999 General Assembly, upon its convening." ; and

on page 4, lines 23-24,
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A juvenile transferred to superior court pursuant to G.S. 7A-608 who is convicted of a sexually violent offense or an offense against a minor as defined in G.S. 14-208.6 shall register in accordance with this Article just as an adult convicted of the same offense must register.'"; and

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

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

Date conferees approved report: August 28, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator Odom, Chairman	Representative Russell, Chair
Senator Cooper	Representative Aldridge
Senator Rucho	Representative Decker

Senate Submitted 8/28/97 Placed on Calendar 8/28/97.
Senate ADOPTED 8/28/97 (43/1) Message Received 8/28/97
House ADOPTED 8/28/97 (/) Ordered Enrolled 8/28/97

House notified 8/28/97

Senate

ORDERED SENT TO GOVERNOR

BY SPECIAL MESSENGER

Ruled non roll-call 8/28/97.

61

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1545/23-- 1:42 PM AUGUST 28, 1997 LEGISLATIVE DAY 123

LT. GOVERNOR WICKER -- Presiding

ODOM
SEX OFFENDER LAWS/FED. COMPLIANCE
HOUSE COM SUB NO. 2/7TH EDITION

SENATE BILL 676

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	43	ALBERTSON	FORRESTER	LEDBETTER	PLYLER
		ALLRAN	FOXX	LUCAS	PURCELL
		BALLANTINE	GARWOOD	MARTIN R.	RAND
		BASNIGHT	GULLEY	MARTIN W.	REEVES
		BLUST	HARTSELL	MCDANIEL	SHAW L.
		CARPENTER	HORTON	MILLER	SHAW R.
		COCHRANE	HOYLE	MOORE	SOLES
		COOPER	JENKINS	ODOM	WEBSTER
		DALTON	JORDAN	PAGE	WELLONS
		DANNELLY	KERR	PERDUE	WINNER
		EAST	KINNAIRD	PHILLIPS	
NO	1	BALLANCE			
EXCUSED	0				
NOT CAST	1	LEE			
ABSENT	5	CARRINGTON	RUCHO	WARREN	WEINSTEIN
		CLARK			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

[ ] Title Change [YES] For Committee Substitute

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

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The committee shall report its findings and recommendations to the 1997 General Assembly, 1998 Regular Session, upon its convening, or to the 1999 General Assembly, upon its convening." ; and

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 676

S676-CRSA-006

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

Date conferees approved report: August 28, 1997.

Conferees for the Senate

Senator Odom, Chairman

Senator Cooper

Senator Rucho

Conferees for the House of Representativ

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Representative Aldridge

Representative Decker

Senate Submitted 8/28/97 Placed on Calendar 8/28/97.
ADOPTED 8/28/97 (43/ 1) Message Received
ADOPTED (/) Ordered Enrolled

House ratified 8/28/97.

Ruled non-roll call -
8-28-97
Janet Smith

6 1

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 2 1997
PRINCIPAL CLERK

S D

SENATE DRSA636-LL128(3.28) S 677

Short Title: Repeal Albemarle Firemen's Pension. (Local)

Sponsors: Senators Conder and Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE ACT ESTABLISHING A SUPPLEMENTARY PENSION FUND FOR FIREMEN IN THE CITY OF ALBEMARLE.

The General Assembly of North Carolina enacts:

Section 1. Chapter 102 of the 1957 Session Laws, as amended by Chapter 589 of the 1963 Session Laws and Chapter 606 of the 1967 Session Laws, is repealed.

Section 2. All funds held by the Trustees of the Albemarle Supplementary Pension Fund are transferred to the Board of Trustees of the Albemarle Firemen's Relief Fund to be held and administered as provided in Article 84 of Chapter 58 of the General Statutes.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRSA651-LM107(3.18) S 678 APR 2 1997

PRINCIPAL CLERK

Short Title: Knightdale Tree Ordinances. (Local)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE TOWN OF KNIGHTDALE TO REGULATE TREES.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of Chapter 556 of the 1985 Session Laws, as amended by Chapter 921 of the 1987 Session Laws, reads as rewritten:

"Sec. 3. This act applies only to the Cities of Asheville and Raleigh, except that Section 1 also applies to the ~~Town~~ Towns of Pine Knoll ~~Shores.~~ Shores and Knightdale."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

APR 2 1997

PRINCIPAL CLERK

S

D

SENATE DRS2590*-LB120(3.4)

Short Title: Henderson Charter Update. (Local)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DELETE CERTAIN OBSOLETE PROVISIONS AND MAKE CERTAIN TECHNICAL AMENDMENTS IN THE CHARTER OF THE CITY OF HENDERSON AND TO AUTHORIZE ENTRY INTO AGREEMENTS.

The General Assembly of North Carolina enacts:

Section 1. Section 4 of the Charter of the City of Henderson, being Chapter 780 of the Session Laws of 1967 as amended on June 22, 1981, by ordinance under G.S. 160A-101, reads as rewritten:

"Section 4. Elective Officers - Enumerated; Conduct of Elections; Terms of Office, Vacancies. The elective officers of the city shall consist of a mayor, who shall be elected ~~on the first Tuesday in May~~ at the time prescribed by the General Statutes and biennially thereafter, by the qualified voters of the whole city, and two aldermen from each ward, whose term of office shall be two years. The City shall be divided into four (4) electoral districts or wards and the seats of the eight (8) City Aldermen shall be divided equally into four (4) 'ward seats' and four (4) 'at large seats', one each of which shall be apportioned to each of the electoral districts or wards (so that each Alderman with a 'ward seat' shall represent approximately the same number of persons); the qualified voters of each electoral district or ward shall vote for and elect candidates to the respective 'ward seats'; candidates for the 'at large seats' shall reside in and represent the districts according to the apportionment plan, but all candidates for 'at large seats' shall be voted for and elected by all of the qualified voters of the entire City. Except as otherwise herein provided, such elections shall be in conformity with the general law of the State governing municipal elections; and the term of office of such mayor and aldermen shall commence ~~at 4:00 o'clock in the afternoon on the first Monday in June following their election.~~ at the time prescribed

FILED - SENATE
APR 2 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S 6 80

S **D**

SENATE DRS2642-LG125(3.19)

Short Title: Polymers Extension Program Funds. (Public)

Sponsors: Senators Hoyle and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENDITURES FOR THE EXPANSION OF THE POLYMERS EXTENSION PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Commerce the sum of one million four hundred fifty thousand dollars ($1,450,000) for the 1997-98 fiscal year to provide sufficient additional space to accommodate the expanded programs of and demands on the Polymers Extension Program, in order to support and encourage further development of polymers processing and production and related industries in North Carolina. These funds shall be used solely for the following:

(1)	Construction of a new building for the Polymers Extension Program.	$1,400,000
(2)	Relocation of equipment for the Polymers Extension Program from the the existing location to the new building.	50,000
	TOTAL	$1,450,000.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRSA635-LN107(3.11) S681 APR 2 1997

PRINCIPAL CLERK

Short Title: Child Caring Inst. Funds. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CHILD CARING INSTITUTION FUND.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Department of Human Resources, Child Caring Institution Fund, the sum of five million one hundred ninety-two thousand three hundred dollars ($5,192,300) for the 1997-98 fiscal year and the sum of five million one hundred ninety-two thousand three hundred dollars ($5,192,300) for the 1998-99 fiscal year in order to increase the balance in the CCI Fund to ten million dollars ($10,000,000). Funds appropriated under this section shall be used to increase the private child caring agency reimbursement rate for the State-funded portion of services to children who are not eligible for federal IV-E or AFDC-EA subsidies.

(b) Funds appropriated under this section shall be used to increase reimbursement rates to those child caring agencies providing residential care services and behavioral health care services under agreements with the county departments of social services during fiscal year 1996-97. Counties shall not reduce their contributions to the agencies' cost of care as a result of the appropriation of funds under subsection (a) of this section. County contributions to the cost of care shall continue to be negotiated between the counties and the agencies. County contributions to the cost of care shall not be used to reduce or offset State reimbursement for the cost of care in private child caring institutions.

(c) Funds appropriated under this section shall be allocated to agencies by the Division of Social Services according to the current and agreed upon formulas and reimbursement methodologies, adjusted to reflect the additional funds

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED SENATE

SESSION 1997 S682 APR 2 1997

S PRINCIPAL CLERK D

SENATE DRS1686-LM129(3.25)

Short Title: Durham Charter. (Local)

Sponsors: Senators Gulley and Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO REQUIRE THAT CHALLENGES TO VOLUNTARY ANNEXATIONS BY THE CITY BE FILED WITHIN THIRTY DAYS AFTER THE ADOPTION OF THE ANNEXATION ORDINANCE.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Durham, being Chapter 671 of the 1975 Session Laws, as amended, is amended by adding a new section to read:

"Sec. 2.6. Petition Annexation Appeals. Any judicial action contesting the validity of an annexation by the City pursuant to Part 1 or 4 of Article 4A of Chapter 160A of the General Statutes shall be filed within 30 days after the adoption of the annexation ordinance."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S D

S 683 APR 2 1997

SENATE DRSA650-LR169(3.26)

PRINCIPAL CLERK

Short Title: Durham City Manager Powers. (Local)

Sponsors: Senators Lucas and Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO APPROVE THE PAYMENT OF FACILITIES FEES IN INSTALLMENTS.

The General Assembly of North Carolina enacts:

Section 1. Section 115.6(b) of the Charter of the City of Durham, being Chapter 671 of the 1995 Session Laws, as added by Chapter 476 of the 1989 Session Laws and rewritten by Chapter 992 of the 1991 Session Laws, reads as rewritten:

"(b) The City Council may permit the payment of a facilities fee in a lump sum or in equal monthly or annual installments over a period of time not to exceed 10 years. The city council may delegate authority to the city manager, or designee of the city manager, to authorize the payment of a facilities fee in installments when requested by the person who is responsible for paying the fee. If paid in installments, such installments shall bear interest at a rate fixed by the City Council of not more than nine percent (9%) per annum from the date when ~~payment by lump sum would have otherwise been due.~~ the City approves payment of the facilities fee in installments. The facilities fee, with accrued interest, may be paid in full at any time."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1447/2--10:29 AM AUGUST 22, 1997 LEGISLATIVE DAY 119

LT. GOVERNOR WICKER -- Presiding

LUCAS
DURHAM CITY MANAGER/ALAMANCE
HOUSE COM SUB/2ND EDITION

SENATE BILL 683

MOTION 8
TO CONCUR

AYE	5	COCHRANE	MOORE	PAGE	WEBSTER
		EAST			
NO	34	ALBERTSON	FORRESTER	LUCAS	RAND
		ALLRAN	FOXX	MARTIN R.	REEVES
		BALLANCE	HORTON	MARTIN W.	SHAW L.
		BALLANTINE	HOYLE	MILLER	SHAW R.
		BLUST	JENKINS	PERDUE	SOLES
		CARPENTER	JORDAN	PHILLIPS	WEINSTEIN
		COOPER	KINNAIRD	PLYLER	WELLONS
		DALTON	LEDBETTER	PURCELL	WINNER
		DANNELLY	LEE		
EXCUSED	0				
NOT CAST	4	BASNIGHT	HARTSELL	KERR	ODOM
ABSENT	7	CARRINGTON	GARWOOD	MCDANIEL	WARREN
		CLARK	GULLEY	RUCHO	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 683, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO APPROVE THE PAYMENT OF FACILITIES FEES IN INSTALLMENTS, TO AUTHORIZE THE CITY OF BURLINGTON TO DISPOSE OF CERTAIN PROPERTY BY PRIVATE SALE, AND CONCERNING ZONING IN ALAMANCE COUNTY, 2nd Edition, House Committee Substitute Favorable 8/19/97, submit the following report:

The Senate concurs in the 2nd Edition House Committee Substitute with the following amendment:

on page 2, line 24, by adding the following at the end of that line:

"Subsequent changes in the boundaries of the precinct do not change the boundaries of the zoning area."

and the House agrees to the same.

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

(1)

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator Jeanne Lucas	Rep. Cary D. Allred, Chair
Sen. Fletcher L. Hartsell, Jr.	Rep. George W. Miller, Jr.
Sen. Luther H. Jordan, Jr.	Rep. Dennis A. Reynolds
Sen. Larry Shaw	

House Submitted 8/27/97 placed on calendar 8/28/97
ADOPTED _____(/) Message Received_____
ADOPTED _____(/) Ordered Enrolled_____

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

[ ] Title Change [YES] For Committee Substitute

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

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator Jeanne Lucas	Rep. Cary D. Allred, Chair
Sen. Fletcher L. Hartsell, Jr.	Rep. George W. Miller, Jr.
Sen. Luther H. Jordan, Jr.	Rep. Dennis A. Reynolds
Sen. Larry Shaw	

Placed on Calendar 8/28/97

Senate Submitted 8/28/97
Senate ADOPTED 8/28/97 (43/0) Message Received 8/28/97
House ADOPTED 8/28/97 (/) Ordered Enrolled 8/28/97

Senate

J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

[ ] Title Change [YES] For Committee Substitute

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

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

6

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator Jeanne Lucas	Rep. Cary D. Allred, Chair
Sen. Fletcher L. Hartsell, Jr.	Rep. George W. Miller, Jr.
Sen. Luther H. Jordan, Jr.	Rep. Dennis A. Reynolds
Sen. Larry Shaw	

House Submitted 8/27/97 placed on Calendar 8/28/97
House ADOPTED 8/28/97 (104/2 EV) Message Received
ADOPTED / / (/) Ordered Enrolled

Senate notified

Special Message
AUG 28 1997

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ # 1543
LEGISLATIVE DAY 123
[illegible]3
CONFERENCE REPORT

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

DURHAM CITY MANAGER/ ALAMANCE

AYES - 104

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

NOES - 2

SPEAKER	FITCH

EXCUSED ABSENCE - 5

BERRY	HARDAWAY	MCMAHAN	WATSON
GARDNER			

EXCUSED VOTE - 0

NOT VOTING - 9

ALDRIDGE	CULP	RAMSEY	WOMBLE
BARBEE	GAMBLE	RAYFIELD	WOOD
BOWIE			

S683

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

[] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 683, A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE DURHAM CITY COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO APPROVE THE PAYMENT OF FACILITIES FEES IN INSTALLMENTS, TO AUTHORIZE THE CITY OF BURLINGTON TO DISPOSE OF CERTAIN PROPERTY BY PRIVATE SALE, AND CONCERNING ZONING IN ALAMANCE COUNTY, 2nd Edition, House Committee Substitute Favorable 8/19/97, submit the following report:

The Senate concurs in the 2nd Edition House Committee Substitute with the following amendment:

on page 2, line 24, by adding the following at the end of that line:

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and the House agrees to the same.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 683

S683-CRRF-002

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Senator Jeanne Lucas	Rep. Cary D. Allred, Chair
Sen. Fletcher L. Hartsell, Jr.	Rep. George W. Miller, Jr.
Sen. Luther H. Jordan, Jr.	Rep. Dennis A. Reynolds
Sen. Larry Shaw	

Placed on Calendar 8/28/97

Senate Submitted 8/28/97
Senate ADOPTED 8/28/97 (43/0) Message Received 8/28/97
House ADOPTED 8/28/97 (/) Ordered Enrolled 8/28/97

Senate
J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1561/39-- 3:27 PM AUGUST 28, 1997 LEGISLATIVE DAY 123

LT. GOVERNOR WICKER -- Presiding

LUCAS
DURHAM CITY MANAGER/ALAMANCE
HOUSE COM SUB/2ND EDITION

SENATE BILL 683

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	43	ALBERTSON	EAST	KINNAIRD	PERDUE
		ALLRAN	FORRESTER	LEDBETTER	PHILLIPS
		BALLANCE	FOXX	LEE	PLYLER
		BALLANTINE	GARWOOD	LUCAS	PURCELL
		BASNIGHT	GULLEY	MARTIN R.	REEVES
		BLUST	HARTSELL	MARTIN W.	SHAW L.
		CARPENTER	HORTON	MCDANIEL	SHAW R.
		COCHRANE	HOYLE	MILLER	SOLES
		COOPER	JENKINS	MOORE	WELLONS
		DALTON	JORDAN	ODOM	WINNER
		DANNELLY	KERR	PAGE	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	7	CARRINGTON	RAND	WARREN	WEINSTEIN
		CLARK	RUCHO	WEBSTER	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRS8611-LR168(3.26) S 6 8 4 APR 2 1997

PRINCIPAL CLERK

Short Title: Durham/City Development Review Bd. (Local)

Sponsors: Senators Lucas and Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE DURHAM CITY CHARTER TO RENAME THE SUBDIVISION REVIEW BOARD AND INCREASING THE NUMBER OF PERSONS WHO MAY SERVE ON THAT BOARD.

The General Assembly of North Carolina enacts:

Section 1. Subsection (3) of Section 97 of the Charter of the City of Durham, being Chapter 671 of the 1975 Session Laws, reads as rewritten:

"(3) The City Council may provide for the appointment of a board to be known as a ~~Subdivision Review Board consisting of not less than four nor more than six members~~ Development Review Board consisting of four or more members who shall serve without pay as such members, each of whom shall be appointed by the Council for a term of years or for a term at the will of the Council, as may be determined by the Council; in the event the Council appoints such Board for a term of years, the term of the office of each member shall be three years. ~~Such Subdivision~~ The Development Review Board shall hear and decide appeals from and review any order, requirement, decision or determination made by any administrative official charged with the enforcement of any ordinance adopted pursuant to this section. It shall also hear and decide all matters referred to in or upon which it is required to pass under any such ordinance. The affirmative vote of a majority of members of the Board shall be necessary to reverse any order, requirement, decision or determination of any administrative official, or to decide in favor of the applicant any matter upon which it is required to pass under any such ordinance or to effect any variation in any of the provisions of such ordinance. Every decision of such Board shall, however, be subject to review by proceedings in the nature of certiorari. Such appeal may be taken by any person aggrieved or by an officer, department, board or bureau of the

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1401/2--10:08 AM AUGUST 19, 1997 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

LUCAS
DURHAM/CITY DEVELOPMENT REVIEW BD.
HOUSE COM SUB/2ND EDITION

SENATE BILL 684

MOTION 8
TO CONCUR

AYE	5	CLARK	EAST	LEDBETTER	WEBSTER
		COCHRANE			
NO	36	ALBERTSON	DALTON	KINNAIRD	PERDUE
		ALLRAN	DANNELLY	LEE	PHILLIPS
		BALLANCE	FORRESTER	LUCAS	PLYLER
		BALLANTINE	FOXX	MARTIN R.	PURCELL
		BASNIGHT	HARTSELL	MARTIN W.	RAND
		BLUST	HORTON	MCDANIEL	RUCHO
		CARPENTER	HOYLE	MILLER	SOLES
		CARRINGTON	JENKINS	MOORE	WEINSTEIN
		COOPER	KERR	ODOM	WELLONS
EXCUSED	0				
NOT CAST	6	JORDAN	REEVES	SHAW R.	WINNER
		PAGE	SHAW L.		
ABSENT	3	GARWOOD	GULLEY	WARREN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S D

SENATE DRS4545-LG165(3.27) S 6 8 5

APR 2 1997
PRINCIPAL CLERK

Short Title: Birchwood Cemetery Funds. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF ROXBORO FOR CAPITAL IMPROVEMENTS AT THE BIRCHWOOD CEMETERY ANNEX.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Town of Roxboro the sum of seventy-seven thousand one hundred sixty dollars ($77,160) for the 1997-98 fiscal year for capital improvements needed at the Birchwood Cemetery Annex.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS7665-LG151(3.26)

FILED - SENATE

S 6 8 6 APR 2 1997

PRINCIPAL CLERK

Short Title: NC Arts Council Funds. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES TO SUPPORT THE NORTH CAROLINA ARTS COUNCIL.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Cultural Resources, Division of Arts Council, the sum of two million one hundred thousand dollars ($2,100,000) for the 1997-98 fiscal year to support the programs of the North Carolina Arts Council. Funds appropriated in this section shall be allocated as follows:

(1)	Grassroots Arts Program	$1,156,633
(2)	Cultural Tourism Incentives	300,000
(3)	Arts and Education Partnerships	300,000
(4)	Operating Expenses	343,367
	TOTAL	$2,100,000.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 87
APR 2 1997
PRINCIPAL CLERK

S D

SENATE DRS7668-LC178(3.13)

Short Title: Reduce Farm/Industry Fuel Tax. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PHASE DOWN THE SALES TAX ON ELECTRICITY AND PIPED NATURAL GAS USED IN FARMING AND MANUFACTURING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.4(a)(1f) reads as rewritten:

"(1f) The ~~rate of two and eighty-three hundredths percent (2.83%)~~ applicable rate provided in the table below applies to the sales price of electricity and piped natural gas described in this subdivision and measured by a separate meter or another device:

Effective Date	Rate
August 1, 1996	2.83%
July 1, 1997	2.67%
July 1, 1998	2.34%
July 1, 1999	2%
July 1, 2000	1.67%
July 1, 2001	1.34%
July 1, 2002	1%

a. Sales of electricity and piped natural gas to farmers to be used by them for any farm purposes other than preparing food, heating dwellings, and other household purposes. The quantity of electricity or gas purchased or used at any one time shall not be a determinative factor as to whether its sale or use is or is not subject to the rate of tax provided in this subdivision.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 88 APR 2 1997
PRINCIPAL CLERK

S D

SENATE DRS2653-LE061(3.20)

Short Title: Schools Attuned Program Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE SCHOOLS ATTUNED PROGRAM IN THE PUBLIC SCHOOLS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Public Education the sum of nine hundred thirty thousand eight hundred ten dollars ($930,810) for the 1997-98 fiscal year and the sum of one million forty-four thousand three hundred ten dollars ($1,044,310) for the 1998-99 fiscal year to implement the Schools Attuned Program on a statewide basis. The purpose of the program is to enhance the ability of elementary and middle school teachers to recognize and be responsive to the learning styles and learning strengths and deficiencies of all children, regardless of whether they have potential or diagnosed learning dysfunctions. The program shall include long-term professional development programs and outreach and technical support services.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 2 1997
PRINCIPAL CLERK

S

S 6 89 D

SENATE DRS8610-LC155(3.20)

Short Title: Credit for Hiring Welfare Recipients. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE AN ADDITIONAL JOBS TAX CREDIT FOR CREATING JOBS FOR WELFARE RECIPIENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-129.2 reads as rewritten:

"**§ 105-129.2. (Repealed effective January 1, 2002 -- see note) Definitions.**

The following definitions apply in this Article:

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

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

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

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

(5) Machinery and equipment. -- Engines, machinery, tools, and implements that are capitalized by the taxpayer for tax purposes under the Code and are used or designed to be used in manufacturing or processing, warehousing and distribution, or data processing. The term does not include real property as defined in G.S. 105-273 or rolling stock as defined in G.S. 105-333.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 9 0 APR 2 1997
PRINCIPAL CLERK

S D

SENATE DRSA649-LN099B(3.4)

Short Title: Needle Exchange Pilot Program. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A COMMUNITY-BASED NEEDLE AND SYRINGE EXCHANGE PILOT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. (a) Pilot program established; purpose. There is established a community-based needle exchange pilot program to be administered by the Department of Environment, Health, and Natural Resources. For purposes of this section, a "needle exchange pilot program or project" is a program or establishment wherein a person who is an injecting drug user may exchange an old or used needle or syringe for a new one. As used in this section, the term "needle" includes "syringe". The purposes of the program are as follows:

(1) To reduce use of contaminated needles in circulation in order to reduce the transmission of Human Immunodeficiency Virus (HIV), Hepatitis B, and Hepatitis C;

(2) To provide HIV/AIDS risk reduction outreach education and referral for hard-to-reach Injection Drug Users (IDU) who are not in treatment; and

(3) To reduce the spread of HIV, Hepatitis B, and Hepatitis C to the sexual partners of injection drug users, and thus reduce the transmission of the disease to other populations.

(b) Administration of the pilot program. The Department shall administer the program as follows:

(1) The Department shall authorize the establishment of up to four community-based needle exchange pilot projects, each in a county

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE
APR 2 1997
PRINCIPAL CLERK

SENATE DRS2650*-LH040(2.4)

S691

Short Title: Outlaw Dog Fights. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE FELONY OFFENSE OF DOG FIGHTING AND BAITING.

The General Assembly of North Carolina enacts:

Section 1. Article 47 of Chapter 14 of the General Statutes is amended by adding a new section to read:

"**§ 14-362.2. Dog fighting and baiting.**

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

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

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

(d) A person who commits a second or subsequent offense under subsection (a) of this section within three years after being convicted of any offense under this section is guilty of a Class H felony."

Section 2. G.S. 14-362.1 reads as rewritten:

"**§ 14-362.1. Animal ~~fights, other than cock fights, and animal baiting.~~ fights and baiting, other than cock fights, dog fights and dog baiting.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 92 APR 2 1997
PRINCIPAL CLERK

S D

SENATE DRS7671-LG173(4.1)

Short Title: NC's Southeast Funds. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE SOUTHEASTERN NORTH CAROLINA REGIONAL ECONOMIC DEVELOPMENT COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Commerce the sum of five hundred thousand dollars ($500,000) for the 1997-98 fiscal year to be allocated to the Southeastern North Carolina Regional Economic Development Commission for activities of the commission pursuant to G.S. 158-8.3.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE

SENATE DRS4547-LG174(4.1) S 693 APR 2 1997

PRINCIPAL CLERK

Short Title: Mid-State Visitors Center Funds. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE FAYETTEVILLE AREA CONVENTION AND VISITORS BUREAU TO FURTHER STUDY, DESIGN, AND ACQUIRE LAND FOR A REGIONAL MID-STATE VISITORS CENTER.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Fayetteville Area Convention and Visitors Bureau the sum of five hundred thousand dollars ($500,000) for the 1997-98 fiscal year to further study, design, and acquire land for a regional Mid-State Visitors Center.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS1690-LE074(3.26)

FILED - SENATE

S 6 9 4 APR 2 1997

PRINCIPAL CLERK

Short Title: Cabarrus Family Med. Training Funds. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE CABARRUS FAMILY MEDICINE RESIDENCY PROGRAM SPONSORED BY CABARRUS MEMORIAL HOSPITAL.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of three hundred sixty thousand dollars ($360,000) for the 1997-98 fiscal year and the sum of three hundred sixty thousand dollars ($360,000) for the 1998-99 fiscal year for allocation to the Area Health Education Centers (AHEC) in support of the Cabarrus Family Medicine Residency Program sponsored by Cabarrus Memorial Hospital.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 695 APR 2 1997

SENATE DRS1688-RC013.2(4.2) PRINCIPAL CLERK

Short Title: Immunity for Public Sch. Volunteers. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE SCHOOL VOLUNTEERS, LOCAL SCHOOL BOARDS, AND SCHOOL OFFICIALS LIMITED IMMUNITY FROM CIVIL LIABILITY FOR NEGLIGENT ACTS BY PUBLIC SCHOOL VOLUNTEERS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 115C of the General Statutes is amended by adding a new Part to read:

"Part 4. Public School Volunteers.

"**§ 115C-266. Immunity from civil liability for volunteers.**

(a) A volunteer who performs services for a public school is not liable in civil damages for any acts or omissions resulting in any injury, death, or loss to person or property arising from the volunteer services rendered if:

(1) The volunteer was acting in good faith and the services rendered were reasonable under the circumstances.

(2) The acts or omissions do not amount to gross negligence, wanton conduct, or intentional wrongdoing.

(3) The acts or omissions did not occur while the volunteer was operating or responsible for the operation of a motor vehicle.

(b) No local board of education or school official shall be liable in civil damages for any acts or omissions by a volunteer if the volunteer is immune from civil liability under subsection (a) of this section.

(c) Any local board of education that has obtained liability insurance under G.S. 115C-42 and any volunteer that has liability insurance shall be deemed to have waived the qualified immunity under this section, but only to the extent the school board or volunteer is indemnified by the insurance for the volunteer's negligence.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 3 1997
PRINCIPAL CLERK

S

S 696 D

SENATE DRS6606-LT114(3.25)

Short Title: 3rd Senate District Local Act. (Local)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 3RD DISTRICT OF THE SENATE.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the 3rd Senate District only.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1170/10-- 8:31 PM JULY 21, 1997 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER -- Presiding

PERDUE
GRANTSBORO INCORPORATED
2ND EDITION

SENATE BILL 696
READING 2

AYE	44	ALBERTSON	DALTON	KINNAIRD	PLYLER
		ALLRAN	DANNELLY	LEDBETTER	RAND
		BALLANCE	EAST	LUCAS	REEVES
		BALLANTINE	FORRESTER	MARTIN R.	RUCHO
		BASNIGHT	FOXX	MARTIN W.	SHAW L.
		BLUST	GULLEY	MCDANIEL	SHAW R.
		CARPENTER	HARTSELL	MILLER	SOLES
		CARRINGTON	HORTON	ODOM	WARREN
		CLARK	JENKINS	PAGE	WEBSTER
		COCHRANE	JORDAN	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	1	KINCAID			
ABSENT	4	GARWOOD	HOYLE	LEE	WINNER
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

X

EDITION No. _____

H. B. No. _____ DATE 7/22/97

S. B. No. 696 Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE YES

~~Rep.~~)
) Rees
Sen.)

1 moves to amend the bill on page 5, line 10

2 (✓) WHICH CHANGES THE TITLE

3 by adding the following between lines 10 and 11:

4

5 "Section 5.1 The provisions of G.S.

6 160A-58.1(b)(5) do not apply to the

7 annexation of the Harry Taylor Farms property

8 by the Town of Beaufort."

9

10 Furthermore, to amend the bill on page 1,

11 line 2 by adding the following immediately

12 before the period "AND CONCERNING

13 A SATELLITE ANNEXATION BY THE

14 TOWN OF BEAUFORT".

15

16

17

18

19

SIGNED _____

ADOPTED 50-0 FAILED _____ TABLED _____

Adopted 7/23/97 S. Pruitt

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1177/2--10:50 AM JULY 23, 1997 LEGISLATIVE DAY 101

LT. GOVERNOR WICKER -- Presiding

PERDUE
GRANTSBORO INCORPORATED
2ND EDITION

SENATE BILL 696

AMEND 1

AYE	50	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	KINCAID	PLYLER	WINNER
		DANNELLY	KINNAIRD		
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. 1277/2--10:17 AM AUGUST 5, 1997 LEGISLATIVE DAY 108

SENATOR BASNIGHT -- Presiding

PERDUE
GRANSBORO INCORP./BEAUFORT ANNEX.
2ND EDITION

SENATE BILL 696
READING 2

AYE	45	ALBERTSON	DANNELLY	KERR	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEDBETTER	PURCELL
		BALLANTINE	FOXX	LEE	RAND
		BASNIGHT	GARWOOD	LUCAS	REEVES
		BLUST	GULLEY	MARTIN R.	RUCHO
		CARPENTER	HARTSELL	MCDANIEL	SHAW R.
		CARRINGTON	HORTON	MILLER	WARREN
		CLARK	HOYLE	ODOM	WEINSTEIN
		COCHRANE	JENKINS	PAGE	WELLONS
		COOPER	JORDAN	PERDUE	WINNER
		DALTON			
NO	0				
EXCUSED	0				
NOT CAST	3	MARTIN W.	SHAW L.	WEBSTER	
ABSENT	1	SOLES			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1345/2--10:38 AM AUGUST 13, 1997 LEGISLATIVE DAY 113

LT. GOVERNOR WICKER -- Presiding

PERDUE
GRANSBORO INCORP./BEAUFORT ANNEX.
COM SUB/2ND EDITION

SENATE BILL 696
READING 3

AYE	47	ALBERTSON	DANNELLY	LEE	RAND
		ALLRAN	EAST	LUCAS	REEVES
		BALLANCE	FORRESTER	MARTIN R.	RUCHO
		BALLANTINE	FOXX	MARTIN W.	SHAW L.
		BASNIGHT	GARWOOD	MCDANIEL	SHAW R.
		BLUST	HARTSELL	MILLER	SOLES
		CARPENTER	HORTON	MOORE	WARREN
		CARRINGTON	HOYLE	ODOM	WEBSTER
		CLARK	JORDAN	PAGE	WEINSTEIN
		COCHRANE	KERR	PERDUE	WELLONS
		COOPER	KINNAIRD	PHILLIPS	WINNER
		DALTON	LEDBETTER	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	2	JENKINS	PLYLER		
ABSENT	1	GULLEY			
PAIRS	0				
AYE					
NO					

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1356/13--11:50 AM AUGUST 13, 1997 LEGISLATIVE DAY 113

LT. GOVERNOR WICKER -- Presiding

PERDUE
GRANSBORO INCORP./BEAUFORT ANNEX.
COM SUB/2ND EDITION

SENATE BILL 696
READING 3

RECORDED
AYE 1 JENKINS
ADJUSTED TOTAL
AYE 48
NO 0
NOT CAST 1
ABSENT 1

(Y)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1356/13--11:50 AM AUGUST 13, 1997 LEGISLATIVE DAY 113

LT. GOVERNOR WICKER -- Presiding

PERDUE
GRANSBORO INCORP./BEAUFORT ANNEX.
COM SUB/2ND EDITION

SENATE BILL 696
READING 3

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

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

(COPY)

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 697 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS1689-LT115(3.25)

Short Title: Amend State Law. (Local)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAWS OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. This act amends the laws of North Carolina.

Section 2. This act applies to a town or county in the 3rd Senate District only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 698 APR 3 1997

S D

PRINCIPAL CLERK

SENATE DRS2656-LR196(3.27)

Short Title: Wayne/Nahunta Real Property Conveyance. (Local)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT ALLOWING WAYNE COUNTY TO CONVEY CERTAIN REAL PROPERTY TO THE NAHUNTA VOLUNTEER FIRE DEPARTMENT BY PRIVATE SALE.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding the provisions of Article 12 of Chapter 160A of the General Statutes, the County of Wayne may convey to the Nahunta Volunteer Fire Department, Inc., a nonprofit corporation, by private sale with or without consideration, a tract consisting of 2.88 acres and a right-of-way located in Buck Swamp Township, Wayne County, and described in the deed recorded in Book 1555, Page 1 of the Wayne County Registry, for use as a parking area and for use by the Nahunta Extension Homemakers Club, said property being more particularly described as follows:

"All that tract of land containing 2.88 acres more or less, being part of the property recorded in Deed Book 274, page 158 and Deed Book 410, page 407, being located in Buck Swamp Township, Wayne County, NC and described by metes and bounds as follows:

Commencing at an iron stake found on the eastern right-of-way of NC Highway No. 581, the southwestern corner of Ed Radford Auto Auction, Inc., Deed Book 1348, page 470, said stake being point 'A', having NC Grid Coordinates Y=640,662.6989 and X-2,278,646.8410 and being located from NC Geodetic station Monument entitled 'Nahunta', having grid coordinates Y=640,993.6524 and X-2,278,588.5365, a magnetic bearing S. 04-54-21 E. and a horizontal distance 336.09 feet; and runs thence, leaving said road right-of-way, and with the line of Ed Radford Auto Auction, Inc., Deed Book 1348, Page 470, N. 80-30-00 E. 195.36 feet to an iron

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 6 99 APR 3 D 1997
PRINCIPAL CLERK

S

SENATE DRS7675-LK028(1.28)

Short Title: Manufacturer's Licensing Law. (Public)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THAT THE MOTOR VEHICLE MANUFACTURER'S LICENSING LAW DOES NOT APPLY TO MANUFACTURERS OF VEHICLES THAT ARE NOT SELF-PROPELLED.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-286 is amended by adding a new subdivision to read:

"(18) Subdivisions (5a) and (6) of this section shall not apply to the sale or distribution of vehicles that are not self-propelled."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 466/23-- 5:47 PM APRIL 30, 1997 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

HORTON
MANUFACTURER'S LICENSING LAW
2ND EDITION

SENATE BILL 699
READING 2

AYE	46	BALLANCE	EAST	LEDBETTER	PLYLER
		BALLANTINE	FORRESTER	LEE	RAND
		BASNIGHT	FOXX	LUCAS	REEVES
		BLUST	GARWOOD	MARTIN R.	RUCHO
		CARPENTER	GULLEY	MARTIN W.	SHAW L.
		CARRINGTON	HARTSELL	MCDANIEL	SOLES
		CLARK	HORTON	MILLER	WARREN
		COCHRANE	HOYLE	ODOM	WEBSTER
		CONDER	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KINCAID	PHILLIPS	WINNER
		DANNELLY	KINNAIRD		
NO	1	ALBERTSON			
EXCUSED	0				
NOT CAST	3	ALLRAN	KERR	SHAW R.	
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1342
LEGISLATIVE DAY 109
S699 HCS
READING 2

8/06/97
11:45 AM
IN CHAIR: SPEAKER

MODIFY VEHICLE DEALER REQUIREMENTS

AYES - 97

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

NOES - 1

NYE

EXCUSED ABSENCE - 15

ALDRIDGE	CUNNINGHAM	HIGHTOWER	SHUBERT
BARBEE	DAVIS	HURLEY	SUTTON
BLUE	HACKNEY	MCALLISTER	WOOD
BRAWLEY	HARDAWAY	SAUNDERS	

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOYD-MCINTYRE	EARLE	MOSLEY
BONNER	BRASWELL	FITCH	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1314/3--10:34 AM AUGUST 7, 1997 LEGISLATIVE DAY 110

LT. GOVERNOR WICKER -- Presiding

HORTON
MODIFY VEHICLE DEALER REQUIREMENTS
HOUSE COM SUB/3RD EDITION

SENATE BILL 699

MOTION 8
TO CONCUR

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 700 APR 3 1997

PRINCIPAL CLERK

S D

SENATE DRS1683-LN126(3.26)

Short Title: Funds for Poison Control Center. (Public)

Sponsors: Senators Odom, Plyler, and Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CAROLINAS POISON CONTROL CENTER.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources the sum of one million fifty-four thousand eight hundred five dollars ($1,054,805) for the 1997-98 fiscal year and the sum of one million fifty-four thousand eight hundred five dollars ($1,054,805) for the 1998-99 fiscal year. These funds shall be allocated to the Carolinas Poison Control Center for operating expenses.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 7 0 1 APR 3 1997

D

SENATE DRS2652-LC169(3.27) PRINCIPAL CLERK

Short Title: Donations for Breast Cancer Research. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW TAXPAYERS TO CONTRIBUTE INCOME TAX REFUNDS FOR BREAST CANCER RESEARCH.

The General Assembly of North Carolina enacts:

Section 1. Article 9 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-269.7. Contribution of income tax refund for breast cancer research.**

Any taxpayer entitled to a refund of income taxes under Division II of Article 4 of this Chapter may elect to contribute all or part of the refund to be used for breast cancer research at The University of North Carolina, Duke University, and Wake Forest University. The Secretary shall provide appropriate language and space on the income tax form in which to make the election. The Secretary shall include in the income tax instructions an explanation that the contributions will be divided evenly between the Lineberger Cancer Research Center at the University of North Carolina at Chapel Hill, the Leo W. Jenkins Cancer Center at East Carolina University, the Duke Comprehensive Cancer Center at Duke University, the Comprehensive Cancer Center at Wake Forest University, and the Blumenthal Cancer Center at the Carolinas Medical Center in Charlotte. The taxpayer's election becomes irrevocable upon filing the taxpayer's income tax return for the taxable year. The Secretary shall transmit the contributions made pursuant to this section to the State Treasurer to be distributed for breast cancer research. The State Treasurer shall distribute the contributions equally among the Lineberger Cancer Research Center at the University of North Carolina at Chapel Hill, the Leo W. Jenkins Cancer Center at East Carolina University, the Duke Comprehensive Cancer Center at Duke University, the Comprehensive Cancer Center at Wake Forest University,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 702 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS6598-LVQ047(3.26)

Short Title: Voc. Rehab/Independent Living Funds. (Public)

Sponsors: Senators Martin of Guilford and Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO PROVIDE THE INDEPENDENT LIVING REHABILITATION PROGRAM WITH THE RESOURCES NECESSARY FOR MORE SERVICE AND STAFF PARITY AMONG EXISTING OFFICES, TO SERVE CLIENTS MORE QUICKLY AND EFFECTIVELY AND REDUCE CLIENT BACKLOG, AND TO COMPLETE THE 1996 LEGISLATIVE INITIATIVE FOR INDEPENDENT LIVING.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Vocational Rehabilitation Services, Department of Human Resources, the sum of two million five hundred seventy-eight thousand three hundred seventy dollars ($2,578,370) for the 1997-98 fiscal year and the sum of two million seven hundred eighty thousand nine hundred fifty-five dollars ($2,780,955) for the 1998-99 fiscal year to provide funds for services and service staff in underfunded existing offices, computer technology, and staff at the State level needed to enable the Independent Living Rehabilitation Program to serve adequately all of the counties of North Carolina with similar services.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
703 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS6603-LN129(3.26)

Short Title: Mental Health/Funds for Drugs. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES FOR THE IMPROVED TREATMENT OF SCHIZOPHRENIA AND TO STUDY ITS EFFECTIVENESS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, the sum of three million dollars ($3,000,000) for the 1997-98 fiscal year for the purchase of atypical antipsychotic drugs to be utilized by its program services and to study the effectiveness of atypical antipsychotic drugs on the persons served.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S704 APR 3 1997

S

PRINCIPAL CLERK D

SENATE DRS4546-LH154(3.27)

Short Title: Drug Testing Costs. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR RESTITUTION TO LOCAL GOVERNMENTS PROVIDING DRUG ANALYSES TESTING FOR CRIMINAL DEFENDANTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-95.3(b) reads as rewritten:

"(b) When any person is convicted of an offense under this Article, the court may order him to make restitution in the sum of one hundred dollars ($100.00) to the State of North Carolina or to the unit of local government providing the controlled substance analysis testing for the expense of analyzing any controlled substance possessed by him or his agent as part of an investigation leading to his conviction. Any funds received under this subsection shall be deposited in the General ~~Fund.~~ Fund of the State or the general fund of a unit of local government as appropriate."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 705 APR 3, 1997
PRINCIPAL CLERK

S D

SENATE DRSA647-LG156(3.27)

Short Title: Wake's DOTF Funds. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE DANGEROUS OFFENDER TASK FORCE IN WAKE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Judicial Department the sum of two hundred eighty thousand dollars ($280,000) for the 1997-98 fiscal year for the Dangerous Offender Task Force (DOTF) in Wake County, a program that targets violent and repeat offenders, resulting in faster prosecutions and sentencing of those offenders.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S706 APR 3 1997

S D

SENATE DRS8606*-LG140(3.25) PRINCIPAL CLERK

Short Title: Haywood Agriculture Ctr. Funds. (Public)

Sponsors: Senator Jenkins.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR AN AGRICULTURE CENTER IN HAYWOOD COUNTY.

Whereas, agriculture is vital to the economy of North Carolina and Haywood County; and

Whereas, the need exists to recognize the growing demands placed on the agricultural community; and

Whereas, there is a need to provide adequate facilities and consolidate services provided to agriculture by local, State, and federal agencies; and

Whereas, the possibility of constructing and operating an agriculture center for the benefit of Haywood and other Western North Carolina counties is a commendable and achievable goal; and

Whereas, this facility will be located on property adjacent to the North Carolina Agriculture Mountain Research Station in Haywood County; and

Whereas, the facility will house offices and work stations for the North Carolina Cooperative Extension Service, the USDA Natural Resources Conservation Service, the USDA Farm Service Agency, the USDA Rural Development Area Office, and the Haywood Soil and Water Conservation District Office; and

Whereas, the facility will be used as a "one-stop" service center for agriculture and other related interests for Haywood and other Western North Carolina counties; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Haywood County the sum of two hundred thousand dollars ($200,000) for the 1997-98 fiscal year for the construction of a facility to serve as an agriculture center.

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 7 07

APR 3 , 1997

S

PRINCIPAL CLERK

D

SENATE JOINT RESOLUTION DRSJR1678-LG085A(3.4)

Sponsors: Senator Jenkins.

Referred to:

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROYCE PHELPS "BO" THOMAS, FORMER MEMBER OF THE GENERAL ASSEMBLY.

Whereas, Royce Phelps Thomas, affectionately known as "Bo", was born in Avon Park, Florida, on January 3, 1932, to J.R. Thomas and Eunice Phelps Thomas; and

Whereas, Bo Thomas graduated from the Blue Ridge School for Boys in 1948, and attended Duke University from 1948 to 1951; and

Whereas, Bo Thomas was a veteran of the Korean War, serving in the United States Army from 1957 to 1960, and was inducted into the Officer's Candidate School Hall of Fame in Fort Benning, Georgia; and

Whereas, Bo Thomas bore a great love for Western North Carolina, spending most of his life in Hendersonville and contributing to the area's economy as vice-president and owner of Thomas Produce Company; and

Whereas, Bo Thomas showed an outstanding devotion to public service, serving with honor and distinction as a member of the North Carolina Senate from 1979 to 1988; and

Whereas, during his tenure in the General Assembly, Bo Thomas was tenacious in seeking to improve the welfare of his mountain community, to which he remained loyal; and

Whereas, Bo Thomas was a staunch supporter of the Blue Ridge Community College for which he helped to secure funds to plan the college's new Allied Health and Human Services Building and funds for the college's Killian Building, which houses a library, an audiovisual center, a student lounge, a cafeteria, and a bookstore and is used by both the students and the public; and

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 713/3-- 2:55 PM MAY 21, 1997 LEGISLATIVE DAY 65

LT. GOVERNOR WICKER -- Presiding

JENKINS
HONOR ROYCE PHELPS "BO" THOMAS

SENATE RES. 707
READING 2

AYE	49	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	WARREN
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		CONDER	JORDAN	PAGE	WELLONS
		COOPER	KERR	PERDUE	WINNER
		DALTON			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1215
LEGISLATIVE DAY 100
SJR707
READING 2

7/22/97
10:36 AM
IN CHAIR: SPEAKER

HONOR ROYCE PHELPS "BO" THOMAS

AYES - ~~106~~ 107 SW

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

NOES - ~~1~~ 0 DWeek

~~HALL~~

EXCUSED ABSENCE - 7

BOWIE	CUNNINGHAM	MILLER	WOMBLE
BRASWELL	HIATT	SMITH	

EXCUSED VOTE - 0

NOT VOTING - 6

BRAWLEY	GAMBLE	RUSSELL	SUTTON
DICKSON	MICHAUX		

SJR707

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 708 APR 3 . 1997
PRINCIPAL CLERK

S D

SENATE DRS1665-RR027C(2.5)

Short Title: Stand By Your Ad. (Public)

Sponsors: Senators Cooper, Conder, Plyler, Hartsell, and Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE CERTAIN DISCLOSURES BY THE SPONSORS OF POLITICAL ADVERTISEMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 163-278.16 reads as rewritten:

"**§ 163-278.16. Regulations regarding ~~contributions, expeditures and media advertising~~ timing of contributions and expenditures.**

(a) Except as provided in G.S. 163-278.12, no contribution may be received or expenditure made by or on behalf of a candidate, political committee, or referendum committee:

(1) Until the candidate, political committee, or referendum committee appoints a treasurer and certifies the name and address of the treasurer to the Board; and

(2) Unless the contribution is received or the expenditure made by or through the treasurer of the candidate, political committee, or referendum committee.

(b) to (e) Repealed by Session Laws 1975, c. 565, s. 2.

~~(f) No media advertisement of any kind may be made by a treasurer, candidate, political committee, referendum committee or individual unless~~

~~(1) It bears the legend or includes the statement: "Paid for by (or Sponsored by)..... (Name of candidate, political committee, referendum committee, individual)";~~

~~(2) The name used in the labeling required in subdivision (1) of this subsection is the name that appears on the statement of organization as required in G.S. 163-278.7(b)(1), provided that this~~

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 708

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

S708-ARR-001

Date 4/23 ,1997

Comm. Sub. [y]
Amends Title []

Senator Cooper

moves to amend the bill on page 1, line 10, and page 7, line 11, by deleting the term "purchase" and substituting the term "cost or value"; and

on page 1, line 13, by inserting after the word "individual" the term "in a State or local campaign"; and

on page 1, lines 14 and 15, by deleting the term "(or Sponsored by or Furnished by)"; and

on page 1, line 17, by adding at the end of that line the following:

"In television advertisements, this disclosure shall be made by visual legend."; and

on page 4, line 29, by deleting the term "any visual disclosure required under federal law" and substituting the term "the visual disclosure required under the Federal Communications Act, 47 U.S.C. §§ 315 and 317"; and

on page 4, line 32, by deleting the term "federal law" and substituting the term "the Federal Communications Act, 47 U.S.C. §§ 315 and 317"; and

on page 6, line 5, by deleting the term "Federal Law" and substituting the term "the Federal Communications Act"; and

on page 6, line 9, by deleting the term federal disclosure requirements" and substituting the term "disclosure requirements under the Federal Communications Act, 47 U.S.C. §§ 315 and 317"; and

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 708

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

S708-ARR-001

on page 6, line 10,
by deleting the term "federal law" and substituting the term "the Federal Communications Act, 47 U.S.C. §§ 315 and 317, and G.S. 163-278.39(a)(1)"; and

on page 6, line 11,
by deleting the term "State law that" and substituting the term "G.S. 163-278.39(b), which"; and

on page 6, line 12,
by deleting the term "federal law" and substituting the term "the Federal Communications Act, 47 U.S.C. §§ 315 and 317"; and

on page 6, line 14,
by deleting the term "of federal law under 47 U.S.C. § 317" and substituting the term "under the Federal Communications Act, 47 U.S.C. §§ 315 and 317"; and

on page 6, line 40,
by adding at the end of that line the following:

"A 'mass mailing' is a mailing with more than five hundred (500) pieces."; and

on page 7, line 5,
by deleting the term "aural programming" and substituting the term "radio broadcast station"; and

on page 7, line 26,
by changing the period after "law" to a comma and adding to the end of the sentence the following:

"except that the disclosure requirements of this Part do not apply to an individual who expends or contributes an aggregate of less than one thousand dollars ($1,000) in a political campaign."

SIGNED Roy Cooper
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 45-0 FAILED _____ TABLED _____
4/23/97 D. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 353/31-- 5:33 PM APRIL 23, 1997 LEGISLATIVE DAY 49

LT. GOVERNOR WICKER -- Presiding

COOPER
STAND BY YOUR AD
2ND EDITION

SENATE BILL 708

AMEND 1

AYE	45	ALLRAN	DANNELLY	LEDBETTER	RAND
		BALLANCE	EAST	LEE	REEVES
		BALLANTINE	FORRESTER	LUCAS	RUCHO
		BASNIGHT	FOXX	MARTIN W.	SHAW L.
		BLUST	GARWOOD	MCDANIEL	SHAW R.
		CARPENTER	HARTSELL	MILLER	SOLES
		CARRINGTON	HORTON	ODOM	WARREN
		CLARK	JENKINS	PAGE	WEBSTER
		COCHRANE	JORDAN	PERDUE	WEINSTEIN
		CONDER	KERR	PHILLIPS	WELLONS
		COOPER	KINNAIRD	PLYLER	WINNER
		DALTON			
NO	0				
EXCUSED	0				
NOT CAST	2	GULLEY	HOYLE		
ABSENT	3	ALBERTSON	KINCAID	MARTIN R.	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 354/32-- 5:41 PM APRIL 23, 1997 LEGISLATIVE DAY 49

LT. GOVERNOR WICKER -- Presiding

COOPER
STAND BY YOUR AD
2ND EDITION

SENATE BILL 708
READING 2

AYE	47	ALLRAN	DANNELLY	KINNAIRD	RAND
		BALLANCE	EAST	LEDBETTER	REEVES
		BALLANTINE	FORRESTER	LEE	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
		DALTON	KERR	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	ALBERTSON	KINCAID	MARTIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S D

SENATE DRS1671-LE067(3.20) S 709 APR 3 1997

PRINCIPAL CLERK

Short Title: Recovery of Discretionary Funds. (Public)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RECOVER ALL DISCRETIONARY FUNDS AND TO URGE ORGANIZATIONS SEEKING FINANCIAL ASSISTANCE FROM THE STATE TO APPLY FOR GRANTS-IN-AID.

Whereas, secret discretionary spending of funds from the 1996-97 fiscal year has only recently come to the attention of all members of the North Carolina General Assembly; and

Whereas, the General Assembly did not approve the distribution of discretionary funds in the manner in which it occurred; and

Whereas, this secret distribution of taxpayer dollars from the State treasury is unfair to worthy groups that seek assistance through a competitive grant process or through a specific appropriation in an act of the General Assembly; and

Whereas, this distribution of funds may be in violation of G.S. 143-15.3A and G.S. 143-16.3 and is in violation of Section 6.6 of Chapter 324 of the 1995 Session Laws; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The Attorney General with the assistance of the Office of State Budget and Management shall, except as prohibited by the North Carolina Constitution or the United States Constitution, recover all funds that have been distributed pursuant to:

(1) Section 5.3(a) of Chapter 18 of the Session Laws of the Second Extra 1996 Session of the General Assembly to local governments and to private nonprofit corporations from the Reserve for Repairs and Renovations;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS6607-LM103(3.17) S710

Short Title: Leland/Belville Annexation Restrictions. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RESTRICT ANNEXATIONS BY THE TOWNS OF LELAND AND BELVILLE AND TO ALLOW THE TOWN OF BELVILLE TO EXERCISE ITS EXTRATERRITORIAL PLANNING JURISDICTION WITHIN A CERTAIN DESCRIBED AREA.

The General Assembly of North Carolina enacts:

Section 1. The Town of Leland may extend its corporate limits under Article 4A of Chapter 160A of the General Statutes only in the area bounded by Sturgeon Creek, U.S. Highway 17, and the Seaboard Railroad.

Section 2. Prior to July 1, 2007, the Towns of Leland and Belville may not annex the following described area:

Section 3. The Town of Belville may exercise its extraterritorial planning jurisdiction under Article 19 of Chapter 160A of the General Statutes within the area described in Section 2.

Section 4. If, prior to the effective date of this act, the area described in Section 2 or any part thereof has been annexed by either the Town of Leland or the Town of Belville, the area annexed shall be removed from the corporate limits of the town.

Section 5. This act does not grant any right of annexation beyond that provided by Article 4A of Chapter 160A of the General Statutes, and that Article shall continue to govern the Town of Leland except as modified by this act.

Section 6. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED SENATE
S711 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS7632*-LMX104(3.17)

Short Title: Leland Annexation. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF LELAND.

The General Assembly of North Carolina enacts:

Section 1. The corporate limits of the Town of Leland are extended to include the following described tract of land:

Being a tract of land located in Town Creek Township, Brunswick County, North Carolina, and being more fully described as follows:

Beginning at a Right-of-Way Monument, in the northern Right-of-Way of US 17, said monument being located on the south side of a gate leading into the property, as shown on a map titled "THE GREGORY POOLE TRACT", prepared by Stuart Gooden, R.L.S., and dated May 31, 1994; thence with said Right-of-Way South 54 degrees 56 minutes 00 seconds West, a distance of 1111.44 feet; thence leaving said Right-of-Way North 45 degrees 36 minutes 40 seconds West, a distance of 272.41 feet; thence North 45 degrees 36 minutes 08 seconds West, a distance of 2493.87 feet; thence North 45 degrees 35 minutes 59 seconds West, a distance of 1124.67 feet; thence North 48 degrees 44 minutes 35 seconds West, a distance of 1849.91 feet; thence South 78 degrees 10 minutes 46 seconds West, a distance of 793.76 feet; thence North 66 degrees 50 minutes 57 seconds West, a distance of 1282.45 feet to a point in SR 1438 (Lanvale Road); thence North 11 degrees 09 minutes 18 seconds West, a distance of 344.20 feet to a point in the centerline of Lanvale Road thence with said centerline North 07 degrees 08 minutes 13 seconds West, a distance of 690.45 feet; thence North 06 degrees 46 minutes 34 seconds

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 660/2-- 3:20 PM MAY 13, 1997 LEGISLATIVE DAY 60

LT. GOVERNOR WICKER -- Presiding

SOLES
LELAND ANNEXATION
2ND EDITION

SENATE BILL 711
READING 2

AYE	43	ALBERTSON	DANNELLY	KERR	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEDBETTER	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BLUST	GARWOOD	LUCAS	SHAW R.
		CARPENTER	GULLEY	MARTIN R.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		COCHRANE	HORTON	MILLER	WEINSTEIN
		CONDER	HOYLE	ODOM	WELLONS
		COOPER	JENKINS	PAGE	WINNER
		DALTON	JORDAN	PERDUE	
NO	0				
EXCUSED	0				
NOT CAST	3	CLARK	RUCHO	SHAW L.	
ABSENT	4	BASNIGHT	KINCAID	MARTIN W.	WEBSTER
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 668/2-- 2:23 PM MAY 14, 1997 LEGISLATIVE DAY 61

SENATOR BASNIGHT -- Presiding

SOLES
LELAND ANNEXATION
2ND EDITION

SENATE BILL 711
READING 3

AYE	45	ALBERTSON	DANNELLY	KINCAID	PLYLER
		ALLRAN	EAST	LEDBETTER	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	SHAW L.
		BASNIGHT	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	4	BLUST	GARWOOD	KINNAIRD	PERDUE
ABSENT	1	RUCHO			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 711

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

S711-ALB-1

Page 1 of 1

Date JUL 16 1997, 1997

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

Rep. Allred

moves to amend the bill on page 8, line 33, by adding the following at the end: "The Alamance County Board of Elections shall provide a special candidate filing period for the 1997 municipal election for the Town of Swepsonville. Filing for municipal offices for the Swepsonville Sanitary District for the 1997 election is cancelled."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 16 1997 FAILED _____ TABLED _____

112-0 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 1171
LEGISLATIVE DAY 97
S711 HCS
READING 2

7/16/97
11:40 AM
IN CHAIR: SPEAKER

AMEND #1 - REP ALLRED
INCORPORATE SWEPSONVILLE

AYES - 112

ADAMS	CUNNINGHAM	HUNTER, H.	OWENS
ALDRIDGE	DAUGHTRY	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	SAUNDERS
BEALL	EDDINS	KISER	SEXTON
BERRY	ELLIS	LUEBKE	SHERRILL
BLACK	ESPOSITO	MCALLISTER	SHUBERT
BLUE	FITCH	MCCOMAS	SMITH
BONNER	FOX	MCCOMBS	STARNES
BOWIE	GAMBLE	MCCRARY	SUTTON
BOYD-MCINTYRE	GARDNER	MCMAHAN	TALLENT
BRAWLEY	GOODWIN	MERCER	THOMPSON
BROWN	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MILLER	WAINWRIGHT
CANSLER	GULLEY	MINER	WARNER
CAPPS	HACKNEY	MITCHELL	WARWICK
CARPENTER	HALL	MORGAN	WATSON
CHURCH	HARDY	MORRIS	WEATHERLY
CLARY	HENSLEY	MOSLEY	WILKINS
COLE	HIATT	NEELY	WILSON, C.
CRAWFORD	HIGHTOWER	NESBITT	WILSON, G.
CREECH	HILL	NICHOLS	WOOD
CULP	HOLMES	NYE	WRIGHT
CULPEPPER	HOWARD	OLDHAM	YONGUE

NOES - 0

EXCUSED ABSENCE - 4

DAVIS	HARDAWAY	MOORE	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BRASWELL	HUNTER, R.	RUSSELL

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1172
LEGISLATIVE DAY 97
S711 HCS
READING 2

7/16/97
11:40 AM
IN CHAIR: SPEAKER

INCORPORATE SWEPSONVILLE

AYES - 112

ADAMS	CUNNINGHAM	HUNTER, H.	OWENS
ALDRIDGE	DAUGHTRY	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	SAUNDERS
BEALL	EDDINS	KISER	SEXTON
BERRY	ELLIS	LUEBKE	SHERRILL
BLACK	ESPOSITO	MCALLISTER	SHUBERT
BLUE	FITCH	MCCOMAS	SMITH
BONNER	FOX	MCCOMBS	STARNES
BOWIE	GAMBLE	MCCRARY	SUTTON
BOYD-MCINTYRE	GARDNER	MCMAHAN	TALLENT
BRAWLEY	GOODWIN	MERCER	THOMPSON
BROWN	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MILLER	WAINWRIGHT
CANSLER	GULLEY	MINER	WARNER
CAPPS	HACKNEY	MITCHELL	WARWICK
CARPENTER	HALL	MORGAN	WATSON
CHURCH	HARDY	MORRIS	WEATHERLY
CLARY	HENSLEY	MOSLEY	WILKINS
COLE	HIATT	NEELY	WILSON, C.
CRAWFORD	HIGHTOWER	NESBITT	WILSON, G.
CREECH	HILL	NICHOLS	WOOD
CULP	HOLMES	NYE	WRIGHT
CULPEPPER	HOWARD	OLDHAM	YONGUE

NOES - 0

EXCUSED ABSENCE - 4

DAVIS	HARDAWAY	MOORE	WOMBLE

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BRASWELL	HUNTER, R.	RUSSELL

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 711

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

S711-ALBX-10

Date JUL 17 1997, 1997

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

moves to amend the bill on page 1, line 4 by adding the following at the end of the line: "AND TO INCORPORATE THE TOWN OF GRANTSBORO"

further moves to amend the bill on page 8, line 39, by rewriting that line to read:

"Section 5. A Charter of the Town of Grantsboro is enacted as follows:

'THE CHARTER OF THE TOWN OF GRANTSBORO.

'CHAPTER I.

'INCORPORATION AND CORPORATE POWERS.

'Section 1-1. **Incorporation.** The inhabitants of the Town of Grantsboro are a body corporate and politic under the name 'Town of Grantsboro'. Under that name they have all the powers, duties, rights, privileges, and immunities conferred and imposed on cities by the general law of North Carolina.

'CHAPTER II.

'CORPORATE BOUNDARIES.

'Section 2-1. **Town Boundaries.** Until modified in accordance with the law, the boundaries of the Town of Grantsboro are as follows: Beginning at the intersection of the centerline of the right-of-way of NC 55 and the western boundary of the corporate limits of the City of Alliance, and running thence in a southerly direction, contiguous with the corporate limits of Alliance, to a point on the South Prong of Bay River, south of Bay River Road (NCSR 1347);

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 711

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

S711-ALBX-1

Thence in a southwest direction along the South Prong of Bay River to the western boundary of Tax Parcel 14, Property of Jeffrey and Billy H. Holton as recorded on Tax Map F05 in DB 304, page 202;
Thence north along the western boundary of Tax Parcel 14 for 300 feet, more or less, to the northeast corner of Tax Parcel 34, Property of Rhoda Scott Dixon on Tax Map F051 in DB 170, page 181;
Thence westwardly along the northern boundary of Tax Parcel 34 to a point 1,000 feet east of the centerline of NC 306;
Thence in a southerly direction along a line parallel to and 1,000 feet east of the centerline of NC 306 to the southern boundary of Tax Parcel 52, Property of Geneva Parsons' Heirs on Tax Map F052, in DB 99, page 264;
Thence west along the southern boundary of Tax Parcel 52 to the centerline of NC 306;
Thence south 150 feet, more or less, along the centerline of NC 306 to the intersection of the centerlines of NC 306 and Scott's Store Road (NCSR 1108);
Thence west along the centerline of Scott's Store Road to Deep Run Branch;
Thence along the center of Deep Run Branch 1,250 feet, more or less, in a northwesterly direction to the northwest corner of Tax Parcel 19, Property of M.T. Whitford on Tax Map E05 in DB 124, page 271;
Thence in an easterly direction along the northern boundary of Tax Parcels 19, 15, 14, all on Tax Map E05, and Tax Parcels 33 and 37, both on Tax Map F052, to a point 1,000 feet west of NC 306;
Thence north along a line parallel to and 1,000 feet west of NC 306 to the southern edge of the Tideland EMC right-of-way which follows the old Bay River Road roadbed west of NC 306 to Keys Town Road (NCSR 1106);
Thence along the southern boundary of the Tideland EMC right-of-way to Keys Town Road;
Thence, 1,200 feet south, more or less, to a forest access road and the northwest corner of Tax Parcel 92, Property of Nora M. Lawson and Angelo B. Murrell on Tax Map E05 in DB 215, page 149;
Thence eastwardly along the northern boundary of Tax Parcels 92 and 93, both on Tax Map E05, to the northeast corner of 93;

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 711

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

S711-ALBX-1

Thence south along the eastern boundary of Tax Parcels 93, 89, 78, and 74, all on Tax Map E05, to the southeast corner of 74;
Thence westwardly along the southern boundary of Tax Parcels 74, 72 and 102, all on Tax Map E05, to Goose Creek;
Thence north along the center of Goose Creek to the centerline of NC 55;
Thence eastwardly 2,100 feet, more or less, along the centerline of NC 55 to the intersection of Tax Parcel 12, Property of Booker T. and Loretta Jones on Tax Map E05, DB 235, page 774 and the right-of-way of NC 55;
Thence in a northeast direction along the common boundary of Tax Parcels 12 and 14, both on Tax Map E04, and 65 on Tax Map E05 to Tax Parcel 13 on Tax Map E04;
Thence in a northwesterly and northeasterly direction around the perimeter of Tax Parcel 13 to a point on the southern boundary of Tax Parcel 31, Property of Weyerhaeuser Co. on Tax Map E04, DB 110, page 550;
Thence around the perimeter of Tax Parcel 31 in an easterly and northerly direction to Tax Parcel 3, Property of PCS Phosphate on Tax Map E03 in DB 305, page 831 at a point 950 feet west, more or less, from NC 306;
Thence across Tax Parcel 3 in a northerly direction to the southeast corner of Tax Parcel 33, Morris Logging Co. on Tax Map F041;
Thence along the common boundary of Tax Parcels 33 and 3 in a westwardly direction to the southwest corner of 33;
Thence along the eastern boundary of Tax Parcel 3 in a northerly direction to the northwest corner of Tax Parcel 42, Property of Bay Creek Trucking Inc. on Tax Map E031 in DB 275, page 795;
Thence east, 1000 feet, more or less, along the northern boundary of Tax Parcel 42 to the centerline of NC 306;
Thence southwardly 700 feet, more or less, along the centerline of NC 306 to a point which is the northern boundary of Tax Parcel 43 on Tax Map E031 extending to said road right-of-way;
Thence east along the northern boundary of Tax Parcels 43, 46, 47, 48, 48-1, all on Tax Map E031, to the northeast corner of 48-1;

Thence south along the eastern boundary of Tax Parcels 48-1, 49, 54, 57, 58, 61 and 62, all on Tax Map E031, to the southeast corner of 62;
Thence westwardly along the southern boundary of Tax Parcel 62 to the northeastern corner of Tax Parcel 68 on Tax Map E031;
Thence south along the eastern boundary of Tax Parcels 68, 77, 79, and 86, all on Tax Map E031, to the centerline of Paul's Farm Road (NCSR 1243);
Thence east along the centerline of NCSR 1243 to the eastern boundary of CP&L Transmission Lines right-of-way;
Thence south, southeast and east along the eastern and northern boundary of the CP&L Transmission Lines right-of-way to the corporate limits of the City of Alliance;
Thence south along the western boundary of the corporate limits of the City of Alliance to the centerline of NC 55 and the starting point.
All descriptions are based on maps in the Pamlico County Tax Office as of March 6, 1997.

In the event that any of the territory described above is, on the date this Charter becomes effective, within the corporate limits of another town, or is subject to an annexation ordinance of another town that has been adopted but is not yet effective, this Charter removes that territory from the corporate limits of that other town.

'CHAPTER III.

'GOVERNING BODY.

'Section 3-1. **Structure of the Governing Body; Number of Members.** The governing body of the Town of Grantsboro is the Town Council which has five members.

'Section 3-2. **Manner of Electing Council.** The qualified voters of the entire town nominate and elect the Council.

'Section 3-3. **Term of Office of Council Members.** Members of the Council are elected to two-year terms in 1997 and biennially thereafter.

'Section 3-4. **Mayor; Term of Office.** The Mayor shall be elected by the qualified voters of the Town in 1997 and biennially thereafter for a two-year term.

'CHAPTER IV.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 711

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

S711-ALBX-10 Page 5 of 6

'ELECTIONS.

'Section 4-1. **Elections.** Council members shall be elected on a plurality basis and the results determined in accordance with G.S. 163-292.

'Section 4-2. **Results.** Election results shall be determined by the Pamlico County Board of Elections according to Chapter 163 of the General Statutes.

'CHAPTER V.
'ADMINISTRATION.

'Section 5-1. **Mayor-Council Plan.** The Town of Grantsboro shall operate under the Mayor-Council Plan as provided in Part 3 of Article 7 of Chapter 160A of the General Statutes.

'Section 5-2. **Taxation and Funds.** The Town of Grantsboro is eligible to receive distributions of State funds during the fiscal year 1997-98.'

Section 6. (a) From and after the effective date of Section 5 of this act, the citizens and property in the Town of Grantsboro shall be subject to municipal taxes levied for the year beginning July 1, 1997, and for that purpose the Town shall obtain from Pamlico County a record of property in the area herein incorporated which was listed for taxes as of January 1, 1997; and the businesses in the Town shall be liable for privilege license tax from the effective date of the privilege license tax ordinance.

(b) The Town may adopt a budget ordinance for fiscal year 1997-98 without following the timetable in the Local Government Budget and Fiscal Control Act but shall follow the sequence of actions in the spirit of the act insofar as is practical. For fiscal year 1997-98, ad valorem taxes may be paid at par or face amount within 90 days of adoption of the budget ordinance and thereafter in accordance with the schedule in G.S. 105-360 as if the taxes had been due and payable on September 1, 1997.

Section 7. Notwithstanding Sections 3-3 and 3-4 of the Charter of the Town of Grantsboro as set out in Section 5 of this act, the Pamlico County Board of Elections shall conduct the 1997 general election for Town Council and Mayor of Grantsboro at the same time as the incorporation referendum provided for by Section 8 of this act. In the election, if a majority of the votes are cast

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 711

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

S711-ALBX-1

'FOR incorporation of the Town of Grantsboro', the persons elected shall serve terms ending at the organizational meeting after the 1999 municipal election. The Pamlico County Board of Elections shall adopt a special filing period for the election. As absentee balloting is allowed by law for the incorporation referendum under G.S. 163-302, it shall also be allowed for election of officers at that election. In the election, if a majority of the votes are not cast 'FOR incorporation of the Town of Grantsboro', then the election of Town Council and Mayor is void.

Section 8. (a) The Pamlico County Board of Elections shall conduct an election on a date set by the Pamlico County Board of Elections for the purpose of submission to the qualified voters of the area described in Section 2-1 of the Charter of the Town of Grantsboro the question of whether or not such area shall be incorporated as the Town of Grantsboro. The date of the election shall be not less than 60 days nor more than 120 days after the date this act becomes law. Registration for the election shall be conducted in accordance with G.S. 163-288.2.

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

'[ ] FOR [ ] AGAINST
Incorporation of the Town of Grantsboro'.

Section 9. In the election, if a majority of the votes are cast 'FOR incorporation of the Town of Grantsboro', Sections 5 and 6 of this act become effective on the date of the certification of the results of the election. Otherwise, Sections 5 and 6 of this act have no force and effect.

Section 10. This act is effective when it becomes law."

SIGNED William L. Wainwright
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 17 1997 FAILED _____ TABLED _____

105-0 RC

CHAIR RULES AMENDMENT/~~COMM SUB~~ MATERIAL CONSTITUTING 1st READING. REMAINS ON CALENDAR.

TITLE CHANGE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ # 1190
LEGISLATIVE DAY 99
S711 HCS
READING 3

7/17/97
11:24 AM
IN CHAIR: SPEAKER

AMEND #2 REP. WAINWRIGHT
INCORPORATE SWEPSONVILLE
RULED MATERIAL

AYES - 105

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

NOES - 0

EXCUSED ABSENCE - ~~8~~ 9 DWilkins

BADDOUR	DAUGHTRY	MCMAHAN	STARNES
CANSLER	GAMBLE	MOORE	WOMBLE
			DAVIS

EXCUSED VOTE - 0

NOT VOTING - ~~7~~ 6 DWilkins

SPEAKER	HARDY	MORRIS	WILSON, G.
~~DAVIS~~	MICHAUX	WILKINS	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1207
LEGISLATIVE DAY 99
S711 HCS
READING 2

7/21/97
7:21 PM
IN CHAIR: SPEAKER

INCORP. SWEPSONVILLE AND GRANTSBORO

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - ~~9~~ 10 DWeiss

BERRY	GAMBLE	HIATT	TALLENT
CHURCH	GOODWIN	MCMAHAN	WOMBLE
CUNNINGHAM			Redwine

EXCUSED VOTE - 0

NOT VOTING - ~~7~~ 6

SPEAKER	HUNTER, H.	NESBITT	WEATHERLY
FITCH	MICHAUX	~~REDWINE~~	

DWeiss

S711 HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1217
ISLATIVE DAY 100
S711 HCS
READING 3

7/22/97
10:40 AM
IN CHAIR: SPEAKER

INCORP. SWEPSONVILLE AND GRANTSBORO

AYES - 105

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

NOES - 0

EXCUSED ABSENCE - 7

BOWIE	CUNNINGHAM	MILLER	WOMBLE
BRASWELL	HIATT	SMITH	

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	DICKSON	HUNTER, R.	SUTTON
BRAWLEY	GAMBLE	MICHAUX	WILSON, C.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1481/16--12:02 PM AUGUST 26, 1997 LEGISLATIVE DAY 121

SENATOR BASNIGHT -- Presiding

SOLES
INCORPORATE SWEPSONVILLE
HOUSE COM SUB/4TH EDITION

SENATE BILL 711

MOTION 8
TO CONCUR

AYE	0				
NO	47	ALBERTSON	DANNELLY	LEDBETTER	PURCELL
		ALLRAN	EAST	LEE	RAND
		BALLANCE	FORRESTER	LUCAS	REEVES
		BALLANTINE	FOXX	MARTIN W.	RUCHO
		BASNIGHT	GARWOOD	MCDANIEL	SHAW L.
		BLUST	GULLEY	MILLER	SHAW R.
		CARPENTER	HARTSELL	MOORE	SOLES
		CARRINGTON	HORTON	ODOM	WEBSTER
		CLARK	HOYLE	PAGE	WEINSTEIN
		COCHRANE	JENKINS	PERDUE	WELLONS
		COOPER	JORDAN	PHILLIPS	WINNER
		DALTON	KINNAIRD	PLYLER	
EXCUSED	0				
NOT CAST	2	KERR	MARTIN R.		
ABSENT	1	WARREN			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

[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 Senate Bill 711, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF SWEPSONVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE SWEPSONVILLE SANITARY DISTRICT AND TO INCORPORATE THE TOWN OF GRANTSBORO, House Committee Substitute Fourth Edition Engrossed 7/22/97, submit the following report:

The Senate concurs in the House Committee Substitute Fourth Edition Engrossed 7/22/97, with the following amendments:

(1) On page 1, lines 2 through 4, by deleting the words: "TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF SWEPSONVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE SWEPSONVILLE SANITARY DISTRICT AND"; and

(2) On page 1, line 7 through page 8, line 44, by deleting those lines, and renumbering the succeeding sections.

The House agrees to the same.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Beverly Perdue, Chairman	Sam Ellis, Chair
Anthony E. Rand	Michael Decker
Hugh Webster	Cary Allred
	Dewey Hill

House Submitted 8/27/97 placed on calendar 8/28/97
ADOPTED _____(/) Message Received_____
ADOPTED _____(/) Ordered Enrolled_____

TITLE CHANGE

B
T

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1491/6-- 3:45 PM AUGUST 27, 1997 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

SOLES
INCORPORATE SWEPSONVILLE
HOUSE COM SUB/4TH EDITION

SENATE BILL 711
READING 2
CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	46	ALBERTSON	EAST	LEE	PURCELL
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	REEVES
		BASNIGHT	GARWOOD	MARTIN W.	RUCHO
		BLUST	GULLEY	MCDANIEL	SHAW L.
		CARPENTER	HARTSELL	MILLER	SHAW R.
		CARRINGTON	HORTON	MOORE	SOLES
		CLARK	HOYLE	PAGE	WEBSTER
		COCHRANE	JENKINS	PERDUE	WEINSTEIN
		COOPER	JORDAN	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	WINNER
		DANNELLY	LEDBETTER		
NO	0				

EXCUSED	0			
NOT CAST	3	ALLRAN	KERR	ODOM
ABSENT	1	WARREN		
PAIRS	0			
AYE				
NO				

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1516/31-- 6:27 PM AUGUST 27, 1997 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

SOLES
INCORPORATE SWEPSONVILLE
HOUSE COM SUB/4TH EDITION

SENATE BILL 711
READING 2
CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	47	ALBERTSON	EAST	LEE	PURCELL
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R.	REEVES
		BASNIGHT	GARWOOD	MARTIN W.	RUCHO
		BLUST	GULLEY	MCDANIEL	SHAW L.
		CARPENTER	HARTSELL	MILLER	SHAW R.
		CARRINGTON	HORTON	MOORE	SOLES
		CLARK	HOYLE	ODOM	WEBSTER
		COCHRANE	JENKINS	PAGE	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KINNAIRD	PHILLIPS	WINNER
		DANNELLY	LEDBETTER	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	2	ALLRAN	KERR		
ABSENT	1	WARREN			
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1516/31-- 6:27 PM AUGUST 27, 1997 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

SOLES
INCORPORATE SWEPSONVILLE
HOUSE COM SUB/4TH EDITION

SENATE BILL 711
READING 2
CONFERENCE REPORT

MOTION 7
TO ADOPT

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

(Y)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1529/7--10:26 AM | AUGUST 28, 1997 | LEGISLATIVE DAY 123

LT. GOVERNOR WICKER -- Presiding

SOLES
INCORPORATE SWEPSONVILLE
HOUSE COM SUB/4TH EDITION

SENATE BILL 711
READING 3
CONFERENCE REPORT

MOTION 7
TO ADOPT

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

EXCUSED	0		
NOT CAST	0		
ABSENT	2	WARREN	WEINSTEIN
PAIRS	0		
AYE			
NO			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1544
LEGISLATIVE DAY 123
[illegible]1
CONFERENCE REPORT

8/28/97
11:29 AM
IN CHAIR: SPEAKER

INCORPORATE SWEPSONVILLE

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 5

BERRY	HARDAWAY	MCMAHAN	WATSON
GARDNER			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BOWIE	HOWARD	RAYFIELD
ALDRIDGE	GAMBLE	RAMSEY	WOOD

S711

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

[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 Senate Bill 711, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF SWEPSONVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE SWEPSONVILLE SANITARY DISTRICT AND TO INCORPORATE THE TOWN OF GRANTSBORO, House Committee Substitute Fourth Edition Engrossed 7/22/97, submit the following report:

The Senate concurs in the House Committee Substitute Fourth Edition Engrossed 7/22/97, with the following amendments:

(1) On page 1, lines 2 through 4, by deleting the words: "T PROVIDE FOR THE INCORPORATION OF THE TOWN OF SWEPSONVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE SWEPSONVILLE SANITARY DISTRICT AND"; and

(2) On page 1, line 7 through page 8, line 44, by deleting those lines, and renumbering the succeeding sections.

The House agrees to the same.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

Date conferees approved report: August 27, 1997.

Conferees for the Senate

Beverly Perdue, Chairman

Anthony E. Rand

Hugh Webster

Conferees for the House of Representatives

Sam Ellis, Chair

Michael Decker

Cary Allred

Dewey Hill

Senate Submitted 8/27/97 — Placed on Calendar 8/27/97
Senate ADOPTED 2nd Rdg. 8/27/97 (47 to 0) Message Received
Senate ADOPTED 3rd Rdg. 8/27/97 (47/1) Ordered Enrolled

House ratified
D. Pruitt 8/25/97

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

[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 Senate Bill 711, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF SWEPSONVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE SWEPSONVILLE SANITARY DISTRICT AND TO INCORPORATE THE TOWN OF GRANTSBORO, House Committee Substitute Fourth Edition Engrossed 7/22/97, submit the following report:

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Beverly Perdue, Chairman	Sam Ellis, Chair
Anthony E. Rand	Michael Decker
Hugh Webster	Cary Allred
	Dewey Hill

House Submitted 8/27/97 placed on calendar 8/28/97
House ADOPTED 8/28/97 (107/0 ER) Message Received
ADOPTED (/) Ordered Enrolled

TITLE CHANGE Senate notified
Special Message

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

[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 Senate Bill 711, A BILL TO BE ENTITLED AN ACT TO PROVIDE FOR THE INCORPORATION OF THE TOWN OF SWEPSONVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE SWEPSONVILLE SANITARY DISTRICT AND TO INCORPORATE THE TOWN OF GRANTSBORO, House Committee Substitute Fourth Edition Engrossed 7/22/97, submit the following report:

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(2) On page 1, line 7 through page 8, line 44, by deleting those lines, and renumbering the succeeding sections.

The House agrees to the same.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 711

S711-CRLB-1

Date conferees approved report: August 27, 1997.

Conferees for the Senate

Beverly Perdue, Chairman

Anthony E. Rand

Hugh Webster

Conferees for the House of Representatives

Sam Ellis, Chair

Michael Decker

Cary Allred

Dewey Hill

Senate Submitted 8/27/97

Senate ADOPTED 2nd Rdg. 8/27/97 (47 Conf / 45 / 0)

Senate ADOPTED 3rd Rdg. 8/28/97 (47/1)

House adopted 8/28/97

Passed in Committee 8/27/97

Message Received 8/28/97

Ordered Enrolled 8/28/97

Senate 8/28/97

House ratified & printed 8/28/97

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 7 1 2 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS8609-LMX076(2.28)

Short Title: Substance Abuse Specialists. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CERTIFY CLINICAL ADDICTIONS SPECIALISTS, PROVIDE SPECIFIC AUTHORITY FOR CERTIFICATION OF CLINICAL SUPERVISORS AND RESIDENTIAL FACILITY DIRECTORS, AND TO MAKE A TECHNICAL CHANGE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-113.30 reads as rewritten:

"**§ 90-113.30. Declaration of purpose.**

The North Carolina Substance Abuse ~~Professionals~~ Professional Certification Board, established by G.S. 90-113.32, is recognized as the certifying authority for ~~certified substance abuse counselors and certified substance abuse prevention consultants~~ substance abuse professionals described in this Article in order to safeguard the public health, safety, and welfare, to protect the public from being harmed by unqualified persons, to assure the highest degree of professional care and conduct on the part of certified substance abuse ~~counselors and certified substance abuse prevention consultants,~~ professionals, to provide for the establishment of standards for the education of ~~substance abuse counselors and substance abuse prevention consultants,~~ certified substance abuse professionals, and to ensure the availability of ~~substance abuse counseling services and substance abuse prevention services~~ certified substance abuse professional services of high quality to persons in need of these services. It is the purpose of this Article to provide for the regulation of Board-certified persons offering substance abuse counseling services, substance abuse prevention services, or any other substance abuse services for which the Board may grant certification."

Section 2. G.S. 90-113.31 reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 797/3-- 2:41 PM JUNE 3, 1997 LEGISLATIVE DAY 72

LT. GOVERNOR WICKER -- Presiding

REEVES
SUBSTANCE ABUSE SPECIALISTS
2ND EDITION

SENATE BILL 712
READING 2

AYE	40	ALBERTSON	DANNELLY	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	REEVES
		BALLANCE	FOXX	MARTIN R.	RUCHO
		BALLANTINE	GARWOOD	MARTIN W.	SHAW L.
		BASNIGHT	GULLEY	MCDANIEL	SHAW R.
		CARPENTER	HARTSELL	MILLER	SOLES
		CARRINGTON	HOYLE	ODOM	WARREN
		CONDER	JENKINS	PERDUE	WEINSTEIN
		COOPER	JORDAN	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	WINNER
NO	9	BLUST	EAST	KINCAID	PAGE
		CLARK	HORTON	LEDBETTER	WEBSTER
		COCHRANE			

EXCUSED 0

NOT CAST 1 KERR

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 809/7-- 3:32 PM JUNE 4, 1997 LEGISLATIVE DAY 73

LT. GOVERNOR WICKER -- Presiding

REEVES
SUBSTANCE ABUSE SPECIALISTS
2ND EDITION

SENATE BILL 712
READING 3

AYE	41	ALBERTSON	FORRESTER	KINNAIRD	PLYLER
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARWOOD	LUCAS	REEVES
		BALLANTINE	GULLEY	MARTIN R.	SHAW L.
		BASNIGHT	HARTSELL	MARTIN W.	SHAW R.
		BLUST	HORTON	MCDANIEL	SOLES
		CARPENTER	HOYLE	MILLER	WARREN
		CONDER	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	WINNER
		DANNELLY			
NO	7	CLARK	EAST	PAGE	WEBSTER
		COCHRANE	LEDBETTER	RUCHO	

EXCUSED	0	
NOT CAST	1	KINCAID
ABSENT	1	CARRINGTON
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1518
LEGISLATIVE DAY 122
S712 SCS
READING 2

8/27/97
7:01 PM
IN CHAIR: SPEAKER

SUBSTANCE ABUSE SPECIALISTS

AYES - 112

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

NOES - 0

EXCUSED ABSENCE - 4

GARDNER	GRAY	MCMAHAN	WATSON

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	HIATT	ROGERS	TALLENT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

1560
LSLATIVE DAY 123
2 SCS
READING 3

8/28/97
11:57 AM
IN CHAIR: SPEAKER

SUBSTANCE ABUSE SPECIALISTS

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 6

BERRY	HARDAWAY	RUSSELL	WATSON
GARDNER	MCMAHAN		

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CREECH	HALL	SHERRILL
ALDRIDGE	GAMBLE	RAYFIELD	WILSON, G.

FILED - SENATE
S713 APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS6609-LL101A(3.15)

Short Title: City of Raleigh Firemen's Supplemental Retirement Fund. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE AUTHORIZATION OF SUPPLEMENTAL RETIREMENT BENEFITS FOR FIREMEN IN THE CITY OF RALEIGH.

The General Assembly of North Carolina enacts:

Section 1. Chapter 421 of the 1969 Session Laws, as amended by Chapter 504 of the 1975 Session Laws, Chapter 328 of the 1979 Session Laws, and Chapter 917 of the 1989 Session Laws, is repealed.

Section 2. All funds held by the Trustees of the City of Raleigh Firemen's Supplemental Retirement Fund are transferred to the City of Raleigh Firemen's Relief Fund to be held and administered as provided in Article 84 of Chapter 58 of the General Statutes of North Carolina.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 310/12-- 8:16 PM APRIL 21, 1997 LEGISLATIVE DAY 47

SENATOR BASNIGHT -- Presiding

REEVES
CITY OF RALEIGH FIREMEN'S

SENATE BILL 713
READING 2

SUPPLEMENTAL RETIREMENT FUNDS

AYE	44	ALBERTSON	COOPER	JORDAN	PAGE
		ALLRAN	DALTON	KERR	PERDUE
		BALLANCE	DANNELLY	KINCAID	PHILLIPS
		BALLANTINE	EAST	KINNAIRD	PLYLER
		BASNIGHT	FORRESTER	LEDBETTER	RAND
		BLUST	FOXX	LEE	REEVES
		CARPENTER	GARWOOD	LUCAS	RUCHO
		CARRINGTON	GULLEY	MARTIN W.	SHAW L.
		CLARK	HORTON	MCDANIEL	SHAW R.
		COCHRANE	HOYLE	MILLER	WARREN
		CONDER	JENKINS	ODOM	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	6	HARTSELL	SOLES	WEINSTEIN	WINNER
		MARTIN R.	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1398
LEGISLATIVE DAY 114
DAY 3
READING 2

8/14/97
11:57 AM
IN CHAIR: SPEAKER

RALEIGH FIREMAN'S SUPP. RETIRE. FUND

AYES - 105

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

NOES - 0

EXCUSED ABSENCE - 9

ALDRIDGE	GAMBLE	HALL	KINNEY
CAPPS	HACKNEY	HARDY	NEELY
ELLIS			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	COLE	MOSLEY	RAMSEY
BERRY	HOLMES		

FILED - SENATE
S714 APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS2654-LN052A(4.1)

Short Title: Coverage for Reconstr. Surgery. (Public)

Sponsors: Senator Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE HEALTH AND ACCIDENT INSURANCE POLICIES, HOSPITAL OR MEDICAL SERVICE PLANS, HMO PLANS, AND THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN, TO PROVIDE COVERAGE FOR RECONSTRUCTIVE BREAST SURGERY RESULTING FROM MASTECTOMY.

The General Assembly of North Carolina enacts:

Section 1. Article 51 of Chapter 58 of the General Statutes is amended by adding the following new section to read:

"**§ 58-51-61. Coverage for reconstructive breast surgery resulting from mastectomy.**

(a) Every policy or contract of accident and health insurance, and every preferred provider contract, policy, or plan as defined and regulated under G.S. 58-50-50 and G.S. 58-50-55, that is issued, renewed, or amended on or after January 1, 1998, and that provides coverage for mastectomy shall provide coverage for reconstructive breast surgery resulting from a mastectomy. The coverage shall include coverage for all stages and revisions of reconstructive breast surgery performed on a nondiseased breast to establish symmetry when reconstructive surgery on a diseased breast is performed. The same deductibles, coinsurance, and other limitations as apply to similar services covered under the policy, contract, or plan shall apply to coverage for reconstructive breast surgery.

(b) As used in this section, the following terms have the meanings indicated:

(1) 'Mastectomy' means the surgical removal of all or part of a breast as a result of breast cancer or breast disease.

(2) 'Reconstructive breast surgery' means surgery performed as a result of a mastectomy to reestablish symmetry between the two

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 467/24-- 5:53 PM APRIL 30, 1997 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

FORRESTER
COVERAGE FOR RECONSTRUCTIVE
2ND EDITION

SURGERY

SENATE BILL 714
READING 2

AYE	48	ALBERTSON	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.	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	ALLRAN	KERR		
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 1094
LEGISLATIVE DAY 91
S714 HCS
READING 2

7/07/97
6:52 PM
IN CHAIR: SPEAKER

COVERAGE FOR RECONSTRUCTIVE SURG.

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 7

BERRY	MCCRARY	PRESTON	WILSON, C.
GOODWIN	NESBITT	SHERRILL	

EXCUSED VOTE - 0

NOT VOTING - 2

EASTERLING	HARDAWAY

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1113/13--11:42 AM JULY 9, 1997 LEGISLATIVE DAY 93

LT. GOVERNOR WICKER -- Presiding

FORRESTER
COVERAGE FOR RECONSTRUCTIVE
HOUSE COMM. SUB./3RD EDITION

SENATE BILL 714

SURGERY

MOTION 8
TO CONCUR

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.
		CLARK	HORTON	MCDANIEL	SOLES
		COCHRANE	HOYLE	MILLER	WARREN
		CONDER	JENKINS	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WEINSTEIN
		DALTON	KERR	PERDUE	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	CARRINGTON	WINNER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE

SENATE DRS6605-LT115A(3.25)

S 715 APR 3 1997

PRINCIPAL CLERK

Short Title: Amend State Law. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAWS OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. This act amends the laws of North Carolina.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 716 APR 3 1997

SENATE DRS7678-LR083(3.5)

PRINCIPAL CLERK

Short Title: Unemp. Ins. Bene. Severance Pay. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO SEVERANCE PAY FOR THE PURPOSES OF UNEMPLOYMENT INSURANCE BENEFITS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 96-8(10) reads as rewritten:

"(10) Total and partial unemployment.

a. For the purpose of establishing a benefit year, an individual shall be deemed to be unemployed:

1. If he has payroll attachment but, because of lack of work during the payroll week for which he is requesting the establishment of a benefit year, he worked less than the equivalent of three customary scheduled full-time days in the establishment, plant, or industry in which he has payroll attachment as a regular employee. If a benefit year is established, it shall begin on the Sunday preceding the payroll week ending date.

2. If he has no payroll attachment on the date he reports to apply for unemployment insurance. If a benefit year is established, it shall begin on the Sunday of the calendar week with respect to which the claimant met the reporting requirements provided by Commission regulation.

b. For benefit weeks within an established benefit year, a claimant shall be deemed to be:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 717 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRSA644-LR208(3.27)

Short Title: Duplin County Local Act. (Local)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO DUPLIN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Duplin County.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 718 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRSA645-LR209(3.27)

Short Title: Duplin County Local Act. (Local)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO DUPLIN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Duplin County.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 7 1 9 APR 3 1997

PRINCIPAL CLERK

S

SENATE DRS8620-LC167(3.26)

Short Title: Goldsboro Room Tax Use. (Local)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE PURPOSES FOR WHICH THE GOLDSBORO ROOM OCCUPANCY TAX MAY BE USED AND TO MAKE TECHNICAL AND CONFORMING CHANGES.

The General Assembly of North Carolina enacts:

Section 1. Sections 2 through 9 of Chapter 555 of the 1991 Session Laws read as rewritten:

"Sec. 2. Levy of Tax. The City of Goldsboro may ~~by resolution, after not less than 10 days public notice and after a public hearing held pursuant thereto,~~ levy a room occupancy and tourism development tax. ~~Collection of the tax, and liability, therefore, shall begin and continue only on and after the first day of a calendar month set in the resolution levying the tax, which in no case may be earlier than the first day of the second succeeding calendar month after the date of adoption of the resolution.~~

~~"Sec. 3. Rate; Scope.~~ The room occupancy and tourism development tax that may be levied under this act shall not be less than three percent (3%) nor more than five percent (5%) of the gross receipts derived from the rental of any room, lodging, or similar accommodation furnished by any hotel, motel, inn, tourist camp, or other similar place within the levying unit now subject to the three percent (3%) sales tax imposed by the State under G.S. 105-164.4(a)(3). This tax is in addition to any State or local sales tax.

"Sec. 4. Exemptions. The tax authorized by this act does not apply to gross receipts derived by the following entities from accommodations furnished by them:

(1) Religious organizations;

(2) A business that offers to rent fewer than five units;

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 258/2-- 2:19 PM APRIL 15, 1997 LEGISLATIVE DAY 44

LT. GOVERNOR WICKER -- Presiding

KERR
GOLDSBORO ROOM TAX USE

SENATE BILL 719
READING 2

AYE	44	ALBERTSON	EAST	KINNAIRD	PHILLIPS
		ALLRAN	FORRESTER	LEDBETTER	PLYLER
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARWOOD	LUCAS	REEVES
		BLUST	GULLEY	MARTIN R.	RUCHO
		CARPENTER	HORTON	MARTIN W.	SHAW L.
		CARRINGTON	HOYLE	MCDANIEL	SOLES
		COCHRANE	JENKINS	MILLER	WARREN
		CONDER	JORDAN	ODOM	WEINSTEIN
		COOPER	KERR	PAGE	WELLONS
		DALTON	KINCAID	PERDUE	WINNER
NO	1	CLARK			
EXCUSED	0				
NOT CAST	4	BASNIGHT	DANNELLY	HARTSELL	SHAW R.
ABSENT	1	WEBSTER			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 258/2-- 2:19 PM APRIL 15, 1997 LEGISLATIVE DAY 44

LT. GOVERNOR WICKER -- Presiding

KERR
GOLDSBORO ROOM TAX USE
AFTER RECONSIDERATION

SENATE BILL 719
READING 2

AYE	44	ALBERTSON	EAST	KINNAIRD	PHILLIPS
		ALLRAN	FORRESTER	LEDBETTER	PLYLER
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARWOOD	LUCAS	REEVES
		BLUST	GULLEY	MARTIN R.	RUCHO
		CARPENTER	HORTON	MARTIN W.	SHAW L.
		CARRINGTON	HOYLE	MCDANIEL	SOLES
		COCHRANE	JENKINS	MILLER	WARREN
		CONDER	JORDAN	ODOM	WEINSTEIN
		COOPER	KERR	PAGE	WELLONS
		DALTON	KINCAID	PERDUE	WINNER
NO	1	CLARK			
EXCUSED	0				
NOT CAST	4	BASNIGHT	DANNELLY	HARTSELL	SHAW R.
ABSENT	1	WEBSTER			
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 275/2-- 2:16 PM APRIL 16, 1997 LEGISLATIVE DAY 45

SENATOR BASNIGHT -- Presiding

KERR
GOLDSBORO ROOM TAX USE

SENATE BILL 719
READING 3

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

EXCUSED	0			
NOT CAST	3	KERR	KINCAID	SOLES
ABSENT	1	BALLANCE		
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1523
LEGISLATIVE DAY 122
S719 HCS
READING 2

8/27/97
8:04 PM
IN CHAIR: SPEAKER

GOLDSBORO ROOM TAX USE

AYES - 88

ALDRIDGE	DEDMON	JARRELL	RAYFIELD
ALEXANDER	EARLE	JUSTUS	REDWINE
ARNOLD	EASTERLING	KINNEY	REYNOLDS
BADDOUR	EDDINS	KISER	ROGERS
BAKER	ELLIS	LUEBKE	RUSSELL
BARBEE	ESPOSITO	MCALLISTER	SAUNDERS
BLACK	GOODWIN	MCCOMAS	SEXTON
BRASWELL	GRADY	MCCOMBS	SHERRILL
BRAWLEY	GULLEY	MCCRARY	SHUBERT
BROWN	HACKNEY	MERCER	SMITH
BUCHANAN	HALL	MICHAUX	SUTTON
CANSLER	HARDAWAY	MILLER	TALLENT
CARPENTER	HENSLEY	MINER	THOMPSON
CHURCH	HIATT	MITCHELL	TOLSON
CLARY	HIGHTOWER	MOORE	WARNER
COLE	HILL	MORGAN	WARWICK
CRAWFORD	HOWARD	MORRIS	WILKINS
CREECH	HUNTER, H.	MOSLEY	WILSON, C.
CULP	HUNTER, R.	NICHOLS	WILSON, G.
CULPEPPER	HURLEY	NYE	WOMBLE
DAUGHTRY	INSKO	OWENS	WRIGHT
DECKER	IVES	PRESTON	YONGUE

NOES - 2

DAVIS	HARDY

EXCUSED ABSENCE - 5

GARDNER	HOLMES	MCMAHAN	WATSON
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 25

SPEAKER	BOWIE	FITCH	OLDHAM
ADAMS	BOYD-MCINTYRE	FOX	RAMSEY
ALLRED	CAPPS	GAMBLE	STARNES
BEALL	CUNNINGHAM	JEFFUS	WAINWRIGHT
BERRY	DICKSON	NEELY	WEATHERLY
BLUE	DOCKHAM	NESBITT	WOOD
BONNER			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1555
LEGISLATIVE DAY 123
S719 HCS
READING 3

8/28/97
11:50 AM
IN CHAIR: SPEAKER

GOLDSBORO ROOM TAX USE

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 6

BERRY	HARDAWAY	RUSSELL	WATSON
GARDNER	MCMAHAN		

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	ELLIS	HUNTER, R.	RAYFIELD
ALDRIDGE	GAMBLE	HURLEY	WOOD
BONNER	HARDY		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1551/29-- 3:08 PM AUGUST 28, 1997 LEGISLATIVE DAY 123

LT. GOVERNOR WICKER -- Presiding

KERR
GOLDSBORO ROOM TAX USE
COM SUB/2ND EDITION

SENATE BILL 719

MOTION 8
TO CONCUR

AYE	40	ALBERTSON	DANNELLY	KINNAIRD	PHILLIPS
		ALLRAN	EAST	LEE	PLYLER
		BALLANCE	FORRESTER	LUCAS	PURCELL
		BALLANTINE	FOXX	MARTIN R.	REEVES
		BASNIGHT	GARWOOD	MARTIN W.	SHAW L.
		BLUST	HORTON	MCDANIEL	SHAW R.
		CARPENTER	HOYLE	MOORE	SOLES
		COCHRANE	JENKINS	ODOM	WEBSTER
		COOPER	JORDAN	PAGE	WELLONS
		DALTON	KERR	PERDUE	WINNER
NO	0				
EXCUSED	0				
NOT CAST	4	GULLEY	HARTSELL	LEDBETTER	MILLER
ABSENT	6	CARRINGTON	RAND	WARREN	WEINSTEIN
		CLARK	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S720 APR 3 1997

PRINCIPAL CLERK

S D

SENATE DRS7683-LD155(3.26)

Short Title: NC Museum of Forestry. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE ESTABLISHMENT OF THE NORTH CAROLINA MUSEUM OF FORESTRY IN COLUMBUS COUNTY TO EXHIBIT FORESTRY RESOURCES AND FORESTRY PRODUCTS FOR THE ENJOYMENT AND EDUCATION OF OUR CITIZENS AND VISITORS TO THE SOUTHEAST.

Whereas, forests and forestry products industries have played an integral role in the development of North Carolina and its economy since the founding of the State; and

Whereas, forests abound in the State and the beauty of the State's forests attract people to live in North Carolina and to visit the State; and

Whereas, North Carolina is a national leader in manufacturing, export, and distribution of products derived from its forests; and

Whereas, North Carolina has educational institutions, industries, and governmental and civil groups dedicated to the preservation, growth, and enjoyment of our forests and their products; and

Whereas, a museum dedicated to forestry would exhibit forestry resources and forestry products for the education and enjoyment of the State's citizens and millions of its visitors; and

Whereas, Columbus County is strategically located in close proximity to major vacation destinations and transportation access, ensuring the exposure and accessibility needed for a successful museum; and

Whereas, the North Carolina Museum of Forestry Board of Directors was formed as a nonprofit corporation to coordinate all planning efforts with State agencies and other involved organizations; and

FILED - SENATE
S 721 APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS8608*-LBX167(3.19)

Short Title: Calabash/Carolina Shores. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF CAROLINA SHORES FROM AN AREA PREVIOUSLY ANNEXED INTO THE TOWN OF CALABASH.

The General Assembly of North Carolina enacts:

Section 1. (a) The area annexed to the Town of Calabash by Section 1 of Chapter 593 of the Session Laws of 1989 is removed from the corporate limits of the town.

This section shall have no effect upon the validity of any liens of the Town of Calabash for ad valorem taxes or special assessments outstanding before the effective date of this section. The area shall not be subject to liens for ad valorem taxes levied by the Town of Calabash for fiscal year 1997-98. Such liens may be collected or foreclosed upon after the effective date of this section as though the property were still within the corporate limits of the Town of Calabash.

(b) The Brunswick County Board of Elections shall conduct an election on a date set by it, to be not later than four days before the opening of filing for the 1997 municipal election in the Town of Calabash, for the purpose of submission to the qualified voters of District 1 of the Town of Calabash and to the qualified voters of District 2 of the Town of Calabash the question of whether or not the area described in subsection (a) of this section shall be removed from the corporate limits of the Town of Calabash.

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

"[ ] FOR [ ] AGAINST

Removal of Carolina Shores from the corporate limits of the Town of Calabash."

(d) In such election, if a majority of the votes cast in either District 1 or District 2 shall be cast "FOR" the question, then subsection (a) of this section is

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S D

SENATE DRS8623-LK027A(1.28) S722 APR 3 1997

PRINCIPAL CLERK

Short Title: Ashe Use of Motor Fleet Vehicles. (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE COUNTY OF ASHE TO CONTRACT WITH THE DIVISION OF MOTOR FLEET MANAGEMENT FOR THE USE OF MOTOR VEHICLES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-336 reads as rewritten:

"**§ 143-336. Definitions.**

As used in this Article:

'Agency' includes every agency, institution, board, commission, bureau, council, department, division, officer, and employee of the State, but does not include ~~counties,~~ municipal corporations, political subdivisions, county and city boards of education, and other local public bodies.

'Community college buildings' means all buildings, utilities, and other property developments located at a community college, which is defined in G.S. 115D-2(2).

'Department' means the Department of Administration, unless the context otherwise requires.

'Public buildings' means all buildings owned or maintained by the State in the City of Raleigh, but does not mean any building which a State agency other than the Department of Administration is required by law to care for and maintain.

'Public buildings and grounds' means all buildings and grounds owned or maintained by the State in the City of Raleigh, but does not mean any building or grounds which a State agency other than the Department of Administration is required by law to care for and maintain.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 723 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRSA658-LB217(3.27)

Short Title: Stoneville Four-Year Terms. (Local)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOUR-YEAR TERMS FOR THE MAYOR AND COUNCIL OF THE TOWN OF STONEVILLE.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of the Charter of the Town of Stoneville, being Chapter 287 of the 1983 Session Laws, reads as rewritten:

"Sec. 3. Term of Office of Members of Council. Members of the Council are elected to ~~two-year~~ four-year terms. In 1997, the three persons receiving the highest numbers of votes are elected to four-year terms and the two persons receiving the next highest numbers of votes are elected to two-year terms. In 1999 and quadrennially thereafter, two persons are elected to four-year terms. In 2001 and quadrennially thereafter, three persons are elected to four-year terms."

Section 2. Section 4 of the Charter of the Town of Stoneville, being Chapter 287 of the 1983 Session Laws, reads as rewritten:

"Sec. 4. Election of Mayor, Term of Office. The qualified voters of the entire Town elect the Mayor, who shall be elected to a ~~two-year~~ four-year term of office."

Section 3. This act applies beginning with persons elected in 1997.

Section 4. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S724 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS7670-LRX193(3.27)

Short Title: Wake Towns Impact Fees. (Local)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT ALLOWING THE TOWNS OF APEX, GARNER, FUQUAY-VARINA, HOLLY SPRINGS, KNIGHTDALE, MORRISVILLE, AND ZEBULON TO IMPOSE TRANSPORTATION IMPACT FEES.

The General Assembly of North Carolina enacts:

Section 1. Purpose. It is the purpose of this act to place an equitable share of the cost of providing adequate infrastructure upon all new inhabitants and upon those associated with the development process by providing the towns with the right, power, and authority to impose and collect fees to finance transportation improvements within the towns' corporate limits and extraterritorial jurisdictions.

Section 2. Authority to Impose Transportation Impact Fees. The towns of Apex, Garner, Fuquay-Varina, Holly Springs, Knightdale, Morrisville, and Zebulon shall have the right, power, and authority to impose and collect a transportation impact fee on all new construction within the towns' corporate limits and extraterritorial jurisdictions. New construction means any new development, construction, or installation that requires a building permit or action permitting real property improvements for occupancy, excluding the renovation and repair of existing structures and accessory uses and their structures.

Section 3. Basis of Transportation Impact Fee.

(a) Before adopting or amending a transportation impact fee, the governing body of the municipality shall hold a public hearing regarding the proposed adoption or amendment of the fee, and notice of the public hearing shall be given so as to conform with G.S. 160A-364.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 725 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS6608-LN133(3.31)

Short Title: EEOC Deferral Agency/Proceedings. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO THE FILING OF A DEFERRED CHARGE WITH EEOC OR THE OFFICE OF ADMINISTRATIVE HEARINGS BY STATE OR LOCAL GOVERNMENT EMPLOYEES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-759 is amended by adding the following new subsection to read:

"(b1) The filing of any deferred charge with either the Equal Employment Opportunity Commission or with the Office of Administrative Hearings by a State or local government employee covered under Chapter 126 of the General Statutes shall be construed as a commencement of proceedings under State law for purposes of 42 U.S.C. § 2000e-5(c)."

Section 2. This act is effective when it becomes law and applies to charges pending or filed on and after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 530/11--10:53 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

MILLER
EEOC DEFERRAL AGENCY/PROCEEDINGS
2ND EDITION

SENATE BILL 725
READING 2

AYE	39	ALBERTSON	DANNELLY	LUCAS	REEVES
		ALLRAN	FORRESTER	MARTIN R.	SHAW L.
		BALLANCE	FOXX	MARTIN W.	SHAW R.
		BASNIGHT	GULLEY	MILLER	SOLES
		BLUST	HARTSELL	ODOM	WARREN
		CARPENTER	HOYLE	PAGE	WEBSTER
		CARRINGTON	JENKINS	PERDUE	WEINSTEIN
		CONDER	JORDAN	PHILLIPS	WELLONS
		COOPER	KERR	PLYLER	WINNER
		DALTON	LEE	RAND	
NO	10	BALLANTINE	EAST	KINCAID	MCDANIEL
		CLARK	GARWOOD	LEDBETTER	RUCHO
		COCHRANE	HORTON		

EXCUSED 0

NOT CAST 0

ABSENT 1 KINNAIRD

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted]. # 1464
[redacted]ISLATIVE DAY 118
S725 HCS
READING 2

8/21/97
12:38 PM
IN CHAIR: SPEAKER

STATE EMPLOYEE INCENTIVE BONUS

AYES - 114

SPEAKER	CULPEPPER	HUNTER, H.	PRESTON
ADAMS	CUNNINGHAM	HURLEY	RAMSEY
ALDRIDGE	DAUGHTRY	INSKO	RAYFIELD
ALEXANDER	DAVIS	IVES	REDWINE
ALLRED	DECKER	JARRELL	ROGERS
ARNOLD	DEDMON	JEFFUS	RUSSELL
BADDOUR	DICKSON	JUSTUS	SAUNDERS
BAKER	DOCKHAM	KINNEY	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
BOWIE	GARDNER	MCMAHAN	THOMPSON
BOYD-MCINTYRE	GOODWIN	MERCER	TOLSON
BRASWELL	GRADY	MICHAUX	WAINWRIGHT
BRAWLEY	GRAY	MINER	WARNER
BROWN	GULLEY	MITCHELL	WARWICK
BUCHANAN	HACKNEY	MORGAN	WATSON
CANSLER	HALL	MORRIS	WEATHERLY
CAPPS	HARDAWAY	MOSLEY	WILKINS
CARPENTER	HARDY	NEELY	WILSON, C.
CHURCH	HENSLEY	NESBITT	WILSON, G.
CLARY	HIATT	NICHOLS	WOMBLE
COLE	HIGHTOWER	NYE	WOOD
CRAWFORD	HILL	OLDHAM	WRIGHT
CREECH	HOLMES	OWENS	YONGUE
CULP	HOWARD		

NOES - 0

EXCUSED ABSENCE - 6

ELLIS	HUNTER, R.	MOORE	REYNOLDS
GAMBLE	MILLER		

EXCUSED VOTE - 0

NOT VOTING - 0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1458/13--10:53 AM AUGUST 22, 1997 LEGISLATIVE DAY 119

LT. GOVERNOR WICKER -- Presiding

MILLER
STATE EMPLOYEE INCENTIVE BONUS
HOUSE COM SUB/3RD EDITION

SENATE BILL 725

MOTION 8
TO CONCUR

AYE	9	BALLANTINE	FORRESTER	HORTON	MOORE
		BLUST	FOXX	LEDBETTER	PAGE
		COCHRANE			
NO	33	ALBERTSON	HARTSELL	MARTIN W.	REEVES
		ALLRAN	HOYLE	MILLER	SHAW L.
		BALLANCE	JENKINS	ODOM	SHAW R.
		BASNIGHT	JORDAN	PERDUE	SOLES
		CARPENTER	KINNAIRD	PHILLIPS	WEBSTER
		COOPER	LEE	PLYLER	WEINSTEIN
		DALTON	LUCAS	PURCELL	WELLONS
		DANNELLY	MARTIN R.	RAND	WINNER
		EAST			
EXCUSED	0				
NOT CAST	1	KERR			
ABSENT	7	CARRINGTON	GARWOOD	MCDANIEL	WARREN
		CLARK	GULLEY	RUCHO	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1511/26-- 5:08 PM AUGUST 27, 1997 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

MILLER
STATE EMPLOYEE INCENTIVE BONUS
HOUSE COM SUB/3RD EDITION

SENATE BILL 725

CONFERENCE REPORT

MOTION 7
TO ADOPT

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

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

(CONTINUED)

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 725

S725-CRLR-1

[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 Senate Bill 725, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 143 OF THE GENERAL STATUTES TO PROVIDE FOR AN INCENTIVE BONUS PROGRAM TO RECOGNIZE AND REWARD THE COST-SAVING AND REVENUE-INCREASING INITIATIVES AND INNOVATIONS OF STATE EMPLOYEES, House Committee Substitute Favorable 8/20/97, submit the following report:

The House and Senate agree to the following amendment to the House Committee Substitute, House Commitee Substitute Favorable 8/20/97, and the Senate concurs in the House Committee Substitute, as amended:

Delete the entire House Committee Substitute and substitute the attached Proposed Conference Committee Substitute, S725-PCCS 1895, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE FILING OF A DEFERRED CHARGE WITH THE EEOC OR THE OFFICE OF ADMININSTRATIVE HEARINGS BY STATE OR LOCAL GOVERNMENT EMPLOYEES AND AMENDING CHAPTER 143 OF THE GENERAL STATUTES TO PROVIDE FOR AN INCENTIVE BONUS PROGRAM TO RECOGNIZE AND REWARD THE COST-SAVING AND REVENUE-INCREASING INITIATIVES AND INNOVATIONS OF STATE EMPLOYEES.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 725

S725-CRLR-1

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Brad Miller, Chair	Lanier M. Cansler, Chair
Fletcher L. Hartsell, Jr.	N. Leo Daughtry
Eric Miller Reeves	H. M. Michaux, Jr.
	Charles B. Neely, Jr.

Senate Submitted 8/27/97 Placed on Calendar 8/27/97
Senate ADOPTED 8/27/97 (Corr 8/1/2) Withdrawn - Placed on Cal. 8/28/97
House ADOPTED 8/28/97 (/) Message Received 8/29/97
Ordered Enrolled 8/28/97
Senate

ORDERED SENT TO GOVERNOR

BY SPECIAL MESSENGER
Janet Pruitt

Withdrawn from Cal. of 8/28/97. Placed on Cal. 8/27/97. JP

6 T

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1520/35-- 6:33 PM AUGUST 27, 1997 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

MILLER
STATE EMPLOYEE INCENTIVE BONUS
HOUSE COM SUB/3RD EDITION

SENATE BILL 725

CONFERENCE REPORT

MOTION 7
TO ADOPT

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

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

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1520/35-- 6:33 PM AUGUST 27, 1997 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

MILLER
STATE EMPLOYEE INCENTIVE BONUS
HOUSE COM SUB/3RD EDITION

SENATE BILL 725

CONFERENCE REPORT

MOTION 7
TO ADOPT

RECORDED		
AYE	1	ALBERTSON
NO	-1	
ADJUSTED TOTAL		
AYE	48	
NO	1	
NOT CAST	0	
[illegible]ENT	1	

([illegible]Y)

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 725

S725-CRLR-1

[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 Senate Bill 725, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 143 OF THE GENERAL STATUTES TO PROVIDE FOR AN INCENTIVE BONUS PROGRAM TO RECOGNIZE AND REWARD THE COST-SAVING AND REVENUE-INCREASING INITIATIVES AND INNOVATIONS OF STATE EMPLOYEES, House Committee Substitute Favorable 8/20/97, submit the following report:

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 725

S725-CRLR-1

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Brad Miller, Chair	Lanier M. Cansler, Chair
Fletcher L. Hartsell, Jr.	N. Leo Daughtry
Eric Miller Reeves	H. M. Michaux, Jr.
	Charles B. Neely, Jr.

Senate Submitted 8/27/97 Placed on Calendar 8/29/97
ADOPTED 8/27/97 (Corrected) Withdrawn - Placed on Cal. 8/28/97
ADOPTED (/ /) Message Received
ADOPTED (/ /) Ordered Enrolled

Withdrawn from Cal. 8/28/97. Placed on Cal. 8/27/97. SP

6 T

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 725

S725-CRLR-1 Page 1 of __

[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 Senate Bill 725, A BILL TO BE ENTITLED AN ACT AMENDING CHAPTER 143 OF THE GENERAL STATUTES TO PROVIDE FOR AN INCENTIVE BONUS PROGRAM TO RECOGNIZE AND REWARD THE COST-SAVING AND REVENUE-INCREASING INITIATIVES AND INNOVATIONS OF STATE EMPLOYEES, House Committee Substitute Favorable 8/20/97, submit the following report:

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Delete the entire House Committee Substitute and substitute the attached Proposed Conference Committee Substitute, S725-PCCS 1895, A BILL TO BE ENTITLED AN ACT PERTAINING TO THE FILING OF A DEFERRED CHARGE WITH THE EEOC OR THE OFFICE OF ADMININSTRATIVE HEARINGS BY STATE OR LOCAL GOVERNMENT EMPLOYEES AND AMENDING CHAPTER 143 OF THE GENERAL STATUTES TO PROVIDE FOR AN INCENTIVE BONUS PROGRAM TO RECOGNIZE AND REWARD THE COST-SAVING AND REVENUE-INCREASING INITIATIVES AND INNOVATIONS OF STATE EMPLOYEES.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 725

S725-CRLR-1

Date conferees approved report: August 27, 1997.

Conferees for the Senate	Conferees for the House of Representatives
Brad Miller, Chair	Lanier M. Cansler, Chair
Fletcher L. Hartsell, Jr.	N. Leo Daughtry
Eric Miller Reeves	H. M. Michaux, Jr.
	Charles B. Neely, Jr.

House Submitted 8/27/97 placed on calendar 8/28/97
House ADOPTED 8/28/97 (108/0 or) Message Received _____
ADOPTED ___/___/___ (/) Ordered Enrolled _____

TITLE CHANGE Senate notified

Special Message
AUG 28 1997

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

NO. # 1545
LEGISLATIVE DAY 123
[redacted]5
CONFERENCE REPORT

8/28/97
11:31 AM
IN CHAIR: SPEAKER

STATE EMPLOYEE INCENTIVE BONUS

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 5

BERRY	HARDAWAY	MCMAHAN	WATSON
GARDNER			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOWIE	RAYFIELD	WOOD
ALDRIDGE	GAMBLE	RUSSELL	

S725

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 726 APR 3 1997

SENATE DRS1694-LR060A(2.26) PRINCIPAL CLERK

Short Title: Establish Swift Creek Joint Zoning. (Local)

Sponsors: Senators Miller, Reeves, and Carrington.

Referred to:

A BILL TO BE ENTITLED

AN ACT ESTABLISHING BINDING JOINT ZONING JURISDICTION FOR THE SWIFT CREEK AREA IN WAKE COUNTY SUBJECT TO MODIFICATION ONLY BY INTERLOCAL AGREEMENT BY AND BETWEEN ALL JURISDICTIONS INVOLVED OR BY ACTION OF THE GENERAL ASSEMBLY.

Whereas, in January 1988, the late Mayor Avery Upchurch of Raleigh invited chief elected officials of the Swift Creek area to meet to discuss the development of a coordinated land-use plan for the area; and

Whereas, the able efforts of elected officials and technical staff of the County of Wake, the City of Raleigh, and the Towns of Apex, Cary, and Garner resulted in the development of the Swift Creek Management Plan in September 1988; and

Whereas, the various local governments having jurisdiction over the area have approved the Swift Creek Management Plan through appropriate action of their respective governing bodies; and

Whereas, the General Assembly finds that it is in the best interest of the citizens of the Swift Creek area and the various local governments to maintain the Swift Creek Management Plan as agreed to by those jurisdictions; and

Whereas, conferring binding joint zoning jurisdiction over the Swift Creek area in accordance with the requirements of the Swift Creek Management Plan is an equitable manner in which to provide for the continuation of the Swift Creek Management Plan to the benefit of the area and the local governments involved; Now, therefore,

The General Assembly of North Carolina enacts:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S727 APR 3 1997

SENATE DRS1691-LTX113(3.31)

PRINCIPAL CLERK

Short Title: Insurance Regulatory Charge. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO SET THE INSURANCE REGULATORY CHARGE FOR CALENDAR YEAR 1997 AND TO CLARIFY THE BASIS OF THE PREMIUM TAX LIABILITY ON WHICH THE CHARGE IS LEVIED.

The General Assembly of North Carolina enacts:

Section 1. The percentage rate to be used in calculating the insurance regulatory charge under G.S. 58-6-25 is eight and one-half percent (8.5%) for the 1997 calendar year.

Section 2. G.S. 58-6-25(a) reads as rewritten:

"(a) Charge Levied. -- There is levied on each insurance company an annual charge for the purposes stated in subsection (d) of this section. As used in this section, the term 'insurance company' means a company that pays the gross premiums tax levied in G.S. 105-228.5 and G.S. 105-228.8, except ~~that the term does not include a hospital, medical, or dental service corporation regulated under Articles 65 and 66 of this Chapter. The term "insurance company" does not include a company regulated under Article 67 of this Chapter.~~ for service corporations and health maintenance organizations under Articles 65 and 67 of this Chapter. The charge levied in this section is in addition to all other fees and taxes. The charge shall be at a percentage rate of the company's premium tax liability for the taxable year. In determining an insurance company's premium tax liability for a taxable year, additional taxes imposed by ~~G.S. 105-228.8 and~~ G.S. 105-228.8, the additional local fire and lightning tax imposed by ~~G.S. 105-228.5(d)(4)~~ G.S. 105-228.5(d)(4), and any tax credits for guaranty or solvency fund assessments under G.S. 105-228.5A or G.S. 97-133(a) shall be disregarded."

Section 3. G.S. 97-133(a)(2) reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 260/4-- 2:24 PM APRIL 15, 1997 LEGISLATIVE DAY 44

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURANCE REGULATORY CHARGE
2ND EDITION

SENATE BILL 727
READING 2

AYE	45	ALBERTSON	FORRESTER	KINNAIRD	PHILLIPS
		ALLRAN	FOXX	LEDBETTER	PLYLER
		BASNIGHT	GARWOOD	LEE	RAND
		BLUST	GULLEY	LUCAS	REEVES
		CARPENTER	HARTSELL	MARTIN R.	RUCHO
		CARRINGTON	HORTON	MARTIN W.	SHAW L.
		CLARK	HOYLE	MCDANIEL	SOLES
		COCHRANE	JENKINS	MILLER	WARREN
		CONDER	JORDAN	ODOM	WEINSTEIN
		COOPER	KERR	PAGE	WELLONS
		DALTON	KINCAID	PERDUE	WINNER
		DANNELLY			
NO	3	BALLANCE	BALLANTINE	EAST	

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 278/5-- 2:30 PM APRIL 16, 1997 LEGISLATIVE DAY 45

LT. GOVERNOR WICKER -- Presiding

MILLER
INSURANCE REGULATORY CHARGE
2ND EDITION

SENATE BILL 727
READING 3

AYE	42	ALBERTSON	FORRESTER	LUCAS	REEVES
		ALLRAN	GARWOOD	MARTIN R.	RUCHO
		BASNIGHT	GULLEY	MARTIN W.	SHAW L.
		CARPENTER	HARTSELL	MILLER	SHAW R.
		CARRINGTON	HOYLE	ODOM	SOLES
		COCHRANE	JENKINS	PAGE	WARREN
		CONDER	JORDAN	PERDUE	WEBSTER
		COOPER	KINCAID	PHILLIPS	WEINSTEIN
		DALTON	KINNAIRD	PLYLER	WELLONS
		DANNELLY	LEDBETTER	RAND	WINNER
		EAST	LEE		
NO	6	BALLANTINE	CLARK	HORTON	MCDANIEL
		BLUST	FOXX		

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted]. # 743
[redacted]ISLATIVE DAY 69
[redacted]727 HCS

5/28/97
3:15 PM
IN CHAIR: SPEAKER

FOOD TAX REDUCTION/ FEE CHANGES
MOTION #12 REP. LUEBKE TO SUSPEND RULES TO INTRODUCE AMENDMENT TO CHANGE TITLE

AYES - 54

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

NOES - 61

SPEAKER	CRAWFORD	HARDY	PRESTON
ALDRIDGE	CULP	HIATT	RAYFIELD
ARNOLD	DAUGHTRY	HOLMES	REYNOLDS
BAKER	DAVIS	HOWARD	ROGERS
BARBEE	DECKER	IVES	RUSSELL
BEALL	DICKSON	JUSTUS	SEXTON
BERRY	DOCKHAM	KISER	SHERRILL
BOWIE	EDDINS	MCCOMAS	SHUBERT
BRAWLEY	ELLIS	MCCOMBS	STARNES
BROWN	ESPOSITO	MCMAHAN	TALLENT
BUCHANAN	GARDNER	MINER	THOMPSON
CANSLER	GRADY	MITCHELL	WATSON
CAPPS	GRAY	MORGAN	WEATHERLY
CARPENTER	GULLEY	MORRIS	WILSON, C.
CHURCH	HALL	NEELY	WILSON, G.
CLARY			

EXCUSED ABSENCE - 5

ALEXANDER	CUNNINGHAM	HILL	NICHOLS
CREECH			

EXCUSED VOTE - 0

NOT VOTING - 0

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 727

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

S727-ARB-2

Date 5/28 ,1997

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

Representative _____

moves to amend the bill on page 7, lines 33 and 34, by rewriting the lines to read:

"~~(23)~~ ~~Annual Report~~ ~~10.00~~";

and on page 15, lines 25 through 27, by rewriting the lines to read:

"The Secretary must".

SIGNED _____
Amendment Sponsor

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

ADOPTED _____ FAILED 35-73 EV TABLED _____

MAY 28 1997

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

746
ISLATIVE DAY 69
S727 HCS
READING 2

5/27/97
4:28 PM
IN CHAIR: SPEAKER

AMEND #1
FOOD TAX REDUCTION/ FEE CHANGES
MOTION #3 REP DAUGHTRY
PREVIOUS QUESTION ON AMEND. #1

AYES - 75

ALDRIDGE	DAUGHTRY	JARRELL	REDWINE
ARNOLD	DAVIS	JEFFUS	REYNOLDS
BAKER	DECKER	JUSTUS	ROGERS
BARBEE	DICKSON	KISER	RUSSELL
BEALL	DOCKHAM	MCCOMAS	SEXTON
BERRY	EDDINS	MCCOMBS	SHERRILL
BONNER	ELLIS	MCMAHAN	SHUBERT
BOWIE	ESPOSITO	MERCER	STARNES
BRASWELL	GARDNER	MINER	TALLENT
BRAWLEY	GRADY	MITCHELL	THOMPSON
BROWN	GRAY	MOORE	TOLSON
BUCHANAN	GULLEY	MORGAN	WARNER
CANSLER	HALL	MORRIS	WARWICK
CAPPS	HARDY	MOSLEY	WATSON
CARPENTER	HIATT	NEELY	WEATHERLY
CHURCH	HILL	NESBITT	WILKINS
CLARY	HOLMES	PRESTON	WILSON, C.
COLE	HOWARD	RAMSEY	WILSON, G.
CULP	IVES	RAYFIELD	

NOES - 32

ALLRED	FOX	INSKO	OWENS
BADDOUR	GAMBLE	KINNEY	SAUNDERS
BLACK	GOODWIN	LUEBKE	SMITH
BOYD-MCINTYRE	HACKNEY	MCCRARY	SUTTON
CRAWFORD	HARDAWAY	MICHAUX	WAINWRIGHT
CULPEPPER	HENSLEY	MILLER	WOMBLE
EARLE	HIGHTOWER	NYE	WRIGHT
EASTERLING	HUNTER, R.	OLDHAM	YONGUE

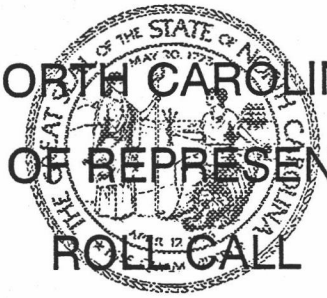
EXCUSED ABSENCE - 5

ALEXANDER	CREECH	CUNNINGHAM	NICHOLS
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	DEDMON	HUNTER, H.	MCALLISTER
ADAMS	FITCH	HURLEY	WOOD



NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

[redacted] # 747
[redacted]ISLATIVE DAY 69
S727 HCS
READING 2

5/27/97
4:29 PM
IN CHAIR: SPEAKER

AMEND #1 - REP ALLRED
FOOD TAX REDUCTION/ FEE CHANGES

AYES - 35

ALLRED	GAMBLE	INSKO	SMITH
BAKER	GARDNER	JARRELL	STARNES
BERRY	GOODWIN	KINNEY	TOLSON
BOYD-MCINTYRE	GULLEY	MERCER	WARNER
BUCHANAN	HALL	MOSLEY	WARWICK
CLARY	HIGHTOWER	NESBITT	WOMBLE
CRAWFORD	HOWARD	NYE	WOOD
CULPEPPER	HUNTER, R.	OWENS	YONGUE
FOX	HURLEY	REDWINE	

NOES - 73

ALDRIDGE	DECKER	JEFFUS	RAMSEY
ARNOLD	DICKSON	JUSTUS	RAYFIELD
BADDOUR	DOCKHAM	KISER	REYNOLDS
BARBEE	EARLE	LUEBKE	ROGERS
BEALL	EASTERLING	MCCOMAS	RUSSELL
BLACK	EDDINS	MCCOMBS	SAUNDERS
BONNER	ELLIS	MCCRARY	SEXTON
BOWIE	ESPOSITO	MCMAHAN	SHERRILL
BRASWELL	GRADY	MICHAUX	SHUBERT
BRAWLEY	GRAY	MILLER	SUTTON
BROWN	HACKNEY	MINER	TALLENT
CANSLER	HARDAWAY	MITCHELL	THOMPSON
CAPPS	HARDY	MOORE	WAINWRIGHT
CARPENTER	HENSLEY	MORGAN	WATSON
CHURCH	HIATT	MORRIS	WILKINS
COLE	HILL	NEELY	WILSON, C.
CULP	HOLMES	OLDHAM	WILSON, G.
DAUGHTRY	IVES	PRESTON	WRIGHT
DAVIS			

EXCUSED ABSENCE - 5

ALEXANDER	CREECH	CUNNINGHAM	NICHOLS
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	DEDMON	HUNTER, H.	WEATHERLY
ADAMS	FITCH	MCALLISTER	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 748
ISLATIVE DAY 69
727 HCS
READING 2

5/27/97
4:32 PM
IN CHAIR: SPEAKER

FOOD TAX REDUCTION/ FEE CHANGES
MOTION #3 PREVIOUS QUESTION ON READING 2
REP DAUGHTRY

AYES - 75

ALDRIDGE	DAUGHTRY	INSKO	RAMSEY
ARNOLD	DAVIS	IVES	RAYFIELD
BADDOUR	DECKER	JARRELL	REYNOLDS
BAKER	DICKSON	JUSTUS	ROGERS
BARBEE	DOCKHAM	KISER	RUSSELL
BEALL	EDDINS	MCCOMAS	SEXTON
BERRY	ELLIS	MCCOMBS	SHERRILL
BOWIE	ESPOSITO	MCMAHAN	SHUBERT
BRAWLEY	FOX	MERCER	STARNES
BROWN	GRADY	MICHAUX	TALLENT
BUCHANAN	GRAY	MINER	THOMPSON
CANSLER	GULLEY	MITCHELL	TOLSON
CAPPS	HALL	MOORE	WARNER
CARPENTER	HARDY	MORGAN	WARWICK
CHURCH	HIATT	MORRIS	WATSON
CLARY	HILL	NEELY	WEATHERLY
COLE	HOLMES	NYE	WILSON, C.
CRAWFORD	HOWARD	OLDHAM	WILSON, G.
CULP	HURLEY	PRESTON	

NOES - 34

ALLRED	GAMBLE	KINNEY	SAUNDERS
BLACK	GOODWIN	LUEBKE	SMITH
BONNER	HACKNEY	MCCRARY	SUTTON
BOYD-MCINTYRE	HARDAWAY	MILLER	WAINWRIGHT
BRASWELL	HENSLEY	MOSLEY	WILKINS
CULPEPPER	HIGHTOWER	NESBITT	WOMBLE
DEDMON	HUNTER, H.	OWENS	WRIGHT
EARLE	HUNTER, R.	REDWINE	YONGUE
EASTERLING	JEFFUS		

EXCUSED ABSENCE - 5

ALEXANDER	CREECH	CUNNINGHAM	NICHOLS
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	FITCH	MCALLISTER	WOOD
ADAMS	GARDNER		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 749
LEGISLATIVE DAY 69
S727 HCS
READING 2

5/27/97
4:32 PM
IN CHAIR: SPEAKER

FOOD TAX REDUCTION/ FEE CHANGES

AYES - 106

SPEAKER	DEDMON	INSKO	RAYFIELD
ALDRIDGE	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
BLACK	FOX	MCCOMAS	SHUBERT
BOWIE	GARDNER	MCCRARY	SMITH
BOYD-MCINTYRE	GOODWIN	MCMAHAN	STARNES
BRASWELL	GRADY	MERCER	SUTTON
BRAWLEY	GRAY	MICHAUX	TALLENT
BROWN	GULLEY	MILLER	THOMPSON
BUCHANAN	HACKNEY	MINER	TOLSON
CANSLER	HALL	MITCHELL	WAINWRIGHT
CAPPS	HARDAWAY	MOORE	WARNER
CARPENTER	HARDY	MORGAN	WARWICK
CHURCH	HENSLEY	MORRIS	WATSON
CLARY	HIATT	MOSLEY	WEATHERLY
COLE	HIGHTOWER	NEELY	WILKINS
CRAWFORD	HILL	NESBITT	WILSON, C.
CULP	HOLMES	NYE	WILSON, G.
CULPEPPER	HOWARD	OLDHAM	WOMBLE
DAUGHTRY	HUNTER, H.	PRESTON	WOOD
DAVIS	HUNTER, R.	RAMSEY	YONGUE
DECKER	HURLEY		

NOES - 6

BERRY	GAMBLE	OWENS	WRIGHT
BONNER	MCCOMBS		

EXCUSED ABSENCE - 5

ALEXANDER	CREECH	CUNNINGHAM	NICHOLS
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 3

ADAMS	FITCH	MCALLISTER

(21)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 727

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

S727-ARB-1

Date MAY 29 1997, 1997

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

Representative Allred

1 moves to amend the bill on page 7, lines 33 and 34, by rewriting the
2 lines to read:
3 "(23) Annual Report 10.00".

SIGNED Allred
Amendment Sponsor

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

ADOPTED _____ FAILED MAY 29 1997 TABLED _____

57-57 EV
SVuchs

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 764
ISLATIVE DAY 70
727 HCS
READING 3

5/29/97
1:26 PM
IN CHAIR: SPEAKER

FOOD TAX REDUCTION/ FEE CHANGES
MOTION #12 - REP FITCH
- TO SUSPEND THE RULES IN ORDER TO OFFER AN AMENDMENT TO CHANGE THE TITLE

AYES - 56

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

NOES - 58

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

EXCUSED ABSENCE - 2

CREECH	CUNNINGHAM

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	CLARY	RAMSEY	ROGERS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 727

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

S727-ALCF-11

Date MAY 29 1997, 1997

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

Representative R. Hunter

moves to amend the bill on page 5, line 9, by deleting "sixty-one dollars ($61.00)" and substituting "fifty-one dollars ($51.00)";

and on page 5, line 11, by deleting "sixty-eight dollars ($68.00)" and substituting "fifty-eight dollars ($58.00)";

and on page 10, lines 27-28 and 37-38, on page 11, lines 13 and 33, and on page 12, lines 1-2 and 4, by deleting "fifteen dollars ($15.00)." each time it appears and substituting "ten dollars ($10.00)."

SIGNED R. Hunter
Amendment Sponsor

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

ADOPTED _____ FAILED MAY 29 1997 TABLED _____

54-58 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 765
ISLATIVE DAY 70
7 HCS
READING 3

5/29/97
1:37 PM
IN CHAIR: SPEAKER

AMEND #3 - REP. R HUNTER
FOOD TAX REDUCTION/ FEE CHANGES

AYES - 54

ADAMS	EASTERLING	JARRELL	OWENS
ALEXANDER	ESPOSITO	JEFFUS	REDWINE
ALLRED	FITCH	KINNEY	SAUNDERS
BADDOUR	GAMBLE	LUEBKE	SMITH
BERRY	GOODWIN	MCALLISTER	SUTTON
BLACK	HACKNEY	MCCRARY	TOLSON
BLUE	HARDAWAY	MERCER	WAINWRIGHT
BONNER	HENSLEY	MICHAUX	WARNER
BOYD-MCINTYRE	HIGHTOWER	MILLER	WARWICK
BRASWELL	HILL	MOSLEY	WILKINS
CHURCH	HUNTER, H.	NESBITT	WOMBLE
COLE	HUNTER, R.	NICHOLS	WRIGHT
DEDMON	HURLEY	OLDHAM	YONGUE
EARLE	INSKO		

NOES - 58

ALDRIDGE	DECKER	IVES	RAMSEY
BAKER	DICKSON	JUSTUS	RAYFIELD
BEALL	DOCKHAM	KISER	ROGERS
BOWIE	EDDINS	MCCOMAS	RUSSELL
BRAWLEY	ELLIS	MCCOMBS	SEXTON
BROWN	FOX	MCMAHAN	SHUBERT
BUCHANAN	GARDNER	MINER	STARNES
CANSLER	GRADY	MITCHELL	TALLENT
CAPPS	GRAY	MOORE	THOMPSON
CARPENTER	GULLEY	MORGAN	WATSON
CRAWFORD	HALL	MORRIS	WEATHERLY
CULP	HARDY	NEELY	WILSON, C.
CULPEPPER	HIATT	NYE	WILSON, G.
DAUGHTRY	HOLMES	PRESTON	WOOD
DAVIS	HOWARD		

EXCUSED ABSENCE - 2

CREECH	CUNNINGHAM

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BARBEE	REYNOLDS	SHERRILL
ARNOLD	CLARY		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 766
ISLATIVE DAY 70
7 HCS
READING 3

5/29/97
1:42 PM
IN CHAIR: SPEAKER

FOOD TAX REDUCTION/ FEE CHANGES
MOTION #3 REP DAUGHTRY
PREVIOUS QUESTION ON READING #3

AYES - 60

SPEAKER	DAUGHTRY	HOLMES	REYNOLDS
ALDRIDGE	DAVIS	HOWARD	ROGERS
ARNOLD	DICKSON	IVES	RUSSELL
BAKER	DOCKHAM	JUSTUS	SEXTON
BARBEE	EDDINS	KISER	SHERRILL
BOWIE	ELLIS	MCCOMAS	SHUBERT
BRAWLEY	ESPOSITO	MCCOMBS	STARNES
BROWN	GARDNER	MCMAHAN	TALLENT
BUCHANAN	GRADY	MINER	THOMPSON
CANSLER	GRAY	MITCHELL	WARNER
CAPPS	GULLEY	MORGAN	WATSON
CARPENTER	HALL	MORRIS	WEATHERLY
CHURCH	HARDY	NEELY	WILSON, C.
CRAWFORD	HIATT	PRESTON	WILSON, G.
CULP	HILL	RAYFIELD	WOOD

NOES - 57

ADAMS	EARLE	JARRELL	OLDHAM
ALEXANDER	EASTERLING	JEFFUS	OWENS
ALLRED	FITCH	KINNEY	RAMSEY
BADDOUR	FOX	LUEBKE	REDWINE
BEALL	GAMBLE	MCALLISTER	SAUNDERS
BERRY	GOODWIN	MCCRARY	SMITH
BLACK	HACKNEY	MERCER	SUTTON
BLUE	HARDAWAY	MICHAUX	TOLSON
BONNER	HENSLEY	MILLER	WAINWRIGHT
BOYD-MCINTYRE	HIGHTOWER	MOORE	WARWICK
BRASWELL	HUNTER, H.	MOSLEY	WILKINS
COLE	HUNTER, R.	NESBITT	WOMBLE
CULPEPPER	HURLEY	NICHOLS	WRIGHT
DECKER	INSKO	NYE	YONGUE
DEDMON			

EXCUSED ABSENCE - 2

CREECH CUNNINGHAM

EXCUSED VOTE - 0

NOT VOTING - 1

CLARY

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

[redacted]. # 767
[redacted]ISLATIVE DAY 70
S727 HCS
READING 3

5/29/97
1:42 PM
IN CHAIR: SPEAKER

FOOD TAX REDUCTION/ FEE CHANGES

113 DWicker

AYES - ~~112~~

SPEAKER	DECKER	HURLEY	RAMSEY
ADAMS	DEDMON	INSKO	RAYFIELD
ALDRIDGE	DICKSON	IVES	REDWINE
ALEXANDER	DOCKHAM	JARRELL	REYNOLDS
ARNOLD	EARLE	JEFFUS	ROGERS
BADDOUR	EASTERLING	JUSTUS	RUSSELL
BAKER	EDDINS	KINNEY	SAUNDERS
BARBEE	ELLIS	KISER	SEXTON
BEALL	ESPOSITO	LUEBKE	SHERRILL
BLACK	FITCH	MCALLISTER	SHUBERT
BLUE	FOX	MCCOMAS	SMITH
BONNER	GARDNER	MCCRARY	STARNES
BOWIE	GOODWIN	MCMAHAN	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
COLE	HIGHTOWER	NEELY	WILSON, C.
CRAWFORD	HILL	NESBITT	WILSON, G.
CULP	HOLMES	NICHOLS	WOMBLE
CULPEPPER	HOWARD	NYE	WOOD
DAUGHTRY	HUNTER, H.	OLDHAM	WRIGHT
DAVIS	HUNTER, R.	PRESTON	YONGUE

ALLRED DWicker

NOES - ~~5~~ 4 DWicker

~~ALLRED~~ DWicker	GAMBLE	MCCOMBS	OWENS
BERRY			

EXCUSED ABSENCE - 2

CREECH	CUNNINGHAM

EXCUSED VOTE - 0

NOT VOTING - 1

CLARY

S727 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1379/22--12:45 PM AUGUST 14, 1997 LEGISLATIVE DAY 114

SENATOR BASNIGHT -- Presiding

MILLER
INSURANCE REGULATORY CHARGE
HOUSE COM SUB/3RD EDITION

SENATE BILL 727

MOTION 8
TO CONCUR

AYE	6	COCHRANE	FORRESTER	MOORE	PAGE
		EAST	GARWOOD		
NO	38	ALBERTSON	HARTSELL	MARTIN R.	RAND
		ALLRAN	HORTON	MARTIN W.	REEVES
		BALLANTINE	HOYLE	MCDANIEL	RUCHO
		BASNIGHT	JENKINS	MILLER	SHAW L.
		BLUST	JORDAN	ODOM	SHAW R.
		CARPENTER	KERR	PERDUE	SOLES
		COOPER	KINNAIRD	PHILLIPS	WARREN
		DALTON	LEDBETTER	PLYLER	WEINSTEIN
		DANNELLY	LEE	PURCELL	WELLONS
		FOXX	LUCAS		

EXCUSED	0				
NOT CAST	0				
ABSENT	6	BALLANCE	CLARK	WEBSTER	WINNER
		CARRINGTON	GULLEY		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 727

S727-CRLCX-8/14

[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 Senate Bill 727, A BILL TO BE ENTITLED AN ACT TO REDUCE THE STATE SALES TAX ON FOOD BY AN ADDITIONAL ONE CENT EFFECTIVE JANUARY 1, 1998, TO ESTABLISH THE PERCENTAGE RATES FOR THE INSURANCE REGULATORY CHARGE AND THE PUBLIC UTILITY REGULATORY FEE, TO CLARIFY THE BASIS OF THE PREMIUM TAX LIABILITY ON WHICH THE INSURANCE REGULATORY CHARGE IS LEVIED, TO INCREASE COURT FEES IN CRIMINAL CASES, TO INCREASE THE FEES FOR FILING CERTAIN DOCUMENTS, AND TO PROVIDE THAT ANNUAL REPORTS OF MOST BUSINESS CORPORATIONS SHALL BE FILED WITH THE DEPARTMENT OF REVENUE RATHER THAN THE SECRETARY OF STATE, House Committee Substitute Favorable 5/27/97, submit the following report:

The Senate and the House of Representatives agree to the following amendments to the House Committee Substitute Favorable 5/27/97, and the Senate concurs in the House Committee Substitute Favorable 5/27/97 as amended:

on page 1, line 3,
by deleting the word "JANUARY" and substituting the word "JULY";

and on page 1, line 21,
by deleting the word "January" and substituting the word "July";

and on page 12, lines 10 and 11, page 6, line 29, and page 18, line 20,
by deleting the word "July" each time it appears and substituting the word "September".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 727

S727-CRLCX-8/14

Date conferees approved report: August 18, 1997.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III, Chairman	Lyons Gray, Chair
David W. Hoyle	Walter Greene Church, Sr.
Brad Miller	John M. Rayfield
Thomas LaFontine Odom	Constance K. Wilson
Beverly Moore Perdue	
Aaron W. Plyler	
Robert G. Shaw	

House Submitted 8/18/97 placed on calendar 8/19/97
2nd RC ADOPTED 8/19/97 (107/7 RC) Message Received
ADOPTED (/) Ordered Enrolled

CONFERENCE REPORT
CHAIR RULES ~~AMENDMENT/COM. SUB.~~
MATERIAL, CONSTITUTING 1st READING.
REMAINS ON CALENDAR. AUG 18 1997

6

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 727

S727-CRLCX-8/14

[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 Senate Bill 727, A BILL TO BE ENTITLED AN ACT TO REDUCE THE STATE SALES TAX ON FOOD BY AN ADDITIONAL ONE CENT EFFECTIVE JANUARY 1, 1998, TO ESTABLISH THE PERCENTAGE RATES FOR THE INSURANCE REGULATORY CHARGE AND THE PUBLIC UTILITY REGULATORY FEE, TO CLARIFY THE BASIS OF THE PREMIUM TAX LIABILITY ON WHICH THE INSURANCE REGULATORY CHARGE IS LEVIED, TO INCREASE COURT FEES IN CRIMINAL CASES, TO INCREASE THE FEES FOR FILING CERTAIN DOCUMENTS, AND TO PROVIDE THAT ANNUAL REPORTS OF MOST BUSINESS CORPORATIONS SHALL BE FILED WITH THE DEPARTMENT OF REVENUE RATHER THAN THE SECRETARY OF STATE, House Committee Substitute Favorable 5/27/97, submit the following report:

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 727

S727-CRLCX-8/14

Date conferees approved report: August 18, 1997.

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Brad Miller	John M. Rayfield
Thomas LaFontine Odom	Constance K. Wilson
Beverly Moore Perdue	
Aaron W. Plyler	
Robert G. Shaw	

House Submitted 8/18/97 placed on calendar 8/19/97
2nd RC ADOPTED 8/19/97 (107/7 RC) Message Received
3rd RC ADOPTED 8/20/97 (102/6 RC) Ordered Enrolled

CONFERENCE REPORT
CHAIR RULES ~~AMENDMENT/COM. SUB~~
MATERIAL, CONSTITUTING 1st READING.
REMAINS ON CALENDAR. AUG 18 1997

Senate notified of House action

Special Message

5

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 727

S727-CRLCX-8/14

[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 Senate Bill 727, A BILL TO BE ENTITLED AN ACT TO REDUCE THE STATE SALES TAX ON FOOD BY AN ADDITIONAL ONE CENT EFFECTIVE JANUARY 1, 1998, TO ESTABLISH THE PERCENTAGE RATES FOR THE INSURANCE REGULATORY CHARGE AND THE PUBLIC UTILITY REGULATORY FEE, TO CLARIFY THE BASIS OF THE PREMIUM TAX LIABILITY ON WHICH THE INSURANCE REGULATORY CHARGE IS LEVIED, TO INCREASE COURT FEES IN CRIMINAL CASES, TO INCREASE THE FEES FOR FILING CERTAIN DOCUMENTS, AND TO PROVIDE THAT ANNUAL REPORTS OF MOST BUSINESS CORPORATIONS SHALL BE FILED WITH THE DEPARTMENT OF REVENUE RATHER THAN THE SECRETARY OF STATE, House Committee Substitute Favorable 5/27/97, submit the following report:

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and on page 12, lines 10 and 11, page 6, line 29, and page 18, line 20,
by deleting the word "July" each time it appears and substituting the word "September".

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1480/15--11:59 AM AUGUST 26, 1997 LEGISLATIVE DAY 121

SENATOR BASNIGHT -- Presiding

MILLER
FOOD TAX REDUCTIION/FEE CHANGES
HOUSE COM SUB/3RD EDITION

SENATE BILL 727

CONFERENCE REPORT

MOTION 7
TO ADOPT

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 727

S727-CRLCX-8/14

[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 Senate Bill 727, A BILL TO BE ENTITLED AN ACT TO REDUCE THE STATE SALES TAX ON FOOD BY AN ADDITIONAL ONE CENT EFFECTIVE JANUARY 1, 1998, TO ESTABLISH THE PERCENTAGE RATES FOR THE INSURANCE REGULATORY CHARGE AND THE PUBLIC UTILITY REGULATORY FEE, TO CLARIFY THE BASIS OF THE PREMIUM TAX LIABILITY ON WHICH THE INSURANCE REGULATORY CHARGE IS LEVIED, TO INCREASE COURT FEES IN CRIMINAL CASES, TO INCREASE THE FEES FOR FILING CERTAIN DOCUMENTS, AND TO PROVIDE THAT ANNUAL REPORTS OF MOST BUSINESS CORPORATIONS SHALL BE FILED WITH THE DEPARTMENT OF REVENUE RATHER THAN THE SECRETARY OF STATE, House Committee Substitute Favorable 5/27/97, submit the following report:

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 727

S727-CRLCX-8/14

Date conferees approved report: August 18, 1997.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III, Chairman	Lyons Gray, Chair
David W. Hoyle	Walter Greene Church, Sr.
Brad Miller	John M. Rayfield
Thomas LaFontine Odom	Constance K. Wilson
Beverly Moore Perdue	
Aaron W. Plyler	
Robert G. Shaw	

Placed on Today's Calendar 8/26/97
Ruled non roll-call

Senate Submitted 8/26/97
Senate ADOPTED 8/29/97 (48/1)
House ADOPTED 8/29/97 (/)

Message Received 8/20/97
Ordered Enrolled 8/26/97
Senate

Janet Pruitt

ORDERED SENT TO GOVERNOR

CHANGES TITLE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

[redacted]. # 1422
[redacted]ISLATIVE DAY 116
[redacted]7
CONFERENCE REPORT
MILLER

8/19/97
10:45 AM
IN CHAIR: SPEAKER

FOOD TAX REDUCTION/ FEE CHANGES
READING 2. RULED MATERIAL

AYES - 107

SPEAKER	DAUGHTRY	HUNTER, H.	PRESTON
ADAMS	DAVIS	HUNTER, R.	RAMSEY
ALDRIDGE	DECKER	HURLEY	RAYFIELD
ARNOLD	DEDMON	INSKO	REDWINE
BADDOUR	DICKSON	IVES	REYNOLDS
BAKER	EARLE	JARRELL	ROGERS
BARBEE	EASTERLING	JEFFUS	RUSSELL
BEALL	EDDINS	JUSTUS	SAUNDERS
BERRY	ELLIS	KISER	SEXTON
BLACK	ESPOSITO	LUEBKE	SHERRILL
BLUE	FOX	MCALLISTER	SHUBERT
BOYD-MCINTYRE	GAMBLE	MCCOMAS	SMITH
BRASWELL	GARDNER	MCCOMBS	STARNES
BRAWLEY	GOODWIN	MCCRARY	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	NEELY	WILKINS
CREECH	HIGHTOWER	NESBITT	WILSON, G.
CULP	HILL	NICHOLS	WRIGHT
CULPEPPER	HOLMES	NYE	YONGUE
CUNNINGHAM	HOWARD	OLDHAM	

NOES - 7

ALEXANDER	BONNER	KINNEY	WOMBLE
ALLRED	FITCH	OWENS	

EXCUSED ABSENCE - 4

DOCKHAM	MCMAHAN	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

BOWIE	WILSON, C.

S727

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1432
LEGISLATIVE DAY 117
DATE 8/20/97
8/20/97
10:13 AM
IN CHAIR: SPEAKER

CONFERENCE REPORT
MILLER

FOOD TAX REDUCTION/ FEE CHANGES
READING 3 - RULED MATERIAL

AYES - 102

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

NOES - 6

ADAMS	ALLRED	OWENS	WOMBLE
ALEXANDER	FITCH		

EXCUSED ABSENCE - 6

BLUE	MCMAHAN	WEATHERLY	WOOD
LUEBKE	MILLER		

EXCUSED VOTE - 0

NOT VOTING - 6

ELLIS	HUNTER, R.	WARNER	WILSON, C.
GAMBLE	WAINWRIGHT		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE
APR 3 1997
PRINCIPAL CLERK

SENATE DRS1693*-LN130(3.27) S728

Short Title: Funds/Healthy Carolinians. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT OF HEALTHY CAROLINIAN PARTNERSHIP INITIATIVES IN EACH COUNTY.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources the sum of three million seven hundred fifty thousand dollars ($3,750,000) for the 1997-98 fiscal year and the sum of three million seven hundred fifty thousand dollars ($3,750,000) for the 1998-99 fiscal year. Of these funds, the sum of thirty-six thousand dollars ($36,000) shall be allocated in each fiscal year to each county in the State to establish the necessary infrastructure in the county to create or maintain health promotion partnerships to carry out locally defined initiatives. In order to receive funds under this section each county shall ensure that partnerships meet established standards developed by the Governor's Task Force on Health Objectives for the Year 2000. These standards shall be monitored by the Division of Health Promotion. Counties shall provide documentation to the Department evidencing an in-kind contribution or match of at least fifty percent (50%) of funds received under this section from local partnerships to provide space, equipment, and supplies.

(b) Of the funds appropriated under this section, the Department may use up to one hundred fifty thousand dollars ($150,000) in each fiscal year to support technical assistance activities, including data support/analysis, training, and materials.

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

729

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRS7677*-LG167(3.27) 729 APR 3 1997

PRINCIPAL CLERK

Short Title: Batterers' Program Funds. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ADMINISTRATION TO ESTABLISH A BATTERERS' PROGRAM TO SERVE BERTIE, HERTFORD, AND NORTHAMPTON COUNTIES.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Administration the sum of fifty thousand dollars ($50,000) for the 1997-98 fiscal year and the sum of fifty thousand dollars ($50,000) for the 1998-99 fiscal year to be allocated to the North Carolina Council for Women to establish a Batterers' Program to serve Bertie, Hertford, and Northampton Counties.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 3 1997
PRINCIPAL CLERK

S D

S 730

SENATE DRS1692-LCX149(3.19)

Short Title: Industrial Revenue Bond Changes. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW RELATING TO THE ISSUANCE OF BONDS BY INDUSTRIAL FACILITIES AND POLLUTION CONTROL FINANCING AUTHORITIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 159C-6 reads as rewritten:

"**§ 159C-6. Bonds.**

Each authority is hereby authorized to provide for the issuance, at one time or from time to time, of bonds of the authority for the purpose of paying all or any part of the cost of any project. The principal of, the interest on and any premium payable upon the redemption of such bonds shall be payable solely from the funds herein authorized for such payment. The bonds of each issue shall bear interest as may be determined by the Local Government Commission of North Carolina with the approval of the authority and the obligor irrespective of the limitations of G.S. 24-1.1, as amended, and successor provisions. The bonds of each issue shall be dated, shall mature at such time or times not exceeding ~~30 years from~~ 35 years after the date of their issuance, and may be made redeemable before maturity at such price or prices and under such terms and conditions, as may be fixed by the authority prior to the issuance of the bonds. The authority shall determine the form and the manner of execution of the bonds, including any interest coupons to be attached thereto, and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest. In case any officer whose signature or a facsimile of whose signature ~~shall appear~~ appears on any bonds or coupons ~~shall cease~~ ceases to be ~~such~~ that officer before the delivery of such bonds, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if ~~he~~

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 892/5-- 2:24 PM JUNE 11, 1997 LEGISLATIVE DAY 77

LT. GOVERNOR WICKER -- Presiding

BALLANCE
INDUSTRIAL REVENUE BOND CHANGES
2ND EDITION

SENATE BILL 730
READING 2

AYE	47	ALBERTSON	DALTON	KINCAID	PLYLER
		ALLRAN	DANNELLY	KINNAIRD	RAND
		BALLANCE	EAST	LEDBETTER	REEVES
		BALLANTINE	FORRESTER	LEE	RUCHO
		BASNIGHT	FOXX	LUCAS	SHAW L.
		BLUST	GARWOOD	MARTIN R.	SHAW R.
		CARPENTER	GULLEY	MARTIN W.	SOLES
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HORTON	MILLER	WEINSTEIN
		COCHRANE	HOYLE	ODOM	WELLONS
		CONDER	JENKINS	PAGE	WINNER
		COOPER	KERR	PHILLIPS	
NO	1	WEBSTER			
EXCUSED	0				
NOT CAST	0				
ABSENT	2	JORDAN	PERDUE		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 901/7--12:27 PM JUNE 12, 1997 LEGISLATIVE DAY 78

SENATOR BASNIGHT -- Presiding

BALLANCE
INDUSTRIAL REVENUE BOND CHANGES
2ND EDITION

SENATE BILL 730
READING 3

AYE	47	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
		COCHRANE	HOYLE	MILLER	WEINSTEIN
		CONDER	JENKINS	ODOM	WELLONS
		COOPER	JORDAN	PAGE	WINNER
		DALTON	KERR	PHILLIPS	
NO	2	CLARK	WEBSTER		

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

[redacted] # 1426
[redacted]ISLATIVE DAY 116
S730 SCS
READING 2

8/19/97
10:52 AM
IN CHAIR: SPEAKER

INDUSTRIAL REVENUE BOND CHANGES

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 4

DOCKHAM	MCMAHAN	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HOLMES	INSKO	ROGERS
FITCH	HOWARD		

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

[redacted] # 1450
[redacted]ISLATIVE DAY 117
S730 SCS
READING 3

8/20/97
11:00 AM
IN CHAIR: SPEAKER

INDUSTRIAL REVENUE BOND CHANGES

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 6

BLUE	MCMAHAN	WEATHERLY	WOOD
LUEBKE	MILLER		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	ELLIS	HUNTER, R.	NESBITT

S730 SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRSA656*-LB165(3.18) S 7 3 1 APR 3 1997

PRINCIPAL CLERK

Short Title: Carteret School Board Election. (Local)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPAND THE CARTERET COUNTY BOARD OF EDUCATION FROM FIVE TO SEVEN MEMBERS AND TO PROVIDE THAT THEIR DISTRICTS ARE THE SAME AS FOR THE BOARD OF COMMISSIONERS SUBJECT TO A REFERENDUM AND TO PROVIDE FOR PARTISAN ELECTIONS, SUBJECT TO A REFERENDUM.

The General Assembly of North Carolina enacts:

Section 1. (a) Effective July 1, 1998, the Board of Education of Carteret County consists of seven members.

(b) One member of the Carteret County Board of Education shall be elected each from Districts 1, 2, 4, 5, and 6 as established for the Carteret County Board of Commissioners by Chapter 113 of the Session Laws of 1993, and two members of the Carteret County Board of Education shall be elected from District 3 as established for the Carteret County Board of Commissioners by Chapter 113 of the Session Laws of 1993.

(c) Of the existing members, Roger Newby is assigned to District 2, Rodney Kemp and Kim Willis are assigned to District 3, Ellen Piner is assigned to District 5, and June Fulcher is assigned to District 6. In 1998, one member shall be elected from each of Districts 1, 3, 5, and 6 for a four-year term, and one member from District 4 for a two-year term. In 2000 and quadrennially thereafter, one member shall be elected from Districts 2, 3, and 4 for a four-year term. In 2002 and quadrennially thereafter, one member shall be elected from Districts 1, 3, 5, and 6 for a four-year term.

(d) Members shall reside in and represent the districts, but all members are elected by the voters of the county at large in nonpartisan plurality elections at

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 3 1997
PRINCIPAL CLERK

S

S 732

D

SENATE DRS7684*-LBX180(3.24)

Short Title: Sneads Ferry Incorporated. (Local)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF SNEADS FERRY, SUBJECT TO A REFERENDUM.

The General Assembly of North Carolina enacts:

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

"CHARTER OF THE TOWN OF SNEADS FERRY.

"Chapter I.

"Incorporation and Corporate Powers.

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

"Chapter II.

"Corporate Boundaries.

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

COMMENCING AT THE INTERSECTION OF THE CENTERLINE OF N.C. HIGHWAY 210 AND THE WESTERNMOST SIDE LINE OF THE ONSLOW COUNTY WATER DEPARTMENT TANK LOT DESCRIBED IN DEED BOOK 567 AT PAGE 230 IN THE ONSLOW COUNTY REGISTER OF DEEDS, THENCE ALONG N.C. HIGHWAY 210 NORTH 26 DEGREES 28 MINUTES 00 SECONDS WEST 950.00' TO A POINT IN THE CENTERLINE OF SAID ROAD AND CENTERLINE OF EVERETT'S CREEK, THENCE ALONG THE CENTERLINE OF EVERETT'S CREEK (THE U.S.N.C. LINE) THE FOLLOWING COURSES AND DISTANCES: NORTH 43 DEGREES 32 MINUTES 00 SECONDS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

APR 3 1997

PRINCIPAL CLERK

SENATE DRSA663-LR194(3.27) S733

Short Title: Lincoln Local Act. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO LINCOLN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Lincoln County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 734 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS7687-LR195(3.27)

Short Title: Lincoln Local Act. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO LINCOLN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Lincoln County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S735 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS7679-LR210(3.27)

Short Title: County Control of Human Services. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT ALLOWING THE BOARDS OF COUNTY COMMISSIONERS IN ALL COUNTIES TO ASSUME DIRECT CONTROL OF COUNTY BOARDS, COMMISSIONS, AND AGENCIES AND ALLOWING ALL COUNTIES HAVING COUNTY MANAGERS TO MODIFY OR CONSOLIDATE THE LOCAL ADMINISTRATION AND DELIVERY OF HUMAN SERVICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-77(f) is repealed.

Section 2. Any county which consolidates human services pursuant to G.S. 153A-77(b) shall report on the implementation of consolidated human services as required by Section 16 of Chapter 690 of the 1995 Session Laws.

Section 3. This act becomes effective July 1, 1997. Section 2 of this act expires January 1, 2001.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 736 APR 3 D1997

SENATE DRS8613-LB043(4.2)

PRINCIPAL CLERK

Short Title: Annexation Referenda. . (Public)

Sponsors: Senator East.

Referred to:

A BILL TO BE ENTITLED

AN ACT REQUIRING A REFERENDUM ON ANNEXATION ON PETITION OF THE RESIDENTS BEING ANNEXED, AND TO ALLOW THE CITY TO PROVIDE FOR A REFERENDUM ON ANNEXATION.

The General Assembly of North Carolina enacts:

Section 1. Parts 2 and 3 of Article 4A of Chapter 160A of the General Statutes are repealed.

Section 2. Part 1 of Article 4A of Chapter 160A of the General Statutes is amended by adding the following new sections:

"**§ 160A-28.1. Procedure for adoption of ordinance extending limits; effect of adoption when no election required; public hearing and notice thereof.**

After public notice has been given by publication once a week for four successive weeks in a newspaper in the county with a general circulation in the municipality, or if there be no such paper, by posting notice in five or more public places within the municipality, describing by metes and bounds the territory to be annexed, thus notifying the owner or owners of the property located in such territory, that a session of the municipal legislative body will meet for the purpose of considering the annexation of such territory to the municipality, the governing body of any municipality may adopt an ordinance extending its corporate limits by annexing thereto any contiguous tract or tracts of land not embraced within the corporate limits of some other municipality. Provided, that it shall be essential and necessary to the validity of any ordinance extending the corporate limits of any municipality by annexation, pursuant to this section, to actually hold a public hearing pursuant to the notice herein required, and that a statement by or on behalf of the municipal governing body of the purpose or reasons for the proposed extension of the corporate

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 737 - APR 3 1997

S

PRINCIPAL CLERK D

SENATE DRS1697-LR159(3.26)

Short Title: Kannapolis Property Acquisitions. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT PROVIDING THAT THE CITY OF KANNAPOLIS MAY CONDEMN OR ACQUIRE PROPERTY IN ROWAN COUNTY WITHOUT THE CONSENT OF THE ROWAN COUNTY BOARD OF COMMISSIONERS.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding the provisions of G.S. 153A-15, the City of Kannapolis may condemn or acquire real property or an interest in real property located in Rowan County without the consent or approval of the Rowan County Board of Commissioners.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 738 APR 3 1997

PRINCIPAL CLERK

S D

SENATE DRS8617-LRX190(3.27)

Short Title: Unemployment Benefits/Tax Changes. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE REPORTING REQUIREMENT FOR UNEMPLOYMENT BENEFITS ELIGIBILITY, TO THE DEFINITION OF EMPLOYMENT AS TO AGRICULTURAL LABOR, AND TO FOOD STAMP OVERISSUANCES; AND MODIFYING THE CALCULATION AND COLLECTION OF UNEMPLOYMENT INSURANCE TAXES.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of Chapter 96 of the General Statutes is amended by adding a new section to read:

"**§ 96-16.1. Food stamps overissuances.**

(a) An individual filing a new claim for unemployment compensation shall, at the time of the filing of the claim, disclose whether or not the individual owes an uncollected overissuance (as defined in section 13(c)(1) of the Food Stamp Act of 1977) of food stamp coupons. The Commission shall notify the State food stamp agency enforcing such obligation of any individual who discloses that the individual owes child support obligations and who is determined to be eligible for unemployment compensation.

(b) The Commission shall deduct and withhold from any unemployment compensation payable to an individual who owes an uncollected overissuance:

(1) The amount specified by the individual to the Commission to be deducted and withheld under this subdivision;

(2) The amount (if any) determined pursuant to an agreement submitted to the State food stamp agency under section 13(c)(3)(A) of the Food Stamp Act of 1977; or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 739 APR 3 D 1997
PRINCIPAL CLERK

S

SENATE DRS1695-LR158(3.25)

Short Title: Durham City Zoning Protests. (Local)

Sponsors: Senators Gulley and Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE CHARTER OF THE CITY OF DURHAM TO AUTHORIZE THE CITY TO INTERPRET THE PROVISIONS OF G.S. 160A-385, CONCERNING ZONING PROTEST PETITIONS, TO MAKE THE INTERPRETATIONS CONCLUSIVE IN THE ABSENCE OF ARBITRARY OR CAPRICIOUS ACTIONS; AND, TO REQUIRE THAT PROTEST PETITIONS BE SUBMITTED TO THE CITY AT LEAST FOUR NORMAL WORKING DAYS BEFORE THE DATE OF THE REZONING PUBLIC HEARING.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Durham, being Chapter 671, 1975 Session Laws, is amended by adding the following new section:

"Section 94.4. Protest Petitions.

(a) For purposes of interpreting G.S. 160A-385, the City's determinations concerning the eligibility of owners of property to protest rezonings shall be conclusive in any judicial appeal, in the absence of arbitrary or capricious action.

(b) The provisions of G.S. 160A-386, as applied to the City of Durham, are modified to require that protest petitions be received by the city clerk in sufficient time to allow the City at least four normal work days, excluding Saturdays, Sundays, and legal holidays, before the date established for a public hearing on the proposed charge or amendment to determine the sufficiency and accuracy of the petition."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 740 APR 3 1997 D
PRINCIPAL CLERK

S

SENATE DRS7672-LD160(3.27)

Short Title: Garnishment to Satisfy Judgments. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE GARNISHMENT OF WAGES AS AN ADDITIONAL MEANS OF SATISFYING JUDGMENTS IN CIVIL ACTIONS AND TO AUTHORIZE COLLECTION AGENCIES TO TAKE AN ASSIGNMENT OF CLAIMS AS REAL PARTIES IN INTEREST FOR THE PURPOSE OF BILLING, COLLECTION, AND BRINGING SUITS.

Whereas, four states allow garnishment of commercial debts; and

Whereas, personal bankruptcy has increased 35% in North Carolina since 1995; and

Whereas, the United States federal government allows wage garnishment of civil service employees; and

Whereas, garnishment of wages is allowed in North Carolina regarding judgments ordering the payment of hospital bills, ambulance charges, and child support; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. G.S. 1-362 reads as rewritten:

"**§ 1-362. Debtor's property ordered sold.**

The court or judge may order any property, whether subject or not to be sold under execution (except the homestead and personal property exemptions of the judgment debtor), in the hands of the judgment debtor or of any other person, or due to the judgment debtor, to be applied towards the satisfaction of the ~~judgment; except that the~~ judgment. The earnings of the debtor for ~~his~~ the debtor's personal ~~services, at any time within 60 days next preceding the order, cannot be so applied when it appears, by the debtor's affidavit or otherwise, that these earnings are necessary for the use of a family supported wholly or partly by his labor~~ services shall not be

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 741 APR D 1997

PRINCIPAL CLERK

S

SENATE DRS2661-LK115A(3.18)

Short Title: Charlotte Photo Citations. (Local)

Sponsors: Senator Dannelly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO USE PHOTOGRAPHIC IMAGES AS PRIMA FACIE EVIDENCE OF A TRAFFIC VIOLATION.

The General Assembly of North Carolina enacts:

Section 1. This act will permit the City of Charlotte to employ traffic control photographic systems for traffic enforcement.

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

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

Reorder from: MEL DAVIS & ASSOC., P.O. Box 27523, Raleigh, NC 27611, (919) 828-0637

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 6/16/97

S. B. No. 741, 3rd Ed Amendment No. 1
(to be filled in by Principal Clerk)

(Rep.) Shubert
Sen.)

moves to amend the bill on page 2, line 39,

by rewriting that line to read:

"Section 2. This act applies only to Union County, the incorporated municipalities of Union County, and the City of Charlotte."

SIGNED Fern H. Shubert

ADOPTED _____ FAILED 6/16/97 TABLED _____
30-78 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 923
ISLATIVE DAY 79
S741 HCS
READING 2

6/16/97
6:44 PM
IN CHAIR: SPEAKER

AMEND #1 - REP SHUBERT
CHARLOTTE PHOTO ENFORCEMENT

AYES - 30

ALEXANDER	CULP	HOWARD	NEELY
ARNOLD	DAVIS	IVES	REYNOLDS
BADDOUR	DOCKHAM	JUSTUS	SHERRILL
BROWN	EARLE	MCMAHAN	SHUBERT
CANSLER	ESPOSITO	MINER	TALLENT
CAPPS	GARDNER	MORGAN	WATSON
CLARY	GULLEY	MORRIS	WILSON, C.
CRAWFORD	HARDY		

NOES - 78

ADAMS	DAUGHTRY	HURLEY	PRESTON
ALDRIDGE	DECKER	INSKO	RAMSEY
ALLRED	DEDMON	JARRELL	RAYFIELD
BAKER	DICKSON	JEFFUS	ROGERS
BARBEE	FITCH	KINNEY	RUSSELL
BEALL	FOX	KISER	SAUNDERS
BERRY	GAMBLE	MCALLISTER	SEXTON
BLACK	GOODWIN	MCCOMAS	SMITH
BLUE	GRADY	MCCOMBS	STARNES
BONNER	GRAY	MCCRARY	THOMPSON
BOWIE	HACKNEY	MICHAUX	TOLSON
BOYD-MCINTYRE	HALL	MILLER	WARNER
BRAWLEY	HARDAWAY	MITCHELL	WARWICK
BUCHANAN	HENSLEY	MOORE	WEATHERLY
CARPENTER	HIATT	MOSLEY	WILSON, G.
CHURCH	HIGHTOWER	NICHOLS	WOMBLE
COLE	HILL	NYE	WOOD
CREECH	HOLMES	OLDHAM	WRIGHT
CULPEPPER	HUNTER, H.	OWENS	YONGUE
CUNNINGHAM	HUNTER, R.		

EXCUSED ABSENCE - 9

EASTERLING	LUEBKE	REDWINE	WAINWRIGHT
EDDINS	NESBITT	SUTTON	WILKINS
ELLIS			

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	BRASWELL	MERCER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 924
ISLATIVE DAY 79
S741 HCS
READING 2

6/16/97
6:50 PM
IN CHAIR: SPEAKER

CHARLOTTE PHOTO ENFORCEMENT

AYES - 55

ALDRIDGE	CRAWFORD	HIATT	PRESTON
ALEXANDER	CULP	HILL	RAYFIELD
ARNOLD	CULPEPPER	HOLMES	REYNOLDS
BADDOUR	CUNNINGHAM	HOWARD	ROGERS
BARBEE	DICKSON	INSKO	RUSSELL
BLACK	DOCKHAM	IVES	SAUNDERS
BONNER	EARLE	JUSTUS	SHERRILL
BOWIE	ESPOSITO	MCMAHAN	SHUBERT
BRAWLEY	FOX	MINER	TALLENT
BROWN	GARDNER	MOORE	THOMPSON
CANSLER	GRADY	MORGAN	WATSON
CHURCH	GRAY	MORRIS	WEATHERLY
CLARY	GULLEY	NEELY	WILSON, C.
COLE	HARDY	OWENS	

NOES - 54

ADAMS	DEDMON	KINNEY	OLDHAM
ALLRED	FITCH	KISER	RAMSEY
BAKER	GAMBLE	MCALLISTER	SEXTON
BEALL	GOODWIN	MCCOMAS	SMITH
BERRY	HACKNEY	MCCOMBS	STARNES
BLUE	HALL	MCCRARY	TOLSON
BOYD-MCINTYRE	HARDAWAY	MERCER	WARNER
BUCHANAN	HENSLEY	MICHAUX	WARWICK
CAPPS	HIGHTOWER	MILLER	WILSON, G.
CARPENTER	HUNTER, H.	MITCHELL	WOMBLE
CREECH	HUNTER, R.	MOSLEY	WOOD
DAUGHTRY	HURLEY	NICHOLS	WRIGHT
DAVIS	JARRELL	NYE	YONGUE
DECKER	JEFFUS		

EXCUSED ABSENCE - 9

EASTERLING	LUEBKE	REDWINE	WAINWRIGHT
EDDINS	NESBITT	SUTTON	WILKINS
ELLIS			

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	BRASWELL

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 741

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

S741-ALK-2

Page 1 of 1

Date 6/17/97 ,1997

JUN 17 1997

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

Representative Hall

moves to amend the bill on page 2, line 22,
by rewriting that line to read:
"driver of the vehicle. If the vehicle is registered in North Carolina, of the civil penalty collected, forty-five dollars ($45.00) shall go to the school fund of the county in which the vehicle is registered and five dollars ($5.00) shall go to the school fund of the county where the violation occurred."

SIGNED Robin Gay Hall
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED JUN 17 1997 TABLED _____

46-67 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 930
LEGISLATIVE DAY 80
S741 HCS
READING 3

6/17/97
10:37 AM
IN CHAIR: SPEAKER

AMEND #2 - REP HALL
CHARLOTTE PHOTO ENFORCEMENT

AYES - 46

ADAMS	DECKER	HUNTER, R.	MITCHELL
ALLRED	ELLIS	JEFFUS	MOORE
BAKER	FITCH	JUSTUS	MORRIS
BEALL	GAMBLE	KINNEY	NICHOLS
BERRY	GOODWIN	KISER	OLDHAM
BLUE	GULLEY	LUEBKE	STARNES
BOYD-MCINTYRE	HACKNEY	MCALLISTER	SUTTON
BRASWELL	HALL	MCCOMBS	WARWICK
BROWN	HARDAWAY	MCCRARY	WOMBLE
BUCHANAN	HENSLEY	MERCER	WOOD
CARPENTER	HIATT	MICHAUX	WRIGHT
DAVIS	HUNTER, H.		

NOES - 67

ALDRIDGE	DAUGHTRY	IVES	RUSSELL
ALEXANDER	DEDMON	JARRELL	SAUNDERS
BADDOUR	DICKSON	MCCOMAS	SEXTON
BARBEE	DOCKHAM	MCMAHAN	SHERRILL
BLACK	EARLE	MILLER	SHUBERT
BONNER	ESPOSITO	MINER	SMITH
BRAWLEY	FOX	MORGAN	TALLENT
CANSLER	GARDNER	MOSLEY	THOMPSON
CAPPS	GRADY	NEELY	TOLSON
CHURCH	GRAY	NYE	WARNER
CLARY	HARDY	OWENS	WATSON
COLE	HIGHTOWER	PRESTON	WEATHERLY
CRAWFORD	HILL	RAMSEY	WILKINS
CREECH	HOLMES	RAYFIELD	WILSON, C.
CULP	HOWARD	REDWINE	WILSON, G.
CULPEPPER	HURLEY	REYNOLDS	YONGUE
CUNNINGHAM	INSKO	ROGERS	

EXCUSED ABSENCE - 6

ARNOLD	EASTERLING	NESBITT	WAINWRIGHT
BOWIE	EDDINS		

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 6/17/99

S. B. No. 741 Amendment No. 3

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

(Rep.) Ellis

Sen.)

moves to amend the bill on page 2, line 39

( ) WHICH CHANGES THE TITLE

by inserting after the word "the"

"residents of the"

SIGNED _____

ADOPTED _____ FAILED 6/17/99 TABLED _____

28-83 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 931
LEGISLATIVE DAY 80
S741 HCS
READING 3

6/17/97
10:55 AM
IN CHAIR: SPEAKER

AMEND #3 - REP ELLIS
CHARLOTTE PHOTO ENFORCEMENT

AYES - 28

ALLRED	FITCH	JARRELL	ROGERS
BAKER	GAMBLE	KINNEY	SHUBERT
BEALL	GOODWIN	LUEBKE	STARNES
BOWIE	HACKNEY	MERCER	SUTTON
BROWN	HENSLEY	NICHOLS	TOLSON
BUCHANAN	HUNTER, H.	RAMSEY	WOMBLE
ELLIS	HUNTER, R.	REDWINE	WOOD

NOES - 83

ADAMS	CULPEPPER	HOLMES	OWENS
ALDRIDGE	CUNNINGHAM	HOWARD	PRESTON
ALEXANDER	DAUGHTRY	HURLEY	RAYFIELD
BADDOUR	DAVIS	INSKO	REYNOLDS
BARBEE	DECKER	IVES	RUSSELL
BERRY	DEDMON	JEFFUS	SAUNDERS
BLACK	DICKSON	KISER	SEXTON
BLUE	DOCKHAM	MCALLISTER	SHERRILL
BONNER	EARLE	MCCOMAS	SMITH
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	TALLENT
BRASWELL	FOX	MCCRARY	THOMPSON
BRAWLEY	GARDNER	MCMAHAN	WARNER
CANSLER	GRADY	MILLER	WARWICK
CAPPS	GRAY	MITCHELL	WATSON
CARPENTER	GULLEY	MOORE	WEATHERLY
CHURCH	HALL	MORGAN	WILKINS
CLARY	HARDAWAY	MORRIS	WILSON, C.
COLE	HARDY	MOSLEY	WILSON, G.
CRAWFORD	HIATT	NEELY	WRIGHT
CREECH	HIGHTOWER	NYE	YONGUE
CULP	HILL	OLDHAM	

EXCUSED ABSENCE - 5

ARNOLD	EDDINS	NESBITT	WAINWRIGHT
EASTERLING			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	JUSTUS	MICHAUX	MINER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 932
ISLATIVE DAY 80
S741 HCS
READING 3

6/17/97
10:56 AM
IN CHAIR: SPEAKER

CHARLOTTE PHOTO ENFORCEMENT
MOTION #3 - REP MORGAN
PREVIOUS QUESTION

AYES - 70

ALDRIDGE	DECKER	KINNEY	RAYFIELD
BAKER	DICKSON	KISER	REYNOLDS
BARBEE	DOCKHAM	MCALLISTER	ROGERS
BERRY	ELLIS	MCCOMAS	RUSSELL
BOWIE	ESPOSITO	MCCOMBS	SEXTON
BRAWLEY	GAMBLE	MCMAHAN	SHERRILL
BROWN	GARDNER	MERCER	SHUBERT
BUCHANAN	GRADY	MINER	STARNES
CANSLER	GRAY	MITCHELL	TALLENT
CAPPS	GULLEY	MORGAN	THOMPSON
CARPENTER	HARDY	MORRIS	TOLSON
CHURCH	HIATT	MOSLEY	WARNER
CLARY	HILL	NEELY	WATSON
CREECH	HOLMES	NICHOLS	WEATHERLY
CULP	HOWARD	OLDHAM	WILSON, C.
CUNNINGHAM	HUNTER, R.	PRESTON	WILSON, G.
DAUGHTRY	HURLEY	RAMSEY	YONGUE
DAVIS	IVES		

NOES - 43

ADAMS	CRAWFORD	HIGHTOWER	OWENS
ALEXANDER	CULPEPPER	HUNTER, H.	REDWINE
ALLRED	DEDMON	INSKO	SAUNDERS
BADDOUR	EARLE	JARRELL	SMITH
BEALL	FITCH	JEFFUS	SUTTON
BLACK	FOX	LUEBKE	WARWICK
BLUE	GOODWIN	MCCRARY	WILKINS
BONNER	HACKNEY	MICHAUX	WOMBLE
BOYD-MCINTYRE	HALL	MILLER	WOOD
BRASWELL	HARDAWAY	MOORE	WRIGHT
COLE	HENSLEY	NYE	

EXCUSED ABSENCE - 5

ARNOLD	EDDINS	NESBITT	WAINWRIGHT
EASTERLING			

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	JUSTUS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 933
LEGISLATIVE DAY 80
S741 HCS
READING 3

6/17/97
10:56 AM
IN CHAIR: SPEAKER

CHARLOTTE PHOTO ENFORCEMENT

AYES - 73

SPEAKER	DAUGHTRY	IVES	REDWINE
ADAMS	DAVIS	JARRELL	REYNOLDS
ALDRIDGE	DECKER	JEFFUS	ROGERS
ALEXANDER	DEDMON	JUSTUS	RUSSELL
BADDOUR	DICKSON	KINNEY	SAUNDERS
BARBEE	DOCKHAM	MCALLISTER	SEXTON
BLACK	EARLE	MCCOMAS	SHERRILL
BONNER	ESPOSITO	MCMAHAN	SHUBERT
BOWIE	GARDNER	MINER	SMITH
BRAWLEY	GRADY	MOORE	TALLENT
CANSLER	GRAY	MORGAN	THOMPSON
CAPPS	GULLEY	MORRIS	WARNER
CHURCH	HARDY	MOSLEY	WATSON
CLARY	HIATT	NEELY	WEATHERLY
COLE	HILL	OLDHAM	WILKINS
CREECH	HOLMES	OWENS	WILSON, C.
CULP	HOWARD	PRESTON	WILSON, G.
CULPEPPER	HURLEY	RAYFIELD	YONGUE
CUNNINGHAM			

NOES - 42

ALLRED	ELLIS	HUNTER, R.	NICHOLS
BAKER	FITCH	INSKO	NYE
BEALL	FOX	KISER	RAMSEY
BERRY	GAMBLE	LUEBKE	STARNES
BLUE	GOODWIN	MCCOMBS	SUTTON
BOYD-MCINTYRE	HACKNEY	MCCRARY	TOLSON
BRASWELL	HALL	MERCER	WARWICK
BROWN	HARDAWAY	MICHAUX	WOMBLE
BUCHANAN	HENSLEY	MILLER	WOOD
CARPENTER	HIGHTOWER	MITCHELL	WRIGHT
CRAWFORD	HUNTER, H.		

EXCUSED ABSENCE - 5

ARNOLD	EDDINS	NESBITT	WAINWRIGHT
EASTERLING			

EXCUSED VOTE - 0

NOT VOTING - 0

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 946/7--10:54 AM JUNE 19, 1997 LEGISLATIVE DAY 82

LT. GOVERNOR WICKER -- Presiding

DANNELLY
CHARLOTTE PHOTO ENFORCEMENT
HOUSE COMM. SUB./3RD EDITION

SENATE BILL 741

MOTION 8
TO CONCUR

AYE	47	ALBERTSON	EAST	KINNAIRD	PLYLER
		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	WARREN
		COCHRANE	JENKINS	ODOM	WEINSTEIN
		COOPER	JORDAN	PAGE	WELLONS
		DALTON	KERR	PERDUE	WINNER
		DANNELLY	KINCAID	PHILLIPS	
NO	1	BLUST			

EXCUSED	0		
NOT CAST	2	CONDER	WEBSTER
ABSENT	0		
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 742 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRSA652-LH111(4.2)

Short Title: Pamlico-Tar River Funds. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR POLLUTION CONTROL EFFORTS IN THE PAMLICO-TAR RIVER BASIN AND TO REQUIRE A REDUCTION OF NITROGEN LEVELS IN THE PAMLICO-TAR RIVER BASIN BY THE YEAR 2001.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Pamlico-Tar River Foundation the sum of four hundred thousand dollars ($400,000) for the 1997-98 fiscal year and the sum of four hundred thousand dollars ($400,000) for the 1998-99 fiscal year to help support the citizen monitoring program at East Carolina University and to begin a monitoring program of groundwater in the Pamlico-Tar River basin to determine the impacts of nitrates, pesticides, and water withdrawals.

Section 2. (a) There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of two hundred eighty-six thousand dollars ($286,000) for the 1997-98 fiscal year for the North Carolina Agricultural Research Service at North Carolina State University to be used to contract with a research institution to research and perform computer modelling to identify the amount of atmospheric nitrogen reaching the Pamlico-Tar River, to enable the development of strategies to reduce the most significant sources of nitrogen, and to improve water quality. If the expertise required for this research is available at a research institution in the State, the Board of Governors shall contract with a research institution in the State. No later than January 1, 1998, the Board of Governors shall report to the Environmental Review Commission and the Fiscal Research Division on progress under the research, including any findings and recommendations at that time.

FILED - SENATE
APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S 743

S **D**

SENATE DRSA657*-LJ22(3.6)

Short Title: Administrative Law Judge Salaries/AB. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EQUALIZE THE SALARIES OF ADMINISTRATIVE LAW JUDGES WITHIN THE OFFICE OF ADMINISTRATIVE HEARINGS AT A PERCENTAGE OF THE SALARY OF THE DIRECTOR OF THE OFFICE OF ADMINISTRATIVE HEARINGS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-753 reads as rewritten:

"**§ 7A-753. Additional administrative law judges; appointment; specialization.**

The Chief Administrative Law Judge shall appoint additional administrative law judges to serve in the Office of Administrative Hearings in such numbers as the General Assembly provides. No person shall be appointed or designated an administrative law judge except as provided in this Article.

The Chief Administrative Law Judge may designate certain administrative law judges as having the experience and expertise to preside at specific types of contested cases and assign only these designated administrative law judges to preside at those cases.

The salary of the Chief Administrative Law Judge is set under G.S. 7A-751. The salary of the other administrative law judges shall be ninety percent (90%) of the salary of the Chief Administrative Law Judge. In lieu of merit and other increment raises, an administrative law judge shall receive longevity pay on the same basis as is provided to employees of the State who are subject to the State Personnel Act."

Section 2. There is appropriated from the General Fund to the Office of Administrative Hearings the sum of one hundred three thousand two hundred six dollars ($103,206) for the 1997-98 fiscal year and the same amount for fiscal year 1998-99 to implement this act.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 744 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS6610*-LN050(1.1)

Short Title: Grandparents' Child Support Clarification. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE LAW REGARDING GRANDPARENTS' LIABILITY FOR CERTAIN CHILD SUPPORT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 50-13.4(b) reads as rewritten:

"(b) In the absence of pleading and proof that the circumstances otherwise warrant, the father and mother shall be primarily liable for the support of a minor child. In the absence of pleading and proof that the circumstances otherwise warrant, parents of a minor, unemancipated child who is the custodial or noncustodial parent of a child shall share this primary liability for their grandchild's support with the minor parent, the court determining the proper share, until the minor parent reaches the age of 18 or becomes emancipated. If both the parents of the child requiring support were unemancipated minors at the time of the child's conception, the parents of both minor parents share primary liability for their grandchild's support until both minor parents reach the age of 18 or become emancipated. If only one parent of the child requiring support was an unemancipated minor at the time of the child's conception, the parents of both parents are liable for any arrearages in child support owed by the adult or emancipated parent until the other parent reaches the age of 18 or becomes emancipated. In the absence of pleading and proof that the circumstances otherwise warrant, any other person, agency, organization or institution standing in loco parentis shall be secondarily liable for ~~such~~ this support. Such other circumstances may include, but shall not be limited to, the relative ability of all the above-mentioned parties to provide support or the inability of one or more of them to provide support, and the needs and estate of the child. The judge may enter an order requiring any one or more of the above-mentioned parties to provide for the

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 531/12--11:03 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENTS' CHILD SUPPORT

SENATE BILL 744
READING 2

CLARIFICATION

AYE	48	ALBERTSON	DALTON	KINCAID	PLYLER
		ALLRAN	DANNELLY	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
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 532/13--11:05 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

RAND
GRANDPARENTS' CHILD SUPPORT

SENATE BILL 744
READING 3

CLARIFICATION

AYE	45	ALBERTSON	FORRESTER	LEDBETTER	PLYLER
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARWOOD	LUCAS	RUCHO
		BALLANTINE	GULLEY	MARTIN R.	SHAW L.
		BLUST	HARTSELL	MARTIN W.	SHAW R.
		CARPENTER	HORTON	MCDANIEL	SOLES
		CARRINGTON	HOYLE	MILLER	WARREN
		CLARK	JENKINS	ODOM	WEBSTER
		COCHRANE	JORDAN	PAGE	WEINSTEIN
		COOPER	KERR	PERDUE	WELLONS
		DALTON	KINCAID	PHILLIPS	WINNER
		DANNELLY			
NO	0				

EXCUSED	0				
NOT CAST	4	BASNIGHT	CONDER	EAST	REEVES
ABSENT	1	KINNAIRD			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 745 APR 3 1997
PRINCIPAL CLERK

S D

SENATE RESOLUTION DRSR2664-LG146(3.26)

Sponsors: Senators Gulley and Lucas.

Referred to:

A SENATE RESOLUTION COMMEMORATING THE TWENTIETH ANNIVERSARY OF THE AMERICAN DANCE FESTIVAL IN NORTH CAROLINA.

Whereas, the American Dance Festival was established in 1934, and hailed as the "World's Greatest Dance Festival"; and

Whereas, the American Dance Festival moved to the State of North Carolina in 1977, and for 20 years has formed an enduring relationship with the citizens of this State to improve the cultural quality of life through its world-class performance season and year-round educational and humanities initiatives; and

Whereas, the American Dance Festival serves as a laboratory for modern dance and home to this indigenous American art form; and

Whereas, the American Dance Festival brings significant national and international media attention to North Carolina as it plays a significant role in concert with community leaders to enhance the overall welfare of the State;

Now, therefore, be it resolved by the Senate:

Section 1. The Senate wishes to commemorate the American Dance Festival's twentieth season in North Carolina and to recognize and thank the Board of Directors, Advisory Committee members, staff, and volunteers who have contributed to the development of the American Dance Festival.

Section 2. The Principal Clerk shall transmit a certified copy of this resolution to the Chair of the American Dance Festival and to the Secretary of the Department of Cultural Resources.

Section 3. This resolution is effective upon adoption.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 270/14-- 2:45 PM APRIL 15, 1997 LEGISLATIVE DAY 44

LT. GOVERNOR WICKER -- Presiding

GULLEY
COMMEMORATING/AMERICAN DANCE

SENATE RES. 745
READING 2

FESTIVAL

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

EXCUSED	0	
NOT CAST	1	ODOM
ABSENT	1	WEBSTER
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 270/14-- 2:45 PM APRIL 15, 1997 LEGISLATIVE DAY 44

LT. GOVERNOR WICKER -- Presiding

GULLEY
COMMEMORATING/AMERICAN DANCE

SENATE RES. 745

FESTIVAL

MOTION 7
TO ADOPT

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

EXCUSED	0	
NOT CAST	1	ODOM
ABSENT	1	WEBSTER
PAIRS	0	
AYE		
NO		

(COPY)

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 746 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRSA655-LTQ060(2.27)

Short Title: Guilford Teen Court Funds. (Public)

Sponsors: Senator Blust.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A TEEN COURT PROGRAM IN GUILFORD COUNTY.

The General Assembly of North Carolina enacts:

Section 1. (a) There is appropriated from the General Fund to the Administrative Office of the Courts the sum of fifty thousand dollars ($50,000) for the 1997-98 fiscal year to develop and implement a Teen Court program in District Court District 18, Guilford County.

(b) The Teen Court program in Guilford County shall be developed after consideration of, and shall be modeled after, the teen court programs established pursuant to Section 80 of Chapter 561 of the 1993 Session Laws and Section 40 of Chapter 24 of the Session Laws of the 1994 Extra Session. Specifically, the program shall:

(1) Establish fair and equitable procedures for hearing cases of juveniles under the jurisdiction of the juvenile court in the district pursuant to G.S. 7A-523 who are alleged to be (i) undisciplined or (ii) delinquent for an offense that would constitute an infraction or misdemeanor if committed by an adult. The procedures shall provide for "trial" and "sentencing" of teens by a jury of the juveniles' peers. Courts, district attorneys, law enforcement, school personnel, and Juvenile Intake Services may refer cases to the teen court programs;

(2) Provide community resources and dispositional alternatives for juveniles adjudicated undisciplined or delinquent, including counseling, victim financial restitution, substance abuse assessment

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 747 APR 3 1997

PRINCIPAL CLERK

S D

SENATE DRS6604-LL111(3.19)

Short Title: 1997 Retirement Benefits Act. (Public)

Sponsors: Senator Jenkins.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE THE RETIREMENT BENEFITS PAYABLE FROM THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-5(b16) reads as rewritten:

"(b16) Service Retirement Allowance of Members Retiring on or After July 1, ~~1995.~~ 1995, but Before July 1, 1997. -- Upon retirement from service in accordance with subsection (a) or (a1) above, on or after July 1, 1995, but before July 1, 1997, a member shall receive the following service retirement allowance:

(1) A member who is a law enforcement officer or an eligible former law enforcement officer shall receive a service retirement allowance computed as follows:

a. If the member's service retirement date occurs on or after his 55th birthday, and completion of five years of creditable service as a law enforcement officer, or after the completion of 30 years of creditable service, the allowance shall be equal to one and seventy-five hundredths percent (1.75%) of his average final compensation, multiplied by the number of years of his creditable service.

b. If the member's service retirement date occurs on or after his 50th birthday and before his 55th birthday with 15 or more years of creditable service as a law enforcement officer

FILED - SENATE
S 748 APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS6602-LG150(3.26)

Short Title: African-American Storytellers Funds. (Public)

Sponsors: Senator Shaw of Cumberland.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL RESOURCES TO SUPPORT THE PROGRAMS OF THE AFRICAN-AMERICAN STORYTELLERS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Cultural Resources the sum of two hundred fifty thousand dollars ($250,000) for the 1997-98 fiscal year to assist the African-American Storytellers in providing programs to school-age children throughout the State that encourage reading and promote cultural diversity.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 749 APR 3 1997

S D

PRINCIPAL CLERK

SENATE DRS2645-LDQ150(3.26)

Short Title: Integrated Pest Control Funds. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE INTEGRATED PEST MANAGEMENT PROGRAM AT NORTH CAROLINA STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina for North Carolina State University the sum of one hundred fifty thousand dollars ($150,000) for the 1997-98 fiscal year and the sum of one hundred fifty thousand dollars ($150,000) for the 1998-99 fiscal year to support the Integrated Pest Management Program at North Carolina State University.

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

FILED - SENATE
S 750 APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS2644-LDQ138(3.18)

Short Title: Sustainable Agriculture Funds. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE SUSTAINABLE AGRICULTURE PROGRAM AT NORTH CAROLINA STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina for North Carolina State University the sum of one hundred fifty thousand dollars ($150,000) for the 1997-98 fiscal year and the sum of one hundred fifty thousand dollars ($150,000) for the 1998-99 fiscal year to support the Sustainable Agriculture Program at North Carolina State University.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 751 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRSA660-LE085(4.1)

Short Title: Broughton Hospital Funds. (Public)

Sponsors: Senators Plyler, Dalton, Hoyle, and Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR FACILITY IMPROVEMENTS AT BROUGHTON HOSPITAL.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, the sum of one hundred seventy-nine thousand dollars ($179,000) for the 1997-98 fiscal year for facility improvements at Broughton Hospital. Of these funds, the sum of one hundred thirty thousand dollars ($130,000) shall be used to complete the installation of a CAT Scan Machine and the sum of forty-nine thousand dollars ($49,000) shall be used to improve the Adolescent Division.

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

FILED - SENATE
S 752 APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS2662-LE082(3.31)

Short Title: Yadkin/Pee Dee Lakes Project Funds. (Public)

Sponsors: Senators Plyler and Conder.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE YADKIN/PEE DEE LAKES PROJECT.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to The Yadkin/Pee Dee Lakes Project, Inc., the sum of one hundred thousand dollars ($100,000) for the 1997-98 fiscal year and the sum of one hundred thousand dollars ($100,000) for the 1998-99 fiscal year as a grant-in-aid to support The Yadkin/Pee Dee Lakes Project's efforts to promote tourism and economic development in the area.

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

FILED - SENATE
APR 3 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S 753

S D

SENATE DRS7674*-LN122(3.25)

Short Title: Domestic Violence Study. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE DOMESTIC VIOLENCE STUDY COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. (a) There is established the Domestic Violence Study Commission. The Commission shall consist of 23 members appointed as follows:

(1) Eleven members appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives, six of whom shall be members of the House of Representatives. Of the remaining five members:
   a. One shall be a representative of a domestic violence program serving a rural community;
   b. One shall be a representative from a police department in a municipality with a population of 50,000 or greater;
   c. One shall be a district court judge;
   d. One shall be a victim of domestic violence; and
   e. One shall be a representative of the North Carolina Council for Women;

(2) Eleven members appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate, six of whom shall be members of the Senate. Of the remaining five members:
   a. One shall be a representative of a domestic violence program serving an urban community;
   b. One shall be a representative from a police department in a municipality with a population of less than 50,000;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED SENATE
S 754 APR 3 1997
PRINCIPAL CLERK

S D

SENATE DRS8616-LR096A(3.13)

Short Title: Unemp. Benefits Spousal Changes. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO ELIGIBILITY FOR UNEMPLOYMENT BENEFITS IN THE EVENT OF SPOUSAL RELOCATION OR SPOUSAL ABUSE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 96-14(1D) reads as rewritten:

"(1D) For the purposes of this Chapter, any claimant leaving work to accompany the claimant's legally recognized spouse to a new place of residence where that spouse has secured work in a location that is too far removed for the claimant reasonably to continue his or her work shall ~~serve a time certain disqualification for benefits for a period of five weeks beginning the first day of the first week after the disqualifying act occurs with respect to which week an individual files a claim for benefits.~~ constitute good cause for leaving work. Benefits paid on the basis of this section shall be noncharged."

Section 2. G.S. 96-14 is amended by adding a new subdivision to read:

"(1F) For the purposes of this Chapter, any claimant's leaving work, or discharge, as the result of domestic violence committed upon the claimant or upon a minor child with or in the custody of the claimant by a person who has or who has had a familial relationship with the claimant or minor child shall constitute good cause for leaving work, provided that the claimant has been adjudged an aggrieved party as set forth by Chapter 50B of the General Statutes. Benefits paid on the basis of this section shall be noncharged."

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 755

APR 4 1997

S

D

PRINCIPAL CLERK

SENATE DRS2663-LD158(3.27)

Short Title: No Low-Level Facility in Floodplain. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE SITING OF A LOW-LEVEL RADIOACTIVE WASTE DISPOSAL FACILITY THAT WOULD RESULT IN THE FACILITY'S BUFFER ZONE BEING LOCATED WITHIN THREE THOUSAND FEET OF A ONE HUNDRED-YEAR FLOODPLAIN OR A ONE HUNDRED-YEAR POOL ELEVATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 104G-9(e) reads as rewritten:

"(e) No later than 1 August 1989, the Authority shall select a minimum of two sites that are suitable for the location of a low-level radioactive disposal facility, for characterization. No site ~~may~~ shall be selected for the location of a low-level radioactive waste disposal facility without first having been characterized. No site shall be selected for the location of a low-level radioactive waste disposal facility that would result in the facility or the facility's buffer zone being located within 3,000 feet of:

(1) A 100-year floodplain; even if the site can be altered to protect it from flooding during a 100-year flood; or

(2) A maximum 100-year pool elevation."

Section 2. This act is effective when it becomes law and applies to final site selections made on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRSA659-LE080(3.31) S 756 APR 7 1997

PRINCIPAL CLERK

Short Title: NCSU Arboretum Planning Funds. (Public)

Sponsors: Senators Plyler and Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE FINALIZATION OF CONSTRUCTION DRAWINGS FOR THE J. C. RAULSTON ARBORETUM EDUCATION CENTER ON THE NORTH CAROLINA STATE UNIVERSITY CAMPUS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of eighty-seven thousand dollars ($87,000) for the 1997-98 fiscal year for the finalization of construction drawings for the J.C. Raulston Arboretum Education Center on the North Carolina State University campus.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 757 APR 7 D 1997

SENATE DRS7685-LN121(3.20) PRINCIPAL CLERK

Short Title: Advance Instr./Mental Health. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH ADVANCE INSTRUCTION FOR MENTAL HEALTH TREATMENT.

The General Assembly of North Carolina enacts:

Section 1. Article 3 of Chapter 122C of the General Statutes is amended by designating G.S. 122C-51 through G.S. 122C-70 as "Part 1".

Section 2. Article 3 of Chapter 122C of the General Statutes is amended by adding the following new Part to read:

"Part 2. Advance Instruction for Mental Health Treatment.

"**§ 122C-71. Purpose.**

(a) The General Assembly recognizes as a matter of public policy the fundamental right of an individual to control the decisions relating to the individual's medical care, and that this right may be exercised on behalf of the individual by an agent chosen by the individual.

(b) The purpose of this Part is to establish an additional, nonexclusive method for an individual to exercise the right to consent to or refuse mental health treatment when the individual lacks sufficient understanding or capacity to make or communicate mental health treatment decisions.

(c) This Part is intended and shall be construed to be consistent with the provisions of Article 3 of Chapter 32A of the General Statutes, provided that in the event of a conflict between the provisions of this Part and Article 3 of Chapter 32A, the provisions of this Part control.

"**§ 122C-72. Definitions.**

As used in this Part, unless the context clearly requires otherwise, the following terms have the meanings specified:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 533/14--11:16 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

MILLER
ADVANCE INSTR./MENTAL HEALTH
2ND EDITION

SENATE BILL 757
READING 2

AYE	45	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	LEE	RAND
		BALLANCE	FORRESTER	LUCAS	REEVES
		BALLANTINE	FOXX	MARTIN R.	RUCHO
		BASNIGHT	GARWOOD	MARTIN W.	SHAW L.
		CARPENTER	GULLEY	MCDANIEL	SHAW R.
		CARRINGTON	HARTSELL	MILLER	SOLES
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEINSTEIN
		CONDER	JENKINS	PERDUE	WELLONS
		COOPER	JORDAN	PHILLIPS	WINNER
		DALTON			
NO	4	BLUST	KINCAID	LEDBETTER	WEBSTER

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

SEQ. # 1400
[redacted]ISLATIVE DAY 114
[redacted]7 HCS
READING 2

EV

8/14/97
12:20 PM
IN CHAIR: SPEAKER

ADVANCE INSTRUCTION/ MENTAL HEALTH

AYES - 98

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

NOES - 7

ALLRED	CARPENTER	HIGHTOWER	WARNER
BOYD-MCINTYRE	DECKER	KISER	

EXCUSED ABSENCE - 9

ALDRIDGE	GAMBLE	HALL	KINNEY
CAPPS	HACKNEY	HARDY	NEELY
ELLIS			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BRASWELL	MERCER	MOSLEY
BONNER	HUNTER, R.		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 757

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

S757-ALV-1

Page 1 of 1

Date August 17, 1997

AUG 18 1997

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

1 moves to amend the bill on page 2, line 22, by rewriting the line to
2 read:
3
4 "principal for the principal's mental illness.
5 "Mental health treatment" includes, but is not limited
6 to:".

SIGNED _____
Amendment Sponsor

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

ADOPTED 103-0 FAILED _____ TABLED _____

AUG 18 1997 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SEQ. # 1417
LEGISLATIVE DAY 115
S757 HCS
READING 3
AMEND #1 - REP IVES

8/18/97
4:32 PM
IN CHAIR: SPEAKER

ADVANCE INSTRUCTION/ MENTAL HEALTH

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 9

CANSLER	ELLIS	HOLMES	MCMAHAN
CREECH	HACKNEY	HUNTER, R.	WOOD
CUNNINGHAM			

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BADDOUR	FITCH	NESBITT
ALDRIDGE	EARLE	HUNTER, H.	STARNES

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1418
LEGISLATIVE DAY 115
S757 HCS
READING 3

8/18/97
4:34 PM
IN CHAIR: SPEAKER

ADVANCE INSTRUCTION/ MENTAL HEALTH

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 9

CANSLER	ELLIS	HOLMES	MCMAHAN
CREECH	HACKNEY	HUNTER, R.	WOOD
CUNNINGHAM			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	EARLE	HUNTER, H.	NESBITT
ALDRIDGE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1411/12--10:37 AM AUGUST 19, 1997 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

MILLER
ADVANCE INSTR./MENTAL HEALTH
HOUSE COM SUB/4TH EDITION

SENATE BILL 757

MOTION 8
TO CONCUR

AYE	47	ALBERTSON	DANNELLY	LEE	PURCELL
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	FORRESTER	MARTIN R.	REEVES
		BALLANTINE	FOXX	MARTIN W.	RUCHO
		BASNIGHT	HARTSELL	MCDANIEL	SHAW L.
		BLUST	HORTON	MILLER	SHAW R.
		CARPENTER	HOYLE	MOORE	SOLES
		CARRINGTON	JENKINS	ODOM	WEBSTER
		CLARK	JORDAN	PAGE	WEINSTEIN
		COCHRANE	KERR	PERDUE	WELLONS
		COOPER	KINNAIRD	PHILLIPS	WINNER
		DALTON	LEDBETTER	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	GARWOOD	GULLEY	WARREN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 758 APR 7 1997
PRINCIPAL CLERK

S D

SENATE DRS2666*-LG128(3.19)

Short Title: Hickory Library Funds. (Public)

Sponsors: Senator Allran.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE CITY OF HICKORY FOR LIBRARY NEEDS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the City of Hickory the sum of one hundred twenty-five thousand dollars ($125,000) for the 1997-98 fiscal year for library needs, provided that these funds are matched on the basis of one dollar ($1.00) of non-State funds for every one dollar ($1.00) of State funds. Funds appropriated in this section shall be allocated as follows:

(1) For equipment and furnishings at the Ridgeview Branch Library. $75,000

(2) For capital improvements and technology needs at the Elbert Ivey Memorial Library. $50,000

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S759 APR 7 1997
PRINCIPAL CLERK

S D

SENATE DRS8614-LH149(3.26)

Short Title: Guilty But Mentally Ill-2. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE VERDICT OF GUILTY BUT MENTALLY ILL AND TO PROVIDE FOR THE TREATMENT, MONITORING, AND SUPERVISION OF INSANITY ACQUITTEES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-17 reads as rewritten:

"**§ 14-17. Murder in the first and second degree defined; punishment.**

A murder which shall be perpetrated by means of poison, lying in wait, imprisonment, starving, torture, or by any other kind of willful, deliberate, and premeditated killing, or which shall be committed in the perpetration or attempted perpetration of any arson, rape or a sex offense, robbery, kidnapping, burglary, or other felony committed or attempted with the use of a deadly weapon shall be deemed to be murder in the first degree, a Class A felony, and any person who commits such murder shall be punished with death or imprisonment in the State's prison for life without parole as the court shall determine pursuant to G.S. 15A-2000, except that (i) any such person who was under 17 years of age at the time of the murder shall be punished with imprisonment in the State's prison for life without ~~parole.~~ parole, and (ii) any such person who is found guilty but mentally ill under G.S. 14-17.2 shall be guilty of second degree murder and punished as a Class B2 felon. Provided, however, any person under the age of 17 who commits murder in the first degree while serving a prison sentence imposed for a prior murder or while on escape from a prison sentence imposed for a prior murder shall be punished with death or imprisonment in the State's prison for life without parole as the court shall determine pursuant to G.S. 15A-2000. All other kinds of murder, including that which shall be proximately caused by the unlawful distribution of opium or any

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S760 APR 7 1997
PRINCIPAL CLERK

S D

SENATE DRS6613-LVQ042(3.20)

Short Title: Foster Care/Adoption Funds. (Public)

Sponsors: Senators Lucas and Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF SOCIAL SERVICES, DEPARTMENT OF HUMAN RESOURCES, TO FIND SAFE, PERMANENT HOMES FOR ABUSED AND NEGLECTED CHILDREN.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Social Services, Department of Human Resources the sum of one million nine hundred eleven thousand two hundred fifty dollars ($1,911,250) for the 1997-98 fiscal year and the sum of three million eight hundred twenty-two thousand five hundred dollars ($3,822,500) for the 1998-99 fiscal year to increase the number of foster care and adoption workers in county Department of Social Services agencies or on contract with county Department of Social Services agencies.

Section 2. There is appropriated from the General Fund to the Division of Social Services, Department of Human Resources the sum of eight hundred thousand dollars ($800,000) for the 1997-98 fiscal year and the sum of one million nine hundred twenty thousand dollars ($1,920,000) for the 1998-99 fiscal year to expand the Families for Kids initiative from eight to 16 counties.

Section 3. There is appropriated from the General Fund to the Division of Social Services, Department of Human Resources the sum of sixty-six thousand dollars ($66,000) for the 1997-98 fiscal year and the sum of one hundred thirty-two thousand dollars ($132,000) for the 1998-99 fiscal year to pay subsidies to relatives or kinship providers who are appointed by the court as legal guardians of children who have been in the custody of a county Department of Social Services participating in the Child Welfare Waiver Demonstration Project (IV-E) for at least 12 months and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 761 APR 7 1997
PRINCIPAL CLERK

S D

SENATE DRS7693-LG182(4.2)

Short Title: Youngsville Branch Library Funds. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO FRANKLIN COUNTY FOR THE CONSTRUCTION OF THE YOUNGSVILLE BRANCH LIBRARY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Franklin County the sum of seventy-five thousand dollars ($75,000) for the 1997-98 fiscal year for the construction of the Youngsville Branch Library.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 762 APR 7 D 1997
PRINCIPAL CLERK

S

SENATE DRS6600-LH144(3.20)

Short Title: Insanity Defense/Burden of Proof. (Public)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT A CRIMINAL DEFENDANT MUST PROVE THE DEFENSE OF INSANITY BY CLEAR AND CONVINCING EVIDENCE.

The General Assembly of North Carolina enacts:

Section 1. Chapter 15A of the General Statutes is amended by adding the following new Article:

"ARTICLE 74.

"Defenses.

"**§ 15A-1251. Burden of proving defense of insanity.**

A defendant in a criminal case must prove the defense of insanity by clear and convincing evidence."

Section 2. This act becomes effective December 1, 1997, and applies to offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 763 APR 7 1997

D

SENATE DRS6618-LM023A(1.28) PRINCIPAL CLERK

Short Title: Crime Victims Rights Act. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE CRIME VICTIMS RIGHTS ACT.

The General Assembly of North Carolina enacts:

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

"SUBCHAPTER XVI. CRIME VICTIMS RIGHTS.

"ARTICLE 101.

"Crime Victims Rights Act.

"**§ 15A-2010. Definitions.**

The following definitions apply in this Article:

(1) Accused. -- A person who has been arrested and charged with committing a crime covered by this Article.

(2) Law enforcement agency. -- The police or sheriff department responsible for investigating a crime covered by this Article.

(3) Next of kin. -- The victim's spouse, children, parents, or siblings. The term does not include such a person, however, if the person caused the victim's injuries or death.

(4) Victim. -- A person against whom there is probable cause to believe one of the following crimes was committed:

a. A Class A, B, C, D, or E felony.

b. A Class F felony if it is a violation of one of the following: G.S. 14-16.6(b), 14-16.6(c), 14-18, 14-32.1(e), 14-32.2(b)(3), 14-32.3(b), 14-34.2, 14-34.5, 14-41, 14-43.2, 14-43.3, 14-190.17, 14-190.19, 14-202.1, or 14-288.9.

HELD TO BE not GERMANE
9/1/98

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ALH-3

Date 9/1, 1998

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

Senator McDaniel

moves to amend the bill on page 1, lines 8-9,
by rewriting those lines to read:
"DISBURSEMENT OF FUNDS IN CRIMINAL CASES, TO MAKE CHANGES TO THE CRIME VICTIMS COMPENSATION ACT, AND TO REQUIRE NOTIFICATION TO RESIDENTS AND BUSINESSES OF A REGISTERED SEX OFFENDER'S RESIDENCY IN THE NEIGHBORHOOD."; and

on page 20, lines 15-16,
by inserting between those lines the following:

"Section 14.1. G.S. 14-208.10 reads as rewritten:

'**§ 14-208.10. Registration information is public record; access to registration ~~information.~~ information; neighborhood and business notification of sex offender's residency.**

(a) The following information regarding a person required to register under this Article is public record and shall be available for public inspection: name, sex, address, physical description, picture, conviction date, offense for which registration was required, the sentence imposed as a result of the conviction, and registration status. The information obtained under G.S. 14-208.22 regarding a person's medical records or documentation of treatment for the person's mental abnormality or personality disorder shall not be a part of the public record.

The sheriff shall release any other relevant information that is necessary to protect the public concerning a specific person, but shall not release the identity of the victim of the offense that required registration under this Article.

(b) Any person may obtain a copy of an individual's registration form, a part of the county registry, or all of the county registry, by submitting a written request for the information to the sheriff.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ALH-3 Page 2 of 2

However, the identity of the victim of an offense that requires registration under this Article shall not be released. The sheriff may charge a reasonable fee for duplicating costs and for mailing costs when appropriate.

(c) The sheriff, within thirty days of receipt of an initial registration or notification of a change of address for a sex offender, shall make a good-faith effort to notify by regular mail all residential and business addressees within a radius of one mile of the address of the registered sex offender that a sex offender is residing in the neighborhood and that information regarding the sex offender is available through the county registry or the statewide registry. A sheriff shall not incur any civil or criminal liability as the result of performing or failing to perform duties under this subsection.'"; and

on page 20, line 22,
by inserting immediately after the period on that line the following:
"Section 14.1 of this act becomes effective December 1, 1998, except that as to any registrations or address changes before that date, the sheriff shall give notice on or before February 1, 1999, in accordance with G.S. 14-208.10(c) as enacted by Section 14.1 of this act."

SIGNED _____
Amendment Sponsor

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

ADOPTED _____ FAILED _____ TABLED _____

HELD TO BE not GERMANE
4/1/98 jp

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ARV-001

Page 1 of 1

Date 9/1 ,1998

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

Senator Cooper

moves to amend the bill on page 6, line 24,
by rewriting that line to read:
"(a) When a form is included with the final judgment and commitment pursuant to G.S. 15A-832(g), or when the victim has otherwise filed a written request for notification with the custodial agency, the custodial agency shall notify the victim of:";

and on page 7, line 38,
by rewriting that line to read: "proceeding, except in suits for a writ of mandamus by the victim.";

and on page 19, lines 20-22,
by rewriting those lines to read:
"Compensation for ~~work loss,~~ replacement services loss, dependent's economic loss, and dependent's replacement services loss may not exceed two hundred dollars ($200.00) per week. Compensation for work loss and household support loss may not exceed three hundred dollars ($300.00) per week."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 45-0 FAILED _____ TABLED _____

Janet Pruitt 9/1/98

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1997/6-- 3:03 PM SEPTEMBER 1, 1998 LEGISLATIVE DAY 189

LT. GOVERNOR WICKER -- Presiding

COOPER
CRIME VICTIMS' RIGHTS ACT
COM SUB/2ND EDITION

SENATE BILL 763

AMEND 2

AYE	45	ALBERTSON	EAST	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BALLANTINE	GULLEY	MARTIN R.	REEVES
		BASNIGHT	HARTSELL	MARTIN W.	RUCHO
		BLUST	HORTON	MCDANIEL	SHAW L.
		CARPENTER	HOYLE	MILLER	SOLES
		CARRINGTON	JENKINS	ODOM	WARREN
		CLARK	JORDAN	PAGE	WEBSTER
		COCHRANE	KERR	PERDUE	WEINSTEIN
		COOPER	KINNAIRD	PHILLIPS	WELLONS
		DALTON	LEDBETTER	PLYLER	WINNER
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	1	ALLRAN			
ABSENT	4	FORRESTER	GARWOOD	MOORE	SHAW R.
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 1998/7-- 3:08 PM SEPTEMBER 1, 1998 LEGISLATIVE DAY 189

LT. GOVERNOR WICKER -- Presiding

COOPER
CRIME VICTIMS' RIGHTS ACT
COM SUB/2ND EDITION

SENATE BILL 763
READING 2

AYE	43	ALBERTSON	FOXX	LUCAS	RAND
		BALLANCE	GULLEY	MARTIN R.	REEVES
		BALLANTINE	HARTSELL	MARTIN W.	RUCHO
		BASNIGHT	HORTON	MCDANIEL	SHAW L.
		BLUST	HOYLE	MILLER	SOLES
		CARRINGTON	JENKINS	ODOM	WARREN
		COCHRANE	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PERDUE	WEINSTEIN
		DALTON	KINNAIRD	PHILLIPS	WELLONS
		DANNELLY	LEDBETTER	PLYLER	WINNER
		EAST	LEE	PURCELL	
NO	2	CARPENTER	CLARK		

EXCUSED	0				
NOT CAST	1	ALLRAN			
ABSENT	4	FORRESTER	GARWOOD	MOORE	SHAW R.
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2003/5-- 2:29 PM | SEPTEMBER 2, 1998 | LEGISLATIVE DAY 190

LT. GOVERNOR WICKER -- Presiding

COOPER
CRIME VICTIMS' RIGHTS ACT
COM SUB/2ND EDITION

SENATE BILL 763
READING 3

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

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

TINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2006/8-- 2:44 PM SEPTEMBER 2, 1998 LEGISLATIVE DAY 190

LT. GOVERNOR WICKER -- Presiding

COOPER
CRIME VICTIMS' RIGHTS ACT
COM SUB/2ND EDITION

SENATE BILL 763
READING 3

RECORDED
AYE 1 GULLEY
ADJUSTED TOTAL
AYE 48
NO 1
NOT CAST 0
ABSENT 1

PY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION
SECOND SESSION 1998

SEQ. 2006/8-- 2:44 PM | SEPTEMBER 2, 1998 | LEGISLATIVE DAY 190

LT. GOVERNOR WICKER -- Presiding

COOPER
CRIME VICTIMS' RIGHTS ACT
COM SUB/2ND EDITION

SENATE BILL 763
READING 3

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

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

(COPY)

GENERAL ASSEMBLY
SENATE

HELD TO BE not GERMANE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ALH-5

Date 9-2 ,1998

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

Senator McDaniel

moves to amend the bill on page 1, lines 8-9,
by rewriting those lines to read:
"DISBURSEMENT OF FUNDS IN CRIMINAL CASES, TO MAKE CHANGES TO THE CRIME VICTIMS COMPENSATION ACT, AND TO PROVIDE THAT NEIGHBORHOOD NOTIFICATION SHALL BE REQUIRED OF CERTAIN OFFENDERS AS A CONDITION OF A SENTENCE DISPOSITION OF COMMUNITY PUNISHMENT OR INTERMEDIATE PUNISHMENT, PROBATION, PAROLE, OR POST-RELEASE SUPERVISION."; and

on page 20, lines 15-16,
by inserting between those lines the following:
"Section 14.1. Article 81B of Chapter 15A of the General Statutes is amended by adding a new section to read:
'**§ 15A-1340.18. Required condition for offender convicted of certain sexually violent offenses or offenses against a minor.**
When an intermediate or community punishment is imposed on an offender who is convicted of a reportable conviction as defined by G.S. 14-208.6(4), the court shall also order the offender to notify all residential and business addressees within a radius of one mile of the defendant's address that the defendant has been convicted of a reportable conviction, is residing in the neighborhood, and that information regarding the defendant is available through the county registry or the statewide registry. When imposing this condition of the defendant's sentence the court shall consider the circumstances of the defendant and based on those circumstances shall determine the time period within which the notification must be completed and the manner of notification. Notification may be by regular mail or by posting the defendant's residence with a sign of appropriate size, distance, and location as determined by the court.'
"Section 14.2. G.S. 15A-1343(b2) reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ALH-5

'(b2) Special Conditions of Probation for Sex Offenders and Persons Convicted of Offenses Involving Physical, Mental, or Sexual Abuse of a Minor. -- As special conditions of probation, a defendant who has been convicted of an offense which is a reportable conviction as defined in G.S. 14-208.6(4), or which involves the physical, mental, or sexual abuse of a minor, must:

(1) Register as required by G.S. 14-208.7 if the offense is a reportable conviction as defined by G.S. ~~14-208.6(4).~~ 14-208.6(4) and also notify all residential and business addressees within a radius of one mile of the defendant's address that the defendant has been convicted of a reportable conviction, is residing in the neighborhood, and that information regarding the defendant is available through the county registry or the statewide registry. When imposing the condition of notification, the court shall consider the circumstances of the defendant and based on those circumstances shall determine the time period within which the notification must be completed and the manner of notification. Notification may be by regular mail or by posting the defendant's residence with a sign of appropriate size, distance, and location as determined by the court.'

(2) Participate in such evaluation and treatment as is necessary to complete a prescribed course of psychiatric, psychological, or other rehabilitative treatment as ordered by the court.

(3) Not communicate with, be in the presence of, or found in or on the premises of the victim of the offense.

(4) Not reside in a household with any minor child if the offense is one in which there is evidence of sexual abuse of a minor.

(5) Not reside in a household with any minor child if the offense is one in which there is evidence of physical or mental abuse of a minor, unless the court expressly finds that it is unlikely that the defendant's harmful or abusive conduct will recur and that it would be in the minor child's best interest to allow the probationer to reside in the same household with a minor child.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ALH-5

(6) Satisfy any other conditions determined by the court to be reasonably related to his rehabilitation.

Defendants subject to the provisions of this subsection shall not be placed on unsupervised probation.'

"Section 14.3. G.S. 15A-1368.4(b1) reads as rewritten:

'(b1) Additional Required Conditions for Sex Offenders and Persons Convicted of Offenses Involving Physical, Mental, or Sexual Abuse of a Minor. -- In addition to the required condition set forth in subsection (b) of this section, for a supervisee who has been convicted of an offense which is a reportable conviction as defined in G.S. 14-208.6(4), or which involves the physical, mental, or sexual abuse of a minor, controlling conditions, violations of which may result in revocation of post-release supervision, are:

(1) Register as required by G.S. 14-208.7 if the offense is a reportable conviction as defined by G.S. ~~14-208.6(4).~~ 14-208.6(4) and also notify all residential and business addressees within a radius of one mile of the supervisee's address that the supervisee has been convicted of a reportable conviction, is residing in the neighborhood, and that information regarding the supervisee is available through the county registry or the statewide registry. When imposing the condition of notification, the Post-Release Supervision and Parole Commission shall consider the circumstances of the supervisee and based on those circumstances shall determine the time period within which the notification must be completed and the manner of notification. Notification may be by regular mail or by posting the supervisee's residence with sign of appropriate size, distance, and location as determined by the court.

(2) Participate in such evaluation and treatment as is necessary to complete a prescribed course of psychiatric, psychological, or other rehabilitative treatment as ordered by the Commission.

(3) Not communicate with, be in the presence of, or found in or on the premises of the victim of the offense.

(4) Not reside in a household with any minor child if the offense is one in which there is evidence of sexual abuse of a minor.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ALH-5

(5) Not reside in a household with any minor child if the offense is one in which there is evidence of physical or mental abuse of a minor, unless a court of competent jurisdiction expressly finds that it is unlikely that the defendant's harmful or abusive conduct will recur and that it would be in the child's best interest to allow the supervisee to reside in the same household with a minor child.'

"Section 14.4. Article 85 of Chapter 15A of the General Statutes is amended by adding a new section to read:

'§ 15A-1374.1. Required condition of parole for offender convicted of certain sexually violent offenses or offenses against a minor.

The Post-Release Supervision and Parole Commission shall, in addition to any other conditions imposed for parole, also impose as a condition of parole for a person a who has been convicted of an offense which is a reportable conviction as defined in G.S. 14-208.6(4), that the person must (i) register as required by G.S. 14-208.7 and (ii) must also notify all residential and business addressees within a radius of one mile of the person's address that the person has been convicted of a reportable conviction, is residing in the neighborhood, and that information regarding the person is available through the county registry or the statewide registry. When imposing the condition of notification, the Post-Release Supervision and Parole Commission shall consider the circumstances of the person and based on those circumstances shall determine the time period within which the notification must be completed and the manner of notification. Notification may be by regular mail or by posting the person's residence with a sign of appropriate size, distance, and location as determined by the Post-Release Supervision and Parole Commission.'" and

on page 20, line 22,
by inserting immediately after the period on that line the following:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 763

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

S763-ALH-5

"Sections 14.1, 14.2, 14.3, and 14.4 of this act become effective December 1, 1998, and apply to all persons convicted on or after that date and to all persons released from a penal institution on or after that date."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

HELD TO BE NOT GERMANE
9/2/98 J Pruitt

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D
S 764 APR 8 1997
PRINCIPAL CLERK

SENATE DRS1696*-RN014(4.3)

Short Title: Workers Compensation Medical Care. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW AN EMPLOYER AND ITS REPRESENTATIVES TO CONTACT AN EMPLOYEE'S TREATING PHYSICIAN AS NECESSARY TO EXERCISE THE EMPLOYER'S RIGHT TO DIRECT MEDICAL TREATMENT AND TO OBTAIN INFORMATION REGARDING MEDICAL TREATMENT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-25 reads as rewritten:

"**§ 97-25. Medical treatment and supplies.**

Medical compensation shall be provided by the employer. Notwithstanding the provisions of G.S. 8-53 and the prohibition against ex parte contacts at common law, the employer, its insurer, representatives, attorneys, or claims adjusters may directly communicate in person, orally, or in writing with any medical provider rendering treatment for any injury claimed by the employee to be compensable under this Chapter and may obtain copies of records of the treatment. The employee, or the employee's attorney, if he or she is represented, shall be notified of the substance of the conversation promptly thereafter. In case of a controversy arising between the employer and employee relative to the continuance of medical, surgical, hospital, or other treatment, the Industrial Commission may order such further treatments as may in the discretion of the Commission be necessary.

The Commission may at any time upon the request of an employee order a change of treatment and designate other treatment suggested by the injured employee subject to the approval of the Commission, and in such a case the expense thereof shall be borne by the employer upon the same terms and conditions as hereinbefore provided in this section for medical and surgical treatment and attendance.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 468/25-- 5:56 PM APRIL 30, 1997 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

KERR
WORKERS COMPENSATION MEDICAL CARE
2ND EDITION

SENATE BILL 764
READING 2

AYE	45	ALBERTSON	DALTON	JORDAN	PERDUE
		ALLRAN	DANNELLY	KERR	PHILLIPS
		BALLANCE	EAST	KINCAID	PLYLER
		BALLANTINE	FORRESTER	LEDBETTER	REEVES
		BASNIGHT	FOXX	LEE	RUCHO
		BLUST	GARWOOD	LUCAS	SHAW L.
		CARPENTER	GULLEY	MARTIN R.	SHAW R.
		CARRINGTON	HARTSELL	MCDANIEL	WARREN
		CLARK	HORTON	MILLER	WEBSTER
		COCHRANE	HOYLE	ODOM	WEINSTEIN
		CONDER	JENKINS	PAGE	WELLONS
		COOPER			
NO	1	KINNAIRD			
EXCUSED	0				
NOT CAST	4	MARTIN W.	RAND	SOLES	WINNER
ABSENT	0				
PAIRS	0				
AYE					
NO					

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 515/72--10:43 PM APRIL 30, 1997 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

KERR
WORKERS COMPENSATION MEDICAL CARE
2ND EDITION

SENATE BILL 764
READING 2

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

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 515/72--10:43 PM APRIL 30, 1997 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

KERR
WORKERS COMPENSATION MEDICAL CARE
2ND EDITION

SENATE BILL 764
READING 2

AYE	46	ALBERTSON	DALTON	KERR	PHILLIPS
		ALLRAN	DANNELLY	KINCAID	PLYLER
		BALLANCE	EAST	LEDBETTER	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	RUCHO
		BLUST	GARWOOD	MARTIN R.	SHAW L.
		CARPENTER	GULLEY	MCDANIEL	SHAW R.
		CARRINGTON	HARTSELL	MILLER	WARREN
		CLARK	HORTON	ODOM	WEBSTER
		COCHRANE	HOYLE	PAGE	WEINSTEIN
		CONDER	JENKINS	PERDUE	WELLONS
		COOPER	JORDAN		
NO	1	KINNAIRD			

EXCUSED	0			
NOT CAST	3	MARTIN W.	SOLES	WINNER
ABSENT	0			
PAIRS	0			
AYE				
NO				

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 892
ISLATIVE DAY 77
764 SCS
READING 2

6/11/97
3:10 PM
IN CHAIR: SPEAKER

WORKERS' COMP. MEDICAL CARE
MOTION #7 REP MICHAUX TO RE-REFER TO J1

AYES - 37

ADAMS	CUNNINGHAM	HENSLEY	MOSLEY
ALEXANDER	DEDMON	HUNTER, H.	NESBITT
ALLRED	EARLE	INSKO	OLDHAM
BEALL	EASTERLING	KINNEY	SAUNDERS
BLACK	FITCH	LUEBKE	SUTTON
BLUE	FOX	MCALLISTER	WARNER
BONNER	GAMBLE	MCCRARY	WARWICK
BOYD-MCINTYRE	GOODWIN	MICHAUX	WOMBLE
COLE	HACKNEY	MOORE	WRIGHT
CRAWFORD			

NOES - 76

ALDRIDGE	DAUGHTRY	IVES	RAYFIELD
ARNOLD	DAVIS	JARRELL	REDWINE
BADDOUR	DECKER	JEFFUS	REYNOLDS
BAKER	DICKSON	JUSTUS	ROGERS
BARBEE	DOCKHAM	KISER	RUSSELL
BERRY	EDDINS	MCCOMAS	SEXTON
BOWIE	ELLIS	MCCOMBS	SHERRILL
BRASWELL	ESPOSITO	MCMAHAN	SHUBERT
BRAWLEY	GARDNER	MERCER	SMITH
BROWN	GRADY	MILLER	STARNES
BUCHANAN	GRAY	MINER	TALLENT
CANSLER	GULLEY	MITCHELL	THOMPSON
CAPPS	HALL	MORGAN	TOLSON
CARPENTER	HARDY	MORRIS	WAINWRIGHT
CHURCH	HIATT	NEELY	WATSON
CLARY	HILL	NICHOLS	WEATHERLY
CREECH	HOLMES	NYE	WILKINS
CULP	HOWARD	OWENS	WILSON, G.
CULPEPPER	HURLEY	PRESTON	WOOD

EXCUSED ABSENCE - 1

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HUNTER, R.	WILSON, C.	YONGUE
HIGHTOWER	RAMSEY		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 6/11/97

S. B. No. 764 Amendment No. 1
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
) Hackney
~~Sen.~~)

1 moves to amend the bill on page 1, line 11
2 ( ) WHICH CHANGES THE TITLE
3 by rewriting that bill as follows:
4 "Chapter ~~and~~ after notice to
5 the employee, may obtain
6 records of the treatment without
7 the express authorization
8 of the "
9
10
11
12
13
14
15
16
17
18
19

SIGNED _____

ADOPTED 6/11/97 FAILED _____ TABLED _____
107-4 EV

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 893
ISLATIVE DAY 77
S764 SCS
READING 2

6/11/97
3:12 PM
IN CHAIR: SPEAKER

AMEND #1 REP HACKNEY
WORKERS' COMP. MEDICAL CARE

AYES - 107

ADAMS	CULPEPPER	INSKO	PRESTON
ALDRIDGE	CUNNINGHAM	IVES	RAYFIELD
ALEXANDER	DAUGHTRY	JARRELL	REDWINE
ALLRED	DECKER	JEFFUS	REYNOLDS
ARNOLD	DEDMON	JUSTUS	ROGERS
BADDOUR	DICKSON	KINNEY	RUSSELL
BAKER	EARLE	KISER	SAUNDERS
BARBEE	EASTERLING	LUEBKE	SEXTON
BEALL	EDDINS	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
BRASWELL	GRAY	MILLER	TOLSON
BRAWLEY	GULLEY	MINER	WAINWRIGHT
BROWN	HACKNEY	MITCHELL	WARNER
BUCHANAN	HALL	MOORE	WARWICK
CANSLER	HARDY	MORRIS	WATSON
CARPENTER	HENSLEY	MOSLEY	WEATHERLY
CHURCH	HIATT	NEELY	WILKINS
CLARY	HILL	NESBITT	WILSON, G.
COLE	HOLMES	NICHOLS	WOMBLE
CRAWFORD	HOWARD	NYE	WOOD
CREECH	HUNTER, H.	OLDHAM	WRIGHT
CULP	HURLEY	OWENS	

NOES - 4

CAPPS	DAVIS	DOCKHAM	ELLIS

EXCUSED ABSENCE - 1

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	HIGHTOWER	MORGAN	WILSON, C.
ESPOSITO	HUNTER, R.	RAMSEY	YONGUE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

[redacted] # 894
[redacted]ISLATIVE DAY 77
S764 SCS
READING 2

6/11/97
3:12 PM
IN CHAIR: SPEAKER

WORKERS' COMP. MEDICAL CARE

AYES - 102

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

NOES - 11

ALEXANDER	EARLE	GAMBLE	SAUNDERS
BLUE	EASTERLING	HACKNEY	SUTTON
BONNER	FITCH	MICHAUX	

EXCUSED ABSENCE - 1

HARDAWAY

EXCUSED VOTE - 0

NOT VOTING - 6

HALL	HUNTER, R.	WILSON, C.	YONGUE
HIGHTOWER	RAMSEY		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 920/10-- 8:09 PM JUNE 16, 1997 LEGISLATIVE DAY 79

LT. GOVERNOR WICKER -- Presiding

KERR
WORKERS' COMPENSATION MEDICAL CARE
2ND EDITION

SENATE BILL 764

MOTION 8
TO CONCUR

AYE	0				
NO	46	ALBERTSON	DANNELLY	LEDBETTER	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	RUCHO
		BALLANTINE	FOXX	MARTIN R.	SHAW L.
		BASNIGHT	GARWOOD	MARTIN W.	SHAW R.
		BLUST	GULLEY	MCDANIEL	SOLES
		CARPENTER	HORTON	MILLER	WARREN
		CARRINGTON	JENKINS	ODOM	WEBSTER
		CLARK	JORDAN	PAGE	WEINSTEIN
		COCHRANE	KERR	PHILLIPS	WELLONS
		COOPER	KINCAID	PLYLER	WINNER
		DALTON	KINNAIRD		
EXCUSED	0				
NOT CAST	0				
ABSENT	4	CONDER	HARTSELL	HOYLE	PERDUE
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 764

S764-CRLD-3

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 764, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT REGARDING EMPLOYER ACCESS TO MEDICAL INFORMATION, Judiciary Committee Substitute Adopted 4/29/97, submit the following report:

The House recedes from House Amendment #1.

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

Date conferees approved report: July 1, 1997.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr	Frank Mitchell
David W. Hoyle	N. Leo Daughtry
Patrick J. Ballantine	Dewey L. Hill

Submitted 7-2-97 calendar for 7-3-97
ADOPTED _____ (/) Message Received _____
ADOPTED _____ (/) Ordered Enrolled _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1066/19--12:16 PM JULY 2, 1997 LEGISLATIVE DAY 89

LT. GOVERNOR WICKER -- Presiding

KERR
WORKERS' COMPENSATION MEDICAL CARE
2ND EDITION

SENATE BILL 764

CONFERENCE REPORT

MOTION 7
TO ADOPT

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
CONFERENCE REPORT
Senate Bill 764

S764-CRLD-3

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 764, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT REGARDING EMPLOYER ACCESS TO MEDICAL INFORMATION, Judiciary Committee Substitute Adopted 4/29/97, submit the following report:

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Date conferees approved report: July 1, 1997.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr	Frank Mitchell
David W. Hoyle	N. Leo Daughtry
Patrick J. Ballantine	Dewey L. Hill

Submitted 7/1/97
Senate ADOPTED 7/2/97 (50/0) Message Received
ADOPTED (/) Ordered Enrolled

Janet Pruitt JUL 2 - 1997

Janet Pruitt JUL 1 - 1997

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1076
LEGISLATIVE DAY 90
[redacted]4
CONFERENCE REPORT

7/03/97
10:18 AM
IN CHAIR: SPEAKER

WORKERS COMPENSATION MEDICAL CARE

AYES - 103

SPEAKER	CULPEPPER	INSKO	RAMSEY
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	EDDINS	MCCOMAS	SHUBERT
BERRY	ESPOSITO	MCCOMBS	SUTTON
BLACK	FITCH	MCCRARY	TALLENT
BONNER	FOX	MERCER	THOMPSON
BOWIE	GARDNER	MILLER	TOLSON
BOYD-MCINTYRE	GOODWIN	MINER	WAINWRIGHT
BRAWLEY	GRADY	MITCHELL	WARNER
BROWN	GRAY	MOORE	WARWICK
BUCHANAN	GULLEY	MORGAN	WATSON
CANSLER	HALL	MORRIS	WEATHERLY
CAPPS	HARDAWAY	MOSLEY	WILKINS
CHURCH	HENSLEY	NEELY	WILSON, G.
CLARY	HIATT	NICHOLS	WOMBLE
COLE	HILL	NYE	WOOD
CRAWFORD	HOLMES	OLDHAM	WRIGHT
CREECH	HOWARD	OWENS	YONGUE
CULP	HURLEY	PRESTON	

NOES - 4

BLUE	HACKNEY	HUNTER, H.	MICHAUX

EXCUSED ABSENCE - 8

BRASWELL	EASTERLING	HIGHTOWER	NESBITT
CARPENTER	HARDY	MCMAHAN	SMITH

EXCUSED VOTE - 0

NOT VOTING - 5

ELLIS	HUNTER, R.	STARNES	WILSON, C.
GAMBLE			

S764

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 764

S764-CRLD-3

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 764, A BILL TO BE ENTITLED AN ACT TO AMEND THE WORKERS' COMPENSATION ACT REGARDING EMPLOYER ACCESS TO MEDICAL INFORMATION, Judiciary Committee Substitute Adopted 4/29/97, submit the following report:

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Date conferees approved report: July 1, 1997.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr	W. Frank Mitchell
David W. Hoyle	N. Leo Daughtry
Patrick J. Ballantine	Dewey L. Hill

Submitted 7-2-97 calendar for 7-3-97
House ADOPTED 7-3-97 / (103/4 EV) Message Received 7-3-97
ADOPTED / (/) Ordered Enrolled

Senate notified

Special Message

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 765 APR 8 1997

SENATE DRS2659-LE047A(3.11)

PRINCIPAL CLERK

Short Title: Adequate Funding/Alternative Schools. (Public)

Sponsors: Senator Dannelly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENCOURAGE LOCAL BOARDS OF EDUCATION TO DEDICATE ADEQUATE FUNDING TO STUDENTS IN ALTERNATIVE SCHOOLS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-12(24) reads as rewritten:

"(24) Duty to Develop Guidelines for Alternative Learning Programs, Provide Technical Assistance on Implementation of Programs, and Evaluate Programs. -- The State Board of Education shall adopt guidelines for assigning students to alternative learning programs. These guidelines shall include (i) a description of the programs and services that are recommended to be provided in alternative learning programs and (ii) a process for ensuring that an assignment is appropriate for the student and that the student's parents are involved in the decision.

The State Board of Education shall also adopt guidelines to encourage local boards of education to dedicate at least as much funding, on average, to students in alternative schools as to all students in the local school administrative unit.

The State Board of Education shall provide technical support to local school administrative units to assist them in developing and implementing plans for alternative learning programs.

The State Board shall evaluate the effectiveness of alternative learning programs and, in its discretion, of any other

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 534/15--11:17 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

DANNELLY
ADEQUATE FUNDING/ALTERNATIVE

SENATE BILL 765
READING 2

SCHOOLS

AYE	49	ALBERTSON	DANNELLY	KINCAID	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			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 870
LEGISLATIVE DAY 76
S765 SCS
READING 2

6/10/97
1:55 PM
IN CHAIR: SPEAKER

ADEQUATE FUNDING/ ALTERNATIVE SCHOOLS

AYES - 113

SPEAKER	DAUGHTRY	HURLEY	PRESTON
ADAMS	DAVIS	INSKO	RAMSEY
ALDRIDGE	DECKER	IVES	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	ESPOSITO	MCALLISTER	SHERRILL
BERRY	FITCH	MCCOMAS	SHUBERT
BLACK	FOX	MCCOMBS	SMITH
BONNER	GAMBLE	MCCRARY	SUTTON
BOWIE	GARDNER	MCMAHAN	TALLENT
BOYD-MCINTYRE	GOODWIN	MERCER	THOMPSON
BRAWLEY	GRADY	MICHAUX	TOLSON
BROWN	GRAY	MILLER	WAINWRIGHT
BUCHANAN	GULLEY	MINER	WARNER
CANSLER	HACKNEY	MITCHELL	WARWICK
CAPPS	HARDAWAY	MOORE	WATSON
CARPENTER	HENSLEY	MORGAN	WEATHERLY
CHURCH	HIATT	MORRIS	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 - 3

HALL	HARDY	STARNES

EXCUSED ABSENCE - 2

BRASWELL	ELLIS

EXCUSED VOTE - 0

NOT VOTING - 2

BLUE	MOSLEY

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 908/14-- 1:05 PM JUNE 12, 1997 LEGISLATIVE DAY 78

LT. GOVERNOR WICKER -- Presiding

DANNELLY
ADEQUATE FUNDING/ALTERNATIVE
HOUSE COMM. SUB./2ND EDITION

SENATE BILL 765

SCHOOLS

MOTION 8
TO CONCUR

AYE	48	ALBERTSON	DALTON	KERR	PLYLER
		ALLRAN	DANNELLY	KINNAIRD	RAND
		BALLANCE	EAST	LEDBETTER	REEVES
		BALLANTINE	FORRESTER	LEE	RUCHO
		BASNIGHT	FOXX	LUCAS	SHAW L.
		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	JORDAN	PHILLIPS	WINNER
NO	0				

EXCUSED	0	
NOT CAST	1	KINCAID
ABSENT	1	PERDUE
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE
S 766 APR 8 1997
PRINCIPAL CLERK

SENATE DRS6614*-LG181(4.2)

Short Title: Fountain Library Funds. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF FOUNTAIN FOR CAPITAL IMPROVEMENTS TO ITS PUBLIC LIBRARY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Town of Fountain the sum of sixty-six thousand five hundred dollars ($66,500) for the 1997-98 fiscal year for capital improvements to the town's public library.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 767 APR 8 D 1997
PRINCIPAL CLERK

S

SENATE DRS2670-LGQ130(3.19)

Short Title: CHB State Historic Site Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS AT THE CHARLOTTE HAWKINS BROWN STATE HISTORIC SITE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Charlotte Hawkins Brown Historical Foundation, Inc., a nonprofit corporation, the sum of one hundred fifty thousand dollars ($150,000) for the 1997-98 fiscal year for the construction of shelters and rest room facilities to enhance the ability to conduct activities and accommodate visitors at the Charlotte Hawkins Brown State Historical Site.

Section 2. There is appropriated from the General Fund to the Charlotte Hawkins Brown Historical Foundation, Inc., a nonprofit corporation, the sum of eight hundred forty-two thousand dollars ($842,000) for the 1997-98 fiscal year to renovate Kimball Hall in order to provide adequate meeting space and exhibition space, and other compatible uses.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 768 APR 8 1997
PRINCIPAL CLERK

S D

SENATE DRS2669-LG185(4.3)

Short Title: PT CAM Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR THE PIEDMONT TRIAD CENTER FOR ADVANCED MANUFACTURING AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of nine hundred fifty thousand dollars ($950,000) for the 1997-98 fiscal year to acquire equipment and for operational support of the Piedmont Triad Center for Advanced Manufacturing (PT CAM) and its Shared-Use Industrial/Education Manufacturing Laboratory at North Carolina Agricultural and Technical State University.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 769 APR 8 D1997

SENATE DRSA667-LG186(4.3) PRINCIPAL CLERK

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

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA FOR NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of one million dollars ($1,000,000) for the 1997-98 fiscal year for ongoing State support of agricultural research and extension programs at North Carolina Agricultural and Technical State University.

Section 2. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of six million dollars ($6,000,000) for the 1997-98 fiscal year to be used by North Carolina Agricultural and Technical State University for land acquisition.

Section 3. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of one million dollars ($1,000,000) for the 1997-98 fiscal year to be used by North Carolina Agricultural and Technical State University as planning funds pertaining to the renovation of the Hines Hall science classroom building.

Section 4. This act becomes effective July 1, 1997.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 770

APR 8 1997

D

SENATE DRS6611-LVQ046(3.26)

PRINCIPAL CLERK

Short Title: Child Care Reimbursement Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF SOCIAL SERVICES, DEPARTMENT OF HUMAN RESOURCES, TO INCREASE THE PRIVATE CHILD CARE AGENCY REIMBURSEMENT RATE FOR NONFEDERALLY SUBSIDIZED (NON-IV-E) CHILDREN.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Social Services, Department of Human Resources, for the Child Caring Institution Fund the sum of five million one hundred ninety-two thousand three hundred dollars ($5,192,300) for the 1997-98 fiscal year to be used to increase the private child care agency reimbursement rate for nonfederally subsidized (non-IV-E) children from thirty percent (30%) to eighty percent (80%) of the cost of care.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

S 771 APR 8 1997

PRINCIPAL CLERK

SENATE DRS6612*-LD158(3.27)

Short Title: No Low-Level Facility in Floodplain. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE SITING OF A LOW-LEVEL RADIOACTIVE WASTE DISPOSAL FACILITY THAT WOULD RESULT IN THE FACILITY'S BUFFER ZONE BEING LOCATED WITHIN THREE THOUSAND FEET OF A ONE HUNDRED-YEAR FLOODPLAIN OR A ONE HUNDRED-YEAR POOL ELEVATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 104G-9(e) reads as rewritten:

"(e) No later than 1 August 1989, the Authority shall select a minimum of two sites that are suitable for the location of a low-level radioactive disposal facility, for characterization. No site ~~may~~ shall be selected for the location of a low-level radioactive waste disposal facility without first having been characterized. No site shall be selected for the location of a low-level radioactive waste disposal facility that would result in the facility or the facility's buffer zone being located within 3,000 feet of:

(1) A 100-year floodplain; even if the site can be altered to protect it from flooding during a 100-year flood; or

(2) A maximum 100-year pool elevation."

Section 2. This act is effective when it becomes law and applies to final site selections made on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE

SENATE DRS2668-LG175(4.1) S 772 APR 8 1997

PRINCIPAL CLERK

Short Title: Business Incubator Funds. (Public)

Sponsors: Senator Shaw of Cumberland.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE TO ESTABLISH BUSINESS INCUBATORS TO ASSIST NEW AND SMALL BUSINESSES IN URBAN AREAS AND SMALL TOWNS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Commerce the sum of seven million five hundred thousand dollars ($7,500,000) for the 1997-98 fiscal year to establish business incubators in urban areas and small cities to provide start-up funds and other assistance to new and small businesses.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S 773 APR 8 1997

S

SENATE DRS2667*-LG159(3.27) PRINCIPAL CLERK

Short Title: Carrboro Music Festival Funds. (Public)

Sponsors: Senators Kinnaird and Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF CARRBORO TO ESTABLISH A MUSIC FESTIVAL.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Town of Carrboro the sum of thirty-five thousand dollars ($35,000) for the 1997-98 fiscal year to establish a music festival that will be held annually to support the local recording industry, promote tourism, and raise the visibility of the arts in the State of North Carolina.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

FILED - SENATE

SENATE DRS8628-LE087(4.2) S 774 APR 8 1997

PRINCIPAL CLERK

Short Title: DHR Secretary Salary Flexibility. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT REGARDING THE SALARY OF THE SECRETARY OF THE DEPARTMENT OF HUMAN RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143B-9 reads as rewritten:

"**§ 143B-9. Appointment of officers and employees.**

The head of each principal State department, except those departments headed by popularly elected officers, shall be appointed by the Governor and serve at his pleasure.

The salary of the head of each of the principal State departments and of elected officials shall be ~~as provided by law.~~ set by the General Assembly; provided, however, if the Secretary of the Department of Human Resources is a licensed physician, the Governor may, after consultation with the Advisory Budget Commission, set the salary of the Secretary at a level comparable to that of physicians employed by the Department of Human Resources.

The head of a principal State department shall appoint a chief deputy or chief assistant, and such chief deputy or chief assistant shall not be subject to the State Personnel Act. The salary of such chief deputy or chief assistant shall, upon the recommendation of the Governor, be set by the General Assembly. Unless otherwise provided for in the Executive Organization Act of 1973, and subject to the provisions of the Personnel Act, the head of each principal State department shall designate the administrative head of each transferred agency and all employees of each division, section, or other unit of the principal State department."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 775 APR 8 1997
PRINCIPAL CLERK

S D

SENATE DRSA673-LGQ129(3.19)

Short Title: Central Children's Home Funds. (Public)

Sponsors: Senators Lucas, Gulley, and Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO CENTRAL CHILDREN'S HOME OF NORTH CAROLINA, INC., FOR CAPITAL IMPROVEMENTS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Central Children's Home of North Carolina, Inc., a nonprofit corporation, the sum of two million five hundred thousand dollars ($2,500,000) for the 1997-98 fiscal year to provide better services to homeless and neglected children. These funds may be used for capital improvements including the following:

(1) Renovating Shepherd Hall, the Center's dining hall and auditorium;

(2) Constructing an emergency care cottage for girls, which can also be used as a transitional living facility;

(3) Paving and curbing driveways and parking lots, along with related landscaping; and

(4) Bringing all existing facilities up to current building code standards.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S776 APR 8 1997
PRINCIPAL CLERK

S D

SENATE DRSA674-LE090(4.4)

Short Title: Comm. Coll. Occupational Ext. Funds. (Public)

Sponsors: Senators Plyler, Perdue, and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR COMMUNITY COLLEGE OCCUPATIONAL EXTENSION PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Community Colleges the sum of nine million nine hundred ninety-three thousand five hundred seventeen dollars ($9,993,517) for the 1997-98 fiscal year and the sum of nine million nine hundred ninety-three thousand five hundred seventeen dollars ($9,993,517) for the 1998-99 fiscal year for the purpose of raising the occupational extension unit value to the level of the curriculum unit value.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SEN
APR 8 1997
PRINCIPAL CLERK

S

S777

D

SENATE DRS4553-LT084(3.18)

Short Title: Adjust Interest Rates and Loan Ceilings. (Public)

Sponsors: Senator Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW LICENSEES TO ADJUST CERTAIN INTEREST RATES AND LOAN CEILINGS, TO COLLECT ATTORNEY FEES AND COURT COSTS IN THE CASE OF DEFAULT, AND TO MAINTAIN RECORDS IN THE FORM OF OPTICAL IMAGING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-166(a) reads as rewritten:

"(a) Scope. -- No person shall engage in the business of lending in amounts of ~~ten thousand dollars ($10,000)~~ twenty-five thousand dollars ($25,000) or less and contract for, exact, or receive, directly or indirectly, on or in connection with any such loan, any charges whether for interest, compensation, consideration, or expense, or any other purpose whatsoever, which in the aggregate are greater than permitted by Chapter 24, except as provided in and authorized by this Article, and without first having obtained a license from the Commissioner. The word 'lending' as used in this section, shall include, but shall not be limited to, endorsing or otherwise securing loans or contracts for the repayment of loans."

Section 2. G.S. 53-176 reads as rewritten:

"**§ 53-176. Optional rates, maturities and amounts.**

In lieu of making loans in the amount and at the charges stated in G.S. 53-173 and for the terms stated in G.S. 53-180, a licensee may at any time elect to make loans in installments not exceeding ~~ten thousand dollars ($10,000)~~ twenty-five thousand dollars ($25,000) and which shall not be repayable in less than six months or more than 84 months and which shall not be secured by deeds of trust or mortgages on real estate and which are repayable in substantially equal consecutive monthly payments

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S778 APR 9 1997
PRINCIPAL CLERK

S D

SENATE DRS7694-LL135(4.7)

Short Title: Fire Marshal Retirement. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCLUDE COUNTY FIRE MARSHALS IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-86-25 reads as rewritten:

"§ 58-86-25. 'Eligible firemen' defined; determination and certification of volunteers meeting qualifications.

'Eligible firemen' shall mean all firemen of the State of North Carolina or any political subdivision thereof, including those performing such functions in the protection of life and property through fire fighting within a county or city governmental unit and so certified to the Commissioner of Insurance by the governing body thereof, and who belong to a bona fide fire department which, as determined by the Commissioner, is classified as not less than class '9' or class 'A' and 'AA' departments in accordance with rating methods, schedules, classifications, underwriting rules, bylaws or regulations effective or applied with respect to the establishment of rates or premiums used or charged pursuant to Articles 36 or 40 of this Chapter or by such other reasonable methods as the Commissioner may determine, and which operates fire apparatus and equipment of the value of five thousand dollars ($5,000) or more, and said fire department holds drills and meetings not less than four hours monthly and said firemen attend at least 36 hours of all drills and meetings in each calendar year. <u>'Eligible firemen' shall also mean the fire marshal of each county.</u> 'Eligible firemen' shall also mean those persons meeting the other qualifications of this section, not exceeding 25 volunteer firemen plus one additional volunteer fireman per 100 population in the area served by their respective departments. Each department shall annually determine and report the names of

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 9 1997
PRINCIPAL CLERK

S D

S779

SENATE DRSA662-LDQ149(3.25)

Short Title: Rural Fire Protection Funds. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE RURAL COMMUNITY FIRE PROTECTION PROGRAM IN THE DIVISION OF FOREST RESOURCES, DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES.

Whereas, the Rural Community Fire Protection Program in the Division of Forest Resources, Department of Environment, Health, and Natural Resources has provided funding, surplus government fire trucks, firefighting equipment, and training to the rural fire departments of North Carolina since 1970; and

Whereas, the Division of Forest Resources has assisted rural volunteer fire departments with training and emergency response equipment and vehicles; and

Whereas, in 1997, the United States Department of Agriculture reduced available federal funding such that the Rural Community Fire Protection Program is no longer efficient or able to provide adequate support to the rural volunteer fire departments in North Carolina; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources the sum of one hundred thousand dollars ($100,000) for the 1997-98 fiscal year and the sum of one hundred thousand dollars ($100,000) for the 1998-99 fiscal year for the Rural Community Fire Protection Program in the Division of Forest Resources. These funds shall be used only for this Program. These funds may be used for administrative and operating costs of the Program and may be distributed as grants to rural fire departments in North Carolina pursuant to the Program.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S780 APR 9 1997

S D

PRINCIPAL CLERK

SENATE DRS8630-LM091A(3.6)

Short Title: Telemedicine By Licensed Doctors. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT REQUIRING THAT NONRESIDENT PHYSICIANS WHO TREAT PATIENTS IN THIS STATE THROUGH THE USE OF ELECTRONIC OR OTHER MEDIUMS SHALL BE LICENSED IN THIS STATE AND SHALL BE SUBJECT TO REASONABLE REGULATIONS BY THE NORTH CAROLINA MEDICAL BOARD.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-18 reads as rewritten:

"**§ 90-18. Practicing without license; practicing defined; penalties.**

(a) No person shall practice medicine or surgery, or any of the branches thereof, nor in any case prescribe for the cure of diseases unless ~~he~~ the person shall have been first licensed and registered so to do in the manner provided in this Article, and if any person shall practice medicine or surgery without being duly licensed and registered, as provided in this Article, ~~he~~ the person shall not be allowed to maintain any action to collect any fee for such services. The person so practicing without license shall be guilty of a Class 1 misdemeanor.

(b) Any person shall be regarded as practicing medicine or surgery within the meaning of this Article who shall diagnose or attempt to diagnose, treat or attempt to treat, operate or attempt to operate on, or prescribe for or administer to, or profess to treat any human ailment, physical or mental, or any physical injury to or deformity of another ~~person.~~ person. A person who resides in another state and who, by use of any electronic or other mediums, performs any of the acts described in this subsection shall be regarded as practicing medicine or surgery and shall be subject to the provisions of this Article and appropriate regulation by the North Carolina Medical Board.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 375/12-- 1:17 PM APRIL 24, 1997 LEGISLATIVE DAY 50

SENATOR BASNIGHT -- Presiding

GULLEY
TELEMEDICINE BY LICENSED

SENATE BILL 780
READING 2

DOCTORS

AYE	46	ALBERTSON	DANNELLY	LEDBETTER	PLYLER
		ALLRAN	EAST	LEE	RAND
		BALLANTINE	FORRESTER	LUCAS	REEVES
		BASNIGHT	FOXX	MARTIN R.	RUCHO
		BLUST	GARWOOD	MARTIN W.	SHAW L.
		CARPENTER	GULLEY	MCDANIEL	SHAW R.
		CARRINGTON	HARTSELL	MILLER	SOLES
		CLARK	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PAGE	WEINSTEIN
		CONDER	JORDAN	PERDUE	WELLONS
		COOPER	KERR	PHILLIPS	WINNER
		DALTON	KINNAIRD		
NO	1	WEBSTER			

EXCUSED	0			
NOT CAST	0			
ABSENT	3	BALLANCE	JENKINS	KINCAID
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1520
[redacted]SLATIVE DAY 122
[redacted]0 HCS
READING 2

8/27/97
7:16 PM
IN CHAIR: SPEAKER

TELEMEDICINE BY LICENSED DOCTORS

AYES - 114

ADAMS	CUNNINGHAM	HURLEY	PRESTON
ALDRIDGE	DAUGHTRY	INSKO	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	MCALLISTER	SHERRILL
BLACK	ELLIS	MCCOMAS	SHUBERT
BLUE	FITCH	MCCOMBS	SMITH
BONNER	FOX	MCCRARY	STARNES
BOWIE	GAMBLE	MERCER	SUTTON
BOYD-MCINTYRE	GOODWIN	MICHAUX	TALLENT
BRASWELL	GRADY	MILLER	THOMPSON
BRAWLEY	GULLEY	MINER	TOLSON
BROWN	HACKNEY	MITCHELL	WAINWRIGHT
BUCHANAN	HALL	MOORE	WARNER
CANSLER	HARDAWAY	MORGAN	WARWICK
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
CULPEPPER	HUNTER, R.		

NOES - 0

EXCUSED ABSENCE - 4

GARDNER	GRAY	MCMAHAN	WATSON

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	ESPOSITO

S780 HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1531/9--10:38 AM | AUGUST 28, 1997 | LEGISLATIVE DAY 123

LT. GOVERNOR WICKER -- Presiding

GULLEY
TELEMEDICINE BY LICENSED DOCTORS
HOUSE COM SUB/2ND EDITION

SENATE BILL 780

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DANNELLY	LEDBETTER	PHILLIPS
		ALLRAN	EAST	LEE	PLYLER
		BALLANCE	FORRESTER	LUCAS	PURCELL
		BALLANTINE	FOXX	MARTIN R.	RAND
		BASNIGHT	GARWOOD	MARTIN W.	REEVES
		BLUST	GULLEY	MCDANIEL	SHAW L.
		CARPENTER	HARTSELL	MILLER	SHAW R.
		CARRINGTON	HORTON	MOORE	SOLES
		CLARK	HOYLE	ODOM	WEBSTER
		COCHRANE	JENKINS	PAGE	WELLONS
		COOPER	JORDAN	PERDUE	WINNER
		DALTON	KERR		
NO	0				
EXCUSED	0				
NOT CAST	1	KINNAIRD			
ABSENT	3	RUCHO	WARREN	WEINSTEIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 9 1997
PRINCIPAL CLERK

S

S781

D

SENATE DRSA675-LT118(4.3)

Short Title: Amend Costs of Administration. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE COSTS OF ADMINISTRATION OF AN ESTATE ADMINISTERED PURSUANT TO THE SUMMARY ADMINISTRATION PROVISIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-307(a) reads as rewritten:

"(a) In the administration of the estates of decedents, minors, incompetents, of missing persons, and of trusts under wills and under powers of attorney, and in collections of personal property by affidavit, the following costs shall be assessed:

(1) For the use of the courtroom and related judicial facilities, the sum of four dollars ($4.00), to be remitted to the county. Funds derived from the facilities fees shall be used in the same manner, for the same purposes, and subject to the same restrictions, as facilities fees assessed in criminal actions.

(2) For support of the General Court of Justice, the sum of twenty-six dollars ($26.00), plus an additional forty cents (40¢) per one hundred dollars ($100.00), or major fraction thereof, of the gross estate, not to exceed three thousand dollars ($3,000). Gross estate shall include the fair market value of all personalty when received, and all proceeds from the sale of realty coming into the hands of the fiduciary, but shall not include the value of realty. In collections of personal property by affidavit, the fee based on the gross estate shall be computed from the information in the final affidavit of collection made pursuant to G.S. 28A-25-3 and shall be paid when that affidavit is filed. In all other cases, this fee shall be

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S782 APR 9 D 1997

SENATE DRSA665-RM003(4.4) PRINCIPAL CLERK

Short Title: Cloning of a Human Being Prohibited. (Public)

Sponsors: Senator Carrington.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO BAN THE CLONING OF A HUMAN BEING.

The General Assembly of North Carolina enacts:

Section 1. Chapter 14 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 61.

"Cloning of a Human Being.

"**§ 14-460. Definition.**

When used in this Article 'cloning' means growing or creation of a human being from a single cell or cells of a genetically identical human being through asexual reproduction.

"**§ 14-461. Cloning of a human being prohibited.**

(a) It is unlawful for any person to grow or create another human being by extracting the nucleus from any unfertilized human egg and infusing into such egg deoxyribonucleic acid from any other cell through asexual reproduction. Any person violating this section shall be guilty of a Class E felony.

(b) Any person who conspires to clone a human being is guilty of a Class E felony."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 783 APR 9 D 1997

SENATE DRS6623*-LG188(4.7)

Short Title: Jones Co. Civic Ctr. Funds. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO JONES COUNTY FOR CAPITAL IMPROVEMENTS TO THE COUNTY'S CIVIC CENTER.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Jones County the sum of one hundred thousand dollars ($100,000) for the 1997-98 fiscal year for capital improvements to the county's civic center.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRS8575-LC120(3.4)

FILED - SENATE
S784 APR 9 1997
PRINCIPAL CLERK

Short Title: Conform Tax Extension Rules. (Public)

Sponsors: Senators Webster, Hartsell, and Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE TAX RELIEF AND SIMPLIFICATION BY CONFORMING STATE TAX LAW TO THE FEDERAL RULE THAT GRANTS A FILING EXTENSION EVEN IF THE REQUEST IS NOT ACCOMPANIED BY PAYMENT.

The General Assembly of North Carolina enacts:

Section 1. G. S. 105-263 reads as rewritten:

"**§ 105-263. Extensions of time for filing a report or return.**

The Secretary may extend the time in which a person must file a report or return with the Secretary. To obtain an extension of time for filing a report or return, a person must comply with any application requirement set by the Secretary. ~~In addition, if the extension is for~~ An extension of time for filing a franchise tax return, an income tax return, or a gift tax ~~return, the person must pay the amount of tax expected to be due with the return by the original due date of the return; an extension of time for filing one of these returns~~ return does not extend the time for paying the tax due or the time when a penalty attaches for failure to pay the tax. An extension of time for filing

~~If the extension is for~~ a report or any return other than a franchise tax return, an income tax return, or a gift tax ~~return, the person is not required to pay the amount of tax expected to be due with the report or return by the original due date of the report or return; an extension of time for filing a report or one of these other returns~~ return extends the time for paying the tax due and the time when a penalty attaches for failure to pay the tax. When an extension of time for filing a report or return extends the time for paying the tax expected to be due with the report or return,

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 755/8-- 8:03 PM MAY 26, 1997 LEGISLATIVE DAY 67

SENATOR BASNIGHT -- Presiding

WEBSTER
CONFORM TAX EXTENSIONS RULES
2ND EDITION

SENATE BILL 784
READING 2

AYE	48	ALBERTSON	DALTON	KINNAIRD	PLYLER
		ALLRAN	DANNELLY	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	KERR	PERDUE	WELLONS
		COOPER	KINCAID	PHILLIPS	WINNER
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	EAST	JORDAN		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1049
LEGISLATIVE DAY 88
S784 HCS
READING 2

7/01/97
10:50 AM
IN CHAIR: SPEAKER

CONFORM TAX EXTENSION RULES

AYES - 109

SPEAKER	DAVIS	INSKO	RAMSEY
ADAMS	DECKER	JARRELL	RAYFIELD
ALDRIDGE	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	GARDNER	MCCRARY	SMITH
BLUE	GOODWIN	MCMAHAN	STARNES
BONNER	GRADY	MERCER	SUTTON
BOWIE	GRAY	MICHAUX	TALLENT
BOYD-MCINTYRE	GULLEY	MILLER	THOMPSON
BRAWLEY	HACKNEY	MINER	TOLSON
BROWN	HALL	MITCHELL	WAINWRIGHT
BUCHANAN	HARDAWAY	MOORE	WARNER
CANSLER	HARDY	MORGAN	WARWICK
CAPPS	HENSLEY	MORRIS	WATSON
CARPENTER	HIATT	MOSLEY	WEATHERLY
CHURCH	HIGHTOWER	NEELY	WILKINS
CLARY	HILL	NICHOLS	WILSON, G.
COLE	HOLMES	NYE	WOMBLE
CRAWFORD	HUNTER, H.	OLDHAM	WOOD
CULP	HUNTER, R.	OWENS	WRIGHT
CULPEPPER	HURLEY	PRESTON	YONGUE
DAUGHTRY			

NOES - 0

EXCUSED ABSENCE - 5

ALEXANDER	CUNNINGHAM	EASTERLING	NESBITT
BRASWELL			

EXCUSED VOTE - 0

NOT VOTING - 6

CREECH	GAMBLE	IVES	WILSON, C.
FITCH	HOWARD		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 1081/14--10:54 AM JULY 3, 1997 LEGISLATIVE DAY 90

SENATOR BASNIGHT -- Presiding

WEBSTER
CONFORM TAX EXTENSIONS RULES
HOUSE COMM. SUB./3RD EDITION

SENATE BILL 784

MOTION 8
TO CONCUR

AYE	48	ALBERTSON	DALTON	KERR	PLYLER
		ALLRAN	DANNELLY	KINNAIRD	RAND
		BALLANCE	EAST	LEDBETTER	REEVES
		BALLANTINE	FORRESTER	LEE	RUCHO
		BASNIGHT	FOXX	LUCAS	SHAW L.
		BLUST	GARWOOD	MARTIN R.	SHAW R.
		CARPENTER	GULLEY	MARTIN W.	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	KINCAID
ABSENT	1	MCDANIEL
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

FILED - SENATE
S 7 85 APR 9 1997
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S D

SENATE DRSA646-LN125(3.26)

Short Title: Direct Payment Sunsets Off. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE SUNSET ON CERTAIN DIRECT PAYMENTS UNDER HEALTH INSURANCE POLICIES AND PLANS.

The General Assembly of North Carolina enacts:

Section 1. Section 5 of Chapter 347 of the 1993 Session Laws reads as rewritten:

"Sec. 5. This act becomes effective October 1, 1993, and applies to all plans and policies with an inception, renewal, or anniversary date on or after October 1, 1993. ~~This act expires October 1, 1998.~~"

Section 2. Section 8 of Chapter 464 of the 1993 Session Laws reads as rewritten:

"Sec. 8. Sections 1, 2, 3.1, 4, 5, 6, 7, and 8 of this act become effective October 1, 1993. Section 3 of this act becomes effective and expires as provided in subsection (b) of that section. ~~Sections 2 and 3.1 of this act expire on June 30, 1999.~~"

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 376/13-- 1:18 PM APRIL 24, 1997 LEGISLATIVE DAY 50

SENATOR BASNIGHT -- Presiding

MARTIN W.
DIRECT PAYMENT SUNSETS OFF

SENATE BILL 785
READING 2

AYE	46	ALBERTSON	EAST	LEE	RAND
		ALLRAN	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	JORDAN	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	WINNER
		DANNELLY	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	1	CONDER			
ABSENT	3	BALLANCE	JENKINS	KINCAID	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

SQ. # 875
LEGISLATIVE DAY 76
S785
READING 2

6/10/97
2:12 PM
IN CHAIR: SPEAKER

DIRECT PAYMENT SUNSETS OFF

AYES - 110

ADAMS	DECKER	IVES	RAMSEY
ALDRIDGE	DEDMON	JARRELL	RAYFIELD
ALEXANDER	DICKSON	JEFFUS	REYNOLDS
ALLRED	DOCKHAM	JUSTUS	ROGERS
BADDOUR	EARLE	KINNEY	RUSSELL
BARBEE	EASTERLING	KISER	SAUNDERS
BEALL	EDDINS	LUEBKE	SEXTON
BERRY	ESPOSITO	MCALLISTER	SHERRILL
BLACK	FITCH	MCCOMAS	SHUBERT
BONNER	FOX	MCCOMBS	SMITH
BOWIE	GARDNER	MCCRARY	STARNES
BOYD-MCINTYRE	GOODWIN	MCMAHAN	SUTTON
BRAWLEY	GRADY	MERCER	TALLENT
BROWN	GULLEY	MICHAUX	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	NEELY	WILKINS
CRAWFORD	HILL	NESBITT	WILSON, C.
CREECH	HOLMES	NICHOLS	WILSON, G.
CULP	HOWARD	NYE	WOMBLE
CULPEPPER	HUNTER, H.	OLDHAM	WOOD
CUNNINGHAM	HUNTER, R.	OWENS	WRIGHT
DAUGHTRY	HURLEY	PRESTON	YONGUE
DAVIS	INSKO		

NOES - 2

BAKER	REDWINE

EXCUSED ABSENCE - 2

BRASWELL	ELLIS

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	BLUE	GRAY	MOSLEY
ARNOLD	GAMBLE		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S786 APR 9 D1997
PRINCIPAL CLERK

S

SENATE DRS4550-LV048(3.27)

Short Title: Voc. Rehab. Subrogation Change/AB. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE SUBROGATION RIGHTS REQUIREMENTS FOR THE DIVISION OF VOCATIONAL REHABILITATION TO CONFORM WITH MEDICAID SUBROGATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-547(a) reads as rewritten:

"(a) Notwithstanding any other provisions of law, to the extent of payments under this Article, the State Vocational Rehabilitation program shall be subrogated to all rights of recovery, contractual or otherwise, of the beneficiary of the assistance, or his personal representative, his heirs, or the administrator or executor of his estate, against any ~~person; provided, however, that any~~ person. Any attorney retained by the beneficiary of the assistance ~~shall~~ shall, out of the proceeds obtained on behalf of the beneficiary by settlement with, judgment against, or otherwise from a third party by reason of injury or death, distribute to the Division the amount of assistance paid by the Division on behalf of or to the beneficiary, as prorated with the claims of those persons having medical subrogation rights or medical liens against the amount received or recovered, but the amount paid to the Division shall not exceed one-third of the gross amount obtained or recovered. ~~be compensated for his services in accordance with the following schedule and in the following order of priority from any amount obtained on behalf of the beneficiary by settlement with, judgment against, or otherwise from a third party by reason of such injury or death:~~

~~(1) First to the payment of any court costs taxed by the judgment;~~

~~(2) Second to the payment of the fee of the attorney representing the beneficiary making the settlement or obtaining the judgment, but~~

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 391/14-- 6:18 PM APRIL 28, 1997 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

MARTIN W.
VOC. REHAB. SUBROGATION CHANGE/AB

SENATE BILL 786
READING 2

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 7 87 APR 9 D 1997

SENATE DRS7686*-LVXQQ043(3.20)

PRINCIPAL CLERK

Short Title: Engineering and Land Surveying Changes. (Public)

Sponsors: Senator Ledbetter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE SUBSTANTIVE CHANGES TO THE NORTH CAROLINA ENGINEERING AND LAND SURVEYING ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 89C-2 reads as rewritten:

"**§ 89C-2. Declarations; prohibitions.**

In order to safeguard life, health, and property, and to promote the public welfare, the practice of engineering and the practice of land surveying in this State are hereby declared to be subject to regulation in the public interest. It shall be unlawful for any person to practice or to offer to practice engineering or land surveying in this State, as defined in the provisions of this Chapter, or to use in connection with ~~his~~ the person's name or otherwise assume or advertise any title or description tending to convey the impression that ~~he~~ the person is either a professional engineer or a ~~registered~~ professional land surveyor, unless ~~such~~ the person has been duly ~~registered as such.~~ licensed. The right to engage in the practice of engineering or land surveying ~~shall be deemed~~ is a personal right, based on the qualifications of the ~~individual~~ person as evidenced by ~~his~~ the person's certificate of ~~registration,~~ licensure, which shall not be transferable."

Section 2. G.S. 89C-3 reads as rewritten:

"**§ 89C-3. Definitions.**

The following definitions apply in this Chapter:

(1) Board. -- The North Carolina State Board of ~~Registration~~ Examiners for ~~Professional~~ Engineers and ~~Land~~ Surveyors provided for by this Chapter.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 7 88 APR 9 1997
PRINCIPAL CLERK

S D

SENATE DRS8625-LGQ178(4.1)

Short Title: Rural Economic Dev. Funds. (Public)

Sponsors: Senator Jenkins.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE RURAL ECONOMIC DEVELOPMENT CENTER, INC., FOR ECONOMIC DEVELOPMENT NEEDS IN ECONOMICALLY DEPRESSED AREAS IN THE STATE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Rural Economic Development Center, Inc., the sum of four million five hundred thousand ($4,500,000) for the 1997-98 fiscal year to be used to assist economically depressed areas in securing water and sewer infrastructure improvements. These funds shall be made available to units of local government and nonprofit corporations as needed in accordance with funding criteria set out in this legislation. Funding of individual projects will provide economic stimulus to economically depressed.

Section 2. There is appropriated from the General Fund to the Rural Economic Development Center, Inc., the sum of five hundred thousand dollars ($500,000) for the 1997-98 fiscal year to be used to provide planning assistance to economically depressed areas enabling these jurisdictions to secure the assistance required to produce effective planning and writing of competitive grant and other funding request applications. The Center will establish standards for determining each local government's needs and shall make these grants on the basis of need.

Section 3. (a) For the purposes of this act, the following definitions apply:

(1) "Economically depressed area" means any of the following:

a. A county that the Secretary of Commerce has designated one of the most economically distressed counties in the State pursuant to G.S. 143B-347A.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 7 89 APR D 1997
PRINCIPAL CLERK

S

SENATE DRS4551-LG177(4.1)

Short Title: Blue Ridge CC Funds. (Public)

Sponsors: Senator Jenkins.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES TO COMPLETE AND FURNISH THE AUDITORIUM AT BLUE RIDGE COMMUNITY COLLEGE.

Whereas, currently, Blue Ridge Community College is constructing an Allied Health and Human Services Building funded by the 1993 statewide bond referendum; and

Whereas, due to construction costs, funds are not available to complete and furnish the Allied Health and Human Services Auditorium; and

Whereas, the 500-seat teaching auditorium is designed to serve as a facility for a number of activities including: the college's Associate in Fine Arts program; the Blue Ridge Community College concert series; the Western North Carolina Rescue College; the Blue Ridge Center for Lifelong Learning lecture series; business and industry training; and training for professional organizations, government agencies, and civic groups; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Community Colleges the sum of two million dollars ($2,000,000) for the 1997-98 fiscal year to complete and furnish the 500-seat teaching auditorium located in the Allied Health and Human Services Building on the campus of Blue Ridge Community College.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 790 APR 9 - 1997
PRINCIPAL CLERK

S D

SENATE DRS4556-LDQ164(3.27)

Short Title: Food/Lodging Sanitation Funds. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES TO IMPROVE THE SANITATION PROGRAM FOR FOOD AND LODGING ESTABLISHMENTS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources the sum of one million four hundred fifteen thousand dollars ($1,415,000) for 1997-98 fiscal year for the Food, Lodging, and Institutional Sanitation Program within the Department. Funds appropriated under this section shall be allocated as follows:

(1) $915,000 shall be used to establish and support the following positions: seven regional environmental health specialists, one of whom shall be responsible for hearing and deciding appeals of rule interpretations made in the field by local health departments, one of whom shall be an environmental engineer, one of whom shall be a computer system analyst, and four of whom shall be office assistants.

(2) $500,000 shall be used for aid to counties to support the continuing education and training of persons who conduct food and lodging inspections for county departments of health.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S 7 9 1 APR 9 1997

SENATE DRS1709*-LR072(2.27) PRINCIPAL CLERK

Short Title: OSHA Witness Statements/AB. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT CLARIFYING WHEN WITNESS STATEMENTS OBTAINED PURSUANT TO THE ENFORCEMENT OF THE OCCUPATIONAL SAFETY AND HEALTH ACT MAY BE RELEASED.

The General Assembly of North Carolina enacts:

Section 1. G.S. 95-136(e1) reads as rewritten:

"(e1) ~~The~~ In order to encourage witnesses and complainants to speak freely without fear of reprisal to duly authorized agents of the Commissioner carrying out their duties pursuant to this Article, the names of witnesses or complainants, and any information within statements taken from witnesses or complainants during the course of inspections or investigations conducted pursuant to this Article that would name or otherwise identify the witnesses or complainants, shall not be released or ordered to be released to any employer or third ~~party.~~ party by the Review Board or any court, either during the pendency or after final determination of proceedings under this Article, unless their testimony or statements are needed by the Commissioner to enforce the provisions of this Article. A witness or complainant may, however, sign a written release permitting the Commissioner to provide information specified in the release to any persons or entities designated in the release. Nothing in this section shall be construed to prohibit the ~~use of~~ Commissioner from using the name or statement of a witness or complainant ~~in enforcement proceedings or hearings held pursuant to this Article.~~ at hearings to enforce the provisions of this Article. After a witness called by the Commissioner has testified on direct examination at a hearing on the merits, the Review Board or court shall, on motion of the respondent, order the Commissioner to produce any statement of the witness in the possession of the Commissioner that relates to the subject matter

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 535/16--11:26 AM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

BALLANCE
OSHA WITNESS STATEMENTS/AB

SENATE BILL 791
READING 2

AYE	34	ALBERTSON	DANNELLY	MARTIN R.	RAND
		BALLANCE	FORRESTER	MARTIN W.	REEVES
		BASNIGHT	GULLEY	MILLER	SHAW L.
		BLUST	HORTON	ODOM	SHAW R.
		CARPENTER	JENKINS	PAGE	SOLES
		CARRINGTON	JORDAN	PERDUE	WEINSTEIN
		CONDER	KERR	PHILLIPS	WELLONS
		COOPER	LEE	PLYLER	WINNER
		DALTON	LUCAS		
NO	14	ALLRAN	EAST	HOYLE	MCDANIEL
		BALLANTINE	FOXX	KINCAID	RUCHO
		CLARK	GARWOOD	LEDBETTER	WEBSTER
		COCHRANE	HARTSELL		

EXCUSED	0	
NOT CAST	1	WARREN
ABSENT	1	KINNAIRD
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 5/1/97

S. B. No. 791 Amendment No. 1

(to be filled in by Principal Clerk)

Rep.)
Sen.) Ballance

moves to amend the bill on page 1, line s 22-24,

by deleting those lines and substituting the following: "enforce the provisions of this Article. Upon the Commissioner's determination that a witness will be called to testify at a hearing on the merits, the Review Board or the court shall, on motion of the respondent, order the Commission to produce, no later than five days prior to that hearing, any statement."

SIGNED Frank Ballance

ADOPTED ✓ 44-1 FAILED _____ TABLED _____

5/1/97 J. Pruitt

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 554/35--12:47 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

BALLANCE
OSHA WITNESS STATEMENTS/AB

SENATE BILL 791

AMEND 1

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

EXCUSED	0				
NOT CAST	4	CLARK	CONDER	LEDBETTER	MCDANIEL
ABSENT	1	KINNAIRD			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 555/36--12:48 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

BALLANCE
OSHA WITNESS STATEMENTS/AB

SENATE BILL 791
READING 3

AYE	42	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN R.	RUCHO
		BALLANTINE	GULLEY	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MILLER	SHAW R.
		BLUST	HORTON	ODOM	SOLES
		CARPENTER	HOYLE	PAGE	WARREN
		CARRINGTON	JENKINS	PERDUE	WEINSTEIN
		COOPER	JORDAN	PHILLIPS	WELLONS
		DALTON	KERR	PLYLER	WINNER
		DANNELLY	LEDBETTER		
NO	4	COCHRANE	EAST	KINCAID	WEBSTER
EXCUSED	0				
NOT CAST	3	CLARK	CONDER	MCDANIEL	
ABSENT	1	KINNAIRD			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 792 APR 9 1997
PRINCIPAL CLERK

S D

SENATE DRS6621-LG162(3.27)

Short Title: State Park Staff Funds. (Public)

Sponsors: Senators Conder, Perdue, and Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR LAW ENFORCEMENT POSITIONS WITHIN THE DIVISION OF PARKS AND RECREATION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Environment, Health, and Natural Resources, Parks and Recreation Division, the sum of one million five hundred three thousand two hundred twenty-eight dollars ($1,503,228) for the 1997-98 fiscal year and the sum of one million five hundred three thousand two hundred twenty-eight dollars ($1,503,228) for the 1998-99 fiscal year to equalize the salaries of the law enforcement positions within the Parks and Recreation Division.

Section 2. The Office of State Personnel shall adjust the salaries of law enforcement positions in the Parks and Recreation Division so that the average salaries of these employees are the same as the average salaries of members of other law officers in the same salary grade. Within each salary grade, each position shall receive the same percentage increase, except that no salary shall be increased above the top of the range.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 793 APR 9 - 1997
PRINCIPAL CLERK

S D

SENATE DRS6622-LM065(2.25)

Short Title: Optometry Changes. (Public)

Sponsors: Senators Conder and McDaniel.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE THE ROLE OF OPTOMETRISTS IN MEDICAL COST CONTAINMENT THROUGH REVISION OF THE HOSPITAL PRIVILEGES LAW, TO REPEAL THE REQUIREMENT FOR AN OPTOMETRIST TO COLLABORATE WITH A PHYSICIAN IN THE USE OR PRESCRIPTION OF CERTAIN PHARMACEUTICAL AGENTS, TO ESTABLISH PEER REVIEW FOR OPTOMETRISTS, AND TO ESTABLISH AN OPTOMETRIST PRIVILEGE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-114 reads as rewritten:

"**§ 90-114. Optometry defined.**

Any one or any combination of the following practices shall constitute the practice of optometry:

(1) The examination of the human eye by any method, other than surgery, to diagnose, to treat, or to refer for consultation or treatment any abnormal condition of the human eye and its adnexa; or

(2) The employment of instruments, devices, pharmaceutical agents and procedures, other than surgery, intended for the purposes of investigating, examining, treating, diagnosing or correcting visual defects or abnormal conditions of the human eye or its adnexa; or

(3) The prescribing and application of lenses, devices containing lenses, prisms, contact lenses, orthoptics, vision training, pharmaceutical agents, and prosthetic devices to correct, relieve, or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

S

FILED - SENATE D

SENATE DRSA666-LN134(4.1) 8794 APR 9 1997

PRINCIPAL CLERK

Short Title: Funds for Medical Evaluations. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO COMPENSATE PHYSICIANS FOR PERFORMING MEDICAL EVALUATIONS OF CHILDREN WHO ARE SUSPECTED OF HAVING BEEN ABUSED OR NEGLECTED, AS RECOMMENDED BY THE CHILD FATALITY TASK FORCE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Human Resources, Division of Social Services, the sum of four hundred twenty-five thousand dollars ($425,000) for the 1997-98 fiscal year and the sum of four hundred twenty-five thousand dollars ($425,000) for the 1998-99 fiscal year to be allocated by the Department to compensate physicians with special training to perform medical evaluations of children who are suspected of having been abused or neglected.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 795 APR 9 1997

S

PRINCIPAL CLERK

SENATE DRS1703-LD146A(3.25)

Short Title: Limitation for Prod. Liability Actions. (Public)

Sponsors: Senator Winner.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE LIMITATION WITHIN WHICH A PRODUCT LIABILITY CASE MAY BE BROUGHT FROM SIX YEARS TO FIFTEEN YEARS AFTER THE DATE OF PURCHASE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1-50(6) is repealed.

Section 2. Article 5 of Chapter 1 of the General Statutes is amended by adding a new section to read:

"**§ 1-46.5. Fifteen years.**

No action for the recovery of damages for personal injury, death, or damage to property based upon or arising out of any alleged defect or any failure in relation to a product shall be brought more than 15 years after the date of initial purchase for use or consumption."

Section 3. This act becomes effective October 1, 1997, and applies to causes of action that accrue on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S796 APR 9 1997

SENATE DRSA677-RN008(3.12) PRINCIPAL CLERK

Short Title: Areola Reconstruction Coverage. (Public)

Sponsors: Senators Martin of Pitt, Forrester, and Cochrane.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR INSURANCE COVERAGE FOR BREAST AND AREOLA RECONSTRUCTION ARISING FROM A MASTECTOMY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-40.6(6) reads as rewritten:

"(6) Limitations and Exclusions to Surgical Benefits. --

a. No benefits are provided for dental prostheses such as crowns, or dentures; orthodontic care; operative restoration of teeth (fillings); dental extractions (whether impacted or not impacted); apicoectomies; treatment of dental caries, gingivitis, or periodontal diseases by gingivectomies or other periodontal surgery; vestibuloplasties, alveoplasties, removal of exostosis and tori preparatory to fitting of dentures; correction of malocclusion by orthognathic surgery or other procedures by repositioning of bone tissue except as permitted pursuant to G.S. 135-40.6(5)c; removal of cysts incidental to apicoectomies or extraction of teeth.

b. Cosmetic surgery or surgery solely for beautifying purposes is not covered, except for procedures related to injury sustained while the individual is continuously covered under the Plan. Nipple/areola reconstruction following a mastectomy is not cosmetic surgery or surgery solely for beautifying purposes and shall be reimbursed in accordance with this Article regardless of the lapse in time between the mastectomy and the reconstruction.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE

S

S797 APR 9 1997

D

SENATE DRS6617-LT108(3.26) PRINCIPAL CLERK

Short Title: Health and Life Insurance Amendments. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE VARIOUS SUBSTANTIVE AMENDMENTS TO LAWS RELATING TO SMALL EMPLOYER GROUP HEALTH INSURANCE, GROUP HEALTH INSURANCE CONTINUATION, MEDICARE SUPPLEMENT INSURANCE, GROUP LIFE INSURANCE POLICIES, LIFE INSURANCE SALES, AND UNFAIR TRADE PRACTICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-3-150(b) reads as rewritten:

"(b) With respect to group and blanket accident and health insurance, group life insurance, and group annuity policies issued and delivered to a trust or to an association outside of this State and covering persons resident in this State, the group certificates to be delivered or issued for delivery in this State and the application or enrollment form used to solicit the group insurance or annuity certificate to each insured person in this State shall be filed with and approved by the Commissioner pursuant to subsection (a) of this section. Group certificates, applications, or enrollment forms shall conform with all applicable provisions of this Chapter."

Section 2. G.S. 58-50-110(14) reads as rewritten:

"(14) 'Late enrollee' means an eligible employee or dependent who requests enrollment in a health benefit plan of a small employer after the end of the initial enrollment period provided under the terms of the health benefit plan in effect at the time the employee first became eligible; provided that the initial enrollment period shall be a period of at least 30 consecutive calendar days. However, an eligible employee or dependent shall not be considered a late enrollee if:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 539/20--11:34 AM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

MILLER
HEALTH AND LIFE INSURANCE

SENATE BILL 797
READING 2

AMENDMENTS

AYE	47	ALBERTSON	DANNELLY	KINCAID	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
		COOPER	JORDAN	PERDUE	WINNER
		DALTON	KERR	PHILLIPS	
NO	1	WEBSTER			

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
S 798 APR 9 1997
PRINCIPAL CLERK

S D

SENATE DRS4548-LG104(3.5)

Short Title: CMAST Capital Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CENTER FOR MARINE SCIENCE AND TECHNOLOGY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of two million three hundred sixty-three thousand dollars ($2,363,000) for the 1997-98 fiscal year for capital costs in expanding the Center for Marine Science and Technology (CMAST) Building.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

FILED - SENATE
APR 9 1997
PRINCIPAL CLERK

S

S799

D

SENATE DRS6619-LB174A(3.20)

Short Title: Discipline Disclosure Act. (Public)

Sponsors: Senators Cooper and Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO BRING MORE OPENNESS TO THE PERFORMANCE OF PUBLIC EMPLOYEES BY PROVIDING GREATER ACCESS TO PERSONNEL RECORDS.

The General Assembly of North Carolina enacts:

Section 1. Article 1 of Chapter 132 of the General Statutes is amended by adding a new section to read:

"**§ 132-1.5. Public employee's personnel records.**

(a) In order to maintain the confidence in the fitness and performance of public employees who work in the public interest and are paid from public funds, it is the policy of this State to have open access to employee records that pertain to the employee's job performance and qualifications for that job.

(b) Each department, agency, institution, commission, or bureau of the State of North Carolina, any employee of The University of North Carolina or its constituent institutions, any public hospital employee or any employee of any county or municipality, local board of education, or area mental health authority shall maintain a record of each of its employees, showing the following information with respect to each such public employee: name, age, date of original employment or appointment to the service, current position, title, current salary, date and amount of most recent increase or decrease in salary, date of most recent promotion, demotion, transfer, suspension, separation, or other change in position classification, and the office or station to which the public employee is currently assigned. Such information is a public record.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
S799-ARF-001

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

S799-ARF-001 Page 1 of 8

Date 5/1 ,1997

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

Senator Cooper

moves to amend the bill on page 2, line 5, by adding after the words "public records" and before the period the phrase:

"after the disciplinary determination by the public employer is final and all rights to administrative appeal by the public employee have been exhausted or waived."; and

further amends the bill on page 2, line 38, by rewriting that line to read:

"or area mental health authority. For the purposes of this section 'public employer' shall mean any governmental entity employing a public employee."; and

further amends the bill on page 2, lines 40 and 41 by deleting the phrase "and 162A-6.1" and substituting the phrase "162A-6.1(a) and 162A-6.1(b)"; and

further amends the bill on page 5, line 11 by rewriting that line to read:

"Section 8. G.S. 122C-158(c) reads as rewritten:
'(c) All information contained in an employee's personnel file, other than the information made public by G.S. 132-1.5,

~~subsection (b) of this section,~~ is confidential and is open to inspection only in the following instances:

(1) The employee or an authorized agent may examine portions of his personnel file except (i) letters of reference solicited before employment, and (ii) information concerning a medical disability, mental or physical, that a prudent physician would not divulge to a patient.

(2) A licensed physician designated in writing by the employee may examine the employee's medical record.

(3) An area authority employee having supervisory authority over the employee may examine all material in the employee's personnel file.

(4) By order of a court of competent jurisdiction, any person may examine the part of an employee's personnel file that is ordered by the court.

(5) An official of an agency of the State or federal government, or any political subdivision of the State, may inspect any part of a personnel file pursuant to G.S. 122C-25(b) or G.S. 122C-192(a) or when the inspection is considered by the official having custody of the records to be inspected to be necessary and essential to the pursuance of a proper function of the inspecting agency. No information may be divulged for the purpose of assisting in a criminal prosecution of the employee or for the purpose of assisting in an investigation of the employee's tax liability. However, the official having custody of the records may release the name, address, and telephone number from a personnel file for the purpose of assisting in a criminal investigation.

(6) An employee may sign a written release, to be placed with the employee's personnel file, that permits the person with custody of the file to provide, either in person, by telephone or by mail, information specified in the release to prospective employers, educational institutions, or other persons specified in the release.

(7) The area authority may tell any person of the employment or nonemployment, promotion, demotion, suspension, or other disciplinary action, reinstatement, transfer, or termination of an employee and the reasons for that personnel action. Before releasing the information, the area authority shall determine in writing that the release is essential to

maintaining public confidence in the administration of services or to maintaining the level and quality of services. This written determination shall be retained as a record for public inspection and shall become part of the employee's personnel file.'

Section 9. G.S. 126-24 reads as rewritten:

'**§126-24. Confidential information in personnel files; access to such information.**

All other information contained in a personnel ~~file~~ file, except as provided in G.S. 132-1.5, is confidential and shall not be open for inspection and examination except to the following persons:

(1) The employee, applicant for employment, former employee, or his properly authorized agent, who may examine his own personnel file in its entirety except for (i) letters of reference solicited prior to employment, or (ii) information concerning a medical disability, mental or physical, that a prudent physician would not divulge to a patient. An employee's medical record may be disclosed to a licensed physician designated in writing by the employee;

(2) The supervisor of the employee;

(3) Members of the General Assembly who may inspect and examine personnel records under the authority of G.S. 120-19;

(4) A party by authority of a proper court order may inspect and examine a particular confidential portion of a State employee's personnel file; and

(5) An official of an agency of the federal government, State government or any political subdivision thereof. Such an official may inspect any personnel records when such inspection is deemed by the department head of the employee whose record is to be inspected or, in the case of an applicant for employment or a former employee, by the department head of the agency in which the record is maintained as necessary and essential to the pursuance of a proper function of said agency; provided, however, that such information shall not be divulged for purposes of assisting in a criminal prosecution, nor for purposes of assisting in a tax investigation.

Notwithstanding any other provision of this Chapter, any department head may, in his discretion, inform any person or corporation of any promotion, demotion, suspension,

reinstatement, transfer, separation, dismissal, employment or nonemployment of any applicant, employee or former employee employed by or assigned to his department or whose personnel file is maintained in his department and the reasons therefor and may allow the personnel file of such person or any portion thereof to be inspected and examined by any person or corporation when such department head shall determine that the release of such information or the inspection and examination of such file or portion thereof is essential to maintaining the integrity of such department or to maintaining the level or quality of services provided by such department; provided that prior to releasing such information or making such file or portion thereof available as provided herein, such department head shall prepare a memorandum setting forth the circumstances which the department head deems to require such disclosure and the information to be disclosed. The memorandum shall be retained in the files of said department head and shall be a public record.'

Section 10. G.S. 153A-98(c) reads as rewritten:

'(c) All information contained in a county employee's personnel file, other than the information made public by G.S. 132-1.5, ~~subsection (b) of this section,~~ is confidential and shall be open to inspection only in the following instances:

(1) The employee or his duly authorized agent may examine all portions of his personnel file except (i) letters of reference solicited prior to employment, and (ii) information concerning a medical disability, mental or physical, that a prudent physician would not divulge to his patient.

(2) A licensed physician designated in writing by the employee may examine the employee's medical record.

(3) A county employee having supervisory authority over the employee may examine all material in the employee's personnel file.

(4) By order of a court of competent jurisdiction, any person may examine such portion of an employee's personnel file as may be ordered by the court.

(5) An official of an agency of the State or federal government, or any political subdivision of the State, may inspect any portion of a personnel file when such inspection is deemed by the official having custody of such records to be inspected to be necessary and essential to the pursuance of a



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
S799-ARF-001

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

proper function of the inspecting agency, but no information shall be divulged for the purpose of assisting in a criminal prosecution of the employee, or for the purpose of assisting in an investigation of the employee's tax liability. However, the official having custody of such records may release the name, address, and telephone number from a personnel file for the purpose of assisting in a criminal investigation.

(6) An employee may sign a written release, to be placed with his personnel file, that permits the person with custody of the file to provide, either in person, by telephone, or by mail, information specified in the release to prospective employers, educational institutions, or other persons specified in the release.

(7) The county manager, with concurrence of the board of county commissioners, or, in counties not having a manager, the board of county commissioners may inform any person of the employment or nonemployment, promotion, demotion, suspension or other disciplinary action, reinstatement, transfer, or termination of a county employee and the reasons for that personnel action. Before releasing the information, the manager or board shall determine in writing that the release is essential to maintaining public confidence in the administration of county services or to maintaining the level and quality of county services. This written determination shall be retained in the office of the manager or the county clerk, is a record available for public inspection and shall become part of the employee's personnel file.'

Section 11. G.S. 160A-168(c) reads as rewritten:

'(c) All information contained in a city employee's personnel file, other than the information made public by G.S. 132-1.5, ~~subsection (b) of this section,~~ is confidential and shall be open to inspection only in the following instances:

(1) The employee or his duly authorized agent may examine all portions of his personnel file except (i) letters of reference solicited prior to employment, and (ii) information concerning a medical disability, mental or physical, that a prudent physician would not divulge to his patient.

(2) A licensed physician designated in writing by the employee may examine the employee's medical record.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
S799-ARF-001

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

(3) A city employee having supervisory authority over the employee may examine all material in the employee's personnel file.

(4) By order of a court of competent jurisdiction, any person may examine such portion of an employee's personnel file as may be ordered by the court.

(5) An official of an agency of the State or federal government, or any political subdivision of the State, may inspect any portion of a personnel file when such inspection is deemed by the official having custody of such records to be inspected to be necessary and essential to the pursuance of a proper function of the inspecting agency, but no information shall be divulged for the purpose of assisting in a criminal prosecution (of the employee), or for the purpose of assisting in an investigation of (the employee's) tax liability. However, the official having custody of such records may release the name, address, and telephone number from a personnel file for the purpose of assisting in a criminal investigation.

(6) An employee may sign a written release, to be placed with his personnel file, that permits the person with custody of the file to provide, either in person, by telephone, or by mail, information specified in the release to prospective employers, educational institutions, or other persons specified in the release.

(7) The city manager, with concurrence of the council, or, in cities not having a manager, the council may inform any person of the employment or nonemployment, promotion, demotion, suspension or other disciplinary action, reinstatement, transfer, or termination of a city employee and the reasons for that personnel action. Before releasing the information, the manager or council shall determine in writing that the release is essential to maintaining public confidence in the administration of city services or to maintaining the level and quality of city services. This written determination shall be retained in the office of the manager or the city clerk, and is a record available for public inspection and shall become part of the employee's personnel file.'

Section 12. G.S. 162A-6.1(c) reads as rewritten:

'(c) All information contained in an authority employee's personnel file, other than the information made public by G.S.

132-1.5, ~~subsection (b) of this section,~~ is confidential and shall be open to inspection only in the following instances:

(1) The employee or his duly authorized agent may examine all portions of his personnel file except (i) letters of reference solicited prior to employment, and (ii) information concerning a medical disability, mental or physical, that a prudent physician would not divulge to his patient.

(2) A licensed physician designated in writing by the employee may examine the employee's medical record.

(3) An authority employee having supervisory authority over the employee may examine all material in the employee's personnel file.

(4) By order of a court of competent jurisdiction, any person may examine such portion of an employee's personnel file as may be ordered by the court.

(5) An official of an agency of the State or federal government, or any political subdivision of the State, may inspect any portion of a personnel file when such inspection is deemed by the official having custody of such records to be inspected to be necessary and essential to the pursuance of a proper function of the inspecting agency, but no information shall be divulged for the purpose of assisting in a criminal prosecution (of the employee), or for the purpose of assisting in an investigation of (the employee's) tax liability. However, the official having custody of such records may release the name, address, and telephone number from a personnel file for the purpose of assisting in a criminal investigation.

(6) An employee may sign a written release, to be placed with his personnel file, that permits the person with custody of the file to provide, either in person, by telephone, or by mail, information specified in the release to prospective employers, educational institutions, or other persons specified in the release.

(7) The chief administrative officer, with concurrence of the authority, may inform any person of the employment or nonemployment, promotion, demotion, suspension or other disciplinary action, reinstatement, transfer, or termination of an authority employee and the reasons for that personnel action. Before releasing the information, the chief administrative officer or authority shall determine in writing that the release

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
S799-ARF-001

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

is essential to maintaining public confidence in the administration of authority services or to maintaining the level and quality of authority services. This written determination shall be retained in the office of the chief administrative officer or the secretary of the authority, and is a record available for public inspection and shall become part of the employee's personnel file.'

Section 13. This act becomes effective January 1, 1998.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 44-0 FAILED _____ TABLED _____

5/1/97 D. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 586/67-- 3:38 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 1

AYE	44	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN R.	RUCHO
		BALLANTINE	GULLEY	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		COCHRANE	JENKINS	ODOM	WARREN
		CONDER	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PERDUE	WEINSTEIN
		DALTON	KINCAID	PHILLIPS	WELLONS
		DANNELLY	LEDBETTER	PLYLER	WINNER
NO	0				
EXCUSED	0				
NOT CAST	3	CLARK	EAST	HOYLE	
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRD	
PAIRS	0				
AYE					
NO					

NTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 590/71-- 4:18 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799
READING 2

AYE	25	ALBERTSON	EAST	HOYLE	PLYLER
		BALLANTINE	FORRESTER	KINCAID	RAND
		BASNIGHT	FOXX	MARTIN R.	SOLES
		BLUST	GARWOOD	MARTIN W.	WARREN
		COCHRANE	GULLEY	PAGE	WEBSTER
		CONDER	HARTSELL	PHILLIPS	WINNER
		COOPER			
NO	21	ALLRAN	JORDAN	MCDANIEL	RUCHO
		BALLANCE	KERR	MILLER	SHAW L.
		DALTON	LEDBETTER	ODOM	SHAW R.
		DANNELLY	LEE	PERDUE	WEINSTEIN
		HORTON	LUCAS	REEVES	WELLONS
		JENKINS			

EXCUSED	0			
NOT CAST	1	CLARK		
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRE
PAIRS	0			
AYE				
NO				

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 632/2-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 1

RECORDED		
ABSENT	1	CLARK
ADJUSTED TOTAL		
AYE	44	
NO	0	
NOT CAST	2	
[illegible]SENT	4	

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 632/2-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 1

AYE	44	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN R.	RUCHO
		BALLANTINE	GULLEY	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		COCHRANE	JENKINS	ODOM	WARREN
		CONDER	JORDAN	PAGE	WEBSTER
		COOPER	KERR	PERDUE	WEINSTEIN
		DALTON	KINCAID	PHILLIPS	WELLONS
		DANNELLY	LEDBETTER	PLYLER	WINNER
NO	0				
EXCUSED	0				
NOT CAST	2	EAST	HOYLE		
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINNAIRD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 799

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

S799-ARU-005

Date 5/1 ,1997

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

Senator Cooper

moves to amend the bill on page 1, line 20, by deleting the words "employment application" and substituting the words "personnel record"; and

on page 2, line 1, by rewriting the line to read: "previous relevant employment and dates of military service and highest rank attained. Letters of recommendation written on or after January 1, 1998 are"; and

on page 2, line 22, by deleting the word "such"; and

on page 2, line 23, by inserting between the words "records" and "shall" the words "that are public records under this section".

SIGNED Roy Cooper
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 42-0 FAILED _____ TABLED _____

5/1/97 D. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 587/68-- 3:48 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 2

AYE	42	ALBERTSON	FOXX	LEE	RAND
		ALLRAN	GARWOOD	LUCAS	REEVES
		BALLANCE	GULLEY	MARTIN W.	RUCHO
		BALLANTINE	HARTSELL	MCDANIEL	SHAW L.
		BASNIGHT	HORTON	MILLER	SHAW R.
		BLUST	HOYLE	ODOM	SOLES
		COCHRANE	JENKINS	PAGE	WARREN
		CONDER	JORDAN	PERDUE	WEBSTER
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINCAID	PLYLER	WINNER
		FORRESTER	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	5	CLARK	EAST	MARTIN R.	WEINSTEIN
		DANNELLY			
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRD	
PAIRS	0				
AYE					
NO					

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 633/3-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 2

RECORDED
ABSENT 1 CLARK
ADJUSTED TOTAL
AYE 42
NO 0
NOT CAST 4
EXCUSED 4

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 633/3-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 2

AYE	42	ALBERTSON	FOXX	LEE	RAND
		ALLRAN	GARWOOD	LUCAS	REEVES
		BALLANCE	GULLEY	MARTIN W.	RUCHO
		BALLANTINE	HARTSELL	MCDANIEL	SHAW L.
		BASNIGHT	HORTON	MILLER	SHAW R.
		BLUST	HOYLE	ODOM	SOLES
		COCHRANE	JENKINS	PAGE	WARREN
		CONDER	JORDAN	PERDUE	WEBSTER
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINCAID	PLYLER	WINNER
		FORRESTER	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	4	DANNELLY	EAST	MARTIN R.	WEINSTEIN
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINNAIRD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2

H. B. No. _____ DATE 5/1/97

S. B. No. 799 (2) Amendment No. 3

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
Sen.) J. Kerr

1 moves to amend the bill on page 2, line 3

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 Adding the ~~[illegible]~~ language:

5

6 "The use of the word

7 "Confidential" on a letter

8 of recommendation will

9 office to keep said

10 letter confidential. "

11

12

13

14

15

16

17

18

19

SIGNED J. Kerr

ADOPTED ✓ 46-0 FAILED _____ TABLED _____

5/1/97 J. Pruitt

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 588/69-- 3:55 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

SENATE BILL 799

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

AMEND 3

AYE	46	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN R.	RUCHO
		BALLANTINE	GULLEY	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JENKINS	PAGE	WEBSTER
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
		EAST	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	1	CLARK			
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRD	
PAIRS	0				
AYE					
NO					

(CONTINUED)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 634/4-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 3

RECORDED
ABSENT 1 CLARK
ADJUSTED TOTAL
AYE 46
NO 0
NOT CAST 0
ABSENT 4

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 634/4-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 3

AYE	46	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN R.	RUCHO
		BALLANTINE	GULLEY	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JENKINS	PAGE	WEBSTER
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
		EAST	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINARD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 5/1/97

S. B. No. 799 Amendment No. 4

COMMITTEE SUBSTITUTE ✓ (to be filled in by Principal Clerk)

Rep.) Winner
)
Sen.)

1 moves to amend the bill on page 1, line 9-12
2 ( ) WHICH CHANGES THE TITLE
3 by rewriting them: ~~to read~~
4
5 (a) Each department, agency, institution, commission,
6 bureau of the State of North Carolina, The University
7 of North Carolina and its constituent institutions,
8 ~~each~~ public hospital, county, municipality, local
9 board of education and area mental health authority
10 shall maintain
11
12
13
14
15
16
17
18
19

SIGNED Winner

ADOPTED ✓ 46-0 FAILED _____ TABLED _____

Adopted 5/1/97 SP

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 635/5-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 4

AYE	46	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN R.	RUCHO
		BALLANTINE	GULLEY	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JENKINS	PAGE	WEBSTER
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
		EAST	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINNAIRD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 635/5-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 4

RECORDED		
ABSENT	1	CLARK
ADJUSTED TOTAL		
AYE	46	
NO	0	
NOT CAST	0	
PRESENT	4	

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 636/6-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799
READING 2

RECORDED
ABSENT 1 CLARK
ADJUSTED TOTAL
AYE 25
NO 21
NOT CAST 0
ABSENT 4

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 636/6-- 3:30 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799
READING 2

AYE	25	ALBERTSON	EAST	HOYLE	PLYLER
		BALLANTINE	FORRESTER	KINCAID	RAND
		BASNIGHT	FOXX	MARTIN R.	SOLES
		BLUST	GARWOOD	MARTIN W.	WARREN
		COCHRANE	GULLEY	PAGE	WEBSTER
		CONDER	HARTSELL	PHILLIPS	WINNER
		COOPER			
NO	21	ALLRAN	JORDAN	MCDANIEL	RUCHO
		BALLANCE	KERR	MILLER	SHAW L.
		DALTON	LEDBETTER	ODOM	SHAW R.
		DANNELLY	LEE	PERDUE	WEINSTEIN
		HORTON	LUCAS	REEVES	WELLONS
		JENKINS			

EXCUSED	0				
NOT CAST	0				
ABSENT	4	CARPENTER	CARRINGTON	CLARK	KINNAIRD
PAIRS	0				
AYE					
NO					

(COPY)

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 589/70-- 3:56 PM MAY 1, 1997 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

COOPER
DISCIPLINE DISCLOSURE ACT
2ND EDITION

SENATE BILL 799

AMEND 4

AYE	46	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN R.	RUCHO
		BALLANTINE	GULLEY	MARTIN W.	SHAW L.
		BASNIGHT	HARTSELL	MCDANIEL	SHAW R.
		BLUST	HORTON	MILLER	SOLES
		COCHRANE	HOYLE	ODOM	WARREN
		CONDER	JENKINS	PAGE	WEBSTER
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINCAID	PLYLER	WINNER
		EAST	LEDBETTER		
NO	0				
EXCUSED	0				
NOT CAST	1	CLARK			
ABSENT	3	CARPENTER	CARRINGTON	KINNAIRD	
PAIRS	0				
AYE					
NO					

(CONTINUED)

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1997

S 8 0 0 APR 9 1997

S D

PRINCIPAL CLERK

SENATE DRS1711-LL134(4.7)

Short Title: Judicial Stds. Exec. Secretary. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO TRANSFER THE AUTHORITY TO EMPLOY AN EXECUTIVE SECRETARY FOR THE JUDICIAL STANDARDS COMMISSION FROM THE COMMISSION AS A WHOLE TO THE COMMISSION CHAIR.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-375(a) reads as rewritten:

"(a) The Judicial Standards Commission shall consist of: one Court of Appeals judge, one superior court judge, and one district court judge, each appointed by the Chief Justice of the Supreme Court; two members of the State Bar who have actively practiced in the courts of the State for at least 10 years, elected by the State Bar Council; and two citizens who are not judges, active or retired, nor members of the State Bar, appointed by the Governor. The Court of Appeals judge shall act as ~~chairman~~ chair of the Commission."

Section 2. G.S. 7A-377(b) reads as rewritten:

"(b) The chair of the Commission is authorized to employ an executive secretary to assist ~~it~~ the Commission in carrying out its duties. For specific cases, the Commission may also employ special counsel or call upon the Attorney General to furnish counsel. For specific cases, the Commission may also employ an investigator or call upon the Director of the State Bureau of Investigation to furnish an investigator. While performing duties for the Commission such executive secretary, special counsel or investigator shall have authority throughout the State to serve subpoenas or other process issued by the Commission in the same manner and with the same effect as an officer authorized to serve process of the General Court of Justice."

Section 3. This act becomes effective October 1, 1997.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1997 SESSION

SEQ. 392/15-- 6:19 PM APRIL 28, 1997 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

COOPER
JUDICIAL STDS. EXEC. SECRETARY

SENATE BILL 800
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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

632
LEGISLATIVE DAY 60
S800
READING 2

5/13/97
2:15 PM
IN CHAIR: SPEAKER

JUDICIAL STANDARDS EXECUTIVE SECRETARY

AYES - 116

ADAMS	DAVIS	HUNTER, R.	OWENS
ALDRIDGE	DECKER	HURLEY	PRESTON
ALEXANDER	DEDMON	INSKO	RAMSEY
ALLRED	DICKSON	IVES	RAYFIELD
ARNOLD	DOCKHAM	JARRELL	REDWINE
BADDOUR	EARLE	JEFFUS	REYNOLDS
BAKER	EASTERLING	JUSTUS	ROGERS
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	SUTTON
BRASWELL	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	NESBITT	WOMBLE
CULP	HOLMES	NICHOLS	WOOD
CULPEPPER	HOWARD	NYE	WRIGHT
CUNNINGHAM	HUNTER, H.	OLDHAM	YONGUE

NOES - 0

EXCUSED ABSENCE - 1

DAUGHTRY

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	BLUE	RUSSELL