

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1001

APR -9 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7063-LD079(3.16)

Short Title: Environmental Laws-2.

(Public)

Sponsors: Representatives Warwick and Gibson.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND
- 3 NATURAL RESOURCES.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. The laws affecting the environment and natural resources are
- 6 amended.
- 7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

002

APR 12 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7064-LD074(3.18)

Short Title: Environment/Natural Resources Act-1.

(Public)

Sponsors: Representative Warwick.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND
- 3 NATURAL RESOURCES.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. The laws affecting the environment and natural resources are
- 6 amended.
- 7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

003

APR 12 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7065-LD075(3.18)

Short Title: Environment/Natural Resources Act-2.

(Public)

Sponsors: Representative Warwick.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AMEND THE LAWS AFFECTING THE ENVIRONMENT AND
- 3 NATURAL RESOURCES.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. The laws affecting the environment and natural resources are
- 6 amended.
- 7 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1004

APR 12 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2230*-LG237(3.19)

Short Title: Central Carolina CC Funds.

(Public)

Sponsors: Representative Cox.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A REGIONAL
3 EMERGENCY SERVICES TRAINING FACILITY AT CENTRAL CAROLINA
4 COMMUNITY COLLEGE.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Community Colleges the sum of seven hundred fifty thousand dollars
8 (\$750,000) for the 1999-2000 fiscal year to be used by Central Carolina Community
9 College to acquire the old Sanford Airport for use as an emergency vehicle training
10 facility.
11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1005 APR 12 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3232-LG243(3.22)

Short Title: McDowell Forestry Funds.

(Public)

Sponsors: Representative Gillespie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR A FORESTRY HEADQUARTERS IN
3 MCDOWELL COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Environment and Natural Resources, the Division of Forest Resources,
7 the sum of three hundred thousand dollars (\$300,000) for the 1999-2000 fiscal year
8 for a forestry headquarters in McDowell County. These funds shall be allocated as
9 follows:
10 (1) \$100,000 for a headquarters building.
11 (2) \$100,000 for an equipment shelter.
12 (3) \$30,000 for a storage building.
13 (4) \$20,000 for furniture, radios, and equipment.
14 (5) \$50,000 for site work and contingency fund.
15 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1006 APR 12 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7156-LDQ129(4.6)

Short Title: Funds for Specialty Crops.

(Public)

Sponsors: Representatives Hill, Brown, and Mitchell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE SPECIALTY CROPS
3 PROGRAM.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Agriculture and Consumer Services the sum of nine hundred ninety-
7 seven thousand four hundred thirty-eight dollars (\$997,438) for the 1999-2000 fiscal
8 year and the sum of eight hundred sixty-eight thousand eighty-three dollars
9 (\$868,083) for the 2000-2001 fiscal year for further development of the specialty crops
10 program at the Cunningham Research Farm at Kinston as a joint program with North
11 Carolina State University.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1007

APR 12 99

H

D

HOUSE RESOLUTION DRHR3281-LG211(3.17)

Sponsors: Representative Hill.

Referred to:

1 A HOUSE RESOLUTION URGING CONGRESS TO TAKE STEPS TO
2 IMPLEMENT THE FOOD QUALITY PROTECTION ACT.

3 Whereas, the Food Quality Protection Act of 1996 (FQPA) was signed
4 into law on August 3, 1996, by President William J. Clinton; and

5 Whereas, the FQPA establishes new safety standards that pesticides must
6 meet to be newly registered or remain on the market; and

7 Whereas, the FQPA requires the Environmental Protection Agency
8 (EPA) to ensure that all pesticide tolerances meet these new FQPA standards by
9 reassessing one-third of the 9,700 existing pesticide tolerances by August 1999, and all
10 existing tolerances in 10 years; and

11 Whereas, the FQPA institutes changes in the types of information the
12 EPA is required to evaluate in the risk assessment process for establishing tolerances
13 for pesticide residues in food and feed; and

14 Whereas, the FQPA was to assure that pesticide tolerances and policies
15 are formulated in an open and transparent manner; and

16 Whereas, the FQPA further emphasizes the need for reliable information
17 about the volume and types of pesticides being applied to individual crops and what
18 residues can be anticipated on these crops; and

19 Whereas, risk estimates based on sound science and reliable, real-world
20 data are essential to avoid misguided decisions, and the best way for the EPA to
21 obtain this data is to require its development and submission by the registrant
22 through the data call-in process; and

23 Whereas, the implementation of FQPA by the EPA could have a
24 profound negative impact on domestic agricultural production and on consumer food
25 prices and availability; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1008

APR 12 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH2194*-SG009.02(4.6)

Short Title: Sedimentation Act Reg. Some Excavation.

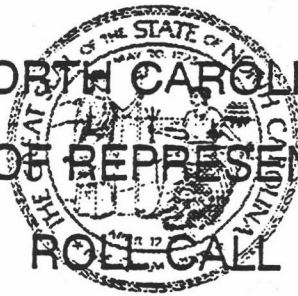
(Public)

Sponsors: Representative Cox.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE REGULATION OF CERTAIN EXCAVATION
3 AND GRADING ACTIVITIES UNDER THE SEDIMENTATION POLLUTION
4 CONTROL ACT OF 1973 INSTEAD OF THE MINING ACT OF 1971.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 74-49(7) reads as rewritten:
7 "(7) 'Mining' means:
8 a. The breaking of the surface soil in order to facilitate or
9 accomplish the extraction or removal of minerals, ores, or
10 other solid matter.
11 b. Any activity or process constituting all or part of a process
12 for the extraction or removal of minerals, ores, soils, and
13 other solid matter from their original location.
14 c. The preparation, washing, cleaning, or other treatment of
15 minerals, ores, or other solid matter so as to make them
16 suitable for commercial, industrial, or construction use.
17 'Mining' does not include:
18 a. Those aspects of deep mining not having significant effect
19 on the surface, where the affected land does not exceed one
20 acre in area.
21 b. Mining operations where the affected land does not exceed
22 one acre in area.
23 c. Plants engaged in processing minerals produced elsewhere
24 and whose refuse does not affect more than one acre of
25 land.

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 295
LEGISLATIVE DAY 50
H1008HCS
READING 2
COX

EV
4/22/99
4:44 PM
IN CHAIR: HACKNEY

SEDIMENTATION ACT REG. SOME EXCAVATION

ADAMS ALEXANDER ALLEN ALLRED ARNOLD BADDOUR BAKER BARBEE BAREFOOT BERRY BLUE BONNER BOWIE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN CANSLER CAPPS CHURCH CLARY COLE COX CRAWFORD CREECH	CULPEPPER DAUGHTRY DAVIS DECKER DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ELLIS ESPOSITO FITCH FOX GARDNER GIBSON GRADY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HIATT HOLMES HORN HOWARD	HUNTER, H. HURLEY INSKO JARRELL JEFFUS JUSTUS KINNEY LUEBKE MCALLISTER MCCOMAS MCCOMBS MCCRARY MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MITCHELL MORGAN MORRIS MOSLEY NESBITT NYE OLDHAM OWENS	POPE PRESTON RAMSEY REDWINE RUSSELL SAUNDERS SHERRILL SMITH STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WARNER WARREN WARWICK WILSON, C. WILSON, G. WOMBLE WOOD WRIGHT YONGUE WALEND
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AYES - ¹⁰⁵~~104~~ *St. Weeks*

NOES - 5

CARPENTER GILLESPIE	HILL	KISER	RAYFIELD
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EXCUSED ABSENCE - 3
GRAY ROGERS

EXCUSED VOTE - 1

SETZER

SPEAKER BOYD-MCINTYRE	CUNNINGHAM GOODWIN	NOT VOTING - ⁶ 7 <i>St. Weeks</i> MOORE SEXTON
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~~WALEND~~ *St. Weeks*

H1008HCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EV

4/23/99

3:23 PM

IN CHAIR: SPEAKER

319
LEGISLATIVE DAY 51
H1008HCS
READING 3
COX

SEDIMENTATION ACT REG. SOME EXCAVATION

AYES - 97

SPEAKER	CULPEPPER	INSKO	REDWINE
ADAMS	DAUGHTRY	JARRELL	ROGERS
ALEXANDER	DAVIS	JEFFUS	RUSSELL
ALLEN	DECKER	JUSTUS	SAUNDERS
ALLRED	DEDMON	KISER	SEXTON
ARNOLD	DOCKHAM	LUEBKE	SHERRILL
BADDOUR	EARLE	MCALLISTER	SMITH
BAKER	EASTERLING	MCCOMAS	STARNES
BAREFOOT	EDDINS	MCCRARY	SUTTON
BERRY	EDWARDS	MCLAWHORN	TALLENT
BLUE	FITCH	MELTON	TEAGUE
BONNER	FOX	MICHAUX	THOMAS
BOWIE	GARDNER	MILLER	TOLSON
BOYD-MCINTYRE	GIBSON	MINER	TUCKER
BRASWELL	GRADY	MITCHELL	WAINWRIGHT
BRIDGEMAN	HACKNEY	MOORE	WALEND
BRUBAKER	HAIRE	MORGAN	WARNER
BUCHANAN	HARDAWAY	MOSLEY	WARREN
CAPPS	HENSLEY	NYE	WARWICK
CARPENTER	HIATT	OLDHAM	WILSON, G.
CLARY	HILL	OWENS	WOMBLE
COLE	HORN	POPE	WOOD
COX	HOWARD	PRESTON	WRIGHT
CRAWFORD	HURLEY	RAYFIELD	YONGUE
CREECH			

NOES - 2

GILLESPIE MCCOMBS

EXCUSED ABSENCE - 7 *8 Members*

CANSLER	ESPOSITO	GRAY	THOMPSON
CULP	GOODWIN	NESBITT	<i>Gulley</i>

EXCUSED VOTE - 1

SETZER

NOT VOTING - 13 *12 Members*

BARBEE	ELLIS	HUNTER, H.	MORRIS
BROWN	<u>GULLEY</u> <i>5 Members</i>	KINNEY	RAMSEY
CHURCH	HOLMES	MCAHAN	WILSON, C.
CUNNINGHAM			

H1008HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 457/8-- 2:14 PM MAY 12, 1999 LEGISLATIVE DAY 61

LT. GOVERNOR WICKER

-- Presiding

COX
SEDIMENTATION ACT REGULATION
COMM. SUB/2ND EDITION

HOUSE BILL 1008
READING 2

AYE	48	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GULLEY	MARTIN W	RUCHO
		CARPENTER	HAGAN	METCALF	SHAW L
		CARRINGTON	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WARREN
		COOPER	HOYLE	PERDUE	WEBSTER
		DALTON	JORDAN	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 2 CARTER GARWOOD

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1999

1009

APR 12 99

S

HOUSE PRINCIPAL CLERK D

HOUSE DRH3304-LDX134(4.7)

Short Title: Funds for Agriculture Research.

(Public)

Sponsors: Representatives Hill, Brown, and Mitchell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE FUNDS FOR AGRICULTURAL RESEARCH BY
3 INCREASING THE ASSESSMENT ON FERTILIZER, COMMERCIAL FEED,
4 OR THEIR INGREDIENTS.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 106-568.2 reads as rewritten:

7 "**§ 106-568.2. Policy as to referendum and assessment.**

8 It is declared to be in the public interest and highly advantageous to the economic
9 development of the State that farmers, producers, and growers of agricultural
10 commodities using commercial feed and/or fertilizers or their ingredients be
11 permitted by referendum held among themselves to levy upon themselves an
12 assessment of ~~ten cents (10¢)~~ fifteen cents (15¢) per ton on mixed fertilizers,
13 commercial feed, and their ingredients (except lime and land plaster) to provide
14 funds through the Agricultural Foundation to supplement the established program of
15 agricultural research and dissemination of research facts.

16 It is further declared to be in the public interest and highly advantageous to the
17 economic development of the State that tobacco producers be permitted by
18 referendum to levy upon themselves an assessment not to exceed ten cents (10¢) per
19 hundred pounds of tobacco marketed to provide funds through the North Carolina
20 Tobacco Research Commission for research and dissemination of research facts
21 concerning tobacco."

22 Section 2. G.S. 106-568.8(a) reads as rewritten:

23 "(a) Fertilizer and feed assessments. In the event two-thirds or more of the
24 eligible farmers and producers participating in said referendum vote in favor of such
25 assessment, then said assessment shall be collected for a period of six years under

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 528
LEGISLATIVE DAY 62
09
READING 2
HILL

RC
5/12/99
4:30 PM
IN CHAIR: SPEAKER

FUNDS FOR AGRICULTURE RESEARCH

AYES - 113

SPEAKER	DAVIS	HURLEY	RAMSEY
ADAMS	DECKER	INSKO	RAYFIELD
ALEXANDER	DEDMON	JARRELL	REDWINE
ALLEN	DOCKHAM	JEFFUS	ROGERS
ALLRED	EARLE	JUSTUS	RUSSELL
ARNOLD	EASTERLING	KINNEY	SAUNDERS
BADDOUR	EDDINS	KISER	SETZER
BAKER	EDWARDS	LUEBKE	SEXTON
BARBEE	ELLIS	MCALLISTER	SHERRILL
BAREFOOT	ESPOSITO	MCCOMAS	SMITH
BERRY	FITCH	MCCOMBS	STARNES
BLUE	FOX	MCCRARY	SUTTON
BONNER	GARDNER	MCLAWHORN	TALLENT
BOWIE	GIBSON	MCMAHAN	TEAGUE
BOYD-MCINTYRE	GILLESPIE	MELTON	THOMAS
BRIDGEMAN	GOODWIN	MICHAUX	THOMPSON
BROWN	GRADY	MILLER	TOLSON
BRUBAKER	GRAY	MINER	TUCKER
BUCHANAN	GULLEY	MITCHELL	WAINWRIGHT
CANSLER	HACKNEY	MORGAN	WALEND
CAPPS	HAIRE	MORRIS	WARNER
CARPENTER	HARDAWAY	MOSLEY	WARREN
CLARY	HENSLEY	NESBITT	WARWICK
COLE	HIATT	NYE	WILSON, C.
CRAWFORD	HOLMES	OLDHAM	WILSON, G.
CULP	HORN	OWENS	WOMBLE
CULPEPPER	HOWARD	POPE	WRIGHT
CUNNINGHAM	HUNTER, H.	PRESTON	YONGUE
DAUGHTRY			

NOES - 1

COX

EXCUSED ABSENCE - 4

BRASWELL

CHURCH

CREECH

WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

HILL

MOORE

H1009

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 535
LEGISLATIVE DAY 63
H1009
READING 3
HILL

RC
5/13/99
1:49 PM
IN CHAIR: SPEAKER

FUNDS FOR AGRICULTURE RESEARCH

AYES - 111

SPEAKER	DAUGHTRY	HUNTER, H.	RAMSEY
ADAMS	DAVIS	HURLEY	RAYFIELD
ALEXANDER	DECKER	INSKO	REDWINE
ALLEN	DEDMON	JARRELL	RUSSELL
ALLRED	DOCKHAM	JEFFUS	SAUNDERS
ARNOLD	EARLE	JUSTUS	SETZER
BADDOUR	EDDINS	KINNEY	SEXTON
BAKER	EDWARDS	KISER	SHERRILL
BARBEE	ELLIS	LUEBKE	SMITH
BAREFOOT	ESPOSITO	MCALLISTER	STARNES
BLUE	FITCH	MCCOMAS	SUTTON
BONNER	FOX	MCCOMBS	TALLENT
BOWIE	GARDNER	MCCRARY	TEAGUE
BOYD-MCINTYRE	GIBSON	MCLAWHORN	THOMAS
BRASWELL	GILLESPIE	MCMAHAN	THOMPSON
BRIDGEMAN	GOODWIN	MICHAUX	TOLSON
BROWN	GRADY	MILLER	TUCKER
BUCHANAN	GRAY	MINER	WAINWRIGHT
CANSLER	GULLEY	MITCHELL	WALEND
CAPPS	HACKNEY	MOORE	WARNER
CARPENTER	HAIRE	MORRIS	WARREN
CLARY	HARDAWAY	MOSLEY	WARWICK
COLE	HENSLEY	NESBITT	WILSON, C.
COX	HIATT	NYE	WILSON, G.
CRAWFORD	HILL	OLDHAM	WOMBLE
CREECH	HOLMES	OWENS	WRIGHT
CULP	HORN	POPE	YONGUE
CULPEPPER	HOWARD	PRESTON	

NOES - 0

EXCUSED ABSENCE - 6

BRUBAKER	CUNNINGHAM	ROGERS	WOOD
CHURCH	MORGAN		

EXCUSED VOTE - 0

NOT VOTING - 3

BERRY	EASTERLING	MELTON
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H1009

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 540/8-- 4:22 PM

MAY 26, 1999

LEGISLATIVE DAY 69

SENATOR BASNIGHT

-- Presiding

HILL
FUNDS FOR AGRI RESEARCH

HOUSE BILL 1009
READING 2

AYE	44	ALBERTSON	DANNELLY	KINNAIRD	PURCELL
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARROU	LUCAS	REEVES
		BALLANTINE	GARWOOD	MARTIN W	ROBINSON
		BASNIGHT	GULLEY	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SHAW R
		CARTER	HARTSELL	ODOM	SOLES
		CLODFELTER	HORTON	PERDUE	WARREN
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
NO	3	EAST	FORRESTER	WEBSTER	

EXCUSED 0

NOT CAST 0

ABSENT 3 COCHRANE

JORDAN

MARTIN R

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 553/6--10:09 AM MAY 27, 1999 LEGISLATIVE DAY 70

LT. GOVERNOR WICKER

-- Presiding

HILL
FUNDS FOR AGRI RESEARCH

HOUSE BILL 1009
READING 3

AYE	42	ALBERTSON	DANNELLY	KINNAIRD	PURCELL
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARROU	LUCAS	REEVES
		BALLANTINE	GARWOOD	MARTIN W	ROBINSON
		BASNIGHT	GULLEY	METCALF	SHAW L
		CARPENTER	HAGAN	MILLER	SHAW R
		CARRINGTON	HARRIS	MOORE	SOLES
		CARTER	HARTSELL	PERDUE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEINSTEIN
		COOPER	HOYLE	PLYLER	WELLONS
		DALTON	KERR		

NO	2	FORRESTER	WEBSTER
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EXCUSED 0

NOT CAST 1 EAST

ABSENT	5	COCHRANE	MARTIN R	ODOM	RUCHO
		JORDAN			

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6139*-LDX128(4.6)

Short Title: Cotton Gins, Warehouses, Merchants.

(Public)

Sponsors: Representatives Hill, Brown, and Mitchell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REGULATE COTTON GINS, COTTON WAREHOUSES, AND
3 COTTON MERCHANTS.

4 The General Assembly of North Carolina enacts:

5 Section 1. Chapter 106 of the General Statutes is amended by adding a
6 new Article to read:

7 "ARTICLE 38B.

8 "Cotton Gins, Warehouses, Merchants.

9 "§ 106-451.40. Definitions.

- 10 (1) 'Cotton gin' means any cotton gin.
11 (2) 'Cotton merchant' means any person who buys cotton from the
12 producer for the purpose of resale or acts as a broker or agent for
13 the producer in arranging the sale of cotton. Cotton merchant
14 includes a cotton marketing cooperative or association that
15 performs the functions of a cotton merchant. Cotton merchant
16 does not include a person who buys cotton for the person's own
17 use.
18 (3) 'Cotton warehouse' means any enclosure in which grower-owned
19 cotton is stored or held for longer than 48 hours.

20 "§ 106-451.41. Registration required.

21 No person shall engage in business as a cotton gin, cotton warehouse, or cotton
22 merchant without first having registered with the Commissioner of Agriculture.

23 "§ 106-451.42. Application; bond; display of certificate of registration.

24 (a) A cotton gin, cotton warehouse, and cotton merchant shall, on or before July 1
25 of each year, file an application for registration on a form provided by the

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

Q. # 980
LEGISLATIVE DAY 94
H1010HCS #2
READING 2
HILL

7/07/99
3:14 PM
IN CHAIR: SPEAKER

COTTON GINS, WAREHOUSES, MERCHANT

AYES - 109

SPEAKER	CREECH	HILL	OWENS
ADAMS	CULP	HOLMES	POPE
ALEXANDER	CULPEPPER	HORN	PRESTON
ALLEN	CUNNINGHAM	HOWARD	RAYFIELD
ALLRED	DAUGHTRY	HUNTER, H.	REDWINE
ARNOLD	DEDMON	HURLEY	ROGERS
BADDOUR	DOCKHAM	JARRELL	RUSSELL
BAKER	EARLE	JEFFUS	SAUNDERS
BARBEE	EASTERLING	JUSTUS	SETZER
BAREFOOT	EDDINS	KISER	SEXTON
BERRY	EDWARDS	LUEBKE	SHERRILL
BLUE	ELLIS	MCCOMAS	SMITH
BONNER	ESPOSITO	MCCOMBS	STARNES
BOWIE	FITCH	MCCRARY	SUTTON
BOYD-MCINTYRE	FOX	MCLAWHORN	TALLENT
BRASWELL	GARDNER	MCMAHAN	TEAGUE
BRIDGEMAN	GIBSON	MELTON	THOMAS
BROWN	GILLESPIE	MICHAUX	THOMPSON
BRUBAKER	GOODWIN	MILLER	TOLSON
BUCHANAN	GRADY	MINER	TUCKER
CANSLER	GRAY	MITCHELL	WAINWRIGHT
CAPPS	GULLEY	MOORE	WALEND
CARPENTER	HACKNEY	MORGAN	WARREN
CHURCH	HAIRE	MORRIS	WILSON, C.
CLARY	HARDAWAY	NESBITT	WILSON, G.
COLE	HENSLEY	NYE	WOMBLE
COX	HIATT	OLDHAM	YONGUE
CRAWFORD			

NOES - 0

EXCUSED ABSENCE - 9

DAVIS	MOSLEY	WARNER	WOOD
DECKER	RAMSEY	WARWICK	WRIGHT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 2

INSKO
MCALLISTER

H1010HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 1036
LEGISLATIVE DAY 96
10HCS # 2
READING 3
HILL

RC
7/09/99
5:04 PM
IN CHAIR: SPEAKER

COTTON GINS, WAREHOUSES, MERCHANT

AYES - 97

SPEAKER	CULP	HURLEY	POPE
ADAMS	CULPEPPER	INSKO	PRESTON
ALEXANDER	CUNNINGHAM	JARRELL	RAYFIELD
ALLEN	DAUGHTRY	JEFFUS	ROGERS
ALLRED	DEDMON	JUSTUS	SAUNDERS
ARNOLD	DOCKHAM	KISER	SETZER
BADDOUR	EARLE	LUEBKE	SEXTON
BAKER	EASTERLING	MCALLISTER	SHERRILL
BARBEE	EDDINS	MCCOMAS	SMITH
BAREFOOT	ELLIS	MCCOMBS	STARNES
BERRY	ESPOSITO	MCCRARY	TALLENT
BLUE	FOX	MCLAWHORN	TEAGUE
BONNER	GIBSON	MCMAHAN	THOMAS
BOWIE	GILLESPIE	MELTON	THOMPSON
BOYD-MCINTYRE	GOODWIN	MICHAUX	TOLSON
BRASWELL	GRADY	MILLER	TUCKER
BRIDGEMAN	GULLEY	MINER	WAINWRIGHT
BRUBAKER	HACKNEY	MITCHELL	WALEND
CANSLER	HAIRE	MOORE	WARREN
CAPPS	HARDAWAY	MORGAN	WARWICK
CARPENTER	HENSLEY	MORRIS	WILSON, C.
CLARY	HILL	NYE	WILSON, G.
COLE	HORN	OLDHAM	WOOD
COX	HOWARD	OWENS	YONGUE
CRAWFORD			

NOES - 0

EXCUSED ABSENCE - 12

BUCHANAN	DECKER	KINNEY	RAMSEY
CHURCH	GRAY	MOSLEY	SUTTON
DAVIS	HOLMES	NESBITT	WARNER

EXCUSED VOTE - 0

NOT VOTING - 11

BROWN	FITCH	HUNTER, H.	WOMBLE
CREECH	GARDNER	REDWINE	WRIGHT
EDWARDS	HIATT	RUSSELL	

H1010HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1004/13-- 1:04 PM JULY 15, 1999 LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

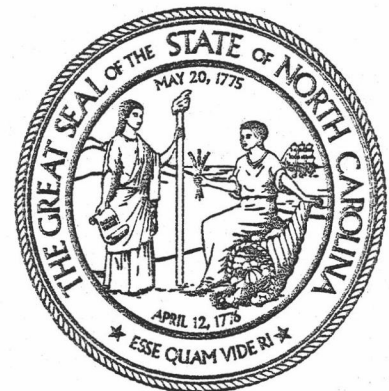
-- Presiding

HILL
COTTON GINS, WAREHOUSES, MERCHANTS
COM. SUB NO. 2/3RD EDITION

HOUSE BILL 1010
READING 2

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1049/6-- 8:05 PM JULY 19, 1999 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER

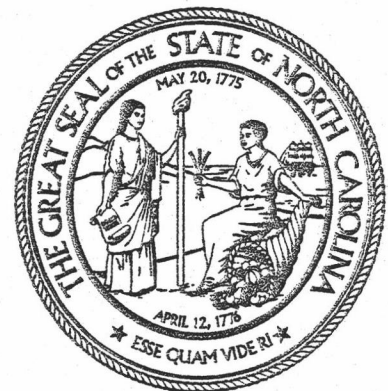
-- Presiding

HILL
COTTON GINS, WAREHOUSES, MERCHANTS
COM. SUB NO. 2/3RD EDITION

HOUSE BILL 1010
READING 3

AYE	46	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEE	PURCELL
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R	ROBINSON
		BASNIGHT	GARROU	MARTIN W	RUCHO
		CARPENTER	GARWOOD	METCALF	SHAW R
		CARRINGTON	HAGAN	MILLER	SOLES
		CARTER	HARRIS	MOORE	WARREN
		CLODFELTER	HARTSELL	ODOM	WEBSTER
		COCHRANE	HORTON	PERDUE	WEINSTEIN
		COOPER	HOYLE	PHILLIPS	WELLONS
		DALTON	KERR		
NO	0				

EXCUSED	0		
NOT CAST	2	GULLEY	REEVES
ABSENT	2	JORDAN	SHAW L
PAIRS	0		
AYE			
NO			



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1011 APR 12 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6130-LE181(4.1)

Short Title: Community College Salary Equity Funds.

(Public)

Sponsors: Representatives Warner, Tolson, and Yongue (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO INCREASE THE SALARIES OF
3 COMMUNITY COLLEGE PERSONNEL.

4 Whereas, community colleges in North Carolina must be able to attract
5 and retain quality personnel if they are to maintain the strength of the North Carolina
6 Community College System, meet the instructional needs of students, businesses, and
7 communities, and enhance economic development in the State; and

8 Whereas, substantial salary increases for community college personnel are
9 essential if community colleges in North Carolina are to attract and retain faculty and
10 staff with appropriate credentials, qualifications, and ability; Now, therefore,
11 The General Assembly of North Carolina enacts:

12 Section 1. There is appropriated from the General Fund to the
13 Department of Community Colleges the sum of forty-one million five hundred
14 thousand dollars (\$41,500,000) for the 1999-2000 fiscal year and the sum of forty-one
15 million five hundred thousand dollars (\$41,500,000) for the 2000-2001 fiscal year to
16 provide six percent (6%) across-the-board salary increases and additional merit-based
17 increases for State-funded community college personnel.

18 The amount of a merit-based increase for an employee of an institution
19 shall be recommended by the college president and approved by the board of trustees
20 of the institution.

21 The combined amount of the across-the-board salary increase and the
22 merit-based increase for an individual employee shall be no more than five thousand
23 dollars (\$5,000) for a fiscal year.

24 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1012 APR 12 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4174-LGQ311(4.1)

Short Title: Teacher Resource Ctr. Funds.

(Public)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT
3 AND INITIAL OPERATION OF A TEACHERS' RESOURCE CENTER AT
4 THE ASHEVILLE ART MUSEUM.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Asheville
7 Art Museum, a nonprofit corporation, the sum of sixty-five thousand dollars (\$65,000)
8 for the 1999-2000 fiscal year to assist in the establishment and initial operation of a
9 Teachers' Resource Center at the museum. The Teachers' Resource Center has been
10 designed in partnership with teachers, administrators, and higher education
11 professionals from across the region. The center will provide high-quality, art-based
12 and interdisciplinary educational training opportunities and support and teaching and
13 curriculum resources necessary to strengthen educational opportunities in rural and
14 urban mountain communities.
15 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1013

APR 12 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH1160*-LC174(4.1)

Short Title: Conform Tax Refund Period.

(Public)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CONFORM TO FEDERAL LAW REGARDING THE TIME
3 PERIOD FOR REFUNDING TAXES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-267 reads as rewritten:
6 "**§ 105-267. Taxes to be paid; suits for recovery of taxes.**
7 No court of this State shall entertain a suit of any kind brought for the purpose of
8 preventing the collection of any tax ~~imposed in this Subchapter to which this Article~~
9 applies. Whenever a person has a valid defense to the enforcement of the collection
10 of a tax, the person shall pay the tax to the proper officer, and that payment shall be
11 without prejudice to any defense of rights the person may have regarding the tax. At
12 any time within the applicable protest period, the taxpayer may demand a refund of
13 the tax paid in writing from the Secretary and if the tax is not refunded within 90
14 days thereafter, may sue the Secretary in the courts of the State for the amount
15 demanded. The protest period for a tax levied in Article 2A, 2C, or 2D of this
16 Chapter is 30 days after payment. The protest period for all other taxes is ~~one year~~
17 after payment: the period set in G.S. 105-266(c).
18 The suit may be brought in the Superior Court of Wake County, or in the superior
19 court of the county in which the taxpayer resides at any time within three years after
20 the expiration of the 90-day period allowed for making the refund. If upon the trial it
21 is determined that all or part of the tax was levied or assessed for an illegal or
22 unauthorized purpose, or was for any reason invalid or excessive, judgment shall be
23 rendered therefor, with interest, and the judgment shall be collected as in other cases.
24 The amount of taxes for which judgment is rendered in such an action shall be

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1014

APR 12 99

HOUSE PRINCIPAL CLERK D

H

HOUSE JOINT RESOLUTION DRHJR7145-LR342(4.7)

Sponsors: Representative Miller.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY THE ADMINISTRATIVE PROCESS FOR STATE
3 EMPLOYEE GRIEVANCES.

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

5 Section 1. The Legislative Research Commission may study all aspects of
6 the administrative process for State employee grievances, including:

- 7 (1) Review of the timeliness of, and reasons for delay in, the
8 resolution of State employee grievances; and
9 (2) Examination of the rate at which the State Personnel Commission
10 and other State agencies adopt, modify, and reject recommended
11 decisions of administrative law judges.

12 Section 2. This resolution is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1015

APR 12 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH2208*-LGQ158(3.2)

Short Title: Museum of Life & Science Funds.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA MUSEUM
3 OF LIFE AND SCIENCE FOR BIOQUEST.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to The North
6 Carolina Museum of Life and Science, Inc., the sum of five million dollars
7 (\$5,000,000) for the 1999-2000 fiscal year for BioQuest, the museum's one-of-a-kind
8 outdoor science exhibit.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4172-LE149(3.18)

Short Title: Teacher Retirement Credit Clarified.

(Public)

Sponsors: Representative Jeffus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE LAW REGARDING RETIRING TEACHERS'
3 COMPENSATION FOR ACCUMULATED ANNUAL LEAVE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 115C-302.1(c) reads as rewritten:
6 "(c) Vacation. -- Included within the 10-month term shall be annual vacation
7 leave at the same rate provided for State employees, computed at one-twelfth of the
8 annual rate for State employees for each month of employment. Local boards shall
9 provide at least 10 days of annual vacation leave at a time when students are not
10 scheduled to be in regular attendance. However, instructional personnel who do not
11 require a substitute may use annual vacation leave on days that students are in
12 attendance. Vocational and technical education teachers who are employed for 11 or
13 12 months may, with prior approval of the principal, work on annual vacation leave
14 days designated in the school calendar and may use those annual vacation leave days
15 during the eleventh or twelfth month of employment.
16 On a day that pupils are not required to attend school due to inclement weather,
17 but employees are required to report for a workday, a teacher may elect not to report
18 due to hazardous travel conditions and to take an annual vacation day or to make up
19 the day at a time agreed upon by the teacher and the teacher's immediate supervisor
20 or principal. On a day that school is closed to employees and pupils due to inclement
21 weather, a teacher shall work on the scheduled makeup day.
22 All vacation leave taken by the teacher will be upon the authorization of the
23 teacher's immediate supervisor and under policies established by the local board of
24 education. Annual vacation leave shall not be used to extend the term of
25 employment.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1017

APR 12 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2193-LE119(3.12)

Short Title: Substitute Teacher Pay Raise.

(Public)

Sponsors: Representative Jeffus.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO INCREASE THE PAY FOR
3 SUBSTITUTE TEACHERS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 115C-12(8) reads as rewritten:

6 "(8) Power to Make Provisions for Sick Leave and for Substitute
7 Teachers. -- The Board shall provide for sick leave with pay for all
8 public school employees in accordance with the provisions of this
9 Chapter and shall promulgate rules and regulations providing for
10 necessary substitutes on account of sick leave and other teacher
11 absences.

12 The A substitute teacher who (i) has an active or expired
13 teaching certificate which has not been revoked and (ii) is
14 employed to substitute for the same teacher for more than 10
15 consecutive days, shall be paid for all of the subsequent
16 consecutive days at the same daily rate of pay as an entry-level
17 teacher with an 'A' certificate. For all other days a substitute
18 teacher is employed, the minimum pay for a substitute teacher
19 who holds a teaching certificate shall be ~~sixty-five percent (65%)~~
20 ~~seventy-five percent (75%)~~ of the daily pay rate of an entry-level
21 teacher with an "A" certificate. The minimum pay for a substitute
22 teacher who does not hold a teaching certificate shall be ~~fifty~~
23 ~~percent (50%)~~ ~~sixty-one percent (61%)~~ of the daily pay rate of an
24 entry-level teacher with an "A" certificate. The pay for

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1018

APR 12 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2195-LE134(3.17)

Short Title: International Baccalaureate Prog. Funds.

(Public)

Sponsors: Representative Jeffus.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE INTERNATIONAL
3 BACCALAUREATE PROGRAM.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the State
6 Board of Education the sum of two hundred twenty-five thousand dollars (\$225,000)
7 for the 1999-2000 fiscal year and the sum of two hundred twenty-five thousand
8 dollars (\$225,000) for the 2000-2001 fiscal year to support the International
9 Baccalaureate Program.

10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1019 APR 12 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3292*-LGQ157(3.2)

Short Title: Orange Enterprises Funds.

(Public)

Sponsors: Representatives Hackney and Insko (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ORANGE ENTERPRISES FOR
3 CAPITAL IMPROVEMENTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to Orange
6 Enterprises, Incorporated, a nonprofit corporation, the sum of five hundred thousand
7 dollars (\$500,000) for the 1999-2000 fiscal year to enlarge and improve Orange
8 Enterprises' existing facility in order to accommodate its rapidly expanding sheltered
9 workshop program and other employment training programs.
10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1020 APR 13 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4175*-LM069(3.9)

Short Title: Safety Professionals.

(Public)

Sponsors: Representative Dedmon.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE TITLE PROTECTION FOR THE SAFETY
3 PROFESSION.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 90 of the General Statutes is amended by adding a
6 new Article to read:
7 "ARTICLE 37.
8 "Safety Profession.
9 "§ 90-646. Definitions.
10 The following definitions apply in this Article:
11 (1) Associate Safety Professional (ASP). -- A person who has met the
12 education, experience, and examination requirements established
13 by the Board of Certified Safety Professionals for an Associate
14 Safety Professional.
15 (2) Board of Certified Safety Professionals (BCSP). -- A nonprofit
16 corporation established to improve the practice and educational
17 standards of the profession of safety by certifying individuals who
18 meet its education, experience, examination, and maintenance
19 requirements.
20 (3) Certified Safety Professional (CSP). -- A person who has met the
21 education, experience, and examination requirements established
22 by the Board of Certified Safety Professionals for a Certified Safety
23 Professional.
24 (4) Safety Profession. -- The science and discipline concerned with
25 the preservation of human environmental and material resources

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH2240-LT103(4.6)

H.B. FILED
1021 APR 13 99
D
HOUSE PRINCIPAL CLERK

Short Title: Revise UCC Filings Procedures.

(Public)

Sponsors: Representative Hill.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE UNIFORM COMMERCIAL CODE WITH REGARD
3 TO THE PROCEDURE FOR FILING OF FINANCING STATEMENTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 25-9-402 reads as rewritten:
6 "§ 25-9-402. Formal requisites of financing statement; amendments; mortgage as
7 financing statement.
8 (1) A financing statement is sufficient if it gives the names of the debtor and the
9 secured party, is signed by the debtor, gives an address of the secured party from
10 which information concerning the security interest may be obtained, gives a mailing
11 address of the debtor and contains a statement indicating the types, or describing the
12 items, of collateral. A financing statement may be filed before a security agreement is
13 made or a security interest otherwise attaches. When the financing statement covers
14 crops growing or to be grown, the statement must indicate that the collateral is or
15 includes crops, must contain a description of the real estate concerned, and must
16 contain the county of the debtor's residence, or where the debtor is not a resident of
17 this State the county where the crops are growing or to be grown. When the
18 financing statement covers timber to be cut or covers minerals or the like (including
19 oil and gas) or accounts subject to subsection (5) of G.S. 25-9-103, or when the
20 financing statement is filed as a fixture filing (G.S. 25-9-313) and the collateral is
21 goods which are or are to become fixtures, the statement must also comply with
22 subsection (5). A copy of the security agreement is sufficient as a financing statement
23 if it contains the above information and is signed by the debtor. A carbon,
24 photographic or other reproduction of a security agreement or a financing statement

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 345
LEGISLATIVE DAY 52
H1021
READING 2
HILL

EV
4/26/99

9:24 PM

IN CHAIR: SPEAKER

REVISE UCC FILINGS PROCEDURES

AYES - 116

SPEAKER	CULPEPPER	HUNTER, H.	PRESTON
ADAMS	CUNNINGHAM	HURLEY	RAMSEY
ALEXANDER	DAUGHTRY	INSKO	RAYFIELD
ALLEN	DAVIS	JARRELL	REDWINE
ALLRED	DEDMON	JEFFUS	ROGERS
ARNOLD	DOCKHAM	JUSTUS	RUSSELL
BADDOUR	EARLE	KINNEY	SAUNDERS
BAKER	EASTERLING	KISER	SETZER
BARBEE	EDDINS	LUEBKE	SEXTON
BAREFOOT	EDWARDS	MCCALLISTER	SHERRILL
BERRY	ELLIS	MCCOMAS	SMITH
BLUE	ESPOSITO	MCCOMBS	STARNES
BONNER	FOX	MCCRARY	SUTTON
BOWIE	GARDNER	MCLAWHORN	TALLENT
BOYD-MCINTYRE	GIBSON	MCMAHAN	TEAGUE
BRASWELL	GILLESPIE	MELTON	THOMAS
BRIDGEMAN	GOODWIN	MICHAUX	TOLSON
BROWN	GRADY	MILLER	TUCKER
BRUBAKER	GRAY	MINER	WAINWRIGHT
BUCHANAN	GULLEY	MITCHELL	WALEND
CANSLER	HACKNEY	MOORE	WARNER
CAPPS	HAIRE	MORGAN	WARREN
CARPENTER	HARDAWAY	MORRIS	WARWICK
CLARY	HENSLEY	MOSLEY	WILSON, C.
COLE	HIATT	NESBITT	WILSON, G.
COX	HILL	NYE	WOMBLE
CRAWFORD	HOLMES	OLDHAM	WOOD
CREECH	HORN	OWENS	WRIGHT
CULP	HOWARD	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 3

CHURCH

DECKER

FITCH

H1021

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1337/33-- 4:53 PM

JUNE 28, 2000

LEGISLATIVE DAY 132

LT. GOVERNOR WICKER

-- Presiding

HILL
AMEND ARTICLE 3 UCC
SENATE COMM. SUB NO. 2/3RD EDITION

HOUSE BILL 1021
READING 2

AYE	47	ALBERTSON	FORRESTER	KINNAIRD	PURCELL
		ALLRAN	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN R	ROBINSON
		CARPENTER	GULLEY	MARTIN W	RUCHO
		CARRINGTON	HAGAN	METCALF	SHAW L
		CARTER	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COOPER	HORTON	ODOM	WARREN
		DALTON	HOYLE	PERDUE	WEINSTEIN
		DANNELLY	JORDAN	PHILLIPS	WELLONS
		EAST	KERR	PLYLER	
NO	1	BALLANCE			

EXCUSED 0

NOT CAST 1 WEBSTER

ABSENT 1 COCHRANE

PAIRS 0

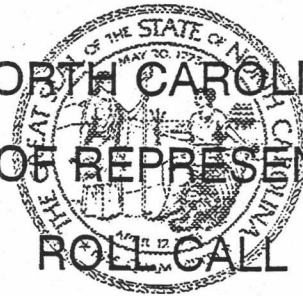
AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1536
LEGISLATIVE DAY 138
H1021SCS #2

EV
7/05/00
2:24 PM
IN CHAIR: SPEAKER

HILL

AMEND ARTICLE 3 UCC
MOTION #11

CONCUR IN SENATE COMMITTEE SUBSTITUTE #2

AYES - 109

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COLE
COX
CRAWFORD
CREECH
CULP
CULPEPPER

CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FORD
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HALL
HENSLEY
HILL
HOLMES

HORN
HOWARD
HUNTER, H.
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MITCHELL
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON

RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
SOSSAMON
STARNES
SUTTON
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WEISS
WILSON, C.
WILSON, G.
WOMBLE
YONGUE

NOES - 0

EXCUSED ABSENCE - 9

HIATT
KINNEY
LUEBKE

MINER
RAMSEY

TALLENT
WEST

WOOD
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

FITCH

H1021SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1022

APR 13 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2189-LK053A(2.17)

Short Title: Unlawful Use of Drivers License.

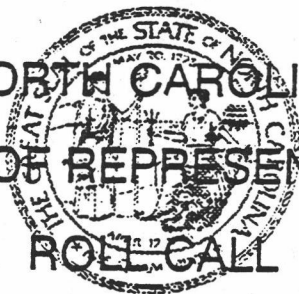
(Public)

Sponsors: Representative Allen.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT THE UNLAWFUL USE OF A DRIVERS LICENSE, A
3 LEARNER'S PERMIT, OR A SPECIAL IDENTIFICATION CARD ISSUED BY
4 THE DIVISION OF MOTOR VEHICLES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 20-30 reads as rewritten:
7 "§ 20-30. Violations of license or learner's permit provisions.
8 It shall be unlawful for any person to commit any of the following acts:
9 (1) To display or cause to be displayed or to have in possession a
10 driver's license or learner's permit, knowing the same to be
11 fictitious or to have been canceled, revoked, suspended or altered.
12 (2) To counterfeit, sell, lend to, or knowingly permit the use of, by one
13 not entitled thereto, a driver's license or learner's permit.
14 (3) To display or to represent as one's own a license or learner's
15 permit not issued to the person so displaying same.
16 (4) To fail or refuse to surrender to the Division upon demand any
17 driver's license or learner's permit that has been suspended,
18 canceled or revoked as provided by law.
19 (5) To use a false or fictitious name or give a false or fictitious address
20 in any application for a driver's license or learner's permit, or any
21 renewal or duplicate thereof, or knowingly to make a false
22 statement or knowingly conceal a material fact or otherwise
23 commit a fraud in any such application, or for any person to
24 procure, or knowingly permit or allow another to commit any of
25 the foregoing acts. Any license or learner's permit procured as

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EN

4/27/99

8:44 PM

IN CHAIR: SPEAKER

. # 384
LEGISLATIVE DAY 53
H1022HCS
READING 2
ALLEN

UNLAWFUL USE OF DRIVERS LICENSE

AYES - 114

SPEAKER
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN
HOWARD
HUNTER, H.

HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON

RAMSEY
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 1

FITCH

EXCUSED ABSENCE - 4

DAUGHTRY

GRAY

LUEBKE

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 1

ADAMS

H1022HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 788/25-- 3:17 PM

JUNE 30, 1999

LEGISLATIVE DAY 89

SENATOR BASNIGHT

-- Presiding

ALLEN
UNLAWFUL USE OF DRIVERS LICENSE
SENATE COM. SUB/3RD EDITION

HOUSE BILL 1022
READING 2

AYE	48	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS

NO 0

EXCUSED 0

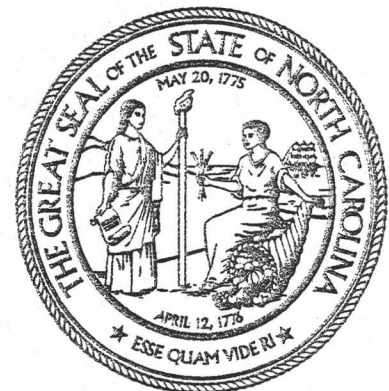
NOT CAST 0

ABSENT 2 JORDAN

WARREN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



7/06/99

3:04 PM

IN CHAIR: SPEAKER

944
LEGISLATIVE DAY 93
H1022SCS

ALLEN

UNLAWFUL USE OF DRIVERS LICENSE

MOTION #11 - TO

CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 111

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD

CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES

HORN
HOWARD
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE

PRESTON
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARREN
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 7

DAVIS
DECKER

GRAY
KINNEY

MOSLEY
RAMSEY

WARNER

EXCUSED VOTE - 0

NOT VOTING - 2

HUNTER, H.

WARWICK

H1022SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

H

1023

APR 13 99

D

HOUSE DRH4104-RR025A(3.16)

HOUSE PRINCIPAL CLERK

Short Title: Statewide Elections/Funding.

(Public)

Sponsors: Representative Rayfield.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE STATE REIMBURSEMENT TO COUNTIES FOR THE
3 COST OF CONDUCTING STATEWIDE PRIMARIES, ELECTIONS, AND
4 REFERENDA, AND TO APPROPRIATE FUNDS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 14 of Chapter 163 of the General Statutes is amended
7 by adding a new section to read:
8 "§ 163-25.1. State reimbursement of county boards of elections for cost of conducting
9 statewide primaries, elections, and referenda.
10 The State Board of Elections shall reimburse each county board of elections for
11 the cost of conducting each statewide primary, election, and referendum. State
12 reimbursement shall be a pro rata share of the cost of conducting a primary, election,
13 or referendum based on the portion of the ballot taken up with statewide contests.
14 'Cost of conducting a primary, election, or referendum' shall include, but not be
15 limited to, the cost of printing ballots, programming computerized voting systems, and
16 paying precinct officials. It shall not include costs of the county board of elections
17 that would be the same were an election not being held, such as the salaries of
18 permanent employees, building rent, and the portion of utility costs that is unaffected
19 by the election."
20 Section 2. There is appropriated from the General Fund to the State
21 Board of Elections the sum of two hundred twenty-seven thousand five hundred
22 dollars (\$227,500) for the 1999-2000 fiscal year and two hundred twenty-seven
23 thousand five hundred dollars (\$227,500) for the 2000-2001 fiscal year to reimburse
24 county boards of elections for the cost of conducting statewide primaries, elections,
25 and referenda, according to the provisions of Section 1 of this act.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1024

APR 13 99

H

HOUSE PRINCIPAL CLERK

HOUSE DRH2244-LG338(4.7)

Short Title: NC Heritage Ctr. Funds.

(Public)

Sponsors: Representative Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE DEVELOPMENT OF THE
3 NORTH CAROLINA HERITAGE CENTER.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Commerce, Division of Travel and Tourism, the sum of two hundred
7 fifty thousand dollars (\$250,000) for the 1999-2000 fiscal year to assist in developing
8 the North Carolina Heritage Center, which will be located in Northampton County.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1025 APR 13 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6137-RN023(4.5)

Short Title: Group Health Continuation Insurance.

(Public)

Sponsors: Representative Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW SMALL EMPLOYERS TO CHARGE THE SAME
3 ADMINISTRATIVE FEE UNDER THE STATE GROUP HEALTH
4 CONTINUATION LAW AS LARGER EMPLOYERS CHARGE UNDER THE
5 FEDERAL COBRA GROUP HEALTH CONTINUATION LAW.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 58-53-30 reads as rewritten:
8 "§ 58-53-30. Payment of premiums.
9 An employee or member electing continuation must pay to the group policyholder
10 or his employer, in advance, the amount of contribution required by the policyholder
11 or employer, but not more than one hundred two percent (102%) of the full group
12 rate for the insurance applicable under the group policy on the due date of each
13 payment. The employee or member may not be required to pay the amount of the
14 contribution less often than monthly. In order to be eligible for continuation of
15 coverage, the employee or member must make a written election of continuation, on
16 a form furnished by the group policyholder, and pay the first contribution, in
17 advance, to the policyholder or employer on or before the date on which employee's
18 or member's insurance would otherwise terminate."
19 Section 2. This act becomes effective September 1, 1999, and applies to
20 group health insurance continuation that commences on or after that date.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/26/99

9:38 PM

IN CHAIR: SPEAKER

351
LEGISLATIVE DAY 52
H1025
READING 2
GARDNER

GROUP HEALTH CONTINUATION INSUR.

AYES - 113

SPEAKER	DAUGHTRY	HUNTER, H.	PRESTON
ADAMS	DAVIS	HURLEY	RAMSEY
ALEXANDER	DECKER	INSKO	RAYFIELD
ALLEN	DEDMON	JARRELL	REDWINE
ARNOLD	DOCKHAM	JEFFUS	ROGERS
BADDOUR	EARLE	JUSTUS	RUSSELL
BAKER	EASTERLING	KINNEY	SAUNDERS
BARBEE	EDDINS	KISER	SETZER
BAREFOOT	EDWARDS	LUEBKE	SEXTON
BERRY	ELLIS	MCCOMAS	SMITH
BLUE	ESPOSITO	MCCOMBS	STARNES
BONNER	FOX	MCCRARY	SUTTON
BOWIE	GARDNER	MCLAWHORN	TALLENT
BOYD-MCINTYRE	GIBSON	MCPAHAN	TEAGUE
BRASWELL	GILLESPIE	MELTON	THOMAS
BRIDGEMAN	GOODWIN	MICHAUX	TOLSON
BROWN	GRADY	MILLER	TUCKER
BRUBAKER	GRAY	MINER	WAINWRIGHT
BUCHANAN	GULLEY	MITCHELL	WALEND
CANSLER	HACKNEY	MOORE	WARNER
CAPPS	HAIRE	MORGAN	WARREN
CARPENTER	HARDAWAY	MORRIS	WARWICK
CLARY	HENSLEY	MOSLEY	WILSON, C.
COLE	HIATT	NESBITT	WILSON, G.
CRAWFORD	HILL	NYE	WOMBLE
CREECH	HOLMES	OLDHAM	WOOD
CULP	HORN	OWENS	WRIGHT
CULPEPPER	HOWARD	POPE	YONGUE
CUNNINGHAM			

NOES - 0

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 1

COX

NOT VOTING - 5

ALLRED
CHURCH

FITCH

MCCALLISTER

SHERRILL

H1025

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 751/16-- 4:02 PM

JUNE 29, 1999

LEGISLATIVE DAY 88

SENATOR BASNIGHT

-- Presiding

GARDNER
GROUP HEALTH CONTINUATION

HOUSE BILL 1025
READING 2

AYE	48	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 2 COOPER JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1026

APR 13 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA103-LT057(3.4)

Short Title: Liability to Sales Rep.

(Public)

Sponsors: Representative Justus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE LIABILITY OF PRINCIPALS WHO FAIL TO PAY
3 SALES REPRESENTATIVES COMMISSIONS UPON TERMINATION
4 CONTRACTS WITH SALES REPRESENTATIVES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 66-192(a) reads as rewritten:
7 "(a) A principal who fails to comply with the provisions of G.S. 66-191 is liable to
8 the sales representative in a civil action for (i) all amounts due the sales
9 representative plus exemplary damages in an amount not to exceed three times the
10 amount of commissions due the sales representative, (ii) attorney's fees actually and
11 reasonably incurred by the sales representative in the action, and (iii) court costs."
12 Section 2. This act becomes effective October 1, 1999, and applies to
13 causes of action arising on or after that date.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/26/99

7:36 PM

IN CHAIR: SPEAKER

Q. # 333
LEGISLATIVE DAY 52
H1026
READING 2
JUSTUS

LIABILITY TO SALES REPRESENTATIVES

AYES - 116

SPEAKER	CULP	HUNTER, H.	PRESTON
ADAMS	CULPEPPER	HURLEY	RAMSEY
ALEXANDER	CUNNINGHAM	INSKO	RAYFIELD
ALLEN	DAUGHTRY	JARRELL	REDWINE
ALLRED	DAVIS	JEFFUS	ROGERS
ARNOLD	DECKER	JUSTUS	RUSSELL
BADDOUR	DEDMON	KINNEY	SAUNDERS
BAKER	DOCKHAM	KISER	SETZER
BARBEE	EARLE	LUEBKE	SEXTON
BAREFOOT	EASTERLING	MCCALLISTER	SHERRILL
BERRY	EDDINS	MCCOMAS	SMITH
BLUE	EDWARDS	MCCOMBS	STARNES
BONNER	ELLIS	MCCRARY	SUTTON
BOWIE	ESPOSITO	MCLAWHORN	TALLENT
BOYD-MCINTYRE	FOX	MCMAHAN	TEAGUE
BRASWELL	GARDNER	MELTON	THOMAS
BRIDGEMAN	GIBSON	MICHAUX	TOLSON
BROWN	GILLESPIE	MILLER	TUCKER
BRUBAKER	GRADY	MINER	WAINWRIGHT
BUCHANAN	GRAY	MITCHELL	WALEND
CANSLER	GULLEY	MOORE	WARNER
CAPPS	HACKNEY	MORGAN	WARREN
CARPENTER	HARDAWAY	MORRIS	WARWICK
CHURCH	HENSLEY	MOSLEY	WILSON, C.
CLARY	HIATT	NESBITT	WILSON, G.
COLE	HILL	NYE	WOMBLE
COX	HOLMES	OLDHAM	WOOD
CRAWFORD	HORN	OWENS	WRIGHT
CREECH	HOWARD	POPE	YONGUE

NOES - 1

HAIRE

EXCUSED ABSENCE - 2

GOODWIN

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 1

FITCH

H1026

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1027 APR 13 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3221-LL005(1.1)

Short Title: Allow Stocking of Animals.

(Public)

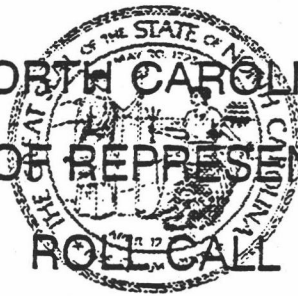
Sponsors: Representatives Fitch and Barbee.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE STOCKING OF ANIMALS BY CERTAIN PERSONS.
3 The General Assembly of North Carolina enacts:
4 Section 1. Section 2 of Chapter 615 of the 1983 Session Laws reads as
5 rewritten:
6 "Section 2. This act shall become effective ~~October 1, 1983.~~ October 1, 1983, but
7 shall not apply to persons who were engaged in the stocking of wild animals or wild
8 birds covered by this act on or before that date, or to persons taking wild animals or
9 wild birds stocked by those persons."
10 Section 2. This act is effective when it becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EU

4/28/99

2:55 PM

IN CHAIR: HACKNEY

427

LEGISLATIVE DAY 54

H1027

READING 2

FITCH

ALLOW STOCKING OF ANIMALS

AYES - 110

ADAMS
ALEXANDER
ALLRED
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COLE
COX
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DOCKHAM
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN
HOWARD
HUNTER, H.
HURLEY
INSKO

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

RAMSEY
RAYFIELD
REDWINE
ROGERS
RUSSELL
SETZER
SEXTON
SHERRILL
SMITH
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER
ALLEN

BRASWELL
EARLE

ELLIS
HAIRE

SAUNDERS
STARNES

H1027

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1028 APR 13 1999

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2012-LT010A(1.21)

Short Title: Regulate Cash Converters.

(Public)

Sponsors: Representative Hurley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PAWNBROKERS MODERNIZATION ACT TO
3 REGULATE 'CASH CONVERTERS', WHICH ARE BUSINESSES THAT
4 PURCHASE OR TRADE PROPERTY FOR RESALE FROM PERSONS WHO
5 ARE NOT LICENSED WHOLESALE MERCHANTS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 91A-3(2) reads as rewritten:
8 "(2) 'Pawnbroker' means any person engaged in the business of (i)
9 lending money on the security of pledged goods ~~and who may also~~
10 ~~purchase merchandise for resale from dealers and traders or (ii)~~
11 purchasing merchandise for resale where at least ten percent (10%)
12 of the merchandise is purchased from persons who are not licensed
13 wholesale merchants, as defined in G.S. 105-164.3. A person
14 defined as a pawnbroker in this subdivision may also purchase
15 merchandise for resale from dealers, traders, and wholesalers."
16 Section 2. G.S. 91A-3 is amended by adding a new section to read:
17 "(7) 'Trade' means an exchange or barter of merchandise or goods in
18 any manner or by any means with or without consideration."
19 Section 3. G.S. 91A-4 reads as rewritten:
20 "**§ 91A-4. Pawnbroker authority.**
21 A pawnbroker licensee is authorized to: (i) make loans on pledges of tangible
22 personal property, (ii) deal in bullion stocks, (iii) purchase merchandise for resale
23 from dealers, traders, and wholesale ~~suppliers and (iv) suppliers, (iv) purchase~~
24 merchandise for resale from persons who are not dealers, traders, or wholesale
25 suppliers, and (v) use its capital and funds in any lawful manner within the general

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1029

APR 13 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3284-LK044(2.10)

Short Title: Municipal Secondary Roads Paved.

(Public)

Sponsors: Representative Decker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A NEWLY INCORPORATED MUNICIPALITY
3 MAY WAIVE ITS POWELL BILL FUNDS AND HAVE SECONDARY ROADS
4 THAT WERE ON THE PAVEMENT PRIORITY LIST AND SCHEDULED TO
5 BE PAVED PRIOR TO INCORPORATION PAVED BY THE DEPARTMENT
6 OF TRANSPORTATION ACCORDING TO THE PRIORITY LIST.
7 The General Assembly of North Carolina enacts:
8 Section 1. Section 169.1 of Chapter 321 of the 1993 Session Laws reads as
9 rewritten:
10 "Sec. 169.1. Notwithstanding any other provision of law, the Department of
11 Transportation shall maintain the streets and highways on the State highway system
12 within municipalities that are not eligible for funds under G.S. 136-41.2. The
13 Department of Transportation shall maintain the streets and highways as part of the
14 State secondary system, and maintain the paving priority for the secondary roads the
15 same as if the municipality were not incorporated, as long as the ineligibility for
16 funds under G.S. 136-41.2 continues. The provisions of this section apply only to
17 municipalities incorporated between July 1, 1989, and June 30, ~~1993~~ 1993, and to any
18 municipality incorporated prior to May 31, 1996, which is eligible for funds under
19 G.S. 136-41.2 but which has not received any funds under G.S. 136-41.1."
20 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/29/99

4:16 PM

IN CHAIR: SPEAKER

Bill # 492
LEGISLATIVE DAY 55

H1029

READING 2

DECKER

AMEND #1 *REP. DECISER*

MUNICIPAL SECONDARY ROADS PAVED

MOTION #7 *REP. CRAWFORD'S MOTION TO RE-REFER (WITH PENDING AMENDMENT) TO APPROPRIATIONS / TRANSPORTATION*

AYES - 72

SPEAKER
ADAMS
ALLEN
BADDOUR
BARBEE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BRUBAKER
CHURCH
COLE
COX
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DEDMON
EARLE
EASTERLING
ESPOSITO
FOX
GIBSON
GOODWIN
GRADY
HAIRE
HARDAWAY
HENSLEY
HILL
HORN
HUNTER, H.
HURLEY
INSKO
JARRELL

JUSTUS
KISER
LUEBKE
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORRIS
MOSLEY
NESBITT
NYE
OLDHAM
OWENS

PRESTON
RAMSEY
RAYFIELD
REDWINE
ROGERS
SAUNDERS
SMITH
SUTTON
TALLENT
THOMAS
TOLSON
TUCKER
WAINWRIGHT
WARNER
WARREN
WARWICK
WRIGHT
YONGUE

NOES - 34

ALLRED
BAKER
BERRY
BROWN
BUCHANAN
CANSLER
CAPPS
CLARY
CREECH

DAVIS
DECKER
DOCKHAM
EDDINS
FITCH
GILLESPIE
GRAY
GULLEY
HACKNEY

HIATT
HOWARD
MCCOMAS
MCCOMBS
MORGAN
POPE
RUSSELL
SETZER

SEXTON
SHERRILL
STARNES
TEAGUE
THOMPSON
WALEND
WILSON, G.
WOOD

EXCUSED ABSENCE - 5

ARNOLD
BLUE

ELLIS

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 9

ALEXANDER
BAREFOOT
CARPENTER

EDWARDS
GARDNER

HOLMES
KINNEY

WILSON, C.
WOMBLE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1030 APR 13 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3289-LK158A(4.7)

Short Title: Trailer Amendments.

(Public)

Sponsors: Representative Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE LIGHTING REQUIREMENTS FOR LIGHT
3 TRAILERS AND EXEMPT CERTAIN ADDITIONAL FARM TRAILERS
4 FROM THE REGISTRATION REQUIREMENTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 20-129(d) reads as rewritten:
7 "(d) Rear Lamps. -- Every motor vehicle, and every trailer or semitrailer attached
8 to a motor vehicle and every vehicle which is being drawn at the end of a
9 combination of vehicles, shall have all originally equipped rear lamps or the
10 equivalent in good working order, which lamps shall exhibit a red light plainly visible
11 under normal atmospheric conditions from a distance of 500 feet to the rear of such
12 vehicle. One rear lamp or a separate lamp shall be so constructed and placed that the
13 number plate carried on the rear of such vehicle shall under like conditions be
14 illuminated by a white light as to be read from a distance of 50 feet to the rear of
15 such vehicle. Every trailer or semitrailer shall carry at the rear, in addition to the
16 originally equipped lamps, a red reflector of the type which has been approved by the
17 Commissioner and which is so located as to height and is so maintained as to be
18 visible for at least 500 feet when opposed by a motor vehicle displaying lawful
19 undimmed lights at night on an unlighted highway.
20 Notwithstanding the provisions of the first paragraph of this subsection, it shall not
21 be necessary for a trailer weighing less than ~~4,000~~ 6,500 pounds to carry or be
22 equipped with a rear lamp, provided such vehicle is equipped with and carries at the
23 rear two red reflectors of a diameter of not less than three inches, such reflectors to
24 be approved by the Commissioner, and which are so designed and located as to
25 height and are maintained so that each reflector is visible for at least 500 feet when

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

4/22/99

5:09 PM

IN CHAIR: HACKNEY

SEQ. # 297

LEGISLATIVE DAY 50

H1030HCS

READING 2

HACKNEY

TRAILER AMENDMENTS

AYES - 110

ADAMS	DAVIS	INSKO	RAYFIELD
ALLEN	DECKER	JARRELL	REDWINE
ALLRED	DEDMON	JEFFUS	RUSSELL
ARNOLD	DOCKHAM	JUSTUS	SAUNDERS
BAKER	EARLE	KINNEY	SETZER
BARBEE	EASTERLING	KISER	SEXTON
BAREFOOT	EDDINS	LUEBKE	SHERRILL
BERRY	EDWARDS	MCCOMAS	SMITH
BONNER	ELLIS	MCCOMBS	STARNES
BOWIE	ESPOSITO	MCCRARY	SUTTON
BOYD-MCINTYRE	FITCH	MCLAWHORN	TALLENT
BRASWELL	FOX	MCMAHAN	TEAGUE
BRIDGEMAN	GARDNER	MELTON	THOMAS
BROWN	GIBSON	MICHAUX	THOMPSON
BRUBAKER	GILLESPIE	MILLER	TOLSON
BUCHANAN	GOODWIN	MINER	TUCKER
CANSLER	GRADY	MITCHELL	WAINWRIGHT
CAPPS	GULLEY	MOORE	WALEND
CARPENTER	HACKNEY	MORGAN	WARNER
CHURCH	HAIRE	MORRIS	WARREN
CLARY	HARDAWAY	MOSLEY	WARWICK
COLE	HIATT	NESBITT	WILSON, C.
COX	HILL	NYE	WILSON, G.
CRAWFORD	HOLMES	OLDHAM	WOMBLE
CREECH	HORN	OWENS	WOOD
CULPEPPER	HOWARD	POPE	WRIGHT
CUNNINGHAM	HUNTER, H.	PRESTON	YONGUE
DAUGHTRY	HURLEY		

NOES - 2

BLUE HENSLEY

EXCUSED ABSENCE - 4

BADDOUR CULP GRAY ROGERS

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER ALEXANDER MCALLISTER RAMSEY

H1030HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 731/12-- 1:20 PM

JUNE 24, 1999

LEGISLATIVE DAY 86

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
TRAILER AMENDMENTS
SENATE COMM. SUB/4TH EDITION

HOUSE BILL 1030
READING 2

AYE	42	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	ROBINSON
		BALLANTINE	GARROU	LUCAS	RUCHO
		CARPENTER	GARWOOD	MARTIN R	SHAW L
		CARRINGTON	GULLEY	MARTIN W	SOLES
		CLODFELTER	HAGAN	METCALF	WARREN
		COCHRANE	HARRIS	MILLER	WEBSTER
		COOPER	HARTSELL	MOORE	WEINSTEIN
		DALTON	HORTON	PHILLIPS	WELLONS
		DANNELLY	HOYLE		

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 8 BASNIGHT
CARTER

JORDAN
ODOM

PERDUE
PLYLER

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 865
LEGISLATIVE DAY 90
30SCS

EU

6/30/99
1:33 PM

IN CHAIR: SPEAKER

HACKNEY

TRAILER AMENDMENTS

MOTION #11- TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 108

SPEAKER	CULPEPPER	HUNTER, H.	REDWINE
ADAMS	CUNNINGHAM	HURLEY	ROGERS
ALEXANDER	DAUGHTRY	INSKO	RUSSELL
ALLEN	DECKER	JARRELL	SAUNDERS
ALLRED	DOCKHAM	JEFFUS	SETZER
BADDOUR	EARLE	JUSTUS	SEXTON
BAKER	EASTERLING	KINNEY	SHERRILL
BARBEE	EDDINS	LUEBKE	SMITH
BAREFOOT	EDWARDS	MCALLISTER	STARNES
BONNER	ESPOSITO	MCCOMAS	SUTTON
BOWIE	FITCH	MCCOMBS	TALLENT
BOYD-MCINTYRE	FOX	MCCRARY	TEAGUE
BRASWELL	GARDNER	MCLAWHORN	THOMAS
BRIDGEMAN	GIBSON	MCMAHAN	THOMPSON
BROWN	GILLESPIE	MELTON	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GRADY	MITCHELL	WAINWRIGHT
CANSLER	GRAY	MOORE	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CARPENTER	HACKNEY	MORRIS	WARREN
CHURCH	HARDAWAY	NESBITT	WARWICK
CLARY	HENSLEY	NYE	WILSON, C.
COLE	HIATT	OLDHAM	WILSON, G.
COX	HILL	OWENS	WOMBLE
CRAWFORD	HOLMES	POPE	WOOD
CREECH	HORN	PRESTON	WRIGHT
CULP	HOWARD	RAYFIELD	YONGUE

NOES - 0

EXCUSED ABSENCE - 6

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE	MILLER		

EXCUSED VOTE - 0

NOT VOTING - 6

ARNOLD	ELLIS	KISER	MICHAUX
DAVIS	HAIRE		

H1030SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1031

APR 13 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6135-LE203(4.7)

Short Title: Compensate Teacher Acting as Substitute.

(Public)

Sponsors: Representative Moore.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO COMPENSATE TEACHERS FOR COVERING CLASSES FOR
3 ABSENT TEACHERS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 115C-12(8) reads as rewritten:

6 "(8) Power to Make Provisions for Sick Leave and for Substitute
7 Teachers. -- The Board shall provide for sick leave with pay for all
8 public school employees in accordance with the provisions of this
9 Chapter and shall promulgate rules and regulations providing for
10 necessary substitutes on account of sick leave and other teacher
11 absences.

12 The minimum pay for a substitute teacher who holds a
13 teaching certificate shall be sixty-five percent (65%) of the daily
14 pay rate of an entry-level teacher with an "A" certificate. The
15 minimum pay for a substitute teacher who does not hold a
16 teaching certificate shall be fifty percent (50%) of the daily pay
17 rate of an entry-level teacher with an "A" certificate. The pay for
18 noncertified substitutes shall not exceed the pay of certified
19 substitutes.

20 Local boards may use State funds allocated for substitute
21 teachers to hire full-time substitute teachers.

22 If a teacher acts as a substitute teacher for another teacher
23 within the school for part of an instructional day, the teacher
24 acting as a substitute shall be paid both as a teacher and as a

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH8097*-LL110(3.19)

H.B. FILED
1032 APR 13 99
D
HOUSE PRINCIPAL CLERK

Short Title: Underground Utility Damage Amend.

(Public)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE UNDERGROUND DAMAGE PREVENTION ACT.
3 The General Assembly of North Carolina enacts:
4 Section 1. Article 8 of Chapter 87 of the General Statutes reads as
5 rewritten:
6 "ARTICLE 8.
7 "Underground Damage Prevention.
8 "§ 87-100. Short title.
9 This Article shall be known as the "Underground Damage Prevention Act".
10 "§ 87-101. Definitions.
11 As used in this Article:
12 (1) ~~"Association" means an association, sponsored by utility owners,~~
13 ~~that will provide for receipt of notification of excavation operations~~
14 ~~in a defined geographical area, and that will maintain the records~~
15 ~~of the notifications.~~
16 (2) "Damage" includes the substantial weakening of structural or
17 lateral support of an underground utility, penetration or
18 destruction of protective coating, housing, or other protective
19 device of an underground utility, and the partial or complete
20 severance of an underground utility.
21 (2a) "Emergency" means a sudden or unexpected occurrence involving
22 an imminent danger, demanding immediate action to prevent or
23 mitigate loss of, or damage to, life, health, property, or essential
24 service.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1032

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

H1032-ARL-002

Date APR 29 1999, 1999

Comm. Sub. [YES]
Amends Title []
H1032-PCS2340-RL

Representative Culpepper

- 1 moves to amend the bill on page 8, lines ¹⁶ ~~11~~ through 35,
2 by rewriting those lines to read:
3 "request within 10 working days.".
4

SIGNED *Bill Culpepper*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED APR 29 1999 FAILED _____ TABLED _____

115-06

W. H. H. H.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/29/99

12:06 PM

IN CHAIR: SPEAKER

474

LEGISLATIVE DAY 55

H1032HCS #2

READING 2

CULPEPPER

AMEND #1 REP. CULPEPPER

UNDERGROUND UTILITY DAMAGE AMEND

AYES - 115

SPEAKER	CULPEPPER	HORN	PRESTON
ADAMS	CUNNINGHAM	HOWARD	RAMSEY
ALEXANDER	DAUGHTRY	HUNTER, H.	RAYFIELD
ALLEN	DAVIS	HURLEY	REDWINE
ALLRED	DECKER	INSKO	ROGERS
BADDOUR	DEDMON	JARRELL	RUSSELL
BAKER	DOCKHAM	JUSTUS	SAUNDERS
BARBEE	EARLE	KINNEY	SETZER
BAREFOOT	EASTERLING	KISER	SEXTON
BERRY	EDDINS	LUEBKE	SHERRILL
BLUE	EDWARDS	MCCOMAS	SMITH
BONNER	ELLIS	MCCOMBS	SUTTON
BOWIE	ESPOSITO	MCCRARY	TALLENT
BOYD-MCINTYRE	FITCH	MCLAWHORN	TEAGUE
BRASWELL	FOX	MCMAHAN	THOMAS
BRIDGEMAN	GARDNER	MELTON	THOMPSON
BROWN	GIBSON	MICHAUX	TOLSON
BRUBAKER	GILLESPIE	MILLER	TUCKER
BUCHANAN	GOODWIN	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WALEND
CAPPS	GRAY	MOORE	WARNER
CARPENTER	GULLEY	MORGAN	WARREN
CHURCH	HACKNEY	MORRIS	WARWICK
CLARY	HAIRE	MOSLEY	WILSON, G.
COLE	HARDAWAY	NESBITT	WOMBLE
COX	HENSLEY	NYE	WOOD
CRAWFORD	HIATT	OLDHAM	WRIGHT
CREECH	HILL	OWENS	YONGUE
CULP	HOLMES	POPE	

NOES - 0

EXCUSED ABSENCE - 3

ARNOLD

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

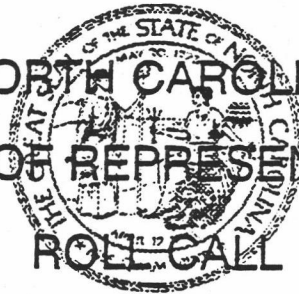
NOT VOTING - 2

STARNES

WILSON, C.

H1032HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



475
LEGISLATIVE DAY 55
H1032HCS #2
READING 2
CULPEPPER

EU
4/29/99
12:08 PM
IN CHAIR: SPEAKER

UNDERGROUND UTILITY DAMAGE AMEND

AYES - 115

SPEAKER	CULPEPPER	HORN	PRESTON
ADAMS	CUNNINGHAM	HOWARD	RAMSEY
ALEXANDER	DAUGHTRY	HUNTER, H.	RAYFIELD
ALLEN	DAVIS	HURLEY	REDWINE
ALLRED	DECKER	INSKO	ROGERS
BADDOUR	DEDMON	JARRELL	RUSSELL
BAKER	DOCKHAM	JUSTUS	SAUNDERS
BARBEE	EARLE	KINNEY	SETZER
BAREFOOT	EASTERLING	KISER	SEXTON
BERRY	EDDINS	LUEBKE	SHERRILL
BLUE	EDWARDS	MCCOMAS	SMITH
BONNER	ELLIS	MCCOMBS	SUTTON
BOWIE	ESPOSITO	MCCRARY	TALLENT
BOYD-MCINTYRE	FITCH	MCLAWHORN	TEAGUE
BRASWELL	FOX	MCMAHAN	THOMAS
BRIDGEMAN	GARDNER	MELTON	THOMPSON
BROWN	GIBSON	MICHAUX	TOLSON
BRUBAKER	GILLESPIE	MILLER	TUCKER
BUCHANAN	GOODWIN	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WALEND
CAPPS	GRAY	MOORE	WARNER
CARPENTER	GULLEY	MORGAN	WARREN
CHURCH	HACKNEY	MORRIS	WARWICK
CLARY	HAIRE	MOSLEY	WILSON, G.
COLE	HARDAWAY	NESBITT	WOMBLE
COX	HENSLEY	NYE	WOOD
CRAWFORD	HIATT	OLDHAM	WRIGHT
CREECH	HILL	OWENS	YONGUE
CULP	HOLMES	POPE	

NOES - 0

EXCUSED ABSENCE - 3

ARNOLD

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 2

STARNES

WILSON, C.

H1032HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1033

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4186-LB127(3.30)

Short Title: Appellate Judge Elections.

(Public)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE INITIAL ELECTION OF AN APPELLATE
3 JUDGE SHALL CONTINUE AS CURRENT, BUT SUBSEQUENT ELECTIONS
4 FOR THAT JUSTICE OR JUDGE TO THE SAME OFFICE SHALL BE BY
5 NONPARTISAN RETENTION ELECTION.
6 The General Assembly of North Carolina enacts:
7 Section 1. Chapter 7A of the General Statutes is amended by adding a
8 new Article to read:
9 "ARTICLE 1A.
10 "Retention Elections.
11 "§ 7A-4.1. Retention elections.
12 (a) If the Chief Justice or an Associate Justice of the Supreme Court or a Judge of
13 the Court of Appeals was appointed to that office, then the next election for that
14 office shall be by partisan ballot as otherwise provided by this Chapter and Chapter
15 163 of the General Statutes.
16 (b) A Chief Justice or Associate Justice of the Supreme Court or Judge of the
17 Court of Appeals who was elected to that office at the most recent election, whether
18 by partisan election or by retention election, who desires to continue in office shall be
19 subject to approval by nonpartisan ballot at the general election immediately
20 preceding the expiration of the term, by a majority of votes cast on the issue of the
21 justice's or judge's retention. Voting in a retention election on the Chief Justice,
22 Associate Justices, and Judges of the Appellate Division shall be the qualified voters
23 of the whole State.
24 (c) A person subject to subsection (b) of this section shall indicate the desire to
25 continue in office by filing a notice to that effect with the State Board of Elections no

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH3299*-LL136(4.6)

H.B. FILED

1034

APR 13 99

HOUSE PRINCIPAL CLERK

Short Title: Professional Firefighters' Retirement.

(Public)

Sponsors: Representative Moore.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DEFINE A PROFESSIONAL FIREFIGHTERS' BENEFIT
3 ACCRUAL RATE FOR MEMBERS AND BENEFICIARIES OF THE LOCAL
4 GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 128-21 is amended by adding a new subdivision to read:
7 "(17a) 'Professional firefighter' means a full-time, paid employee of an
8 employer, maintaining a fire department certified by the North
9 Carolina Department of Insurance, who is actively serving in a
10 position with assigned primary duties and responsibilities for the
11 prevention, detection, and suppression of fire."
12 Section 2. G.S. 128-24(5) reads as rewritten:
13 "(5) The provisions of this subdivision (5) shall apply to any member
14 whose membership is terminated on or after July 1, 1965, and who
15 becomes entitled to benefits hereunder in accordance with the
16 provisions hereof.
17 a. Notwithstanding any other provision of this Chapter, any
18 member who separates from service prior to the attainment
19 of the age of 60 years for any reason other than death or
20 retirement for disability as provided in G.S. 128-27(c), after
21 completing 15 or more years of creditable service, and who
22 leaves his total accumulated contributions in said System
23 shall have the right to retire on a deferred retirement
24 allowance upon attaining the age of 60 years; provided that
25 such member may retire only upon written application to

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1035

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1128-LL080(3.3)

Short Title: Early Retirement Amendment.

(Public)

Sponsors: Representative Moore.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REVISE THE CALCULATION OF THE EARLY RETIREMENT
3 ALLOWANCE FOR MEMBERS OF THE TEACHERS' AND STATE
4 EMPLOYEES' RETIREMENT SYSTEM.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 135-5(b17) reads as rewritten:
7 "(b17) Service Retirement Allowance of Members Retiring on or After ~~July 1,~~
8 ~~1997.~~ July 1, 1997, but Before July 1, 1999. -- Upon retirement from service in
9 accordance with subsection (a) or (a1) above, on or after July 1, 1997, but before July
10 1, 1999, a member shall receive the following service retirement allowance.
11 (1) A member who is a law enforcement officer or an eligible former
12 law enforcement officer shall receive a service retirement
13 allowance computed as follows:
14 a. If the member's service retirement date occurs on or after
15 his 55th birthday, and completion of five years of creditable
16 service as a law enforcement officer, or after the completion
17 of 30 years of creditable service, the allowance shall be
18 equal to one and eighty hundredths percent (1.80%) of his
19 average final compensation, multiplied by the number of
20 years of his creditable service.
21 b. If the member's service retirement date occurs on or after
22 his 50th birthday and before his 55th birthday with 15 or
23 more years of creditable service as a law enforcement officer
24 and prior to the completion of 30 years of creditable service,
25 his retirement allowance shall be equal to the greater of:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1036

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7066-LE136(3.17)

Short Title: Teaching of Evolution.

(Public)

Sponsors: Representative Capps.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENSURE THAT EVOLUTION IS TAUGHT AS SCIENCE, NOT AS
3 IDEOLOGY.
4 The General Assembly of North Carolina enacts:
5 Section 1. The State Board of Education and the local boards of
6 education shall ensure that evolution is taught as science, not as ideology. The State
7 Board of Education and the local boards of education shall encourage teachers to
8 make distinctions between the multiple meanings of "evolution", to distinguish
9 between philosophical materialism and authentic science, and to include unanswered
10 questions and unresolved problems in their presentations.
11 Section 2. This act becomes effective July 1, 1999, and applies beginning
12 with the 1999-2000 school year.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 037 APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2202*-LG317(4.1)

Short Title: WNC Industrial/Business Funds.

(Public)

Sponsors: Representative Gillespie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR IDENTIFYING AND EVALUATING
3 POTENTIAL INDUSTRIAL AND BUSINESS SITES IN WESTERN NORTH
4 CAROLINA AND TO BEGIN THE DEVELOPMENT ON SELECTED SITES.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Commerce the sum of two hundred fifty thousand dollars (\$250,000)
8 for the 1999-2000 fiscal year to underwrite the costs of identifying and conducting
9 evaluations of potential industrial and business sites in Western North Carolina from
10 a land use and engineering standpoint, and to begin the development process on
11 selected sites.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1038

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2201*-LG315(4.1)

Short Title: WNC Revitalization/Planning Funds.

(Public)

Sponsors: Representative Gillespie.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ENHANCE ECONOMIC
3 DEVELOPMENT IN WESTERN NORTH CAROLINA THROUGH THE
4 SMALL TOWN REVITALIZATION AND COUNTY PLANNING PROGRAM.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Commerce the sum of three hundred fifty thousand dollars (\$350,000)
8 for the 1999-2000 fiscal year to enhance economic development in Western North
9 Carolina through the Small Town Revitalization and County Planning Program. The
10 Department shall establish and implement this program to encourage small
11 municipalities and county governments to work locally with small business, industry,
12 tourism, and other community organizations to develop collaborative programs
13 focusing on strategies that will lead to the revitalization of downtown areas and
14 efforts by counties to assess and plan for infrastructure and growth needs into and
15 beyond the year 2000.
16 Section 2. Not less than fifteen percent (15%) of the total funds for the
17 program shall be used for small towns.
18 Section 3. The Department shall develop procedures for the
19 administration and distribution of funds allocated to the Small Town Revitalization
20 and County Planning Program under the following guidelines:
21 (1) Municipalities and counties must make application under
22 procedures established by the Department.
23 (2) Priority shall be given to small municipalities needing assistance
24 with downtown revitalization efforts.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1039

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA121-LH122(4.1)

Short Title: Beach Management Strategy.

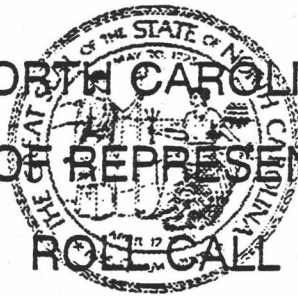
(Public)

Sponsors: Representatives Redwine and Smith (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENT AND
3 NATURAL RESOURCES TO DEVELOP A STRATEGY AND A PLAN FOR
4 BEACH MANAGEMENT AND RESTORATION AND TO IDENTIFY
5 FINANCING ALTERNATIVES FOR THIS PURPOSE.
6 The General Assembly of North Carolina enacts:
7 Whereas, North Carolina has 320 miles of ocean beach, including some of
8 the most pristine and attractive beaches in the country; and
9 Whereas, the balance between economic development and quality of life
10 in North Carolina has made our coast one of the most desirable along the Atlantic
11 Seaboard; and
12 Whereas, North Carolina's beaches are vital to the State's tourism
13 industry; and
14 Whereas, North Carolina's beaches belong to all the State's citizens and
15 provide recreational and economic benefits to our residents statewide; and
16 Whereas, beach erosion can threaten the economic viability of coastal
17 communities and can significantly affect State tax revenues; and
18 Whereas, the Atlantic Seaboard is vulnerable to hurricanes and other
19 storms, and it is prudent to take precautions such as beach nourishment that protect
20 and conserve the State's beaches and reduce property damage and flooding; and
21 Whereas, beach renourishment as an erosion control method provides
22 hurricane flood protection, enhances the attractiveness of beaches to tourists, restores
23 habitat for turtles, shorebirds, and plants, and provides additional public access to
24 beaches; and

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/26/99

7:58 PM

IN CHAIR: SPEAKER

. # 335
LEGISLATIVE DAY 52
H1039HCS
READING 2
REDWINE

BEACH MANAGEMENT STRATEGY

AYES - 115

SPEAKER	CULP	HURLEY	RAMSEY
ADAMS	CULPEPPER	INSKO	RAYFIELD
ALEXANDER	CUNNINGHAM	JARRELL	REDWINE
ALLEN	DAUGHTRY	JEFFUS	ROGERS
ALLRED	DAVIS	JUSTUS	RUSSELL
ARNOLD	DEDMON	KINNEY	SAUNDERS
BADDOUR	DOCKHAM	KISER	SETZER
BAKER	EARLE	LUEBKE	SEXTON
BARBEE	EASTERLING	MCALLISTER	SHERRILL
BAREFOOT	EDDINS	MCCOMAS	SMITH
BERRY	EDWARDS	MCCOMBS	STARNES
BLUE	ESPOSITO	MCCRARY	SUTTON
BONNER	FOX	MCLAWHORN	TALLENT
BOWIE	GIBSON	MCMAHAN	TEAGUE
BOYD-MCINTYRE	GILLESPIE	MELTON	THOMAS
BRASWELL	GOODWIN	MICHAUX	TOLSON
BRIDGEMAN	GRADY	MILLER	TUCKER
BROWN	GRAY	MINER	WAINWRIGHT
BRUBAKER	GULLEY	MITCHELL	WALEND
BUCHANAN	HACKNEY	MOORE	WARNER
CANSLER	HAIRE	MORGAN	WARREN
CAPPS	HARDAWAY	MORRIS	WARWICK
CARPENTER	HENSLEY	MOSLEY	WILSON, C.
CHURCH	HIATT	NESBITT	WILSON, G.
CLARY	HILL	NYE	WOMBLE
COLE	HOLMES	OLDHAM	WOOD
COX	HORN	OWENS	WRIGHT
CRAWFORD	HOWARD	POPE	YONGUE
CREECH	HUNTER, H.	PRESTON	

NOES - 3

DECKER	ELLIS	GARDNER
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EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 1

FITCH

H1039HCS

H1040
H.B. FILED
1040 APR 13 99
HOUSE PRINCIPAL CLERK
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

D

HOUSE DRH7140*-LE191(4.6)

Short Title: Comm. Coll. Improvement Act of 1999.

(Public)

Sponsors: Representatives Rogers, Boyd-McIntyre, Oldham, and Saunders
(Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT THE COMPREHENSIVE COMMUNITY COLLEGE
3 IMPROVEMENT ACT OF 1999.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act shall be known as "The Comprehensive Community
6 College Improvement Act of 1999."
7 Section 2. There is appropriated from the General Fund to the
8 Department of Community Colleges the sum of one hundred thirty-one million eight
9 hundred thousand dollars (\$131,800,000) for the 1999-2000 fiscal year and the sum of
10 one hundred thirty-one million eight hundred thousand dollars (\$131,800,000) for the
11 2000-2001 fiscal year. For each year of the biennium, these funds shall be used as
12 follows:
13 (1) \$22,300,000 shall be used to provide full funding for enrollment
14 growth in curriculum, continuing education, and basic skills
15 programs of instruction.
16 (2) \$52,800,000 shall be used to provide additional full-time faculty
17 and instructional support staff positions, and to adequately
18 compensate the professionals who deliver instruction and assistance
19 to adult learners.
20 (3) \$10,000,000 shall be used to provide critical instructional materials
21 for classroom and lab support, including supplies, printing,
22 publications, instructional software, and other instructional aids.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1041

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE JOINT RESOLUTION DRHJR2209-LC183(4.6)

Sponsors: Representatives Hensley, Capps, Blue, Eddins, Ellis, Miner, and Mosley.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE REVENUE LAWS STUDY
2 COMMITTEE TO REEVALUATE THE NORTH CAROLINA INCOME TAX
3 BURDEN ON INDIVIDUALS IN EACH FILING STATUS CATEGORY.

4 Whereas, the federal income tax law provides tax rates, standard
5 deduction amounts, and other rules that vary based on the filing status of the
6 individual; and

7 Whereas, individuals file federal income tax returns in the following filing
8 status categories: married filing jointly, married filing separately, surviving spouse,
9 single, or head of household; and

10 Whereas, surviving spouse status applies only within the first two years
11 after the other spouse's death and only if the surviving spouse has one or more
12 dependents; and

13 Whereas, head of household status applies only if the taxpayer is not
14 married, does not qualify as a surviving spouse, and maintains a household for one or
15 more dependents who can be claimed as dependents on the tax return; and

16 Whereas, depending upon each spouse's income, some married couples
17 pay more income tax than they would if they filed as single and some married
18 couples pay less income tax than they would if they filed as single; and

19 Whereas, North Carolina's income tax for individuals is calculated as a
20 percentage of federal taxable income, determined based on the individual's federal
21 filing status; and

22 Whereas, the federal rules for determining filing status affect the tax
23 burden on each category for both federal and North Carolina income tax purposes;
24 and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1042

APR 13 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA109-LGQ332(4.7)

Short Title: Indigency Screener Funds.

(Public)

Sponsors: Representative Hensley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR INDIGENCY SCREENERS FOR THE
3 WAKE COUNTY COURT SYSTEM.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to Carolina
6 Correctional Services, Incorporated, a nonprofit corporation, the sum of one hundred
7 twenty thousand dollars (\$120,000) for the 1999-2000 fiscal year for implementation
8 of a program employing financial screeners for defendants to determine whether they
9 deserve State-appointed attorneys.
10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1043

APR 13 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6132-LK165B(4.7)

Short Title: Eliminate Brown-Bagging Permits.

(Public)

Sponsors: Representatives Hensley and McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ELIMINATE BROWN-BAGGING PERMITS.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 18B-603(f) reads as rewritten:
5 "(f) Permits Not Dependent on Elections. -- The Commission may issue the
6 following kinds of permits without approval at an election:
7 (1) Special occasion permits;
8 (2) Limited special occasion permits;
9 (3) ~~Brown-bagging permits for private clubs and congressionally~~
10 ~~chartered veterans organizations; Mixed beverages permit for any~~
11 ~~establishment that qualifies for a permit under G.S. 18B-1001(10).~~
12 However, the board of county commissioners in a county that does
13 not allow the sale of mixed beverages may opt out and continue to
14 prohibit the sale of mixed beverages if that action is taken before
15 October 1, 1999.
16 (4) Culinary permits, except as restricted by subdivision (d)(5);
17 (5) Special one-time permits issued under G.S. 18B-1002;
18 (6) All permits listed in G.S. 18B-1100;
19 (7) On-premises malt beverage permits and on-premises unfortified
20 wine permits for a tourism ABC establishment."
21 Section 2. G.S. 18B-603(f1) reads as rewritten:
22 "(f1) ~~Reserved for future codification purposes. Mixed Beverages opt out. -- The~~
23 board of county commissioners in a county that does not allow the sale of mixed
24 beverages may opt out of the issuance of permits pursuant to G.S. 18B-603(f)(3) and
25 continue to prohibit the sale of mixed beverages if that action is taken before October

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/27/99

5:03 PM

IN CHAIR: SPEAKER

363
LEGISLATIVE DAY 53
H1043HCS
READING 2
HENSLEY

ELIMINATE BROWN- BAGGING PERMITS

MOTION #12 - REP. FITCH'S MOTION TO SUSPEND RULE 10(c) TO
THE END THAT REP. HENSLEY MAY COMPLETE
HIS REMARKS

AYES - 93

SPEAKER	DOCKHAM	JARRELL	PRESTON
ADAMS	EARLE	JEFFUS	RAMSEY
ALEXANDER	EASTERLING	KINNEY	RAYFIELD
ALLEN	ELLIS	LUEBKE	REDWINE
ALLRED	ESPOSITO	MCALLISTER	ROGERS
ARNOLD	FITCH	MCCOMAS	RUSSELL
BADDOUR	FOX	MCCOMBS	SETZER
BAREFOOT	GARDNER	MCCRARY	SHERILL
BERRY	GIBSON	MCLAWHORN	SUTTON
BLUE	GILLESPIE	MCMAHAN	TALLENT
BONNER	GOODWIN	MELTON	TEAGUE
BRASWELL	GRADY	MICHAUX	THOMAS
BROWN	GRAY	MILLER	TOLSON
BRUBAKER	GULLEY	MINER	TUCKER
CANSLER	HACKNEY	MITCHELL	WAINWRIGHT
CARPENTER	HAIRE	MOORE	WARNER
CHURCH	HARDAWAY	MORGAN	WARREN
COLE	HENSLEY	MORRIS	WARWICK
COX	HILL	MOSLEY	WILSON, C.
CRAWFORD	HORN	NESBITT	WILSON, G.
CULP	HUNTER, H.	OLDHAM	WOMBLE
CUNNINGHAM	HURLEY	OWENS	WRIGHT
DECKER	INSKO	POPE	YONGUE
DEDMON			

NOES - 22

BAKER	CREECH	HOWARD	SEXTON
BARBEE	DAUGHTRY	JUSTUS	SMITH
BRIDGEMAN	DAVIS	KISER	STARNES
BUCHANAN	EDDINS	NYE	WALEND
CAPPS	EDWARDS	SAUNDERS	WOOD
CLARY	HIATT		

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 4

BOWIE

BOYD-MCINTYRE

CULPEPPER

HOLMES

H1043HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/27/99

5:39 PM

IN CHAIR: SPEAKER

. # 364
LEGISLATIVE DAY 53
H1043HCS
READING 2
HENSLEY

ELIMINATE BROWN- BAGGING PERMITS

AYES - 34

ADAMS	GIBSON	MCCOMAS	NESBITT
ALEXANDER	GOODWIN	MCMAHAN	OLDHAM
ARNOLD	HARDAWAY	MICHAUX	REDWINE
BERRY	HENSLEY	MILLER	SHERRILL
BLUE	HUNTER, H.	MINER	TOLSON
BRASWELL	JARRELL	MORGAN	WAINWRIGHT
CRAWFORD	JEFFUS	MORRIS	WOMBLE
EARLE	LUEBKE	MOSLEY	WRIGHT
FITCH	MCALLISTER		

NOES - 83

ALLEN	CULP	HILL	ROGERS
ALLRED	CULPEPPER	HOLMES	RUSSELL
BADDOUR	DAUGHTRY	HORN	SAUNDERS
BAKER	DAVIS	HOWARD	SETZER
BARBEE	DECKER	HURLEY	SEXTON
BAREFOOT	DEDMON	INSKO	SMITH
BONNER	DOCKHAM	JUSTUS	STARNES
BOWIE	EASTERLING	KINNEY	SUTTON
BOYD-MCINTYRE	EDDINS	KISER	TALLENT
BRIDGEMAN	EDWARDS	MCCOMBS	TEAGUE
BROWN	ELLIS	MCCRARY	THOMAS
BRUBAKER	ESPOSITO	MCLAWHORN	TUCKER
BUCHANAN	FOX	MELTON	WALEND
CANSLER	GARDNER	MITCHELL	WARNER
CAPPS	GILLESPIE	MOORE	WARREN
CARPENTER	GRADY	NYE	WARWICK
CHURCH	GRAY	OWENS	WILSON, C.
CLARY	GULLEY	POPE	WILSON, G.
COLE	HACKNEY	PRESTON	WOOD
COX	HAIRE	RAMSEY	YONGUE
CREECH	HIATT	RAYFIELD	

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 1

CUNNINGHAM

NOT VOTING - 1

SPEAKER

H1043HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA110-LCX204(4.7)

Short Title: Innovative Highway Funding.

(Public)

Sponsors: Representative Moore.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AUTHORIZE THE ISSUANCE OF GRANT-IN-ANTICIPATION OF
- 3 REVENUE VEHICLES.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1045 APR 13 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3267-LY013(2.4)

Short Title: Child Care Credential Exemptions.

(Public)

Sponsors: Representative Moore.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT CERTAIN EXPERIENCED CHILD CARE
3 ADMINISTRATORS AND LEAD TEACHERS FROM BEING REQUIRED TO
4 HAVE A NORTH CAROLINA CREDENTIAL; AND TO MAKE TECHNICAL
5 CORRECTIONS.
6 The General Assembly of North Carolina enacts:
7 Section 1.(a) The first paragraph of G.S. 110-91 is recodified as
8 subsection (a). The caption for this recodified subsection is "General Applicability."
9 Section 1.(b) Subdivisions (1) through (14) of G.S. 110-91 are recodified
10 as subsections (b) through (o).
11 Section 1.(c) The caption for subsection (k), as recodified by this section,
12 is "Discipline."
13 Section 1.(d) The caption for subsection (o), as recodified by this section,
14 is "False Information."
15 Section 2. G.S. 110-91(i), as recodified by Section 1 of this act, reads as
16 rewritten:
17 "(i) Qualifications for Staff. --
18 (1) Administrators of child care centers. -- All child care center
19 administrators shall be at least 21 years of age. All child care
20 center administrators shall ~~have~~ obtain the North Carolina Early
21 Childhood Administration Credential or its equivalent as
22 determined by the Department. An individual is exempt from this
23 requirement when all of the following apply:
24 a. The individual has continuously served as a child care
25 administrator in the same child care center since September

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1046

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6119-LE050(2.16)

Short Title: No Cell Phones/Pagers in Schools.

(Public)

Sponsors: Representative Thompson.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROHIBIT STUDENTS FROM POSSESSING CELLULAR PHONES
3 OR PAGERS ON SCHOOL PROPERTY.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 115C-47 reads as rewritten:

6 "**§ 115C-47. Powers and duties generally.**

7 In addition to the powers and duties designated in G.S. 115C-36, local boards of
8 education shall have the power or duty:

9

10 (38) To prohibit the possession of cellular phones or paging devices by
11 students. Local boards of education shall adopt rules to prohibit
12 the possession of cellular telephones, other wireless telephones,
13 paging devices, or other wireless communications devices, by
14 students at school during instructional hours. The rules shall
15 provide for the confiscation of devices possessed at school in
16 violation of the rules."

17 Section 2. G.S. 115C-391(f) reads as rewritten:

18 "(f) Local boards of education shall ensure they have clear policies governing the
19 conduct of students. At a minimum, these policies shall state the consequences of
20 violent or assaultive behavior, possessions of weapons, possession of cellular
21 telephones, other wireless telephones, paging devices, or other wireless
22 communications devices during instructional hours, and criminal acts committed on
23 school property or at school-sponsored functions. The State Board shall develop
24 guidelines to assist local boards in this process."

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EQ. # 400
LEGISLATIVE DAY 54
H1046HCS
READING 2
THOMPSON

EV
4/28/99
10:46 AM
IN CHAIR: SPEAKER

CELL PHONES/PAGERS IN SCHOOLS

AYES - 100

SPEAKER	DAUGHTRY	JUSTUS	REDWINE
ADAMS	DECKER	KINNEY	ROGERS
ALEXANDER	DEDMON	LUEBKE	RUSSELL
ALLEN	DOCKHAM	MCCALLISTER	SETZER
ALLRED	EARLE	MCCOMAS	SEXTON
BADDOUR	EASTERLING	MCCOMBS	SHERILL
BARBEE	EDWARDS	MCCRARY	SMITH
BAREFOOT	ESPOSITO	MCLAWHORN	STARNES
BERRY	FOX	MCMAHAN	SUTTON
BOWIE	GARDNER	MELTON	TALLENT
BOYD-MCINTYRE	GIBSON	MICHAUX	TEAGUE
BRASWELL	GILLESPIE	MILLER	THOMAS
BRIDGEMAN	GOODWIN	MITCHELL	TOLSON
BROWN	GRADY	MOORE	TUCKER
BRUBAKER	GULLEY	MORGAN	WAINWRIGHT
BUCHANAN	HAIRE	MORRIS	WALEND
CANSLER	HIATT	MOSLEY	WARNER
CARPENTER	HILL	NESBITT	WARREN
CLARY	HOLMES	NYE	WARWICK
COLE	HORN	OLDHAM	WILSON, C.
COX	HOWARD	OWENS	WILSON, G.
CRAWFORD	HURLEY	POPE	WOMBLE
CREECH	INSKO	PRESTON	WOOD
CULP	JARRELL	RAMSEY	WRIGHT
CULPEPPER	JEFFUS	RAYFIELD	YONGUE

NOES - 13

BAKER	EDDINS	HACKNEY	KISER
BLUE	ELLIS	HENSLEY	MINER
CAPPS	FITCH	HUNTER, H.	SAUNDERS
DAVIS			

EXCUSED ABSENCE - 4

ARNOLD	CHURCH	GRAY	THOMPSON
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EXCUSED VOTE - 0

NOT VOTING - 3

BONNER	CUNNINGHAM	HARDAWAY
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H1046HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED 1047 APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2188-LK149(4.6)

Short Title: Commercial Realtor Lien Study.

(Public)

Sponsors: Representative Thompson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE STUDY OF WHETHER STATUTORY LIENS
3 SHOULD BE ALLOWED FOR FEES OWED TO COMMERCIAL REAL
4 ESTATE BROKERS.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Legislative Research Commission may study the issue of
7 whether or not statutory liens should be allowed for fees owed to commercial real
8 estate brokers.
9 The Commission may look at issues addressed in Senate Bill 923, First
10 Edition, of the 1997 Session, including proposed committee substitutes considered by
11 the Senate Judiciary Committee during the 1997 Session. The study shall include at
12 least the following:
13 (1) The extent of the problem of commercial real estate brokers not
14 being able to collect real estate commission fees they have earned
15 and are entitled to;
16 (2) Whether statutory liens should be used to address this problem;
17 and
18 (3) The effects of such a statutory lien process on the commercial real
19 estate transaction process, including issues affecting title.
20 Section 2. The Legislative Research Commission may make an interim
21 report to the 1999 General Assembly, 2000 Regular Session, and shall make a final
22 report to the 2001 General Assembly.
23 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1048

APR 13 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2225-LD141(4.7)

Short Title: Amend Rule 4/Manner of Service.

(Public)

Sponsors: Representative Miller.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AMEND THE NORTH CAROLINA RULES OF CIVIL
3 PROCEDURE TO PROVIDE THAT NOTICE OF THE MANNER OF SERVICE
4 OF PROCESS SHALL BE FILED WHEN SERVICE IS MADE OTHER THAN
5 BY PERSONAL DELIVERY.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 1A-1, Rule 4, is amended by adding a new subsection to
8 read:

9 "(1) Process -- Notice of manner of service. -- When service of process is by means
10 other than personal delivery, notice of the manner of service shall be filed with the
11 court within 10 days after the date of service."

12 Section 2. This act becomes effective October 1, 1999, and applies to
13 actions commenced on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1048

DATE 4/28/99

S. B. No. _____

Amendment No. 1

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Blue

1 moves to amend the bill on page 1, line 11

2 () WHICH CHANGES THE TITLE

3 by Substituting the number "20" for the

4 number "18"

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

[Signature]

ADOPTED

4/28/99

FAILED

TABLED

113-0 or

to which

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

3:12 PM

IN CHAIR: HACKNEY

431

LEGISLATIVE DAY 54

H1048

READING 2

MILLER

AMEND #1 REP. BLUE

AMEND RULE 4/MANNER OF SERVICE

AYES - 113

ADAMS
ALEXANDER
ALLRED
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COLE
COX
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN
HOWARD
HUNTER, H.

HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MORGAN
MORRIS
MOSLEY
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON

RAMSEY
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
ALLEN

HAIRE

MOORE

TEAGUE

H1048

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

3:14 PM

IN CHAIR: HACKNEY

432
LEGISLATIVE DAY 54
H1048
READING 2
MILLER

AMEND RULE 4/MANNER OF SERVICE

AYES - 113

ADAMS
ALEXANDER
ALLEN
ALLRED
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COLE
COX
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN

HOWARD
HUNTER, H.
INSKO
JARRELL
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MORGAN
MORRIS
MOSLEY
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON

RAMSEY
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
HURLEY

JEFFUS

MOORE

STARNES

H1048

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH1147-LM088(3.12)

H.B. FILED
1049 APR 13 99
D
HOUSE PRINCIPAL CLERK

Short Title: Physician Licensure.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE LAWS RELATED TO THE LICENSURE OF
3 PHYSICIANS IN THIS STATE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 90-5 reads as rewritten:
6 **"§ 90-5. Meetings of Board.**
7 The North Carolina Medical Board shall assemble at least once in every year in
8 the City of ~~Raleigh, and shall remain in session from day to day until all applicants~~
9 ~~who may present themselves for examination within the first two days of this meeting~~
10 ~~have been examined and disposed of; other~~ Raleigh. Other meetings in each year
11 may be held at some suitable point in the State if deemed advisable."
12 Section 2. G.S. 90-9 reads as rewritten:
13 **"§ 90-9. Examination for license; scope; conditions and prerequisites.**
14 It is the duty of the North Carolina Medical Board to examine for license to
15 practice medicine or surgery, or any of the branches thereof, ~~every applicant who~~
16 ~~complies with the following provisions: the applicant shall, before admittance to~~
17 ~~examination, satisfy the Board of possession of academic education equal to the~~
18 ~~entrance requirements of the University of North Carolina, or furnish a certificate~~
19 ~~from the superintendent of public instruction of the county that the applicant has~~
20 ~~passed an examination upon literary attainments to meet the requirements of~~
21 ~~entrance in the regular course of the State University. The applicant shall exhibit a~~
22 ~~diploma or furnish satisfactory proof of graduation from a medical college or an~~
23 ~~osteopathic college approved by the American Osteopathic Association at the time of~~
24 ~~graduation, dated from January 1, 1960, to the present, and whose medical and~~
25 ~~osteopathic schools shall require an attendance of not less than four years or for a~~



Call To Horton
when
ready

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1049

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

H1049-ARA-001

Date April 27, 1999

Comm. Sub. ☐
Amends Title ☐

- 1 moves to amend the bill on page 7, line 3,
2 by deleting the words J felony. and substituting "I felony." ✓

SIGNED Tom R Edwards
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED APR 27 1999 FAILED _____ TABLED _____

112-1 EV
JWub

4.27.99
MM
RA

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

4/27/99

4:14 PM

IN CHAIR: SPEAKER

359
LEGISLATIVE DAY 53
H1049

AMEND #1 COMMITTEE AMENDMENT

AYES - 112

SPEAKER	DAUGHTRY	HUNTER, H.	RAMSEY
ADAMS	DAVIS	HURLEY	RAYFIELD
ALEXANDER	DECKER	INSKO	REDWINE
ALLEN	DEDMON	JARRELL	ROGERS
ALLRED	DOCKHAM	JEFFUS	RUSSELL
BADDOUR	EARLE	JUSTUS	SAUNDERS
BAKER	EASTERLING	KINNEY	SETZER
BARBEE	EDDINS	KISER	SEXTON
BAREFOOT	EDWARDS	MCCALLISTER	SHERRILL
BERRY	ELLIS	MCCOMAS	SMITH
BONNER	ESPOSITO	MCCOMBS	STARNES
BOWIE	FOX	MCCRARY	SUTTON
BOYD-MCINTYRE	GARDNER	MCLAWHORN	TALLENT
BRASWELL	GIBSON	MCMAHAN	TEAGUE
BROWN	GILLESPIE	MELTON	THOMAS
BRUBAKER	GOODWIN	MICHAUX	TOLSON
BUCHANAN	GRADY	MINER	TUCKER
CANSLER	GRAY	MITCHELL	WAINWRIGHT
CAPPS	GULLEY	MOORE	WALEND
CARPENTER	HACKNEY	MORGAN	WARNER
CHURCH	HAIRE	MORRIS	WARREN
CLARY	HARDAWAY	MOSLEY	WARWICK
COX	HENSLEY	NESBITT	WILSON, C.
CRAWFORD	HIATT	NYE	WILSON, G.
CREECH	HILL	OLDHAM	WOMBLE
CULP	HOLMES	OWENS	WOOD
CULPEPPER	HORN	POPE	WRIGHT
CUNNINGHAM	HOWARD	PRESTON	YONGUE

NOES - 1

ARNOLD

EXCUSED ABSENCE - 2

LUEBKE

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 5

BLUE
BRIDGEMAN

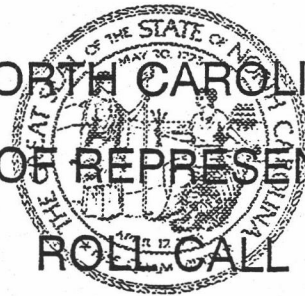
COLE

FITCH

MILLER

H1049

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
7/07/00

IN CHAIR: SPEAKER

1624
LEGISLATIVE DAY 140
H1049HCS
READING 2
MILLER

PHYSICIAN LICENSURE

AYES - 92

ALEXANDER	EARLE	JEFFUS	SEXTON
ALLEN	EASTERLING	JUSTUS	SHERRILL
ALLRED	EDDINS	KISER	SOSSAMON
ARNOLD	EDWARDS	MCALLISTER	STARNES
BADDOUR	ELLIS	MCCOMBS	SUTTON
BAKER	FITCH	MCLAWHORN	TEAGUE
BAREFOOT	FORD	MCMAHAN	THOMAS
BERRY	FOX	MELTON	THOMPSON
BLUE	GARDNER	MICHAUX	TOLSON
BONNER	GIBSON	MILLER	TUCKER
BOYD-MCINTYRE	GILLESPIE	MITCHELL	WAINWRIGHT
BRUBAKER	GOODWIN	MORRIS	WALEND
CANSLER	GRADY	NESBITT	WARNER
CAPPS	GULLEY	NYE	WARREN
CHURCH	HACKNEY	OLDHAM	WARWICK
CLARY	HAIRE	OWENS	WEISS
COLE	HALL	POPE	WEST
COX	HILL	PRESTON	WILSON, C.
CULP	HORN	RAYFIELD	WILSON, G.
CULPEPPER	HUNTER, H.	REDWINE	WOMBLE
CUNNINGHAM	HURLEY	RUSSELL	WOOD
DAUGHTRY	INSKO	SAUNDERS	WRIGHT
DEDMON	JARRELL	SETZER	YONGUE

NOES - 14

BOWIE	DECKER	HOWARD	MORGAN
CRAWFORD	DOCKHAM	MCCOMAS	ROGERS
CREECH	ESPOSITO	MINER	SMITH
DAVIS	HENSLEY		

EXCUSED ABSENCE - 9

BARBEE	GRAY	KINNEY	MCCRARY
BRIDGEMAN	HIATT	LUEBKE	RAMSEY
BUCHANAN			

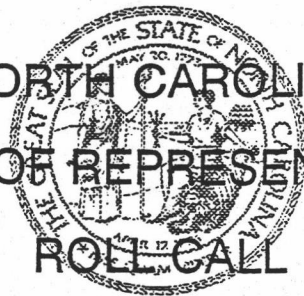
EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	BROWN	HOLMES	TALLENT
ADAMS			

H1049HCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



RC
7/10/00
8:13 PM
IN CHAIR: SPEAKER

1629
LEGISLATIVE DAY 141
H1049HCS
READING 3
MILLER

PHYSICIAN LICENSURE

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BAREFOOT
BERRY
BLUE
BONNER
BOYD-MCINTYRE
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CAPPS
CHURCH
CLARY
COLE
COX
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DEDMON
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
FORD
FOX
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HALL
HENSLEY
HILL
HOLMES
HORN
HOWARD
HUNTER, H.
HURLEY

AYES -

100
~~99~~
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MITCHELL
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON
RAYFIELD
REDWINE
ROGERS
RUSSELL

HAIRE
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
SOSSAMON
STARNES
SUTTON
TALLENT
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WEISS
WEST
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 10

BARBEE
BOWIE
CREECH

DECKER
DOCKHAM
ESPOSITO

GARDNER
MINER

MORGAN
WOOD

EXCUSED ABSENCE - 7

CANSLER
HIATT

KINNEY
MCALLISTER

MCCRARY
RAMSEY

TEAGUE

EXCUSED VOTE - 0

SPEAKER

FITCH

NOT VOTING - *4* *3*

~~HAIRE~~

WILSON, C.

H1049HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA122-LH034B(2.16)

Short Title: Drug Offender/Require Active Time.

(Public)

Sponsors: Representative Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A PERSON CONVICTED OF A DRUG FELONY
3 MUST SERVE AN ACTIVE TERM OF IMPRISONMENT.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 81B of Chapter 15A of the General Statutes is
6 amended by adding a new section to read:
7 "§ 15A-1340.16C. Active sentence mandatory for conviction of a drug felony.
8 Notwithstanding the sentencing dispositions in G.S. 15A-1340.17, a person
9 convicted of a second or subsequent felony under G.S. 90-95 shall be sentenced to an
10 active punishment. However, the minimum term of imprisonment imposed shall be
11 within the range specified for the class of offense committed by the defendant and the
12 prior record level of the defendant."
13 Section 2. This act becomes effective December 1, 1999, and applies to
14 offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6125*-LC108(3.10)

Short Title: Extend TransPark Investment Authority.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE MATURITY DATE FOR CERTAIN AUTHORIZED
3 INVESTMENTS IN THE GLOBAL TRANSPARK AUTHORITY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 147-69.2(b)(11) reads as rewritten:
6 "(11) With respect to assets of the Escheat Fund, obligations of the
7 North Carolina Global TransPark Authority authorized by G.S.
8 63A-4(a)(22), not to exceed twenty-five million dollars
9 (\$25,000,000), that have a final maturity not later than September
10 1, ~~1999~~ 2004. The obligations shall bear interest at the rate set by
11 the State Treasurer. No commitment to purchase obligations may
12 be made pursuant to this subdivision after September 1, 1993, and
13 no obligations may be purchased after September 1, 1994. In the
14 event of a loss to the Escheat Fund by reason of an investment
15 made pursuant to this subdivision, it is the intention of the
16 General Assembly to hold the Escheat Fund harmless from ~~any~~
17 ~~such~~ the loss by appropriating to ~~such~~ the Escheat Fund funds
18 equivalent to ~~such~~ the loss."
19 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1052

APR 13 99

HOUSE PRINCIPAL CLERK **D**

H

HOUSE DRH3262-LGQ283A(3.24)

Short Title: Freedom House Funds.

(Public)

Sponsors: Representatives Insko and Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF
3 FREEDOM HOUSE.
4 Whereas, Freedom House is a nonprofit organization that provides
5 residential care to promote recovery from the disease of addiction; and
6 Whereas, since 1971, Freedom House's mission has been to help those
7 afflicted with alcoholism or drug addiction by providing the tools necessary to lead a
8 life of recovery and to become productive members of society; and
9 Whereas, alcohol and drug abuse have a direct correlation to indigence,
10 unemployment, family disease, adolescent pregnancy, school dropout rates, crime,
11 chronic illness, and death; and
12 Whereas, Freedom House offers detoxification programs, a short-term
13 acute stabilization program, a women's long-term halfway house, and a men's
14 halfway house in conjunction with its LifeSkills Education program, which looks at
15 the full range of needs and multiple like issues clients bring with them as they enter
16 treatment, addressing recovery, educational, vocational, and interpersonal skills; and
17 Whereas, Freedom House serves clients from Orange, Person, Chatham,
18 Wake, Durham, Lee, Harnett, Alamance, and Johnston Counties as well as from
19 outside the immediate area; and
20 Whereas, during the past year, Freedom House served over 630 people;
21 and
22 Whereas, funds are needed to meet the increasing demand for additional
23 services; Now, therefore,
24 The General Assembly of North Carolina enacts:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1053

APR 13 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA105-LG318(4.1)

Short Title: Urgent Repair Program Funds.

(Public)

Sponsors: Representatives Insko and Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ORANGE COUNTY FOR ITS
3 URGENT REPAIR PROGRAM.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to Orange
6 County the sum of sixty thousand dollars (\$60,000) for the 1999-2000 fiscal year for
7 the county's Urgent Repair Program to preserve existing housing stock and enable
8 current homeowners, especially the elderly, to remain in their homes safely.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1054

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8098-LK145(4.1)

Short Title: Activity Buses Stop-RR Crossings.

(Public)

Sponsors: Representative Mosley (By Request).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE ALL ACTIVITY BUSES TO STOP AT ALL RAILROAD
3 CROSSINGS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-142.3(a) reads as rewritten:
6 "(a) Before crossing at grade any track or tracks of a railroad, the driver of any
7 school bus, any activity bus, any motor vehicle carrying passengers for compensation,
8 any property-hauling motor vehicle over 10,000 pounds which is carrying hazardous
9 materials, and any motor vehicle with a capacity of 16 or more persons shall stop the
10 vehicle within 50 feet but not less than 15 feet from the nearest rail of the railroad.
11 While stopped, the driver shall listen and look in both directions along the track for
12 any approaching train and shall not proceed until he can do so safely. Upon
13 proceeding, the driver of the vehicle shall cross the track in a gear that allows the
14 driver to cross the track without changing gears and the driver shall not change gears
15 while crossing the track or tracks."
16 Section 2. G.S. 20-142.3(b) reads as rewritten:
17 "(b) Except for school ~~buses~~, buses and activity buses, the provisions of this
18 section shall not require the driver of a vehicle to stop:
19 (1) At railroad tracks used exclusively for industrial switching
20 purposes within a business district.
21 (2) At a railroad grade crossing which a police officer or crossing
22 flagman directs traffic to proceed.
23 (3) At a railroad grade crossing protected by a gate or flashing signal
24 designed to stop traffic upon the approach of a train, when the
25 gate or flashing signal does not indicate the approach of a train.



**NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1054**

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

H1054-ARW-001

Date APR 22 1999, 1999

Comm. Sub. []
Amends Title []

Rep. Mosley

- 1 moves to amend the bill on page 2, line 9,
2 by rewriting that line to read:
3 "Section 3. This act becomes effective August 1, 1999 and
4 ~~applies to offenses occurring on or after that date.~~"

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED APR 22 1999 FAILED TABLED

vv
Harris Webb

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/28/99

3:07 PM

IN CHAIR: HACKNEY

430
LEGISLATIVE DAY 54
H1054
READING 2
MOSLEY

ACTIVITY BUSES STOP- RAILROAD CROSSINGS

AYES - 88

ADAMS	CULPEPPER	HOWARD	OWENS
ALEXANDER	CUNNINGHAM	HURLEY	POPE
ALLRED	DAUGHTRY	INSKO	RAMSEY
BADDOUR	DECKER	JARRELL	RAYFIELD
BAKER	DEDMON	JEFFUS	REDWINE
BAREFOOT	DOCKHAM	KINNEY	ROGERS
BLUE	EARLE	LUEBKE	RUSSELL
BONNER	EASTERLING	MCALLISTER	SAUNDERS
BOWIE	EDDINS	MCCOMAS	SETZER
BOYD-MCINTYRE	EDWARDS	MCCOMBS	SEXTON
BRASWELL	ESPOSITO	MCCRARY	SMITH
BRIDGEMAN	FOX	MCMAHAN	TALLENT
BROWN	GARDNER	MELTON	THOMPSON
BRUBAKER	GIBSON	MILLER	TOLSON
CANSLER	GOODWIN	MINER	WAINWRIGHT
CAPPS	GRADY	MOORE	WALEND
CLARY	GRAY	MORGAN	WARWICK
COLE	HACKNEY	MORRIS	WILSON, G.
COX	HAIRE	MOSLEY	WOMBLE
CRAWFORD	HARDAWAY	NESBITT	WOOD
CREECH	HENSLEY	NYE	WRIGHT
CULP	HORN	OLDHAM	YONGUE

NOES - 21

BARBEE	GILLESPIE	MITCHELL	TEAGUE
BERRY	HIATT	PRESTON	THOMAS
BUCHANAN	HILL	SHERRILL	TUCKER
CARPENTER	KISER	STARNES	WARNER
DAVIS	MCLAWHORN	SUTTON	WARREN
ELLIS			

EXCUSED ABSENCE - 2

ARNOLD
CHURCH

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	GULLEY	HUNTER, H.	MICHAUX
ALLEN	HOLMES	JUSTUS	WILSON, C.
FITCH			

H1054

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 752/17-- 4:04 PM

JUNE 29, 1999

LEGISLATIVE DAY 88

SENATOR BASNIGHT

-- Presiding

MOSLEY
ACTIVITY BUSES STOP RAILROAD CROSS.
2ND EDITION

HOUSE BILL 1054
READING 2

AYE	48	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
NO	0				

EXCUSED 0

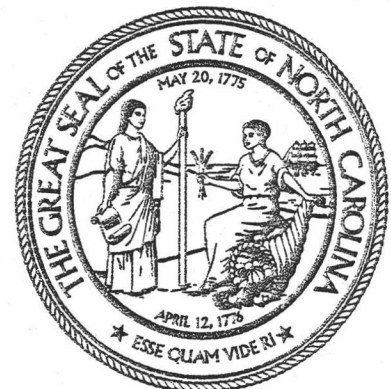
NOT CAST 0

ABSENT 2 COOPER

JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1055

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2245-LD139(4.7)

Short Title: Radiation Protection Act.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO THE NORTH CAROLINA RADIATION PROTECTION
- 3 ACT.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1056

APR 14 99

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH3307-LD142(4.7)

Short Title: Limitation for Prod. Liability Actions.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CHANGE THE LIMITATION WITHIN WHICH A PRODUCT
3 LIABILITY CASE MAY BE BROUGHT FROM SIX YEARS TO FIFTEEN
4 YEARS AFTER THE DATE OF PURCHASE.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 1-50(6) is repealed.
7 Section 2. Article 5 of Chapter 1 of the General Statutes is amended by
8 adding a new section to read:
9 "§ 1-46.5. Fifteen years.
10 No action for the recovery of damages for personal injury, death, or damage to
11 property based upon or arising out of any alleged defect or any failure in relation to a
12 product shall be brought more than 15 years after the date of initial purchase for use
13 or consumption."
14 Section 3. This act becomes effective October 1, 1999, and applies to
15 causes of action that accrue on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1057

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2214-RU015(3.23)

Short Title: Mortgage Credits Study.

(Public)

Sponsors: Representative Jeffus.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
3 STUDY THE STATE'S PARTICIPATION IN THE MORTGAGE CREDIT
4 CERTIFICATE PROGRAM ADMINISTERED BY THE NORTH CAROLINA
5 HOUSING FINANCE AGENCY.

6 The General Assembly of North Carolina enacts:

7 Section 1. The Legislative Research Commission is authorized to study
8 issues relating to the mortgage credit certificate program as administered on behalf of
9 the State by the North Carolina Housing Finance Agency.

10 Section 2. The study shall include the following issues:

- 11 (1) The benefits accruing to North Carolina citizens from the State's
12 participation in the mortgage credit certificate program.
13 (2) The policies of the North Carolina Housing Finance Agency
14 related to reissuing mortgage credit certificates to qualified
15 borrowers who refinance home mortgages for which mortgage
16 credit certificates had previously been issued.
17 (3) Whether mortgage credit certificates should be reissued on the
18 refinance of adjustable-rate mortgages to either adjustable-rate
19 mortgages or fixed-rate mortgages.
20 (4) Inequities to borrowers eligible for mortgage credit certificates
21 arising from different policies by the North Carolina Housing
22 Finance Agency relative to the reissuance of mortgage credit
23 certificates for different types of mortgage refinances.
24 (5) The monetary value of tax credits lost by qualified borrowers
25 arising from the North Carolina Housing Finance Agency's policy

H.B. FILED
1058 APR 14 99
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4173-LE129(3.17)

Short Title: Teacher Nat'l Certification Fee Funds.

(Public)

Sponsors: Representative Jeffus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE PAYMENT OF THE PARTICIPATION FEE
3 FOR TEACHERS WHO PARTICIPATE A SECOND TIME IN THE
4 NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS
5 (NBPTS) CERTIFICATION PROGRAM.
6 The General Assembly of North Carolina enacts:
7 Section 1. Funds appropriated to the Department of Public Instruction to
8 pay for the National Board for Professional Teaching Standards (NBPTS)
9 participation fee and for leave for teachers participating in the NBPTS program shall
10 not revert at the end of the fiscal year. These funds shall remain available for the
11 next fiscal year to pay the applicable NBPTS participation fee for teachers who wish
12 to participate in all or part of the certification program more than one time.
13 Section 2. This act becomes effective June 30, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1059 APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH4180*-LE124(3.16)

Short Title: Healthy Schools Act.

(Public)

Sponsors: Representative Jeffus.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE A HEALTHY SCHOOL ENVIRONMENT IN OUR
3 PUBLIC SCHOOLS BY HIRING ONE HUNDRED FIFTY SCHOOL NURSES
4 PER YEAR TO REACH A RATIO OF ONE SCHOOL NURSE FOR EVERY
5 SEVEN HUNDRED FIFTY STUDENTS BY THE YEAR 2010.
6 The General Assembly of North Carolina enacts:
7 Section 1.(a) There is appropriated from the General Fund to the
8 Department of Health and Human Services the sum of six million dollars
9 (\$6,000,000) for fiscal year 1999-2000 to hire 150 school nurses and the sum of twelve
10 million dollars (\$12,000,000) for fiscal year 2000-2001 to hire an additional 150 school
11 nurses. Disbursement of these monies by the Department shall be based on criteria
12 established by a Healthy Schools Committee composed of one representative each
13 from the Department of Health and Human Services, Department of Public
14 Instruction, NC Center for Nursing, North Carolina Nurses Association, School
15 Nurses Association of North Carolina, North Carolina Hospital Association, North
16 Carolina Pediatric Society, Area Health Education Center, the UNC Council of
17 Deans of Education, the Council of Deans of Baccalaureate/Higher Degree Nursing
18 Education Programs, and the North Carolina Association of Public Health Nurse
19 Administrators. A local committee composed of representatives from the schools,
20 health department, and health care providers shall develop a proposal based on these
21 criteria. Funds shall be allocated by the Department for these school nurse positions
22 upon submission of a written plan with the intent to fund at least one position for
23 each of the 117 school districts until the ratio of one school nurse for each 750
24 students is reached within that school district.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1060

APR 14 99

H

D

HOUSE DRH6121-LR242(3.18)

HOUSE PRINCIPAL CLERK

Short Title: Legislators' Longevity Pay.

(Public)

Sponsors: Representative Buchanan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT ESTABLISHING LONGEVITY PAYMENTS FOR MEMBERS OF THE
3 GENERAL ASSEMBLY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 120-3 is amended by adding a new subsection to read:
6 "(d) Every member of the General Assembly shall receive as longevity pay an
7 annual amount equal to four and eight-tenths percent (4.8%) of the annual salary set
8 forth in this section payable monthly after five years of service, nine and six-tenths
9 percent (9.6%) after 10 years of service, fourteen and four-tenths percent (14.4%)
10 after 15 years of service, and nineteen and two-tenths percent (19.2%) after 20 years
11 of service. 'Service' means service as a member of the General Assembly."
12 Section 2. This act becomes effective upon the convening of the 2001
13 General Assembly.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1061

APR 14 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH2206-LN187(4.6)

Short Title: Local Health Board Rules.

(Public)

Sponsors: Representative McAllister.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE RULE-MAKING AUTHORITY OF LOCAL
3 BOARDS OF HEALTH.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 130A-39(a) reads as rewritten:
6 "(a) A local board of health shall have the responsibility to protect and promote
7 the public health. The board shall have the authority to adopt rules necessary for that
8 purpose. In adopting rules to protect and promote the public health, a local board of
9 health may take into account factors other than public health that may enhance the
10 reasonableness of the rule in light of the health risk addressed."
11 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1062

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2210-LN099(3.4)

Short Title: Funds for Area Mental Health Programs.

(Public)

Sponsors: Representative Morris.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH
3 PROGRAMS.

4 Whereas, reductions in State appropriations for area mental health,
5 developmental disabilities, and substance abuse services programs have amounted to
6 over sixteen million dollars over the past eight years; Now, therefore,
7 The General Assembly of North Carolina enacts:

8 Section 1. There is appropriated from the General Fund to the
9 Department of Health and Human Services, Division of Mental Health,
10 Developmental Disabilities, and Substance Abuse Services, the sum of sixteen million
11 dollars (\$16,000,000) for the 1999-2000 fiscal year and the sum of sixteen million
12 dollars (\$16,000,000) for the 2000-2001 fiscal year for area mental health,
13 developmental disabilities, and substance abuse services programs. The Division shall
14 allocate these funds by formula established by the Department to reduce the waiting
15 list for services for each disability area.

16 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1063 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8102-LY047(4.6)

Short Title: Abortion Clinic Certification.

(Public)

Sponsors: Representative Decker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE ABORTION CLINICS TO MEET THE LICENSURE
3 REQUIREMENTS FOR AMBULATORY SURGICAL FACILITIES IN ORDER
4 TO OBTAIN CERTIFICATION.
5 The General Assembly of North Carolina enacts:
6 Section 1. Part D of Article 6 of Chapter 131E of the General Statutes is
7 amended by adding a new section to read:
8 "§ 131E-153. Abortion clinic certification.
9 In order to obtain certification from the Department, an abortion clinic shall meet
10 all of the requirements for licensure of an ambulatory surgical facility."
11 Section 2. This act becomes effective December 1, 1999, and applies to
12 any abortion clinic that seeks initial certification on or after that date. Any abortion
13 clinic that is certified by the Department of Health and Human Services at the time
14 this act becomes effective shall meet the requirements of G.S. 131E-153, as enacted
15 by Section 1 of this act, on or before December 1, 2000, or shall have its certification
16 revoked on that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1064 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3316-LY046(4.6)

Short Title: Abortion/Right to Know.

(Public)

Sponsors: Representative Decker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE A TWENTY-FOUR-HOUR WAITING PERIOD AND
3 THE INFORMED CONSENT OF A PREGNANT WOMAN BEFORE AN
4 ABORTION MAY BE PERFORMED.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 90 of the General Statutes is amended by adding the
7 following new Article to read:
8 "ARTICLE 1G.
9 "Woman's Right to Know Act.
10 "§ 90-21.50. Short title.
11 This act may be cited as the Woman's Right to Know Act.
12 "§ 90-21.51. Definitions.
13 As used in this Article, unless the context clearly requires otherwise:
14 (1) 'Abortion' means the use or prescription of any instrument,
15 medicine, drug, or any other substance or device intentionally to
16 terminate the pregnancy of a woman known to be pregnant with
17 an intention other than to increase the probability of a live birth,
18 to preserve the life or health of the child after live birth, or to
19 remove a dead fetus.
20 (2) 'Attempt to perform an abortion' means an act, or an omission of
21 a statutorily required act, that, under the circumstances as the actor
22 believes them to be, constitutes a substantial step in a course of
23 conduct planned to culminate in the performance of an abortion in
24 North Carolina in violation of this Article.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1065 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2216*-LH059B(2.24)

Short Title: Concealed Handguns/Reciprocity.

(Public)

Sponsors: Representatives Decker and Gibson (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE RECIPROCAL CONCEALED HANDGUN RIGHTS TO
3 CONCEALED HANDGUN PERMIT HOLDERS OF OTHER STATES.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 54B of Chapter 14 of the General Statutes is amended
6 by adding a new section to read:

7 "§ 14-415.24. Reciprocity; out-of-state handgun permits.

8 (a) A valid concealed handgun permit or license issued by another state is valid in
9 North Carolina if:

10 (1) That state requires the appropriate background records checks; and
11 (2) A state meeting the requirements of this section grants the same
12 right to residents of North Carolina who have valid concealed
13 handgun permits in their possession while carrying concealed
14 weapons in that state.

15 (b) The Attorney General shall determine which states meet the requirements of
16 this section, maintain a registry of such states on the North Carolina Criminal
17 Information Network, and make the registry available to law enforcement officers for
18 investigative purposes.

19 (c) The provisions of G.S. 14-415.11(a) and (c) apply to a nonresident whose
20 concealed handgun permit or license from another state is honored by North
21 Carolina in accordance with the reciprocity provisions of this section."

22 Section 2. G.S. 14-415.24(b), as enacted by this act, is effective when this
23 act becomes law. The Attorney General shall implement G.S. 14-415.24(b), as
24 enacted by Section 1 of this act, within 60 days after this act becomes law. The
25 remainder of this act becomes effective 60 days after this act becomes law.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



452
LEGISLATIVE DAY 54
H1065HCS
READING 2
DECKER

EU
4/28/99
7:27 PM
IN CHAIR: SPEAKER

CONCEALED HANDGUNS/ RECIPROCITY

AYES - 92

ALLEN	CUNNINGHAM	HURLEY	ROGERS
ALLRED	DAUGHTRY	JUSTUS	RUSSELL
BADDOUR	DAVIS	KISER	SETZER
BAKER	DECKER	MCCOMAS	SEXTON
BARBEE	DEDMON	MCCOMBS	SHERRILL
BAREFOOT	DOCKHAM	MCCRARY	SMITH
BERRY	EDDINS	MCLAWHORN	STARNES
BONNER	EDWARDS	MCMAHAN	SUTTON
BOWIE	ELLIS	MELTON	TALLENT
BOYD-MCINTYRE	ESPOSITO	MILLER	TEAGUE
BRIDGEMAN	FOX	MINER	THOMAS
BROWN	GARDNER	MITCHELL	THOMPSON
BRUBAKER	GILLESPIE	MOORE	TOLSON
BUCHANAN	GOODWIN	MORGAN	TUCKER
CANSLER	GRADY	MORRIS	WAINWRIGHT
CAPPS	GRAY	MOSLEY	WALEND
CARPENTER	GULLEY	NESBITT	WARNER
CLARY	HARDAWAY	NYE	WARREN
COLE	HIATT	OWENS	WARWICK
CRAWFORD	HILL	POPE	WILSON, C.
CREECH	HOLMES	PRESTON	WILSON, G.
CULP	HORN	RAYFIELD	WOOD
CULPEPPER	HOWARD	REDWINE	YONGUE

NOES - 22

ADAMS	EASTERLING	JEFFUS	OLDHAM
ALEXANDER	FITCH	KINNEY	RAMSEY
BLUE	HACKNEY	LUEBKE	SAUNDERS
BRASWELL	HAIRE	MCALLISTER	WOMBLE
COX	HENSLEY	MICHAUX	WRIGHT
EARLE	INSKO		

EXCUSED ABSENCE - 3

ARNOLD	CHURCH	JARRELL
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EXCUSED VOTE - 0

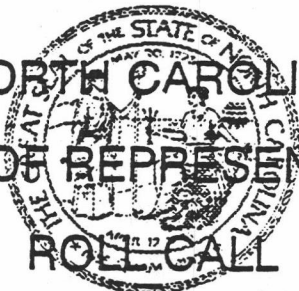
NOT VOTING - 3

SPEAKER	GIBSON	HUNTER, H.
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H1065HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EU

4/29/99

3:21 PM

IN CHAIR: SPEAKER

486
LEGISLATIVE DAY 55
H1065HCS
READING 3
DECKER

CONCEALED HANDGUNS/ RECIPROCITY

AYES - 82

ALLEN
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CHURCH
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DEDMON
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRAY
GULLEY
HARDAWAY
HILL
HORN
HOWARD
HURLEY

JARRELL
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NYE
OWENS
POPE
PRESTON
RAMSEY
RAYFIELD

REDWINE
ROGERS
RUSSELL
SETZER
SHERRILL
SMITH
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
YONGUE

NOES - 8

COX
HACKNEY

HAIRE
HENSLEY

INSKO
OLDHAM

SAUNDERS
WRIGHT

EXCUSED ABSENCE - 4

ARNOLD

BLUE

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 26

SPEAKER
ADAMS
ALEXANDER
ALLRED
BONNER
CARPENTER
CLARY

COLE
DOCKHAM
EARLE
FITCH
GRADY
HIATT
HOLMES

HUNTER, H.
KINNEY
LUEBKE
MELTON
MICHAUX
MILLER

MINER
SEXTON
STARNES
WAINWRIGHT
WOMBLE
WOOD

H1065HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1066

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2237(4.7)

Short Title: Ban Partial-Birth Abortions.

(Public)

Sponsors: Representative Decker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO BAN PARTIAL-BIRTH ABORTIONS.
3 The General Assembly of North Carolina enacts:
4 Section 1. Article 11 of Chapter 14 of the General Statutes is amended
5 by adding a new Part to read:
6 "Part 2. Partial-Birth Abortion Ban Act of 1999.
7 **"§ 14-46.1. Definitions.**
8 **The following definitions apply in this Part:**
9 (1) **Partial-birth abortion.** -- **An abortion in which the person**
10 **performing the abortion partially vaginally delivers a living fetus**
11 **before killing the fetus and completing the delivery.**
12 (2) **Physician.** -- **A doctor of medicine or osteopathy legally authorized**
13 **to practice medicine and surgery by the state in which the doctor**
14 **performs such activity, or any other individual legally authorized**
15 **by the state to perform abortions.**
16 **"§ 14-46.2. Partial-birth abortions prohibited; criminal penalty.**
17 **(a) Unless the conduct is covered by some other provision of law providing**
18 **greater punishment, any physician who performs a partial-birth abortion and kills a**
19 **human fetus is guilty of a Class I felony.**
20 **(b) Unless the conduct is covered by some other provision of law providing**
21 **greater punishment, any person who is not a physician and who performs a partial-**
22 **birth abortion and kills a human fetus is guilty of a Class I felony.**
23 **"§ 14-46.3. Partial-birth abortions prohibited; civil remedies and penalties.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1067

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH3321*-LH073(3.2)

Short Title: Prosecutorial Discretion/Capital Sentencing.

(Public)

Sponsors: Representative Sutton.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE STATE'S DISCRETION IN CAPITAL
3 SENTENCING.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 15A-2000(a) reads as rewritten:
6 "(a) Separate Proceedings on Issue of Penalty. --
7 (1) Unless the State seeks a sentence of life imprisonment pursuant to
8 G.S. 15A-2004, upon ~~Upon~~ conviction or adjudication of guilt of a
9 defendant of a capital felony, the court shall conduct a separate
10 sentencing proceeding to determine whether the defendant should
11 be sentenced to death or life imprisonment. A capital felony is one
12 which may be punishable by death.
13 (2) The proceeding shall be conducted by the trial judge before the
14 trial jury as soon as practicable after the guilty verdict is returned.
15 If prior to the time that the trial jury begins its deliberations on the
16 issue of penalty, any juror dies, becomes incapacitated or
17 disqualified, or is discharged for any reason, an alternate juror
18 shall become a part of the jury and serve in all respects as those
19 selected on the regular trial panel. An alternate juror shall become
20 a part of the jury in the order in which he was selected. If the trial
21 jury is unable to reconvene for a hearing on the issue of penalty
22 after having determined the guilt of the accused, the trial judge
23 shall impanel a new jury to determine the issue of the punishment.
24 If the defendant pleads guilty, the sentencing proceeding shall be
25 conducted before a jury impaneled for that purpose. A jury

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



334
LEGISLATIVE DAY 52
H1067
READING 2
SUTTON

EV
4/26/99
7:53 PM
IN CHAIR: SPEAKER

PROSECUT. DISCRETION CAPITOL SENTENCING

AYES - 45

SPEAKER	CUNNINGHAM	HURLEY	NESBITT
ADAMS	DEDMON	INSKO	OLDHAM
ALEXANDER	EARLE	JARRELL	RAMSEY
BADDOUR	EASTERLING	JEFFUS	REDWINE
BAREFOOT	FOX	KINNEY	ROGERS
BLUE	GIBSON	LUEBKE	SUTTON
BONNER	HACKNEY	MCALLISTER	TOLSON
BOYD-MCINTYRE	HARDAWAY	MELTON	WARREN
BRASWELL	HENSLEY	MICHAUX	WOMBLE
CHURCH	HORN	MILLER	WRIGHT
CRAWFORD	HUNTER, H.	MINER	YONGUE
CULPEPPER			

NOES - 72

ALLEN	CULP	HOWARD	RUSSELL
ALLRED	DAUGHTRY	JUSTUS	SAUNDERS
ARNOLD	DAVIS	KISER	SETZER
BAKER	DECKER	MCCOMAS	SEXTON
BARBEE	DOCKHAM	MCCOMBS	SHERRILL
BERRY	EDDINS	MCCRARY	SMITH
BOWIE	ELLIS	MCLAWHORN	STARNES
BRIDGEMAN	ESPOSITO	MCMAHAN	TALLENT
BROWN	GARDNER	MITCHELL	TEAGUE
BRUBAKER	GILLESPIE	MOORE	THOMAS
BUCHANAN	GOODWIN	MORGAN	TUCKER
CANSLER	GRADY	MORRIS	WAINWRIGHT
CAPPS	GRAY	MOSLEY	WALEND
CARPENTER	GULLEY	NYE	WARNER
CLARY	HAIRE	OWENS	WARWICK
COLE	HIATT	POPE	WILSON, C.
COX	HILL	PRESTON	WILSON, G.
CREECH	HOLMES	RAYFIELD	WOOD

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 2

EDWARDS

FITCH

H1067

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1068 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE JOINT RESOLUTION DRHJR6124-LG331(4.7)

Sponsors: Representative Alexander.

Referred to:

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR.
2 EDMUND STRUDWICK, THE FIRST PRESIDENT OF THE NORTH
3 CAROLINA MEDICAL SOCIETY, ON THE SOCIETY'S ONE HUNDRED
4 FIFTIETH ANNIVERSARY.

5 Whereas, on April 16, 1849, physicians from eight counties met at the
6 North Carolina Supreme Court to organize the "Medical Society of the State of
7 North Carolina", now known as the "North Carolina Medical Society"; and

8 Whereas, on April 17, 1849, Dr. Edmund Strudwick was elected as the
9 first president of the Medical Society of the State of North Carolina; and

10 Whereas, the North Carolina Medical Society is celebrating the 150th
11 anniversary of its inception; and

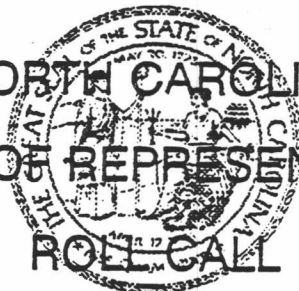
12 Whereas, the North Carolina Medical Society has worked throughout its
13 existence to advance the art and science of medicine and to unite, serve, and
14 represent physicians in order to enhance physician advocacy for their patients and
15 improve the health of the people of North Carolina; and

16 Whereas, the North Carolina Medical Society has sought to elevate the
17 standards of medical education and service so that the medical profession can become
18 more capable within itself, more useful in the prevention and cure of disease, and
19 more effective in prolonging and adding comfort to life; and

20 Whereas, the North Carolina Medical Society has unflaggingly pursued its
21 mission of excellence in medicine through advocacy for medical research, clinical
22 care and education so that the medical profession continues to evolve as a highly
23 specialized and capable profession; and

24 Whereas, the North Carolina Medical Society has worked consistently to
25 inform the public of the problems of medical care and public health, and has worked

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



5/19/99

3:23 PM

IN CHAIR: SPEAKER

561
LEGISLATIVE DAY 66
HJR1068
READING 2
ALEXANDER

DR. EDMUND STRUDWICK 150TH NC MED. SOC.

AYES - 107

ADAMS	DAUGHTRY	HURLEY	REDWINE
ALEXANDER	DAVIS	INSKO	ROGERS
ALLEN	DECKER	JARRELL	RUSSELL
ALLRED	DEDMON	JEFFUS	SAUNDERS
ARNOLD	DOCKHAM	JUSTUS	SETZER
BADDOUR	EARLE	KINNEY	SEXTON
BAKER	EASTERLING	KISER	SHERRILL
BARBEE	EDDINS	LUEBKE	SMITH
BAREFOOT	EDWARDS	MCCALLISTER	STARNES
BERRY	ELLIS	MCCOMAS	SUTTON
BONNER	ESPOSITO	MCCOMBS	TALLENT
BOWIE	FITCH	MCCRARY	TEAGUE
BRIDGEMAN	FOX	MCLAWHORN	THOMAS
BROWN	GARDNER	MCMAHAN	THOMPSON
BRUBAKER	GIBSON	MELTON	TOLSON
BUCHANAN	GILLESPIE	MICHAUX	TUCKER
CANSLER	GOODWIN	MILLER	WAINWRIGHT
CAPPS	GRADY	MINER	WALEND
CARPENTER	GULLEY	MITCHELL	WARNER
CHURCH	HACKNEY	MOORE	WARREN
CLARY	HAIRE	MORGAN	WARWICK
COLE	HENSLEY	MORRIS	WILSON, C.
COX	HIATT	NYE	WILSON, G.
CRAWFORD	HILL	OLDHAM	WOMBLE
CULP	HOLMES	OWENS	WRIGHT
CULPEPPER	HOWARD	PRESTON	YONGUE
CUNNINGHAM	HUNTER, H.	RAYFIELD	

NOES - 0

EXCUSED ABSENCE - 10

BLUE	GRAY	MOSLEY	RAMSEY
BRASWELL	HARDAWAY	POPE	WOOD
CREECH	HORN		

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	BOYD-MCINTYRE	NESBITT
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HJR1068

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 484/2-- 4:04 PM

MAY 19, 1999

LEGISLATIVE DAY 65

LT. GOVERNOR WICKER

-- Presiding

ALEXANDER
LIFE OF DR. EDMUND STRUDWICK

HOUSE RES. 1068
READING 2

AYE	50	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
		DANNELLY	KERR		
NO	0				

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
 AYE
 NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1069 APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1158-LMX099A(3.15)

Short Title: Social Worker Licensure.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RECLASSIFYING CERTIFIED CLINICAL SOCIAL WORKERS AS
3 LICENSED CLINICAL SOCIAL WORKERS AND REVISING THE FEES AND
4 QUALIFICATIONS FOR CERTIFICATION AND LICENSURE OF SOCIAL
5 WORKERS.
6 The General Assembly of North Carolina enacts:
7 Section 1. Chapter 90B of the General Statutes reads as rewritten:
8 "Chapter 90B.
9 "Social Worker Certification and Licensure Act.
10 "§ 90B-1. Short title.
11 This Chapter shall be known as the "Social Worker Certification and Licensure
12 Act.
13 "§ 90B-2. Purpose.
14 Since the profession of social work significantly affects the lives of the people of
15 this State, it is the purpose of this Chapter to protect the public by setting standards
16 for qualification, ~~training~~ training, and experience for those who seek to represent
17 themselves to the public as certified social workers or licensed clinical social workers
18 and by promoting high standards of professional performance for those engaged in
19 the practice of social work.
20 "§ 90B-3. Definitions.
21 The following definitions apply in this Chapter:
22 (1) Board. -- The North Carolina ~~Certification Board for Social Work.~~
23 Social Work Certification and Licensure Board.
24 (2) ~~Certified~~ Licensed Clinical Social Worker. -- A person who is
25 competent to function independently, who holds himself or herself

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
6/08/99

5:32 PM

IN CHAIR: SPEAKER

SEN. # 710
LEGISLATIVE DAY 77
H1069HCS
READING 2
ALEXANDER

SOCIAL WORKER LICENSURE

AYES - 110

SPEAKER	CUNNINGHAM	HORN	PRESTON
ADAMS	DAUGHTRY	HUNTER, H.	RAYFIELD
ALEXANDER	DAVIS	HURLEY	REDWINE
ALLEN	DECKER	JARRELL	ROGERS
BADDOUR	DEDMON	JEFFUS	RUSSELL
BAKER	DOCKHAM	KINNEY	SAUNDERS
BARBEE	EARLE	KISER	SETZER
BAREFOOT	EASTERLING	LUEBKE	SEXTON
BERRY	EDDINS	MCALLISTER	SHERRILL
BLUE	EDWARDS	MCCOMAS	SMITH
BONNER	ELLIS	MCCOMBS	STARNES
BOWIE	ESPOSITO	MCCRARY	SUTTON
BOYD-MCINTYRE	FITCH	MCLAWHORN	TALLENT
BRASWELL	FOX	MCMAHAN	THOMAS
BRIDGEMAN	GARDNER	MELTON	THOMPSON
BROWN	GIBSON	MICHAUX	TOLSON
BRUBAKER	GILLESPIE	MILLER	TUCKER
BUCHANAN	GOODWIN	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WALEND
CAPPS	GRAY	MOORE	WARNER
CARPENTER	GULLEY	MORRIS	WARREN
CHURCH	HACKNEY	MOSLEY	WARWICK
CLARY	HAIRE	NESBITT	WILSON, C.
COLE	HARDAWAY	NYE	WILSON, G.
COX	HENSLEY	OLDHAM	WOMBLE
CRAWFORD	HIATT	OWENS	WRIGHT
CULP	HILL	POPE	YONGUE
CULPEPPER	HOLMES		

NOES - 4

ALLRED	CREECH	HOWARD	MORGAN
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EXCUSED ABSENCE - 4

ARNOLD	RAMSEY	TEAGUE	WOOD
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EXCUSED VOTE - 0

NOT VOTING - 2

INSKO	JUSTUS
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H1069HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

6/09/99

3:35 PM

IN CHAIR: SPEAKER

Q. # 730
LEGISLATIVE DAY 78

H1069HCS

READING 3

ALEXANDER

SOCIAL WORKER LICENSURE

AYES - 109

SPEAKER	CULPEPPER	HURLEY	PRESTON
ADAMS	CUNNINGHAM	INSKO	REDWINE
ALEXANDER	DAVIS	JARRELL	ROGERS
ALLEN	DEDMON	JEFFUS	RUSSELL
ALLRED	DOCKHAM	JUSTUS	SAUNDERS
ARNOLD	EARLE	KINNEY	SETZER
BADDOUR	EASTERLING	KISER	SEXTON
BAKER	EDDINS	LUEBKE	SHERRILL
BARBEE	EDWARDS	MCALLISTER	SMITH
BAREFOOT	ELLIS	MCCOMAS	STARNES
BERRY	ESPOSITO	MCCOMBS	SUTTON
BLUE	FITCH	MCCRARY	TALLENT
BONNER	FOX	MCLAWHORN	THOMAS
BOWIE	GARDNER	MCMAHAN	THOMPSON
BOYD-MCINTYRE	GIBSON	MELTON	TOLSON
BRASWELL	GILLESPIE	MICHAUX	TUCKER
BRIDGEMAN	GOODWIN	MILLER	WAINWRIGHT
BROWN	GRADY	MINER	WALEND
BUCHANAN	GRAY	MITCHELL	WARNER
CANSLER	GULLEY	MOORE	WARREN
CAPPS	HAIRE	MORRIS	WARWICK
CARPENTER	HARDAWAY	MOSLEY	WILSON, C.
CHURCH	HENSLEY	NESBITT	WILSON, G.
CLARY	HIATT	NYE	WOMBLE
COLE	HILL	OLDHAM	WOOD
COX	HORN	OWENS	WRIGHT
CRAWFORD	HUNTER, H.	POPE	YONGUE
CULP			

NOES - 5

BRUBAKER	DECKER	HOWARD	RAYFIELD
CREECH			

EXCUSED ABSENCE - 2

RAMSEY	TEAGUE
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EXCUSED VOTE - 0

NOT VOTING - 4

DAUGHTRY	HACKNEY	HOLMES	MORGAN
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H1069HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 813/8-- 3:24 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT

-- Presiding

ALEXANDER
SOCIAL WORKER LICENSURE
COM. SUB/2ND EDITION

HOUSE BILL 1069
READING 2

AYE	43	ALBERTSON	DANNELLY	LEE	PURCELL
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANCE	FOXX	MARTIN R	REEVES
		BALLANTINE	GARROU	MARTIN W	ROBINSON
		BASNIGHT	GARWOOD	METCALF	RUCHO
		CARPENTER	GULLEY	MILLER	SHAW R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HOYLE	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	
NO	3	EAST	HORTON	WEBSTER	

EXCUSED 0

NOT CAST 1 HARTSELL

ABSENT 3 CARRINGTON

JORDAN

SHAW L

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 829/5-- 3:41 PM

JULY 7, 1999

LEGISLATIVE DAY 93

SENATOR BASNIGHT

-- Presiding

ALEXANDER
SOCIAL WORKER LICENSURE
COM. SUB/2ND EDITION

HOUSE BILL 1069
READING 3

AYE	46	ALBERTSON	DANNELLY	LEE	PURCELL
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	FORRESTER	MARTIN R	REEVES
		BALLANTINE	FOXX	MARTIN W	ROBINSON
		BASNIGHT	GARROU	METCALF	RUCHO
		CARPENTER	GARWOOD	MILLER	SHAW L
		CARRINGTON	GULLEY	MOORE	SHAW R
		CARTER	HAGAN	ODOM	SOLES
		CLODFELTER	HARRIS	PERDUE	WARREN
		COCHRANE	HORTON	PHILLIPS	WEINSTEIN
		COOPER	HOYLE	PLYLER	WELLONS
		DALTON	KINNAIRD		
NO	1	WEBSTER			

EXCUSED 0

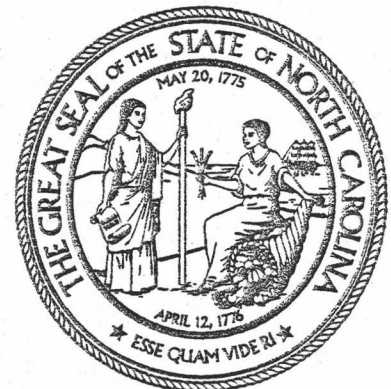
NOT CAST 2 HARTSELL

KERR

ABSENT 1 JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH2223-SE02(4.6)

H.B. FILED
1070 APR 14 99
HOUSE PRINCIPAL CLERK

Short Title: Marriage License Change.

(Public)

Sponsors: Representative Alexander.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES TO THE GENERAL STATUTES CONCERNING
3 THE ISSUANCE OF A MARRIAGE LICENSE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 51-8 reads as rewritten:
6 "§ 51-8. License issued by register of deeds.
7 Every register of deeds shall, upon proper application, issue a license for the
8 marriage of any two persons if it appears that ~~such~~ these persons ~~are authorized to~~
9 may be married in accordance with the laws of this State. In making a determination
10 as to whether or not the parties ~~are authorized to~~ may be married under the laws of
11 this State, the register of deeds may require the applicants for the license to marry to
12 present certified copies of birth certificates ~~or birth registration cards provided for in~~
13 ~~G.S. 130-73, or such~~ or any other evidence ~~as~~ the register of deeds deems necessary
14 to ~~such~~ this determination. The register of deeds may administer an oath to any
15 person presenting evidence relating to whether or not parties applying for a marriage
16 license are eligible to be married pursuant to the laws of this State. Each applicant
17 for a marriage license shall provide on the application the applicant's social security
18 number. If the applicant does not have a social security number and is ineligible to
19 obtain one, the applicant shall present a statement to that effect, sworn to or affirmed
20 before a notary public. Upon presentation of such a statement, the register of deeds
21 shall issue the license, provided all other requirements are met, and shall retain the
22 statement with the register's copy of the license. The register of deeds shall not issue
23 a marriage license unless all of the requirements of this section have been met."
24 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH3300*-LY049(4.6)

H.B. FILED
1071 APR 14 99 D
HOUSE PRINCIPAL CLERK

Short Title: Handicapped Law Changes.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS
3 PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 168A of the General Statutes reads as rewritten:
6 "Chapter 168A.
7 "~~Handicapped~~ Persons With Disabilities Protection Act.
8 "**§ 168A-1. Title.**
9 This Chapter may be cited as the North Carolina ~~Handicapped~~ Persons With
10 Disabilities Protection Act.
11 "**§ 168A-2. Statement of purpose.**
12 (a) The purpose of this Chapter is to encourage and enable all ~~handicapped people~~
13 persons with disabilities to participate fully to the maximum extent of their abilities in
14 the social and economic life of the State, to engage in remunerative employment, to
15 use available public accommodations and public services, and to otherwise pursue
16 their rights and privileges as inhabitants of this State.
17 (b) The General Assembly finds that: the practice of discrimination based upon a
18 ~~handicapping~~ disabling condition is contrary to the public interest and to the
19 principles of freedom and equality of opportunity; the practice of discrimination on
20 the basis of a ~~handicapping~~ disabling condition threatens the rights and proper
21 privileges of the inhabitants of this State; and such discrimination results in a failure
22 to realize the productive capacity of individuals to their fullest extent.
23 "**§ 168A-3. Definitions.**
24 As used in this Chapter, unless the context otherwise ~~requires, the term:~~ requires:

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

5:14 PM

IN CHAIR: HACKNEY

442
LEGISLATIVE DAY 54
H1071HCS
READING 2
ALEXANDER

HANDICAPPED LAW CHANGES

AYES - 112

ADAMS	CUNNINGHAM	HOWARD	PRESTON
ALEXANDER	DAUGHTRY	HUNTER, H.	RAMSEY
ALLEN	DAVIS	HURLEY	RAYFIELD
ALLRED	DECKER	INSKO	RUSSELL
BADDOUR	DEDMON	JEFFUS	SAUNDERS
BAKER	DOCKHAM	JUSTUS	SETZER
BARBEE	EARLE	KINNEY	SEXTON
BAREFOOT	EASTERLING	KISER	SHERRILL
BERRY	EDDINS	LUEBKE	SMITH
BLUE	EDWARDS	MCALLISTER	STARNES
BONNER	ELLIS	MCCOMAS	SUTTON
BOWIE	ESPOSITO	MCCOMBS	TALLENT
BOYD-MCINTYRE	FITCH	MCCRARY	TEAGUE
BRASWELL	FOX	MCLAWHORN	THOMAS
BRIDGEMAN	GARDNER	MCMAHAN	THOMPSON
BROWN	GIBSON	MELTON	TOLSON
BRUBAKER	GILLESPIE	MICHAUX	TUCKER
BUCHANAN	GOODWIN	MILLER	WAINWRIGHT
CANSLER	GRADY	MINER	WALEND
CAPPS	GRAY	MITCHELL	WARNER
CARPENTER	GULLEY	MOORE	WARREN
CLARY	HACKNEY	MORGAN	WARWICK
COLE	HAIRE	MORRIS	WILSON, C.
COX	HENSLEY	NESBITT	WILSON, G.
CRAWFORD	HIATT	NYE	WOMBLE
CREECH	HILL	OLDHAM	WOOD
CULP	HOLMES	OWENS	WRIGHT
CULPEPPER	HORN	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER
HARDAWAY

JARRELL
MOSLEY

REDWINE

ROGERS

H1071HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 560/13--10:30 AM

MAY 27, 1999

LEGISLATIVE DAY 70

LT. GOVERNOR WICKER

-- Presiding

ALEXANDER
HANDICAPPED LAW CHANGES

HOUSE BILL 1071
READING 2

AYE	44	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	SHAW L
		CARPENTER	GULLEY	METCALF	SHAW R
		CARRINGTON	HAGAN	MILLER	SOLES
		CARTER	HARRIS	MOORE	WARREN
		COOPER	HARTSELL	PERDUE	WEBSTER
		DALTON	HORTON	PHILLIPS	WEINSTEIN
		DANNELLY	HOYLE	PLYLER	WELLONS

NO 0

EXCUSED 0

NOT CAST 1 CLODFELTER

ABSENT	5	COCHRANE	MARTIN R	ODOM	RUCHO
		JORDAN			

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1072 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6133-RR027(3.15)

Short Title: Voter Reg. Cleanup.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE TECHNICAL CORRECTIONS IN THE VOTER
3 REGISTRATION LAWS AND OTHER ELECTION LAWS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 163-22(e) reads as rewritten:
6 "(e) The State Board of Elections shall determine, in the manner provided by law,
7 the form and content of ballots, instruction sheets, pollbooks, talley sheets, abstract
8 and return forms, certificates of election, and other forms to be used in primaries and
9 elections. The Board shall furnish to the county ~~and municipal~~ boards of elections
10 the registration application forms required pursuant to G.S. ~~163-67~~. 163-82.3. The
11 State Board of Elections shall direct the county boards of elections to purchase a
12 sufficient quantity of all forms attendant to the registration and elections process. In
13 addition, the State Board shall provide a source of supply from which the county
14 boards of elections may purchase the quantity of pollbooks needed for the execution
15 of its responsibilities. In the preparation of ballots, pollbooks, abstract and return
16 forms, and all other forms, the State Board of Elections may call to its aid the
17 Attorney General of the State, and it shall be the duty of the Attorney General to
18 advise and aid in the preparation of these books, ballots and forms."
19 Section 2. Article 4 of Chapter 163 of the General Statutes is amended
20 by adding a new section to read:
21 "§ 163-37. Duty of county board of commissioners.
22 The respective boards of county commissioners shall appropriate reasonable and
23 adequate funds necessary for the legal functions of the county board of elections,
24 including reasonable and just compensation of the director of elections."

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 286

LEGISLATIVE DAY 50

72HCS

READING 2

ALEXANDER

EV

4/22/99

3:53 PM

IN CHAIR: HACKNEY

ELECTION LAW CLEANUP

AYES - 107

ADAMS	DAUGHTRY	HUNTER, H.	RAYFIELD
ALEXANDER	DAVIS	INSKO	REDWINE
ALLRED	DEDMON	JARRELL	RUSSELL
ARNOLD	DOCKHAM	JEFFUS	SAUNDERS
BADDOUR	EARLE	JUSTUS	SETZER
BAKER	EASTERLING	KINNEY	SEXTON
BARBEE	EDDINS	KISER	SHERRILL
BAREFOOT	EDWARDS	LUEBKE	SMITH
BLUE	ELLIS	MCCOMAS	SUTTON
BONNER	ESPOSITO	MCCOMBS	TALLENT
BOWIE	FITCH	MCCRARY	TEAGUE
BOYD-MCINTYRE	FOX	MCLAWHORN	THOMAS
BRASWELL	GARDNER	MCMAHAN	THOMPSON
BRIDGEMAN	GIBSON	MELTON	TOLSON
BROWN	GILLESPIE	MICHAUX	TUCKER
BRUBAKER	GOODWIN	MINER	WAINWRIGHT
BUCHANAN	GRADY	MITCHELL	WALEND
CANSLER	GULLEY	MOORE	WARNER
CAPPS	HACKNEY	MORGAN	WARREN
CHURCH	HAIRE	MORRIS	WARWICK
CLARY	HARDAWAY	MOSLEY	WILSON, C.
COLE	HENSLEY	NYE	WILSON, G.
COX	HIATT	OLDHAM	WOMBLE
CRAWFORD	HILL	OWENS	WOOD
CREECH	HOLMES	POPE	WRIGHT
CULPEPPER	HORN	PRESTON	YONGUE
CUNNINGHAM	HOWARD	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 4

CULP	GRAY	MILLER	ROGERS
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EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CARPENTER	HURLEY	NESBITT
ALLEN	DECKER	MCALLISTER	STARNES
BERRY			

H1072HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 836/12-- 4:24 PM

JULY 7, 1999

LEGISLATIVE DAY 93

SENATOR BASNIGHT

-- Presiding

ALEXANDER
ELECTION LAW CLEANUP
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1072
READING 2

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 870/26--12:40 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT

-- Presiding

ALEXANDER
ELECTION LAW CLEANUP
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1072
READING 3

AYE	45	ALBERTSON	EAST	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BALLANTINE	GARROU	MARTIN R	REEVES
		BASNIGHT	GARWOOD	MARTIN W	ROBINSON
		CARPENTER	GULLEY	METCALF	RUCHO
		CARRINGTON	HAGAN	MILLER	SHAW L
		CARTER	HARRIS	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

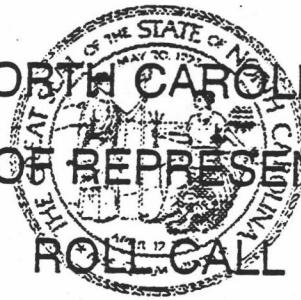
NOT CAST 0

ABSENT	5	CLODFELTER	JORDAN	SHAW R	WARREN
		HARTSELL			

PAIRS 0
AYE
NO

SEQ. # 1010
LEGISLATIVE DAY 96
72SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/09/99
12:35 PM

IN CHAIR: SPEAKER

ALEXANDER

ELECTION LAW CLEANUP

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 104

SPEAKER	CREECH	HURLEY	PRESTON
ADAMS	CULP	INSKO	RAYFIELD
ALEXANDER	CULPEPPER	JARRELL	REDWINE
ALLEN	CUNNINGHAM	JEFFUS	ROGERS
ALLRED	DAUGHTRY	JUSTUS	RUSSELL
ARNOLD	DEDMON	KISER	SAUNDERS
BADDOUR	DOCKHAM	LUEBKE	SETZER
BAKER	EARLE	MCALLISTER	SEXTON
BARBEE	EASTERLING	MCCOMAS	SHERRILL
BAREFOOT	EDDINS	MCCOMBS	SMITH
BERRY	ELLIS	MCCRARY	STARNES
BLUE	ESPOSITO	MCLAWHORN	TALLENT
BONNER	FOX	MCMAHAN	TEAGUE
BOWIE	GARDNER	MELTON	THOMAS
BOYD-MCINTYRE	GIBSON	MICHAUX	TOLSON
BRASWELL	GILLESPIE	MILLER	TUCKER
BRIDGEMAN	GOODWIN	MINER	WAINWRIGHT
BROWN	GRADY	MITCHELL	WALEND
BRUBAKER	GULLEY	MOORE	WARREN
CANSLER	HACKNEY	MORGAN	WARWICK
CAPPS	HAIRE	MORRIS	WILSON, C.
CARPENTER	HARDAWAY	NESBITT	WILSON, G.
CLARY	HENSLEY	NYE	WOMBLE
COLE	HIATT	OLDHAM	WOOD
COX	HILL	OWENS	WRIGHT
CRAWFORD	HORN	POPE	YONGUE

NOES - 1

THOMPSON

EXCUSED ABSENCE - 10

BUCHANAN	GRAY	MOSLEY	SUTTON
DAVIS	HOLMES	RAMSEY	WARNER
DECKER	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 5

CHURCH	FITCH	HOWARD	HUNTER, H.
EDWARDS			

H1072SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1073

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3306-RR037(4.1)

Short Title: Election Law Changes -- 2.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO MAKE CHANGES IN THE ELECTION LAWS.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1074 APR 14 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH3305-RR036(4.1)

Short Title: Election Law Changes -- 1.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO MAKE CHANGES IN THE ELECTION LAWS.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 392
LEGISLATIVE DAY 54
H1074HCS #2
READING 2
ALEXANDER

EV
4/28/99
9:30 AM
IN CHAIR: SPEAKER

ELECTION LAW CHANGES - 1

AYES - 110

SPEAKER	CUNNINGHAM	HURLEY	PRESTON
ADAMS	DAVIS	INSKO	RAMSEY
ALEXANDER	DECKER	JARRELL	RAYFIELD
ALLEN	DEDMON	JEFFUS	REDWINE
ALLRED	DOCKHAM	JUSTUS	ROGERS
BADDOUR	EARLE	KINNEY	RUSSELL
BAKER	EASTERLING	KISER	SAUNDERS
BARBEE	EDDINS	LUEBKE	SETZER
BAREFOOT	EDWARDS	MCALLISTER	SEXTON
BERRY	ELLIS	MCCOMAS	SHERRILL
BONNER	ESPOSITO	MCCOMBS	SMITH
BOWIE	FOX	MCCRARY	STARNES
BOYD-MCINTYRE	GARDNER	MCLAWHORN	SUTTON
BRASWELL	GIBSON	MCMAHAN	TALLENT
BRIDGEMAN	GILLESPIE	MELTON	TEAGUE
BROWN	GOODWIN	MICHAUX	THOMAS
BRUBAKER	GRADY	MILLER	TOLSON
BUCHANAN	GULLEY	MITCHELL	TUCKER
CANSLER	HACKNEY	MOORE	WAINWRIGHT
CAPPS	HAIRE	MORGAN	WALEND
CARPENTER	HARDAWAY	MORRIS	WARNER
CLARY	HENSLEY	MOSLEY	WARREN
COLE	HIATT	NESBITT	WARWICK
COX	HILL	NYE	WILSON, C.
CRAWFORD	HOLMES	OLDHAM	WILSON, G.
CREECH	HORN	OWENS	WOMBLE
CULP	HOWARD	POPE	YONGUE
CULPEPPER	HUNTER, H.		

NOES - 0

ARNOLD	EXCUSED ABSENCE - 4	
	CHURCH	GRAY
		THOMPSON

EXCUSED VOTE - 0

BLUE	NOT VOTING - 6	
DAUGHTRY	FITCH	WOOD
	MINER	WRIGHT

H1074HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 866/22--12:35 PM

JULY 8, 1999

LEGISLATIVE DAY 94

SENATOR BASNIGHT

-- Presiding

ALEXANDER
ELECTION LAW CHANGES-1
SENATE COM. SUB/4TH EDITION

HOUSE BILL 1074
READING 2

AYE	43	ALBERTSON	FORRESTER	LEE	PURCELL
		ALLRAN	FOXX	LUCAS	RAND
		BALLANCE	GARROU	MARTIN R	REEVES
		BALLANTINE	GARWOOD	MARTIN W	ROBINSON
		BASNIGHT	GULLEY	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARTER	HARRIS	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINNAIRD	PLYLER	

NO 0

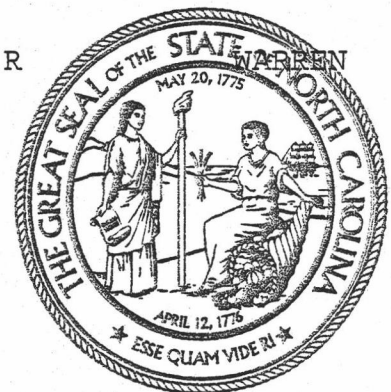
EXCUSED 0

NOT CAST 2 CARRINGTON EAST

ABSENT 5 CLODFELTER JORDAN
HARTSELL

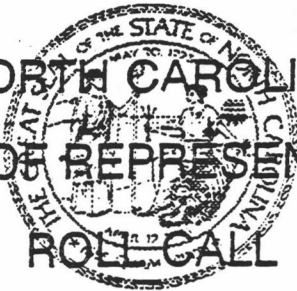
PAIRS 0
AYE
NO

SHAW R



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/12/99

5:56 PM

IN CHAIR: SPEAKER

2. # 1042
LEGISLATIVE DAY 97
H1074SCS

ALEXANDER

ELECTION LAW CHANGES--1

MOTION #11 TO Concur In Senate Committee Substitute

AYES - 107

SPEAKER	CULP	HORN	PRESTON
ADAMS	CULPEPPER	HOWARD	RAMSEY
ALEXANDER	DAUGHTRY	HUNTER, H.	RAYFIELD
ALLEN	DAVIS	HURLEY	REDWINE
ALLRED	DECKER	INSKO	RUSSELL
ARNOLD	DEDMON	JARRELL	SAUNDERS
BADDOUR	DOCKHAM	JEFFUS	SETZER
BAKER	EARLE	KISER	SEXTON
BARBEE	EASTERLING	LUEBKE	SHERRILL
BAREFOOT	EDDINS	MCALLISTER	SMITH
BERRY	ELLIS	MCCOMAS	STARNES
BLUE	ESPOSITO	MCCOMBS	SUTTON
BONNER	FOX	MCLAWHORN	TALLENT
BOWIE	GARDNER	MCMAHAN	TEAGUE
BOYD-MCINTYRE	GIBSON	MELTON	THOMAS
BRASWELL	GILLESPIE	MICHAUX	TOLSON
BROWN	GOODWIN	MILLER	TUCKER
BRUBAKER	GRADY	MINER	WALEND
BUCHANAN	GRAY	MITCHELL	WARNER
CAPPS	GULLEY	MOORE	WARREN
CARPENTER	HACKNEY	MORGAN	WARWICK
CHURCH	HAIRE	MORRIS	WILSON, C.
CLARY	HARDAWAY	NESBITT	WILSON, G.
COLE	HENSLEY	NYE	WOMBLE
COX	HIATT	OLDHAM	WRIGHT
CRAWFORD	HILL	OWENS	YONGUE
CREECH	HOLMES	POPE	

NOES - 1

THOMPSON

EXCUSED ABSENCE - 5

CANSLER
CUNNINGHAM

MCCRARY MOSLEY

ROGERS

EXCUSED VOTE - 0

NOT VOTING - 7

BRIDGEMAN
EDWARDS

FITCH
JUSTUS

KINNEY
WAINWRIGHT

WOOD

H1074SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1075

APR 14 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH4190-LG352(4.7)

Short Title: Jones Courthouse Funds.

(Public)

Sponsors: Representatives Tucker and Wainwright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE STABILIZATION
3 AND RENOVATION OF THE JONES COUNTY SUPERIOR COURTHOUSE.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to Jones County
6 the sum of seven hundred fifty thousand dollars (\$750,000) for the 1999-2000 fiscal
7 year to assist in the stabilization and renovation of the Jones County Superior
8 Courthouse.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1076

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA120-LT101(4.6)

Short Title: Fire Mains Comply with Building Code.

(Public)

Sponsors: Representative Cox.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REQUIRE THAT FIRE SERVICE MAINS COMPLY WITH THE
3 NORTH CAROLINA STATE BUILDING CODE.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 87-10(b) reads as rewritten:

6 "(b) The Board shall conduct an examination, either oral or written, of all
7 applicants for license to ascertain the ability of the applicant to make a practical
8 application of his knowledge of the profession of contracting, under the classification
9 contained in the application, and to ascertain the qualifications of the applicant in
10 reading plans and specifications, knowledge of estimating costs, construction, ethics
11 and other similar matters pertaining to the contracting business and knowledge of the
12 applicant as to the responsibilities of a contractor to the public and of the
13 requirements of the laws of the State of North Carolina relating to contractors,
14 construction and liens. If the results of the examination of the applicant shall be
15 satisfactory to the Board, then the Board shall issue to the applicant a certificate to
16 engage as a general contractor in the State of North Carolina, as provided in said
17 certificate, which may be limited into five classifications as the common use of the
18 terms are known -- that is,

19 (1) Building contractor, which shall include private, public,
20 commercial, industrial and residential buildings of all types;

21 (1a) Residential contractor, which shall include any general contractor
22 constructing only residences which are required to conform to the
23 residential building code adopted by the Building Code Council
24 pursuant to G.S. 143-138;

25 (2) Highway contractor;

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



353
LEGISLATIVE DAY 52
H1076
READING 2
COX

EV
4/26/99
9:43 PM
IN CHAIR: SPEAKER

FIRE MAINS COMPLY WITH BUILDING CODE

AYES - 112

SPEAKER	CULPEPPER	HORN	POPE
ADAMS	CUNNINGHAM	HOWARD	PRESTON
ALEXANDER	DAUGHTRY	HUNTER, H.	RAMSEY
ALLEN	DAVIS	HURLEY	RAYFIELD
ALLRED	DECKER	INSKO	REDWINE
ARNOLD	DEDMON	JARRELL	ROGERS
BADDOUR	DOCKHAM	JEFFUS	RUSSELL
BAKER	EARLE	JUSTUS	SAUNDERS
BARBEE	EASTERLING	KINNEY	SETZER
BAREFOOT	EDDINS	KISER	SEXTON
BERRY	EDWARDS	LUEBKE	SHERILL
BLUE	ELLIS	MCALLISTER	SMITH
BONNER	ESPOSITO	MCCOMAS	STARNES
BOWIE	FOX	MCCOMBS	SUTTON
BOYD-MCINTYRE	GARDNER	MCCRARY	TEAGUE
BRASWELL	GIBSON	MCLAWHORN	THOMAS
BRIDGEMAN	GILLESPIE	MCMAHAN	TOLSON
BROWN	GOODWIN	MELTON	TUCKER
BUCHANAN	GRADY	MICHAUX	WAINWRIGHT
CANSLER	GRAY	MILLER	WALEND
CAPPS	GULLEY	MINER	WARNER
CARPENTER	HACKNEY	MITCHELL	WARREN
CLARY	HAIRE	MORGAN	WARWICK
COLE	HARDAWAY	MORRIS	WILSON, C.
COX	HENSLEY	MOSLEY	WILSON, G.
CRAWFORD	HIATT	NESBITT	WOMBLE
CREECH	HILL	NYE	WRIGHT
CULP	HOLMES	OWENS	YONGUE

NOES - 4

BRUBAKER	MOORE	TALLENT	WOOD
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EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 3

CHURCH	FITCH	OLDHAM
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H1076

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 463/3--12:30 PM

MAY 13, 1999

LEGISLATIVE DAY 62

LT. GOVERNOR WICKER

-- Presiding

COX
FIRE MAINS COMPLY WITH BUILDING
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1076
READING 2

AYE	42	ALBERTSON	FORRESTER	LEE	REEVES
		ALLRAN	FOXX	LUCAS	ROBINSON
		BALLANTINE	GARROU	MARTIN R	RUCHO
		BASNIGHT	GULLEY	MARTIN W	SHAW L
		CARPENTER	HAGAN	METCALF	SHAW R
		CARRINGTON	HARRIS	MILLER	SOLES
		CARTER	HARTSELL	MOORE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COCHRANE	HOYLE	PURCELL	WEINSTEIN
		DANNELLY	KERR	RAND	WELLONS
		EAST	KINNAIRD		

NO 0

EXCUSED 0

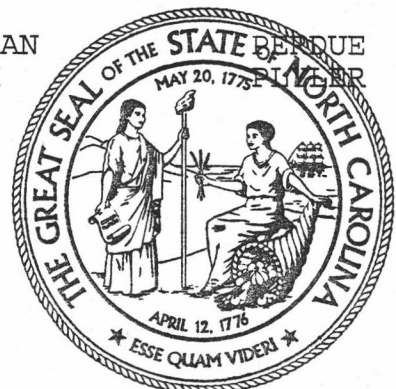
NOT CAST 0

ABSENT 8 BALLANCE
COOPER

DALTON
GARWOOD

JORDAN
ODOM

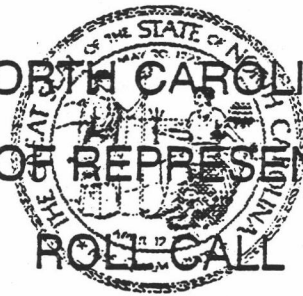
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EU

5/19/99

3:28 PM

IN CHAIR: SPEAKER

564
LEGISLATIVE DAY 66
H1076SCS

COX

FIRE MAINS COMPLY WITH BUILDING CODE

MOTION #11 - CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 107

SPEAKER	CUNNINGHAM	INSKO	REDWINE
ADAMS	DAUGHTRY	JARRELL	ROGERS
ALEXANDER	DAVIS	JEFFUS	RUSSELL
ALLEN	DECKER	JUSTUS	SAUNDERS
ALLRED	DEDMON	KINNEY	SETZER
ARNOLD	DOCKHAM	KISER	SEXTON
BADDOUR	EARLE	LUEBKE	SHERRILL
BAKER	EASTERLING	MCALLISTER	SMITH
BARBEE	EDDINS	MCCOMAS	STARNES
BAREFOOT	EDWARDS	MCCOMBS	SUTTON
BERRY	ELLIS	MCCRARY	TALLENT
BONNER	ESPOSITO	MCLAWHORN	TEAGUE
BOWIE	FITCH	MCMAHAN	THOMAS
BRIDGEMAN	FOX	MELTON	THOMPSON
BROWN	GARDNER	MICHAUX	TOLSON
BRUBAKER	GIBSON	MILLER	TUCKER
BUCHANAN	GILLESPIE	MINER	WAINWRIGHT
CANSLER	GOODWIN	MITCHELL	WALEND
CAPPS	GRADY	MOORE	WARNER
CARPENTER	GULLEY	MORGAN	WARREN
CHURCH	HACKNEY	MORRIS	WARWICK
CLARY	HAIRE	NESBITT	WILSON, C.
COLE	HENSLEY	NYE	WILSON, G.
COX	HIATT	OLDHAM	WOMBLE
CRAWFORD	HILL	OWENS	WRIGHT
CULP	HOWARD	PRESTON	YONGUE
CULPEPPER	HURLEY	RAYFIELD	

NOES - 0

EXCUSED ABSENCE - 10

BLUE	GRAY	MOSLEY	RAMSEY
BRASWELL	HARDAWAY	POPE	WOOD
CREECH	HORN		

EXCUSED VOTE - 0

NOT VOTING - 3

BOYD-MCINTYRE	HOLMES	HUNTER, H.
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H1076SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1077

APR 14 99

H

HOUSE DRH1161*-LMQQ079(3.10)

HOUSE PRINCIPAL CLERK

Short Title: Certified Professional Midwives.

(Public)

Sponsors: Representative Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE PRACTICE OF MIDWIFERY BY CERTIFIED
3 PROFESSIONAL MIDWIVES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 90 of the General Statutes is amended by adding a
6 new Article to read:
7 "ARTICLE 10B.
8 "Certified Professional Midwives.
9 "§ 90-178.17. Legislative findings.
10 The General Assembly finds that certified professional midwives should be allowed
11 to practice in this State because (i) access to prenatal care and delivery services is
12 limited by the inadequate number of providers; (ii) women should have the freedom
13 to choose the manner, setting, and cost of giving birth; and (iii) it is in the best
14 interest of women in this State to remove obstacles to responsible out-of-hospital
15 deliveries and to encourage cooperation and consultation between licensed health
16 care professionals and certified professional midwives.
17 "§ 90-178.18. Definitions.
18 The following definitions apply in this Article:
19 (1) Approval. -- Authorization from the North Carolina Supervisory
20 Council of Certified Professional Midwives to practice midwifery
21 in this State.
22 (2) Council. -- The North Carolina Supervisory Council of Certified
23 Professional Midwives.
24 (3) Certified Professional Midwife (CPM). -- A person who has been
25 certified by the North American Registry of Midwives (NARM)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1078 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2236-RT/SB034.01(3.24)

Short Title: Swine Grower Protection Act.

(Public)

Sponsors: Representative Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROTECT SWINE GROWERS BY PROVIDING THAT SWINE
3 OPERATION INTEGRATORS SHALL BE JOINTLY AND SEVERALLY
4 LIABLE FOR FAILURE TO COMPLY WITH THE CONDITIONS OF A
5 PERMIT FOR AN ANIMAL WASTE MANAGEMENT SYSTEM.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 143-215.10C is amended by adding a new subsection to
8 read:
9 "(a1) The definitions set out in G.S. 143-215.10H apply to this subsection. If a
10 swine operation integrator provides swine to a swine farm served by an animal waste
11 management system for which a permit is required under this Part or Part 1 of this
12 Article, the grower and the swine operation integrator shall sign both the application
13 for the permit and the permit. Every grower and swine operation integrator who is
14 required to sign an application for a permit and a permit shall be:
15 (1) Jointly and severally responsible for failure to comply with this
16 Article and the conditions of the permit.
17 (2) Jointly and severally liable for the payment of any civil penalty
18 assessed pursuant to G.S. 143-215.6A.
19 (3) Subject to the enforcement procedures set out in G.S. 143-215.6B,
20 143-215.6C, and 143-215.6E."
21 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1079 APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3259-LN137(3.23)

Short Title: Funds/Healthy Carolinians.

(Public)

Sponsors: Representatives Hunter and Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ASSIST IN THE ESTABLISHMENT
3 OF HEALTHY CAROLINIAN PARTNERSHIP INITIATIVES IN EACH
4 COUNTY.
5 The General Assembly of North Carolina enacts:
6 Section 1.(a) There is appropriated from the General Fund to the
7 Department of Health and Human Services the sum of three million seven hundred
8 fifty thousand dollars (\$3,750,000) for the 1999-2000 fiscal year. Of these funds, the
9 sum of thirty-six thousand dollars (\$36,000) shall be allocated to each county in the
10 State to establish the necessary infrastructure in the county to create or maintain
11 health promotion partnerships to carry out locally defined initiatives inclusive of
12 women and children, youth, work site, minority populations, and aging populations.
13 In order to receive funds under this section, each county shall ensure that
14 partnerships meet established standards developed by the Governor's Task Force on
15 Health Objectives for the Year 2000. These standards shall be monitored by the
16 Division of Community Health. Counties shall provide documentation to the
17 Department evidencing an in-kind contribution or match of at least fifty percent
18 (50%) of funds received under this section from local partnerships to provide space,
19 equipment, and supplies.
20 Section 1.(b) Of the funds appropriated under this section, the
21 Department may use up to one hundred fifty thousand dollars (\$150,000) to support
22 technical assistance activities, including data support/analysis, training, and materials.
23 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH2207*-RO004(3.31)

H.S. FILED
1080 APR 14 99
HOUSE PRINCIPAL CLERK D

Short Title: Telephone Solicitation.

(Public)

Sponsors: Representative Allen.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW CONSUMERS TO BE PLACED ON A LIST OF
3 RESIDENTIAL TELEPHONE SUBSCRIBERS WHO OBJECT TO
4 TELEPHONE SOLICITATIONS AND PROHIBITING TELEPHONE
5 SOLICITORS FROM MAKING CALLS TO PERSONS ON THAT LIST.
6 The General Assembly of North Carolina enacts:
7 Section 1. The General Assembly finds that:
8 (1) The use of the telephone to market goods and services to
9 consumers is increasingly pervasive now due to the availability of
10 cost-effective telemarketing techniques;
11 (2) Thousands of businesses actively telemarket goods and services to
12 business and residential customers;
13 (3) Some citizens of this State are concerned at the proliferation of
14 calls to their homes from telemarketers;
15 (4) The rights to privacy and commercial speech can be balanced in a
16 way that accomodates both the privacy of individuals and
17 legitimate telemarketing practices; and
18 (5) The public interest requires the establishment of a mechanism
19 under which the citizens of this State can decide whether or not
20 they wish to receive telemarketing calls in their homes.
21 Section 2. Chapter 75 of the General Statutes is amended by adding a
22 new section to read:
23 "§ 75-30.1. Restrictions on telephone solicitations.
24 (a) For purposes of this section:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3287-LG310(4.1)

Short Title: Info. Tech. Ctr. Funds.

(Public)

Sponsors: Representative Saunders.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE
3 INFORMATION TECHNOLOGY TRAINING CENTER FOR THE
4 CHARLOTTE REGION AT CENTRAL PIEDMONT COMMUNITY COLLEGE.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Community Colleges the sum of five million dollars (\$5,000,000) for
8 the 1999-2000 fiscal year for construction and operation of the Information
9 Technology Training Center for the Charlotte Region at Central Piedmont
10 Community College. These funds shall be used as follows:
11 (1) Provide a regional Information Technology Center to meet
12 industry needs for skilled information technology-related training
13 in the Charlotte area. The Charlotte Region Workforce
14 Development Partnership (Anson Community College, Catawba
15 Valley Community College, Central Piedmont Community College,
16 Cleveland Community College, Gaston Community College,
17 Mitchell Community College, the North Carolina Center for
18 Applied Textile Technology, Rowan-Cabarrus Community College,
19 Stanly Community College, and the Carolinas Partnership) will
20 benefit from the Information Technology Training Center.
21 Charlotte Mecklenburg Schools, the University of North Carolina
22 at Charlotte, and the Charlotte Chamber of Commerce will also
23 collaborate in the planning and use of the Center.
24 (2) Construct a 20,000 square foot facility, provide technology
25 equipment and infrastructure, and operate the center for one year.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1082

APR 14 99

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH3285-LKX140(4.1)

Short Title: Licensing Selling of Cars.

(Public)

Sponsors: Representative Saunders.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH PENALTIES FOR SELLING CARS IN VIOLATION
3 OF THE MOTOR VEHICLE DEALERS AND MANUFACTURERS
4 LICENSING LAW TO ESTABLISH EDUCATIONAL REQUIREMENTS
5 REQUIRED FOR ISSUANCE AND RENEWAL OF LICENSURE FOR USED
6 MOTOR VEHICLE DEALERS, AND TO INCREASE FEES.
7 Whereas, not only the setting of standards to protect purchasers of motor
8 vehicles but also the enforcement of substantial penalties applicable when those
9 standards are not met is one of the most effective means to obtain this protection; and
10 Whereas, more complex laws governing regulation of the sale and
11 distribution of motor vehicles such as the titling of a vehicle, warranties, collection of
12 consumer debt pursuant to Federal Trade Commission regulations, and applicable tax
13 provisions impose a greater number of duties upon independent automobile dealers;
14 and
15 Whereas, the most effective and consistent means of informing both
16 applicants for licensure and experienced, licensed motor vehicle dealers of major
17 changes and increasing complexities in the law is to develop a program insuring the
18 development and requirement of appropriate continuing education; and
19 Whereas, to better effect these policies it is necessary to increase to more
20 appropriate levels the fees for those persons regulated by the Motor Vehicle Dealers
21 and Manufacturers Licensing Law; Now, therefore,
22 The General Assembly of North Carolina enacts:
23 Section 1. G.S. 20-287 reads as rewritten:
24 "§ 20-287. Licenses ~~required~~; required; penalties.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 471/6-- 7:20 PM

MAY 17, 1999

LEGISLATIVE DAY 63

SENATOR BASNIGHT

-- Presiding

ALBERTSON
FUNDS FOR AGRICULTURAL RESEARCH

SENATE BILL 1082
READING 2

AYE	43	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COOPER DALTON	DANNELLY FOXX GARROU GULLEY HAGAN HARRIS HORTON HOYLE JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	5	COCHRANE EAST	FORRESTER	GARWOOD	WEBSTER

EXCUSED 0

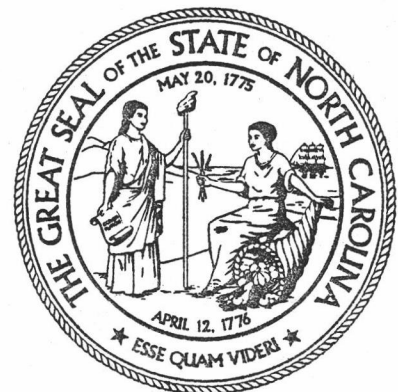
NOT CAST 0

ABSENT 2 HARTSELL ODOM

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 882
LEGISLATIVE DAY 90
82HCS #2
READING 2
SAUNDERS

RC
6/30/99
3:34 PM
IN CHAIR: SPEAKER

LICENSING SELLING OF CARS

105
AYES - 106

Wulfer
SPEAKER
ADAMS
ALEXANDER
~~ALLEN~~
~~ALLRED~~
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COLE
COX
CRAWFORD
CULP
CULPEPPER

CUNNINGHAM
DAUGHTRY
DAVIS
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN
HOWARD
HUNTER, H.
HURLEY

INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE

PRESTON
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SEXTON
SHERRILL
SMITH
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 8- 9

Wulfer
~~ALLRED~~
BRUBAKER
CARPENTER

CREECH
DECKER

FOX
GARDNER

STARNES
WOOD

EXCUSED ABSENCE - 4

BERRY

DEDMON

MOSLEY

RAMSEY

EXCUSED VOTE - 1

SETZER

NOT VOTING - 1

EDWARDS

H1082HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1082

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

H1082-ALK-2

Date JUL 1 1999, 1999

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

Representative Howard

- 1 moves to amend the bill on page 2, line 44,
2 by rewriting that line to read:
3 "vehicles on behalf of insurers or to any persons
4 licensed pursuant to this section on or before July 1,
5 1991."
6

SIGNED Julia Howard
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

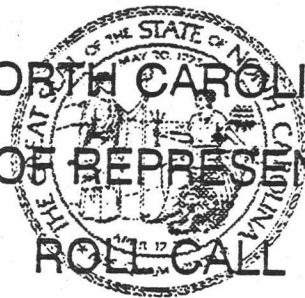
ADOPTED JUL 1 1999 FAILED _____

TABLED _____

105-4 ev

Kenzie Welch

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 894
LEGISLATIVE DAY 91
82HCS#2
READING 3

SAUNDERS
AMEND #1 - REP. HOWARD
LICENSING SELLING OF CARS

EU
7/01/99
1:28 PM
IN CHAIR: SPEAKER

AYES - 105

SPEAKER	CUNNINGHAM	HURLEY	RAYFIELD
ADAMS	DAUGHTRY	INSKO	REDWINE
ALEXANDER	DAVIS	JARRELL	ROGERS
ALLRED	DECKER	JEFFUS	RUSSELL
ARNOLD	DEDMON	JUSTUS	SAUNDERS
BADDOUR	DOCKHAM	KINNEY	SEXTON
BAKER	EARLE	KISER	SMITH
BARBEE	EASTERLING	LUEBKE	STARNES
BAREFOOT	EDDINS	MCALLISTER	SUTTON
BLUE	ELLIS	MCCOMAS	TALLENT
BONNER	ESPOSITO	MCCOMBS	TEAGUE
BOWIE	FITCH	MCCRARY	THOMAS
BRASWELL	FOX	MCLAWHORN	THOMPSON
BRIDGEMAN	GARDNER	MCMAHAN	TOLSON
BROWN	GIBSON	MELTON	TUCKER
BRUBAKER	GILLESPIE	MICHAUX	WAINWRIGHT
BUCHANAN	GOODWIN	MINER	WALEND
CANSLER	GRAY	MITCHELL	WARNER
CAPPS	GULLEY	MORGAN	WARREN
CARPENTER	HACKNEY	MORRIS	WARWICK
CLARY	HARDAWAY	NESBITT	WILSON, C.
COLE	HENSLEY	NYE	WILSON, G.
COX	HIATT	OLDHAM	WOMBLE
CRAWFORD	HILL	OWENS	WOOD
CREECH	HORN	POPE	WRIGHT
CULP	HOWARD	PRESTON	YONGUE

NOES - 4

ALLEN	GRADY	HAIRE	SHERILL
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EXCUSED ABSENCE - 6

CHURCH	MILLER	MOSLEY	RAMSEY
HOLMES	MOORE		

EXCUSED VOTE - 1

SETZER

NOT VOTING - 4

BERRY	BOYD-MCINTYRE	EDWARDS	HUNTER, H.
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H1082HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 895
LEGISLATIVE DAY 91
HCS#2
READING 3
SAUNDERS

RC
7/01/99
1:28 PM
IN CHAIR: SPEAKER

LICENSING SELLING OF CARS

AYES - 97

SPEAKER	DAUGHTRY	JARRELL	RAYFIELD
ADAMS	DOCKHAM	JEFFUS	REDWINE
ALEXANDER	EARLE	JUSTUS	ROGERS
ALLEN	EASTERLING	KINNEY	RUSSELL
ARNOLD	EDWARDS	KISER	SAUNDERS
BADDOUR	ELLIS	LUEBKE	SEXTON
BARBEE	FITCH	MCALLISTER	SHERRILL
BAREFOOT	FOX	MCCOMAS	SMITH
BLUE	GARDNER	MCCOMBS	SUTTON
BONNER	GIBSON	MCCRARY	TALLENT
BOWIE	GILLESPIE	MCLAWHORN	TEAGUE
BRASWELL	GOODWIN	MCMAHAN	THOMAS
BRIDGEMAN	GRAY	MELTON	THOMPSON
BROWN	GULLEY	MICHAUX	TOLSON
BRUBAKER	HACKNEY	MINER	TUCKER
BUCHANAN	HAIRE	MITCHELL	WAINWRIGHT
CANSLER	HARDAWAY	MORGAN	WALEND
CLARY	HENSLEY	MORRIS	WARREN
COLE	HIATT	NESBITT	WARWICK
COX	HILL	NYE	WILSON, C.
CRAWFORD	HORN	OLDHAM	WILSON, G.
CREECH	HOWARD	OWENS	WOMBLE
CULP	HURLEY	POPE	WRIGHT
CULPEPPER	INSKO	PRESTON	YONGUE

NOES - 10

ALLRED	CARPENTER	EDDINS	STARNES
BAKER	DAVIS	GRADY	WOOD
CAPPS	DECKER		

EXCUSED ABSENCE - 6

CHURCH	MILLER	MOSLEY	RAMSEY
HOLMES	MOORE		

EXCUSED VOTE - 1

SETZER

NOT VOTING - 6

BERRY	DEDMON	HUNTER, H.	WARNER
BOYD-MCINTYRE	ESPOSITO		

H1082HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH4189-LN118(3.12)

H.B. FILED
1083 APR 14 99
HOUSE PRINCIPAL CLERK D

Short Title: Arthritis Educ. Task Force.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE ARTHRITIS EDUCATION TASK FORCE AND
3 TO APPROPRIATE FUNDS THEREFOR.
4 The General Assembly of North Carolina enacts:
5 Section 1.(a) There is established in the Department of Health and
6 Human Services, Division of Community Health, the Arthritis Education Task Force.
7 The Task Force shall have 18 members, as follows:
8 (1) From the Department of Health and Human Services:
9 a. The Director of the Division of Community Health, or a
10 designee thereof;
11 b. The Director of the Division of Medical Assistance, or a
12 designee thereof; and
13 c. The Director of the Division of Aging, or a designee thereof;
14 (2) Appointed by the President Pro Tempore of the Senate:
15 a. One member of the Senate;
16 b. A local health director;
17 c. A certified health educator;
18 d. A representative of the North Carolina Association of Area
19 Agencies on Aging; and
20 e. A person with arthritis;
21 (3) Appointed by the Speaker of the House of Representatives:
22 a. One member of the House of Representatives;
23 b. A pharmacist;
24 c. A licensed dietitian/nutritionist;
25 d. A registered nurse; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1084

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4183-LCX172(3.31)

Short Title: County Bonds for Landbanking.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE COUNTIES TO ISSUE BONDS TO PURCHASE
3 LAND FOR MULTIPLE USE FOR COUNTY, COMMUNITY COLLEGE, AND
4 PUBLIC SCHOOL PURPOSES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 159-48(c) reads as rewritten:
7 "(c) Each county is authorized to borrow money and issue its bonds under this
8 Article in evidence of the debt for the purpose of, in the case of subdivisions (1)
9 through ~~(4a)~~ (4b) of this subsection, paying any capital costs of any one or more of
10 the purposes and, in the case of subdivision (5) of this subsection, to finance the cost
11 of the purpose:
12 (1) Providing community college facilities, including without limitation
13 buildings, plants, and other facilities, physical and vocational
14 educational buildings and facilities, including in connection
15 therewith classrooms, laboratories, libraries, auditoriums,
16 administrative offices, student unions, dormitories, gymnasiums,
17 athletic fields, cafeterias, utility plants, and garages.
18 (2) Providing courthouses, including without limitation offices, meeting
19 rooms, court facilities and rooms, and detention facilities.
20 (3) Providing county homes for the indigent and infirm.
21 (4) Providing school facilities, including without limitation
22 schoolhouses, buildings, plants and other facilities, physical and
23 vocational educational buildings and facilities, including in
24 connection therewith classrooms, laboratories, libraries,
25 auditoriums, administrative offices, gymnasiums, athletic fields,



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1084

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

H1084-ARB-7/9

Date July 9, 1999

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

Representative McMahon

1 moves to amend the bill on page 2, line 7, by inserting immediately
2 after the word "future" the word "county".

SIGNED Ed McMahon
Amendment Sponsor

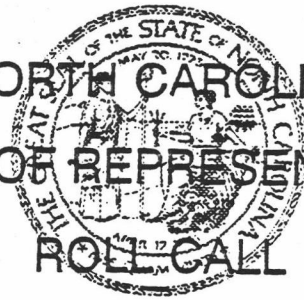
SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 9 1999 FAILED _____ TABLED _____

99-0 EV

Ed McMahon

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

SEQ. # 1022
LEGISLATIVE DAY 96
84HCS
ENDING 2

7/09/99
4:26 PM

IN CHAIR: SPEAKER

MCMAHAN
AMEND #1 *Rep. McMahan*
COUNTY BONDS FOR LANDBANKING

AYES - 99

SPEAKER	CULP	HOWARD	RAYFIELD
ADAMS	CULPEPPER	INSKO	ROGERS
ALEXANDER	CUNNINGHAM	JARRELL	RUSSELL
ALLEN	DAUGHTRY	JEFFUS	SAUNDERS
ALLRED	DEDMON	JUSTUS	SETZER
ARNOLD	DOCKHAM	KISER	SEXTON
BADDOUR	EARLE	LUEBKE	SHERRILL
BAKER	EASTERLING	MCALLISTER	SMITH
BARBEE	EDDINS	MCCOMAS	STARNES
BAREFOOT	ELLIS	MCCOMBS	TALLENT
BERRY	ESPOSITO	MCCRARY	TEAGUE
BLUE	FOX	MCLAWHORN	THOMAS
BONNER	GARDNER	MCMAHAN	THOMPSON
BOWIE	GIBSON	MELTON	TOLSON
BOYD-MCINTYRE	GILLESPIE	MILLER	TUCKER
BRASWELL	GOODWIN	MINER	WAINWRIGHT
BRIDGEMAN	GRADY	MITCHELL	WALEND
BRUBAKER	GULLEY	MOORE	WARREN
CANSLER	HACKNEY	MORGAN	WARWICK
CAPPS	HAIRE	MORRIS	WILSON, C.
CARPENTER	HARDAWAY	NYE	WILSON, G.
CLARY	HENSLEY	OLDHAM	WOOD
COLE	HIATT	OWENS	WRIGHT
COX	HILL	POPE	YONGUE
CRAWFORD	HORN	PRESTON	

NOES - 0

EXCUSED ABSENCE - 12

BUCHANAN	DECKER	KINNEY	RAMSEY
CHURCH	GRAY	MOSLEY	SUTTON
DAVIS	HOLMES	NESBITT	WARNER

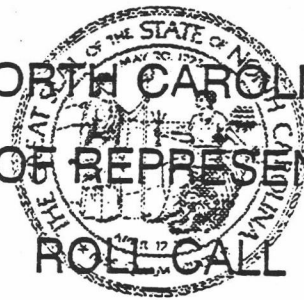
EXCUSED VOTE - 0

NOT VOTING - 9

BROWN	FITCH	HURLEY	REDWINE
CREECH	HUNTER, H.	MICHAUX	WOMBLE
EDWARDS			

H1084HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1023
LEGISLATIVE DAY 96
84HCS
READING 2
MCMAHAN

RC

7/09/99
4:26 PM

IN CHAIR: SPEAKER

COUNTY BONDS FOR LANDBANKING

AYES - 97

SPEAKER	CULPEPPER	HOWARD	RAYFIELD
ADAMS	CUNNINGHAM	INSKO	ROGERS
ALEXANDER	DAUGHTRY	JARRELL	RUSSELL
ALLEN	DEDMON	JEFFUS	SAUNDERS
ALLRED	DOCKHAM	JUSTUS	SETZER
ARNOLD	EARLE	KISER	SEXTON
BADDOUR	EASTERLING	LUEBKE	SHERRILL
BAKER	EDDINS	MCALLISTER	SMITH
BARBEE	ELLIS	MCCOMAS	STARNES
BAREFOOT	ESPOSITO	MCCOMBS	TALLENT
BERRY	FOX	MCCRARY	TEAGUE
BLUE	GARDNER	MCLAWHORN	THOMAS
BONNER	GIBSON	MCMAHAN	THOMPSON
BOWIE	GILLESPIE	MILLER	TOLSON
BOYD-MCINTYRE	GOODWIN	MINER	TUCKER
BRASWELL	GRADY	MITCHELL	WAINWRIGHT
BRUBAKER	GULLEY	MOORE	WALEND
CANSLER	HACKNEY	MORGAN	WARREN
CAPPS	HAIRE	MORRIS	WARWICK
CARPENTER	HARDAWAY	NYE	WILSON, C.
CLARY	HENSLEY	OLDHAM	WILSON, G.
COLE	HIATT	OWENS	WOOD
COX	HILL	POPE	WRIGHT
CRAWFORD	HORN	PRESTON	YONGUE
CULP			

NOES - 0

EXCUSED ABSENCE - 12

BUCHANAN	DECKER	KINNEY	RAMSEY
CHURCH	GRAY	MOSLEY	SUTTON
DAVIS	HOLMES	NESBITT	WARNER

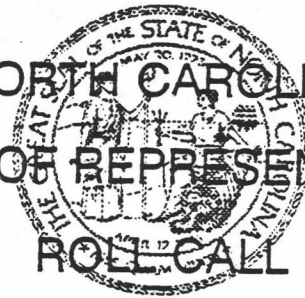
EXCUSED VOTE - 0

NOT VOTING - 11

BRIDGEMAN	EDWARDS	HURLEY	REDWINE
BROWN	FITCH	MELTON	WOMBLE
CREECH	HUNTER, H.	MICHAUX	

H1084HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

7/12/99

8:38 PM

IN CHAIR: SPEAKER

Bill # 1070
LEGISLATIVE DAY 97
H1084HCS
READING 3
MCMAHAN

COUNTY BONDS FOR LANDBANKING

AYES - 111

SPEAKER	CULP	HORN	RAYFIELD
ADAMS	CULPEPPER	HOWARD	REDWINE
ALEXANDER	DAUGHTRY	HUNTER, H.	RUSSELL
ALLEN	DAVIS	HURLEY	SAUNDERS
ALLRED	DECKER	INSKO	SETZER
ARNOLD	DEDMON	JARRELL	SEXTON
BADDOUR	DOCKHAM	JEFFUS	SHERRILL
BAKER	EARLE	JUSTUS	SMITH
BARBEE	EASTERLING	KISER	STARNES
BAREFOOT	EDDINS	LUEBKE	SUTTON
BERRY	EDWARDS	MCALLISTER	TALLENT
BLUE	ELLIS	MCCOMAS	TEAGUE
BONNER	ESPOSITO	MCCOMBS	THOMAS
BOWIE	FOX	MCLAWHORN	THOMPSON
BOYD-MCINTYRE	GARDNER	MCMAHAN	TOLSON
BRASWELL	GIBSON	MELTON	TUCKER
BRIDGEMAN	GILLESPIE	MICHAUX	WAINWRIGHT
BROWN	GOODWIN	MILLER	WALEND
BRUBAKER	GRADY	MINER	WARNER
BUCHANAN	GRAY	MITCHELL	WARREN
CAPPS	GULLEY	MOORE	WARWICK
CARPENTER	HACKNEY	MORGAN	WILSON, C.
CHURCH	HAIRE	MORRIS	WILSON, G.
CLARY	HARDAWAY	NESBITT	WOMBLE
COLE	HENSLEY	NYE	WOOD
COX	HIATT	OWENS	WRIGHT
CRAWFORD	HILL	POPE	YONGUE
CREECH	HOLMES	PRESTON	

NOES - 0

EXCUSED ABSENCE - 6

CANSLER
CUNNINGHAM

MCCRARY
MOSLEY

RAMSEY

ROGERS

EXCUSED VOTE - 0

FITCH

KINNEY

NOT VOTING - 3

OLDHAM

H1084HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 968/13-- 4:11 PM

JULY 14, 1999

LEGISLATIVE DAY 97

LT. GOVERNOR WICKER

-- Presiding

MCMAHAN
COUNTY BONDS FOR LANDBANKING
COM. SUB/3RD EDITION

HOUSE BILL 1084
READING 2

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0

AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 995/4--11:30 AM JULY 15, 1999 LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

-- Presiding

MCMAHAN
COUNTY BONDS FOR LANDBANKING

HOUSE BILL 1084
READING 3

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1085

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA107-LK159(4.7)

Short Title: Transitways.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE USE OF TRANSITWAYS.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 20-146.2 is amended by adding a new subsection to read:
5 "(a1) The Department of Transportation may designate one or more travel lanes
6 as a transitway on streets and highways on the State Highway System and cities may
7 designate one or more travel lanes as a transitway on streets on the Municipal Street
8 System. Transitways shall be reserved for public transportation vehicles as
9 determined by the Department of Transportation or the city having jurisdiction over
10 the street or highway. When transitways have been designated, and they have been
11 appropriately marked with signs or other markers, they shall be reserved for privately
12 or publicly operated transportation vehicles."
13 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/29/99

12:11 PM

IN CHAIR: SPEAKER

477
LEGISLATIVE DAY 55
H1085
READING 2
MCMAHAN

TRANSITWAYS

AYES - 115

SPEAKER	CULPEPPER	HORN	PRESTON
ADAMS	CUNNINGHAM	HOWARD	RAMSEY
ALEXANDER	DAUGHTRY	HUNTER, H.	RAYFIELD
ALLEN	DAVIS	HURLEY	REDWINE
ALLRED	DECKER	INSKO	ROGERS
BADDOUR	DEDMON	JARRELL	RUSSELL
BAKER	DOCKHAM	JUSTUS	SAUNDERS
BARBEE	EARLE	KINNEY	SETZER
BAREFOOT	EASTERLING	KISER	SEXTON
BERRY	EDDINS	LUEBKE	SHERRILL
BLUE	EDWARDS	MCCOMAS	SMITH
BONNER	ELLIS	MCCOMBS	SUTTON
BOWIE	ESPOSITO	MCCRARY	TALLENT
BOYD-MCINTYRE	FITCH	MCLAWHORN	TEAGUE
BRASWELL	FOX	MCMAHAN	THOMAS
BRIDGEMAN	GARDNER	MELTON	THOMPSON
BROWN	GIBSON	MICHAUX	TOLSON
BRUBAKER	GILLESPIE	MILLER	TUCKER
BUCHANAN	GOODWIN	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WALEND
CAPPS	GRAY	MOORE	WARNER
CARPENTER	GULLEY	MORGAN	WARREN
CHURCH	HACKNEY	MORRIS	WARWICK
CLARY	HAIRE	MOSLEY	WILSON, G.
COLE	HARDAWAY	NESBITT	WOMBLE
COX	HENSLEY	NYE	WOOD
CRAWFORD	HIATT	OLDHAM	WRIGHT
CREECH	HILL	OWENS	YONGUE
CULP	HOLMES	POPE	

NOES - 0

EXCUSED ABSENCE - 3

ARNOLD

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 2

STARNES

WILSON, C.

H1085

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1085

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE

7/13/99Amendment No. 1(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Daniel G. Clodfelter1 moves to amend the bill on page 1, line 12

2 () WHICH CHANGES THE TITLE

3 by _____

4 striking the period and adding :5 ~~as~~ "as determined by the Department or the6 city having jurisdiction."

7

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED

Daniel G. ClodfelterADOPTED 48-0

FAILED _____

TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 938/21-- 8:43 PM JULY 13, 1999 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER

-- Presiding

MCPMAHAN
TRANSITWAYS

HOUSE BILL 1085

AMEND 1

AYE	48	ALBERTSON	DANNELLY	KINNAIRD	PURCELL
		ALLRAN	EAST	LEE	RAND
		BALLANCE	FORRESTER	LUCAS	REEVES
		BALLANTINE	FOXX	MARTIN R	ROBINSON
		BASNIGHT	GARROU	MARTIN W	RUCHO
		CARPENTER	GARWOOD	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 2 GULLEY JORDAN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 939/22-- 8:43 PM JULY 13, 1999 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER

-- Presiding

MCMAHAN
TRANSITWAYS

HOUSE BILL 1085
READING 2

AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WEINSTEIN WELLONS
NO	1	WEBSTER			

EXCUSED 0

NOT CAST 1 WARREN

ABSENT 2 GULLEY JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1085

S. B. No. _____

DATE 7/13/99

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

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Daniel G. Clodfelter

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

2 () WHICH CHANGES THE TITLE

3 by _____

4 striking the period and adding :
5
6 " as determined by the Department or the
7 city having jurisdiction."

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

EV
116-0 adj.
**HOUSE CONCURS IN
SENATE AMENDMENT #1**
JUL 14 1999
**AND ORDERED
ENROLLED**

ORDERED SENT TO GOVERNOR
Denise Stearns

SIGNED Daniel G. Clodfelter

ADOPTED 48-0 FAILED _____ TABLED _____

7/13/99 g p mitt

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EV

7/14/99
3:04 PM

IN CHAIR: HACKNEY

1162
LEGISLATIVE DAY 99
H1085

MCMAHAN
AMEND #1
TRANSITWAYS
MOTION #11

TO concur in Senate Amendment #1

AYES - *115* *116 dw*

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES

HORN
HOWARD
HUNTER, H.
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE
RAMSEY

RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE
PRESTON dw

NOES - 0

EXCUSED ABSENCE - 3

KINNEY

MCCRARY

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - *2 dw*

SPEAKER

PRESTON dw

H1085

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1086 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3302-LE177(3.31)

Short Title: Capacity of New Schools Capped.

(Public)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CAP THE STUDENT CAPACITY OF SCHOOLS CONSTRUCTED
3 AFTER JANUARY 1, 2000.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 115C of the General Statutes is amended by adding a
6 new section to read:
7 "§ 115C-520.1. Student capacity of new schools limited.
8 New public schools designed after January 1, 2000, shall be subject to the following
9 maximum student capacities:
10 (1) Schools that serve all or part of kindergarten through fifth grade --
11 300 students;
12 (2) Schools that serve all or part of grades six through 8 -- 500
13 students; and
14 (3) Schools that serve all or part of grades nine through 12 -- 700
15 students.
16 The maximum student capacity of a school that serves grades in more than one of
17 these categories shall be computed according to the percentage of students in each
18 category it serves."
19 Section 2. This act is effective when it becomes law and applies to the
20 new public schools on which design is begun after January 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1087 APR 14 1999
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2215-RU025(4.7)

Short Title: State Ethics Act.

(Public)

Sponsors: Representative Wood.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE STATE ETHICS ACT, TO CREATE THE STATE
3 ETHICS COMMISSION, TO ESTABLISH ETHICAL STANDARDS FOR
4 STATE PUBLIC OFFICERS, STATE EMPLOYEES, AND APPOINTEES TO
5 NONADVISORY STATE BOARDS AND COMMISSIONS, TO REQUIRE
6 PUBLIC DISCLOSURE OF ECONOMIC INTERESTS, TO PROVIDE FOR
7 ETHICS EDUCATION, TO MAKE CONFORMING CHANGES, AND TO
8 MAKE AN APPROPRIATION THEREFOR.

9 The General Assembly of North Carolina enacts:

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

12 "Chapter 138A.
13 "State Ethics Act.
14 "ARTICLE 1.
15 "General Provisions.

16 "§ 138A-1. Title.

17 This Chapter shall be known and may be cited as the 'State Ethics Act.'

18 "§ 138A-2. Definitions.

19 The following definitions apply in this Chapter:

20 (1) Business. -- Any of the following, whether or not for profit:
21 a. Association.
22 b. Corporation.
23 c. Enterprise.
24 d. Joint venture.
25 e. Organization.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1088 APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH4184-LK138a(3.31)

Short Title: Improve Torrens Law.

(Public)

Sponsors: Representative Barefoot.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE AND MODERNIZE THE TORRENS LAND TITLE
3 REGISTRATION PROCEDURES OF THE STATE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 43-5 reads as rewritten:
6 "§ 43-5. Fees of officers.
7 The examiner ~~hereinbefore~~ provided for in G.S. 43-4 shall receive, as may be
8 ~~allowed by the clerk, a minimum fee of five dollars (\$5.00) for such examination of~~
9 ~~each title of property assessed upon the tax books at the amount of five thousand~~
10 ~~dollars (\$5,000) or less; for each additional thousand dollars (\$1,000) of assessed~~
11 ~~value of property so examined he shall receive fifty cents (50¢); for examination~~
12 ~~outside of the county he shall receive a reasonable allowance; be compensated as~~
13 ~~provided in G.S. 1-408. All plats required by this Chapter shall comply with G.S. 47-~~
14 ~~30 and shall be recorded in the office of the register of deeds, and the recording fee~~
15 ~~shall be that specified in G.S. 161-10 for recording plats. There shall be allowed to~~
16 ~~the register of deeds for copying the plot upon registration of titles book two dollars~~
17 ~~(\$2.00) for the first page and one dollar (\$1.00) for each succeeding page; The fee~~
18 ~~for copying or recording new certificates under this Chapter, two dollars (\$2.00) for~~
19 ~~the first page and one dollar (\$1.00) for each succeeding page; Chapter shall be that~~
20 ~~specified in G.S. 161-10 for recording instruments in general. The fee for issuing the~~
21 ~~certificate and new certificates under this Chapter, fifty cents (50¢) for each; Chapter~~
22 ~~shall be that specified in G.S. 161-10 for issuing certified copies. The fee for noting~~
23 ~~the entries or memorandum required and for the entries noting the cancellation of~~
24 ~~mortgages and all other entries, if any, herein provided for, fifty cents (50¢) for each~~
25 ~~entry. The county or other surveyor employed under the provisions of this Chapter~~

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



377
LEGISLATIVE DAY 53
H1088
READING 2
BAREFOOT

EV
4/27/99
7:55 PM
IN CHAIR: SPEAKER

IMPROVE TORRENS LAW

AYES - 111

SPEAKER	CREECH	HOLMES	PRESTON
ADAMS	CULP	HORN	RAMSEY
ALEXANDER	CULPEPPER	HOWARD	RAYFIELD
ALLEN	CUNNINGHAM	HUNTER, H.	REDWINE
ALLRED	DAVIS	HURLEY	ROGERS
ARNOLD	DECKER	INSKO	SAUNDERS
BADDOUR	DEDMON	JARRELL	SETZER
BAKER	DOCKHAM	JEFFUS	SEXTON
BARBEE	EARLE	JUSTUS	SMITH
BAREFOOT	EASTERLING	KINNEY	STARNES
BERRY	EDDINS	KISER	SUTTON
BLUE	EDWARDS	MCCOMAS	TALLENT
BONNER	ELLIS	MCCOMBS	TEAGUE
BOWIE	ESPOSITO	MCCRARY	THOMAS
BOYD-MCINTYRE	FITCH	MCLAWHORN	TOLSON
BRASWELL	FOX	MCMAHAN	TUCKER
BRIDGEMAN	GARDNER	MELTON	WAINWRIGHT
BROWN	GIBSON	MILLER	WALEND
BRUBAKER	GILLESPIE	MINER	WARNER
BUCHANAN	GOODWIN	MITCHELL	WARREN
CANSLER	GRADY	MOORE	WARWICK
CAPPS	GULLEY	MORGAN	WILSON, C.
CARPENTER	HACKNEY	MORRIS	WILSON, G.
CHURCH	HAIRE	MOSLEY	WOMBLE
CLARY	HARDAWAY	NESBITT	WOOD
COLE	HENSLEY	NYE	WRIGHT
COX	HIATT	OWENS	YONGUE
CRAWFORD	HILL	POPE	

NOES - 0

DAUGHTRY	EXCUSED ABSENCE - 5	
GRAY	LUEBKE	RUSSELL
		THOMPSON

EXCUSED VOTE - 0

MCALLISTER	NOT VOTING - 4	
	MICHAUX	OLDHAM
		SHERRILL

H1088

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 423/1-- 4:07 PM

MAY 5, 1999

LEGISLATIVE DAY 57

LT. GOVERNOR WICKER

-- Presiding

BAREFOOT
IMPROVE TORRENS LAW

HOUSE BILL 1088
READING 2

AYE	47	ALBERTSON	FORRESTER	LEE	RAND
		ALLRAN	FOXX	LUCAS	REEVES
		BALLANCE	GARROU	MARTIN R	ROBINSON
		BALLANTINE	GULLEY	MARTIN W	RUCHO
		BASNIGHT	HAGAN	METCALF	SHAW L
		CARPENTER	HARRIS	MILLER	SHAW R
		CARTER	HARTSELL	MOORE	SOLES
		CLODFELTER	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY	KINNAIRD	PURCELL	
NO	0				

EXCUSED 0

NOT CAST 2 EAST GARWOOD

ABSENT 1 CARRINGTON

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 440/16--11:52 AM

MAY 6, 1999

LEGISLATIVE DAY 58

SENATOR BALLANCE

-- Presiding

BAREFOOT
IMPROVE TORRENS LAW

HOUSE BILL 1088
READING 3

AYE	46	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GULLEY	MARTIN W	RUCHO
		CARRINGTON	HAGAN	METCALF	SHAW L
		CARTER	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WARREN
		COOPER	HOYLE	PERDUE	WEBSTER
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KERR		
NO	1	BALLANTINE			

EXCUSED 0

NOT CAST 1 PLYLER

ABSENT 2 GARWOOD

WEINSTEIN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1089

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2226-LT124(4.7)

Short Title: Sweet Potato Insurance Reclassification.

(Public)

Sponsors: Representative Arnold.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE NORTH CAROLINA RATE BUREAU TO
3 RECLASSIFY SWEET POTATOES FOR THE PURPOSE OF WORKERS'
4 COMPENSATION INSURANCE.

5 Whereas, the potato is a tuber and is planted and harvested with the use
6 of mechanical equipment; and

7 Whereas, the potato is classified by the North Carolina Rate Bureau as
8 "0037 field crops & drivers" for purposes of determining workers' compensation
9 insurance rates; and

10 Whereas, other vegetables such as cucumbers, squash, and peppers are
11 planted and harvested using hand labor and are therefore classified by the North
12 Carolina Rate Bureau as "0008 vegetable & driver" for purposes of determining
13 workers' compensation insurance rates, with lower rates than potatoes; and

14 Whereas, sweet potatoes are root vegetables and are planted and
15 harvested using hand labor rather than mechanized equipment; and

16 Whereas, the North Carolina Rate Bureau currently classifies sweet
17 potatoes with other potatoes for purposes of determining workers' compensation
18 insurance rates, with a higher rate than other vegetables harvested by hand; Now,
19 therefore,

20 The General Assembly of North Carolina enacts:

21 Section 1. The North Carolina Rate Bureau shall reclassify sweet
22 potatoes as "0008 vegetable & driver" for purposes of determining workers'
23 compensation insurance rates and shall adjust all rates accordingly.

24 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1090

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3291-LK166(4.7)

Short Title: I.A.F.F. Registration Plate.

(Public)

Sponsors: Representatives Moore and Warner.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE
3 AN INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS SPECIAL
4 REGISTRATION PLATE.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 20-79.4(b) reads as rewritten:

7 "(b) Types. -- The Division shall issue the following types of special registration
8 plates:

9 ...
10 (19a) International Association of Fire Fighters. -- Issuable to the
11 registered owner of a motor vehicle. The plate shall bear the
12 insignia of the International Association of Fire Fighters and shall
13 bear the words Professional Fire Fighter. The Division may not
14 issue the plate authorized by this subdivision unless it receives at
15 least 300 applications for the plate."

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

2. # 626
LEGISLATIVE DAY 73
H1090HCS
READING 2
MOORE

6/01/99
4:28 PM
IN CHAIR: SPEAKER

INT'L. ASSOC. FIRE FIGHTERS REG. PLATE

AYES - 111

SPEAKER	CULPEPPER	HUNTER, H.	POPE
ADAMS	CUNNINGHAM	HURLEY	PRESTON
ALEXANDER	DAUGHTRY	INSKO	RAYFIELD
ALLEN	DEDMON	JARRELL	REDWINE
ALLRED	DOCKHAM	JEFFUS	ROGERS
ARNOLD	EARLE	JUSTUS	RUSSELL
BADDOUR	EASTERLING	KINNEY	SAUNDERS
BAKER	EDDINS	KISER	SETZER
BARBEE	EDWARDS	LUEBKE	SEXTON
BAREFOOT	ELLIS	MCALLISTER	SHERRILL
BERRY	ESPOSITO	MCCOMAS	STARNES
BLUE	FITCH	MCCOMBS	SUTTON
BONNER	FOX	MCCRARY	TALLENT
BOYD-MCINTYRE	GARDNER	MCLAWHORN	TEAGUE
BRASWELL	GIBSON	MCMAHAN	THOMAS
BRIDGEMAN	GILLESPIE	MELTON	THOMPSON
BROWN	GOODWIN	MICHAUX	TOLSON
BRUBAKER	GRADY	MILLER	TUCKER
BUCHANAN	GRAY	MINER	WAINWRIGHT
CANSLER	GULLEY	MITCHELL	WALEND
CAPPS	HACKNEY	MOORE	WARNER
CARPENTER	HAIRE	MORGAN	WARREN
CHURCH	HARDAWAY	MORRIS	WARWICK
CLARY	HIATT	MOSLEY	WILSON, C.
COLE	HILL	NESBITT	WILSON, G.
COX	HOLMES	NYE	WOMBLE
CRAWFORD	HORN	OLDHAM	YONGUE
CULP	HOWARD	OWENS	

NOES - 5

BOWIE	DAVIS	DECKER	HENSLEY
CREECH			

EXCUSED ABSENCE - 2

RAMSEY	SMITH
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EXCUSED VOTE - 0

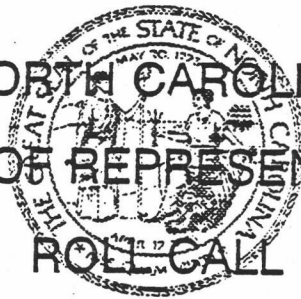
NOT VOTING - 2

WOOD	WRIGHT
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H1090HCS

SEQ. # 685
LEGISLATIVE DAY 76
H1090HCS
READING 3
MOORE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
6/07/99
7:57 PM
IN CHAIR: SPEAKER

INT'L. ASSOC. FIRE FIGHTERS REG. PLATE

AYES - 103

SPEAKER	CUNNINGHAM	JARRELL	ROGERS
ALEXANDER	DAUGHTRY	JEFFUS	RUSSELL
ALLEN	DECKER	JUSTUS	SAUNDERS
ARNOLD	DEDMON	KISER	SETZER
BADDOUR	DOCKHAM	LUEBKE	SEXTON
BAKER	EARLE	MCCOMAS	SHERRILL
BARBEE	EASTERLING	MCCOMBS	SMITH
BAREFOOT	EDDINS	MCCRARY	STARNES
BLUE	EDWARDS	MCLAWHORN	SUTTON
BONNER	ESPOSITO	MCMAHAN	TALLENT
BOWIE	FOX	MELTON	TEAGUE
BRASWELL	GARDNER	MICHAUX	THOMAS
BRIDGEMAN	GIBSON	MILLER	THOMPSON
BROWN	GILLESPIE	MINER	TOLSON
BRUBAKER	GOODWIN	MITCHELL	TUCKER
BUCHANAN	GRADY	MOORE	WAINWRIGHT
CANSLER	GRAY	MORGAN	WALEND
CAPPS	GULLEY	MORRIS	WARNER
CARPENTER	HACKNEY	NESBITT	WARREN
CHURCH	HAIRE	NYE	WARWICK
CLARY	HIATT	OLDHAM	WILSON, C.
COLE	HILL	OWENS	WILSON, G.
COX	HORN	POPE	WOMBLE
CRAWFORD	HOWARD	PRESTON	WRIGHT
CULP	HURLEY	RAYFIELD	YONGUE
CULPEPPER	INSKO	REDWINE	

NOES - 2

DAVIS
HENSLEY

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 7

ALLRED	CREECH	HARDAWAY	HUNTER, H.
BERRY	FITCH	HOLMES	

H1090HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 814/9-- 3:26 PM

JULY 6, 1999

LEGISLATIVE DAY 92

SENATOR BASNIGHT

-- Presiding

MOORE
INTERNATIONAL ASSOC. OF FIRE FIGHT.

HOUSE BILL 1090
READING 2

AYE	45	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	MOORE	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 2 HARTSELL ODOM

ABSENT 3 CARRINGTON JORDAN

PAIRS 0

AYE
NO

SHAW L



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 830/6-- 3:42 PM JULY 7, 1999 LEGISLATIVE DAY 93

SENATOR BASNIGHT

-- Presiding

MOORE
INTERNATIONAL ASSOC. OF FIRE FIGHT.

HOUSE BILL 1090
READING 3

AYE	46	ALBERTSON	DANNELLY	LEE	RAND
		ALLRAN	EAST	LUCAS	REEVES
		BALLANCE	FORRESTER	MARTIN R	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MOORE	SHAW R
		CARRINGTON	GULLEY	ODOM	SOLES
		CARTER	HAGAN	PERDUE	WARREN
		CLODFELTER	HARRIS	PHILLIPS	WEBSTER
		COCHRANE	HORTON	PLYLER	WEINSTEIN
		COOPER	HOYLE	PURCELL	WELLONS
		DALTON	KINNAIRD		

NO 0

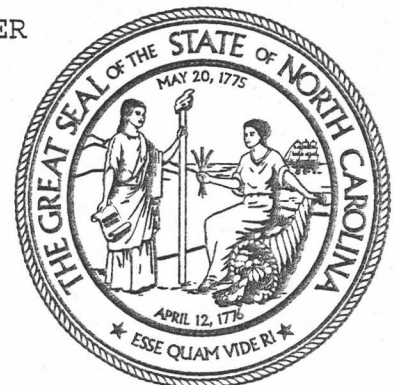
EXCUSED 0

NOT CAST 3 HARTSELL KERR MILLER

ABSENT 1 JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1091

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3320-LB136(4.7)

Short Title: Presidential Primary Changed.

(Public)

Sponsors: Representative Wood.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE AN EARLIER DATE FOR THE PRESIDENTIAL
3 PRIMARY.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 163-213.2 reads as rewritten:

6 "**§ 163-213.2. Primary to be held; date; qualifications and registration of voters.**

7 On the ~~Tuesday after the first Monday in May, 1992,~~ first Monday in March 2000,
8 and every four years thereafter, the voters of this State shall be given an opportunity
9 to express their preference for the person to be the presidential candidate of their
10 political party.

11 Any person otherwise qualified who will become qualified by age to vote in the
12 general election held in the same year of the presidential preference primary shall be
13 entitled to register and vote in the presidential preference primary. Such persons may
14 register not earlier than 60 days nor later than the 21st day prior to the said primary.
15 In addition, persons who will become qualified by age to register and vote in the
16 general election for which the primary is held, who do not register during the special
17 period may register to vote after such period as if they were qualified on the basis of
18 age, but until they are qualified by age to vote, they may vote only in primary
19 elections."

20 Section 2. G.S. 163-213.3 reads as rewritten:

21 "**§ 163-213.3. Conduct of election.**

22 The presidential preference primary election shall be conducted and canvassed by
23 the same authority and in the manner provided by law for the conduct and
24 canvassing of the primary election for the office of Governor and all other offices
25 enumerated in G.S. 163-187 and under the same provisions stipulated in G.S.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1092 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4179-LN014(1.1)

Short Title: Social Worker Immunity/Defense.

(Public)

Sponsors: Representatives Howard and Dockham.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE STATE TO DEFEND CERTAIN COUNTY SOCIAL
3 WORKERS FROM LIABILITY ARISING FROM THE GOOD FAITH
4 PERFORMANCE OF THEIR OFFICIAL DUTIES.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 31A of Chapter 143 of the General Statutes is amended
7 by adding the following new section to read:
8 "**§ 143-300.11. Defense of county protective services social workers and county foster**
9 **care social workers.**
10 A county social worker currently or formerly employed by a county department of
11 social services performing the official duties of the social worker's position as either
12 the juvenile protective services social worker pursuant to Article 3 of Chapter 7B of
13 the General Statutes, an adult protective services social worker pursuant to Article 6
14 of Chapter 108A of the General Statutes, or a foster care social worker performing
15 duties assigned or delegated by the county director of social services pursuant to G.S.
16 108A-14(12) of the General Statutes, shall be defended by the Attorney General,
17 subject to G.S. 143-300.4 and notwithstanding G.S. 143-300.5 of the General Statutes.
18 The social worker shall be protected from liability in accordance with the provisions
19 of this Article, in any civil or criminal action or proceeding brought against the social
20 worker in the social worker's official or individual capacity, or both, on account of an
21 act done or omission made in good faith in the scope and course of carrying out the
22 provisions of either Article 3 of Chapter 7B, Article 6 of Chapter 108A, or G.S.
23 108A-14(12) of the General Statutes. In any proceeding involving liability, good faith
24 on the part of the social worker shall be presumed and the burden of proof shall be
25 upon the plaintiff to prove that the social worker did not act in good faith. The social

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1093 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1167*-RN011(3.1)

Short Title: Insurance Premium Financing.

(Public)

Sponsors: Representative Dockham.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW GOVERNING INSURANCE PREMIUM
3 FINANCING.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 58-35-30(a) reads as rewritten:
6 "(a) The licensee shall keep and use in his business ~~such~~ any books, accounts, and
7 records ~~as that~~ that will enable the Commissioner to determine whether ~~such~~ the licensee
8 is complying with the provisions of this Article and with the rules and regulations
9 lawfully made by the Commissioner hereunder. Every licensee shall preserve such
10 books, accounts, and records, including cards used in a card system, if any, for at
11 least three years after making the final entry in respect to any insurance premium
12 finance agreement recorded therein; provided, however, the preservation of
13 photographic reproductions thereof or records in ~~photographic~~ photographic,
14 imaging, microfilm, or microfiche form shall constitute compliance with this
15 ~~requirement.~~ requirement by any licensee. The Commissioner may require of
16 licensees under oath and in the form prescribed by him regular or special reports as
17 he may deem necessary to the proper supervision of licensees under this Article."
18 Section 2. G.S. 58-35-50 reads as rewritten:
19 "**§ 58-35-50. Form, contents and execution of insurance premium finance agreements.**
20 (a) An insurance premium finance agreement shall be in writing, dated, signed by
21 the insured, and the printed portion thereof shall be in ~~at least eight point type.~~ type
22 that is legible, as determined by rule. It shall contain the entire agreement of the
23 parties with respect to the insurance contract, the premiums for which are advanced
24 or to be advanced under it, ~~and:~~ and the following:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1094

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8105*-RR044(4.7)

Short Title: Youth Employees/ABC Permittees.

(Public)

Sponsors: Representative McMahan.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ALLOW TEENAGERS WHO ARE FIFTEEN YEARS OLD TO
3 WORK AT CERTAIN PLACES THAT SELL ALCOHOLIC BEVERAGES.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 95-25.5(j) reads as rewritten:

6 "(j) ~~No~~ Except as provided in subsection (j1), no person who holds any ABC
7 permit issued pursuant to the provisions of Chapter 18B of the General Statutes for
8 the on-premises sale or consumption of alcoholic beverages, including any mixed
9 beverages, shall employ a youth:

10 (1) Under 16 years of age on the premises for any purpose;

11 (2) Under 18 years of age to prepare, serve, dispense or sell any
12 alcoholic beverages, including mixed beverages."

13 Section 2. G.S. 95-25.5 is amended by adding a new subsection to read:

14 "(j1) A person who holds an ABC permit issued pursuant to the provisions of
15 Chapter 18B of the General Statutes for the on-premises sale or consumption of
16 alcoholic beverages, including any mixed beverages, may employ a youth 15 years of
17 age on the premises if all the following requirements are met:

18 (1) A parent or guardian has provided the employer with a notarized
19 statement of authorization to hire the youth;

20 (2) There is no school the next day for the youth;

21 (3) The youth does not prepare, serve, dispense, or sell alcoholic
22 beverages, including mixed beverages; and

23 (4) The establishment is a restaurant, hotel, or sports club, or is a
24 private club that has an 18-hole golf course. The terms 'restaurant,'
25 'hotel,' 'sports club,' and 'private club' shall be as defined by G.S.

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1999

1095 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA113-LMX198(4.5)

Short Title: Clinical Pharmacist Practitioner.

(Public)

Sponsors: Representative Allen.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING THE LICENSURE OF CLINICAL PHARMACIST
3 PRACTITIONERS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 90-6 reads as rewritten:
6 **"§ 90-6. Regulations governing applicants for license, examinations, etc.; appointment**
7 **of subcommittee.**
8 (a) The North Carolina Medical Board is empowered to prescribe such regulations
9 as it may deem proper, governing applicants for license, admission to examinations,
10 the conduct of applicants during examinations, and the conduct of examinations
11 proper.
12 (b) The North Carolina Medical Board shall appoint and maintain a subcommittee
13 to work jointly with a subcommittee of the Board of Nursing to develop rules and
14 regulations to govern the performance of medical acts by registered nurses, including
15 the determination of reasonable fees to accompany an application for approval not to
16 exceed one hundred dollars (\$100.00) and for renewal of approval not to exceed fifty
17 dollars (\$50.00). The fee for reactivation of an inactive incomplete application shall
18 be five dollars (\$5.00). Rules and regulations developed by this subcommittee from
19 time to time shall govern the performance of medical acts by registered nurses and
20 shall become effective when adopted by both the North Carolina Medical Board and
21 the Board of Nursing. The North Carolina Medical Board shall have responsibility for
22 securing compliance with these regulations.
23 (c) The North Carolina Medical Board shall appoint and maintain a subcommittee
24 of four licensed physicians to work jointly with a subcommittee of the North Carolina
25 Board of Pharmacy to develop rules and regulations to govern the performance of

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 687

LEGISLATIVE DAY 76

H1095HCS #2

READING 2

ALLEN

6/07/99

8:02 PM

IN CHAIR: SPEAKER

CLINICAL PHARMACIST PRACTITIONER

AYES - 107

SPEAKER	CUNNINGHAM	HURLEY	REDWINE
ALEXANDER	DAUGHTRY	INSKO	ROGERS
ALLEN	DAVIS	JARRELL	RUSSELL
ALLRED	DECKER	JEFFUS	SAUNDERS
ARNOLD	DEDMON	JUSTUS	SETZER
BADDOUR	DOCKHAM	KISER	SEXTON
BAKER	EARLE	LUEBKE	SHERRILL
BARBEE	EASTERLING	MCCOMAS	SMITH
BAREFOOT	EDDINS	MCCOMBS	STARNES
BLUE	EDWARDS	MCCRARY	SUTTON
BONNER	ESPOSITO	MCLAWHORN	TALLENT
BOWIE	FOX	MCMAHAN	TEAGUE
BRASWELL	GARDNER	MELTON	THOMAS
BRIDGEMAN	GIBSON	MICHAUX	THOMPSON
BROWN	GILLESPIE	MILLER	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GRADY	MITCHELL	WAINWRIGHT
CANSLER	GRAY	MOORE	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CARPENTER	HACKNEY	MORRIS	WARREN
CHURCH	HAIRE	NESBITT	WARWICK
CLARY	HARDAWAY	NYE	WILSON, C.
COLE	HENSLEY	OLDHAM	WILSON, G.
COX	HIATT	OWENS	WOMBLE
CRAWFORD	HILL	POPE	WRIGHT
CULP	HORN	PRESTON	YONGUE
CULPEPPER	HOWARD	RAYFIELD	

NOES - 0

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	FITCH	HOLMES	HUNTER, H.
CREECH			

H1095HCS

STO. # 709

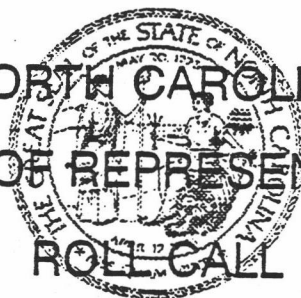
LEGISLATIVE DAY 77

H1095HCS #2

READING 3

ALLEN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
6/08/99

5:29 PM

IN CHAIR: SPEAKER

CLINICAL PHARMACIST PRACTITIONER

AYES - 113

SPEAKER	CULPEPPER	HOLMES	OWENS
ADAMS	CUNNINGHAM	HORN	POPE
ALEXANDER	DAUGHTRY	HOWARD	PRESTON
ALLEN	DAVIS	HUNTER, H.	RAYFIELD
ALLRED	DECKER	HURLEY	REDWINE
BADDOUR	DEDMON	JARRELL	ROGERS
BAKER	DOCKHAM	JEFFUS	RUSSELL
BARBEE	EARLE	JUSTUS	SAUNDERS
BAREFOOT	EASTERLING	KINNEY	SETZER
BERRY	EDDINS	KISER	SEXTON
BLUE	EDWARDS	LUEBKE	SHERRILL
BONNER	ELLIS	MCALLISTER	SMITH
BOWIE	ESPOSITO	MCCOMAS	STARNES
BOYD-MCINTYRE	FITCH	MCCOMBS	TALLENT
BRASWELL	FOX	MCCRARY	THOMAS
BRIDGEMAN	GARDNER	MCLAWHORN	THOMPSON
BROWN	GIBSON	MCMAHAN	TOLSON
BRUBAKER	GILLESPIE	MELTON	TUCKER
BUCHANAN	GOODWIN	MILLER	WAINWRIGHT
CANSLER	GRADY	MINER	WALEND
CAPPS	GRAY	MITCHELL	WARNER
CARPENTER	GULLEY	MOORE	WARREN
CHURCH	HACKNEY	MORGAN	WARWICK
CLARY	HAIRE	MORRIS	WILSON, C.
COLE	HARDAWAY	MOSLEY	WILSON, G.
COX	HENSLEY	NESBITT	WOMBLE
CRAWFORD	HIATT	NYE	WRIGHT
CREECH	HILL	OLDHAM	YONGUE
CULP			

NOES - 0

EXCUSED ABSENCE - 4

ARNOLD

RAMSEY

TEAGUE

WOOD

EXCUSED VOTE - 0

NOT VOTING - 3

INSKO

MICHAUX

SUTTON

H1095HCS

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1095

S. B. No. _____

COMMITTEE SUBSTITUTE #2

DATE June 29, 1999

Amendment No. 1

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Pinnell

2

33

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

2 () WHICH CHANGES THE TITLE

3 by deleting "90-18.3." and substituting

4

5 "90-18.4."

6

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED William R. Pinnell

ADOPTED ✓ 49-0 FAILED _____ TABLED _____

D. Witt 6/29/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 741/6-- 3:28 PM

JUNE 29, 1999

LEGISLATIVE DAY 88

SENATOR BASNIGHT

-- Presiding

ALLEN
CLINICAL PHARMACIST PRACTITIONER
COMM. SUB/4TH EDITION

HOUSE BILL 1095

AMEND 1

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 742/7-- 3:32 PM JUNE 29, 1999 LEGISLATIVE DAY 88

SENATOR BASNIGHT

-- Presiding

ALLEN
CLINICAL PHARMACIST PRACTITIONER
COMM. SUB/4TH EDITION

HOUSE BILL 1095
READING 2

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 770/8--11:43 AM

JUNE 30, 1999

LEGISLATIVE DAY 89

SENATOR BASNIGHT

-- Presiding

ALLEN
CLINICAL PHARMACIST PRACTITIONER
COMM. SUB/4TH EDITION

HOUSE BILL 1095
READING 3

AYE	48	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 2 JORDAN

WARREN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1095

S. B. No. _____

COMMITTEE SUBSTITUTE #2

DATE June 29, 1999

Amendment No. 1

(to be filled in by
Principal Clerk)

Rep.) Pinnell

Sen. 2

33

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

2 () WHICH CHANGES THE TITLE

3 by deleting "90-18.3." and substituting

4 _____

5 "90-18.4."

6 _____

7 _____

8 _____

10 _____

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12 _____

13 _____

14 _____

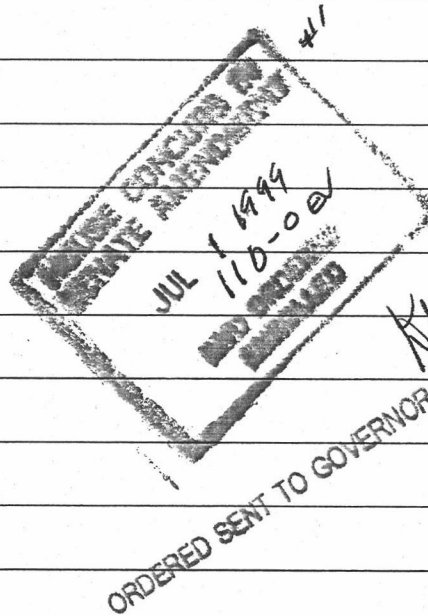
15 _____

16 _____

17 _____

18 _____

19 _____



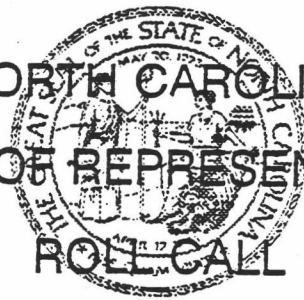
SIGNED William R. Pinnell

ADOPTED ✓ 49-0 FAILED _____ TABLED _____

G. P. Smith 6/29/99

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 890
LEGISLATIVE DAY 91
95HCS #2

EU
7/01/99
1:23 PM
IN CHAIR: SPEAKER

ALLEN

AMEND #1 - SENATE AMENDMENT

CLINICAL PHARMACIST PRACTITIONER

MOTION #11 - TO CONCUR IN SENATE AMENDMENT #1

AYES - 110

SPEAKER	CUNNINGHAM	HOWARD	RAYFIELD
ADAMS	DAUGHTRY	HURLEY	REDWINE
ALEXANDER	DAVIS	INSKO	ROGERS
ALLEN	DECKER	JARRELL	RUSSELL
ALLRED	DEDMON	JEFFUS	SAUNDERS
ARNOLD	DOCKHAM	JUSTUS	SETZER
BADDOUR	EARLE	KINNEY	SEXTON
BAKER	EASTERLING	KISER	SHERRILL
BARBEE	EDDINS	LUEBKE	SMITH
BAREFOOT	EDWARDS	MCALLISTER	STARNES
BLUE	ELLIS	MCCOMAS	SUTTON
BONNER	ESPOSITO	MCCOMBS	TALLENT
BOWIE	FITCH	MCCRARY	TEAGUE
BRASWELL	FOX	MCLAWHORN	THOMAS
BRIDGEMAN	GARDNER	MCMAHAN	THOMPSON
BROWN	GIBSON	MELTON	TOLSON
BRUBAKER	GILLESPIE	MICHAUX	TUCKER
BUCHANAN	GOODWIN	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WALEND
CAPPS	GRAY	MORGAN	WARNER
CARPENTER	GULLEY	MORRIS	WARREN
CLARY	HACKNEY	NESBITT	WARWICK
COLE	HAIRE	NYE	WILSON, C.
COX	HARDAWAY	OLDHAM	WILSON, G.
CRAWFORD	HENSLEY	OWENS	WOMBLE
CREECH	HIATT	POPE	WOOD
CULP	HILL	PRESTON	YONGUE
CULPEPPER	HORN		

NOES - 0

EXCUSED ABSENCE - 6

CHURCH	MILLER	MOSLEY	RAMSEY
HOLMES	MOORE		

EXCUSED VOTE - 0

NOT VOTING - 4

BERRY	BOYD-MCINTYRE	HUNTER, H.	WRIGHT
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H1095HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1096

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1181-LKX177(4.7)

Short Title: Register of Deeds Amends.

(Public)

Sponsors: Representative Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE THE QUALITY OF DOCUMENTS RECORDED IN THE
3 OFFICE OF THE REGISTER OF DEEDS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 147-54.3(b) reads as rewritten:
6 "(b) The Secretary of State, in cooperation with the Secretary of Cultural
7 Resources and in accordance with G.S. 121-5(c) and G.S. 132-8.1, shall establish
8 minimum standards and provide advice and technical assistance to local governments
9 in implementing and maintaining minimum standards with regard to the following
10 aspects of land records management:
11 (1) Uniform indexing of land records;
12 (2) Uniform recording and indexing procedures for maps, plats and
13 condominiums; ~~and~~
14 (2a) Uniform recording standards for land records; and
15 (3) Security and reproduction of land records."
16 Section 2. G.S. 147-54.3(b1) reads as rewritten:
17 "(b1) The Department of Secretary of State, in cooperation with the North
18 Carolina Association of Registers of Deeds, Inc., and the Real Property Section of the
19 North Carolina Bar Association, shall adopt, pursuant to Chapter 150B of the
20 General Statutes, rules specifying the minimum indexing and recording standards
21 established pursuant to subsection (b) of this section and procedures for complying
22 with those minimum standards in land records management. A copy of the standards
23 adopted shall be posted in the office of the register of deeds in each county of the
24 State."
25 Section 3. G.S. 161-10(a) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1097

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2227-LE151(3.19)

Short Title: Longer School Year/Ed. Oversight Study.

(Public)

Sponsors: Representatives Arnold and Yongue (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT
3 COMMITTEE TO STUDY STRATEGIES FOR INCREASING THE NUMBER
4 OF DAYS OF INSTRUCTION IN THE SCHOOL YEAR.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Joint Legislative Education Oversight Committee shall
7 study strategies for increasing the number of days of instruction in the school year to
8 200 days. In the course of the study, the Committee shall consider:
9 (1) The number of years the phase-in of the additional days of
10 instruction should require;
11 (2) Whether, during the phase-in period, employees should be
12 permitted to opt to work in schools and parents should be
13 permitted to opt for their children to attend schools that continue
14 to offer 180 days of instruction;
15 (3) Whether, during the phase-in period, employees should be offered
16 a one-time bonus for agreeing to work for 12 calendar months
17 instead of 10 calendar months;
18 (4) The need for additional one-time funds for schools operating with
19 a calendar requiring 200 days of instruction;
20 (5) The ability of schools to offer remediation with a calendar
21 requiring 200 days of instruction;
22 (6) Strategies for ensuring that all in-service training of personnel
23 occurs on paid days other than the 200 instructional days in the
24 calendar;
25 (7) The cost of implementing the change;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1098

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1176-LDX068.02(3.17)

Short Title: Amend Sedimentation Act.

(Public)

Sponsors: Representative Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT
3 OF 1973.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 113A-54.1 reads as rewritten:
6 "**§ 113A-54.1. Approval of erosion control plans.**
7 (a) A draft erosion control plan must contain the applicant's address and, if the
8 applicant is not a resident of North Carolina, designate a North Carolina agent for
9 the purpose of receiving notice from the Commission or the Secretary of compliance
10 or noncompliance with the plan, this Article, or any rules adopted pursuant to this
11 Article. The Commission shall approve, approve with modifications, or disapprove a
12 draft erosion control plan for those land-disturbing activities for which prior plan
13 approval is required within 30 days of receipt. The Commission shall condition
14 approval of a draft erosion control plan upon the plan's complying with State and
15 federal water quality laws, rules, and regulations. The Commission shall disapprove
16 an erosion control plan if the plan, when implemented, would result in a violation of
17 State or federal water quality laws, rules, or regulations. The Commission shall
18 disapprove an erosion control plan if the plan, when implemented, would result in a
19 violation of rules adopted by the Environmental Management Commission to protect
20 riparian buffers along surface waters. Failure to approve, approve with modifications,
21 or disapprove a completed draft erosion control plan within 30 days of receipt shall
22 be deemed approval of the plan. If the Commission disapproves a draft erosion
23 control plan, plan or a revised erosion control plan, it must state in writing the
24 specific reasons that the plan was disapproved. Failure to approve, approve with
25 ~~modifications,~~ modifications or conditions, or disapprove a revised erosion control

SEQ. # 901
LEGISLATIVE DAY 91
98HCS
DING 2
HACKNEY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
7/01/99
2:04 PM

IN CHAIR: SPEAKER

STRENGTHEN SEDIMENTATION ACT

AYES - 97

SPEAKER	DEDMON	HUNTER, H.	PRESTON
ADAMS	DOCKHAM	HURLEY	RAYFIELD
ALEXANDER	EARLE	INSKO	REDWINE
ALLEN	EASTERLING	JARRELL	ROGERS
ARNOLD	EDDINS	JEFFUS	RUSSELL
BADDOUR	EDWARDS	JUSTUS	SAUNDERS
BARBEE	ELLIS	KINNEY	SEXTON
BAREFOOT	ESPOSITO	LUEBKE	SHERRILL
BLUE	FITCH	MCALLISTER	SMITH
BOWIE	FOX	MCCOMAS	STARNES
BOYD-MCINTYRE	GARDNER	MCCOMBS	TEAGUE
BRASWELL	GIBSON	MCCRARY	THOMAS
BRIDGEMAN	GOODWIN	MCLAWHORN	THOMPSON
BROWN	GRADY	MCMAHAN	TOLSON
BUCHANAN	GRAY	MELTON	TUCKER
CAPPS	GULLEY	MICHAUX	WAINWRIGHT
COLE	HACKNEY	MINER	WARNER
COX	HAIRE	MITCHELL	WARREN
CRAWFORD	HARDAWAY	MORRIS	WARWICK
CREECH	HENSLEY	NESBITT	WILSON, C.
CULP	HIATT	NYE	WILSON, G.
CULPEPPER	HILL	OLDHAM	WOMBLE
CUNNINGHAM	HORN	OWENS	WRIGHT
DAUGHTRY	HOWARD	POPE	YONGUE
DAVIS			

NOES - 12

ALLRED	CANSLER	GILLESPIE	TALLENT
BAKER	CARPENTER	KISER	WALEND
BRUBAKER	CLARY	SETZER	WOOD

EXCUSED ABSENCE - 6

CHURCH	MILLER	MOSLEY	RAMSEY
HOLMES	MOORE		

EXCUSED VOTE - 0

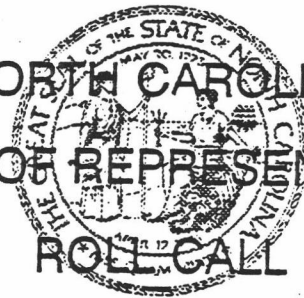
NOT VOTING - 5

BERRY	DECKER	MORGAN	SUTTON
BONNER			

H1098HCS

SEQ. # 933
LEGISLATIVE DAY 92
98HCS
ENDING 3
HACKNEY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

7/05/99
8:53 PM
IN CHAIR: SPEAKER

STRENGTHEN SEDIMENTATION ACT

AYES - 81

SPEAKER	CREECH	HENSLEY	NYE
ALEXANDER	CULP	HILL	OLDHAM
ALLEN	CULPEPPER	HORN	POPE
ARNOLD	CUNNINGHAM	HOWARD	PRESTON
BADDOUR	DEDMON	HURLEY	REDWINE
BARBEE	DOCKHAM	INSKO	ROGERS
BAREFOOT	EARLE	JARRELL	RUSSELL
BLUE	EASTERLING	JEFFUS	SAUNDERS
BONNER	EDDINS	LUEBKE	SEXTON
BOWIE	EDWARDS	MCCOMAS	SUTTON
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	THOMAS
BRASWELL	FITCH	MCCRARY	TOLSON
BRIDGEMAN	FOX	MCLAWHORN	TUCKER
BROWN	GARDNER	MCMAHAN	WAINWRIGHT
CANSLER	GIBSON	MELTON	WARREN
CAPPS	GOODWIN	MICHAUX	WILSON, C.
CHURCH	GRADY	MILLER	WILSON, G.
CLARY	GRAY	MINER	WOMBLE
COLE	HACKNEY	MITCHELL	WRIGHT
COX	HARDAWAY	NESBITT	YONGUE
CRAWFORD			

NOES - 20

ALLRED	GILLESPIE	MOORE	STARNES
BAKER	GULLEY	MORRIS	TALLENT
BRUBAKER	HIATT	OWENS	TEAGUE
BUCHANAN	JUSTUS	RAYFIELD	THOMPSON
ELLIS	KISER	SETZER	WALEND

EXCUSED ABSENCE - 13

ADAMS	HAIRE	RAMSEY	WARNER
DAUGHTRY	MORGAN	SHERILL	WARWICK
DAVIS	MOSLEY	SMITH	WOOD
DECKER			

EXCUSED VOTE - 0

NOT VOTING - 6

BERRY	HOLMES	KINNEY	MCALLISTER
CARPENTER	HUNTER, H.		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 969/14-- 4:12 PM

JULY 14, 1999

LEGISLATIVE DAY 97

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
STRENGTHEN SEDIMENTATION ACT

HOUSE BILL 1098
READING 2

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 996/5--11:30 AM

JULY 15, 1999

LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
STRENGTHEN SEDIMENTATION ACT

HOUSE BILL 1098
READING 3

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

11099

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7177-LD069.01(3.18)

Short Title: Sulfur Content Limits for Gasoline.

(Public)

Sponsors: Representative Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH CERTAIN LIMITS FOR THE SULFUR CONTENT OF
3 GASOLINE.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 3 of Chapter 119 of the General Statutes is amended
6 by adding a new section to read:
7 "§ 119-26.3. Sulfur content standards.
8 (a) Subject to subsection (b) of this section, no person shall manufacture, sell, or
9 offer for sale gasoline that contains a concentration of sulfur that is greater than 40
10 parts per million per gallon of gasoline.
11 (b) A person is exempt from the requirements of subsection (a) of this section if
12 both of the following apply:
13 (1) The person manufactures, sells, or offers for sale during any one-
14 year period gasoline that contains a concentration of sulfur that is
15 not greater than 80 parts per million per gallon of gasoline.
16 (2) The average concentration of sulfur in the gasoline manufactured,
17 sold, or offered for sale by the person during the one-year period is
18 less than 30 parts per million per gallon of gasoline.
19 (c) No person shall manufacture, sell, or offer for sale diesel motor fuel that
20 contains a concentration of sulfur that is greater than 50 parts per million after the
21 earlier of either October 1, 2005, or October 1 of the year that the Department of
22 Agriculture and Consumer Services reports to the General Assembly, pursuant to
23 subsection (e) of this section, that the motor vehicle manufacturers have introduced a
24 significant number of diesel-powered sports utility vehicles, minivans, and light trucks

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1100

APR 14 99

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH8096-LL112(3.22)

Short Title: Removal/Resignation of Trustees.

(Public)

Sponsors: Representative Haire.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PROVISIONS FOR THE RESIGNATION,
3 REMOVAL, AND RENUNCIATION OF TRUSTEES AND FOR THE
4 APPOINTMENT OF SUCCESSOR TRUSTEES.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 3 of Chapter 36A of the General Statutes reads as
7 rewritten:
8 "ARTICLE 3.
9 ~~"Resignation, Removal, and Renunciation of Trustees. "Trust Administration.~~
10 ~~"§ 36A-22. Applicability of this Article.~~
11 ~~(a) Except when otherwise provided by law, the term "trustee," as used in this~~
12 ~~Article, includes "trustees," "guardians," and other fiduciaries.~~
13 ~~(b) The resignation, removal, and renunciation of personal representatives and~~
14 ~~collectors shall be governed by the provisions of Articles 5, 9, and 10 of Chapter~~
15 ~~28A.~~
16 ~~(c) The substitution of trustees in mortgages and deeds of trust shall be governed~~
17 ~~by the provisions of G.S. 45-10.~~
18 "§ 36A-22.1. Definitions.
19 As used in this Article:
20 (1) 'Beneficiary' means a person who has any present or future
21 interest, vested or contingent, in a trust, including (i) the owner of
22 an interest by assignment or other transfer and (ii) any person
23 entitled to enforce a charitable trust.
24 (2) 'Fiduciary' includes personal representatives, guardians of the
25 person, guardians of the estate, attorneys-in-fact, and trustees.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



SEQ. # 283

LEGISLATIVE DAY 50

100HCS

READING 2

HAIRE

4/22/99

3:26 PM

IN CHAIR: HACKNEY

REMOVAL/RESIGNATION OF TRUSTEES

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD

CREECH
CULPEPPER
DAUGHTRY
DAVIS
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GRADY
GULLEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN

AYES - ~~105~~

HOWARD
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NYE
OLDHAM
OWENS
POPE
PRESTON

RAYFIELD
REDWINE
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
YONGUE

RAMSEY

NOES - 10

SPEAKER
CULP

GRAY
HACKNEY

EXCUSED ABSENCE - 6

MILLER

ROGERS

EXCUSED VOTE - 0

CUNNINGHAM
DECKER

GOODWIN
HUNTER, H.

NOT VOTING - 8

MCALLISTER
MICHAUX

NESBITT
WRIGHT

H1100HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1101

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2252-LE210(4.7)

Short Title: ABC Bonuses for Noncertified Emp'ees.

(Public)

Sponsors: Representative Cansler.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE BONUSES UNDER THE ABCs OF EDUCATION
3 PROGRAM TO NONCERTIFIED PUBLIC SCHOOL EMPLOYEES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 115C-105.36(a) reads as rewritten:
6 "(a) The personnel in schools that achieve a level of expected growth greater than
7 one hundred percent (100%) at a level to be determined by the State Board of
8 Education are eligible for financial awards in amounts set by the ~~State Board~~.
9 General Assembly. Schools and personnel shall not be required to apply for these
10 awards. For the purpose of this section, "personnel" includes the principal, assistant
11 principal, instructional personnel, instructional support personnel, ~~and teacher~~
12 ~~assistants~~ teacher assistants, and other noncertified personnel (i) serving students in
13 one or more of the grades kindergarten through 12 or (ii) assigned to a public school
14 prekindergarten program that is located within a public elementary school and is
15 designed to prepare students for kindergarten at that school."
16 Section 2. There is appropriated from the General Fund to State Aid to
17 Local School Administrative Units the sum of ten million five hundred seventy-five
18 thousand six hundred twenty-seven dollars (\$10,575,627) for the 1999-2000 fiscal year
19 and the sum of ten million five hundred seventy-five thousand six hundred twenty
20 seven dollars (\$10,575,627) for the 2000-2001 fiscal year to provide for financial
21 awards to noncertified personnel, other than teacher assistants, under the ABCs of
22 Education Program. The State Board of Education shall allocate these funds to local
23 school administrative units at the amounts per qualifying employee as it does for
24 teacher assistants. The local board of education shall determine the amount of these
25 funds each qualifying employee shall receive.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1102

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1142-LN132(3.18)

Short Title: Funds for Area MH Merger.

(Public)

Sponsors: Representative Dedmon.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE MERGER OF THE
3 CLEVELAND COUNTY AREA MENTAL HEALTH, DEVELOPMENTAL
4 DISABILITIES, AND SUBSTANCE ABUSE SERVICES PROGRAM WITH
5 THE GASTON-LINCOLN AREA MENTAL HEALTH, DEVELOPMENTAL
6 DISABILITIES, AND SUBSTANCE ABUSE SERVICES AUTHORITY.
7 The General Assembly of North Carolina enacts:
8 Section 1. There is appropriated from the General Fund to the
9 Department of Health and Human Services, Division of Mental Health,
10 Developmental Disabilities, and Substance Abuse Services, the sum of one million
11 two hundred thousand dollars (\$1,200,000) for the 1999-2000 fiscal year and the sum
12 of one million four hundred forty-two thousand two hundred sixty-seven dollars
13 (\$1,442,267) for the 2000-2001 fiscal year. These funds shall be allocated by the
14 Division to complete a merger, approved by the Secretary of Health and Human
15 Services and the Commission for Mental Health, Developmental Disabilities, and
16 Substance Abuse Services, of the Cleveland County Area Mental Health,
17 Developmental Disabilities, and Substance Abuse Services Program and the Gaston-
18 Lincoln Area Mental Health, Developmental Disabilities, and Substance Abuse
19 Services Authority. These funds shall be used for the following purposes:
20 (1) To fund salaries and benefits of Cleveland County Area Program
21 employees hired by the Gaston-Lincoln Area Authority;
22 (2) To administer the newly created Area Program;
23 (3) For the completion of the renovation of the Ollie Harris Building
24 in Shelby, North Carolina; and
25 (4) For other infrastructure costs necessary to complete the merger.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1103

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7166-LR103B(2.25)

Short Title: State Employee Recognition Program.

(Public)

Sponsors: Representative Gibson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE EXECUTIVE BUDGET ACT TO ALLOW A
3 SPECIAL RECOGNITION AWARD PROGRAM FOR STATE EMPLOYEES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 143-23(a2)(1) reads as rewritten:
6 "(1) Salaries and wages or for premium pay, overtime pay, longevity,
7 unemployment compensation, workers' compensation, temporary
8 wages, moving expenses of employees, payment of accumulated
9 annual leave, certain awards to employees, employees including
10 special recognition awards specified through an employee
11 recognition program, tort claims, and employer's social security,
12 retirement, and hospitalization payments;"
13 Section 2.(a) The policies adopted by the State Personnel Commission
14 and by the Office of State Budget and Management, as appropriate, to implement the
15 State employee recognition program authorized by Section 1 of this act shall include
16 provisions for the following:
17 (1) Recognition awards may be granted for specific individual or
18 employee team efforts that are exemplary and produce long-term
19 positive results for the employing agency that are consistent with
20 the agency's mission, including contributing to the employing
21 agency's ability to improve delivery of services and to generate
22 budgetary efficiency.
23 (2) At a minimum, the recognized employee efforts must:
24 a. Be above and beyond the recognized employee's
25 responsibilities as defined in the employee's job description;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1104 APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7167-LR333(3.24)

Short Title: Exempt Position Clarification.

(Public)

Sponsors: Representative Gibson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT CLARIFYING THE DESIGNATION OF EXEMPT POSITIONS IN
3 STATE GOVERNMENT EMPLOYMENT.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 126-5(d)(5) reads as rewritten:
6 "(5) Creation, Transfer, or Reorganization. -- The Governor, elected
7 department head, or State Board of Education may designate as
8 exempt a ~~polymaking~~ position that is created or transferred to a
9 different department, or is located in a department in which
10 reorganization has occurred, after May 1 of the year in which the
11 oath of office is administered to the Governor. The designation
12 must be made in a letter to the State Personnel Director, the
13 Speaker of the North Carolina House of Representatives, and the
14 President of the North Carolina Senate within 120 days after such
15 position is created, transferred, or in which reorganization has
16 occurred."
17 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



2. # 323
LEGISLATIVE DAY 51
H1104
READING 2
GIBSON

EV
4/23/99
3:53 PM
IN CHAIR: SPEAKER

EXEMPT POSITION CLARIFICATION

AYES - 96

SPEAKER	DEDMON	JUSTUS	ROGERS
ALEXANDER	DOCKHAM	KISER	RUSSELL
ALLEN	EARLE	LUEBKE	SETZER
ALLRED	EASTERLING	MCALLISTER	SEXTON
BADDOUR	EDDINS	MCCOMAS	SHERRILL
BAKER	FITCH	MCCOMBS	SMITH
BARBEE	FOX	MCCRARY	STARNES
BAREFOOT	GARDNER	MCLAWHORN	SUTTON
BLUE	GIBSON	MELTON	TALLEN
BONNER	GILLESPIE	MICHAUX	TEAGUE
BOYD-MCINTYRE	GRADY	MILLER	THOMAS
BRASWELL	HACKNEY	MINER	TOLSON
BRIDGEMAN	HAIRE	MITCHELL	TUCKER
BRUBAKER	HARDAWAY	MOORE	WAINWRIGHT
CAPPS	HENSLEY	MORGAN	WALEND
CARPENTER	HIATT	MORRIS	WARNER
CLARY	HILL	MOSLEY	WARREN
COLE	HORN	NYE	WARWICK
COX	HOWARD	OLDHAM	WILSON, C.
CRAWFORD	HUNTER, H.	OWENS	WILSON, G.
CREECH	HURLEY	POPE	WOMBLE
CULPEPPER	INSKO	PRESTON	WOOD
DAVIS	JARRELL	RAYFIELD	WRIGHT
DECKER	JEFFUS	REDWINE	YONGUE

NOES - 0

ARNOLD
CANSLER
CULP

ELLIS
ESPOSITO

GOODWIN
GRAY

NESBITT
THOMPSON

Gulley

EXCUSED VOTE - 0

ADAMS
BERRY
BOWIE
BROWN

BUCHANAN
CHURCH
CUNNINGHAM
DAUGHTRY

EDWARDS
~~GULLEY~~
HOLMES
KINNEY

MCMAHAN
RAMSEY
SAUNDERS

H1104

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 711/6-- 3:38 PM JUNE 22, 1999 LEGISLATIVE DAY 84

LT. GOVERNOR WICKER

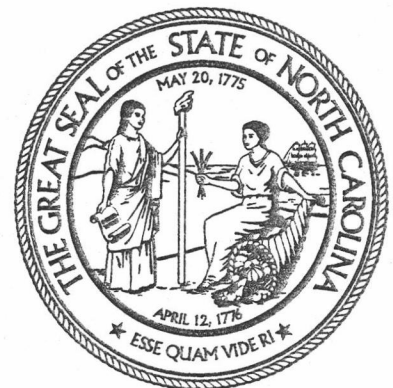
-- Presiding

GIBSON
EXEMPT POSITION CLARIFICATION

HOUSE BILL 1104
READING 2

AYE	47	ALBERTSON	DANNELLY	KERR	PURCELL
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	ROBINSON
		BASNIGHT	GARROU	MARTIN R	RUCHO
		CARPENTER	GARWOOD	MARTIN W	SHAW L
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON	HOYLE	PLYLER	
NO	2	MOORE	WEBSTER		

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



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3288-LD084(3.23)

Short Title: Clarify Regulated Establishments.

(Public)

Sponsors: Representative Gibson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY WHICH ESTABLISHMENTS ARE SUBJECT TO
3 REGULATION AS FOOD AND LODGING FACILITIES UNDER CHAPTER
4 130A OF THE GENERAL STATUTES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 130A-247(4) reads as rewritten:
7 "(4) 'Establishment that prepares or serves drink' means a business or
8 other entity that prepares or serves beverages made from raw
9 apples or potentially hazardous beverages made from other raw
10 fruits or vegetables or that otherwise puts together, portions, sets
11 out, or hands out drinks in unpackaged portions using containers
12 that are reused on the premises rather than single-service
13 containers for human consumption."
14 Section 2. G.S. 130A-247(5) reads as rewritten:
15 "(5) 'Establishment that prepares or serves food' means a business or
16 other entity that cooks, puts together, portions, sets out, or hands
17 out food in unpackaged portions for human consumption. for
18 human consumption."
19 Section 3. G.S. 130A-250 reads as rewritten:
20 "§ 130A-250. Exemptions.
21 The following shall be exempt from this Part:
22 (1) Establishments that provide lodging described in G.S. 130A-
23 248(a1) with four or fewer lodging units; units.
24 (2) ~~Condominiums;~~ Condominiums.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1106 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA119-LT122(4.7)

Short Title: Insurer Audits Privileged.

(Public)

Sponsors: Representative Gibson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH A PRIVILEGE FOR AUDITS CONDUCTED BY
3 INSURERS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 3 of Chapter 58 of the General Statutes is amended
6 by adding the following new sections to read:
7 "§ 58-3-220. Insurance compliance audit and insurance compliance self-critical
8 analysis document defined.
9 As used in this section and in G.S. 58-3-221 through G.S. 58-3-226, the term
10 'insurance compliance audit' means a voluntary internal evaluation, review,
11 assessment, audit, or investigation for the purpose of identifying or preventing
12 noncompliance with, or promoting compliance with, laws, rules, orders, or industry
13 or professional standards, which is conducted by or on behalf of an insurer licensed
14 pursuant to this Chapter. The term 'insurance compliance self-critical analysis
15 document' or 'document' means a document prepared as a result of or in connection
16 with an insurance compliance audit. An insurance compliance self-critical analysis
17 document may include a written response to the findings of an insurance compliance
18 audit. The document may include, as applicable, field notes and records of
19 observations, workpapers, findings, opinions, suggestions, conclusions, drafts,
20 memoranda, drawings, photographs, exhibits, computer-generated or electronically
21 recorded information, phone records, maps, charts, graphs, and surveys, provided this
22 supporting information is collected or developed for the primary purpose and in the
23 course of an insurance compliance audit. If the insurance compliance audit is
24 conducted by an auditor, who may be an employee of the insurer or an independent
25 contractor, the document may include the scope of the audit, the information gained

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1107

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2246-LH161(4.7)

Short Title: Parent Consent/College Credit Card.

(Public)

Sponsors: Representative Gardner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR PARENTAL CONSENT FOR CERTAIN
3 STUDENTS WHO COMPLETE CREDIT CARD APPLICATIONS AND TO
4 PROHIBIT DEBT COLLECTION PRACTICES AGAINST CERTAIN
5 PARENTS.
6 The General Assembly of North Carolina enacts:
7 Section 1. Chapter 116 of the General Statutes is amended by adding a
8 new Article to read:
9 "ARTICLE 32.
10 "College Campus Credit Card Solicitation Act.
11 "§ 116-260. Definitions.
12 The following definitions apply in this Article:
13 (1) 'College campus.' -- The premises and grounds of a constituent
14 institution.
15 (2) 'Constituent institution.' -- As defined in G.S. 116-2.
16 (3) 'Credit card.' -- A writing, number, or other evidence of an
17 undertaking to pay for property or services delivered or rendered
18 to or upon the order of a designated person or bearer.
19 (4) 'Credit card issuer.' -- A person, corporation, financial institution,
20 or business entity that offers and issues credit cards.
21 (5) 'Solicitation.' -- An act of asking, enticing, or requesting a student
22 to read, review, or consider materials relating to an application for
23 a credit card or to complete an application for a credit card.

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EU

4/28/99

9:00 PM

IN CHAIR: SPEAKER

465

LEGISLATIVE DAY 54

H1107HCS

READING 2

GARDNER

CREDIT CARD SOLICITATION/COLLEGE

AYES - 114

SPEAKER	DAUGHTRY	HURLEY	RAYFIELD
ADAMS	DAVIS	INSKO	REDWINE
ALEXANDER	DECKER	JARRELL	ROGERS
ALLEN	DEDMON	JEFFUS	RUSSELL
ALLRED	DOCKHAM	JUSTUS	SAUNDERS
BADDOUR	EARLE	KINNEY	SETZER
BAKER	EASTERLING	KISER	SEXTON
BARBEE	EDDINS	LUEBKE	SHERRILL
BAREFOOT	EDWARDS	MCCALLISTER	SMITH
BERRY	ELLIS	MCCOMAS	STARNES
BLUE	ESPOSITO	MCCOMBS	SUTTON
BONNER	FITCH	MCCRARY	TALLENT
BOWIE	FOX	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	GARDNER	MCMAHAN	THOMAS
BRASWELL	GIBSON	MELTON	THOMPSON
BRIDGEMAN	GILLESPIE	MICHAUX	TOLSON
BROWN	GOODWIN	MILLER	TUCKER
BRUBAKER	GRADY	MITCHELL	WAINWRIGHT
BUCHANAN	GRAY	MOORE	WALEND
CANSLER	GULLEY	MORGAN	WARNER
CAPPS	HACKNEY	MORRIS	WARREN
CARPENTER	HARDAWAY	MOSLEY	WARWICK
CLARY	HENSLEY	NESBITT	WILSON, C.
COLE	HIATT	NYE	WILSON, G.
CRAWFORD	HILL	OLDHAM	WOMBLE
CREECH	HOLMES	OWENS	WOOD
CULP	HORN	PRESTON	WRIGHT
CULPEPPER	HOWARD	RAMSEY	YONGUE
CUNNINGHAM	HUNTER, H.		

NOES - 4

COX	HAIRE	MINER	POPE
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EXCUSED ABSENCE - 2

ARNOLD	CHURCH
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EXCUSED VOTE - 0

NOT VOTING - 0

H1107HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7155-LD131(4.7)

Short Title: DENR to Study Burning Permits.

(Public)

Sponsors: Representative Thomas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND
3 NATURAL RESOURCES TO REVIEW ITS CURRENT PROCEDURES
4 CONCERNING THE ISSUING OF PERMITS FOR OPEN BURNING.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Department of Environment and Natural Resources shall
7 review its current procedures concerning permits issued for open burning in or near
8 woodlands under the protection of the Department of Environment and Natural
9 Resources under Article 4C of Chapter 113 of the General Statutes when the burning
10 is to occur on five or more acres of land and shall determine whether more controls
11 are needed in order to protect the public or the environment, or both. The
12 Department shall report its findings and recommendations, including legislative
13 proposals, if any, to the Environmental Review Commission no later than May 15,
14 2000.
15 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

B. FILED
1109 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4197-LB130(3.31)

Short Title: State Health Plan Coverage Explanation.

(Public)

Sponsors: Representative Gibson.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REQUIRE THE EXECUTIVE ADMINISTRATOR OF THE STATE
3 HEALTH PLAN TO PROVIDE INFORMATION TO PARTICIPANTS IN THE
4 STATE HEALTH PLAN REGARDING DIFFERENCES IN COVERAGE
5 BETWEEN THE STATE HEALTH PLAN AND PREPAID PLANS OFFERED
6 TO PARTICIPANTS.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 135-39.4A is amended by adding a new subsection to
9 read:

10 "(i) The Executive Administrator shall prepare a comprehensive comparison of
11 the differences between prepaid plans offered to participants under G.S. 135-39.5B
12 and the Comprehensive Major Medical Plan offered under Part 3 of this Article.
13 Such comparison shall be made available to participants either before the open
14 enrollment period for prepaid plans or along with the plan selection materials. The
15 comparison shall include a frequently asked questions (FAQ) format that will help
16 participants make informed decisions during the selection process. The comparison
17 shall disclose any limitations in the selection of health care providers within any plan
18 including:

- 19 (1) Individual Practice Association restrictions;
20 (2) Use of drug formularies which might require preapprovals or
21 contain limitations on the usage of federally approved drugs;
22 (3) When preapprovals must be obtained and by whom."

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

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1110 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA108-LG328(4.6)

Short Title: Hepatitis C Education/Awareness Funds.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO EDUCATE THE GENERAL PUBLIC
3 AND TO INCREASE AWARENESS OF HEPATITIS C AS A PUBLIC
4 HEALTH THREAT IN NORTH CAROLINA.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Health and Human Services the sum of two hundred fifty thousand
8 dollars (\$250,000) for the 1999-2000 fiscal year to support education and awareness
9 activities to increase the general public's understanding of the public health threat
10 posed by Hepatitis C and to encourage efforts to prevent the spread of this disease by
11 educating the public on risk factors associated with the disease.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1111

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRHA114-LG296(3.25)

Short Title: Wilmington Fireboat Funds.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE CITY OF WILMINGTON FOR
3 THE PURCHASE OF A FIREBOAT.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the City of
6 Wilmington the sum of one hundred fifty thousand dollars (\$150,000) for the 1999-
7 2000 fiscal year to purchase a fireboat for better fire protection of businesses along
8 the City's downtown waterfront. These funds must be matched by local or private
9 funds on a dollar-for-dollar basis.
10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1112

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2219*-LL138(4.6)

Short Title: Wilmington Harbor Deepening Funds.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE WILMINGTON HARBOR
3 DEEPENING PROJECT.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Environment and Natural Resources the sum of five million seven
7 hundred thousand dollars (\$5,700,000) for the 1999-2000 fiscal year to match eighteen
8 million three hundred thousand dollars (\$18,300,000) in federal funds for the
9 Wilmington Harbor (Cape Fear) Deepening project.
10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED

1113

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6128*-LGQ355(4.8)

Short Title: Pine Forest Cemetery Funds.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION OF THE
3 HISTORIC PINE FOREST CEMETERY IN THE CITY OF WILMINGTON.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Pine
6 Forest Cemetery Company, a nonprofit corporation, the sum of seventy-five thousand
7 dollars (\$75,000) for the 1999-2000 fiscal year to clear out, restore, and rehabilitate
8 Pine Forest Cemetery, a public cemetery of historic significance in the City of
9 Wilmington.
10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4185-LM196(4.1)

Short Title: Enhancing Emergency Medical Services.

(Public)

Sponsors: Representative Wright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING CITIES TO PROVIDE AMBULANCE SERVICE
3 WITHOUT OBTAINING APPROVAL FROM COUNTIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 153A-250(c) reads as rewritten:
6 "(c) A city may adopt an ordinance pursuant to and under the procedures of
7 subsection (a) of this section and may operate or contract for ambulance services
8 ~~pursuant to subsection (b) of this section if (i) the county in which the city is located~~
9 ~~has adopted a resolution authorizing the city to do so or (ii) the county has not,~~
10 ~~within 180 days after being requested by the city to do so, provided for ambulance~~
11 ~~services within the city pursuant to this section. if the city can demonstrate~~
12 enhancement of public safety standards for the community and generally prevent the
13 erosion of the quality of emergency care, a reduction in ambulance response time, an
14 increase in the number of paramedics available, or an improvement in the manner
15 and scope of emergency ambulance services. Any action taken by a city pursuant to
16 this subsection shall apply only within the corporate limits of the city.
17 If a city is exercising a power granted by this subsection, ~~the county in which the~~
18 ~~city is located may thereafter take action to provide for ambulance service within the~~
19 ~~city, either under subsection (a) or subsection (b) of this section, only after having~~
20 ~~given to the city 180 days' notice of the county's intention to take action. At the end~~
21 ~~of the 180 days, the city's authority under this subsection is preempted by the county.~~
22 the city may appropriate for ambulance services any revenues not otherwise limited
23 as to use by law and may establish and from time to time revise schedules of rates,
24 fees, charges, and penalties for ambulance services."
25 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1115 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2218*-LL129(3.31)

Short Title: State Ports Capital Funding.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE
- 3 STATE PORTS.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund to the North
- 6 Carolina State Ports Authority the sum of twelve million four hundred nineteen
- 7 thousand dollars (\$12,419,000) for the 1999-2000 fiscal year for new construction at
- 8 the State Ports in Morehead City and Wilmington.
- 9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH4196*-LE193(4.6)

H.B. FILED
1116 APR 14 99
HOUSE PRINCIPAL CLERK D

Short Title: Minority and At-Risk Student/Study.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE COMMISSION ON IMPROVING THE
3 ACADEMIC ACHIEVEMENT OF MINORITY AND AT-RISK STUDENTS.
4 Whereas, minority and at-risk students disproportionately represent a
5 significant portion of the public school population who are not achieving
6 academically; and
7 Whereas, the lack of educational achievement is demonstrated by the
8 poor performance of minority and at-risk students as a whole on State-administered
9 end-of-grade, end-of-course, and competency tests; and
10 Whereas, there is a significant gap in academic achievement between
11 minority and at-risk students and majority students; and
12 Whereas, the achievement gap between student groups has not been
13 significantly closed or narrowed in the past decade despite an overall increase in
14 student achievement in North Carolina; and
15 Whereas, the reported discipline rate for minority and at-risk students is
16 high, when compared to other students; and
17 Whereas, the dropout rate for minority and at-risk students is high; and
18 Whereas, the State Board of Education and the Department of Public
19 Instruction recognize that there is a significant problem with schools meeting the
20 education needs of minority and at-risk students; and
21 Whereas, it is acknowledged that the failure of minority and at-risk
22 students to achieve educationally is a significant factor when addressing the economic
23 and social burden that is experienced by the correctional and social service agencies
24 in North Carolina; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1117 APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7115-RR020(3.20)

Short Title: N.H./Pender Judicial Districts.

(Public)

Sponsors: Representative Wright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DIVIDE SUPERIOR COURT DISTRICT 5 INTO A SET OF
3 DISTRICTS.

4 The General Assembly of North Carolina enacts:

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

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

Judicial Division	Superior Court District	Counties	No. of Resident Judges
14 First	1	Camden, Chowan, 15 Currituck, 16 Dare, Gates, 17 Pasquotank, 18 Perquimans	2
	2	19 Beaufort, Hyde, 20 Martin, 21 Tyrrell, Washington	1
	3A	22 Pitt	2
	3B	23 Carteret, Craven, 24 Pamlico	2
	4A	25 Duplin, Jones,	1

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1118 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1157-LD103(3.30)

Short Title: Limit Liability/Defibrillators.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO LIMIT LIABILITY WHEN A PERSON USES AN AUTOMATED
3 EXTERNAL DEFIBRILLATOR TO RENDER EMERGENCY TREATMENT TO
4 SAVE THE LIFE OF A PERSON IN CARDIAC ARREST.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 1B of Chapter 90 of the General Statutes is amended
7 by adding a new section to read:
8 **"§ 90-21.15. Emergency treatment using automated external defibrillator; immunity.**
9 **(a) Intent. -- It is the intent of the General Assembly that, when used in**
10 **accordance with this section, an automated external defibrillator may be used during**
11 **an emergency for the purpose of saving the life of another person in cardiac arrest.**
12 **(b) Duties. -- In order to ensure public health and safety:**
13 **(1) A person or entity that acquires an automated external defibrillator**
14 **shall ensure that:**
15 **a. Expected users of automated external defibrillators receive**
16 **the American Heart Association training in**
17 **cardiopulmonary resuscitation (CPR) and automated**
18 **external defibrillator use, or an equivalent, nationally**
19 **recognized course in CPR and automated external**
20 **defibrillator use.**
21 **b. The defibrillator is maintained and tested according to the**
22 **manufacturer's operational guidelines.**
23 **c. A licensed physician is involved in the site's program for the**
24 **purpose of ensuring compliance with requirements under**
25 **this subsection for training, maintenance, and notification.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1119

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4195-LN170(4.5)

Short Title: Children/Disable Anesth. Dental Care.

(Public)

Sponsors: Representatives Wright, Edwards, Baddour, Cansler (Primary Sponsors), and Horn.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS IN NORTH
3 CAROLINA PROVIDE COVERAGE FOR ANESTHESIA AND HOSPITAL
4 CHARGES IN CERTAIN CASES INVOLVING YOUNG CHILDREN,
5 PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS, AND
6 PERSONS WITH SIGNIFICANT BEHAVIORAL PROBLEMS, WHERE THE
7 AGE OR CONDITION OR PROBLEM REQUIRES HOSPITALIZATION OR
8 GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY
9 PERFORM DENTAL PROCEDURES ON THE PATIENT INVOLVED.

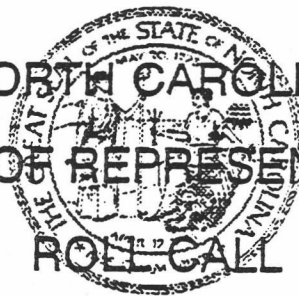
10 The General Assembly of North Carolina enacts:

11 Section 1. Effective January 1, 2000, Article 3 of Chapter 58 of the
12 General Statutes is amended by adding the following new section to read:

13 "§ 58-3-167.5. Anesthesia and hospital charges necessary for safe and effective
14 administration of dental procedures for young children, persons with serious mental or
15 physical conditions, and persons with significant behavioral problems; coverage in
16 health benefit plans.

17 (a) All health benefit plans shall provide coverage for payment of anesthesia and
18 hospital charges for services in connection with dental procedures for children below
19 the age of nine years, persons with serious mental or physical conditions, and persons
20 with significant behavioral problems, where the provider treating the patient involved
21 certifies that, because of the patient's age or condition or problem, hospitalization or
22 general anesthesia is required in order to safely and effectively perform the
23 procedures. The same deductibles, coinsurance, and other limitations as apply to

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



424
LEGISLATIVE DAY 54
H1119HCS
READING 2
WRIGHT

EU
4/28/99
2:47 PM
IN CHAIR: SPEAKER

CHILDREN/DISABLE ANESTH. DENTAL CARE

AYES - 115

SPEAKER	DAUGHTRY	HUNTER, H.	PRESTON
ADAMS	DAVIS	HURLEY	RAMSEY
ALEXANDER	DECKER	INSKO	RAYFIELD
ALLRED	DEDMON	JARRELL	REDWINE
BADDOUR	DOCKHAM	JEFFUS	RUSSELL
BAKER	EARLE	JUSTUS	SAUNDERS
BARBEE	EASTERLING	KINNEY	SETZER
BAREFOOT	EDDINS	KISER	SEXTON
BERRY	EDWARDS	LUEBKE	SHERRILL
BLUE	ELLIS	MCALLISTER	SMITH
BONNER	ESPOSITO	MCCOMAS	SUTTON
BOWIE	FITCH	MCCOMBS	TALLENT
BOYD-MCINTYRE	FOX	MCCRARY	TEAGUE
BRASWELL	GARDNER	MCLAWHORN	THOMAS
BRIDGEMAN	GIBSON	MCMAHAN	THOMPSON
BROWN	GILLESPIE	MELTON	TOLSON
BRUBAKER	GOODWIN	MICHAUX	TUCKER
BUCHANAN	GRADY	MILLER	WAINWRIGHT
CANSLER	GRAY	MINER	WALEND
CAPPS	GULLEY	MITCHELL	WARNER
CARPENTER	HACKNEY	MOORE	WARREN
CLARY	HAIRE	MORGAN	WARWICK
COLE	HARDAWAY	MORRIS	WILSON, C.
COX	HENSLEY	MOSLEY	WILSON, G.
CRAWFORD	HIATT	NESBITT	WOMBLE
CREECH	HILL	NYE	WOOD
CULP	HOLMES	OLDHAM	WRIGHT
CULPEPPER	HORN	OWENS	YONGUE
CUNNINGHAM	HOWARD	POPE	

NOES - 0

ARNOLD
EXCUSED ABSENCE - 2
CHURCH

EXCUSED VOTE - 0

ALLEN
NOT VOTING - 3
ROGERS STARNES

H1119HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 511/18-- 2:01 PM MAY 20, 1999 LEGISLATIVE DAY 66

SENATOR BASNIGHT

-- Presiding

WRIGHT
CHILDREN/DISABLE ANESTHESIA
COMM. SUB/2ND EDITION

HOUSE BILL 1119
READING 2

AYE	46	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	ROBINSON
		BASNIGHT	GARROU	MARTIN R	RUCHO
		CARPENTER	GARWOOD	MARTIN W	SHAW L
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	MOORE	WEBSTER
		COCHRANE	HARTSELL	ODOM	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON	HOYLE		
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 4 JORDAN

PERDUE

REEVES

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1120 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3278*-LN163B(4.1)

Short Title: Authorize Public Hospital Debt.

(Public)

Sponsors: Representative Wright.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE PUBLIC HOSPITALS TO ENGAGE IN
3 INSTALLMENT PURCHASE FINANCING AND TO ISSUE REVENUE
4 ANTICIPATION NOTES.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 160A-20(h) is amended by adding a new subdivision to
7 read:

8 "(h) As used in this section, the term 'unit of local government' means any of the
9 following:

10 ...

11 (12) A public hospital, as defined in G.S. 159-39."

12 Section 2. G.S. 160A-20 is amended by adding a new subsection to read:

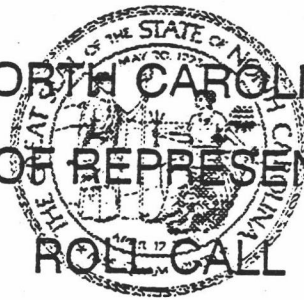
13 "(e1) A contract entered into under this section by a public hospital owned by a
14 county or city is subject to approval by the county or city that owns the hospital. The
15 county or city may withhold its approval only if it determines that the contract would
16 adversely affect its credit worthiness, would violate an existing bond order or
17 covenant, or would adversely affect an anticipated bond issuance."

18 Section 3. G.S. 159-170 reads as rewritten:

19 "§ 159-170. Revenue anticipation notes.

20 (a) Authorization; Term. -- A unit of local government or a public hospital, as
21 defined in G.S. 159-39, is authorized to borrow money for the purpose of paying
22 appropriations made or expenses budgeted or incurred for the current fiscal year in
23 anticipation of the receipt of revenues, other than taxes, estimated in its budget to be
24 realized or collected in cash during the fiscal year, and to issue its negotiable notes in
25 evidence thereof. A revenue anticipation note shall mature not later than 30 days

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 904
LEGISLATIVE DAY 91
20HCS
READING 2
WRIGHT

RC
7/01/99
2:42 PM
IN CHAIR: SPEAKER

AUTHORIZE PUBLIC HOSPITAL DEBT

AYES - 106

SPEAKER	CULP	HOWARD	RAYFIELD
ADAMS	CULPEPPER	HUNTER, H.	ROGERS
ALEXANDER	DAUGHTRY	HURLEY	RUSSELL
ALLEN	DAVIS	INSKO	SAUNDERS
ALLRED	DECKER	JARRELL	SETZER
ARNOLD	DEDMON	JEFFUS	SEXTON
BADDOUR	DOCKHAM	JUSTUS	SHERRILL
BAKER	EARLE	KINNEY	SMITH
BARBEE	EASTERLING	LUEBKE	STARNES
BAREFOOT	EDDINS	MCALLISTER	SUTTON
BLUE	ELLIS	MCCOMAS	TALLENT
BONNER	ESPOSITO	MCCOMBS	TEAGUE
BOWIE	FOX	MCCRARY	THOMAS
BOYD-MCINTYRE	GARDNER	MCLAWHORN	TOLSON
BRASWELL	GIBSON	MCMAHAN	TUCKER
BRIDGEMAN	GILLESPIE	MELTON	WAINWRIGHT
BROWN	GOODWIN	MICHAUX	WALEND
BRUBAKER	GRADY	MITCHELL	WARNER
BUCHANAN	GRAY	MORGAN	WARREN
CANSLER	GULLEY	MORRIS	WARWICK
CAPPS	HACKNEY	NESBITT	WILSON, C.
CARPENTER	HAIRE	NYE	WILSON, G.
CLARY	HARDAWAY	OLDHAM	WOMBLE
COLE	HENSLEY	OWENS	WOOD
COX	HIATT	POPE	WRIGHT
CRAWFORD	HILL	PRESTON	YONGUE
CREECH	HORN		

NOES - 2

KISER
THOMPSON

EXCUSED ABSENCE - 7

CHURCH	MILLER	MOSLEY	REDWINE
HOLMES	MOORE	RAMSEY	

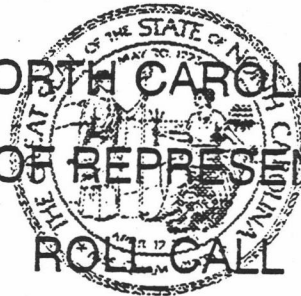
EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	EDWARDS	FITCH	MINER
CUNNINGHAM			

H1120HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

SEQ. # 934
LEGISLATIVE DAY 92
20HCS
ENDING 3
WRIGHT

7/05/99

8:54 PM

IN CHAIR: SPEAKER

AUTHORIZE PUBLIC HOSPITAL DEBT

AYES - 101

SPEAKER
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COLE
COX
CRAWFORD
CREECH

CULP
CULPEPPER
CUNNINGHAM
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HARDAWAY
HENSLEY
HIATT
HILL

HORN
HOWARD
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORRIS
NESBITT
NYE
OLDHAM
OWENS

POPE
PRESTON
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARREN
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 13

ADAMS
DAUGHTRY
DAVIS
DECKER

HAIRE
MORGAN
MOSLEY
RAMSEY
SHERRILL
SMITH

WARNER
WARWICK
WOOD

EXCUSED VOTE - 0

NOT VOTING - 6

BERRY
CARPENTER

HOLMES
HUNTER, H.
KINNEY

MCALLISTER

H1120HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1120

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

H1120-ARG-002

Page 1 of 2

Date 7/12, 1999

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

Sen. Purcell

- 1 moves to amend the bill on page 1, line 4,
- 2 by rewriting the line to read:
- 3 "ANTICIPATION NOTES AND TO VALIDATE PRIOR CONVEYANCES BY
- 4 MUNICIPALITIES OR HOSPITAL AUTHORITIES OF HOSPITAL FACILITIES
- 5 SERVING AS COLLATERAL IN A TRANSACTION INVOLVING NORTH CAROLINA
- 6 MEDICAL CARE COMMISSION BONDS.";
- 7
- 8 and on page 3, line 25,
- 9 by rewriting the line to read:
- 10 "Section 4. Notwithstanding the requirements of G.S. 131E-8, G.S.
- 11 131E-13, G.S. 131E-14, G.S. 153A-176, and Article 12 of Chapter 160A
- 12 of the General Statutes, and any past compliance or failure to
- 13 comply with those requirements, the prior conveyance by a
- 14 municipality as defined in G.S. 131E-6(5), or by a hospital
- 15 authority as defined in G.S. 131E-16(14), of a hospital facility
- 16 that currently serves as collateral in a transaction involving North
- 17 Carolina Medical Care Commission bonds issued under Part 10 of
- 18 Article 3 of Chapter 143B of the General Statutes is hereby



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1120

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

H1120-ARG-002

Page 2 of 2

1 validated.

2 Section 5. This act is effective when it becomes law. Section 4 of
3 this act shall not apply to litigation pending on or before the
4 effective date.".

5
6

SIGNED William R. Purcell
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ☒ 47-0

FAILED _____

TABLED _____

Art P. Witt 7/15/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 897/13-- 7:58 PM JULY 12, 1999 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER

-- Presiding

WRIGHT
AUTHORIZE PUBLIC HOSPITAL DEBT

HOUSE BILL 1120

AMEND 1

AYE	47	ALBERTSON	EAST	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	REEVES
		BALLANCE	FOXX	MARTIN R	ROBINSON
		BALLANTINE	GARROU	MARTIN W	RUCHO
		BASNIGHT	GARWOOD	METCALF	SHAW L
		CARPENTER	HAGAN	MILLER	SHAW R
		CARRINGTON	HARRIS	MOORE	SOLES
		CARTER	HARTSELL	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY	KINNAIRD	PURCELL	

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 3 COCHRANE GULLEY JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 898/14-- 7:59 PM JULY 12, 1999 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER

-- Presiding

WRIGHT
AUTHORIZE PUBLIC HOSPITAL DEBT

HOUSE BILL 1120
READING 2

AYE	46	ALBERTSON	EAST	LEE	PURCELL
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANCE	FOXX	MARTIN R	REEVES
		BALLANTINE	GARROU	MARTIN W	ROBINSON
		BASNIGHT	GARWOOD	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SHAW R
		CARTER	HARTSELL	ODOM	SOLES
		CLODFELTER	HORTON	PERDUE	WARREN
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY	KINNAIRD		
NO	1	WEBSTER			

EXCUSED 0

NOT CAST 0

ABSENT 3 COCHRANE

GULLEY

JORDAN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 926/9-- 8:43 PM

JULY 13, 1999

LEGISLATIVE DAY 96

LT. GOVERNOR WICKER

-- Presiding

WRIGHT
AUTHORIZE PUBLIC HOSPITAL DEBT

HOUSE BILL 1120
READING 3

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	PURCELL
		ALLRAN	EAST	LEE	RAND
		BALLANCE	FORRESTER	LUCAS	REEVES
		BALLANTINE	FOXX	MARTIN R	ROBINSON
		BASNIGHT	GARROU	MARTIN W	RUCHO
		CARPENTER	GARWOOD	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEINSTEIN
		COOPER	HOYLE	PHILLIPS	WELLONS
		DALTON	KERR	PLYLER	
NO	1	WEBSTER			

EXCUSED 0

NOT CAST 0

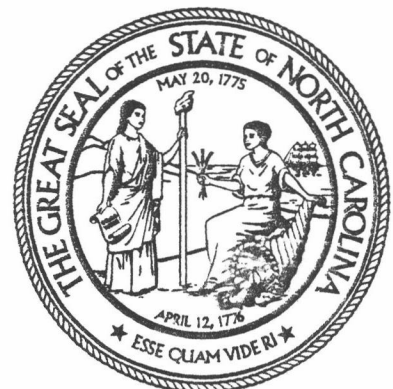
ABSENT 2 GULLEY

JORDAN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1120

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

H1120-ARG-002

Page 1 of 2

Date 7/12, 1999

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

Sen. Purcell

- 1 moves to amend the bill on page 1, line 4,
2 by rewriting the line to read:
3 "ANTICIPATION NOTES AND TO VALIDATE PRIOR CONVEYANCES BY
4 MUNICIPALITIES OR HOSPITAL AUTHORITIES OF HOSPITAL FACILITIES
5 SERVING AS COLLATERAL IN A TRANSACTION INVOLVING NORTH CAROLINA
6 MEDICAL CARE COMMISSION BONDS.";
7
8 and on page 3, line 25,
9 by rewriting the line to read:
10 "Section 4. Notwithstanding the requirements of G.S. 131E-8, G.S.
11 131E-13, G.S. 131E-14, G.S. 153A-176, and Article 12 of Chapter 160A
12 of the General Statutes, and any past compliance or failure to
13 comply with those requirements, the prior conveyance by a
14 municipality as defined in G.S. 131E-6(5), or by a hospital
15 authority as defined in G.S. 131E-16(14), of a hospital facility
16 that currently serves as collateral in a transaction involving North
17 Carolina Medical Care Commission bonds issued under Part 10 of
18 Article 3 of Chapter 143B of the General Statutes is hereby



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1120

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

H1120-ARG-002

Page 2 of 2

1 validated.

2 Section 5. This act is effective when it becomes law. Section 4 of
3 this act shall not apply to litigation pending on or before the
4 effective date."
5
6

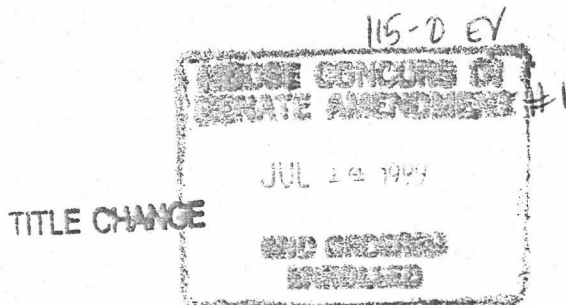
SIGNED William R. Purcell
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

Pat Pruitt 7/12/99

Changes title upon concurrence



ORDERED SENT TO GOVERNOR

Denise Heltman

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/14/99

3:05 PM

IN CHAIR: HACKNEY

1163
LEGISLATIVE DAY 99
H1120HCS

WRIGHT

AMEND #1

AUTHORIZE PUBLIC HOSPITAL DEBT.

MOTION #11

To concur in Senate Amendment #1

AYES - 115

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN

HOWARD
HUNTER, H.
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON
RAMSEY

RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

KINNEY

EXCUSED ABSENCE - 3
MCCRARY MOSLEY

EXCUSED VOTE - 0

SPEAKER

GULLEY

NOT VOTING - 2

H1120HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1121

APR 14 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH2221-LE209(4.7)

Short Title: School Bus Efficiency Formula Funds.

(Public)

Sponsors: Representatives Arnold and Cansler (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO FULLY FUND THE SCHOOL BUS
3 EFFICIENCY FORMULA.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to State Aid to
6 Local School Administrative Units the sum of ten million dollars (\$10,000,000) for
7 the 1999-2000 fiscal year and the sum of ten million dollars (\$10,000,000) for the
8 2000-2001 fiscal year to fully fund the school bus efficiency formula.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1122

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6138*-RN020A(4.5)

Short Title: Tobacco Reserve Fund/Nonparticipating Mfg.

(Public)

Sponsors: Representatives Braswell, Allen, and Alexander (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE A TOBACCO RESERVE FUND FOR TOBACCO
3 PRODUCT MANUFACTURERS NOT PARTICIPATING IN THE MASTER
4 SETTLEMENT AGREEMENT WITH THE STATE OF NORTH CAROLINA.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 66 of the General Statutes is amended by adding the
7 following new Article to read:
8 "ARTICLE 35.
9 "Tobacco Reserve Fund.
10 "§ 66-280. Definitions.
11 As used in this Article:
12 (1) 'Adjusted for inflation' means increased in accordance with the
13 formula for inflation adjustment set forth in Exhibit C to the
14 Master Settlement Agreement.
15 (2) 'Affiliate' means a person who directly or indirectly owns or
16 controls, is owned or controlled by, or is under common ownership
17 or control with, another person. Solely for purposes of this
18 definition, the terms 'owns,' 'is owned,' and 'ownership' mean
19 ownership of an equity interest, or the equivalent thereof, of ten
20 percent (10%) or more, and the term 'person' means an
21 individual, partnership, committee, association, corporation, or any
22 other organization or group of persons.
23 (3) 'Allocable share' means Allocable Share as that term is defined in
24 the Master Settlement Agreement.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1123 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4187*-LB064(2.23)

Short Title: State Health Plan Amendments.

(Public)

Sponsors: Representative Mosley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE TEACHERS' AND STATE EMPLOYEES'
3 COMPREHENSIVE MAJOR MEDICAL PLAN PROVIDES BENEFITS ON A
4 CALENDAR YEAR BASIS, AND TO PROVIDE FOR A PRESCRIPTION
5 DRUG CARD BENEFIT
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 135-40.1(7b) reads as rewritten:
8 "(7b) Fiscal Year. -- The period beginning ~~July 1~~ January 1 and ending
9 ~~on June 30 of the succeeding calendar year.~~ December 31."
10 Section 2. Notwithstanding G.S. 135-40.1(7b), the period from July 1,
11 1999, through December 31, 2000, shall be a fiscal year. For that period, any
12 deductibles and aggregate maximums under Article 3 of Chapter 135 of the General
13 Statutes which are calculated on a fiscal year basis shall, for the special 18-month
14 fiscal year, under this section shall be applied at one hundred fifty percent (150%) of
15 the stated statutory amounts.
16 Section 3. The Executive Administrator of the Teachers' and State
17 Employees' Comprehensive Major Medical Plan shall provide an open enrollment
18 period for Prepaid Plans (HMOs) under G.S. 135-39.5B for coverage either:
19 (1) October 1, 1999, through December 31, 2000; or
20 (2) October 1, 2000, through December 31, 2001,
21 so as to align the HMO plan year with that of the State Health Plan.
22 Section 4. The introductory language of G.S. 135-40.6 reads as rewritten:
23 "**§ 135-40.6. Benefits subject to deductible and coinsurance (comprehensive benefits).**
24 ~~The Other than prescription drugs under subdivision (8)a. of this section, the~~
25 following benefits are subject to a deductible of two hundred fifty dollars (\$250.00)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1124 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4202-LK172(4.6)

Short Title: Townhome Association Reg. Study.

(Public)

Sponsors: Representative Mosley (By Request).

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
3 STUDY THE REGULATION OF TOWNHOME ASSOCIATIONS.

4 Whereas, in 1986 the General Assembly enacted Chapter 47C of the
5 General Statutes, the North Carolina Condominium Act, to regulate and protect the
6 interests of condominium owners, but exempted many townhome associations; and

7 Whereas, in 1998 the General Assembly enacted Chapter 47F of the
8 General Statutes, the North Carolina Planned Community Act, effective January 1,
9 1999, which includes some townhome associations; and

10 Whereas, townhome associations and townhome managers are not
11 licensed or regulated either as real estate brokers, agents, or separately as townhome
12 managers and are, therefore, unregulated in their management of townhome common
13 areas or homeowner's deposited assessment funds; and

14 Whereas, currently, the only remedy for townhome owners is to sue
15 townhome associations or townhome managers for abuses in superior court; and

16 Whereas, other states, facing reports of abuses by townhome associations
17 or townhome managers have opted for regulation of these entities; Now, therefore,
18 The General Assembly of North Carolina enacts:

19 Section 1. The Legislative Research Commission may study the
20 regulation of townhome associations and townhome managers and the remedies for
21 abuses by these entities. In conducting this study the Legislative Research
22 Commission should consider the studies undertaken prior to the enactments of the
23 North Carolina Condominium Act and the North Carolina Planned Community Act
24 and the procedures developed in other states for the prevention, regulation, and
25 remedying of abuses by townhome associations and townhome managers.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1125 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3329-RT049.02(4.1)

Short Title: Conform Definition of Haz. Site.

(Public)

Sponsors: Representative Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CONFORM THE DEFINITION OF AN INACTIVE HAZARDOUS
3 SUBSTANCE OR WASTE DISPOSAL SITE UNDER THE INACTIVE
4 HAZARDOUS SITES RESPONSE ACT OF 1987 TO FEDERAL LAW.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 130A-310 reads as rewritten:
7 "§ 130A-310. Definitions.
8 Unless a different meaning is required by the context, the following definitions
9 shall apply throughout this Part:
10 (1) 'CERCLA/SARA' means the Comprehensive Environmental
11 Response, Compensation, and Liability Act of 1980, Pub. L.
12 96-510, 94 Stat. 2767, 42 U.S.C. 9601 *et seq.*, as amended, and the
13 Superfund Amendments and Reauthorization Act of 1986, Pub. L.
14 99-499, 100 Stat. 1613, as amended.
15 (2) 'Hazardous substance' means hazardous substance as defined in
16 CERCLA/SARA.
17 (3) 'Inactive hazardous substance or waste disposal site' or 'site' means
18 any ~~facility, structure, or area where disposal of any hazardous~~
19 ~~substance or waste has occurred.~~ Such facility, as defined in
20 CERCLA/SARA. These sites do not include hazardous waste
21 facilities permitted or in interim status under this Article.
22 (4) 'Operator' means the person responsible for the overall operation
23 of an inactive hazardous substance or waste disposal site.
24 (5) 'Owner' means any person who owns an inactive hazardous
25 substance or waste disposal site, or any part thereof.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/28/99

9:34 AM

IN CHAIR: SPEAKER

. # 394
LEGISLATIVE DAY 54
H1125
READING 2
HACKNEY

CONFORM DEFINITION OF HAZARDOUS SITE

AYES - 109

SPEAKER	CUNNINGHAM	HUNTER, H.	PRESTON
ADAMS	DAUGHTRY	HURLEY	RAMSEY
ALEXANDER	DAVIS	INSKO	RAYFIELD
ALLEN	DECKER	JARRELL	REDWINE
ALLRED	DEDMON	JEFFUS	ROGERS
BADDOUR	DOCKHAM	JUSTUS	RUSSELL
BAKER	EARLE	KINNEY	SAUNDERS
BARBEE	EASTERLING	KISER	SETZER
BAREFOOT	EDDINS	LUEBKE	SEXTON
BERRY	EDWARDS	MCCOMAS	SHERRILL
BONNER	ELLIS	MCCOMBS	SMITH
BOWIE	ESPOSITO	MCCRARY	SUTTON
BOYD-MCINTYRE	FOX	MCLAWHORN	TALLENT
BRASWELL	GARDNER	MCMAHAN	THOMAS
BRIDGEMAN	GIBSON	MELTON	TOLSON
BROWN	GILLESPIE	MICHAUX	TUCKER
BRUBAKER	GOODWIN	MILLER	WAINWRIGHT
BUCHANAN	GRADY	MITCHELL	WALEND
CANSLER	GULLEY	MOORE	WARNER
CAPPS	HACKNEY	MORGAN	WARREN
CARPENTER	HAIRE	MORRIS	WARWICK
CLARY	HARDAWAY	MOSLEY	WILSON, C.
COLE	HENSLEY	NESBITT	WILSON, G.
COX	HIATT	NYE	WOMBLE
CRAWFORD	HILL	OLDHAM	WOOD
CREECH	HORN	OWENS	WRIGHT
CULP	HOWARD	POPE	YONGUE
CULPEPPER			

NOES - 0

EXCUSED ABSENCE - 4

ARNOLD

CHURCH

GRAY

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 7

BLUE
FITCH

HOLMES
MCALLISTER

MINER
STARNES

TEAGUE

H1125

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 458/9-- 2:16 PM

MAY 12, 1999

LEGISLATIVE DAY 61

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
CONFORM DEFINITION OF HAZARDOUS

HOUSE BILL 1125
READING 2

AYE	47	ALBERTSON	EAST	KINNAIRD	RAND
		ALLRAN	FORRESTER	LEE	REEVES
		BALLANCE	FOXX	LUCAS	ROBINSON
		BALLANTINE	GARROU	MARTIN R	RUCHO
		BASNIGHT	GULLEY	MARTIN W	SHAW L
		CARPENTER	HAGAN	METCALF	SHAW R
		CARRINGTON	HARRIS	MILLER	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
		DANNELLY	KERR	PURCELL	
NO	1	MOORE			

EXCUSED 0

NOT CAST 0

ABSENT 2 CARTER

GARWOOD

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1126 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3322-LN183(3.5)

Short Title: Phys. Contracts/Noncompete Prohibited.

(Public)

Sponsors: Representative Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT NONCOMPETITION CLAUSES IN MEDICAL
3 PROVIDER CONTRACTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 3 of Chapter 58 of the General Statutes is amended by
6 adding the following new section to read:
7 "**§ 58-3-250. Restrictive covenants and agreements not to compete are not enforceable.**
8 **Any covenant or agreement not to compete within an agreement that creates or**
9 **establishes the terms of a partnership, employment, or any other form of professional**
10 **relationship with a physician licensed to practice medicine in this State, which**
11 **includes any restriction of the right of the physician to practice medicine in any**
12 **geographical area for any period of time after the termination of the partnership,**
13 **employment, or other professional relationship, is void ab initio and unenforceable**
14 **with respect to the restriction. All other provisions of the agreement are enforceable**
15 **at law, including provisions that require the payment of damages in an amount that is**
16 **reasonably related to the injury suffered by reason of termination of the principal**
17 **agreement. Provisions that require the payment of damages upon termination of the**
18 **principal agreement may include damages related to competition.**"
19 Section 2. This act is effective when it becomes law and applies to
20 covenants or agreements executed or renewed on and after that date.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



446
LEGISLATIVE DAY 54
H1126HCS
READING 2
HACKNEY

EU
4/28/99
7:08 PM
IN CHAIR: SPEAKER

PHYSICIAN CONTRACTS/ NONCOMPETE PROHIBIT.

AYES - 116

SPEAKER	CUNNINGHAM	HUNTER, H.	RAMSEY
ADAMS	DAUGHTRY	HURLEY	RAYFIELD
ALEXANDER	DAVIS	INSKO	REDWINE
ALLEN	DECKER	JEFFUS	ROGERS
ALLRED	DEDMON	JUSTUS	RUSSELL
BADDOUR	DOCKHAM	KINNEY	SAUNDERS
BAKER	EARLE	KISER	SETZER
BARBEE	EASTERLING	LUEBKE	SEXTON
BAREFOOT	EDDINS	MCALLISTER	SHERRILL
BERRY	ELLIS	MCCOMAS	SMITH
BLUE	ESPOSITO	MCCOMBS	STARNES
BONNER	FITCH	MCCRARY	SUTTON
BOWIE	FOX	MCLAWHORN	TALLENT
BOYD-MCINTYRE	GARDNER	MCMAHAN	TEAGUE
BRASWELL	GIBSON	MELTON	THOMAS
BRIDGEMAN	GILLESPIE	MICHAUX	THOMPSON
BROWN	GOODWIN	MILLER	TOLSON
BRUBAKER	GRADY	MINER	TUCKER
BUCHANAN	GRAY	MITCHELL	WAINWRIGHT
CANSLER	GULLEY	MOORE	WALEND
CAPPS	HACKNEY	MORGAN	WARNER
CARPENTER	HAIRE	MORRIS	WARREN
CLARY	HARDAWAY	MOSLEY	WARWICK
COLE	HENSLEY	NESBITT	WILSON, C.
COX	HIATT	NYE	WILSON, G.
CRAWFORD	HILL	OLDHAM	WOMBLE
CREECH	HOLMES	OWENS	WOOD
CULP	HORN	POPE	WRIGHT
CULPEPPER	HOWARD	PRESTON	YONGUE

NOES - 1

EDWARDS

EXCUSED ABSENCE - 3

ARNOLD

CHURCH

JARRELL

EXCUSED VOTE - 0

NOT VOTING - 0

H1126HCS

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1127 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3319-LD117(4.6)

Short Title: Revise Certain Lodging Rules.

(Public)

Sponsors: Representative Smith.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF
3 THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO
4 CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW
5 AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS
6 AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN
7 GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES
8 UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES.
9 The General Assembly of North Carolina enacts:
10 Section 1.(a) The Division of Environmental Health of the Department
11 of Environment and Natural Resources shall review the current rules adopted
12 pursuant to Part 6 of Article 8 of Chapter 130A of the General Statutes that apply to
13 procedures that must be followed by lodging establishments concerning coffee pots
14 and ice buckets that are placed in guest rooms for use by guests of the establishment,
15 shall consult during this review with representatives of the affected industry and the
16 various agencies responsible for implementing the applicable rules, and shall
17 recommend rules, revised as needed, to the Commission for Health Services.
18 Section 1.(b) Current rules that apply to equipment concerning coffee
19 pots and ice buckets that are placed by lodging establishments in guest rooms for use
20 by guests of the establishment are suspended until revised rules under this act have
21 been adopted.
22 Section 1.(c) The Commission for Health Services shall adopt the revised
23 rules under subsection (a) of this section as temporary rules no later than January 31,
24 2000.
25 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
4/28/99

9:40 AM

IN CHAIR: SPEAKER

Bill # 395
LEGISLATIVE DAY 54
H1127
READING 2
SMITH

REVISE CERTAIN LODGING RULES

AYES - 109

SPEAKER	DAUGHTRY	HURLEY	PRESTON
ADAMS	DAVIS	INSKO	RAMSEY
ALEXANDER	DECKER	JARRELL	RAYFIELD
ALLEN	DEDMON	JEFFUS	REDWINE
ALLRED	DOCKHAM	JUSTUS	RUSSELL
BADDOUR	EARLE	KINNEY	SAUNDERS
BAKER	EASTERLING	KISER	SETZER
BARBEE	EDDINS	LUEBKE	SEXTON
BAREFOOT	EDWARDS	MCCALLISTER	SHERRILL
BERRY	ELLIS	MCCOMAS	SMITH
BLUE	ESPOSITO	MCCOMBS	SUTTON
BONNER	FOX	MCCRARY	TALLENT
BOWIE	GARDNER	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	GIBSON	MCMAHAN	THOMAS
BRASWELL	GILLESPIE	MELTON	TOLSON
BRIDGEMAN	GOODWIN	MICHAUX	TUCKER
BROWN	GRADY	MILLER	WAINWRIGHT
BRUBAKER	GULLEY	MITCHELL	WALEND
BUCHANAN	HAIRE	MOORE	WARNER
CANSLER	HARDAWAY	MORGAN	WARREN
CAPPS	HENSLEY	MORRIS	WARWICK
CARPENTER	HIATT	MOSLEY	WILSON, C.
COX	HILL	NESBITT	WILSON, G.
CRAWFORD	HOLMES	NYE	WOMBLE
CREECH	HORN	OLDHAM	WOOD
CULP	HOWARD	OWENS	WRIGHT
CULPEPPER	HUNTER, H.	POPE	YONGUE
CUNNINGHAM			

NOES - 1

CLARY

EXCUSED ABSENCE - 4

ARNOLD

CHURCH

GRAY

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 6

COLE

HACKNEY

ROGERS

STARNES

FITCH

MINER

H1127

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 459/10-- 2:18 PM

MAY 12, 1999

LEGISLATIVE DAY 61

LT. GOVERNOR WICKER

-- Presiding

SMITH
REVISE CERTAIN LODGING RULES

HOUSE BILL 1127
READING 2

AYE	48	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GULLEY	MARTIN W	RUCHO
		CARPENTER	HAGAN	METCALF	SHAW L
		CARRINGTON	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WARREN
		COOPER	HOYLE	PERDUE	WEBSTER
		DALTON	JORDAN	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS

NO 0

EXCUSED 0

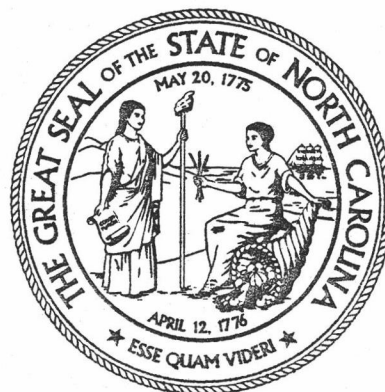
NOT CAST 0

ABSENT 2 CARTER GARWOOD

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1128

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3317-LD132(4.7)

Short Title: Moratorium on Discharging Systems.

(Public)

Sponsors: Representative Smith.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE ENVIRONMENTAL MANAGEMENT
3 COMMISSION TO IMPOSE A MORATORIUM ON ADDITIONAL WASTE,
4 SEWER LINES, AND SEWER CONNECTIONS TO A TREATMENT WORKS
5 THAT DISCHARGES FIVE HUNDRED THOUSAND GALLONS OR MORE
6 OF WASTE THAT IS NOT TREATED IN ACCORDANCE WITH PERMIT
7 REQUIREMENTS.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 143-215.67 is amended by adding a new subsection to
10 read:
11 "(e) The Commission shall impose a moratorium on the addition of waste to a
12 treatment works if the Commission determines that the treatment works has
13 discharged into the surface waters of the State 500,000 gallons or more of waste that
14 is not treated in accordance with the permit for the treatment works issued under
15 G.S. 143-215.1. The Commission shall give notice of its intention to impose a
16 moratorium under this subsection at least 45 days prior to the effective date of the
17 moratorium to the person who holds a permit for the treatment works subject to the
18 moratorium. For the first discharge by a treatment works into the surface waters of
19 the State of 500,000 gallons or more of waste that is not treated in accordance with
20 the permit for the treatment works within any three-year period, the Commission
21 shall not issue a permit for a sewer line that will connect to the treatment works for a
22 period of six months from the effective date of the moratorium. For the second or
23 subsequent discharge by a treatment works into the surface waters of the State of
24 500,000 gallons or more of waste that is not treated in accordance with the permit for
25 the treatment works within any three-year period, the Commission shall not issue a

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1129

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7158-LG363(4.8)

Short Title: Electronic Commerce Demonstration Funds.

(Public)

Sponsors: Representative Tolson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF THE
3 SECRETARY OF STATE FOR THE IMPLEMENTATION OF THE
4 ELECTRONIC COMMERCE DEMONSTRATION PROJECT.

5 The General Assembly of North Carolina enacts:

6 Section 1. There is appropriated from the General Fund to the
7 Department of the Secretary of State, the sum of ninety-eight thousand dollars
8 (\$98,000) for the 1999-2000 fiscal year for the implementation of the Department's
9 Electronic Commerce Demonstration Project. The purpose of the Project shall be the
10 production and delivery of certificates of existence by means of electronic media,
11 including the Internet and World Wide Web. The funds appropriated may be used
12 for design, programming, and other functions necessary for or associated with the
13 electronic production and delivery of certificates of existence by the Department
14 pursuant to the North Carolina Business Corporation Act, Nonprofit Corporation
15 Act, and Limited Liability Company Act.

16 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1130 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1177-RV004(4.13)

Short Title: Limit Y2K Liability.

(Public)

Sponsors: Representative Tolson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE NORTH CAROLINA TORT CLAIMS ACT TO
3 PROVIDE IMMUNITY FROM LIABILITY FOR TORT DAMAGES BASED ON
4 CERTAIN COMPUTER FAILURES, TO PROTECT THE STATE FROM
5 BREACHING CONTRACTS DUE TO CERTAIN COMPUTER FAILURES,
6 AND TO PROTECT STATE AND LOCAL GOVERNMENT EMPLOYEES
7 FROM PERSONAL LIABILITY DUE TO CERTAIN COMPUTER FAILURES.
8 The General Assembly of North Carolina enacts:
9 Section 1. Article 31 of Chapter 143 of the General Statutes is amended
10 by adding a new section to read:
11 "**§ 143-299.4. Exclusion from liability.**
12 (a) Notwithstanding any other law, the State shall not be presumed to have
13 waived its sovereign immunity from any claim arising from the failure of a computer,
14 software program, database, network, information system, firmware, or any other
15 device operated by or on behalf of a State agency to interpret, produce, calculate,
16 generate, or account for a date which is compatible with the 'Year 2000' date
17 change."
18 Section 2. Article 31A of Chapter 143 of the General Statutes is
19 amended by adding a new section to read:
20 "**§ 143-300.12. Protection from liability.**
21 (a) No employee of the State shall be held liable for any claim arising from or
22 relating to the failure of a computer, software program, database, network,
23 information system, firmware, or any other device, operated by or on behalf of the
24 governmental employee in the discharge of the employee's official responsibilities to
25 interpret, produce, calculate, generate or, account for a date which is compatible with

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.D. FILED

1131

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH4203*-LD092(3.24)

Short Title: Raise State Tort Claims Cap.

(Public)

Sponsors: Representatives Walend and Nesbitt.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 143-291(a) reads as rewritten:
5 "(a) The North Carolina Industrial Commission is hereby constituted a court for
6 the purpose of hearing and passing upon tort claims against the State Board of
7 Education, the Board of Transportation, and all other departments, institutions and
8 agencies of the State. The Industrial Commission shall determine whether or not each
9 individual claim arose as a result of the negligence of any officer, employee,
10 involuntary servant or agent of the State while acting within the scope of his office,
11 employment, service, agency or authority, under circumstances where the State of
12 North Carolina, if a private person, would be liable to the claimant in accordance
13 with the laws of North Carolina. If the Commission finds that there was such
14 negligence on the part of an officer, employee, involuntary servant or agent of the
15 State while acting within the scope of his office, employment, service, agency or
16 authority, which was the proximate cause of the injury and that there was no
17 contributory negligence on the part of the claimant or the person in whose behalf the
18 claim is asserted, the Commission shall determine the amount of damages which the
19 claimant is entitled to be paid, including medical and other expenses, and by
20 appropriate order direct the payment of such damages by the department, institution
21 or agency concerned, but in no event shall the amount of damages awarded exceed
22 the sum of ~~one hundred fifty thousand dollars (\$150,000)~~ three hundred thousand
23 dollars (\$300,000) cumulatively to all claimants on account of injury and damage to
24 any one person. Community colleges and technical colleges shall be deemed State
25 agencies for purposes of this Article. The fact that a claim may be brought under

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1132 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6150*-LD070.02(3.17)

Short Title: Preserve Farmlands/Promote Small Farms.

(Public)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROMOTE THE PRESERVATION OF FARMLAND, TO
3 PROMOTE SMALL, FAMILY-OWNED FARMS, AND TO CHANGE THE
4 DEFINITION OF SUBDIVISIONS SUBJECT TO REGULATION UNDER
5 CHAPTER 153A OF THE GENERAL STATUTES.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 106-737 reads as rewritten:
8 "**§ 106-737. Qualifying farmland.**
9 In order for farmland to qualify under this Article, it must be real property ~~that~~
10 that satisfies all of the following conditions:
11 (1) Is participating in the farm present-use-value taxation program
12 established by G.S. 105-277.2 through 105-277.7 or is otherwise
13 determined by the county to meet all the qualifications of this
14 program set forth in ~~G.S. 105-277.3~~, G.S. 105-277.3.
15 (2) Is certified by the Soil Conservation Service of the United States
16 Department of Agriculture as being a farm on which at least
17 two-thirds of the land is composed of soils that (i) are best suited
18 for providing food, seed, fiber, forage, timber, and oil seed crops,
19 (ii) have good soil qualities, (iii) are favorable for all major crops
20 common to the county where the land is located, (iv) have a
21 favorable growing season, and (v) receive the available moisture
22 needed to produce high yields an average of eight out of 10 years;
23 or on which at least two-thirds of the land has been actively used
24 in agricultural, horticultural or forestry operations as defined in
25 G.S. 105-277.2(1), (2), and (3) during each of the five previous



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1132

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

H1132-ARF-001

Date APR 28 1999, 1999

Comm. Sub. []
Amends Title []

Rep. Hill

- 1 moves to amend the bill on page 4, between lines 2 and 3,
2 by adding a new section to read:
3 "Section 5.1. Part 2 of Article 18 of Chapter 153A of the
4 General Statutes is amended by adding a new section to read:
5 '153A-335.1 Fees to Support Farmland Protection.
6 A county that has prepared and adopted a countywide farmland
7 protection plan containing all the elements set forth in G.S. 106-
8 744(e) may adopt an ordinance imposing a fee of no more than ten
9 dollars (\$10.00) for each subdivision plat required to be filed with
10 the register of deeds for recordation. The monies collected
11 pursuant to this section shall be used to meet the county match
12 requirements for obtaining funding from the North Carolina Farmland
13 Preservation Trust Fund.'";
14
15 and further amends the bill on page 4, line 3, by adding after the
16 number "4" the phrase "and Section 5.1".

SIGNED Alfred E. Steel
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

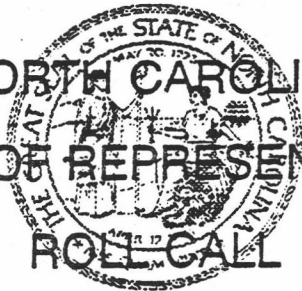
ADOPTED 4/28/99 FAILED _____ TABLED _____

APR 28 1999

VV

Stuebe

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Q. # 1175
LEGISLATIVE DAY 99
H1132HCS #2
READING 2
INSKO

RC
7/14/99
4:12 PM
IN CHAIR: SPEAKER

PRESERVE FARM/ PROMOTE SMALL FARMS.

AYES - 107

SPEAKER	CULPEPPER	HORN	REDWINE
ADAMS	CUNNINGHAM	HOWARD	ROGERS
ALEXANDER	DAUGHTRY	HUNTER, H.	RUSSELL
ALLEN	DAVIS	HURLEY	SAUNDERS
ALLRED	DEDMON	INSKO	SETZER
ARNOLD	DOCKHAM	JARRELL	SEXTON
BADDOUR	EARLE	JEFFUS	SHERRILL
BARBEE	EASTERLING	JUSTUS	SMITH
BAREFOOT	EDDINS	KISER	STARNES
BERRY	EDWARDS	LUEBKE	SUTTON
BLUE	ELLIS	MCALLISTER	TALLENT
BONNER	ESPOSITO	MCCOMAS	TEAGUE
BOWIE	FITCH	MCCOMBS	THOMAS
BOYD-MCINTYRE	FOX	MCLAWHORN	THOMPSON
BRASWELL	GARDNER	MCMAHAN	TOLSON
BRIDGEMAN	GIBSON	MELTON	TUCKER
BROWN	GILLESPIE	MICHAUX	WAINWRIGHT
BRUBAKER	GOODWIN	MINER	WALEND
BUCHANAN	GRADY	MITCHELL	WARNER
CANSLER	GRAY	MOORE	WARREN
CARPENTER	GULLEY	MORGAN	WARWICK
CHURCH	HACKNEY	NYE	WILSON, C.
CLARY	HAIRE	OLDHAM	WILSON, G.
COLE	HENSLEY	OWENS	WOMBLE
COX	HIATT	POPE	WRIGHT
CRAWFORD	HILL	PRESTON	YONGUE
CULP	HOLMES	RAYFIELD	

NOES - 5

BAKER	DECKER	MORRIS	WOOD
CREECH			

EXCUSED ABSENCE - 4

KINNEY	MCCRARY	MILLER	MOSLEY
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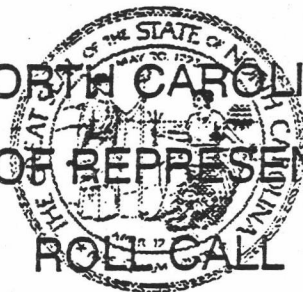
EXCUSED VOTE - 0

NOT VOTING - 4

CAPPS	HARDAWAY	NESBITT	RAMSEY
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H1132HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1216
LEGISLATIVE DAY 100
H1132HCS#a
READING 3
INSKO

RC
7/15/99
12:36 PM
IN CHAIR: SPEAKER

PRESERVE FARM/ PROMOTE SMALL FARMS.

AYES - 100

SPEAKER	DAVIS	HORN	RAMSEY
ALEXANDER	DEDMON	HOWARD	RAYFIELD
ALLEN	DOCKHAM	HURLEY	REDWINE
ARNOLD	EARLE	INSKO	RUSSELL
BADDOUR	EASTERLING	JARRELL	SAUNDERS
BAREFOOT	EDDINS	JEFFUS	SETZER
BERRY	EDWARDS	JUSTUS	SEXTON
BLUE	ELLIS	KISER	SHERRILL
BONNER	ESPOSITO	LUEBKE	SMITH
BOWIE	FITCH	MCALLISTER	STARNES
BOYD-MCINTYRE	FOX	MCCOMAS	SUTTON
BRASWELL	GARDNER	MCCOMBS	TALLENT
BRIDGEMAN	GIBSON	MCLAWHORN	TEAGUE
BRUBAKER	GILLESPIE	MCMAHAN	THOMAS
BUCHANAN	GOODWIN	MELTON	THOMPSON
CANSLER	GRADY	MICHAUX	TOLSON
CARPENTER	GRAY	MILLER	TUCKER
CHURCH	GULLEY	MINER	WAINWRIGHT
CLARY	HACKNEY	MITCHELL	WALEND
COX	HAIRE	NESBITT	WARNER
CRAWFORD	HARDAWAY	NYE	WARREN
CULP	HENSLEY	OLDHAM	WILSON, G.
CULPEPPER	HIATT	OWENS	WOOD
CUNNINGHAM	HILL	POPE	WRIGHT
DAUGHTRY	HOLMES	PRESTON	YONGUE

NOES - 6

ALLRED	CAPPS	DECKER	MORRIS
BAKER	CREECH		

EXCUSED ABSENCE - 5

BARBEE	KINNEY	MCCRARY	MOSLEY
BROWN			

EXCUSED VOTE - 0

NOT VOTING - 9

ADAMS	MOORE	ROGERS	WILSON, C.
COLE	MORGAN	WARWICK	WOMBLE
HUNTER, H.			

H1132HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1318/14-- 3:50 PM

JUNE 28, 2000

LEGISLATIVE DAY 132

LT. GOVERNOR WICKER

-- Presiding

INSKO
PRSRV. FARMLAND/PROMOTE SMALL FARMS
SENATE COMM. SUB/5TH EDITION

HOUSE BILL 1132
READING 2

AYE	46	ALBERTSON	FOXX	LUCAS	RAND
		ALLRAN	GARROU	MARTIN R	REEVES
		BALLANCE	GULLEY	MARTIN W	ROBINSON
		BALLANTINE	HAGAN	METCALF	RUCHO
		BASNIGHT	HARRIS	MILLER	SHAW L
		CARPENTER	HARTSELL	MOORE	SHAW R
		CARTER	HORTON	ODOM	SOLES
		CLODFELTER	HOYLE	PERDUE	WARREN
		COCHRANE	JORDAN	PHILLIPS	WEBSTER
		COOPER	KERR	PLYLER	WEINSTEIN
		DALTON	KINNAIRD	PURCELL	WELLONS
		FORRESTER	LEE	.	
				.	
				.	
				.	
NO	0				

EXCUSED 0

NOT CAST 4 CARRINGTON DANNELLY EAST

ABSENT 0

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1359/19-- 2:20 PM JUNE 29, 2000 LEGISLATIVE DAY 133

SENATOR BASNIGHT

-- Presiding

INSKO
PRSRV. FARMLAND/PROMOTE SMALL FARMS
SENATE COMM. SUB/5TH EDITION

HOUSE BILL 1132
READING 3

AYE	47	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	FORRESTER	KINNAIRD	PURCELL
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN R	RUCHO
		CARPENTER	GULLEY	MARTIN W	SHAW L
		CARRINGTON	HAGAN	METCALF	SHAW R
		CARTER	HARRIS	MILLER	SOLES
		CLODFELTER	HARTSELL	MOORE	WEBSTER
		COCHRANE	HORTON	ODOM	WEINSTEIN
		COOPER	HOYLE	PERDUE	WELLONS
		DALTON	JORDAN	PHILLIPS	
NO	0				

EXCUSED 0

NOT CAST 2 EAST WARREN

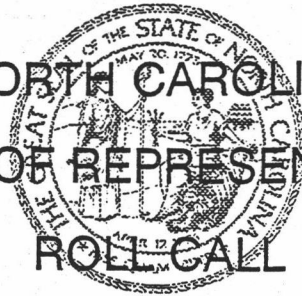
ABSENT 1 ROBINSON

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1591
LEGISLATIVE DAY 140
H1132SCS

EV
7/07/00
10:46 AM
IN CHAIR: HACKNEY

INSKO

PRESERVE FARMLANDS/ PROMOTE SMALL FARMS

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 92

ADAMS	EASTERLING	JARRELL	RUSSELL
ALEXANDER	EDWARDS	JEFFUS	SAUNDERS
ALLEN	ELLIS	JUSTUS	SETZER
BADDOUR	ESPOSITO	LUEBKE	SEXTON
BARBEE	FITCH	MCCOMAS	SHERILL
BAREFOOT	FORD	MCCOMBS	SMITH
BLUE	FOX	MCCRARY	SOSSAMON
BONNER	GARDNER	MCLAWHORN	SUTTON
BOWIE	GIBSON	MCMAHAN	TEAGUE
BOYD-MCINTYRE	GILLESPIE	MELTON	THOMAS
BROWN	GOODWIN	MICHAUX	THOMPSON
BRUBAKER	GRADY	MILLER	TOLSON
BUCHANAN	GULLEY	MINER	TUCKER
CANSLER	HACKNEY	MITCHELL	WAINWRIGHT
CHURCH	HAIRE	MORGAN	WALEND
CLARY	HALL	MORRIS	WARNER
CULP	HENSLEY	NESBITT	WARREN
CULPEPPER	HILL	NYE	WEISS
CUNNINGHAM	HOLMES	OLDHAM	WEST
DAUGHTRY	HORN	OWENS	WILSON, C.
DEDMON	HUNTER, H.	PRESTON	WILSON, G.
DOCKHAM	HURLEY	REDWINE	WOMBLE
EARLE	INSKO	ROGERS	YONGUE

NOES - 16

ALLRED	CAPPS	DECKER	POPE
ARNOLD	COX	EDDINS	RAYFIELD
BAKER	CREECH	HOWARD	STARNES
BERRY	DAVIS	KISER	WOOD

EXCUSED ABSENCE - 6

BRIDGEMAN	KINNEY	WARWICK	WRIGHT
HIATT	RAMSEY		

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CRAWFORD	MCALLISTER	TALLENT
COLE	GRAY		

H1132SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH2249-LN102(3.9)

H.B. FILED
1133 APR 14 D
HOUSE PRINCIPAL CL

Short Title: Health Ins./Liability.

(Public)

Sponsors: Representative Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT AN INSURER PROVIDING A HEALTH BENEFIT
3 PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSURED OR
4 ENROLLEES CAUSED BY THE INSURER'S FAILURE TO EXERCISE
5 ORDINARY CARE.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 3 of Chapter 58 of the General Statutes is amended by
8 designating G.S. 58-3-1 through G.S. 58-3-215 as "Part 1, General Regulations for
9 Insurance."
10 Section 2. Article 3 of Chapter 58 of the General Statutes is amended by
11 adding the following new Part to read:
12 "Part 2. Health Care Liability.
13 **"§ 58-3-300. Definitions.**
14 **As used in this Part, unless the context clearly indicates otherwise, the term:**
15 (1) **'Health benefit plan' means an accident and health insurance**
16 **policy or certificate; a nonprofit hospital or medical service**
17 **corporation contract; a health maintenance organization subscriber**
18 **contract; a plan provided by a multiple employer welfare**
19 **arrangement; or a plan provided by another benefit arrangement,**
20 **to the extent permitted by the Employee Retirement Income**
21 **Security Act of 1974, as amended, or by any waiver of or other**
22 **exception to that Act provided under federal law or regulation.**
23 **'Health benefit plan' does not mean any plan implemented or**
24 **administered through the Department of Health and Human**

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
4/27/99
8:16 PM
IN CHAIR: SPEAKER

380
LEGISLATIVE DAY 53
H1133HCS
READING 2
HACKNEY

HEALTH INSURANCE/ LIABILITY

MOTION #7 - REP. POPE'S MOTION TO RE-REFER TO INSURANCE
COMMITTEE - MOTION FAILS

AYES - 53

ALLEN	CULP	HILL	PRESTON
ARNOLD	DAVIS	HOLMES	RAYFIELD
BAKER	DECKER	HOWARD	RUSSELL
BARBEE	DOCKHAM	JUSTUS	SETZER
BERRY	EARLE	KISER	SEXTON
BROWN	EDDINS	MCCOMAS	SHERRILL
BRUBAKER	ELLIS	MCCOMBS	STARNES
BUCHANAN	ESPOSITO	MCMAHAN	TALLENT
CANSLER	GARDNER	MINER	TEAGUE
CAPPS	GILLESPIE	MITCHELL	WALEND
CARPENTER	GRADY	MORGAN	WILSON, C.
CLARY	GULLEY	MORRIS	WILSON, G.
CRAWFORD	HIATT	POPE	WOOD
CREECH			

NOES - 60

SPEAKER	CUNNINGHAM	JARRELL	REDWINE
ADAMS	DEDMON	JEFFUS	ROGERS
ALEXANDER	EASTERLING	KINNEY	SAUNDERS
ALLRED	EDWARDS	MCCRARY	SMITH
BADDOUR	FITCH	MCLAWHORN	SUTTON
BAREFOOT	FOX	MELTON	THOMAS
BLUE	GOODWIN	MICHAUX	TOLSON
BONNER	HACKNEY	MILLER	TUCKER
BOWIE	HAIRE	MOORE	WAINWRIGHT
BOYD-MCINTYRE	HARDAWAY	MOSLEY	WARNER
BRASWELL	HENSLEY	NESBITT	WARREN
BRIDGEMAN	HORN	NYE	WARWICK
CHURCH	HUNTER, H.	OLDHAM	WOMBLE
COLE	HURLEY	OWENS	WRIGHT
CULPEPPER	INSKO	RAMSEY	YONGUE

EXCUSED ABSENCE - 4

DAUGHTRY	GRAY	LUEBKE	THOMPSON
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EXCUSED VOTE - 1

COX

NOT VOTING - 2

GIBSON	MCALLISTER
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H1133HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 381
LEGISLATIVE DAY 53
H1133HCS
READING 2
HACKNEY

EV
4/27/99
8:16 PM
IN CHAIR: SPEAKER

HEALTH INSURANCE/ LIABILITY

AYES - 74

SPEAKER	CUNNINGHAM	JARRELL	PRESTON
ADAMS	DEDMON	JEFFUS	RAMSEY
ALEXANDER	EARLE	JUSTUS	REDWINE
ALLEN	EASTERLING	KINNEY	ROGERS
ALLRED	EDWARDS	MCCOMBS	SAUNDERS
ARNOLD	FITCH	MCCRARY	SEXTON
BADDOUR	FOX	MCLAWHORN	SMITH
BAREFOOT	GARDNER	MCMAHAN	SUTTON
BLUE	GIBSON	MELTON	THOMAS
BONNER	GOODWIN	MICHAUX	TOLSON
BOWIE	GRADY	MILLER	TUCKER
BOYD-MCINTYRE	HACKNEY	MINER	WAINWRIGHT
BRASWELL	HAIRE	MOORE	WARNER
BRIDGEMAN	HARDAWAY	MOSLEY	WARREN
BUCHANAN	HENSLEY	NESBITT	WARWICK
CHURCH	HOLMES	NYE	WOMBLE
COLE	HORN	OLDHAM	WRIGHT
CULP	HUNTER, H.	OWENS	YONGUE
CULPEPPER	INSKO		

NOES - 40

BAKER	CREECH	HILL	RUSSELL
BARBEE	DAVIS	HOWARD	SETZER
BERRY	DECKER	HURLEY	SHERRILL
BROWN	DOCKHAM	KISER	STARNES
BRUBAKER	EDDINS	MCCOMAS	TALLENT
CANSLER	ELLIS	MITCHELL	TEAGUE
CAPPS	ESPOSITO	MORGAN	WALEND
CARPENTER	GILLESPIE	MORRIS	WILSON, C.
CLARY	GULLEY	POPE	WILSON, G.
CRAWFORD	HIATT	RAYFIELD	WOOD

EXCUSED ABSENCE - 4

DAUGHTRY	GRAY	LUEBKE	THOMPSON
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EXCUSED VOTE - 1

COX

NOT VOTING - 1

MCALLISTER

H1133HCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU

7/15/99

2:29 PM

IN CHAIR: SPEAKER

1224
LEGISLATIVE DAY 100
H1133HCS #2
READING 2
HACKNEY

HEALTH INSURANCE/ LIABILITY

MOTION #6 - REP. CRAWFORD'S MOTION TO POSTPONE UNTIL 7/19/99

AYES - 44

ALLEN	DOCKHAM	HURLEY	SETZER
BERRY	EDDINS	KISER	SMITH
BRUBAKER	FOX	MCCOMAS	STARNES
BUCHANAN	GARDNER	MCMAHAN	TALLENT
CANSLER	GIBSON	MINER	TEAGUE
CAPPS	GILLESPIE	MITCHELL	THOMPSON
CARPENTER	GRADY	MORGAN	WALEND
CLARY	GRAY	MORRIS	WARWICK
CRAWFORD	GULLEY	OWENS	WILSON, C.
CREECH	HENSLEY	POPE	WILSON, G.
CULP	HOWARD	RAYFIELD	WOOD

NOES - 67

SPEAKER	DAUGHTRY	HORN	REDWINE
ADAMS	DAVIS	INSKO	ROGERS
ALEXANDER	DECKER	JARRELL	RUSSELL
ALLRED	DEDMON	JEFFUS	SAUNDERS
ARNOLD	EARLE	JUSTUS	SEXTON
BADDOUR	EASTERLING	LUEBKE	SHERRILL
BAKER	EDWARDS	MCALLISTER	SUTTON
BAREFOOT	ELLIS	MCCOMBS	THOMAS
BLUE	ESPOSITO	MELTON	TOLSON
BONNER	FITCH	MICHAUX	TUCKER
BOWIE	GOODWIN	MILLER	WAINWRIGHT
BOYD-MCINTYRE	HACKNEY	MOORE	WARNER
BRASWELL	HAIRE	NESBITT	WARREN
BRIDGEMAN	HARDAWAY	NYE	WOMBLE
COLE	HIATT	OLDHAM	WRIGHT
CULPEPPER	HILL	PRESTON	YONGUE
CUNNINGHAM	HOLMES	RAMSEY	

EXCUSED ABSENCE - 7

BARBEE	CHURCH	MCCRARY	MOSLEY
BROWN	KINNEY	MCLAWHORN	

EXCUSED VOTE - 1

COX

NOT VOTING - 1

HUNTER, H.

H1133HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1225
LEGISLATIVE DAY 100
H1133HCS #2
READING 2
HACKNEY

EU
7/15/99
2:32 PM

IN CHAIR: SPEAKER

HEALTH INSURANCE/ LIABILITY

AYES - 82

SPEAKER	CRAWFORD	HARDAWAY	OLDHAM
ADAMS	CULP	HENSLEY	PRESTON
ALEXANDER	CULPEPPER	HIATT	RAMSEY
ALLRED	CUNNINGHAM	HILL	REDWINE
ARNOLD	DAUGHTRY	HOLMES	ROGERS
BADDOUR	DAVIS	HORN	RUSSELL
BAKER	DECKER	HOWARD	SAUNDERS
BAREFOOT	DEDMON	INSKO	SEXTON
BLUE	EARLE	JARRELL	SHERRILL
BONNER	EASTERLING	JEFFUS	SUTTON
BOWIE	EDDINS	JUSTUS	THOMAS
BOYD-MCINTYRE	EDWARDS	LUEBKE	TOLSON
BRASWELL	ELLIS	MCALLISTER	TUCKER
BRIDGEMAN	ESPOSITO	MCCOMBS	WAINWRIGHT
BRUBAKER	FITCH	MELTON	WARNER
BUCHANAN	FOX	MICHAUX	WARREN
CANSLER	GOODWIN	MILLER	WARWICK
CAPPS	GRAY	MOORE	WOMBLE
CARPENTER	GULLEY	NESBITT	WRIGHT
CLARY	HACKNEY	NYE	YONGUE
COLE	HAIRE		

NOES - 28

ALLEN	GRADY	MORRIS	TALLENT
BERRY	HURLEY	OWENS	TEAGUE
CREECH	KISER	POPE	THOMPSON
DOCKHAM	MCMAHAN	RAYFIELD	WALEND
GARDNER	MINER	SETZER	WILSON, C.
GIBSON	MITCHELL	SMITH	WILSON, G.
GILLESPIE	MORGAN	STARNES	WOOD

EXCUSED ABSENCE - 7

BARBEE	CHURCH	MCCRARY	MOSLEY
BROWN	KINNEY	MCLAWHORN	

EXCUSED VOTE - 1

COX

NOT VOTING - 2

HUNTER, H. MCCOMAS

H1133HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1133

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

H1133-ARN-002

Page 1 of 1

Date 7/19, 1999

Comm. Sub. ☒
Amends Title ☐
Third Edition

Rep. Hurley

- 1
2 moves to amend the bill on page 5, line 7, by rewriting that line to
3 read:
4 "against any physician or other health care provider.
5 '§90-21.54. Punitive damages; exhaustion of administrative remedies
6 and appeals.
7 (a) An action brought under this Article is subject to the
8 provisions and limitations of Chapter 1D of the General Statutes for
9 recovery of punitive damages.
10 (b) No action may be commenced under this Article until the
11 plaintiff has exhausted all administrative remedies and appeals.'";
12
13 and on page 4, line 13, by deleting the word "enrolled" and
14 inserting the word "enrollee".
15
16

SIGNED Bill Hurley
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 82-28 EV

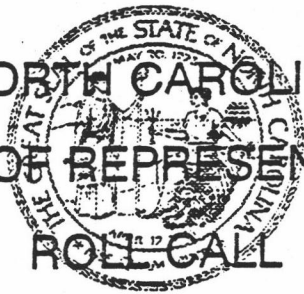
FAILED _____

TABLED _____

JUL 19 1999

Denise Healy com

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/19/99

9:55 PM

IN CHAIR: SPEAKER

1262
LEGISLATIVE DAY 101

H1133HCS # 2

READING 3

HACKNEY

AMEND #1 Rep. Hurley

HEALTH INSURANCE/ LIABILITY

AYES - 82

SPEAKER	CULP	HORN	PRESTON
ADAMS	CULPEPPER	HOWARD	RAYFIELD
ALEXANDER	DAUGHTRY	HURLEY	REDWINE
ALLEN	DAVIS	JARRELL	ROGERS
ALLRED	DEDMON	JEFFUS	RUSSELL
ARNOLD	DOCKHAM	JUSTUS	SETZER
BAKER	EASTERLING	KISER	SEXTON
BERRY	EDDINS	MCCALLISTER	SHERRILL
BLUE	EDWARDS	MCCOMAS	SMITH
BOWIE	ESPOSITO	MCCOMBS	STARNES
BOYD-MCINTYRE	GARDNER	MCTAHAN	TALLENT
BROWN	GIBSON	MINER	TEAGUE
BRUBAKER	GILLESPIE	MITCHELL	THOMPSON
BUCHANAN	GOODWIN	MOORE	TUCKER
CANSLER	GRADY	MORGAN	WAINWRIGHT
CAPPS	GRAY	MORRIS	WALEND
CARPENTER	HACKNEY	NYE	WARREN
CHURCH	HENSLEY	OLDHAM	WARWICK
CLARY	HIATT	OWENS	WILSON, C.
CRAWFORD	HILL	POPE	WILSON, G.
CREECH	HOLMES		

NOES - 28

BAREFOOT	FITCH	LUEBKE	SAUNDERS
BONNER	FOX	MCCRARY	SUTTON
BRASWELL	GULLEY	MCLAWHORN	THOMAS
BRIDGEMAN	HAIRE	MELTON	TOLSON
COLE	HARDAWAY	MICHAUX	WOMBLE
CUNNINGHAM	HUNTER, H.	MILLER	WRIGHT
EARLE	INSKO	NESBITT	YONGUE

EXCUSED ABSENCE - 6

BADDOUR	ELLIS	MOSLEY	WOOD
BARBEE	KINNEY		

EXCUSED VOTE - 1

COX

NOT VOTING - 3

DECKER	RAMSEY	WARNER
--------	--------	--------

H1133HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 3

H. B. No. 1133

DATE 7/19/99

S. B. No. _____

Amendment No. 2

COMMITTEE SUBSTITUTE #2X

(to be filled in by
Principal Clerk)

Rep.) Pope
Sen.) _____

1 moves to amend the bill on page 4, line 7

2 () WHICH CHANGES THE TITLE

3 by adding after the word "employee" the words

4 "or representative"

5 _____

6 _____

7 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Pope

ADOPTED 108-0 EV FAILED _____ TABLED _____
JUL 19 1999

Denise Stebbins

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/19/99

9:57 PM

IN CHAIR: SPEAKER

1263

LEGISLATIVE DAY 101

H1133HCS #2

READING 3

HACKNEY

AMEND #2 *Rep. Pope*

HEALTH INSURANCE/ LIABILITY

AYES - 108

ADAMS	CUNNINGHAM	HUNTER, H.	PRESTON
ALEXANDER	DAVIS	HURLEY	RAYFIELD
ALLEN	DEDMON	INSKO	REDWINE
ALLRED	DOCKHAM	JARRELL	ROGERS
ARNOLD	EARLE	JEFFUS	RUSSELL
BAKER	EASTERLING	JUSTUS	SAUNDERS
BAREFOOT	EDDINS	KISER	SETZER
BERRY	EDWARDS	LUEBKE	SEXTON
BLUE	ESPOSITO	MCALLISTER	SHERRILL
BONNER	FITCH	MCCOMAS	SMITH
BOWIE	FOX	MCCOMBS	STARNES
BOYD-MCINTYRE	GARDNER	MCCRARY	SUTTON
BRASWELL	GIBSON	MCLAWHORN	TALLENT
BRIDGEMAN	GILLESPIE	MCPAHAN	TEAGUE
BROWN	GOODWIN	MELTON	THOMAS
BRUBAKER	GRADY	MICHAUX	THOMPSON
BUCHANAN	GRAY	MILLER	TOLSON
CANSLER	GULLEY	MINER	TUCKER
CAPPS	HACKNEY	MITCHELL	WAINWRIGHT
CARPENTER	HAIRE	MOORE	WALEND
CHURCH	HARDAWAY	MORGAN	WARREN
CLARY	HENSLEY	MORRIS	WARWICK
COLE	HIATT	NESBITT	WILSON, C.
CRAWFORD	HILL	NYE	WILSON, G.
CREECH	HOLMES	OLDHAM	WOMBLE
CULP	HORN	OWENS	WRIGHT
CULPEPPER	HOWARD	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 6

BADDOUR	ELLIS	MOSLEY	WOOD
BARBEE	KINNEY		

EXCUSED VOTE - 1

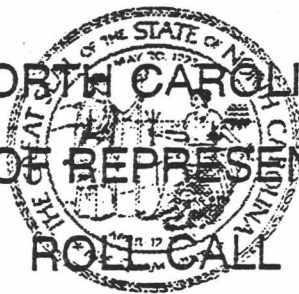
COX

NOT VOTING - 5

SPEAKER	DECKER	RAMSEY	WARNER
DAUGHTRY			

H1133HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1264
LEGISLATIVE DAY 101
H1133HCS*2
READING 3
HACKNEY

EV
7/19/99
9:57 PM
IN CHAIR: SPEAKER

HEALTH INSURANCE/ LIABILITY

AYES - 88

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BAREFOOT
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD

CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DEDMON
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HARDAWAY
HENSLEY

HIATT
HOLMES
HORN
HOWARD
HUNTER, H.
INSKO
JARRELL
JEFFUS
JUSTUS
LUEBKE
MCALLISTER
MCCOMBS
MCCRARY
MCLAWHORN
MELTON
MICHAUX
MILLER
MOORE
NESBITT
NYE
OLDHAM
PRESTON

RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WARREN
WARWICK
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 22

BAKER
BERRY
BRUBAKER
CREECH
DAVIS
DOCKHAM

HAIRE
HILL
HURLEY
KISER
MCCOMAS
MCMAHAN

MINER
MITCHELL
MORGAN
MORRIS
OWENS

POPE
STARNES
SUTTON
WALEND
WILSON, C.

EXCUSED ABSENCE - 6

BADDOUR
BARBEE

ELLIS
KINNEY

MOSLEY

WOOD

EXCUSED VOTE - 1

COX

NOT VOTING - 3

DECKER

RAMSEY

WARNER

H1133HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1134

APR 14 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH6123*-LHX061B(2.24)

Short Title: UNC/Horace Williams Campus.

(Public)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE HORACE WILLIAMS CAMPUS TRUST FUND,
3 TO AUTHORIZE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF
4 NORTH CAROLINA TO ISSUE REVENUE BONDS FOR THE
5 DEVELOPMENT OF THE HORACE WILLIAMS CAMPUS, TO EXEMPT THE
6 HORACE WILLIAMS CAMPUS FROM THE UMSTEAD ACT, AND TO
7 MAKE VARIOUS CONFORMING CHANGES.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 116-36.5 reads as rewritten:
10 "**§ 116-36.5. Centennial Campus trust fund; ~~fund~~; Horace Williams Campus trust**
11 **fund.**
12 (a) All moneys received through development of the Centennial Campus of North
13 Carolina State University at Raleigh, from whatever source, including the net
14 proceeds from the lease or rental of Centennial Campus real property, shall be placed
15 in a special, continuing, and nonreverting trust fund having the sole and exclusive use
16 for further development of the Centennial Campus, including its operational
17 development. This fund shall be treated in the manner of institutional trust funds as
18 provided in G.S. 116-36.1. This fund shall be deemed an additional and alternative
19 method of funding the Centennial Campus and not an exclusive one. For purposes
20 of this section the term "Centennial Campus" is defined by G.S. 116-198.33(4). To
21 the extent that any general, special, or local law is inconsistent with this section, it is
22 declared inapplicable to this section.
23 (b) All moneys received through development of the Horace Williams Campus of
24 the University of North Carolina at Chapel Hill, from whatever source, including the
25 net proceeds from the lease or rental of Horace Williams Campus real property, shall

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
6/01/99

4:30 PM

IN CHAIR: SPEAKER

SEQ. # 627

LEGISLATIVE DAY 73

H134

READING 2

INSKO

UNC/HORACE WILLIAMS CAMPUS

AYES - 109

SPEAKER	CUNNINGHAM	HORN	POPE
ADAMS	DAUGHTRY	HUNTER, H.	PRESTON
ALEXANDER	DECKER	HURLEY	RAYFIELD
ALLEN	DEDMON	INSKO	REDWINE
ALLRED	DOCKHAM	JARRELL	ROGERS
ARNOLD	EARLE	JEFFUS	RUSSELL
BADDOUR	EASTERLING	JUSTUS	SAUNDERS
BAKER	EDDINS	KINNEY	SETZER
BARBEE	EDWARDS	LUEBKE	SEXTON
BAREFOOT	ELLIS	MCALLISTER	SHERRILL
BLUE	ESPOSITO	MCCOMAS	STARNES
BONNER	FITCH	MCCOMBS	SUTTON
BOWIE	FOX	MCCRARY	TALLENT
BOYD-MCINTYRE	GARDNER	MCLAWHORN	TEAGUE
BRASWELL	GIBSON	MCMAHAN	THOMAS
BRIDGEMAN	GILLESPIE	MICHAUX	THOMPSON
BROWN	GOODWIN	MILLER	TOLSON
BRUBAKER	GRADY	MINER	TUCKER
BUCHANAN	GRAY	MITCHELL	WAINWRIGHT
CANSLER	GULLEY	MOORE	WALEND
CAPPS	HACKNEY	MORGAN	WARNER
CARPENTER	HAIRE	MORRIS	WARREN
CHURCH	HARDAWAY	MOSLEY	WARWICK
CLARY	HENSLEY	NESBITT	WILSON, C.
COLE	HIATT	NYE	WILSON, G.
COX	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	YONGUE
CULP			

NOES - 5

BERRY	DAVIS	HOWARD	KISER
CREECH			

EXCUSED ABSENCE - 2

RAMSEY	SMITH
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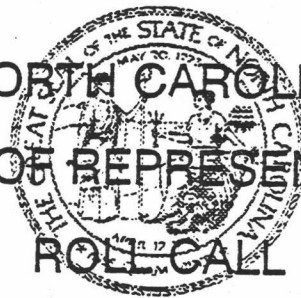
EXCUSED VOTE - 0

NOT VOTING - 4

CULPEPPER	MELTON	WOOD	WRIGHT
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H1134

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 686
LEGISLATIVE DAY 76
H134
READING 3
INSKO

RC
6/07/99
7:58 PM
IN CHAIR: SPEAKER

UNC/HORACE WILLIAMS CAMPUS

AYES - 102

ALEXANDER	DAUGHTRY	JARRELL	ROGERS
ALLEN	DECKER	JEFFUS	RUSSELL
ALLRED	DEDMON	JUSTUS	SAUNDERS
BADDOUR	DOCKHAM	KISER	SETZER
BAKER	EARLE	LUEBKE	SEXTON
BARBEE	EASTERLING	MCCOMAS	SHERRILL
BAREFOOT	EDDINS	MCCOMBS	SMITH
BLUE	ESPOSITO	MCCRARY	STARNES
BONNER	FOX	MCLAWHORN	SUTTON
BOWIE	GARDNER	MCMAHAN	TALLENT
BRASWELL	GIBSON	MELTON	TEAGUE
BRIDGEMAN	GILLESPIE	MILLER	THOMAS
BROWN	GOODWIN	MINER	THOMPSON
BRUBAKER	GRADY	MITCHELL	TOLSON
BUCHANAN	GRAY	MOORE	TUCKER
CANSLER	GULLEY	MORGAN	WAINWRIGHT
CAPPS	HACKNEY	MORRIS	WALEND
CARPENTER	HAIRE	NESBITT	WARNER
CHURCH	HARDAWAY	NYE	WARREN
CLARY	HENSLEY	OLDHAM	WARWICK
COLE	HIATT	OWENS	WILSON, C.
COX	HILL	POPE	WILSON, G.
CRAWFORD	HORN	PRESTON	WOMBLE
CULP	HOWARD	RAYFIELD	WRIGHT
CULPEPPER	HURLEY	REDWINE	YONGUE
CUNNINGHAM	INSKO		

NOES - 2

ARNOLD DAVIS

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CREECH	FITCH	HUNTER, H.
BERRY	EDWARDS	HOLMES	MICHAUX

H1134

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 734/15-- 1:29 PM

JUNE 24, 1999

LEGISLATIVE DAY 86

LT. GOVERNOR WICKER

-- Presiding

INSKO
UNC/HORACE WILLIAMS CAMPUS

HOUSE BILL 1134
READING 2

AYE	39	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	ROBINSON
		BALLANTINE	GARROU	LUCAS	RUCHO
		CARPENTER	GARWOOD	MARTIN R	SHAW L
		CARRINGTON	GULLEY	MARTIN W	SOLES
		CLODFELTER	HAGAN	METCALF	WARREN
		COCHRANE	HARRIS	MILLER	WEINSTEIN
		COOPER	HARTSELL	MOORE	WELLONS
		DANNELLY	HOYLE	PHILLIPS	
NO	2	HORTON	WEBSTER		

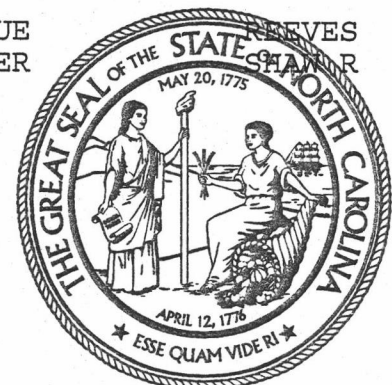
EXCUSED 0

NOT CAST 1 DALTON

ABSENT 8 BASNIGHT
CARTER

JORDAN
ODOM

PERDUE
PLYLER



PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 740/5-- 3:27 PM

JUNE 29, 1999

LEGISLATIVE DAY 88

SENATOR BASNIGHT

-- Presiding

INSKO
UNC/HORACE WILLIAMS CAMPUS

HOUSE BILL 1134
READING 3

AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			

NO 0

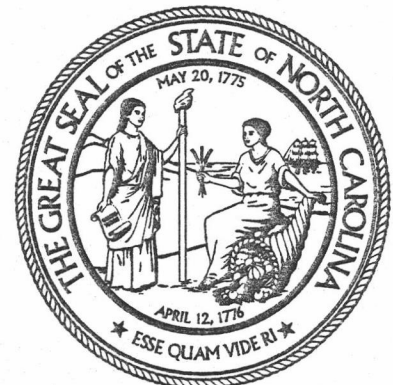
EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1135 APR 14 99

H

D
HOUSE PRINCIPAL CLERK

HOUSE DRH7168*-SA003(3.9)

Short Title: 1999 Governor's DWI Amendments.

(Public)

Sponsors: Representatives Hackney, Bowie, and Wainwright (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S
3 DWI TASK FORCE.
4 The General Assembly of North Carolina enacts:
5
6 PART I. LOWER TOLERANCE FOR REPEAT OFFENDERS
7 Section 1. G.S. 20-16.2 reads as rewritten:
8 **"§ 20-16.2. Implied consent to chemical analysis; mandatory revocation of license in**
9 **event of refusal; right of driver to request analysis.**
10 (a) Basis for Charging Officer to Require Chemical Analysis; Notification of
11 Rights. -- Any person who drives a vehicle on a highway or public vehicular area
12 thereby gives consent to a chemical analysis if charged with an implied-consent
13 offense. The charging officer shall designate the type of chemical analysis to be
14 administered, and it may be administered when the officer has reasonable grounds to
15 believe that the person charged has committed the implied-consent offense.
16 Except as provided in this subsection or subsection (b), before any type of
17 chemical analysis is administered the person charged shall be taken before a chemical
18 analyst authorized to administer a test of a person's breath, who shall inform the
19 person orally and also give the person a notice in writing that:
20 (1) The person has a right to refuse to be tested.
21 (2) Refusal to take any required test or tests will result in an
22 immediate revocation of the person's driving privilege for at least
23 30 days and an additional 12-month revocation by the Division of
24 Motor Vehicles.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1135

DATE 4-26-99

S. B. No. _____

Amendment No. 1

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE 4/22/99

Rep.) Nesbitt
Sen.) _____

1 moves to amend the bill on page 19, line 4 through 27

2 () WHICH CHANGES THE TITLE

3 by deleting those lines and by renumbering
4 the remaining sections

5 _____

6 _____

7 _____

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11 _____

12 _____

13 _____

14 _____

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16 _____

17 _____

18 _____

19 _____

SIGNED Martha Nesbitt

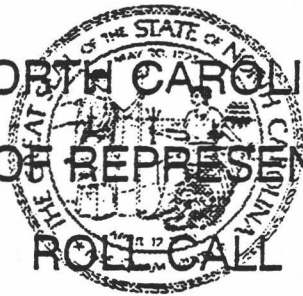
ADOPTED _____ FAILED _____

4/26/99

TABLED _____

49-66 EV & Wicks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/26/99

9:07 PM

IN CHAIR: SPEAKER

340

LEGISLATIVE DAY 52

H1135HCS

READING 2

HACKNEY

AMEND #1 - REP. NESBITT

GOVERNOR'S DWI AMENDMENTS

AYES - 49

SPEAKER	CRAWFORD	HENSLEY	POPE
ALLEN	CREECH	HUNTER, H.	RAMSEY
ALLRED	CULPEPPER	KINNEY	REDWINE
BADDOUR	CUNNINGHAM	LUEBKE	ROGERS
BAKER	DEDMON	MCALLISTER	RUSSELL
BERRY	EDDINS	MCCOMBS	SHERRILL
BLUE	ELLIS	MCPAHAN	SUTTON
BONNER	FOX	MILLER	THOMAS
BRASWELL	GIBSON	MINER	TOLSON
BUCHANAN	GILLESPIE	MORRIS	WILSON, G.
CANSLER	HAIRE	NESBITT	WOMBLE
CARPENTER	HARDAWAY	OWENS	WRIGHT
COLE			

NOES - 66

ADAMS	DOCKHAM	INSKO	RAYFIELD
ALEXANDER	EARLE	JARRELL	SAUNDERS
ARNOLD	EASTERLING	JEFFUS	SETZER
BARBEE	EDWARDS	JUSTUS	SMITH
BAREFOOT	ESPOSITO	KISER	STARNES
BOWIE	GARDNER	MCCOMAS	TALLENT
BOYD-MCINTYRE	GOODWIN	MCCRARY	TEAGUE
BRIDGEMAN	GRADY	MCLAWHORN	TUCKER
BROWN	GRAY	MELTON	WAINWRIGHT
BRUBAKER	GULLEY	MITCHELL	WALEND
CAPPS	HACKNEY	MOORE	WARNER
CLARY	HIATT	MORGAN	WARREN
COX	HILL	MOSLEY	WARWICK
CULP	HOLMES	NYE	WILSON, C.
DAUGHTRY	HORN	OLDHAM	WOOD
DAVIS	HOWARD	PRESTON	YONGUE
DECKER	HURLEY		

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 4

CHURCH	FITCH	MICHAUX	SEXTON
--------	-------	---------	--------

H1135HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1135

DATE 4/20/99

S. B. No. _____

Amendment No. 2

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) Hensley
Sen.) _____

1 moves to amend the bill on page 18, line _____

2 () WHICH CHANGES THE TITLE

3 by deleting lines 5 through

4 21.

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

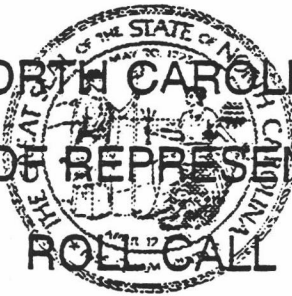
SIGNED R. G. Hensley

ADOPTED _____ FAILED _____

4/26/99
44-69 EV SWuk

TABLED _____

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/26/99

9:16 PM

IN CHAIR: SPEAKER

Bill # 341
LEGISLATIVE DAY 52

H1135HCS

READING 2

HACKNEY

AMEND #2- *RED. HENSLEY*
GOVERNOR'S DWI AMENDMENTS

AYES - 44

SPEAKER
ADAMS
ALLEN
ALLRED
ARNOLD
BAKER
BERRY
BLUE
BRASWELL
BUCHANAN
CARPENTER

COLE
CRAWFORD
CULPEPPER
CUNNINGHAM
DAVIS
DEDMON
EARLE
EDWARDS
ELLIS
FOX
GOODWIN

HAIRE
HARDAWAY
HENSLEY
HOLMES
HORN
HUNTER, H.
KISER
MCALLISTER
MCCOMBS
MCLAWHORN
MICHAUX

MINER
NESBITT
OWENS
SEXTON
SHERRILL
SUTTON
THOMAS
TOLSON
WARREN
WILSON, G.
WOMBLE

NOES - 69

ALEXANDER
BADDOUR
BARBEE
BAREFOOT
BONNER
BOWIE
BOYD-MCINTYRE
BROWN
BRUBAKER
CANSLER
CAPPS
CLARY
COX
CREECH
CULP
DAUGHTRY
DECKER
DOCKHAM

EASTERLING
EDDINS
ESPOSITO
GARDNER
GIBSON
GILLESPIE
GRADY
GRAY
GULLEY
HACKNEY
HIATT
HILL
HOWARD
HURLEY
INSKO
JARRELL
JEFFUS

JUSTUS
KINNEY
MCCOMAS
MCCRARY
MCMAHAN
MELTON
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NYE
OLDHAM
POPE
PRESTON
RAYFIELD

REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SMITH
STARNES
TALLENT
TEAGUE
TUCKER
WAINWRIGHT
WALEND
WARNER
WARWICK
WILSON, C.
WRIGHT
YONGUE

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 6

BRIDGEMAN
CHURCH

FITCH
LUEBKE

RAMSEY

WOOD

H1135HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1135

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

H1135-ASA-037

Date APR 26 1999, 1999

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

Representative Moore

- 1 moves to amend the bill on page 19, lines 13-14 ,
2 by inserting between the lines a new section to read:
3 "Section 12. G.S. 15A-145 reads as rewritten:
4 "\$15A-145. Expunction of records for first offenders under the age
5 of 18 at the time of conviction of ~~misdemeanor~~ misdemeanor;
6 expunction of certain other misdemeanors.
7 (a) Whenever any person who has (i) not yet attained the age of 18
8 years and has not previously been convicted of any felony, or
9 misdemeanor other than a traffic violation, under the laws of the
10 United States, the laws of this State or any other state, pleads
11 guilty to or is guilty of a misdemeanor other than a traffic
12 violation, or (ii) not yet attained the age of 21 years and has not
13 previously been convicted of any felony, or misdemeanor other than a
14 traffic violation, under the laws of the United States, the laws of
15 this State or any other state, pleads guilty to or is guilty of a
16 misdemeanor possession of alcohol pursuant to G.S. 18B-302(b)(1), he
17 may file a petition in the court where he was convicted for expunction
18 of the misdemeanor from his criminal record. The petition cannot be
19 filed earlier than two years after the date of the conviction or any
20 period of probation, whichever occurs later, and the petition shall
21 contain, but not be limited to, the following:
22 (1) An affidavit by the petitioner that he has been of good
23 behavior for the two-year period since the date of conviction
24 of the misdemeanor in question and has not been convicted of
25 any felony, or misdemeanor in question and has not been
26 convicted of any felony, or misdemeanor other than a traffic
27 violation, under the laws of the United States or the laws of
28 this State or any other state.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1135

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

H1135-ASA-037

Page 2 of 3

- 1 (2) Verified affidavits of two persons who are not related to the
2 petitioner or to each other by blood or marriage, that they
3 know the character and reputation of the petitioner in the
4 community in which he lives and that his character and
5 reputation are good.
- 6 (3) A statement that the petition is a motion in the cause in the
7 case wherein the petitioner was convicted.
- 8 (4) Affidavits of the clerk of superior court, chief of police,
9 where appropriate, and sheriff of the county in which the
10 petitioner was convicted and, if different, the county of
11 which the petitioner is a resident, showing that the
12 petitioner has not been convicted of a felony or misdemeanor
13 other than a traffic violation under the laws of this State at
14 any time prior to the conviction for the misdemeanor in
15 question or during the two-year period following that
16 conviction.
- 17 The petition shall be served upon the district attorney of the court
18 wherein the case was tried resulting in conviction. The district
19 attorney shall have 10 days thereafter in which to file any objection
20 thereto and shall be duly notified as to the date of the hearing of
21 the petition.
- 22 The judge to whom the petition is presented is authorized to call
23 upon a probation officer for any additional investigation or
24 verification of the petitioner's conduct during the two-year period
25 that he deems desirable.
- 26 (b) If the court, after hearing, finds that the petitioner had
27 remained of good behavior and been free of conviction of any felony or
28 misdemeanor, other than a traffic violation, for two years from the
29 date of conviction of the misdemeanor in question, and (i) petitioner
30 was not 18 years old at the time of the conviction in question, or
31 (ii) petitioner was not 21 years old at the time of the conviction of
32 possession of alcohol pursuant to G.S. 18B-302(b)(1), it shall order
33 that such person be restored, in the contemplation of the law, to the
34 status he occupied before such arrest or indictment or information. No
35 person as to whom such order has been entered shall be held thereafter
36 under any provision of any laws to be guilty of perjury or otherwise
37 giving a false statement by reason of his failure to recite or
38 acknowledge such arrest, or indictment, information, or trial, or
39 response to any inquiry made of him for any purpose.



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1135

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

H1135-ASA-037

Page 3 of 3

1 (c) The court shall also order that the said misdemeanor conviction
2 be expunged from the records of the court, and direct all law-
3 enforcement agencies bearing record of the same to expunge their
4 records of the conviction. The clerk shall forward a certified copy of
5 the order to the sheriff, chief of police, or other arresting agency.
6 The sheriff, chief or head of such other arresting agency shall then
7 transmit the copy of the order with a form supplied by the State
8 Bureau of Investigation to the State Bureau of Investigation, and the
9 State Bureau of Investigation shall forward the order to the Federal
10 Bureau of Investigation. The cost of expunging such records shall be
11 taxed against the petitioner.

12 (d) The clerk of superior court in each county in North Carolina
13 shall, as soon as practicable after each term of court in his county,
14 file with the Administrative Office of the Courts, the names of those
15 persons granted a discharge under the provisions of this section, and
16 the Administrative Office of the Courts, the names of those persons
17 granted a discharge under the provisions of this section, and the
18 Administrative Office of the Courts shall maintain a confidential file
19 containing the names of persons granted conditional discharges. The
20 information contained in such file shall be disclosed only to judges
21 of the General Court of Justice of North Carolina for the purpose of
22 ascertaining whether any person charged with an offense has been
23 previously granted a discharge."

24

25

26 and by renumbering the remaining sections of the bill accordingly.

27

28

SIGNED *Rob L. [Signature]*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED APR 26 1999

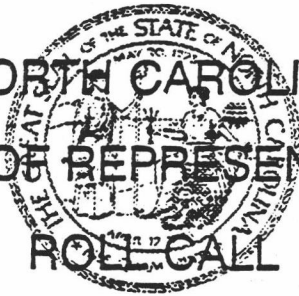
FAILED _____

TABLED _____

65-50 EV

L. W. [Signature]

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
4/26/99
9:20 PM
IN CHAIR: SPEAKER

342
LEGISLATIVE DAY 52
H1135HCS
READING 2
HACKNEY
AMEND #3
GOVERNOR'S DWI AMENDMENTS

REP. MOORE

AYES - 65

ALEXANDER	CREECH	HACKNEY	OLDHAM
ALLEN	CULPEPPER	HAIRE	OWENS
ALLRED	CUNNINGHAM	HARDAWAY	POPE
BADDOUR	DAUGHTRY	HOLMES	RAMSEY
BONNER	DEDMON	HOWARD	REDWINE
BOWIE	EARLE	LUEBKE	ROGERS
BOYD-MCINTYRE	EDDINS	MCCOMBS	SAUNDERS
BRASWELL	EDWARDS	MCCRARY	SEXTON
BRIDGEMAN	ELLIS	MCLAWHORN	SMITH
BRUBAKER	ESPOSITO	MCMAHAN	THOMAS
BUCHANAN	FOX	MICHAUX	TOLSON
CANSLER	GARDNER	MINER	WARNER
CAPPS	GIBSON	MOORE	WARWICK
CARPENTER	GOODWIN	MORRIS	WILSON, C.
CLARY	GRADY	MOSLEY	WILSON, G.
COLE	GULLEY	NESBITT	WOMBLE
CRAWFORD			

NOES - 50

ADAMS	EASTERLING	KINNEY	SHERRILL
ARNOLD	GILLESPIE	KISER	STARNES
BAKER	GRAY	MCALLISTER	SUTTON
BARBEE	HENSLEY	MCCOMAS	TALLENT
BAREFOOT	HIATT	MELTON	TEAGUE
BERRY	HILL	MITCHELL	TUCKER
BLUE	HORN	MORGAN	WAINWRIGHT
BROWN	HUNTER, H.	NYE	WALEND
COX	HURLEY	PRESTON	WARREN
CULP	INSKO	RAYFIELD	WOOD
DAVIS	JARRELL	RUSSELL	WRIGHT
DECKER	JEFFUS	SETZER	YONGUE
DOCKHAM	JUSTUS		

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	CHURCH	FITCH	MILLER
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H1135HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



343
LEGISLATIVE DAY 52
H1135HCS
READING 2
HACKNEY

EV
4/26/99
9:20 PM
IN CHAIR: SPEAKER

GOVERNOR'S DWI AMENDMENTS

AYES - 112

SPEAKER	CULPEPPER	HURLEY	PRESTON
ADAMS	DAUGHTRY	INSKO	RAMSEY
ALEXANDER	DAVIS	JARRELL	RAYFIELD
ALLEN	DECKER	JEFFUS	REDWINE
ALLRED	DEDMON	JUSTUS	ROGERS
ARNOLD	DOCKHAM	KINNEY	RUSSELL
BADDOUR	EARLE	KISER	SAUNDERS
BAKER	EASTERLING	LUEBKE	SETZER
BARBEE	EDDINS	MCALLISTER	SEXTON
BAREFOOT	EDWARDS	MCCOMAS	SHERRILL
BERRY	ELLIS	MCCOMBS	SMITH
BLUE	ESPOSITO	MCCRARY	STARNES
BONNER	FOX	MCLAWHORN	SUTTON
BOWIE	GARDNER	MCMAHAN	TALLENT
BOYD-MCINTYRE	GIBSON	MELTON	TEAGUE
BRASWELL	GILLESPIE	MICHAUX	THOMAS
BRIDGEMAN	GOODWIN	MILLER	TOLSON
BROWN	GRADY	MINER	TUCKER
BRUBAKER	GRAY	MITCHELL	WAINWRIGHT
BUCHANAN	GULLEY	MOORE	WALEND
CANSLER	HACKNEY	MORGAN	WARNER
CAPPS	HENSLEY	MORRIS	WARREN
CLARY	HIATT	MOSLEY	WARWICK
COLE	HILL	NESBITT	WILSON, C.
COX	HOLMES	NYE	WILSON, G.
CRAWFORD	HORN	OLDHAM	WOOD
CREECH	HOWARD	OWENS	WRIGHT
CULP	HUNTER, H.	POPE	YONGUE

NOES - 5

CARPENTER	HAIRE	HARDAWAY	WOMBLE
CUNNINGHAM			

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 2

CHURCH	FITCH
--------	-------

H1135HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1135

DATE 6-28-99

S. B. No. _____

Amendment No. 1

COMMITTEE SUBSTITUTE #2

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Hackney

1 moves to amend the bill on page 27, line 5 14-15

2 () WHICH CHANGES THE TITLE

3 by deleting such lines and

4 substituting the following:

5

6 "Section 23. This act shall be

7 implemented with funds available

8 or appropriated to the Department

9 of transportation and the

10 Administrative Office of the Courts.

11 This act does not obligate the

12 General Assembly to appropriate

13 additional funds."

14

15

16

17

18

19

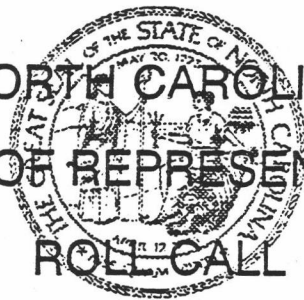
SIGNED

Hackney

ADOPTED 6-28-99 FAILED _____ TABLED _____

99-1 EV
100-0 EV adjutant

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU

6/28/99

7:33 PM

IN CHAIR: SPEAKER

853

LEGISLATIVE DAY 88

H1135HCS #2

READING 2

HACKNEY

AMEND #1- *REP. HACKNEY*

1999 GOVERNOR'S DWI AMENDMENTS

AYES - ¹⁰⁰~~99~~ *Wick*

SPEAKER
ADAMS
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BAREFOOT
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD
CREECH
CULP

CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL

HORN
HOWARD
INSKO
JARRELL
JEFFUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MELTON
MICHAUX
MILLER
MITCHELL
MORGAN
NESBITT
NYE
OLDHAM
OWENS
POPE
RAYFIELD
REDWINE

ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARREN
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

~~JUSTUS~~ *Wick*

NOES - ⁷~~9~~ *Wick*

EXCUSED ABSENCE - 14

BARBEE
BLUE
CANSLER
ELLIS

GRAY
HOLMES
HURLEY
MCMAHAN

MORRIS
MOSLEY
PRESTON

RAMSEY
WARNER
WARWICK

EXCUSED VOTE - 0

NOT VOTING - 6

ALLRED
BERRY

FITCH
HUNTER, H.

MINER

MOORE

H1135HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1135

DATE 6/28/99

S. B. No. _____

Amendment No. 2

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

HENSLEY

1 moves to amend the bill on page 17, line 41 thru

2 () WHICH CHANGES THE TITLE

3 by page 18, line 13 by

4 deleting those lines.

5 _____

6 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

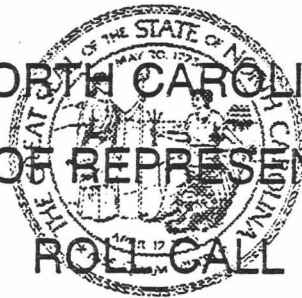
R. J. Hensley Jr.

ADOPTED 6/28/99 FAILED _____ TABLED _____

58-40 EV 2 Weeks

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



6/28/99

7:44 PM

IN CHAIR: SPEAKER

2. # 854

LEGISLATIVE DAY 88

H1135HCS #2

READING 2

HACKNEY

AMEND #2 - REP HENSLEY

1999 GOVERNOR'S DWI AMENDMENTS

AYES - 58

ADAMS
BADDOUR
BAKER
BAREFOOT
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CARPENTER
CLARY
COLE
COX
CRAWFORD

CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS
EARLE
EDDINS
EDWARDS
ESPOSITO
FOX
GARDNER
GIBSON
GOODWIN
GRADY
GULLEY

HAIRE
HARDAWAY
HENSLEY
HORN
KISER
MCALLISTER
MCCOMBS
MCLAWHORN
MELTON
MICHAUX
MITCHELL
NESBITT
RAYFIELD
ROGERS

RUSSELL
SETZER
SEXTON
SHERRILL
SUTTON
TALLENT
TEAGUE
THOMAS
TOLSON
WAINWRIGHT
WALEND
WARREN
WILSON, G.
WOMBLE

NOES - 40

ALEXANDER
ALLEN
ARNOLD
BONNER
BOWIE
CAPPS
CHURCH
DECKER
DEDMON
DOCKHAM

EASTERLING
GILLESPIE
HACKNEY
HIATT
HILL
HOWARD
INSKO
JARRELL
JEFFUS
JUSTUS

KINNEY
LUEBKE
MCCOMAS
MCCRARY
MILLER
MORGAN
NYE
OLDHAM
OWENS
POPE

REDWINE
SAUNDERS
SMITH
STARNES
THOMPSON
TUCKER
WILSON, C.
WOOD
WRIGHT
YONGUE

EXCUSED ABSENCE - 14

BARBEE
BLUE
CANSLER
ELLIS

GRAY
HOLMES
HURLEY
MCMAHAN

MORRIS
MOSLEY
PRESTON

RAMSEY
WARNER
WARWICK

EXCUSED VOTE - 1

CUNNINGHAM

NOT VOTING - 7

SPEAKER
ALLRED

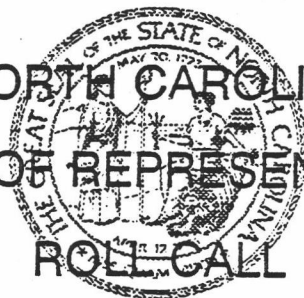
BERRY
FITCH

HUNTER, H.
MINER

MOORE

H1135HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



855
LEGISLATIVE DAY 88
H1135HCS #2
READING 2
HACKNEY

EU
6/28/99
7:47 PM
IN CHAIR: SPEAKER

1999 GOVERNOR'S DWI AMENDMENTS

AYES - 99

SPEAKER	CULPEPPER	HOWARD	ROGERS
ADAMS	DAUGHTRY	INSKO	RUSSELL
ALEXANDER	DAVIS	JARRELL	SAUNDERS
ALLEN	DECKER	JEFFUS	SETZER
ARNOLD	DEDMON	JUSTUS	SEXTON
BADDOUR	DOCKHAM	KINNEY	SHERRILL
BAKER	EARLE	KISER	SMITH
BAREFOOT	EASTERLING	LUEBKE	STARNES
BONNER	EDDINS	MCALLISTER	SUTTON
BOWIE	EDWARDS	MCCOMAS	TALLENT
BOYD-MCINTYRE	ESPOSITO	MCCOMBS	TEAGUE
BRASWELL	FOX	MCCRARY	THOMAS
BRIDGEMAN	GARDNER	MCLAWHORN	THOMPSON
BROWN	GIBSON	MELTON	TOLSON
BRUBAKER	GILLESPIE	MICHAUX	TUCKER
BUCHANAN	GOODWIN	MILLER	WAINWRIGHT
CAPPS	GRADY	MITCHELL	WALEND
CARPENTER	GULLEY	MORGAN	WARREN
CHURCH	HACKNEY	NESBITT	WILSON, C.
CLARY	HAIRE	NYE	WILSON, G.
COLE	HARDAWAY	OLDHAM	WOMBLE
COX	HENSLEY	OWENS	WOOD
CRAWFORD	HIATT	POPE	WRIGHT
CREECH	HILL	RAYFIELD	YONGUE
CULP	HORN	REDWINE	

NOES - 0

EXCUSED ABSENCE - 14

BARBEE	GRAY	MORRIS	RAMSEY
BLUE	HOLMES	MOSLEY	WARNER
CANSLER	HURLEY	PRESTON	WARWICK
ELLIS	MCMAHAN		

EXCUSED VOTE - 1

CUNNINGHAM

NOT VOTING - 6

ALLRED	FITCH	MINER	MOORE
BERRY	HUNTER, H.		

H1135HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1078/15-- 4:11 PM

JULY 20, 1999

LEGISLATIVE DAY 100

SENATOR BASNIGHT

-- Presiding

HACKNEY
1999 GOVERNOR'S D.W.I.
SENATE COMM. SUB/7TH EDITION

HOUSE BILL 1135
READING 2

AYE	42	ALBERTSON ALLRAN BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE KERR	KINNAIRD LEE LUCAS MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	4	BALLANCE	GARWOOD	HORTON	WEBSTER

EXCUSED 0

NOT CAST 0

ABSENT 4 JORDAN

MARTIN R

RUCHO

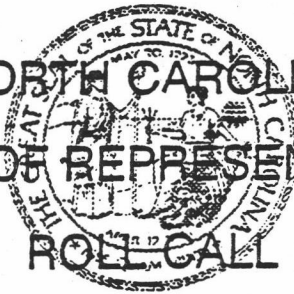
PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Q. # 1282
LEGISLATIVE DAY 102
H1135SCS #2

EU
7/20/99
7:25 PM
IN CHAIR: SPEAKER

HACKNEY

1999 GOVERNOR'S DWI AMENDMENTS
MOTION #11 - TO CONCUR

SENATE COMMITTEE SUBSTITUTE #2

AYES - 105

SPEAKER	CUNNINGHAM	HORN	OLDHAM
ADAMS	DAUGHTRY	HOWARD	OWENS
ALEXANDER	DAVIS	HUNTER, H.	POPE
ALLEN	DEDMON	HURLEY	PRESTON
ALLRED	DOCKHAM	INSKO	RAYFIELD
ARNOLD	EARLE	JARRELL	ROGERS
BADDOUR	EASTERLING	JEFFUS	RUSSELL
BAKER	EDDINS	JUSTUS	SAUNDERS
BARBEE	EDWARDS	KISER	SETZER
BAREFOOT	ELLIS	LUEBKE	SEXTON
BERRY	ESPOSITO	MCCALLISTER	SHERRILL
BLUE	FITCH	MCCOMAS	SMITH
BONNER	FOX	MCCOMBS	STARNES
BOWIE	GARDNER	MCCRARY	SUTTON
BOYD-MCINTYRE	GIBSON	MCLAWHORN	TEAGUE
BRASWELL	GILLESPIE	MCMAHAN	THOMAS
BRIDGEMAN	GOODWIN	MELTON	THOMPSON
BRUBAKER	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MILLER	TUCKER
CARPENTER	GULLEY	MINER	WAINWRIGHT
CLARY	HACKNEY	MITCHELL	WALEND
COLE	HAIRE	MOORE	WILSON, C.
COX	HARDAWAY	MORGAN	WOMBLE
CRAWFORD	HENSLEY	MORRIS	WOOD
CREECH	HIATT	NESBITT	WRIGHT
CULP	HILL	NYE	YONGUE
CULPEPPER			

NOES - 1

CAPPS

EXCUSED ABSENCE - 6

CANSLER	MOSLEY	TALLENT	WARWICK
KINNEY	REDWINE		

EXCUSED VOTE - 0

NOT VOTING - 8

BROWN	DECKER	RAMSEY	WARREN
CHURCH	HOLMES	WARNER	WILSON, G.

H1135SCS

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1136

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7146-LL079B(3.3)

Short Title: Freedom to Choose Clean Energy.

(Public)

Sponsors: Representatives Culp and Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ENHANCE AIR AND WATER QUALITY AND PROTECT THE
3 ENVIRONMENT BY ALLOWING ELECTRIC CUSTOMERS TO PROVIDE
4 FINANCIAL SUPPORT TO PRODUCERS OF RENEWABLE RESOURCE
5 ENERGY.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 7 of Chapter 62 of the General Statutes is amended by
8 adding a new section to read:
9 **"§ 62-155.1. Renewable resource energy; funding participation by electric customers.**
10 **(a) As used in this section:**
11 **(1) "Contributor" means a customer of an electric utility who**
12 **voluntarily chooses to support renewable energy generation and**
13 **use by regularly contributing an additional amount of one dollar**
14 **(\$1.00) or more, along with payment of the customer's residential**
15 **electric bill payment.**
16 **(2) "Eligible renewable generator" means an electric power production**
17 **facility, not owned by a utility, having an installed hydroelectric**
18 **capacity of five megawatts or less located at an existing dam, and**
19 **relying on one or more of the following alternate eligible**
20 **renewable resources for increased power production during on-**
21 **peak hours, not to exceed the maximum installed hydroelectric**
22 **capacity: (i) fuel cells; (ii) solar arrays and installations; (iii)**
23 **biomass generators; or (iv) waste, landfill gas, or gas from livestock**
24 **waste.**

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1137 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1189-LL119(3.24)

Short Title: Sunday Hunting.

(Public)

Sponsors: Representative McComas.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW SUNDAY HUNTING ON LARGE TRACTS OF PRIVATE
3 PROPERTY.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 103-2 reads as rewritten:

6 "**§ 103-2. Hunting on Sunday.**

7 (a) If any person shall, except in defense of his own ~~property, property and except~~
8 as provided in subsection (b) of this section, hunt on Sunday, having with him a
9 shotgun, rifle, or pistol, he shall be guilty of a Class 3 misdemeanor. Provided, that
10 the provisions hereof shall not be applicable to military reservations, the jurisdiction
11 of which is exclusively in the federal government, or to field trials authorized by the
12 Wildlife Resources Commission. Wildlife protectors are granted authority to enforce
13 the provisions of this section.

14 (b) A person may hunt on Sunday on a single tract of privately owned property
15 that consists of 50 acres or more if the person is the owner or lessee of the property
16 or if the person has written permission dated and signed by the owner or lessee of the
17 property to hunt on Sunday on that property. However, persons hunting under the
18 provisions of this subsection shall not hunt within 250 feet of the property line. For
19 purposes of this subsection, "lessee" means a person leasing property for a period of
20 one year or more."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1138

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2166-LMQQX105A(3.16)

Short Title: Orthopaedic Physician Assistants.

(Public)

Sponsors: Representative McComas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT ESTABLISHING A COMMITTEE ON ORTHOPAEDIC PHYSICIAN
3 ASSISTANTS AND A SYSTEM TO CERTIFY ORTHOPAEDIC PHYSICIAN
4 ASSISTANTS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 90 of the General Statutes is amended by adding a
7 new Article to read:
8 "ARTICLE 37.
9 "Orthopaedic Physician Assistants.
10 "**§ 90-646. Definitions.**
11 The following definitions apply in this Article:
12 (1) Board. -- The North Carolina Board of Medical Examiners.
13 (2) Committee. -- The North Carolina Committee on Orthopaedic
14 Physician Assistants.
15 (3) Orthopaedic physician assistant. -- A person who renders service
16 under the supervision of a licensed orthopaedic physician or
17 surgeon and who has been certified by the Committee pursuant to
18 this Article as an orthopaedic physician assistant.
19 "**§ 90-647. Committee on Orthopaedic Physician Assistants established.**
20 (a) The North Carolina Committee on Orthopaedic Physician Assistants is
21 established as a Committee within the Board.
22 (b) The Committee shall consist of seven members, five of whom are appointed
23 by the Governor and two of whom are members of the Board and are appointed by
24 the Board. The Committee shall elect a chair from its members.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4161-LH115(3.25)

Short Title: UNC-W Capital Funds.

(Public)

Sponsors: Representatives McComas, Wright, and Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW BUILDING
3 FOR THE WATSON SCHOOL OF EDUCATION AT THE UNIVERSITY OF
4 NORTH CAROLINA AT WILMINGTON.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Board of
7 Governors of The University of North Carolina the sum of ten million dollars
8 (\$10,000,000) for the 1999-2000 fiscal year and the sum of ten million dollars
9 (\$10,000,000) for the 2000-2001 fiscal year to construct a new building for the Watson
10 School of Education at the University of North Carolina at Wilmington to serve both
11 as a School of Education and Educational Resources Center.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1140 APR 14 99
HOUSE PRINCIPAL CLERK
HOUSE PRINCIPAL CLERK D

H

HOUSE RESOLUTION DRHR7136-LG175A(3.5)

Sponsors: Representative McComas.

Referred to:

1 A HOUSE RESOLUTION HONORING THE LIFE AND MEMORY OF JOSHUA
2 G. WRIGHT FOR WHOM THE TOWN OF WRIGHTSVILLE BEACH IS
3 NAMED UPON THE TOWN'S ONE HUNDREDTH ANNIVERSARY.

4 Whereas, the Town of Wrightsville Beach was incorporated by the
5 General Assembly on March 6, 1899; and

6 Whereas, the Town of Wrightsville Beach possesses a rich history; and

7 Whereas, the Town was named for Joshua G. Wright, founder of a real
8 estate agency and a member of the prominent Wright family that originally settled in
9 the Wilmington area; and

10 Whereas, the Wrights immigrated from England in the early 1720s; and

11 Whereas, the Wrights were distinguished for their intelligence, wealth,
12 and high personal and civic virtues; and

13 Whereas, Thomas Wright, another member of the Wright family, married
14 Anna Granger, the granddaughter of Joshua Granger, one of the founders of
15 Wilmington; and

16 Whereas, descendants of the Wright family continue to live in the Town
17 of Wrightsville Beach, New Hanover County, and the surrounding areas; and

18 Whereas, one of Wrightsville Beach's most legendary attractions included
19 the Lumina, which was once a grand building and pavilion that provided
20 entertainment such as orchestral music, dancing, and silent movies, and whose
21 popularity attracted visitors from all over the South; and

22 Whereas, a fire destroyed many of the Town's buildings on January 28,
23 1934, but the Town managed to grow and expand and is now celebrating 100 years of
24 incorporation; and

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU

5/18/99

3:15 PM

IN CHAIR: SPEAKER

553
LEGISLATIVE DAY 65
HR1140
READING 2
MCCOMAS

HONOR JOSHUA WRIGHT/ WRIGHTSVILLE/100TH - *ADOPTED*

AYES - 113

SPEAKER	CULPEPPER	HOLMES	RAYFIELD
ADAMS	CUNNINGHAM	HOWARD	REDWINE
ALEXANDER	DAUGHTRY	INSKO	ROGERS
ALLEN	DAVIS	JARRELL	RUSSELL
ALLRED	DECKER	JEFFUS	SAUNDERS
ARNOLD	DEDMON	JUSTUS	SETZER
BADDOUR	DOCKHAM	KISER	SEXTON
BAKER	EARLE	LUEBKE	SHERRILL
BARBEE	EASTERLING	MCCALLISTER	SMITH
BAREFOOT	EDDINS	MCCOMAS	STARNES
BERRY	EDWARDS	MCCOMBS	SUTTON
BONNER	ELLIS	MCCRARY	TALLENT
BOWIE	ESPOSITO	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	FITCH	MCPAHAN	THOMAS
BRASWELL	FOX	MELTON	THOMPSON
BRIDGEMAN	GARDNER	MICHAUX	TOLSON
BROWN	GIBSON	MILLER	TUCKER
BRUBAKER	GILLESPIE	MINER	WAINWRIGHT
BUCHANAN	GOODWIN	MITCHELL	WALEND
CANSLER	GRADY	MORGAN	WARNER
CAPPS	GRAY	MORRIS	WARREN
CARPENTER	GULLEY	MOSLEY	WARWICK
CHURCH	HACKNEY	NESBITT	WILSON, C.
CLARY	HAIRE	NYE	WILSON, G.
COLE	HARDAWAY	OLDHAM	WOMBLE
COX	HENSLEY	OWENS	WOOD
CRAWFORD	HIATT	POPE	WRIGHT
CREECH	HILL	PRESTON	YONGUE
CULP			

NOES - 0

BLUE
HORN

HURLEY

KINNEY

MOORE

RAMSEY *2 Weeks*

EXCUSED VOTE - 0

HUNTER, H.

~~RAMSEY~~

NOT VOTING - *2 1 Weeks*

2 Weeks

HR1140

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1141

APR 14 99

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH1022-LL038(2.10)

Short Title: Limit on Enhanced 911 Service Charge.

(Public)

Sponsors: Representative Buchanan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE MONTHLY WIRELESS ENHANCED 911
3 SERVICE CHARGE MAY NOT BE LEVIED AGAINST A CONNECTION
4 BELONGING TO A PERSON IN A COUNTY THAT DOES NOT HAVE AT
5 LEAST NINETY-FIVE PERCENT SERVICE.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 62B-3 is amended by adding a new subsection to read:
8 "(c1) No CMRS provider may levy the charge authorized in this section against a
9 CMRS connection belonging to a person who resides, is employed, or is a student in
10 a county in which less than ninety-five percent (95%) of the area of the county
11 receives reliable commercial mobile radio service."
12 Section 2. This act is effective when it becomes law.

H 1142

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

D

HOUSE DRH7171-LY053A(4.7)

Short Title: Physical Restraint Restrictions.

(Public)

Sponsors: Representative Buchanan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENSURE THE SAFETY OF PERSONS SUBJECT TO THE USE OF
3 RESTRAINTS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 122C-60 reads as rewritten:

6 "**§ 122C-60. Use of physical restraints or seclusion.**

7 (a) Physical or chemical restraint or seclusion of a client shall be employed only
8 when there is imminent danger of abuse or injury to ~~himself~~ the client or others,
9 when substantial property damage is occurring, or when the restraint or seclusion is
10 necessary as a measure of therapeutic ~~treatment~~ treatment to ensure the physical
11 safety of the client or others, and only upon the written order of a physician. The
12 duration of the restraint or seclusion shall not be longer than two consecutive hours.
13 Written orders for restraint or seclusion shall not be written as standing orders.
14 Restraint or seclusion may be used in emergency situations until a physician's order
15 may be reasonably obtained. In each instance, the least restrictive method of restraint
16 or seclusion applicable to the particular situation shall be used, and the restraint or
17 seclusion shall be removed or ended at the earliest possible time. Restraint and
18 seclusion shall not be used simultaneously.

19 (a1) All instances of restraint or seclusion and the detailed reasons for such action
20 shall be documented in the client's record. This documentation shall include all of
21 the following information:

- 22 (1) The type of restraint or seclusion used.
23 (2) The time and duration of the restraint or seclusion.
24 (3) Less restrictive alternatives to the restraint or seclusion that were
25 considered.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1143

APR 15 1999

H

HOUSE DRH3324-LR338A(3.31)

HOUSE PRINCIPAL CLERK

Short Title: Legislators' Per Diem/Expenses.

(Public)

Sponsors: Representative Buchanan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE MONTHLY EXPENSE ALLOWANCE, PER DIEM
3 RATE, AND MILEAGE REIMBURSEMENT OF MEMBERS OF THE
4 GENERAL ASSEMBLY.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 120-3 reads as rewritten:

7 "**§ 120-3. Pay of members and officers of the General Assembly.**

8 (a) The Speaker of the House shall be paid an annual salary of thirty-eight
9 thousand one hundred fifty-one dollars (\$38,151) payable monthly, and an expense
10 allowance of one thousand four hundred thirteen dollars (\$1,413) per month. The
11 President Pro Tempore of the Senate shall be paid an annual salary of thirty-eight
12 thousand one hundred fifty-one dollars (\$38,151) payable monthly, and an expense
13 allowance of one thousand four hundred thirteen dollars (\$1,413) per month. The
14 Speaker Pro Tempore of the House shall be paid an annual salary of twenty-one
15 thousand seven hundred thirty-nine dollars (\$21,739) payable monthly, and an
16 expense allowance of eight hundred thirty-six dollars (\$836.00) per month. The Deputy
17 President Pro Tempore of the Senate shall be paid an annual salary of twenty-one
18 thousand seven hundred thirty-nine dollars (\$21,739) payable monthly, and an
19 expense allowance of eight hundred thirty-six dollars (\$836.00) per month. The
20 majority and minority leaders in the House and the majority and minority leaders in
21 the Senate shall be paid an annual salary of seventeen thousand forty-eight dollars
22 (\$17,048) payable monthly, and an expense allowance of ~~six hundred sixty-six dollars~~
23 ~~(\$666.00) per month.~~ six hundred ninety-seven dollars (\$697.00) per month.

24 (b) Every other member of the General Assembly shall receive increases in annual
25 salary only to the extent of and in the amounts equal to the average increases

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1144 APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2263-LH143A(4.7)

Short Title: Need Consent to Tape Communication.

(Public)

Sponsors: Representative Michaux.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT THE RECORDING OF COMMUNICATIONS
3 WITHOUT CONSENT.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 52 of Chapter 14 of the General Statutes is amended
6 by adding a new section to read:
7 "§ 14-394.1. No recording of communications without consent.
8 (a) Every person who, intentionally and without the express consent of all parties
9 to a communication, by means of any electronic or other recording device, records
10 any communication, whether the communication is carried on among the parties in
11 the presence of one another or by means of a telegraph, telephone, cellular or
12 cordless telephone, two-way radio, or other device, is guilty of a Class I felony.
13 (b) Any person whose communications, whether the communications are carried
14 on among the parties in the presence of one another or by means of a telegraph,
15 telephone, cellular or cordless telephone, two-way radio, or other device, is recorded
16 intentionally and without the express consent of all parties to the communication,
17 may in a civil action recover from the person who recorded such communications
18 such relief as may be appropriate, including a reasonable attorney's fee and other
19 litigation costs incurred.
20 (c) The term 'communication' includes any oral or spoken communication,
21 whether the communication is carried on among the parties in the presence of one
22 another or by means of a telegraph, telephone, cellular or cordless telephone, two-
23 way radio, or other device, regarding or relating to the transaction of interstate or
24 intrastate commerce, regardless of whether for profit or otherwise.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1145

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7151-SD002(4.8)

Short Title: Close Loophole Min. Hous. Stand.

(Public)

Sponsors: Representative Michaux.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLOSE A LOOPHOLE IN THE MINIMUM HOUSING
3 STANDARDS ACT AS IT APPLIES TO MUNICIPALITIES LOCATED IN
4 COUNTIES WITH POPULATIONS IN EXCESS OF FIFTY-EIGHT
5 THOUSAND PEOPLE BY THE LAST CENSUS WHERE THE OWNER CAN
6 AVOID ORDERS TO REPAIR, REMOVE, OR DEMOLISH A RENTAL UNIT
7 BY SIMPLY CLOSING IT.

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 160A-443(5a) reads as rewritten:

10 "(5a) If the governing body shall have adopted an ordinance, or the
11 public officer shall have:

12 a. In a municipality located in counties which have a
13 population in excess of ~~163,000~~ 58,000 by the last federal
14 census, other than municipalities with a population in excess
15 of ~~190,000~~ 100,000 by the last federal census, issued an
16 order, ordering a dwelling to be repaired or vacated and
17 closed, as provided in subdivision (3)a, and if the owner has
18 vacated and closed such dwelling and kept such dwelling
19 vacated and closed for a period of ~~one year~~ three months
20 pursuant to the ordinance or order;

21 b. In a municipality with a population in excess of ~~190,000~~
22 100,000 by the last federal census, commenced proceedings
23 under the substandard housing regulations regarding a
24 dwelling to be repaired or vacated and closed, as provided
25 in subdivision (3)a., and if the owner has vacated and closed

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH7157-LL142A(4.7)

H.B. FILED
1146 APR 14 99
D
HOUSE PRINCIPAL CLERK

Short Title: Admin. Law Judges' Retirement.

(Public)

Sponsors: Representative Michaux.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCLUDE ADMINISTRATIVE LAW JUDGES AS MEMBERS OF
3 THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 135-50(b) reads as rewritten:
6 "(b) The purpose of this Article is to improve the administration of justice by
7 attracting and retaining the most highly qualified talent available within the State to
8 the positions of justice and judge, administrative law judge, district attorney and
9 solicitor, and clerk of superior court, within the General Court of Justice."
10 Section 2. G.S. 135-51 reads as rewritten:
11 "§ 135-51. Scope.
12 (a) This Article provides consolidated retirement benefits for all justices and
13 judges, district attorneys, and solicitors who are serving on January 1, 1974, and who
14 become such thereafter; and for all clerks of superior court who are so serving on
15 January 1, 1975, and who become such ~~thereafter~~ after that date; and for all
16 administrative law judges who are serving on July 1, 1999, and who become
17 administrative law judges after that date.
18 (b) For justices and judges of the appellate and superior court divisions of the
19 General Court of Justice who so served prior to January 1, 1974, the provisions of
20 this Article supplement and, under certain circumstances, replace the provisions of
21 Articles 6 and 8, as the case may be, of Chapter 7A of the General Statutes.
22 For district attorneys and judges of the district court of the General Court of
23 Justice who so served prior to January 1, 1974, the provisions of this Article
24 supplement and, under certain circumstances, replace the provisions of Article 1 of
25 this Chapter.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 | 147 APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6141-LL143(4.7)

Short Title: Increase Postretirement Cap.

(Public)

Sponsors: Representative Michaux.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE MAXIMUM AMOUNT A RETIREE CAN EARN
3 BEFORE SUSPENSION OF THE RETIREE'S RETIREMENT ALLOWANCE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S 135-3(8)c. reads as rewritten:
6 "c. Should a beneficiary who retired on an early or service
7 retirement allowance under this Chapter be reemployed, or
8 otherwise engaged to perform services, by an employer
9 participating in the Retirement System on a part-time,
10 temporary, interim, or on a fee-for-service basis, whether
11 contractual or otherwise, and if such beneficiary earns an
12 amount in any calendar year which exceeds ~~fifty percent~~
13 ~~(50%)~~ seventy-five percent (75%) of the reported
14 compensation, excluding terminal payments, during the 12
15 months of service preceding the effective date of retirement,
16 or twenty thousand dollars (\$20,000), whichever is greater,
17 as hereinafter indexed, then the retirement allowance shall
18 be suspended as of the first day of the month following the
19 month in which the reemployment earnings exceed the
20 amount above, for the balance of the calendar year. The
21 retirement allowance of the beneficiary shall be reinstated as
22 of January 1 of each year following suspension. The amount
23 that may be earned before suspension shall be increased on
24 January 1 of each year by the ratio of the Consumer Price

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1148

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2234-LE197(4.7)

Short Title: School Promotion Standards Postponed.

(Public)

Sponsors: Representative Michaux.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO POSTPONE THE EFFECTIVE DATE ON THE STATEWIDE
3 STUDENT PROMOTION STANDARDS ADOPTED BY THE STATE BOARD
4 OF EDUCATION.
5 The General Assembly of North Carolina enacts:
6 Section 1. Draft 10 of the "Proposed Statewide Student Accountability
7 Standards" which was adopted by the State Board of Education at its April 1999
8 meeting shall not become effective until the State Board of Education provides the
9 Joint Legislative Education Oversight Committee with a detailed analysis of the
10 resources needed by local school administrative units to ensure that all students
11 subject to the new standards have a full and fair opportunity to meet the standards.
12 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1149

APR 14 99

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH1172-RN010(3.10)

Short Title: Modular Construction Requirements.

(Public)

Sponsors: Representative Jeffus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A GENERAL CONTRACTOR LICENSE IS
3 REQUIRED FOR THE ERECTION OF A MODULAR BUILDING AND TO
4 PROVIDE A LIMITED EXEMPTION FROM THIS REQUIREMENT FOR
5 CERTAIN MODULAR COMMERCIAL STRUCTURES.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 87-1 reads as rewritten:
8 "**§ 87-1. 'General contractor' defined; exceptions.**
9 For the purpose of this Article any person or firm or corporation who for a fixed
10 price, commission, fee, or wage, undertakes to bid upon or to construct or who
11 undertakes to superintend or manage, on his own behalf or for any person, firm, or
12 corporation that is not licensed as a general contractor pursuant to this Article, the
13 construction of any building, highway, public utilities, grading or any improvement or
14 structure where the cost of the undertaking is thirty thousand dollars (\$30,000) or
15 more, or undertakes to erect a ~~North Carolina labeled manufactured~~ modular
16 building meeting the North Carolina State Building Code, shall be deemed to be a
17 "general contractor" engaged in the business of general contracting in the State of
18 North Carolina.
19 This section shall not apply to persons or firms or corporations furnishing or
20 erecting industrial equipment, power plan equipment, radial brick chimneys, and
21 monuments.
22 This section shall not apply to any person or firm or corporation who constructs or
23 alters a building on land owned by that person, firm or corporation provided such
24 building is intended solely for occupancy by that person and his family, firm, or
25 corporation after completion; and provided further that, if such building is not

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 443
LEGISLATIVE DAY 54
H1149HCS
READING 2
JEFFUS

EU
4/28/99
5:21 PM
IN CHAIR: HACKNEY

MODULAR CONSTRUCTION REQUIREMENTS

AYES - 108

ADAMS	DAUGHTRY	INSKO	RAMSEY
ALEXANDER	DAVIS	JARRELL	RAYFIELD
ALLRED	DEDMON	JEFFUS	REDWINE
BADDOUR	DOCKHAM	JUSTUS	ROGERS
BAKER	EARLE	KINNEY	RUSSELL
BARBEE	EASTERLING	KISER	SAUNDERS
BAREFOOT	EDDINS	LUEBKE	SETZER
BERRY	EDWARDS	MCALLISTER	SEXTON
BLUE	ELLIS	MCCOMAS	SHERRILL
BONNER	ESPOSITO	MCCOMBS	SMITH
BOWIE	FITCH	MCCRARY	STARNES
BOYD-MCINTYRE	FOX	MCLAWHORN	SUTTON
BRASWELL	GIBSON	MCMAHAN	TALLENT
BRIDGEMAN	GILLESPIE	MELTON	TEAGUE
BROWN	GOODWIN	MICHAUX	THOMAS
BRUBAKER	GRADY	MILLER	THOMPSON
BUCHANAN	GRAY	MINER	TOLSON
CANSLER	GULLEY	MITCHELL	TUCKER
CAPPS	HACKNEY	MOORE	WAINWRIGHT
CARPENTER	HAIRE	MORGAN	WALEND
CLARY	HARDAWAY	MORRIS	WARNER
COLE	HENSLEY	NESBITT	WARREN
COX	HIATT	NYE	WARWICK
CRAWFORD	HILL	OLDHAM	WILSON, G.
CREECH	HOLMES	OWENS	WOMBLE
CULPEPPER	HORN	POPE	WRIGHT
CUNNINGHAM	HUNTER, H.	PRESTON	YONGUE

NOES - 5

CULP	GARDNER	HOWARD	WOOD
DECKER			

EXCUSED ABSENCE - 2

ARNOLD
CHURCH

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HURLEY	MOSLEY	WILSON, C.
ALLEN			

H1149HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3257-LE131(3.17)

Short Title: Sch. Improvement Team Reps. Elected.

(Public)

Sponsors: Representative Jeffus.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE ELECTION OF MEMBERS OF SCHOOL
3 IMPROVEMENT TEAMS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 115C-105.27 reads as rewritten:
6 "**§ 115C-105.27. Development and approval of school improvement plans.**
7 In order to improve student performance, each school shall develop a school
8 improvement plan that takes into consideration the annual performance goal for that
9 school that is set by the State Board under G.S. 115C-105.35. The principal of each
10 school, representatives of the assistant principals, instructional personnel, instructional
11 support personnel, and teacher assistants assigned to the school building, and parents
12 of children enrolled in the school shall constitute a school improvement team to
13 develop a school improvement plan to improve student performance.
14 Representatives of the assistant principals, instructional personnel, instructional
15 support personnel, and teacher assistants shall be elected by their respective groups
16 by secret ballot. Unless the local board of education has adopted an election policy,
17 parents shall be elected by parents of children enrolled in the school in an election
18 conducted by the parent and teacher organization of the school or, if none exists, by
19 the largest organization of parents formed for this purpose. Parents serving on school
20 improvement teams shall reflect the racial and socioeconomic composition of the
21 students enrolled in that school and shall not be members of the building-level staff.
22 Parental involvement is a critical component of school success and positive student
23 achievement; therefore, it is the intent of the General Assembly that parents, along
24 with teachers, have a substantial role in developing school improvement plans. To
25 this end, school improvement team meetings shall be held at a convenient time to

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1150

DATE April 26, 1999

S. B. No. _____

Amendment No. 1

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Arnold

1 moves to amend the bill on page 1, line 16

2 () WHICH CHANGES THE TITLE

3 by _____

4 deleting the words "by secret ballot"

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

Gene Arnold

ADOPTED _____

FAILED _____

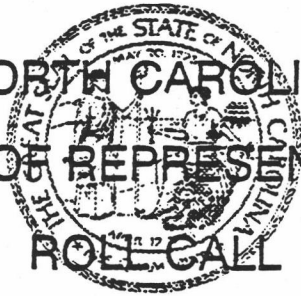
TABLED _____

4/26/99

41-74 EV

SWick

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
4/26/99
9:34 PM

IN CHAIR: SPEAKER

348
LEGISLATIVE DAY 52

H1150

READING 2

JEFFUS

AMEND #1 - REP. ARNOLD
SCHOOL IMPROVE. TEAM REP. ELECTED

AYES - 41

ALEXANDER	CRAWFORD	HIATT	POPE
ALLRED	CREECH	HOLMES	RAYFIELD
ARNOLD	DAUGHTRY	JUSTUS	SEXTON
BAKER	DAVIS	KISER	SHERRILL
BERRY	EDDINS	MCCOMAS	STARNES
BOWIE	ELLIS	MCCOMBS	TALLENT
BRUBAKER	ESPOSITO	MCMAHAN	WALEND
BUCHANAN	GARDNER	MINER	WILSON, C.
CANSLER	GRAY	MORGAN	WILSON, G.
CARPENTER	GULLEY	MORRIS	YONGUE
CLARY			

NOES - 74

SPEAKER	DEDMON	JARRELL	RAMSEY
ADAMS	DOCKHAM	JEFFUS	REDWINE
ALLEN	EARLE	KINNEY	ROGERS
BADDOUR	EASTERLING	LUEBKE	RUSSELL
BARBEE	EDWARDS	MCALLISTER	SAUNDERS
BAREFOOT	FOX	MCCRARY	SETZER
BLUE	GIBSON	MCLAWHORN	SMITH
BONNER	GILLESPIE	MELTON	TEAGUE
BOYD-MCINTYRE	GOODWIN	MICHAUX	THOMAS
BRASWELL	GRADY	MILLER	TOLSON
BRIDGEMAN	HACKNEY	MITCHELL	TUCKER
BROWN	HAIRE	MOORE	WAINWRIGHT
CAPPS	HARDAWAY	MOSLEY	WARNER
COLE	HENSLEY	NESBITT	WARREN
COX	HILL	NYE	WARWICK
CULP	HORN	OLDHAM	WOMBLE
CULPEPPER	HUNTER, H.	OWENS	WOOD
CUNNINGHAM	HURLEY	PRESTON	WRIGHT
DECKER	INSKO		

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 4

CHURCH	FITCH	HOWARD	SUTTON
--------	-------	--------	--------

H1150

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

4/26/99

9:35 PM

IN CHAIR: SPEAKER

. # 349
LEGISLATIVE DAY 52
H1150
READING 2
JEFFUS

SCHOOL IMPROVE. TEAM REP. ELECTED

AYES - 114

SPEAKER	CUNNINGHAM	INSKO	RAMSEY
ADAMS	DAUGHTRY	JARRELL	RAYFIELD
ALEXANDER	DAVIS	JEFFUS	REDWINE
ALLEN	DECKER	JUSTUS	ROGERS
ALLRED	DEDMON	KINNEY	RUSSELL
ARNOLD	DOCKHAM	KISER	SAUNDERS
BADDOUR	EARLE	LUEBKE	SETZER
BARBEE	EASTERLING	MCALLISTER	SEXTON
BAREFOOT	EDDINS	MCCOMAS	SHERRILL
BERRY	EDWARDS	MCCOMBS	SMITH
BLUE	ELLIS	MCCRARY	STARNES
BONNER	ESPOSITO	MCLAWHORN	SUTTON
BOWIE	GARDNER	MCMAHAN	TALLENT
BOYD-MCINTYRE	GIBSON	MELTON	TEAGUE
BRASWELL	GILLESPIE	MICHAUX	THOMAS
BRIDGEMAN	GOODWIN	MILLER	TOLSON
BROWN	GRADY	MINER	TUCKER
BRUBAKER	GRAY	MITCHELL	WAINWRIGHT
BUCHANAN	GULLEY	MOORE	WALEND
CANSLER	HACKNEY	MORGAN	WARNER
CAPPS	HAIRE	MORRIS	WARREN
CARPENTER	HARDAWAY	MOSLEY	WARWICK
CLARY	HENSLEY	NESBITT	WILSON, C.
COLE	HIATT	NYE	WILSON, G.
COX	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	WOOD
CREECH	HORN	POPE	WRIGHT
CULP	HUNTER, H.	PRESTON	YONGUE
CULPEPPER	HURLEY		

NOES - 2

BAKER FOX

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 3

CHURCH FITCH HOWARD

H1150

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 796/5--11:23 AM JULY 1, 1999 LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

JEFFUS
SCHOOL IMPROVEMENTS TEAM REP.

HOUSE BILL 1150
READING 2

AYE	45	ALBERTSON	EAST	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GULLEY	MARTIN W	RUCHO
		CARRINGTON	HAGAN	METCALF	SHAW L
		CARTER	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY			
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 5 BALLANTINE
GARWOOD

JORDAN

REEVES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1151 APR 14 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH3261-LE132(3.17)

Short Title: School Team Authority/Sch. Calendar.

(Public)

Sponsors: Representative Jeffus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ENHANCE THE AUTHORITY OF THE SCHOOL IMPROVEMENT
3 TEAM WITH REGARD TO THE SCHOOL CALENDAR.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 115C-84.2(a) reads as rewritten:
6 "(a) School Calendar. -- Each local board of education shall adopt a school
7 calendar consisting of 220 days all of which shall fall within the fiscal year. A school
8 calendar shall include the following:
9 (1) A minimum of 180 days and 1,000 hours of instruction covering at
10 least nine calendar months. The local board shall designate when
11 the 180 instructional days shall occur. The number of instructional
12 hours in an instructional day may vary according to local board
13 policy and does not have to be uniform among the schools in the
14 administrative unit. Local boards may approve school
15 improvement plans that include days with varying amounts of
16 instructional time. If school is closed early due to inclement
17 weather, the day and the scheduled amount of instructional hours
18 may count towards the required minimum to the extent allowed by
19 State Board policy. The school calendar shall include a plan for
20 making up days and instructional hours missed when schools are
21 not opened due to inclement weather.
22 (2) A minimum of 10 annual vacation leave days.
23 (3) The same or an equivalent number of legal holidays occurring
24 within the school calendar as those designated by the State
25 Personnel Commission for State employees.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1152 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA104-LE133(3.17)

Short Title: Duty Free Period/All Teachers.

(Public)

Sponsors: Representative Jeffus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS
3 RECEIVE A DUTY FREE PERIOD EACH DAY.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 115C-301.1 reads as rewritten:
6 "**§ 115C-301.1. Duty free period.**
7 All full-time assigned classroom teachers shall be provided a daily duty free period
8 during regular student contact hours. ~~The duty free period shall be provided to the~~
9 ~~maximum extent that (i) the safety and proper supervision of children may allow~~
10 ~~during regular student contact hours and (ii) insofar as funds are provided for this~~
11 ~~purpose by the General Assembly. If the safety and supervision of children does not~~
12 ~~allow a daily duty free period during regular student contact hours for a given~~
13 ~~teacher, the funds provided by the General Assembly for the duty free period for that~~
14 ~~teacher shall revert to the general fund."~~
15 Section 2. This act becomes effective July 1, 1999, and applies to all
16 school years beginning with the 1999-2000 school year.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1153 APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4192-LM067(3.4)

Short Title: Retired Physician License.

(Public)

Sponsors: Representative Justus.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE NORTH CAROLINA MEDICAL BOARD TO
3 ISSUE LIMITED VOLUNTEER LICENSES TO RETIRED PHYSICIANS WHO
4 PROVIDE MEDICAL SERVICES TO INDIGENT PATIENTS WITHOUT
5 COMPENSATION AND TO LIMIT THE LIABILITY OF SUCH RETIRED
6 PHYSICIANS.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 90-12 is amended by adding the following new subsection
9 to read as follows:

10 "**§ 90-12. Limited license; limited volunteer license.**

11 (a) The Board may, whenever in its opinion the conditions of the locality where
12 the applicant resides are such as to render it advisable, make any modifications of the
13 requirements of G.S. 90-9, 90-10, and 90-11 as in its judgment the interests of the
14 people living in that locality may demand, and may issue to the applicant a special
15 license, to be entitled a "Limited License," authorizing the holder of the limited
16 license to practice medicine and surgery within the limits only of the districts
17 specifically described therein. A resident's training license shall expire at the time its
18 holder ceases to be a resident in the training program or obtains any other license to
19 practice medicine issued by the Board. The holder of the limited license practicing
20 medicine or surgery beyond the boundaries of the districts as laid down in said
21 license shall be guilty of a Class 3 misdemeanor, and upon conviction shall only be
22 fined not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00) for
23 each and every offense; and the Board may revoke the limited license, in its
24 discretion, after due notice.

25 (b) As used in subsection (a) of this section:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1136/5--11:28 AM

MAY 25, 2000

LEGISLATIVE DAY 113

SENATOR BASNIGHT

-- Presiding

JUSTUS
RETIRED PHYSICIAN LICENSE
HOUSE COMM. SUB/2ND EDITION

HOUSE BILL 1153
READING 2

AYE	47	ALBERTSON	FORRESTER	KINNAIRD	RAND
		ALLRAN	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
		EAST	KERR	PURCELL	
NO	0				

EXCUSED 0

NOT CAST 0

ABSENT 3 BALLANCE

DANNELLY

MARTIN

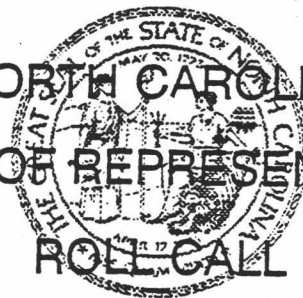
PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/12/99

7:57 PM

IN CHAIR: SPEAKER

2. # 1061
LEGISLATIVE DAY 97
H1153HCS
READING 2
JUSTUS

RETIRED PHYSICIAN LICENSE

AYES - 95

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD

CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GARDNER
GIBSON
GILLESPIE
GRADY
GRAY
GULLEY
HAIRE
HENSLEY
HIATT
HILL

HOLMES
HOWARD
HUNTER, H.
HURLEY
INSKO
JEFFUS
JUSTUS
KISER
MCALLISTER
MCCOMBS
MCLAWHORN
MCMAHAN
MELTON
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
OWENS
POPE
PRESTON
RAYFIELD

REDWINE
RUSSELL
SAUNDERS
SETZER
SHERRILL
SMITH
STARNES
TALLENT
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 12

BAREFOOT
BRASWELL
EARLE

GOODWIN
HARDAWAY
HORN

LUEBKE
MCCOMAS
MICHAX

MILLER
OLDHAM
SUTTON

EXCUSED ABSENCE - 6

CANSLER
CUNNINGHAM

MCCRARY
MOSLEY

RAMSEY

ROGERS

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
FITCH

HACKNEY
JARRELL

KINNEY
SEXTON

TEAGUE

H1153HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1153

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

H1153-ASC-7/13A

Date 7/13, 1999

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

Representative Capps:

- 1 moves to amend the bill on page 2, lines 32 through 34,
2 by rewriting the lines to read:
3
4 "state to become inactive. The Board may limit the scope of
5 practice of medicine and surgery for the holder of a "Limited
6 Volunteer License" issued under this subsection. Physicians holding
7 a "Limited Volunteer License" issued under this subsection must
8 complete continuing medical education requirements as determined by
9 the Board. Notwithstanding G.S. 90-14(a)(15), the Board may
10 establish a fewer number of hours of continuing medical education
11 requirements for the holder of a "Limited Volunteer License" issued
12 under this subsection."
13

SIGNED *Renner Capps*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

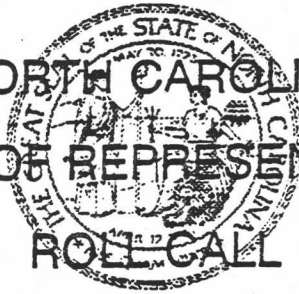
FAILED _____

TABLED _____

JUL 13 1999

Denise Hicks

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU

7/13/99

6:32 PM

IN CHAIR: HACKNEY

1112
LEGISLATIVE DAY 98

H1153HCS

READING 3

JUSTUS

AMEND #1 - *REP. CAPPS*

RETIRED PHYSICIAN LICENSE

AYES - 26

SPEAKER
ADAMS
ALLRED
BLUE
BRASWELL
BROWN
BUCHANAN

CAPPS
CLARY
CULP
DAVIS
DECKER
EARLE
ELLIS

GARDNER
GILLESPIE
HIATT
JUSTUS
KISER
NYE

POPE
RAYFIELD
STARNES
TALLENT
WALEND
WOOD
EDWARDS dw

NOES - *79 SDW*

ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BAREFOOT
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRIDGEMAN
BRUBAKER
CANSLER
CARPENTER
CHURCH
COLE
COX
CRAWFORD
CULPEPPER
CUNNINGHAM

DEDMON
DOCKHAM
EASTERLING
EDDINS
ESPOSITO
FOX
GIBSON
GOODWIN
GRADY
GULLEY
HAIRE
HARDAWAY
HENSLEY
HILL
HOLMES
HORN
HOWARD
HUNTER, H.
INSKO
JARRELL

JEFFUS
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
OLDHAM
OWENS
PRESTON
REDWINE
RUSSELL

SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
SUTTON
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WARNER
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE
SPEAKER dw

EXCUSED ABSENCE - 7

DAUGHTRY
GRAY

KINNEY
MCCRARY

MOSLEY
ROGERS

WARREN

EXCUSED VOTE - 0

NOT VOTING - *87 dw*

BARBEE
CREECH

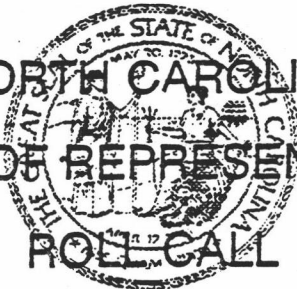
EDWARDS
FITCH *dw*

HACKNEY
HURLEY

MINER
RAMSEY

H1153HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



7/13/99

6:33 PM

IN CHAIR: HACKNEY

1113
LEGISLATIVE DAY 98
H1153HCS
READING 3
JUSTUS

RETIRED PHYSICIAN LICENSE

AYES - 104 105 dw

ADAMS
ALEXANDER
ALLEN
ALLRED
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD

CULP
CULPEPPER
CUNNINGHAM
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GULLEY
HAIRE
HENSLEY
HIATT
HILL
HOLMES
HORN

HOWARD
HUNTER, H.
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMBS
MCLAWHORN
MCMAHAN
MELTON
MICHAX
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON

RAYFIELD
REDWINE
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

EDWARDS dw

NOES - 3

ARNOLD

HARDAWAY

MCCOMAS

EXCUSED ABSENCE - 7

DAUGHTRY
GRAY

KINNEY
MCCRARY

MOSLEY
ROGERS

WARREN

EXCUSED VOTE - 0

SPEAKER
CREECH

EDWARDS dw
HACKNEY

NOT VOTING - 5 dw
MINER

RAMSEY

H1153HCS

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1154 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2229-LE192(4.6)

Short Title: Weapons at School/Law Clarified.

(Public)

Sponsors: Representative Michaux.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE A ONE-YEAR SUSPENSION FOR ANY STUDENT
3 WHO BRINGS OR POSSESSES A FIREARM OR EXPLOSIVE ON SCHOOL
4 PROPERTY OR AT A SCHOOL-SPONSORED OR SCHOOL-RELATED
5 ACTIVITY ON OR OFF SCHOOL PROPERTY.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 115C-391(d1) reads as rewritten:
8 "(d1) A local board of education or superintendent shall suspend for 365 days any
9 student ~~who brings~~ who:
10 (1) Brings onto school property or to a school-related activity on or off
11 school property, or
12 (2) Possesses on school property or at a school-related activity on or
13 off school property,
14 a weapon, as defined in G.S. 14-269.2(b) and ~~G.S. 14-269.2(g), onto school property.~~
15 G.S. 14-269.2(g). The local board of education upon recommendation by the
16 superintendent may modify this suspension requirement on a case-by-case basis that
17 includes, but is not limited to, the procedures established for the discipline of
18 students with disabilities and may also provide, or contract for the provision of,
19 educational services to any student suspended pursuant to this subsection in an
20 alternative school setting or in another setting that provides educational and other
21 services."
22 Section 2. This act becomes effective August 1, 1999.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 403
LEGISLATIVE DAY 54
H1154HCS
READING 2
MICHAUX

EV
4/28/99
10:51 AM
IN CHAIR: SPEAKER

WEAPONS AT SCHOOL/ LAW CLARIFIED

AYES - 112

SPEAKER	CULPEPPER	HURLEY	PRESTON
ADAMS	DAUGHTRY	INSKO	RAMSEY
ALEXANDER	DAVIS	JARRELL	RAYFIELD
ALLEN	DECKER	JEFFUS	REDWINE
ALLRED	DEDMON	JUSTUS	ROGERS
BADDOUR	DOCKHAM	KINNEY	RUSSELL
BAKER	EARLE	KISER	SAUNDERS
BARBEE	EASTERLING	LUEBKE	SETZER
BAREFOOT	EDDINS	MCALLISTER	SEXTON
BERRY	EDWARDS	MCCOMAS	SHERRILL
BLUE	ELLIS	MCCOMBS	SMITH
BONNER	ESPOSITO	MCCRARY	STARNES
BOWIE	FITCH	MCLAWHORN	SUTTON
BOYD-MCINTYRE	FOX	MCMAHAN	TALLENT
BRASWELL	GARDNER	MELTON	TEAGUE
BRIDGEMAN	GIBSON	MICHAUX	THOMAS
BROWN	GILLESPIE	MILLER	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GULLEY	MITCHELL	WAINWRIGHT
CANSLER	HACKNEY	MOORE	WALEND
CAPPS	HAIRE	MORGAN	WARNER
CARPENTER	HENSLEY	MORRIS	WARREN
CLARY	HIATT	MOSLEY	WARWICK
COLE	HILL	NESBITT	WILSON, G.
COX	HOLMES	NYE	WOMBLE
CRAWFORD	HORN	OLDHAM	WOOD
CREECH	HOWARD	OWENS	WRIGHT
CULP	HUNTER, H.	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 4

ARNOLD

CHURCH

GRAY

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 4

CUNNINGHAM

GRADY

HARDAWAY

WILSON, C.

H1154HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

10:59 AM

IN CHAIR: SPEAKER

404
LEGISLATIVE DAY 54
H1154HCS
READING 3
MICHAUX

WEAPONS AT SCHOOL/ LAW CLARIFIED

AYES - 113

SPEAKER	DAUGHTRY	HURLEY	RAMSEY
ADAMS	DAVIS	JARRELL	RAYFIELD
ALEXANDER	DECKER	JEFFUS	REDWINE
ALLEN	DEDMON	JUSTUS	ROGERS
ALLRED	DOCKHAM	KINNEY	RUSSELL
BADDOUR	EARLE	KISER	SAUNDERS
BAKER	EASTERLING	LUEBKE	SETZER
BARBEE	EDDINS	MCALLISTER	SEXTON
BAREFOOT	EDWARDS	MCCOMAS	SHERRILL
BERRY	ELLIS	MCCOMBS	SMITH
BLUE	ESPOSITO	MCCRARY	STARNES
BONNER	FITCH	MCLAWHORN	SUTTON
BOWIE	FOX	MCMAHAN	TALLENT
BOYD-MCINTYRE	GARDNER	MELTON	TEAGUE
BRASWELL	GIBSON	MICHAUX	THOMAS
BRIDGEMAN	GILLESPIE	MILLER	TOLSON
BROWN	GOODWIN	MINER	TUCKER
BRUBAKER	GRADY	MITCHELL	WAINWRIGHT
BUCHANAN	GULLEY	MOORE	WALEND
CANSLER	HACKNEY	MORGAN	WARNER
CAPPS	HAIRE	MORRIS	WARREN
CARPENTER	HENSLEY	MOSLEY	WARWICK
CLARY	HIATT	NESBITT	WILSON, C.
COLE	HILL	NYE	WILSON, G.
COX	HOLMES	OLDHAM	WOMBLE
CRAWFORD	HORN	OWENS	WOOD
CREECH	HOWARD	POPE	WRIGHT
CULP	HUNTER, H.	PRESTON	YONGUE
CULPEPPER			

NOES - 0

EXCUSED ABSENCE - 4

ARNOLD

CHURCH

GRAY

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 3

CUNNINGHAM

HARDAWAY

INSKO

H1154HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1154

H1154-ARC-004

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

Date 7/12, 1999

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

Senator Dalton

- 1 moves to amend the bill on page 1, lines 8-9, by rewriting the lines
2 to read:
3 "Section 1. G.S. 115C-391(d1), as rewritten by Section 6
4 of S.L. 1999-257, reads as rewritten:";
5
6 and on page 2, lines 19-20, by rewriting the lines to read:
7 "Section 3. G.S. 115C-391(d3), as enacted by Section 7 of
8 S.L. 1999-257, reads as rewritten:".
9

SIGNED *Howard Dalton*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 46-0 FAILED _____ TABLED _____

gentle with
7/12/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 909/25-- 8:30 PM

JULY 12, 1999

LEGISLATIVE DAY 95

LT. GOVERNOR WICKER

-- Presiding

MICHAUX
WEAPONS AT SCHOOL/LAW CLARIFIED
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1154

AMEND 1

AYE	46	ALBERTSON	EAST	LUCAS	RAND
		ALLRAN	FORRESTER	MARTIN R	REEVES
		BALLANCE	FOXX	MARTIN W	ROBINSON
		BALLANTINE	GARROU	METCALF	RUCHO
		BASNIGHT	GARWOOD	MILLER	SHAW L
		CARPENTER	HAGAN	MOORE	SHAW R
		CARRINGTON	HARRIS	ODOM	SOLES
		CARTER	HARTSELL	PERDUE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COOPER	HOYLE	PLYLER	WEINSTEIN
		DALTON	KINNAIRD	PURCELL	WELLONS
		DANNELLY	LEE		
NO	0				

EXCUSED 0

NOT CAST 1 KERR

ABSENT 3 COCHRANE

GULLEY

JORDAN

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 910/26-- 8:31 PM

JULY 12, 1999

LEGISLATIVE DAY 95

LT. GOVERNOR WICKER

-- Presiding

MICHAUX
WEAPONS AT SCHOOL/LAW CLARIFIED
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1154
READING 2

AYE	46	ALBERTSON	EAST	LUCAS	RAND
		ALLRAN	FORRESTER	MARTIN R	REEVES
		BALLANCE	FOXX	MARTIN W	ROBINSON
		BALLANTINE	GARROU	METCALF	RUCHO
		BASNIGHT	GARWOOD	MILLER	SHAW L
		CARPENTER	HAGAN	MOORE	SHAW R
		CARRINGTON	HARRIS	ODOM	SOLES
		CARTER	HARTSELL	PERDUE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COOPER	HOYLE	PLYLER	WEINSTEIN
		DALTON	KINNAIRD	PURCELL	WELLONS
		DANNELLY	LEE		
NO	0				

EXCUSED 0

NOT CAST 1 KERR

ABSENT 3 COCHRANE

GULLEY

JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

7/14/99

3:07 PM

IN CHAIR: HACKNEY

1164
LEGISLATIVE DAY 99
H1154SCS

MICHAUX

WEAPONS AT SCHOOL/ LAW CLARIFIED.
MOTION #11

TO concur in Senate Committee Substitute

AYES - 112

ADAMS	CULPEPPER	HUNTER, H.	RAYFIELD
ALEXANDER	DAUGHTRY	HURLEY	REDWINE
ALLEN	DAVIS	INSKO	ROGERS
ALLRED	DECKER	JARRELL	RUSSELL
ARNOLD	DEDMON	JEFFUS	SAUNDERS
BADDOUR	DOCKHAM	JUSTUS	SETZER
BAKER	EARLE	KISER	SEXTON
BARBEE	EASTERLING	LUEBKE	SHERRILL
BAREFOOT	EDDINS	MCALLISTER	SMITH
BERRY	EDWARDS	MCCOMAS	STARNES
BONNER	ELLIS	MCCOMBS	SUTTON
BOWIE	ESPOSITO	MCLAWHORN	TALLENT
BOYD-MCINTYRE	FITCH	MCPAHAN	TEAGUE
BRASWELL	FOX	MELTON	THOMAS
BRIDGEMAN	GIBSON	MICHAUX	THOMPSON
BROWN	GILLESPIE	MILLER	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GRADY	MITCHELL	WAINWRIGHT
CANSLER	GRAY	MOORE	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CARPENTER	HACKNEY	MORRIS	WARREN
CHURCH	HAIRE	NESBITT	WARWICK
CLARY	HARDAWAY	NYE	WILSON, C.
COLE	HIATT	OLDHAM	WILSON, G.
COX	HILL	OWENS	WOMBLE
CRAWFORD	HOLMES	POPE	WOOD
CREECH	HORN	PRESTON	WRIGHT
CULP	HOWARD	RAMSEY	YONGUE

NOES - 0

EXCUSED ABSENCE - 3

KINNEY

MCCRARY

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
BLUE

CUNNINGHAM

GARDNER

HENSLEY

H1154SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8104*-LB063(2.23)

Short Title: Fully Fund State Health Plan.

(Public)

Sponsors: Representative Mosley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO FULLY FUND THE TEACHERS' AND STATE EMPLOYEES'
3 COMPREHENSIVE MAJOR MEDICAL PLAN.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the Public
6 Employee Health Benefit Fund the sum of one hundred twenty-nine million dollars
7 (\$129,000,000) for the 1999-2000 fiscal year and the sum of one hundred seventy-two
8 million dollars (\$172,000,000) for the 2000-2001 fiscal year to fully fund the
9 employee-only premium for the Teachers' and State Employees' Comprehensive
10 Major Medical Plan so as to pay claims and preserve benefits.

11 Section 2. There is appropriated from the Highway Fund to the Public
12 Employee Health Benefit Fund the sum of ten million dollars (\$10,000,000) for the
13 1999-2000 fiscal year and the sum of fourteen million dollars (\$14,000,000) for the
14 2000-2001 fiscal year to fully fund the employee-only premium for the Teachers' and
15 State Employees' Comprehensive Major Medical Plan so as to pay claims and
16 preserve benefits.

17 Section 3. Additional appropriations to the Public Employee Health
18 Benefit Fund of twenty-one million dollars (\$21,000,000) for the 1999-2000 fiscal year
19 and twenty-seven million dollars (\$27,000,000) for the 2000-2001 fiscal year will need
20 to also be made from other special funds to cover employees paid from those funds.

21 Section 4. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

H

1156 APR 14 1999

HOUSE DRH1187-LM191(3.30)

HOUSE PRINCIPAL CLERK

Short Title: Amend Psychology Practice Act.

(Public)

Sponsors: Representative Crawford.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PSYCHOLOGY PRACTICE ACT.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 90-270.5(c) reads as rewritten:
5 "(c) All individuals who have yet to apply and who are practicing or offering to
6 practice psychology in North Carolina, and all applicants who are practicing or
7 offering to practice psychology in North Carolina, shall at all times comply with
8 supervision requirements established by the Board. The Board shall specify in its
9 rules the format, setting, content, time frame, amounts of supervision, qualifications of
10 supervisors, disclosure of supervisory relationships, the organization of the supervised
11 experience, and the nature of the responsibility assumed by the supervisor.
12 Individuals shall be supervised for all activities comprising the practice of psychology
13 until they have met the following conditions:
14 (1) For licensed psychologist applicants, until they have passed the
15 examination to which they have been admitted by the Board, have
16 been notified of the results, have completed supervision
17 requirements specified in subsection (d) of this section, and have
18 been informed by the Board of permanent licensure as a licensed
19 psychologist; or
20 (2) For licensed psychological associate applicants, until they have
21 passed the examination to which they have been admitted by the
22 Board, have been notified of the results, and have been informed
23 by the Board of permanent licensure as a licensed psychological
24 associate, after which time supervision is required only for those
25 activities specified in subsection (e) of this ~~section~~ section when

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1157 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2192-LL130(4.1)

Short Title: Increase Small Claims Amount.

(Public)

Sponsors: Representatives Nesbitt and Redwine.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE AMOUNT THAT MAY BE IN CONTROVERSY
3 IN SMALL CLAIMS COURT.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 7A-210 reads as rewritten:
6 "**§ 7A-210. Small claim action defined.**
7 For purposes of this Article a small claim action is a civil action wherein:
8 (1) The amount in controversy, computed in accordance with G.S.
9 7A-243, does not exceed ~~three thousand dollars (\$3,000);~~ five
10 thousand dollars (\$5,000); and
11 (2) The only principal relief prayed is monetary, or the recovery of
12 specific personal property, or summary ejectment, or any
13 combination of the foregoing in properly joined claims; and
14 (3) The plaintiff has requested assignment to a magistrate in the
15 manner provided in this Article.
16 The seeking of the ancillary remedy of claim and delivery or an order from the
17 clerk of superior court for the relinquishment of property subject to a lien pursuant
18 to G.S. 44A-4(a) does not prevent an action otherwise qualifying as a small claim
19 under this Article from so qualifying."
20 Section 2. This act becomes effective July 1, 1999, and applies to claims
21 filed for causes of action arising on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1158

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE JOINT RESOLUTION DRHJR7169-LE145(3.17)

Sponsors: Representatives Nesbitt and Sherrill (Primary Sponsors).

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY THE STATE EMPLOYEE COMPREHENSIVE
3 COMPENSATION SYSTEM.

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

5 Section 1. The Legislative Research Commission may study the State
6 Employee Comprehensive Compensation System. In the course of the study, the
7 Commission shall consider whether the State Employee Comprehensive
8 Compensation System adequately compensates State employees, enables them to
9 move through their pay grades, rewards outstanding performance, and ensures fair
10 and equitable treatment and evaluations of employees in all classifications. The
11 Commission shall report the results of its study to the Regular 2000 Session of the
12 1999 General Assembly.

13 Section 2. This resolution is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1159 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8100*-LY003(1.6)

Short Title: Toby's Bill.

(Public)

Sponsors: Representative Nesbitt.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO BE KNOWN AS TOBY'S LAW; TO IMPROVE THE ABILITY OF
3 THE DIVISION OF SOCIAL SERVICES, DEPARTMENT OF HEALTH AND
4 HUMAN SERVICES, TO PROTECT CHILDREN AND YOUTH FROM
5 VIOLENCE PRONE CAREGIVERS.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 7B-101, as enacted by Section 6 of S.L. 1998-202 and as
8 amended by Section 18 of S.L. 1998-229, is amended by adding a new subdivision to
9 read:

10 "(7a) 'Criminal history' means a county, State, or federal criminal
11 history of conviction or pending indictment of a crime, whether a
12 misdemeanor or a felony, involving violence against a person."

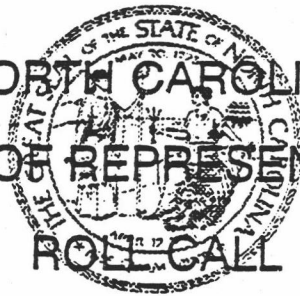
13 Section 2. G.S. 7B-302, as enacted by Section 6 of S.L. 1998-202 and as
14 amended by Section 19 of S.L. 1998-229, is amended by adding a new subsection to
15 read:

16 "(d1) Whenever a juvenile is removed from the home due to physical abuse, the
17 director shall conduct a thorough review of the background of the alleged abuser.
18 This review shall include a criminal history check and a review of any available
19 mental health records. If the review reveals that the alleged abuser has a history of
20 violent behavior against people, the director shall petition the court to order the
21 alleged abuser to submit to a complete mental health evaluation by a licensed
22 psychologist or psychiatrist."

23 Section 3. G.S. 7B-304, as enacted by Section 6 of S.L. 1998-202, reads
24 as rewritten:

25 **"§ 7B-304. Evaluation for court.**

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/29/99

11:45 AM

IN CHAIR: SPEAKER

471
LEGISLATIVE DAY 55
H1159HCS
READING 2
NESBITT

PROTECTION FROM VIOLENT CAREGIVERS

AYES - 117

SPEAKER	CUNNINGHAM	HOWARD	RAMSEY
ADAMS	DAUGHTRY	HUNTER, H.	RAYFIELD
ALEXANDER	DAVIS	HURLEY	REDWINE
ALLEN	DECKER	INSKO	ROGERS
ALLRED	DEDMON	JARRELL	RUSSELL
BADDOUR	DOCKHAM	JUSTUS	SAUNDERS
BAKER	EARLE	KINNEY	SETZER
BARBEE	EASTERLING	KISER	SEXTON
BAREFOOT	EDDINS	LUEBKE	SHERRILL
BERRY	EDWARDS	MCCOMAS	SMITH
BLUE	ELLIS	MCCOMBS	STARNES
BONNER	ESPOSITO	MCCRARY	SUTTON
BOWIE	FITCH	MCLAWHORN	TALLENT
BOYD-MCINTYRE	FOX	MCMAHAN	TEAGUE
BRASWELL	GARDNER	MELTON	THOMAS
BRIDGEMAN	GIBSON	MICHAUX	THOMPSON
BROWN	GILLESPIE	MILLER	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GRADY	MITCHELL	WAINWRIGHT
CANSLER	GRAY	MOORE	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CARPENTER	HACKNEY	MORRIS	WARREN
CHURCH	HAIRE	MOSLEY	WARWICK
CLARY	HARDAWAY	NESBITT	WILSON, C.
COLE	HENSLEY	NYE	WILSON, G.
COX	HIATT	OLDHAM	WOMBLE
CRAWFORD	HILL	OWENS	WOOD
CREECH	HOLMES	POPE	WRIGHT
CULP	HORN	PRESTON	YONGUE
CULPEPPER			

NOES - 0

EXCUSED ABSENCE - 3

ARNOLD

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 0

H1159HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1159

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

H1159-ALB-1

Page 1 of 1

Date July 1, 1999

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

Sen. Mitchell

1 moves to amend the bill on page 1, line 10,
2 by deleting "county, State, and federal" and substituting "local,
3 State, or federal"

SIGNED *Sen. Mitchell*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 45-0

FAILED _____

TABLED _____

Jane Smith 7/1/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 797/6--11:26 AM

JULY 1, 1999

LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

NESBITT
TOBY'S BILL

HOUSE BILL 1159

AMEND 1

AYE	45	ALBERTSON	EAST	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GULLEY	MARTIN W	RUCHO
		CARRINGTON	HAGAN	METCALF	SHAW L
		CARTER	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 5 BALLANTINE
GARWOOD

JORDAN

REEVES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 798/7--11:29 AM JULY 1, 1999 LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

NESBITT
TOBY'S BILL

HOUSE BILL 1159
READING 2

AYE	45	ALBERTSON	EAST	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GULLEY	MARTIN W	RUCHO
		CARRINGTON	HAGAN	METCALF	SHAW L
		CARTER	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 5 BALLANTINE
GARWOOD

JORDAN

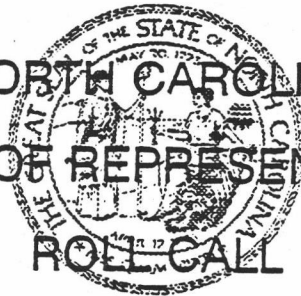
REEVES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/07/99

3:04 PM

IN CHAIR: SPEAKER

971
LEGISLATIVE DAY 94
H1159SCS

NESBITT

PROTECTION FROM VIOLENT CAREGIVERS

MOTION #11 TO Concur in Senate Committee Substitute

AYES - 110

SPEAKER	CREECH	HOLMES	OWENS
ADAMS	CULP	HORN	POPE
ALEXANDER	CULPEPPER	HOWARD	PRESTON
ALLEN	CUNNINGHAM	HUNTER, H.	RAYFIELD
ALLRED	DAUGHTRY	HURLEY	REDWINE
ARNOLD	DEDMON	JARRELL	ROGERS
BADDOUR	DOCKHAM	JEFFUS	RUSSELL
BAKER	EARLE	JUSTUS	SAUNDERS
BARBEE	EASTERLING	KISER	SETZER
BAREFOOT	EDDINS	LUEBKE	SEXTON
BERRY	EDWARDS	MCALLISTER	SHERRILL
BLUE	ELLIS	MCCOMAS	SMITH
BONNER	ESPOSITO	MCCOMBS	STARNES
BOWIE	FITCH	MCCRARY	SUTTON
BOYD-MCINTYRE	FOX	MCLAWHORN	TALLENT
BRASWELL	GARDNER	MCMAHAN	TEAGUE
BRIDGEMAN	GIBSON	MELTON	THOMAS
BROWN	GILLESPIE	MICHAUX	THOMPSON
BRUBAKER	GOODWIN	MILLER	TOLSON
BUCHANAN	GRADY	MINER	TUCKER
CANSLER	GRAY	MITCHELL	WAINWRIGHT
CAPPS	GULLEY	MOORE	WALEND
CARPENTER	HACKNEY	MORGAN	WARREN
CHURCH	HAIRE	MORRIS	WILSON, C.
CLARY	HARDAWAY	NESBITT	WILSON, G.
COLE	HENSLEY	NYE	WOMBLE
COX	HIATT	OLDHAM	YONGUE
CRAWFORD	HILL		

NOES - 0

EXCUSED ABSENCE - 9

DAVIS	MOSLEY	WARNER	WOOD
DECKER	RAMSEY	WARWICK	WRIGHT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 1

INSKO

H1159SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1160 APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3331*-RT/SB010.03(1.21)

Short Title: Extend Animal Waste Pilot.

(Public)

Sponsors: Representative Hackney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE PILOT PROGRAM UNDER WHICH THE DIVISION
3 OF SOIL AND WATER CONSERVATION OF THE DEPARTMENT OF
4 ENVIRONMENT AND NATURAL RESOURCES CONDUCTS ALL
5 INSPECTIONS OF ANIMAL WASTE MANAGEMENT SYSTEMS IN
6 CERTAIN COUNTIES.
7 The General Assembly of North Carolina enacts:
8 Section 1. Section 15.4(a) of S.L. 1997-443 reads as rewritten:
9 "(a) The Department of ~~Environment, Health,~~ Environment and Natural
10 Resources shall develop and implement a pilot program to begin no later than
11 November 1, 1997, and to terminate ~~October 31, 1998,~~ December 31, 2000, regarding
12 the annual inspections of animal operations that are subject to a permit under Part
13 1A of Article 21 of Chapter 143 of the General Statutes. The Department shall select
14 two counties located in a part of the State that has a high concentration of swine
15 farms to participate in this pilot program. Notwithstanding G.S. 143-215.10F, the
16 Division of Soil and Water Conservation of the Department of Environment and
17 Natural Resources shall conduct inspections of all animal operations that are subject
18 to a permit under Part 1A of Article 21 of Chapter 143 of the General Statutes in
19 these two counties at least once a year to determine whether any animal waste
20 management system is causing a violation of water quality standards and whether the
21 system is in compliance with its animal waste management plan or any other
22 condition of the permit. The personnel of the Division of Soil and Water
23 Conservation who are to conduct these inspections in each of these two counties shall
24 be located in an office in the county in which that person will be conducting
25 inspections. As part of this pilot program, the Department of ~~Environment, Health,~~

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
4/28/99
9:41 AM

IN CHAIR: SPEAKER

396
LEGISLATIVE DAY 54
H1160
READING 2
HACKNEY

EXTEND ANIMAL WASTE PILOT

AYES - 111

SPEAKER	CULPEPPER	HUNTER, H.	RAMSEY
ADAMS	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAUGHTRY	INSKO	REDWINE
ALLEN	DAVIS	JARRELL	ROGERS
ALLRED	DECKER	JEFFUS	RUSSELL
BADDOUR	DEDMON	JUSTUS	SAUNDERS
BAKER	DOCKHAM	KINNEY	SETZER
BARBEE	EARLE	KISER	SEXTON
BAREFOOT	EASTERLING	LUEBKE	SHERRILL
BERRY	EDDINS	MCALLISTER	SMITH
BLUE	EDWARDS	MCCOMAS	SUTTON
BONNER	ELLIS	MCCOMBS	TALLENT
BOWIE	ESPOSITO	MCCRARY	TEAGUE
BOYD-MCINTYRE	FOX	MCLAWHORN	THOMAS
BRASWELL	GARDNER	MCMAHAN	TOLSON
BRIDGEMAN	GIBSON	MELTON	TUCKER
BROWN	GILLESPIE	MICHAUX	WAINWRIGHT
BRUBAKER	GOODWIN	MILLER	WALEND
BUCHANAN	GRADY	MITCHELL	WARNER
CANSLER	GULLEY	MOORE	WARREN
CAPPS	HACKNEY	MORGAN	WARWICK
CARPENTER	HAIRE	MORRIS	WILSON, C.
CLARY	HARDAWAY	NESBITT	WILSON, G.
COLE	HENSLEY	NYE	WOMBLE
COX	HIATT	OLDHAM	WOOD
CRAWFORD	HILL	OWENS	WRIGHT
CREECH	HORN	POPE	YONGUE
CULP	HOWARD	PRESTON	

NOES - 0

EXCUSED ABSENCE - 4

ARNOLD

CHURCH

GRAY

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 5

FITCH
HOLMES

MINER

MOSLEY

STARNES

H1160



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1160

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

H1160V2-ART-001.01

Date 7/8, 1999

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

Senator Odom

1 moves to amend the bill on page 5, lines 16 through 25,
2 by deleting those lines;
3
4 on page 5, lines 26 and 27 by removing the strikethrough on those
5 lines;
6
7 on page 9, between lines 28 and 29,
8 by inserting:
9

10 "Section 7.3. This Part shall not be construed to
11 invalidate any development and implementation of basinwide water
12 quality management plans by the Environmental Management Commission
13 and the Department of Environment and Natural Resources that has
14 occurred prior to the date this Part becomes effective.";
15

16 on page 9, lines 35 and 36,
17 by rewriting those lines to read:
18

19 "(i) The owner or operator of any wastewater collection or
20 treatment works, the operation of which is primarily to collect or
21 treat municipal or domestic wastewater and for which a permit is
22 issued under this section shall";
23

24 on page 10 lines 1 and 2,
25 by rewriting those lines to read:
26

27 "(j) The owner or operator of any wastewater collection or
28 treatment works, the operation of which is primarily to collect or
29 treat municipal or domestic wastewater and for which a permit is
30 issued under this section shall";



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1160

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

H1160V2-ART-001.01

Page 2 of 2

1 on page 10, lines 22 and 23,
2 by rewriting those lines to read:

3
4 "operator shall publish the notice within 10 days after the
5 Secretary has determined the counties that are affected by the
6 discharge and approved the form and content of the notice and the
7 newspapers in which the notice is to be published. The owner or
8 operator shall file a copy of the notice and proof of publication
9 with the"; and

10
11 on page 11, lines 6 and 7,
12 by rewriting those lines to read:

13
14 "shall publish the notice within 10 days after the Secretary has
15 determined the counties that are affected by the discharge and
16 approved the form and content of the notice and the newspapers in
17 which the notice is to be published. The owner or operator shall
18 file a copy of the notice and proof of publication with the
19 Department".

20

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 43-0

FAILED _____

TABLED _____

Janet Pruitt
7/8/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 881/37-- 1:01 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT -- Presiding

HACKNEY
CLEAN WATER ACT OF 1999
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1160

AMEND 1

AYE	43	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEE	PURCELL
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R	ROBINSON
		BASNIGHT	GARROU	MARTIN W	RUCHO
		CARPENTER	GARWOOD	METCALF	SHAW L
		CARRINGTON	GULLEY	MILLER	SOLES
		CARTER	HAGAN	MOORE	WEBSTER
		CLODFELTER	HARRIS	ODOM	WEINSTEIN
		COOPER	HORTON	PERDUE	WELLONS
		DALTON	HOYLE	PHILLIPS	
NO	0				

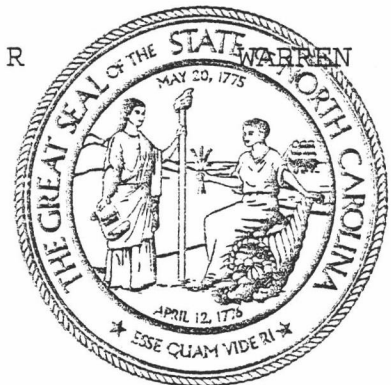
EXCUSED 0

NOT CAST 2 KERR REEVES

ABSENT 5 COCHRANE JORDAN SHAW R
HARTSELL

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1160

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

H1160-ALD-14

Date 7/8, 1999

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

Senator Horton

- 1 moves to amend the bill on page 2, line 36,
2 by deleting "The" and substituting "Subject to subsection (a1) of
3 this section, the"; and
4
5 on page 3, line 13, by deleting "Resources." and substituting
6 "Resources.
7 (a1) The pilot program established by this section shall not
8 apply to animal operations that have received two or more notices of
9 violation since November 1, 1997 for a violation of Part 1 or Part
10 1A of Article 21 of Chapter 143 of the General Statutes or any rule
11 adopted pursuant to those Parts."'
12

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED ✓ 11-31

TABLED _____

Janet Pruitt
7/8/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 882/38-- 1:14 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT

-- Presiding

HACKNEY
CLEAN WATER ACT OF 1999
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1160

AMEND 2

AYE	11	ALLRAN BALLANTINE CARPENTER	CARRINGTON EAST FORRESTER	FOXX HORTON MOORE	RUCHO WEBSTER
NO	31	ALBERTSON BALLANCE BASNIGHT CARTER CLODFELTER COOPER DALTON DANNELLY	GARROU HAGAN HARRIS HOYLE KERR KINNAIRD LEE LUCAS	MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND ROBINSON SHAW L SOLES WEINSTEIN WELLONS

EXCUSED 0

NOT CAST

3

GARWOOD

GULLEY

REEVES

ABSENT

5

COCHRANE
HARTSELL

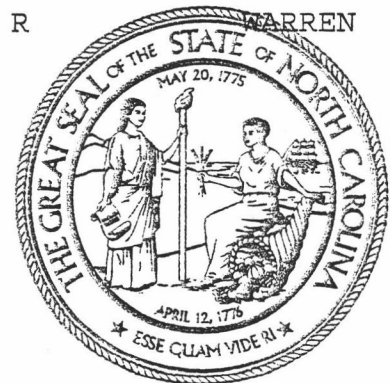
JORDAN

SHAW R

WARREN

PAIRS
AYE
NO

0



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 883/39-- 1:39 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT

-- Presiding

HACKNEY
CLEAN WATER ACT OF 1999
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1160
READING 2

AYE	43	ALBERTSON	DANNELLY	LEE	PURCELL
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	FORRESTER	MARTIN R	REEVES
		BALLANTINE	FOXX	MARTIN W	ROBINSON
		BASNIGHT	GARROU	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SOLES
		CARTER	HORTON	ODOM	WEBSTER
		CLODFELTER	HOYLE	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	

NO 0

EXCUSED 0

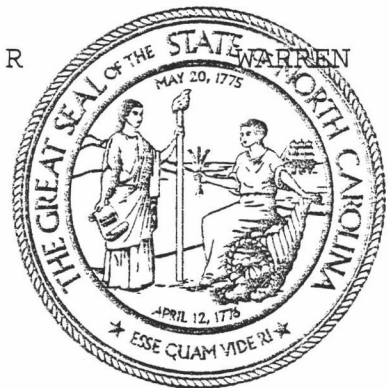
NOT CAST 1 GARWOOD

ABSENT 6 COCHRANE
GULLEY

HARTSELL
JORDAN

SHAW R

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 884/40-- 1:40 PM

JULY 8, 1999

LEGISLATIVE DAY 94

SENATOR BASNIGHT

-- Presiding

HACKNEY
CLEAN WATER ACT OF 1999
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1160
READING 3

AYE	43	ALBERTSON	DANNELLY	LEE	PURCELL
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	FORRESTER	MARTIN R	REEVES
		BALLANTINE	FOXX	MARTIN W	ROBINSON
		BASNIGHT	GARROU	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SOLES
		CARTER	HORTON	ODOM	WEBSTER
		CLODFELTER	HOYLE	PERDUE	WEINSTEIN
		COOPER	KERR	PHILLIPS	WELLONS
		DALTON	KINNAIRD	PLYLER	
NO	0				

EXCUSED 0

NOT CAST 1 GARWOOD

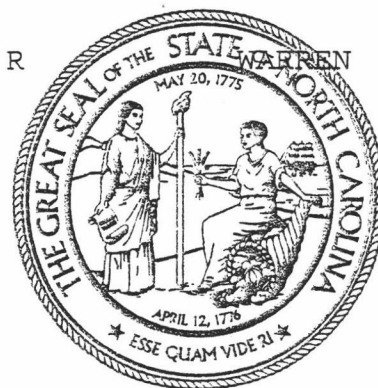
ABSENT 6 COCHRANE
GULLEY

HARTSELL
JORDAN

SHAW R

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

7/09/99
12:36 PM

IN CHAIR: SPEAKER

EQ. # 1011
LEGISLATIVE DAY 96
60SCS

HACKNEY

EXTEND ANIMAL WASTE PILOT
MOTION #11 -

NOT TO CONCUR IN SENATE COMMITTEE
SUBSTITUTE

AYES - ~~102~~ ¹⁰⁴ *Wick*

MINER
mccombs *Wick*

SPEAKER	CREECH	HOWARD	RAYFIELD
ADAMS	CULP	HURLEY	REDWINE
ALEXANDER	CULPEPPER	INSKO	ROGERS
ALLEN	CUNNINGHAM	JARRELL	RUSSELL
ALLRED	DAUGHTRY	JEFFUS	SAUNDERS
ARNOLD	DEDMON	JUSTUS	SETZER
BADDOUR	DOCKHAM	KISER	SEXTON
BAKER	EARLE	LUEBKE	SHERRILL
BARBEE	EASTERLING	MCALLISTER	SMITH
BAREFOOT	EDDINS	MCCOMAS	STARNES
BERRY	ELLIS	MCCRARY	TALLENT
BLUE	ESPOSITO	MCLAWHORN	TEAGUE
BONNER	FOX	MCMAHAN	THOMAS
BOWIE	GARDNER	MELTON	THOMPSON
BOYD-MCINTYRE	GIBSON	MICHAUX	TOLSON
BRASWELL	GILLESPIE	MILLER	TUCKER
BRIDGEMAN	GOODWIN	MITCHELL	WAINWRIGHT
BRUBAKER	GRADY	MOORE	WALEND
CANSLER	GULLEY	MORGAN	WARREN
CAPPS	HACKNEY	MORRIS	WARWICK
CARPENTER	HAIRE	NESBITT	WILSON, C.
CHURCH	HARDAWAY	NYE	WILSON, G.
CLARY	HENSLEY	OLDHAM	WOMBLE
COLE	HIATT	OWENS	WRIGHT
COX	HILL	PRESTON	YONGUE
CRAWFORD	HORN		

NOES - ~~5~~ ³ *Wick*

BROWN	MINER	POPE	WOOD
MCCOMBS <i>Wick</i>	<i>Wick</i>		

EXCUSED ABSENCE - 10

BUCHANAN	GRAY	MOSLEY	SUTTON
DAVIS	HOLMES	RAMSEY	WARNER
DECKER	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 3

EDWARDS	FITCH	HUNTER, H.
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H1160SCS



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 1160

H1160-CRRT/SB-002

Page 1 of 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 House Bill 1160, A BILL TO BE ENTITLED AN ACT TO ENACT THE CLEAN WATER ACT OF 1999, Third Edition Engrossed 7/8/99, submit the following report:

The House concurs in the Third Edition Engrossed 7/8/99 with the following amendment:

Delete the entire Third Edition Engrossed 7/8/99 and substitute the attached Proposed Conference Committee Substitute H1160-PCCS7276-RT/SB-017, A BILL TO BE ENTITLED AN ACT TO ENACT THE CLEAN WATER ACT OF 1999.

And the Senate agrees to the same.

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

Date conferees approved report: 15 July 1999.

Conferees for the Senate

Sen. T. L. "Fountain" Odom, Chair

Sen. Charles W. Albertson

Sen. Daniel G. Clodfelter

Sen. John A. Garwood

Sen. Beverly E. Perdue

Conferees for the
House of Representatives

Rep. Nurham O. Warwick, Chair

Rep. Andrew T. Dedmon

Rep. Pryor A. Gibson

Rep. Joe Hackney

Rep. Willard E. McCombs

Submitted 7/15/99 (Held)

ADOPTED _____ (/)

ADOPTED _____ (/)

) Message Received _____

) Ordered Enrolled _____

B T

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/19/99

8:14 PM

IN CHAIR: SPEAKER

1254
LEGISLATIVE DAY 101
H1160SCS
CONFERENCE REPORT
HACKNEY

CLEAN WATER ACT OF 1999

Adopted

AYES - 83

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BAREFOOT
BLUE
BONNER
BOYD-MCINTYRE
BRASWELL
BRUBAKER
CANSLER
CHURCH
COLE
COX
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DEDMON
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GOODWIN
GRADY
GRAY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HILL
HORN
HOWARD
HUNTER, H.

HURLEY
INSKO
JARRELL
JEFFUS
LUEBKE
MCALLISTER
MCCOMAS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAX
MILLER
MINER
MOORE
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS

POPE
PRESTON
RAMSEY
REDWINE
ROGERS
SAUNDERS
SHERRILL
SMITH
SUTTON
THOMAS
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WOMBLE
WRIGHT
YONGUE

NOES - 30

BAKER
BERRY
BOWIE
BRIDGEMAN
BROWN
BUCHANAN
CAPPS
CARPENTER

CLARY
CREECH
DAVIS
DOCKHAM
ELLIS
GILLESPIE
GULLEY
HIATT

HOLMES
JUSTUS
KISER
MCCOMBS
MITCHELL
RAYFIELD
RUSSELL

SETZER
SEXTON
STARNES
TALLENT
TEAGUE
THOMPSON
WILSON, C.

EXCUSED ABSENCE - 5

BADDOUR
BARBEE

KINNEY

MOSLEY

WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

DECKER

WILSON, G.

H1160SCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1060/17-- 9:37 PM

JULY 19, 1999

LEGISLATIVE DAY 99

LT. GOVERNOR WICKER

-- Presiding

HACKNEY
CLEAN WATER ACT OF 1999
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1160

MOTION 7
TO ADOPT

AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				

EXCUSED 0

NOT CAST 3 GARWOOD

HORTON

KERR

ABSENT 2 JORDAN

SHAW L

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
House Bill 1160

H1160-CRRT/SB-002

Page 1 of 1

[YES] Title Change

[YES] For Committee Substitute

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

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And the Senate agrees to the same.

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

Date conferees approved report: 15 July 1999.

Conferees for the Senate

Conferees for the House of Representatives

Sen. T. L. "Fountain" Odom, Chair

Rep. Nurham O. Warwick, Chair

Sen. Charles W. Albertson

Rep. Andrew T. Dedmon

Sen. Daniel G. Clodfelter

Rep. Pryor A. Gibson

Sen. John A. Garwood

Rep. Joe Hackney

Sen. Beverly E. Perdue

Rep. Willard E. McCombs

Submitted

ADOPTED

ADOPTED

7/15/99

placed on calendar

7/19/99

Message Received

Ordered Enrolled

ORDERED SENT TO GOVERNOR Special Message

Senate notified
by Special Message
7/19/99

83 / 30
JUL 19 1999

Dem

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1161 APR 14 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH2270-LB135(4.7)

Short Title: Gubernatorial Team Ticket.

(Public)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE GOVERNOR AND LIEUTENANT
3 GOVERNOR RUN AS A JOINT TICKET IN THE GENERAL ELECTION.
4 The General Assembly of North Carolina enacts:
5 Section 1. Section 2 of Article III of the Constitution of North Carolina
6 is amended by adding a new subsection to read:
7 "(3) Team Election. In the general election, all candidates for the offices of
8 Governor and Lieutenant Governor shall form joint candidacies so that each voter
9 shall cast a single vote for a candidate for Governor and a candidate for Lieutenant
10 Governor running together."
11 Section 2. The amendment set out in Section 1 of this act shall be
12 submitted to the qualified voters of the State at the statewide primary election in
13 2000, which election shall be conducted under the laws then governing elections in
14 the State. Ballots, voting systems, or both may be used in accordance with Chapter
15 163 of the General Statutes. The question to be used in the voting systems and
16 ballots shall be:
17 "[] FOR [] AGAINST
18 Constitutional amendment providing that candidates for Governor and
19 Lieutenant Governor shall be listed on the general election ballot as a team."
20 Section 3. If a majority of the votes cast on the question are in favor of
21 the amendment set out in Section 1 of this act, the State Board of Elections shall
22 certify the amendment to the Secretary of State. The constitutional amendment shall
23 become effective beginning with candidacies for the 2000 General Election. The
24 Secretary of State shall enroll the amendment so certified among the permanent
25 records of that office.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH2272-LH162(4.7)

H.B. FILED
1162 APR 14 99
D
HOUSE PRINCIPAL CLERK

Short Title: State Leg. Tuition Grants.

(Public)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT REGARDING STATE LEGISLATIVE TUITION GRANTS FOR
3 SCHOOL EXPENSES.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH2251-LCX177(4.1)

H.B. FILED
1163 APR 14 99 D
HOUSE PRINCIPAL CLERK

Short Title: Child Health Insurance Incentive.

(Public)

Sponsors: Representative Luebke, Miller, and Allen.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR DEVELOPMENT OF AN EFFECTIVE AND
3 EFFICIENT MEANS TO PROMOTE HEALTH INSURANCE COVERAGE
4 FOR UNINSURED CHILDREN IN MODERATE-INCOME FAMILIES.
5 The General Assembly of North Carolina enacts:
6 Section 1. The General Assembly finds that the Health Insurance
7 Program for Children Act of 1998 established a program to provide comprehensive
8 health insurance coverage to uninsured low-income children in this State. That act
9 also established a refundable credit program that would essentially provide cash
10 grants to certain families with income above the level covered by the insurance
11 program if they paid for health insurance for their children. The General Assembly
12 finds that this proposed credit program would cost taxpayers millions of dollars each
13 year while there is no evidence that it would result in more children being covered
14 by health insurance. It is the intent of the General Assembly that this new credit
15 program should be delayed while a comprehensive study is conducted to determine
16 how best to encourage more moderate-income families, who are not eligible for
17 publicly funded insurance, to obtain insurance. The study should identify
18 recommendations that would not create unnecessary government bureaucracy and
19 would not waste taxpayer dollars on grants that may have little or no impact on the
20 problem of uninsured moderate-income children in North Carolina.
21 Section 2. The Legislative Research Commission shall study the issue of
22 how to effectively and efficiently promote health insurance coverage for uninsured
23 children. The study shall focus on children who, because of their family income, are
24 not eligible for coverage under government programs but remain uninsured. The
25 study shall investigate the following issues:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1164 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1166-LD116(4.5)

Short Title: Energy Savings Contracts.

(Public)

Sponsors: Representative Luebke.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING GUARANTEED ENERGY
3 SAVINGS CONTRACTS FOR LOCAL GOVERNMENTAL UNITS TO TAKE
4 SAVINGS ASSOCIATED WITH OPERATIONS COSTS INTO ACCOUNT, TO
5 EXTEND THE CURRENT MAXIMUM DURATION OF THESE CONTRACTS,
6 AND TO REPEAL THE SUNSET.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 143-64.17(3) reads as rewritten:
9 "(3) 'Guaranteed energy savings contract' means a contract for the
10 evaluation, recommendation, or implementation of energy
11 conservation measures, including the design and installation of
12 equipment or the repair or replacement of existing equipment, in
13 which all payments, except obligations on termination of the
14 contract before its expiration, are to be made over time, and in
15 which energy and operations savings are guaranteed to exceed
16 costs."
17 Section 2. G.S. 143-64.17A(b) reads as rewritten:
18 "(b) The local governmental unit shall evaluate a sealed proposal from any
19 qualified provider. Proposals shall contain estimates of all costs of installation,
20 modification, or remodeling, including costs of design, engineering, installation,
21 maintenance, repairs, and debt service, and estimates of energy and operations
22 savings."
23 Section 3. G.S. 143-64.17A(d)(4) reads as rewritten:
24 "(4) Amount of energy and operations savings;"
25 Section 4. G.S. 143-64.17B(a) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1165

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3286*-LN153(3.30)

Short Title: Spec. Asst./Increase Pers. Allow.

(Public)

Sponsors: Representative Luebke.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE AMOUNT ALLOWED FOR SPECIAL
3 ASSISTANCE LONG-TERM CARE RESIDENTS FOR PERSONAL NEEDS.
4 The General Assembly of North Carolina enacts:
5 Section 1. The Department of Health and Human Services, Division of
6 Medical Assistance, shall increase the amount allowed under State/County Special
7 Assistance for Adults for personal needs from thirty-one dollars (\$31.00) to forty-one
8 dollars (\$41.00). The Department shall establish the personal allowance based on
9 cost-of-care increases to ensure that funds for residents' personal needs are adequate
10 to meet increases in the cost of living. The Department shall not decrease the total
11 amount allowed a resident for personal needs as a result of increases in the personal
12 allowance.
13 Section 2. There is appropriated from the General Fund to the
14 Department of Health and Human Services the sum of one million four hundred
15 forty-two thousand two hundred eighty dollars (\$1,442,280) for the 1999-2000 fiscal
16 year and the sum of one million five hundred fourteen thousand four hundred dollars
17 (\$1,514,400) for the 2000-2001 fiscal year. These funds shall be used for the increase
18 in the personal needs allowance enacted in Section 1 of this act.
19 Section 3. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1166

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2217-LT100A(4.6)

Short Title: Prohibit ATM Surcharges.

(Public)

Sponsors: Representative Luebke.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT FINANCIAL INSTITUTIONS FROM CHARGING
3 CERTAIN FEES FOR THE USE OF AUTOMATED TELLER MACHINES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 53-62 is amended by adding a new subsection to read:
6 "(d2) A bank, savings and loan association, savings bank, credit union, or other
7 financial institution that owns, operates, or leases an off-premises terminal, device, or
8 machine authorized by subsection (d1) of this section shall not charge fees to
9 consumers for transactions conducted at the terminal, device, or machine when the
10 transactions are not related to or do not affect accounts held by the financial
11 institution. A violation of this subsection is an unfair and deceptive trade practice in
12 violation of G.S. 75-1.1."
13 Section 2. G.S. 54B-77(a)(1) reads as rewritten:
14 "(1) Establish off the premises of any principal office or branch a
15 customer communications terminal, point-of-sale terminal,
16 automated teller machine, automated or other direct or remote
17 information-processing device or ~~machine, whether manned or~~
18 ~~unmanned~~, machine through or by means of which funds or
19 information relating to any financial service or transaction
20 rendered to the public is stored and transmitted, instantaneously or
21 otherwise to or from an association terminal or terminals
22 controlled or used by or with other ~~parties~~, parties. The device or
23 machine may be manned or unmanned and the establishment and
24 use of such a device or machine shall not be deemed to constitute
25 a branch office and the capital requirements and standards for

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1167 APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH4205-LE180(4.1)

Short Title: Lateral Entry Simplified.

(Public)

Sponsors: Representative Moore.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO SIMPLIFY THE LATERAL ENTRY PROGRAM FOR TEACHERS.

3 The General Assembly of North Carolina enacts:

4 Section 1. G.S. 115C-296.1 reads as rewritten:

5 "**§ 115C-296.1. (Expires September 1, 2002) Teacher shortages; certification.**

6 (a) Notwithstanding any other law, if a local board determines there is or
7 anticipates there will be a shortage of qualified teachers with North Carolina
8 certificates available to teach specified subjects or grade levels, then the local board
9 may employ as teachers individuals who do not meet the State Board's requirements
10 for initial or continuing State certification. The local board may employ an
11 individual under this subsection for up to one year under a provisional certificate so
12 long as:

- 13 (1) Each individual has a postsecondary degree that is at least a
14 bachelors degree.
15 (2) Each individual has:
16 a. An out-of-State certificate authorizing the individual to
17 teach the grade or subject to be taught and at least one year
18 of classroom teaching experience the board considers
19 relevant to the grade or subject to be taught;
20 b. At least one year of full-time classroom teaching experience
21 as a professor, assistant professor, associate professor,
22 instructor, or visiting lecturer at a constituent institution of
23 The University of North Carolina, a North Carolina
24 community college, or other institution of higher education
25 as defined in G.S. 90-270.2(5) provided the board considers

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 405
LEGISLATIVE DAY 54
H1167HCS
READING 2
MOORE

EU
4/28/99
11:00 AM
IN CHAIR: SPEAKER

LATERAL ENTRY SIMPLIFIED

AYES - 114

SPEAKER	CUNNINGHAM	HURLEY	RAMSEY
ADAMS	DAUGHTRY	INSKO	RAYFIELD
ALEXANDER	DAVIS	JARRELL	REDWINE
ALLEN	DECKER	JEFFUS	ROGERS
ALLRED	DEDMON	JUSTUS	RUSSELL
BADDOUR	DOCKHAM	KINNEY	SAUNDERS
BAKER	EARLE	KISER	SETZER
BARBEE	EASTERLING	LUEBKE	SEXTON
BAREFOOT	EDDINS	MCCALLISTER	SHERRILL
BERRY	EDWARDS	MCCOMAS	SMITH
BLUE	ELLIS	MCCOMBS	STARNES
BONNER	ESPOSITO	MCCRARY	SUTTON
BOWIE	FITCH	MCLAWHORN	TALLENT
BOYD-MCINTYRE	FOX	MCMAHAN	TEAGUE
BRASWELL	GARDNER	MELTON	THOMAS
BRIDGEMAN	GIBSON	MILLER	TOLSON
BROWN	GILLESPIE	MINER	TUCKER
BRUBAKER	GOODWIN	MITCHELL	WAINWRIGHT
BUCHANAN	GRADY	MOORE	WALEND
CANSLER	GULLEY	MORGAN	WARNER
CAPPS	HACKNEY	MORRIS	WARREN
CARPENTER	HAIRE	MOSLEY	WARWICK
CLARY	HENSLEY	NESBITT	WILSON, C.
COLE	HIATT	NYE	WILSON, G.
COX	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	WOOD
CREECH	HORN	POPE	WRIGHT
CULP	HOWARD	PRESTON	YONGUE
CULPEPPER	HUNTER, H.		

NOES - 0

ARNOLD	EXCUSED ABSENCE - 4	
CHURCH	GRAY	THOMPSON

EXCUSED VOTE - 0

HARDAWAY	NOT VOTING - 2
MICHAUX	

H1167HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 464/4--12:32 PM

MAY 13, 1999

LEGISLATIVE DAY 62

LT. GOVERNOR WICKER

-- Presiding

MOORE
LATERAL ENTRY SIMPLIFIED
COMM. SUB./2ND EDITION

HOUSE BILL 1167
READING 2

AYE	42	ALBERTSON	FORRESTER	LEE	REEVES
		ALLRAN	FOXX	LUCAS	ROBINSON
		BALLANTINE	GARROU	MARTIN R	RUCHO
		BASNIGHT	GULLEY	MARTIN W	SHAW L
		CARPENTER	HAGAN	METCALF	SHAW R
		CARRINGTON	HARRIS	MILLER	SOLES
		CARTER	HARTSELL	MOORE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COCHRANE	HOYLE	PURCELL	WEINSTEIN
		DANNELLY	KERR	RAND	WELLONS
		EAST	KINNAIRD		

NO 0

EXCUSED 0

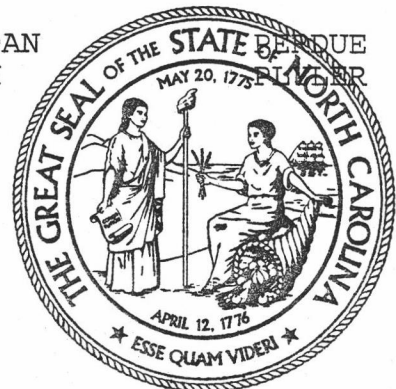
NOT CAST 0

ABSENT 8 BALLANCE
COOPER

DALTON
GARWOOD

JORDAN
ODOM

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1168

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA126-LK179(4.7)

Short Title: Mass Gatherings.

(Public)

Sponsors: Representative Moore.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE EXEMPTION FROM THE "MASS GATHERINGS"
3 STATUTE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 130A-252(b), as amended by Section 1 of S.L. 1999-3,
6 reads as rewritten:
7 "(b) The provisions of this Part do not apply to permanent stadiums with adjacent
8 campgrounds within one mile that host annual events attracting crowds in excess of
9 70,000 people."
10 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1169

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3318-LB092(3.3)

Short Title: Succession Technical Amendments.

(Public)

Sponsors: Representative Thompson.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CLARIFYING AMENDMENTS TO THE
3 GUBERNATORIAL SUCCESSION ACT SO IT IS CLEAR THAT THE
4 PRESIDENT PRO TEMPORE OF THE SENATE CAN BECOME ACTING
5 GOVERNOR IN THE ABSENCE OR DISABILITY OF THE GOVERNOR AND
6 LIEUTENANT GOVERNOR, AND TO ALTERNATE BY YEAR BETWEEN
7 THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND PRESIDENT
8 PRO TEMPORE OF THE SENATE THE NEXT RANK BELOW THE
9 LIEUTENANT GOVERNOR THE RIGHT TO BECOME ACTING
10 GOVERNOR.

11 Whereas, the General Statutes provide that the President of the Senate is
12 to become Acting Governor in the absence or disability of the Governor and
13 Lieutenant Governor; and

14 Whereas, if there is a Lieutenant Governor, then the President Pro
15 Tempore does not become President of the Senate under Section 14 of Article II of
16 the Constitution if the Lieutenant Governor is absent or disabled; and

17 Whereas, it has been unclear who is next in line to be Acting Governor
18 in the absence or disability of the Governor and Lieutenant Governor; and

19 Whereas, it is desirable that the President Pro Tempore be in line to be
20 Acting Governor, but it is important that there be parity between the two houses in
21 applying the line of succession as Acting Governor, and this would best be served by
22 alternating years between who is next in line; Now, therefore,
23 The General Assembly of North Carolina enacts:

24 Section 1. G.S. 147-11.1(c) reads as rewritten:

25 "(c) Acting Governor Generally. --

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1169

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE April 28, 1999

Amendment No. 1

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Goodwin

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

2 () WHICH CHANGES THE TITLE

3 by inserting at the beginning of that line

4 "President Pro Tempore," with the

5 rest of the line to continue as written.

6

7

8

9

10

11

12

13

14

15

16

17

18

19

SIGNED Wayne Goodwin

ADOPTED

FAILED

TABLED

4/28/99

113-001 Denise White

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



449
LEGISLATIVE DAY 54
H1169HCS
READING 2
THOMPSON
AMEND #1 *REP. GOODWIN*
SUCCESSION TECHNICAL AMENDMENTS

EU
4/28/99
7:16 PM
IN CHAIR: SPEAKER

AYES - 113

ADAMS	DAVIS	INSKO	RAYFIELD
ALEXANDER	DECKER	JEFFUS	REDWINE
ALLEN	DEDMON	JUSTUS	ROGERS
ALLRED	DOCKHAM	KINNEY	RUSSELL
BADDOUR	EASTERLING	KISER	SAUNDERS
BAKER	EDDINS	LUEBKE	SETZER
BARBEE	EDWARDS	MCALLISTER	SEXTON
BAREFOOT	ELLIS	MCCOMAS	SHERRILL
BERRY	ESPOSITO	MCCOMBS	SMITH
BLUE	FITCH	MCCRARY	STARNES
BONNER	FOX	MCLAWHORN	SUTTON
BOWIE	GARDNER	MCMAHAN	TALLENT
BOYD-MCINTYRE	GIBSON	MELTON	TEAGUE
BRIDGEMAN	GILLESPIE	MICHAUX	THOMAS
BROWN	GOODWIN	MILLER	THOMPSON
BRUBAKER	GRADY	MINER	TOLSON
BUCHANAN	GRAY	MITCHELL	TUCKER
CANSLER	GULLEY	MOORE	WAINWRIGHT
CAPPS	HACKNEY	MORGAN	WALEND
CARPENTER	HAIRE	MORRIS	WARNER
CLARY	HARDAWAY	MOSLEY	WARREN
COLE	HENSLEY	NESBITT	WARWICK
COX	HIATT	NYE	WILSON, C.
CRAWFORD	HILL	OLDHAM	WILSON, G.
CREECH	HOLMES	OWENS	WOMBLE
CULP	HORN	POPE	WOOD
CULPEPPER	HOWARD	PRESTON	WRIGHT
CUNNINGHAM	HURLEY	RAMSEY	YONGUE
DAUGHTRY			

NOES - 0

ARNOLD
EXCUSED ABSENCE - 3
CHURCH JARRELL

EXCUSED VOTE - 0

SPEAKER
NOT VOTING - 4
BRASWELL EARLE HUNTER, H.

H1169HCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU
4/28/99
7:16 PM
IN CHAIR: SPEAKER

450
LEGISLATIVE DAY 54
H1169HCS
READING 2
THOMPSON

SUCCESSION TECHNICAL AMENDMENTS

AYES - ¹¹⁵ ~~114~~ *Wink*

SPEAKER	DAUGHTRY	HURLEY	RAMSEY
ADAMS	DAVIS	INSKO	REDWINE
ALEXANDER	DECKER	JEFFUS	ROGERS
ALLEN	DEDMON	JUSTUS	RUSSELL
ALLRED	DOCKHAM	KINNEY	SAUNDERS
BADDOUR	EARLE	KISER	SETZER
BAKER	EASTERLING	LUEBKE	SEXTON
BARBEE	EDDINS	MCALLISTER	SHERRILL
BAREFOOT	EDWARDS	MCCOMAS	SMITH
BERRY	ELLIS	MCCOMBS	STARNES
BONNER	ESPOSITO	MCCRARY	SUTTON
BOWIE	FITCH	MCLAWHORN	TALLENT
BOYD-MCINTYRE	FOX	MCMAHAN	TEAGUE
BRASWELL	GARDNER	MELTON	THOMAS
BRIDGEMAN	GIBSON	MICHAUX	THOMPSON
BROWN	GILLESPIE	MILLER	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GRADY	MITCHELL	WAINWRIGHT
CANSLER	GRAY	MOORE	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CARPENTER	HACKNEY	MORRIS	WARREN
CLARY	HAIRE	MOSLEY	WARWICK
COLE	HARDAWAY	NESBITT	WILSON, C.
COX	HENSLEY	NYE	WILSON, G.
CRAWFORD	HIATT	OLDHAM	WOMBLE
CREECH	HILL	OWENS	WOOD
CULP	HOLMES	POPE	WRIGHT
CULPEPPER	HORN	PRESTON	YONGUE
CUNNINGHAM	HOWARD		

RAYFIELD *Wink*

NOES - 1

BLUE

ARNOLD

EXCUSED ABSENCE - 3
CHURCH JARRELL

EXCUSED VOTE - 0

HUNTER, H.

NOT VOTING - 2 1
RAYFIELD *Wink*

H1169HCS

1170

H.S. FILED

GENERAL ASSEMBLY OF NORTH CAROLINA

1170

APR 14 99

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2228-LE176(3.31)

Short Title: DPI Construction Assistance/Study.

(Public)

Sponsors: Representative Russell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY THE
3 NEED FOR ADDITIONAL ENGINEERS IN THE PLANT OPERATION
4 SECTION OF THE DEPARTMENT OF PUBLIC INSTRUCTION.
5 The General Assembly of North Carolina enacts:
6 Section 1. The State Board of Education shall study the need for
7 additional State-funded engineers in the Plant Operation Section of the Department
8 of Public Instruction. In the course of the study, the State Board shall consider the
9 current boom in school construction, the impact that the loss of these engineering
10 services has on small school systems, and the difficulty in retaining qualified
11 consultants at the Department on yearly contracts. The State Board shall report the
12 results of its study to the Joint Legislative Education Oversight Committee prior to
13 April 15, 2000.
14 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1171
APR 14
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH4182*-LG323(4.6)

Short Title: Museum of Natural Sciences Funds.

(Public)

Sponsors: Representative Blue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR EXHIBITS AND UPFIT FOR THE
3 NEW NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES.
4 Whereas, the construction of the new State Museum of Natural Sciences
5 will be completed in early 2000; and
6 Whereas, funding for upfit of the building and installation of exhibits has
7 to be available before September 1999; and
8 Whereas, the Friends of the Museum have raised over \$18,000,000 for
9 exhibits from other sources, which are being paid over a period of time; and
10 Whereas, opening the new museum will quadruple the space available in
11 the present museum and will triple the number of school children who can be
12 accommodated in the museum; Now, therefore,
13 The General Assembly of North Carolina enacts:
14 Section 1. There is appropriated from the General Fund to the
15 Department of Environment and Natural Resources the sum of four million dollars
16 (\$4,000,000) for the 1999-2000 fiscal year for building upfit and for installation of
17 exhibits in the new Museum of Natural Sciences.
18 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
72 APR 15
HOUSE PRINCIPAL CL

H

D

HOUSE DRHA125-LK175(4.7)

Short Title: Certain Gift Certs. Do Not Escheat.

(Public)

Sponsors: Representative Blue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT GIFT CERTIFICATES AND ELECTRONIC GIFT
3 CARDS WITHOUT EXPIRATION DATES DO NOT ESCHEAT.
4 The General Assembly of North Carolina enacts:
5 Section 1. Chapter 116B of the General Statutes is amended by adding a
6 new section to read:
7 "**§ 116B-23.1. Exclusion for gift certificates with no expiration date.**
8 **Any gift certificate or electronic gift card which conspicuously states that it does**
9 **not expire is not unclaimed or abandoned property and shall not escheat.**
10 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

JOINT PRINCIPAL CLERK

SESSION 1999

H

D

HOUSE DRH1179-LM211(4.7)

Short Title: Personal Information Disclosures.

(Public)

Sponsors: Representative McCrary.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO LIMIT DISCLOSURE OF PERSONAL INFORMATION
3 CONTAINED IN APPLICATIONS FOR LICENSES ISSUED BY THE PRIVATE
4 PROTECTIVE SERVICES BOARD AND THE ALARM SYSTEMS LICENSING
5 BOARD AND TO AUTHORIZE THE ALARM SYSTEMS LICENSING
6 BOARD TO ISSUE AN APPRENTICESHIP REGISTRATION PERMIT.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 74C-8 is amended by adding a new subsection to read:
9 "(g) Except for purposes of administering the provisions of this section and for
10 law enforcement purposes, the Board shall not disclose the home address or
11 telephone number of an applicant, licensee, or the spouse, children, or parents of an
12 applicant or licensee unless the applicant or licensee consents to such disclosure. The
13 provisions of this subsection shall not apply when a licensee's home address or
14 telephone number is also his or her business address and telephone number."
15 Section 2. G.S. 74D-2 is amended by adding a new subsection to read:
16 "(f) Except for purposes of administering the provisions of this section and for law
17 enforcement purposes, the Board shall not disclose the home address or telephone
18 number of an applicant, licensee, or the spouse, children, or parents of an applicant
19 or licensee unless the applicant or licensee consents to such disclosure. The
20 provisions of this subsection shall not apply when a licensee's home address or
21 telephone number is also his or her business address and telephone number."
22 Section 3. Chapter 74D of the General Statutes is amended by adding a
23 new section to read:
24 "§ 74D-8.1. Apprenticeship registration permit."



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1173

H1173-ARG-001

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

Date APR 28 1999, 1999

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

1 moves to amend the bill on page 2, lines 12-13,
2 by deleting the words "old or graduates from high school." and
3 substituting the word "old."
4
5
6

SIGNED _____
Amendment Sponsor

SIGNED Paul R. McLean
~~Committee Chair if Senate Committee Amendment~~

ADOPTED APR 28 1999 FAILED _____ TABLED _____

115-06
Oliver Webb

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU
4/28/99

7:11 PM

IN CHAIR: SPEAKER

447

LEGISLATIVE DAY 54

H1173HCS

READING 2

MCCRARY

AMEND #1 REP MCCRARY

PERSONAL INFORMATION DISCLOSURES

AYES - 115

SPEAKER	CUNNINGHAM	HOWARD	RAYFIELD
ADAMS	DAUGHTRY	HURLEY	REDWINE
ALEXANDER	DAVIS	INSKO	ROGERS
ALLEN	DECKER	JEFFUS	RUSSELL
ALLRED	DEDMON	KINNEY	SAUNDERS
BADDOUR	DOCKHAM	KISER	SETZER
BAKER	EARLE	LUEBKE	SEXTON
BARBEE	EASTERLING	MCALLISTER	SHERRILL
BAREFOOT	EDDINS	MCCOMAS	SMITH
BERRY	EDWARDS	MCCOMBS	STARNES
BLUE	ELLIS	MCCRARY	SUTTON
BONNER	ESPOSITO	MCLAWHORN	TALLENT
BOWIE	FITCH	MCMAHAN	TEAGUE
BOYD-MCINTYRE	FOX	MELTON	THOMAS
BRASWELL	GARDNER	MICHAUX	THOMPSON
BRIDGEMAN	GIBSON	MILLER	TOLSON
BROWN	GILLESPIE	MINER	TUCKER
BRUBAKER	GOODWIN	MITCHELL	WAINWRIGHT
BUCHANAN	GRADY	MOORE	WALEND
CANSLER	GRAY	MORGAN	WARNER
CAPPS	GULLEY	MORRIS	WARREN
CARPENTER	HACKNEY	MOSLEY	WARWICK
CLARY	HAIRE	NESBITT	WILSON, C.
COLE	HARDAWAY	NYE	WILSON, G.
COX	HENSLEY	OLDHAM	WOMBLE
CRAWFORD	HIATT	OWENS	WOOD
CREECH	HILL	POPE	WRIGHT
CULP	HOLMES	PRESTON	YONGUE
CULPEPPER	HORN	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 3

ARNOLD

CHURCH

JARRELL

EXCUSED VOTE - 0

NOT VOTING - 2

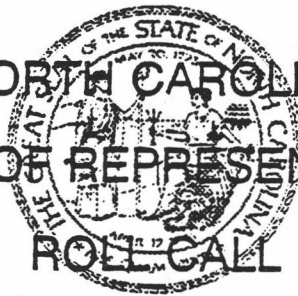
HUNTER, H.

JUSTUS

H1173HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EU

4/28/99

7:13 PM

IN CHAIR: SPEAKER

448

LEGISLATIVE DAY 54

H1173HCS

READING 2

MCCRARY

PERSONAL INFORMATION DISCLOSURES

AYES - 113

SPEAKER	CUNNINGHAM	HURLEY	RAYFIELD
ADAMS	DAUGHTRY	INSKO	REDWINE
ALEXANDER	DAVIS	JEFFUS	ROGERS
ALLEN	DECKER	KINNEY	RUSSELL
ALLRED	DEDMON	KISER	SAUNDERS
BADDOUR	DOCKHAM	LUEBKE	SETZER
BAKER	EARLE	MCALLISTER	SEXTON
BARBEE	EASTERLING	MCCOMAS	SHERILL
BAREFOOT	EDDINS	MCCOMBS	SMITH
BERRY	EDWARDS	MCCRARY	STARNES
BLUE	ELLIS	MCLAWHORN	SUTTON
BONNER	ESPOSITO	MCMAHAN	TALLENT
BOWIE	FITCH	MELTON	TEAGUE
BOYD-MCINTYRE	FOX	MICHAUX	THOMAS
BRASWELL	GARDNER	MILLER	THOMPSON
BRIDGEMAN	GIBSON	MINER	TOLSON
BROWN	GILLESPIE	MITCHELL	TUCKER
BRUBAKER	GOODWIN	MOORE	WAINWRIGHT
BUCHANAN	GRADY	MORGAN	WALEND
CANSLER	GRAY	MORRIS	WARNER
CAPPS	GULLEY	MOSLEY	WARREN
CARPENTER	HACKNEY	NESBITT	WARWICK
CLARY	HAIRE	NYE	WILSON, C.
COLE	HARDAWAY	OLDHAM	WILSON, G.
COX	HIATT	OWENS	WOMBLE
CRAWFORD	HILL	POPE	WOOD
CREECH	HOLMES	PRESTON	WRIGHT
CULP	HORN	RAMSEY	YONGUE
CULPEPPER			

NOES - 1

HENSLEY

EXCUSED ABSENCE - 3

ARNOLD

CHURCH

JARRELL

EXCUSED VOTE - 0

NOT VOTING - 3

HOWARD

HUNTER, H.

JUSTUS

H1173HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 975/20-- 4:40 PM

JULY 14, 1999

LEGISLATIVE DAY 97

SENATOR BASNIGHT

-- Presiding

MCCRARY
PERSONAL INFO. DISCLOSURES

HOUSE BILL 1173
READING 2

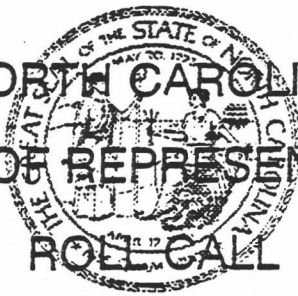
AYE	48	ALBERTSON	DANNELLY	KERR	PURCELL
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	ROBINSON
		BASNIGHT	GARROU	MARTIN R	RUCHO
		CARPENTER	GARWOOD	MARTIN W	SHAW L
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEBSTER
		COOPER	HORTON	PHILLIPS	WEINSTEIN
		DALTON	HOYLE	PLYLER	WELLONS
NO	0				

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



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1202
LEGISLATIVE DAY 100
H1173SCS

EU
7/15/99
10:27 AM
IN CHAIR: SPEAKER

MCCRARY

PERSONAL INFORMATION DISCLOSURES

MOTION #11 - TO CONCURE IN SENATE COMMITTEE SUBSTITUTE

AYES - 109

SPEAKER	CULPEPPER	HOWARD	RAMSEY
ADAMS	CUNNINGHAM	HUNTER, H.	RAYFIELD
ALEXANDER	DAVIS	HURLEY	REDWINE
ALLEN	DECKER	INSKO	ROGERS
ALLRED	DEDMON	JARRELL	RUSSELL
ARNOLD	DOCKHAM	JEFFUS	SETZER
BADDOUR	EARLE	JUSTUS	SEXTON
BAKER	EASTERLING	KISER	SHERRILL
BARBEE	EDDINS	LUEBKE	SMITH
BAREFOOT	EDWARDS	MCALLISTER	STARNES
BERRY	ELLIS	MCCOMAS	SUTTON
BLUE	ESPOSITO	MCCOMBS	TALLENT
BONNER	FITCH	MCLAWHORN	TEAGUE
BOWIE	GARDNER	MCMAHAN	THOMAS
BOYD-MCINTYRE	GIBSON	MELTON	THOMPSON
BRASWELL	GILLESPIE	MICHAUX	TOLSON
BRIDGEMAN	GOODWIN	MILLER	TUCKER
BRUBAKER	GRADY	MITCHELL	WAINWRIGHT
BUCHANAN	GRAY	MOORE	WALEND
CANSLER	GULLEY	MORGAN	WARNER
CAPPS	HACKNEY	MORRIS	WARREN
CARPENTER	HAIRE	NESBITT	WARWICK
CHURCH	HARDAWAY	NYE	WILSON, C.
CLARY	HENSLEY	OLDHAM	WILSON, G.
COLE	HIATT	OWENS	WOMBLE
COX	HILL	POPE	WOOD
CREECH	HORN	PRESTON	YONGUE
CULP			

NOES - 0

EXCUSED ABSENCE - 6

BROWN
DAUGHTRY

FOX
KINNEY

MCCRARY

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 5

CRAWFORD
HOLMES

MINER

SAUNDERS

WRIGHT

H1173SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

11/74

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2268-LM218(4.7)

Short Title: Housing Law Changes.

(Public)

Sponsors: Representative Luebke.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO IMPROVE THE QUALITY OF HOUSING IN THE STATE.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act relates to improving the quality of housing in the
- 5 State.
- 6 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

LD. FILED
1175 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3332-LD(4.7)

Short Title: Local Pesticide Notice.

(Public)

Sponsors: Representatives Insko and Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE AUTHORITY OF A COUNTY TO REQUIRE BY
3 ORDINANCE CERTAIN NOTICE OF PESTICIDE APPLICATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 143-465(d) reads as rewritten:
6 "(d) ~~No~~ Subject to G.S. 153A-143, no county, city, or other political subdivision of
7 the State shall adopt or continue in effect any ordinance, rule, regulation, or
8 resolution regulating the use, sale, distribution, storage, transportation, disposal,
9 formulation, labeling, registration, manufacture, or application of pesticides in any
10 area subject to regulation by the Board pursuant to this Article. Nothing in this
11 section shall prohibit a county, city, or other political subdivision of the State from
12 exercising its planning and zoning authority under Article 19 of Chapter 160A of the
13 General Statutes or Article 18 of Chapter 153A of the General Statutes, or from
14 exercising its fire prevention or inspection authority."
15 Section 2. Article 6 of Chapter 153A of the General Statutes is amended
16 by adding a new section to read:
17 "§ 153A-143. Notice of pesticide application.
18 A county may by ordinance require that:
19 (1) Notice of a proposed application of a pesticide be given to
20 landowners adjoining the property to be treated or in the
21 immediate vicinity of that property.
22 (2) Notice of an application of a pesticide be conspicuously posted at
23 the time and place of the application."
24 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1176 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6151-LD101(3.30)

Short Title: Continuing Care Facilities/Liens.

(Public)

Sponsors: Representative Insko.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROTECT RESIDENTS IN CONTINUING CARE FACILITIES
3 UPON THE LIQUIDATION OF A FACILITY OR THE INSOLVENCY OR
4 BANKRUPTCY OF A PROVIDER BY IMPOSING A LIEN ON THE
5 PROPERTY OF THE FACILITY OR THE PROVIDER.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 58-64-45(f) reads as rewritten:
8 "(f) In applying for an order to rehabilitate or liquidate a facility, the
9 Commissioner shall give due consideration in the application to the manner in which
10 the welfare of persons who have previously contracted with the provider for
11 continuing care may be best served. In furtherance of this objective, the proceeds of
12 any lien pursuant to G.S. 58-64-48 may be used in full or partial payment of entrance
13 fees, on behalf of residents of a facility being liquidated, to other facilities then in
14 compliance with this Article."
15 Section 2. Article 64 of Chapter 58 of the General Statutes is amended
16 by adding a new section to read:
17 "**§ 58-64-48. Lien on behalf of residents.**
18 Effective at the time a facility is first occupied by any resident, there is a lien on
19 the real and personal property of the provider or facility to secure the obligations of
20 the provider pursuant to existing and future contracts for continuing care. A lien
21 under this section shall remain in effect for a period of 10 years. The lien may be
22 foreclosed upon the liquidation of the facility or the insolvency or bankruptcy of the
23 provider, and in that event the proceeds shall be used in full or partial satisfaction of
24 obligations of the provider pursuant to contracts for continuing care then in effect."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1177 APR 14 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH4178-LMQQX042(2.25)

Short Title: Locksmith Licensure.

(Public)

Sponsors: Representatives Ellis and Mosley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE LOCKSMITH LICENSING ACT.
3 The General Assembly of North Carolina enacts:
4 Section 1. The General Statutes are amended by adding a new Chapter
5 to read:
6 "Chapter 74F.
7 "Locksmith Licensing Act.
8
9 "§ 74F-1. Short title.
10 This act shall be known as the North Carolina Locksmith Licensing Act.
11 "§ 74F-2. Purpose.
12 Locksmiths have the knowledge and tools to bypass or neutralize security devices
13 in vehicles, homes, and businesses. The laws of this State do not protect citizens from
14 the unscrupulous use and abuse of this knowledge and these tools by persons who are
15 untrained or have criminal intent. Therefore, the licensing of locksmiths is necessary
16 to protect public health, safety, and welfare.
17 "§ 74F-3. Licenses required.
18 (a) No person shall perform or offer to perform locksmith services in this State
19 unless the person has been licensed under the provisions of this Chapter.
20 (b) It shall be unlawful for any person who is not licensed under this Chapter to
21 obtain through any means or to possess any locksmith tools, safe opening tools, or
22 code books. A violation of this subsection is a Class 3 misdemeanor.
23 "§ 74F-4. Definitions.
24 The following definitions apply in this Chapter:
25 (1) Board. -- The North Carolina Locksmith Licensing Board.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

7/07/99

3:32 PM

IN CHAIR: SPEAKER

981
LEGISLATIVE DAY 94
H1177HCS
READING 2
ELLIS

LOCKSMITH LICENSURE

AYES - 17

BRIDGEMAN
BUCHANAN
CRAWFORD
CULPEPPER
DEDMON

EDWARDS
ELLIS
GIBSON
GILLESPIE

HAIRE
HORN
HURLEY
MCMAHAN

MORRIS
RAYFIELD
SHERRILL
TOLSON

NOES - 90

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRUBAKER
CANSLER
CARPENTER
CHURCH
CLARY
COLE
COX

CREECH
CULP
CUNNINGHAM
DAUGHTRY
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FITCH
FOX
GARDNER
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HOWARD

HUNTER, H.
INSKO
JARRELL
JEFFUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
NESBITT
NYE
OLDHAM
OWENS

POPE
PRESTON
REDWINE
ROGERS
RUSSELL
SAUNDERS
SEXTON
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TUCKER
WAINWRIGHT
WALEND
WARREN
WILSON, C.
WILSON, G.
WOMBLE
YONGUE

EXCUSED ABSENCE - 9

DAVIS
DECKER
KINNEY

MOSLEY
RAMSEY

WARNER
WARWICK

WOOD
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 4

BROWN

CAPPS

JUSTUS

SETZER

H1177HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1000
LEGISLATIVE DAY 95
77HCS
READING 2

EU

7/08/99
2:43 PM

IN CHAIR: SPEAKER

REP. ELLIS

LOCKSMITH LICENSURE

MOTION #5 - REP GRADY'S MOTION TO RE-CONSIDER THE NOTE
BY WHICH THE BILL FAILED TO PASS READING 2

AYES - 96

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BOWIE
BOYD-MCINTYRE
BRIDGEMAN
BROWN
BRUBAKER
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
CRAWFORD
CREECH

CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DEDMON
DOCKHAM
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FOX
GARDNER
GILLESPIE
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HIATT
HILL
HOLMES
HORN

HOWARD
HUNTER, H.
HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT

NYE
OLDHAM
OWENS
POPE
PRESTON
RAYFIELD
REDWINE
RUSSELL
SETZER
SEXTON
SHERRILL
SMITH
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
WAINWRIGHT
WALEND
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
YONGUE

NOES - 12

BLUE
BONNER
COX

GIBSON
GOODWIN
HENSLEY
SAUNDERS
STARNES
SUTTON

TUCKER
WARREN
WOOD

EXCUSED ABSENCE - 9

BRASWELL
DAVIS
DECKER

EARLE
KINNEY
MOSLEY
RAMSEY

WARNER
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 3

BUCHANAN

FITCH

ROGERS

H1177HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1178

APR 14 9

H

HOUSE PRINCIPAL CLE D

HOUSE DRH3309-LE188(4.5)

Short Title: Competency Test/Low-Performing Schools.

(Public)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE COMPETENCY TESTING FOR ALL CERTIFIED STAFF
3 MEMBERS AT LOW-PERFORMING SCHOOLS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 115C-105.38A reads as rewritten:
6 "§ 115C-105.38A. Teacher competency assurance.
7 (a) General Knowledge Test.—
8 (1) ~~Each assistance team assigned to a low performing school during~~
9 ~~the 1997-98 school year shall review the team's evaluations of~~
10 ~~certified staff members to determine which staff members have~~
11 ~~been designated by the team as Category 3 teachers. The~~
12 ~~assistance team shall then determine whether lack of general~~
13 ~~knowledge contributed to the Category 3 designation. If the~~
14 ~~assistance team determines that a certified staff member's lack of~~
15 ~~general knowledge contributed to that staff member being~~
16 ~~designated as a Category 3 teacher, the assistance team shall submit~~
17 ~~the staff member's name to the State Board. Upon receipt of the~~
18 ~~notification, the State Board shall require that the certified staff~~
19 ~~members teams identified by the assistance teams demonstrate their~~
20 ~~general knowledge by acquiring a passing score on a test~~
21 ~~designated by the State Board. The State Board shall administer~~
22 ~~the general knowledge test required under this subdivision at the~~
23 ~~end of the 1997-98 school year.~~
24 (2) ~~During the 1998-99 school year and thereafter, either the principal~~
25 ~~assigned to a low performing school or the assistance team assigned~~

H.B. FILE
1179 APR 14 99
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H

D

HOUSE DRH8101-RR040(4.12)

Short Title: Independent Redistricting Comm.

(Public)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE BY STATUTE AN INDEPENDENT REDISTRICTING
3 COMMISSION TO RECOMMEND TO THE GENERAL ASSEMBLY PLANS
4 FOR CONGRESSIONAL AND LEGISLATIVE REDISTRICTING.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 1 of Chapter 120 of the General Statutes of North
7 Carolina is amended by adding a new section to read:
8 "**§ 120-2.3. Independent Redistricting Commission.**
9 (a) Establishment and Membership. -- There is established the Independent
10 Redistricting Commission to consist of nine persons appointed as follows:
11 (1) Two by the Chief Justice of the Supreme Court, with no more than
12 one affiliated with the same political party;
13 (2) Three by the Governor, with no more than two affiliated with the
14 same political party;
15 (3) Two by the Speaker of the House of Representatives, with no more
16 than one affiliated with the same political party; and
17 (4) Two by the President Pro Tempore of the Senate, with no more
18 than one affiliated with the same political party.
19 The appointing officers shall make their initial appointments no earlier than February
20 1 of the year prior to the year in which the appointed members are to take office
21 under subsection (6) of this section and no later than June 1 of the year in which the
22 members are to take office under subsection (6) of this section.
23 (b) Term of Office; Vacancies, Chair. -- The members of the Independent
24 Redistricting Commission shall take office on the first day of July of each year ending
25 in the number 0 and shall continue in office until their successors are appointed and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2241-LB140(4.7)

Short Title: Term Limits.

(Public)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO
3 LIMIT MEMBERS OF THE LEGISLATURE TO FOUR CONSECUTIVE
4 TERMS IN A HOUSE.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article II of the Constitution of North Carolina is amended by
7 adding a new section to read:
8 **"Sec. 25. Limitation of consecutive terms.**
9 **(1) No person shall be eligible for election to more than four consecutive terms as**
10 **a member of the House of Representatives, nor be eligible for election to more than**
11 **four consecutive terms as a member of the Senate. If a person fills a vacancy, it shall**
12 **be considered as election to a term for the purpose of this section if the person takes**
13 **office during the first calendar year of the term.**
14 **(2) Terms of office beginning before January 1, 2001, shall not be considered for**
15 **the purpose of this section.**
16 **(3) A person disqualified by this section from election to the next succeeding term**
17 **as a member of the House of Representatives may not fill a vacancy in that body in**
18 **the succeeding term. A person disqualified by this section from election to the next**
19 **succeeding term as a member of the Senate may not fill a vacancy in that body in the**
20 **succeeding term."**
21 Section 2. The amendment set out in Section 1 of this act shall be
22 submitted to the qualified voters of the State at the general election in November
23 2000, which election shall be conducted under the laws then governing elections in
24 the State. Ballots, voting systems, or both may be used in accordance with Chapter

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1181 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2238-RR041(4.12)

Short Title: Redistricting Criteria.

(Public)

Sponsors: Representative Ellis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH CRITERIA FOR REDISTRICTING.
3 The General Assembly of North Carolina enacts:
4 Section 1. Article 1 of Chapter 120 of the General Statutes is amended
5 by adding a new section to read:
6 "§ 120-2.3. Redistricting criteria.
7 In preparing redistricting plans for the State House of Representatives, the State
8 Senate, and the North Carolina members of the United States House of
9 Representatives, the General Assembly shall adhere to the following criteria in the
10 order of priority in which they appear below:
11 (1) There shall be substantial equality of population among Senators in
12 each Senatorial district. State Senate and State House districts shall
13 be drawn so as to contain approximately the ideal number of
14 residents for each member. In no event shall the overall range of
15 deviation in the State House and State Senate plans exceed ten
16 percent (10%). In congressional districts, the districts shall be
17 drawn as nearly equal in population as practicable.
18 (2) The voting rights of racial minorities shall not be abridged or
19 denied in the formation of districts.
20 (3) All districts shall consist of contiguous territory.
21 (4) Census blocks shall not be divided in the drawing of districts.
22 (5) It is desirable to maintain the integrity of precincts in the drawing
23 of districts.
24 (6) All congressional and legislative districts shall be single-member
25 districts.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3310-LE196(4.7)

Short Title: Allocations for ADM Growth in Schools.

(Public)

Sponsors: Representative Barefoot.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ALLOCATE
3 ADDITIONAL RESOURCES TO LOCAL SCHOOL ADMINISTRATIVE
4 UNITS EXPERIENCING A LOSS OF STUDENTS TO CHARTER SCHOOLS
5 BUT AN OVERALL INCREASE IN AVERAGE DAILY MEMBERSHIP IN
6 NONCHARTER SCHOOLS.
7 The General Assembly of North Carolina enacts:
8 Section 1. The State Board of Education shall use funds from the
9 Reserve for Increases in Average Daily Membership to allocate additional resources
10 to local school administrative units experiencing a loss of students to charter schools
11 but an overall increase in average daily membership in noncharter schools.
12 The State Board shall report to the Joint Legislative Education Oversight
13 Committee on resources allocated pursuant to the provisions of this act.
14 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1183 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2265-SJ008.07(4.7)

Short Title: State Agencies Comply with CAMA.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO COORDINATE STATE AGENCY ACTIONS WITH STATE
3 GUIDELINES AND LOCAL LAND-USE PLANS ADOPTED PURSUANT TO
4 THE COASTAL AREA MANAGEMENT ACT.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 113A-108 reads as rewritten:
7 "**§ 113A-108. Effect of State guidelines.**
8 (a) All local land-use plans adopted pursuant to this Article within the coastal area
9 shall be consistent with the State guidelines. No permit shall be issued under Part 4 of
10 this Article which is inconsistent with the State guidelines. Any State land policies
11 governing the acquisition, use and disposition of land by State departments and
12 agencies shall take account of and be consistent with the State guidelines adopted
13 under this Article, insofar as lands within the coastal area are concerned. Any State
14 land classification system which shall be promulgated shall take account of and be
15 consistent with the State guidelines adopted under this Article, insofar as it applies to
16 lands within the coastal area.
17 (b) Every State agency, as defined in G.S. 143A-3, shall, to the maximum extent
18 feasible, carry out its direct development, financial assistance, plans, programs, and
19 rules in a manner consistent with the State guidelines."
20 Section 2. G.S. 113A-111 reads as rewritten:
21 "**§ 113A-111. Effect of land-use plan.**
22 (a) For the purposes of this section, the following definitions apply:
23 (1) 'Agency' has the same meaning as in G.S. 143A-3.
24 (2) 'Growth-inducing facility' means new infrastructure on nonfederal
25 land that tends to induce development and urbanization of more

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1184

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3265*-LN162(4.1)

Short Title: Hospital Governing Authority.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE MEMBERS OF A HOSPITAL AUTHORITY
3 BOARD ARE A PUBLIC BODY AND HAVE THE RIGHT TO SUE AND BE
4 SUED.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 131E-9 is amended by adding the following new
7 subsection to read:
8 "(d) The members of a board established by a municipality pursuant to subsection
9 (a) of this section, or a hospital authority established by a county board of
10 commissioners pursuant to subsection (b) of this section, are a public body and a
11 body corporate and politic and have the right to sue and be sued."
12 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

2:57 PM

IN CHAIR: HACKNEY

Q. # 428
LEGISLATIVE DAY 54
H1184HCS
READING 2
WRIGHT

HOSPITAL GOVERNING AUTHORITY

AYES - 112

ADAMS	DAUGHTRY	HUNTER, H.	RAMSEY
ALEXANDER	DAVIS	HURLEY	RAYFIELD
ALLEN	DECKER	INSKO	REDWINE
ALLRED	DEDMON	JARRELL	ROGERS
BADDOUR	DOCKHAM	JEFFUS	RUSSELL
BAKER	EARLE	JUSTUS	SAUNDERS
BARBEE	EASTERLING	KINNEY	SEXTON
BAREFOOT	EDDINS	KISER	SHERRILL
BERRY	EDWARDS	LUEBKE	SMITH
BLUE	ESPOSITO	MCALLISTER	STARNES
BONNER	FITCH	MCCOMAS	SUTTON
BOWIE	FOX	MCCOMBS	TALLENT
BOYD-MCINTYRE	GARDNER	MCCRARY	TEAGUE
BRIDGEMAN	GIBSON	MCLAWHORN	THOMAS
BROWN	GILLESPIE	MCMAHAN	THOMPSON
BRUBAKER	GOODWIN	MELTON	TOLSON
BUCHANAN	GRADY	MICHAUX	TUCKER
CANSLER	GRAY	MILLER	WAINWRIGHT
CAPPS	GULLEY	MITCHELL	WALEND
CARPENTER	HACKNEY	MOORE	WARNER
CLARY	HAIRE	MORGAN	WARREN
COLE	HARDAWAY	MORRIS	WARWICK
COX	HENSLEY	NESBITT	WILSON, C.
CRAWFORD	HIATT	NYE	WILSON, G.
CREECH	HILL	OLDHAM	WOMBLE
CULP	HOLMES	OWENS	WOOD
CULPEPPER	HORN	POPE	WRIGHT
CUNNINGHAM	HOWARD	PRESTON	YONGUE

NOES - 1

SETZER

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
BRASWELL

ELLIS

MINER

MOSLEY

H1184HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



D. # 1705
LEGISLATIVE DAY 144
H1184SCS

EV
7/13/00
9:30 PM
IN CHAIR: SPEAKER

HACKNEY

AMEND CERTIFICATE OF NEED
MOTION #11- TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 93

ALEXANDER	DAVIS	HURLEY	SETZER
ALLEN	DEDMON	INSKO	SEXTON
ALLRED	DOCKHAM	JARRELL	SMITH
BADDOUR	EASTERLING	JEFFUS	SOSSAMON
BAKER	EDDINS	JUSTUS	STARNES
BAREFOOT	ELLIS	KISER	SUTTON
BLUE	ESPOSITO	LUEBKE	TEAGUE
BONNER	FORD	MCCOMBS	THOMAS
BOWIE	FOX	MCLAWHORN	THOMPSON
BOYD-MCINTYRE	GARDNER	MELTON	TOLSON
BRIDGEMAN	GIBSON	MILLER	TUCKER
BROWN	GILLESPIE	MITCHELL	WAINWRIGHT
BRUBAKER	GOODWIN	MORGAN	WALEND
CANSLER	GRAY	NESBITT	WARNER
CAPPS	GULLEY	NYE	WARREN
CLARY	HACKNEY	OLDHAM	WARWICK
COLE	HAIRE	OWENS	WEISS
COX	HALL	POPE	WEST
CRAWFORD	HENSLEY	PRESTON	WILSON, C.
CREECH	HILL	RAYFIELD	WOMBLE
CULP	HORN	REDWINE	WOOD
CULPEPPER	HOWARD	RUSSELL	WRIGHT
CUNNINGHAM	HUNTER, H.	SAUNDERS	YONGUE
DAUGHTRY			

NOES - 4

BERRY	DECKER	GRADY	MICHAUX
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EXCUSED ABSENCE - 10

BARBEE	KINNEY	MORRIS	SHERRILL
HIATT	MCCRARY	RAMSEY	WILSON, G.
HOLMES	MINER		

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	CHURCH	FITCH	MCMAHAN
ADAMS	EARLE	MCALLISTER	ROGERS
ARNOLD	EDWARDS	MCCOMAS	TALLENT
BUCHANAN			

H1184SCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1547/8-- 8:12 PM JULY 13, 2000 LEGISLATIVE DAY 142

SENATOR BASNIGHT

-- Presiding

WRIGHT
AMEND CERTIFICATE OF NEED
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1184
READING 2

AYE	31	ALBERTSON BALLANCE BALLANTINE BASNIGHT CARTER COOPER FOXX GARROU	GULLEY HAGAN HARRIS HOYLE KERR KINNAIRD LEE LUCAS	MARTIN R MARTIN W MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND ROBINSON SOLES WARREN WEINSTEIN WELLONS
NO	3	CLODFELTER	HARTSELL	HORTON	

EXCUSED 0

NOT CAST 2 JORDAN SHAW L

ABSENT	14	ALLRAN CARPENTER CARRINGTON COCHRANE	DALTON DANNELLY EAST FORRESTER	GARWOOD METCALF REEVES	RUCHO SHAW R WEBSTER
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PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1548/9-- 8:12 PM

JULY 13, 2000

LEGISLATIVE DAY 142

SENATOR BASNIGHT

-- Presiding

WRIGHT
AMEND CERTIFICATE OF NEED
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1184
READING 3

AYE	31	ALBERTSON BALLANCE BALLANTINE BASNIGHT CARTER COOPER FOXX GARROU	GULLEY HAGAN HARRIS HOYLE KERR KINNAIRD LEE LUCAS	MARTIN R MARTIN W MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND ROBINSON SOLES WARREN WEINSTEIN WELLONS
NO	3	CLODFELTER	HARTSELL	HORTON	

EXCUSED 0

NOT CAST 2 JORDAN SHAW L

ABSENT	14	ALLRAN CARPENTER CARRINGTON COCHRANE	DALTON DANNELLY EAST FORRESTER	GARWOOD METCALF REEVES	RUCHO SHAW R FORSTER
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PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1185

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA123-LG348(4.7)

Short Title: Equine Anemia Tests/Funds.

(Public)

Sponsors: Representatives Mitchell and Baker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROVIDE FOR THE MANDATORY
3 TESTING FOR EQUINE INFECTIOUS ANEMIA AND TO APPROPRIATE
4 FUNDS TO ENFORCE THE MANDATORY TESTING.
5 The General Assembly of North Carolina enacts:
6 Section 1. No later than October 1, 1999, the Board of Agriculture shall
7 adopt rules pursuant to its authority under G.S. 106-405.17 to provide for the
8 mandatory testing of equines for equine infectious anemia prior to sale or prior to
9 exhibition or assembly at public stables or other public places.
10 Section 2. There is appropriated from the General Fund to the
11 Department of Agriculture and Consumer Services the sum of one hundred fifty
12 thousand dollars (\$150,000) for the 1999-2000 fiscal year and the sum of one hundred
13 fifty thousand dollars (\$150,000) for the 2000-2001 fiscal year to be used for the costs
14 of enforcing the mandatory testing program under Section 1 of this act.
15 Section 3. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1186 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6131-LT119(4.7)

Short Title: Unearned Premium Reserves.

(Public)

Sponsors: Representative Miner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REVISE THE LAW GOVERNING THE UNEARNED PREMIUM
3 RESERVE OF DOMESTIC TITLE COMPANIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 58-26-25 reads as rewritten:
6 "§ 58-26-25. Amount of unearned premium reserve.
7 (a) The unearned premium reserve of every domestic title insurance company
8 shall consist of the aggregate of:
9 (1) The amount of the unearned premium reserve held as of ~~January~~
10 ~~1, 1974.~~ January 1, 1999.
11 (2) The amount of all additions required to be made to such reserve
12 by this section, less the reduction of such aggregate amount
13 required hereby.
14 (b) ~~On each contract of title insurance issued by a~~ A domestic title insurance
15 company on and after ~~January 1, 1974,~~ there shall be reserved January 1, 1999, shall
16 reserve initially as an unearned premium reserve a sum equal to ten per centum
17 (10%) of the ~~original risk premium charged therefor.~~ following items set forth in the
18 title insurer's most recent annual statement on file with the Commissioner:
19 (1) Direct premiums written; and
20 (2) Premiums for reinsurance assumed less premiums for reinsurance
21 ceded during the year.
22 (c) The aggregate of the amounts set aside in unearned premium reserves in any
23 calendar year, pursuant to subsection (b) of this section, shall be reduced annually at
24 the end of each calendar year following the year in which the policy is issued, ~~at the~~
25 ~~annual rate of one twentieth of the aggregate of such amounts.~~ over a period of 20

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

4/27/99

8:47 PM

IN CHAIR: SPEAKER

385
LEGISLATIVE DAY 53
H1186HCS
READING 2
MINER

UNEARNED PREMIUM RESERVES

AYES - 111

SPEAKER	CREECH	HOWARD	RAMSEY
ADAMS	CULP	HUNTER, H.	RAYFIELD
ALEXANDER	CULPEPPER	HURLEY	REDWINE
ALLEN	CUNNINGHAM	INSKO	ROGERS
ALLRED	DAVIS	JARRELL	RUSSELL
ARNOLD	DECKER	JEFFUS	SAUNDERS
BADDOUR	DEDMON	JUSTUS	SETZER
BAKER	DOCKHAM	KINNEY	SEXTON
BARBEE	EARLE	KISER	SHERRILL
BAREFOOT	EASTERLING	MCALLISTER	SMITH
BERRY	EDDINS	MCCOMAS	STARNES
BLUE	EDWARDS	MCCOMBS	SUTTON
BONNER	ESPOSITO	MCCRARY	TALLENT
BOWIE	FITCH	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	FOX	MCMAHAN	THOMAS
BRASWELL	GARDNER	MELTON	TOLSON
BRIDGEMAN	GIBSON	MILLER	WAINWRIGHT
BROWN	GILLESPIE	MINER	WALEND
BRUBAKER	GOODWIN	MITCHELL	WARNER
BUCHANAN	GRADY	MOORE	WARREN
CANSLER	GULLEY	MORGAN	WARWICK
CAPPS	HACKNEY	MORRIS	WILSON, C.
CARPENTER	HAIRE	MOSLEY	WILSON, G.
CHURCH	HENSLEY	NESBITT	WOMBLE
CLARY	HIATT	NYE	WOOD
COLE	HILL	OWENS	WRIGHT
COX	HOLMES	POPE	YONGUE
CRAWFORD	HORN	PRESTON	

NOES - 1

TUCKER

EXCUSED ABSENCE - 4

DAUGHTRY

GRAY

LUEBKE

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 4

ELLIS

HARDAWAY

MICHAUX

OLDHAM

H1186HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1014/23-- 2:14 PM

JULY 15, 1999

LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

-- Presiding

MINER
UNEARNED PREMIUM RESERVES

HOUSE BILL 1186
READING 2

AYE	47	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	
NO	0				

EXCUSED	1	WELLONS	
NOT CAST	0		
ABSENT	2	CARRINGTON	JORDAN
PAIRS	0		
AYE			
NO			



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1187 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2233-LE201(4.7)

Short Title: Communication Devices on School Buses.

(Public)

Sponsors: Representative Hunter.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO ESTABLISH A PILOT PROGRAM TO PUT COMMUNICATION
3 DEVICES ON SCHOOL BUSES.

4 The General Assembly of North Carolina enacts:

5 Section 1. The State Board of Education shall establish a pilot program
6 in one or more local school administrative units, including the Northampton County
7 Schools, to enable local boards of education to use State school transportation funds
8 to install communication devices in school buses.

9 The State Board shall report the results of the study to the Joint
10 Legislative Education Oversight Committee prior to January 1, 2000. The report
11 shall include the cost of the pilot program and the benefits derived from it.

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
4/26/99

9:36 PM

IN CHAIR: SPEAKER

350
LEGISLATIVE DAY 52
H1187
READING 2
HUNTER, H.

COMMUNICATION DEV. ON SCHOOL BUSES

AYES - 116

SPEAKER	CULPEPPER	HOWARD	PRESTON
ADAMS	CUNNINGHAM	HUNTER, H.	RAMSEY
ALEXANDER	DAUGHTRY	HURLEY	RAYFIELD
ALLEN	DAVIS	INSKO	REDWINE
ALLRED	DECKER	JARRELL	ROGERS
ARNOLD	DEDMON	JEFFUS	RUSSELL
BADDOUR	DOCKHAM	JUSTUS	SAUNDERS
BAKER	EARLE	KINNEY	SETZER
BARBEE	EASTERLING	KISER	SEXTON
BAREFOOT	EDDINS	LUEBKE	SHERRILL
BERRY	EDWARDS	MCCOMAS	SMITH
BLUE	ELLIS	MCCOMBS	STARNES
BONNER	ESPOSITO	MCCRARY	SUTTON
BOWIE	FOX	MCLAWHORN	TALLENT
BOYD-MCINTYRE	GARDNER	MCMAHAN	TEAGUE
BRASWELL	GIBSON	MELTON	THOMAS
BRIDGEMAN	GILLESPIE	MICHAUX	TOLSON
BROWN	GOODWIN	MILLER	TUCKER
BRUBAKER	GRADY	MINER	WAINWRIGHT
BUCHANAN	GRAY	MITCHELL	WALEND
CANSLER	GULLEY	MOORE	WARNER
CAPPS	HACKNEY	MORGAN	WARREN
CARPENTER	HAIRE	MORRIS	WARWICK
CLARY	HARDAWAY	MOSLEY	WILSON, C.
COLE	HENSLEY	NESBITT	WILSON, G.
COX	HIATT	NYE	WOMBLE
CRAWFORD	HILL	OLDHAM	WOOD
CREECH	HOLMES	OWENS	WRIGHT
CULP	HORN	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 3

CHURCH

FITCH

MCALLISTER

H1187

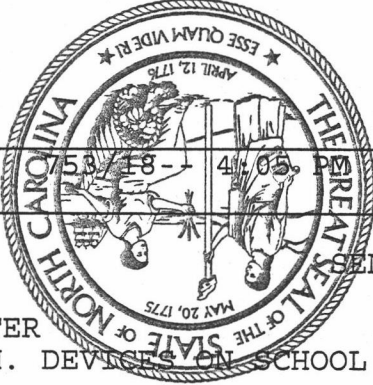
NORTH CAROLINA GENERAL ASSEMBLY
SENATE

SENATE
GENERAL ASSEMBLY

RECORDED VOTE

1999
FIRST SESSION

SEQ. 753/18 -- 4:05 PM JUNE 29, 1999 LEGISLATIVE DAY 88



SENATOR BASNIGHT

-- Presiding

HUNTER
COMM. DEVICES ON SCHOOL BUSES

HOUSE BILL 1187
READING 2

AYE	48	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
NO	0				

EXCUSED	0		
NOT CAST	0		
ABSENT	2	COOPER	JORDAN
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1188

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA112-LN184(4.7)

Short Title: Research Studies/Women Participants.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REQUIRE MEDICAL INSTITUTIONS AND UNIVERSITY
3 HOSPITALS THAT RECEIVE STATE FUNDS TO INCLUDE WOMEN AS
4 SUBJECTS IN MEDICAL RESEARCH PROJECTS, AS APPROPRIATE.

5 Whereas, in recent decades a number of large-scale medical research
6 projects have been conducted in this country, including longitudinal studies by NIH,
7 as well as major university hospitals, that included men but not women as subjects,
8 thereby resulting in unanswered questions about women's health; and

9 Whereas, the results of the research on men have been used regularly and
10 widely as a basis for treatment of women; and

11 Whereas, women and men possess certain biological and chemical
12 differences that influence the approach to meeting their respective medical needs;
13 and

14 Whereas, the status of a woman's health not only impacts the quality of
15 her life and that of her family, but also impacts the economy of her community and
16 ultimately the State; Now, therefore,

17 The General Assembly of North Carolina enacts:

18 Section 1. Every public or private medical center or university hospital
19 in this State that receives State funds and that conducts medical research on human
20 physical or mental health, including diseases affecting humans, shall ensure that any
21 research conducted by the entity on human beings for illnesses, diseases, or other
22 health conditions affecting both men and women, includes a representative sample of
23 adult women as subjects in the testing, studies, and other forms of research
24 conducted. No State funds shall be allocated, encumbered, or expended for medical

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EU

4/28/99

3:29 PM

IN CHAIR: HACKNEY

435

LEGISLATIVE DAY 54

H1188

READING 2

BOYD-MCINTYRE

RESEARCH STUDIES/ WOMEN PARTICIPANTS

ADAMS
ALEXANDER
ALLEN
ALLRED
BADDOUR
BAKER
BARBEE
BAREFOOT
BLUE
BONNER
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
COLE
COX
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
ESPOSITO
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN
HOWARD
HURLEY

AYES - ¹⁰⁸ ~~107~~ *Wick*

INSKO
JARRELL
JEFFUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NYE
OLDHAM
OWENS
PRESTON
RAMSEY
RAYFIELD
REDWINE

Bowie *Wick*
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

BERRY
ELLIS

FITCH

NOES - 5

MCMAHAN

POPE

ARNOLD

EXCUSED ABSENCE - 2
CHURCH

EXCUSED VOTE - 0

SPEAKER

~~BOWIE~~ *Wick*

EDWARDS

HUNTER, H.

NOT VOTING - ⁶ ~~5~~ *Wick*

JUSTUS

KINNEY

H1188

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1189 APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7182-LMQQX045(3.2)

Short Title: Fire Alarm System Contractors.

(Public)

Sponsors: Representative Morris.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO LICENSE FIRE ALARM SYSTEM CONTRACTORS.
3 The General Assembly of North Carolina enacts:
4 Section 1. Chapter 87 of the General Statutes is amended by adding a
5 new Article to read:

6 "ARTICLE 2A.
7 "Fire Alarm System Contractors.

8 "§ 87-27.10. Purpose.

9 The proper installation, monitoring, and servicing of fire alarm devices and fire
10 alarm detection systems affects the public health, safety, and welfare. Licensure of
11 contractors who lay out, commission, and service fire alarm devices and fire alarm
12 detection systems is necessary to ensure minimum standards of competency and to
13 provide the public with information and equipment that will protect them from fires
14 and related injuries.

15 "§ 87-27.11. Definitions.

16 The following definitions apply in this Article:

- 17 (1) Board. -- The State Board of Fire Alarm System Contractors.
18 (2) Fire alarm detection system. -- A system or a portion of a
19 combination system consisting of components and circuits arranged
20 to monitor and annunciate the status of fire alarm or supervisory
21 signal-initiating devices and to initiate appropriate response to
22 those signals.
23 (3) Fire alarm device. -- A device capable of sounding through audible
24 or visible means a warning that fire or combustion has taken place.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 90 APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7179-LKX115(3.18)

Short Title: Desert Storm Plates.

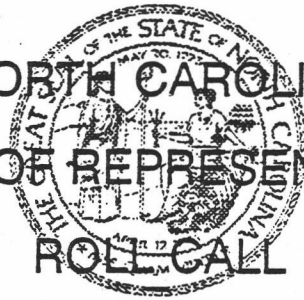
(Public)

Sponsors: Representative Sexton.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE
3 "DESERT STORM VETERAN" SPECIAL REGISTRATION PLATES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 20-79.4(b) reads as rewritten:
6 "(b) Types. -- The Division shall issue the following types of special registration
7 plates:
8 ...
9 (11a) Desert Storm Veteran. -- Issuable to a veteran of the armed forces
10 who served in the Defense of Saudi Arabia from August 2, 1991, to
11 January 16, 1991, or who served in the Liberation and Defense of
12 Kuwait from January 17, 1991, to April 11, 1991, and is either still
13 in service or who separated from the armed services under
14 honorable conditions. The Division may not issue the plate
15 authorized by this subdivision unless it receives at least 300
16 applications for the plate."
17 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEN. # 840
LEGISLATIVE DAY 87
190
READING 2
SEXTON

RC
6/24/99
1:37 PM
IN CHAIR: SPEAKER

DESERT STORM PLATES

AYES - 102

SPEAKER	DEDMON	INSKO	REDWINE
ADAMS	DOCKHAM	JARRELL	ROGERS
ALEXANDER	EARLE	JEFFUS	RUSSELL
ALLEN	EASTERLING	JUSTUS	SAUNDERS
ALLRED	EDDINS	KINNEY	SETZER
ARNOLD	EDWARDS	LUEBKE	SEXTON
BADDOUR	ELLIS	MCCOMAS	SHERRILL
BAKER	ESPOSITO	MCCOMBS	STARNES
BARBEE	FITCH	MCCRARY	SUTTON
BAREFOOT	FOX	MCLAWHORN	TALLENT
BONNER	GARDNER	MCMAHAN	TEAGUE
BOYD-MCINTYRE	GIBSON	MICHAUX	THOMAS
BRIDGEMAN	GILLESPIE	MILLER	THOMPSON
BROWN	GOODWIN	MINER	TOLSON
BUCHANAN	GRADY	MITCHELL	TUCKER
CANSLER	GRAY	MOORE	WAINWRIGHT
CAPPS	GULLEY	MORGAN	WALEND
CARPENTER	HACKNEY	MORRIS	WARNER
CLARY	HAIRE	NESBITT	WARREN
COLE	HARDAWAY	NYE	WARWICK
CRAWFORD	HIATT	OLDHAM	WILSON, C.
CULP	HILL	OWENS	WILSON, G.
CULPEPPER	HORN	POPE	WOMBLE
CUNNINGHAM	HOWARD	PRESTON	WOOD
DAUGHTRY	HUNTER, H.	RAYFIELD	YONGUE
DECKER	HURLEY		

NOES - 5

BOWIE	DAVIS	HENSLEY	KISER
CREECH			

EXCUSED ABSENCE - 8

BLUE	CHURCH	MOSLEY	SMITH
BRUBAKER	COX	RAMSEY	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	HOLMES	MCCALLISTER	MELTON
BRASWELL			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
6/28/99
7:28 PM

IN CHAIR: SPEAKER

REQ. # 850
LEGISLATIVE DAY 88
H1190
READING 3
SEXTON

DESERT STORM PLATES

AYES - 95

SPEAKER
ADAMS
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BAREFOOT
BONNER
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD
CULP
CULPEPPER

CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HIATT
HILL
HORN

HOWARD
INSKO
JARRELL
JEFFUS
JUSTUS
KINNEY
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MELTON
MICHAUX
MITCHELL
MORGAN
NESBITT
NYE
OLDHAM
OWENS
POPE
RAYFIELD
REDWINE
ROGERS

RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARREN
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 4

BOWIE

CREECH

HENSLEY

KISER

EXCUSED ABSENCE - 14

BARBEE
BLUE
CANSLER
ELLIS

GRAY
HOLMES
HURLEY
MCMAHAN

MORRIS
MOSLEY
PRESTON

RAMSEY
WARNER
WARWICK

EXCUSED VOTE - 0

NOT VOTING - 7

ALLRED
BERRY

FITCH
HUNTER, H.

MILLER
MINER

MOORE

H1190

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1191

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4200-LK164A(4.7)

Short Title: Nonbetterment Relocation Costs.

(Public)

Sponsors: Representative Rogers.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO RELIEVE SMALL MUNICIPALITIES OF THE COSTS
3 ASSOCIATED WITH UTILITY RELOCATIONS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 136-27.1 reads as rewritten:

6 "§ 136-27.1. Relocation of water and sewer lines of municipalities and nonprofit
7 water or sewer corporations or associations.

8 The Department of Transportation shall pay the nonbetterment cost for the
9 relocation of water and sewer lines, located within the existing State highway right-of-
10 way, that are necessary to be relocated for a State highway improvement project and
11 that are owned by: (i) a municipality with a population of ~~5,500~~ 6,500 or less
12 according to the latest decennial census; (ii) a nonprofit water or sewer association or
13 corporation; (iii) any water or sewer system organized pursuant to Chapter 162A of
14 the General Statutes; (iv) a rural water system operated by county as an enterprise
15 system; (v) any sanitary district organized pursuant to Part 2 of Article 2 of Chapter
16 130A of the General Statutes; or (vi) constructed by a water or sewer system
17 organized pursuant to Chapter 162A of the General Statutes and then sold or
18 transferred to a municipality with a population of greater than 5,500 according to the
19 latest decennial census."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1192

APR 14 99

H

HOUSE PRINCIPAL CLERK

HOUSE DRH7153-LH142(4.7)

Short Title: Tracing Crime Weapons.

(Public)

Sponsors: Representative Kinney.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE TRACING OF FIREARMS USED IN THE
3 COMMISSION OF A CRIME.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 114-10 reads as rewritten:

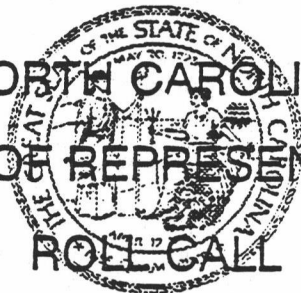
6 "**§ 114-10. Division of Criminal Statistics.**

7 The Attorney General shall set up in the Department of Justice a division to be
8 designated as the Division of Criminal Statistics. There shall be assigned to this
9 Division by the Attorney General duties as follows:

10 (1) To collect and correlate information in criminal law
11 administration, including crimes committed, arrests made,
12 dispositions on preliminary hearings, prosecutions, convictions,
13 acquittals, punishment, appeals, together with the age, race, and
14 sex of the offender, information regarding all firearms seized,
15 forfeited, found, or otherwise coming into the possession of any
16 State or local law enforcement agency of the State that are
17 believed to have been used in the commission of a crime, and such
18 other information concerning crime and criminals as may appear
19 significant or helpful. To correlate such information with the
20 operations of agencies and institutions charged with the supervision
21 of offenders on probation, in penal and correctional institutions, on
22 parole and pardon, so as to show the volume, variety and
23 tendencies of crime and criminals and the workings of successive
24 links in the machinery set up for the administration of the criminal

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

4/26/99

9:28 PM

IN CHAIR: SPEAKER

347

LEGISLATIVE DAY 52

H1192HCS

READING 2

KINNEY

TRACING CRIME WEAPONS

AYES - 117

SPEAKER	CUNNINGHAM	HUNTER, H.	PRESTON
ADAMS	DAUGHTRY	HURLEY	RAMSEY
ALEXANDER	DAVIS	INSKO	RAYFIELD
ALLEN	DECKER	JARRELL	REDWINE
ALLRED	DEDMON	JEFFUS	ROGERS
ARNOLD	DOCKHAM	JUSTUS	RUSSELL
BADDOUR	EARLE	KINNEY	SAUNDERS
BAKER	EASTERLING	KISER	SETZER
BARBEE	EDDINS	LUEBKE	SEXTON
BAREFOOT	EDWARDS	MCCALLISTER	SHERRILL
BERRY	ELLIS	MCCOMAS	SMITH
BLUE	ESPOSITO	MCCOMBS	STARNES
BONNER	FOX	MCCRARY	SUTTON
BOWIE	GARDNER	MCLAWHORN	TALLENT
BOYD-MCINTYRE	GIBSON	MCMAHAN	TEAGUE
BRASWELL	GILLESPIE	MELTON	THOMAS
BRIDGEMAN	GOODWIN	MICHAUX	TOLSON
BROWN	GRADY	MILLER	TUCKER
BRUBAKER	GRAY	MINER	WAINWRIGHT
BUCHANAN	GULLEY	MITCHELL	WALEND
CANSLER	HACKNEY	MOORE	WARNER
CAPPS	HAIRE	MORGAN	WARREN
CARPENTER	HARDAWAY	MORRIS	WARWICK
CLARY	HENSLEY	MOSLEY	WILSON, C.
COLE	HIATT	NESBITT	WILSON, G.
COX	HILL	NYE	WOMBLE
CRAWFORD	HOLMES	OLDHAM	WOOD
CREECH	HORN	OWENS	WRIGHT
CULP	HOWARD	POPE	YONGUE
CULPEPPER			

NOES - 0

EXCUSED ABSENCE - 1

THOMPSON

EXCUSED VOTE - 0

NOT VOTING - 2

CHURCH

FITCH

H1192HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 674/10-- 2:06 PM

JUNE 16, 1999

LEGISLATIVE DAY 81

LT. GOVERNOR WICKER

-- Presiding

KINNEY
TRACING CRIME WEAPONS

HOUSE BILL 1192
READING 2

AYE	49	ALBERTSON	EAST	KERR	PLYLER
		ALLRAN	FORRESTER	KINNAIRD	PURCELL
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN R	ROBINSON
		CARPENTER	GULLEY	MARTIN W	RUCHO
		CARRINGTON	HAGAN	METCALF	SHAW L
		CARTER	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WARREN
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY			
NO	1	WEBSTER			

EXCUSED 0
NOT CAST 0
ABSENT 0
PAIRS 0
 AYE
 NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1193

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3334-LM199A(4.6)

Short Title: Health Care Professionals.

(Public)

Sponsors: Representative Nesbitt.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT AUTHORIZING NURSE PRACTITIONERS, PHYSICIAN ASSISTANTS,
3 AND CERTIFIED NURSE MIDWIVES TO CONDUCT PHYSICAL
4 EXAMINATIONS IN CERTAIN CIRCUMSTANCES.

5 The General Assembly of North Carolina enacts:

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

8 "ARTICLE 37.

9 "Health Care Professionals.

10 "**§ 90-646. Physical examination by qualified health care professionals.**

11 (a) Whenever a statute or State agency rule enacted before October 1, 1999,
12 requires that a physical examination shall be conducted by a physician, the
13 examination may be conducted by another health care professional qualified to
14 conduct such examination. The term 'health care professional' means a physician,
15 nurse practitioner, physician's assistant, or certified nurse midwife who holds a
16 current valid license or certificate to practice in North Carolina.

17 (b) This section shall not apply to physical examinations conducted pursuant to
18 G.S. 1A-1, Rule 35; G.S. 7A-289.30; G.S. 15B-12; G.S. 90-14; or any rules adopted by
19 the North Carolina Boxing Commission requiring physical examinations unless those
20 statutes or rules are amended to make the provisions of this section applicable."

21 Section 2. This act becomes effective October 1, 1999.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

*call
Jo Hinton
when
ready*

EDITION No. _____

H. B. No. 1193

DATE 4-27-99

S. B. No. _____

Amendment No. 1

COMMITTEE SUBSTITUTE _____

(to be filled in by
Principal Clerk)

Rep.) Mosley, Jane
Sen.) _____

1 moves to amend the bill on page 1, line 18

2 () WHICH CHANGES THE TITLE

3 by _____

4 deleting "G.S. 74-289.30;"

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED *[Signature]*

ADOPTED ✓ 4/28/97
111-0 EV DW

FAILED _____

TABLED _____

*BL
32-55*

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



419
LEGISLATIVE DAY 54
H1193

READING 2

NESBITT

AMEND #1 COMMITTEE AMENDMENT
HEALTH CARE PROFESSIONALS

EU

4/28/99

2:18 PM

IN CHAIR: SPEAKER

AYES - 111

SPEAKER	DAVIS	HURLEY	RAYFIELD
ADAMS	DECKER	INSKO	REDWINE
ALEXANDER	DEDMON	JARRELL	ROGERS
ALLEN	DOCKHAM	JEFFUS	RUSSELL
ALLRED	EARLE	JUSTUS	SAUNDERS
BADDOUR	EASTERLING	KINNEY	SETZER
BAKER	EDDINS	KISER	SEXTON
BARBEE	EDWARDS	LUEBKE	SHERRILL
BAREFOOT	ELLIS	MCALLISTER	SMITH
BERRY	ESPOSITO	MCCOMBS	STARNES
BONNER	FITCH	MCCRARY	SUTTON
BOWIE	FOX	MCMAHAN	TALLENT
BOYD-MCINTYRE	GARDNER	MELTON	TEAGUE
BRASWELL	GIBSON	MICHAUX	THOMAS
BRIDGEMAN	GILLESPIE	MILLER	THOMPSON
BRUBAKER	GOODWIN	MINER	TOLSON
BUCHANAN	GRADY	MITCHELL	TUCKER
CANSLER	GRAY	MOORE	WAINWRIGHT
CAPPS	GULLEY	MORGAN	WALEND
CARPENTER	HAIRE	MORRIS	WARNER
CLARY	HARDAWAY	MOSLEY	WARREN
COLE	HENSLEY	NESBITT	WARWICK
COX	HIATT	NYE	WILSON, G.
CRAWFORD	HILL	OLDHAM	WOMBLE
CREECH	HOLMES	OWENS	WOOD
CULP	HORN	POPE	WRIGHT
CULPEPPER	HOWARD	PRESTON	YONGUE
CUNNINGHAM	HUNTER, H.	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 7

BLUE
BROWN

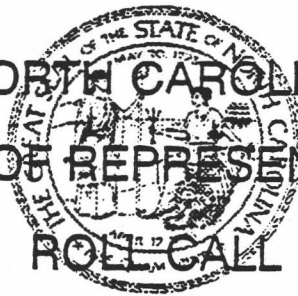
DAUGHTRY
HACKNEY

MCCOMAS
MCLAWHORN

WILSON, C.

H1193

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 420
LEGISLATIVE DAY 54
H1193
READING 2
NESBITT

EU
4/28/99
2:19 PM
IN CHAIR: SPEAKER

HEALTH CARE PROFESSIONALS

AYES - 112

SPEAKER	CUNNINGHAM	INSKO	RAYFIELD
ADAMS	DAVIS	JARRELL	REDWINE
ALEXANDER	DECKER	JEFFUS	ROGERS
ALLEN	DEDMON	JUSTUS	RUSSELL
ALLRED	DOCKHAM	KINNEY	SAUNDERS
BADDOUR	EARLE	KISER	SETZER
BAKER	EASTERLING	LUEBKE	SEXTON
BARBEE	EDDINS	MCALLISTER	SHERRILL
BAREFOOT	EDWARDS	MCCOMAS	SMITH
BERRY	ELLIS	MCCOMBS	STARNES
BLUE	ESPOSITO	MCCRARY	SUTTON
BONNER	FITCH	MCMAHAN	TALLENT
BOWIE	FOX	MELTON	TEAGUE
BOYD-MCINTYRE	GARDNER	MICHAUX	THOMAS
BRASWELL	GIBSON	MILLER	THOMPSON
BRIDGEMAN	GILLESPIE	MINER	TOLSON
BRUBAKER	GOODWIN	MITCHELL	TUCKER
BUCHANAN	GRADY	MOORE	WAINWRIGHT
CANSLER	GULLEY	MORGAN	WALEND
CAPPS	HAIRE	MORRIS	WARNER
CARPENTER	HARDAWAY	MOSLEY	WARREN
CLARY	HENSLEY	NESBITT	WARWICK
COLE	HIATT	NYE	WILSON, C.
COX	HILL	OLDHAM	WILSON, G.
CRAWFORD	HOLMES	OWENS	WOMBLE
CREECH	HORN	POPE	WOOD
CULP	HOWARD	PRESTON	WRIGHT
CULPEPPER	HURLEY	RAMSEY	YONGUE

NOES - 0

ARNOLD
EXCUSED ABSENCE - 2
CHURCH

EXCUSED VOTE - 0

BROWN
DAUGHTRY
GRAY
HACKNEY
HUNTER, H.
MCLAWHORN

H1193

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 637/4--11:55 AM JUNE 10, 1999 LEGISLATIVE DAY 78

LT. GOVERNOR WICKER

-- Presiding

NESBITT
HEALTH CARE PROFESSIONALS

HOUSE BILL 1193
READING 2

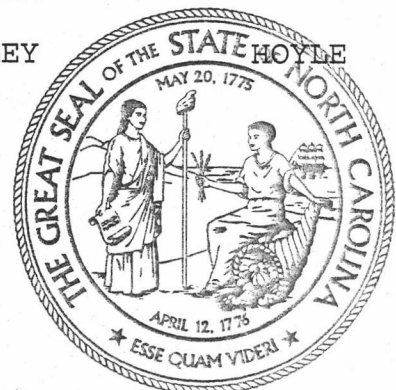
AYE	42	ALBERTSON	DANNELLY	LEE	REEVES
		ALLRAN	FORRESTER	LUCAS	ROBINSON
		BALLANCE	FOXX	MARTIN R	RUCHO
		BALLANTINE	GARROU	MARTIN W	SHAW L
		BASNIGHT	HAGAN	METCALF	SHAW R
		CARPENTER	HARRIS	MILLER	SOLES
		CARTER	HARTSELL	MOORE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COCHRANE	JORDAN	PURCELL	WEINSTEIN
		COOPER	KERR	RAND	WELLONS
		DALTON	KINNAIRD		
NO	0				

EXCUSED 0

NOT CAST 3 ODOM PERDUE PLYLER

ABSENT 5 CARRINGTON GARWOOD GULLEY

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 761

LEGISLATIVE DAY 82

H193SCS #2

6/16/99

2:58 PM

IN CHAIR: SPEAKER

NESBITT

HEALTH CARE PROFESSIONALS

MOTION #11. TO CONCUR IN SENATE COMMITTEE SUBSTITUTE #2

AYES - 105

ADAMS
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BAREFOOT
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CHURCH
CLARY
COLE
COX
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY

DAVIS
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HUNTER, H.
HURLEY
INSKO

JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON
RAYFIELD

REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 6

ALLRED
BARBEE

CREECH
DECKER

HOLMES

HOWARD

EXCUSED ABSENCE - 8

BLUE
BRUBAKER

ESPOSITO
HORN

MOORE
MOSLEY

RAMSEY
WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 1

SPEAKER

H1193SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1194

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3333-LH101(4.6)

Short Title: Need Consent to Tape Conversation.

(Public)

Sponsors: Representative Nesbitt.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT IT IS UNLAWFUL TO RECORD A TELEPHONE
3 CONVERSATION WITHOUT THE CONSENT OF ALL PARTIES TO THE
4 CONVERSATION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 15A-287(a) reads as rewritten:
7 "(a) Except as otherwise specifically provided in this Article, a person is guilty of
8 a Class H felony if, without the consent of ~~at least one party to the~~ all parties to the
9 communication, the person:
10 (1) Willfully intercepts, endeavors to intercept, or procures any other
11 person to intercept or endeavor to intercept, any wire, oral, or
12 electronic communication.
13 (2) Willfully uses, endeavors to use, or procures any other person to
14 use or endeavor to use any electronic, mechanical, or other device
15 to intercept any oral communication when:
16 a. The device is affixed to, or otherwise transmits a signal
17 through, a wire, cable, or other like connection used in wire
18 communications; or
19 b. The device transmits communications by radio, or interferes
20 with the transmission of such communications.
21 (3) Willfully discloses, or endeavors to disclose, to any other person
22 the contents of any wire, oral, or electronic communication,
23 knowing or having reason to know that the information was
24 obtained through violation of this Article; or

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1195

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1178-LE198(4.7)

Short Title: Special Needs Commission Modified.

(Public)

Sponsors: Representative Rogers.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING THE COMMISSION ON
3 CHILDREN WITH SPECIAL NEEDS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 12 of Chapter 120 of the General Statutes reads as
6 rewritten:
7 "ARTICLE 12.
8 "Commission on Children ~~with Special Needs.~~ With Disabilities.
9 "§ 120-58. Creation; appointment of members.
10 There is created a Commission on Children with ~~Special Needs~~ Disabilities to
11 consist of ~~three Senators and one physician licensed to practice in the State of North~~
12 ~~Carolina, and who is actively involved in the private practice of pediatrics; six~~
13 Senators, one parent of a child with disabilities, and one school board attorney
14 appointed by the President Pro Tempore of the Senate, three Representatives and
15 one public member appointed by the Speaker of the House, three parents of children
16 with special needs and one public member appointed by the Governor, and the
17 Superintendent of Public Instruction or the Superintendent's designee. Senate; and
18 six members of the House, one parent of a child with disabilities, and one other
19 public member appointed by the Speaker of the House. The appointing officers shall
20 each designate a member of the Commission to serve as cochairs.
21 "§ 120-59. Time of appointments; terms of office.
22 Appointments to the Commission shall be made within 15 days ~~subsequent to the~~
23 ~~close of each regular session of the~~ of the convening of each General Assembly. The
24 term of office shall begin on the day of appointment, and shall end on the date when

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1196

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7180-LCX199(4.7)

Short Title: Uniform Consumer Finance Tax.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR UNIFORM TAX TREATMENT OF CONSUMER
3 FINANCE BUSINESSES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-88 reads as rewritten:
6 "**§ 105-88. Loan agencies or brokers.**
7 (a) Every person, firm, or corporation engaged in or soliciting any of the following
8 businesses, and maintaining a place of business for conducting the business, must pay
9 for the privilege of engaging in that business an annual tax of seven hundred fifty
10 dollars (\$750.00) for each location at which the business is conducted:
11 (1) The the regular business of making loans or lending money,
12 accepting liens on, or contracts of assignments of, salaries or wages,
13 or any part thereof, or other security or evidence of debt for
14 repayment of such loans in installment payment or otherwise, and
15 maintaining in connection with same any office or other located or
16 established place for the conduct, negotiation, or transaction of
17 such business and/or advertising or soliciting such business in any
18 manner whatsoever, shall be deemed a loan agency, and shall
19 apply for and procure from the Secretary of Revenue a State
20 license for the privilege of transacting or negotiating such business
21 at each office or place so maintained, and shall pay for such
22 license a tax of seven hundred fifty dollars (\$750.00). otherwise.
23 (2) The business of check cashing regulated under Article 22 of
24 Chapter 53 of the General Statutes.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1197 APR 14 99
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH2260-LCX201(4.7)

Short Title: Conform Criminal Deadline to Federal.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CONFORM TO THE FEDERAL STATUTE OF LIMITATIONS
3 FOR WILLFUL FAILURE TO COMPLY WITH THE TAX LAWS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-236(9) reads as rewritten:
6 "(9) Willful Failure to File Return, Supply Information, or Pay Tax. --
7 Any person required to pay any tax, to make a return, to keep any
8 records, or to supply any information, who willfully fails to pay the
9 tax, make the return, keep the records, or supply the information,
10 at the time or times required by law, or rules issued pursuant
11 thereto, shall, in addition to other penalties provided by law, be
12 guilty of a Class 1 misdemeanor. Notwithstanding any other
13 provision of law, no prosecution for a violation brought under this
14 subdivision shall be barred before the expiration of ~~three~~ six years
15 after the date of the violation."
16 Section 2. This act becomes effective December 1, 1999, and applies to
17 prosecutions brought on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1198

APR 14 99

H

HOUSE PRINCIPAL CLERK ^D

HOUSE DRH2242-LD140(4.7)

Short Title: S.E. Compact.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE SOUTHEAST INTERSTATE LOW-LEVEL
3 RADIOACTIVE WASTE MANAGEMENT COMPACT.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1199 APR 14 99
HOUSE PRINCIPAL CLERK ^D

H

HOUSE DRH1175-LD143(4.7)

Short Title: Amend Utilities Law.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT RELATING TO THE UTILITIES LAWS.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1200

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3325-LR343(4.7)

Short Title: Journalists' Testimonial Privilege.

(Public)

Sponsors: Representative Miller.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROMOTE THE FREE FLOW OF INFORMATION TO THE
3 PEOPLE OF NORTH CAROLINA BY CODIFYING THE JOURNALISTS'
4 TESTIMONIAL PRIVILEGE.

5 The General Assembly of North Carolina enacts:

6 Section 1. Article 7 of Chapter 8 of the General Statutes is amended by
7 adding a new section to read:

8 "§ 8-53.9. Persons, companies, or other entities engaged in gathering or dissemination
9 of news.

10 (a) Definitions. The following definitions apply in this section:

11 (1) Journalist. -- Any person, company, or entity engaged in gathering,
12 compiling, writing, editing, photographing, recording, or processing
13 information for dissemination via any news medium.

14 (2) Legal proceeding. -- Any grand jury proceeding or investigation;
15 any criminal prosecution, civil suit, or related proceeding in any
16 court; and, any judicial or quasi-judicial proceeding before any
17 administrative, legislative, or regulatory board, agency, or tribunal.

18 (3) News medium. -- Any entity regularly engaged in the publication
19 or distribution of news via printed or electronic means.

20 (b) No journalist shall be compelled to disclose in any legal proceeding the
21 identity of any confidential informant or the contents or source of any confidential
22 information obtained while acting as a journalist.

23 (c) Notwithstanding any other provision of law, a journalist has a qualified
24 privilege against disclosure in any legal proceeding of any nonconfidential
25 information, document, or item obtained or prepared while acting as a journalist.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

2:53 PM

IN CHAIR: SPEAKER

. # 426
LEGISLATIVE DAY 54
H1200HCS
READING 2
MILLER

JOURNALISTS' TESTI- MONIAL PRIVILEGE

AYES - 94

SPEAKER	DAUGHTRY	INSKO	PRESTON
ADAMS	DECKER	JARRELL	RAMSEY
ALEXANDER	DEDMON	JEFFUS	REDWINE
ALLRED	EARLE	JUSTUS	ROGERS
BADDOUR	EASTERLING	KINNEY	RUSSELL
BARBEE	EDWARDS	LUEBKE	SAUNDERS
BAREFOOT	ESPOSITO	MCALLISTER	SETZER
BERRY	FITCH	MCCOMAS	SHERRILL
BLUE	FOX	MCCOMBS	SMITH
BONNER	GARDNER	MCCRARY	TEAGUE
BOWIE	GIBSON	MCLAWHORN	THOMPSON
BOYD-MCINTYRE	GILLESPIE	MCMAHAN	TOLSON
BRASWELL	GOODWIN	MELTON	TUCKER
BRIDGEMAN	GRADY	MICHAUX	WAINWRIGHT
BUCHANAN	GRAY	MILLER	WALEND
CANSLER	GULLEY	MINER	WARNER
CARPENTER	HACKNEY	MITCHELL	WARREN
CLARY	HENSLEY	MOORE	WARWICK
COX	HILL	MOSLEY	WILSON, G.
CRAWFORD	HOLMES	NESBITT	WOMBLE
CREECH	HORN	NYE	WOOD
CULP	HOWARD	OLDHAM	WRIGHT
CULPEPPER	HUNTER, H.	OWENS	YONGUE
CUNNINGHAM	HURLEY		

NOES - 12

BRUBAKER	DOCKHAM	KISER	STARNES
CAPPS	EDDINS	MORGAN	SUTTON
DAVIS	HIATT	RAYFIELD	TALLENT

EXCUSED ABSENCE - 2

ARNOLD
CHURCH

EXCUSED VOTE - 1

POPE

NOT VOTING - 11

ALLEN	COLE	HARDAWAY	THOMAS
BAKER	ELLIS	MORRIS	WILSON, C.
BROWN	HAIRE	SEXTON	

H1200HCS