

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1201

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRHA127-LD110(4.1)

Short Title: Environmental Excellence Agreements-2.

(Public)

Sponsors: Representative Gibson.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO ESTABLISH A VOLUNTARY PROGRAM REGARDING
- 3 ENVIRONMENTAL EXCELLENCE PROGRAM AGREEMENTS.
- 4 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1202 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7150-LN165(4.5)

Short Title: Child Health Ins./Support Orders.

(Public)

Sponsors: Representative Cansler.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A CHILD IS DEEMED UNINSURED FOR
3 PURPOSES OF HEALTH INSURANCE UNDER HEALTH CHOICE IF THE
4 CHILD'S PARENT FAILS TO COMPLY WITH COURT-ORDERED HEALTH
5 INSURANCE.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 108A-70.21(a) reads as rewritten:
8 "(a) Eligibility. -- The Department may enroll eligible children based on
9 availability of funds. Following are eligibility and other requirements for
10 participation in the Program:
11 ...
12 (3) If a responsible parent is under a court order to provide or
13 maintain health insurance for a child and has failed to comply with
14 the court order, then the child is deemed uninsured for purposes of
15 determining eligibility for Program ~~benefits if at the time of~~
16 ~~application the custodial parent shows proof of agreement to notify~~
17 ~~and cooperate with the child support enforcement agency in~~
18 ~~enforcing the order.~~ benefits.
19 If health insurance other than under the Program is provided to
20 the child after enrollment and prior to the expiration of the
21 eligibility period for which the child is enrolled in the Program,
22 then the child is deemed to be insured and ineligible for continued
23 coverage under the Program. The custodial parent has a duty to
24 notify the Department within 10 days of receipt of the other health
25 insurance, and the Department, upon receipt of notice, shall

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



378
LEGISLATIVE DAY 53
H1202
READING 2
CANSLER

EV
4/27/99
7:57 PM
IN CHAIR: SPEAKER

CHILD HEALTH INSUR./ SUPPORT ORDERS

AYES - 113

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

NOES - 0

	EXCUSED ABSENCE - 5	
DAUGHTRY	LUEBKE	RUSSELL
GRAY		THOMPSON

EXCUSED VOTE - 0

	NOT VOTING - 2
HUNTER, H.	MICHAUX

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

B. FILED
1203 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3335*-LKX143A(4.1)

Short Title: Motorcycle Safety Act.

(Public)

Sponsors: Representatives Baker and Hill (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE REQUIREMENT FOR THE USE OF HELMETS BY
3 OPERATORS AND PASSENGERS ON MOTORCYCLES AND TO INCREASE
4 THE TAX ON PRIVATE MOTORCYCLE REGISTRATIONS THAT IS USED
5 TO PROVIDE FUNDS FOR MOTORCYCLE SAFETY PROGRAMS.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 20-140.4(a) reads as rewritten:

8 "(a) No person shall operate a motorcycle or moped upon a highway or public
9 vehicular area:

10 (1) When the number of persons upon such motorcycle or moped,
11 including the operator, shall exceed the number of persons which
12 it was designed to carry.

13 (2) Unless the operator and all passengers thereon wear safety
14 helmets of a type approved by the Commissioner of Motor
15 ~~Vehicles.~~ Vehicles, except that:

16 a. If the operator is 21 years of age or older and has had a
17 motorcycle license or a motorcycle endorsement for more
18 than 12 months, then the operator may operate the
19 motorcycle without a helmet; and

20 b. If the operator is allowed to operate a motorcycle without
21 a helmet pursuant to sub-subdivision a. of this subdivision
22 and the passenger is 21 years of age or older, then the
23 passenger may ride without a helmet."

24 Section 2. G.S. 20-87(6) reads as rewritten:

25 "§ 20-87. Passenger vehicle registration fees.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1204 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7186-LK162(4.7)

Short Title: Restore DL After Foreign Judgments.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO
3 RESTORE A DRIVERS LICENSE THAT HAS BEEN SUSPENDED DUE TO
4 NONCOMPLIANCE WITH A FOREIGN JUDGMENT UNDER CERTAIN
5 CIRCUMSTANCES.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 20-279.13 reads as rewritten:

8 "§ 20-279.13. Suspension for nonpayment of judgment; ~~exceptions~~; exceptions and
9 appeals.

10 (a) The Commissioner, upon the receipt of a certified copy of a judgment, which
11 has remained unsatisfied for a period of 60 days, shall forthwith suspend the license
12 and any nonresident's operating privilege of any person against whom such judgment
13 was rendered, except as hereinafter otherwise provided in this section and in G.S.
14 20-279.16.

15 (b) The Commissioner shall not, however, revoke or suspend the license of an
16 owner or driver if the insurance carried by him was in a company which was
17 authorized to transact business in this State and which subsequent to an accident
18 involving the owner or operator and prior to settlement of the claim therefor went
19 into liquidation, so that the owner or driver is thereby unable to satisfy the judgment
20 arising out of the accident.

21 (c) If the judgment creditor consents in writing, in such form as the Commissioner
22 may prescribe, that the judgment debtor be allowed license or nonresident's operating
23 privilege, the same may be allowed by the Commissioner, in his discretion, for six
24 months from the date of such consent and thereafter until such consent is revoked in

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 472
LEGISLATIVE DAY 55
H1204HCS
READING 2
CULPEPPER

EU
4/29/99
11:48 AM
IN CHAIR: SPEAKER

RESTORE DRIVERS LIC. AFTER FOREIGN JUDG.

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

H1204HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1205 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2276-LB142(4.7)

Short Title: Mortgage Fees.

(Public)

Sponsors: Representative Gibson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT CONCERNING MORTGAGE FEES.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act relates to Chapter 24 of the General Statutes.
5 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1206 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1169-LN177(4.7)

Short Title: Health Ins./Mental Hlth Precert.

(Public)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT PERTAINING TO HEALTH INSURANCE PLAN PRECERTIFICATION
3 REQUIREMENTS FOR MENTAL HEALTH BENEFITS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Effective January 1, 2000, Article 3 of Chapter 58 of the
6 General Statutes is amended by adding the following new section to read:
7 "§ 58-3-225. Mental health benefits precertification.
8 (a) Every insurer providing a health benefit plan that provides coverage for
9 physical illness and injury and mental illness that is subject to case management for
10 medical necessity and medical appropriateness shall provide coverage without
11 precertification for not fewer than 26 outpatient mental health visits per plan year.
12 (b) As used in this section, the terms 'health benefit plan' and 'insurer' have the
13 same meaning as applies under G.S. 58-50-61."
14 Section 2. This act is effective when it becomes law and applies to health
15 benefit plans that are delivered, issued for delivery, or renewed on and after January
16 1, 2000. For purposes of this act, renewal of a health benefit plan is presumed to
17 occur on each anniversary of the date on which coverage was first effective on the
18 person or persons covered by the health benefit plan.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1207 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4198-RF055(3.23)

Short Title: Eligibility for State Health Benefits.

(Public)

Sponsors: Representative Culpepper.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW INDIVIDUALS EXCLUDED FROM MEMBERSHIP IN
3 THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR
4 MEDICAL PLAN FOR FILING FRAUDULENT CLAIMS TO BE
5 REINSTATED IN THE PLAN.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 135-40.2(h) reads as rewritten:
8 "(h) No person shall be eligible for coverage as an employee or retired employee
9 or as a dependent of an employee or retired employee upon a finding by the
10 Executive Administrator or Board of Trustees or by a court of competent jurisdiction
11 that the employee or dependent knowingly and willfully made or caused to be made
12 a false statement or false representation of a material fact in a claim for
13 reimbursement of medical services under the Plan. Persons subject to this subsection
14 shall have a cessation of coverage for a period of five years and are eligible for
15 benefits after the five-year period upon a full and complete restitution to the Plan for
16 all fraudulent claim amounts."
17 Section 2. G.S. 135-40.11(a)(6) reads as rewritten:
18 "(6) The last day of the month in which a covered individual is found
19 to have knowingly and willfully made or caused to be made a false
20 statement or false representation of a material fact in a claim for
21 reimbursement of medical services under the Plan. Persons subject
22 to this subdivision shall have a cessation of coverage for a period
23 of five years and are eligible for benefits after the five-year period
24 upon a full and complete restitution to the Plan for all fraudulent
25 claim amounts."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1208

APR 14 99

H

HOUSE DRHA124-LE223(4.7)

HOUSE PRINCIPAL CLERK D

Short Title: Differentiated Pay for Teachers/Study.

(Public)

Sponsors: Representative Preston.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO STUDY THE
3 NEED TO PAY DIFFERENTIATED TEACHER SALARIES TO ATTRACT
4 SPECIAL EDUCATION TEACHERS AND OTHER TEACHERS CERTIFIED
5 IN AREAS IN WHICH THERE IS A SHORTAGE OF QUALIFIED
6 TEACHERS.
7 The General Assembly of North Carolina enacts:
8 Section 1. The State Board of Education shall study the need to pay
9 differentiated teacher salaries to attract special education teachers and other teachers
10 certified in areas in which there is a shortage of qualified teachers. The State Board
11 of Education shall report the results of its study to the Joint Legislative Education
12 Oversight Committee prior to January 1, 2000.
13 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1209

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7178-LL002A(1.1)

Short Title: Personal Watercraft Safety.

(Public)

Sponsors: Representative Preston.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE BOATING SAFETY BY AMENDING THE STATE LAW
REGULATING PERSONAL WATERCRAFT OPERATION TO CONFORM
WITH THE RECOMMENDATIONS OF THE NATIONAL ASSOCIATION OF
STATE BOATING LAW ADMINISTRATORS AND TO OTHERWISE
IMPROVE PERSONAL WATERCRAFT SAFETY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 75A-13.3 reads as rewritten:

"§ 75A-13.3. Personal watercraft.

(a) No person shall operate a personal watercraft on the waters of this State at any time between ~~the hours from one hour after sunset to one hour before~~ and sunrise. For purposes of this section, "personal watercraft" means a small vessel which uses an outboard or propeller-driven motor, or an inboard motor powering a water jet pump, as its primary source of motive power and which is designed to be operated by a person sitting, standing, or kneeling on, or being towed behind the vessel, rather than in the conventional manner of sitting or standing inside the vehicle.

(b) Except as otherwise provided in this subsection, no person under 16 years of age shall operate a personal watercraft on the waters of this State, ~~nor shall~~ and it is unlawful for the owner of a personal watercraft or a person who has temporary or permanent responsibility for a person under the age of 16 to knowingly allow a person under the age of 16 that person to operate a personal watercraft. A person of at least 13 years of age but under 16 years of age may operate a personal watercraft on the waters of this State if:

(1) The person is accompanied by a person of at least ~~16~~ 18 years of age who physically occupies the watercraft; or



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
8House Bill 1209

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

H1209-ARF-001

Date APR 28 1999, 1999

Comm. Sub. [YES] H1209-PCS2334-RG
Amends Title []

Representative Eddins

- 1 moves to amend the bill on page 2, line 36,
2 by rewriting that line to read:
3 "persons being towed, or the personal watercraft is equipped with a
4 rear view mirror; and".
5

SIGNED *Ken Eddins*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED APR 28 1999 FAILED _____ TABLED _____

109-0 EV
J. Welch

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



460
LEGISLATIVE DAY 54

H1209HCS
READING 2

PRESTON

AMEND #1 - *REP. EDDINS*
PERSONAL WATERCRAFT SAFETY

EU
4/28/99

8:52 PM

IN CHAIR: SPEAKER

AYES - 109

SPEAKER	DAVIS	HURLEY	RAYFIELD
ADAMS	DEDMON	INSKO	REDWINE
ALEXANDER	DOCKHAM	JARRELL	ROGERS
ALLEN	EARLE	JEFFUS	RUSSELL
ALLRED	EASTERLING	JUSTUS	SAUNDERS
BAKER	EDDINS	KINNEY	SETZER
BARBEE	EDWARDS	KISER	SEXTON
BAREFOOT	ELLIS	LUEBKE	SHERRILL
BERRY	ESPOSITO	MCALLISTER	SMITH
BLUE	FITCH	MCCOMAS	STARNES
BONNER	FOX	MCCOMBS	TALLENT
BOWIE	GARDNER	MCCRARY	TEAGUE
BOYD-MCINTYRE	GIBSON	MCLAWHORN	THOMAS
BRASWELL	GILLESPIE	MCMAHAN	THOMPSON
BRIDGEMAN	GOODWIN	MILLER	TOLSON
BROWN	GRADY	MINER	TUCKER
BRUBAKER	GRAY	MITCHELL	WAINWRIGHT
BUCHANAN	GULLEY	MOORE	WALEND
CANSLER	HAIRE	MORGAN	WARNER
CAPPS	HARDAWAY	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

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 9

BADDOUR
CULPEPPER
CUNNINGHAM

DECKER
HACKNEY

MELTON
MICHAX

RAMSEY
SUTTON

H1209HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2

H. B. No. 1209

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE 4/28/99

Amendment No. 2

(to be filled in by
Principal Clerk)

Rep. ~~Rest~~ Pope
Sen.) _____

1 moves to amend the bill on page 2, line 16-17

2 () WHICH CHANGES THE TITLE

3 by rewriting those lines to read:

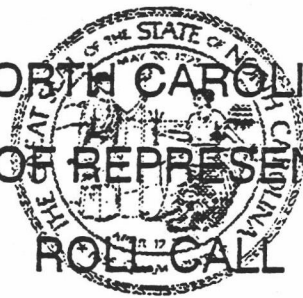
4 _____
5 "(c1) Each livery that rents personal watercraft
6 to the public shall carry liability insurance
7 providing coverage of not less than three hundred
8 thousand dollars (\$300,000) per occurrence
9 against liability for injury to persons or property
10 arising out of the rental of personal watercraft."
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

SIGNED Pope

ADOPTED 114-0 EV FAILED _____ TABLED _____

4/28/99 J.W. Lehn

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

8:53 PM

IN CHAIR: SPEAKER

461

LEGISLATIVE DAY 54

H1209HCS

READING 2

PRESTON

AMEND #2 *REP. POPE*

PERSONAL WATERCRAFT SAFETY

AYES - 114

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

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 4

ALLEN

BADDOUR

CULPEPPER

RAMSEY

H1209HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

8:54 PM

IN CHAIR: SPEAKER

. # 462
LEGISLATIVE DAY 54
H1209HCS
READING 2
PRESTON

PERSONAL WATERCRAFT SAFETY

AYES - 113

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

NOES - 1

SMITH

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 4

ALLEN

BADDOUR

EDWARDS

RAMSEY

H1209HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1209

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

H1209-ALL-001

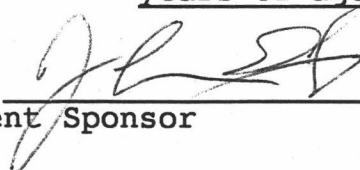
APR 29 1999

Date _____, 1997

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

Representative Ellis

- 1 moves to amend the bill on page 1, line 22,
2 by deleting "13" and substituting "13 12";
3
4 and on page 2, lines 1-2,
5 by rewriting those lines to read:
6
7 "(1) The person is ~~accompanied by a person of at least 16~~
8 ~~years of age who physically occupies the watercraft;~~
9 within supervisory control of a person at least 18
10 years of age; or"

SIGNED 
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____

FAILED _____

APR 29 1999

TABLED _____

15-94 cv
14-95
(adjusted) Dukes

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EV

4/29/99

4:02 PM

IN CHAIR: SPEAKER

490
LEGISLATIVE DAY 55
H1209HCS
READING 3
PRESTON
AMEND #3-REP. ELLIS
PERSONAL WATERCRAFT SAFETY

~~BADDOUR~~
CRAWFORD
EDDINS
ELLIS

HACKNEY
HIATT
HUNTER, H.
JARRELL

OWENS
POPE
RUSSELL
SHERRILL

SMITH
WILSON, G.
WOOD

AYES - 15 *14*

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

CUNNINGHAM
DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EARLE
EASTERLING
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HAIRE
HARDAWAY
HENSLEY
HILL
HORN
HOWARD

NOES - 94 *95*
HURLEY
INSKO
JUSTUS
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NYE
OLDHAM
PRESTON

RAMSEY
RAYFIELD
REDWINE
ROGERS
SAUNDERS
SETZER
SEXTON
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WRIGHT
YONGUE
BADDOUR

EXCUSED ABSENCE - 4

ARNOLD

BLUE

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
ALEXANDER

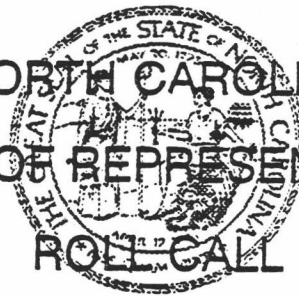
CARPENTER
EDWARDS

HOLMES
KINNEY

WOMBLE

H1209HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/29/99

4:02 PM

IN CHAIR: SPEAKER

491
LEGISLATIVE DAY 55
H1209HCS
READING 3
PRESTON

PERSONAL WATERCRAFT SAFETY

AYES - 107

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

NOES - 3

ELLIS	SMITH	WOOD
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EXCUSED ABSENCE - 4

ARNOLD	BLUE	JEFFUS	MCALLISTER
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EXCUSED VOTE - 0

NOT VOTING - 6

ALEXANDER	EDWARDS	KINNEY	WOMBLE
CARPENTER	HOLMES		

H1209HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1015/24-- 2:18 PM

JULY 15, 1999

LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

-- Presiding

PRESTON
PERSONAL WATERCRAFT SAFETY
SENATE COMM. SUB NO. 2/5TH ED.

HOUSE BILL 1209
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	GULLEY	MILLER	SHAW L
		CARTER	HAGAN	MOORE	SHAW R
		CLODFELTER	HARRIS	ODOM	SOLES
		COCHRANE	HARTSELL	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY	KINNAIRD		
NO	1	HORTON			

EXCUSED	0		
NOT CAST	1	WARREN	
ABSENT	2	CARRINGTON	JORDAN
PAIRS	0		
AYE			
NO			



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

7/19/99

6:42 PM

IN CHAIR: SPEAKER

1240
LEGISLATIVE DAY 101
H1209SCS # 2

PRESTON

PERSONAL WATERCRAFT SAFETY
MOTION #11

TO concur in Senate Committee Substitute

AYES - 113

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

NOES - 0

EXCUSED ABSENCE - 5

BARBEE
BLUE

KINNEY

MOSLEY

WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

DECKER

WRIGHT

H1209SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1210

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2248-LK174(4.7)

Short Title: Open Heart Treatment Beds.

(Public)

Sponsors: Representatives Sutton and C. Wilson.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AFFECT THE DISTRIBUTION OF OPEN HEART SURGICAL
- 3 TREATMENT CENTERS IN THIS STATE.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This bill affects open heart surgical treatment centers.
- 6 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH4214-LD121(4.6)

Short Title: Improved Animal Waste Technology.

(Public)

Sponsors: Representative Hackney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE THE ENVIRONMENTAL PERFORMANCE OF SWINE
3 FARMS BY REQUIRING IMPROVEMENTS IN ANIMAL WASTE
4 MANAGEMENT SYSTEMS TECHNOLOGY AND BY REQUIRING
5 INDIVIDUAL PERMITS FOR NEW SWINE FARMS AND FOR EXPANSIONS
6 OF EXISTING SWINE FARMS.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 143-215.10C(a) reads as rewritten:
9 "(a) No person shall construct or operate an animal waste management system for
10 an animal operation without first obtaining an individual permit under Part 1 of this
11 Article or a general permit under this Part. The Commission shall develop a system
12 of individual and general permits for animal operations based on species, number of
13 animals, and other relevant factors. It is the intent of the General Assembly that most
14 animal waste management systems be permitted under a general permit issued under
15 this Part. The Prior to September 1, 1999, the Commission, in its discretion, may
16 require that an animal waste management system be permitted under an individual
17 permit issued under Part 1 of this Article if the Commission determines that an
18 individual permit is necessary to protect water quality, public health, or the
19 environment. September 1, 1999, and thereafter, the Commission shall require that
20 an animal waste management system for a new swine farm and for an expansion of
21 an existing swine farm be permitted under an individual permit issued under Part 1
22 of this Article."
23 Section 2. G.S. 143-215.10C(b) reads as rewritten:
24 "(b) An animal waste management system shall be designed, constructed, and
25 operated so that the animal operation served by the animal waste management system

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1212 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2258-LR040(2.11)

Short Title: Abolish Posse Comitatus.

(Public)

Sponsors: Representative Rayfield.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING FOR THE ABOLITION OF POSSE COMITATUS, THE
3 "POWER OF THE COUNTY."
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 1-415 reads as rewritten:
6 "**§ 1-415. Execution of order.**
7 The sheriff shall execute the order by arresting the defendant and keeping him in
8 custody until discharged by law. ~~The sheriff may call the power of the county to his~~
9 ~~aid in the execution of the arrest.~~"
10 Section 2. G.S. 17-22 is repealed.
11 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1213

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7187*-LD004(1.1)

Short Title: Sunset/Term of Energy Savings Contracts.

(Public)

Sponsors: Representative Rogers.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REPEAL THE SUNSET REGARDING THE AUTHORITY OF
3 LOCAL GOVERNMENTAL UNITS TO ENTER INTO GUARANTEED
4 ENERGY SAVINGS CONTRACTS FOR LOCAL PUBLIC FACILITIES AND
5 TO EXTEND THE CURRENT MAXIMUM DURATION OF THESE
6 CONTRACTS.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 143-64.17(1) reads as rewritten:
9 "(1) 'Energy conservation measure' means a facility ~~alteration or~~
10 ~~training alteration, or training or services~~ related to the operation
11 of the ~~facility~~ facility, that reduces energy consumption or
12 ~~operating costs and includes: when the alteration, training, or~~
13 ~~services provide anticipated energy savings. Energy conservation~~
14 ~~measure includes any of the following:~~
15 a. Insulation of the building structure and systems within the
16 ~~building; building.~~
17 b. Storm windows or doors, caulking, weatherstripping,
18 multiglazed windows or doors, heat-absorbing or heat-
19 reflective glazed or coated window or door systems,
20 additional glazing, reductions in glass area, or other window
21 or door system modifications that reduce energy
22 ~~consumption; consumption.~~
23 c. Automatic energy control ~~systems; systems.~~
24 d. Heating, ventilating, or air-conditioning system modifications
25 or ~~replacements; replacements.~~

GENERAL ASSEMBLY OF NORTH CAROLINA AB FILED

SESSION 1999

1214

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2281-LL151(4.7)

Short Title: Restructure Electric Service.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO RESTRUCTURE ELECTRIC SERVICE IN NORTH CAROLINA TO
3 ASSURE ADEQUATE AND RELIABLE SOURCES OF ELECTRICITY AND
4 ECONOMICAL, FAIR, AND EQUITABLE PRICES FOR ALL CONSUMERS
5 OF ELECTRICITY.
6 The General Assembly of North Carolina enacts:
7 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1215

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7170*-LE153(3.22)

Short Title: Leadership North Carolina Funds.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE LEADERSHIP NORTH
3 CAROLINA PROGRAM.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Board of
6 Governors of The University of North Carolina the sum of seventy-five thousand
7 dollars (\$75,000) for the 1999-2000 fiscal year and the sum of seventy-five thousand
8 dollars (\$75,000) for the 2000-2001 fiscal year to support the Leadership North
9 Carolina Program. The purpose of the program is to develop future leaders for the
10 State by providing participants with a broad understanding of our States's
11 opportunities, issues, and options, and by strengthening their leadership capabilities.
12 Section 2. This act becomes effective July 1, 1999.

HOUSE DRH3301-LT005(1.6)

Short Title: Juvenile Justice Technical Corrections.

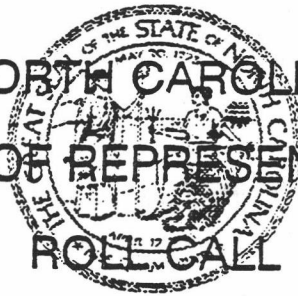
(Public)

Sponsors: Representative Baddour.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE JUVENILE
3 JUSTICE REFORM ACT OF 1998.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 7B-2512(h), as enacted by S.L. 1998-202 and renumbered
6 as G.S. 7B-2513(h) by the Codifier of Statutes, reads as rewritten:
7 "(h) Pending placement of a juvenile with the Office, the court may house a
8 juvenile who has been adjudicated ~~guilty of a delinquent act~~ delinquent for an offense
9 that would be a Class A, B1, B2, C, D, or E felony if committed by an adult in a
10 holdover facility up to 72 hours if the court, based on the information provided by
11 the court counselor, determines that no acceptable alternative placement is available
12 and the protection of the public requires that the juvenile be housed in a holdover
13 facility."
14 Section 2. G.S. 7B-2603(a), as enacted by S.L. 1998-202, reads as
15 rewritten:
16 "(a) Notwithstanding G.S. 7B-2602, any order transferring jurisdiction of the
17 district court in a juvenile matter to the superior court may be appealed to the
18 superior court for a hearing on the record. Notice of the appeal must be given in
19 open court or in writing within 10 days after the transfer hearing in the district court.
20 ~~A juvenile who fails to appeal the transfer order to the superior court waives the~~
21 ~~right to raise the issue of transfer before the Court of Appeals until final disposition~~
22 ~~of the matter in superior court.~~ The clerk of superior court shall provide the district
23 attorney with a copy of any written notice of appeal filed by the attorney for the
24 juvenile. Upon expiration of the 10 day period in which an appeal may be entered, if
25 an appeal has been entered and not withdrawn, the clerk shall transfer the case to the

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 284
LEGISLATIVE DAY 50
116
READING 2
BADDOUR

EV
4/22/99
3:32 PM
IN CHAIR: HACKNEY

JUVENILE JUSTICE TECHNICAL CORRECTS.

AYES - 113

ADAMS	CUNNINGHAM	HOWARD	PRESTON
ALEXANDER	DAUGHTRY	HURLEY	RAMSEY
ALLEN	DAVIS	INSKO	RAYFIELD
ALLRED	DECKER	JARRELL	REDWINE
ARNOLD	DEDMON	JEFFUS	RUSSELL
BADDOUR	DOCKHAM	JUSTUS	SAUNDERS
BAKER	EARLE	KINNEY	SETZER
BARBEE	EASTERLING	KISER	SEXTON
BAREFOOT	EDDINS	LUEBKE	SHERRILL
BERRY	EDWARDS	MCALLISTER	SMITH
BLUE	ELLIS	MCCOMAS	STARNES
BONNER	ESPOSITO	MCCOMBS	SUTTON
BOWIE	FITCH	MCCRARY	TALLENT
BOYD-MCINTYRE	FOX	MCLAWHORN	TEAGUE
BRASWELL	GARDNER	MCMAHAN	THOMAS
BRIDGEMAN	GIBSON	MELTON	THOMPSON
BROWN	GILLESPIE	MICHAUX	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GRADY	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	WOOD
CREECH	HORN	POPE	YONGUE
CULPEPPER			

NOES - 0

CULP	GRAY	EXCUSED ABSENCE - 4	MILLER	ROGERS
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EXCUSED VOTE - 0

SPEAKER	HUNTER, H.	NOT VOTING - 3	WRIGHT
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H1216

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 867/23--12:36 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT

-- Presiding

BADDOUR
JUVENILE JUSTICE TECN. CORRECTIONS

HOUSE BILL 1216
READING 2

AYE	41	ALBERTSON	FORRESTER	KINNAIRD	PURCELL
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARROU	LUCAS	REEVES
		BALLANTINE	GARWOOD	MARTIN R	ROBINSON
		BASNIGHT	GULLEY	MARTIN W	RUCHO
		CARPENTER	HAGAN	METCALF	SHAW L
		CARTER	HARRIS	MOORE	SOLES
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 4 CARRINGTON EAST MILLER ODOM

ABSENT 5 CLODFELTER JORDAN SHAW R WARREN
HARTSELL

PAIRS 0
AYE
NO

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1012
LEGISLATIVE DAY 96
16SCS

EV

7/09/99
12:37 PM

IN CHAIR: SPEAKER

BADDOUR

JUVENILE JUSTICE TECHNICAL CORRECT.

MOTION #11 - TO CONCUR IN SENATE COMMITTEE
SUBSTITUTE

AYES - 106

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.
CHURCH	HENSLEY	NYE	WOMBLE
CLARY	HIATT	OLDHAM	WOOD
COLE	HILL	OWENS	WRIGHT
COX	HORN	POPE	YONGUE
CRAWFORD	HOWARD		

NOES - 1

THOMPSON

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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H1216SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1217

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1143*-LT075(3.18)

Short Title: Volunteer Rescue Workers.

(Public)

Sponsors: Representative Baddour.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO INCREASE THE NUMBER OF PAID MEMBERS A RESCUE OR
3 RESCUE/EMS UNIT MAY HAVE TO RECEIVE GRANTS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 58-87-5(b) reads as rewritten:

6 "(b) A rescue or rescue/EMS unit is eligible for a grant under this section if it
7 meets all of the following conditions:

8 (1) Repealed by Session Laws 1989 (Regular Session, 1990), c. 1066, s.
9 33(a).

10 (2) It has no more than ~~two~~ 10 paid members and otherwise consists of
11 volunteer members.

12 (3) It has been recognized by the Department as an organization that
13 provides rescue or rescue and emergency medical services.

14 (4) It satisfies the eligibility criteria established by the Department
15 under subsection (a) of this section."

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

H.B. FILED
1218 APR 14 99
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

D

HOUSE DRH4208*-RT/SB017.02(4.7)

Short Title: Env. Tech. Corrections.

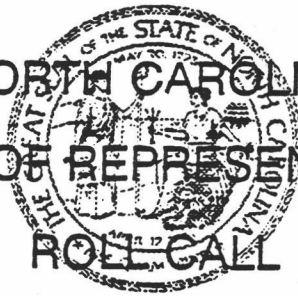
(Public)

Sponsors: Representatives Gibson and Warwick (Co-Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL
3 CHANGES TO VARIOUS ENVIRONMENTAL LAWS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 143-215.94E(i) reads as rewritten:
6 "(i) An owner or operator who notifies the Department of an intention to close or
7 upgrade a commercial underground storage tank as provided in G.S.
8 143-215.94B(b)(2a) shall commence the closure or upgrade prior to 1 July 1994 and
9 shall complete the closure or upgrade prior to 1 January 1995. An owner who notifies
10 the Department of an intention to close or upgrade a commercial underground
11 storage tank and who fails to commence and complete the closure as specified in this
12 subsection is subject to a civil penalty as provided in ~~G.S. 143-215.94K.~~ G.S.
13 143-215.94W. The provisions of G.S. 143-215.94B(b)(2a) do not apply if an owner or
14 operator who notifies the Department of an intention to close or upgrade a
15 commercial underground storage tank fails to commence or complete the closure or
16 upgrade within the dates specified in this subsection."
17 Section 2. This act is effective when it becomes law.

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EV

SEQ. # 296
LEGISLATIVE DAY 50
18
READING 2
GIBSON

4/22/99
4:46 PM
IN CHAIR: HACKNEY

ENVIRONMENTAL TECH. CORRECTIONS

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

CREECH
DAUGHTRY
DAVIS
DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GRADY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HUNTER, H.
HURLEY

AYES - ~~100~~

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

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

NOES - 3

BRUBAKER

DECKER

HOWARD

EXCUSED ABSENCE - 3

CULP

GRAY

ROGERS

EXCUSED VOTE - 0

NOT VOTING - ~~14~~

SPEAKER
CRAWFORD
CULPEPPER
CUNNINGHAM

DEDMON
GOODWIN
HOLMES
~~HORN~~

MCCOMBS
MINER
MOORE

MORGAN
SEXTON
STARNES

101 Weeks

Weeks

Weeks
13

H1218

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1438/15-- 2:52 PM

JULY 5, 2000

LEGISLATIVE DAY 136

SENATOR BALLANCE

-- Presiding

GIBSON
AMEND ENV. LAWS
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1218
READING 2

AYE	48	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	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	JORDAN	PLYLER	WELLONS
NO	0				

EXCUSED 0

NOT CAST 1 BASNIGHT

ABSENT 1 MARTIN R

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1439/16-- 3:05 PM

JULY 5, 2000

LEGISLATIVE DAY 136

SENATOR BALLANCE

-- Presiding

GIBSON
AMEND ENV. LAWS
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1218
READING 3

AYE	49	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	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
		DANNELLY			
NO	0				

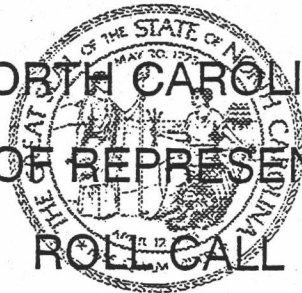
EXCUSED	0	
NOT CAST	0	
ABSENT	1	MARTIN R
PAIRS	0	
AYE		
NO		



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EV

7/07/00

10:49 AM

IN CHAIR: HACKNEY

Q. # 1592

LEGISLATIVE DAY 140

H1218SCS

GIBSON

ENVIRONMENTAL TECH. CORRECTIONS

MOTION #11 - CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 105

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

NOES - 0

EXCUSED ABSENCE - 6

BRIDGEMAN	KINNEY	WARWICK	WRIGHT
HIATT	RAMSEY		

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CULPEPPER	MICHAUX	SMITH
BADDOUR	GRAY	MILLER	TALLENT
CRAWFORD			

H1218SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1219 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2257-LH102B(3.22)

Short Title: Pretrial Release & Bond.

(Public)

Sponsors: Representatives Baddour, Culpepper, and Gray (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MODERNIZE THE PRETRIAL RELEASE AND BOND
3 FORFEITURE PROCEDURE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 1-52 reads as rewritten:
6 "§ 1-52. Three years.
7 Within three years an action --
8 (1) Upon a contract, obligation or liability arising out of a contract,
9 express or implied, except those mentioned in the preceding
10 sections or in G.S. 1-53(1).
11 (1a) Upon the official bond of a public officer.
12 (2) Upon a liability created by statute, either state or federal, unless
13 some other time is mentioned in the statute creating it.
14 (3) For trespass upon real property. When the trespass is a continuing
15 one, the action shall be commenced within three years from the
16 original trespass, and not thereafter.
17 (4) For taking, detaining, converting or injuring any goods or chattels,
18 including action for their specific recovery.
19 (5) For criminal conversation, or for any other injury to the person or
20 rights of another, not arising on contract and not hereafter
21 enumerated.
22 (6) Against the sureties of any executor, administrator, collector or
23 guardian on the official bond of their principal; within three years
24 after the breach thereof complained of.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1220

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7142*-LL072A(2.25)

Short Title: Family Court Funds.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR ADDITIONAL FAMILY COURT
3 PILOT PROGRAMS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Administrative Office of the Courts the sum of six hundred sixty-six thousand dollars
7 (\$666,000) for the 1999-2000 fiscal year and the sum of six hundred sixty-six
8 thousand dollars (\$666,000) for the 2000-2001 fiscal year to expand the family court
9 pilot program established in Section 25 of S.L. 1998-202 from three pilot programs to
10 six pilot programs.
11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1221

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3290-LH084(2.24)

Short Title: DA Discretion/Capital Case.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE DISTRICT ATTORNEY HAS DISCRETION
3 AS TO WHETHER TO SEEK THE DEATH PENALTY FOR A CAPITAL
4 CASE.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 100 of Chapter 15A of the General Statutes is
7 amended by adding a new section to read:
8 "§ 15A-2004. Capital offenses; State has discretion as to whether to seek the death
9 penalty.
10 (a) The State may try a defendant capitally or noncapitally for first degree murder,
11 even if evidence of an aggravating circumstance exists. If a defendant indicted for
12 first degree murder pleads guilty to the offense, the State may choose not to seek the
13 death penalty, even if evidence of an aggravating circumstance exists. The State may
14 accept a guilty plea from a defendant for first degree murder and agree as part of a
15 plea bargain that the State shall not seek the death penalty for the capital offense,
16 even if evidence of an aggravating circumstance exists.
17 The State may exercise its discretion to try a defendant noncapitally for first
18 degree murder or to accept a guilty plea and not seek the death penalty at any time
19 during the pretrial proceedings, the trial, or the sentencing hearing.
20 (b) If a defendant is convicted of or pleads guilty to first degree murder when the
21 State elects not to seek the death penalty, then the court shall impose a sentence of
22 life imprisonment."
23 Section 2. G.S. 15A-2000(a) reads as rewritten:
24 "(a) Separate Proceedings on Issue of Penalty. --

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1222

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH4194*-LL073B(2.25)

Short Title: State Judicial Council/Funds.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE THE STATE COURT SYSTEM BY CREATING A
3 STATE JUDICIAL COUNCIL AND TO APPROPRIATE FUNDS FOR THE
4 EXPENSES OF THE JUDICIAL COUNCIL.
5 The General Assembly of North Carolina enacts:
6 Section 1. Chapter 7A of the General Statutes is amended by adding a
7 new Article to read:
8 "ARTICLE 7A.
9 "State Judicial Council.
10 "**§ 7A-49.4. Composition of State Judicial Council.**
11 (a) The State Judicial Council shall consist of 19 members as follows:
12 (1) The Chief Justice, who chairs the Council;
13 (2) The Chief Judge of the Court of Appeals;
14 (3) A district attorney chosen by the Conference of District Attorneys;
15 (4) A public defender chosen by the public defenders;
16 (5) A superior court judge chosen by the Conference of Superior
17 Court Judges;
18 (6) A district court judge chosen by the Conference of District Court
19 Judges;
20 (7) A clerk of superior court chosen by the Association of Clerks of
21 Superior Court of North Carolina;
22 (8) An attorney appointed by the Council of the State Bar;
23 (9) One attorney and one nonattorney appointed by the Chief Justice;
24 (10) Two nonattorneys and one attorney appointed by the Governor;

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

Bill # 1057
LEGISLATIVE DAY 97
H1222HCS #2
READING 2
BADDOUR

7/12/99
7:31 PM
IN CHAIR: SPEAKER

STATE JUDICIAL COUNCIL

AYES - 92

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

CREECH
CULP
CULPEPPER
DAUGHTRY
DAVIS
DEDMON
DOCKHAM
EASTERLING
EDDINS
ESPOSITO
FOX
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL

HOLMES
HORN
HUNTER, H.
HURLEY
INSKO
JARRELL
JEFFUS
LUEBKE
MCCOMAS
MCCOMBS
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
OLDHAM

OWENS
POPE
PRESTON
RAYFIELD
RUSSELL
SAUNDERS
SETZER
SHERRILL
SMITH
TEAGUE
THOMAS
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 11

ALLRED
BRUBAKER
DECKER

ELLIS
GARDNER
JUSTUS

KISER
STARNES
TALLENT

THOMPSON
WOOD

EXCUSED ABSENCE - 6

CANSLER
CUNNINGHAM

MCCRARY
MOSLEY

RAMSEY

ROGERS

EXCUSED VOTE - 0

NOT VOTING - 11

ADAMS
BRASWELL
EARLE

EDWARDS
FITCH
HOWARD

KINNEY
MCALLISTER
REDWINE

SEXTON
SUTTON

H1222HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 977/22-- 4:52 PM

JULY 14, 1999

LEGISLATIVE DAY 97

SENATOR BASNIGHT

-- Presiding

BADDOUR
STATE JUDICIAL COUNCIL

HOUSE BILL 1222
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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 976/21-- 4:51 PM

JULY 14, 1999

LEGISLATIVE DAY 97

SENATOR BASNIGHT

-- Presiding

BADDOUR
STATE JUDICIAL COUNCIL

HOUSE BILL 1222
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

H.B. FILED
1223 APR 14 99
GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1171*-LL075B(2.25)

Short Title: Supreme Court Rule Making/Funds.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THE SUPREME COURT WITH AUTHORITY TO
3 REVISE THE RULES OF CIVIL AND CRIMINAL PROCEDURE AND THE
4 RULES OF EVIDENCE, SUBJECT TO AMENDMENT OR VETO BY THE
5 GENERAL ASSEMBLY AND TO APPROPRIATE FUNDS FOR ADVISORY
6 COMMITTEES ON THE ADOPTION AND AMENDMENT OF THOSE
7 RULES.
8 The General Assembly of North Carolina enacts:
9 Section 1. G.S. 7A-34 reads as rewritten:
10 "§ 7A-34. Rules of practice and procedure in trial courts.
11 ~~(a) The Supreme Court is hereby authorized to prescribe rules of practice and~~
12 ~~procedure for the superior and district courts supplementary to, and not inconsistent~~
13 ~~with, acts of the General Assembly. Pursuant to the authority granted it under Article~~
14 ~~IV, Section 13 of the Constitution of North Carolina, the General Assembly delegates~~
15 ~~authority to the Supreme Court to adopt and amend the rules of civil and criminal~~
16 ~~procedure and rules of evidence for the trial divisions.~~
17 Except as provided in subsection (b) of this section, each new rule or amended
18 rule shall be published in the North Carolina Register and shall become effective on
19 the thirty-first legislative day of the next regular session of the General Assembly that
20 begins at least 25 days after the date of that publication, unless the Supreme Court
21 specifies a later effective date. For purposes of this section, "legislative day" means a
22 day on which either house of the General Assembly is in session.
23 (b) The General Assembly may amend or veto any proposed new rule or
24 amended rule. If a bill to amend or veto a new rule or amended rule is introduced
25 in either house of the General Assembly before the thirty-first legislative day of the

H.B. FILED
1224 APR 14 99
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H

D

HOUSE DRH7143*-LL015B(1.22)

Short Title: Expand Magistrates' Authority.

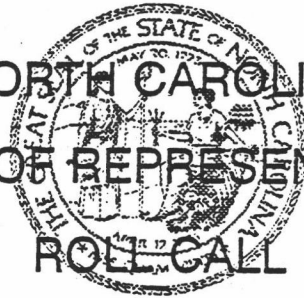
(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE ADDITIONAL AUTHORITY FOR MAGISTRATES
3 WHO ARE LICENSED TO PRACTICE LAW.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 7A-273 reads as rewritten:
6 **"§ 7A-273. Powers of magistrates in infractions or criminal actions.**
7 **(a)** In criminal actions or infractions, any magistrate has power:
8 (1) In infraction cases in which the maximum penalty that can be
9 imposed is not more than fifty dollars (\$50.00), exclusive of costs,
10 or in Class 3 misdemeanors, other than the types of infractions and
11 misdemeanors specified in subdivision (2) of this ~~section;~~
12 subsection, to accept guilty pleas or admissions of responsibility
13 and enter judgment;
14 (2) In misdemeanor or infraction cases involving alcohol offenses
15 under Chapter 18B of the General Statutes, traffic offenses,
16 hunting, fishing, State park and recreation area rule offenses under
17 Chapter 113 of the General Statutes, boating offenses under
18 Chapter 75A of the General Statutes, and littering offenses under
19 G.S. 14-399(c), to accept written appearances, waivers of trial or
20 hearing and pleas of guilty or admissions of responsibility, in
21 accordance with the schedule of offenses and fines or penalties
22 promulgated by the Conference of Chief District Judges pursuant
23 to G.S. 7A-148, and in such cases, to enter judgment and collect
24 the fines or penalties and costs;
25 (3) To issue arrest warrants valid throughout the State;

NORTH CAROLINA HOUSE OF REPRESENTATIVES



SEQ. # 883
LEGISLATIVE DAY 90
H1246HCS
READING 2
CLARY

EU
6/30/99
3:39 PM
IN CHAIR: SPEAKER

ANIMAL LOVERS SPECIAL PLATE

MOTION #12 - REP. CREECH'S MOTION TO SUSPEND THE RULES TO THE END
THAT HE MAY OFFER AN AMENDMENT WHICH WOULD CHANGE
THE TITLE - MOTION FAILS

AYES - 22

ALLRED	EDDINS	HOLMES	MORRIS
BLUE	ELLIS	KISER	POPE
BRUBAKER	ESPOSITO	MCCALLISTER	RAYFIELD
CREECH	GARDNER	MCCOMAS	WILSON, C.
DAUGHTRY	GRADY	MCMAHAN	WOOD
DECKER	HENSLEY		

NOES - 93

SPEAKER	CULP	INSKO	RUSSELL
ADAMS	CULPEPPER	JARRELL	SAUNDERS
ALEXANDER	CUNNINGHAM	JEFFUS	SETZER
ALLEN	DAVIS	JUSTUS	SEXTON
ARNOLD	DOCKHAM	KINNEY	SHERRILL
BADDOUR	EARLE	LUEBKE	SMITH
BAKER	EASTERLING	MCCOMBS	STARNES
BARBEE	FITCH	MCCRARY	SUTTON
BAREFOOT	FOX	MCLAWHORN	TALLENT
BONNER	GIBSON	MELTON	TEAGUE
BOWIE	GILLESPIE	MICHAUX	THOMAS
BOYD-MCINTYRE	GOODWIN	MILLER	THOMPSON
BRASWELL	GRAY	MINER	TOLSON
BRIDGEMAN	GULLEY	MITCHELL	TUCKER
BROWN	HACKNEY	MOORE	WAINWRIGHT
BUCHANAN	HAIRE	MORGAN	WALEND
CANSLER	HARDAWAY	NESBITT	WARNER
CAPPS	HIATT	NYE	WARREN
CARPENTER	HILL	OLDHAM	WARWICK
CHURCH	HORN	OWENS	WILSON, G.
CLARY	HOWARD	PRESTON	WOMBLE
COLE	HUNTER, H.	REDWINE	WRIGHT
COX	HURLEY	ROGERS	YONGUE
CRAWFORD			

EXCUSED ABSENCE - 4

BERRY	DEDMON	MOSLEY	RAMSEY
-------	--------	--------	--------

EXCUSED VOTE - 0

NOT VOTING - 1

EDWARDS

H1246HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 884
LEGISLATIVE DAY 90
H1246HCS
READING 2
CLARY

RC
6/30/99
3:41 PM
IN CHAIR: SPEAKER

ANIMAL LOVERS SPECIAL PLATE

AYES - 81

ALEXANDER
ALLRED
ARNOLD
BADDOUR
BARBEE
BAREFOOT
BONNER
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CHURCH
CLARY
COX
CULP
CULPEPPER
CUNNINGHAM
DOCKHAM
EARLE

EASTERLING
EDDINS
ESPOSITO
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HARDAWAY
HIATT
HORN
HOWARD
INSKO
JARRELL
JEFFUS
JUSTUS
LUEBKE
MCCOMAS

MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MILLER
MINER
MITCHELL
MOORE
MORGAN
MORRIS
NESBITT
NYE
POPE
PRESTON
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER

SEXTON
SHERRILL
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
YONGUE

NOES - 32

ADAMS
ALLEN
BAKER
BLUE
BOWIE
BOYD-MCINTYRE
CAPPS
CARPENTER

COLE
CREECH
DAUGHTRY
DAVIS
DECKER
ELLIS
FITCH
FOX
HACKNEY
HAIRE
HENSLEY
HILL
HOLMES
HUNTER, H.
HURLEY
KINNEY

KISER
MCALLISTER
MICHAX
OLDHAM
OWENS
RAYFIELD
SMITH
WRIGHT

EXCUSED ABSENCE - 4

BERRY

DEDMON

MOSLEY

RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER

CRAWFORD

EDWARDS

H1246HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7165*-LL071A(2.25)

Short Title: Reorg. Sup. Ct. Divisions/Pilot Funds.

(Public)

Sponsors: Representative Baddour.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REORGANIZE THE SUPERIOR COURT DIVISION BY
3 EXPANDING THE NUMBER OF JUDICIAL DIVISIONS FROM FOUR TO
4 EIGHT, TO ESTABLISH PILOT PROGRAMS FOR CONSIDERATION OF
5 THE RECOMMENDATIONS OF THE COMMISSION FOR THE FUTURE OF
6 JUSTICE AND THE COURTS IN NORTH CAROLINA CONCERNING
7 ORGANIZATION AND MANAGEMENT OF THE TRIAL COURT, AND TO
8 APPROPRIATE FUNDS TO A RESERVE FOR IMPLEMENTATION OF
9 THOSE PILOT PROGRAMS.

10 The General Assembly of North Carolina enacts:

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

12 "**§ 7A-41. Superior court divisions and districts; judges.**

13 (a) The counties of the State are organized into eight judicial divisions and sixty-
14 two superior court districts, and each superior court district has the counties, and the
15 number of regular resident superior court judges set forth in the following table, and
16 for districts of less than a whole county, as set out in subsection (b) of this section:

17	Superior		
18 Judicial	Court		No. of Resident
19 Division	District	Counties	Judges
20			
21 First	1	Camden, Chowan,	2
22		Currituck,	
23		Dare, Gates,	
24		Pasquotank,	
25		Perquimans	

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1226

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3201-LN049(2.10)

Short Title: Comm. Dev. Block Grant Allocations.

(Public)

Sponsors: Representative Rayfield.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT PERTAINING TO THE ALLOCATION OF FEDERAL FUNDS UNDER
3 THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.
4 The General Assembly of North Carolina enacts:
5 Section 1. The Department of Commerce, Division of Community
6 Assistance, shall allocate federal Community Development Block Grant (CDBG)
7 Funds for the Community Revitalization Program as follows:
8 (1) The Department shall establish regions in the State for allocation
9 of CDBG community revitalization funds;
10 (2) Amounts allocated for each region shall be based on the number of
11 persons in poverty and the number of substandard housing units in
12 the region.
13 The ranking system established by the Department for allocating CDBG funds shall
14 not include distress county bonus and pit privy incentive bonus points.
15 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1227
HOUSE PRINCIPAL
D

H

HOUSE DRH3327*-LH120(3.31)

Short Title: Bullet-Proof Vest/Commit Felony.

(Public)

Sponsors: Representative Horn.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT AN ENHANCED CRIMINAL PENALTY SHALL
3 BE IMPOSED ON A PERSON WHO POSSESSES A BULLET-PROOF VEST
4 WHILE COMMITTING A FELONY.
5 The General Assembly of North Carolina enacts:
6 Section 1. Part 2 of Article 81B of Chapter 15A of the General Statutes
7 is amended by adding a new section to read:
8 "§ 15A-1340.16C. Enhanced sentence if defendant is convicted of a felony and the
9 defendant possessed a bullet-proof vest during the commission of the felony.
10 (a) If a person is convicted of a felony and the court finds that the person
11 possessed a bullet-proof vest at the time of the felony, then the person is guilty of a
12 felony that is one class higher than the underlying felony for which the person was
13 convicted.
14 (b) This section does not apply if the evidence that the person possessed a bullet-
15 proof vest is needed to prove an element of the underlying felony for which the
16 person was convicted."
17 Section 2. This act becomes effective December 1, 1999, and applies to
18 offenses committed on or after that date.

H.B. FILED
1228 APR 14 99
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1163-RR032(3.17)

Short Title: Restoration of Rights.

(Public)

Sponsors: Representative Adams.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO RESTORE THE RIGHTS OF CITIZENSHIP OF A CONVICTED
3 PERSON IF THAT PERSON IS RELEASED FROM INCARCERATION OR IS
4 GIVEN A SENTENCE WITHOUT INCARCERATION.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 13-1 reads as rewritten:
7 "§ 13-1. Restoration of citizenship.
8 Any person convicted of a crime, whereby the rights of citizenship are forfeited,
9 shall have such rights automatically restored upon the occurrence of any one of the
10 following conditions:
11 (1) The ~~unconditional~~ discharge of an inmate by the State Department
12 of Correction or the North Carolina Department of ~~Correction~~, of
13 a ~~probationer~~ by the State Department of Correction, or of a
14 parolee by the Department of Correction; or of a defendant under
15 a ~~suspended sentence by the court.~~ Correction.
16 (2) ~~The unconditional pardon of the offender.~~
17 (3) ~~The satisfaction by the offender of all conditions of a conditional~~
18 ~~pardon.~~
19 (4) With regard to any person convicted of a crime against the United
20 States, the ~~unconditional~~ discharge from incarceration of such
21 person by the agency of the United States having jurisdiction of
22 such person, ~~the unconditional pardon of such person or the~~
23 ~~satisfaction by such person of a conditional pardon.~~ person.
24 (5) With regard to any person convicted of a crime in another state,
25 the ~~unconditional~~ discharge of such person from incarceration by

H.B. FILED
1229 APR 14 99
HOUSE PRINCIPAL CLERK
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

D

HOUSE JOINT RESOLUTION DRHJR8094*-LN087(2.25)

Sponsors: Representative Adams.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY HUNGER AND NUTRITION IN NORTH
3 CAROLINA.

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

5 Section 1. The Legislative Research Commission may study the status of
6 hunger and nutrition in North Carolina. The study may include, but is not limited to,
7 the following:

- 8 (1) The extent and nature of hunger in North Carolina and its
9 existence in various geographic regions of the State;
- 10 (2) The number of people eligible to receive food or funds for food
11 from various programs supported by State, local, or federal funds,
12 and private sources;
- 13 (3) Access to and use of such programs as: School Breakfast; National
14 School Lunch Programs; Food Stamps; Special Supplemental
15 Nutrition Program for Women, Infants, and Children; Summer
16 Food; Child and Adult Care Feeding; Emergency Food Assistance;
17 Food Banks Supplemental Programs; and food recovery programs;
- 18 (4) The extent to which coordination of resources exists and
19 successfully maximizes use and effectiveness of programs listed in
20 subdivision (3) of this section and other hunger programs;
- 21 (5) Impact of Work First and TANF work requirements and time
22 limitations on assistance and their relationship to the number of
23 persons obtaining Work First and TANF benefits, on the utilization
24 of all food programs, especially Food Stamps, Summer Food, and
25 food pantries and soup kitchens;

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1230 APR 22 1999
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH4201-LR112A(2.26)

Short Title: Liveable State Minimum Wage.

(Public)

Sponsors: Representative Adams.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE WAGE AND HOUR ACT TO RAISE THE STATE
3 MINIMUM WAGE TO A LIVEABLE WAGE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 95-25.3 reads as rewritten:
6 "(a) Every employer shall pay to each employee who in any workweek performs
7 any work, wages of at least ~~the minimum wage set forth in paragraph 1 of section 6(a)~~
8 ~~of the Fair Labor Standards Act, 29 U.S.C. 206(a)(1), as that wage may change from~~
9 ~~time to time, eight dollars and fifty cents (\$8.50) per hour,~~ except as otherwise
10 provided in this section."
11 Section 2. This act becomes effective January 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1231 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1170-LH155(4.7)

Short Title: Safe Storage of Firearms.

(Public)

Sponsors: Representative Kinney.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW REGARDING THE STORAGE OF FIREARMS
3 TO PROTECT MINORS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 14-315.1 reads as rewritten:
6 "**§ 14-315.1. Storage of firearms to protect minors.**
7 (a) Any person who ~~resides in the same premises as a minor, owns or possesses a~~
8 ~~firearm, and stores or leaves the a firearm (i) in a condition that the firearm can be~~
9 ~~discharged and (ii) in a manner that in which~~ the person knew or should have known
10 that ~~an unsupervised a~~ minor would be able to gain access to the ~~firearm, firearm~~ is
11 guilty of a Class 1 misdemeanor if a minor gains access to the firearm without the
12 lawful permission of the minor's parents or a person having charge of the ~~minor and~~
13 ~~the minor: minor.~~
14 (1) ~~Possesses it in violation of G.S. 14-269.2(b);~~
15 (2) ~~Exhibits it in a public place in a careless, angry, or threatening~~
16 ~~manner;~~
17 (3) ~~Causes personal injury or death with it not in self-defense; or~~
18 (4) ~~Uses it in the commission of a crime.~~
19 (a1) Any person who stores or leaves a firearm in a manner in which the person
20 knew or should have known that a minor would be able to gain access to the firearm
21 is guilty of a Class I felony if a minor gains access to the firearm without the lawful
22 permission of the minor's parents or a person having charge of the minor and the
23 minor uses the firearm to cause personal injury or death, not in self-defense.
24 (a2) Subsections (a) and (a1) shall not apply if the firearm is kept in a locked box
25 or container or equipped with a tamper-resistant mechanical lock or other safety

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1232 APR 14 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH7183*-LH091C(3.12)

Short Title: Wetlands Reimburse/Local Tax Base.

(Public)

Sponsors: Representative Tucker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE STATE AND LOCAL GOVERNMENT AGENCIES
3 THAT ACQUIRE LAND FOR WETLANDS MITIGATION TO REIMBURSE
4 THE COUNTY IN WHICH THE LAND IS LOCATED FOR ITS LOST TAXES
5 DUE TO THE ACQUISITION.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 2 of Chapter 153A of the General Statutes is amended
8 by adding a new section to read:
9 "§ 153A-15.1. Consent of board of commissioners or agreement to make payment in
10 lieu of future ad valorem property taxes required before wetlands acquisition by a unit
11 of local government.
12 (a) Condemnation. -- Notwithstanding the provisions of G.S. 153A-15, Chapter
13 40A of the General Statutes, or any other general law or local act conferring the
14 power of eminent domain, before final judgment may be entered in any action of
15 condemnation initiated (or in the case of Article 11 of Chapter 160A, before a final
16 condemnation resolution is adopted) by a unit of local government whose property is
17 exempt from tax under Section 2(3) of Article V of the North Carolina Constitution,
18 whereby the condemnor seeks to acquire land for the purpose of wetlands mitigation,
19 the condemnor shall agree in writing to pay to the county where the land is located a
20 sum equal to the estimated amount of ad valorem property taxes that would have
21 accrued to the county for the next 10 years had the land not been acquired by the
22 condemnor.
23 (b) Purchase. -- Notwithstanding the provisions of G.S. 130A-55, 153A-15, 153A-
24 158, 160A-240.1, or any other general law or local act conferring the power to
25 acquire real property, before any unit of local government whose property is exempt

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1233

APR 14 99

H

HOUSE PRINCIPAL CLERK

HOUSE DRH1190*-LD124(4.6)

Short Title: Structural Pest Control Amendments.

(Public)

Sponsors: Representative Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE STRUCTURAL PEST CONTROL LAW.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 106-65.24 reads as rewritten:
5 "§ 106-65.24. Definitions.
6 ~~For the purposes of this Article, the following terms, when used in the Article or~~
7 ~~the rules and regulations, or orders made pursuant thereto, shall be construed~~
8 ~~respectively to mean: As used in this Article:~~
9 (1) 'Animal' means all vertebrate and invertebrate species, including
10 but not limited to man and other mammals, birds, fish, and
11 shellfish.
12 (1a) 'Applicant for a certified applicator's identification card' means
13 any person making application to use restricted use pesticides in
14 any phase of structural pest control.
15 (2) 'Applicant for a license' means any person in charge of any
16 individual, firm, partnership, corporation, association, or any other
17 organization or any combination thereof, making application for a
18 license to engage in structural pest control, control of structural
19 pests or household pests, or fumigation operations, or any person
20 qualified under the terms of this Article.
21 (3) 'Attractants' means substances, under whatever name known,
22 which may be toxic to insects and other pests but are used
23 primarily to induce insects and other pests to eat poisoned baits or
24 to enter traps.
25 (3a) Repealed by Session Laws 1989, c. 725.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

943
LEGISLATIVE DAY 93
H1233HCS
READING 2
HILL

7/06/99
3:02 PM
IN CHAIR: SPEAKER

STRUCTURAL PEST CONTROL AMENDMENTS

AYES - 107

ADAMS
ALEXANDER
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
OWENS
POPE

PRESTON
RAYFIELD
REDWINE
ROGERS
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
SMITH
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 - 6

SPEAKER
ALLEN

HUNTER, H.
OLDHAM

STARNES

WARWICK

H1233HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

7/07/99

3:05 PM

IN CHAIR: SPEAKER

. # 973
LEGISLATIVE DAY 94
H1233HCS
READING 3
HILL

STRUCTURAL PEST CONTROL AMENDMENTS

AYES - 106

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BAKER
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
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES

HORN
HOWARD
HURLEY
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
YONGUE

NOES - 0

EXCUSED ABSENCE - 9

DAVIS
DECKER
KINNEY

MOSLEY
RAMSEY

WARNER
WARWICK

WOOD
WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
BADDOUR

BARBEE

HUNTER, H.

INSKO

H1233HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 970/15-- 4:13 PM

JULY 14, 1999

LEGISLATIVE DAY 97

LT. GOVERNOR WICKER

-- Presiding

HILL
STRUCTURAL PEST CONTROL

HOUSE BILL 1233
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. 997/6--11:30 AM

JULY 15, 1999

LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

-- Presiding

HILL
STRUCTURAL PEST CONTROL

HOUSE BILL 1233
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

1234

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6156-RT053.01(3.24)

Short Title: Extend Swine Moratoria/Inactive Lagoons.

(Public)

Sponsors: Representative Hunter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE MORATORIA ON CONSTRUCTION AND
3 EXPANSION OF SWINE FARMS AND TO PROVIDE FOR THE CLOSURE
4 OF INACTIVE LAGOONS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Subsection (a1) of Section 1.1 of S.L. 1997-458, as amended
7 by Section 2 of S.L. 1998-188, reads as rewritten:
8 "(a1) There is hereby established a moratorium on the construction or
9 expansion of swine farms and on lagoons and animal waste management systems for
10 swine farms. The purposes of this moratorium are to allow counties time to adopt
11 zoning ordinances under G.S. 153A-340, as amended by Section 2.1 of this act; to
12 allow time for the completion of the studies authorized by the 1995 General
13 Assembly (1996 Second Extra Session); and to allow the 1999 General Assembly to
14 receive and act on the findings and recommendations of those studies. Except as
15 provided in subsection (b) of this section, the Environmental Management
16 Commission shall not issue a permit for an animal waste management system for a
17 new swine farm or the expansion of an existing swine farm for a period beginning on
18 1 March 1997 and ending on 1 September ~~1999~~ 2000. The construction or expansion
19 of a swine farm or animal waste management system for a swine farm is prohibited
20 during the period of the moratorium regardless of the date on which a site evaluation
21 for the swine farm is completed and regardless of whether the animal waste
22 management system is permitted under G.S. 143-215.1 or Part 1A of Article 21 of
23 Chapter 143 of the General Statutes or deemed permitted under 15A North Carolina
24 Administrative Code 2H.0217."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1235

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4210-LC215(4.7)

Short Title: Education Enterprise Zones.

(Public)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO PROVIDE FOR EDUCATION ENTERPRISE ZONES.
- 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

1236

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4211-LC216(4.7)

Short Title: Voters Approve Taxes.

(Public)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO
- 3 REQUIRE TAX INCREASES TO BE APPROVED BY THE VOTERS.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

HOUSE PRINCIPAL CLERK

SESSION 1999

H

D

HOUSE DRH3337-LMX207(4.6)

Short Title: Landscape Architects Exam Fee.

(Public)

Sponsors: Representative McMahan.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF LANDSCAPE
3 ARCHITECTS TO CHARGE APPLICANTS FOR LICENSURE THE ACTUAL
4 COST OF EXAMINATION SERVICES.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 89A-6 reads as rewritten:

7 "§ 89A-6. Fees.

8 Fees are to be determined by the Board, but shall not exceed the amounts
9 specified herein, however; fees must reflect actual expenses of the Board.

10 Application.....\$100.00

11 ~~Examination.....450.00~~

12 License by reciprocity or comity250.00

13 Annual license renewal.....100.00

14 Late renewal penalty50.00

15 Reissue of certificate.....25.00

16 Corporate certificate.....250.00

17 In all instances where the Board uses the services of a testing service for preparation,
18 administration, or grading of examinations, the Board may charge the applicant the
19 actual cost of the examination services, in addition to its other fees. Fees shall be paid
20 to the Board at the times specified by the Board."

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

4/28/99

11:23 AM

IN CHAIR: SPEAKER

. # 411
LEGISLATIVE DAY 54
H1237
READING 2
MCMAHAN

LANDSCAPE ARCHITECTS EXAM FEE

AYES - 111

SPEAKER	CUNNINGHAM	HOWARD	PRESTON
ADAMS	DAUGHTRY	HUNTER, H.	RAMSEY
ALEXANDER	DAVIS	HURLEY	RAYFIELD
ALLEN	DECKER	INSKO	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	SUTTON
BRASWELL	FOX	MCCRARY	TALLENT
BRIDGEMAN	GARDNER	MCMAHAN	TEAGUE
BROWN	GIBSON	MELTON	THOMAS
BRUBAKER	GILLESPIE	MICHAUX	TOLSON
BUCHANAN	GOODWIN	MILLER	TUCKER
CANSLER	GRADY	MINER	WAINWRIGHT
CAPPS	GULLEY	MITCHELL	WALEND
CARPENTER	HACKNEY	MORGAN	WARNER
CLARY	HAIRE	MORRIS	WARREN
COLE	HARDAWAY	MOSLEY	WARWICK
COX	HENSLEY	NESBITT	WILSON, C.
CRAWFORD	HIATT	NYE	WILSON, G.
CREECH	HILL	OLDHAM	WOMBLE
CULP	HOLMES	OWENS	YONGUE
CULPEPPER	HORN	POPE	

NOES - 2

ALLRED WOOD

EXCUSED ABSENCE - 4

ARNOLD CHURCH GRAY

THOMPSON

EXCUSED VOTE - 0

MCLAWHORN NOT VOTING - 3
MOORE WRIGHT

H1237

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



. # 479
LEGISLATIVE DAY 55
H1237
READING 3
MCMAHAN

RC
4/29/99
12:13 PM
IN CHAIR: SPEAKER

LANDSCAPE ARCHITECTS EXAM FEE

AYES - 110

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

NOES - 2

MOORE WOOD

EXCUSED ABSENCE - 3

ARNOLD JEFFUS MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 5

COLE DECKER EDWARDS HACKNEY
CULPEPPER

H1237

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 815/10-- 3:27 PM

JULY 6, 1999

LEGISLATIVE DAY 92

SENATOR BASNIGHT

-- Presiding

MCAHAN
LANDSCAPE ARCHITECTS EXAM FEE

HOUSE BILL 1237
READING 2

AYE	44	ALBERTSON	EAST	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEE	PURCELL
		BALLANTINE	FOXX	LUCAS	RAND
		BASNIGHT	GARROU	MARTIN R	REEVES
		CARPENTER	GARWOOD	MARTIN W	ROBINSON
		CARTER	GULLEY	METCALF	RUCHO
		CLODFELTER	HAGAN	MILLER	SHAW R
		COCHRANE	HARRIS	MOORE	SOLES
		COOPER	HORTON	ODOM	WARREN
		DALTON	HOYLE	PERDUE	WEINSTEIN
		DANNELLY	KERR	PHILLIPS	WELLONS
NO	2	BALLANCE	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. 831/7-- 3:43 PM

JULY 7, 1999

LEGISLATIVE DAY 93

SENATOR BASNIGHT

-- Presiding

MCMAHAN
LANDSCAPE ARCHITECTS EXAM FEE

HOUSE BILL 1237
READING 3

AYE	47	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	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HAGAN	ODOM	WARREN
		CLODFELTER	HARRIS	PERDUE	WEBSTER
		COCHRANE	HORTON	PHILLIPS	WEINSTEIN
		COOPER	HOYLE	PLYLER	WELLONS
		DALTON	KINNAIRD	PURCELL	

NO 0

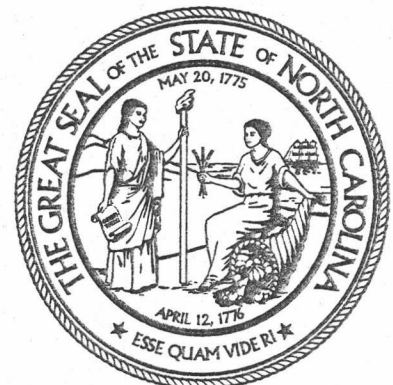
EXCUSED 0

NOT CAST 2 HARTSELL KERR

ABSENT 1 JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1238 APR 14 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH7190-LE202(4.7)

Short Title: Condemnation Law Modified.

(Public)

Sponsors: Representative Nesbitt.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE GENERAL STATUTES RELATING TO
3 CONDEMNATION PROCEEDINGS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 40A-8 is amended by adding a new subsection to read:
6 "(d) In addition to the other costs allowed under this Chapter, in any action
7 brought under Article 2 or Article 3 of this Chapter in which the judgment, including
8 a consent judgment, awarded to the owner exceeds the amount of the commissioners'
9 report under G.S. 40A-27 or the deposit under G.S. 40A-41 by at least seven hundred
10 dollars (\$700.00) and at least twenty percent (20%), the court with jurisdiction over
11 the action may, after making appropriate findings of fact, award each owner of the
12 condemned property a sum that, in the opinion of the court based upon its findings
13 of fact, will reimburse the owner for reasonable costs, disbursements, and expenses,
14 including reasonable attorneys', appraisal, and engineering fees, in such amounts as
15 the court shall in its discretion determine and allow."
16 Section 2. G.S. 136-119 reads as rewritten:
17 **"§ 136-119. Costs and appeal.**
18 **(a)** The Department of Transportation shall pay all court costs taxed by the court.
19 Either party shall have a right of appeal to the Supreme Court for errors of law
20 committed in any proceedings provided for in this Article in the same manner as in
21 any other civil actions and it shall not be necessary that an appeal bond be posted.
22 The court having jurisdiction of the condemnation action instituted by the
23 Department of Transportation to acquire real property by condemnation shall award
24 the owner of any right, or title to, or interest in, such real property such sum as will
25 in the opinion of the court reimburse such owner for his reasonable cost,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1239 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3338-LH7(4.7)

Short Title: Prohibit "Boxcarring" Misdemeanors.

(Public)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO PROHIBIT "BOXCARRING" OF MISDEMEANORS.
- 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

1240

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7188*-LD115(4.5)

Short Title: State Tort Claims/Public Duty.

(Public)

Sponsors: Representative Goodwin.

Referred to:

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1241

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2278-LH159A(4.7)

Short Title: Protect/Restore Riparian Buffers.

(Public)

Sponsors: Representative Creech.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE PROTECTION AND RESTORATION OF
3 VEGETATED RIPARIAN BUFFERS IN ORDER TO PREVENT THE
4 POLLUTION OF SURFACE WATERS.
5 The General Assembly of North Carolina enacts:
6 Section 1. Part 1 of Article 21 of Chapter 143 of the General Statutes is
7 amended by adding a new section to read:
8 "**§ 143-214.20. Protection and restoration of vegetated riparian buffers.**
9 (a) Policy; Purpose and Intent. -- Protection and restoration of vegetated riparian
10 buffers along surface waters will prevent and reduce pollution of those waters.
11 Vegetated riparian buffers remove sediment, nutrients, and other pollutants before
12 those pollutants enter and impact surface waters. It is the purpose and intent of this
13 section to provide for the protection of vegetated riparian buffers along all surface
14 waters of the State and to provide for the restoration of vegetated riparian buffers
15 along surface waters where buffers do not currently exist.
16 (b) Protection of Riparian Buffers. -- The Commission shall adopt rules to provide
17 for the protection of riparian buffers along all surface waters of the State, including
18 intermittent streams, perennial streams, lakes, ponds, and estuaries. These rules shall
19 be consistent with any rules adopted by the Commission that apply to riparian buffers
20 along the Neuse River. The Commission shall adopt temporary rules for the
21 protection of vegetated riparian buffers along all surface waters in watersheds
22 designated as nutrient sensitive waters (NSW) under rules adopted by the
23 Commission.
24 (c) Restoration of Riparian Buffers. -- The Commission shall examine
25 opportunities to restore vegetated riparian buffers in watersheds through the

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1242
APR 14 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH6155-RC008A(3.17)

Short Title: Modify Bd. of Govs. Terms.

(Public)

Sponsors: Representative Haire.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE ELECTION AND TERMS OF THE BOARD OF
3 GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA BY
4 INCREASING THE TERM LENGTH OF A MEMBER FROM FOUR YEARS
5 TO SIX YEARS, DECREASING THE NUMBER OF MEMBERS FROM
6 THIRTY-TWO MEMBERS TO THIRTY MEMBERS, ELIMINATING THE
7 CATEGORIES FOR MEMBERS, AND ELIMINATING THE POSITION OF
8 MEMBER EMERITUS.

9 The General Assembly of North Carolina enacts:

10 Section 1. Chapter 116 of the General Statutes is amended by adding a
11 new section to read:

12 "§ 116-6.01. Election and terms of members of Board of Governors after July 1, 1999.

13 (a) As the terms of members of the Board of Governors elected before July 1,
14 1999 under G.S. 116-6 expire, their successors shall be elected by the Senate and
15 House of Representatives under this section. In electing members to the Board of
16 Governors, the Senate and the House of Representatives shall consider whether the
17 Board of Governors appropriately reflects the genders, diversity, and geographical
18 areas of the State.

19 (b) Beginning July 1, 2001, the Board of Governors shall consist of 30 members
20 elected by the General Assembly and one student member as provided in G.S. 116-
21 6.1. At each session of the General Assembly held in an odd-numbered year, the
22 Senate and the House of Representatives shall each elect one-half of the number of
23 persons necessary to fill the vacancies on the Board of Governors.

24 (1) In 2001, the Senate shall elect seven members to the Board of
25 Governors, five of whom shall serve a term expiring June 30, 2005.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED 1243 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2267-LN161(3.25)

Short Title: Welfare Law Changes.

(Public)

Sponsors: Representative Adams.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES TO THE TEMPORARY ASSISTANCE FOR
3 NEEDY FAMILIES LAW PERTAINING TO THE MEDICAID STANDARD OF
4 NEED, PAY-AFTER-PERFORMANCE FOR TWO-PARENT FAMILIES, TIME
5 LIMITATIONS ON ASSISTANCE, AND OTHER RELATED MATTERS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 108A-27.2 is amended by adding the following new
8 subdivision to read:
9 "The Department shall have the following general duties with respect to the Work
10 First Program:
11 ...
12 (1b) Ensure that eligibility criteria across the State include the Medicaid
13 Standard of Need for the Categorically Needy;
14 (1c) Ensure that qualified two-parent families that qualify for assistance
15 receive assistance prior to meeting work requirements in order to
16 encourage families to stay together and to overcome barriers to
17 self-sufficiency and gainful employment."
18 Section 2. G.S. 108A-27.9(c) is amended by adding the following new
19 subdivision to read:
20 "(c) The State Plan shall include the following generally applicable provisions:
21 ...
22 (1b) Provisions to ensure that eligibility criteria across the State include
23 the Medicaid Eligibility Standard of Need for the Categorically
24 Needy;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1244

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE JOINT RESOLUTION DRHJR6158*-LG205(3.16)

Sponsors: Representative Dockham.

Referred to:

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILMER
2 DAVID "VINEGAR BEND" MIZELL, FORMER NORTH CAROLINA
3 CONGRESSMAN.

4 Whereas, Wilmer David Mizell was born in Vinegar Bend, Alabama, on
5 August 13, 1930, to Walter David Mizell and Addie Turner Mizell; and

6 Whereas, Wilmer David Mizell was affectionately known as "Vinegar
7 Bend"; and

8 Whereas, Wilmer David Mizell graduated from Leakesville High School
9 in Leakesville, Mississippi, in 1949; and

10 Whereas, Wilmer David Mizell married the late Nancy McAlphine on
11 November 16, 1952; and

12 Whereas, Wilmer David Mizell proudly served his country as a member
13 of the United States Army from 1953 to 1955; and

14 Whereas, during Wilmer David Mizell's early adult years, he pitched for
15 the St. Louis Cardinals, the Pittsburgh Pirates, and the New York Mets; and

16 Whereas, Wilmer David Mizell retired from baseball in 1963 and
17 accepted a position with the Pepsi-Cola Company in Winston-Salem working in the
18 field of sales management and public relations; and

19 Whereas, Wilmer David Mizell served as a County Commissioner for
20 Davidson County from 1966 to 1968; and

21 Whereas, Wilmer David Mizell served with honor and distinction as a
22 member of the United States House of Representatives, representing North Carolina's
23 Fifth Congressional District from 1968 to 1974; and

24 Whereas, Wilmer David Mizell served as Assistant Secretary of Economic
25 Development under President Gerald Ford, as Assistant Secretary of Agriculture

GENERAL ASSEMBLY OF NORTH CAROLINA PRINCIPAL CLERK

SESSION 1999

H

D

HOUSE DRH3314-LH144(4.7)

Short Title: 3rd Degree Sex Offense.

(Public)

Sponsors: Representative Clary.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE THE CRIME OF THIRD-DEGREE SEXUAL OFFENSE.
3 The General Assembly of North Carolina enacts:
4 Section 1. Article 7A of Chapter 14 of the General Statutes is amended
5 by adding a new section to read:
6 "§ 14-27.5A. Third-degree sexual offense.
7 (a) A person is guilty of a sexual offense in the third degree if the person either:
8 (1) By force and against the will of the other person takes or attempts
9 to take any immoral, improper, or indecent liberties with any
10 person of either sex 16 years of age or older for the purpose of
11 arousing or gratifying sexual desire; or
12 (2) By force and against the will of the other person commits or
13 attempts to commit any lewd or lascivious act upon or with the
14 body or any part or member of the body of any person of either
15 sex 16 years of age or older.
16 (b) Third-degree forcible sexual offense is a Class F felony.
17 Section 2. This act becomes effective December 1, 1999, and applies to
18 offenses committed on or after that date.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU
4/28/99

8:46 PM

IN CHAIR: SPEAKER

. # 459
LEGISLATIVE DAY 54
H1245HCS
READING 2
CLARY

3RD DEGREE SEX OFFENSE

AYES - 115

SPEAKER	DAUGHTRY	HURLEY	RAYFIELD
ALEXANDER	DAVIS	INSKO	REDWINE
ALLEN	DECKER	JARRELL	ROGERS
ALLRED	DEDMON	JEFFUS	RUSSELL
BADDOUR	DOCKHAM	JUSTUS	SAUNDERS
BAKER	EARLE	KINNEY	SETZER
BARBEE	EASTERLING	KISER	SEXTON
BAREFOOT	EDDINS	LUEBKE	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
CUNNINGHAM	HUNTER, H.	RAMSEY	

NOES - 0

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 3

ADAMS

EDWARDS

MCALLISTER

H1245HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1246

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2247-LK170(4.7)

Short Title: Animal Lovers Special Plate.

(Public)

Sponsors: Representative Clary.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE
3 SPECIAL REGISTRATION PLATES TO ANIMAL LOVERS TO PROMOTE
4 SPAYING AND NEUTERING OF DOGS AND CATS.

5 The General Assembly of North Carolina enacts:

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

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

10 ...
11 (2a) Animal Lovers. -- Issuable to the registered owner of a motor
12 vehicle. The plate may bear a picture of a dog and cat and the
13 phrase "I Care." The Division may not issue the plate authorized
14 by this subdivision unless it receives at least 300 applications for
15 the plate."

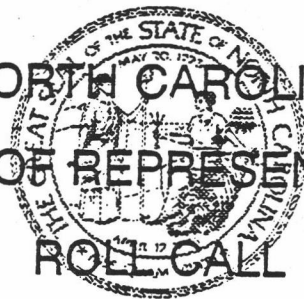
16 Section 2. G.S. 20-79.7(a) reads as rewritten:

17 "(a) Fees. -- Upon request, the Division shall provide and issue free of charge one
18 registration plate to a recipient of the Congressional Medal of Honor, a 100%
19 disabled veteran, and an ex-prisoner of war. All other special registration plates are
20 subject to the regular motor vehicle registration fee in G.S. 20-87 or G.S. 20-88 plus
21 an additional fee in the following amount:

22 <u>Special Plate</u>	<u>Additional Fee Amount</u>
23 Historical Attraction	\$30.00
24 State Attraction	\$30.00
25 Collegiate Insignia	\$25.00

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



RC

7/01/99

1:29 PM

IN CHAIR: SPEAKER

SEQ. # 896

LEGISLATIVE DAY 91

46HCS

READING 3

CLARY

ANIMAL LOVERS SPECIAL PLATE

87 DWah
AYES - 85

ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAREFOOT
BONNER
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CLARY
COX
CRAWFORD
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DEDMON

DOCKHAM
EARLE
EASTERLING
EDDINS
EDWARDS
ESPOSITO
FITCH
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HIATT
HORN
HOWARD
HURLEY
INSKO
JUSTUS

KINNEY
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MINER
MITCHELL
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
POPE
PRESTON
REDWINE
ROGERS
RUSSELL
SAUNDERS

JARRELL
JEFFUS
SETZER
SEXTON
SHERRILL
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WARNER
WARREN
WARWICK
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 20

BAKER
BARBEE
BLUE
BOWIE
CAPPS

CARPENTER
COLE
CREECH
DAVIS
DECKER

ELLIS
FOX
HAIRE
HENSLEY
HILL

KISER
MCALLISTER
MICHAUX
OWENS
RAYFIELD

EXCUSED ABSENCE - 6

CHURCH
HOLMES

MILLER
MOORE

MOSLEY

RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
BERRY
BOYD-MCINTYRE

HARDAWAY
HUNTER, H.

JARRELL
JEFFUS

SMITH
WALEND

H1246HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 928/11-- 8:43 PM

JULY 13, 1999

LEGISLATIVE DAY 96

LT. GOVERNOR WICKER

-- Presiding

CLARY
ANIMAL LOVERS SPECIAL PLATE
SENATE COM. SUB/3RD EDITION

HOUSE BILL 1246
READING 2

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

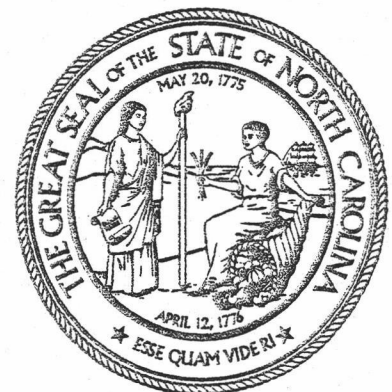
NOT CAST 0

ABSENT 2 GULLEY

JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 964/9-- 3:56 PM

JULY 14, 1999

LEGISLATIVE DAY 97

LT. GOVERNOR WICKER

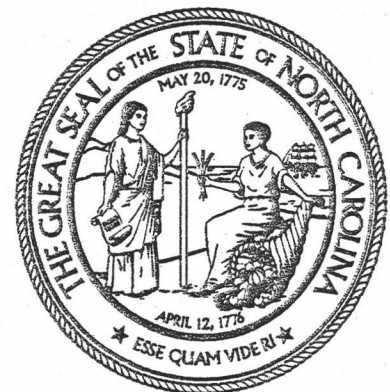
-- Presiding

CLARY
ANIMAL LOVERS SPECIAL PLATE
SENATE COM. SUB/3RD EDITION

HOUSE BILL 1246
READING 3

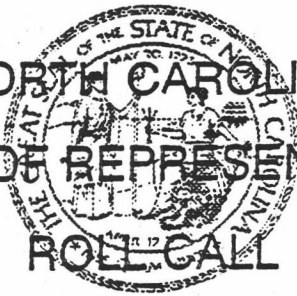
AYE	49	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1203
LEGISLATIVE DAY 100
H1246SCS

EU
7/15/99
10:28 AM
IN CHAIR: SPEAKER

CLARY

ANIMAL LOVERS SPECIAL PLATE

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 97

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

NOES - 11

ALLEN	CREECH	HILL	OWENS
BAKER	DECKER	HOWARD	SUTTON
BOWIE	HENSLEY	HUNTER, H.	

EXCUSED ABSENCE - 6

BROWN	FOX	MCCRARY	MOSLEY
DAUGHTRY	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 6

CRAWFORD	MICHAUX	PRESTON	WRIGHT
HOLMES	MINER		

H1246SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1247

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1188-LM210(4.7)

Short Title: Professional Employer Organizations.

(Public)

Sponsors: Representative Cansler.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT RECOGNIZING PROFESSIONAL EMPLOYER ORGANIZATIONS
3 AND ESTABLISHING MINIMUM STANDARDS FOR SUCH
4 ORGANIZATIONS.

5 The General Assembly of North Carolina enacts:

6 Section 1. Chapter 95 of the General Statutes is amended by adding a
7 new Article to read:

8 "ARTICLE 5C.
9 "Professional Employer Organizations.

10 "§ 95-47.60. Definitions.

11 The following definitions apply in this Article:

- 12 (1) Administrative fee. -- A fee charged a client by a professional
13 employer organization that is above the fees charged and applied
14 to mandatory state and federal taxes, wages for assigned workers,
15 and premiums and contributions for benefits provided to assigned
16 workers.
17 (2) Assigned worker. -- A person who has an employment relationship
18 with both a professional employer organization and a client.
19 (3) Client. -- A person who contracts with a professional employer
20 organization to obtain employment services through a professional
21 employer arrangement.
22 (4) Person. -- An individual, corporation, partnership, firm,
23 association, or other entity.
24 (5) Professional employer arrangement. -- An arrangement where a
25 professional employer organization assigns workers to perform

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1248

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1193-LH121(3.31)

Short Title: G.S. 14-190.9 Const. Conformity.

(Public)

Sponsors: Representative Hackney and McMahan (Primary Sponsors).

Referred to:

- 1 . A BILL TO BE ENTITLED
- 2 AN ACT TO BRING G.S. 14-190.9 INTO CONFORMITY WITH G.S. 14-190.1.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. G.S. 14-190.9 is amended by adding a new subsection to read:
- 5 "(d) A person is not in violation of this section if the activity covered by this
- 6 section occurs as part of a play, dance, performance, or artistic creation that contains
- 7 serious literary, artistic, political, or scientific value."
- 8 Section 2. This act is effective October 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1249

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3339-LK111(3.11)

Short Title: Trucking Safety Study.

(Public)

Sponsors: Representatives C. Wilson and Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO
3 CONDUCT A TRUCKING SAFETY INTENSIVE ENFORCEMENT STUDY
4 AND TO REPORT THE RESULTS TO THE GENERAL ASSEMBLY.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Department of Transportation shall coordinate a study on
7 the effects of intensive enforcement of all trucking safety-related laws on a designated
8 portion of an interstate highway within this State.
9 Section 2. The Department of Transportation shall coordinate with the
10 following State agencies in determining the scope and duration of the intensive
11 enforcement action:
12 (1) The Division of Motor Vehicles, Enforcement Section.
13 (2) The Department of Crime Control and Public Safety, Highway
14 Patrol Division.
15 (3) The Governor's Highway Safety Program.
16 (4) The University of North Carolina, Highway Safety Research
17 Center.
18 Section 3. As part of the intensive enforcement, traffic citations shall be
19 issued to drivers of trucks that exceed the speed limit. No warnings and no margins
20 for error shall be allowed for speeding violations.
21 Section 4. Using funds already available, the Governor's Highway Safety
22 Program shall implement a public service campaign on trucking safety, including
23 encouraging the public to call "*HP" to report unsafe truck driving.
24 Section 5. The Division of Motor Vehicles and the Highway Patrol
25 Division shall compile statistics on all enforcement actions including:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1250

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2284-LK048A(2.16)

Short Title: CON Modifications.

(Public)

Sponsors: Representative C. Wilson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ELIMINATE THE REQUIREMENT FOR A CERTIFICATE OF
3 NEED EXCEPT FOR CERTAIN SPECIFICALLY DESIGNATED MEDICAL
4 EQUIPMENT.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 131E-176(7a) is repealed.
7 Section 2. G.S. 131E-176(14f) is repealed.
8 Section 3. G.S. 131E-176(16)p. is repealed.
9 Section 4. G.S. 131E-176(18a) is repealed.
10 Section 5. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE JOINT RESOLUTION DRHJR7175-LG367(4.13)

Sponsors: Representatives Womble, Oldham, Decker, Esposito, Gray, and
Sexton.

Referred to:

1 A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF KENNETH
2 R. WILLIAMS, ONE OF WINSTON-SALEM'S MOST PROMINENT CITIZENS.
3 Whereas, Kenneth R. Williams was born on August 16, 1912, in Norfolk,
4 Virginia, to Kenneth R. Williams and Vandelia Perry Williams; and
5 Whereas, Kenneth R. Williams grew up in Winston-Salem, attended the
6 public schools, and graduated from Columbian Heights High School in 1928; and
7 Whereas, Kenneth R. Williams earned a bachelors degree in history from
8 Morehouse College and both a masters and doctorate degree from Boston University;
9 and
10 Whereas, in 1936, Kenneth R. Williams joined the faculty of Winston-
11 Salem Teachers College, now Winston-Salem State University, where he taught
12 history until 1937; and
13 Whereas, from 1937 to 1939, Kenneth R. Williams taught at the Palmer
14 Memorial Institute in Sedalia, North Carolina; and
15 Whereas, in 1938, Kenneth R. Williams married Edythe Williams and to
16 this union three sons, Kenneth, Ronald, and Norman, were born; and
17 Whereas, Kenneth R. Williams served his country during World War II as
18 a Chaplain in the United States Army. He began his tour of duty with the rank of
19 first lieutenant and ended it with the rank of major; and
20 Whereas, after his service in the army, Kenneth R. Williams returned to
21 Winston-Salem State University where he was a history professor, a chaplain, the
22 James A. Gray Professor of Religion, and the Dean of Men from 1946 to 1960; and
23 Whereas, as a result of the social and racial tensions in Winston-Salem
24 and the subsequent unionization of the predominantly African-American workforces
25 at R.J. Reynolds Tobacco Company, Local Union # 22 was formed. In the
26 aftermath, of the 1944 Smith v. Allwright court decision outlawing the all-white

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



NO. # 637
LEGISLATIVE DAY 74
HJR1251
READING 2
WOMBLE

EU
6/02/99
12:32 PM
IN CHAIR: SPEAKER

HONOR KENNETH R. WILLIAMS

AYES - 111

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

NOES - 0

RAMSEY
EXCUSED ABSENCE - 2
SMITH

EXCUSED VOTE - 0

CAPPS
CREECH
HUNTER, H.
INSKO
MINER
POPE
WOOD

HJR1251

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 577/2-- 2:45 PM

JUNE 2, 1999

LEGISLATIVE DAY 73

LT. GOVERNOR WICKER

-- Presiding

WOMBLE
HONORING KENNETH R. WILLIAMS

HOUSE RES. 1251
READING 2

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

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 2 PERDUE SHAW R

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1252

APR 14 99

H

HOUSE PRINCIPAL CLERK
D

HOUSE DRH7189-LL147(4.7)

Short Title: Inmates Pay for Incarceration.

(Public)

Sponsors: Representative Wood.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT PRISONERS INCARCERATED IN THE STATE PRISON SYSTEM SHALL BE REQUIRED TO REIMBURSE THE STATE FOR THE COST OF THEIR INCARCERATION.

The General Assembly of North Carolina enacts:

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

"§ 148-2.1. Reimbursement by prisoners.

(a) Adult prisoners in the custody of the Department of Correction are required to reimburse the State for the cost of their incarceration. For purposes of this Article, any inmate age 18 or older shall be considered an adult prisoner. This reimbursement shall be collected by the Department of Correction and shall be in the amount of ten dollars (\$10.00) per day. Prisoners who are required to reimburse the State under this section and who are granted work-release privileges may be required to make this reimbursement in addition to the amounts deducted from their work-release earnings under G.S. 148-33.1(f). The Secretary of Correction, in regulations adopted pursuant to G.S. 148-11, may exempt a portion of prisoners' trust funds from the reimbursement obligation established by this section.

(b) If a prisoner has not made the reimbursement required by subsection (a) of this section at the time of the prisoner's release, the Department of Correction shall calculate the amount of reimbursement that is outstanding and give a verified statement of that amount to the prisoner, and any reimbursement that remains unpaid on that date shall be a 'debt' within the meaning of G.S. 105A-2(3), and may be set off against any North Carolina income tax refund due the prisoner, as provided in Chapter 105A of the General Statutes. The Department of Revenue shall pursue

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1253

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7147*-LN127(3.17)

Short Title: Expand Transitional Medicaid.

(Public)

Sponsors: Representatives Earle, Alexander, Luebke, and Cansler.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXPAND TRANSITIONAL MEDICAID BENEFITS FROM
3 TWELVE MONTHS TO TWENTY-FOUR MONTHS.

4 The General Assembly of North Carolina enacts:

5 Section 1. The Department of Health and Human Services shall apply
6 for federal approval or waiver, as necessary, to expand transitional Medicaid benefits
7 for Work First families, including parents, from 12 months to 24 months. The
8 Department shall structure the expansion in a way that maximizes the federal fund
9 share in transitional Medicaid for 24 months.

10 Section 2. There is appropriated from the General Fund to the
11 Department of Health and Human Services, Division of Medical Assistance, the sum
12 of ten million seven hundred thousand dollars (\$10,700,000) for the 1999-2000 fiscal
13 year, and the sum of nineteen million one hundred thousand dollars (\$19,100,000) for
14 the 2000-2001 fiscal year. These funds shall be used for the expansion of transitional
15 Medicaid benefits as provided under Section 1 of this act.

16 Section 3. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1999

1254

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2266*-RF008(4.7)

Short Title: Homebuilder Responsibility.

(Public)

Sponsors: Representative Earle.

Referred to:

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1255 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3298*-LN126(3.17)

Short Title: Welfare Reform Changes.

(Public)

Sponsors: Representatives Earle and Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES TO THE TEMPORARY ASSISTANCE FOR
3 NEEDY FAMILIES LAW PERTAINING TO THE MEDICAID STANDARD OF
4 NEED, PAY-AFTER-PERFORMANCE FOR TWO-PARENT FAMILIES, TIME
5 LIMITATIONS ON ASSISTANCE, AND OTHER AREAS OF WELFARE
6 REFORM.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 108A-27.2 is amended by adding the following new
9 subdivisions to read:
10 "The Department shall have the following general duties with respect to the Work
11 First Program:
12 ...
13 (1b) Ensure that eligibility criteria across the State include the Medicaid
14 Standard of Need for the Categorically Needy;
15 (1c) Ensure that qualified two-parent families receive assistance prior to
16 meeting work requirements for three months after qualifying for
17 assistance, in order to encourage families to stay together and to
18 overcome barriers to self-sufficiency and gainful employment."
19 Section 2. G.S. 108A-27.9(c) is amended by adding the following new
20 subdivisions to read:
21 "(c) The State Plan shall include the following generally applicable provisions:
22 ...
23 (1b) Provisions to ensure that eligibility criteria across the State include
24 the Medicaid Eligibility Standard of Need for the categorically
25 needy;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1256

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6145-RF006(4.13)

Short Title: Study Residential Contractor Licensing Requirements.

(Public)

Sponsors: Representative Earle.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE A LEGISLATIVE STUDY COMMISSION TO STUDY
3 THE NEED FOR INCREASED REGULATION OF THE HOMEBUILDING
4 INDUSTRY.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Homebuilding Industry Study Commission is created.
7 The Commission shall consist of 15 members to be appointed as follows:
8 (1) Three members of the House of Representatives appointed by the
9 Speaker of the House of Representatives.
10 (2) Two members of the public appointed by the Speaker of the
11 House of Representatives; one of whom shall be a licensed general
12 contractor specializing in residential construction, and one of
13 whom shall be a licensed home inspector.
14 (3) Three Senators appointed by the President Pro Tempore of the
15 Senate.
16 (4) Two members of the public appointed by the President Pro
17 Tempore of the Senate; one of whom shall be a licensed general
18 contractor and one of whom shall be either a registered architect
19 with a specialty in residential design or a structural engineer.
20 (5) Five members of the public to be appointed by the Governor; one
21 of whom shall be a local code enforcement official, one of whom
22 shall have expertise in residential construction issues but who is
23 not engaged in the residential construction business, and three of
24 whom shall represent the public at large.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1257 APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4188*-LN126(3.17)

Short Title: Welfare Reform Changes.

(Public)

Sponsors: Representatives Earle and Alexander.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES TO THE TEMPORARY ASSISTANCE FOR
3 NEEDY FAMILIES LAW PERTAINING TO THE MEDICAID STANDARD OF
4 NEED, PAY-AFTER-PERFORMANCE FOR TWO-PARENT FAMILIES, TIME
5 LIMITATIONS ON ASSISTANCE, AND OTHER AREAS OF WELFARE
6 REFORM.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 108A-27.2 is amended by adding the following new
9 subdivisions to read:

10 "The Department shall have the following general duties with respect to the Work
11 First Program:

12 ...

13 (1b) Ensure that eligibility criteria across the State include the Medicaid
14 Standard of Need for the Categorically Needy;

15 (1c) Ensure that qualified two-parent families receive assistance for
16 three months after qualifying for assistance, in order to encourage
17 families to stay together and to overcome barriers to self-sufficiency
18 and gainful employment."

19 Section 2. G.S. 108A-27.9(c) is amended by adding the following new
20 subdivisions to read:

21 "(c) The State Plan shall include the following generally applicable provisions:

22 ...

23 (1b) Provisions to ensure that eligibility criteria across the State include
24 the Medicaid Eligibility Standard of Need for the categorically
25 needy;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH3260*-LN105(3.10)

H.B. FILED

1258

APR 14 99

D

HOUSE PRINCIPAL CLERK

Short Title: Health Care Personnel Registry Changes.

(Public)

Sponsors: Representative Earle.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE FACILITIES THAT ARE INCLUDED IN THE
3 HEALTH CARE PERSONNEL REGISTRY; TO PROVIDE THAT
4 GRIEVANCES PERTAINING TO THE HEALTH CARE PERSONNEL
5 REGISTRY FILED BY STATE EMPLOYEES SHALL BE IN ACCORDANCE
6 WITH STATE PERSONNEL PROCEDURES; AND TO REQUIRE THAT
7 EMPLOYERS AT HEALTH CARE FACILITIES ACCESS THE HEALTH
8 CARE PERSONNEL REGISTRY.
9 The General Assembly of North Carolina enacts:
10 Section 1. G.S. 131E-256 reads as rewritten:
11 "§ 131E-256. Health Care Personnel Registry.
12 (a) The Department shall establish and maintain a health care personnel registry
13 containing the names of all health care personnel working in health care facilities in
14 North Carolina who have:
15 (1) Been subject to findings by the Department of:
16 a. Neglect or abuse of a resident in a health care facility or a
17 person to whom home care services as defined by G.S.
18 131E-136 or hospice services as defined by G.S. 131E-201
19 are being provided.
20 b. Misappropriation of the property of a resident in a health
21 care facility, as defined in subsection (b) of this section
22 including places where home care services as defined by
23 G.S. 131E-136 or hospice services as defined by G.S. 131E-
24 201 are being provided.
25 c. Misappropriation of the property of a health care facility.

. # 434
LEGISLATIVE DAY 54
H1258HCS
READING 2
EARLE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU
4/28/99
3:21 PM
IN CHAIR: HACKNEY

HEALTH CARE PERSON- NEL REGISTRY CHANGES

AYES - 114

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	SHERILL
BLUE	ELLIS	MCCOMBS	SMITH
BONNER	ESPOSITO	MCCRARY	STARNES
BOWIE	FOX	MCLAWHORN	SUTTON
BOYD-MCINTYRE	GARDNER	MCMAHAN	TALLENT
BRASWELL	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	YONGUE
CUNNINGHAM	HURLEY		

NOES - 0

ARNOLD
EXCUSED ABSENCE - 2
CHURCH

EXCUSED VOTE - 0

SPEAKER
FITCH
HUNTER, H.
WRIGHT

H1258HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 561/14--10:33 AM MAY 27, 1999 LEGISLATIVE DAY 70

LT. GOVERNOR WICKER

-- Presiding

EARLE
HEALTH CARE PERSONNEL REGISTRY

HOUSE BILL 1258
READING 2

AYE	45	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
		CLODFELTER	HARTSELL	PERDUE	WEBSTER
		COOPER	HORTON	PHILLIPS	WEINSTEIN
		DALTON	HOYLE	PLYLER	WELLONS
		DANNELLY			

NO 0

EXCUSED 0

NOT CAST 0

ABSENT	5	COCHRANE	MARTIN R	ODOM	RUCHO
		JORDAN			

PAIRS 0
AYE
NO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1259

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3297-LG360(4.7)

Short Title: General Law Changes-2.

(Public)

Sponsors: Representative Earle.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT AMENDING THE LAWS OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act amends the laws of North Carolina.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3296-LG359(4.7)

Short Title: General Law Changes-1.

(Public)

Sponsors: Representative Earle.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT AMENDING THE LAWS OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act amends the laws of North Carolina.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1261

APR 14 99

H

D

HOUSE DRH1194-LH134(4.6)

HOUSE PRINCIPAL CLERK

Short Title: Law Officer/Search Probationer or Parolee.

(Public)

Sponsors: Representatives Goodwin and Smith (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE LAW ENFORCEMENT OFFICERS TO CONDUCT
3 SEARCHES OF PROBATIONERS OR PAROLEES WITHOUT PROBABLE
4 CAUSE WHEN THAT IS IMPOSED AS A CONDITION OF THE PROBATION
5 OR PAROLE.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 15A-1343(b1) reads as rewritten:
8 "(b1) Special Conditions. -- In addition to the regular conditions of probation
9 specified in subsection (b), the court may, as a condition of probation, require that
10 during the probation the defendant comply with one or more of the following special
11 conditions:
12 (1) Undergo available medical or psychiatric treatment and remain in
13 a specified institution if required for that purpose.
14 (2) Attend or reside in a facility providing rehabilitation, counseling,
15 treatment, social skills, or employment training, instruction,
16 recreation, or residence for persons on probation.
17 (2a) Submit to a period of residential treatment in the Intensive
18 Motivational Program of Alternative Correctional Treatment
19 (IMPACT), pursuant to G.S. 15A-1343.1, for a minimum of 90
20 days or a maximum of 120 days and abide by all rules and
21 regulations of that program. This condition may also include a
22 period of supervision through the Post-Boot Camp Probation
23 Program.
24 (3) Submit to imprisonment required for special probation under G.S.
25 15A-1351(a) or G.S. 15A-1344(e).

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1262 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7191-LN180(4.7)

Short Title: Health Status Disparity Task Force.

(Public)

Sponsors: Representative Wright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE GOVERNOR'S TASK FORCE TO REDUCE
3 DISPARITIES IN HEALTH STATUS IN NORTH CAROLINA.

4 Whereas, ethnic groups and people of lower economic status have many
5 indicators of poorer health status than others; and

6 Whereas, the U.S. Department of Health and Human Services in its
7 national strategy "Health People 2010" has identified health disparities in racial and
8 ethnic populations as a health priority; and

9 Whereas, the U.S. Department of Health and Human Services has
10 concluded that "compelling evidence that race and ethnicity correlate with persistent,
11 and often increasing, health disparities among U.S. populations demand national
12 attention"; and

13 Whereas, though factors such as economic status, access to quality health
14 care, and educational levels have long been recognized as important factors affecting
15 health status, researchers are finding growing evidence that race, discrimination, and
16 social and cultural factors influence their health; Now, therefore;
17 The General Assembly of North Carolina enacts:

18 Section 1. (a) There is established in the Department of Health and
19 Human Services the Governor's Task Force to Reduce Disparities in Health Status in
20 North Carolina.

21 Section 1.(b) The Task Force shall have 33 members, as follows:

22 (1) The Chair of the Minority Health Advisory Council, who shall
23 chair the Task Force;

24 (2) Six members appointed by the Speaker of the House of
25 Representatives;

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1263

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2279-LK180(4.7)

Short Title: Recog.-Federally Issued Licenses.

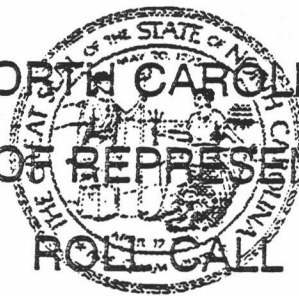
(Public)

Sponsors: Representative Thomas.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT A PERSON BETWEEN SIXTEEN AND
3 EIGHTEEN YEARS OF AGE WITH A DRIVERS LICENSE ISSUED BY THE
4 FEDERAL GOVERNMENT MAY BE ISSUED THE PROPER DRIVERS
5 PERMIT UNDER THE GRADUATED DRIVERS LICENSE PROGRAM.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 20-11 is amended by adding a new subsection to read:
8 "(h3) Exception for Persons Less Than Age 18 Who Have a Federally Issued
9 Unrestricted or Restricted License. -- A person who is less than age 18, who has an
10 unrestricted or restricted drivers license issued by the federal government, and who
11 becomes a resident of this State may obtain a limited provisional license or a
12 provisional license if the person has completed a drivers education program
13 substantially equivalent to the drivers education program that meets the requirements
14 of the Superintendent of Public Instruction. A person who qualifies for a limited
15 provisional license or a provisional license under this subsection and whose parent or
16 guardian certifies that the person has not been convicted of a moving violation in the
17 preceding six months shall be deemed to have held a limited provisional license or a
18 provisional license in this State for each month the person held an unrestricted or
19 restricted license issued by the federal government."
20 Section 2. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Q. # 322
LEGISLATIVE DAY 51
H1263
READING 2
THOMAS

4/23/99
3:50 PM

IN CHAIR: SPEAKER

RECOGNIZE FEDERALLY ISSUED LICENSES

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	TALLENT
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

EXCUSED ABSENCE - 9-10 *Ellis*

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

EXCUSED VOTE - 0

NOT VOTING - 15-14 *Ellis*

ADAMS	BUCHANAN	EDWARDS	MCMAHAN
BERRY	CHURCH	GULLEY <i>Gulley</i>	RAMSEY
BOWIE	CUNNINGHAM	HOLMES	SAUNDERS
BROWN	DAUGHTRY	KINNEY	

H1263

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 754-19-4100 JUNE 29, 1999 LEGISLATIVE DAY 88



SENATOR BASNIGHT

-- Presiding

THOMAS
RECOGNIZE FEDERALLY ISSUED LICEN.

HOUSE BILL 1263
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 H.B. FILED

SESSION 1999

1264 APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2273-LH162(4.7)

Short Title: Race-Based Admission Policies.

(Public)

Sponsors: Representative Wood.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT REGARDING RACE-BASED ADMISSION POLICIES.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act is effective when it becomes a law.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1265 APR 14 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH6152-RO013(4.7)

Short Title: Revisions to Consumer Lending.

(Public)

Sponsors: Representatives Starnes and Buchanan.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REVISE THE COLLECTION OF INTEREST ON LOANS MADE
3 PURSUANT TO THE CONSUMER FINANCE ACT UNDER CERTAIN
4 CIRCUMSTANCES, TO INCREASE THE AMOUNT OF LOANABLE ASSETS
5 REQUIRED BEFORE AN ENTITY IS LICENSED UNDER THE ACT, TO
6 REVISE THE AMOUNT OF, AND MAXIMUM SERVICE CHARGE FOR,
7 CERTAIN LOANS, TO ESTABLISH A LOAN PROCESSING FEE FOR
8 CERTAIN LOANS, TO ALLOW BORROWERS TO CANCEL LOANS UNDER
9 CERTAIN CONDITIONS, TO RECOGNIZE INADVERTENT LOANS IN THE
10 LAW RESTRICTING MULTIPLE-OFFICE LOANS, TO REQUIRE
11 DISCLOSURE ON SOLICITATION OF LOANS BY FACSIMILE OR
12 NEGOTIABLE CHECKS, TO ALLOW LENDERS TO MAINTAIN CERTAIN
13 RECORDS IN THE FORM OF OPTICAL IMAGE DISKS, TO SPECIFY A
14 MAXIMUM CHARGE THAT LENDERS MAY ASSESS AT CLOSING, AND
15 TO REQUIRE LICENSEES TO REPORT ADDITIONAL INFORMATION TO
16 THE COMMISSIONER.
17 The General Assembly of North Carolina enacts:
18 Section 1. G.S. 53-165(a) reads as rewritten:
19 "(a) 'Amount of the loan' shall mean the aggregate of the cash advance and the
20 charges authorized either by ~~G.S. 53-173~~. G.S. 53-173 or G.S. 53-176."
21 Section 2. G.S. 53-168 reads as rewritten:
22 "§ 53-168. License required; showing of convenience, advantage and financial
23 responsibility; investigation of applicants; hearings; existing businesses; contents of
24 license; transfer; posting.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1266

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1192-LN185A(4.7)

Short Title: Special Needs Children/Study.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH A STUDY COMMISSION ON CHILDREN WITH
3 SPECIAL NEEDS.
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.B. FILED

1267

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7184-LR341(4.7)

Short Title: Teacher Harassment Protection.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROTECTING PUBLIC SCHOOL TEACHERS WHO MAKE FORMAL
3 OR INFORMAL COMPLAINTS ALLEGING SEXUAL HARASSMENT AT
4 SCHOOL.

5 The General Assembly of North Carolina enacts:

6 Section 1. Article 22 of Chapter 115C of the General Statutes is
7 amended by adding a new Part to read:

8 "Part 7.

9 "Protection Against Harassment.

10 "§ 115C-335. Protection against harassment defense.

11 No employee of a local school administrative unit shall be disciplined in any way
12 on account of the employee's filing a formal or informal complaint alleging sexual
13 harassment at school by students or other employees."

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

PLEASE RECONSIDER - 3 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1267

DATE 4/29/95

S. B. No. _____

Amendment No. 2

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Adams

1 moves to amend the bill on page 1, line 13

2 () WHICH CHANGES THE TITLE

3 by adding after the word

4 "accurate" and before the

5 period the words

6 "is false"

7 "is false"

8 By deleting the word ^{NOT} accurate and

9 replacing it with: false

10

11

12

13

14

15

16

17

18

19

SIGNED

Adams

ADOPTED

4/29/30

FAILED

TABLED

76-27 or
77-27 or (adjusted) L. W. W.

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU

4/29/99

4:21 PM

IN CHAIR: SPEAKER

493
LEGISLATIVE DAY 55
H1267HCS
READING 2
BOYD-MCINTYRE
AMEND #2 *Adams*
TEACHER HARASSMENT PROTECTION

AYES - 76 *77 DW*

ADAMS
ALLRED
BAKER
BARBEE
BERRY
BONNER
BOWIE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COLE
CREECH
CULP

DAUGHTRY
DAVIS
DECKER
DOCKHAM
EARLE
EDDINS
ESPOSITO
FITCH
FOX
GARDNER
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HENSLEY
HIATT
HILL

HORN
HOWARD
HUNTER, H.
HURLEY
INSKO
JARRELL
JUSTUS
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCMAHAN
MICHAUX
MILLER
MINER
MITCHELL
MOORE
MORGAN

GIBSON *DW*
MORRIS
MOSLEY
POPE
PRESTON
RAYFIELD
RUSSELL
SAUNDERS
SETZER
SEXTON
SHERRILL
STARNES
TALLENT
TEAGUE
THOMPSON
WALEND
WARWICK
WILSON, C.
WILSON, G.
YONGUE

NOES - 27

ALLEN
BADDOUR
BOYD-MCINTYRE
COX
CRAWFORD
CULPEPPER
CUNNINGHAM

DEDMON
EASTERLING
HAIRE
HARDAWAY
MCLAWHORN
MELTON
NESBITT

NYE
OLDHAM
OWENS
RAMSEY
REDWINE
ROGERS
SMITH

THOMAS
TOLSON
TUCKER
WAINWRIGHT
WARNER
WRIGHT

EXCUSED ABSENCE - 6

ARNOLD
BLUE

ELLIS
JEFFUS
MCALLISTER

WOOD

EXCUSED VOTE - 0

SPEAKER
ALEXANDER
BAREFOOT

CARPENTER
EDWARDS
~~GIBSON~~

HOLMES
KINNEY
SUTTON

WARREN
WOMBLE

H1267HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2

H. B. No. 1267

S. B. No. _____

COMMITTEE SUBSTITUTE _____

DATE April 29, 1999

Amendment No. 3

(to be filled in by
Principal Clerk)

Rep.) Goodwin
Sen.) _____

1 moves to amend the bill on page 1, line 14

2 () WHICH CHANGES THE TITLE

3 by rewriting the line to read:

4 "An employee of a local board of
5 education who is disciplined in
6 violation of G.S. 115C-335 may
7 bring a civil action for injunctive
8 relief or other remedies under
9 G.S. 126-86 and a court may
10 order any remedies allowed
11 under G.S. 126-87."

12 Section 2. This act is effective
13 when it becomes law and applies
14 to complaints of sexual harassment
15 made on or after October 1, 1999."

SIGNED Wayne Goodwin

ADOPTED 4/29/99 FAILED _____ TABLED _____
104-0 EV Mark

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



494
LEGISLATIVE DAY 55

H1267HCS

READING 2

BOYD-MCINTYRE

AMEND #3 *REP. GOODWIN*

TEACHER HARASSMENT PROTECTION

EU
4/29/99

4:24 PM

IN CHAIR: SPEAKER

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 6

ARNOLD	ELLIS	MCALLISTER	WOOD
BLUE	JEFFUS		

EXCUSED VOTE - 0

NOT VOTING - 10

ALEXANDER	EDWARDS	LUEBKE	WILSON, C.
BAREFOOT	HOLMES	SUTTON	WOMBLE
CARPENTER	KINNEY		

H1267HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1267

DATE 29 April 1999

S. B. No. _____

Amendment No. 4

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) BRASWELL
Sen.) _____

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

2 () WHICH CHANGES THE TITLE

3 by striking "OR, other local board employees"

4 and inserting ", other local board employees or

5 school board members

6 _____

7 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Jerry Braswell

ADOPTED 4/29/99 FAILED _____ TABLED _____

104-0 EV DWeek

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU
4/29/99

4:26 PM

IN CHAIR: SPEAKER

495

LEGISLATIVE DAY 55

H1267HCS

READING 2

BOYD-MCINTYRE

AMEND #4 *REP. BRASWELL*
TEACHER HARASSMENT PROTECTION

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 6

ARNOLD	ELLIS	MCALLISTER	WOOD
BLUE	JEFFUS		

EXCUSED VOTE - 0

NOT VOTING - 10

ALEXANDER	EDWARDS	LUEBKE	SUTTON
BAREFOOT	HOLMES	MINER	WOMBLE
CARPENTER	KINNEY		

H1267HCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU

4/29/99

4:27 PM

IN CHAIR: SPEAKER

496
LEGISLATIVE DAY 55
H1267HCS
READING 2
BOYD-MCINTYRE

TEACHER HARASSMENT PROTECTION

SPEAKER
ADAMS
ALLEN
ALLRED
BADDOUR
BAKER
BARBEE
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CHURCH
COLE
COX
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM

DAUGHTRY
DAVIS
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HORN
HOWARD
HUNTER, H.
HURLEY

102

AYES - ~~101~~
INSKO
JARRELL
JUSTUS
KISER
LUEBKE
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MITCHELL
MOORE
MORGAN
MORRIS
MOSLEY
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON
RAMSEY

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

DECKER

~~ESPOSITO~~

NOES - ~~3~~ 2 *Wicks*
FITCH

ARNOLD
BLUE

EXCUSED ABSENCE - 6
ELLIS
JEFFUS
MCALLISTER

WOOD

EXCUSED VOTE - 0

ALEXANDER
BAREFOOT
CARPENTER

CLARY
EDWARDS
HOLMES

NOT VOTING - 10
KINNEY
MINER

SUTTON
WOMBLE

H1267HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 512/19-- 2:01 PM

MAY 20, 1999

LEGISLATIVE DAY 66

SENATOR BASNIGHT

-- Presiding

BOYD-MCINTYRE
TEACHER HARRASSMENT PROTECTION
SENATE COMM. SUB/5TH EDITION

HOUSE BILL 1267
READING 2

AYE	45	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	HOYLE	PHILLIPS	WELLONS
		DALTON			
NO	1	HORTON			

EXCUSED 0

NOT CAST 0

ABSENT 4 JORDAN

PERDUE

REEVES

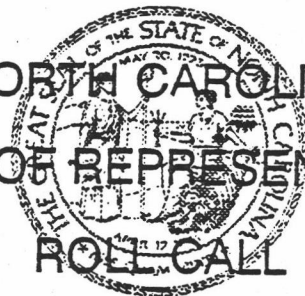
PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



623
LEGISLATIVE DAY 73
H1267SCS

EU
6/01/99
4:24 PM
IN CHAIR: SPEAKER

BOYD-MCINTYRE

TEACHER HARASSMENT PROTECTION

MOTION #11 - NOT CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 116

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

NOES - 0

EXCUSED ABSENCE - 2

RAMSEY

SMITH

EXCUSED VOTE - 0

NOT VOTING - 2

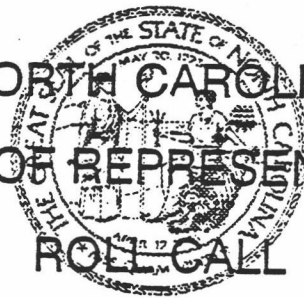
ROGERS

WOOD

H1267SCS

SEQ. # 1031
LEGISLATIVE DAY 96
67SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



7/09/99
4:59 PM
IN CHAIR: SPEAKER

MOTION #5 *Rep. Boyd-McIntyre's motion to reconsider the vote by which the House failed to concur in the Senate committee sub.*

AYES - 86

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

NOES - 11

DOCKHAM	KISER	MORGAN	STARNES
ESPOSITO	MCCOMAS	RAYFIELD	THOMPSON
GILLESPIE	MCMAHAN	SETZER	

EXCUSED ABSENCE - 12

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

EXCUSED VOTE - 0

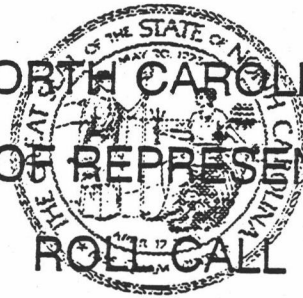
NOT VOTING - 11

BAKER	EDWARDS	HIATT	REDWINE
BROWN	FITCH	HOWARD	WOMBLE
CREECH	GARDNER	HUNTER, H.	

H1267SCS

SEQ. # 1032
LEGISLATIVE DAY 96
67SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



7/09/99
5:01 PM
IN CHAIR: SPEAKER

MOTION #11 *Rep. Boyd-McIntyre's motion to concur in the Senate comm. sub.*

AYES - 89

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

NOES - 7

DOCKHAM	MCCOMAS	RAYFIELD	THOMPSON
KISER	MORGAN	STARNES	

EXCUSED ABSENCE - 12

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

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	CREECH	GARDNER	MCPAHAN
BROWN	EDWARDS	HOWARD	REDWINE
CRAWFORD	FITCH	HUNTER, H.	WOMBLE

H1267SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1268

APR 14 99

H

HOUSE PRINCIPAL CLERK

HOUSE DRH6154-LE218(4.7)

Short Title: Amend Education Laws-2.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AMEND THE PUBLIC SCHOOL LAWS OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act amends the public school laws of North Carolina.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HR FILED
1269 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6153-LE219(4.7)

Short Title: Amend Education Laws-3.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE PUBLIC SCHOOL LAWS OF NORTH CAROLINA.
3 The General Assembly of North Carolina enacts:
4 Section 1. This act amends the public school laws of North Carolina.
5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1270

APR 14 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4209-LE214(4.7)

Short Title: Amend Education Laws.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AMEND THE PUBLIC SCHOOL LAWS OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act amends the public school laws of North Carolina.
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1271

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE RESOLUTION DRHR2269-LG361(4.7)

Sponsors: Representatives Luebke and Hensley (Primary Sponsors).

Referred to:

1 A HOUSE RESOLUTION URGING CONGRESS TO APPROPRIATE FUNDS TO
2 PAY AMOUNTS OWED BY THE UNITED STATES TO THE UNITED
3 NATIONS.

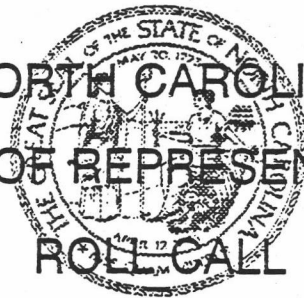
4 Whereas, during the past decade, the United States Congress, in an effort
5 to help build a better functioning, more effective United Nations for the coming
6 millennium, has urged the United Nations to take meaningful steps towards
7 reforming itself by: reducing inefficiencies, streamlining the organization,
8 eliminating budgetary growth, reducing Secretariat staff, working to reduce United
9 Nations costs borne by the United States, refocusing development efforts in support
10 of open trade and free markets, and taking on new and emerging global scale
11 challenges like drug trafficking, crime, terrorism, and environmental protection;
12 and

13 Whereas, a strong and effective United Nations, according to the Council
14 on Foreign Relations, remains an important part of a strong and effective
15 American foreign policy as it has been since its founding in 1945; and

16 Whereas, the United Nations has made demonstrable progress and shown
17 good faith in moving to comply with American requests by:

- 18 (1) Reducing its staff by more than 20% in the past decade,
19 eliminating more than 3,000 positions in the United Nations'
20 Secretariat, including 1,000 in the past several years;
21 (2) Adopting a no-growth budget since 1994, and reducing the United
22 Nations' regular budget by \$123,000,000 in its most recent budget
23 cycle;
24 (3) Appointing an Inspector General to root out waste, fraud, and
25 abuse, saving more than \$80,000,000 and numerous improvements
26 in organizational operations;

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 867
LEGISLATIVE DAY 90
271
ENDING 2
LUEBKE

EU
6/30/99
2:36 PM
IN CHAIR: SPEAKER

URGE CONGRESS/PAY UN DUES

MOTION #6 REP. MORGAN'S MOTION TO RE-CALENDAR FOR 7/6/99

AYES - 57

ALLRED	CULP	HOLMES	PRESTON
ARNOLD	DAUGHTRY	HOWARD	RAYFIELD
BAKER	DAVIS	JUSTUS	RUSSELL
BARBEE	DOCKHAM	KISER	SETZER
BOWIE	EDDINS	MCALLISTER	SHERRILL
BROWN	ELLIS	MCCOMAS	SMITH
BRUBAKER	ESPOSITO	MCCOMBS	STARNES
BUCHANAN	GARDNER	MCMAHAN	TALLENT
CANSLER	GILLESPIE	MINER	TEAGUE
CAPPS	GRADY	MITCHELL	THOMPSON
CARPENTER	GRAY	MORGAN	TUCKER
CHURCH	GULLEY	MORRIS	WALEND
CLARY	HIATT	NYE	WILSON, C.
CRAWFORD	HILL	POPE	WILSON, G.
CREECH			

NOES - 52

ADAMS	EASTERLING	JEFFUS	ROGERS
ALEXANDER	EDWARDS	KINNEY	SAUNDERS
BADDOUR	FITCH	LUEBKE	SUTTON
BAREFOOT	FOX	MCCRARY	THOMAS
BONNER	GIBSON	MCLAWHORN	TOLSON
BOYD-MCINTYRE	GOODWIN	MELTON	WAINWRIGHT
BRASWELL	HACKNEY	MICHAUX	WARNER
BRIDGEMAN	HARDAWAY	MILLER	WARREN
COLE	HENSLEY	MOORE	WARWICK
COX	HORN	NESBITT	WOMBLE
CULPEPPER	HUNTER, H.	OLDHAM	WOOD
DECKER	INSKO	OWENS	WRIGHT
EARLE	JARRELL	REDWINE	YONGUE

EXCUSED ABSENCE - 5

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CUNNINGHAM	HURLEY	SEXTON
ALLEN	HAIRE		

HR1271

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

7/06/99

2:32 PM

IN CHAIR: SPEAKER

937
LEGISLATIVE DAY 93
HR1271
READING 2
LUEBKE

URGE CONGRESS TO APPROPRIATE UN DUES

AYES - 51

SPEAKER	CUNNINGHAM	INSKO	OWENS
ADAMS	DEDMON	JARRELL	PRESTON
ALEXANDER	EASTERLING	JEFFUS	REDWINE
BADDOUR	FITCH	LUEBKE	ROGERS
BAREFOOT	FOX	MCALLISTER	SAUNDERS
BLUE	GIBSON	MCCRARY	THOMAS
BONNER	GOODWIN	MCLAWHORN	TOLSON
BOYD-MCINTYRE	HACKNEY	MELTON	WAINWRIGHT
BRASWELL	HARDAWAY	MICHAUX	WARREN
CHURCH	HENSLEY	MILLER	WOMBLE
COLE	HILL	MINER	WRIGHT
CRAWFORD	HORN	NESBITT	YONGUE
CULPEPPER	HURLEY	OLDHAM	

NOES - 56

ALLRED	COX	HOLMES	SETZER
ARNOLD	CREECH	HOWARD	SEXTON
BAKER	CULP	KISER	SHERRILL
BARBEE	DAUGHTRY	MCCOMAS	SMITH
BERRY	DOCKHAM	MCCOMBS	STARNES
BOWIE	EDDINS	MCMAHAN	SUTTON
BRIDGEMAN	EDWARDS	MITCHELL	TALLENT
BROWN	ELLIS	MOORE	TEAGUE
BRUBAKER	ESPOSITO	MORGAN	THOMPSON
BUCHANAN	GARDNER	MORRIS	TUCKER
CANSLER	GILLESPIE	NYE	WALEND
CAPPS	GRADY	POPE	WILSON, C.
CARPENTER	GULLEY	RAYFIELD	WILSON, G.
CLARY	HIATT	RUSSELL	WOOD

EXCUSED ABSENCE - 7

DAVIS	GRAY	MOSLEY	WARNER
DECKER	KINNEY	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 6

ALLEN	HAIRE	JUSTUS	WARWICK
EARLE	HUNTER, H.		

HR1271

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 972/17-- 4:15 PM

JULY 14, 1999

LEGISLATIVE DAY 97

LT. GOVERNOR WICKER

-- Presiding

CRAWFORD
ADJUST HIGHWAY BOND MATURITY

HOUSE BILL 1471
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			

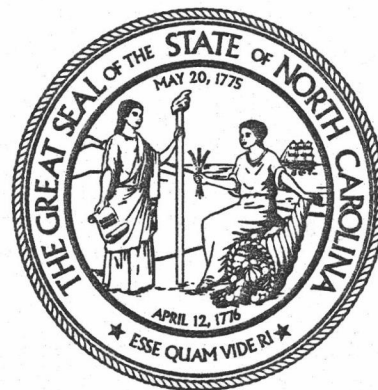
NO 0

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1272 APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH2285*-LG066(2.10)

Short Title: Adult Protective Services Funds.

(Public)

Sponsors: Representative Luebke.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROVIDE ADDITIONAL STAFF TO
3 COUNTY DEPARTMENTS OF SOCIAL SERVICES FOR ADULT
4 PROTECTIVE SERVICES AND GUARDIANSHIP.
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 four million five hundred
8 sixty-six thousand fifty-three dollars (\$4,566,053) for the 1999-2000 fiscal year and the
9 sum of five million nine hundred fifty-five thousand nine hundred sixty-six dollars
10 (\$5,955,966) for the 2000-2001 fiscal year to provide county departments of social
11 services with 43 additional social workers to act as guardians for incompetent adults
12 and 110 additional social workers to provide adult protective services.
13 Section 2. Of the funds appropriated in this act, the sum of three
14 hundred fifty thousand dollars (\$350,000) in each fiscal year shall be used to establish
15 a State Protective Services Fund to be used for emergency essential services. These
16 funds may be used to fund a staff attorney position in the Attorney General's Office
17 to provide legal consultation to county attorneys, county departments of social
18 services staff, and Division staff on Adult Protective Services and Guardianship
19 matters.
20 Section 3. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1273

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4212*-RT052.01(4.1)

Short Title: Federal CMAQ Funds Use/Pub. Trans.

(Public)

Sponsors: Representative Luebke.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THAT FEDERAL CONGESTION MITIGATION AND
3 AIR QUALITY IMPROVEMENT PROGRAM FUNDS BE USED FOR PUBLIC
4 TRANSPORTATION PURPOSES.
5 The General Assembly of North Carolina enacts:
6 Section 1. Article 2B of Chapter 136 of the General Statutes is amended
7 by adding a new section to read:
8 "**§ 136-44.20A. Certain federal funds to be used for public transportation purposes.**
9 The Department of Transportation shall use all funds appropriated by the United
10 States to the State pursuant to 23 U.S.C. § 104(b)(2) and 23 U.S.C. § 149 for public
11 transportation purposes and in accordance with 23 U.S.C. § 149."
12 Section 2. G.S. 136-16 reads as rewritten:
13 "**§ 136-16. Funds and property converted to State Highway Fund.**
14 Except as provided in G.S. 136-44.20A and as otherwise provided, all funds and
15 property collected by the Department of Transportation shall be paid or converted
16 into the State Highway Fund."
17 Section 3. G.S. 136-17.2A is amended by adding a new subsection to
18 read:
19 "(g) Funds appropriated by the United States to the State pursuant to 23 U.S.C. §
20 104(b)(2) and 23 U.S.C. § 149 shall be used as provided in G.S. 136-44.20A."
21 Section 4. This act becomes effective 1 July 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1274 APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6157-LK146(4.1)

Short Title: Durham Northern Loop Funds.

(Public)

Sponsors: Representative Luebke.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT BROADENING THE USE OF FUNDS FOR THE DURHAM
3 NORTHERN LOOP.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 136-180 reads as rewritten:
6 "§ 136-180. Urban loops.
7 Funds allocated from the Trust Fund for urban loops may be used only for the
8 following urban loops:
9
10
11 Loop Description Affected
12 Counties
13 Asheville Western Multilane facility on new Buncombe
14 Loop location from I-26 west of
15 Asheville to US-19/23
16 north of Asheville for the
17 purpose of connecting these
18 roads. The funds may be
19 used to improve existing
20 corridors.
21 Charlotte Outer Loop Multilane facility on Mecklenburg
22 new location encircling
23 City of Charlotte
24
25 Durham Northern Loop Multilane facility on new Durham, Orange

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

11 27 5

APR 14 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1191-LH154B(4.7)

Short Title: Enforce Gun Laws at Gun Shows.

(Public)

Sponsors: Representatives Kinney and Hurley (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE ENFORCEMENT OF GUN LAWS AT GUN
3 SHOWS.

4
5 The General Assembly of North Carolina enacts:

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

8 "ARTICLE 54C.

9 "Gun Shows.

10 "§ 14-415.30. Definitions.

11 The following definitions apply in this Article:

12 (1) Firearm. -- A weapon, by whatever name known, which is
13 designed to expel a projectile by the action of powder and which is
14 readily capable of use as a weapon.

15 (2) Flea market. -- A bazaar or sale that is organized for the purpose
16 of selling new or used merchandise and at which more than one
17 vendor is displaying or selling merchandise. The term does not
18 include a garage sale.

19 (3) Garage sale. -- An event at which new or used merchandise is
20 offered for sale and that is held at a private residence no more
21 than three times per year.

22 (4) Gun show. -- A function sponsored by: (i) a national, state, or local
23 organization devoted to the collection, competitive use, or other
24 sporting use of firearms; or (ii) an organization or association that
25 sponsors functions devoted to the collection, competitive use, or

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HB FILED

1276

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3340*-RR039(4.1)

Short Title: Campaign Reform Act of 1999.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO ESTABLISH THE CAMPAIGN REFORM ACT OF 1999.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act shall be called "The Campaign Reform Act of 1999."
- 5 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1277

APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3323-LN023E(1.27)

Short Title: Pharmacy Choice/Competition.

(Public)

Sponsors: Representative Cole.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILITY IN
3 THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACY SERVICES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 51 of Chapter 58 of the General Statutes is amended
6 by adding a new section to read:
7 "§ 58-51-36. Prescription drugs and pharmacy services benefits.
8 (a) This section applies to health benefit plans and insurers that provide
9 prescription card benefits for prescription drugs and pharmacy services and to third-
10 party administrators. This section does not apply to an entity that has its own facility,
11 employs or contracts with physicians, pharmacists, nurses, and other health care
12 personnel, and that dispenses prescription drugs from its own pharmacy to its
13 employees and to beneficiaries of its health benefit plan, except that this section shall
14 apply to an entity otherwise excluded that contracts with an outside pharmacy or
15 group of pharmacies to provide prescription drugs and pharmacy services. This
16 section does not apply to any federal program, clinical trial program, hospital, or
17 other health care facility licensed pursuant to Chapter 131E or Chapter 122C of the
18 General Statutes, when dispensing prescription drugs to its patients.
19 (b) The purposes of this section are:
20 (1) To allow persons who have prescription drug and pharmacy
21 service benefits under a health benefit plan to redeem prescription
22 drug benefits at the pharmacies of their choice.
23 (2) To allow a pharmacy the option of filling its customers'
24 prescriptions and redeeming prescription card benefits for

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1278

APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6111*-LG275(3.24)

Short Title: Surry Children's Ctr. Funds.

(Public)

Sponsors: Representative Hiatt.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS FOR A CHILDREN'S HEALTH AND
- 3 SERVICES CENTER IN SURRY COUNTY.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund to Surry County
- 6 the sum of two hundred fifty thousand dollars (\$250,000) for the 1999-2000 fiscal year
- 7 to be used as start-up funds for a Children's Health and Services Center, which will
- 8 become part of the Surry County Health Department.
- 9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1279 APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2107-LD024(2.9)

Short Title: Identity Fraud.

(Public)

Sponsors: Representative Warner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE THE CRIMINAL OFFENSE OF FINANCIAL IDENTITY
3 FRAUD AND TO AUTHORIZE PERSONS WHOSE IDENTIFYING
4 INFORMATION WAS FRAUDULENTLY USED TO INSTITUTE A CIVIL
5 ACTION FOR DAMAGES.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 20 of Chapter 14 of the General Statutes is amended
8 by adding a new section to read:
9 "**§ 14-118.6. Financial identity fraud.**
10 (a) Offense of Identity Fraud. -- Any person who knowingly and willfully obtains
11 or records identifying information that would assist in accessing the financial
12 resources of another person or accesses or attempts to access the financial resources
13 of another person through the use of identifying information without the
14 authorization or permission of that other person and with the intent unlawfully to
15 appropriate financial resources of that other person to the person's own use or to the
16 use of a third party is guilty of a Class I felony.
17 (b) Definition. -- For purposes of this section, identifying information includes a
18 name, address, or telephone number; social security number; drivers license number;
19 checking account number; savings account number; credit card number; debit card
20 number; personal identification number; electronic identification number; digital
21 signature; identification number assigned by an employer; maiden name of an
22 individual or of the individual's mother; or any other number or information that can
23 be used to access a person's financial resources.
24 (c) Civil Action. -- Any person whose identifying information is fraudulently used
25 in violation of subsection (a) of this section may institute a civil action to enjoin and

NORTH CAROLINA HOUSE OF REPRESENTATIVES



433
LEGISLATIVE DAY 54
H1279HCS
READING 2
WARNER

4/28/99
3:18 PM
IN CHAIR: HACKNEY

FINANCIAL IDENTITY FRAUD

AYES - ¹¹¹ ~~110~~ *Wicks*

ADAMS	DAUGHTRY	JARRELL	REDWINE
ALEXANDER	DAVIS	JEFFUS	ROGERS
ALLEN	DECKER	JUSTUS	RUSSELL
ALLRED	DEDMON	KINNEY	SAUNDERS
BAKER	DOCKHAM	KISER	SETZER
BARBEE	EARLE	LUEBKE	SEXTON
BAREFOOT	EASTERLING	MCALLISTER	SHERRILL
BERRY	EDDINS	MCCOMAS	SMITH
BLUE	EDWARDS	MCCOMBS	STARNES
BONNER	ESPOSITO	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	MORRIS	WARNER
CARPENTER	HAIRE	NESBITT	WARREN
CLARY	HARDAWAY	NYE	WARWICK
COLE	HENSLEY	OLDHAM	WILSON, C.
COX	HIATT	OWENS	WILSON, G.
CRAWFORD	HILL	POPE	WOMBLE
CREECH	HOLMES	PRESTON	WOOD
CULP	HORN	RAMSEY	WRIGHT
CULPEPPER	HOWARD	RAYFIELD	YONGUE
CUNNINGHAM	INSKO		<i>BADDOUR Wicks</i>

NOES - 2

FITCH MOSLEY

EXCUSED ABSENCE - 2

ARNOLD CHURCH

EXCUSED VOTE - 0

NOT VOTING - ⁵ ~~6~~ *Wicks*

SPEAKER	ELLIS	HURLEY	MORGAN
BADDOUR <i>Wicks</i>	HUNTER, H.		

H1279HCS

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

Corrected Copy

EU

4/28/99

3:18 PM

IN CHAIR: HACKNEY

Q. # 433
LEGISLATIVE DAY 54
H1279HCS
READING 2
WARNER

FINANCIAL IDENTITY FRAUD

AYES - ¹¹¹ ~~110~~ *MW*

ADAMS
ALEXANDER
ALLEN
ALLRED
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
ESPOSITO
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HOLMES
HORN
HOWARD
INSKO

JARRELL
JEFFUS
JUSTUS
KINNEY
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MOORE
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

BADDOUR *Duke*

NOES - 2

FITCH

MOSLEY

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - ⁵ ~~6~~ *MW*

SPEAKER

~~BADDOUR~~ *Duke*

ELLIS

HUNTER, H.

HURLEY

MORGAN

H1279HCS



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1279

H1279-ARU-001

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

Date 7/1, 1999

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

Senator ~~Rand~~ *Hull*

1 moves to amend the bill on page 2, line 22,
2 by deleting the citation "G.S. 14-113.22" and substituting the
3 citation "G.S. 14-113.20".

SIGNED *W.B. Z*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 44-0 FAILED _____ TABLED _____
7/1/99 *Janet Pruitt*

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 804/13--11:49 AM JULY 1, 1999 LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

WARNER
IDENTITY FRAUD
SENATE COM. SUB/3RD EDITION

HOUSE BILL 1279

AMEND 1

AYE	44	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
		COCHRANE	HARTSELL	MOORE	SOLES
		COOPER	HORTON	ODOM	WEBSTER
		DALTON	HOYLE	PERDUE	WEINSTEIN
		DANNELLY	KERR	PHILLIPS	WELLONS

NO 0

EXCUSED 0

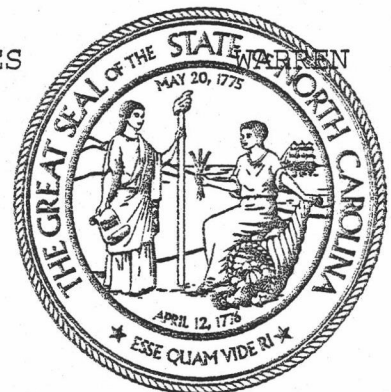
NOT CAST 1 CLODFELTER

ABSENT 5 BALLANTINE
GARWOOD

JORDAN

REEVES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 799/8--11:35 AM JULY 1, 1999 LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

WARNER
IDENTITY FRAUD
SENATE COM. SUB/3RD EDITION

HOUSE BILL 1279
READING 2

AYE	44	ALBERTSON ALLRAN BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
NO	1	BALLANCE			

EXCUSED 0

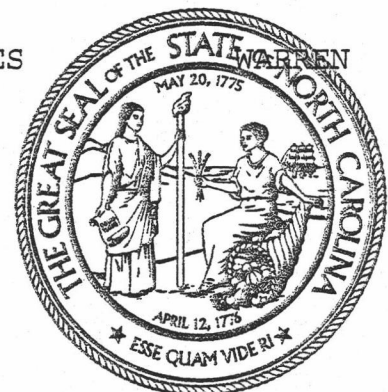
NOT CAST 0

ABSENT 5 BALLANTINE
GARWOOD

JORDAN

REEVES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 805/14--11:50 AM

JULY 1, 1999

LEGISLATIVE DAY 90

LT. GOVERNOR WICKER

-- Presiding

WARNER
IDENTITY FRAUD
SENATE COM. SUB/3RD EDITION

HOUSE BILL 1279
READING 3

AYE	43	ALBERTSON ALLRAN BASNIGHT CARPENTER CARRINGTON CARTER COCHRANE COOPER DALTON DANNELLY EAST	FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
NO	1	BALLANCE			

EXCUSED 0

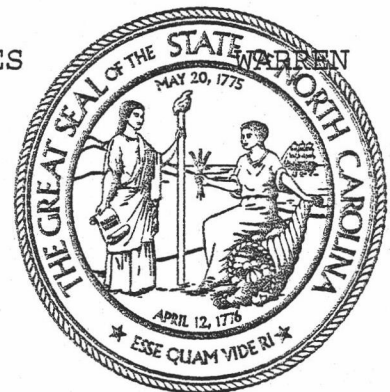
NOT CAST 1 CLODFELTER

ABSENT 5 BALLANTINE
GARWOOD

JORDAN

REEVES

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES



EU

7/15/99

10:29 AM

IN CHAIR: SPEAKER

1204
LEGISLATIVE DAY 100
H1279SCS

WARNER

FINANCIAL IDENTITY FRAUD

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 6

BROWN	FOX	MCCRARY	MOSLEY
DAUGHTRY	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 5

CRAWFORD	HUNTER, H.	MINER	WRIGHT
HOLMES			

H1279SCS

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1280

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2282-LB137(4.7)

Short Title: Special Audits.

(Public)

Sponsors: Representative Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT THE STATE AUDITOR SHALL AUDIT THE
3 DISTRIBUTION AND SPENDING OF STATE SCHOOL BOND MONEY TO
4 DETERMINE EQUITY OF LOW-WEALTH AND MINORITY COMMUNITIES
5 AND SHALL AUDIT SENTENCING STANDARDS TO COMPARE THE
6 IMPACT ON WHITES AND MINORITIES.
7 The General Assembly of North Carolina enacts:
8 Section 1. The State Auditor shall prepare a special audit on the
9 distribution of State School Bond funds to determine the equity of low-wealth and
10 minority communities.
11 Section 2. The State Auditor shall prepare a special audit of sentencing
12 standards to compare the impact of those standards on whites and minorities.
13 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1281

APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRHA128-LE200(4.7)

Short Title: Northampton School & Community Bldg.

(Public)

Sponsors: Representative Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR A SCHOOL AND COMMUNITY
3 FACILITY IN NORTHAMPTON COUNTY.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Northampton County Schools the sum of six hundred ninety-five thousand five
7 hundred thirteen dollars (\$695,513) for the 1999-2000 fiscal year for the renovation of
8 the Old Jackson High School Gym and for improvements to the storage wing at the
9 facility. The facility will serve as a gymnasium for Seaboard-Coates and Jackson-
10 Eastside Elementary Schools and operate as a community center, civic center, and a
11 training facility for law enforcement personnel.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1282

APR 14 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3258*-LN026C(2.1)

Short Title: Managed Care/Patient Access.

(Public)

Sponsors: Representative Nye.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ENSURE PATIENT ACCESS TO QUALITY MANAGED HEALTH
3 CARE.
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 "**§ 58-3-205. Patient access to quality managed health care.**
8 **(a) Definitions. -- As used in this section, the term:**
9 **(1) 'Health benefit plan' or 'plan' means an accident and health**
10 **insurance policy or certificate; a nonprofit hospital or medical**
11 **service corporation contract; a health maintenance organization**
12 **subscriber contract; a plan provided by a multiple employer**
13 **welfare arrangement; or a plan provided by another benefit**
14 **arrangement, to the extent permitted by the Employee Retirement**
15 **Income Security Act of 1974, as amended, or by any waiver of or**
16 **other exception to that Act provided under federal law or**
17 **regulation. 'Health benefit plan' does not mean any plan**
18 **implemented or administered by the North Carolina or United**
19 **States Department of Health and Human Services, or any successor**
20 **agency, or its representatives, or a managed care plan provided**
21 **under the Teachers' and State Employees' Comprehensive Major**
22 **Medical Plan. 'Health benefit plan' also does not mean any of the**
23 **following kinds of insurance:**
24 **a. Accident.**
25 **b. Credit.**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1283 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2287-LR346(4.7)

Short Title: Insurance LEO Pay Equity.

(Public)

Sponsors: Representative Sherrill.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE
3 TO PROVIDE PAY EQUITY TO LAW ENFORCEMENT PERSONNEL OF
4 THAT DEPARTMENT.

5 The General Assembly of North Carolina enacts:

6 Section 1. There is appropriated from the General Fund to the
7 Department of Insurance the sum of one hundred fifty-eight thousand eight hundred
8 eighty-nine dollars (\$158,889) for the 1999-2000 fiscal year and the sum of one
9 hundred fifty-eight thousand eight hundred eighty-nine dollars (\$158,889) for the
10 2000-2001 fiscal year to provide pay equity between Department of Insurance law
11 enforcement personnel and other law enforcement personnel in State government.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1284 APR 14 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6146*-LD106A(3.31)

Short Title: Turf Grade Fertilizer Assessment.

(Public)

Sponsors: Representative Redwine.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE A VOLUNTARY ASSESSMENT ON TURF GRADE
3 FERTILIZER AND TO PROVIDE FOR THE COLLECTION AND USES OF
4 THIS ASSESSMENT.

5 The General Assembly of North Carolina enacts:

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

8 "ARTICLE 70.

9 "Turf Grade Fertilizer Assessment.

10 "§ 106-830. Findings and purpose.

11 The General Assembly finds that turfgrass production makes an important
12 contribution to the State's economy and that it is appropriate for the State to provide
13 a means whereby turf grade fertilizer users may voluntarily assess themselves in order
14 to provide funds for turfgrass research and marketing.

15 "§ 106-831. Definitions.

16 As used in this Article:

17 (1) 'Council' means the Turfgrass Council of North Carolina, Inc.

18 (2) 'Department' means the Department of Agriculture and Consumer
19 Services.

20 (3) 'Turf grade fertilizer' means fertilizer used in turfgrass systems,
21 including home lawns, golf courses, commercial properties, and
22 roadsides.

23 "§ 106-832. Collection of assessment; penalties; audits.

24 (a) The Department shall notify all manufacturers of turf grade fertilizer of the
25 assessment under this section. Subject to subsection (c) of this section, an assessment

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1285 APR 14 99

H

HOUSE PRINCIPAL CLEDD

HOUSE DRH7181*-RO015(4.7)

Short Title: Prohibit Predatory Lending.

(Public)

Sponsors: Representatives Braswell and Baddour (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MODIFY PERMISSIBLE FEES WHICH MAY BE CHARGED IN
3 CONNECTION WITH HOME LOANS SECURED BY FIRST MORTGAGE OR
4 FIRST DEED OF TRUST, TO IMPOSE RESTRICTIONS AND LIMITATIONS
5 ON HIGH COST HOME LOANS, TO REVISE THE PERMISSIBLE FEES AND
6 CHARGES ON CERTAIN LOANS, AND TO PROHIBIT UNFAIR OR
7 DECEPTIVE PRACTICES BY MORTGAGE BROKERS AND LENDERS.

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 24-1.1A reads as rewritten:

10 "§ 24-1.1A. Contract rates on home loans secured by first mortgages or first deeds of
11 trust.

12 (a) Notwithstanding any other provision of this ~~Chapter~~, Chapter (but subject to
13 the provisions of G.S. 24-1.1E), parties to a home loan may contract in writing as
14 follows:

- 15 (1) Where the principal amount is ten thousand dollars (\$10,000) or
16 more the parties may contract for the payment of interest as agreed
17 upon by the parties;
18 (2) Where the principal amount is less than ten thousand dollars
19 (\$10,000) the parties may contract for the payment of interest as
20 agreed upon by the parties, if the lender is either (i) approved as a
21 mortgagee by the Secretary of Housing and Urban Development,
22 the Federal Housing Administration, the ~~Veterans Administration~~,
23 Department of Veterans Affairs, a national mortgage association or
24 any federal agency; or (ii) a local or foreign bank, savings and loan
25 association or service corporation wholly owned by one or more

H.B. FILED
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1286 APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3344-LN190(4.7)

Short Title: Mass Gatherings/Food Inspection.

(Public)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE MASS GATHERINGS LAW PERTAINING TO
3 FOOD INSPECTIONS.
4 The General Assembly of North Carolina enacts:
5 Section 1. This act is effective when it becomes law.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

2:59 PM

IN CHAIR: HACKNEY

429
LEGISLATIVE DAY 54
H1286HCS
READING 2
GOODWIN

MASS GATHERINGS

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
COX
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
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
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

THOMPSON

EXCUSED ABSENCE - 2

ARNOLD

CHURCH

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER

COLE

CRAWFORD

HOLMES

H1286HCS

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1286

DATE 5/26/99

S. B. No. _____

Amendment No. 1

COMMITTEE SUBSTITUTE HCS#2

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Rand

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

2 () WHICH CHANGES THE TITLE

3 by adding the following language

4 after the word "has"

5 _____

6 "within the previous five years"

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED

Tony Rand

ADOPTED ✓

45-0

FAILED _____

TABLED _____

J.P. Smith 5/26/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 546/14-- 4:39 PM

MAY 26, 1999

LEGISLATIVE DAY 69

SENATOR BASNIGHT

-- Presiding

GOODWIN
MASS GATHERINGS
COM. SUB NO. 2/3RD EDITION

HOUSE BILL 1286

AMEND 1

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

EXCUSED 0

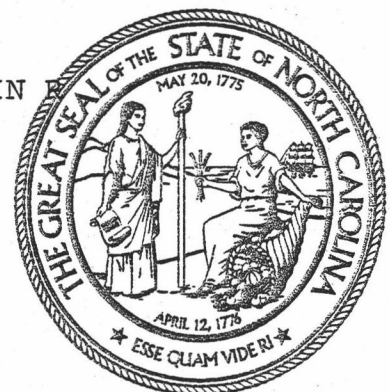
NOT CAST 2 DALTON HORTON

ABSENT 3 COCHRANE JORDAN

PAIRS 0

AYE
NO

MARTIN



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 547/15-- 4:40 PM

MAY 26, 1999

LEGISLATIVE DAY 69

SENATOR BASNIGHT

-- Presiding

GOODWIN
MASS GATHERINGS
COM. SUB NO. 2/3RD EDITION

HOUSE BILL 1286
READING 2

AYE	44	ALBERTSON	EAST	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	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
		COOPER	HOYLE	PHILLIPS	WEBSTER
		DALTON	KERR	PLYLER	WEINSTEIN
		DANNELLY	KINNAIRD	PURCELL	WELLONS
NO	0				

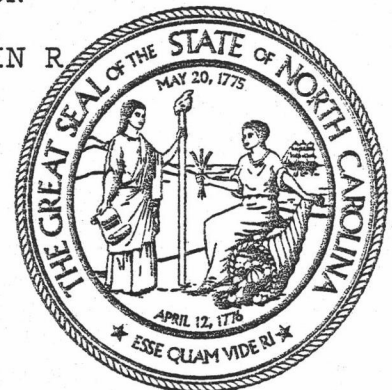
EXCUSED 0

NOT CAST 3 CLODFELTER GULLEY HORTON

ABSENT 3 COCHRANE JORDAN MARTIN R

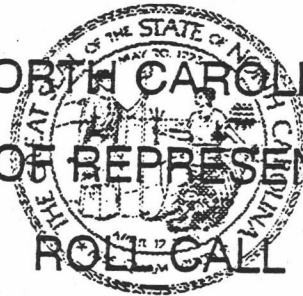
PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

6/01/99

4:25 PM

IN CHAIR: SPEAKER

2. # 624

LEGISLATIVE DAY 73

H1286HCS #2

GOODWIN

AMEND #1 (SENATE AMENDMENT)

MASS GATHERINGS

MOTION #11 - CONCUR IN SENATE AMENDMENT #1

AYES - 116

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

NOES - 0

EXCUSED ABSENCE - 2

RAMSEY

SMITH

EXCUSED VOTE - 0

NOT VOTING - 2

ROGERS

WOOD

H1286HCS

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. 1286

DATE 5/26/99

S. B. No. _____

Amendment No. 1

COMMITTEE SUBSTITUTE HCS#2

(to be filled in by
Principal Clerk)

Rep.)

Sen.)

Rand

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

2 () WHICH CHANGES THE TITLE

3 by adding the following language
4 after the word "has"

5 _____

6 "within the previous five years"

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

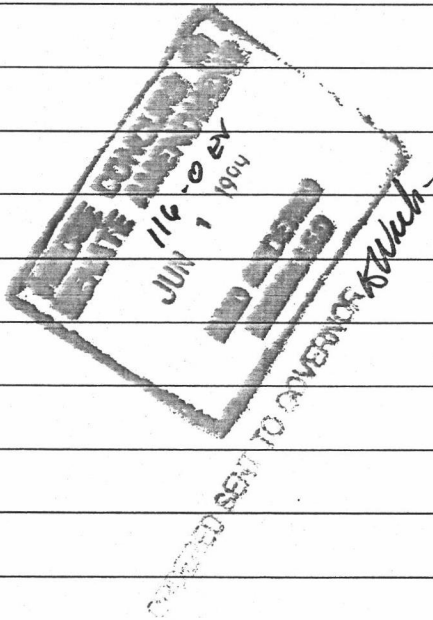
15 _____

16 _____

17 _____

18 _____

19 _____



SIGNED Tony Rand

ADOPTED ✓ 45-0 FAILED _____ TABLED _____

J.P. Smith 5/26/99

1287

H.B. FILED

GENERAL ASSEMBLY OF NORTH CAROLINA

APR 14 99

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4215-LB143(4.7)

Short Title: Stop SPAM.

(Public)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT SPAMMING OR UNWANTED OR UNSOLICITED E-
3 MAIL, IF NOT IDENTIFIED AS AN ADVERTISEMENT OR PROMOTION,
4 TO CREATE A CIVIL REMEDY FOR THE RECIPIENT, AND TO CREATE A
5 CRIMINAL PENALTY FOR THE SENDER OF THE TRANSMISSION.
6 The General Assembly of North Carolina enacts:
7 Section 1. This act becomes effective December 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1288

APR 14 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4213*-RT040.01(4.1)

Short Title: Establish Metropolitan Planning Boards.

(Public)

Sponsors: Representative Luebke.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH METROPOLITAN PLANNING BOARDS TO ASSIST
3 THE DEPARTMENT OF TRANSPORTATION IN THE DEVELOPMENT OF
4 TRANSPORTATION PLANS AND PROGRAMS FOR URBAN AREAS OF
5 THE STATE.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 1 of Chapter 136 of the General Statutes is amended
8 by adding a new section to read:
9 "**§ 136-15.1. Metropolitan planning boards.**
10 (a) As used in this section:
11 (1) 'Metropolitan planning board' has the same meaning as
12 'metropolitan planning organization' as used in 23 U.S.C. § 134.
13 (2) 'Metropolitan area' has the same meaning as 'metropolitan area' as
14 used in 23 U.S.C. § 134.
15 (b) The Governor, with the assistance of the Secretary of Transportation, shall
16 designate a metropolitan planning board for each urban area of more than 50,000
17 population in the State and shall determine the boundaries of each metropolitan area
18 to be served by a metropolitan planning board. The Governor shall designate
19 metropolitan planning boards and designate metropolitan areas in accordance with
20 the requirements of 23 U.S.C. § 134.
21 (c) The boundaries of the area served by each metropolitan planning board shall
22 be evaluated and adjusted in the year following each decennial federal census.
23 (d) Article 2A of Chapter 150B of the General Statutes applies to the designation
24 of a metropolitan planning board and to the determination of a metropolitan area."

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 1H. B. No. 1288DATE 4-29-99

S. B. No. _____

Amendment No. _____

(to be filled in by
Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)

Sen.)

Pope1 moves to amend the bill on page 2, line between lines 4 & 5

2 () WHICH CHANGES THE TITLE

3 by inserting The following:

4 "Section 2(a). No State funds of
 5 any kind ~~shall~~ be used to carry
 6 out the provisions of this act."

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED PopeADOPTED 116-1 EV FAILED _____ TABLED _____4/29/99 DWK

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/29/99

11:37 AM

IN CHAIR: SPEAKER

469

LEGISLATIVE DAY 55

H1288

READING 2

LUEBKE

AMEND #1- REP. POPE

ESTABLISH METRO. PLANNING BOARDS

AYES - 116

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
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	GRAY	MOORE	WALEND
CARPENTER	GULLEY	MORGAN	WARNER
CHURCH	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

NOES - 1

BOYD-MCINTYRE

EXCUSED ABSENCE - 3

ARNOLD

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 0

H1288

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/29/99

11:37 AM

IN CHAIR: SPEAKER

. # 470
LEGISLATIVE DAY 55
H1288
READING 2
LUEBKE

ESTABLISH METRO. PLANNING BOARDS

AYES - 116

SPEAKER	CULPEPPER	HOWARD	RAMSEY
ADAMS	CUNNINGHAM	HUNTER, H.	RAYFIELD
ALEXANDER	DAUGHTRY	HURLEY	REDWINE
ALLEN	DAVIS	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

NOES - 1

DECKER

EXCUSED ABSENCE - 3

ARNOLD

JEFFUS

MCALLISTER

EXCUSED VOTE - 0

NOT VOTING - 0

H1288

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1222/8-- 7:54 PM JUNE 19, 2000 LEGISLATIVE DAY 126

LT. GOVERNOR WICKER

-- Presiding

LUEBKE
EST. METROPOLITAN PLANNING BOARDS
SENATE COMM. SUB/4TH EDITION

HOUSE BILL 1288
READING 2

AYE	37	ALBERTSON ALLRAN BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS	HORTON KERR KINNAIRD LEE LUCAS MARTIN W METCALF MILLER PHILLIPS	PURCELL RAND REEVES ROBINSON RUCHO SOLES WARREN WEINSTEIN WELLONS
NO	4	BALLANTINE	MOORE	SHAW R	WEBSTER

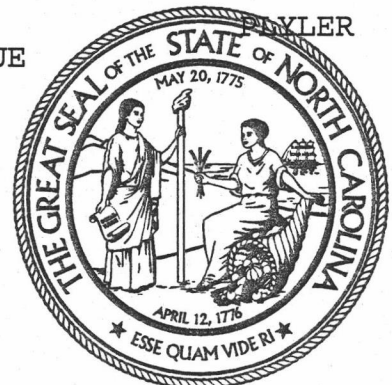
EXCUSED 0

NOT CAST 2 HARTSELL SHAW L

ABSENT 7 BALLANCE JORDAN
HOYLE MARTIN R

PAIRS 0
AYE
NO

ODOM
PERDUE
PYLE



GENERAL ASSEMBLY
SENATE



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1288

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

H1288-ARW-001

Page 1 of 3

Date 6/21, 2000

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

Senator Clodfelter

1
2
3 moves to amend the bill

4
5 on page 1, lines 6-7 by adding between those lines a new section to
6 read:

7 "Section 1. G.S. 136-200 is amended by adding a new
8 subsection to read:

9 (1a) 'Consolidated Metropolitan Planning Organization'
10 means a metropolitan planning organization created on
11 or after January 1, 2001 through a memorandum of
12 understanding by the consolidation of two or more
13 metropolitan planning organizations in existence prior
14 to January 1, 2001 and in accordance with 23 U.S.C.
15 §134."; and
16

17 renumbering the succeeding sections accordingly; and

18
19 on page 2, line 11, by deleting the word "consultation" and
20 substituting the word "cooperation"; and

21
22 on page 2, line 39, by deleting the word "consultation" and
23 substituting the word "cooperation"; and

24
25 on page 3, lines 17-18 by adding between those lines the following:

26 " (6) Delegation by the governing board of a
27 metropolitan planning organization of part or all
28 of its responsibilities to a regional



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1288

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

H1288-ARW-001

Page 2 of 2

1 transportation authority created under Article 27
2 of Chapter 160A of the General Statutes, if the
3 regional transportation authority is eligible to
4 exercise that authority under 23 U.S.C. §134.";
5 and
6

7 on page 4, lines 10-18 by deleting those lines and substituting the
8 following:

9 "(a) Limit on basis for project objection.-- Beginning with the
10 2004 State Transportation Improvement Program, neither the State nor
11 a consolidated metropolitan planning organization shall have a basis
12 to object to a project that is proposed for funding in the
13 Transportation Improvement Program, provided that the project does
14 not affect projects previously programmed, if the project is
15 included in a mutually adopted plan developed pursuant to G.S. 136-
16 66.2, and is consistent with the project selection criteria
17 contained in the memorandum of understanding creating the
18 consolidated metropolitan planning organization.

19 (b) Project ranking priorities.-- Beginning with the 2004 State
20 Transportation Improvement Program, and subject to the availability
21 of funding, the Department of Transportation, when developing the
22 Transportation Improvement Program, shall abide by the project
23 ranking priorities approved by a:

24 (1) Consolidated metropolitan planning organization for
25 any project within its jurisdiction, if the project is
26 not a National Highway System or bridge and Interstate
27 maintenance program project.

28 (2) Regional transportation authority created pursuant to
29 Article 27 of Chapter 160A of the General Statutes,
30 for any project that all metropolitan planning
31 organizations within the authority's jurisdiction have
32 delegated responsibility, if the project is not a
33 National Highway System or bridge and Interstate
34 maintenance program project."; and
35

36 on page 4, lines 23-30 by deleting those lines and substituting the
37 following:

38 "(a) Consultation and Single Conformity Plan required.-- When an
39 area of the State is designated as non-attainment under the federal
40 Clean Air Act (42 U.S.C. 7401 et sec.) all metropolitan planning



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1288

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

H1288-ARW-001

Page 3 of 3

1 organizations with at least twenty-five percent (25%) of their area
2 of jurisdiction located within the boundaries of the nonattainment
3 area shall consult on appropriate emissions reduction strategies and
4 shall adopt a single, unified plan for achieving conformity. The
5 strategies set forth in the unified plan shall be incorporated by
6 each affected metropolitan planning organization into its respective
7 long range transportation plan developed pursuant to 23 U.S.C.
8 §134(g)."; and
9

10 on page 4, lines 31-34 by deleting those lines and substituting the
11 following:

12 "(b) Effect of Failure to Adopt Required Plan.-- If a metropolitan
13 planning organization does not comply with the provisions of
14 subsection (a) of this section within one year after designation of
15 a least twenty-five percent (25%) of the metropolitan planning
16 organization's area of jurisdiction as nonattainment under the
17 federal Clean Air Act (42 U.S.C. 7401 et sec.), the Department shall
18 not allocate any of the following funds to projects within the
19 metropolitan planning organization's area of jurisdiction:".
20

SIGNED *Daniel G. Clodgett*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 47-0

FAILED _____

TABLED _____

J. Pruitt 6/21/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1240/16-- 4:51 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT

-- Presiding

LUEBKE
EST. METROPOLITAN PLANNING BOARDS
SENATE COMM. SUB/4TH EDITION

HOUSE BILL 1288

AMEND 1

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

EXCUSED	0		
NOT CAST	2	HORTON	SHAW L
ABSENT	2	MARTIN R	WEBSTER
PAIRS	0		
AYE			
NO			



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1241/17-- 4:52 PM

JUNE 21, 2000

LEGISLATIVE DAY 128

SENATOR BASNIGHT

-- Presiding

LUEBKE
EST. METROPOLITAN PLANNING BOARDS
SENATE COMM. SUB/4TH EDITION

HOUSE BILL 1288
READING 3

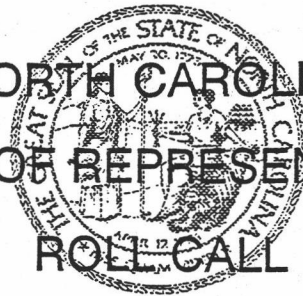
AYE	47	ALBERTSON	DANNELLY	JORDAN	PLYLER
		ALLRAN	EAST	KERR	PURCELL
		BALLANCE	FORRESTER	KINNAIRD	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BASNIGHT	GARROU	LUCAS	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	MOORE	WARREN
		COCHRANE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

EXCUSED	0		
NOT CAST	1	SHAW L	
ABSENT	2	MARTIN R	WEBSTER
PAIRS	0		
AYE			
NO			



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

1492
LEGISLATIVE DAY 135
H1288SCS

6/29/00
3:30 PM

IN CHAIR: SPEAKER

LUEBKE

ESTABLISH METRO- POLITAN PLANNING BDS

MOTION #11 CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 78

ADAMS
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BARBEE
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COLE
COX
CRAWFORD
CULPEPPER
CUNNINGHAM

DEDMON
DOCKHAM
EARLE
EDWARDS
ESPOSITO
FITCH
FORD
FOX
GIBSON
GOODWIN
GRAY
HACKNEY
HAIRE
HENSLEY
HILL
HORN
HUNTER, H.
HURLEY
INSKO
JARRELL

JEFFUS
JUSTUS
LUEBKE
MCALLISTER
MCCOMBS
MCCRARY
MCLAWHORN
MCMAHAN
MELTON
MICHAUX
MILLER
MORGAN
NESBITT
NYE
OLDHAM
OWENS
ROGERS
SAUNDERS
SETZER

SEXTON
SMITH
SOSSAMON
SUTTON
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WEISS
WEST
WILSON, C.
WOMBLE
WRIGHT
YONGUE

NOES - 33

ALLRED
BAKER
BAREFOOT
BERRY
BRIDGEMAN
BROWN
CREECH
CULP
DAUGHTRY

DAVIS
DECKER
EDDINS
ELLIS
GARDNER
GILLESPIE
GRADY
GULLEY

HIATT
HOWARD
KISER
MCCOMAS
MINER
MITCHELL
MORRIS
POPE
PRESTON
RAYFIELD
RUSSELL
SHERRILL
STARNES
TEAGUE
WILSON, G.
WOOD

EXCUSED ABSENCE - 5

BRUBAKER
HALL

HOLMES

KINNEY

RAMSEY

EXCUSED VOTE - 0

SPEAKER

NOT VOTING - 4
EASTERLING REDWINE

TALLENT

H1288SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1289

APR 14 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH1196-LDX022.02(4.5)

Short Title: Limit Recycling Tax Incentives.

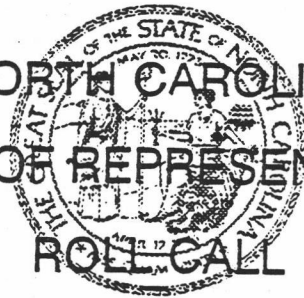
(Public)

Sponsors: Representative Luebke.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE THE SPECIAL TAX TREATMENT FOR EQUIPMENT
3 AND FACILITIES FOR RECYCLING, WASTE REDUCTION, OR RESOURCE
4 RECOVERY WHEN ACQUIRED MORE THAN TWO YEARS PRIOR TO THE
5 DATE OF APPLICATION FOR CERTIFICATION BY THE DEPARTMENT
6 OF ENVIRONMENT AND NATURAL RESOURCES AND TO LIMIT TO
7 THREE YEARS THE CERTIFICATION FOR SPECIAL TAX TREATMENT
8 FOR REAL PROPERTY USED FOR RECYCLING, WASTE REDUCTION, OR
9 RESOURCE RECOVERY.
10 The General Assembly of North Carolina enacts:
11 Section 1. G.S. 130A-294(a)(3) reads as rewritten:
12 "(3) Develop and adopt rules to establish standards for qualification as
13 a 'recycling, reduction or resource recovering facility' or as
14 'recycling, reduction or resource recovering equipment' for the
15 purpose of special tax classifications or treatment, and to certify as
16 qualifying those applicants which meet the established standards.
17 The standards shall be developed to qualify only those facilities
18 and equipment exclusively used in the actual waste recycling,
19 reduction or resource recovering process and shall exclude any
20 incidental or supportive facilities and ~~equipment~~; equipment.
21 Facilities or equipment acquired by the applicant or a related
22 person more than two years prior to the date application is made
23 for certification under this subdivision shall not be certified as
24 qualifying for special tax classification or treatment under this
25 subdivision. A certificate that qualifies real property for special tax

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
7/06/99

3:12 PM

IN CHAIR: SPEAKER

946
LEGISLATIVE DAY 93
H1289HCS
READING 2
LUEBKE

1999 FEE BILL

AYES - 97

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

CULP
CULPEPPER
CUNNINGHAM
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
FITCH
FOX
GIBSON
GILLESPIE
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HORN
HOWARD
HUNTER, H.
HURLEY

INSKO
JARRELL
JEFFUS
JUSTUS
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
SHERRILL
SMITH
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARREN
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 12

ALLRED
BERRY
BRUBAKER

CARPENTER
DAUGHTRY
EDWARDS

ESPOSITO
GARDNER
GRADY

HOLMES
MOORE
THOMPSON

EXCUSED ABSENCE - 7

DAVIS
DECKER

GRAY
KINNEY

MOSLEY
RAMSEY

WARNER

EXCUSED VOTE - 0

GOODWIN

SEXTON

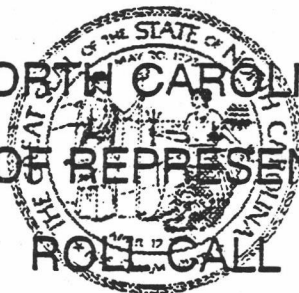
NOT VOTING - 4

WARWICK

WILSON, C.

H1289HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

7/07/99

3:07 PM

IN CHAIR: SPEAKER

974
LEGISLATIVE DAY 94
H1289HCS
READING 3
LUEBKE

1999 FEE BILL

AYES - 96

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

NOES - 10

ALLRED	CARPENTER	GARDNER	MOORE
BARBEE	DAUGHTRY	HOLMES	TALLENT
BRUBAKER	EDWARDS		

EXCUSED ABSENCE - 9

DAVIS	MOSLEY	WARNER	WOOD
DECKER	RAMSEY	WARWICK	WRIGHT
KINNEY			

EXCUSED VOTE - 0

BADDOUR	HUNTER, H.	INSKO	OLDHAM
ELLIS			

H1289HCS



CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1289

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

H1289V2-ART-001.02

Date 7/15, 1999

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

Senator Kerr

1 moves to amend the bill on page 1, lines 5 through 8,
2 by rewriting those lines to read:

3
4 "HEALTH MAINTENANCE ORGANIZATIONS IN THE YEAR 2000, TO ALLOW
5 THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO IMPOSE
6 FEES THAT REFLECT THE ACTUAL COST OF RENDERING THE SERVICE, AND
7 TO LIMIT THE FEE THAT AN APPLICANT MUST PAY FOR A WATER QUALITY
8 CERTIFICATION THAT IS REQUIRED FOR A PERMIT UNDER THE COASTAL
9 AREA MANAGEMENT ACT OF 1974."; and

10
11 on page 4, lines 12 through 14,
12 by rewriting those lines to read:

13
14 "Section 6. G.S. 143-215.3D(e) is amended by adding a new
15 subdivision to read:
16 '(7) Limit Water Quality Certification Fee Required for
17 CAMA Permit. -- An applicant for a permit under
18 Article 7 of Chapter 113A of the General Statutes for
19 which a water quality certification is required shall
20 pay a fee established by the Secretary. The Secretary
21 shall not establish a fee that exceeds the greater of
22 the fee for a permit under Article 7 of Chapter 113A
23 of the General Statutes or the fee for a water quality
24 certification under subdivision (3) or (4) of this
25 subsection.'



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1289

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

H1289V2-ART-001.02

Page 2 of 2

1 Section 7. Section 4 of this act becomes effective 1
2 January 2000, and applies to the insurance regulatory charge levied
3 for the 2000 calendar year. Section 6 of this act becomes effective
4 1 August 1999. The remainder of this act is effective when it
5 becomes law."

SIGNED J Ken
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 49-0

FAILED _____

TABLED _____

Janet Druitt
7/15/99

CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1005/14-- 1:20 PM JULY 15, 1999 LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

-- Presiding

LUEBKE
1999 FEE BILL
COM. SUB/2ND EDITION

HOUSE BILL 1289

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

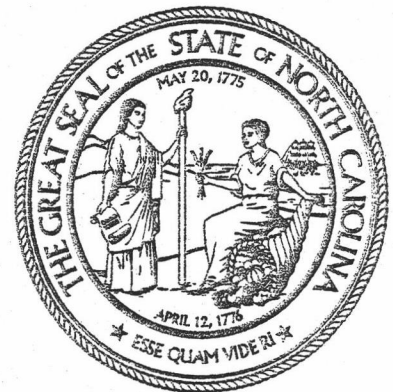
EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1006/15-- 1:26 PM JULY 15, 1999 LEGISLATIVE DAY 98

LT. GOVERNOR WICKER

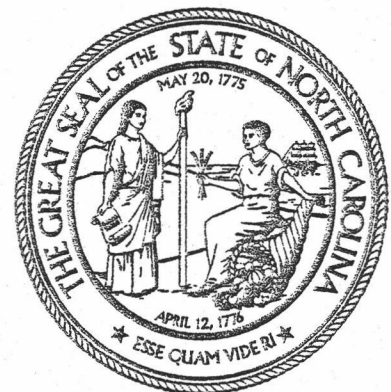
-- Presiding

LUEBKE
1999 FEE BILL
COM. SUB/2ND EDITION

HOUSE BILL 1289
READING 2

AYE	45	ALBERTSON ALLRAN BALLANCE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	4	BALLANTINE	MOORE	RUCHO	WEBSTER

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. 1050/7-- 8:06 PM JULY 19, 1999 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER

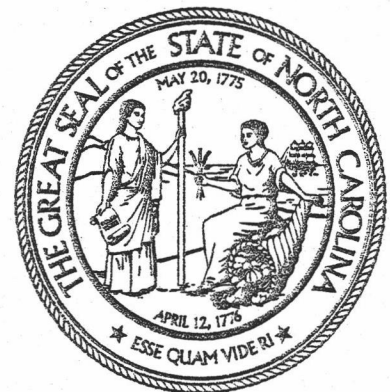
-- Presiding

LUEBKE
1999 FEE BILL
COM. SUB/2ND EDITION

HOUSE BILL 1289
READING 3

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

EXCUSED 0
NOT CAST 1 REEVES
ABSENT 2 JORDAN SHAW L
PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE



CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1289

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

H1289V2-ART-001.02

Page 1 of 2

Date 7/15, 1999

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

Senator Kerr

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2 by rewriting those lines to read:

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5 THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO IMPOSE
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23 of the General Statutes or the fee for a water quality
24 certification under subdivision (3) or (4) of this
25 subsection.'



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1289

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

H1289V2-ART-001.02

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SIGNED J Ken
Amendment Sponsor

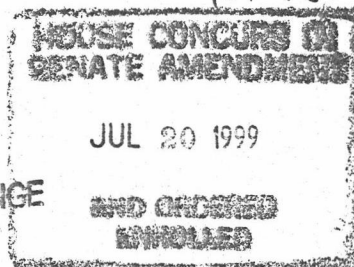
SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 49-0 FAILED _____ TABLED _____

Janet Druitt
7/15/99

CHANGES TITLE

TITLE CHANGE



ORDERED SENT TO GOVERNOR

Special Message

Denise Hicks *CWZ*

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1266
LEGISLATIVE DAY 102
H1289HCS

EV
7/20/99
12:23 PM
IN CHAIR: SPEAKER

LUEBKE
AMEND #1 SENATE AMENDMENT
1999 FEE BILL

MOTION #11 - TO CONCUR IN SENATE AMENDMENT #1

AYES - 109

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

NOES - 1

CREECH

EXCUSED ABSENCE - 4

BADDOUR

KINNEY

MOSLEY

TALLENT

EXCUSED VOTE - 0

NOT VOTING - 6

DECKER
ELLIS

MCMAHAN
ROGERS

SUTTON

WARNER

H1289HCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1290

APR 15 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2255-LDX022.02(4.5)

Short Title: Limit Recycling Tax Incentives.

(Public)

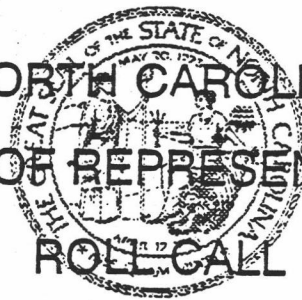
Sponsors: Representative Luebke.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REMOVE THE SPECIAL TAX TREATMENT FOR EQUIPMENT
3 AND FACILITIES FOR RECYCLING, WASTE REDUCTION, OR RESOURCE
4 RECOVERY WHEN ACQUIRED MORE THAN TWO YEARS PRIOR TO THE
5 DATE OF APPLICATION FOR CERTIFICATION BY THE DEPARTMENT
6 OF ENVIRONMENT AND NATURAL RESOURCES AND TO LIMIT TO
7 THREE YEARS THE CERTIFICATION FOR SPECIAL TAX TREATMENT
8 FOR REAL PROPERTY USED FOR RECYCLING, WASTE REDUCTION, OR
9 RESOURCE RECOVERY.
10 The General Assembly of North Carolina enacts:
11 Section 1. G.S. 130A-294(a)(3) reads as rewritten:
12 "(3) Develop and adopt rules to establish standards for qualification as
13 a 'recycling, reduction or resource recovering facility' or as
14 'recycling, reduction or resource recovering equipment' for the
15 purpose of special tax classifications or treatment, and to certify as
16 qualifying those applicants which meet the established standards.
17 The standards shall be developed to qualify only those facilities
18 and equipment exclusively used in the actual waste recycling,
19 reduction or resource recovering process and shall exclude any
20 incidental or supportive facilities and ~~equipment; equipment.~~
21 Facilities or equipment acquired by the applicant or a related
22 person more than two years prior to the date application is made
23 for certification under this subdivision shall not be certified as
24 qualifying for special tax classification or treatment under this
25 subdivision. A certificate that qualifies real property for special tax

SEQ. # 902
LEGISLATIVE DAY 91
90HCS
ADING 2
LUEBKE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC
7/01/99
2:06 PM

IN CHAIR: SPEAKER

LIMIT RECYCLING TAX INCENTIVES

AYES - 109

SPEAKER	DAUGHTRY	HOWARD	RAYFIELD
ADAMS	DAVIS	HUNTER, H.	REDWINE
ALEXANDER	DECKER	INSKO	ROGERS
ALLEN	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	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	MICHAUX	TUCKER
BUCHANAN	GRADY	MINER	WAINWRIGHT
CANSLER	GRAY	MITCHELL	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CARPENTER	HACKNEY	MORRIS	WARREN
CLARY	HAIRE	NESBITT	WARWICK
COLE	HARDAWAY	NYE	WILSON, C.
COX	HENSLEY	OLDHAM	WILSON, G.
CRAWFORD	HIATT	OWENS	WOMBLE
CREECH	HILL	POPE	WOOD
CULP	HORN	PRESTON	YONGUE
CULPEPPER			

NOES - 1

ALLRED

EXCUSED ABSENCE - 6

CHURCH	MILLER	MOSLEY	RAMSEY
HOLMES	MOORE		

EXCUSED VOTE - 0

NOT VOTING - 4

BERRY	CUNNINGHAM	HURLEY	WRIGHT
-------	------------	--------	--------

H1290HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



RC

SEQ. # 931
LEGISLATIVE DAY 92
90HCS
ADING 3
LUEBKE

7/05/99

8:44 PM

IN CHAIR: SPEAKER

LIMIT RECYCLING TAX INCENTIVES

AYES - 99

ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BLUE
BONNER
BOWIE
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CARPENTER
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
STARNES
SUTTON
TALLENT
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARREN
WILSON, C.
WILSON, G.
WOMBLE
WRIGHT
YONGUE

NOES - 1

ALLRED

EXCUSED ABSENCE - 13

ADAMS
DAUGHTRY
DAVIS
DECKER

HAIRE
MORGAN
MOSLEY
RAMSEY
SHERRILL
SMITH

WARNER
WARWICK
WOOD

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER
BERRY

HOLMES
HUNTER, H.
KINNEY
MCALLISTER

SEXTON

H1290HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1401/11--10:43 AM JUNE 30, 2000 LEGISLATIVE DAY 134

SENATOR BASNIGHT

-- Presiding

LUEBKE
REVENUE LAWS CLARIFYING CHANGES
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1290
READING 2

AYE	44	ALLRAN	DANNELLY	KINNAIRD	PURCELL
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN W	ROBINSON
		CARPENTER	HAGAN	METCALF	SHAW L
		CARRINGTON	HARRIS	MILLER	SHAW R
		CARTER	HARTSELL	MOORE	SOLES
		CLODFELTER	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
NO	0				

EXCUSED 0

NOT CAST 1 ALBERTSON

ABSENT 5 EAST GULLEY
FORRESTER

PAIRS 0
AYE
NO

MARTIN R



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1453/13-- 3:53 PM

JULY 6, 2000

LEGISLATIVE DAY 137

SENATOR BASNIGHT

-- Presiding

LUEBKE
REVENUE LAWS CLARIFYING CHANGES
SENATE COMM. SUB NO. 2/4TH EDITION

HOUSE BILL 1290
READING 2

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

NO 0

EXCUSED 0

NOT CAST 1 SHAW L

ABSENT 2 MARTIN R WEBSTER

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1454/14-- 3:55 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT

-- Presiding

LUEBKE
REVENUE LAWS CLARIFYING CHANGES
SENATE COMM. SUB NO. 2/4TH EDITION

HOUSE BILL 1290
READING 3

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

EXCUSED 0

NOT CAST 1 SHAW L

ABSENT 2 MARTIN R

WEBSTER

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

1627
LEGISLATIVE DAY 141
H1290SCS #2
READING 2
LUEBKE

RC
7/10/00
7:18 PM
IN CHAIR: SPEAKER

REVENUE LAW CLARIFYING CHANGES
MOTION #11 TO CONCUR IN SENATE COMMITTEE SUBSTITUTE #2

AYES - 99

ADAMS	DEDMON	JEFFUS	SAUNDERS
ALEXANDER	DOCKHAM	JUSTUS	SETZER
ALLEN	EARLE	KISER	SHERRILL
ARNOLD	EASTERLING	LUEBKE	SMITH
BADDOUR	EDWARDS	MCCOMAS	SOSSAMON
BARBEE	ELLIS	MCCOMBS	STARNES
BAREFOOT	ESPOSITO	MCLAWHORN	SUTTON
BONNER	FORD	MCMAHAN	TALLENT
BOWIE	FOX	MELTON	THOMAS
BRIDGEMAN	GARDNER	MICHAUX	TOLSON
BROWN	GIBSON	MILLER	TUCKER
BRUBAKER	GILLESPIE	MINER	WAINWRIGHT
BUCHANAN	GOODWIN	MITCHELL	WALEND
CAPPS	GRADY	MORGAN	WARNER
CHURCH	GRAY	MORRIS	WARREN
CLARY	GULLEY	NESBITT	WARWICK
COLE	HACKNEY	NYE	WEISS
COX	HAIRE	OLDHAM	WEST
CRAWFORD	HALL	OWENS	WILSON, C.
CREECH	HENSLEY	POPE	WILSON, G.
CULP	HILL	PRESTON	WOMBLE
CULPEPPER	HORN	RAYFIELD	WOOD
CUNNINGHAM	HOWARD	REDWINE	WRIGHT
DAUGHTRY	HURLEY	ROGERS	YONGUE
DECKER	JARRELL	RUSSELL	

NOES - 6

ALLRED	BERRY	EDDINS	THOMPSON
BAKER	DAVIS		

EXCUSED ABSENCE - 7

CANSLER	KINNEY	MCCRARY	TEAGUE
HIATT	MCALLISTER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BOYD-MCINTYRE	HOLMES	INSKO
BLUE	FITCH	HUNTER, H.	SEXTON

H1290SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

1660
LEGISLATIVE DAY 142
H1290SCS #2
REVENUE
LUEBKE

RC
7/11/00
12:49 PM
IN CHAIR: SPEAKER

REVENUE LAW CLARIFYING CHANGES

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE #2

AYES - 108

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

NOES - 2

ALLRED
THOMPSON

EXCUSED ABSENCE - 5

HIATT
KINNEY
MCCRARY
RAMSEY
WOOD

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER
FITCH
HOLMES
MINER
TALLENT

H1290SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1291

APR 15 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8103-LE178(4.1)

Short Title: Vocational Educ. Foundation Funds.

(Public)

Sponsors: Representative Rogers.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE START-UP FUNDS TO ESTABLISH THE NORTH
CAROLINA VOCATIONAL EDUCATION STUDENT LEADERSHIP
FOUNDATION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the State
Board of Education the sum of one million dollars (\$1,000,000) for the 1999-2000
fiscal year. These funds shall be used by the Vocational Student Organization
Leadership Foundation of the North Carolina Vocational Association, Inc., as start-up
funds for securing private support so as to become self-supporting.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1292

APR 15 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6149*-LK124(3.23)

Short Title: Sampson C.C. Highway Access Funds.

(Public)

Sponsors: Representatives Warwick, Braswell, Nye, Cox, and Davis.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CORRECT A DANGEROUS STATE
3 HIGHWAY CONDITION ADJACENT TO THE SAMPSON COMMUNITY
4 COLLEGE CAMPUS THAT IMPERILS PUBLIC SAFETY.
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 six hundred ninety-two thousand
8 dollars (\$692,000) for the 2000-2001 fiscal year for the purpose of relocating the
9 entrance at Sampson Community College to line up with Forest Drive, to construct
10 the loop road on the east side of the campus, and to relocate parking lots. This
11 allocation shall not require a local match pursuant to G.S. 115D-31(a)(1), G.S. 116-
12 53(b), or any other statute relating to a local match.
13 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1293

APR 15 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1165-LT126(4.13)

Short Title: Tryon Palace Computer Funds.

(Public)

Sponsors: Representatives Wainwright and Thomas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL
3 RESOURCES FOR TRYON PALACE FOR COMPUTER UPGRADES AND
4 JOB RECLASSIFICATIONS.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Cultural Resources the sum of one hundred sixty thousand dollars
8 (\$160,000) for the 1999-2000 fiscal year and the sum of sixty thousand dollars
9 (\$60,000) for the 2000-2001 fiscal year for Tryon Palace. Of the funds appropriated
10 in this section for the 1999-2000 fiscal year, the sum of one hundred thousand dollars
11 (\$100,000) shall be used for a computer upgrade at Tryon Palace. The sum of sixty
12 thousand dollars (\$60,000) appropriated for the 1999-2001 biennium shall be used for
13 a job reclassification of positions at Tryon Palace.
14 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1294

APR 15 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7160-LT125(4.7)

Short Title: Tryon Palace Historic Sites Funds.

(Public)

Sponsors: Representatives Wainwright and Thomas.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL
3 RESOURCES FOR TRYON PALACE HISTORIC SITES AND GARDENS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Cultural Resources the sum of five million one hundred twenty-one
7 thousand eight hundred eighty-eight dollars (\$5,121,888) for the 1999-2000 fiscal year
8 for Tryon Palace Historic Sites and Gardens. The funds shall be used to accomplish
9 site evaluation for the Barbour Boat Works project, including environmental
10 assessment, compliance archaeology, compliance with regulatory agencies to acquire
11 necessary permits and site cleanup, and demolition of structures at the site.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1295

APR 15 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7174*-LG327(4.6)

Short Title: NCSU Arboretum/Capital Funds.

(Public)

Sponsors: Representatives Hill and Brown.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE J. C.
3 RAULSTON ARBORETUM EDUCATION CENTER ON THE NORTH
4 CAROLINA STATE UNIVERSITY CAMPUS.
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 three million four
8 hundred thousand dollars (\$3,400,000) for the 1999-2000 fiscal year for the
9 construction of the J.C. Raulston Arboretum Education Center on the North Carolina
10 State University campus.
11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1296

APR 15 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1201*-LC099D(3.25)

Short Title: Tech. Commercialization Credit.

(Public)

Sponsors: Representative Nye.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE AN INCENTIVE FOR BUSINESSES TO FIND
3 COMMERCIAL USES FOR TECHNOLOGY DEVELOPED BY
4 CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH
5 CAROLINA.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 105-129.9 reads as rewritten:
8 "**§ 105-129.9. Credit for investing in machinery and equipment.**
9 (a) ~~Credit.~~ General Credit. -- If a taxpayer that has purchased or leased eligible
10 machinery and equipment places it in service in this State during the taxable year,
11 the taxpayer is allowed a credit equal to seven percent (7%) of the excess of the
12 eligible investment amount over the applicable threshold. Machinery and equipment
13 is eligible if it is capitalized by the taxpayer for tax purposes under the Code and is
14 not leased to another party. In addition, in the case of a large investment, machinery
15 and equipment that is not capitalized by the taxpayer is eligible if the taxpayer leases
16 it from another party. The credit may not be taken for the taxable year in which the
17 equipment is placed in service but shall be taken in equal installments over the seven
18 years following the taxable year in which the equipment is placed in service.
19 (a1) Technology Commercialization Credit. -- A taxpayer that is eligible for the
20 credit allowed in this section and qualifies for one of the credits allowed in G.S.
21 105-129.9A may choose to take one of those credits instead of the credit allowed in
22 this section. A taxpayer may take the credit allowed in this section or one of the
23 credits allowed in G.S. 105-129.9A during a taxable year, but not more than one of
24 these credits.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1297

APR 15 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2243-LM213(4.7)

Short Title: Real Estate Privilege License Tax.

(Public)

Sponsors: Representative Owens.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT REPEALING THE REQUIREMENT THAT REAL ESTATE BROKERS,
3 REAL ESTATE SALESMEN, AND REAL ESTATE APPRAISERS PAY
4 PRIVILEGE LICENSE TAXES.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-41(a) reads as rewritten:
7 "(a) Every individual in this State who practices a profession or engages in a
8 business and is included in the list below must obtain from the Secretary a statewide
9 license for the privilege of practicing the profession or engaging in the business. The
10 tax for each license is fifty dollars (\$50.00); the tax does not apply to an individual
11 who is at least 75 years old.
12 (1) An attorney-at-law.
13 (2) A physician, a veterinarian, a surgeon, an osteopath, a
14 chiropractor, a chiropodist, a dentist, an ophthalmologist, an
15 optician, an optometrist, or another person who practices a
16 professional art of healing.
17 (3) A professional engineer, as defined in G.S. 89C-3.
18 (4) A registered land surveyor, as defined in G.S. 89C-3.
19 (5) An architect.
20 (6) A landscape architect.
21 (7) A photographer, a canvasser for any photographer, or an agent of
22 a photographer in transmitting photographs to be copied, enlarged,
23 or colored.
24 (8) ~~A real estate broker or a real estate salesman, as defined in G.S.~~
25 ~~93A-2. A real estate broker or a real estate salesman who is also a~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1298

APR 15 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2253-LG362(4.8)

Short Title: Vance Forestry Headquarters Funds.

(Public)

Sponsors: Representative Crawford.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW
3 FORESTRY HEADQUARTERS IN VANCE 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, Division of Forest Resources, the
7 sum of three hundred thousand dollars (\$300,000) for the 1999-2000 fiscal year to
8 construct a new forestry headquarters in Vance County.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1299

APR 19 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2292*-LG341(4.7)

Short Title: Office of the State Controller Funds.

(Public)

Sponsors: Representatives Church, Allen, and Tallent.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE OFFICE OF THE STATE
3 CONTROLLER.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the Office of
6 the State Controller, the sum of two million five hundred thousand dollars
7 (\$2,500,000) for the 1999-2000 fiscal year and three million dollars (\$3,000,000) for
8 the 2000-2001 fiscal year to cover expenditures for the following:

9 (1) Functional and technical contractual services to continue efforts
10 related to the implementation of best business practices associated
11 with accounts receivable processing and bad debt collection
12 required by G.S. 147-86.22(a).

13 (2) Functional and technical contractual services and related software
14 to develop and implement electronic commerce business initiatives.

15 Section 2. Funding for these items shall be supported from receipts
16 generated by the collection of inadvertent overpayments by State agencies to vendors
17 as a result of pricing errors, neglected rebates and discounts, miscalculated freight
18 charges, unclaimed refunds, erroneously paid excise taxes, and related errors as
19 required by G.S. 147-86.22(c). Funds shall be transferred from the special reserve
20 account to the Office of the State Controller in the sum of two million five hundred
21 thousand dollars (\$2,500,000) for the 1999-2000 fiscal year and three million dollars
22 (\$3,000,000) for the 2000-2001 fiscal year.

23 Section 3. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1300

APR 1999

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7161-LG299(3.26)

Short Title: Matthews Comm. Ctr. Funds.

(Public)

Sponsors: Representative Gulley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO RESTORE AND RENOVATE THE
3 MATTHEWS COMMUNITY CENTER AND EXPAND ITS STAGE AREA.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Town of
6 Matthews in Mecklenburg County the sum of five hundred thousand dollars
7 (\$500,000) for the 1999-2000 fiscal year to restore and renovate and expand the stage
8 area of the old Matthews School, which is now used as a community center. The
9 improvements will assist in preserving the heritage of the school and provide the
10 community with a facility for various activities, including meetings and cultural
11 programs.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA. FILED

SESSION 1999

1301

APR 19 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7173-LG333(4.7)

Short Title: Rowland Athletic Park Funds.

(Public)

Sponsors: Representative Bonner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ASSIST THE TOWN OF ROWLAND
3 IN RENOVATING ITS ATHLETIC PARK.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Town of
6 Rowland the sum of fifty-five thousand dollars (\$55,000) for the 1999-2000 fiscal year
7 to assist the Town in completing Phase I of the Rowland Recreation Plan to renovate
8 the Town's athletic park.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1302 APR 19 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7162-LC150(3.23)

Short Title: Charter School Fuel Exemption.

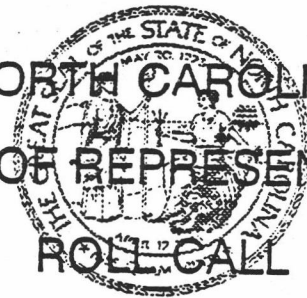
(Public)

Sponsors: Representative Bonner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT FROM TAX MOTOR FUEL SOLD TO CHARTER
3 SCHOOLS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-228.90(b) reads as rewritten:
6 "(b) Definitions. -- The following definitions apply in this Article:
7 (1) Reserved.
8 (2) Charter school board. -- A nonprofit corporation that has a charter
9 under G.S. 115C-238.29D to operate a charter school.
10 (+) (3) City. -- A city as defined by G.S. 160A-1(2). The term also
11 includes an urban service district defined by the governing board
12 of a consolidated city-county, as defined by G.S. 160B-2(1).
13 (+a) (4) Code. -- The Internal Revenue Code as enacted as of
14 September 1, 1998, including any provisions enacted as of
15 that date which become effective either before or after that
16 date.
17 (+b) (5) County. -- Any one of the counties listed in G.S. 153A-10.
18 The term also includes a consolidated city-county as defined
19 by G.S. 160B-2(1).
20 (2) (6) Reserved.
21 (3) (7) Electronic Funds Transfer. -- A transfer of funds initiated by using
22 an electronic terminal, a telephone, a computer, or magnetic tape
23 to instruct or authorize a financial institution or its agent to credit
24 or debit an account.
25 (+) (8) Reserved.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

6/08/99

5:38 PM

IN CHAIR: SPEAKER

SEN. # 713
LEGISLATIVE DAY 77

H1302

READING 2

BONNER

CHARTER SCHOOL FUEL EXEMPTION

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 4

ARNOLD

RAMSEY

TEAGUE

WOOD

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER

GRADY

INSKO

SETZER

CULPEPPER

H1302



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 1302

H1302-ALA-001

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

Page 1 of 1

Date 6/14, 2000

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

Senator Gulley

1 moves to amend the bill on page 1, line 7, and on page 2, line 34,
2 by deleting the word "board";
3 and on page 2, lines 35 and 36, by adding the following new section
4 between those lines:
5 "Section 3. G.S. 115C-238.29J is amended by adding a new
6 subsection to read:
7 '(d) The State Board of Education shall direct the Department of
8 Public Instruction to notify the Department of Revenue when the
9 State Board of Education terminates, fails to renew, or grants a
10 charter for a charter school.'";
11
12 and on page 2, line 36, by renumbering the Section accordingly.
13

SIGNED *W. D.*
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 44-0

FAILED _____

TABLED _____

Janet Priette
6/14/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1199/5-- 3:06 PM JUNE 14, 2000 LEGISLATIVE DAY 124

SENATOR BALLANCE

-- Presiding

BONNER
CHARTER SCHOOL FUEL EXEMPTIONS
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1302

AMEND 1

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

NO 0

EXCUSED 0

NOT CAST 3 BASNIGHT MARTIN R SHAW L

ABSENT 3 CARTER JORDAN RAND

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1200/6-- 3:06 PM JUNE 14, 2000 LEGISLATIVE DAY 124

SENATOR BALLANCE

-- Presiding

BONNER
CHARTER SCHOOL FUEL EXEMPTIONS
SENATE COMM. SUB/2ND EDITION

HOUSE BILL 1302
READING 2

AYE	43	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	REEVES
		BALLANCE	FOXX	LUCAS	ROBINSON
		BALLANTINE	GARROU	MARTIN W	RUCHO
		CARPENTER	GARWOOD	METCALF	SHAW R
		CARRINGTON	GULLEY	MILLER	SOLES
		CLODFELTER	HAGAN	MOORE	WARREN
		COCHRANE	HARRIS	ODOM	WEBSTER
		COOPER	HARTSELL	PERDUE	WEINSTEIN
		DALTON	HORTON	PHILLIPS	WELLONS
		DANNELLY	HOYLE	PLYLER	
NO	1	KERR			

EXCUSED 0

NOT CAST 3 BASNIGHT MARTIN R SHAW L

ABSENT 3 CARTER JORDAN RAND

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EN

6/29/00

3:19 PM

IN CHAIR: SPEAKER

1491
LEGISLATIVE DAY 135
H1302SCS

BONNER

CHARTER SCHOOL FUEL EXEMPTION

MOTION #11 - CONCUR IN SENATE COMMITTEE SUBSTITUTE

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 5

BRUBAKER	HOLMES	KINNEY	RAMSEY
HALL			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CRAWFORD	HURLEY	TALLENT
ALLEN	EASTERLING	REDWINE	

H1302SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1303

APR 19 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH7193-LCX065E(2.19)

Short Title: Amend Bill Lee Act/Incentives.

(Public)

Sponsors: Representatives Owens, Wright, and Gray.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR WIDELY SHARED PROSPERITY BY AMENDING
3 THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT,
4 BY PROVIDING ADDITIONAL TAX INCENTIVES FOR VARIOUS
5 BUSINESSES, AND BY MAKING RELATED CHANGES.
6 The General Assembly of North Carolina enacts:
7 TABLE OF CONTENTS
8 I. BILL LEE ACT CHANGES
9 II. SALES TAX CHANGES
10 III. AFFORDABLE HOUSING TAX CREDIT
11 IV. INDUSTRIAL DEVELOPMENT FUND CHANGES
12 V. EFFECTIVE DATES
13 PART I. BILL LEE ACT CHANGES
14 Section 1. Section 10.2(3) of Chapter 13 of the 1996 Second Extra
15 Session reads as rewritten:
16 "(3) Quality jobs and business expansion tax credits. -- Sections 3.5, 3.6,
17 and 3.8 through 3.10 of Part III of this act become effective August
18 1, 1996. G.S. 105-129.11, as enacted by Part III of this act,
19 becomes effective for taxable years beginning on or after January 1,
20 1997, and applies to training expenditures made on or after July 1,
21 1997. The remainder of Part III of this act is effective for taxable
22 years beginning on or after January 1, 1996, and applies to jobs
23 created on or after August 1, 1996, and property placed in service
24 on or after August 1, 1996. Article 3A of Chapter 105 of the
25 General Statutes is repealed effective for applications for credits

GENERAL ASSEMBLY OF NORTH CAROLINA

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H.B. FILED

1304

APR 20 99

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1151-LC184(4.6)

Short Title: No Income Tax Marriage Penalty.

(Public)

Sponsors: Representative Decker.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REDUCE INCOME TAXES FOR MARRIED COUPLES.
3 The General Assembly of North Carolina enacts:
4 Section 1. G.S. 105-134.6(c)(3) and (4) read as rewritten:
5 "(c) Additions. -- The following additions to taxable income shall be made in
6 calculating North Carolina taxable income, to the extent each item is not included in
7 taxable income:
8 ...
9 (3) Any amount deducted from gross income under section 164 of the
10 Code as state, local, or foreign income tax to the extent that the
11 taxpayer's total itemized deductions deducted under the Code for
12 the taxable year exceed the standard deduction allowable to the
13 taxpayer under the Code reduced by the amount by which the
14 taxpayer's allowable standard deduction has been increased under
15 section 63(c)(4) of the Code. the taxpayer is required to add to
16 taxable income under subdivision (4) of this subsection.
17 (4) The In the case of married individuals who file a joint return, the
18 amount by which the taxpayer's standard deduction under the
19 Code exceeds six thousand dollars (\$6,000). In the case of a
20 married individual filing a separate return, the amount by which
21 the taxpayer's standard deduction under the Code exceeds three
22 thousand dollars (\$3,000). In the case of all other taxpayers, the
23 amount by which the taxpayer's standard deduction has been
24 increased for inflation under section 63(c)(4)(A) of the Code."
25 Section 2. G.S. 105-134.2(a) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1305

APR 20 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6164-LL156(4.14)

Short Title: Wildlife Salary Equity.

(Public)

Sponsors: Representative Carpenter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ADJUST THE SALARIES OF WILDLIFE ENFORCEMENT
3 OFFICERS OF THE WILDLIFE RESOURCES COMMISSION TO ELIMINATE
4 SALARY INEQUITY WITH THE OFFICERS OF OTHER LAW
5 ENFORCEMENT AGENCIES.
6 The General Assembly of North Carolina enacts:
7 Section 1. The Office of State Personnel shall adjust the salaries of
8 Wildlife Enforcement Officers of the Wildlife Resources Commission so that the
9 average salary of Wildlife Enforcement Officers in any salary classification level is the
10 same as the average salary of the members of the State Highway Patrol whose
11 positions are classified at the same salary classification level. The salary of a Wildlife
12 Enforcement Officer shall be individually adjusted based upon the current salary of
13 the officer, the job classification title and salary level of the position in which the
14 officer is employed, and the length of law enforcement service of the officer. No
15 officer shall receive a salary adjustment if the officer's most recent performance
16 appraisal is below satisfactory, and no officer's salary shall be raised above the
17 maximum of the range for the position in which the officer is employed.
18 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 306 APR 20 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH8109-LG373(4.15)

Short Title: ECU Partner. for Human Services/Funds.

(Public)

Sponsors: Representatives McLawhorn, Rogers, Tolson, and Warren.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE SUPPORT OF THE
3 PARTNERSHIP FOR HUMAN SERVICES AT EAST CAROLINA
4 UNIVERSITY.
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 one hundred fifty
8 thousand dollars (\$150,000) for the 1999-2000 fiscal year for the support of the
9 Partnership for Human Services at the School of Social Work and Criminal Justice
10 Studies at East Carolina University.
11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1307 APR 20 99
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH1162-LT113(4.7)

Short Title: Office of Consumer Advocate.

(Public)

Sponsors: Representatives Edwards and Goodwin (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO DEVELOP A PROPOSAL FOR THE ESTABLISHMENT OF THE
3 OFFICE OF CONSUMER ADVOCATE AND TO APPROPRIATE FUNDS
4 FOR THAT PURPOSE.
5 The General Assembly of North Carolina enacts:
6 Section 1. The Office of the Governor shall develop a proposal for the
7 establishment of the Office of Consumer Advocate ("Office") to protect the citizens
8 of the State from deceptive and unfair practices of the insurance industry by
9 providing consumers of insurance products and services with a fair, impartial, and
10 effective advocate in judicial and administrative proceedings and with regard to
11 proposed changes to insurance rates and coverage. In developing the proposal, the
12 Office of the Governor shall review similar offices or divisions in other states. The
13 proposal shall include recommendations regarding:
14 (1) The organizational and administrative structure of the Office of
15 Consumer Advocate;
16 (2) The functions and duties of the State's consumer advocate. In
17 developing the proposed functions and duties of the consumer
18 advocate, the Office of the Governor shall consider authorizing the
19 advocate to (i) initiate and appear in judicial and administrative
20 proceedings on behalf of consumers of insurance services or
21 products provided by any person or corporation licensed by the
22 State, (ii) obtain discovery, present evidence, and advocate in
23 matters or proceedings involving proposed changes in insurance
24 rates, coverage amounts, or benefits, and inform the public of those
25 changes, and (iii) educate and inform the public about services

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H.B. FILED
1308 APR 21 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH6168-LCX069D(2.25)

Short Title: Government Sales Tax Exemption.

(Public)

Sponsors: Representative Allen.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT CERTAIN GOVERNMENT PURCHASES FROM STATE
3 AND LOCAL SALES TAX.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-164.13 is amended by adding a new subdivision to
6 read:
7 "(46) Tangible personal property purchased by a local government unit
8 as defined in G.S. 164.29A, if the purchase is made by unit check
9 or credit account and accompanied by a local government
10 exemption certificate signed by the finance officer of the unit and
11 describing the property purchased."
12 Section 2. Part 5 of Article 5 of Chapter 105 of the General Statutes is
13 amended by adding a new section to read:
14 "§ 105-164.29A. Local government exemption.
15 (a) Definitions. -- The following definitions apply in this section:
16 (1) Finance officer. -- Any of the following:
17 a. The finance officer of a county or a city.
18 b. The school finance officer of a local school administrative
19 unit.
20 c. In the case of a community college, a bonded official
21 designated under G.S. 115D-58.8.
22 (2) Local government unit. -- Any of the following:
23 a. (Effective July 1, 2001) A local school administrative unit.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1309

APR 21 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH6170-LG357(4.8)

Short Title: Telecommunications Skills Funds.

(Public)

Sponsors: Representatives Hunter, Fitch, and Blue.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO PROVIDE CHILDREN IN LOW-
3 WEALTH COUNTIES WITH COMPUTER AND TELECOMMUNICATIONS
4 SKILLS.
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 five million dollars (\$5,000,000) for the 1999-
8 2000 fiscal year to be allocated to tier one counties, as defined in G.S. 105-129.3,
9 municipalities, libraries, and nonprofit corporations to develop innovative programs
10 that provide children and their parents exposure to geography, economics, politics,
11 culture, language, and telecommunications. Counties are encouraged to work with
12 local school systems, community colleges, and universities, or form consortia, and to
13 use these resources to stimulate federal and foundation grants for operation. These
14 funds shall be used to ensure that children in low-wealth communities will be
15 provided computer and telecommunications skills and orientation necessary to
16 compete in a global economy.
17 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1310

APR 21 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4219-LG370(4.13)

Short Title: MH/DD/SA Training Bds. Funds.

(Public)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HEALTH
3 AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH,
4 DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE TO PROVIDE
5 TRAINING TO AREA PROGRAM BOARDS.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Health and Human Services, Division of Mental Health,
9 Developmental Disabilities, and Substance Abuse Services, the sum of one hundred
10 fifty thousand dollars (\$150,000) for the 1999-2000 fiscal year to establish a process to
11 support the ongoing training for board members of the area mental health,
12 developmental disabilities, and substance abuse authorities. Funding will provide for
13 a system of monitoring and technical assistance to assure that each area board achieve
14 a minimum standard of annual training including such issues as joint business
15 planning, fiduciary/legal responsibilities, contract relationships, and leadership skills.
16 Section 2. This act becomes effective July 1, 1999.

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SESSION 1999

H.B. FILED

1311

APR 21 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH7194-LG001A(11.17)

Short Title: Hamlet Opera House/RR Museum Funds.

(Public)

Sponsors: Representative Goodwin.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE HAMLET OPERA HOUSE AND
3 THE HAMLET RAILROAD MUSEUM.
4 Whereas, renovation of the Hamlet Opera House and the Hamlet
5 Railroad Museum is an important part of Hamlet's downtown revitalization efforts
6 and overall economic development; and
7 Whereas, using the renovated Opera House as a meeting facility and
8 cultural and entertainment center for all residents of Richmond and surrounding
9 counties will assist in the promotion of the City of Hamlet as an antique mecca
10 drawing people to the City of Hamlet from northern South Carolina and south
11 central North Carolina; and
12 Whereas, the Opera House (placed on the National Register of Historic
13 Places as part of the Main Street Commercial Historic District on March 19, 1992)
14 will be an educational resource for students, teaching them about the City of
15 Hamlet's history, music, architecture, arts, and culture; and
16 Whereas, the Hamlet Railroad Museum, located in the old Seaboard
17 station near the Opera House, provides visitors with a vast array of railroad
18 memorabilia; and
19 Whereas, in 1990 the City of Hamlet was voted an "All American City",
20 and her past glory as a railroad hub was briefly recaptured when its amazing intact
21 collection of early twentieth century commercial architecture was showcased in the
22 filming of the movie "Billy Bathgate"; and
23 Whereas, in September 1991 a tragic fire at the Imperial Food's chicken
24 plant killed 25 people; tragedy struck again in 1992 when the landmark Terminal
25 Hotel was completely destroyed by an arsonist; Richmond County is one of the most

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1312

APR 21 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4191-LG347(4.7)

Short Title: Pediatric Cancer Funds.

(Public)

Sponsors: Representative Mosley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO SUPPORT PEDIATRIC CANCER
3 PROGRAMS.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the
6 Department of Health and Human Services, Division of Health, the sum of two
7 hundred fifty thousand dollars (\$250,000) for the 1999-2000 fiscal year to combat
8 pediatric cancer and its effects on the children of North Carolina. These funds shall
9 be allocated as follows:

- 10 (1) \$100,000 for clinical trials of experimental treatments that are not
11 funded by medical insurance.
12 (2) \$100,000 to expand and raise the awareness of pediatric cancer
13 including symptoms and treatment options.
14 (3) \$50,000 to assist victims of pediatric cancer and their immediate
15 families with the expenses of attending retreats for families and
16 support and specialized camps.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1313

APR 21 99

H

HOUSE PRINCIPAL CLERK

HOUSE DRH6169-LG340(4.7)

Short Title: Economic Development Funds.

(Public)

Sponsors: Representatives Hunter, Michaux, Oldham, and Womble.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR VARIOUS ECONOMIC
3 DEVELOPMENT PROJECTS.
4 The General Assembly of North Carolina enacts:
5 Section 1.(a) There is appropriated from the General Fund to the
6 Department of Commerce the sum of five million dollars (\$5,000,000) for the 1999-
7 2000 fiscal year and the sum of five million dollars (\$5,000,000) for the 2000-2001
8 fiscal year to be used to support the grant and loan fund and operations of the North
9 Carolina Community Development Initiative, Inc. The Initiative shall provide
10 operating and project support loans to mature, high-performing community
11 development corporations that have demonstrated organizational capacity.
12 Section 1.(b) There is appropriated from the General Fund to the
13 Department of Commerce the sum of five million dollars (\$5,000,000) for the 1999-
14 2000 fiscal year to be used by the North Carolina Community Development Initiative,
15 Inc., to support loan loss reserves and for the creation of three regional leverage
16 funds. Of the funds appropriated in this subsection, up to two hundred fifty thousand
17 dollars (\$250,000) shall be made available to community development projects in
18 areas that have a major recycling facility as defined in G.S. 105-129.25.
19 Section 2.(a) There is appropriated from the General Fund to the
20 Department of Commerce the sum of two million dollars (\$2,000,000) for the 1999-
21 2000 fiscal year and the sum of two million dollars (\$2,000,000) for the 2000-2001
22 fiscal year to be used by the North Carolina Minority Support Center to provide loan
23 capital for community development credit unions throughout the State to make both
24 small business and mortgage loans and grants to build capacity to increase this kind
25 of lending. The program, entitled the Capital Support Loan Fund, invests dollars in

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1314

APR 21 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6143-LCX192(4.7)

Short Title: Adjust Gas Tax Formula.

(Public)

Sponsors: Representative Crawford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ADJUST THE GAS TAX RATE FORMULA.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-449.80(a) reads as rewritten:

"(a) Rate. -- The motor fuel excise tax rate is a flat rate of seventeen and one-half cents (17 1/2¢) a gallon plus a variable wholesale component. The variable wholesale component is either ~~three and one-half cents (3 1/2¢)~~ five and one-half cents (5 1/2¢) a gallon or seven percent (7%) of the average wholesale price of motor fuel for the applicable base period, whichever is greater.

The two base periods are six-month periods; one ends on September 30 and one ends on March 31. The Secretary must set the tax rate twice a year based on the wholesale price for each base period. A tax rate set by the Secretary using information for the base period that ends on September 30 applies to the six-month period that begins the following January 1. A tax rate set by the Secretary using information for the base period that ends on March 31 applies to the six-month period that begins the following July 1."

Section 2. G.S. 105-449.38 reads as rewritten:

"§ 105-449.38. Tax levied.

A road tax for the privilege of using the streets and highways of this State is imposed upon every motor carrier on the amount of motor fuel or alternative fuel used by the carrier in its operations within this State. The tax shall be at the rate established by the Secretary pursuant to G.S. 105-449.80 or G.S. ~~105-449.134~~, 105-449.136, as appropriate. This tax is in addition to any other taxes imposed on motor carriers."

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H.B. FILED

1315

APR 21 99

H

HOUSE PRINCIPAL CLERK

HOUSE DRH1155-LDQ087(3.23)

Short Title: Agricultural Fairs Advisory Committee Funds.

(Public)

Sponsors: Representatives McCrary and Hill.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE AN AGRICULTURAL FAIRS ADVISORY COMMITTEE
3 IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
4 AND TO APPROPRIATE FUNDS TO BE USED AS GRANTS TO ELIGIBLE
5 LOCAL AGRICULTURAL FAIRS.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 45 of Chapter 106 of the General Statutes is amended
8 by adding a new Part to read:
9 "Part 5. Agricultural Fairs Advisory Committee.
10 "§ 106-520.12. Agricultural Fairs Advisory Committee.
11 (a) The Agricultural Fairs Advisory Committee is created within the Department
12 of Agriculture and Consumer Services.
13 (b) The Advisory Committee shall consist of six members as follows:
14 (1) The President of the North Carolina Association of Agricultural
15 Fairs.
16 (2) Four county agricultural fair managers, appointed by the
17 Commissioner of Agriculture.
18 (3) The Commissioner of Agriculture or a designee, to serve as an ex
19 officio member.
20 The members of the Advisory Committee appointed under subdivision (2) of this
21 subsection shall serve for a term of four years. In the event of a vacancy, the
22 Commissioner shall appoint a replacement in accordance with subdivision (2) of this
23 subsection.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

1

HOUSE BILL 1315

Short Title: Agricultural Fairs Advisory Committee Funds.

(Public)

Sponsors: Representatives McCrary, Hill; Baker, Barbee, Barefoot, Berry, Bonner, Brown, Buchanan, Carpenter, Church, Cole, Cox, Culp, Dedmon, Dockham, Esposito, Fitch, Gardner, Goodwin, Hackney, Haire, Hiatt, Horn, Howard, Hunter, Kiser, McComas, McCombs, McLawhorn, Melton, Mitchell, Oldham, Russell, Setzer, Sexton, Smith, Starnes, Sutton, Teague, Thompson, Tolson, Warren, G. Wilson, Womble, and Yongue.

Referred to: Appropriations.

April 22, 1999

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE AN AGRICULTURAL FAIRS ADVISORY COMMITTEE
3 IN THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
4 AND TO APPROPRIATE FUNDS TO BE USED AS GRANTS TO ELIGIBLE
5 LOCAL AGRICULTURAL FAIRS.
6 The General Assembly of North Carolina enacts:
7 Section 1. Article 45 of Chapter 106 of the General Statutes is amended
8 by adding a new Part to read:
9 "Part 5. Agricultural Fairs Advisory Committee.
10 "§ 106-520.12. Agricultural Fairs Advisory Committee.
11 (a) The Agricultural Fairs Advisory Committee is created within the Department
12 of Agriculture and Consumer Services.
13 (b) The Advisory Committee shall consist of six members as follows:
14 (1) The President of the North Carolina Association of Agricultural
15 Fairs.
16 (2) Four county agricultural fair managers, appointed by the
17 Commissioner of Agriculture.
18 (3) The Commissioner of Agriculture or a designee, to serve as an ex
19 officio member.

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HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1184-LG324(4.6)

Short Title: Visual/Performing Arts Funds.

(Public)

Sponsors: Representatives Adams, Womble, Michaux, and Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR VARIOUS NONPROFIT VISUAL
3 AND PERFORMING ARTS ORGANIZATIONS IN THE GUILFORD COUNTY
4 AREA.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Cultural Resources the sum of one hundred fifty-five thousand dollars
8 (\$155,000) for the 1999-2000 fiscal year and the sum of one hundred fifty-five
9 thousand dollars (\$155,000) for the 2000-2001 fiscal year to be allocated to the
10 nonprofit visual and performing arts organizations listed below for security, gallery
11 upfit and upgrade, management operations, and to support regional exhibitions and
12 programming. These funds shall be allocated as follows:
13 (1) \$35,000 to St. Joseph's Historic Foundation, Inc.
14 (2) \$30,000 to The C.S. Brown School Auditorium Restoration
15 Association, Incorporated.
16 (3) \$30,000 to African American Atelier, Inc.
17 (4) \$30,000 to The Healing Force Ministries, Inc.
18 (5) \$30,000 to the Guilford Native American Association.
19 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1317

APR 21 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4199-LG356(4.8)

Short Title: Navassa Fire Truck Funds.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF NAVASSA FOR THE
3 PURCHASE OF A NEW FIRE TRUCK.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Town of
6 Navassa the sum of fifty thousand dollars (\$50,000) for the 1999-2000 fiscal year to
7 assist the Town in purchasing a new fire truck, provided these funds are matched by
8 local or private funds on a dollar-for-dollar basis.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1318

APR 21 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2283*-LL126(3.30)

Short Title: Settlement Reserve Exception.

(Public)

Sponsors: Representative Wright.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT RECOVERIES FOR DAMAGE TO STATE PROPERTY
3 FROM THE PUBLIC SETTLEMENT RESERVE FUND.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 143-16.5 reads as re-written:

6 "**§ 143-16.5. Public Settlement Reserve Fund.**

7 The "Public Settlement Reserve Fund" is established as a restricted reserve in the
8 General Fund. ~~Except if prohibited by order of the court and except as provided in~~
9 ~~G.S. 143-16.4, funds~~ Funds in excess of seventy-five thousand dollars (\$75,000) paid
10 to the State or a State agency pursuant to a settlement agreement or final order or
11 judgment of the court shall be deposited to the Public Settlement Reserve ~~Fund.~~
12 Fund, unless:

13 (1) The court orders otherwise;

14 (2) The funds are covered by the provisions of G.S. 143-16.4; or

15 (3) The funds are paid pursuant to a lawsuit for the recovery of
16 damages for injury to State property and are used to rectify that
17 injury.

18 Funds shall be expended from the Public Settlement Reserve Fund only by
19 appropriation by the General Assembly."

20 Section 2. This act is effective when it becomes law and applies to funds
21 paid on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

1

HOUSE BILL 1319*

Short Title: Ports Authority Tax Refunds.

(Public)

Sponsors: Representative Wright.

Referred to: Finance.

April 22, 1999

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE STATE PORTS AUTHORITY TO OBTAIN
3 ANNUAL REFUNDS OF STATE AND LOCAL SALES AND USE TAXES IT
4 PAYS.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-164.14(c) reads as rewritten:
7 "(c) Certain Governmental Entities. -- A governmental entity listed in this
8 subsection is allowed an annual refund of sales and use taxes paid by it under this
9 Article, except under G.S. 105-164.4(a)(4a) and G.S. 105-164.4(a)(4c), on direct
10 purchases of tangible personal property. Sales and use tax liability indirectly incurred
11 by a governmental entity on building materials, supplies, fixtures, and equipment that
12 become a part of or annexed to any building or structure that is owned or leased by
13 the governmental entity and is being erected, altered, or repaired for use by the
14 governmental entity is considered a sales or use tax liability incurred on direct
15 purchases by the governmental entity for the purpose of this subsection. A request for
16 a refund must be in writing and must include any information and documentation
17 required by the Secretary. A request for a refund is due within six months after the
18 end of the governmental entity's fiscal year.
19 This subsection applies only to the following governmental entities:
20 (1) A county.
21 (2) A city as defined in G.S. 160A-1.
22 (2a) A consolidated city-county as defined in G.S. 160B-2.
23 (2b) A local school administrative unit.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
11 3 210 APR 21 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE RESOLUTION DRHR6173*-LG325A(4.6)

Sponsors: Representative Gibson.

Referred to:

1 A HOUSE RESOLUTION HONORING THE ONE HUNDREDTH
2 ANNIVERSARY OF THE TOWN OF MOUNT GILEAD.

3 Whereas, the Town of Mount Gilead was incorporated by the General
4 Assembly on February 22, 1899; and

5 Whereas, Mount Gilead was named for a mountain in the Bible; and

6 Whereas, Mount Gilead is known for products that include shoes, hosiery,
7 textiles, and apparel; and

8 Whereas, the citizens of Mount Gilead are dedicated to making their
9 Town one of the best places to live. They annually hold public events to provide
10 wholesome and fun family activities and entertainment; and

11 Whereas, in January of 1999, the Mount Gilead Museum was dedicated;
12 and

13 Whereas, the Mount Gilead Museum is housed in a one hundred-year-old
14 home and contains various items of historic significance to the Town; and

15 Whereas, there is tremendous community support for the Town's
16 centennial celebration, particularly by the Mount Gilead Spirit, a group of dedicated
17 citizens who have been involved in fund-raising and other activities to assist the
18 Town in preparing for its centennial celebration; Now, therefore,
19 Be it resolved by the House of Representatives:

20 Section 1. The North Carolina House of Representatives congratulates
21 the Town of Mount Gilead and joins the Town's citizens in celebrating the Town's
22 one hundredth anniversary.

23 Section 2. The Principal Clerk shall transmit a certified copy of this
24 resolution to the Mayor of the Town of Mount Gilead.

25 Section 3. This resolution is effective upon adoption.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Bill # 1043
LEGISLATIVE DAY 97
HR1320
READING 2
GIBSON

EV
7/12/99
5:58 PM
IN CHAIR: SPEAKER

HONOR 100TH ANNIV. TOWN OF MT. GILEAD

Adopted

AYES - 112

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	JUSTUS	SEXTON
BARBEE	EASTERLING	KISER	SHERRILL
BAREFOOT	EDDINS	LUEBKE	SMITH
BERRY	EDWARDS	MCALLISTER	STARNES
BLUE	ELLIS	MCCOMAS	SUTTON
BONNER	ESPOSITO	MCCOMBS	TALLENT
BOWIE	FOX	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	GARDNER	MCMAHAN	THOMAS
BRASWELL	GIBSON	MELTON	THOMPSON
BRIDGEMAN	GILLESPIE	MICHAUX	TOLSON
BROWN	GOODWIN	MILLER	TUCKER
BRUBAKER	GRADY	MINER	WAINWRIGHT
BUCHANAN	GRAY	MITCHELL	WALEND
CAPPS	GULLEY	MOORE	WARNER
CARPENTER	HACKNEY	MORGAN	WARREN
CHURCH	HAIRE	MORRIS	WARWICK
CLARY	HARDAWAY	NESBITT	WILSON, C.
COLE	HENSLEY	NYE	WILSON, G.
COX	HIATT	OLDHAM	WOMBLE
CRAWFORD	HILL	OWENS	WRIGHT
CREECH	HOLMES	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 5

CANSLER
CUNNINGHAM

MCCRARY

MOSLEY

ROGERS

EXCUSED VOTE - 0

NOT VOTING - 3

FITCH

KINNEY

WOOD

HR1320

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1321

APR 21 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE RESOLUTION DRHR7208-LG383(4.20)

Sponsors: Representative Allred.

Referred to:

1 A HOUSE RESOLUTION HONORING THE SESQUICENTENNIAL OF
2 ALAMANCE COUNTY.

3 Whereas, one hundred fifty years ago, in 1849, the citizens of the area of
4 then Orange County, known as the Alamance Section, desiring to be separate and
5 distinct from Orange County, were authorized to become ordained as a county by the
6 North Carolina House of Commons and Senate; and

7 Whereas, Alamance County was established as a county on April 24,
8 1849; and

9 Whereas, Alamance County was the first home of the Company Shops of
10 the North Carolina Railroad which was also established by the legislature in 1849;
11 and

12 Whereas, Alamance County is the home of the first armed resistance by
13 colonialists against unfair taxes levied by representatives of the British colonial
14 government, at the Battle of Alamance in May 1771; and

15 Whereas, in 1847, Calvin Wiley, father of the public school system in
16 North Carolina, wrote in his book about Alamance of its honest, straightforward, and
17 loyal people by saying, "These (people of the Alamance Section), with whom I
18 mingled were a plain, unfrazzled people, . . . addicted to sobriety and matrimony and
19 greatly deficient in the act of lying"; and

20 Whereas, the people of Alamance County continue to possess a strong
21 spirit of freedom and independence; Now, therefore,
22 Be it resolved by the House of Representatives:

23 Section 1. The North Carolina House of Representatives confirms,
24 honors, and celebrates the County of Alamance upon its Sesquicentennial anniversary
25 on April 24, 1999.

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. HR 1321

DATE 4/23/99

S. B. No. _____

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

COMMITTEE SUBSTITUTE _____

Rep.) ALLRED
Sen.)

1 moves to amend the bill on page 1, line 19

2 () WHICH CHANGES THE TITLE

3 by _____

4 change the word "act" to "art".

5 _____

6 _____

7 _____

8 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED *Challie*

ADOPTED 4/23/99 FAILED _____ TABLED _____

107-02V DWukw

. # 301
LEGISLATIVE DAY 51
HR1321
READING 2

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV
4/23/99
2:33 PM
IN CHAIR: SPEAKER

AMEND #1 - REP AMEND

HONORING THE SECOND BIRTHDAY OF FREEDOM
REP AMEND

AYES - 107

SPEAKER	CREECH	HOWARD	PRESTON
ADAMS	CUNNINGHAM	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	KINNEY	SEXTON
BARBEE	EASTERLING	KISER	SHERRILL
BAREFOOT	EDDINS	LUEBKE	SMITH
BERRY	EDWARDS	MCALLISTER	STARNES
BONNER	ELLIS	MCCOMAS	TALLENT
BOWIE	ESPOSITO	MCCOMBS	TEAGUE
BOYD-MCINTYRE	FITCH	MCCRARY	TOLSON
BRASWELL	FOX	MCLAWHORN	TUCKER
BRIDGEMAN	GARDNER	MCMAHAN	WAINWRIGHT
BROWN	GIBSON	MELTON	WALEND
BRUBAKER	GILLESPIE	MINER	WARNER
BUCHANAN	GRADY	MITCHELL	WARREN
CANSLER	HACKNEY	MOORE	WARWICK
CAPPS	HAIRE	MORGAN	WILSON, C.
CARPENTER	HARDAWAY	MORRIS	WILSON, G.
CHURCH	HENSLEY	MOSLEY	WOMBLE
CLARY	HIATT	NYE	WOOD
COLE	HILL	OLDHAM	WRIGHT
COX	HOLMES	OWENS	YONGUE
CRAWFORD	HORN	POPE	

NOES - 0

EXCUSED ABSENCE - 6 *7 Smith*

CULP
GOODWIN

GRAY
MILLER

NESBITT

THOMPSON

Gulley Smith

EXCUSED VOTE - 0

NOT VOTING - 7 *6 Smith*

BLUE
CULPEPPER

GULLEY
MICHAX

RAMSEY
SUTTON

THOMAS

HR1321

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EV

4/23/99

2:35 PM

IN CHAIR: SPEAKER

302
LEGISLATIVE DAY 51
HR1321
READING 2

HONORING THE SESQUICENTENNIAL OF RICHMOND COUNTY
1880-1980

AYES - 108

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

NOES - 0

CULP
GOODWIN

GRAY
MILLER

EXCUSED ABSENCE - 6 7 *EW*

NESBITT

THOMPSON

Gulley EW

EXCUSED VOTE - 0

BLUE
GIBSON

GULLEY
INSKO

NOT VOTING - 6 5 *EW*

PRESTON

RAMSEY

HR1321

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1200*-LC086(4.1)

Short Title: Lab Testing Facility Sales Tax.

(Public)

Sponsors: Representative Cole.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE SALES TAX REDUCTIONS FOR CERTAIN CLINICAL
3 LABORATORY TESTING COMPANIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 5 of Chapter 105 of the General Statutes is amended
6 by adding a new section to read:
7 "**§ 105-164.12C. Major clinical laboratory testing companies.**
8 **(a) Definitions. -- The following definitions apply in this Article:**
9 **(1) Clinical laboratory testing company. -- A person whose primary**
10 **business is providing professional clinical laboratory tests, analyses,**
11 **diagnoses, and services and clinical laboratory occupational testing**
12 **services.**
13 **(2) Major clinical laboratory testing company. -- A clinical laboratory**
14 **testing company that meets all of the following conditions:**
15 **a. The company's facilities in this State are designed to**
16 **perform more than 1,000 different types of clinical**
17 **laboratory tests or procedures.**
18 **b. The Secretary of Commerce has certified that the company**
19 **will, by the end of the five-year period beginning June 1,**
20 **1999, have invested at least one hundred million dollars**
21 **(\$100,000,000) in capital investment placed in service at its**
22 **facilities in this State.**
23 **c. The Secretary of Commerce has certified that the company**
24 **will, by the end of the three-year period beginning June 1,**

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1323

APR 22 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8113-LG379(4.20)

Short Title: UNC Inst. of Med. Funds.

(Public)

Sponsors: Representative Nye.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE INSTITUTE OF MEDICINE AT
3 THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Board of
6 Governors of The University of North Carolina the sum of two hundred thousand
7 dollars (\$200,000) for the 1999-2000 fiscal year for the Institute of Medicine at the
8 University of North Carolina at Chapel Hill.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1324

APR 22 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3354-LG381(4.20)

Short Title: East Arcadia Funds.

(Public)

Sponsors: Representative Nye.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF EAST ARCADIA IN
3 BLADEN COUNTY FOR HISTORIC PRESERVATION PROJECTS AND THE
4 CHILDREN AT-RISK PROGRAM.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Town of
7 East Arcadia in Bladen County the sum of one hundred thousand dollars (\$100,000)
8 for the 1999-2000 fiscal year to be allocated as follows:
9 (1) \$50,000 for historic preservation projects.
10 (2) \$50,000 for the Children At-Risk Program.
11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1325

APR 22 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6161-LC041C(2.4)

Short Title: Reduce Pension Tax.

(Public)

Sponsors: Representatives Davis and Hurley.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE EQUAL INCOME TAX TREATMENT OF
3 GOVERNMENT RETIREES' PENSIONS AND TO EXEMPT MORE PRIVATE
4 PENSIONS FROM INCOME TAX.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 105-134.6(b)(6) reads as rewritten:

7 "(6) a. ~~An amount, not to exceed four thousand dollars (\$4,000),~~
8 ~~equal to the sum of the amount calculated in subparagraph~~
9 ~~b. plus the amount calculated in subparagraph e.~~

10 b. ~~The amount calculated in this subparagraph is the amount~~
11 ~~received during the taxable year from one or more state,~~
12 ~~local, or federal government retirement plans.~~

13 e. ~~The amount calculated in this subparagraph is the~~ The
14 amount received during the taxable year from one or more
15 retirement plans other than state, local, or federal government
16 retirement plans, not to exceed a total of ~~two thousand dollars~~
17 ~~(\$2,000)~~ three thousand dollars (\$3,000) in any taxable year.

18 d. ~~In year. In~~ In year. In the case of a married couple filing a joint ~~return~~
19 ~~where return, if~~ both spouses received ~~retirement benefits~~ benefits
20 from a retirement plan during the taxable year, the maximum
21 dollar ~~amounts provided in this subdivision for various types of~~
22 ~~retirement benefits apply~~ amount applies separately to each
23 spouse's benefits."

24 Section 2. G.S. 105-134.6(b) is amended by adding two new subdivisions
25 to read:

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1326 APR 22 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4207*-SG/RTX036.04(4.6)

Short Title: Dry-Cleaning Solvent Cleanup Amends.

(Public)

Sponsors: Representative Gibson.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO REPEAL THE REQUIREMENT THAT OWNERS AND
3 OPERATORS OF DRY-CLEANING FACILITIES ESTABLISH AND
4 MAINTAIN FINANCIAL RESPONSIBILITY FOR LEGAL LIABILITY FOR
5 CONTAMINATION, TO PHASE IN A PRIVILEGE TAX ON DRY-CLEANING
6 AND LAUNDRY BUSINESSES BASED ON GROSS RECEIPTS, TO PHASE
7 OUT STATE AND LOCAL SALES TAXES ON DRY-CLEANING SERVICES,
8 AND TO MAKE OTHER AMENDMENTS TO THE DRY-CLEANING
9 SOLVENT CLEANUP ACT OF 1997.

10 The General Assembly of North Carolina enacts:

11

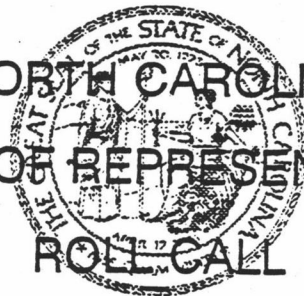
12 **PART I. REPEAL REQUIREMENT THAT OWNERS AND OPERATORS**
13 **OF DRY-CLEANING FACILITIES ESTABLISH AND MAINTAIN**
14 **FINANCIAL RESPONSIBILITY FOR LEGAL LIABILITY FOR**
15 **CONTAMINATION**
16

17 Section 1.1. G.S. 143-215.104B(b)(20), 143-215.104E, 143-215.104F(b)(3),
18 143-215.104F(d)(3), 143-215.104F(g), 143-215.104J(a)(5), 143-215.104P(a)(1), and
19 Section 3 of S.L. 1997-392 are repealed.

20 Section 1.2. G.S. 143-215.104F(f) reads as rewritten:

21 "(f) Financial Responsibility Requirements. -- Each potentially responsible person
22 who petitions the Commission to enter into a dry-cleaning solvent assessment
23 agreement or dry-cleaning solvent remediation agreement shall accept written
24 responsibility in the amount specified in this section for the assessment or
25 remediation of the dry-cleaning solvent contamination identified in the petition. If

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EV

2. # 1062
LEGISLATIVE DAY 97
H1326HCS
READING 2
GIBSON

7/12/99
7:58 PM
IN CHAIR: SPEAKER

DRY-CLEANING SOLVENT CLEANUP AMENDS

AYES - 110

SPEAKER	CULP	HORN	PRESTON
ADAMS	CULPEPPER	HOWARD	RAYFIELD
ALEXANDER	DAUGHTRY	HUNTER, H.	REDWINE
ALLEN	DAVIS	HURLEY	RUSSELL
ALLRED	DECKER	INSKO	SAUNDERS
ARNOLD	DEDMON	JARRELL	SETZER
BADDOUR	DOCKHAM	JEFFUS	SEXTON
BAKER	EARLE	JUSTUS	SHERRILL
BARBEE	EASTERLING	KISER	SMITH
BAREFOOT	EDDINS	LUEBKE	STARNES
BERRY	EDWARDS	MCALLISTER	SUTTON
BLUE	ELLIS	MCCOMAS	TALLENT
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		

NOES - 0

EXCUSED ABSENCE - 6

CANSLER	MCCRARY	RAMSEY	ROGERS
CUNNINGHAM	MOSLEY		

EXCUSED VOTE - 0

NOT VOTING - 4

FITCH	KINNEY	OLDHAM	TEAGUE
-------	--------	--------	--------

H1326HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1141/2-- 3:17 PM

MAY 31, 2000

LEGISLATIVE DAY 116

LT. GOVERNOR WICKER

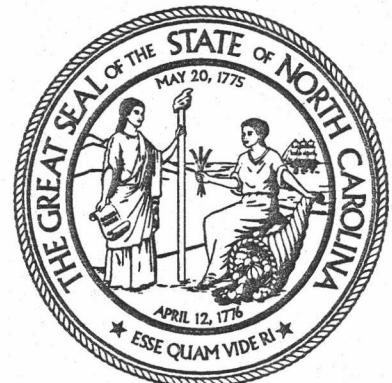
-- Presiding

GIBSON
DRY-CLEANING SOLVENT CLEANUP AMENDS
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1326
READING 2

AYE	49	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	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
		DANNELLY			
NO	0				

EXCUSED	0	
NOT CAST	0	
ABSENT	1	MARTIN R
PAIRS	0	
AYE		
NO		



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1150/3--12:21 PM

JUNE 1, 2000

LEGISLATIVE DAY 117

LT. GOVERNOR WICKER

-- Presiding

GIBSON
DRY-CLEANING SOLVENT CLEANUP AMENDS
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1326
READING 3

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

NO 0

EXCUSED 0

NOT CAST 1 WELLONS

ABSENT 4 HOYLE LUCAS

PAIRS 0

AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

6/12/00

7:52 PM

IN CHAIR: SPEAKER

1383

LEGISLATIVE DAY 124

H1326SCS - RULED MATERIAL

REMAINING 3
GIBSON

DRY-CLEANING SOLVENT CLEANUP AMENDS

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE

ADAMS
ALEXANDER
ALLEN
ARNOLD
BADDOUR
BAKER
BAREFOOT
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CLARY
COLE
COX
CRAWFORD
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DAVIS

DEDMON
EARLE
EASTERLING
EDWARDS
ELLIS
ESPOSITO
FORD
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HALL
HENSLEY
HIATT
HILL
HOLMES
HORN
HOWARD
HUNTER, H.
HURLEY

AYES - 105

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

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

NOES - 4

ALLRED

DECKER

EDDINS

RAYFIELD

EXCUSED ABSENCE - 5

BARBEE
DOCKHAM

KINNEY

MORRIS

RAMSEY

EXCUSED VOTE - 0

SPEAKER
BLUE

CAPPS-
CHURCH

NOT VOTING - 7

FITCH
TALLENT

WILSON, C.

H1326SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



1403
LEGISLATIVE DAY 127
H1326SCS
READING 3
GIBSON

RC
6/15/00
9:14 AM
IN CHAIR: SPEAKER

DRY-CLEANING SOLVENT CLEANUP AMENDS

MOTION #11 - CONCUR IN SENATE COMMITTEE SUB-ROLED MATERIAL

AYES - 102

ADAMS
ALEXANDER
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
BONNER
BOWIE
BOYD-MCINTYRE
BRIDGEMAN
BROWN
BRUBAKER
BUCHANAN
CANSLER
CAPPS
CHURCH
CLARY
COLE
CREECH
CULP
CULPEPPER
CUNNINGHAM
DAVIS
DEDMON

EARLE
EASTERLING
EDDINS
EDWARDS
ELLIS
ESPOSITO
FITCH
FORD
FOX
GARDNER
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HALL
HENSLEY
HIATT
HILL
HORN
HOWARD
HUNTER, H.
HURLEY
INSKO

JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCALLISTER
MCCOMAS
MCCOMBS
MCCRARY
MCLAWHORN
MELTON
MICHAUX
MILLER
MINER
MITCHELL
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
POPE
PRESTON
RAYFIELD
REDWINE

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

NOES - 2

ALLRED

DECKER

EXCUSED ABSENCE - 7

DOCKHAM
HOLMES

KINNEY
MCMAHAN

RAMSEY
TALLENT

WAINWRIGHT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER
ALLEN
BLUE

COX
CRAWFORD

DAUGHTRY
GIBSON

RUSSELL
WOOD

H1326SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1327 APR 22 99
HOUSE PRINCIPAL CLERK

H

HOUSE DRH2295-RB323(3.23)

Short Title: Definition of Development Zone.

(Public)

Sponsors: Representative Bonner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXPAND THE DEFINITION OF A STATE DEVELOPMENT
3 ZONE.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-129.3A(a) reads as rewritten:
6 "(a) Development Zone Defined. -- A development zone is an area comprised of
7 one or more contiguous census tracts, census block groups, or both in the most recent
8 federal decennial census that meets all of the following conditions:
9 (1) It is located in whole or in part in a city with a population of more
10 than ~~5,000~~ 2,700 according to the most recent annual population
11 estimates certified by the State Planning Officer.
12 (2) It has a population of 1,000 or more according to the most recent
13 annual population estimates certified by the State Planning Officer.
14 (3) More than twenty percent (20%) of its population is below the
15 poverty level according to the most recent federal decennial
16 census."
17 Section 2. This act is effective for taxable years beginning on or after
18 January 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH8114-LG378(4.20)

H.B. FILED
1328 APR 22 99
D
HOUSE PRINCIPAL CLERK

Short Title: Broughton Hospital Funds.

(Public)

Sponsors: Representatives Church and Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR EQUIPMENT AND TO RESURFACE
3 THE STREETS AND PARKING AREAS AT BROUGHTON HOSPITAL.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Health, and Human Services, Division of Mental Health,
7 Developmental Disabilities, and Substance Abuse Services, the sum of three hundred
8 forty-five thousand dollars (\$345,000) for the 1999-2000 fiscal year for equipment and
9 capital improvements at Broughton Hospital. These funds shall be allocated as
10 follows:
11 (1) \$80,000 to replace dental X-ray equipment.
12 (2) \$90,000 to purchase new ultrasound equipment.
13 (3) \$175,000 to resurface the streets and parking areas on the
14 hospital's campus.
15 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1329 APR 22 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2302-LG380(4.20)

Short Title: Independent Living Funds.

(Public)

Sponsors: Representative Nye.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE INDEPENDENT LIVING
3 REHABILITATION PROGRAM IN THE DIVISION OF VOCATIONAL
4 REHABILITATION.
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, Division of Vocational Rehabilitation
8 Services, the sum of one million dollars (\$1,000,000) for the 1999-2000 fiscal year and
9 the sum of one million dollars (\$1,000,000) for the 2000-2001 fiscal year to expand
10 the Independent Living Rehabilitation Program.
11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1330

APR 22 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3362-LC225(4.21)

Short Title: Highway Use Tax Correction.

(Public)

Sponsors: Representative Cansler.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT FROM HIGHWAY USE TAX TRANSFERS TO CERTAIN
3 REVOCABLE TRUSTS AND TO REDUCE THE HIGHWAY USE TAX ON
4 TRANSFERS BETWEEN A BUSINESS AND ITS OWNER.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 105-187.6 reads as rewritten:
7 "§ 105-187.6. Exemptions from highway use tax.
8 (a) Full Exemptions. -- The tax imposed by this Article does not apply when a
9 certificate of title is issued as the result of a transfer of a motor vehicle:
10 (1) To the insurer of the motor vehicle under G.S. 20-109.1 because
11 the vehicle is a salvage vehicle.
12 (2) To either a manufacturer, as defined in G.S. 20-286, or a motor
13 vehicle retailer for the purpose of resale.
14 (3) To the same owner to reflect a change or correction in the owner's
15 name.
16 (4) By will or intestacy.
17 (5) By a gift between a husband and wife, a parent and child, or a
18 stepparent and a stepchild.
19 (6) By a distribution of marital or divisible property incident to a
20 marital separation or divorce.
21 (7) To a handicapped person from the Department of Health and
22 Human Services after the vehicle has been equipped by the
23 Department for use by the handicapped.
24 (8) To a local board of education for use in the driver education
25 program of a public school when the motor vehicle is transferred:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1331

APR 22 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4227-LN195(4.9)

Short Title: Funds/Healthy Start.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE HEALTHY START
3 FOUNDATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Healthy
6 Start Foundation, Inc., the sum of one million dollars (\$1,000,000) for the 1999-2000
7 fiscal year to improve access to prenatal care and reduce poor birth outcomes for
8 families in North Carolina.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1332

APR 23 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2306-LC218(4.8)

Short Title: Global TransPark Initiatives/Funds.

(Public)

Sponsors: Representatives McAllister, Hunter, Fitch, and Adams.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE INITIATIVES TO ENCOURAGE DEVELOPMENT IN
3 THE GLOBAL TRANSPARK DEVELOPMENT ZONE.

4 The General Assembly of North Carolina enacts:

5 Section 1. Of the funds appropriated to the Department of Commerce
6 and allocated to the Global TransPark Development Commission each fiscal year, the
7 Commission shall use at least twenty percent (20%) to fund community-based
8 nonprofit initiatives lead by indigenous leadership in the Global TransPark
9 Development Zone to develop and manage the following projects:

- 10 (1) Construction of 20 to 30 single-family, low-income homes in each
11 county of the Zone, including plan development, infrastructure,
12 technical assistance, and architectural design.
13 (2) Establishment of community-based, vocational job training
14 programs in each county of the Zone directed at employment
15 needs within the Zone.

16 Section 2. There is appropriated from the General Fund to the
17 Department of Commerce the sum of one million dollars (\$1,000,000) for the 1999-
18 2000 fiscal year and the sum of one million dollars (\$1,000,000) for the 2000-2001
19 fiscal year for the Global TransPark Development Commission to implement a
20 Global TransPark Minority Development Program. This program shall:

- 21 (1) Fund projects directly designed to create liaisons for existing
22 minority-owned businesses to do business with the Global
23 TransPark Authority.
24 (2) Provide funding to community development corporations to
25 develop a corporation licensed in the Zone as a "Small Business

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1333

APR 23 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH7205-LL158(4.14)

Short Title: Beaver Control Funds.

(Public)

Sponsors: Representative Fox.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CONTINUE THE STATEWIDE
3 BEAVER DAMAGE CONTROL PROGRAM.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the Wildlife
6 Resources Commission the sum of five hundred thousand dollars (\$500,000) for the
7 1999-2000 fiscal year and the sum of five hundred thousand dollars (\$500,000) for the
8 2000-2001 fiscal year to continue the beaver damage control program established in
9 G.S. 113-291.10, provided the sum of fifty thousand dollars (\$50,000) for the 1999-
10 2000 fiscal year and the sum of fifty thousand dollars (\$50,000) for the 2000-2001
11 fiscal year in federal funds are available to provide the federal share.

12 Section 2. G.S. 113-291.10(a) reads as rewritten:

13 "(a) There is established the Beaver Damage Control Advisory Board. The Board
14 shall consist of nine members, as follows:

- 15 (1) The Executive Director of the North Carolina Wildlife Resources
16 Commission, or his designee, who shall serve as chair;
- 17 (2) The Commissioner of Agriculture and Consumer Services, or a
18 designee;
- 19 (3) The Director of the Division of Forest Resources of the
20 Department of Environment and Natural Resources, or a designee;
- 21 (4) The Director of the Soil and Water Conservation Division of the
22 Department of Environment and Natural Resources, or a designee;
- 23 (5) The Director of the North Carolina Cooperative Extension Service,
24 or a designee;
- 25 (6) The Secretary of Transportation, or a designee;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1334 APR 23 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH2305*-LN148(3.24)

Short Title: Funds/Birth Defect Monitoring Prgm.

(Public)

Sponsors: Representative Morris.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR A BIRTH DEFECT MONITORING
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 Health and Human Services the sum of three hundred twenty-five
7 thousand six hundred sixty-six dollars (\$325,666) for the 1999-2000 fiscal year. These
8 funds shall be used as follows:
9 (1) To establish an active and timely Birth Defect Monitoring Program
10 to record the occurrence of birth defects in each region of North
11 Carolina;
12 (2) To provide analysis of all birth defect data; and
13 (3) To provide dissemination of birth defect data to health care
14 providers, public health personnel, members of the North Carolina
15 General Assembly, and to the general public.
16 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1335

APR 23 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH8117-LYQ054(4.20)

Short Title: Cued Speech Funds.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE CUED SPEECH CENTER, INC.
3 The General Assembly of North Carolina enacts:
4 Section 1. There is appropriated from the General Fund to the
5 Department of Health and Human Services, Division of Services for the Deaf and the
6 Hard of Hearing, the sum of two hundred sixty thousand dollars (\$260,000) for the
7 1999-2000 fiscal year and the sum of two hundred sixty thousand dollars (\$260,000)
8 for the 2000-2001 fiscal year to be allocated to the Cued Speech Center, Inc., to
9 enable the continuation of needed services to hearing impaired children, adults, and
10 their families.
11 Section 2. There is appropriated from the General Fund to the
12 Department of Public Instruction the sum of one hundred thirty-five thousand dollars
13 (\$135,000) for the 1999-2000 fiscal year and the sum of one hundred thirty-five
14 thousand dollars (\$135,000) for the 2000-2001 fiscal year to be allocated to the Cued
15 Speech Center, Inc., to enable the continuation of needed services to hearing
16 impaired children.
17 Section 3. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1336
APR 23 99
D
HOUSE PRINCIPAL CLERK

H

HOUSE DRH1213-LY015(2.11)

Short Title: Parental Responsibility Pilot Program.

(Public)

Sponsors: Representative Alexander.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT DIRECTING THE ADMINISTRATIVE OFFICE OF THE COURTS TO
3 ESTABLISH AN EDUCATIONAL PROGRAM FOR PARENTS WHO ARE
4 PARTIES TO A CUSTODY OR VISITATION ACTION.
5 The General Assembly of North Carolina enacts:
6 Section 1.(a) The Administrative Office of the Courts shall establish a
7 program to educate and sensitize separated or divorcing couples with children about
8 the needs of their children during and after the separation and divorce process. The
9 program shall be administered as part of the family court pilot program established
10 by Section 25 of S.L. 1998-202. Program development shall include the following:
11 (1) An educational course that parties to a custody or visitation action
12 may attend voluntarily or if ordered by the court. The course
13 should be designed to inform attendees of the impact of their
14 separation, custody, or visitation action on:
15 a. The children,
16 b. The parents' relationship with one another,
17 c. The family's relationship, and
18 d. The couple's financial responsibilities for the children;
19 The course should provide information to attendees on resources
20 available in the community to help them address these issues;
21 (2) An administrative plan for the implementation of the program in
22 all judicial districts with a family court pilot program; the
23 administrative plan shall include:
24 a. Provisions to ensure the program will be financially self-
25 sustaining in each district,

H.B. FILED
1337 APR 23 99
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H

D

HOUSE DRH6129-LN186(4.7)

Short Title: Funds/Special Needs.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE EDUCATION OF CHILDREN
3 WITH SPECIAL NEEDS.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the State Aid
6 to Local School Administrative Units the sum of five million dollars (\$5,000,000) for
7 the 1999-2000 fiscal year. These funds shall be used for services for children with
8 special needs.
9 Section 2. This act becomes effective July 1, 1999.

H.B. FILED
1338 APR 23 99
HOUSE PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H

D

HOUSE DRH7202*-LE183(4.1)

Short Title: Teacher Cadet Program Funds.

(Public)

Sponsors: Representative Boyd-McIntyre.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE TEACHER CADET
3 PROGRAM IN HIGH SCHOOLS THROUGHOUT THE STATE.
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 thousand dollars (\$200,000) for the
7 1999-2000 fiscal year and the sum of two hundred thousand dollars (\$200,000) for the
8 2000-2001 fiscal year to implement, through the North Carolina Foundation for
9 Public School Children, the Teacher Cadet Program in high schools throughout the
10 State. The purpose of the Teacher Cadet Program is to increase the number of
11 students seeking an education degree, increase their SAT scores, enhance networking
12 between teachers, students, and colleges, and help reduce teacher shortages and
13 teacher attrition.
14 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1339

APR 23 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRHA134-LR350(4.21)

Short Title: ESC Funds.

(Public)

Sponsors: Representative Gibson.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS TO THE EMPLOYMENT SECURITY
- 3 COMMISSION FOR THE COMMON FOLLOW-UP SYSTEM AND NC
- 4 WORKS STUDY.
- 5 The General Assembly of North Carolina enacts:
- 6 Section 1. There is appropriated from the General Fund to the
- 7 Employment Security Commission the sum of one million five hundred thousand
- 8 dollars (\$1,500,000) for the 1999-2000 fiscal year for continuation of the Common
- 9 Follow-Up System and the NC Works study.
- 10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1340

APR 23 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH1214-LMQQX027(2.12)

Short Title: Respiratory Care Practice Act.

(Public)

Sponsors: Representative Tolson.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE RESPIRATORY CARE PRACTICE ACT.
3 The General Assembly of North Carolina enacts:
4 Section 1. Chapter 90 of the General Statutes is amended by adding a
5 new Article to read:
6 "ARTICLE 37.
7 "Respiratory Care Practice Act.
8 "§ 90-646. Short title.
9 This Article may be cited as the 'Respiratory Care Practice Act'.
10 "§ 90-647. Purpose.
11 The General Assembly finds that the practice of respiratory care in the State of
12 North Carolina affects the public health, safety, and welfare and that the mandatory
13 licensure of persons who engage in respiratory care is necessary to ensure a minimum
14 standard of competency. It is the purpose and intent of this Article to protect the
15 public from the unqualified practice of respiratory care and from unprofessional
16 conduct by persons licensed pursuant to this Article.
17 "§ 90-648. Definitions.
18 The following definitions apply in this Article:
19 (1) Board. -- The North Carolina Respiratory Care Board.
20 (2) Diagnostic testing. -- Cardiopulmonary procedures and tests
21 performed on the written order of a physician licensed under
22 Article 1 of this Chapter that provide information to the physician
23 to formulate a diagnosis of the patient's condition. The tests and
24 procedures may include pulmonary function testing.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



Q. # 983
LEGISLATIVE DAY 94
H1340HCS
READING 2
TOLSON

RC
7/07/99
3:35 PM
IN CHAIR: SPEAKER

RESPIRATORY CARE PRACITCE ACT

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT
BERRY
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
ELLIS
ESPOSITO
FITCH
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HIATT
HILL
HOLMES

AYES - ¹⁰⁸~~107~~ *MW*
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
OWENS

OLDHAM MW
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
YONGUE

BLUE

HENSLEY

NOES - 2

DAVIS
DECKER
KINNEY

EXCUSED ABSENCE - 9
MOSLEY
RAMSEY
WARNER
WARWICK

WOOD
WRIGHT

EXCUSED VOTE - 0

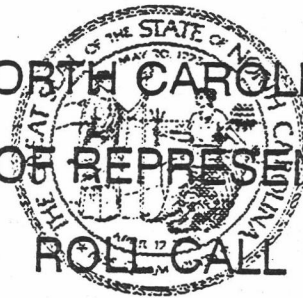
EDWARDS

~~OLDHAM~~ *MW*

NOT VOTING - ²~~1~~ *MW*

H1340HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 1038
LEGISLATIVE DAY 96
40HCS
ADING 3
TOLSON

RC
7/09/99

5:05 PM

IN CHAIR: SPEAKER

RESPIRATORY CARE PRACITCE ACT

AYES - 95

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

CULP
CULPEPPER
CUNNINGHAM
DAUGHTRY
DEDMON
DOCKHAM
EARLE
EASTERLING
EDDINS
ELLIS
ESPOSITO
FOX
GIBSON
GILLESPIE
GOODWIN
GRADY
GULLEY
HACKNEY
HAIRE
HARDAWAY
HENSLEY
HIATT
HILL
HORN

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

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

NOES - 0

EXCUSED ABSENCE - 12

BUCHANAN
CHURCH
DAVIS

DECKER
GRAY
HOLMES

KINNEY
MOSLEY
NESBITT

RAMSEY
SUTTON
WARNER

EXCUSED VOTE - 0

NOT VOTING - 13

BROWN
CRAWFORD
CREECH
EDWARDS

FITCH
GARDNER
HOWARD

HUNTER, H.
INSKO
REDWINE

RUSSELL
WALEND
WOMBLE

H1340HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1230/6-- 3:53 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT

-- Presiding

TOLSON
RESPIRATORY CARE PRACTICE ACT
SENATE COMM. SUB/3RD EDITION

HOUSE BILL 1340
READING 2

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

EXCUSED 0

NOT CAST 1 SHAW L

ABSENT 1 MARTIN R

PAIRS 0

AYE

NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1379/39-- 4:22 PM

JUNE 29, 2000

LEGISLATIVE DAY 133

SENATOR BASNIGHT

-- Presiding

TOLSON
RESPIRATORY CARE PRACTICE ACT
SENATE COMM. SUB/4TH EDITION

HOUSE BILL 1340
READING 2

AYE	40	ALBERTSON	COOPER	HORTON	PHILLIPS
		ALLRAN	DALTON	HOYLE	PURCELL
		BALLANCE	DANNELLY	JORDAN	RAND
		BALLANTINE	FORRESTER	KERR	REEVES
		BASNIGHT	FOXX	KINNAIRD	RUCHO
		CARPENTER	GARWOOD	LEE	SHAW R
		CARRINGTON	GULLEY	LUCAS	SOLES
		CARTER	HAGAN	MARTIN R	WEBSTER
		CLODFELTER	HARRIS	MILLER	WEINSTEIN
		COCHRANE	HARTSELL	MOORE	WELLONS

NO 0

EXCUSED 0

NOT CAST 3 GARROU MARTIN W SHAW L

ABSENT 7 EAST ODOM PLYLER WARREN
METCALF PERDUE ROBINSON

PAIRS 0
AYE
NO



GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

1700
LEGISLATIVE DAY 144
H1340SCS #2

EV
7/13/00
6:27 PM
IN CHAIR: SPEAKER

TOLSON

RESPIRATORY CARE PRACTICE ACT

MOTION #11 - TO CONCUR IN SENATE COMMITTEE SUBSTITUTE #2

SPEAKER *DW*

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

DAUGHTRY
DAVIS
DECKER
DEDMON
DOCKHAM
EASTERLING
EDDINS
ELLIS
ESPOSITO
FORD
FOX
GARDNER
GIBSON
GILLESPIE
GOODWIN
GRADY
GRAY
GULLEY
HACKNEY
HAIRE
HALL
HENSLEY
HILL
HORN
HOWARD

AYES - *99* *DW*

HURLEY
INSKO
JARRELL
JEFFUS
JUSTUS
KISER
LUEBKE
MCCOMBS
MCLAWHORN
MELTON
MICHAUX
MILLER
MITCHELL
MORGAN
MORRIS
NESBITT
NYE
OLDHAM
OWENS
PRESTON
RAYFIELD
REDWINE
RUSSELL
SAUNDERS

SETZER
SEXTON
SMITH
SOSSAMON
STARNES
SUTTON
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WAINWRIGHT
WALEND
WARNER
WARREN
WARWICK
WEISS
WEST
WILSON, C.
WILSON, G.
WOMBLE
WOOD
WRIGHT
YONGUE

NOES - 0

EXCUSED ABSENCE - 9

BARBEE
HIATT
HOLMES

KINNEY
MCCRARY

MINER
POPE

RAMSEY
SHERRILL

EXCUSED VOTE - 0

DW
SPEAKER
ADAMS
BUCHANAN
CHURCH

EARLE
EDWARDS
FITCH

NOT VOTING - *13* *12*
HUNTER, H.
MCALLISTER
MCCOMAS

DW
MCMAHAN
ROGERS
TALLENT

H1340SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1341

APR 23 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2254*-LGQ127(2.24)

Short Title: NC Technological Dev. Auth. Funds.

(Public)

Sponsors: Representative Earle.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA
3 TECHNOLOGICAL DEVELOPMENT AUTHORITY, INC.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the North
6 Carolina Technological Development Authority, Inc., a nonprofit corporation, the
7 sum of six million dollars (\$6,000,000) for the 1999-2000 fiscal year and the sum of
8 one million five hundred thousand dollars (\$1,500,000) for the 2000-2001 fiscal year
9 to be used as follows:

- 10 (1) To construct a business incubator building to contain office space
11 for use by businesses owned by people with disabilities.
12 (2) To provide entrepreneurial programs and technical assistance to
13 small businesses owned by people with disabilities.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1342

APR 23 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH6182-LG371A(4.14)

Short Title: Coats Sidewalk/Museum Funds.

(Public)

Sponsors: Representatives Cox and Davis.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF COATS FOR
3 SIDEWALK RECONSTRUCTION AND CAPITAL IMPROVEMENTS TO THE
4 TOWN'S MUSEUM.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Town of
7 Coats the sum of fifty thousand dollars (\$50,000) for the 1999-2000 fiscal year to be
8 allocated as follows:
9 (1) \$40,000 for sidewalk reconstruction to promote nonmotorized
10 transportation and provide safer areas for bicyclists and
11 pedestrians.
12 (2) \$10,000 for capital improvements to the Town's museum.
13 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1343

APR 23 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3366-LG374(4.15)

Short Title: CCCC Telecommunications Funds.

(Public)

Sponsors: Representatives Cox, Davis, Hackney, Insko, and Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A SPECIALIZED
- 3 TRAINING CENTER FOR THE TELECOMMUNICATIONS INDUSTRY AT
- 4 CENTRAL CAROLINA 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 four million dollars (\$4,000,000) for
- 8 the 1999-2000 fiscal year to establish a specialized training center for the
- 9 telecommunications industry on the campus of Central Carolina Community College
- 10 in Sanford.
- 11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1344

APR 26 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRHA136-LG365(4.12)

Short Title: Lead Regional Org. Funds.

(Public)

Sponsors: Representative Hardaway.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA LEAD
3 REGIONAL ORGANIZATIONS.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the
6 Department of Commerce the sum of one million eight hundred thousand dollars
7 (\$1,800,000) for the 1999-2000 fiscal year and the sum of one million eight hundred
8 thousand dollars (\$1,800,000) for the 2000-2001 fiscal year for the Lead Regional
9 Organizations.

10 Section 2. Each Lead Regional Organization is allocated up to the sum
11 of one hundred thousand dollars (\$100,000) for each fiscal year with the actual
12 amount calculated as provided herein. These funds shall be allocated as follows: A
13 share of the maximum one hundred thousand dollars (\$100,000) each fiscal year shall
14 be allocated to each county and smaller city based on the most recent annual estimate
15 of the Office of State Planning of the population of that county (less the population
16 of any larger city within that county) or smaller city, divided by the sum of the total
17 population of the region (less the population of larger cities within that region) and
18 the total population of the region living in smaller cities. Those funds shall be paid
19 to the Lead Regional Organization for the region in which that city or county is
20 located upon receipt by the Department of Commerce of a resolution of the
21 governing board of the county or city requesting release of the funds. If any city or
22 county does not so request payments of funds by June 30 of a State fiscal year, that
23 share of the allocation for that fiscal year shall revert to the General Fund.

24 Section 3. A Lead Regional Organization may use funds appropriated by
25 this act only to assist local governments in grant applications, economic development,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

11345

APR 26 99

H

D
HOUSE PRINCIPAL CLERK

HOUSE DRH2291-LN137(3.23)

Short Title: Funds/Healthy Carolinians.

(Public)

Sponsors: Representative Easterling.

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 H.B. FILED

SESSION 1999

1346 APR 26 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3365-LG388(4.21)

Short Title: RCCC Renovation Funds.

(Public)

Sponsors: Representative McCombs.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR ROWAN-CABARRUS COMMUNITY
3 COLLEGE'S BUILDING 100 RENOVATION PROJECT.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Community Colleges the sum of nine hundred fourteen thousand four
7 hundred fifty dollars (\$914,450) for the 1999-2000 fiscal year to be used by Rowan-
8 Cabarrus Community College for its Building 100 Renovation Project, which will
9 provide additional space for instruction and administration.
10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1347

APR 26 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH2294-LG366(4.13)

Short Title: Fayetteville Sr. Ctr. Funds.

(Public)

Sponsors: Representatives Hurley, Kinney, and Warner (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE FAYETTEVILLE-
3 CUMBERLAND COUNTY SENIOR CITIZENS CENTER.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the City of
6 Fayetteville the sum of two hundred thousand dollars (\$200,000) for the 1999-2000
7 fiscal year for design, development, and operating expenses of a senior citizens center
8 in the City of Fayetteville and Cumberland County area.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1348

APR 26 99

D

HOUSE PRINCIPAL CLERK

H

HOUSE DRH2313-LN193(4.8)

Short Title: Funds/TANF Family Initiative.

(Public)

Sponsors: Representatives Howard, Gardner, Berry, and Fitch (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR A FIVE-COUNTY PILOT PROGRAM
3 TO PROVIDE ENHANCED SUPPORT SERVICES FOR WORK FIRST
4 FAMILIES.

5 The General Assembly of North Carolina enacts:

6 Section 1.(a) There is appropriated from the Temporary Assistance for
7 Needy Families Block Grant to the Department of Health and Human Services the
8 sum of three million three hundred seventy-six thousand two hundred forty dollars
9 (\$3,376,240) for the 1999-2000 fiscal year for the establishment and first-year
10 implementation of a five-county Targeted Family Initiative Pilot Program. The
11 purpose of the Pilot Program is to establish a comprehensive approach to enabling
12 Work First families to move from dependency to self-sufficiency. It is the intent of the
13 General Assembly that the same level of funding shall be appropriated from the
14 Temporary Assistance for Needy Families Block Grant for the 2000-2001 fiscal year
15 for second-year implementation of this Pilot Program.

16 Section 1.(b) The Targeted Family Initiative Pilot Program shall be
17 implemented in the following five counties in the first year: Bertie, Hertford, Hyde,
18 Tyrrell, and Washington. The Department shall allocate these funds to a community-
19 based organization selected by the Department to administer the Pilot Program and
20 to provide or arrange for the provision of job search, transportation, child care,
21 recreation, enhanced education, and affordable housing services to eligible Work First
22 families. These services shall be developed and administered in a way that promotes
23 family empowerment and self-sufficiency, family and community responsibility, and
24 employer participation. Funds provided for the Pilot Program shall be allocated and

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1349

APR 26 99

H

HOUSE PRINCIPAL CLERK

HOUSE JOINT RESOLUTION DRHJR2310*-LG342(4.7)

Sponsors: Representatives Miller, Church, and Smith (Primary Sponsors).

Referred to:

1 A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE
2 APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE
3 GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES
4 COMMISSION.

5 Whereas, under the provisions of G.S. 62-10, appointments made by the
6 Governor to membership on the North Carolina Utilities Commission are subject to
7 confirmation by the General Assembly by joint resolution; and

8 Whereas, the Governor has submitted to the presiding officers of the
9 House of Representatives and the Senate, the name of his appointee to serve a full
10 term on the North Carolina Utilities Commission; Now, therefore,
11 Be it resolved by the Senate, the House of Representatives concurring:

12 Section 1. The appointment of Samuel James Ervin, IV to the North
13 Carolina Utilities Commission for a term beginning on July 1, 1999, and expiring on
14 July 1, 2007, is confirmed.

15 Section 2. This resolution is effective upon ratification.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



EU

4/28/99

9:01 PM

IN CHAIR: SPEAKER

. # 466
LEGISLATIVE DAY 54
HJR1349
READING 2
MILLER

CONFIRM SAMUEL J. ERVIN NC UTIL. COMM.

AYES - 112

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

NOES - 3

DAUGHTRY	HOLMES	MCCOMAS
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EXCUSED ABSENCE - 2

ARNOLD	CHURCH
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EXCUSED VOTE - 0

NOT VOTING - 3

BADDOUR	BERRY	THOMPSON
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HJR1349

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1350

APR 26 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4233-LC220(4.8)

Short Title: Regional Development/Funds.

(Public)

Sponsors: Representatives Brubaker, Fitch, McAllister, and Berry (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ELIMINATE WASTE AND DUPLICATION IN STATE FUNDING
3 OF REGIONAL DEVELOPMENT.
4 The General Assembly of North Carolina enacts:
5 Section 1. The Department of Commerce shall contract with an
6 independent consultant to conduct a performance audit to examine the cost benefit of
7 continued funding for regional economic development commissions in light of the
8 fact that the Department of Commerce's State and regional staff perform the same
9 regional development functions as the commissions. The Department of Commerce
10 shall report the results of this audit to the Joint Legislative Commission on
11 Governmental Operations by January 15, 2001. There is appropriated from the
12 General Fund to the Department of Commerce the sum of twenty-five thousand
13 dollars (\$25,000) for the 1999-2000 fiscal year and the sum of twenty-five thousand
14 dollars (\$25,000) for the 2000-2001 fiscal year to implement the provisions of this
15 section.
16 Section 2. Article 10 of Chapter 143B of the General Statutes is
17 amended by adding a new Part 17, entitled "Regional Development."
18 Section 3. G.S. 158-8.1, 158-8.2, 158-8.3, and 158-8.4 are recodified as
19 G.S. 143B-472.54, 143B-472.55, 143B-472.56, and 143B-472.57 in Part 17 of Article 10
20 of Chapter 143B of the General Statutes, as enacted by this act. The Revisor of
21 Statutes shall change references in those sections from "this Article" to "Article 2 of
22 Chapter 158 of the General Statutes."
23 Section 4. Part 17 of Article 10 of Chapter 143B of the General Statutes
24 is amended by adding the following new sections to read:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1351

APR 26 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH6187-LC211(4.7)

Short Title: Tier One Development Funds.

(Public)

Sponsors: Representatives Brubaker, Berry, Hunter, and Adams (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR BEST ECONOMIC
3 ENHANCEMENTS FOR TIER ONE ENTERPRISE AREAS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Appropriation. -- There is appropriated from the General
6 Fund to the Department of Commerce the sum of twenty-six million dollars
7 (\$26,000,000) for the 1999-2000 fiscal year to be used to implement the Best
8 Economic Enhancements program as provided in this act. These funds shall not
9 revert at the end of the fiscal year but shall remain available to the Department of
10 Commerce until used as provided in this act.
11 Section 2. Best Economic Enhancements. -- The Department of
12 Commerce shall implement a Best Economic Enhancements program to provide five
13 points of engagement allowing distressed counties to bring or continue bringing
14 economic development efforts to the forefront of their revitalization agendas. A
15 county is eligible for the Best Economic Enhancements program only if it is
16 designated a tier one enterprise area under G.S. 105-129.3 and has adopted an
17 economic development strategic plan. The program includes five components: Small
18 Town Revitalization Investment Funds; Big Brother County Growth Incentive;
19 Tourism Development Infrastructure Funds; Earnest Economic Growth Investment
20 Grant; and County Start-Up Investment Account. An eligible county may participate
21 in no more than three of these five components. The Department of Commerce may
22 adopt rules to implement this act.
23 Section 3. Small Town Revitalization Investment Funds. -- The
24 Department of Commerce may allocate up to five hundred thousand dollars

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1352

APR 26 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH8110*-LGQ376(4.19)

Short Title: Charlotte Repertory Theatre Funds.

(Public)

Sponsors: Representatives Easterling and McMahan (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE CHARLOTTE
- 3 REPERTORY THEATRE.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund to the Charlotte
- 6 Repertory Theatre, a nonprofit corporation, the sum of two hundred fifty thousand
- 7 dollars (\$250,000) for the 1999-2000 fiscal year to support the programs and activities
- 8 of the theatre.
- 9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH2315-LY057(4.21)

H.B. FILED
1353 APR 27 99
HOUSE PRINCIPAL CLERK

Short Title: Vocational Rehabilitation Funds.

(Public)

Sponsors: Representative Culp.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR TWO VOCATIONAL
3 REHABILITATION POSITIONS IN RANDOLPH COUNTY AND TO
4 APPROPRIATE FUNDS FOR VOCATIONAL REHABILITATION SERVICES.
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, Division of Vocational Rehabilitation
8 Services, the sum of sixty-seven thousand nine hundred seventy-nine dollars (\$67,979)
9 for the 1999-2000 fiscal year and the sum of sixty-one thousand nine hundred
10 seventy-nine dollars (\$61,979) for the 2000-2001 fiscal year to establish and support
11 an additional vocational rehabilitation counselor position and a rehabilitation
12 casework assistant position, including equipment and support. Both positions shall be
13 located in Randolph County.
14 Section 2. There is appropriated from the General Fund to the
15 Department of Health and Human Services the sum of seventy-five thousand dollars
16 (\$75,000) for the 1999-2000 fiscal year and the sum of seventy-five thousand dollars
17 (\$75,000) for the 2000-2001 fiscal year to pay for vocational rehabilitation services in
18 Randolph County.
19 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1354

APR 27 99

H

D

HOUSE PRINCIPAL CLERK

HOUSE DRH2198-LG314(4.1)

Short Title: Funds/Increase Stipend for Wake Med.

(Public)

Sponsors: Representative Dockham.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO INCREASE FINANCIAL ASSISTANCE
3 TO WAKE FOREST UNIVERSITY MEDICAL SCHOOL.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Board of
6 Governors of The University of North Carolina the sum of nine hundred thousand
7 dollars (\$900,000) for the 1999-2000 fiscal year and the sum of one million eight
8 hundred thousand dollars (\$1,800,000) for the 2000-2001 fiscal year as follows:
9 (1) To increase the financial assistance for the 1999-2000 fiscal year to
10 Wake Forest University Medical School from \$8,000 to \$12,000 per
11 North Carolina student enrolled annually; and
12 (2) To increase the financial assistance for the 2000-2001 fiscal year to
13 Wake Forest University Medical School from \$12,000 to \$16,000
14 per North Carolina student enrolled annually.
15 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1355

APR 27 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4167*-LG316(4.1)

Short Title: Lake James Park Funds.

(Public)

Sponsors: Representatives Church and Gillespie (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 ENVIRONMENT AND NATURAL RESOURCES, DIVISION OF PARKS AND
4 RECREATION, FOR ACQUISITION OF ADDITIONAL PARKLANDS AT
5 LAKE JAMES STATE PARK.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the
8 Department of Environment and Natural Resources, Division of Parks and
9 Recreation, the sum of five million dollars (\$5,000,000) for the 1999-2000 fiscal year
10 to assist in the acquisition of additional parklands at Lake James State Park for
11 outdoor recreation and conservation.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1356
APR 27 99
HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2280-LE175(3.31)

Short Title: DPI Construction Assistance Funds.

(Public)

Sponsors: Representative Russell.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE PLANT OPERATION SECTION
3 OF THE DEPARTMENT OF PUBLIC INSTRUCTION.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Public Instruction the sum of four hundred eighty-two thousand two
7 hundred eighty-five dollars (\$482,285) for the 1999-2000 fiscal year and the sum of
8 four hundred eighty-two thousand two hundred eighty-five dollars (\$482,285) for the
9 2000-2001 fiscal year for seven personnel positions in the Plant Operation Section of
10 the Department of Public Instruction that were previously funded with departmental
11 receipts.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1357

APR 27 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH6192-LC232(4.21)

Short Title: Refund Intangibles Tax to All.

(Public)

Sponsors: Representative Allred.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REFUND THE UNCONSTITUTIONAL INTANGIBLES TAX PAID
3 ON STOCK FOR THE 1990 THROUGH 1994 TAX YEARS WITH INTEREST.
4 The General Assembly of North Carolina enacts:
5 Section 1. Effective retroactively for the 1990, 1991, 1992, 1993, and 1994
6 tax years, G.S. 105-203 is repealed.
7 Section 2. Notwithstanding the provisions of G.S. 105-267, the Secretary
8 of Revenue shall refund the tax repealed by this act, with interest, in three annual
9 installments as provided in this section. Refunds for the 1991 and 1992 tax years
10 shall be paid on July 1, 1999. Refunds for the 1992 and 1991 tax years shall be paid
11 on July 1, 2000. Refunds for the 1990 tax year shall be paid on July 1, 2001. A
12 taxpayer's refund shall be reduced by the amount of any tax and interest previously
13 refunded. The Secretary of Revenue shall draw the refunds from collections under
14 Part 2 of Article 4 of Chapter 105 of the General Statutes.
15 Section 3. This act does not affect the rights or liabilities of the State, a
16 taxpayer, or another person arising under a statute repealed by this act before the
17 effective date of its repeal; nor does it affect the right to any refund or credit of a tax
18 that accrued under the repealed statute before the effective date of its repeal.
19 Section 4. Section 1 of this act is effective retroactively for the 1990,
20 1991, 1992, 1993, and 1994 tax years. The remainder of this act is effective when this
21 act becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1358 APR 27 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4234-LC224(4.20)

Short Title: Campaign Contribution Credit.

(Public)

Sponsors: Representative Allred.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW AN INDIVIDUAL INCOME TAX CREDIT OF UP TO
3 FIFTY DOLLARS FOR CERTAIN CAMPAIGN CONTRIBUTIONS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Part 2 of Article 4 of Chapter 105 of the General Statutes is
6 amended by adding a new section to read:
7 "§ 105-151.29. Credit for campaign contributions.
8 An individual who makes a contribution as defined by G.S. 163-278.6 during the
9 taxable year to the campaign of one or more candidates for North Carolina State or
10 local elective office is allowed a credit against the tax imposed by this Part equal to
11 fifty percent (50%) of the amount of the contributions. The credit allowed under this
12 section may not exceed fifty dollars (\$50.00) for the taxable year. The credit allowed
13 under this section may not exceed the amount of tax imposed by this Part for the
14 taxable year reduced by the sum of all credits allowed, except payments of tax made
15 by or on behalf of the taxpayer. No credit is allowed under this section to the extent
16 the taxpayer received anything of value for the contribution."
17 Section 2. G.S. 105-160.3(b) is amended by adding a new subdivision to
18 read:
19 "(8) G.S. 105-151.29. Credit for campaign contributions."
20 Section 3. This act is effective for taxable years beginning on or after
21 January 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1359

APR 27 99

H

D
HOUSE PRINCIPAL CLERK

HOUSE DRH3384-LK019A(1.27)

Short Title: Seat Belts on Activity Buses.

(Public)

Sponsors: Representative Allred.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE INSTALLATION OF SEAT BELTS ON SCHOOL
3 BUSES TRANSPORTING CHILDREN AT SPEEDS OF MORE THAN
4 THIRTY-FIVE MILES PER HOUR AND TO REQUIRE THE STATE BOARD
5 OF EDUCATION TO PAY THE ADDITIONAL COSTS FOR SEAT BELTS
6 ON ALL NEW SCHOOL BUSES THAT WILL BE USED IN THIS MANNER.
7 The General Assembly of North Carolina enacts:
8 Section 1. G.S. 115C-240(c) reads as rewritten:
9 "(c) The State Board of Education shall from time to time adopt such rules and
10 regulations with reference to the construction, equipment, color, and maintenance of
11 school buses, the number of pupils who may be permitted to ride at the same time
12 upon any bus, and the age and qualifications of drivers of school buses as it shall
13 deem to be desirable for the purpose of promoting safety in the operation of school
14 buses. No school bus shall be operated for the transportation of pupils unless such
15 bus is constructed and maintained as prescribed in such regulations and is equipped
16 with adequate heating facilities, a standard signaling device for giving due notice that
17 the bus is about to make a turn, an alternating flashing stoplight on the front of the
18 bus, an alternating flashing stoplight on the rear of the bus, and such other warning
19 devices, fire protective equipment and first aid supplies as may be prescribed for
20 installation upon such buses by the regulation of the State Board of Education. No
21 school bus purchased as new equipment on or after July 1, 1999, shall be operated for
22 the transportation of pupils at speeds of more than 35 miles per hour unless the bus is
23 equipped with safety belts meeting federal standards. The State Board of Education
24 shall pay all additional costs to local boards of education for ordering seat belts on all
25 new school buses."

APR 27 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3361*-LT082(3.23)

Short Title: Museum of Art Funds.

(Public)

Sponsors: Representatives Jeffus and Barefoot (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA MUSEUM
3 OF ART.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Cultural Resources the sum of five million dollars (\$5,000,000) for the
7 1999-2000 fiscal year to begin construction of the expansion of the North Carolina
8 Museum of Art to provide additional facilities for education of the public and for
9 galleries.
10 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1361 APR 27 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2311-LGQ337A(4.7)

Short Title: G'boro Children's Museum Funds.

(Public)

Sponsors: Representatives Jeffus and Adams (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR THE GREENSBORO CHILDREN'S
3 MUSEUM.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to Greensboro
6 Children's Museum, Inc., a nonprofit corporation, the sum of five hundred thousand
7 dollars (\$500,000) for the 1999-2000 fiscal year and the sum of five hundred thousand
8 dollars (\$500,000) for the 2000-2001 fiscal year to help support the museum, which
9 provides interactive exhibits designed to inspire creativity, foster curiosity, and engage
10 the minds of children of all ages. The museum will play a vital role in the City of
11 Greensboro's downtown redevelopment area and emerging cultural district.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 362

APR 28 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3311-LE185(4.1)

Short Title: School Metal Detector Funds.

(Public)

Sponsors: Representative Justus.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR METAL DETECTORS FOR THE
3 PUBLIC SCHOOLS.
4 The General Assembly of North Carolina enacts:
5 Section 1.(a) There is appropriated from the General Fund to the
6 Department of Public Instruction the sum of three hundred fifty thousand dollars
7 (\$350,000) for the 1999-2000 fiscal year to provide metal detectors for the public
8 schools. Each local board of education may apply for either a portable walk-through
9 model for the local school administrative unit or a hand-held model for each school
10 in the local school administrative unit.
11 Section 1.(b) In allocating these funds, the Superintendent of Public
12 Instruction shall give highest priority to providing:
13 (1) A portable walk-through model to each local school administrative
14 unit requesting one that does not have one, and
15 (2) A hand-held model for each school for which one is requested and
16 that does not have one.
17 Section 1.(c) The Superintendent of Public Instruction shall allocate any
18 remaining funds on a pro rata basis to provide:
19 (1) A portable walk-through model to each local school administrative
20 unit requesting one that already has one, and
21 (2) A hand-held model for each school for which one is requested and
22 that already has one.
23 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1363

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE JOINT RESOLUTION DRHJR4221-LN100(3.4)

Sponsors: Representative Justus.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY THE PREVENTION, TREATMENT, AND
3 INCIDENCE OF GROUP B STREPTOCOCCUS AND ITS EFFECTS ON
4 PREGNANT WOMEN AND INFANTS.

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

6 Section 1. The Legislative Research Commission may study the
7 incidence and effects of Group B Streptococcus (Group B Strep) in North Carolina.
8 The study may include, but is not limited to, the following:

- 9 (1) Whether Group B Strep poses a significant public health risk for
10 North Carolina citizens, and in particular for pregnant women and
11 infants.
12 (2) What efforts are being made by public and private organizations to
13 educate the population about the effects of Group B Strep and
14 how it can be diagnosed and treated.
15 (3) Whether screening for Group B Strep should be a routine part of
16 prenatal care provided at clinics or local health departments.

17 Section 2. The Legislative Research Commission may make an interim
18 report to the 1999 General Assembly, 2000 Regular Session, and shall make a final
19 report to the 2001 General Assembly.

20 Section 3. This resolution is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1364

APR 28 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3360-LDQ159(4.8)

Short Title: Children's Camp Repair Funds.

(Public)

Sponsors: Representative McCrary.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AT A CAMP IN
3 DAVIDSON COUNTY AT WHICH THE DAVIDSON COUNTY
4 AGRICULTURAL FAIR ASSOCIATION SPONSORS A CAMP FOR
5 UNDERPRIVILEGED CHILDREN AND OTHER YOUTH GROUPS.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to Davidson
8 County Agricultural Fair Association Incorporated the sum of one hundred thousand
9 dollars (\$100,000) for the 1999-2000 fiscal year for repairs of facilities at Camp
10 Kiwanis, a campground used for a camp for underprivileged children and for other
11 youth groups.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1365

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE JOINT RESOLUTION DRHJR4246-LY058(4.23)

Sponsors: Representative Hill.

Referred to:

1 A JOINT RESOLUTION DIRECTING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY CHAPTER 51 OF THE GENERAL STATUTES.

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

4 Section 1. The Legislative Research Commission shall study Chapter 51
5 of the General Statutes. The study shall address the following issues:

6 (1) What should be the responsibilities of the register of deeds in
7 determining whether applicants are eligible for a license.

8 (2) What should be the requirements for the issuance of licenses to
9 persons under 18 years of age, including situations when the female
10 applicant is pregnant or has borne a child.

11 (3) The persons who are authorized to give consent to the marriage of
12 underage applicants.

13 (4) The persons who are authorized to solemnize marriages.

14 (5) What should be the duration and geographical scope of a marriage
15 license.

16 (6) What should be the penalties for solemnizing a marriage without a
17 license or with an invalid license.

18 (7) Any other issue the Legislative Research Commission deems
19 relevant.

20 The Commission shall make a final report of its findings and recommendations,
21 including any legislative proposals, regarding revisions to Chapter 51 of the General
22 Statutes to the 2001 General Assembly. The Commission may make an interim
23 report to the 1999 General Assembly, 2000 Regular Session.

24 Section 2. This resolution becomes effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1366 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7221-RT054.01(4.27)

Short Title: World Trade Center NC Funds.

(Public)

Sponsors: Representative Daughtry.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE WORLD TRADE CENTER
3 NORTH CAROLINA TO SUPPORT INTERNATIONAL TRADE EDUCATION
4 PROGRAMS FOR SMALL AND MEDIUM-SIZED BUSINESSES IN THE
5 STATE.
6 The General Assembly of North Carolina enacts:
7 Section 1. There is appropriated from the General Fund to the World
8 Trade Center North Carolina the sum of three hundred thousand dollars (\$300,000)
9 for the 1999-2000 fiscal year and the sum of three hundred thousand dollars
10 (\$300,000) for the 2000-2001 fiscal year to support international trade education
11 programs for small and medium-sized businesses in the State.
12 Section 2. This act becomes effective 1 July 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1367

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3395-LG412(4.21)

Short Title: Chinqua-Penn Funds.

(Public)

Sponsors: Representative Cole.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AND RENOVATIONS AT
3 CHINQUA-PENN PLANTATION.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the Board of
6 Governors of The University of North Carolina the sum of four hundred twenty-five
7 thousand dollars (\$425,000) for the 1999-2000 fiscal year for repairs and renovations
8 at the Chinqua-Penn Plantation.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1368

APR 28 99

HOUSE PRINCIPAL CLERK

D

H

HOUSE DRH3351*-LN138(3.24)

Short Title: Traumatic Brain Injury/DHHS Study.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR A DHHS STUDY AND ANALYSIS
3 OF THE COSTS OF TREATING AND CARING FOR PERSONS WITH
4 TRAUMATIC BRAIN INJURY.
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 one hundred twenty-five
8 thousand dollars (\$125,000) for the 1999-2000 fiscal year. These funds shall be used
9 by the Department for a thorough study and analysis of the long-range costs of
10 treating and caring for persons with Traumatic Brain Injury. The Department shall
11 report annually the progress of its study to the Senate Appropriations Committee on
12 Health and Human Services and the House Appropriations Subcommittee on Health
13 and Human Services.
14 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

H.B. FILED
1369 APR 28 9
HOUSE PRINCIPAL CLERK
D

H

HOUSE DRH6174*-LN095(3.3)

Short Title: Capital Funds/Voc Rehab Facility.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR REPAIRS AND RENOVATIONS AT
3 THE EASTERN REGION VOCATIONAL REHABILITATION FACILITY
4 PROJECT IN GOLDSBORO.
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 three hundred thirty-three
8 thousand four hundred fifty dollars (\$333,450) for the 1999-2000 fiscal year and the
9 sum of five million three hundred sixty-six thousand five hundred fifty dollars
10 (\$5,366,550) for the 2000-2001 fiscal year. These funds shall be used as follows:
11 (1) \$333,450 for feasibility analysis, design, and construction
12 documents for repairs and renovations or new construction of
13 Buildings "A" and "K" at the Eastern Region Vocational
14 Rehabilitation Facility in Goldsboro.
15 (2) \$5,366,550 for repair and renovation or new construction of
16 Buildings "A" and "K".
17 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1370 APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2303*-LGQ313(4.1)

Short Title: Carolina Ballet Funds.

(Public)

Sponsors: Representatives Baddour and Miner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CAROLINA BALLET, INC., A
3 PROFESSIONAL BALLET.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to Carolina
6 Ballet, Inc., a nonprofit corporation, the sum of one million dollars (\$1,000,000) for
7 the 1999-2000 fiscal year to be used for production and performance costs and
8 education program development and implementation.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1371 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1235-LL160(4.20)

Short Title: Clerks of Court Longevity.

(Public)

Sponsors: Representative Baddour.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT SERVICE AS A MAGISTRATE SHALL APPLY
3 TOWARD LONGEVITY PAY FOR CLERKS OF SUPERIOR COURT.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 7A-101(c) reads as rewritten:
6 "(c) In lieu of merit and other increment raises paid to regular State employees, a
7 clerk of superior court shall receive as longevity pay an amount equal to four and
8 eight-tenths percent (4.8%) of the clerk's annual salary payable monthly after five
9 years of service, nine and six-tenths percent (9.6%) after 10 years of service, fourteen
10 and four-tenths percent (14.4%) after 15 years of service, and nineteen and two-tenths
11 percent (19.2%) after 20 years of service. Service shall mean service in the elective
12 position of clerk of superior court, as an assistant clerk of court and as a supervisor of
13 clerks of superior court with the Administrative Office of the Courts and shall not
14 include service as a deputy or acting clerk. Service shall also mean service as a justice
15 or judge of the General Court of ~~Justice or Justice~~, as a district ~~attorney~~. attorney, or
16 as a magistrate."
17 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1372 APR 28 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH4236-LGQ390(4.21)

Short Title: Greater Enrichment Prog. Funds.

(Public)

Sponsors: Representatives Wainwright and Cunningham (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF THE
3 GREATER ENRICHMENT PROGRAM.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to Greater
6 Enrichment Program, Inc., a nonprofit corporation, the sum of one hundred thousand
7 dollars (\$100,000) for the 1999-2000 fiscal year to assist in the operating expenses of
8 its enrichment, tutorial, and human service programs for children and adults in the
9 Charlotte area.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1373

APR 28 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH1202-LCX200(4.7)

Short Title: Modernize Franchise Tax Base.

(Public)

Sponsors: Representative Miller.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ELIMINATE THE FRANCHISE TAX FLOOR BASED ON
3 TAXABLE TANGIBLE AND INTANGIBLE PROPERTY AND TO DELETE A
4 DEDUCTION FOR DEBT INCURRED IN THE ACQUISITION OF REAL
5 PROPERTY.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 105-122(d) reads as rewritten:
8 "(d) After determining the proportion of its total capital stock, surplus and
9 undivided profits as set out in subsection (c) of this section, which amount so
10 determined shall in no case be less than ~~fifty-five percent (55%) of the appraised~~
11 ~~value as determined for ad valorem taxation of all the real and tangible personal~~
12 ~~property in this State of each such corporation plus the total appraised value of~~
13 ~~intangible property returned for taxation of intangible personal property as herein~~
14 ~~specified nor less than~~ its total actual investment in tangible property in this State,
15 every corporation taxed under this section shall annually pay to the Secretary of
16 Revenue, at the time the report and statement are due, a franchise or privilege tax,
17 which is hereby levied at the rate of one dollar and fifty cents (\$1.50) per one
18 thousand dollars (\$1,000) of the total amount of capital stock, surplus and undivided
19 profits as herein provided. The tax imposed in this section shall in no case be less
20 than thirty-five dollars (\$35.00) and shall be for the privilege of carrying on, doing
21 business, and/or the continuance of articles of incorporation or domestication of each
22 such corporation in this State. ~~Appraised value of tangible property including real~~
23 ~~estate shall be the ad valorem valuation for the calendar year next preceeding the due~~
24 ~~date of the franchise tax return. Appraised value of intangible property shall be the~~
25 ~~total gross valuation required to be reported for intangible tax purposes on April 15~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

1374

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2262-LCX194(4.7)

Short Title: Clarify Sales Tax on Utilities.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE DEFINITION OF "UTILITY" FOR SALES TAX
3 PURPOSES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-164.3(25) reads as rewritten:
6 "(25) 'Utility' means ~~an electric power company or a telephone~~
7 ~~company that is subject to a privilege tax based on gross receipts~~
8 ~~under G.S. 105-116 or 105-120, a~~ any of the following:
9 a. A business entity that provides local, toll, or private
10 telecommunications service as defined by G.S. 105-120(e);
11 or a 105-120(e).
12 b. A business entity or a municipality that sells electric power,
13 other than a municipality whose only wholesale supplier of
14 electric power is a federal agency and who is required by a
15 contract with that federal agency to make payments in lieu
16 of taxes: power."
17 Section 2. G.S. 105-164.13 is amended by adding a new subdivision to
18 read:
19 "(46) Sales of electricity by a municipality whose only wholesale
20 supplier of electric power is a federal agency and who is required
21 by a contract with that federal agency to make payments in lieu
22 of taxes."
23 Section 3. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1375 APR 28 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH7220-LDQ164(4.21)

Short Title: Guilford Environmental Health Funds.

(Public)

Sponsors: Representative Adams.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO GUILFORD COUNTY FOR ITS
3 LOCAL GROUNDWATER PROTECTION AND LEAKING PETROLEUM
4 UNDERGROUND STORAGE TANK PROGRAM.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to Guilford
7 County the sum of two hundred twelve thousand five hundred dollars (\$212,500) for
8 the 1999-2000 fiscal year and the sum of two hundred twelve thousand five hundred
9 dollars (\$212,500) for the 2000-2001 fiscal year for a share of the costs of
10 administering its voluntary, local program regarding groundwater protection and
11 leaking petroleum underground storage tanks, which program it operates pursuant to
12 a memorandum of agreement with the Winston-Salem Regional Office of the
13 Department of Environment and Natural Resources.
14 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.R. FILED
1376 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH7201-LC219(4.8)

Short Title: Tourism Credit Enhancement/Funds.

(Public)

Sponsors: Representatives Adams, Hunter, McAlister, and Fitch.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO DIRECT THE DEPARTMENT OF COMMERCE AND THE STATE
3 TREASURER TO DEVELOP PROPOSALS FOR CREDIT ENHANCEMENT
4 FOR TOURISM DEVELOPMENT PROJECTS.

5 The General Assembly of North Carolina enacts:

6 Section 1. The Department of State Treasurer and the Department of
7 Commerce shall jointly develop legislative proposals for credit enhancement for
8 tourism development projects in rural counties of the State. The credit enhancement
9 may be in the form of State revenue bonds, other State debt, State loan guarantees,
10 or other mechanisms. The proposals shall be designed to provide incentives for
11 tourism development that would be similar or comparable to existing, tax-exempt,
12 industrial revenue bonds available for manufacturing projects. In developing the
13 proposals, the two Departments shall examine credit enhancement mechanisms
14 employed in other states.

15 Section 2. The two Departments shall jointly report their findings and
16 recommendations to the Joint Legislative Commission on Governmental Operations
17 by May 1, 2000. Each legislative proposal shall be accompanied by draft legislation
18 and by a fiscal estimate of its cost to the General Fund.

19 Section 3. There is appropriated from the General Fund to the
20 Department of State Treasurer the sum of five thousand dollars (\$5,000) for the 1999-
21 2000 fiscal year for the costs of implementing this act.

22 Section 4. There is appropriated from the General Fund to the
23 Department of Commerce the sum of five thousand dollars (\$5,000) for the 1999-2000
24 fiscal year for the costs of implementing this act.

25 Section 5. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED

SESSION 1999

1377

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4225-LL155(4.14)

Short Title: Magistrates' Salaries LRC/Funds.

(Public)

Sponsors: Representative Warner.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
3 STUDY MAGISTRATES' SALARIES.
4 The General Assembly of North Carolina enacts:
5 Section 1. The Legislative Research Commission may study (i) the need
6 to adjust the salaries of magistrates according to the size and caseload of the districts
7 in which they are employed and (ii) the possibility of including magistrates within the
8 Consolidated Judicial Retirement System.
9 Section 2. The Legislative Research Commission shall report its findings
10 and any recommendations to the 2001 General Assembly and may make an interim
11 report to the 2000 Regular Session of the 1999 General Assembly.
12 Section 3. There is appropriated from the General Fund to the General
13 Assembly the sum of fifteen thousand dollars (\$15,000) for the 1999-2000 fiscal year
14 to reimburse travel and subsistence expenses for the study authorized by this act.
15 Section 4. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1378 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4206-LR336(3.30)

Short Title: State Employee Sick Leave.

(Public)

Sponsors: Representative Warwick.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE REINSTATEMENT OF STATE EMPLOYEE SICK
3 LEAVE.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article 3 of Chapter 126 of the General Statutes is amended
6 by adding a new section to read:
7 "§ 126-8.3. Reinstatement of sick leave.
8 (a) Sick leave for State employees shall be reinstated whenever a State employee
9 returns from authorized leave without pay or within 10 years after any type of
10 separation.
11 (b) Sick leave shall be reinstated when a State employee returns to State
12 employment within 10 years after separating from employment in a local government
13 position covered under the State Personnel Act or from employment at a public
14 school, a community college, or a technical institute."
15 Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1379 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH2239-LE163(3.24)

Short Title: No Cost to Teacher for Personal Leave.

(Public)

Sponsors: Representative Warwick.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO PERMIT TEACHERS TO TAKE PERSONAL LEAVE TIME
3 WITHOUT A SALARY DEDUCTION FOR THE SUBSTITUTE TEACHER.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 115C-302.1(d) reads as rewritten:

6 "(d) Personal Leave. -- Teachers earn personal leave at the rate of .20 days for
7 each full month or employment not to exceed two days per year. Personal leave may
8 be accumulated to a maximum of five days. Personal leave may be used only upon
9 the authorization of teacher's immediate supervisor, but if the request is made at least
10 five days in advance, the teacher cannot be required to provide a reason for the
11 request. Unless approved by the principal, a teacher shall not take personal leave on
12 the first day the teacher is required to report for the school year, on required teacher
13 workdays, or on the date before or the day after holidays or scheduled vacation days.
14 Teachers may transfer personal leave days between local school administrative units.
15 The local school administrative unit shall credit a teacher who has separated from
16 service and is reemployed within 60 months from the date of separation with all
17 personal leave accumulated at the time of separation. Local school administrative
18 units shall not advance personal leave. Teachers using personal leave receive full
19 ~~salary less the required substituted deduction.~~ salary and the cost of the substitute
20 teacher shall be funded in the same manner as when sick leave is taken."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1380 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1236-LKX184(4.21)

Short Title: Visible Light--Window Darkening.

(Public)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW A PERSON WHO SUFFERS FROM A MEDICAL
3 CONDITION THAT CAUSES THE PERSON TO BE PHOTSENSITIVE TO
4 VISIBLE LIGHT TO HAVE A DARKER VEHICLE WINDOW THAN IS
5 ALLOWED UNDER THE WINDOW TINTING LAWS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 20-127 reads as rewritten:
8 "**§ 20-127. Windows and windshield wipers.**
9 (a) Windshield Wipers. -- A vehicle that is operated on a highway and has a
10 windshield ~~must~~ shall have a windshield wiper to clear rain or other substances from
11 the windshield in front of the driver of the vehicle and the windshield wiper ~~must~~
12 shall be in good working order. If a vehicle has more than one windshield wiper to
13 clear substances from the windshield, all the windshield wipers ~~must~~ shall be in good
14 working order.
15 (b) Window Tinting Restrictions. -- A window of a vehicle that is operated on a
16 highway or a public vehicular area ~~must~~ shall comply with this subsection. The
17 windshield of the vehicle may be tinted only along the top of the windshield and the
18 tinting may not extend more than five inches below the top of the windshield or
19 below the AS1 line of the windshield, whichever measurement is longer. Provided,
20 however, an untinted clear film, which does not obstruct vision but which reduces or
21 eliminates ultraviolet radiation from entering a vehicle may be applied to the
22 windshield. Any other window of the vehicle may be tinted in accordance with the
23 following restrictions:
24 (1) The total light transmission of the tinted window ~~must~~ shall be at
25 least thirty-five percent (35%). A vehicle window that, by use of a

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1381

APR 28 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3391-LG406(4.21)

Short Title: Resource Conser./Dev. Councils Funds.

(Public)

Sponsors: Representative Culpepper.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF
3 ENVIRONMENT AND NATURAL RESOURCES FOR THE STATE'S
4 RESOURCE CONSERVATION AND DEVELOPMENT COUNCILS.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the
7 Department of Environment and Natural Resources the sum of four hundred fifty
8 thousand dollars (\$450,000) for the 1999-2000 fiscal year to provide each of the
9 State's nine Resource Conservation and Development Councils a fifty thousand
10 dollar (\$50,000) grant to use as leverage for grants totaling five hundred thousand
11 dollars (\$500,000), which will be allocated by each county in the regional council.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1382 APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1242*-LKX153A(4.6)

Short Title: Local Govt ABC Permit Involvement.

(Public)

Sponsors: Representative Hurley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO ENHANCE LOCAL GOVERNMENT POWERS RELATIVE TO
3 THE ALCOHOL BEVERAGE CONTROL LAWS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 18B-104(a) reads as rewritten:
6 "(a) Penalties. -- For any violation of the ABC laws, a conviction of an offense set
7 forth in Chapter 90 of the General Statutes, or a conviction of a felony, the
8 Commission may take any of the following actions against a permittee:
9 (1) Suspend the permittee's permit for a specified period of time not
10 longer than three years;
11 (2) Revoke the permittee's permit;
12 (3) Fine the permittee up to five hundred dollars (\$500.00) for the first
13 violation, up to seven hundred fifty dollars (\$750.00) for the
14 second violation, and up to one thousand dollars (\$1,000) for the
15 third violation; or
16 (4) Suspend the permittee's permit under subdivision (1) and impose a
17 fine under subdivision (3)."
18 Section 2. G.S. 18B-110 is amended by adding a new subsection to read:
19 "(b) When the governing body of any municipality, or the mayor of the
20 municipality, upon delegation of authority from the governing body in the manner
21 allowed by G.S. 14-288.12, finds that a "public disturbance" as defined in G.S. 14-
22 288.1, exists or is imminent anywhere within the jurisdiction of the municipality, the
23 governing body or authorized mayor may order the cessation of all sales of alcoholic
24 beverages."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

APR 28 99

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH4248*-LDQ095.01(3.24)

Short Title: Cape Fear River Basin Research Funds.

(Public)

Sponsors: Representative Hurley.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR DATA COLLECTION,
3 RESTORATION EFFORTS, RESEARCH, AND PUBLIC EDUCATION
4 REGARDING THE CAPE FEAR RIVER BASIN.
5 The General Assembly of North Carolina enacts:
6 Section 1. There is appropriated from the General Fund to the Cape
7 Fear River Assembly, Inc., the sum of one million one hundred sixty-two thousand
8 dollars (\$1,162,000) for the 1999-2000 fiscal year and the sum of one million one
9 hundred sixty-two thousand dollars (\$1,162,000) for the 2000-2001 fiscal year to
10 conduct comprehensive investigations throughout the lower, middle, and upper
11 portions of the Cape Fear River Basin to obtain critical information regarding water
12 quality and biological and watershed characteristics not presently available. To this
13 end, the funds appropriated by this section shall be allocated as follows:
14 (1) \$190,000 for the 1999-2000 fiscal year and \$190,000 for the 2000-
15 2001 fiscal year shall be used to examine benthic communities
16 basinwide to establish the spatial and temporal characteristics of
17 these communities and the river conditions affecting these
18 communities.
19 (2) \$200,000 for the 1999-2000 fiscal year and \$200,000 for the 2000-
20 2001 fiscal year shall be used for continuous monitoring to
21 establish relationships between river flow (tides in the lower basin)
22 and pollutant loading throughout the Cape Fear River Basin.
23 (3) \$180,000 for the 1999-2000 fiscal year and \$180,000 for the 2000-
24 2001 fiscal year shall be used to examine the pattern and extent of
25 metal traces in the Cape Fear River Basin and to study the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED
1384 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH8119-LY055(4.20)

Short Title: Adoption Assistance Supplemental Funds.

(Public)

Sponsors: Representative Hunter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO EXTEND ADOPTION ASSISTANCE
3 PAYMENTS TO AGE NINETEEN AND TO PROVIDE A SUPPLEMENT TO
4 ADOPTION ASSISTANCE PAYMENTS FOR PARENTS WHO ADOPT
5 TEENAGERS.
6 The General Assembly of North Carolina enacts:
7 Section 1. G.S. 108A-49(b) reads as rewritten:
8 "(b) Adoption assistance payments for certain adoptive children shall be granted
9 in accordance with the rules of the Social Services Commission to adoptive parents
10 who adopt a child eligible to receive foster care maintenance payments or
11 supplemental security income benefits; provided, that the child cannot be returned to
12 his or her parents; and provided, that the child has special needs which create a
13 financial barrier to adoption. Adoption assistance payments made under this section
14 shall continue until the child reaches the age of 19 years."
15 Section 2. There is appropriated from the General Fund to the
16 Department of Health and Human Services the sum of one million six hundred
17 thousand dollars (\$1,600,000) for the 1999-2000 fiscal year and the sum of one million
18 eight hundred forty thousand dollars (\$1,840,000) for the 2000-2001 fiscal year for the
19 costs of implementing Section 1 of this act.
20 Section 3. Adoptive parents who adopt a child who becomes legally free
21 for adoption after attaining the age of 13 years and for whom adoption assistance
22 payments are mandated pursuant to G.S. 108A-49(b) shall receive four hundred
23 dollars (\$400.00) per month for each such child in addition to the adoption assistance
24 payments the adoptive parents receive under G.S. 108A-49(b).

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1385

APR 28 99

HOUSE PRINCIPAL CLERK

H

HOUSE JOINT RESOLUTION DRHJR3386-LN202

Sponsors: Representative Nye.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY REGULATION OF ADULT CARE HOMES.

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

4 Section 1. The Legislative Research Commission may study State
5 regulation of adult care homes. The study may include the following:

6 (1) Current licensure requirements and compliance therewith;

7 (2) Local inspections of adult care homes, including interpretation and
8 application of State law and rules;

9 (3) Adequacy of staffing and staff training requirements;

10 (4) Resident health and safety concerns, particularly with respect to
11 medication administration; and

12 (5) Other issues pertaining to State oversight to ensure quality of care
13 and resident safety and well-being.

14 Section 2. The Commission may make a progress report to the 1999
15 General Assembly, Regular Session 2000, and a final report to the 2001 General
16 Assembly.

17 Section 3. This resolution is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED
1386 APR 28 99
HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH3389-LK176B(4.7)

Short Title: Ferry Division Privatization.

(Public)

Sponsors: Representatives McAllister and Hunter.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO
3 PRIVATIZE THE FERRY DIVISION.
4 The General Assembly of North Carolina enacts:
5 Section 1. Using funds appropriated from the Highway Fund for the
6 operation of the Ferry Division, the Department of Transportation shall:
7 (1) Privatize the operations of all ferries.
8 (2) Seek bids for the addition of high speed passenger and vehicular
9 ferries to the fleet.
10 (3) Develop and submit legislation providing for tax credits and other
11 financing mechanisms to making it attractive for private entities to
12 operate the ferry system.
13 (4) Require that all new ferries be built in North Carolina.
14 Section 2. The Department of Transportation shall report its plans for
15 meeting the requirements of Section 1 of this act along with specific goals and
16 performance measures to the November meeting of the Joint Legislative
17 Transportation Oversight Committee.
18 Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1387

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH1234-LE220A(4.7)

Short Title: Success in Education Act of 1999.

(Public)

Sponsors: Representative McAllister.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT THE SUCCESS IN EDUCATION ACT OF 1999.
3 Whereas, studies consistently show that North Carolina has many
4 overcrowded public schools with poor student performance that are located in and
5 serve low-wealth communities; and
6 Whereas, this reality affects social stability and hinders recruitment of
7 businesses to certain communities because of low educational performance; and
8 Whereas, in addition, these same schools also tend to (i) be overcrowded
9 and (ii) have difficulty recruiting the best teachers, two factors that must be addressed
10 to improve schools with low educational performance; and
11 Whereas, this means that the students who need the most help to succeed
12 are being placed in the most challenging situations; and
13 Whereas, with the end of "social promotions", many counties will end up
14 with tremendous numbers of students retained, adding to already high levels of
15 educational frustration; Now, therefore,
16 The General Assembly of North Carolina enacts:
17 **TITLE OF ACT**
18 Section 1. This act shall be known as the "Success in Education Act of
19 1999".
20 **SCHOOL CONSTRUCTION FUNDS FOR SCHOOLS IN LOW-WEALTH**
21 **COMMUNITIES**
22 Section 2. There is appropriated from the General Fund to the State
23 Board of Education the sum of twenty-five million dollars (\$25,000,000) for the 1999-
24 2000 fiscal year for the construction of modern classrooms in schools at which more
25 than sixty percent (60%) of the students qualify for funds under Title I of the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1388

APR 28 99

HOUSE PRINCIPAL CLERK

H

HOUSE DRH2332-LCX100B(3.8)

Short Title: Uniform Taxes on Sales.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR UNIFORM TAX TREATMENT OF INTERSTATE
3 AND INTRASTATE SALES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-164.8 reads as rewritten:
6 "**§ 105-164.8. Retailer to collect tax regardless of place sale consummated; mail order**
7 **sales subject to tax.**
8 (a) Every retailer engaged in business in this State as defined in this Article shall
9 collect ~~said tax notwithstanding the tax even if one or more of the following~~
10 conditions exist:
11 (1) ~~That the~~ The purchaser's order or the contract of sale is delivered,
12 ~~mailed~~ mailed, or otherwise transmitted by the purchaser to the
13 retailer at a point outside this State as a result of solicitation by the
14 retailer through the medium of a catalogue or other ~~written~~
15 ~~advertisement, or advertisement.~~
16 (2) ~~That the~~ The purchaser's order or the contract of sale is made or
17 closed by acceptance or approval outside this State, or before ~~said~~
18 ~~the~~ tangible personal property enters this State, or State.
19 (3) ~~That the~~ The purchaser's order or the contract of sale provides
20 that ~~said the~~ the property shall be or is in fact procured or
21 manufactured at a point outside this State and shipped directly to
22 the purchaser from the point of ~~origin, or origin.~~
23 (4) ~~That said~~ The property is mailed to the purchaser in this State or a
24 point outside this State or delivered to a carrier outside this State
25 f.o.b. or otherwise and directed to the purchaser in this State

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1389

APR 28 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH3397-LC227(4.20)

Short Title: Simplify State and Local Sales Tax.

(Public)

Sponsors: Representative Miller.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO SIMPLIFY THE STATE AND LOCAL SALES TAX SYSTEM.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act becomes effective July 1, 2000, and applies to sales
- 5 made on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA B. FILED

SESSION 1999

1390

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3405-LL124A(3.30)

Short Title: Alamance Work Release Pilot/Funds.

(Public)

Sponsors: Representative Cole.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE DATE FOR THE DEPARTMENT OF
3 CORRECTION TO REPORT ON THE WORK RELEASE PILOT BEING
4 CONDUCTED AT THE ALAMANCE CORRECTIONAL CENTER AND TO
5 APPROPRIATE ADDITIONAL FUNDS TO IMPLEMENT THE PILOT
6 PROGRAM.
7 The General Assembly of North Carolina enacts:
8 Section 1. Subsection (a) of Section 17.25 of S.L. 1998-212 reads as
9 rewritten:
10 "(a) The Department of Correction shall establish a pilot program for determining
11 the benefits of work-release prison units by placing all eligible inmates in the
12 Alamance Correctional Center on work release to the extent possible. The
13 Department shall provide a progress report on the pilot program to the Chairs of the
14 House and Senate Appropriations Committees and the Chairs of the House and
15 Senate Appropriations Subcommittees on Justice and Public Safety by June 30, 2000.
16 The Department shall provide a final report to the Chairs of the House and Senate
17 Appropriations Committees and the Chairs of the House and Senate Appropriations
18 Subcommittees on Justice and Public Safety by March 1, 1999, 2001, on the cost-
19 effectiveness of the program.
20 In order to make the pilot program fully operational, the Department shall either
21 make repairs to an existing modular dormitory or transfer a modular dormitory from
22 another facility to house additional work release inmates. The Department shall also
23 add a second modular dormitory to house work release inmates if such a dormitory is
24 available within the Department's existing inventory, or shall construct such a
25 dormitory using inmate labor in all phases of the construction process, with

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1391

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3364-LG389(4.21)

Short Title: Wake County Funds.

(Public)

Sponsors: Representative Blue.

Referred to:

- 1 . A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS FOR PUBLIC PURPOSES IN WAKE
3 COUNTY.
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.B. FILED

1392

APR 28 99

H

HOUSE PRINCIPAL CLERK **D**

HOUSE DRH2328-LE096B(3.3)

Short Title: Teacher Ass't Salary Schedule Funds.

(Public)

Sponsors: Representative Moore.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A SALARY SCHEDULE
3 FOR ASSISTANT TEACHERS.

4 The General Assembly of North Carolina enacts:

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

6 "**§ 115C-12. Powers and duties of the Board generally.**

7 The general supervision and administration of the free public school system shall
8 be vested in the State Board of Education. The State Board of Education shall
9 establish policy for the system of free public schools, subject to laws enacted by the
10 General Assembly. The powers and duties of the State Board of Education are
11 defined as follows:

12 ... (16) Power with Regard to Salary Schedules. -- The Board shall
13 provide for sick leave with pay for all public school
14 employees in accordance with the provisions of this Chapter
15 and shall promulgate rules and regulations providing for
16 necessary substitutes on account of sick leave and other
17 teacher absences.

18 a. Support personnel refers to all public school employees who
19 are not required by statute or regulation to be certified in
20 order to be employed. The State Board of Education is
21 authorized and empowered to adopt all necessary rules for
22 full implementation of all schedules to the extent that State
23 funds are made available for support personnel.

24 b. Salary schedules for the following public school support
25 personnel shall be adopted by the State Board of Education:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1393

APR 28 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH6183-LG369A(4.14)

Short Title: Sr. Hlth. Ins. Info. Funds.

(Public)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF INSURANCE
3 TO EXPAND THE SENIORS' HEALTH INSURANCE INFORMATION
4 PROGRAM.
5 Whereas, as of July 1, 1996, North Carolina had more than 1,051,000
6 Medicare beneficiaries, including 892,000 older adults, who needed information,
7 counseling, assistance, and advocacy in understanding the changes in the Medicare
8 program and in making decisions about coverage options; and
9 Whereas, the Seniors' Health Insurance Information Program projects a
10 fifty percent (50%) increase in beneficiary initiated calls and other contacts during
11 1999 which will exceed its existing capacity; and
12 Whereas, funding is needed to enable the Seniors' Health Insurance
13 Information Program to maintain the basic level of education and counseling
14 necessary to assist the State's Medicare beneficiaries with the changes associated with
15 Medicare + Choice; Now, therefore,
16 The General Assembly of North Carolina enacts:
17 Section 1. There is appropriated from the General Fund to the
18 Department of Insurance the sum of one hundred four thousand dollars (\$104,000)
19 for the 1999-2000 fiscal year and the sum of one hundred four thousand dollars
20 (\$104,000) for the 2000-2001 fiscal year to enable the Seniors' Health Insurance
21 Information Program to expand education and counseling services to North
22 Carolina's Medicare beneficiaries regarding Medicare + Choice.
23 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1394

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH4245-LG402(4.21)

Short Title: Whitaker School Funds.

(Public)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A NEW FACILITY FOR
3 THE WHITAKER SCHOOL.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the
6 Department of Health and Human Services the sum of five million four hundred
7 thousand dollars (\$5,400,000) for the 1999-2000 fiscal year to construct a new facility
8 for the Whitaker School to serve behaviorally and emotionally disturbed youth.
9 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 1395 APR 28 99

H

HOUSE PRINCIPAL CLERK

D

HOUSE DRH3387-LG405(4.21)

Short Title: NC Botanical Gardens Funds.

(Public)

Sponsors: Representative Insko.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT THE HERBARIUM
3 RESEARCH BUILDING AT THE NORTH CAROLINA BOTANICAL
4 GARDENS.
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 six million seven hundred
8 twenty-five thousand one hundred dollars (\$6,725,100) for the 1999-2000 fiscal year to
9 construct the Herbarium Research Building at the North Carolina Botanical Gardens
10 on the campus of the University of North Carolina at Chapel Hill.
11 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

HOUSE PRINCIPAL CLERK

H

D

HOUSE DRH1241-LB143(4.20)

Short Title: Health Care Fundamental Right.

(Public)

Sponsors: Representative Insko.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CONSTITUTION OF NORTH CAROLINA TO
3 RECOGNIZE THE RIGHT TO HEALTH CARE.
4 The General Assembly of North Carolina enacts:
5 Section 1. Article I of the Constitution is amended by adding a new
6 section to read:
7 "Sec. 37. Health care. Health care is an essential safeguard of human life and
8 dignity, and there is an obligation for the State to ensure that every resident is able to
9 realize this fundamental right. No later than May 31, 2004, the General Assembly
10 shall provide by law a plan for universal health insurance that permits everyone in
11 the State to obtain decent health care on a regular basis."
12 Section 2. The amendment set out in Section 1 of this act shall be
13 submitted to the qualified voters of the State at the general election in November
14 2000, which election shall be conducted under the laws then governing elections in
15 the State. Ballots, voting systems, or both may be used in accordance with Chapter
16 163 of the General Statutes. The question to be used in the voting systems and
17 ballots shall be:
18 "[] FOR [] AGAINST
19 Constitutional amendment providing that health care is a fundamental
20 right."
21 Section 3. If a majority of the votes cast on the question are in favor of
22 the amendment set out in Section 1 of this act, the State Board of Elections shall
23 certify the amendment to the Secretary of State. The amendment becomes effective
24 upon this certification. The Secretary of State shall enroll the amendment so
25 certified among the permanent records of that office.

GENERAL ASSEMBLY OF NORTH CAROLINA

H.B. FILED

SESSION 1999

1397

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH2335-LC023(1.26)

Short Title: Expand Development Zones.

(Public)

Sponsors: Representative Cole.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE MORE MUNICIPALITIES ELIGIBLE FOR DEVELOPMENT
3 ZONES.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 105-129.3A(a) reads as rewritten:
6 "(a) Development Zone Defined. -- A development zone is an area comprised of
7 one or more contiguous census tracts, census block groups, or both in the most recent
8 federal decennial census that meets all of the following conditions:
9 (1) It is located in whole or in part in a city with a population of more
10 than ~~5,000~~ 1,500 according to the most recent annual population
11 estimates certified by the State Planning Officer.
12 (2) It has a population of 1,000 or more according to the most recent
13 annual population estimates certified by the State Planning Officer.
14 (3) More than twenty percent (20%) of its population is below the
15 poverty level according to the most recent federal decennial
16 census."
17 Section 2. This act becomes effective January 1, 2000.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



SEQ. # 768
LEGISLATIVE DAY 82
97HCS
ENDING 2
COLE

EU
6/16/99
3:23 PM

IN CHAIR: SPEAKER

EXPAND DEVELOPMENT ZONES

MOTION #6 - TO RE-CALENDAR FOR 6/30/99

AYES - 49

ADAMS
ARNOLD
BAKER
BARBEE
BERRY
BOWIE
BROWN
BUCHANAN
CANSLER
CAPPS
CARPENTER
CLARY
CREECH

CULP
DAVIS
DECKER
DOCKHAM
EDDINS
EDWARDS
ELLIS
FITCH
GARDNER
GILLESPIE
GRADY
GULLEY

HENSLEY
HIATT
HOLMES
HOWARD
INSKO
JUSTUS
KISER
MCCOMAS
MCCOMBS
MCMAHAN
MITCHELL
MORGAN

POPE
PRESTON
RAYFIELD
ROGERS
RUSSELL
SETZER
STARNES
TALLENT
WALEND
WILSON, C.
WILSON, G.
WOOD

NOES - 62

SPEAKER
ALEXANDER
ALLEN
ALLRED
BADDOUR
BAREFOOT
BONNER
BOYD-MCINTYRE
BRASWELL
BRIDGEMAN
CHURCH
COLE
COX
CRAWFORD
CULPEPPER
CUNNINGHAM

DEDMON
EARLE
EASTERLING
FOX
GIBSON
GOODWIN
GRAY
HACKNEY
HAIRE
HARDAWAY
HILL
HORN
HUNTER, H.
HURLEY
JARRELL
JEFFUS

KINNEY
LUEBKE
MCCRARY
MCLAWHORN
MELTON
MICHAUX
MILLER
MINER
MORRIS
NESBITT
NYE
OLDHAM
OWENS
REDWINE
SAUNDERS

SEXTON
SHERRILL
SMITH
SUTTON
TEAGUE
THOMAS
THOMPSON
TOLSON
TUCKER
WARNER
WARREN
WARWICK
WOMBLE
WRIGHT
YONGUE

EXCUSED ABSENCE - 7

BLUE
BRUBAKER

ESPOSITO
MOORE
MOSLEY
RAMSEY

WAINWRIGHT

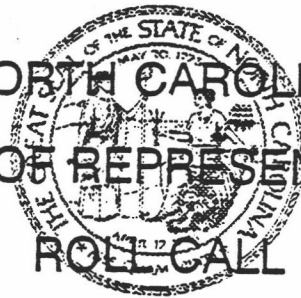
EXCUSED VOTE - 0

DAUGHTRY

NOT VOTING - 2
MCALLISTER

H1397HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES



6/16/99
3:24 PM

IN CHAIR: SPEAKER

SEN. # 769
LEGISLATIVE DAY 82
H1397HCS
READING 2
COLE

EXPAND DEVELOPMENT ZONES

AYES - 99

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

NOES - 11

BERRY	EDDINS	GARDNER	KISER
DAVIS	ELLIS	HENSLEY	RAYFIELD
DECKER	FITCH	HOWARD	

EXCUSED ABSENCE - 7

BLUE	ESPOSITO	MOSLEY	WAINWRIGHT
BRUBAKER	MOORE	RAMSEY	

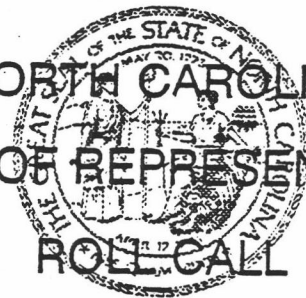
EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	DAUGHTRY	ROGERS
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H1397HCS

NORTH CAROLINA HOUSE OF REPRESENTATIVES



EU
6/16/99
3:25 PM
IN CHAIR: SPEAKER

NO. # 770
LEGISLATIVE DAY 82
H1397HCS
READING 3
COLE

EXPAND DEVELOPMENT ZONES

AYES - ¹⁰⁰~~99~~ *Wicks*

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

NOES - 12

BERRY	EDDINS	GARDNER	KISER
CARPENTER	ELLIS	HENSLEY	RAYFIELD
DAVIS	FITCH	HOWARD	TALLENT

EXCUSED ABSENCE - 7

BLUE	ESPOSITO	MOSLEY	WAINWRIGHT
BRUBAKER	MOORE	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - ~~2~~ *1 Wicks*

DAUGHTRY ~~DECKER~~ *Wicks*

H1397HCS

GENERAL ASSEMBLY OF NORTH CAROLINA H.B. FILED

SESSION 1999

1398 APR 28 99

HOUSE PRINCIPAL CLERK D

H

HOUSE DRH2331-LY056(4.20)

Short Title: Needle Exchange Program.

(Public)

Sponsors: Representative Wright.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE COMMUNITY-BASED NEEDLE AND SYRINGE
3 EXCHANGE PROGRAMS.
4 The General Assembly of North Carolina enacts:
5 Section 1. Part 1 of Article 6 of Chapter 130A of the General Statutes is
6 amended by adding a new section to read:
7 "§ 130A-149. Community-based needle and syringe exchange programs.
8 (a) Notwithstanding Article 5B of Chapter 90 of the General Statutes, a program
9 for a county designated under subsection (b) of this section to participate in a
10 community-based needle and syringe exchange program may be approved by a local
11 board of health if it satisfies all of the following conditions:
12 (1) A plan is submitted to the local board of health for review and
13 approval that includes each of the following components:
14 a. A description of program activities that includes, at a
15 minimum, all of the following:
16 1. The safe handling, exchange, and disposal of needles
17 and syringes.
18 2. The provision of HIV/STD risk reduction information
19 to participants, as well as information about
20 tuberculosis and blood borne diseases such as
21 hepatitis.
22 3. Referral of participants to drug and alcohol treatment
23 services.
24 4. Referral of participants to local health departments,
25 local community-based prevention and care agencies.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H.B. FILED

1399

APR 28 99

H

HOUSE PRINCIPAL CLERK D

HOUSE DRH3367-LG411(4.21)

Short Title: Afro. Am. Cultural Ctr. Funds.

(Public)

Sponsors: Representative Earle.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATE FUNDS TO THE CITY OF CHARLOTTE FOR
3 THE AFRO-AMERICAN CULTURAL CENTER.
4 The General Assembly of North Carolina enacts:
5 Section 1. There is appropriated from the General Fund to the City of
6 Charlotte the sum of five hundred thousand dollars (\$500,000) for the 1999-2000
7 fiscal year to be allocated to the Afro-American Cultural Center to study and assess
8 the future of the center, prepare a concept design to define the various functions,
9 needs, size, and other special requirements for each space within the proposed new
10 building, and to study the feasibility of the community's readiness for a capital
11 campaign to expand the center.
12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

H

HOUSE DRH3383-RN033(4.14)

1400 APR 28 99
HOUSE PRINCIPAL CLERK D

Short Title: Payment Bond Revisions.

(Public)

Sponsors: Representative McMahan.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE LAW GOVERNING CLAIMS AGAINST PAYMENT
3 BONDS ON PUBLIC PROJECTS.
4 The General Assembly of North Carolina enacts:
5 Section 1. G.S. 44A-27 reads as rewritten:
6 "§ 44A-27. Actions on payment bonds; service of notice.
7 (a) Subject to the provision of subsection (b) hereof, any claimant who has
8 performed labor or furnished materials in the prosecution of the work required by
9 any contract for which a payment bond has been given pursuant to the provisions of
10 this Article, and who has not been paid in full therefor before the expiration of 90
11 days after the day on which the claimant performed the last such labor or furnished
12 the last such materials for which he claims payment, may bring an action on such
13 payment bond in his own name, to recover any amount due him for such labor or
14 materials and may prosecute such action to final judgment and have execution on the
15 judgment.
16 (b) Any claimant who has a direct contractual ~~relationship~~ relationship, valued at
17 more than ten thousand dollars (\$10,000), with any subcontractor but has no
18 contractual relationship, express or implied, with the contractor, may bring an action
19 on the payment bond only if ~~he has given written notice to the contractor within 180~~
20 ~~days from the date on which the claimant performed the last of the labor or furnished~~
21 ~~the last of the materials for which he claims payment, stating with substantial~~
22 ~~accuracy the amount claimed and the name of the person for whom the work was~~
23 ~~performed or to whom the material was furnished. if:~~
24 (1) The contractor, within 30 days of the date established in the notice
25 to proceed issued by the owner, has filed with the Office of State