GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S1001 APR 14 1999

SENATE DRS3746-LH156(4.7) PRINCIPAL CLERK

Short Title: Trafficking in MDA/MDMA. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO BE KNOWN AS TRAFFICKING IN METHYLENEDIOXYAMPHETAMINE (MDA) OR METHYLENEDIOXYMETHAMPHETAMINE (MDMA).

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-95(h) reads as rewritten:

"(h) Notwithstanding any other provision of law, the following provisions apply except as otherwise provided in this Article.

(1) Any person who sells, manufactures, delivers, transports, or possesses in excess of 10 pounds (avoirdupois) of marijuana shall be guilty of a felony which felony shall be known as 'trafficking in marijuana' and if the quantity of such substance involved:

a. Is in excess of 10 pounds, but less than 50 pounds, such person shall be punished as a Class H felon and shall be sentenced to a minimum term of 25 months and a maximum term of 30 months in the State's prison and shall be fined not less than five thousand dollars ($5,000);

b. Is 50 pounds or more, but less than 2,000 pounds, such person shall be punished as a Class G felon and shall be sentenced to a minimum term of 35 months and a maximum term of 42 months in the State's prison and shall be fined not less than twenty-five thousand dollars ($25,000);

c. Is 2,000 pounds or more, but less than 10,000 pounds, such person shall be punished as a Class F felon and shall be sentenced to a minimum term of 70 months and a maximum

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1002 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS2681*-LH059B(2.24)

Short Title: Concealed Handguns/Reciprocity. (Public)

Sponsors: Senator Moore.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE RECIPROCAL CONCEALED HANDGUN RIGHTS TO CONCEALED HANDGUN PERMIT HOLDERS OF OTHER STATES.

The General Assembly of North Carolina enacts:

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

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

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

(1) That state requires the appropriate background records checks; and

(2) A state meeting the requirements of this section grants the same right to residents of North Carolina who have valid concealed handgun permits in their possession while carrying concealed weapons in that state.

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

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

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

FILED - SENATE
S 1003 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS1606-LK090B(3.8)

Short Title: Gifts by Guardians. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE STATUTES REGULATING THE ABILITY OF GUARDIANS TO MAKE GIFTS FROM INCOMPETENT WARDS' ESTATES UNDER CERTAIN CIRCUMSTANCES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 35A-1335 reads as rewritten:

"**§ 35A-1335. Gifts authorized with approval of judge of superior court.**

With the approval of the resident judge of the superior court of the district in which the guardian ~~he~~ was appointed, upon a duly verified petition the guardian ~~or trustee~~ of a person judicially declared to be incompetent may, from the income of the incompetent, make gifts to the State of North Carolina, its agencies, counties or municipalities, or to the United States or its agencies or instrumentalities, or for religious, charitable, literary, scientific, historical, medical or educational ~~purposes.~~ purposes, or to individuals. References in this Article to the "guardian" include any Trustee appointed by the court under prior law as fiduciary for the incompetent ward's estate."

Section 2. G.S. 35A-1336 reads as rewritten:

"**§ 35A-1336. Prerequisites to approval by ~~judge.~~ judge of gifts for governmental or charitable purposes.**

The judge shall not approve ~~such~~ gifts from income for governmental or charitable purposes unless it appears to ~~his~~ the judge's satisfaction that all of the following apply:

(1) After ~~the~~ making ~~of such~~ the gifts and the payment of federal and State income taxes, the remaining income of the incompetent will be reasonable and adequate to provide for the support,

29153 SHIELDS BUSINESS FORMS, RALEIGH, NC 27605

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2nd.

H. B. No. _____ DATE 4/29/99

S. B. No. 1003 Amendment No. 1
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE X

Rep.)
) Wellons
Sen.)

moves to amend the bill on page 1, line 14

( ) WHICH CHANGES THE TITLE

by inserting the phrase "including the guardian"
before the period;

And on page 3 line 25 by
inserting the phrase "including the guardian"
before the period;

And on page 6 line 10
by inserting a comma after the word "not."

SIGNED _____

ADOPTED ✓ 48-0 FAILED _____ TABLED _____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 398/29-- 1:07 PM APRIL 29, 1999 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

KINNAIRD
GIFTS BY GUARDIANS
COMM. SUB/2ND EDITION

SENATE BILL 1003

AMEND 1

AYE	48	ALBERTSON	DANNELLY	JORDAN	PLYLER
		ALLRAN	EAST	KERR	PURCELL
		BALLANCE	FORRESTER	KINNAIRD	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	WARREN
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	2	LEE	REEVES		
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 399/30-- 1:07 PM APRIL 29, 1999 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

KINNAIRD
GIFTS BY GUARDIANS
COMM. SUB/2ND EDITION

SENATE BILL 1003
READING 2

AYE	48	ALBERTSON	DANNELLY	JORDAN	PLYLER
		ALLRAN	EAST	KERR	PURCELL
		BALLANCE	FORRESTER	KINNAIRD	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	WARREN
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	2	LEE	REEVES		
ABSENT	0				
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 786
LEGISLATIVE DAY 84
S1003HCS
READING 2

6/21/99
8:55 PM
IN CHAIR: SPEAKER

EO

GIFTS BY GUARDIANS

AYES - 105

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

NOES - 2

CREECH	DECKER

EXCUSED ABSENCE - 8

ARNOLD	KINNEY	RAMSEY	WAINWRIGHT
BRUBAKER	MINER	SUTTON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 5

ADAMS	BRASWELL	HOLMES	SEXTON
BLUE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 728/9-- 1:16 PM JUNE 24, 1999 LEGISLATIVE DAY 86

LT. GOVERNOR WICKER -- Presiding

KINNAIRD
GIFTS BY GUARDIANS
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1003

MOTION 8
TO CONCUR

AYE	43	ALBERTSON	DANNELLY	HOYLE	PURCELL
		ALLRAN	EAST	KERR	RAND
		BALLANCE	FORRESTER	KINNAIRD	ROBINSON
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARROU	LUCAS	SHAW L
		CARPENTER	GARWOOD	MARTIN R	SOLES
		CARRINGTON	GULLEY	MARTIN W	WARREN
		CLODFELTER	HAGAN	METCALF	WEBSTER
		COCHRANE	HARRIS	MILLER	WEINSTEIN
		COOPER	HARTSELL	MOORE	WELLONS
		DALTON	HORTON	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	7	CARTER	ODOM	PLYLER	SHAW R
		JORDAN	PERDUE	REEVES	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S1004 APR 14 1999

SENATE DRS2705-LM190(3.30) PRINCIPAL CLERK

Short Title: Geologist Licensure. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT REVISING THE PROCEDURE USED BY THE NORTH CAROLINA BOARD FOR LICENSING OF GEOLOGISTS TO ADDRESS COMPLAINTS AND INVESTIGATIONS AND AUTHORIZING THE BOARD TO ASSESS CIVIL PENALTIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 89E-17 reads as rewritten:

"**§ 89E-17. ~~Complaints.~~ Complaints and investigations.**

(a) Any person may file written charges with the Board against any licensee pursuant to rules and regulations adopted by the Board; provided however, such charges or allegations shall be in writing and shall be sworn to by the person or persons making them and shall be filed with the secretary. The Board shall have the authority and shall be under a duty to investigate reasonably all valid complaints.

(b) The Board may appoint, employ, or retain investigators for the purpose of examining or inquiring into any acts committed in this State that may violate the provisions of this Chapter, the Board's code of professional conduct, or the Board's rules. The Board may expend funds for salaries, fees, and per diem expenses in connection with an investigation conducted pursuant to this Chapter, but no funds other than per diem expenses shall be paid to a member of the Board in connection with an investigation. No member of the Board may give testimony during an investigation and thereafter participate in matters that may directly involve punitive action against a licensee or corporate registrant as a result of the investigation.

(c) Investigations by the Board shall be confidential until the Board takes disciplinary action against a licensee or corporate registrant. Records, papers, and other documents containing information collected or compiled by the Board, its

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 391/22--12:26 PM APRIL 29, 1999 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

KINNAIRD
GEOLOGISTS LICENSURE
COMM. SUB/2ND EDITION

SENATE BILL 1004
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

H. # 1080
LEGISLATIVE DAY 97
S1004HCS
READING 2

7/12/99
9:20 PM
IN CHAIR: HACKNEY

GEOLOGIST LICENSURE

AYES - 101

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

NOES - 2

CAPPS	DAVIS

EXCUSED ABSENCE - 7

CANSLER	KINNEY	MOSLEY	ROGERS
CUNNINGHAM	MCCRARY	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	DAUGHTRY	HUNTER, H.	SEXTON
ADAMS	FITCH	SAUNDERS	SUTTON
BADDOUR	HOLMES		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 952/35-- 8:43 PM JULY 13, 1999 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER -- Presiding

KINNAIRD
GEOLOGISTS LICENSURE
COMM. SUB/2ND EDITION

SENATE BILL 1004

MOTION 8
TO CONCUR

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

FILED - SENATE
S 1005 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS1659-LD109(4.1)

Short Title: Year 2000 Liability Limitations. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH CERTAIN LIMITATIONS REGARDING POTENTIAL LIABILITY OF NORTH CAROLINA'S BUSINESSES ARISING FROM YEAR 2000 PROBLEMS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 55 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 18.

"Year 2000 Liability and Damages.

"**§ 55-18-01. Purpose.**

The General Assembly finds that maintaining the health and stability of the various business enterprises located in the State is in the public interest in order to ensure the uninterrupted delivery of goods and services to the State's citizenry. The General Assembly further finds that the Year 2000 problem is a one-time occurrence for which no one person is accountable and, therefore, the business enterprises of the State should not have their ability to continue to deliver goods and services impaired by having to contest lawsuits arising from Year 2000 problems over which such business enterprises and governmental units have no control. This Article is intended to place prudent limitations on the potential liability of the State's business enterprises, while preserving the appropriate right of recovery by persons suffering economic losses as a result of another's fault or negligence. This Article does not limit enforcement of laws, regulations, or permits by State or local government bodies or agencies.

"**§ 55-18-02. Definitions.**

As used in this Article:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 393/24--12:43 PM APRIL 29, 1999 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

HOYLE
YEAR 2000 LIABILITY LIMITATIONS
COMM. SUB/2ND EDITION

SENATE BILL 1005
READING 2

AYE	46	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEE	PURCELL
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R	REEVES
		BASNIGHT	GARROU	MARTIN W	ROBINSON
		CARPENTER	GARWOOD	METCALF	RUCHO
		CARRINGTON	GULLEY	MILLER	SHAW L
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEINSTEIN
		COOPER	HOYLE	PHILLIPS	WELLONS
		DALTON	JORDAN		
NO	3	HORTON	SHAW R	WEBSTER	

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1005

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

S1005-ARG-001

Page 1 of 1

Date JUN 24 1999 1999

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

moves to amend the bill on page 3, lines 40-41, by rewriting the lines to read:

"(b) Mediation Procedure. -- Except as otherwise expressly provided in this section, mediation under this section shall be conducted in accordance with the provisions for mediated settlement of civil cases in G.S. 7A-38.1 and G.S. 7A-38.2 and rules and standards adopted pursuant to those sections. The Supreme Court may adopt additional rules and standards to implement this section, including an exemption from the provisions of G.S. 7A-38.1 for cases in which mediation was attempted under this section. Prior to the adoption of rules by the Supreme Court, rules".

SIGNED Ed McMahon
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 24 1999 FAILED _____ TABLED _____

109-0 ev

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 833
LEGISLATIVE DAY 87
S1005HCS
READING 2

6/24/99
1:00 PM
IN CHAIR: SPEAKER

AMEND #1: REP. MCMAHAN
YEAR 2000 LIABILITY LIMITATIONS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 7 8 DWeeks

BRUBAKER	COX	RAMSEY	WRIGHT
CHURCH	MOSLEY	SMITH	

Blue DWeeks

EXCUSED VOTE - 0

NOT VOTING - 4 3 DWeeks

BERRY	~~BLUE~~	HOLMES	MICHAUX

DWeeks

S1005HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 834
GISLATIVE DAY 87
005HCS
READING 2

6/24/99
1:25 PM
IN CHAIR: SPEAKER

YEAR 2000 LIABILITY LIMITATIONS

88 DWalker

AYES - ~~87~~ JUSTUS DWalker

ALEXANDER	DAUGHTRY	HORN	PRESTON
ALLEN	DAVIS	HURLEY	RAYFIELD
ARNOLD	DEDMON	JARRELL	REDWINE
BADDOUR	DOCKHAM	JEFFUS	RUSSELL
BAKER	EARLE	KINNEY	SAUNDERS
BARBEE	EASTERLING	KISER	SETZER
BAREFOOT	EDDINS	MCALLISTER	SEXTON
BONNER	EDWARDS	MCCOMAS	SHERRILL
BOWIE	ELLIS	MCCOMBS	STARNES
BOYD-MCINTYRE	ESPOSITO	MCCRARY	TALLENT
BRASWELL	FITCH	MCLAWHORN	TEAGUE
BRIDGEMAN	GARDNER	MCMAHAN	THOMAS
BROWN	GIBSON	MELTON	THOMPSON
BUCHANAN	GILLESPIE	MINER	TOLSON
CANSLER	GOODWIN	MITCHELL	TUCKER
CAPPS	GRADY	MOORE	WAINWRIGHT
CARPENTER	GRAY	MORGAN	WALEND
CLARY	GULLEY	MORRIS	WARREN
CRAWFORD	HAIRE	NESBITT	WARWICK
CULP	HARDAWAY	NYE	WILSON, C.
CULPEPPER	HIATT	OWENS	WILSON, G.
CUNNINGHAM	HILL	POPE	

NOES - 20

ADAMS	FOX	INSKO	SUTTON
ALLRED	HACKNEY	LUEBKE	WARNER
COLE	HENSLEY	MICHAUX	WOMBLE
CREECH	HOWARD	MILLER	WOOD
DECKER	HUNTER, H.	OLDHAM	YONGUE

EXCUSED ABSENCE - 8

BLUE	CHURCH	MOSLEY	SMITH
BRUBAKER	COX	RAMSEY	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - ~~5~~ 4 DWalker

SPEAKER	HOLMES	~~JUSTUS~~	ROGERS
BERRY			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1005

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

S1005-ARG-005

Date 6/30 ,1999

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

Rep. Baddour

moves to amend the bill on page 2, line 5,
by rewriting the line to read:
"claim for damages."

and on page 4, lines 4-5,
by inserting the following between those lines:
"(c1) If a party to the dispute is entitled to an affirmative defense pursuant to G.S. 1-539.26, that party may refuse to participate in the mediation. If the party agrees to participate in the mediation as provided in this section, that party is not entitled to an affirmative defense pursuant to G.S. 1-539.26 upon the filing of the civil action. If the party refuses to participate in the mediation, the mediator shall immediately prepare a certification as provided in subsection (d) of this section stating that the party refused with good cause to participate in the mediation and has satisfied the requirements of this section."

and on page 4, lines 19-21,
by rewriting the lines to read:
"allegedly resulting from a Year 2000 problem, the court shall dismiss the action without prejudice for failure to comply with this section if the moving party asserts in his or her pleading the alleged failure to comply and establishes the alleged failure to comply, unless:"

and on page 4, lines 40-41,
by inserting the following between those lines:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1005

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

S1005-ARG-005

"Section 2. G.S. 66-283(c1), as enacted in Section 1 of this act, is effective only if Senate Bill 1074 becomes law.

Section 3. If Senate Bill 192, 1999 Regular Session, becomes law, then Article 35 of Chapter 66 of the General Statutes, as enacted by this act, is recodified as Article 36 of Chapter 6 of the General Statutes.";

and by renumbering the remaining sections accordingly.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 30 1999 FAILED _____ TABLED _____

112-0 EV

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EU

SEQ. # 872
LEGISLATIVE DAY 90
S1005HCS
READING 3

6/30/99
2:49 PM
IN CHAIR: SPEAKER

AMEND #2 · REP. BADDOUR
YEAR 2000 LIABILITY LIMITATIONS

AYES - 112

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

NOES - 0

EXCUSED ABSENCE - 5

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 3

CLARY	DAUGHTRY	HUNTER, H.

S1005HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 873
LEGISLATIVE DAY 90
S1005HCS
READING 3

6/30/99
3:01 PM
IN CHAIR: SPEAKER

YEAR 2000 LIABILITY LIMITATIONS

AYES - 88

SPEAKER	CULPEPPER	HURLEY	REDWINE
ALEXANDER	CUNNINGHAM	JARRELL	ROGERS
ALLEN	DAUGHTRY	JEFFUS	RUSSELL
ARNOLD	DECKER	JUSTUS	SAUNDERS
BADDOUR	DOCKHAM	KINNEY	SETZER
BAKER	EASTERLING	KISER	SEXTON
BARBEE	EDDINS	MCALLISTER	SHERRILL
BAREFOOT	ELLIS	MCCOMAS	SMITH
BOWIE	ESPOSITO	MCCOMBS	STARNES
BRIDGEMAN	GARDNER	MCCRARY	TALLENT
BROWN	GIBSON	MCLAWHORN	TEAGUE
BRUBAKER	GILLESPIE	MCMAHAN	THOMAS
BUCHANAN	GOODWIN	MELTON	THOMPSON
CANSLER	GRADY	MITCHELL	TOLSON
CAPPS	GRAY	MOORE	TUCKER
CARPENTER	GULLEY	MORGAN	WAINWRIGHT
CHURCH	HAIRE	MORRIS	WALEND
CLARY	HARDAWAY	NYE	WARREN
COX	HIATT	OWENS	WARWICK
CRAWFORD	HILL	POPE	WILSON, C.
CREECH	HORN	PRESTON	WILSON, G.
CULP	HOWARD	RAYFIELD	YONGUE

NOES - 22

ADAMS	FITCH	INSKO	OLDHAM
ALLRED	FOX	LUEBKE	SUTTON
BONNER	HACKNEY	MICHAUX	WOMBLE
BRASWELL	HENSLEY	MILLER	WOOD
COLE	HOLMES	NESBITT	WRIGHT
DAVIS	HUNTER, H.		

EXCUSED ABSENCE - 5

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 5

BOYD-MCINTYRE	EDWARDS	MINER	WARNER
EARLE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 822/17-- 5:09 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT -- Presiding

HOYLE SENATE BILL 1005
YEAR 2000 LIABILITY LIMITATIONS
HOUSE COM. SUB/4TH EDITION

MOTION 8
TO CONCUR

AYE	44	ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANCE	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	HARTSELL	ODOM	WARREN
		DALTON	HORTON	PERDUE	WEINSTEIN
		DANNELLY	HOYLE	PHILLIPS	WELLONS
NO	1	WEBSTER			

EXCUSED	0				
NOT CAST	0				
ABSENT	5	ALBERTSON	JORDAN	KERR	SHAW L
		CARRINGTON			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE

S 1006 APR 14 1999

PRINCIPAL CLERK

SENATE DRS2671-LN168(4.6)

Short Title: DWI Assessments. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE FEES TO BE CHARGED TO PERSONS UNDERGOING SUBSTANCE ABUSE ASSESSMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 122C-142.1(f) reads as rewritten:

"(f) Fees. -- A person who has a substance abuse assessment conducted for the purpose of obtaining a certificate of completion shall pay to the assessing agency a fee of ~~fifty dollars ($50.00).~~ one hundred dollars ($100.00). Of this fee, the assessing agency shall retain ninety dollars ($90.00) to cover the costs of the standardized substance abuse assessment, the clinical interview, and costs incurred in the transfer of any client to a licensed facility located within or outside the State. The assessing agency shall forward ten dollars ($10.00) of each assessment fee, via agency check, to the Substance Abuse Services Section (SAS), Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, Department of Health and Human Services, by the tenth of each month for the prior month's assessments. The portion paid to the SAS Section shall be used to:

(1) Develop a system to track offender compliance with the substance abuse assessment and education or treatment required for all persons convicted of a violation of G.S. 20-138.1 (DWI), G.S. 20-138.2 (Commercial DWI), or G.S. 20-138.3 (driving while less than 21 years old after consuming alcohol or drugs), and

(2) Establish a system by which licensed substance abuse facilities may be examined and granted the privilege to provide services to the offenders listed in subdivision (1) of this subsection.

FILED - SENATE
S 1007 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS3766-RO016(4.7)

Short Title: Prohibit Predatory Mortgage Lending. (Public)

Sponsors: Senators Cooper, Rand, and Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT PREDATORY MORTGAGE LENDING PRACTICES.

Whereas, home ownership is of vital importance to the people and the economy of North Carolina; and

Whereas, certain predatory mortgage lending practices targeted toward vulnerable populations assess rates, fees, and charges substantially in excess of those available in the competitive market; and

Whereas, certain predatory lending practices such as "packing" and "flipping", can seriously compound the cost of these loans; and

Whereas, citizens subject to these predatory lending practices are frequently unaware that they have incurred excess rates, fees, and charges, or been subject to other predatory practices which result in the equity in their homes being reduced; and

Whereas, these predatory mortgage lending practices cause substantial economic hardship for many North Carolinians and sometimes result in the loss of citizens' homes to the predatory lender; and

Whereas, such practices do great harm to the people and economy of North Carolina and cast a bad light on responsible lenders in this State; Now, therefore,

The General Assembly of North Carolina enacts:

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S 1008

SENATE DRS2715-LL154(4.6)

Short Title: Extend Univ. Service Deadline. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE TIME FOR THE NORTH CAROLINA UTILITIES COMMISSION TO ADOPT FINAL RULES REGARDING UNIVERSAL SERVICE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 62-110(f1) reads as rewritten:

"(f1) Except as provided in subsection (f2) of this section, the Commission is authorized, following notice and an opportunity for interested parties to be heard, to issue a certificate to any person applying to provide local exchange or exchange access services as a public utility as defined in G.S. 62-3(23)a.6., without regard to whether local telephone service is already being provided in the territory for which the certificate is sought, provided that the person seeking to provide the service makes a satisfactory showing to the Commission that (i) the person is fit, capable, and financially able to render such service; (ii) the service to be provided will reasonably meet the service standards that the Commission may adopt; (iii) the provision of the service will not adversely impact the availability of reasonably affordable local exchange service; (iv) the person, to the extent it may be required to do so by the Commission, will participate in the support of universally available telephone service at affordable rates; and (v) the provision of the service does not otherwise adversely impact the public interest. In its application for certification, the person seeking to provide the service shall set forth with particularity the proposed geographic territory to be served and the types of local exchange and exchange access services to be provided. Except as provided in G.S. 62-133.5(f), any person receiving a certificate under this section shall, until otherwise determined by the Commission, file and maintain with the Commission a complete list of the local exchange and exchange

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 294/32-- 8:50 PM APRIL 26, 1999 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

HOYLE
EXTEND UNIVERSAL SERVICE DEADLINE

SENATE BILL 1008
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	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

. # 551
GISLATIVE DAY 64
S1008
READING 2

5/17/99
7:34 PM
IN CHAIR: SPEAKER

EXTEND UNIVERSAL SERVICE DEADLINE

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 12

BRIDGEMAN	ELLIS	MOORE	SETZER
BRUBAKER	HORN	NESBITT	STARNES
CHURCH	KINNEY	RAMSEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	CREECH	TALLENT	WILSON, C.
CARPENTER			

FILED - SENATE
S 1009 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS2728-LR340A(4.1)

Short Title: Journalists' Testimonial Privilege. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROMOTE THE FREE FLOW OF INFORMATION TO THE PEOPLE OF NORTH CAROLINA BY CODIFYING THE JOURNALISTS' TESTIMONIAL PRIVILEGE.

The General Assembly of North Carolina enacts:

Section 1. Article 7 of Chapter 8 of the General Statutes is amended by adding a new section to read:

"**§ 8-53.9. Persons, companies, or other entities engaged in gathering or dissemination of news.**

(a) Definitions. The following definitions apply in this section:

(1) Journalist. -- Any person, company, or entity engaged in gathering, compiling, writing, editing, photographing, recording, or processing information for dissemination via any news medium.

(2) Legal proceeding. -- Any grand jury proceeding or investigation; any criminal prosecution, civil suit, or related proceeding in any court; and, any judicial or quasi-judicial proceeding before any administrative, legislative, or regulatory board, agency, or tribunal.

(3) News medium. -- Any entity regularly engaged in the publication or distribution of news via printed or electronic means.

(b) A journalist has a qualified privilege against disclosure in any legal proceeding of any confidential or nonconfidential information, document, or item obtained or prepared while acting as a journalist.

(c) In order to overcome the qualified privilege provided by subsection (b) of this section, any person seeking to compel a journalist to testify or produce information

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 320/18-- 5:57 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

HOYLE
JOURNALISTS TESTIMONIAL PRIVILEGE
COM. SUB/2ND EDITION

SENATE BILL 1009
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	SHAW L
		CARRINGTON	GULLEY	MARTIN W	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	MOORE	WARREN
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 782
LEGISLATIVE DAY 84
S1009HCS
READING 2

6/21/99
8:25 PM
IN CHAIR: SPEAKER

JOURNALISTS' TESTIMONIAL PRIVIL.

AYES - 73

SPEAKER	CUNNINGHAM	JEFFUS	REDWINE
ADAMS	EARLE	LUEBKE	RUSSELL
ALEXANDER	EASTERLING	MCCOMAS	SAUNDERS
ALLEN	EDWARDS	MCCOMBS	SETZER
ALLRED	FITCH	MCCRARY	SHERRILL
BADDOUR	FOX	MCLAWHORN	SMITH
BAREFOOT	GARDNER	MELTON	STARNES
BLUE	GIBSON	MICHAUX	TALLENT
BONNER	GILLESPIE	MILLER	THOMAS
BOYD-MCINTYRE	GOODWIN	MITCHELL	TOLSON
BRASWELL	GRADY	MOORE	TUCKER
BRIDGEMAN	GRAY	MORRIS	WARNER
BUCHANAN	HACKNEY	MOSLEY	WARREN
CANSLER	HENSLEY	NESBITT	WARWICK
CHURCH	HILL	NYE	WILSON, G.
CLARY	HORN	OLDHAM	WOMBLE
COLE	INSKO	OWENS	WRIGHT
COX	JARRELL	PRESTON	YONGUE
CULP			

NOES - 37

BAKER	DAUGHTRY	HAIRE	MORGAN
BARBEE	DAVIS	HARDAWAY	POPE
BERRY	DECKER	HIATT	RAYFIELD
BOWIE	DEDMON	HOLMES	ROGERS
BROWN	DOCKHAM	HOWARD	SEXTON
CAPPS	EDDINS	HURLEY	TEAGUE
CARPENTER	ELLIS	JUSTUS	THOMPSON
CRAWFORD	ESPOSITO	KISER	WALEND
CREECH	GULLEY	MCMAHAN	WILSON, C.
CULPEPPER			

EXCUSED ABSENCE - 8

ARNOLD	KINNEY	RAMSEY	WAINWRIGHT
BRUBAKER	MINER	SUTTON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

HUNTER, H.	MCALLISTER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 816
LEGISLATIVE DAY 86
S1009HCS
READING 3

6/23/99
3:34 PM
IN CHAIR: SPEAKER

JOURNALISTS' TESTIMONIAL PRIVIL.

91 D Weeks

AYES - ~~92~~

SPEAKER	CULP	HUNTER, H.	PRESTON
ADAMS	CULPEPPER	HURLEY	RAYFIELD
ALEXANDER	CUNNINGHAM	INSKO	REDWINE
ALLEN	DAUGHTRY	JARRELL	RUSSELL
ALLRED	DEDMON	JEFFUS	SAUNDERS
ARNOLD	DOCKHAM	KINNEY	SETZER
BADDOUR	EARLE	LUEBKE	SHERRILL
BARBEE	EASTERLING	MCALLISTER	SMITH
BAREFOOT	ESPOSITO	MCCOMAS	STARNES
BLUE	FITCH	MCCOMBS	TALLENT
BONNER	FOX	MCCRARY	TEAGUE
BOWIE	GARDNER	MCLAWHORN	THOMAS
BOYD-MCINTYRE	GIBSON	MCMAHAN	TOLSON
BRIDGEMAN	GILLESPIE	MELTON	TUCKER
BROWN	GOODWIN	MILLER	WAINWRIGHT
BUCHANAN	GRADY	MITCHELL	WALEND
CANSLER	GRAY	MOORE	WARNER
CARPENTER	GULLEY	MORRIS	WARREN
CHURCH	HACKNEY	NESBITT	WARWICK
CLARY	HENSLEY	NYE	WILSON, G.
COLE	HILL	OLDHAM	WOMBLE
COX	HOLMES	OWENS	WRIGHT
CRAWFORD	HORN	~~POPE~~	YONGUE

NOES - ~~20~~ 21 D Weeks

BAKER	DECKER	HIATT	SEXTON
BERRY	EDDINS	HOWARD	SUTTON
CAPPS	ELLIS	JUSTUS	THOMPSON
CREECH	HAIRE	KISER	WILSON, C.
DAVIS	HARDAWAY	MORGAN	WOOD

POPE D Weeks

EXCUSED ABSENCE - 5

BRASWELL	MINER	MOSLEY	RAMSEY
BRUBAKER			

EXCUSED VOTE - 0

NOT VOTING - 3

EDWARDS	MICHAUX	ROGERS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 818
LEGISLATIVE DAY 86
S1009HCS

6/23/99
3:50 PM
IN CHAIR: SPEAKER

JOURNALISTS' TESTIMONIAL PRIVIL.
MOTION #12 - REP. HENSLEY'S MOTION TO RE-CALL FROM SENATE SO THAT THE VOTE ON READING 3 MAY BE RE-CONSIDERED

AYES - 53

SPEAKER	CULP	HARDAWAY	MORRIS
ADAMS	DAUGHTRY	HENSLEY	NESBITT
ALEXANDER	DECKER	HIATT	POPE
ALLRED	DOCKHAM	HILL	PRESTON
ARNOLD	EDDINS	HOLMES	SEXTON
BAKER	ELLIS	HOWARD	STARNES
BERRY	ESPOSITO	HUNTER, H.	SUTTON
BLUE	FITCH	LUEBKE	TALLENT
BROWN	GARDNER	MCALLISTER	THOMPSON
CAPPS	GOODWIN	MCCOMAS	WILSON, C.
CARPENTER	GRAY	MICHAUX	WILSON, G.
CLARY	GULLEY	MILLER	WOMBLE
COLE	HACKNEY	MITCHELL	WOOD
CREECH			

NOES - 57

ALLEN	EARLE	KINNEY	SAUNDERS
BADDOUR	EASTERLING	KISER	SHERRILL
BARBEE	EDWARDS	MCCOMBS	SMITH
BAREFOOT	FOX	MCCRARY	TEAGUE
BONNER	GIBSON	MCLAWHORN	THOMAS
BOWIE	GILLESPIE	MELTON	TOLSON
BOYD-MCINTYRE	GRADY	MOORE	TUCKER
BRIDGEMAN	HAIRE	NYE	WAINWRIGHT
BUCHANAN	HORN	OLDHAM	WALEND
CANSLER	HURLEY	OWENS	WARNER
CHURCH	INSKO	RAYFIELD	WARREN
COX	JARRELL	REDWINE	WARWICK
CRAWFORD	JEFFUS	ROGERS	WRIGHT
CULPEPPER	JUSTUS	RUSSELL	YONGUE
DEDMON			

EXCUSED ABSENCE - 5

BRASWELL	MINER	MOSLEY	RAMSEY
BRUBAKER			

EXCUSED VOTE - 0

NOT VOTING - 5

CUNNINGHAM	MCMAHAN	MORGAN	SETZER
DAVIS			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 819
LEGISLATIVE DAY 86
S1009HCS

EO
6/23/99
3:57 PM
IN CHAIR: SPEAKER

JOURNALISTS' TESTIMONIAL PRIVIL.
MOTION #12 - REP. BADDOUR'S MOTION TO RECONSIDER REP. HENSLEY'S MOTION FOR RECALL OF BILL FROM THE SENATE

AYES - 110

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

NOES - 2

BRIDGEMAN	EDWARDS

EXCUSED ABSENCE - 5

BRASWELL	MINER	MOSLEY	RAMSEY
BRUBAKER			

EXCUSED VOTE - 0

NOT VOTING - 3

CREECH	EARLE	MCMAHAN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 820
LEGISLATIVE DAY 86
S1009HCS

EO

6/23/99
3:58 PM
IN CHAIR: SPEAKER

JOURNALISTS' TESTIMONIAL PRIVIL.
MOTION #12 - REP HENSLEY'S MOTION TO RECALL BILL FROM SENATE TO RECONSIDER VOTE ON READING 3

AYES - 111

SPEAKER	DAUGHTRY	HUNTER, H.	REDWINE
ADAMS	DAVIS	HURLEY	ROGERS
ALEXANDER	DECKER	INSKO	RUSSELL
ALLEN	DEDMON	JARRELL	SAUNDERS
ALLRED	DOCKHAM	JEFFUS	SETZER
ARNOLD	EASTERLING	JUSTUS	SEXTON
BADDOUR	EDDINS	KINNEY	SHERRILL
BAKER	EDWARDS	KISER	SMITH
BARBEE	ELLIS	LUEBKE	STARNES
BAREFOOT	ESPOSITO	MCALLISTER	SUTTON
BERRY	FITCH	MCCOMAS	TALLENT
BLUE	FOX	MCCOMBS	TEAGUE
BONNER	GARDNER	MCCRARY	THOMAS
BOWIE	GIBSON	MCLAWHORN	THOMPSON
BOYD-MCINTYRE	GILLESPIE	MELTON	TOLSON
BROWN	GOODWIN	MICHAUX	TUCKER
BUCHANAN	GRADY	MILLER	WAINWRIGHT
CANSLER	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	WOOD
CULP	HOLMES	POPE	WRIGHT
CULPEPPER	HORN	PRESTON	YONGUE
CUNNINGHAM	HOWARD	RAYFIELD	

NOES - 1

BRIDGEMAN

EXCUSED ABSENCE - 5

BRASWELL	MINER	MOSLEY	RAMSEY
BRUBAKER			

EXCUSED VOTE - 0

NOT VOTING - 3

CREECH	EARLE	MCMAHAN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

NO. # 821
LEGISLATIVE DAY 86
S1009HCS
READING 3

6/23/99
4:00 PM
IN CHAIR: SPEAKER

JOURNALISTS' TESTIMONIAL PRIVIL.
MOTION #5 REP BLUE'S MOTION TO RECONSIDER THE VOTE ON READING 3

AYES - 113

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

NOES - 0

EXCUSED ABSENCE - 5

BRASWELL	MINER	MOSLEY	RAMSEY
BRUBAKER			

EXCUSED VOTE - 0

NOT VOTING - 2

CREECH	MCMAHAN

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1009

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

S1009-ASA-071

Date 23 June, 1999

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

Representative Blue

moves to amend the bill on page 2, line 19,
by rewriting the line to read:
"person seeking the testimony or production.
(d) Notwithstanding subsections (b) and (c) of this section, a journalist has no privilege against disclosure of any information, document, or item obtained as the result of the journalist's eyewitness observations of criminal or tortious conduct, including any physical evidence or visual or audio recording of the observed conduct.'".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 23 1999 FAILED _____ TABLED _____

102-9 ev

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 822
LEGISLATIVE DAY 86
S1009HCS
READING 3

6/23/99
4:07 PM
IN CHAIR: SPEAKER

AMEND #1 REP. BLUE
JOURNALISTS' TESTIMONIAL PRIVIL.

AYES - 102

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

NOES - 9

ALEXANDER	BRIDGEMAN	COX	INSKO
BADDOUR	BUCHANAN	GIBSON	MILLER
BAREFOOT			

EXCUSED ABSENCE - 7

BARBEE	BRUBAKER	MORRIS	RAMSEY
BRASWELL	MINER	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 2

BERRY	MCMAHAN

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1009

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

S1009-ASA-070

Date JUN 23 1999, 1999

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

Representative ~~Daughtry~~ Daughtry

moves to amend the bill on page 2, line 9, by deleting the phrase "clear and convincing evidence" and inserting "the greater weight of the evidence";

and on page 2, line 11, by deleting the word "highly".

SIGNED Daughtry
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 23 1999 FAILED _____ TABLED _____

105-6 EV
DWicker

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 823
GISLATIVE DAY 86
S1009HCS
READING 3

6/23/99
4:13 PM
IN CHAIR: SPEAKER

AMEND #2 - REP. DAUGHTRY
JOURNALISTS' TESTIMONIAL PRIVIL.

AYES - 105

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

NOES - 6

ALEXANDER	EDWARDS	LUEBKE	MILLER
BAREFOOT	INSKO		

EXCUSED ABSENCE - 7

BARBEE	BRUBAKER	MORRIS	RAMSEY
BRASWELL	MINER	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	MCMAHAN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

. # 824
ISLATIVE DAY 86
S1009HCS
READING 3

6/23/99
4:13 PM
IN CHAIR: SPEAKER

JOURNALISTS' TESTIMONIAL PRIVIL.

AYES - 87

SPEAKER	CULPEPPER	INSKO	SAUNDERS
ADAMS	CUNNINGHAM	JARRELL	SETZER
ALEXANDER	DAUGHTRY	JEFFUS	SEXTON
ALLEN	DEDMON	KINNEY	SHERRILL
ALLRED	EARLE	LUEBKE	SMITH
ARNOLD	EASTERLING	MCALLISTER	STARNES
BADDOUR	EDWARDS	MCCOMAS	TALLENT
BAREFOOT	ESPOSITO	MCCOMBS	TEAGUE
BLUE	FITCH	MCCRARY	THOMAS
BONNER	FOX	MCLAWHORN	TOLSON
BOWIE	GARDNER	MELTON	TUCKER
BOYD-MCINTYRE	GIBSON	MICHAUX	WAINWRIGHT
BRIDGEMAN	GILLESPIE	MILLER	WALEND
BROWN	GOODWIN	MITCHELL	WARNER
BUCHANAN	GRADY	MOORE	WARREN
CANSLER	GRAY	NESBITT	WARWICK
CHURCH	HACKNEY	NYE	WILSON, C.
CLARY	HENSLEY	OLDHAM	WILSON, G.
COLE	HILL	OWENS	WOMBLE
COX	HOLMES	PRESTON	WRIGHT
CRAWFORD	HORN	REDWINE	YONGUE
CULP	HUNTER, H.	RUSSELL	

NOES - 25

BAKER	DOCKHAM	HIATT	POPE
BERRY	EDDINS	HOWARD	RAYFIELD
CAPPS	ELLIS	HURLEY	ROGERS
CARPENTER	GULLEY	JUSTUS	SUTTON
CREECH	HAIRE	KISER	THOMPSON
DAVIS	HARDAWAY	MORGAN	WOOD
DECKER			

EXCUSED ABSENCE - 7

BARBEE	BRUBAKER	MORRIS	RAMSEY
BRASWELL	MINER	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 1

MCMAHAN

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 758/23-- 4:14 PM JUNE 29, 1999 LEGISLATIVE DAY 88

SENATOR BASNIGHT -- Presiding

HOYLE
JOURNALISTS TESTIMONIAL PRIVILEGE
HOUSE COM. SUB/4TH EDITION

SENATE BILL 1009

MOTION 8
TO CONCUR

AYE	48	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	COOPER	JORDAN		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S 1010 D

SENATE DRS4632-LT090(3.31)

Short Title: Investment Adviser Study. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE A STUDY OF THE PRACTICE OF INVESTMENT ADVISERS.

The General Assembly of North Carolina enacts:

Section 1. The Legislative Research Commission may study the issue of the regulation and practice of investment advisers. If the Commission undertakes the study, it may:

(1) Review and consider the current registration and notice filing procedures required by State law and determine whether the law should be amended to require the disclosure of more information to potential clients of investment advisers to protect the consumers of the State;

(2) Consider whether there should be established in the Office of the Secretary of State an arbitration program that would administer arbitration of disputes, claims, or controversies arising out of contractual relationships between investment advisers and clients or between investment advisers and those who hold client accounts and clear security transactions. If the study determines that an arbitration program should be established, the proposal should include recommendations regarding the training of arbitrators, the composition of arbitration panels, a policy to make the program self-funding, and a schedule of fees for those who use arbitration services;

(3) Review the use of internet-based security transactions and how those transactions are regulated by the State and consider the

FILED - SENATE
S 1011 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS3755*-LH120(3.31)

Short Title: Bullet-Proof Vest/Commit Felony. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT AN ENHANCED CRIMINAL PENALTY SHALL BE IMPOSED ON A PERSON WHO POSSESSES A BULLET-PROOF VEST WHILE COMMITTING A FELONY.

The General Assembly of North Carolina enacts:

Section 1. Part 2 of Article 81B of Chapter 15A of the General Statutes is amended by adding a new section to read:

"**§ 15A-1340.16C. Enhanced sentence if defendant is convicted of a felony and the defendant possessed a bullet-proof vest during the commission of the felony.**

(a) If a person is convicted of a felony and the court finds that the person possessed a bullet-proof vest at the time of the felony, then the person is guilty of a felony that is one class higher than the underlying felony for which the person was convicted.

(b) This section does not apply if the evidence that the person possessed a bullet-proof vest is needed to prove an element of the underlying felony for which the person was convicted."

Section 2. This act becomes effective December 1, 1999, and applies to offenses committed on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 351/20-- 4:57 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

COOPER
BULLET-PROOF VEST/COMMIT FELONY
COMM. SUB/2ND EDITION

SENATE BILL 1011
READING 2

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

EXCUSED	0		
NOT CAST	2	EAST	GULLEY
ABSENT	0		
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 787
LEGISLATIVE DAY 84
S1011HCS
READING 2

6/21/99
9:00 PM
IN CHAIR: SPEAKER

BULLET-PROOF VEST/ COMMIT FELONY

AYES - 103

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

NOES - 2

HENSLEY	WOMBLE

EXCUSED ABSENCE - 8

ARNOLD	KINNEY	RAMSEY	WAINWRIGHT
BRUBAKER	MINER	SUTTON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BRASWELL	FITCH	SEXTON
BLUE	CRAWFORD	HOLMES	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 729/10-- 1:17 PM JUNE 24, 1999 LEGISLATIVE DAY 86

LT. GOVERNOR WICKER -- Presiding

COOPER
BULLET-PROOF VEST/COMMIT FELONY
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1011

MOTION 8
TO CONCUR

AYE	43	ALBERTSON	DANNELLY	HOYLE	PURCELL
		ALLRAN	EAST	KERR	RAND
		BALLANCE	FORRESTER	KINNAIRD	ROBINSON
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARROU	LUCAS	SHAW L
		CARPENTER	GARWOOD	MARTIN R	SOLES
		CARRINGTON	GULLEY	MARTIN W	WARREN
		CLODFELTER	HAGAN	METCALF	WEBSTER
		COCHRANE	HARRIS	MILLER	WEINSTEIN
		COOPER	HARTSELL	MOORE	WELLONS
		DALTON	HORTON	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	7	CARTER	ODOM	PLYLER	SHAW R
		JORDAN	PERDUE	REEVES	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1012 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS2718-LD161(4.5)

Short Title: Medical Malpractice Pleadings. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW A PRESIDING JUDGE IN A COUNTY WITH PROPER VENUE TO EXTEND THE STATUTE OF LIMITATIONS IN A MEDICAL MALPRACTICE ACTION THAT WAS IMPROPERLY PLEADED UNDER RULE 9 OF THE RULES OF CIVIL PROCEDURE AND TO PROVIDE THAT AN INVOLUNTARY DISMISSAL FOR FAILURE TO COMPLY WITH RULE 9 IS NOT AN ADJUDICATION ON THE MERITS IN MEDICAL MALPRACTICE ACTIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1A-1, Rule 9(j) reads as rewritten:

"(j) Medical malpractice. -- Any complaint alleging medical malpractice by a health care provider as defined in G.S. 90-21.11 in failing to comply with the applicable standard of care under G.S. 90-21.12 shall be dismissed unless:

(1) The pleading specifically asserts that the medical care has been reviewed by a person who is reasonably expected to qualify as an expert witness under Rule 702 of the Rules of Evidence and who is willing to testify that the medical care did not comply with the applicable standard of care;

(2) The pleading specifically asserts that the medical care has been reviewed by a person that the complainant will seek to have qualified as an expert witness by motion under Rule 702(e) of the Rules of Evidence and who is willing to testify that the medical care did not comply with the applicable standard of care, and the motion is filed with the complaint; or

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 400/31-- 1:10 PM APRIL 29, 1999 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

COOPER
MEDICAL MALPRACTICE PLEADINGS
COMM. SUB/2ND EDITION

SENATE BILL 1012
READING 2

AYE	48	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	SHAW L
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	MOORE	WARREN
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
NO	1	RUCHO			

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 875
LEGISLATIVE DAY 90
12SCS
DING 2

6/30/99
3:17 PM
IN CHAIR: HACKNEY

MEDICAL MALPRACTICE PLEADINGS

AYES - 53

ADAMS	CUNNINGHAM	JARRELL	ROGERS
ALEXANDER	EARLE	JEFFUS	SAUNDERS
ALLEN	EASTERLING	LUEBKE	SHERRILL
ALLRED	FOX	MCALLISTER	SUTTON
BADDOUR	GIBSON	MCCRARY	THOMAS
BAREFOOT	GOODWIN	MCLAWHORN	TOLSON
BONNER	HACKNEY	MELTON	TUCKER
BOYD-MCINTYRE	HAIRE	MICHAUX	WAINWRIGHT
BRASWELL	HENSLEY	MILLER	WARNER
BRIDGEMAN	HORN	NESBITT	WARREN
COLE	HUNTER, H.	NYE	WOMBLE
COX	HURLEY	OLDHAM	WRIGHT
CRAWFORD	INSKO	REDWINE	YONGUE
CULPEPPER			

NOES - 57

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

EXCUSED ABSENCE - 5

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	FITCH	HARDAWAY	KINNEY
EDWARDS			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 909
LEGISLATIVE DAY 91
12SCS
DING 2

7/01/99
3:42 PM
IN CHAIR: SPEAKER

MEDICAL MALPRACTICE PLEADINGS
MOTION #1 - MOTION TO ADJOURN

AYES - 48

ARNOLD	DAVIS	HIATT	RAYFIELD
BAKER	DECKER	HOWARD	RUSSELL
BARBEE	DOCKHAM	JUSTUS	SETZER
BOWIE	EDDINS	KISER	SEXTON
BROWN	EDWARDS	MCCOMBS	STARNES
BRUBAKER	ELLIS	MCMAHAN	TALLENT
CANSLER	ESPOSITO	MINER	TEAGUE
CAPPS	GARDNER	MITCHELL	THOMPSON
CARPENTER	GILLESPIE	MORGAN	WALEND
CREECH	GRADY	MORRIS	WILSON, C.
CULP	GRAY	POPE	WILSON, G.
DAUGHTRY	GULLEY	PRESTON	WOOD

NOES - 55

SPEAKER	CULPEPPER	INSKO	SAUNDERS
ADAMS	CUNNINGHAM	JARRELL	SMITH
ALEXANDER	DEDMON	JEFFUS	SUTTON
ALLEN	EASTERLING	KINNEY	THOMAS
ALLRED	FOX	LUEBKE	TOLSON
BADDOUR	GIBSON	MCCRARY	TUCKER
BAREFOOT	GOODWIN	MCLAWHORN	WAINWRIGHT
BLUE	HACKNEY	MELTON	WARNER
BONNER	HAIRE	MICHAUX	WARREN
BOYD-MCINTYRE	HARDAWAY	NESBITT	WARWICK
BRASWELL	HENSLEY	NYE	WOMBLE
BRIDGEMAN	HILL	OLDHAM	WRIGHT
COLE	HORN	OWENS	YONGUE
COX	HUNTER, H.	ROGERS	

EXCUSED ABSENCE - 11

CHURCH	HURLEY	MOORE	REDWINE
CLARY	MCCOMAS	MOSLEY	SHERRILL
HOLMES	MILLER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 6

BERRY	CRAWFORD	FITCH	MCALLISTER
BUCHANAN	EARLE		

S1012SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 910
LEGISLATIVE DAY 91
12SCS
DING 2

7/01/99
3:52 PM
IN CHAIR: SPEAKER

MEDICAL MALPRACTICE PLEADINGS
MOTION #5 REP. WARWICK'S MOTION TO RECONSIDER THE VOTE BY WHICH THE BILL PASSED READING 2

AYES - 59

SPEAKER	CUNNINGHAM	HUNTER, H.	ROGERS
ADAMS	DEDMON	INSKO	SAUNDERS
ALEXANDER	EARLE	JARRELL	SMITH
ALLRED	EASTERLING	JEFFUS	SUTTON
BADDOUR	EDWARDS	KINNEY	THOMAS
BAREFOOT	FITCH	LUEBKE	TOLSON
BLUE	FOX	MCALLISTER	TUCKER
BONNER	GIBSON	MCCRARY	WAINWRIGHT
BOYD-MCINTYRE	GOODWIN	MCLAWHORN	WARNER
BRASWELL	HACKNEY	MELTON	WARREN
BRIDGEMAN	HAIRE	MICHAUX	WARWICK
COLE	HARDAWAY	NESBITT	WOMBLE
COX	HENSLEY	NYE	WRIGHT
CRAWFORD	HILL	OLDHAM	YONGUE
CULPEPPER	HORN	OWENS	

NOES - 48

ALLEN	DAUGHTRY	HIATT	RAYFIELD
ARNOLD	DAVIS	HOWARD	RUSSELL
BAKER	DECKER	JUSTUS	SETZER
BARBEE	DOCKHAM	KISER	SEXTON
BOWIE	EDDINS	MCCOMBS	STARNES
BROWN	ELLIS	MCMAHAN	TALLENT
BRUBAKER	ESPOSITO	MINER	TEAGUE
CANSLER	GARDNER	MITCHELL	THOMPSON
CAPPS	GILLESPIE	MORGAN	WALEND
CARPENTER	GRADY	MORRIS	WILSON, C.
CREECH	GRAY	POPE	WILSON, G.
CULP	GULLEY	PRESTON	WOOD

EXCUSED ABSENCE - 11

CHURCH	HURLEY	MOORE	REDWINE
CLARY	MCCOMAS	MOSLEY	SHERRILL
HOLMES	MILLER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 2

BERRY	BUCHANAN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 911
LEGISLATIVE DAY 91
S1012SCS
READING 2

7/01/99
3:59 PM
IN CHAIR: SPEAKER

MEDICAL MALPRACTICE PLEADINGS
MOTION #6 - REP. CAPPS
MOTION TO POSTPONE TO A DAY CERTAIN - 7/6

AYES - 98

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

NOES - 8

COX	JARRELL	MELTON	THOMAS
CULPEPPER	MCLAWHORN	ROGERS	TUCKER

EXCUSED ABSENCE - 11

CHURCH	HURLEY	MOORE	REDWINE
CLARY	MCCOMAS	MOSLEY	SHERRILL
HOLMES	MILLER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 3

BERRY	BUCHANAN	CARPENTER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

. # 949
GISLATIVE DAY 93
S1012SCS
READING 2

7/06/99
3:36 PM
IN CHAIR: SPEAKER

MEDICAL MALPRACTICE PLEADINGS

AYES - 53

SPEAKER	CRAWFORD	HENSLEY	OLDHAM
ADAMS	CULPEPPER	HORN	REDWINE
ALEXANDER	CUNNINGHAM	HUNTER, H.	ROGERS
ALLEN	DEDMON	INSKO	SAUNDERS
ALLRED	EARLE	JARRELL	SHERRILL
BADDOUR	EASTERLING	JEFFUS	SUTTON
BAREFOOT	FITCH	LUEBKE	THOMAS
BLUE	FOX	MCCRARY	TOLSON
BONNER	GIBSON	MCLAWHORN	TUCKER
BOYD-MCINTYRE	GOODWIN	MELTON	WAINWRIGHT
BRASWELL	HACKNEY	MICHAUX	WARREN
BRIDGEMAN	HAIRE	MILLER	WRIGHT
COLE	HARDAWAY	NESBITT	YONGUE
COX			

NOES - 58

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

EXCUSED ABSENCE - 7

DAVIS	GRAY	MOSLEY	WARNER
DECKER	KINNEY	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 2

WARWICK	WOMBLE

FILED - SENATE

S 1013 APR 14 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRSA611-LE173(3.25)

Short Title: Delivery of State Funds/Clarified. (Public)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE LAW REGARDING THE DISBURSEMENT OF FUNDS TO NON-STATE ENTITIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-3.2 reads as rewritten:

"**§ 143-3.2. Issuance of warrants upon State Treasurer; delivery of warrants and disbursements for non-State entities.**

(a) The State Controller shall have the exclusive responsibility for the issuance of all warrants for the payment of money upon the State Treasurer. All warrants upon the State Treasurer shall be signed by the State Controller, who before issuing them shall determine the legality of payment and the correctness of the accounts. All warrants issued for non-State entities shall be delivered by the appropriate agency to the entity's legally designated recipient by United States mail or its equivalent, including electronic funds transfer. Neither the disbursements nor facsimiles of the disbursements shall be delivered in person by a State officer or employee.

When the State Controller finds it expedient to do so because of a State agency's size and location, the State Controller may authorize a State agency to make expenditures through a disbursing account with the State Treasurer. The State Controller shall authorize the Judicial Department and the General Assembly to make expenditures through such disbursing accounts. All disbursements made to non-State entities shall be delivered by the appropriate agency to the entity's legally designated recipient by United States mail or its equivalent, including electronic funds transfer. Neither the disbursements nor facsimiles of the disbursements shall be delivered in person by a State officer or employee. All deposits in these disbursing accounts shall be by the State Controller's warrant. A copy of each voucher making

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1014 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS3750-LD117(4.6)

Short Title: Revise Certain Lodging Rules. (Public)

Sponsors: Senator Metcalf.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE DIVISION OF ENVIRONMENTAL HEALTH OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO CONDUCT A STUDY INVOLVING INTERESTED PARTIES TO REVIEW AND REVISE THE CURRENT PROCEDURES CONCERNING COFFEE POTS AND ICE BUCKETS PROVIDED BY LODGING ESTABLISHMENTS IN GUEST ROOMS AND TO SUSPEND CURRENT APPLICABLE RULES UNTIL REVISED RULES HAVE BEEN ADOPTED AS TEMPORARY RULES.

The General Assembly of North Carolina enacts:

Section 1.(a) The Division of Environmental Health of the Department of Environment and Natural Resources shall review the current rules adopted pursuant to Part 6 of Article 8 of Chapter 130A of the General Statutes that apply to procedures that must be followed by lodging establishments concerning coffee pots and ice buckets that are placed in guest rooms for use by guests of the establishment, shall consult during this review with representatives of the affected industry and the various agencies responsible for implementing the applicable rules, and shall recommend rules, revised as needed, to the Commission for Health Services.

Section 1.(b) Current rules that apply to equipment concerning coffee pots and ice buckets that are placed by lodging establishments in guest rooms for use by guests of the establishment are suspended until revised rules under this act have been adopted.

Section 1.(c) The Commission for Health Services shall adopt the revised rules under subsection (a) of this section as temporary rules no later than January 31, 2000.

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

FILED - SENATE
S 1015 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS8598*-LY003(1.6)

Short Title: Toby's Bill. (Public)

Sponsors: Senators Metcalf and Carter.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

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

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

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

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

"§ 7B-304. Evaluation for court.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

D

S1016

SENATE DRS8597*-LB063(2.23)

Short Title: Fully Fund State Health Plan. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO FULLY FUND THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.

The General Assembly of North Carolina enacts:

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

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

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

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

FILED - SENATE
S 1017 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS7638-LE183(4.1)

Short Title: Teacher Cadet Program Funds. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE TEACHER CADET PROGRAM IN HIGH SCHOOLS THROUGHOUT THE STATE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the State Board of Education the sum of two hundred thousand dollars ($200,000) for the 1999-2000 fiscal year and the sum of two hundred thousand dollars ($200,000) for the 2000-2001 fiscal year to implement, through the North Carolina Foundation for Public School Children, the Teacher Cadet Program in high schools throughout the State. The purpose of the Teacher Cadet Program is to increase the number of students seeking an education degree, increase their SAT scores, enhance networking between teachers, students, and colleges, and help reduce teacher shortages and teacher attrition.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1018 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS3768-LK133(3.25)

Short Title: Marriage Licenses and Study. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT CONCERNING MARRIAGE LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 51-8 reads as rewritten:

"**§ 51-8. License issued by register of deeds.**

Every register of deeds shall, upon proper application, issue a license for the marriage of any two persons if it appears that such persons are authorized to be married in accordance with the laws of this State. In making a determination as to whether or not the parties are authorized to be married under the laws of this State, the register of deeds may require the applicants for the license to marry to present certified copies of birth certificates or birth registration cards provided for in G.S. 130-73, or such other evidence as the register of deeds deems necessary to such determination. The register of deeds may administer an oath to any person presenting evidence relating to whether or not parties applying for a marriage license are eligible to be married pursuant to the laws of this State. Each applicant for a marriage license shall provide on the application the applicant's social security number. If an applicant does not have a social security number and is ineligible to obtain one, the applicant shall present a statement to that effect, sworn to or affirmed before an officer authorized to administer oaths. Upon presentation of a sworn or affirmed statement, the register of deeds shall issue the license, provided all other requirements are met, and retain the statement with the register's copy of the license. The register of deeds shall not issue a marriage license unless all of the requirements of this section have been met."

Section 2. The Legislative Research Commission may study Chapter 51 of the General Statutes. The study may address any of the following matters:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 223/15-- 5:03 PM APRIL 21, 1999 LEGISLATIVE DAY 49

SENATOR BASNIGHT -- Presiding

DALTON
MARRIAGE LICENSES AND STUDY

SENATE BILL 1018
READING 2

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

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

1144
LEGISLATIVE DAY 98
S1018HCS
READING 2

7/13/99
8:28 PM
IN CHAIR: SPEAKER

MARRIAGE LICENSES

AYES - 107

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

NOES - 2

ALLRED	FITCH

EXCUSED ABSENCE - 7

DAUGHTRY	KINNEY	MOSLEY	SHERRILL
GRAY	MCCRARY	ROGERS	

EXCUSED VOTE - 0

NOT VOTING - 4

RAMSEY	STARNES	SUTTON	WILSON, C.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1040/49-- 3:00 PM JULY 15, 1999 LEGISLATIVE DAY 98

SENATOR BASNIGHT -- Presiding

DALTON
MARRIAGE LICENSES AND STUDY
HOUSE COM. SUB/2ND EDITION

SENATE BILL 1018

MOTION 8
TO CONCUR

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
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	CARRINGTON	JORDAN		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S1019 APR 14 1999

PRINCIPAL CLERK

S D

SENATE DRS2732-LK182(4.7)

Short Title: Ltd. Entry by Surveyor. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE AUTHORITY OF LAND SURVEYORS TO ENTER ON LAND.

The General Assembly of North Carolina enacts:

Section 1. Chapter 89C of the General Statutes is amended by adding a new section to read:

"**§ 89C-29. Entry on land by professional land surveyors; minimum access.**

(a) Licensed professional land surveyors may enter onto the lands of others and carry with them their customary equipment for the sole purpose of performing the customary and necessary acts which are required to perform surveys of land. The duty owed by a landowner to licensed professional surveyors shall be that duty owed to a trespasser. Nothing in this section shall be construed to abrogate the liability of licensed professional surveyors under any other provision of law for injury or damage arising from acts performed by them under this section.

(b) As used in this section, 'licensed professional surveyors' means licensed professional surveyors, their employees, and agents."

Section 2. Article 22B of Chapter 14 of the General Statutes is amended by adding a new section to read:

"**§ 14-159.15. Land surveying exception.**

This Article shall not apply to acts authorized by G.S. 89C-29."

Section 3. This act becomes effective October 1, 1999.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 224/16-- 5:04 PM APRIL 21, 1999 LEGISLATIVE DAY 49

SENATOR BASNIGHT -- Presiding

DALTON
LIMITED ENTRY BY SURVEYOR

SENATE BILL 1019
READING 2

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

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY
SENATE

FILED - SENATE

S 1020 APR 14 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS4641*-LB064(2.23)

Short Title: State Health Plan Amendments. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN PROVIDES BENEFITS ON A CALENDAR YEAR BASIS, AND TO PROVIDE FOR A PRESCRIPTION DRUG CARD BENEFIT

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-40.1(7b) reads as rewritten:

"(7b) Fiscal Year. -- The period beginning ~~July 1~~ January 1 and ending on ~~June 30 of the succeeding calendar year.~~ December 31."

Section 2. Notwithstanding G.S. 135-40.1(7b), the period from July 1, 1999, through December 31, 2000, shall be a fiscal year. For that period, any deductibles and aggregate maximums under Article 3 of Chapter 135 of the General Statutes which are calculated on a fiscal year basis shall, for the special 18-month fiscal year, under this section shall be applied at one hundred fifty percent (150%) of the stated statutory amounts.

Section 3. The Executive Administrator of the Teachers' and State Employees' Comprehensive Major Medical Plan shall provide an open enrollment period for Prepaid Plans (HMOs) under G.S. 135-39.5B for coverage either:

(1) October 1, 1999, through December 31, 2000; or

(2) October 1, 2000, through December 31, 2001,

so as to align the HMO plan year with that of the State Health Plan.

Section 4. The introductory language of G.S. 135-40.6 reads as rewritten:

"**§ 135-40.6. Benefits subject to deductible and coinsurance (comprehensive benefits).**

~~The~~ Other than prescription drugs under subdivision (8)a. of this section, the following benefits are subject to a deductible of two hundred fifty dollars ($250.00)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1021 APR 14 1999
PRINCIPAL CLERK

SENATE DRS1678-LR348(4.7)

Short Title: Computerized Evidence Amendments. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT CONCERNING THE ADMISSIBILITY INTO EVIDENCE OF PUBLIC OR PRIVATE RECORDS MAINTAINED ON PERMANENT, NONERASABLE, MACHINE-READABLE MEDIA AND RELATING TO THE MAINTENANCE AND PRESERVATION OF PUBLIC RECORDS USING THOSE MEDIA.

The General Assembly of North Carolina enacts:

Section 1. G.S. 8-45.1 reads as rewritten:

"**§ 8-45.1. Photographic reproductions admissible; destruction of originals.**

(a) If any business, institution, member of a profession or calling, or any department or agency of government, in the regular course of business or activity has kept or recorded any memorandum, writing, entry, print, representation, X ray or combination thereof, of any act, transaction, occurrence or event, and in the regular course of business has caused any or all of the same to be recorded, copied or reproduced by any photographic, photostatic, microfilm, microcard, miniature photographic, or other process which accurately reproduces or forms a durable medium for so reproducing the original, the original may be destroyed in the regular course of business unless held in a custodial or fiduciary capacity or unless its preservation is required by law. Such reproduction, when satisfactorily identified, is as admissible in evidence as the original itself in any judicial or administrative proceeding whether the original is in existence or not and an enlargement or facsimile of such reproduction is likewise admissible in evidence if the original reproduction is in existence and available for inspection under direction of court. The introduction of a reproduced record, enlargement or facsimile, does not preclude admission of the original.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 401/32-- 1:12 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

CLODFELTER
COMPUTERIZED EVIDENCE AMEND.

SENATE BILL 1021
READING 2

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

ED

SEQ. # 583
LEGISLATIVE DAY 67
S1021
READING 2

5/20/99
1:44 PM
IN CHAIR: SPEAKER

COMPUTERIZED EVIDENCE AMENDMENTS

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 12

CREECH	GRAY	MCCOMAS	RAMSEY
DOCKHAM	HOLMES	MCMAHAN	STARNES
GARDNER	HORN	POPE	SUTTON

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	HOWARD	KINNEY	TALLENT
CLARY			

FILED - SENATE
S 1022 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS2716-LC205B(4.7)

Short Title: Study Sales Tax. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO CREATE A STUDY COMMITTEE TO STUDY STATE AND LOCAL SALES AND USE TAXES.

The General Assembly of North Carolina enacts:

Section 1. The Legislative Research Commission shall create a Sales Tax Study Committee to study the State and local sales and use taxes. The Committee shall be composed of 16 members, as follows. The President Pro Tempore of the Senate shall appoint eight members, at least one of whom must have local government experience and at least one of whom must have academic expertise in the area of sales and use tax law. The Speaker of the House of Representatives shall appoint eight members, at least one of whom must have local government experience and at least one of whom must have academic expertise in the area of sales and use tax law.

Section 2. This study shall include:

(1) Examination of the scope and rationale for all existing sales tax exemptions and recommendations to eliminate all unjustified, obsolete, and conflicting exemptions.

(2) Consideration of whether some or all existing services that are not subject to tax should become part of the tax base.

(3) Evaluation of the methods by which sales tax proceeds are distributed to State and local governments and comparison of other options for distribution.

(4) Recommendations as to whether the sales and use taxes should be replaced with other transaction-based or value-added taxes.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1023 APR 14 1999

PRINCIPAL CLERK

S D

SENATE DRS7619*-LL015B(1.22)

Short Title: Expand Magistrates' Authority. (Public)

Sponsors: Senators Clodfelter and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE ADDITIONAL AUTHORITY FOR MAGISTRATES WHO ARE LICENSED TO PRACTICE LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-273 reads as rewritten:

"**§ 7A-273. Powers of magistrates in infractions or criminal actions.**

(a) In criminal actions or infractions, any magistrate has power:

(1) In infraction cases in which the maximum penalty that can be imposed is not more than fifty dollars ($50.00), exclusive of costs, or in Class 3 misdemeanors, other than the types of infractions and misdemeanors specified in subdivision (2) of this ~~section,~~ subsection, to accept guilty pleas or admissions of responsibility and enter judgment;

(2) In misdemeanor or infraction cases involving alcohol offenses under Chapter 18B of the General Statutes, traffic offenses, hunting, fishing, State park and recreation area rule offenses under Chapter 113 of the General Statutes, boating offenses under Chapter 75A of the General Statutes, and littering offenses under G.S. 14-399(c), to accept written appearances, waivers of trial or hearing and pleas of guilty or admissions of responsibility, in accordance with the schedule of offenses and fines or penalties promulgated by the Conference of Chief District Judges pursuant to G.S. 7A-148, and in such cases, to enter judgment and collect the fines or penalties and costs;

(3) To issue arrest warrants valid throughout the State;

FILED - SENATE

S 1024 APR 14 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS4647*-LL073B(2.25)

Short Title: State Judicial Council/Funds. (Public)

Sponsors: Senators Clodfelter and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE THE STATE COURT SYSTEM BY CREATING A STATE JUDICIAL COUNCIL AND TO APPROPRIATE FUNDS FOR THE EXPENSES OF THE JUDICIAL COUNCIL.

The General Assembly of North Carolina enacts:

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

"ARTICLE 7A.

"State Judicial Council.

"**§ 7A-49.4. Composition of State Judicial Council.**

(a) The State Judicial Council shall consist of 19 members as follows:

(1) The Chief Justice, who chairs the Council;

(2) The Chief Judge of the Court of Appeals;

(3) A district attorney chosen by the Conference of District Attorneys;

(4) A public defender chosen by the public defenders;

(5) A superior court judge chosen by the Conference of Superior Court Judges;

(6) A district court judge chosen by the Conference of District Court Judges;

(7) A clerk of superior court chosen by the Association of Clerks of Superior Court of North Carolina;

(8) An attorney appointed by the Council of the State Bar;

(9) One attorney and one nonattorney appointed by the Chief Justice;

(10) Two nonattorneys and one attorney appointed by the Governor;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1025 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS7640*-LL071A(2.25)

Short Title: Reorg. Sup. Ct. Divisions/Pilot Funds. (Public)

Sponsors: Senators Clodfelter and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REORGANIZE THE SUPERIOR COURT DIVISION BY EXPANDING THE NUMBER OF JUDICIAL DIVISIONS FROM FOUR TO EIGHT, TO ESTABLISH PILOT PROGRAMS FOR CONSIDERATION OF THE RECOMMENDATIONS OF THE COMMISSION FOR THE FUTURE OF JUSTICE AND THE COURTS IN NORTH CAROLINA CONCERNING ORGANIZATION AND MANAGEMENT OF THE TRIAL COURT, AND TO APPROPRIATE FUNDS TO A RESERVE FOR IMPLEMENTATION OF THOSE PILOT PROGRAMS.

The General Assembly of North Carolina enacts:

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

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

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

Judicial Division	Superior Court District	Counties	No. of Resident Judges
First	1	Camden, Chowan, Currituck, Dare, Gates, Pasquotank, Perquimans	2

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1025

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

S1025-ASE-001

Page 1 of 1

Date June 30 ,1999

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

Senator Clodfelter

moves to amend the bill on page 5, line 16, by deleting "March 1, 2001" and substituting "March 1, 2002";

and on page 5, line 20, by rewriting the line to read:

"Department the sum of one hundred fifty thousand dollars ($150,000) for the 1999-2000;

and on page 5, line 30, by rewriting the line to read:

"Section 4. This act becomes effective January 1, 2000.".

SIGNED Daniel G Clodfelter
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 46-0 FAILED _____ TABLED _____

Janet Pruitt 6/30/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 781/18-- 2:40 PM JUNE 30, 1999 LEGISLATIVE DAY 89

SENATOR BASNIGHT -- Presiding

CLODFELTER
REORGANIZE SUPERIOR COURT DIV.

SENATE BILL 1025

AMEND 1

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

EXCUSED	0		
NOT CAST	2	ALLRAN	REEVES
ABSENT	2	JORDAN	WARREN
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 782/19-- 2:45 PM JUNE 30, 1999 LEGISLATIVE DAY 89

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
REORGANIZE SUPERIOR COURT DIV.

SENATE BILL 1025
READING 2

AYE	48	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	JORDAN	WARREN		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1025

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

S1025-ARG-003

Date 7/14 ,1999

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

moves to amend the bill on page 4, line 35,
by rewriting the line to read:
"(4) Authorize the coordinating judge, with the consent of the
clerks of";

SIGNED Phil A Baddy
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 10-7-2 EV FAILED _____ TABLED _____

JUL 14 1999
Denise Hutchins

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1189
GISLATIVE DAY 99
S1025HCS #2
READING 2

7/14/99
5:47 PM
IN CHAIR: SPEAKER

AMEND #1 Rep. Baddour
REORGANIZE SUP. CT. DIV./PILOT FUNDS.

AYES - 107

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

NOES - 2

EARLE	NYE

EXCUSED ABSENCE - 3

KINNEY	MCCRARY	MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 8

ALLEN	CRAWFORD	EDWARDS	MCMAHAN
BARBEE	CREECH	MCALLISTER	WAINWRIGHT

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE July 14, 1999

S. B. No. 1025 Amendment No. 2
(to be filled in by Principal Clerk)

House COMMITTEE SUBSTITUTE #2

Rep.)
) Baddour
Sen.)

1 moves to amend the bill on page 4, line 24
2 ( ) WHICH CHANGES THE TITLE
3 by inserting after the word "courts." a new sentence to read:
4 "A majority of the senior ~~resid~~ resident superior court judges and chief
5 district court judges of a division or portion of a division selected
6 for a pilot must consent in order for their area to be designated as
7 a pilot program."
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SIGNED Rod A Baddour

ADOPTED 110-1 EV FAILED _____ TABLED _____

JUL 14 1999
Denise Hicks

GA-33-A

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1190
ISLATIVE DAY 99
S1025HCS#2
READING 2

7/14/99
5:48 PM
IN CHAIR: SPEAKER

AMEND #2 Rep. Baddour
REORGANIZE SUP. CT. DIV./PILOT FUNDS.

AYES - 110

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

NOES - 1

NYE

EXCUSED ABSENCE - 3

KINNEY	MCCRARY	MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 6

ALLEN	EDWARDS	MCALLISTER	WAINWRIGHT
DAUGHTRY	ELLIS		

PLEASE PRESS HARD - 9 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 5

H. B. No. _____ DATE 7/14/99

S. B. No. 1025 Amendment No. 3
(to be filled in by Principal Clerk)

House COMMITTEE SUBSTITUTE #2

Rep.)
) Hackney
Sen.)

1 moves to amend the bill on page 5, line 5 6 - 10

2 ( ) WHICH CHANGES THE TITLE

3 by deleting those lines and

4

5 ~~deleting~~ relettering

6

7 accordingly

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SIGNED Hackney

ADOPTED 116-0EV FAILED _____ TABLED _____

JUL 14 1999

Denise Hutchins

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1191
ISLATIVE DAY 99
1025HCS#2
READING 2

7/14/99
6:15 PM
IN CHAIR: SPEAKER

AMEND #3 Rep. Hackney
REORGANIZE SUP. CT. DIV./PILOT FUNDS.

AYES - 116

SPEAKER	CULP	HOLMES	PRESTON
ADAMS	CULPEPPER	HORN	RAYFIELD
ALEXANDER	CUNNINGHAM	HOWARD	REDWINE
ALLEN	DAUGHTRY	HUNTER, H.	ROGERS
ALLRED	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	STARNES
BLUE	EDWARDS	MCALLISTER	SUTTON
BONNER	ELLIS	MCCOMAS	TALLENT
BOWIE	ESPOSITO	MCCOMBS	TEAGUE
BOYD-MCINTYRE	FITCH	MCLAWHORN	THOMAS
BRASWELL	FOX	MCMAHAN	THOMPSON
BRIDGEMAN	GARDNER	MELTON	TOLSON
BROWN	GIBSON	MICHAUX	TUCKER
BRUBAKER	GILLESPIE	MILLER	WAINWRIGHT
BUCHANAN	GOODWIN	MINER	WALEND
CANSLER	GRADY	MITCHELL	WARNER
CAPPS	GRAY	MOORE	WARREN
CARPENTER	GULLEY	MORGAN	WARWICK
CHURCH	HACKNEY	MORRIS	WILSON, C.
CLARY	HAIRE	NESBITT	WILSON, G.
COLE	HARDAWAY	NYE	WOMBLE
COX	HENSLEY	OLDHAM	WOOD
CRAWFORD	HIATT	OWENS	WRIGHT
CREECH	HILL	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 3

KINNEY	MCCRARY	MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 1

RAMSEY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1192
ISLATIVE DAY 99
S1025HCS #2
READING 2

7/14/99
6:19 PM
IN CHAIR: SPEAKER

REORGANIZE SUP. CT. DIV./PILOT FUNDS.

AYES - 99

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

NOES - 17

BERRY	GILLESPIE	NYE	TEAGUE
BROWN	HARDAWAY	ROGERS	THOMPSON
DECKER	HOLMES	SMITH	WARWICK
EARLE	KISER	SUTTON	WOOD
FITCH			

EXCUSED ABSENCE - 3

KINNEY	MCCRARY	MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 1

RAMSEY

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7/15/99

S. B. No. 1025 Amendment No. 4
(to be filled in by Principal Clerk)

House COMMITTEE SUBSTITUTE #2

Rep.)
) BADOUR
Sen.)

1 moves to amend the bill on page 5, line 20

2 ( ) WHICH CHANGES THE TITLE

3 by deleting "1997" and substituting "1999"

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SIGNED Phil Baddour

ADOPTED 94-0 EV FAILED _____ TABLED _____

JUL 15 1999

Denise Nelson

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

. # 1221
ISLATIVE DAY 100
S1025HCS #2
READING 3

7/15/99
1:56 PM
IN CHAIR: SPEAKER

AMEND #4 - REP. BADDOUR
REORGANIZE SUP. CT. DIV./PILOT FUNDS.

AYES - 94

SPEAKER	DAUGHTRY	HIATT	ROGERS
ALEXANDER	DAVIS	HILL	RUSSELL
ALLEN	DECKER	HOLMES	SAUNDERS
ALLRED	DEDMON	HORN	SETZER
BADDOUR	DOCKHAM	HURLEY	SHERRILL
BAKER	EARLE	JARRELL	SMITH
BAREFOOT	EASTERLING	JEFFUS	STARNES
BERRY	EDDINS	JUSTUS	SUTTON
BLUE	EDWARDS	KISER	TALLENT
BONNER	ELLIS	MCCOMAS	TEAGUE
BOWIE	ESPOSITO	MCCOMBS	THOMAS
BOYD-MCINTYRE	FITCH	MCMAHAN	THOMPSON
BRIDGEMAN	FOX	MELTON	TOLSON
BRUBAKER	GARDNER	MICHAUX	TUCKER
BUCHANAN	GIBSON	MINER	WALEND
CAPPS	GILLESPIE	MITCHELL	WARNER
CARPENTER	GOODWIN	NYE	WARREN
CLARY	GRADY	OLDHAM	WILSON, C.
COLE	GRAY	OWENS	WILSON, G.
COX	GULLEY	POPE	WOMBLE
CREECH	HACKNEY	PRESTON	WOOD
CULP	HAIRE	RAYFIELD	WRIGHT
CULPEPPER	HARDAWAY	REDWINE	YONGUE
CUNNINGHAM	HENSLEY		

NOES - 0

EXCUSED ABSENCE - 7

BARBEE	CHURCH	MCCRARY	MOSLEY
BROWN	KINNEY	MCLAWHORN	

EXCUSED VOTE - 0

NOT VOTING - 19

ADAMS	HOWARD	MILLER	RAMSEY
ARNOLD	HUNTER, H.	MOORE	SEXTON
BRASWELL	INSKO	MORGAN	WAINWRIGHT
CANSLER	LUEBKE	MORRIS	WARWICK
CRAWFORD	MCALLISTER	NESBITT	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1222
ISLATIVE DAY 100
S1025HCS #2
READING 3

7/15/99
1:57 PM
IN CHAIR: SPEAKER

REORGANIZE SUP. CT. DIV./PILOT FUNDS.

AYES - 81

SPEAKER	CULPEPPER	HACKNEY	POPE
ALEXANDER	CUNNINGHAM	HAIRE	PRESTON
ALLEN	DAUGHTRY	HENSLEY	RAYFIELD
ALLRED	DAVIS	HIATT	REDWINE
BADDOUR	DECKER	HILL	RUSSELL
BAKER	DEDMON	HORN	SAUNDERS
BAREFOOT	DOCKHAM	HOWARD	SHERRILL
BLUE	EASTERLING	HURLEY	STARNES
BONNER	EDDINS	JARRELL	TALLENT
BOWIE	EDWARDS	JEFFUS	TEAGUE
BOYD-MCINTYRE	ELLIS	JUSTUS	THOMAS
BRIDGEMAN	ESPOSITO	MCCOMAS	TUCKER
BRUBAKER	FOX	MCCOMBS	WALEND
CANSLER	GARDNER	MCMAHAN	WARNER
CAPPS	GIBSON	MELTON	WARREN
CARPENTER	GILLESPIE	MICHAUX	WILSON, C.
CLARY	GOODWIN	MINER	WILSON, G.
COLE	GRADY	MITCHELL	WOMBLE
COX	GRAY	NESBITT	WRIGHT
CREECH	GULLEY	OLDHAM	YONGUE
CULP			

NOES - 17

BERRY	HOLMES	ROGERS	THOMPSON
BUCHANAN	KISER	SETZER	TOLSON
EARLE	NYE	SMITH	WARWICK
FITCH	OWENS	SUTTON	WOOD
HARDAWAY			

EXCUSED ABSENCE - 7

BARBEE	CHURCH	MCCRARY	MOSLEY
BROWN	KINNEY	MCLAWHORN	

EXCUSED VOTE - 0

NOT VOTING - 15

ADAMS	HUNTER, H.	MILLER	RAMSEY
ARNOLD	INSKO	MOORE	SEXTON
BRASWELL	LUEBKE	MORGAN	WAINWRIGHT
CRAWFORD	MCALLISTER	MORRIS	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1090/27-- 4:45 PM JULY 20, 1999 LEGISLATIVE DAY 100

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
REORGANIZE SUPERIOR COURT DIV.
HOUSE COM. SUB NO. 2/6TH EDITION

SENATE BILL 1025

MOTION 8
TO CONCUR

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

EXCUSED	0			
NOT CAST	1	ODOM		
ABSENT	5	ALBERTSON	RUCHO	SHAW L WEBSTER
		JORDAN		
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

FILED - SENATE
S 1026 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS1675*-LL075B(2.25)

Short Title: Supreme Court Rule Making/Funds. (Public)

Sponsors: Senators Clodfelter and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THE SUPREME COURT WITH AUTHORITY TO REVISE THE RULES OF CIVIL AND CRIMINAL PROCEDURE AND THE RULES OF EVIDENCE, SUBJECT TO AMENDMENT OR VETO BY THE GENERAL ASSEMBLY AND TO APPROPRIATE FUNDS FOR ADVISORY COMMITTEES ON THE ADOPTION AND AMENDMENT OF THOSE RULES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-34 reads as rewritten:

"**§ 7A-34. Rules of practice and procedure in trial courts.**

(a) ~~The Supreme Court is hereby authorized to prescribe rules of practice and procedure for the superior and district courts supplementary to, and not inconsistent with, acts of the General Assembly.~~ Pursuant to the authority granted it under Article IV, Section 13 of the Constitution of North Carolina, the General Assembly delegates authority to the Supreme Court to adopt and amend the rules of civil and criminal procedure and rules of evidence for the trial divisions.

Except as provided in subsection (b) of this section, each new rule or amended rule shall be published in the North Carolina Register and shall become effective on the thirty-first legislative day of the next regular session of the General Assembly that begins at least 25 days after the date of that publication, unless the Supreme Court specifies a later effective date. For purposes of this section, "legislative day" means a day on which either house of the General Assembly is in session.

(b) The General Assembly may amend or veto any proposed new rule or amended rule. If a bill to amend or veto a new rule or amended rule is introduced in either house of the General Assembly before the thirty-first legislative day of the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1026

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

S1026-ASE-001

Date June 30 ,1999

Comm. Sub. [ ]
Amends Title [ ]

Senator Clodfelter

moves to amend the bill on page 2, lines 29 through 34, by rewriting those lines to read:

"Section 2. The Judicial Department shall implement this act using funds appropriated to the Department for travel and subsistence to reimburse members of the advisory committees on the rules of civil procedure, criminal procedure, and evidence authorized by G.S. 7A-34(c). This act shall not be construed to obligate the General Assembly to make any additional appropriation to implement the provisions of this act.".

SIGNED Daniel G Clodfelter
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 48-0 FAILED _____ TABLED _____

6/30/99 Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 783/20-- 2:48 PM JUNE 30, 1999 LEGISLATIVE DAY 89

SENATOR BASNIGHT -- Presiding

CLODFELTER
SUPREME COURT RULE MAKING/FUNDS

SENATE BILL 1026

AMEND 1

AYE	48	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	JORDAN	WARREN		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 784/21-- 3:06 PM JUNE 30, 1999 LEGISLATIVE DAY 89

SENATOR BASNIGHT -- Presiding

CLODFELTER
SUPREME COURT RULE MAKING/FUNDS

SENATE BILL 1026
READING 2

AYE	34	ALBERTSON	DANNELLY	LEE	PURCELL
		BASNIGHT	FORRESTER	LUCAS	RAND
		CARPENTER	GARWOOD	MARTIN W	REEVES
		CARRINGTON	GULLEY	METCALF	ROBINSON
		CARTER	HAGAN	MILLER	SHAW L
		CLODFELTER	HARRIS	ODOM	SHAW R
		COCHRANE	HARTSELL	PHILLIPS	WEINSTEIN
		COOPER	HOYLE	PLYLER	WELLONS
		DALTON	KINNAIRD		
NO	12	BALLANCE	FOXX	MARTIN R	RUCHO
		BALLANTINE	HORTON	MOORE	SOLES
		EAST	KERR	PERDUE	WEBSTER

EXCUSED	0			
NOT CAST	1	ALLRAN		
ABSENT	3	GARROU	JORDAN	WARREN
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 800/9--11:36 AM JULY 1, 1999 LEGISLATIVE DAY 90

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
SUPREME COURT RULE MAKING/FUNDS

SENATE BILL 1026
READING 3

AYE	42	ALBERTSON	EAST	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEE	PURCELL
		BASNIGHT	FOXX	LUCAS	RAND
		CARPENTER	GARROU	MARTIN R	ROBINSON
		CARRINGTON	GULLEY	MARTIN W	SHAW L
		CARTER	HAGAN	METCALF	SHAW R
		CLODFELTER	HARRIS	MILLER	SOLES
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
		DANNELLY	KERR		
NO	3	ALLRAN	MOORE	RUCHO	
EXCUSED	0				
NOT CAST	0				
ABSENT	5	BALLANTINE	JORDAN	REEVES	WARREN
		GARWOOD			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

FILED - SENATE
B 1027 APR 14 1999

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS7618*-LL072A(2.25)

Short Title: Family Court Funds. (Public)

Sponsors: Senators Clodfelter and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR ADDITIONAL FAMILY COURT PILOT PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Administrative Office of the Courts the sum of six hundred sixty-six thousand dollars ($666,000) for the 1999-2000 fiscal year and the sum of six hundred sixty-six thousand dollars ($666,000) for the 2000-2001 fiscal year to expand the family court pilot program established in Section 25 of S.L. 1998-202 from three pilot programs to six pilot programs.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1628 APR 14 1999
PRINCIPAL CLERK

SENATE DRS6639-LH159A(4.7)

Short Title: Protect/Restore Riparian Buffers. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE PROTECTION AND RESTORATION OF VEGETATED RIPARIAN BUFFERS IN ORDER TO PREVENT THE POLLUTION OF SURFACE WATERS.

The General Assembly of North Carolina enacts:

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

"**§ 143-214.20. Protection and restoration of vegetated riparian buffers.**

(a) Policy; Purpose and Intent. -- Protection and restoration of vegetated riparian buffers along surface waters will prevent and reduce pollution of those waters. Vegetated riparian buffers remove sediment, nutrients, and other pollutants before those pollutants enter and impact surface waters. It is the purpose and intent of this section to provide for the protection of vegetated riparian buffers along all surface waters of the State and to provide for the restoration of vegetated riparian buffers along surface waters where buffers do not currently exist.

(b) Protection of Riparian Buffers. -- The Commission shall adopt rules to provide for the protection of riparian buffers along all surface waters of the State, including intermittent streams, perennial streams, lakes, ponds, and estuaries. These rules shall be consistent with any rules adopted by the Commission that apply to riparian buffers along the Neuse River. The Commission shall adopt temporary rules for the protection of vegetated riparian buffers along all surface waters in watersheds designated as nutrient sensitive waters (NSW) under rules adopted by the Commission.

(c) Restoration of Riparian Buffers. -- The Commission shall examine opportunities to restore vegetated riparian buffers in watersheds through the

FILED - SENATE
S 1029 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS2704-LG328(4.6)

Short Title: Hepatitis C Education/Awareness Funds. (Public)

Sponsors: Senator East.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO EDUCATE THE GENERAL PUBLIC AND TO INCREASE AWARENESS OF HEPATITIS C AS A PUBLIC HEALTH THREAT IN NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Health and Human Services the sum of two hundred and fifty thousand dollars ($250,000) for the 1999-2000 fiscal year to support education and awareness activities to increase the general public's understanding of the public health threat posed by Hepatitis C and to encourage efforts to prevent the spread of this disease by educating the public on risk factors associated with the disease.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED · SENATE D
S 1030 APR 14 1999
PRINCIPAL CLERK

SENATE DRS2709-LC190(4.7)

Short Title: Franchise Tax Credit for CIP. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW A CREDIT AGAINST THE FRANCHISE TAX FOR PROPERTY TAXES PAID ON CONSTRUCTION IN PROGRESS.

The General Assembly of North Carolina enacts:

Section 1. Article 3 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-127.1. Credit for property tax paid on construction in progress.**

(a) Credit. -- A person required to file a report and remit a tax under this Article is allowed a credit against the tax imposed by this Article equal to the amount of property taxes the taxpayer paid at par during the calendar year next preceding the due date of the franchise tax return on construction in progress. In addition, a person that must file a report and remit a tax under this Article that is the owner of a pass-through entity that is not subject to the tax imposed under this Article is allowed a credit against the tax imposed by this Article equal to the taxpayer's pro rata share of the amount of property taxes the pass-through entity paid at par during the calendar year next preceding the due date of the franchise tax return on construction in progress. The total credit allowed under this section for the taxable year may not exceed the amount of tax imposed by this Article for the taxable year reduced by the sum of all credits allowed against this tax, except payments of tax made by or on behalf of the taxpayer. To claim the credit, the taxpayer must attach to the return a copy of the tax receipt for the property taxes for which a credit is claimed. The receipt must indicate that the taxes have been paid and the amount and date of the payment.

(b) Adjustment. -- If a taxing unit gives a taxpayer a credit or refund for any of the property taxes for which the taxpayer claimed a credit under this section, the

FILED - SENATE
S 1031 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE JOINT RESOLUTION DRSJR7655*-LE145(3.17)

Sponsors: Senators Reeves and Carter.

Referred to:

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

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

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

Section 2. This resolution is effective upon ratification.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S 1032 D

SENATE DRS1681-LG341(4.7)

Short Title: Office of the State Controller Funds. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE OFFICE OF THE STATE CONTROLLER.

The General Assembly of North Carolina enacts:

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

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

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

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

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

FILED - SENATE
S 1033 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS4657*-LD092(3.24)

Short Title: Raise State Tort Claims Cap. (Public)

Sponsors: Senator Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-291(a) reads as rewritten:

"(a) The North Carolina Industrial Commission is hereby constituted a court for the purpose of hearing and passing upon tort claims against the State Board of Education, the Board of Transportation, and all other departments, institutions and agencies of the State. The Industrial Commission shall determine whether or not each individual claim arose as a result of the negligence of any officer, employee, involuntary servant or agent of the State while acting within the scope of his office, employment, service, agency or authority, under circumstances where the State of North Carolina, if a private person, would be liable to the claimant in accordance with the laws of North Carolina. If the Commission finds that there was such negligence on the part of an officer, employee, involuntary servant or agent of the State while acting within the scope of his office, employment, service, agency or authority, which was the proximate cause of the injury and that there was no contributory negligence on the part of the claimant or the person in whose behalf the claim is asserted, the Commission shall determine the amount of damages which the claimant is entitled to be paid, including medical and other expenses, and by appropriate order direct the payment of such damages by the department, institution or agency concerned, but in no event shall the amount of damages awarded exceed the sum of ~~one hundred fifty thousand dollars ($150,000)~~ three hundred thousand dollars ($300,000) cumulatively to all claimants on account of injury and damage to any one person. Community colleges and technical colleges shall be deemed State agencies for purposes of this Article. The fact that a claim may be brought under

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1034 APR 1 4 1999 D

SENATE JOINT RESOLUTION DRSJR8595-LE159A(3.24)

PRINCIPAL CLERK

Sponsors: Senators Perdue and Cooper.

Referred to:

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LISA JAN PARKER.

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

Section 1. This resolution is effective upon ratification.

FILED - SENATE
S 1035 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS2714-LH138A(4.7)

Short Title: Marine Sciences Research Committee Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE MARINE SCIENCES RESEARCH ORGANIZATION PLANNING COMMITTEE.

The General Assembly of North Carolina enacts:

Section 1. There is established the Marine Sciences Research Organization Planning Committee. The Committee is charged with recommending an organizational and funding structure to effectively ensure cooperative efforts among North Carolina institutions involved in marine science research. The Committee shall consider all options that will lead to realization of North Carolina's potential in marine science and preservation of its coastal resources. The Committee shall also consider all of the following:

(1) Physical facilities and their utilization;
(2) Research funding sources;
(3) Methods of setting research priorities;
(4) Incentives to strengthen cooperation among various state entities; and
(5) Organizational changes.

Section 2. The Committee shall consist of the chancellors of East Carolina University, North Carolina State University, the University of North Carolina at Chapel Hill, the University of North Carolina at Wilmington, and three persons selected by the chancellors who are knowledgeable in the field of marine science research. If any other constituent institution becomes involved in marine science research, then the chancellor of that university shall also be included as a member of the Committee. Vacancies shall be filled in the same manner as the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE

S 1036 APR 14 1999

D

PRINCIPAL CLERK

SENATE DRS7642*-LE153(3.22)

Short Title: Leadership North Carolina Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE LEADERSHIP NORTH CAROLINA PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of seventy-five thousand dollars ($75,000) for the 1999-2000 fiscal year and the sum of seventy-five thousand dollars ($75,000) for the 2000-2001 fiscal year to support the Leadership North Carolina Program. The purpose of the program is to develop future leaders for the State by providing participants with a broad understanding of our States's opportunities, issues, and options, and by strengthening their leadership capabilities.

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

FILED - SENATE
S 1037 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS2700-LGQ334(4.7)

Short Title: Restore 1796 Courthouse Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE RESTORATION AND MAINTENANCE OF THE HISTORIC 1796 CARTERET COUNTY COURTHOUSE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Cultural Resources the sum of one hundred seventy-seven thousand one hundred twenty-five dollars ($177,125) for the 1999-2000 fiscal year to be allocated to the Beaufort Historical Association, a nonprofit corporation, for the restoration and maintenance of the 1796 Carteret County Courthouse. This historic courthouse is the only eighteenth century framed-courthouse that has survived.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

APR 14 1999

PRINCIPAL CLERK

S

S1038

D

SENATE RESOLUTION DRSR1689-LG259(3.23)

Sponsors: Senator Ballantine.

Referred to:

A SENATE RESOLUTION HONORING THE FIFTIETH ANNIVERSARY OF THE TOWN OF SURF CITY.

Whereas, the Town of Surf City was incorporated by the General Assembly on March 23, 1949; and

Whereas, the Town's first governing body included D.N. Lucas, Gerald C. Mercer, and A.H. Ward; and

Whereas, Surf City is one of Pender County's most popular vacation areas for tourists; and

Whereas, the citizens of Surf City have been actively preparing for the Town's fiftieth anniversary; Now, therefore,

Be it resolved by the Senate:

Section 1. The North Carolina Senate congratulates the Town of Surf City and joins the Town's citizens in celebrating the Town's fiftieth anniversary.

Section 2. The Principal Clerk shall transmit a certified copy of this resolution to the Mayor of the Town of Surf City.

Section 3. This resolution is effective upon adoption.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 722/3-- 1:04 PM JUNE 24, 1999 LEGISLATIVE DAY 86

LT. GOVERNOR WICKER -- Presiding

BALLANTINE SENATE RES. 1038
FIFTIETH ANNIVERSARY OF SURF CITY

MOTION 7
TO ADOPT

AYE	43	ALBERTSON	DANNELLY	HOYLE	PURCELL
		ALLRAN	EAST	KERR	RAND
		BALLANCE	FORRESTER	KINNAIRD	ROBINSON
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARROU	LUCAS	SHAW L
		CARPENTER	GARWOOD	MARTIN R	SOLES
		CARRINGTON	GULLEY	MARTIN W	WARREN
		CLODFELTER	HAGAN	METCALF	WEBSTER
		COCHRANE	HARRIS	MILLER	WEINSTEIN
		COOPER	HARTSELL	MOORE	WELLONS
		DALTON	HORTON	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	7	CARTER	ODOM	PLYLER	SHAW R
		JORDAN	PERDUE	REEVES	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S1089 APR 14 1999

PRINCIPAL CLERK

S D

SENATE DRS2729-LB141(4.7)

Short Title: Anson-Union Community Colleges. (Public)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT CONCERNING RECOMMENDATIONS OF A SPECIAL COMMITTEE APPOINTED BY THE BOARD OF COMMUNITY COLLEGES RELATING TO ANSON-UNION COMMUNITY COLLEGE.

The General Assembly of North Carolina enacts:

Section 1. This act concerns Anson-Union Community College.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 366/35-- 5:59 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

PLYLER
ANSON UNION COMMUNITY COLLEGES

SENATE BILL 1039
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 4/5/99

S. B. No. 1039 Amendment No. 1

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

Rep.)
) Pryor Gibson
Sen.)

1 moves to amend the bill on page 2, line 12

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 deleting "County" and inserting

5 _____

6 "Community College".

7 _____

8 _____

_____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED _____

ADOPTED 104-0 ✓ FAILED _____ TABLED _____

5/6/99 K Wilkins

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 506
LEGISLATIVE DAY 59
S1039SCS
READING 2

5/06/99
10:32 AM
IN CHAIR: SPEAKER

AMEND #1- COMMITTEE AMENDMENT
ANSON-UNION COMM. COLLEGE ESTABLISHED

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - 7

BLUE	DECKER	MOSLEY	TEAGUE
DAVIS	MORGAN	SUTTON	

EXCUSED VOTE - 0

NOT VOTING - 9

BERRY	CREECH	MINER	TALLENT
BOYD-MCINTYRE	FITCH	SMITH	WALEND
BRUBAKER			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 507
LEGISLATIVE DAY 59
S1039SCS
READING 2

5/06/99
10:32 AM
IN CHAIR: SPEAKER

ANSON-UNION COMM. COLLEGE ESTABLISHED

AYES - 101

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

NOES - 3

ESPOSITO	GARDNER	HOWARD

EXCUSED ABSENCE - 7

BLUE	DECKER	MOSLEY	TEAGUE
DAVIS	MORGAN	SUTTON	

EXCUSED VOTE - 0

NOT VOTING - 9

BERRY	CREECH	MINER	TALLENT
BOYD-MCINTYRE	FITCH	SMITH	WALEND
BRUBAKER			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 4/5/99

S. B. No. 1039 Amendment No. 1

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

Rep.)
) Ryan Gwyn
Sen.)

1 moves to amend the bill on page 2, line 12

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 deleting "County" and inserting

5 _____

6 "Community College".

7 _____

8 _____

_____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED _____

ADOPTED 104-0 ✓ FAILED _____ TABLED _____

5/6/99 K Wilkins

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 511
GISLATIVE DAY 60
39SCS

5/10/99
7:31 PM
IN CHAIR: SPEAKER

ANSON-UNION COMM. COLLEGE ESTABLISHED
MOTION #6 - REP. BARBEE'S MOTION TO RE-CALENDAR FOR 5/13/99 -- MOTION FAILS

AYES - 44

ADAMS	CLARY	GRADY	MORRIS
ALLRED	CULP	GRAY	POPE
ARNOLD	DAUGHTRY	GULLEY	RAYFIELD
BAKER	DAVIS	HIATT	RUSSELL
BARBEE	DECKER	HOLMES	SETZER
BOWIE	DOCKHAM	HOWARD	SEXTON
BROWN	EDDINS	KISER	SHERRILL
BRUBAKER	ESPOSITO	MCCOMAS	TEAGUE
BUCHANAN	FOX	MCCOMBS	THOMPSON
CAPPS	GARDNER	MCMAHAN	WILSON, C.
CARPENTER	GILLESPIE	MITCHELL	WILSON, G.

NOES - 58

SPEAKER	DEDMON	JEFFUS	REDWINE
ALEXANDER	EARLE	LUEBKE	ROGERS
ALLEN	EASTERLING	MCALLISTER	SAUNDERS
BADDOUR	EDWARDS	MCCRARY	SMITH
BAREFOOT	GIBSON	MCLAWHORN	SUTTON
BONNER	GOODWIN	MELTON	THOMAS
BOYD-MCINTYRE	HACKNEY	MICHAUX	TOLSON
BRASWELL	HAIRE	MILLER	TUCKER
BRIDGEMAN	HARDAWAY	MOSLEY	WAINWRIGHT
CHURCH	HENSLEY	NESBITT	WARNER
COLE	HILL	NYE	WARREN
COX	HORN	OLDHAM	WARWICK
CRAWFORD	HURLEY	OWENS	WOMBLE
CULPEPPER	INSKO	RAMSEY	YONGUE
CUNNINGHAM	JARRELL		

EXCUSED ABSENCE - 8

CANSLER	KINNEY	PRESTON	TALLENT
ELLIS	MOORE	STARNES	WOOD

EXCUSED VOTE - 0

NOT VOTING - 10

BERRY	FITCH	MINER	WALEND
BLUE	HUNTER, H.	MORGAN	WRIGHT
CREECH	JUSTUS		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 513
LEGISLATIVE DAY 60
S1039SCS
READING 3

5/10/99
7:35 PM
IN CHAIR: SPEAKER

ANSON-UNION COMM. COLLEGE ESTABLISHED

AYES - 71

SPEAKER	DEDMON	JEFFUS	ROGERS
ADAMS	EARLE	JUSTUS	SAUNDERS
ALEXANDER	EASTERLING	KISER	SETZER
ALLEN	EDWARDS	LUEBKE	SHERRILL
BADDOUR	FOX	MCCOMAS	SMITH
BAREFOOT	GIBSON	MCCRARY	SUTTON
BLUE	GILLESPIE	MCLAWHORN	TEAGUE
BONNER	GOODWIN	MELTON	THOMAS
BOYD-MCINTYRE	HACKNEY	MICHAUX	THOMPSON
BRASWELL	HAIRE	MILLER	TOLSON
BRIDGEMAN	HARDAWAY	MOSLEY	TUCKER
BUCHANAN	HENSLEY	NESBITT	WAINWRIGHT
CHURCH	HILL	NYE	WARNER
COLE	HOLMES	OLDHAM	WARREN
COX	HORN	OWENS	WARWICK
CRAWFORD	HURLEY	RAMSEY	WOMBLE
CULPEPPER	INSKO	RAYFIELD	YONGUE
CUNNINGHAM	JARRELL	REDWINE	

NOES - 33

ALLRED	CLARY	GARDNER	MCMAHAN
ARNOLD	CULP	GRADY	MITCHELL
BAKER	DAUGHTRY	GRAY	MORRIS
BARBEE	DAVIS	GULLEY	POPE
BOWIE	DECKER	HIATT	RUSSELL
BROWN	DOCKHAM	HOWARD	SEXTON
BRUBAKER	EDDINS	MCALLISTER	WILSON, C.
CAPPS	ESPOSITO	MCCOMBS	WILSON, G.
CARPENTER			

EXCUSED ABSENCE - 8

CANSLER	KINNEY	PRESTON	TALLENT
ELLIS	MOORE	STARNES	WOOD

EXCUSED VOTE - 0

NOT VOTING - 8

BERRY	FITCH	MINER	WALEND
CREECH	HUNTER, H.	MORGAN	WRIGHT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 449/3-- 2:03 PM MAY 11, 1999 LEGISLATIVE DAY 60

SENATOR BASNIGHT -- Presiding

PLYLER
ANSON UNION COMMUNITY COLLEGES
COMM. SUB/2ND EDITION

SENATE BILL 1039

MOTION 8
TO CONCUR

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

EXCUSED	0		
NOT CAST	2	BALLANTINE	CARRINGTON
ABSENT	1	RAND	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS3711*-LN162(4.1) S1040

Short Title: Hospital Governing Authority. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE MEMBERS OF A HOSPITAL AUTHORITY BOARD ARE A PUBLIC BODY AND HAVE THE RIGHT TO SUE AND BE SUED.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131E-9 is amended by adding the following new subsection to read:

"(d) The members of a board established by a municipality pursuant to subsection (a) of this section, or a hospital authority established by a county board of commissioners pursuant to subsection (b) of this section, are a public body and a body corporate and politic and have the right to sue and be sued."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1041 APR 14 1999 D

SENATE DRS6643-LY052(4.7)

PRINCIPAL CLERK

Short Title: DV Order Violations. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES TO THE LAW PROVIDING PENALTIES FOR VIOLATION OF A DOMESTIC VIOLENCE PROTECTIVE ORDER.

The General Assembly of North Carolina enacts:

Section 1. If Senate Bill 197, 1999 Regular Session, becomes law, then G.S. 50B-4.1 as amended by that act reads as rewritten:

"**§ 50B-4.1. Violation of valid protective order a misdemeanor.**

(a) ~~A~~ Unless otherwise provided by this section, a person who knowingly violates a valid protective order entered pursuant to this Chapter or by the courts of another state or the courts of an Indian tribe shall be guilty of a Class A1 misdemeanor.

(a1) A person who knowingly violates a valid protective order as provided in subsection (a) of this section by committing any of the following offenses shall be punished as provided by this subsection:

(1) If the offense is an assault, then the person is guilty of a Class G felony.

(2) If the offense is a Class D through I felony other than an assault, the person is guilty of a felony of the same class as the underlying offense.

(3) If the offense is a Class A, B, B1, B2, or C felony, the person is guilty of a Class C felony.

(a2) Any person who knowingly violates a valid protective order as provided in subsection (a) of this section after having been previously convicted of three offenses under this Chapter shall be guilty of a Class E felony.

(a3) Any sentences imposed pursuant to convictions under subdivision (2) or (3) of subsection (a1) of this section or under subsection (a2) of this section shall run

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1042 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS3712*-LN163B(4.1)

Short Title: Authorize Public Hospital Debt. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

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

. . .

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

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

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

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

"**§ 159-170. Revenue anticipation notes.**

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 0 4 3 APR 1 4 1999
PRINCIPAL CLERK

S D

SENATE DRS3732-LT116(4.7)

Short Title: Amend the State Laws. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAWS OF THE STATE.

The General Assembly of North Carolina enacts:

Section 1. This act amends the laws of the State.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 885/41-- 2:37 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT -- Presiding

RAND
INTANGIBLES TAX SETTLEMENT

SENATE BILL 1043
READING 2

AYE	43	ALBERTSON	EAST	LEE	PURCELL
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANCE	FOXX	MARTIN R	REEVES
		BALLANTINE	GARROU	MARTIN W	ROBINSON
		BASNIGHT	GULLEY	METCALF	RUCHO
		CARRINGTON	HAGAN	MILLER	SHAW L
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY	KINNAIRD	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	1	GARWOOD			
ABSENT	6	CARPENTER	HARTSELL	SHAW R	WARREN
		COCHRANE	JORDAN		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1003
LEGISLATIVE DAY 95
S1043HCS # 2
READING 2

7/08/99
7:30 PM
IN CHAIR: SPEAKER

INTANGIBLES TAX SETTLEMENT

103 DWeeks
~~102~~
~~101~~ DWeeks

SPEAKER DWeeks

AYES -

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

NOES - 0

EXCUSED ABSENCE - 13

BRASWELL	EARLE	MOSLEY	WAINWRIGHT
DAUGHTRY	ELLIS	RAMSEY	WARNER
DAVIS	KINNEY	SUTTON	WRIGHT
DECKER			

EXCUSED VOTE - 0

NOT VOTING - ~~6~~ 4 DWeeks

~~SPEAKER~~ DWeeks	FITCH	~~LUEBKE~~	WARWICK
BUCHANAN	HUNTER, H.		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 914/30-- 8:37 PM JULY 12, 1999 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

RAND
INTANGIBLES TAX SETTLEMENT
HOUSE COM. SUB NO. 2/4TH EDITION

SENATE BILL 1043

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	EAST	LUCAS	RAND
		ALLRAN	FORRESTER	MARTIN R	REEVES
		BALLANCE	FOXX	MARTIN W	ROBINSON
		BALLANTINE	GARROU	METCALF	RUCHO
		BASNIGHT	GARWOOD	MILLER	SHAW L
		CARPENTER	HAGAN	MOORE	SHAW R
		CARRINGTON	HARRIS	ODOM	SOLES
		CARTER	HARTSELL	PERDUE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COOPER	HOYLE	PLYLER	WEINSTEIN
		DALTON	KINNAIRD	PURCELL	WELLONS
		DANNELLY	LEE		
NO	0				
EXCUSED	0				
NOT CAST	1	KERR			
ABSENT	3	COCHRANE	GULLEY	JORDAN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1044 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRSA625-LT117A(4.7)

Short Title: Funds for Senior Services. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CUMBERLAND COUNTY TO PLAN AND DESIGN A SENIOR COMMUNITY CENTER.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Office of State Budget and Management the sum of two hundred thousand dollars ($200,000) for the 1999-2000 fiscal year for the purpose of planning and designing a community center in Cumberland County to provide services and activities for senior citizens in the county. With the funds appropriated, Cumberland County shall establish a management design team of qualified individuals in the community to consult with various State and local agencies that provide services to senior citizens to plan and design the center in an effective and efficient manner and to assure that the center is equipped to meet the needs of senior citizens without requiring them to obtain services from various sources.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1045 APR 1 4 1999

SENATE DRSA632-LH164(4.7)

PRINCIPAL CLERK

Short Title: Interfere with Emergency Calls. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE IT A CRIMINAL OFFENSE TO INTERFERE WITH EMERGENCY TELEPHONIC COMMUNICATIONS.

The General Assembly of North Carolina enacts:

Section 1. Article 36 of Chapter 14 of the General Statutes is amended by adding a new section to read:

"**§ 14-286.3. Interfering with emergency telephonic communications.**

(a) A person who, without authorization, engages in intentional interference with an emergency telephone communication of another and who is not making an emergency telephone communication himself is guilty of a Class H felony.

(b) The following definitions apply in this section:

(1) Emergency telephone communication. -- The term includes communications to law enforcement agencies or other emergency personnel, or to other individuals, relating or intending to relate that an individual is or is reasonably believed to be, or reasonably believes himself or another person to be, in imminent danger of bodily injury, or that an individual reasonably believes that his property or the property of another is in imminent danger of substantial damage or injury.

(2) Intentional interference. -- The term includes forcefully removing a telephonic instrument or equipment from the possession of another, hiding a telephonic instrument or equipment from another or otherwise making a telephonic instrument or equipment unavailable to another, disconnecting a telephonic instrument or telephonic equipment, removing a telephonic instrument from its

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1046
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS6635-LL153(4.7)

Short Title: Licensing/Examining Board Retirement. (Public)

Sponsors: Senator Phillips.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE EMPLOYEES OF STATE LICENSING AND EXAMINING BOARDS MEMBERS OF THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-1(11) reads as rewritten:

"(11) "Employer" shall mean the State of North Carolina, the county board of education, the city board of education, the State Board of Education, the board of trustees of the University of North Carolina, the board of trustees of other institutions and agencies supported and under the control of the State, any State board or agency charged with the duty of administering any law relating to the examination and licensing of persons to practice a profession, trade, or occupation whose employees are covered by all the provisions of Chapter 126 of the General Statutes but Article 3 of that Chapter, and who are subject to the provisions of the Executive Budget Act, Article 1 of Chapter 143 of the General Statutes, or any other agency of and within the State by which a teacher or other employee is paid."

Section 2. G.S. 135-1.1 is repealed.

Section 3. This act becomes effective October 1, 1999.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 859/15--12:01 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT -- Presiding

PHILLIPS
LICENSING/EXAMINING BOARD RETIRE.

SENATE BILL 1046
READING 2

AYE	44	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BALLANTINE	GARROU	MARTIN R	REEVES
		BASNIGHT	GARWOOD	MARTIN W	ROBINSON
		CARPENTER	GULLEY	METCALF	RUCHO
		CARRINGTON	HAGAN	MILLER	SHAW L
		CARTER	HARRIS	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	1	EAST			
ABSENT	5	CLODFELTER	JORDAN	SHAW R	WARREN
		HARTSELL			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1659
GISLATIVE DAY 142
S1046HCS
READING 2

7/11/00
12:47 PM
IN CHAIR: SPEAKER

LICENSING/EXAMINING BOARD RETIREMENT

AYES - 104

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

NOES - 4

BAKER	BERRY	CAPPS	THOMPSON

EXCUSED ABSENCE - 5

HIATT	MCCRARY	RAMSEY	WOOD
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	ELLIS	HOLMES	TALLENT
BARBEE	FITCH	MINER	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1506/13-- 5:08 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

PHILLIPS
LICENSING/EXAMINING BOARD RETIRE.
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1046

MOTION 8
TO CONCUR

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

EXCUSED	0		
NOT CAST	2	HORTON	SHAW L
ABSENT	2	MOORE	RUCHO
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S1047 APR 14 1999 D

PRINCIPAL CLERK

S

SENATE DRS3761-SJ041.01(4.12)

Short Title: Amend Env. & Nat. Resources Laws-1. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 321/19-- 6:00 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

ALBERTSON
PROTECT CERTAIN CLUTCH PLANTING
COMM. SUB/2ND EDITION

SENATE BILL 1047
READING 2

AYE	49	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN R	RUCHO
		CARPENTER	GULLEY	MARTIN W	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	METCALF
PAIRS	0	
AYE		
NO		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 598
LEGISLATIVE DAY 69
S1047SCS
READING 2

5/25/99
4:15 PM
IN CHAIR: SPEAKER

PROTECT CERTAIN CULTCH PLANTING AREA

AYES - 108

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

NOES - 2

SHERRILL	WOOD

EXCUSED ABSENCE - 6

ADAMS	EDWARDS	RAMSEY	WILSON, C.
BRASWELL	GRAY		

EXCUSED VOTE - 0

NOT VOTING - 4

CARPENTER	CUNNINGHAM	DEDMON	HAIRE

FILED - SENATE
S 1048 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS4660-SJ042.01(4.7)

Short Title: Amend Env. & Nat. Resources Laws-2. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 322/20-- 6:02 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

ALBERTSON
AMEND FISHERY RESOURCE GRANT PRO.
COMM. SUB/2ND EDITION

SENATE BILL 1048
READING 2

AYE	48	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN R	RUCHO
		CARPENTER	GULLEY	MARTIN W	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
NO	0				

EXCUSED	0	
NOT CAST	1	DANNELLY
ABSENT	1	METCALF
PAIRS	0	
AYE		
NO		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

SEQ. # 599
LEGISLATIVE DAY 69
S1048HCS
READING 2

5/25/99
4:17 PM
IN CHAIR: SPEAKER

AMEND FISHERY RESOURCE GRANT PROG.

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 6

ADAMS	EDWARDS	RAMSEY	WILSON, C.
BRASWELL	GRAY		

EXCUSED VOTE - 0

NOT VOTING - 5

CARPENTER	DEDMON	ELLIS	STARNES
CUNNINGHAM			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 563/16--10:36 AM MAY 27, 1999 LEGISLATIVE DAY 70

LT. GOVERNOR WICKER -- Presiding

ALBERTSON SENATE BILL 1048
AMEND FISHERY RESOURCE GRANT PRO.
HOUSE COM. SUB/3RD EDITION

MOTION 8
TO CONCUR

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

FILED - SENATE

APR 1 4 1999

PRINCIPAL CLERK

S D

S1049

SENATE DRS3759-SJ043.01(4.7)

Short Title: Amend Env. & Nat. Resources Laws-3. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 531/13-- 4:24 PM MAY 25, 1999 LEGISLATIVE DAY 68

LT. GOVERNOR WICKER -- Presiding

ALBERTSON
NEUSE RIVER BUFFER AMENDS
COMM. SUB NO. 2

SENATE BILL 1049
READING 2

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

EXCUSED	0		
NOT CAST	1	COOPER	
ABSENT	2	COCHRANE	MARTIN R
PAIRS	0		
AYE			
NO			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SQ. # 1176
LEGISLATIVE DAY 99
S1049SCS#2
READING 2

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

NEUSE RIVER BUFFER AMENDS.

AYES - 108

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

NOES - 2

BROWN	WOOD

EXCUSED ABSENCE - 4

KINNEY	MCCRARY	MILLER	MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 6

BAKER	HACKNEY	RAMSEY	SEXTON
BRASWELL	NESBITT		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1259
ISLATIVE DAY 101
S1049SCS #2
READING 3

7/19/99
9:29 PM
IN CHAIR: HACKNEY

NEUSE RIVER BUFFER AMENDS.
MOTION #12 Rep. Creech's motion to suspend Rule 31(d) in order that he might offer an amendment which would change the title

AYES - 64

ADAMS	CREECH	GULLEY	POPE
ALLRED	CULP	HOLMES	PRESTON
ARNOLD	DAUGHTRY	HOWARD	RAYFIELD
BAKER	DAVIS	HUNTER, H.	RUSSELL
BERRY	DEDMON	JUSTUS	SETZER
BLUE	DOCKHAM	KISER	SEXTON
BOWIE	EDDINS	MCALLISTER	SHERRILL
BROWN	EDWARDS	MCCOMAS	SMITH
BRUBAKER	ELLIS	MCCOMBS	STARNES
BUCHANAN	ESPOSITO	MCMAHAN	TALLENT
CANSLER	FITCH	MINER	TEAGUE
CAPPS	GARDNER	MITCHELL	THOMPSON
CARPENTER	GIBSON	MOORE	WALEND
CHURCH	GILLESPIE	MORGAN	WILSON, C.
CLARY	GRADY	MORRIS	WILSON, G.
CRAWFORD	GRAY	NYE	YONGUE

NOES - 45

ALEXANDER	EASTERLING	JARRELL	ROGERS
ALLEN	FOX	JEFFUS	SAUNDERS
BAREFOOT	GOODWIN	LUEBKE	SUTTON
BONNER	HACKNEY	MCCRARY	THOMAS
BOYD-MCINTYRE	HAIRE	MCLAWHORN	TOLSON
BRASWELL	HARDAWAY	MELTON	TUCKER
BRIDGEMAN	HENSLEY	MILLER	WAINWRIGHT
COLE	HILL	NESBITT	WARREN
COX	HORN	OLDHAM	WARWICK
CULPEPPER	HURLEY	OWENS	WOMBLE
CUNNINGHAM	INSKO	REDWINE	WRIGHT
EARLE			

EXCUSED ABSENCE - 5

BADDOUR	KINNEY	MOSLEY	WOOD
BARBEE			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	HIATT	RAMSEY	WARNER
DECKER	MICHAUX		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

NO. # 1260
LEGISLATIVE DAY 101
S1049SCS #2
READING 3

7/19/99
9:29 PM
IN CHAIR: HACKNEY

NEUSE RIVER BUFFER AMENDS.

AYES - 103

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

NOES - 7

BAKER	CARPENTER	DOCKHAM	JUSTUS
BROWN	CLARY	ELLIS	

EXCUSED ABSENCE - 5

BADDOUR	KINNEY	MOSLEY	WOOD
BARBEE			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HIATT	RAMSEY	WARNER
DECKER			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

APR 14 1999

PRINCIPAL CLERK

S D

SENATE DRS3760-SJ044.01(4.12) S1050

Short Title: Amend Env. & Nat. Resources Laws-4. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

FILED - SENATE
S 1051 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS3758-SJ046.01(4.12)

Short Title: Amend Env. & Nat. Resources Laws-6. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE

SENATE DRSA627-SJ047.01(4/7) S 1052 APR 14 1999

PRINCIPAL CLERK

Short Title: Amend Env. & Nat. Resources Laws-7. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

FILED - SENATE

S 1053 APR 14 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRSA626-SJ048.01(4.7)

Short Title: Amend Env. & Nat. Resources Laws-8. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S 1054 D

SENATE DRS3767-RB006(2.1)

Short Title: Ownership Requirements for Use Value. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPAND PRESENT-USE VALUE CLASSIFICATION TO CERTAIN BUSINESS ENTITIES AND TO CLARIFY THE OWNERSHIP REQUIREMENTS FOR PRESENT-USE VALUE CLASSIFICATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-277.2(4) is repealed.

Section 2. G.S. 105-277.3 reads as rewritten:

"**§ 105-277.3. Agricultural, horticultural, and forestland -- Classifications.**

(a) Classes Defined. -- The following classes of property are designated special classes of property under authority of Section 2(2) of Article V of the North Carolina Constitution and shall be appraised, assessed, and taxed as provided in G.S. 105-277.2 through G.S. 105-277.7. To come within one of these classifications, the property must meet one of the ownership requirements in G.S. 105-277.3A.

(1) Agricultural land. -- ~~Individually owned agricultural~~ Agricultural land consisting of one or more tracts, one of which consists of at least 10 acres that are in actual production and that, for the three years preceding January 1 of the year for which the benefit of this section is claimed, have produced an average gross income of at least one thousand dollars ($1,000). Gross income includes income from the sale of the agricultural products produced from the land and any payments received under a governmental soil conservation or land retirement program. Land in actual production includes land under improvements used in the commercial production or growing of crops, plants, or animals.

FILED - SENATE
S 1055 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS2713-LD118.01(4.6)

Short Title: Certain Court Report Services. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE USE OF A COURT REPORTING SERVICE THAT HAS AN INTEREST WHEN A DEPOSITION IS TAKEN.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1A-1, Rule 28(c) reads as rewritten:

"(c) Disqualification for interest. -- No deposition shall be taken before a person who is a relative or employee or attorney or counsel of any of the parties, or is a relative or employee of such attorney or counsel, or is financially interested in the action unless the parties agree otherwise by stipulation as provided in Rule 29. Further, no court reporting service shall take a deposition when the contract for the court reporting service is between a person authorized to take a deposition or any person with whom that authorized person has a principal and agency relationship, and any attorney, party to an action, or party having a financial interest in an action. This subsection does not apply to a contract for services to a governmental body. This subsection does not apply when the contract relates to a particular action pending before a court or administrative agency."

Section 2. This act becomes effective October 1, 1999, and applies to contracts entered into on or after that date.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 402/33-- 1:15 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

WELLONS
CERTAIN COURT REPORT SERVICES
COMM. SUB/2ND EDITION

SENATE BILL 1055
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 789
LEGISLATIVE DAY 84
S1055SCS
READING 2

6/21/99
9:12 PM
IN CHAIR: SPEAKER

CERTAIN COURT REPORT SERVICES

AYES - 99

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

NOES - 6

DAVIS	HURLEY	POPE	WARNER
DECKER	KISER		

EXCUSED ABSENCE - 8

ARNOLD	KINNEY	RAMSEY	WAINWRIGHT
BRUBAKER	MINER	SUTTON	WOOD

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CRAWFORD	HOLMES	SHERRILL
BRASWELL	HIATT	SEXTON	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 730/11-- 1:18 PM JUNE 24, 1999 LEGISLATIVE DAY 86

LT. GOVERNOR WICKER -- Presiding

WELLONS
CERTAIN COURT REPORT SERVICES
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1055

MOTION 8
TO CONCUR

AYE	43	ALBERTSON	DANNELLY	HOYLE	PURCELL
		ALLRAN	EAST	KERR	RAND
		BALLANCE	FORRESTER	KINNAIRD	ROBINSON
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARROU	LUCAS	SHAW L
		CARPENTER	GARWOOD	MARTIN R	SOLES
		CARRINGTON	GULLEY	MARTIN W	WARREN
		CLODFELTER	HAGAN	METCALF	WEBSTER
		COCHRANE	HARRIS	MILLER	WEINSTEIN
		COOPER	HARTSELL	MOORE	WELLONS
		DALTON	HORTON	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	7	CARTER	ODOM	PLYLER	SHAW R
		JORDAN	PERDUE	REEVES	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

FILED - SENATE
S1056 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS6640-LC208(4.7)

Short Title: Tax Return Donations for Habitat. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE SPACE ON THE INCOME TAX RETURN FOR INDIVIDUALS TO MAKE DONATIONS TO HABITAT FOR HUMANITY.

The General Assembly of North Carolina enacts:

Section 1. Article 9 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-269.7. Contribution by individual to Habitat for Humanity.**

An individual entitled to a refund of income taxes under Part 2 of Article 4 of this Chapter may elect to contribute all or part of the refund to the North Carolina Office of Habitat for Humanity International to provide housing for North Carolina residents with low or moderate incomes. The Secretary shall provide appropriate language and space on the individual income tax form in which to make the election. The election becomes irrevocable upon filing the individual's income tax return for the taxable year.

The Secretary shall transmit the contributions made pursuant to this section to the State Treasurer for credit to the Department of Commerce, Community Assistance Division. The Department of Commerce shall distribute the funds to the North Carolina Office of Habitat for Humanity International to be used only to provide housing for North Carolina residents with low or moderate incomes. The Secretary shall draw from collections under Part 2 of Article 4 of this Chapter each fiscal year an amount equal to its costs of implementing this section, including costs of redesigning and expanding the tax forms and instructions, computer reprogramming, and accounting and administration."

Section 2. This act is effective for taxable years beginning on or after January 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1057 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS2711-LG349A(4.7)

Short Title: Clayton Cultural Arts Funds. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE TOWN OF CLAYTON FOR RESTORATION AND MAINTENANCE OF THE AUDITORIUM BUILDING.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to The Clayton Cultural Arts Foundation, a nonprofit corporation, the sum of fifty thousand dollars ($50,000) for the 1999-2000 fiscal year for the restoration and maintenance of the auditorium building for use as a community and cultural arts center.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S D

S1058

SENATE DRS1695-LM214(4.7)

Short Title: General Contractors Licensure. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE STATE LICENSING BOARD FOR GENERAL CONTRACTORS TO INCLUDE COMPONENTS OF THE STATE BUILDING CODE IN THE EXAMINATION OFFERED BY THE BOARD AND GRANTING THE BOARD GREATER AUTHORITY WHEN DISCIPLINING LICENSEES WHO VIOLATE THE LAWS RELATED TO GENERAL CONTRACTOR LICENSURE.

The General Assembly of North Carolina enacts:

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

"(b) The Board shall conduct an examination, either oral or written, of all applicants for license to ascertain the ability of the applicant to make a practical application of his knowledge of the profession of contracting, under the classification contained in the application, and to ascertain the qualifications of the applicant in reading plans and specifications, knowledge of matters covered on the level I, II, and III examinations administered by the Department of Insurance for the licensure of building inspectors, knowledge of estimating costs, construction, ethics and other similar matters pertaining to the contracting business and knowledge of the applicant as to the responsibilities of a contractor to the public and of the requirements of the laws of the State of North Carolina relating to contractors, construction and liens. If the results of the examination of the applicant shall be satisfactory to the Board, then the Board shall issue to the applicant a certificate to engage as a general contractor in the State of North Carolina, as provided in ~~said~~ the certificate, which may be limited into five classifications as the common use of the terms are known -- that ~~is,~~ is:

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 352/21-- 4:59 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

CLODFELTER
GENERAL CONTRACTORS LICENSURE
COMM. SUB/2ND EDITION

SENATE BILL 1058
READING 2

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

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

ED

. # 1152
ISLATIVE DAY 98
S1058SCS
READING 2

7/13/99
8:47 PM
IN CHAIR: HACKNEY

GENERAL CONTRACTORS LICENSURE

AYES - 107

ADAMS	CULP	HORN	PRESTON
ALEXANDER	CULPEPPER	HOWARD	RAYFIELD
ALLEN	CUNNINGHAM	HUNTER, H.	REDWINE
ALLRED	DECKER	HURLEY	RUSSELL
ARNOLD	DEDMON	INSKO	SAUNDERS
BAKER	DOCKHAM	JARRELL	SETZER
BARBEE	EARLE	JEFFUS	SMITH
BAREFOOT	EASTERLING	JUSTUS	STARNES
BERRY	EDDINS	KISER	SUTTON
BLUE	EDWARDS	LUEBKE	TALLENT
BONNER	ELLIS	MCCOMAS	TEAGUE
BOWIE	ESPOSITO	MCCOMBS	THOMAS
BOYD-MCINTYRE	FITCH	MCLAWHORN	THOMPSON
BRASWELL	FOX	MCMAHAN	TOLSON
BRIDGEMAN	GARDNER	MELTON	TUCKER
BROWN	GIBSON	MICHAUX	WAINWRIGHT
BRUBAKER	GILLESPIE	MILLER	WALEND
BUCHANAN	GOODWIN	MINER	WARNER
CANSLER	GRADY	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	OLDHAM	WRIGHT
CRAWFORD	HILL	OWENS	YONGUE
CREECH	HOLMES	POPE	

NOES - 2

DAVIS	SEXTON

EXCUSED ABSENCE - 7

DAUGHTRY	KINNEY	MOSLEY	SHERRILL
GRAY	MCCRARY	ROGERS	

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	BADDOUR	MCALLISTER	RAMSEY

FILED - SENATE

S 1059 APR 14 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS1673-LB139(4.7)

Short Title: Development Rights Transfer Study. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A LEGISLATIVE STUDY COMMISSION TO CONSIDER AUTHORIZING LOCAL GOVERNMENT TO ESTABLISH PROGRAMS ALLOWING PROPERTY OWNERS TO TRANSFER DEVELOPMENT RIGHTS UNDER PLANNING ORDINANCES FOR THE PURPOSES OF HISTORIC PRESERVATION, OPEN SPACE AND WATERSHED PROTECTION, AND SUPPORT OF TRANSIT AND TRANSPORTATION PLANNING GOALS, AND ALLOWING CREATION OF DEVELOPMENT RIGHTS "BANKS" FOR THESE PURPOSES.

The General Assembly of North Carolina enacts:

Section 1. The Development Rights Transfer Study Commission is created. The Commission shall consist of 16 members as follows:

(1) Eight persons appointed by the President Pro Tempore of the Senate, at least two of whom shall be elective or appointive local government officials or other persons having expertise or experience in planning, land use regulation, or land development.

(2) Eight persons appointed by the Speaker of the House of Representatives, at least two of whom shall be elective or appointive local government officials or other persons having expertise or experience in planning, land use regulation, or land development.

Section 2. The President Pro Tempore of the Senate shall designate one appointee as cochair, and the Speaker of the House of Representatives shall designate one appointee as cochair.

Section 3. The Commission shall consider:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S1060 APR 14 1999
PRINCIPAL CLERK

SENATE DRS6616-LL010(1.14)

Short Title: Division of Trusts. (Public)

Sponsors: Senator Hagan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE TRUSTEES WITH ADDITIONAL AUTHORITY TO SEVER TRUSTS INTO SEPARATE TRUSTS CONSISTENT WITH THE BEST INTERESTS OF THE TRUST BENEFICIARIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 32-27(25a) reads as rewritten:

"(25a) Divide One Trust into Several Trusts and Make Distributions From Those Trusts. --

a. To divide the funds and properties constituting any trusts into two or more identical separate trusts that represent two or more fractional shares of the funds and properties being divided, or to hold any addition or contribution to an existing trust as a separate, identical trust, and to make distributions of income and principal by a method other than pro rata from the separate trusts so created as the fiduciary determines to be in the best interests of the trust beneficiaries. In any case where ~~a single trust has been divided by the fiduciary into two separate trusts,~~ two separate, identical trusts are created pursuant to this sub-subdivision, one of which is fully exempt from the federal generation-skipping transfer tax and one of which is fully subject to that tax, the fiduciary may thereafter, to the extent possible consistent with the terms of the governing instrument, determine the value of any mandatory or discretionary distributions to trust beneficiaries on the basis

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 323/21-- 6:15 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

HAGAN
DIVISION OF TRUSTS
COMM. SUB/2ND EDITION

SENATE BILL 1060
READING 2

AYE	43	ALBERTSON	FORRESTER	KINNAIRD	RAND
		ALLRAN	FOXX	LEE	REEVES
		BALLANCE	GARROU	LUCAS	ROBINSON
		BALLANTINE	GARWOOD	MARTIN R	RUCHO
		BASNIGHT	GULLEY	MARTIN W	SHAW L
		CARPENTER	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	ODOM	SOLES
		CLODFELTER	HARTSELL	PERDUE	WARREN
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
		DANNELLY	KERR	PURCELL	
NO	6	CARRINGTON	EAST	MOORE	WEBSTER
		COCHRANE	HORTON		

EXCUSED 0

NOT CAST 0

ABSENT 1 METCALF

PAIRS 0
AYE
NO

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill No. 1060

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

S1060-ASD-001

Date April 28 ,1999

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

Senator Hagan

moves to amend the bill on page 2, lines 16 & 19, by deleting the word "funding" and inserting in its place the word "division";

And on page 3 lines 10 & 13 by deleting the word "funding" and inserting in its place the word " division".

SIGNED Kay R. Hagan
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 49-0 ✓ FAILED _____ TABLED _____

G. Pruitt 4/28/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 362/31-- 5:43 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

HAGAN
DIVISION OF TRUSTS
COMM. SUB/2ND EDITION

SENATE BILL 1060

AMEND 1

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 363/32-- 5:44 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

HAGAN
DIVISION OF TRUSTS
COMM. SUB/2ND EDITION

SENATE BILL 1060
READING 3

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EO

SEQ. # 577
LEGISLATIVE DAY 67
S1060SCS
READING 2

5/20/99
1:30 PM
IN CHAIR: SPEAKER

DIVISION OF TRUSTS

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 12

CREECH	GRAY	MCCOMAS	RAMSEY
DOCKHAM	HOLMES	MCMAHAN	STARNES
GARDNER	HORN	POPE	SUTTON

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	HOWARD	KINNEY	TALLENT
CLARY			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 5/20/99

S. B. No. 1060 Amendment No. 1

(to be filled in by Principal Clerk)

Rep.) Hackney

Sen.)

moves to amend the bill on page 3, line 14

by rewriting Sec. 3 as follows:

Sec. 3 "This act becomes effective October 1, 1999."

SIGNED _____

ADOPTED 5/20/99 FAILED _____ TABLED _____

103-0 EV

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 578
LEGISLATIVE DAY 67
S1060SCS
READING 3

5/20/99
1:36 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. HACKNEY
DIVISION OF TRUSTS

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 12

CREECH	GRAY	MCCOMAS	RAMSEY
DOCKHAM	HOLMES	MCMAHAN	STARNES
GARDNER	HORN	POPE	SUTTON

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	HOWARD	KINNEY	TALLENT
CLARY			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EU

SEQ. # 579
LEGISLATIVE DAY 67
S1060SCS
READING 3

5/20/99
1:37 PM
IN CHAIR: SPEAKER

DIVISION OF TRUSTS

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - 12

CREECH	GRAY	MCCOMAS	RAMSEY
DOCKHAM	HOLMES	MCMAHAN	STARNES
GARDNER	HORN	POPE	SUTTON

EXCUSED VOTE - 0

NOT VOTING - 8

BERRY	CHURCH	DECKER	KINNEY
BRIDGEMAN	CLARY	HOWARD	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 532/14-- 4:27 PM MAY 25, 1999 LEGISLATIVE DAY 68

LT. GOVERNOR WICKER -- Presiding

HAGAN
DIVISION OF TRUSTS
COM. SUB/3RD EDITION

SENATE BILL 1060

MOTION 8
TO CONCUR

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

EXCUSED	0		
NOT CAST	1	COOPER	
ABSENT	2	COCHRANE	MARTIN R
PAIRS	0		
AYE			
NO			

FILED - SENATE
S 1061 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS7652-LG336(4.6)

Short Title: Global TransPark Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE GLOBAL TRANSPARK AUTHORITY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund a sum for the 1999-2000 fiscal year for the Global TransPark Authority.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE
S 1062
APR 14 1999
PRINCIPAL CLERK

D

SENATE DRS3771-LM203(4.6)

Short Title: Substance Abuse Certification. (Public)

Sponsors: Senator Metcalf.

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO DEFINE THE TERM CLINICAL SUPERVISOR INTERN AND AMENDING CERTIFICATION REQUIREMENTS FOR SUBSTANCE ABUSE PROFESSIONALS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-113.31 reads as rewritten:

"**§ 90-113.31. Definitions.**

The following definitions shall apply in this Article:

(1) Board. -- The North Carolina Substance Abuse Professional Certification Board.

(1a) Certified clinical addictions specialist. -- A person certified by the Board to practice as a clinical addictions specialist in accordance with the provisions of this Article.

(1b) Certified clinical supervisor. -- A person certified by the Board to practice as a clinical supervisor in accordance with the provisions of this Article.

(1c) Certified residential facility director. -- A person certified by the Board to practice as a residential facility director in accordance with the provisions of this Article.

(2) Certified substance abuse counselor. -- A person certified by the Board to practice as a substance abuse counselor in accordance with the provisions of this Article.

(3) Repealed by S.L. 1997-492, s. 2.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 353/22-- 5:02 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

METCALF
SUBSTANCE ABUSE CERTIFICATION

SENATE BILL 1062
READING 2

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

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 576
LEGISLATIVE DAY 67
S1062
READING 2

5/20/99
1:29 PM
IN CHAIR: SPEAKER

SUBSTANCE ABUSE CERTIFICATION

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 12

CREECH	GRAY	MCCOMAS	RAMSEY
DOCKHAM	HOLMES	MCMAHAN	STARNES
GARDNER	HORN	POPE	SUTTON

EXCUSED VOTE - 0

NOT VOTING - 6

BERRY	HOWARD	MCALLISTER	TALLENT
CLARY	KINNEY		

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 2

H. B. No. _____ DATE 5/24/99

S. B. No. 1062 Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
) Blue
Sen.)

moves to amend the bill on page 5, line 29

( ) WHICH CHANGES THE TITLE

by inserting following the word "any." the words:

"Counselor - client or physician - patient";

SIGNED

ADOPTED 5/25/99 FAILED _____ TABLED _____

107-0 ev DWalker

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 593
LEGISLATIVE DAY 69
S1062
READING 3

5/25/99
3:57 PM
IN CHAIR: SPEAKER

AMEND #1- REP. BLUE
SUBSTANCE ABUSE CERTIFICATION

AYES - ~~107~~ 109 DWelch

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

NOES - 0

EXCUSED ABSENCE - 6

ADAMS	EDWARDS	RAMSEY	WILSON, C.
BRASWELL	GRAY		

EXCUSED VOTE - 0

NOT VOTING - ~~7~~ 5 DWelch

CARPENTER	ELLIS	~~MCCOMAS~~	~~NYE~~ DWelch
CUNNINGHAM	HARDAWAY	MOORE DWelch	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 594
LEGISLATIVE DAY 69
S1062
READING 3

5/25/99
3:58 PM
IN CHAIR: SPEAKER

SUBSTANCE ABUSE CERTIFICATION

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 6

ADAMS	EDWARDS	RAMSEY	WILSON, C.
BRASWELL	GRAY		

EXCUSED VOTE - 0

NOT VOTING - 3

CARPENTER	CUNNINGHAM	ELLIS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 564/17--10:37 AM MAY 27, 1999 LEGISLATIVE DAY 70

LT. GOVERNOR WICKER -- Presiding

METCALF
SUBSTANCE ABUSE CERTIFICATION

SENATE BILL 1062

MOTION 8
TO CONCUR

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					

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA **SB 1063**

SESSION 1999

S **D**

SENATE DRS3618-RR009A(3.15)

Short Title: Campaign Standards. (Public)

Sponsors: Senator Metcalf.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A CODE OF CAMPAIGN STANDARDS TO BE ENFORCED BY THE STATE BOARD OF ELECTIONS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 163 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 22D.

"Campaign Standards.

"§ 163-278.60. Purpose of Article.

The purpose of this Article is to use constitutional means to encourage informative and civil political campaigning in North Carolina elections and to discourage false or misleading attacks.

"§ 163-278.61. Powers and duties of the State Board of Elections.

(a) Adoption of Rules. -- The State Board of Elections shall adopt any rules necessary for the effective administration of this Article, not inconsistent with the provisions of this Article.

(b) Receipt and Processing of Complaints. -- The State Board of Elections shall prescribe the form of complaints alleging violation of G.S. 163-278.62. A complaint shall be made by affidavit under penalty of perjury. Upon the filing of a complaint with the State Board, the State Board shall process the complaint in accordance with G.S. 163-278.63.

(c) Reports to the General Assembly. -- The State Board shall report to the General Assembly by the convening of every regular session of the General Assembly. The report shall review the most recent campaign with respect to the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1064 APR 1 4 1999
PRINCIPAL CLERK

SENATE DRSA631-LC185(4.6)

Short Title: Affordable Housing Tax Credit. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW A STATE TAX CREDIT FOR PROVIDING AFFORDABLE HOUSING.

The General Assembly of North Carolina enacts:

Section 1. The title of Article 3B of Chapter 105 of the General Statutes reads as rewritten:

"ARTICLE 3B.

Business Tax ~~Credit.~~ Credits."

Section 2. Article 3B of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-129.16A. Credit for low-income housing.**

(a) Credit. -- A taxpayer that is allowed for the taxable year a federal income tax credit for low-income housing under section 42 of the Code with respect to a qualified North Carolina low-income building, is allowed a credit under this Article equal to twenty-five percent (25%) of the federal credit allowed with respect to that building. The credit must be taken in equal installments over the five years beginning in the first taxable year in which the federal credit is claimed for that building.

(b) Definitions. -- The definitions in section 42 of the Code apply in this section. In addition, as used in this section the term 'qualified North Carolina low-income building' means a qualified low-income building that meets either of the following conditions:

(1) It is located in a tier one or two enterprise area, as defined in G.S. 105-129.3, or in a development zone, as defined in G.S. 105-129.3A.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1065 APR 1 4 1999
PRINCIPAL CLERK

S D

SENATE DRS2730-LR344(4.7)

Short Title: Amend Impeachment Evidence Rule. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE EVIDENCE CODE, CHAPTER 8C OF THE GENERAL STATUTES, TO MAKE ADMISSIBLE FOR THE PURPOSES OF IMPEACHMENT EVIDENCE OF A WITNESS' CONVICTION OF A CRIME PUNISHABLE BY SIXTY DAYS OF CONFINEMENT OR MORE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 8C-1, Rule 609(a) of the Evidence Code, reads as rewritten:

"(a) General rule. -- For the purpose of attacking the credibility of a witness, evidence that ~~he~~ the witness has been convicted of a crime punishable by ~~more than 60 days~~ confinement of 60 days or more shall be admitted if elicited from ~~him~~ the witness or established by public record during cross-examination or thereafter."

Section 2. This act becomes effective December 1, 1999; and, consistent with G.S. 8C-1, Rule 1101(a), shall apply to all actions and proceedings in the courts of this State.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1066

APR 1 4 1999

SENATE DRS6651-LT130(4.7)

PRINCIPAL CLERK

Short Title: Health Care Improvement Act. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAWS OF THE STATE FOR HEALTH CARE IMPROVEMENT.

The General Assembly of North Carolina enacts:

Section 1. This act amends the laws of the State to improve health care in North Carolina.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

SENATE DRS7646-LL134(4S)1067 APR 14 1999

PRINCIPAL CLERK

Short Title: Emergency Magistrates/Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR EMERGENCY MAGISTRATES AND TO APPROPRIATE FUNDS FOR TWO ADDITIONAL MAGISTRATES IN CUMBERLAND COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Article 8 of Chapter 7A of the General Statutes is amended by adding three new sections to read:

"**§ 7A-171.3. Retired magistrates may become emergency magistrates subject to recall to active service; compensation for emergency magistrates on recall.**

(a) As used in this Article, 'emergency magistrate' means any magistrate who has retired subject to recall to active service for temporary duty.

(b) Magistrates who have retired after the completion of five years of creditable service may apply as provided in G.S. 7A-171.4 to become emergency magistrates. The Administrative Officer of the Courts, after consultation with the chief district court judge of the district to which the emergency magistrate is to be assigned, may order any emergency magistrate who, in the opinion of the Administrative Officer of the Courts, is physically and mentally competent to perform the duties of a magistrate, to serve as a magistrate in any county in the State as needed. The assignment shall be in writing and entered upon the minutes of the district court in the county to which the emergency magistrate is assigned.

(c) In addition to the compensation or retirement allowance the magistrate would otherwise be entitled to receive by law, and except as provided in G.S. 171.1(b), each emergency magistrate who is assigned to temporary active service by the Administrative Officer of the Courts shall be reimbursed by the State for travel and subsistence expenses at the same rate as State employees generally, plus fifteen dollars

FILED - SENATE

S 1068 APR 14 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS1682-LH070(3.2)

Short Title: McGruff Crim. Backgd. Checks. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LOCAL LAW ENFORCEMENT AGENCIES TO ACCESS THE CRIMINAL INFORMATION NETWORK TO RUN CRIMINAL BACKGROUND CHECKS ON VOLUNTEERS FOR THE MCGRUFF HOUSES PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Article 4 of Chapter 114 of the General Statutes is amended by adding a new section to read:

"**§ 114-19.8. Criminal record checks of McGruff House Program volunteers.**

(a) Authority. -- The Department of Justice may provide to any local law enforcement agency a criminal record check of any individual who applies as a volunteer for the McGruff House Program in that community and a criminal record check of all persons 18 years of age or older who live in the applying household. The criminal record check may also be done by a certified DCI operator within the local law enforcement agency.

(b) Procedure. -- A criminal record check may be conducted by using an individual's fingerprint or any information required by the Department of Justice to identify that individual. A criminal record check shall be provided only if: (i) the individual whose record is checked consents to the record check, and (ii) every individual who is 18 years of age or older who lives in the household also consents to the record check. The information shall be kept confidential by the local law enforcement agency that receives the information. If the confidential information is disclosed under this section, the Department may refuse to provide further criminal record checks to that local law enforcement agency."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 324/22-- 6:17 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

RAND
MCGRUFF CRIMINAL BACKGROUND

SENATE BILL 1068
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	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				

EXCUSED	0	
NOT CAST	1	WARREN
ABSENT	1	METCALF
PAIRS	0	
AYE		
NO		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1068

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

S1068-ALB-1

Date JUN 7 1999, 1999

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

Rep. Hurley

1 moves to amend the bill on page 1, line 9,
2 by deleting: "114-19.8", and substituting "114-19.9"
3

SIGNED Bill Hurley
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 7 1999 FAILED _____ TABLED _____

105-0 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 691
LEGISLATIVE DAY 76
S1068HCS
READING 2

6/07/99
8:27 PM
IN CHAIR: SPEAKER

AMEND #1- REP. HURLEY
MCGRUFF CRIMINAL BACKGROUND CHECKS

AYES - 105

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

NOES - 0

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 7

BERRY	FITCH	HUNTER, H.	SEXTON
CREECH	HOLMES	MICHAUX	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

. # 692
ISLATIVE DAY 76
S1068HCS
READING 2

6/07/99
8:27 PM
IN CHAIR: SPEAKER

MCGRUFF CRIMINAL BACKGROUND CHECKS

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 9

ARNOLD	CREECH	HOLMES	SETZER
BERRY	FITCH	HUNTER, H.	SEXTON
BLUE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 644/7-- 8:05 PM JUNE 14, 1999 LEGISLATIVE DAY 79

SENATOR BASNIGHT -- Presiding

RAND
MCGRUFF CRIMINAL BACKGROUND
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1068

MOTION 8
TO CONCUR

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	1	JORDAN
ABSENT	0	
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1069
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS7658-LH149(4.7)

Short Title: Criminal Impersonation. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE OFFENSE OF CRIMINAL IMPERSONATION, TO ENHANCE THE PENALTY FOR IMPERSONATING A LAW ENFORCEMENT OFFICER OR OTHER PUBLIC OFFICERS IN CERTAIN CIRCUMSTANCES, AND TO RAISE THE CRIMINAL PENALTY FOR IMPERSONATING EMERGENCY MEDICAL PERSONNEL, LAW ENFORCEMENT OFFICERS, AND OTHER PUBLIC OFFICERS.

The General Assembly of North Carolina enacts:

Section 1. Article 19 of Chapter 14 of the General Statutes is amended by adding a new section to read:

"**§ 14-100.1. Criminal impersonation.**

(a) For purposes of this section, 'assuming a false identity' includes: providing a false name, address, date of birth, social security number, drivers license number, identification card, or any other means of identification or identification information other than that rightfully belonging to a person. The term also includes the act of pretending to have a handicap.

(b) It is unlawful for any person to assume a false identity without legal purpose and to engage in conduct under that false identity with the intent to defraud or injure another, or to unjustly obtain a benefit from another. Except as otherwise provided, a violation of this section is punishable as a Class A1 misdemeanor.

(c) A person who assumes a false identity in giving information to a law enforcement officer pursuant to a traffic citation or other criminal investigation shall be punished as follows:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 829/5-- 3:41 PM JULY 7, 1999 LEGISLATIVE DAY 93

SENATOR BASNIGHT -- Presiding

RAND
CRIMINAL IMPERSONATION

SENATE BILL 1069
READING 3

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

EXCUSED	0		
NOT CAST	2	HARTSELL	KERR
ABSENT	1	JORDAN	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1070 APR 14 1999

PRINCIPAL CLERK

S

SENATE DRS2706-LGQ353A(4.7)

Short Title: Blowing Rock Comm. Arts Ctr. Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF A NEW COMMUNITY ARTS CENTER IN BLOWING ROCK.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Blowing Rock Stage Company, a nonprofit corporation, the sum of two hundred thousand dollars ($200,000) for the 1999-2000 fiscal year to assist in the construction of a new Community Arts Center. The new center will permanently house the Blowing Rock Stage Company and provide space for community events.

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

FILED - SENATE
S 1071 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRSA624-LGQ320(4.5)

Short Title: Eckerd Youth Camp Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE ECKERD WILDERNESS CAMP PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Office of Juvenile Justice, Office of the Governor, the sum of three hundred one thousand three hundred fourteen dollars ($301,314) for the 1999-2000 fiscal year and the sum of three hundred one thousand three hundred fourteen dollars ($301,314) for the 2000-2001 fiscal year to be allocated to Eckerd Family Youth Alternatives, Inc., to meet the rising operation costs of the Eckerd Wilderness Camp Program.

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

1072

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE

APR 14 1999

PRINCIPAL CLERK

SENATE DRS2717-LH/LD030A(2.9)

Short Title: Identity Theft. (Public)

Sponsors: Senators Rand and Dannelly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE CRIME OF IDENTITY THEFT.

The General Assembly of North Carolina enacts:

Section 1. Chapter 14 of the General Statutes is amended by adding a new Article 19C to read as follows:

"ARTICLE 19C.

"Identity Theft.

"**§ 14-113.18. Identity theft.**

(a) Definition. -- As used in this Article, 'identifying information' means an individual's name, address, telephone number, birth certificate, social security number, drivers license number, employer or place of employment, identification number assigned by the individual's employer, maiden name, mother's maiden name, checking or savings account numbers, credit or debit card numbers, personal or electronic identification numbers, digital signatures, or any other numbers or information that can be used to access an individual's financial resources.

(b) Offense. -- A defendant who knowingly obtains, possesses, or uses personal identifying information of another person without the consent of that other person, with the intent to fraudulently represent that the defendant is the other person for the purpose of making financial or credit transactions in the other person's name or for the purpose of avoiding legal consequences is guilty of a felony punishable as provided in subsection (c) of this section.

(c) Criminal Penalties. -- A violation of this section is a Class H felony except as follows:

(1) If the victim suffers a financial loss as a proximate result of the offense or if the defendant acquires credit, money, goods, services,

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1073 APR 14 1999 D

SENATE DRS3745*-LH073(3.2)

PRINCIPAL CLERK

Short Title: Prosecutorial Discretion/Capital Sentencing. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE STATE'S DISCRETION IN CAPITAL SENTENCING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-2000(a) reads as rewritten:

"(a) Separate Proceedings on Issue of Penalty. --

(1) Unless the State seeks a sentence of life imprisonment pursuant to G.S. 15A-2004, upon ~~Upon~~ conviction or adjudication of guilt of a defendant of a capital felony, the court shall conduct a separate sentencing proceeding to determine whether the defendant should be sentenced to death or life imprisonment. A capital felony is one which may be punishable by death.

(2) The proceeding shall be conducted by the trial judge before the trial jury as soon as practicable after the guilty verdict is returned. If prior to the time that the trial jury begins its deliberations on the issue of penalty, any juror dies, becomes incapacitated or disqualified, or is discharged for any reason, an alternate juror shall become a part of the jury and serve in all respects as those selected on the regular trial panel. An alternate juror shall become a part of the jury in the order in which he was selected. If the trial jury is unable to reconvene for a hearing on the issue of penalty after having determined the guilt of the accused, the trial judge shall impanel a new jury to determine the issue of the punishment. If the defendant pleads guilty, the sentencing proceeding shall be conducted before a jury impaneled for that purpose. A jury

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S1074

D

SENATE DRS1676-RV003(4.7)

Short Title: Year 2000 Consumer Protection Act. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT LIMITING LIABILITY FROM YEAR 2000 FAILURES BY PROVIDING CERTAIN PARTIES THE RIGHT TO ASSERT AN AFFIRMATIVE DEFENSE BASED ON A YEAR 2000 PROBLEM.

The General Assembly of North Carolina enacts:

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

"ARTICLE 43E.

"Affirmative Defense Based on Year 2000 Failure.

"**§ 1-539.25. Definitions.**

Unless the context clearly requires otherwise, the definitions in this section apply throughout this Article:

(1) 'Electronic computing device' means any computer hardware or software, computer chip, embedded chip, process control equipment, or other information system that:

a. Is used to capture, store, manipulate, or process data; or

b. Controls, monitors, or assists in the operation of physical apparatus that is not primarily used as a computer but that relies on automation or digital technology to function, including, but not limited to, vehicles, vessels, buildings, structures, facilities, elevators, medical equipment, traffic signals, and factory machinery.

(2) 'Person' means any natural person, partnership, corporation, body politic, and any unincorporated association, organization, or society which may sue or be sued under a common name.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 354/23-- 5:04 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

REEVES
YEAR 2000 CONSUMER PROTECTION ACT
COMM. SUB/2ND EDITION

SENATE BILL 1074
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

[redacted] # 832
[redacted]ISLATIVE DAY 87
S1074HCS
READING 2

6/24/99
12:59 PM
IN CHAIR: SPEAKER

EO

YEAR 2000 CONSUMER PROTECTION ACT

ALLRED DWeeks

110 DWeeks

AYES - ~~109~~

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

~~ALLRED~~ DWeeks

NOES - ~~1~~ 0 DWeeks

EXCUSED ABSENCE - ~~7~~ 8 DWeeks

BRUBAKER
CHURCH
COX
MOSLEY
RAMSEY
SMITH
WRIGHT

Blue DWeeks

EXCUSED VOTE - 0

NOT VOTING - ~~3~~ 2 DWeeks

BERRY
~~BLUE~~
HOLMES

DWeeks

S1074HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
S1074-ARG-002

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

S1074-ARG-002

Date JUN 30 1999, 1999

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

Rep. Hackney

moves to amend the bill on page 2, line 43,
by rewriting the line to read:
"fee for the inclusion of this statement in the individual's consumer file.
(e1) A person who agrees to participate in prelitigation mediation as provided in G.S. 66-283 may not assert an affirmative defense as set forth in subsection (a) of this section.'
Section 2. G.S. 1-539.26(e1), as enacted in Section 1 of this act, is effective only if Senate Bill 1005 becomes law.";

and by renumbering the remaining sections accordingly.

SIGNED [signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 30 1999 FAILED _____ TABLED _____

106-0 EV
Denise Weeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 869
LEGISLATIVE DAY 90
S1074HCS
READING 3

6/30/99
2:42 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. HACKNEY
YEAR 2000 CONSUMER PROTECTION ACT

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 5

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 9

DAUGHTRY	MCALLISTER	MORGAN	WOMBLE
EDWARDS	MCCRARY	SEXTON	WRIGHT
HARDAWAY			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
S1074-ARG-001

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

S1074-ARG-001 Page 1 of 2

Date JUN 30 1999, 1999

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

Rep. Goodwin

moves to amend the bill on page 2, lines 4-8, by rewriting the lines to read:

"(3) 'Year 2000 problem' means any computing, physical, enterprise, or distribution system complication that has occurred or may occur as a result of the change of the year from 1999 to 2000 in any person's technology system, including computer hardware, programs, software, or systems; embedded chip calculations or embedded systems; firmware; microprocessors; or management systems, business processes, or computing applications that govern, utilize, drive, or depend on the Year 2000 processing capability of the person's technology systems. 'Year 2000 problem' includes the common computer programming practice of using a two-digit field to represent a year, resulting in erroneous date calculations; an ambiguous interpretation of the term or field '00'; the failure to recognize 2000 as a leap year; algorithms that use '99' or '00' to activate another function; or the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
S1074-ARG-001

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

S1074-ARG-001 Page 2 of 2

failure of any other applications, software, or hardware due to their date-sensitive nature."

SIGNED Goodwin
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 30 1999 FAILED _____ TABLED _____

110-0 EV
Dennis Wicker

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 870
LEGISLATIVE DAY 90
S1074HCS
READING 3

6/30/99
2:43 PM
IN CHAIR: SPEAKER

AMEND #2 - REP. GOODWIN
YEAR 2000 CONSUMER PROTECTION ACT

AYES - 110

SPEAKER	CULPEPPER	HUNTER, H.	PRESTON
ADAMS	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAVIS	INSKO	REDWINE
ALLEN	DECKER	JARRELL	ROGERS
ALLRED	DOCKHAM	JEFFUS	RUSSELL
ARNOLD	EARLE	JUSTUS	SAUNDERS
BADDOUR	EASTERLING	KINNEY	SEXTON
BAKER	EDDINS	KISER	SHERRILL
BARBEE	EDWARDS	LUEBKE	SMITH
BAREFOOT	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	MILLER	TUCKER
BUCHANAN	GRADY	MINER	WAINWRIGHT
CANSLER	GRAY	MITCHELL	WALEND
CAPPS	GULLEY	MOORE	WARNER
CARPENTER	HACKNEY	MORGAN	WARREN
CHURCH	HAIRE	MORRIS	WARWICK
CLARY	HENSLEY	NESBITT	WILSON, C.
COLE	HIATT	NYE	WILSON, G.
COX	HILL	OLDHAM	WOMBLE
CRAWFORD	HOLMES	OWENS	WOOD
CREECH	HORN	POPE	YONGUE
CULP	HOWARD		

NOES - 0

EXCUSED ABSENCE - 5

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 5

DAUGHTRY	MCALLISTER	SETZER	WRIGHT
HARDAWAY			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 871
LEGISLATIVE DAY 90
S1074HCS
READING 3

6/30/99
2:44 PM
IN CHAIR: SPEAKER

YEAR 2000 CONSUMER PROTECTION ACT

AYES - 109

SPEAKER	CULPEPPER	HORN	POPE
ADAMS	CUNNINGHAM	HOWARD	PRESTON
ALEXANDER	DAUGHTRY	HUNTER, H.	RAYFIELD
ALLEN	DAVIS	HURLEY	REDWINE
ALLRED	DECKER	INSKO	ROGERS
ARNOLD	DOCKHAM	JARRELL	SAUNDERS
BADDOUR	EARLE	JEFFUS	SEXTON
BAKER	EASTERLING	JUSTUS	SHERRILL
BARBEE	EDDINS	KINNEY	SMITH
BAREFOOT	EDWARDS	KISER	STARNES
BONNER	ELLIS	LUEBKE	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	MINER	WALEND
CAPPS	GRAY	MITCHELL	WARNER
CARPENTER	GULLEY	MOORE	WARREN
CHURCH	HACKNEY	MORGAN	WARWICK
CLARY	HAIRE	MORRIS	WILSON, C.
COLE	HENSLEY	NESBITT	WILSON, G.
COX	HIATT	NYE	WOMBLE
CRAWFORD	HILL	OLDHAM	WOOD
CREECH	HOLMES	OWENS	YONGUE
CULP			

NOES - 1

MILLER

EXCUSED ABSENCE - 5

BERRY	DEDMON	MOSLEY	RAMSEY
BLUE			

EXCUSED VOTE - 0

NOT VOTING - 5

HARDAWAY	RUSSELL	SETZER	WRIGHT
MCALLISTER			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 823/18-- 5:10 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT -- Presiding

REEVES
YEAR 2000 CONSUMER PROTECTION ACT
HOUSE COM. SUB/4TH EDITION

SENATE BILL 1074

MOTION 8
TO CONCUR

AYE	45	ALLRAN	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BALLANTINE	GARROU	MARTIN R	REEVES
		BASNIGHT	GARWOOD	MARTIN W	ROBINSON
		CARPENTER	GULLEY	METCALF	RUCHO
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KINNAIRD	PLYLER	WELLONS
		EAST			
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	5	ALBERTSON	JORDAN	KERR	SHAW L
		CARRINGTON			
PAIRS	0				
AYE					
NO					

FILED - SENATE
S 1075 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS4650-LE066(2.23)

Short Title: Special Needs Funding/Transportation. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT REGARDING FUNDING AND TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding any policy or rule adopted by the State Board of Education, if a local school administrative unit provides services to a student pursuant to a current individual education plan from another state while a determination is being made regarding the student's eligibility for services as a child with special needs in North Carolina, the local school administrative unit is entitled to receive State funding to serve the student while the determination is being made. If the student is later determined not to qualify for services in North Carolina, the local school administrative unit shall not be required to repay State funds received while the determination is being made.

Section 2. The State Board of Education shall study the issue of school transportation for children with special needs. In the course of the study, the State Board shall consider the difficulty local school administrative units are having in meeting the length of school day requirements for these children. The State Board shall report the results of the study and its recommendations to the Joint Legislative Education Oversight Committee prior to January 1, 2000.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 295/33-- 8:52 PM APRIL 26, 1999 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

RAND
SPECIAL NEEDS FUNDING

SENATE BILL 1075
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	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 559
ISLATIVE DAY 65
S1075
READING 2

5/18/99
3:24 PM
IN CHAIR: SPEAKER

SPECIAL NEEDS FUNDING/TRANSPORT.

AYES - 112

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

NOES - 0

EXCUSED ABSENCE - ~~5~~ 6 DWeeks

BLUE	HURLEY	KINNEY	MOORE
HORN			RAMSEY DWeeks

EXCUSED VOTE - 0

NOT VOTING - ~~3~~ 2 DWeeks

CULPEPPER	HUNTER, H.	~~RAMSEY~~ DWeeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

. # 565
ISLATIVE DAY 66
S1075
READING 3

5/19/99
3:29 PM
IN CHAIR: SPEAKER

SPECIAL NEEDS FUNDING/TRANSPORT.

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 10

BLUE	GRAY	MOSLEY	RAMSEY
BRASWELL	HARDAWAY	POPE	WOOD
CREECH	HORN		

EXCUSED VOTE - 0

NOT VOTING - 7

ADAMS	BOYD-MCINTYRE	HOLMES	SUTTON
BONNER	CULPEPPER	SEXTON	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

D

SENATE DRS1683-RBX5(3.24)

S 1076

APR 1 4 1999

PRINCIPAL CLERK

Short Title: Reform Local Tax on Rental Cars. (Public)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE PROPERTY TAX ON CERTAIN VEHICLES LEASED OR RENTED UNDER A SHORT-TERM LEASE OR RENTAL AND TO REPLACE THE TAX REVENUE WITH A LOCAL OPTION PRIVILEGE LICENSE TAX ON GROSS RECEIPTS DERIVED FROM CERTAIN SHORT-TERM CAR RENTALS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-275 is amended by adding a new subdivision to read:

"(41) A u-drive-it passenger vehicle that is leased or rented under a 30-day lease or rental by a retailer. For the purposes of this subdivision, the terms "retailer", "30-day lease or rental", and "u-drive-it passenger vehicle" have the same meanings as in G.S. 153A-152.2 and G.S. 160A-211.2."

Section 2. Chapter 153A of the General Statutes is amended by adding a new section to read:

"**§ 153A-152.2. Privilege license tax on rental car business.**

A county may levy an annual privilege license tax on the gross receipts of a retailer engaged in the business of leasing or renting u-drive-it passenger vehicles. The tax rate may not exceed two percent (2%) of the retailer's gross receipts from 30-day leases or rentals of u-drive-it passenger vehicles. The following definitions apply in this section:

(1) Retailer. -- Defined in G.S. 105-164.3.

(2) Thirty-day lease or rental. -- A lease or rental made under a written agreement to lease or rent a u-drive-it passenger vehicle to the same person for a period of no more than 30 consecutive days.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1076

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

S1076-ALC-7/6

Page 1 of 1

Date 7/6/99, 199

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

Sen. Clodfelter Cooper

moves to amend the bill on page 1, lines 9 - 10, by deleting the phrase "rental, if such vehicle" and substituting the phrase "rental and";

and on page 1, line 10, by deleting the phrase "which is";

and on page 1, lines 14-15 and line 19, by deleting the phrase "153A-152.2" each place it occurs and substituting "153A-156";

and on page 1, line 15, and page 2, line 32, by deleting the phrase "160A-211.2" each place it occurs and substituting "160A-215.1";

and on page 2, line 19, and page 3, line 10, by deleting "A motor vehicle" on each line and substituting "Any of the following:"; and

and on page 2, lines 20 and 22, and page 3, lines 11 and 13, by deleting the word "Of" each place it appears and substituting the phrase "A motor vehicle of";

and on page 2, lines 21 and 26, and page 3, lines 12 and 17, by deleting the phrase "; or" at the end of each line and substituting a period.

SIGNED Ro Cooper
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 46-0 FAILED _____ TABLED _____
7/6/99 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 811/6-- 3:03 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT -- Presiding

COOPER
REFORM LOCAL TAX ON RENTAL CARS

SENATE BILL 1076

AMEND 1

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 R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY	KINNAIRD		
NO	0				
EXCUSED	0				
OT CAST	1	HARTSELL			
SENT	3	CARRINGTON	JORDAN	SHAW L	
IRS	0				
AYE					
O					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 812/7-- 3:21 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT -- Presiding

COOPER
REFORM LOCAL TAX ON RENTAL CARS

SENATE BILL 1076
READING 2

AYE	34	ALBERTSON	DALTON	LUCAS	PURCELL
		ALLRAN	DANNELLY	MARTIN R	RAND
		BALLANCE	GARROU	MARTIN W	REEVES
		BALLANTINE	HAGAN	METCALF	ROBINSON
		BASNIGHT	HARRIS	MILLER	SOLES
		CARPENTER	HARTSELL	PERDUE	WARREN
		CARTER	HOYLE	PHILLIPS	WEINSTEIN
		CLODFELTER	KERR	PLYLER	WELLONS
		COOPER	LEE		
NO	13	COCHRANE	GARWOOD	KINNAIRD	RUCHO
		EAST	GULLEY	MOORE	SHAW R
		FORRESTER	HORTON	ODOM	WEBSTER
		FOXX			

EXCUSED	0			
NOT CAST	0			
ABSENT	3	CARRINGTON	JORDAN	SHAW L
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 828/4-- 3:32 PM JULY 7, 1999 LEGISLATIVE DAY 93

SENATOR BASNIGHT -- Presiding

COOPER
REFORM LOCAL TAX ON RENTAL CARS

SENATE BILL 1076
READING 3

AYE	42	ALBERTSON	DALTON	LEE	PURCELL
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANCE	FOXX	MARTIN R	REEVES
		BALLANTINE	GARWOOD	MARTIN W	ROBINSON
		BASNIGHT	GULLEY	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SOLES
		CARTER	HARTSELL	PERDUE	WARREN
		CLODFELTER	HOYLE	PHILLIPS	WEINSTEIN
		COCHRANE	KERR	PLYLER	WELLONS
		COOPER	KINNAIRD		
NO	7	DANNELLY	GARROU	ODOM	WEBSTER
		EAST	HORTON	SHAW R	

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

Q. # 1289
LEGISLATIVE DAY 102
S1076HCS #2
READING 2

7/20/99
8:08 PM
IN CHAIR: SPEAKER

REFORM LOCAL TAX ON RENTAL CARS

AYES - 95

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

NOES - 7

BRUBAKER	CLARY	ESPOSITO	HACKNEY
CARPENTER	EDDINS	FITCH	

EXCUSED ABSENCE - 8

CANSLER	MOSLEY	REDWINE	WARWICK
KINNEY	RAMSEY	TALLENT	WILSON, C.

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CHURCH	MCALLISTER	WARREN
BROWN	DECKER	WARNER	WILSON, G.
BUCHANAN	HOLMES		

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

1301
LEGISLATIVE DAY 103
S1076HCS #2
READING 3

7/21/99
4:17 PM
IN CHAIR: SPEAKER

REFORM LOCAL TAX ON RENTAL CARS

AYES - 93

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

NOES - 4

EDDINS	HACKNEY	INSKO	MOORE

EXCUSED ABSENCE - 15

BROWN	DOCKHAM	KINNEY	REDWINE
BRUBAKER	ELLIS	LUEBKE	THOMPSON
CANSLER	GRAY	MILLER	WAINWRIGHT
COLE	HOLMES	MOSLEY	

EXCUSED VOTE - 0

NOT VOTING - 8

BUCHANAN	CULPEPPER	MCMAHAN	WARWICK
CHURCH	DECKER	TALLENT	WILSON, G.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1117/2-- 2:17 PM MAY 9, 2000 LEGISLATIVE DAY 103

LT. GOVERNOR WICKER -- Presiding

COOPER
REFORM LOCAL TAX ON RENTAL CARS
HOUSE COM. SUB./5TH EDITION

SENATE BILL 1076
READING 2

MOTION 8
TO CONCUR

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	GULLEY	MILLER	SHAW R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1119/2-- 1:10 PM MAY 10, 2000 LEGISLATIVE DAY 104

LT. GOVERNOR WICKER -- Presiding

COOPER
REFORM LOCAL TAX ON RENTAL CARS
HOUSE COM. SUB./5TH EDITION

SENATE BILL 1076
READING 3

MOTION 8
TO CONCUR

AYE	44	ALBERTSON	DANNELLY	HOYLE	PHILLIPS
		ALLRAN	EAST	JORDAN	PLYLER
		BALLANCE	FORRESTER	KERR	PURCELL
		BALLANTINE	FOXX	KINNAIRD	RAND
		BASNIGHT	GARROU	LEE	REEVES
		CARPENTER	GARWOOD	LUCAS	ROBINSON
		CARTER	GULLEY	MARTIN R	SHAW R
		CLODFELTER	HAGAN	MARTIN W	SOLES
		COCHRANE	HARRIS	MILLER	WARREN
		COOPER	HARTSELL	MOORE	WEINSTEIN
		DALTON	HORTON	PERDUE	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	5	CARRINGTON	RUCHO	SHAW L	WEBSTER
		ODOM			
ABSENT	1	METCALF			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

FILED - SENATE
S1077 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS7649*-LL079B(3.3)

Short Title: Freedom to Choose Clean Energy. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE AIR AND WATER QUALITY AND PROTECT THE ENVIRONMENT BY ALLOWING ELECTRIC CUSTOMERS TO PROVIDE FINANCIAL SUPPORT TO PRODUCERS OF RENEWABLE RESOURCE ENERGY.

The General Assembly of North Carolina enacts:

Section 1. Article 7 of Chapter 62 of the General Statutes is amended by adding a new section to read:

"**§ 62-155.1. Renewable resource energy; funding participation by electric customers.**

(a) As used in this section:

(1) "Contributor" means a customer of an electric utility who voluntarily chooses to support renewable energy generation and use by regularly contributing an additional amount of one dollar ($1.00) or more, along with payment of the customer's residential electric bill payment.

(2) "Eligible renewable generator" means an electric power production facility, not owned by a utility, having an installed hydroelectric capacity of five megawatts or less located at an existing dam, and relying on one or more of the following alternate eligible renewable resources for increased power production during on-peak hours, not to exceed the maximum installed hydroelectric capacity: (i) fuel cells; (ii) solar arrays and installations; (iii) biomass generators; or (iv) waste, landfill gas, or gas from livestock waste.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1078 APR 14 1999 D

SENATE DRS6641-RF007(4.13) PRINCIPAL CLERK

Short Title: Ag in the Classroom Funds. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE FUNDING FOR THE "AG IN THE CLASSROOM" PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Agriculture and Consumer Services the sum of one hundred thousand dollars ($100,000) for the 1999-2000 fiscal year and one hundred thousand dollars ($100,000) for the 2000-2001 fiscal year to be used to increase the support provided for the "Ag in the Classroom" program offered by the North Carolina Farm Bureau, Inc.

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

FILED - SENATE
S 1 0 7 9 APR 1 4 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS6648-SJ045.01(4.7)

Short Title: Amend Env. & Nat. Resources Laws-5. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND LAWS RELATING TO THE ENVIRONMENT OR NATURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly may amend laws relating to the environment or natural resources.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1080 APR 14 1999

SENATE DRS1674-LD124(4.6)

PRINCIPAL CLERK

Short Title: Structural Pest Control Amendments. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE STRUCTURAL PEST CONTROL LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 106-65.24 reads as rewritten:

"**§ 106-65.24. Definitions.**

~~For the purposes of this Article, the following terms, when used in the Article or the rules and regulations, or orders made pursuant thereto, shall be construed respectively to mean:~~ As used in this Article:

(1) 'Animal' means all vertebrate and invertebrate species, including but not limited to man and other mammals, birds, fish, and shellfish.

(1a) 'Applicant for a certified applicator's identification card' means any person making application to use restricted use pesticides in any phase of structural pest control.

(2) 'Applicant for a license' means any person in charge of any individual, firm, partnership, corporation, association, or any other organization or any combination thereof, making application for a license to engage in structural pest control, control of structural pests or household pests, or fumigation operations, or any person qualified under the terms of this Article.

(3) 'Attractants' means substances, under whatever name known, which may be toxic to insects and other pests but are used primarily to induce insects and other pests to eat poisoned baits or to enter traps.

(3a) Repealed by Session Laws 1989, c. 725.

1081

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1 0 8 1 APR 1 4 1999

SENATE DRS3765-SG407.02(4.7)

PRINCIPAL CLERK

Short Title: Recycled Materials in Road Maintenance. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO EXPAND THE USE OF RECYCLED MATERIALS IN ROAD MAINTENANCE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 136-28.8 reads as rewritten:

"**§ 136-28.8. Use of recycled materials in construction.**

(a) It is the intent of the General Assembly that the Department of Transportation continue to expand its use of recycled materials in its construction and maintenance programs.

(b) The General Assembly declares it to be in the public interest to find alternative ways to use certain recycled materials that currently are part of the solid waste stream and that contribute to problems of declining space in landfills. ~~To the extent economically practicable, the Department shall use:~~ The Department shall, consistent with economic feasibility and applicable engineering and environmental quality standards, use:

(1) Rubber from tires in road pavements, subbase materials, or other appropriate ~~applications; and~~ applications.

(2) Recycled materials for guard rail posts, right-of-way fence posts, and sign ~~supports~~ supports.

(3) Recycling technology, including hot in-place recycling, in road and highway maintenance.

~~so long as these materials meet all appropriate engineering standards.~~

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1081

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

S1081-ARV-001

Date 4/28/ ,1999

Comm. Sub. []
Amends Title []

Senator Shaw

1 moves to amend the bill on page 2, line 23,
2 by deleting the underlined word "Commission" and substituting the
3 word "Committee".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ FAILED _____ TABLED _____

Comm. amd #1
4/28/99 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 403/34-- 1:16 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

ALBERTSON
RECYCLED MATERIALS IN ROAD
COMM. SUB/2ND EDITION

SENATE BILL 1081
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

Q. # 1451
GISLATIVE DAY 132
S1081HCS
READING 2

6/26/00
5:54 PM
IN CHAIR: SPEAKER

AGGREGATE WEIGHT CHANGE

AYES - 100

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

NOES - 1

ALLRED

EXCUSED ABSENCE - 10

BERRY	DOCKHAM	KINNEY	OLDHAM
BRUBAKER	EARLE	MCCOMAS	RAMSEY
DAUGHTRY	HOWARD		

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	GRAY	HIATT	SMITH
BARBEE	HACKNEY	MCMAHAN	WOOD
FITCH			

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

S. # 1452
LEGISLATIVE DAY 132
S1081HCS
READING 3

6/26/00
5:54 PM
IN CHAIR: SPEAKER

AGGREGATE WEIGHT CHANGE

AYES - 100

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

NOES - 0

EXCUSED ABSENCE - 10

BERRY	DOCKHAM	KINNEY	OLDHAM
BRUBAKER	EARLE	MCCOMAS	RAMSEY
DAUGHTRY	HOWARD		

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	FITCH	HIATT	SMITH
BARBEE	GRAY	PRESTON	WOOD
CULPEPPER	HACKNEY		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1301/21-- 5:14 PM JUNE 27, 2000 LEGISLATIVE DAY 131

SENATOR BASNIGHT -- Presiding

ALBERTSON
AGGREGATE WEIGHT CHANGE
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1081

MOTION 8
TO CONCUR

AYE	44	ALBERTSON	EAST	KINNAIRD	RAND
		ALLRAN	FORRESTER	LEE	REEVES
		BALLANCE	FOXX	LUCAS	ROBINSON
		BASNIGHT	GARROU	MARTIN R	RUCHO
		CARPENTER	GARWOOD	MARTIN W	SHAW L
		CARRINGTON	HAGAN	METCALF	SHAW R
		CARTER	HARRIS	MILLER	SOLES
		CLODFELTER	HARTSELL	MOORE	WARREN
		COCHRANE	HORTON	ODOM	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PURCELL	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	2	BALLANTINE	PLYLER		
ABSENT	4	COOPER	GULLEY	JORDAN	PERRINE
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1082 APR 1 4 1999 D

SENATE DRS3757*-LDX134(4.7) PRINCIPAL CLERK

Short Title: Funds for Agriculture Research. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 479/5-- 3:28 PM MAY 18, 1999 LEGISLATIVE DAY 64

LT. GOVERNOR WICKER -- Presiding

ALBERTSON
FUNDS FOR AGRICULTURAL RESEARCH

SENATE BILL 1082
READING 3

AYE	44	ALBERTSON	DANNELLY	KINNAIRD	PURCELL
		ALLRAN	GARROU	LEE	RAND
		BALLANCE	GARWOOD	LUCAS	REEVES
		BALLANTINE	GULLEY	MARTIN R	ROBINSON
		BASNIGHT	HAGAN	MARTIN W	RUCHO
		CARPENTER	HARRIS	METCALF	SHAW L
		CARRINGTON	HARTSELL	MILLER	SHAW R
		CARTER	HORTON	MOORE	SOLES
		CLODFELTER	HOYLE	PERDUE	WARREN
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
NO	5	COCHRANE	FORRESTER	FOXX	WEBSTER
		EAST			

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

EV

. # 1656
GISLATIVE DAY 142
S1082HCS
READING 2

7/11/00
12:33 PM
IN CHAIR: SPEAKER

ROLL CALL

PEST CONTROL COMMITTEE MEMBERS

AYES - ~~101~~ 102 DMuch MORGAN DMuch

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

NOES - 1

GULLEY

EXCUSED ABSENCE - 5

HIATT	MCCRARY	RAMSEY	WOOD
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - ~~13~~ 12 DMuch

SPEAKER	EASTERLING	HOLMES	MINER
CULPEPPER	FITCH	HUNTER, H.	~~MORGAN~~ DMuch
DOCKHAM	HACKNEY	MICHAUX	TALLENT
EARLE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1510/17-- 5:14 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

ALBERTSON
PEST CONTROL COMMITTEE MEMBERS
HOUSE COMM. SUB/2ND EDITION

SENATE BILL 1082

MOTION 8
TO CONCUR

AYE 0

NO 47

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

EXCUSED 0

NOT CAST 1 SHAW L

ABSENT 2 MOORE RUCHO

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

Ruled Out of Order JUL 12 2000

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1082

S1082-CRSB-002

[YES] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1082, A BILL TO BE ENTITLED AN ACT TO EXTEND THE TERMS OF MEMBERS OF THE STRUCTURAL PEST CONTROL COMMITTEE THAT ARE APPOINTED BY THE GENERAL ASSEMBLY FROM TWO YEARS TO FOUR YEARS AND TO REQUIRE THAT THE MEMBER RECOMMENDED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES BE ACTIVELY ENGAGED IN THE PEST CONTROL INDUSTRY, House Committee Substitute Favorable 7/6/00, submit the following report:

The Senate and House agree to the following amendment to the House Committee Substitute Favorable 7/6/00, and the Senate concurs in the House Committee Substitute as amended:

Delete the entire House Committee Substitute and substitute the attached Proposed Conference Committee Substitute S1082-PCCS8691-SB.

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

Date conferees approved report: July 12, 2000.

Conferees for the Senate

Sen. Charles W. Albertson, Chair

Sen. Luther H. Jordan

Sen. Robert G. Shaw

Conferees for the House of Representatives

Rep. Dewey L. Hill, Chair

Rep. William C. Owens, Jr.

Rep. William F. Mitchell

Submitted 7/12/00 placed on calendar w/o objection for today
ADOPTED _____(/) Message Received _____
ADOPTED _____(/) Ordered Enrolled _____

Speaker rules conference report out of order pursuant to Rule 44(b) JUL 12 2000

Speaker appoints:

Reps. Hill
Owens
Mitchell
Smith
Wainwright

Senate notified

Special Message

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1542/3-- 4:10 PM JULY 13, 2000 LEGISLATIVE DAY 142

SENATOR BASNIGHT -- Presiding

ALBERTSON
PEST CONTROL COMM. MEMBERS/RCGL NET
HOUSE COMM. SUB/2ND EDITION

SENATE BILL 1082

MOTION 8
TO CONCUR

AYE	36	ALBERTSON	GULLEY	LUCAS	PURCELL
		BALLANCE	HAGAN	MARTIN R	RAND
		BASNIGHT	HARRIS	MARTIN W	ROBINSON
		CARPENTER	HARTSELL	MILLER	SHAW R
		CARTER	HORTON	MOORE	SOLES
		CLODFELTER	HOYLE	ODOM	WARREN
		COOPER	KERR	PERDUE	WEBSTER
		FOXX	KINNAIRD	PHILLIPS	WEINSTEIN
		GARROU	LEE	PLYLER	WELLONS
NO	1	BALLANTINE			
EXCUSED	0				
NOT CAST	3	ALLRAN	JORDAN	SHAW L	
ABSENT	10	CARRINGTON	DANNELLY	GARWOOD	REEVES
		COCHRANE	EAST	METCALF	[illegible]CHO
		DALTON	FORRESTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

SENATE DRS2707-LL140(4.6) S 1083 APR 14 1999

PRINCIPAL CLERK

Short Title: LP Gas Registration/Training. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE REGISTRATION REQUIREMENTS FOR DEALERS IN LIQUIFIED PETROLEUM GAS AND TO PROVIDE FOR THE TRAINING AND EXAMINATION OF PERSONS TRANSPORTING OR DISPENSING LIQUIFIED PETROLEUM GAS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 119-56 reads as rewritten:

"**§ 119-56. Registration of dealers; liability insurance or substitute required.**

A person shall not hold himself out as a dealer without first having registered as herein ~~provided. A dealer shall annually on or before January 1 of each year register with the Commissioner on a form to be furnished by the Commissioner.~~ provided on a form to be furnished by the Commissioner. Such form shall give the name and address of the dealer, the place ~~or places~~ of and type or types of business of such dealer, and such other pertinent information as the Commissioner may deem necessary. A dealer shall reregister on or before the renewal date of its liability insurance policy by having the insurance provider submit satisfactory documentation of insurance coverage to the Commissioner.

A dealer shall obtain and maintain comprehensive general liability insurance including product liability of one hundred thousand dollars ($100,000) combined single limits and, when applicable, comprehensive automobile liability insurance of one hundred thousand dollars ($100,000) combined single limits. Verification of said insurance coverage shall be made in a manner satisfactory to the Commissioner. In lieu of insurance, the dealer may file and maintain a bond, certificate of deposit or irrevocable letter of credit in a form satisfactory to the Commissioner which provides

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1084 APR 1 4 1999 D

SENATE DRS3762*-RT/SB010.03(1.21)

PRINCIPAL CLERK

Short Title: Extend Animal Waste Pilot. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE PILOT PROGRAM UNDER WHICH THE DIVISION OF SOIL AND WATER CONSERVATION OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES CONDUCTS ALL INSPECTIONS OF ANIMAL WASTE MANAGEMENT SYSTEMS IN CERTAIN COUNTIES.

The General Assembly of North Carolina enacts:

Section 1. Section 15.4(a) of S.L. 1997-443 reads as rewritten:

"(a) The Department of ~~Environment, Health,~~ Environment and Natural Resources shall develop and implement a pilot program to begin no later than November 1, 1997, and to terminate ~~October 31, 1998,~~ December 31, 2000, regarding the annual inspections of animal operations that are subject to a permit under Part 1A of Article 21 of Chapter 143 of the General Statutes. The Department shall select two counties located in a part of the State that has a high concentration of swine farms to participate in this pilot program. Notwithstanding G.S. 143-215.10F, the Division of Soil and Water Conservation of the Department of Environment and Natural Resources shall conduct inspections of all animal operations that are subject to a permit under Part 1A of Article 21 of Chapter 143 of the General Statutes in these two counties at least once a year to determine whether any animal waste management system is causing a violation of water quality standards and whether the system is in compliance with its animal waste management plan or any other condition of the permit. The personnel of the Division of Soil and Water Conservation who are to conduct these inspections in each of these two counties shall be located in an office in the county in which that person will be conducting inspections. As part of this pilot program, the Department of ~~Environment, Health,~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE
S 1085 APR 14 1999
PRINCIPAL CLERK

D

SENATE DRS7656*-LH091C(3.12)

Short Title: Wetlands Reimburse/Local Tax Base. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE STATE AND LOCAL GOVERNMENT AGENCIES THAT ACQUIRE LAND FOR WETLANDS MITIGATION TO REIMBURSE THE COUNTY IN WHICH THE LAND IS LOCATED FOR ITS LOST TAXES DUE TO THE ACQUISITION.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of Chapter 153A of the General Statutes is amended by adding a new section to read:

"**§ 153A-15.1. Consent of board of commissioners or agreement to make payment in lieu of future ad valorem property taxes required before wetlands acquisition by a unit of local government.**

(a) Condemnation. -- Notwithstanding the provisions of G.S. 153A-15, Chapter 40A of the General Statutes, or any other general law or local act conferring the power of eminent domain, before final judgment may be entered in any action of condemnation initiated (or in the case of Article 11 of Chapter 160A, before a final condemnation resolution is adopted) by a unit of local government whose property is exempt from tax under Section 2(3) of Article V of the North Carolina Constitution, whereby the condemnor seeks to acquire land for the purpose of wetlands mitigation, the condemnor shall agree in writing to pay to the county where the land is located a sum equal to the estimated amount of ad valorem property taxes that would have accrued to the county for the next 10 years had the land not been acquired by the condemnor.

(b) Purchase. -- Notwithstanding the provisions of G.S. 130A-55, 153A-15, 153A-158, 160A-240.1, or any other general law or local act conferring the power to acquire real property, before any unit of local government whose property is exempt

FILED - SENATE
S 1086 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS6637-LN175(4.6)

Short Title: Restraints/Deaths in Facilities. (Public)

Sponsors: Senator Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO THE USE OF RESTRAINTS AND REPORTING OF DEATHS IN CERTAIN FACILITIES FOR PERSONS WITH DISABILITIES, AND IN CHILD CARE FACILITIES, AND TO AUTHORIZE THE GOVERNOR'S ADVOCACY COUNCIL FOR PERSONS WITH DISABILITIES TO HAVE ACCESS TO INFORMATION ABOUT THESE DEATHS.

The General Assembly of North Carolina enacts:

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

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

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

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

(1) The type of restraint or seclusion used.

FILED - SENATE

S 1087 APR 14 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS4659-LG343(4.7)

Short Title: Tribal Day Care Funds. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO UPGRADE AND IMPROVE TRIBAL DAY CARE CENTERS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Administration the sum of five hundred thousand dollars ($500,000) for the 1999-2000 fiscal year to be allocated to the Commission on Indian Affairs to upgrade and improve tribal day care centers in Sampson, Halifax, Harnett, Cumberland, and Columbus Counties.

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

FILED - SENATE
S 1088 APR 1 4 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS7653-LH100A(3.17)

Short Title: Ag. Voluntarily Reg. Water Transfers. (Public)

Sponsors: Senator Cochrane.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENCOURAGE THOSE ENGAGED IN AGRICULTURAL ACTIVITIES TO VOLUNTARILY COMPLY WITH THE REGISTRATION REQUIREMENTS FOR INTERBASIN TRANSFERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.22H(b1) reads as rewritten:

"(b1) ~~Subsections (a) and (b) of this section shall not apply to a~~ A person who withdraws or transfers less than ~~1,000,000~~ 100,000 gallons per day of water for activities directly related or incidental to the production of crops, fruits, vegetables, ornamental and flowering plants, dairy products, livestock, poultry, and other agricultural ~~products.~~ products is not required to register under this section, but is encouraged to comply voluntarily with this section."

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

FILED - SENATE

S 1089 APR 1 4 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS7633-LN169C(4.6)

Short Title: Commissioner of Insurance/Health Ins. Rpt. (Public)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE COMMISSIONER OF INSURANCE TO REPORT TO THE GENERAL ASSEMBLY AND THE GENERAL PUBLIC ON THE STATUS OF HEALTH INSURANCE.

The General Assembly of North Carolina enacts:

Section 1. Effective January 1, 2001, G.S. 58-2-120 reads as rewritten:

"**§ 58-2-120. Reports of Commissioner to the Governor and General Assembly.**

(a) The Commissioner shall biennially submit to the General Assembly, through the Governor, a report of his official acts, including a summary of official rulings and regulations. The Commissioner shall, from time to time, report to the General Assembly any change which in his opinion should be made in the laws relating to insurance and other subjects pertaining to his department. On or before the first day of February of each year in which the General Assembly is in session he shall make to the Governor the recommendations called for in this section, to be transmitted to the General Assembly, with the last annual report of this Department, including receipts and disbursements.

(b) The Commissioner shall biennially submit to the General Assembly, through the Governor, a report on health benefit plans regulated by this Chapter. The report shall include information on outcome data, utilization review, access to providers, enrollee and provider use of and satisfaction with grievance procedures, and insurer compliance with other requirements of this Chapter. The Commissioner shall make the report available to the general public through its consumer services office."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 404/35-- 1:19 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

HARRIS
COMMISSIONER OF INSURANCE
COMM. SUB/2ND EDITION

SENATE BILL 1089
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

S 1090 APR 1 4 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRSA618-LN169A(4.6)

Short Title: Health Ins/Any Willing Provider. (Public)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE GROUP HEALTH BENEFIT PLANS TO PERMIT ENROLLEES TO RECEIVE HEALTH CARE SERVICES FROM ANY PROVIDER WILLING TO ACCEPT THE TERMS AND CONDITIONS OF THE HEALTH BENEFIT PLAN.

The General Assembly of North Carolina enacts:

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

"**§ 58-3-225. Health benefit plans to allow services to be provided by any provider willing to accept terms and conditions.**

(a) Every insurer providing a health benefit plan shall allow its insureds or enrollees to receive health care covered under the plan from any provider of the insured's or enrollee's choice if the provider agrees to accept and abide by the terms and conditions of the health benefit plan related to provider fees and reimbursement, utilization review, and any other terms, conditions, standards, and procedures applicable to all providers under the health benefit plan. If the health benefit plan provides health services through a provider network, the fee paid by an insurer to a provider outside of the plan's network shall be not less than the fee paid to a provider within the plan's network for the same service.

(b) Nothing in this section shall be construed to require a health benefit plan to reimburse a provider for services not covered under the plan.

(c) As used in this section, the terms 'health benefit plan' and 'insurer' have the same meaning as applied to those terms by G.S. 58-3-200."

Section 2. This act is effective when it becomes law and applies to health benefit plans that are delivered, issued for delivery, or renewed on and after January

FILED - SENATE

S 1 0 9 1 APR 1 4 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS4649-LN178(4.7)

Short Title: Hep B Immuniz. Required. (Public)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT CERTAIN CHILDREN BE IMMUNIZED AGAINST HEPATITIS B PRIOR TO ENTERING SIXTH GRADE.

The General Assembly of North Carolina enacts:

Section 1. Effective July 1, 2001, G.S. 130A-152(a) reads as rewritten:

"(a) Every child present in this State shall be immunized against diphtheria, tetanus, whooping cough, poliomyelitis, red measles (rubeola) and rubella. Every child present in this State who was born before July 1, 1994, and who has not been immunized against Hepatitis B shall be immunized against Hepatitis B before enrolling in the sixth grade. In addition, every child present in this State shall be immunized against any other disease upon a determination by the Commission that the immunization is in the interest of the public health. Every parent, guardian, person in loco parentis and person or agency, whether governmental or private, with legal custody of a child shall have the responsibility to ensure that the child has received the required immunization at the age required by the Commission. If a child has not received the required immunizations by the specified age, the responsible person shall obtain the required immunization for the child as soon as possible after the lack of the required immunization is determined."

Section 2. This act is effective when it becomes law and expires July 1, 2005.

FILED - SENATE
S 1 092 APR 1 4 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS6631-LD123(4.6)

Short Title: No Restriction of Managed Forestry. (Public)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT LOCAL GOVERNMENTS FROM RESTRICTING FORESTRY CONDUCTED PURSUANT TO AN APPROVED FOREST MANAGEMENT PLAN AND IN COMPLIANCE WITH THE FOREST PRACTICE GUIDELINES RELATED TO WATER QUALITY.

The General Assembly of North Carolina enacts:

Section 1. Article 2 of Chapter 153A of the General Statutes is amended by adding a new section to read:

"**§ 153A-16. Restriction of certain forestry operations prohibited.**

(a) A county shall not limit or otherwise restrict a forestry operation, as defined in G.S. 106-701(b), that is operated under an approved forest management plan under Article 11 of Chapter 113A of the General Statutes prepared by a registered forester and that is conducted in compliance with the Forest Practice Guidelines Related to Water Quality adopted by the Department of Environment and Natural Resources pursuant to G.S. 113A-52.1. A county shall not require a permit or impose a fee for activities carried out under a forest management plan.

(b) This section does not apply to land that has been rezoned or converted at the request of the owner or a previous owner from an agricultural or rural use to a residential, commercial, or industrial zone or use."

Section 2. Article 2 of Chapter 160A of the General Statutes is amended by adding a new section to read:

"**§ 160A-13. Restriction of certain forestry operations prohibited.**

(a) A municipality shall not limit or otherwise restrict a forestry operation, as defined in G.S. 106-701(b), that is operated under an approved forest management plan under Article 11 of Chapter 113A of the General Statutes prepared by a

FILED - SENATE
S 1093
APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRSA628*-LE133A(3.17)

Short Title: Duty Free Period/All Teachers. (Public)

Sponsors: Senator Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW TO ENSURE THAT ALL TEACHERS RECEIVE A DUTY FREE PERIOD EACH DAY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-301.1 reads as rewritten:

"**§ 115C-301.1. Duty free period.**

All full-time assigned classroom teachers shall be provided a daily duty free period during regular student contact hours. ~~The duty free period shall be provided to the maximum extent that (i) the safety and proper supervision of children may allow during regular student contact hours and (ii) insofar as funds are provided for this purpose by the General Assembly. If the safety and supervision of children does not allow a daily duty free period during regular student contact hours for a given teacher, the funds provided by the General Assembly for the duty free period for that teacher shall revert to the general fund.~~"

Section 2. This act becomes effective July 1, 1999, and applies to all school years beginning with the 1999-2000 school year.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 405/36-- 1:22 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

GARROU
DUTY FREE PERIOD ALL TEACHERS
COMM. SUB/2ND EDITION

SENATE BILL 1093
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EC

SEQ. # 617
LEGISLATIVE DAY 71
S1093SCS
READING 2

5/27/99
12:08 PM
IN CHAIR: SPEAKER

DUTY FREE PERIOD/ALL TEACHERS

AYES - 95

SPEAKER	CUNNINGHAM	INSKO	PRESTON
ADAMS	DEDMON	JARRELL	REDWINE
ALEXANDER	DOCKHAM	JEFFUS	ROGERS
ALLEN	EARLE	JUSTUS	RUSSELL
ALLRED	EASTERLING	KINNEY	SAUNDERS
ARNOLD	EDDINS	LUEBKE	SETZER
BADDOUR	EDWARDS	MCALLISTER	SEXTON
BAKER	ESPOSITO	MCCOMAS	SMITH
BARBEE	FITCH	MCCOMBS	SUTTON
BAREFOOT	FOX	MCCRARY	TEAGUE
BONNER	GIBSON	MCLAWHORN	THOMAS
BOWIE	GILLESPIE	MCMAHAN	THOMPSON
BRASWELL	GOODWIN	MELTON	TOLSON
BRIDGEMAN	GRADY	MICHAUX	TUCKER
BROWN	GRAY	MILLER	WAINWRIGHT
BRUBAKER	HACKNEY	MINER	WALEND
BUCHANAN	HAIRE	MITCHELL	WARREN
CANSLER	HARDAWAY	MOORE	WARWICK
CLARY	HENSLEY	MORGAN	WILSON, C.
COLE	HIATT	MOSLEY	WILSON, G.
COX	HOLMES	NESBITT	WOMBLE
CRAWFORD	HORN	NYE	WRIGHT
CULP	HUNTER, H.	OLDHAM	YONGUE
CULPEPPER	HURLEY	OWENS	

NOES - 14

CARPENTER	DECKER	HOWARD	RAYFIELD
CHURCH	ELLIS	KISER	STARNES
CREECH	GULLEY	POPE	WOOD
DAUGHTRY	HILL		

EXCUSED ABSENCE - 8

BLUE	CAPPS	MORRIS	SHERRILL
BOYD-MCINTYRE	DAVIS	RAMSEY	WARNER

EXCUSED VOTE - 0

NOT VOTING - 3

BERRY	GARDNER	TALLENT

FILED - SENATE
S 1 094 APR 1 4 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS1693*-LE103(3.3)

Short Title: Add'l Workdays/Beginning Teachers. (Public)

Sponsors: Senators Garrou and Carter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO PROVIDE NEWLY CERTIFIED TEACHERS WITH ADDITIONAL WORKDAYS TO MEET THE REQUIREMENTS OF CONTINUING CERTIFICATION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to State Aid to Local School Administrative Units the sum of five million five hundred thousand dollars ($5,500,000) for the 1999-2000 fiscal year and the sum of five million five hundred thousand dollars ($5,500,000) for the 2000-2001 fiscal year to provide three additional workdays to newly certified teachers during their second year of employment and three additional workdays during their third year of employment. These additional workdays may be scheduled in the discretion of the employees and shall be used by the employees to work on the portfolios required for continuing certification.

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

FILED - SENATE
APR 1 4 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S 1095

S D

SENATE DRS1680-LGQ339A(4.7)

Short Title: R J Reynolds Auditorium Funds. (Public)

Sponsors: Senator Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE RENOVATION AND RESTORATION OF THE RICHARD J. REYNOLDS AUDITORIUM.

Whereas, the Richard J. Reynolds Auditorium has served both the cultural needs of Forsyth County and the Winston-Salem/Forsyth County School System for over 74 years; and

Whereas, the Friends of the Richard J. Reynolds Auditorium have committed to a $7,000,000 campaign to provide for the restoration and renovation of the auditorium; and

Whereas, there is a community campaign cabinet committed to work together and oversee the renovation of the auditorium; and

Whereas, this campaign represents a unique partnership involving the Winston-Salem/Forsyth County School System, the City of Winston-Salem, foundations, individuals, corporations, and government; and

Whereas, there is a growing demand in the Forsyth County community for an auditorium with the seating capacity to compliment the Stevens Center in hosting cultural and entertainment events; and

Whereas, this auditorium will serve as a legacy that will educate, inspire, and entertain the Forsyth County community for years to come; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to The Friends of Richard J. Reynolds Auditorium, a nonprofit corporation, the sum of two million dollars ($2,000,000) for the 1999-2000 fiscal year to renovate and restore the historic Richard J. Reynolds Auditorium, which is listed on the National Register of Historic Places.

FILED - SENATE

S 1 0 8 6 APR 1 4 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS7644-LH128(4.5)

Short Title: No Guns at School Law/School Employees. (Public)

Sponsors: Senator Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE IT A FELONY FOR A SCHOOL EMPLOYEE TO POSSESS A FIREARM ON EDUCATIONAL PROPERTY AND TO MAKE IT A FELONY FOR A STUDENT OR SCHOOL EMPLOYEE TO HAVE A FIREARM AT A CURRICULAR OR EXTRACURRICULAR ACTIVITY SPONSORED BY THE SCHOOL.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-269.2 reads as rewritten:

"**§ 14-269.2. Weapons on campus or other educational property.**

(a) The following definitions apply to this section:

(1) Educational property. -- Any public or private school building or bus, public or private school campus, grounds, recreational area, athletic field, or other property owned, used, or operated by any board of education, school, community college, college, or university board of trustees, or directors for the administration of any public or private educational institution.

(1a) Employee. -- A person employed by a local board of education, public or private school, community college, college, or university, whether the person is an adult or a minor.

(2) Student. -- A person enrolled in a public or private school, ~~college~~ college, community college, or university, or a person who has been suspended or expelled within the last five years from a public or private school, ~~college~~ community college, college, or university, whether the person is an adult or a minor.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 355/24-- 5:08 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

GARROU
NO GUNS AT SCHOOL LAW

SENATE BILL 1096
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1096

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

S1096-ALH-1

Date 4/28 ,1999

Comm. Sub. [ ]
Amends Title [ ]

Senator Rand

moves to amend the bill on page 2, line 8,
by deleting "property." and substituting "~~property.~~ property or to a curricular or extracurricular activity sponsored by a school."; and

on page 2, line 32,
by rewriting that line to read:
"educational property ~~if:~~ or to a curricular or extracurricular activity sponsored by a school if:".

SIGNED Tony Rand
Amendment Sponsor

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

ADOPTED V 49-0 FAILED _____ TABLED _____

J. Pruitt 4/28/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 356/25-- 5:10 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

GARROU
NO GUNS AT SCHOOL LAW

SENATE BILL 1096

AMEND 1

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 357/26-- 5:12 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

GARROU
NO GUNS AT SCHOOL LAW

SENATE BILL 1096
READING 3

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

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1096

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

S1096-ARR-002

Date JUN 1 1999, 1999

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

Representative Goodwin

moves to amend the bill on page 1, lines 11 through 16, by rewriting those lines to read:

"(1) Educational property. -- Any ~~public or private~~ school building or bus, ~~public or private~~ school campus, grounds, recreational area, athletic field, or other property owned, used, or operated by any board of ~~education, school, college, or university~~ education or school board of trustees, or directors for the administration of any ~~public or private educational institution.~~ school."; and

on page 1, line 18, by deleting the term ", public or private school, community college, college, or university" and substituting the term " or school"; and

and on page 1, line 19, by inserting after that line the following:

" (1b) School. -- A public or private school, community college, college, or university."; and

on page 1, line 20, through page 2, line 2, by rewriting those lines to read:

" (2) Student. -- A person enrolled in a ~~public or private school, college or university,~~ school or a person who has been suspended or expelled within the last five

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1096

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

S1096-ARR-002

years from a ~~public or private~~ school, ~~college or university,~~ whether the person is an adult or a minor.".

SIGNED Goodwin
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 113-1 EV FAILED _____ TABLED _____

JUN 1 1999

Denise Weeks

6-8-99
sb
ab, ee

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EC

. # 631
ISLATIVE DAY 73
S1096HCS
READING 2

6/01/99
5:07 PM
IN CHAIR: SPEAKER

AMEND #1 (REP. GOODWIN)
NO GUNS AT SCHOOL LAW/SCHOOL EMPLOYEES

AYES - 113

SPEAKER	CUNNINGHAM	HORN	OWENS
ADAMS	DAUGHTRY	HOWARD	POPE
ALEXANDER	DAVIS	HUNTER, H.	PRESTON
ALLEN	DECKER	HURLEY	REDWINE
ALLRED	DEDMON	INSKO	RUSSELL
ARNOLD	DOCKHAM	JARRELL	SAUNDERS
BADDOUR	EARLE	JEFFUS	SETZER
BAKER	EASTERLING	KINNEY	SEXTON
BARBEE	EDDINS	KISER	SHERRILL
BAREFOOT	EDWARDS	LUEBKE	STARNES
BLUE	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	WOOD
CREECH	HILL	NYE	WRIGHT
CULP	HOLMES	OLDHAM	YONGUE
CULPEPPER			

NOES - 1

BERRY

EXCUSED ABSENCE - 2

RAMSEY SMITH

EXCUSED VOTE - 0

NOT VOTING - 4

BONNER JUSTUS RAYFIELD ROGERS

(2)

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1096

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

S1096-ARH-006

Page 1 of 1

Date JUN 1 1999, 1999

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

Representative Goodwin

moves to amend the bill on page 3, line 20, by deleting the quotation marks at the end of the line and inserting after that line the following:

"(h) No person shall be guilty of a criminal violation of this section so long as both of the following apply:

(1) The person comes into possession of a weapon by taking or receiving the weapon from another person or by finding the weapon.

(2) The person delivers the weapon, directly or indirectly, as soon as practical to law enforcement authorities.'"

SIGNED Goodwin
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 1 1999 FAILED _____ TABLED _____

117-1 tv
[signature]

6-8-99
sb
ae, ab

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

. # 632
ISLATIVE DAY 73
096HCS
READING 2

6/01/99
5:16 PM
IN CHAIR: SPEAKER

AMEND #2 (REP. GOODWIN)
NO GUNS AT SCHOOL LAW/SCHOOL EMPLOYEES

AYES - 117

SPEAKER	CUNNINGHAM	HOWARD	POPE
ADAMS	DAUGHTRY	HUNTER, H.	PRESTON
ALEXANDER	DAVIS	HURLEY	RAYFIELD
ALLEN	DECKER	INSKO	REDWINE
ALLRED	DEDMON	JARRELL	ROGERS
ARNOLD	DOCKHAM	JEFFUS	RUSSELL
BADDOUR	EARLE	JUSTUS	SAUNDERS
BAKER	EASTERLING	KINNEY	SETZER
BARBEE	EDDINS	KISER	SEXTON
BAREFOOT	EDWARDS	LUEBKE	SHERRILL
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	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	WOOD
CREECH	HOLMES	OLDHAM	WRIGHT
CULP	HORN	OWENS	YONGUE
CULPEPPER			

NOES - 1

BERRY

EXCUSED ABSENCE - 2

RAMSEY SMITH

EXCUSED VOTE - 0

NOT VOTING - 0

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. 10

S. B. No. 1096 HCS 3

DATE 6/1/99

Amendment No. 3
(to be filled in by Principal Clerk)

Rep.) Blue
Sen.)

moves to amend the bill on page 2, lines 7, 13, 19, 26, 34,

by striking the word "knowingly" in each of those lines.

SIGNED

ADOPTED 6/1/99 FAILED TABLED

107-9 EV

6-8-99 sb

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

. # 633
ISLATIVE DAY 73
096HCS
READING 2

6/01/99
5:24 PM
IN CHAIR: SPEAKER

AMEND #3 (REP. BLUE)
NO GUNS AT SCHOOL LAW/SCHOOL EMPLOYEES

AYES - 107

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

NOES - 9

DAVIS	GULLEY	KISER	SEXTON
ELLIS	HAIRE	SETZER	STARNES
GILLESPIE			

EXCUSED ABSENCE - 2

RAMSEY	SMITH

EXCUSED VOTE - 0

NOT VOTING - 2

EARLE	WRIGHT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EC

. # 634
ISLATIVE DAY 73
S1096HCS
READING 2

6/01/99
5:39 PM
IN CHAIR: SPEAKER

NO GUNS AT SCHOOL LAW/SCHOOL EMPLOYEES

AYES - 107

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

NOES - 10

BAKER	CAPPS	ELLIS	KISER
BERRY	CARPENTER	HAIRE	RAYFIELD
BROWN	DAVIS		

EXCUSED ABSENCE - 2

RAMSEY	SMITH

EXCUSED VOTE - 0

NOT VOTING - 1

WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1096

AMENDMENT NO. 4
(to be filled in by
Principal Clerk)

S1096-ALB-2

Date JUN 7 1999, 1999

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

Rep. Capps.

moves to amend the bill on page 3 line 20
by adding the following immediately before the quotation mark:
"(h) This section only applies where the governing board of the school (the local board of education in the case of a public school) has adopted a resolution to place it in effect as necessary to protect public safety. Such resolution must be filed in the office of the clerk of superior court of the county in which the school is located."

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1096

AMENDMENT NO. 4
(to be filled in by
Principal Clerk)

S1096-ALB-2

further moves to amend the bill on page 3, line 20, by adding the following between lines 20 and 21:

"Section 1.1.(a) The Revisor of Statutes shall codify G.S. 14-269.2 as it existed prior to the effective date of this act as G.S. 14-269.2A, and G.S. 14-269.2A is amended by adding a new subsection to read:

"(h) This section shall apply as to any educational property as defined by this section that is not covered by G.S. 14-269.2."

Section 1.1.(b) G.S. 14-269.2 as rewritten by this act shall apply in accordance with its terms."

SIGNED J. Russell Capps
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED JUN 7 1999 TABLED _____

14-90 EW
DWuhr

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

ED

. # 688
ISLATIVE DAY 76
96HCS
READING 3

6/07/99
8:14 PM
IN CHAIR: SPEAKER

AMEND #4 · REP. CAPPS
NO GUNS AT SCHOOL LAW/SCHOOL EMPLOYEES

AYES - 14

BLUE	CARPENTER	HIATT	MORRIS
BROWN	CLARY	JUSTUS	POPE
CANSLER	DAVIS	MCMAHAN	WILSON, C.
CAPPS	EDDINS		

NOES - 90

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

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	CREECH	FITCH	HOWARD
BERRY	EDWARDS	HOLMES	HUNTER, H.

S1096HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1096

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

S1096-ARR-007

Date JUN 7 1999, 1999

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

Representative McComas

moves to amend the bill on page 2, line 25,
by adding at the end of that line the following:

"This subsection does not apply to a pocketknife or other sharp object possessed pursuant to participation in scouting or similar adult-supervised activities, so long as that equipment is stored with school authorities during that school day."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

6-7-99

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 699
ISLATIVE DAY 76
96HCS
READING 3

6/07/99
8:52 PM
IN CHAIR: SPEAKER

NO GUNS AT SCHOOL LAW/SCHOOL EMPLOYEES

AYES - 92

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

NOES - 10

BAKER	CAPPS	DAVIS	SHERRILL
BROWN	CARPENTER	KISER	STARNES
CANSLER	CULP		

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 10

BERRY	FITCH	HOLMES	SETZER
BOWIE	GRAY	HUNTER, H.	SEXTON
CREECH	HAIRE		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 645/8-- 8:07 PM JUNE 14, 1999 LEGISLATIVE DAY 79

SENATOR BASNIGHT -- Presiding

GARROU
NO GUNS AT SCHOOL LAW
HOUSE COM. SUB/4TH EDITION

SENATE BILL 1096

MOTION 8
TO CONCUR

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	1	JORDAN
ABSENT	0	
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1097 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS7615-LH127(4.5)

Short Title: Taxpayer Protection Act. (Public)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE GOVERNMENTAL ACCOUNTABILITY AND PROTECTION TO THE TAXPAYERS BY LIMITING INCREASES IN THE GENERAL FUND BUDGET, REFORMING THE BUDGET PROCESS, ESTABLISHING AN EMERGENCY RESERVE TRUST FUND, AND PROHIBITING UNFUNDED STATE MANDATES.

The General Assembly of North Carolina enacts:

Section 1. Article 1 of Chapter 143 of the General Statutes is amended by adding the following new sections:

"**§ 143-2.1. Definitions and determination of the General Fund expenditure limit.**

(a) Definitions. -- The following definitions apply in this section and in G.S. 143-2.3, 143-2.4, 143-15.3A, and 143-15.3B:

(1) Credit balance. -- That part of the credit balance, as determined on a cash basis, not already reserved to the Emergency Reserve Trust Fund, the Repairs and Renovations Reserve Account, or the Clean Water Management Trust Fund, excluding excess revenue that is over the General Fund expenditure limit.

(2) Fiscal growth factor. -- The average of the sum of inflation and population change for each of the preceding three calendar years. If either inflation or the population change for the preceding three calendar years is negative, then that change shall be counted as zero.

(3) Inflation. -- The percentage change in the consumer price index for the United States for each calendar year as published by the Federal Bureau of Labor Statistics.

FILED - SENATE

S 1098 APR 1 4 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS3756-LH050(2.18)

Short Title: Rt. To Keep & Bear Arms Protection Act. (Public)

Sponsors: Senator Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-409.40 reads as rewritten:

"**§ 14-409.40. Statewide uniformity of local regulation.**

(a) It is declared by the General Assembly that the regulation of firearms is properly an issue of general, statewide concern, and that the entire field of regulation of firearms is preempted from regulation by local governments except as provided by this section. The General Assembly further declares that the lawful design, marketing, manufacture, distribution, sale or transfer of firearms or ammunition to the public is not an unreasonably dangerous activity and does not constitute a nuisance per se and furthermore, that it is the unlawful use of firearms and ammunition, rather than their lawful design, marketing, manufacture, distribution, sale or transfer that is the proximate cause of injuries arising from their unlawful use.

(b) Unless otherwise permitted by statute, no county or municipality, by ordinance, resolution, or other enactment, shall regulate in any manner the possession, ownership, storage, transfer, sale, purchase, licensing, or registration of firearms, firearms ammunition, components of firearms, dealers in firearms, or dealers in handgun components or parts.

(c) Notwithstanding subsection (b) of this section, a county or municipality, by zoning or other ordinance, may regulate or prohibit the sale of firearms at a location only if there is a lawful, general, similar regulation or prohibition of commercial

FILED - SENATE
S1099 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS7661-LE207(4.7)

Short Title: Alternative Schools Within Schools. (Public)

Sponsors: Senator Carter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE SCHOOL IMPROVEMENT TEAMS TO DEVELOP STRATEGIES FOR THE CREATION OF ALTERNATIVE LEARNING PROGRAMS WITHIN SCHOOLS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-105.27 reads as rewritten:

"**§ 115C-105.27. Development and approval of school improvement plans.**

In order to improve student performance, each school shall develop a school improvement plan that takes into consideration the annual performance goal for that school that is set by the State Board under G.S. 115C-105.35. The principal of each school, representatives of the assistant principals, instructional personnel, instructional support personnel, and teacher assistants assigned to the school building, and parents of children enrolled in the school shall constitute a school improvement team to develop a school improvement plan to improve student performance. Unless the local board of education has adopted an election policy, parents shall be elected by parents of children enrolled in the school in an election conducted by the parent and teacher organization of the school or, if none exists, by the largest organization of parents formed for this purpose. Parents serving on school improvement teams shall reflect the racial and socioeconomic composition of the students enrolled in that school and shall not be members of the building-level staff. Parental involvement is a critical component of school success and positive student achievement; therefore, it is the intent of the General Assembly that parents, along with teachers, have a substantial role in developing school improvement plans. To this end, school improvement team meetings shall be held at a convenient time to assure substantial parent participation. The strategies for improving student performance shall include a plan for the use of

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 296/34-- 8:54 PM APRIL 26, 1999 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

CARTER
ALTERNATIVE SCHOOLS WITHIN SCHOOLS

SENATE BILL 1099
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	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1099

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

S1099-ARC-002

Page 1 of 1

Date 7/15/99, 1999

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

Representative Moore

moves to amend the bill on page 7, line 34, by deleting the word "January" and substituting the word "July".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 109-0 EV FAILED _____ TABLED _____

JUL 15 1999
Denise Hicks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

. # 1230
GISLATIVE DAY 100
S1099HCS
READING 2

7/15/99
3:01 PM
IN CHAIR: SPEAKER

AMEND #1 REP. MOORE
ALTERNATIVE SCHOOLS/ LEARNING PROGRAMS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 7

BARBEE	CHURCH	MCCRARY	MOSLEY
BROWN	KINNEY	MCLAWHORN	

EXCUSED VOTE - 0

NOT VOTING - 4

BUCHANAN	HUNTER, H.	WILSON, C.	WOMBLE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

. # 1231
EGISLATIVE DAY 100
S1099HCS
READING 2

7/15/99
3:01 PM
IN CHAIR: SPEAKER

ALTERNATIVE SCHOOLS/ LEARNING PROGRAMS

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 7

BARBEE	CHURCH	MCCRARY	MOSLEY
BROWN	KINNEY	MCLAWHORN	

EXCUSED VOTE - 0

NOT VOTING - 3

BUCHANAN	HUNTER, H.	WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1072/9--12:41 PM JULY 20, 1999 LEGISLATIVE DAY 100

LT. GOVERNOR WICKER -- Presiding

CARTER
ALTERNATIVE SCHOOLS/LEARNING PROG.
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1099

MOTION 8
TO CONCUR

AYE	45	ALBERTSON	FORRESTER	KINNAIRD	PLYLER
		ALLRAN	FOXX	LEE	PURCELL
		BALLANCE	GARROU	LUCAS	RAND
		BALLANTINE	GARWOOD	MARTIN R	REEVES
		CARPENTER	GULLEY	MARTIN W	ROBINSON
		CARTER	HAGAN	METCALF	SHAW R
		CLODFELTER	HARRIS	MILLER	SOLES
		COCHRANE	HARTSELL	MOORE	WARREN
		COOPER	HORTON	ODOM	WEBSTER
		DALTON	HOYLE	PERDUE	WEINSTEIN
		DANNELLY	KERR	PHILLIPS	WELLONS
		EAST			
NO	0				
EXCUSED	0				
NOT CAST	1	BASNIGHT			
ABSENT	4	CARRINGTON	JORDAN	RUCHO	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

FILED - SENATE
S 1 1 0 0 APR 1 4 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS1690-LCX058(2.10)

Short Title: Property Tax Clerical Error. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE NUMBER OF YEARS FOR WHICH A TAXPAYER CAN REQUEST A PROPERTY TAX REFUND FOR TAXES IMPOSED AS THE RESULT OF A CLERICAL OR MATHEMATICAL ERROR AND TO ALLOW LOCAL UNITS OF GOVERNMENT TO INCREASE THE ASSESSED VALUE OF PROPERTY FOR THE SAME NUMBER OF YEARS WHEN THE VALUE WAS DETERMINED BY ERROR.

The General Assembly of North Carolina enacts:

Section 1. Article 21 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-325.2. Clerical and mathematical errors.**

(a) Scope. -- This section governs changes in the appraised value of, or the amount of tax due on, real and personal property resulting from the correction of a clerical or mathematical error.

(b) Definition. -- As used in this section, the term 'clerical or mathematical error' means any of the following errors that result in a material overstatement or understatement of value or tax:

(1) An error in calculating units of measurement, such as square footage, linear footage, or acreage.

(2) An error in the transposition or recording of numbers for real or personal property.

(3) An error in determining the zoning classification of real property.

(4) An error in the description or calculation of component parts of real property improvements.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED SENATE
S1101 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS7659-RT/SB023.02(2.1)

Short Title: Increase Water Quality Civil Penalties. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MAXIMUM AMOUNT OF THE CIVIL PENALTIES THAT MAY BE ASSESSED FOR VIOLATIONS OF LAWS THAT PROTECT WATER QUALITY TO CONFORM TO FEDERAL LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.6A(a) reads as rewritten:

"(a) A civil penalty of not more than ~~ten thousand dollars ($10,000)~~ twenty-seven thousand five hundred dollars ($27,500) may be assessed by the Secretary against any person who:

(1) Violates any classification, standard, limitation, or management practice established pursuant to G.S. 143-214.1, 143-214.2, or 143-215.

(2) Is required but fails to apply for or to secure a permit required by G.S. 143-215.1, or who violates or fails to act in accordance with the terms, conditions, or requirements of such permit or any other permit or certification issued pursuant to authority conferred by this Part, including pretreatment permits issued by local governments and laboratory certifications.

(3) Violates or fails to act in accordance with the terms, conditions, or requirements of any special order or other appropriate document issued pursuant to G.S. 143-215.2.

(4) Fails to file, submit, or make available, as the case may be, any documents, data, or reports required by this Article or G.S. 143-355(k) relating to water use information.

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S 1102

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS2710-LH119(3.31)

Short Title: Death Penalty Moratorium. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A MORATORIUM ON CARRYING OUT THE DEATH PENALTY.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding any other provision of law, a moratorium is established with regard to carrying out any death penalty imposed by a court of this State and no person who has been or is sentenced to death by a court of this State shall be executed until the moratorium ends as provided by this act. The moratorium on carrying out the death penalty shall end only when the State implements policies that ensure that death penalty cases are administered fairly and impartially in accordance with due process, and that minimize the risk that innocent persons may be executed. The policies adopted shall:

(1) Establish guidelines for the appointment and performance of competent counsel in capital cases.

(2) Preserve, enhance, and streamline the authority and responsibility of State courts to exercise independent judgment on the merits of constitutional claims in State postconviction and federal habeas corpus proceedings.

(3) Eliminate discrimination in capital sentencing on the basis of the race of either the victim or the defendant.

(4) Prohibit execution of mentally retarded persons.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1103 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS6615-LCX140B(3.17)

Short Title: Use Value Rollback Modified. (Public)

Sponsors: Senators Kinnaird and Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ELIMINATE ROLLBACK OF DEFERRED TAXES WHEN USE VALUE PROPERTY IS TRANSFERRED BETWEEN FARMERS, WITHOUT EXTINGUISHING THE LIEN FOR THE DEFERRED TAXES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-277.3(b2) reads as rewritten:

"(b2) Exception to Ownership Requirements. -- ~~G.S. 105-277.4(c) provides that deferred taxes are payable if land fails to meet any condition or requirement for classification. Accordingly,~~ Notwithstanding the provisions of this section, if land fails to meet an ownership requirement due to a change of ownership, ~~G.S. 105-277.4(c) applies. Despite this failure and the resulting liability for taxes under G.S. 105-277.4(c),~~ the land may qualify for classification in the hands of the new owner if it meets both of the conditions listed below. In addition, G.S. 105-277.4(c) provides that deferred taxes are payable if land fails to meet any condition or requirement for classification. Notwithstanding the provisions of G.S. 105-277.4(c), if land fails to meet an ownership requirement due to a change of ownership, but the land meets both of the conditions listed below, no deferred taxes are payable under G.S. 105-277.4(c). The lien for the deferred taxes is not extinguished, however, upon transfer to the new owner, and the deferred taxes remain a lien on the land under G.S. 105-277.4(c). Land qualifies for the exceptions provided in this subsection if it meets both of the following conditions: ~~if both of the following conditions are met, even if the new owner does not meet all of the ownership requirements of subsections (b) and (b1) of this section with respect to the land:~~

FILED - SENATE

S 1 104 APR 1 4 1999

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS3717*-LN153(3.30)

Short Title: Spec. Asst./Increase Pers. Allow. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE AMOUNT ALLOWED FOR SPECIAL ASSISTANCE LONG-TERM CARE RESIDENTS FOR PERSONAL NEEDS.

The General Assembly of North Carolina enacts:

Section 1. The Department of Health and Human Services, Division of Medical Assistance, shall increase the amount allowed under State/County Special Assistance for Adults for personal needs from thirty-one dollars ($31.00) to forty-one dollars ($41.00). The Department shall establish the personal allowance based on cost-of-care increases to ensure that funds for residents' personal needs are adequate to meet increases in the cost of living. The Department shall not decrease the total amount allowed a resident for personal needs as a result of increases in the personal allowance.

Section 2. There is appropriated from the General Fund to the Department of Health and Human Services the sum of one million four hundred forty-two thousand two hundred eighty dollars ($1,442,280) for the 1999-2000 fiscal year and the sum of one million five hundred fourteen thousand four hundred dollars ($1,514,400) for the 2000-2001 fiscal year. These funds shall be used for the increase in the personal needs allowance enacted in Section 1 of this act.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1105 APR 14 1999 D

SENATE DRS6638*-LDX106A(3.31) PRINCIPAL CLERK

Short Title: Turf Grade Fertilizer Assessment. (Public)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

"ARTICLE 70.

"Turf Grade Fertilizer Assessment.

"**§ 106-830. Findings and purpose.**

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

"**§ 106-831. Definitions.**

As used in this Article:

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

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

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

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE

APR 14 1999

PRINCIPAL CLERK

SENATE DRS1696-LG326A(4.7) S1106

Short Title: Andrew Jackson Memorial. (Public)

Sponsors: Senators Plyler and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ASSUME THE ADMINISTRATION OF THE ANDREW JACKSON MEMORIAL BY THE DEPARTMENT OF CULTURAL RESOURCES.

The General Assembly of North Carolina enacts:

Section 1. Part 28 of Article 2 of Chapter 143B of the General Statutes reads as rewritten:

"Part 28. Andrew Jackson Historic ~~Memorial Committee.~~ Memorial.

"**§ 143B-132. Andrew Jackson Historic Memorial Committee.**

(a) The Department of Cultural Resources shall assume from the Andrew Jackson Historical Foundation, Inc., the administration of the Andrew Jackson Memorial at the Museum of the Waxhaws in Union County and shall operate it as either an independent museum or as a satellite museum of the North Carolina State Museum of History.

~~(a)~~ (a1) The State of North Carolina and its citizens have long noted and recognized the origins and early life of Andrew Jackson, the nation's seventh president, in the Waxhaw region along the North Carolina-South Carolina border. It is important that this State recognize the origins and early life of this outstanding national leader in Western North Carolina. It is necessary to ~~plan~~ have an appropriate memorial in Union County, North Carolina, to commemorate and display for all Americans the origins and early life of Andrew Jackson.

(b) There is created an Andrew Jackson ~~Historic~~ Memorial Advisory Committee to consist of 12 members, six appointed by the Speaker of the House of Representatives and six appointed by the President Pro Tempore of the Senate. Members shall serve four-year terms. Vacancies shall be filled by the appointing officer for the unexpired term.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE

SENATE RESOLUTION DRSR4664-LG325A(4.6)

S 1107 APR 1 4 1999

PRINCIPAL CLERK

Sponsors: Senators Plyler and Purcell.

Referred to:

A SENATE RESOLUTION HONORING THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN OF MOUNT GILEAD.

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

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

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

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

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

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

Whereas, there is tremendous community support for the Town's centennial celebration, particularly by the Mount Gilead Spirit, a group of dedicated citizens who have been involved in fund-raising and other activities to assist the Town in preparing for its centennial celebration; Now, therefore,

Be it resolved by the Senate:

Section 1. The North Carolina Senate congratulates the Town of Mount Gilead and joins the Town's citizens in celebrating the Town's one hundredth anniversary.

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

Section 3. This resolution is effective upon adoption.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1243/19-- 5:19 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT -- Presiding

PLYLER
HON. VETS/50TH ANNIV. OF KOREAN WAR
COMM. SUB/2ND EDITION

SENATE RES. 1107

MOTION 7
TO ADOPT

AYE	46	ALBERTSON	EAST	KERR	PLYLER
		ALLRAN	FORRESTER	KINNAIRD	PURCELL
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN W	ROBINSON
		CARPENTER	GULLEY	METCALF	RUCHO
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
		DANNELLY	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	2	CARRINGTON	SHAW L		
ABSENT	2	MARTIN R	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1108 APR 14 1999

SENATE DRS6633-LN169B(4.6) PRINCIPAL CLERK

Short Title: Health Ins./Consumer Advocate. (Public)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH IN THE DEPARTMENT OF ADMINISTRATION THE OFFICE OF CONSUMERS' INSURANCE ADVOCATE.

The General Assembly of North Carolina enacts:

Section 1. Article 9 of Chapter 143B of the General Statutes is amended by adding the following new Part to read:

"Part 14B. Office of Consumers' Insurance Advocate.

"**§ 143B-403.10. Office of Consumers' Insurance Advocate.**

(a) There is established in the Department of Administration the Office of Consumers' Insurance Advocate. The Office shall consist of an advocate who shall be an attorney licensed to practice in this State. The advocate shall be appointed by and serve at the pleasure of the Governor. The advocate may employ an individual in the position of deputy advocate, and other personnel, if funds are appropriated for these positions. No person employed as advocate or deputy advocate shall engage in the private practice of law while employed as advocate or deputy advocate.

(b) The duties and responsibilities of the Consumers' Insurance Advocate are as follows:

(1) To appear as a party or otherwise, on behalf of consumers of this State of products or services provided by an insurance company subject to the jurisdiction of the Commissioner of Insurance and to the provisions of Chapter 58 of the General Statutes;

(2) To appear in the same representative capacity as specified in subdivision (1) of this subsection in similar administrative proceedings affecting the consumers of this State before any federal

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRSA617-LN169(4.6)

FILED - SENATE
S 1 109 APR 1 4 1999
PRINCIPAL CLERK

Short Title: Funds for Presc. Drugs. (Public)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO PROVIDE PRESCRIPTION DRUGS TO CERTAIN PERSONS NOT ELIGIBLE FOR MEDICAID AND WHO HAVE LIFE-THREATENING MEDICAL CONDITIONS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Health and Human Services, Division of Health, the sum of two million dollars ($2,000,000) for the 1999-2000 fiscal year, and the sum of two million dollars ($2,000,000), for the 2000-2001 fiscal year. These funds shall be used to pay the cost of prescription drugs for persons:

(1) Over the age of 55, not eligible for full Medicaid benefits, and not receiving coverage for prescription drugs under any other program or policy of insurance;

(2) Whose income is not more than two hundred percent (200%) of the federal poverty level; and

(3) Who have been diagnosed with a life-threatening disease or condition for which the drugs have been prescribed.

These funds shall be used to pay the cost of prescription drugs for the treatment of a life-threatening disease or condition. Payment shall be not more than Medicaid cost including rebates. The Division shall develop criteria to maximize the efficient and effective distribution of these drugs.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1110 APR 1 4 1999 D

SENATE DRS4663-LC099D(3.25) PRINCIPAL CLERK

Short Title: Tech. Commercialization Credit. (Public)

Sponsors: Senators Rand, Weinstein, and Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE AN INCENTIVE FOR BUSINESSES TO FIND COMMERCIAL USES FOR TECHNOLOGY DEVELOPED BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-129.9 reads as rewritten:

"**§ 105-129.9. Credit for investing in machinery and equipment.**

(a) ~~Credit.~~ General Credit. -- If a taxpayer that has purchased or leased eligible machinery and equipment places it in service in this State during the taxable year, the taxpayer is allowed a credit equal to seven percent (7%) of the excess of the eligible investment amount over the applicable threshold. Machinery and equipment is eligible if it is capitalized by the taxpayer for tax purposes under the Code and is not leased to another party. In addition, in the case of a large investment, machinery and equipment that is not capitalized by the taxpayer is eligible if the taxpayer leases it from another party. The credit may not be taken for the taxable year in which the equipment is placed in service but shall be taken in equal installments over the seven years following the taxable year in which the equipment is placed in service.

(a1) Technology Commercialization Credit. -- A taxpayer that is eligible for the credit allowed in this section and qualifies for one of the credits allowed in G.S. 105-129.9A may choose to take one of those credits instead of the credit allowed in this section. A taxpayer may take the credit allowed in this section or one of the credits allowed in G.S. 105-129.9A during a taxable year, but not more than one of these credits.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 669/5-- 1:29 PM JUNE 16, 1999 LEGISLATIVE DAY 81

LT. GOVERNOR WICKER -- Presiding

RAND
TECH. COMMERCIALIZATION CREDIT

SENATE BILL 1110
READING 2

AYE	47	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
		CARRINGTON	HARRIS	MILLER	SHAW R
		COCHRANE	HARTSELL	MOORE	SOLES
		COOPER	HORTON	ODOM	WARREN
		DALTON	HOYLE	PERDUE	WEINSTEIN
		DANNELLY	JORDAN	PHILLIPS	WELLONS
		EAST	KERR	PLYLER	
NO	1	WEBSTER			

EXCUSED	1	CLODFELTER
NOT CAST	0	
ABSENT	1	CARTER
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 1026
LEGISLATIVE DAY 96
S1110HCS
READING 2

7/09/99
4:46 PM
IN CHAIR: SPEAKER

TECHNOLOGY COMMER- CIALIZATION CREDIT

AYES - 78

SPEAKER	CULPEPPER	JUSTUS	SAUNDERS
ADAMS	CUNNINGHAM	MCALLISTER	SETZER
ALEXANDER	DEDMON	MCCOMAS	SEXTON
ALLEN	DOCKHAM	MCCOMBS	SHERRILL
ARNOLD	EASTERLING	MCCRARY	SMITH
BADDOUR	ESPOSITO	MCLAWHORN	TALLENT
BAKER	FOX	MCMAHAN	TEAGUE
BARBEE	GIBSON	MELTON	THOMAS
BAREFOOT	GILLESPIE	MINER	THOMPSON
BONNER	GOODWIN	MITCHELL	TOLSON
BOWIE	GRADY	MOORE	TUCKER
BOYD-MCINTYRE	GULLEY	MORGAN	WAINWRIGHT
BRIDGEMAN	HAIRE	MORRIS	WALEND
BRUBAKER	HARDAWAY	NYE	WARREN
CANSLER	HIATT	OLDHAM	WARWICK
CARPENTER	HILL	OWENS	WILSON, C.
COLE	HORN	PRESTON	WILSON, G.
COX	HURLEY	ROGERS	WRIGHT
CRAWFORD	JARRELL	RUSSELL	YONGUE
CULP	JEFFUS		

NOES - 18

ALLRED	DAUGHTRY	HENSLEY	POPE
BERRY	EDDINS	INSKO	RAYFIELD
BLUE	ELLIS	KISER	STARNES
CAPPS	GARDNER	LUEBKE	WOOD
CLARY	HACKNEY		

EXCUSED ABSENCE - 12

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

EXCUSED VOTE - 0

NOT VOTING - 12

BRASWELL	EARLE	HOWARD	MILLER
BROWN	EDWARDS	HUNTER, H.	REDWINE
CREECH	FITCH	MICHAUX	WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1110

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

S1110-ARB-7/9

Page 1 of 1

Date 7-12, 1999

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

Rep. Luebke

moves to amend the bill on page 3, line 41, through page 4, line 33, by deleting the lines;

and on page 4, line 34, page 5, line 10, by relettering the remaining subsections accordingly.

SIGNED _____
Amendment Sponsor

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

ADOPTED _____ FAILED 19-90 EV (adjusted) TABLED _____

JUL 12 1999

Denise Hutchins

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1075
ISLATIVE DAY 97
S1110HCS
READING 3

7/12/99
9:10 PM
IN CHAIR: HACKNEY

AMEND #1 Rep. Luebke
TECHNOLOGY COMMER- CIALIZATION CREDIT

AYES - ~~23~~ 19 dw

BERRY	EARLE	HACKNEY	POPE
BRASWELL	EDDINS	HARDAWAY	~~SEXTON~~ dw
CAPPS	ELLIS	HENSLEY	STARNES
~~CULP~~ dw	~~ESPOSITO~~ dw	INSKO	SUTTON
~~DAVIS~~ dw	GARDNER	KISER	WOOD
DECKER	GULLEY	LUEBKE	

NOES - ~~83~~ 90 dw

ADAMS	CREECH	JEFFUS	RUSSELL
ALEXANDER	CULPEPPER	JUSTUS	SAUNDERS
ALLEN	DAUGHTRY	MCALLISTER	SETZER
ARNOLD	DEDMON	MCCOMAS	SHERRILL
BADDOUR	DOCKHAM	MCCOMBS	SMITH
BAKER	EASTERLING	MCLAWHORN	TALLENT
BARBEE	EDWARDS	MCMAHAN	TEAGUE
BAREFOOT	FOX	MELTON	THOMAS
BLUE	GIBSON	MICHAUX	THOMPSON
BONNER	GILLESPIE	MILLER	TOLSON
BOWIE	GOODWIN	MINER	TUCKER
BOYD-MCINTYRE	GRADY	MITCHELL	WAINWRIGHT
BRIDGEMAN	GRAY	MOORE	WALEND
BROWN	HAIRE	MORGAN	WARNER
BRUBAKER	HIATT	MORRIS	WARREN
BUCHANAN	HILL	NYE	WARWICK
CARPENTER	HOLMES	OLDHAM	WILSON, C.
CHURCH	HORN	OWENS	WILSON, G.
CLARY	HUNTER, H.	PRESTON	WOMBLE
COLE	HURLEY	RAYFIELD	WRIGHT
COX	JARRELL	REDWINE	YONGUE
CRAWFORD			

ALLRED
SEXTON
ESPOSITO
DAVIS
CULP
} dw

EXCUSED ABSENCE - 6

CANSLER	MCCRARY	RAMSEY	ROGERS
CUNNINGHAM	MOSLEY		

EXCUSED VOTE - 0

NOT VOTING - ~~8~~ 5

SPEAKER	FITCH	KINNEY	NESBITT
~~ALLRED~~ dw	HOWARD		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

O. # 1076
ISLATIVE DAY 97
S1110HCS
READING 3

7/12/99
9:13 PM
IN CHAIR: HACKNEY

TECHNOLOGY COMMER- CIALIZATION CREDIT

AYES - 92

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

NOES - 19

ALLRED	DAVIS	HACKNEY	LUEBKE
BERRY	DECKER	HENSLEY	POPE
CAPPS	EDDINS	HOWARD	STARNES
CLARY	ELLIS	INSKO	WOOD
DAUGHTRY	GARDNER	KISER	

EXCUSED ABSENCE - 6

CANSLER	MCCRARY	RAMSEY	ROGERS
CUNNINGHAM	MOSLEY		

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	KINNEY

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 953/36-- 8:43 PM JULY 13, 1999 LEGISLATIVE DAY 96

LT. GOVERNOR WICKER -- Presiding

RAND
TECH. COMMERCIALIZATION CREDIT
HOUSE COM. SUB/3RD EDITION

SENATE BILL 1110
READING 2

MOTION 8
TO CONCUR

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

EXCUSED	1	CLODFELTER	
NOT CAST	0		
ABSENT	2	GULLEY	JORDAN
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 983/28-- 3:35 PM JULY 14, 1999 LEGISLATIVE DAY 97

SENATOR BASNIGHT -- Presiding

RAND
TECH. COMMERCIALIZATION CREDIT
HOUSE COM. SUB/3RD EDITION

SENATE BILL 1110
READING 3

MOTION 8
TO CONCUR

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
		CARRINGTON	HAGAN	MOORE	SHAW R
		CARTER	HARRIS	ODOM	SOLES
		COCHRANE	HARTSELL	PERDUE	WARREN
		COOPER	HORTON	PHILLIPS	WEINSTEIN
		DALTON	HOYLE	PLYLER	WELLONS
		DANNELLY	KERR		
NO	2	KINNAIRD	WEBSTER		

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 983/28-- 5:01 PM JULY 14, 1999 LEGISLATIVE DAY 97

SENATOR BASNIGHT -- Presiding

RAND
TECH. COMMERCIALIZATION CREDIT

SENATE BILL 1110
READING 3

MOTION 8
TO CONCUR

AYE	47	ALBERTSON	DANNELLY	KERR	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	GULLEY	MILLER	SHAW R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON	HOYLE	PLYLER	
NO	2	KINNAIRD	WEBSTER		

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1999

S 1111 APR 14 1999 D

SENATE DRS6645-RU020(4/6) PRINCIPAL CLERK

Short Title: Online North Carolina. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE "ONLINE NORTH CAROLINA" A STATEWIDE INFORMATION NETWORK TO FACILITATE ELECTRONIC GOVERNMENT.

The General Assembly of North Carolina enacts:

Section 1. The title of Part 16 of Article 10 of Chapter 143B of the General Statutes is amended to add a Subpart to read:

"Part 16. Information Technology Related State Government Functions.

"Subpart 1. Information Resources and Services."

Section 2. Part 16 of Article 10 of Chapter 143B of the General Statutes is amended by adding a new Subpart to read:

"Subpart 2. Online North Carolina.

"**§ 143B-472.50. Title.**

This Subpart may be cited as the Online North Carolina Act.

"**§ 143B-472.51. Definitions.**

The following definitions apply in this Subpart:

(1) 'Agency' means any agency, board, or commission of the State or any political subdivision of the State which stores, gathers, or generates public information.

(2) 'Gateway system' means any centralized electronic information system by which public information shall be disseminated or collected via the Internet, dial-in modem, continuous link, or other electronic medium.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1112 APR 1 4 1999 D

PRINCIPAL CLERK

SENATE DRS3754-LCX209(4.7)

Short Title: No Sales Tax Fee/Other Changes. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROMOTE ELECTRONIC COMMERCE BY REPEALING THE SALES TAX REGISTRATION FEE AND TO MAKE OTHER CHANGES TO THE TAX LAWS AND RELATED STATUTES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.4(c) reads as rewritten:

"(c) Certificate of Registration. -- Before a person may engage in business as a retailer or a wholesale merchant, the person must obtain a certificate of registration from the Department. To obtain a certificate of registration, a person must register with the ~~Department and pay fifteen dollars ($15.00).~~ Department.

A certificate of registration is valid unless it is revoked for failure to comply with the provisions of this Article or becomes void. A certificate issued to a retailer becomes void if, for a period of 18 months, the retailer files no returns or files returns showing no sales."

Section 2. G.S. 105-88 reads as rewritten:

"**§ 105-88. Loan agencies or brokers.**

(a) Every person, firm, or corporation engaged in or soliciting any of the following businesses, and maintaining a place of business for conducting the business, must pay for the privilege of engaging in that business an annual tax of seven hundred fifty dollars ($750.00) for each location at which the business is conducted:

(1) The ~~the regular~~ business of making loans or lending money, accepting liens on, or contracts of assignments of, salaries or wages, or any part thereof, or other security or evidence of debt for repayment of such loans in installment payment or ~~otherwise, and maintaining in connection with same any office or other located or~~

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 650/5-- 4:03 PM JUNE 15, 1999 LEGISLATIVE DAY 80

LT. GOVERNOR WICKER -- Presiding

KERR
NO SALES TAX/OTHER CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1112
READING 2

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 667/3-- 1:26 PM JUNE 16, 1999 LEGISLATIVE DAY 81

LT. GOVERNOR WICKER -- Presiding

KERR
NO SALES TAX/OTHER CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1112
READING 3

AYE	49	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
		CARRINGTON	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WARREN
		COOPER	HOYLE	PERDUE	WEBSTER
		DALTON	JORDAN	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
		EAST			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1112

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

S1112-ARB-7/1

Page 1 of 1

JUL 1 1999

Date ,1999

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

Representative HURLEY

moves to amend the bill on page 1, lines 18 and 19, by deleting "seven hundred fifty dollars ($750.00)" and substituting "two hundred fifty dollars ($250.00)".

SIGNED Bill Hurley
Amendment Sponsor

SIGNED
Committee Chair if Senate Committee Amendment

ADOPTED JUL 1 1999 FAILED TABLED

92-20 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 903
LEGISLATIVE DAY 91
[redacted]12HCS
[redacted]DING 2

7/01/99
2:28 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. HURLEY
NO SALES TAX FEE/ OTHER CHANGES

AYES - 92

SPEAKER	CULPEPPER	HURLEY	RAYFIELD
ADAMS	CUNNINGHAM	JARRELL	RUSSELL
ALLRED	DAUGHTRY	JEFFUS	SAUNDERS
ARNOLD	DAVIS	JUSTUS	SETZER
BAKER	DECKER	KINNEY	SEXTON
BARBEE	DEDMON	KISER	SHERRILL
BAREFOOT	DOCKHAM	LUEBKE	SMITH
BLUE	EASTERLING	MCALLISTER	STARNES
BONNER	EDDINS	MCCOMBS	TALLENT
BOWIE	ELLIS	MCCRARY	TEAGUE
BOYD-MCINTYRE	ESPOSITO	MCMAHAN	THOMPSON
BRIDGEMAN	FITCH	MELTON	TOLSON
BROWN	FOX	MICHAUX	TUCKER
BRUBAKER	GILLESPIE	MINER	WAINWRIGHT
BUCHANAN	GRADY	MITCHELL	WALEND
CANSLER	GRAY	MORGAN	WARNER
CAPPS	GULLEY	MORRIS	WARWICK
CARPENTER	HARDAWAY	NESBITT	WILSON, C.
CLARY	HIATT	NYE	WILSON, G.
COLE	HILL	OLDHAM	WOMBLE
COX	HORN	OWENS	WOOD
CREECH	HOWARD	POPE	WRIGHT
CULP	HUNTER, H.	PRESTON	YONGUE

NOES - 20

ALEXANDER	EARLE	HACKNEY	MCLAWHORN
ALLEN	EDWARDS	HAIRE	ROGERS
BADDOUR	GARDNER	HENSLEY	SUTTON
BRASWELL	GIBSON	INSKO	THOMAS
CRAWFORD	GOODWIN	MCCOMAS	WARREN

EXCUSED ABSENCE - 7

CHURCH	MILLER	MOSLEY	REDWINE
HOLMES	MOORE	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 1

BERRY

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 912
LEGISLATIVE DAY 91
S1112HCS
READING 2

7/01/99
4:06 PM
IN CHAIR: SPEAKER

NO SALES TAX FEE/ OTHER CHANGES

91 DMcMahan

AYES - ~~90~~ ESPOSITO DMcMahan

SPEAKER	CUNNINGHAM	JARRELL	ROGERS
ALEXANDER	DAUGHTRY	JEFFUS	SETZER
ALLEN	DECKER	JUSTUS	SEXTON
ALLRED	DEDMON	KINNEY	SMITH
ARNOLD	DOCKHAM	KISER	STARNES
BADDOUR	EASTERLING	LUEBKE	SUTTON
BAKER	EDDINS	MCALLISTER	TALLENT
BARBEE	ELLIS	MCCOMBS	TEAGUE
BAREFOOT	FITCH	MCCRARY	THOMAS
BONNER	FOX	MCLAWHORN	THOMPSON
BOWIE	GARDNER	MCMAHAN	TOLSON
BOYD-MCINTYRE	GIBSON	MELTON	TUCKER
BRASWELL	GILLESPIE	MINER	WAINWRIGHT
BRIDGEMAN	GOODWIN	MITCHELL	WALEND
BRUBAKER	GRADY	MORGAN	WARNER
CANSLER	GRAY	MORRIS	WARREN
CAPPS	GULLEY	NESBITT	WARWICK
COLE	HACKNEY	NYE	WILSON, G.
COX	HAIRE	OLDHAM	WOMBLE
CRAWFORD	HILL	OWENS	WOOD
CREECH	HORN	POPE	WRIGHT
CULP	HUNTER, H.	PRESTON	YONGUE
CULPEPPER	INSKO		

NOES - 6

BLUE	HIATT	RAYFIELD	SAUNDERS
HENSLEY	HOWARD		

EXCUSED ABSENCE - 11

CHURCH	HURLEY	MOORE	REDWINE
CLARY	MCCOMAS	MOSLEY	SHERRILL
HOLMES	MILLER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - ~~13~~ 12 DMcMahan

ADAMS	CARPENTER	EDWARDS	MICHAUX
BERRY	DAVIS	~~ESPOSITO~~ DMcMahan	RUSSELL
BROWN	EARLE	HARDAWAY	WILSON, C.
BUCHANAN			

S1112HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1112

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

S1112-ARB-7/7

JUL 7 1999

Date ,1999

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

Representative Gibson

moves to amend the bill on page 1, lines 14 and 15, by adding a new section between those lines to read:

"Section 1.1. G.S. 105-164.6(f) reads as rewritten:

'(f) Before a person may engage in business in this State selling or delivering tangible personal property for storage, use, or consumption in this State, the person must obtain a certificate of registration from the Department. To obtain a certificate of registration, a person must register with the ~~Department and pay fifteen dollars ($15.00).~~ Department.

A certificate of registration is valid unless it is revoked for failure to comply with the provisions of this Article or becomes void. A certificate issued to a retailer becomes void if, for a period of 18 months, the retailer files no returns or files returns showing no sales.'";

and on page 3, line 21, by deleting the word "any" and substituting the word "either";

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

"d. Law enforcement agencies.";

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1112

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

S1112-ARB-7/7

1 and on page 10, line 23, by deleting "Sections 1" and substituting
2 "Sections 1, 1.1,".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 7 1999 FAILED _____ TABLED _____

107-0 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 976
ISLATIVE DAY 94
S1112HCS
READING 3

7/07/99
3:09 PM
IN CHAIR: SPEAKER

AMEND #2 Rep. GIBSON
NO SALES TAX FEE/ OTHER CHANGES.

AYES - 107

SPEAKER	CRAWFORD	HILL	POPE
ADAMS	CREECH	HOLMES	PRESTON
ALEXANDER	CULP	HORN	RAYFIELD
ALLEN	CULPEPPER	HOWARD	REDWINE
ALLRED	CUNNINGHAM	HURLEY	ROGERS
ARNOLD	DAUGHTRY	JARRELL	RUSSELL
BADDOUR	DEDMON	JEFFUS	SAUNDERS
BAKER	DOCKHAM	JUSTUS	SETZER
BARBEE	EARLE	KISER	SEXTON
BAREFOOT	EASTERLING	LUEBKE	SHERRILL
BERRY	EDDINS	MCCOMAS	SMITH
BLUE	EDWARDS	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	WARREN
CARPENTER	HACKNEY	MORRIS	WILSON, C.
CHURCH	HAIRE	NESBITT	WILSON, G.
CLARY	HARDAWAY	NYE	WOMBLE
COLE	HENSLEY	OLDHAM	YONGUE
COX	HIATT	OWENS	

NOES - 0

EXCUSED ABSENCE - 9

DAVIS	MOSLEY	WARNER	WOOD
DECKER	RAMSEY	WARWICK	WRIGHT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 4

ELLIS	HUNTER, H.	INSKO	MCALLISTER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

977
ISLATIVE DAY 94
S1112HCS
READING 3

7/07/99
3:10 PM
IN CHAIR: SPEAKER

NO SALES TAX FEE/ OTHER CHANGES.

AYES - 108

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

NOES - 0

EXCUSED ABSENCE - 9

DAVIS	MOSLEY	WARNER	WOOD
DECKER	RAMSEY	WARWICK	WRIGHT
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 3

HUNTER, H.	INSKO	MCALLISTER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 875/31--12:52 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT -- Presiding

KERR
NO SALES TAX/OTHER CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1112

MOTION 8
TO CONCUR

AYE	0				
NO	46	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		ALLRAN	EAST	LEE	PURCELL
		BALLANCE	FORRESTER	LUCAS	RAND
		BALLANTINE	FOXX	MARTIN R	REEVES
		BASNIGHT	GARROU	MARTIN W	ROBINSON
		CARPENTER	GARWOOD	METCALF	RUCHO
		CARRINGTON	GULLEY	MILLER	SHAW L
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WEBSTER
		COCHRANE	HORTON	PERDUE	WEINSTEIN
		COOPER	HOYLE	PHILLIPS	WELLONS
		DALTON	KERR		
EXCUSED	0				
NOT CAST	0				
ABSENT	4	HARTSELL	JORDAN	SHAW R	WARREN
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

[ ] Title Change

[YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1112, A BILL TO BE ENTITLED AN ACT TO PROMOTE ELECTRONIC COMMERCE BY REPEALING THE SALES TAX REGISTRATION FEE AND TO MAKE OTHER CHANGES TO THE TAX LAWS AND RELATED STATUTES, House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, submit the following report:

The House and Senate agree to the following amendment and the Senate concurs in the House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, as amended:

on page 2, lines 7 through 9, by rewriting those lines to read:

"(a) ~~Every person, firm, or corporation~~ A person engaged in any of the businesses listed in this subsection must pay an annual tax for the privilege of engaging in that business. The tax is payable for each location at which the business is conducted. The tax is seven hundred fifty dollars ($750.00) for each business listed in subdivision (1) of this subsection. The tax is four hundred fifty dollars ($450.00) for each business listed in the remaining subdivisions of this subsection."

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
Senator John Kerr	Representative Pryor Gibson
Senator John Carrington	Representative Lyons Gray
Senator David Hoyle	Representative John Hurley
Senator Anthony Rand	Representative Amelia Morris

Submitted 7-13-99 placed on Calendar 7-14-99
ADOPTED _____(/) Message Received_____
ADOPTED _____(/) Ordered Enrolled_____

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

JUL 13 1999

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1112, A BILL TO BE ENTITLED AN ACT TO PROMOTE ELECTRONIC COMMERCE BY REPEALING THE SALES TAX REGISTRATION FEE AND TO MAKE OTHER CHANGES TO THE TAX LAWS AND RELATED STATUTES, House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, submit the following report:

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on page 2, lines 7 through 9, by rewriting those lines to read:

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate

Senator John Kerr

Senator John Carrington

Senator David Hoyle

Senator Anthony Rand

Conferees for the House of Representatives

Representative Pryor Gibson

Representative Lyons Gray

Representative John Hurley

Representative Amelia Morris

Senate Submitted 7/13/99
ADOPTED 7/14/99 (48 / 1) Message Received
ADOPTED (/) Ordered Enrolled

House notified 7/14/99 Janet Pruitt

Rules suspension roll call 7/14/99

Placed on Calendar 7/14/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 989/34-- 5:08 PM JULY 14, 1999 LEGISLATIVE DAY 97

LT. GOVERNOR WICKER -- Presiding

KERR
NO SALES TAX/OTHER CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1112

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	48	ALBERTSON	DANNELLY	KERR	PURCELL
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	ROBINSON
		BASNIGHT	GARROU	MARTIN R	RUCHO
		CARPENTER	GARWOOD	METCALF	SHAW L
		CARRINGTON	GULLEY	MILLER	SHAW R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEBSTER
		COOPER	HORTON	PHILLIPS	WEINSTEIN
		DALTON	HOYLE	PLYLER	WELLONS
NO	1	MARTIN W			

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1112, A BILL TO BE ENTITLED AN ACT TO PROMOTE ELECTRONIC COMMERCE BY REPEALING THE SALES TAX REGISTRATION FEE AND TO MAKE OTHER CHANGES TO THE TAX LAWS AND RELATED STATUTES, House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, submit the following report:

The House and Senate agree to the following amendment and the Senate concurs in the House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, as amended:

on page 2, lines 7 through 9, by rewriting those lines to read:

"(a) ~~Every person, firm, or corporation~~ A person engaged in any of the businesses listed in this subsection must pay an annual tax for the privilege of engaging in that business. The tax is payable for each location at which the business is conducted. The tax is seven hundred fifty dollars ($750.00) for each business listed in subdivision (1) of this subsection. The tax is four hundred fifty dollars ($450.00) for each business listed in the remaining subdivisions of this subsection."

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
Senator John Kerr	Representative Pryor Gibson
Senator John Carrington	Representative Lyons Gray
Senator David Hoyle	Representative John Hurley
Senator Anthony Rand	Representative Amelia Morris

Submitted 7-13-99 placed on Calendar 7-14-99
2nd rdg. ADOPTED 7-14-99 (100 / 12 RC adj.) Message Received
ADOPTED (/) Ordered Enrolled

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

JUL 13 1999

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1166
ISLATIVE DAY 99
S1112HCS
CONFERENCE REPORT
Reading 2 Ruled Material

7/14/99
3:11 PM
IN CHAIR: HACKNEY

NO SALES TAX FEE/ OTHER CHANGES.

AYES - ~~101~~ 102 dw

ADAMS	DEDMON	INSKO	REDWINE
ALEXANDER	EARLE	JARRELL	ROGERS
ALLEN	EASTERLING	JEFFUS	RUSSELL
~~ALLRED~~ dw	EDWARDS	JUSTUS	SAUNDERS
ARNOLD	ELLIS	KISER	SETZER
BADDOUR	ESPOSITO	LUEBKE	SHERRILL
BARBEE	FITCH	MCALLISTER	SMITH
BERRY	FOX	MCCOMAS	STARNES
BLUE	GARDNER	MCCOMBS	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	WAINWRIGHT
BRUBAKER	HACKNEY	MITCHELL	WALEND
BUCHANAN	HAIRE	MOORE	WARNER
CANSLER	HARDAWAY	MORRIS	WARREN
CARPENTER	HENSLEY	NESBITT	WARWICK
CHURCH	HIATT	NYE	WILSON, C.
CLARY	HILL	OLDHAM	WILSON, G.
CRAWFORD	HOLMES	OWENS	WOMBLE
CULP	HORN	POPE	WOOD
CULPEPPER	HUNTER, H.	RAMSEY	WRIGHT
DAUGHTRY	HURLEY	RAYFIELD	YONGUE
DAVIS			

NOES - ~~11~~ 12 dw

BAKER	COLE	DECKER	SEXTON
BAREFOOT	COX	EDDINS	SUTTON
CAPPS	CREECH	HOWARD	ALLRED dw

EXCUSED ABSENCE - 3

KINNEY	MCCRARY	MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	DOCKHAM	MORGAN	PRESTON
CUNNINGHAM			

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1112, A BILL TO BE ENTITLED AN ACT TO PROMOTE ELECTRONIC COMMERCE BY REPEALING THE SALES TAX REGISTRATION FEE AND TO MAKE OTHER CHANGES TO THE TAX LAWS AND RELATED STATUTES, House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, submit the following report:

The House and Senate agree to the following amendment and the Senate concurs in the House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, as amended:

on page 2, lines 7 through 9, by rewriting those lines to read:

"(a) ~~Every person, firm, or corporation~~ A person engaged in any of the businesses listed in this subsection must pay an annual tax for the privilege of engaging in that business. The tax is payable for each location at which the business is conducted. The tax is seven hundred fifty dollars ($750.00) for each business listed in subdivision (1) of this subsection. The tax is four hundred fifty dollars ($450.00) for each business listed in the remaining subdivisions of this subsection."

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
Senator John Kerr	Representative Pryor Gibson
Senator John Carrington	Representative Lyons Gray
Senator David Hoyle	Representative John Hurley
Senator Anthony Rand	Representative Amelia Morris

Submitted 7-13-99 placed on Calendar 7-14-99
2nd Rdg. ADOPTED 7-14-99 (100 / 12 FC rdj Message Received
ADOPTED (/) Ordered Enrolled

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

JUL 13 1999

POSTPONED UNTIL 7-19-99

JUL 15 1999

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1112, A BILL TO BE ENTITLED AN ACT TO PROMOTE ELECTRONIC COMMERCE BY REPEALING THE SALES TAX REGISTRATION FEE AND TO MAKE OTHER CHANGES TO THE TAX LAWS AND RELATED STATUTES, House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, submit the following report:

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
Senator John Kerr	Representative Pryor Gibson
Senator John Carrington	Representative Lyons Gray
Senator David Hoyle	Representative John Hurley
Senator Anthony Rand	Representative Amelia Morris

Submitted 7-13-99 placed on Calendar 7-14-99
2nd Rdg ADOPTED 7-14-99 (100 / 12 FC) Message Received
ADOPTED (/) Ordered Enrolled

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

~~POSTPONED~~ UNTIL 7-14-99 ~~POSTPONED~~ UNTIL 7-20-99

JUL 13 1999 JUL 15 1999 JUL 19 1999

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1112, A BILL TO BE ENTITLED AN ACT TO PROMOTE ELECTRONIC COMMERCE BY REPEALING THE SALES TAX REGISTRATION FEE AND TO MAKE OTHER CHANGES TO THE TAX LAWS AND RELATED STATUTES, House Committee Substitute Favorable 6/29/99, Fourth Edition Engrossed 7/7/99, submit the following report:

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1112

S1112-CRRBX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
Senator John Kerr	Representative Pryor Gibson
Senator John Carrington	Representative Lyons Gray
Senator David Hoyle	Representative John Hurley
Senator Anthony Rand	Representative Amelia Morris

Submitted 7-13-99 placed on Calendar 7-14-99
2nd Rdg. ADOPTED 7-14-99 (100 /12 RC) Message Received
3rd Rdg. ~~ADOPTED~~ FAILED OF ADOPTION JUL 20 1999 (48 /65 RC) Ordered Enrolled

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

~~POSTPONED~~ UNTIL 7-19-99 ~~POSTPONED~~ UNTIL 7-20-99

JUL 13 1999 JUL 15 1999 JUL 19 1999

Senate notified

Special Message
Denise Hickson

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

H. # 1272
LEGISLATIVE DAY 102
S1112HCS
CONFERENCE REPORT
READING 3
RULED MATERIAL
NO SALES TAX FEE/ OTHER CHANGES - NOT ADOPT

7/20/99
1:08 PM
IN CHAIR: SPEAKER

AYES - 48

ADAMS	CUNNINGHAM	HORN	MILLER
ALEXANDER	DEDMON	HUNTER, H.	MORRIS
ALLEN	EARLE	HURLEY	OLDHAM
BADDOUR	EASTERLING	INSKO	RAMSEY
BARBEE	EDWARDS	JARRELL	ROGERS
BLUE	FOX	JEFFUS	THOMAS
BOYD-MCINTYRE	GIBSON	LUEBKE	TOLSON
BRASWELL	GOODWIN	MCALLISTER	TUCKER
BUCHANAN	GRADY	MCCRARY	WARNER
COX	HACKNEY	MCLAWHORN	WARREN
CRAWFORD	HAIRE	MCMAHAN	WOMBLE
CULPEPPER	HENSLEY	MELTON	WRIGHT

NOES - 65

ALLRED	CULP	HOWARD	RUSSELL
ARNOLD	DAUGHTRY	JUSTUS	SAUNDERS
BAKER	DAVIS	KISER	SETZER
BAREFOOT	DOCKHAM	MCCOMAS	SEXTON
BERRY	EDDINS	MCCOMBS	SHERRILL
BONNER	ELLIS	MINER	SMITH
BOWIE	ESPOSITO	MITCHELL	STARNES
BRIDGEMAN	FITCH	MOORE	SUTTON
BROWN	GARDNER	MORGAN	TEAGUE
BRUBAKER	GILLESPIE	NESBITT	THOMPSON
CANSLER	GRAY	NYE	WALEND
CAPPS	GULLEY	OWENS	WARWICK
CARPENTER	HARDAWAY	POPE	WILSON, C.
CHURCH	HIATT	PRESTON	WILSON, G.
CLARY	HILL	RAYFIELD	WOOD
COLE	HOLMES	REDWINE	YONGUE
CREECH			

EXCUSED ABSENCE - 3

KINNEY	MOSLEY	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	DECKER	MICHAUX	WAINWRIGHT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1089/26-- 4:41 PM JULY 20, 1999 LEGISLATIVE DAY 100

LT. GOVERNOR WICKER -- Presiding

KERR
NO SALES TAX/OTHER CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1112

MOTION 8
TO CONCUR

AYE	44	ALLRAN	DANNELLY	KERR	PHILLIPS
		BALLANCE	EAST	KINNAIRD	PLYLER
		BALLANTINE	FORRESTER	LEE	PURCELL
		BASNIGHT	FOXX	LUCAS	RAND
		CARPENTER	GARROU	MARTIN R	REEVES
		CARRINGTON	GARWOOD	MARTIN W	ROBINSON
		CARTER	HAGAN	METCALF	SHAW R
		CLODFELTER	HARRIS	MILLER	SOLES
		COCHRANE	HARTSELL	MOORE	WARREN
		COOPER	HORTON	ODOM	WEINSTEIN
		DALTON	HOYLE	PERDUE	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	1	GULLEY			
ABSENT	5	ALBERTSON	RUCHO	SHAW L	WEBSTER
		JORDAN			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
APR 1 4 1999
PRINCIPAL CLERK

SENATE DRS4651-LD112(4.1)

S 1113

Short Title: Workers' Comp./Medical Provider Contact. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO EMPLOYER CONTACT WITH MEDICAL CARE PROVIDERS FOR CLAIMS UNDER THE WORKERS' COMPENSATION ACT.

The General Assembly of North Carolina enacts:

Section 1. This act is effective when it becomes law.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 406/37-- 1:24 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

KERR
WORKERS' COMP./MEDICAL PROVIDER
COMM. SUB/2ND EDITION

SENATE BILL 1113
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	HORTON	ODOM	WARREN
		COCHRANE	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 616
LEGISLATIVE DAY 71
S1113SCS
READING 2

5/27/99
11:48 AM
IN CHAIR: SPEAKER

WORKERS' COMP/MED. PROVIDER CONTRACT

AYES - 92

SPEAKER	DEDMON	HORN	REDWINE
ADAMS	DOCKHAM	HUNTER, H.	ROGERS
ALEXANDER	EARLE	HURLEY	RUSSELL
ALLEN	EASTERLING	JARRELL	SAUNDERS
ALLRED	EDDINS	JEFFUS	SEXTON
BADDOUR	EDWARDS	JUSTUS	SMITH
BAKER	ELLIS	KINNEY	STARNES
BARBEE	ESPOSITO	LUEBKE	SUTTON
BAREFOOT	FITCH	MCALLISTER	TEAGUE
BONNER	FOX	MCCOMAS	THOMAS
BOWIE	GARDNER	MCCRARY	THOMPSON
BRASWELL	GIBSON	MCLAWHORN	TOLSON
BRIDGEMAN	GILLESPIE	MCMAHAN	TUCKER
BROWN	GOODWIN	MELTON	WAINWRIGHT
BRUBAKER	GRADY	MICHAUX	WALEND
BUCHANAN	GRAY	MILLER	WARREN
CHURCH	HACKNEY	MOORE	WARWICK
COLE	HAIRE	MORGAN	WILSON, C.
COX	HARDAWAY	MOSLEY	WILSON, G.
CULP	HENSLEY	NESBITT	WOMBLE
CULPEPPER	HIATT	NYE	WOOD
CUNNINGHAM	HILL	OLDHAM	WRIGHT
DAUGHTRY	HOLMES	OWENS	YONGUE

NOES - 17

ARNOLD	DAVIS	KISER	POPE
CANSLER	DECKER	MCCOMBS	PRESTON
CARPENTER	GULLEY	MINER	RAYFIELD
CLARY	HOWARD	MITCHELL	SETZER
CREECH			

EXCUSED ABSENCE - 7

BLUE	CAPPS	RAMSEY	WARNER
BOYD-MCINTYRE	MORRIS	SHERRILL	

EXCUSED VOTE - 0

NOT VOTING - 4

BERRY	CRAWFORD	INSKO	TALLENT

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1114 APR 14 1999

SENATE DRS1694-LT127(4.7)

PRINCIPAL CLERK

Short Title: Utility Undergrounding. (Public)

Sponsors: Senator Kerr and Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAWS CONCERNING UTILITY UNDERGROUNDING.

The General Assembly of North Carolina enacts:

Section 1. This act amends the laws of the State concerning utility undergrounding.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED SENATE

S 1115 APR 1 4 1999

S D

PRINCIPAL CLERK

SENATE DRS2698-LCX065D(2.19)

Short Title: Amend Bill Lee Act/Incentives. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR WIDELY SHARED PROSPERITY BY AMENDING THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT, BY PROVIDING ADDITIONAL TAX INCENTIVES FOR VARIOUS BUSINESSES, AND BY MAKING RELATED CHANGES.

The General Assembly of North Carolina enacts:

TABLE OF CONTENTS

I. BILL LEE ACT CHANGES
II. SALES TAX CHANGES
III. AFFORDABLE HOUSING TAX CREDIT
IV. INDUSTRIAL DEVELOPMENT FUND CHANGES
V. EFFECTIVE DATES

PART 1. BILL LEE ACT CHANGES

Section 1. Section 10.2(3) of Chapter 13 of the 1996 Second Extra Session reads as rewritten:

"(3) Quality jobs and business expansion tax credits. -- Sections 3.5, 3.6, and 3.8 through 3.10 of Part III of this act become effective August 1, 1996. G.S. 105-129.11, as enacted by Part III of this act, becomes effective for taxable years beginning on or after January 1, 1997, and applies to training expenditures made on or after July 1, 1997. The remainder of Part III of this act is effective for taxable years beginning on or after January 1, 1996, and applies to jobs created on or after August 1, 1996, and property placed in service on or after August 1, 1996. Article 3A of Chapter 105 of the General Statutes is repealed effective for applications for credits

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALC-5/19

Page 1 of 1

Date 5/25 ,1999

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

moves to amend the bill on page 13, line 31,
by adding the following at the end of the line:
"Notwithstanding G.S. 105-228.90(b), as used in this section, the term "Code" means the Internal Revenue Code as enacted as of January 1, 1999."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 44-2 FAILED _____ TABLED _____

Janet Pruitt 5/25/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 524/6-- 3:44 PM MAY 25, 1999 LEGISLATIVE DAY 68

LT. GOVERNOR WICKER -- Presiding

KERR
WILLIAM S. LEE ACT/1999
COMM. SUB/2ND EDITION

SENATE BILL 1115

AMEND 1

AYE	44	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	GARROU	LUCAS	REEVES
		BALLANTINE	GARWOOD	MARTIN W	ROBINSON
		BASNIGHT	GULLEY	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SHAW R
		CARTER	HARTSELL	ODOM	SOLES
		CLODFELTER	HORTON	PERDUE	WARREN
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	JORDAN	PLYLER	WELLONS
NO	2	FOXX	WEBSTER		
EXCUSED	0				
NOT CAST	2	COOPER	LEE		
ABSENT	2	COCHRANE	MARTIN R		
PAIRS	0				
AYE					
NO					

HELD TO BE MATERIAL
CONSTITUTES 1ST RDG

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALCX-5/24

Date 5/25, 199

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

Sen. Clodfelter

moves to amend the bill on page 15, lines 31 - 32,
by adding the following between the lines:
"(2) Community development purpose. -- A purpose for which a city is authorized to expend funds under G.S. 160A-456, 160A-457, and 160A-457.2.";

and on page 15, lines 32 and 41, by renumbering subdivisions (2) and (3) as (3) and (4), respectively;

and on page 16, lines 23 - 28,
by rewriting the lines to read:
"(5) Improvement project. -- A project to construct or improve real property for community development purposes or to acquire real property and convert it for community development purposes. Construction or improvement includes services provided by a development zone agency directly related to the construction or improvement, and project development fees charged by a developer for the construction or improvement.";

and on page 16, line 29,
by adding the following before the word "The":
"Before certifying that a development zone agency will undertake an improvement project in a development zone, the Secretary must require the agency to provide sufficient documentation to establish the identity of the agency, the nature of the project, and that the project is for a community development purpose and is located in a development zone."

SIGNED Daniel G. Clodfelter
Amendment Sponsor

HELD TO BE MATERIAL
CONSTITUTES 1ST RDG

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 46-0 FAILED _____ TABLED _____

Janet Pruitt 5/25/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 525/7-- 3:47 PM MAY 25, 1999 LEGISLATIVE DAY 68

LT. GOVERNOR WICKER -- Presiding

KERR
WILLIAM S. LEE ACT/1999
COMM. SUB/2ND EDITION

SENATE BILL 1115

AMEND 2

AYE	46	ALBERTSON	FOXX	LEE	RAND
		ALLRAN	GARROU	LUCAS	REEVES
		BALLANCE	GARWOOD	MARTIN W	ROBINSON
		BALLANTINE	GULLEY	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SHAW R
		CARTER	HARTSELL	ODOM	SOLES
		CLODFELTER	HORTON	PERDUE	WARREN
		DALTON	HOYLE	PHILLIPS	WEBSTER
		DANNELLY	JORDAN	PLYLER	WEINSTEIN
		EAST	KERR	PURCELL	WELLONS
		FORRESTER	KINNAIRD		
NO	0				
EXCUSED	0				
NOT CAST	2	BASNIGHT	COOPER		
ABSENT	2	COCHRANE	MARTIN R		
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALC-5/23

Page 1 of 1

Date 5/25 ,1999

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

Senator Kerr

moves to amend the bill on page 20, line 26, by deleting the phrase "2005," and substituting "2008"; JFK

and on page 27, line 33, by deleting the phrase "2005." and substituting the phrase "2008." JFK

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 43-4 FAILED _____ TABLED _____

Janet Pruitt 5/25/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 526/8-- 3:48 PM MAY 25, 1999 LEGISLATIVE DAY 68

LT. GOVERNOR WICKER -- Presiding

KERR
WILLIAM S. LEE ACT/1999
COMM. SUB/2ND EDITION

SENATE BILL 1115

AMEND 3

AYE	43	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	GARROU	LEE	REEVES
		BALLANTINE	GARWOOD	LUCAS	ROBINSON
		BASNIGHT	GULLEY	MARTIN W	RUCHO
		CARPENTER	HAGAN	METCALF	SHAW L
		CARRINGTON	HARRIS	MILLER	SOLES
		CARTER	HARTSELL	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
		DANNELLY	JORDAN	PLYLER	
NO	4	FOXX	MOORE	SHAW R	WEBSTER

EXCUSED	0		
NOT CAST	1	COOPER	
ABSENT	2	COCHRANE	MARTIN R
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

AMENDMENT NO. 4
(to be filled in by Principal Clerk)

S1115-ALCX-5/25

Date May 25, 1999

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

Sen. Horton

moves to amend the bill on page 1, line 14, through page 2, line 6, by deleting Section 1 of the bill.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED V 14-32 TABLED _____

5/25/99 Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 527/9-- 4:02 PM MAY 25, 1999 LEGISLATIVE DAY 68

LT. GOVERNOR WICKER -- Presiding

KERR
WILLIAM S. LEE ACT/1999
COMM. SUB/2ND EDITION

SENATE BILL 1115

AMEND 4

AYE	14	ALLRAN	EAST	GULLEY	MOORE
		BALLANTINE	FORRESTER	HORTON	SHAW R
		CARPENTER	FOXX	KINNAIRD	WEBSTER
		CARRINGTON	GARWOOD		
NO	32	ALBERTSON	HAGAN	METCALF	REEVES
		BALLANCE	HARRIS	MILLER	ROBINSON
		BASNIGHT	HOYLE	ODOM	RUCHO
		CARTER	JORDAN	PERDUE	SHAW L
		CLODFELTER	KERR	PHILLIPS	SOLES
		DALTON	LEE	PLYLER	WARREN
		DANNELLY	LUCAS	PURCELL	WEINSTEIN
		GARROU	MARTIN W	RAND	WELLONS

EXCUSED	0		
NOT CAST	2	COOPER	HARTSELL
ABSENT	2	COCHRANE	MARTIN R
PAIRS	0		
AYE			
NO			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 539/7-- 4:21 PM MAY 26, 1999 LEGISLATIVE DAY 69

SENATOR BASNIGHT -- Presiding

KERR
WILLIAM S. LEE ACT/1999
COMM. SUB/2ND EDITION

SENATE BILL 1115
READING 2

AYE	45	ALBERTSON	FORRESTER	KINNAIRD	PURCELL
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARROU	LUCAS	REEVES
		BALLANTINE	GARWOOD	MARTIN W	ROBINSON
		BASNIGHT	GULLEY	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SHAW R
		CARTER	HARTSELL	ODOM	SOLES
		CLODFELTER	HORTON	PERDUE	WARREN
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	2	EAST	WEBSTER		

EXCUSED	0			
NOT CAST	0			
ABSENT	3	COCHRANE	JORDAN	MARTIN
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 552/5--10:08 AM | MAY 27, 1999 | LEGISLATIVE DAY 70

LT. GOVERNOR WICKER -- Presiding

KERR
WILLIAM S. LEE ACT/1999
COMM. SUB/2ND EDITION

SENATE BILL 1115
READING 3

AYE	42	ALBERTSON	FORRESTER	KINNAIRD	PURCELL
		ALLRAN	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		CARPENTER	GARWOOD	MARTIN W	ROBINSON
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COOPER	HARTSELL	PERDUE	WARREN
		DALTON	HORTON	PHILLIPS	WEINSTEIN
		DANNELLY	HOYLE	PLYLER	WELLONS
		EAST	KERR		
NO	1	WEBSTER			

EXCUSED	0				
NOT CAST	2	BALLANCE	BASNIGHT		
ABSENT	5	COCHRANE	MARTIN R	ODOM	RUCHO
		JORDAN			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ARB-002

Date JUN 30 1999, 1999

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

Representative Tucker

moves to amend the bill on page 5, lines 5 through 30, by rewriting those line to read:

"(a) Development Zone Defined. -- A development zone is an area that meets one of the following two descriptions:

(1) Is a county with a population of less than 10,000 that does not have a city with a population greater than 5,000 and contains at least one census tract with a poverty rate of more than ~~twenty percent (20%)~~ sixteen percent. 16%

(2) Is an area comprised of one or more contiguous census tracts, census block groups, or both in the most recent federal decennial census that meets all of the following conditions:

~~(1)~~ a. ~~It~~ Every census tract and census block group in the zone is located in whole or in part ~~in~~ within the primary corporate limits of a city with a population of more than 5,000 according to the most recent annual population estimates certified by the State Planning Officer.

~~(2)~~ b. It has a population of 1,000 or more according to the most recent annual population estimates certified by the State Planning Officer.

~~(3)~~ c. More than ~~twenty~~ percent ~~(20%)~~ sixteen % of its population is below the poverty level according to the most recent federal decennial census.

d. Every census tract and census block group in the zone meets at least one of the following conditions:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ARB-002

1. More than ten percent (10%) of its population is below the poverty level according to the most recent federal decennial census.
2. It is immediately adjacent to another census tract or census block group that is in the same zone and has more than ~~twenty~~ percent ~~(20%)~~ of its population below the poverty level according to the most recent federal decennial census.

e. None of the census tracts or census block groups in the zone is located in another development zone designated by the Secretary of Commerce."

SIXTEEN

SIGNED Russell Tucker
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 29 1998 FAILED _____ TABLED _____

105-2 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 885
LEGISLATIVE DAY 90
[redacted]15HCS
[redacted]ADING 2

6/30/99
3:49 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. TUCKER
WILLIAM S. LEE ACT/ 1999

AYES - 105

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

NOES - 2

CREECH	DECKER

EXCUSED ABSENCE - 4

BERRY	DEDMON	MOSLEY	RAMSEY

EXCUSED VOTE - 1

MILLER

NOT VOTING - 8

ADAMS	CRAWFORD	EDWARDS	WOOD
CANSLER	CULP	FITCH	WRIGHT

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALCX-6/29

Date JUN 30 1999, 199

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

Rep. McComas

moves to amend the bill on page 29, lines 22 - 27,
by rewriting the lines to read:
"(a) The definitions in G.S. 130A-310.31 apply in this section. In addition, for the purpose of this section, the term 'recently remediated brownfields property' means brownfields property that meets both of the following conditions:
(1) All remediation for the property required under a brownfields agreement has been completed within the 10 years immediately preceding the listing date for the property, as certified by the Secretary of Environment and Natural Resources.
(2) At the time the brownfields agreement was entered into, the property was located entirely within a development zone, as defined in G.S. 105-129.9A."

and on page 34, lines 13 - 18,
by rewriting the lines to read:
"Section 33.1. Brownfields Property Reuse Act Changes. -- Section 17.1 of this act is effective for taxes imposed for taxable years beginning on or after July 1, 2000, and applies to brownfields property for which all remediation required under a brownfields agreement is completed on or after January 1, 2000. Sections 17.2 and 17.3 of this act are effective when this act becomes law. G.S. 130A-310.39, as amended by Section 17.3 of this act, applies to any proposed brownfields agreement that is submitted to the Department of Environment and Natural Resources for review on or after the date this act becomes law."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALCX-6/29

ADOPTED JUN 30 1999 FAILED _____ TABLED _____

166-7 cr

Dennis Wicker

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 886
LEGISLATIVE DAY 90
S1115HCS
READING 2

6/30/99
3:59 PM
IN CHAIR: SPEAKER

AMEND #2- REP. MCCOMAS - RULED MATERIAL
WILLIAM S. LEE ACT/ 1999

AYES - 106

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

NOES - 7

ALLRED	HACKNEY	INSKO	SUTTON
BADDOUR	HENSLEY	LUEBKE	

EXCUSED ABSENCE - 4

BERRY	DEDMON	MOSLEY	RAMSEY

EXCUSED VOTE - 1

MILLER

NOT VOTING - 2

SPEAKER	EDWARDS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALC-6/25A

Date JUN 30 1999, 199

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

Rep. Luebke

moves to amend the bill on page 31, lines 8 - 9, by adding the following between the lines:

"Section 18.1. Section 4 of S.L. 1997-277 reads as rewritten:

'Section 4. (a) The Department of Commerce shall study the effect of the tax incentives provided in the William S. Lee Quality Jobs and Business Expansion Act, codified as Article 3A of Chapter 105 of the General Statutes, on tax equity. This study shall include the following:

(1) Reexamining the formula in G.S. 105-129.3(b) used to define enterprise tiers, to include consideration of alternative measures for more equitable treatment of counties in similar economic circumstances.

(2) Considering whether the assignment of tiers and the applicable thresholds are equitable for smaller counties, for example those under 50,000 in population.

(3) Compiling any available data on whether expanding North Carolina businesses receive fewer benefits than out-of-State businesses that locate to North Carolina.

(b) The Department of Commerce shall study the effectiveness of the tax incentives provided in the William S. Lee Quality Jobs and Business Expansion Act, codified as Article 3A of Chapter 105 of the General Statutes. This study shall include:

(1) Study of the distribution of tax incentives across new and expanding industries.

(2) Examination of data on economic recruitment for the period 1994 through ~~1998~~ 2000 by county, by industry type, by size of investment, and by number of jobs, and other relevant information to determine the pattern of business locations and expansions before and after the enactment of the William S. Lee Act incentives.

(3) Measuring the direct costs and benefits of the tax incentives.

(4) Compiling available information on the current use of incentives by other states and whether that use is increasing or declining.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALC-6/25A

(c) The Department of Commerce shall report the results of these studies and its recommendations to the ~~1999~~ 2001 General Assembly by April 1, ~~1999.~~ 2001.'"

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 30 1999 FAILED _____ TABLED _____

106-0 EV

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 887
LEGISLATIVE DAY 90
[redacted]15HCS
[redacted]DING 2

6/30/99
4:02 PM
IN CHAIR: HACKNEY

AMEND #3 - REP. LUEBKE
WILLIAM S. LEE ACT/ 1999

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 5

BERRY	MOSLEY	RAMSEY	REDWINE
DEDMON			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	MILLER	SEXTON	WILSON, C.
EASTERLING	ROGERS	WARWICK	WOMBLE
HARDAWAY			

S1115HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

AMENDMENT NO. 4
(to be filled in by
Principal Clerk)

S1115-ASC-001

Date JUN 30 1999, 1999

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

Representative Gibson:

moves to amend the bill on page 31, line 9 through page 33, line 3 by deleting those lines; and

on page 34, lines 19-20, by deleting those lines.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 30 1999 FAILED _____ TABLED _____

97-6 EV

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. 4, as amended

H. B. No. _____ DATE 7/1/99

S. B. No. 1115, 4th Ed Amendment No. 6
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE ✓

Rep.) Luebke
)
Sen.)

1 moves to amend the bill on page 2, line 5 and 8
2 ( ) WHICH CHANGES THE TITLE
3 by deleting "2007" both times it appears and
4 substituting "2006".
5
6
7
8
10
11
12
13
14
15
16
17
18
19

SIGNED _____

ADOPTED 7/1/99 FAILED _____ TABLED _____
94-7 (adjusted) ~~93-8~~ EV DWilson

GA-33-A

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 913
LEGISLATIVE DAY 91
[redacted]15HCS
[redacted]DING 2

7/01/99
4:11 PM
IN CHAIR: SPEAKER

AMEND #6 - REP. LUEBKE
WILLIAM S. LEE ACT/ 1999

AYES - ~~93~~ 94

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

NOES - ~~8~~ 7

BRUBAKER	COX	FITCH	THOMPSON
COLE	~~DECKER~~	ROGERS	TUCKER

EXCUSED ABSENCE - 11

CHURCH	HURLEY	MOORE	REDWINE
CLARY	MCCOMAS	MOSLEY	SHERRILL
HOLMES	MILLER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 8

ADAMS	BROWN	EARLE	SMITH
BERRY	BUCHANAN	SAUNDERS	WILSON, C.

S1115HCS

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

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

S1115-ALCX-1

Page 1 of 1

Date JUL 1 1999 ,1999

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

moves to amend the bill on page 29, lines 19-32, as amended, by deleting Section 17.1 of the bill as amended by Amendment #2;

and on page 34, lines 13-18, as amended, by rewriting Section 33.1, as amended by Amendment #2, to read:

"Section 33.1. Brownfields Property Reuse Act. -- Sections 17.2 and 17.3 of this act are effective when this act becomes law. G.S. 130A-310.39, as amended by Section 17.3 of this act, applies to any proposed brownfields agreement that is submitted to the Department of Environment and Natural Resources for review on or after the date this act becomes law."

SIGNED GIBSON
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/1/99 FAILED _____ TABLED _____

100-2 RC

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 914
LEGISLATIVE DAY 91
S1115HCS
READING 2

7/01/99
4:13 PM
IN CHAIR: SPEAKER

AMEND #7 - REP. GIBSON (RULED MATERIAL)
WILLIAM S. LEE ACT/ 1999

AYES - 100

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

NOES - 2

DECKER	ROGERS

EXCUSED ABSENCE - 11

CHURCH	HURLEY	MOORE	REDWINE
CLARY	MCCOMAS	MOSLEY	SHERRILL
HOLMES	MILLER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 7

ADAMS	BROWN	EARLE	WILSON, C.
BERRY	BUCHANAN	SAUNDERS	

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

AMENDMENT NO. 8
(to be filled in by
Principal Clerk)

S1115-ALR-2

Date JUL 5 1999, 1999

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

Representative Ellis

moves to amend the bill on page 29, line 21, by rewriting the line to read:

"environment.

(6) No project shall be funded unless the Secretary of Commerce finds that the local government to receive funds under this section has in place or has reasonable plans to provide public facilities, including schools, roads, and water and sewer infrastructure, adequate to handle increased population growth.'".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED JUL 5 1999 TABLED _____

14-84 EV

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1115

AMENDMENT NO. 8
(to be filled in by
Principal Clerk)

S1115-ALR-2

Page 1 of 1

Date JUL 5 1999, 1999

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

Representative Ellis

moves to amend the bill on page 29, line 21, by rewriting the line to read:

"environment.

(6) No project shall be funded unless the Secretary of Commerce finds that the local government to receive funds under this section has in place or has reasonable plans to provide public facilities, including schools, roads, and water and sewer infrastructure, adequate to handle increased population growth.'".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED JUL 5 1999 TABLED _____

14-84 EV
Dennis Wicker

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EU

SEQ. # 918
LEGISLATIVE DAY 92
S1115HCS
READING 2

7/05/99
7:31 PM
IN CHAIR: SPEAKER

AMEND #8 REP. ELLIS
WILLIAM S. LEE ACT/ 1999

AYES - 14

BLUE	ELLIS	HENSLEY	KISER
CAPPS	GARDNER	HOWARD	LUEBKE
CREECH	GRADY	INSKO	STARNES
EDDINS	HACKNEY		

NOES - 84

ALEXANDER	CRAWFORD	HURLEY	RAYFIELD
ALLRED	CULP	JARRELL	REDWINE
ARNOLD	CULPEPPER	JEFFUS	ROGERS
BADDOUR	CUNNINGHAM	JUSTUS	RUSSELL
BAKER	DEDMON	MCCOMAS	SAUNDERS
BARBEE	DOCKHAM	MCCOMBS	SETZER
BAREFOOT	EARLE	MCCRARY	SEXTON
BONNER	EASTERLING	MCLAWHORN	SUTTON
BOWIE	EDWARDS	MCMAHAN	TALLENT
BOYD-MCINTYRE	ESPOSITO	MELTON	TEAGUE
BRASWELL	FITCH	MICHAUX	THOMAS
BRIDGEMAN	FOX	MINER	THOMPSON
BROWN	GIBSON	MITCHELL	TOLSON
BRUBAKER	GILLESPIE	MOORE	TUCKER
BUCHANAN	GOODWIN	MORRIS	WAINWRIGHT
CANSLER	GRAY	NESBITT	WALEND
CARPENTER	GULLEY	NYE	WARREN
CHURCH	HIATT	OLDHAM	WILSON, G.
CLARY	HILL	OWENS	WOMBLE
COLE	HOLMES	POPE	WRIGHT
COX	HORN	PRESTON	YONGUE

EXCUSED ABSENCE - 14

ADAMS	HAIRE	SHERRILL	WARWICK
DAUGHTRY	MORGAN	SMITH	WILSON, C.
DAVIS	MOSLEY	WARNER	WOOD
DECKER	RAMSEY		

EXCUSED VOTE - 1

MILLER

NOT VOTING - 7

SPEAKER	BERRY	HUNTER, H.	MCALLISTER
ALLEN	HARDAWAY	KINNEY	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 919
LEGISLATIVE DAY 92
S1115HCS
READING 2

7/05/99
7:40 PM
IN CHAIR: SPEAKER

WILLIAM S. LEE ACT/ 1999

AYES - 90

SPEAKER	CRAWFORD	HOWARD	PRESTON
ALEXANDER	CREECH	HURLEY	REDWINE
ALLEN	CULP	INSKO	ROGERS
ARNOLD	CULPEPPER	JARRELL	RUSSELL
BADDOUR	CUNNINGHAM	JEFFUS	SAUNDERS
BAKER	DEDMON	JUSTUS	SETZER
BARBEE	DOCKHAM	LUEBKE	SEXTON
BAREFOOT	EARLE	MCCOMAS	SUTTON
BLUE	EASTERLING	MCCOMBS	TALLENT
BONNER	EDWARDS	MCCRARY	TEAGUE
BOWIE	ESPOSITO	MCLAWHORN	THOMAS
BOYD-MCINTYRE	FITCH	MCMAHAN	THOMPSON
BRASWELL	FOX	MELTON	TOLSON
BRIDGEMAN	GIBSON	MICHAUX	TUCKER
BROWN	GILLESPIE	MINER	WAINWRIGHT
BRUBAKER	GOODWIN	MITCHELL	WALEND
BUCHANAN	GRADY	MOORE	WARREN
CANSLER	GRAY	MORRIS	WILSON, C.
CARPENTER	HACKNEY	NESBITT	WILSON, G.
CHURCH	HIATT	NYE	WOMBLE
CLARY	HILL	OLDHAM	WRIGHT
COLE	HOLMES	OWENS	YONGUE
COX	HORN		

NOES - 11

ALLRED	ELLIS	HENSLEY	RAYFIELD
CAPPS	GARDNER	KISER	STARNES
EDDINS	GULLEY	POPE	

EXCUSED ABSENCE - 13

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

EXCUSED VOTE - 1

MILLER

NOT VOTING - 5

BERRY	HUNTER, H.	KINNEY	MCALLISTER
HARDAWAY			

S1115HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 939
ISLATIVE DAY 93
S1115HCS
READING 3

7/06/99
2:43 PM
IN CHAIR: SPEAKER

WILLIAM S. LEE ACT/ 1999

AYES - ~~98~~ 99 DWeeks

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

NOES - ~~11~~ 10 DWeeks

ALLRED	EDDINS	KISER DWeeks	STARNES
BERRY	ELLIS	~~MCCOMAS~~ DWeeks	WOOD
CAPPS	GARDNER	POPE	

EXCUSED ABSENCE - 7

DAVIS	GRAY	MOSLEY	WARNER
DECKER	KINNEY	RAMSEY	

EXCUSED VOTE - 1

MILLER

NOT VOTING - 3

HAIRE	HUNTER, H.	WARWICK

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 876/32--12:54 PM JULY 8, 1999 LEGISLATIVE DAY 94

SENATOR BASNIGHT -- Presiding

KERR
WILLIAM S. LEE ACT/1999
HOUSE COM. SUB/5TH EDITION

SENATE BILL 1115

MOTION 8
TO CONCUR

AYE	0				
NO	44	ALBERTSON	DALTON	KERR	PHILLIPS
		ALLRAN	EAST	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEE	PURCELL
		BALLANTINE	FOXX	LUCAS	RAND
		BASNIGHT	GARROU	MARTIN R	REEVES
		CARPENTER	GARWOOD	MARTIN W	ROBINSON
		CARRINGTON	GULLEY	METCALF	RUCHO
		CARTER	HAGAN	MILLER	SHAW L
		CLODFELTER	HARRIS	MOORE	WEBSTER
		COCHRANE	HORTON	ODOM	WEINSTEIN
		COOPER	HOYLE	PERDUE	WELLONS
EXCUSED	0				
NOT CAST	2	DANNELLY	SOLES		
ABSENT	4	HARTSELL	JORDAN	SHAW R	WARREN
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1115, AN ACT TO PROVIDE FOR WIDELY SHARED PROSPERITY BY AMENDING THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT, BY PROVIDING ADDITIONAL TAX INCENTIVES FOR VARIOUS BUSINESSES, AND BY MAKING RELATED CHANGES, House Committee Substitute Favorable 6/24/99, Fifth Edition Engrossed 7/1/99, submit the following report:

The Senate and House agree to the following amendments to the House Committee Substitute Favorable 6/24/99, Fifth Edition Engrossed 7/1/99, and the Senate concurs in the House Committee Substitute Favorable 6/24/99, Fifth Edition Engrossed 7/1/99, as amended:

on page 2, lines 6 - 8, by rewriting the lines to read:
"~~Article 3B of Chapter 105 of the General Statutes~~ G.S. 105-129.16 is repealed effective for business property placed in service on or after January 1, 2002. The remainder of Article 3B of Chapter 105 of the General Statutes is repealed effective for buildings to which federal credits are allocated on or after January 1, 2006.'";

on page 4, line 36, through page 5, line 37, by rewriting the lines to read:

"(e) Exceptions for Certain Small Counties. -- The following exceptions to the provisions of this section apply to small counties:

(1) A county that meets both of the conditions set out below has is designated an enterprise tier one area:
a. Its population is less than 10,000.
b. More than sixteen percent (16%) of its population is below the federal poverty level according to the most recent federal decennial census.

(2) A county that meets both of the conditions set out below has an enterprise tier designation one level below the designation it would otherwise have under subsection (a) of this section:
a. Its population is less than 50,000.
b. More than eighteen percent (18%) of its population is below the federal poverty level according to the most recent federal decennial census.

(3) A county that has a population of less than 25,000 and that would otherwise be designated an enterprise tier

four or five area under this section must be designated an enterprise tier three area.

'§ 105-129.3A. Development zone designation.

(a) Development Zone Defined. -- A development zone is an area comprised of one or more contiguous census tracts, census block groups, or both in the most recent federal decennial census that meets all of the following conditions:

(1) ~~It~~ Every census tract and census block group in the zone is located in whole or in part within the primary corporate limits of ~~in~~ a city with a population of more than 5,000 according to the most recent annual population estimates certified by the State Planning Officer.

(2) It has a population of 1,000 or more according to the most recent annual population estimates certified by the State Planning Officer.

(3) More than twenty percent (16%) of its population is below the poverty level according to the most recent federal decennial census.

(4) Every census tract and census block group in the zone meets at least one of the following conditions:

a. More than ten percent (10%) of its population is below the poverty level according to the most recent federal decennial census.

b. It is immediately adjacent to another census tract or census block group that is in the same zone and has more than twenty percent (20%) of its population below the poverty level according to the most recent federal decennial census.

(5) None of the census tracts or census block groups in the zone is located in another development zone designated by the Secretary of Commerce.";

and on page 32, lines 1 - 3, by rewriting the lines to read:

"Section 24. Small County Enhancements. -- G.S. 105-129.3(e), as enacted by Section 2 of this act, becomes effective for taxable years beginning on or after January 1, 2000.";

and on page 23, lines 6 - 22, by rewriting the lines to read:

"Section 5.(b) Effective January 1, 2004, G.S. 105-164.14(i)(1), as enacted by this section, reads as rewritten:

'(i) Nonprofit Insurance Companies. -- Eligible nonprofit insurance companies are allowed an annual refund of sales and use taxes paid under this Article as provided in this subsection.

(1) Refunds. -- An eligible nonprofit insurance company is allowed an annual refund of sales and use taxes paid by it under this Article on building materials, building supplies, fixtures, and equipment that become

a part of its real ~~property, and on computer systems hardware and software it capitalizes for tax purposes under the Code.~~ property. Liability incurred indirectly by the company for sales and use taxes on these items is considered tax paid by the company. A request for a refund must be in writing and must include any information and documentation required by the Secretary. A request for a refund is due within six months after the end of the insurance company's fiscal year. Refunds applied for after the due date are barred.'"

and on page 32, lines 27 - 30,
by rewriting the lines to read:
"Section 31. Temporary Sales Tax Refund for Nonprofit Insurance Companies. -- Section 5(a) of this act becomes effective May 1, 1999, and applies to taxes paid on or after that date. Section 5(b) of this act becomes effective January 1, 2004, and applies to taxes paid on or after that date. Section 5 of this act is repealed for taxes paid on or after January 1, 2008.";

and on page 18, lines 13 - 14,
by rewriting the lines to read:
"contribution if the taxpayer has one of the relationships defined in section 267(b) of the Code with the development zone agency or if the taxpayer controls, is controlled by, or is under".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12 Page 4 of __

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Linda Garrou	Lyons Gray
Oscar N. Harris	Thomas Wright
Fletcher L. Hartsell, Jr.	Paul Luebke
David W. Hoyle	Russell E. Tucker
Thomas LaFontine Odom, Sr.	Edith D. Warren

Submitted 7-13-99 placed on Calendar of 7/14/99
ADOPTED _____(/) Message Received_____
ADOPTED _____(/) Ordered Enrolled_____

conference report
CHAIR RULES ~~AMENDMENT/COM. SUB~~
~~SUBSTITUTE~~ CONSTITUTING 1st READING
~~PLACED~~ ON CALENDAR
JUL 1 3 1999

CWH

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

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To: The President of the Senate
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(2) A county that meets both of the conditions set out below has an enterprise tier designation one level below the designation it would otherwise have under subsection (a) of this section:
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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Linda Garrou	Lyons Gray
Oscar N. Harris	Thomas Wright
Fletcher L. Hartsell, Jr.	Paul Luebke
David W. Hoyle	Russell E. Tucker
Thomas LaFontine Odom, Sr.	Edith D. Warren

Submitted 7-13-99 placed on Calendar of 7/14/99
2nd read. ADOPTED 7-14-99 (103 / 10 recd) Message Received
ADOPTED (/) Ordered Enrolled

conference report
CHAIR RULES ~~AMENDMENT/COM. SUB.~~
~~FAVORABLE~~ CONSTITUTING 1st READING
~~UNFAVORABLE~~ ON CALENDAR
JUL 1 3 1999

CWA

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

[ ] Title Change [YES] For Committee Substitute

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

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Linda Garrou	Lyons Gray
Oscar N. Harris	Thomas Wright
Fletcher L. Hartsell, Jr.	Paul Luebke
David W. Hoyle	Russell E. Tucker
Thomas LaFontine Odom, Sr.	Edith D. Warren

Senate Submitted 7/13/99
Senate ADOPTED 7/14/99 (2nd rdg) (48/1) Message Received
ADOPTED (/) Ordered Enrolled

Placed on Calendar for 7/14/99

CWA

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 990/35-- 5:14 PM JULY 14, 1999 LEGISLATIVE DAY 97

LT. GOVERNOR WICKER -- Presiding

KERR
WILLIAM S. LEE ACT/1999
HOUSE COM. SUB/5TH EDITION

SENATE BILL 1115
READING 2
CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	48	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	1	WEBSTER			

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

RC

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

. # 1167
ISLATIVE DAY 99
S1115HCS
CONFERENCE REPORT – Ruled Material
Reading 2
AMEND BILL LEE ACT/ INCENTIVES.

7/14/99
3:15 PM
IN CHAIR: HACKNEY

AYES - ~~104~~ 103

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

NOES - ~~9~~ 10 dw

BERRY	DECKER	ELLIS	STARNES
CAPPS	EDDINS	GARDNER	WOOD
CLARY	POPE dw		

EXCUSED ABSENCE - 3

KINNEY	MCCRARY	MOSLEY

EXCUSED VOTE - 1

MILLER

NOT VOTING - 3

SPEAKER	CUNNINGHAM	MORGAN

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1205
ISLATIVE DAY 100
S1115HCS
CONFERENCE REPORT
READING 3 - RULED MATERIAL

7/15/99
10:31 AM
IN CHAIR: SPEAKER

AMEND BILL LEE ACT/ INCENTIVES

AYES - 96

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

NOES - 12

ALLRED	CLARY	ELLIS	POPE
BERRY	DECKER	GARDNER	STARNES
CAPPS	EDDINS	KISER	WOOD

EXCUSED ABSENCE - 6

BROWN	FOX	MCCRARY	MOSLEY
DAUGHTRY	KINNEY		

EXCUSED VOTE - 1

MILLER

NOT VOTING - 5

CRAWFORD	HOLMES	MINER	WRIGHT
CULPEPPER			

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

[ ] Title Change [YES] For Committee Substitute

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

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four or five area under this section must be designated an enterprise tier three area.

'§ 105-129.3A. Development zone designation.

(a) Development Zone Defined. -- A development zone is an area comprised of one or more contiguous census tracts, census block groups, or both in the most recent federal decennial census that meets all of the following conditions:

(1) ~~It~~ Every census tract and census block group in the zone is located in whole or in part within the primary corporate limits of ~~in~~ a city with a population of more than 5,000 according to the most recent annual population estimates certified by the State Planning Officer.

(2) It has a population of 1,000 or more according to the most recent annual population estimates certified by the State Planning Officer.

(3) More than twenty percent (16%) of its population is below the poverty level according to the most recent federal decennial census.

(4) Every census tract and census block group in the zone meets at least one of the following conditions:

a. More than ten percent (10%) of its population is below the poverty level according to the most recent federal decennial census.

b. It is immediately adjacent to another census tract or census block group that is in the same zone and has more than twenty percent (20%) of its population below the poverty level according to the most recent federal decennial census.

(5) None of the census tracts or census block groups in the zone is located in another development zone designated by the Secretary of Commerce.";

and on page 32, lines 1 - 3, by rewriting the lines to read:

"Section 24. Small County Enhancements. -- G.S. 105-129.3(e), as enacted by Section 2 of this act, becomes effective for taxable years beginning on or after January 1, 2000.";

and on page 23, lines 6 - 22, by rewriting the lines to read:

"Section 5.(b) Effective January 1, 2004, G.S. 105-164.14(i)(1), as enacted by this section, reads as rewritten:

'(i) Nonprofit Insurance Companies. -- Eligible nonprofit insurance companies are allowed an annual refund of sales and use taxes paid under this Article as provided in this subsection.

(1) Refunds. -- An eligible nonprofit insurance company is allowed an annual refund of sales and use taxes paid by it under this Article on building materials, building supplies, fixtures, and equipment that become

a part of its real ~~property, and on computer systems hardware and software it capitalizes for tax purposes under the Code.~~ property. Liability incurred indirectly by the company for sales and use taxes on these items is considered tax paid by the company. A request for a refund must be in writing and must include any information and documentation required by the Secretary. A request for a refund is due within six months after the end of the insurance company's fiscal year. Refunds applied for after the due date are barred.'"

and on page 32, lines 27 - 30,
by rewriting the lines to read:
"Section 31. Temporary Sales Tax Refund for Nonprofit Insurance Companies. -- Section 5(a) of this act becomes effective May 1, 1999, and applies to taxes paid on or after that date. Section 5(b) of this act becomes effective January 1, 2004, and applies to taxes paid on or after that date. Section 5 of this act is repealed for taxes paid on or after January 1, 2008.";

and on page 18, lines 13 - 14,
by rewriting the lines to read:
"contribution if the taxpayer has one of the relationships defined in section 267(b) of the Code with the development zone agency or if the taxpayer controls, is controlled by, or is under".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Linda Garrou	Lyons Gray
Oscar N. Harris	Thomas Wright
Fletcher L. Hartsell, Jr.	Paul Luebke
David W. Hoyle	Russell E. Tucker
Thomas LaFontine Odom, Sr.	Edith D. Warren

Submitted 7-13-99 placed on Calendar of 7/14/99
2nd read. ADOPTED 7-14-99 (103 /10 RCAJ) Message Received
3rd read ADOPTED 7-15-99 (96 /12 RC) Ordered Enrolled

~~Denise~~
Senate notified

CHAIR RULES ~~AMENDMENT/COM. SUB.~~ conference report
MATERIAL CONSTITUTING 1st READING
PLACED ON CALENDAR.
JUL 1 3 1999

Special Message
Denise Stecks

CWA

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1115, AN ACT TO PROVIDE FOR WIDELY SHARED PROSPERITY BY AMENDING THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT, BY PROVIDING ADDITIONAL TAX INCENTIVES FOR VARIOUS BUSINESSES, AND BY MAKING RELATED CHANGES, House Committee Substitute Favorable 6/24/99, Fifth Edition Engrossed 7/1/99, submit the following report:

The Senate and House agree to the following amendments to the House Committee Substitute Favorable 6/24/99, Fifth Edition Engrossed 7/1/99, and the Senate concurs in the House Committee Substitute Favorable 6/24/99, Fifth Edition Engrossed 7/1/99, as amended:

on page 2, lines 6 - 8, by rewriting the lines to read:
"~~Article 3B of Chapter 105 of the General Statutes~~ G.S. 105-129.16 is repealed effective for business property placed in service on or after January 1, 2002. The remainder of Article 3B of Chapter 105 of the General Statutes is repealed effective for buildings to which federal credits are allocated on or after January 1, 2006.'";

on page 4, line 36, through page 5, line 37, by rewriting the lines to read:

"(e) Exceptions for Certain Small Counties. -- The following exceptions to the provisions of this section apply to small counties:

(1) A county that meets both of the conditions set out below has is designated an enterprise tier one area:
a. Its population is less than 10,000.
b. More than sixteen percent (16%) of its population is below the federal poverty level according to the most recent federal decennial census.

(2) A county that meets both of the conditions set out below has an enterprise tier designation one level below the designation it would otherwise have under subsection (a) of this section:
a. Its population is less than 50,000.
b. More than eighteen percent (18%) of its population is below the federal poverty level according to the most recent federal decennial census.

(3) A county that has a population of less than 25,000 and that would otherwise be designated an enterprise tier

four or five area under this section must be designated an enterprise tier three area.

'§ 105-129.3A. Development zone designation.

(a) Development Zone Defined. -- A development zone is an area comprised of one or more contiguous census tracts, census block groups, or both in the most recent federal decennial census that meets all of the following conditions:

(1) ~~It~~ Every census tract and census block group in the zone is located in whole or in part within the primary corporate limits of ~~in~~ a city with a population of more than 5,000 according to the most recent annual population estimates certified by the State Planning Officer.

(2) It has a population of 1,000 or more according to the most recent annual population estimates certified by the State Planning Officer.

(3) More than twenty percent (16%) of its population is below the poverty level according to the most recent federal decennial census.

(4) Every census tract and census block group in the zone meets at least one of the following conditions:

a. More than ten percent (10%) of its population is below the poverty level according to the most recent federal decennial census.

b. It is immediately adjacent to another census tract or census block group that is in the same zone and has more than twenty percent (20%) of its population below the poverty level according to the most recent federal decennial census.

(5) None of the census tracts or census block groups in the zone is located in another development zone designated by the Secretary of Commerce.";

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"Section 24. Small County Enhancements. -- G.S. 105-129.3(e), as enacted by Section 2 of this act, becomes effective for taxable years beginning on or after January 1, 2000.";

and on page 23, lines 6 - 22, by rewriting the lines to read:

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Linda Garrou	Lyons Gray
Oscar N. Harris	Thomas Wright
Fletcher L. Hartsell, Jr.	Paul Luebke
David W. Hoyle	Russell E. Tucker
Thomas LaFontine Odom, Sr.	Edith D. Warren

Senate Submitted 7/13/99
Senate ADOPTED 7/14/99 (2nd rdg) (48/1) Message Received 7/15/99
Senate ADOPTED 7/15/99 3rd rdg 47/1) Ordered Enrolled 7/15/99

Senate

House adopted 7/15/99

House notified

ORDERED SENT TO GOVERNOR
BY SPECIAL MESSENGER
Janet Pruitt

Placed on Calendar for 7/14/99

6 CWA

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1115, AN ACT TO PROVIDE FOR WIDELY SHARED PROSPERITY BY AMENDING THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT, BY PROVIDING ADDITIONAL TAX INCENTIVES FOR VARIOUS BUSINESSES, AND BY MAKING RELATED CHANGES, House Committee Substitute Favorable 6/24/99, Fifth Edition Engrossed 7/1/99, submit the following report:

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1115

S1115-CRLCX-7/12

Date conferees approved report: July 13, 1999.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Linda Garrou	Lyons Gray
Oscar N. Harris	Thomas Wright
Fletcher L. Hartsell, Jr.	Paul Luebke
David W. Hoyle	Russell E. Tucker
Thomas LaFontine Odom, Sr.	Edith D. Warren

Senate Submitted 7/13/99
Senate ADOPTED 7/14/99 (2nd rdg) (48/1) Message Received 7/15/99
Senate ADOPTED 7/15/99 3rd rdg 47/1) Ordered Enrolled 7/15/99

House adopted 7/15/99

Senate

House notified

ORDERED SENT TO GOVERNOR
BY SPECIAL MESSENGER
Janet Pruitt

Placed on Calendar for 7/14/99

cwp

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1041/50-- 3:03 PM JULY 15, 1999 LEGISLATIVE DAY 98

SENATOR BASNIGHT -- Presiding

KERR
WILLIAM S. LEE ACT/1999
HOUSE COM. SUB/5TH EDITION

SENATE BILL 1115
READING 3
CONFERENCE REPORT

MOTION 7
TO ADOPT

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1116 APR 14 1999
PRINCIPAL CLERK

SENATE DRS4670-LK168(4.7)

Short Title: C.C.P.S.--Use Green Lights. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RESERVE THE USE OF GREEN LIGHT ON CERTAIN VEHICLES TO THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY AND THOSE AUTHORIZED BY THE DEPARTMENT.

The General Assembly of North Carolina enacts:

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

"**§ 20-130.4. Use of green lights on vehicles; exceptions.**

(a) It shall be unlawful for any person to install or activate or operate a green light in or on any vehicle in this State. As used in this subsection, unless the context requires otherwise, "green light" means an operable green light not sealed in the manufacturer's original package which: (i) is designed for use by an emergency vehicle or is similar in appearance to a red light designed for use by an emergency vehicle; and (ii) can be operated by use of the vehicle's electrical system or a dry cell battery.

(b) These provisions of subsection (a) of this section do not apply to the following:

(1) The Department of Crime Control and Public Safety or any Division of the Department.

(2) Any person, organization, or agency authorized by the Secretary of the Department of Crime Control and Public Safety."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 407/38-- 1:25 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

DALTON
CRIME CONTROL AND PUBLIC SAFETY

SENATE BILL 1116
READING 2

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS2731-LE129A(3.17)

FILED - SENATE
S 1117 APR 14 1999
PRINCIPAL CLERK

Short Title: Teacher Nat'l Certification Fee Funds. (Public)

Sponsors: Senators Carter and Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE PAYMENT OF THE PARTICIPATION FEE FOR TEACHERS WHO PARTICIPATE A SECOND TIME IN THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS (NBPTS) CERTIFICATION PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Funds appropriated to the Department of Public Instruction to pay for the National Board for Professional Teaching Standards (NBPTS) participation fee and for leave for teachers participating in the NBPTS program shall not revert at the end of the fiscal year. These funds shall remain available for the next fiscal year to pay the applicable NBPTS participation fee for teachers who wish to participate in all or part of the certification program more than one time.

Section 2. This act becomes effective June 30, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS3763-LE096A(3.3)

FILED - SENATE
S 1118 APR 14 1999
PRINCIPAL CLERK

Short Title: Teacher Ass't. Salary Schedule Funds. (Public)

Sponsors: Senators Carter and Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A SALARY SCHEDULE FOR ASSISTANT TEACHERS.

The General Assembly of North Carolina enacts:

Section 1. The purpose of this act is to establish a salary schedule for assistant teachers.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S 1119

D

SENATE DRS1684-LMQQ216(4.7)

Short Title: Perfusionist Licensure. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE LICENSURE OF PERFUSIONISTS.

The General Assembly of North Carolina enacts:

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

"ARTICLE 37.

"Perfusionist Licensure Act.

"**§ 90-646. Legislative findings.**

The General Assembly finds that the practice of perfusion is an area of health care that is continually evolving to include more sophisticated and demanding patient care activities. The General Assembly further finds that the practice of perfusion by unauthorized, unqualified, unprofessional, and incompetent persons is a threat to public health, safety, and welfare, and therefore it is necessary to establish minimum standards of education, training, and competency for persons engaged in the practice of perfusion.

"**§ 90-647. Definitions.**

The following definitions apply in this Article:

(1) Advisory Committee. -- The Perfusion Advisory Committee.

(2) Certificate holder. -- A person who has been issued a certificate to practice perfusion as a clinical certified perfusionist.

(3) Clinical certified perfusionist. -- A person who has been issued a certificate to practice perfusion by the American Board of Cardiovascular Perfusion (ABCP).

(4) Extracorporeal circulation. -- The diversion of a patient's blood through a heart-lung machine or a similar device that assumes the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1120 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS3752-LG346(4.7)

Short Title: Durham Arts/Cultural Funds. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DURHAM ARTS COUNCIL FOR AN ARTS AND SCIENCE CULTURAL PLAN.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Cultural Resources the sum of forty thousand dollars ($40,000) for the 1999-2000 fiscal year to be allocated to the Durham Arts Council for an Arts and Science Cultural Plan. The Plan will allow for the study of arts and cultural resources in the City of Durham and for the creation of a model that could be used throughout the State to align cultural resources with the expectations of visitors and of new and relocating businesses.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1121
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS4646-LGQ241(3.19)

Short Title: Uterine Fibroid Found. Funds. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE PROGRAMS OF THE UTERINE FIBROID FOUNDATION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Uterine Fibroid Foundation, Inc., a nonprofit corporation, the sum of fifty thousand dollars ($50,000) for the 1999-2000 fiscal year and the sum of fifty thousand dollars ($50,000) for the 2000-2001 fiscal year to facilitate support of education services and scientific and medical research in the field of benign female reproductive disorders.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS2724-LN129(3.17)

Short Title: Area Mental Health/County Appropriations. (Public)

Sponsors: Senator Moore.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW TO ALLOW COUNTIES TO REDUCE COUNTY APPROPRIATIONS AND EXPENDITURES FOR AREA MENTAL HEALTH AUTHORITIES FOR FUTURE FISCAL YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 122C-115(d) reads as rewritten:

"(d) Counties shall not reduce county appropriations and expenditures for area authorities during the fiscal year for which the funds were appropriated because of the availability of State-allocated funds, fees, capitation amounts, or fund balance to the area authority."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 408/39-- 1:26 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

MOORE
AREA MENTAL HEALTH
COM SUB/2ND EDITION

SENATE BILL 1122
READING 2

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

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

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

NO. # 695
LEGISLATIVE DAY 76
S1122HCS
READING 2

6/07/99
8:36 PM
IN CHAIR: SPEAKER

AREA MENTAL HEALTH/ COUNTY APPROPRIATION

AYES - 105

ALEXANDER	DAUGHTRY	HURLEY	REDWINE
ALLEN	DAVIS	INSKO	ROGERS
ALLRED	DECKER	JARRELL	RUSSELL
ARNOLD	DEDMON	JEFFUS	SAUNDERS
BADDOUR	DOCKHAM	JUSTUS	SETZER
BAKER	EARLE	KISER	SEXTON
BARBEE	EASTERLING	LUEBKE	SHERRILL
BAREFOOT	EDDINS	MCCOMAS	SMITH
BLUE	EDWARDS	MCCOMBS	STARNES
BONNER	ESPOSITO	MCCRARY	SUTTON
BOWIE	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
CARPENTER	HACKNEY	MORRIS	WARNER
CHURCH	HAIRE	NESBITT	WARREN
CLARY	HARDAWAY	NYE	WARWICK
COLE	HENSLEY	OLDHAM	WILSON, C.
COX	HIATT	OWENS	WILSON, G.
CRAWFORD	HILL	POPE	WOMBLE
CULP	HORN	PRESTON	WRIGHT
CULPEPPER	HOWARD	RAYFIELD	YONGUE
CUNNINGHAM			

NOES - 1

MCLAWHORN

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CREECH	HOLMES	HUNTER, H.
BERRY	FITCH		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 629/11-- 3:54 PM JUNE 9, 1999 LEGISLATIVE DAY 77

LT. GOVERNOR WICKER -- Presiding

MOORE
AREA MENTAL HEALTH
HOUSE COM SUB/3RD EDITION

SENATE BILL 1122

MOTION 8
TO CONCUR

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1123 APR 14 19
PRINCIPAL CLERK

S D

SENATE DRS2708-LC186B(4.6)

Short Title: Blue Ribbon Growth Study Commission. (Public)

Sponsors: Senator Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE A NORTH CAROLINA BLUE RIBBON COMMISSION TO ADDRESS GROWTH, INFRASTRUCTURE, AND DEVELOPMENT ISSUES.

The General Assembly of North Carolina enacts:

Section 1.(a) Commission Established. -- There is established a Blue Ribbon Commission to Address Growth, Infrastructure, and Development Issues.

Section 1.(b) Membership. -- The Commission shall consist of 27 members who shall represent, insofar as practicable, the diverse interests and geographic regions of the State. It shall include representatives from government, business, environmental interests, the professions, and citizens. The Lieutenant Governor, or the Lieutenant Governor's designee, shall serve as an ex officio, voting member.

The President Pro Tempore of the Senate shall appoint nine members; the Speaker of the House of Representatives shall appoint nine members; and the Governor shall appoint eight members. One of the members appointed by the President Pro Tempore of the Senate shall be a representative of the North Carolina Association of County Commissioners. One of the members appointed by the Speaker of the House of Representatives shall be a representative of the North Carolina League of Municipalities.

Appointments to the Commission shall be made not later than September 1, 1999. Vacancies shall be filled by the original appointing authority.

Section 1.(c) Duties of Commission. -- The Commission shall study growth, infrastructure, and development issues and recommend initiatives to promote

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS6650-LT129(4.7) FILED - SENATE

S 1124 APR 1 4 1999

Short Title: Family Literacy Funds. PRINCIPAL CLERK (Public)

Sponsors: Senator Lee.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMUNITY COLLEGES FOR A FAMILY LITERACY PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. The Department of Community Colleges shall develop and establish a family literacy program. The purpose of the program shall be to:

(1) Raise the educational level of parents, including raising their basic and English language skills, and help them gain the motivation, skills, and knowledge necessary to become employed or to reach a higher level of employment.

(2) Increase the developmental abilities of young children and better prepare them for success in school through the provision of age-appropriate curricula and environments.

(3) Improve parenting skills through parent education and parent support groups.

(4) Enhance the parent-child relationship by providing an opportunity for parents and children to interact together in a positive and supportive environment.

The Department shall develop guidelines for the program, including guidelines for providing services that provide education to both parents and children and that promote parent-child interaction on a meaningful level. The guidelines shall also include eligibility criteria for participants in the program.

Section 2. There is appropriated from the General Fund to the Department of Community Colleges the sum of one hundred thousand dollars ($100,000) for the 1999-2000 fiscal year and the sum of one hundred thousand dollars

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S 1125

D

SENATE DRS3774*-LKX143A(4.1)

Short Title: Motorcycle Safety Act. (Public)

Sponsors: Senator East.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE REQUIREMENT FOR THE USE OF HELMETS BY OPERATORS AND PASSENGERS ON MOTORCYCLES AND TO INCREASE THE TAX ON PRIVATE MOTORCYCLE REGISTRATIONS THAT IS USED TO PROVIDE FUNDS FOR MOTORCYCLE SAFETY PROGRAMS.

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

APR 1 4 1999

PRINCIPAL CLERK

S

S 1126

D

SENATE DRS1686-LT016A(1.28)

Short Title: Repeal Penal Bond Exception. (Public)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE EXCEPTION FOR PENAL BONDS IN THE LAW THAT GOVERNS THE INTEREST ON AWARDS IN BREACH OF CONTRACT ACTIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 24-5 reads as rewritten:

"**§ 24-5. ~~Contracts, except penal bonds,~~ Contracts and judgments to bear interest.**

(a) Contracts. -- In an action for breach of ~~contract, except an action on a penal bond,~~ contract the amount awarded on the contract bears interest from the date of breach. The fact finder in an action for breach of contract shall distinguish the principal from the interest in the award, and the judgment shall provide that the principal amount bears interest until the judgment is satisfied. If the parties have agreed in the contract that the contract rate shall apply after judgment then interest on an award in a contract action shall be at the contract rate after judgment, otherwise it shall be at the legal rate; provided, however, that on awards in actions on contracts pursuant to which credit was extended for personal, family, household, or agricultural purposes, interest shall be at the legal rate, provided however, such rate shall not exceed the contract rate.

(b) Other Actions. -- In an action other than contract, the portion of money judgment designated by the fact finder as compensatory damages bears interest from the date the action is instituted until the judgment is satisfied. Interest on an award in an action other than contract shall be at the legal rate."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1127 APR 1 4 1999

SENATE DRS6646-LD144.03(4.7)

PRINCIPAL CLERK

Short Title: State Nature and Historic Preserve. (Public)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CODIFY THE JOINT RESOLUTION DEDICATING PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, INCLUDING THE CODIFICATION OF NAME CHANGES OF CERTAIN LANDS PREVIOUSLY ACCEPTED INTO THE STATE NATURE AND HISTORIC PRESERVE; TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE; TO CODIFY THESE REMOVALS; AND TO DELETE CERTAIN LANDS FROM THE STATE PARKS SYSTEM.

Whereas, Article XIV, Section 5 of the North Carolina Constitution authorizes the dedication of State and local government properties as part of the State Nature and Historic Preserve upon acceptance by resolution adopted by a vote of three-fifths of the members of each house of the General Assembly and removal of properties from that Preserve by law adopted by three-fifths of the members of each house of the General Assembly; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The following parcels of tracts of land are removed, pursuant to Article XIV, Section 5 of the North Carolina Constitution, from the State Nature and Historic Preserve:

(1) All lands and waters as follows: The portion of that certain tract or parcel of land at Eno River State Park in Durham County, Lebanon Township, described in Deed Book 1626-854, and more particularly described in a Department of Transportation drawing entitled "Sketch Showing a Portion of the Property of the State of North Carolina, Division of Parks and Recreation, Durham County Project 8.1351301 ID# U-2102 for tracts 155, 158, 159, and 163";

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 326/24-- 6:23 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

HORTON
STATE NATURE AND HISTORIC PRESERVE
COMM. SUB/2ND EDITION

SENATE BILL 1127
READING 2

3/5 MAJORITY

AYE	49	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN R	RUCHO
		CARPENTER	GULLEY	MARTIN W	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	METCALF
PAIRS	0	
AYE		
NO		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 327/25-- 6:24 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

HORTON
STATE NATURE AND HISTORIC PRESERVE
COMM. SUB/2ND EDITION

SENATE BILL 1127
READING 3

3/5 MAJORITY

AYE	49	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN R	RUCHO
		CARPENTER	GULLEY	MARTIN W	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	METCALF
PAIRS	0	
AYE		
NO		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 815
LEGISLATIVE DAY 86
S1127HCS
READING 2

6/23/99
3:32 PM
IN CHAIR: SPEAKER

STATE NATURE AND HISTORIC PRESERVE

AYES - 100

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

NOES - 9

BAKER	CARPENTER	DAVIS	KISER
BERRY	CLARY	ELLIS	RAYFIELD
CAPPS			

EXCUSED ABSENCE - 5

BRASWELL	MINER	MOSLEY	RAMSEY
BRUBAKER			

EXCUSED VOTE - 0

NOT VOTING - 6

BLUE	HOWARD	MICHAUX	ROGERS
EDWARDS	HUNTER, H.		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 838
LEGISLATIVE DAY 87
S1127HCS
READING 3

6/24/99
1:32 PM
IN CHAIR: SPEAKER

STATE NATURE AND HISTORIC PRESERVE

AYES - 107

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

NOES - 2

CARPENTER	DAVIS

EXCUSED ABSENCE - 8

BLUE	CHURCH	MOSLEY	SMITH
BRUBAKER	COX	RAMSEY	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 3

BERRY	HOLMES	MICHAUX

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 761/26-- 4:17 PM JUNE 29, 1999 LEGISLATIVE DAY 88

SENATOR BASNIGHT -- Presiding

HORTON
STATE NATURE AND HISTORIC PRESERVE
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1127
READING 2

3/5 MAJORITY

MOTION 8
TO CONCUR

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					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 762/27-- 4:17 PM JUNE 29, 1999 LEGISLATIVE DAY 88

SENATOR BASNIGHT -- Presiding

HORTON
STATE NATURE AND HISTORIC PRESERVE
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1127
READING 3

3/5 MAJORITY

MOTION 8
TO CONCUR

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

EXCUSED	0		
NOT CAST	0		
ABSENT	2	COOPER	JORDAN
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1128 APR 1 4 1999

S D

SENATE DRS1700*-LDX068.02(3.17) PRINCIPAL CLERK

Short Title: Amend Sedimentation Act. (Public)

Sponsors: Senator Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973.

The General Assembly of North Carolina enacts:

Section 1. G.S. 113A-54.1 reads as rewritten:

"**§ 113A-54.1. Approval of erosion control plans.**

(a) A draft erosion control plan must contain the applicant's address and, if the applicant is not a resident of North Carolina, designate a North Carolina agent for the purpose of receiving notice from the Commission or the Secretary of compliance or noncompliance with the plan, this Article, or any rules adopted pursuant to this Article. The Commission shall approve, approve with modifications, or disapprove a draft erosion control plan for those land-disturbing activities for which prior plan approval is required within 30 days of receipt. The Commission shall condition approval of a draft erosion control plan upon the plan's complying with State and federal water quality laws, rules, and regulations. The Commission shall disapprove an erosion control plan if the plan, when implemented, would result in a violation of State or federal water quality laws, rules, or regulations. The Commission shall disapprove an erosion control plan if the plan, when implemented, would result in a violation of rules adopted by the Environmental Management Commission to protect riparian buffers along surface waters. Failure to approve, approve with modifications, or disapprove a completed draft erosion control plan within 30 days of receipt shall be deemed approval of the plan. If the Commission disapproves a draft erosion control ~~plan,~~ plan or a revised erosion control plan, it must state in writing the specific reasons that the plan was disapproved. Failure to approve, approve with ~~modifications,~~ modifications or conditions, or disapprove a revised erosion control

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

APR 1 4 1999

S

S 1129

D

SENATE DRS4665-LH116(3.17)

PRINCIPAL CLERK

Short Title: Guilty Pleas/Audio & Video Transmission. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT AN INCARCERATED DEFENDANT MAY PLEAD GUILTY TO A MISDEMEANOR OR INFRACTION BY USE OF TWO-WAY AUDIO AND VIDEO TRANSMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1011 is amended by adding the following new subsections:

"(f) With the consent of the prosecutor, judge, and defendant, a defendant who is in custody may plead guilty or no contest to a misdemeanor or infraction and be sentenced by an audio and video transmission that allows the judge and defendant to see and hear each other. If the defendant has counsel, the defendant shall be allowed to communicate fully and confidentially with the defendant's attorney during the proceeding.

(g) Prior to the use of audio and video transmission pursuant to subsection (f) of this section, the procedures and type of equipment for audio and video transmission shall be submitted to the Administrative Office of the Courts by the senior regular resident superior court judge for the judicial district or set of districts approved by the Administrative Office of the Courts."

Section 2. The title of G.S. 15A-1011 reads as rewritten:

"**§ 15A-1011. Pleas in district and superior courts; waiver of ~~appearance.~~ appearance; audio and video transmission.**"

Section 3. This act becomes effective December 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1130 APR 1 4 1999

S D

SENATE DRS7660-LL118(3.23) PRINCIPAL CLERK

Short Title: Speedier Trials. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR SPEEDIER DISPOSITION OF FELONIES AND MISDEMEANORS IN SUPERIOR COURT BY ELIMINATING SUPERIOR COURT REVIEW OF INFRACTIONS TRIED IN DISTRICT COURT AND TO PROVIDE FOR DIRECT REVIEW BY THE COURT OF APPEALS OF PROBATION HEARINGS CONDUCTED IN DISTRICT COURT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1115(a) reads as rewritten:

"(a) No Appeal of District Court Decision. -- ~~A person who denies responsibility and is found responsible for an infraction in the district court, within 10 days of the hearing, may appeal the decision to the criminal division of the superior court for a hearing de novo. Upon appeal, the defendant is entitled to a jury trial unless he consents to have the hearing conducted by the judge. The State must prove beyond a reasonable doubt that the person charged is responsible for the infraction unless the person admits responsibility. Unless otherwise provided by law, the procedures applicable to misdemeanors disposed of in the superior court apply to those infraction hearings. In the superior court, a prosecutor must represent the State. Appeal from the judgment in the superior court is as provided for other criminal actions in superior court, and the Attorney General must represent the State in an appeal of such actions.~~ A judgment entered in district court upon a finding of responsibility for an infraction is final, whether the finding of responsibility is based upon a plea of responsibility or after hearing when the defendant denies responsibility. No further review by the superior court or the appellate division is authorized."

Section 2. G.S. 15A-1347 reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

D

SENATE DRS2738-LCX213(4.7)

S 1131

Short Title: Postpone Piped Gas Tax Change. (Public)

Sponsors: Senators Purcell and Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO POSTPONE FOR ONE YEAR THE EFFECTIVE DATE OF CONVERSION OF THE SALES TAX AND GROSS RECEIPTS TAX ON PIPED NATURAL GAS INTO AN EXCISE TAX ON PIPED NATURAL GAS.

The General Assembly of North Carolina enacts:

Section 1. Section 17 of S.L. 1998-22 reads as rewritten:

"Section 17. Sections 1 through 12 of this act become effective July 1, ~~1999,~~ 2000, and apply to piped natural gas delivered on or after that date. Section 13 of this act becomes effective July 1, 1998. The remainder of this act is effective when it becomes law."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1132 APR 1 4 1999 D

SENATE DRS4667*-RT/SB017.02(4.7)

PRINCIPAL CLERK

Short Title: Env. Tech. Corrections. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL CHANGES TO VARIOUS ENVIRONMENTAL LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.94E(i) reads as rewritten:

"(i) An owner or operator who notifies the Department of an intention to close or upgrade a commercial underground storage tank as provided in G.S. 143-215.94B(b)(2a) shall commence the closure or upgrade prior to 1 July 1994 and shall complete the closure or upgrade prior to 1 January 1995. An owner who notifies the Department of an intention to close or upgrade a commercial underground storage tank and who fails to commence and complete the closure as specified in this subsection is subject to a civil penalty as provided in ~~G.S. 143-215.94K.~~ G.S. 143-215.94W. The provisions of G.S. 143-215.94B(b)(2a) do not apply if an owner or operator who notifies the Department of an intention to close or upgrade a commercial underground storage tank fails to commence or complete the closure or upgrade within the dates specified in this subsection."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 297/35-- 8:55 PM APRIL 26, 1999 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

ODOM
ENVIRONMENTAL TECHNICAL CORRECTIONS

SENATE BILL 1132
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	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 1 4 1999
PRINCIPAL CLERK

S

D

S 1133

SENATE DRSA622-LD110(4.1)

Short Title: Environmental Excellence Agreements. (Public)

Sponsors: Senators Albertson and Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A VOLUNTARY PROGRAM REGARDING ENVIRONMENTAL EXCELLENCE PROGRAM AGREEMENTS.

Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1134 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS3727*-LN126(3.17)

Short Title: Welfare Reform Changes. (Public)

Sponsors: Senators Martin of Guilford and Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES TO THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES LAW PERTAINING TO THE MEDICAID STANDARD OF NEED, PAY-AFTER-PERFORMANCE FOR TWO-PARENT FAMILIES, TIME LIMITATIONS ON ASSISTANCE, AND OTHER AREAS OF WELFARE REFORM.

The General Assembly of North Carolina enacts:

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

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

. . .

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

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

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

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

. . .

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1134

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

S1134-ALN-100

Date July 6, 1999

Comm. Sub. [yes] 2d ed.
Amends Title []

Senator Martin of Guilford

moves to amend the bill on page 3, line 30,
by rewriting the line to read:
"Section 3.(b) Notwithstanding Section 5 of S.L. 1999-237,"; and

further moves to amend the bill on page 3, line 35 ,
by rewriting the line to read:
"Section 3.(c) Notwithstanding Section 5 of S.L. 1999-237,"; and

further moves to amend the bill on page 4, line 44,
by deleting "108A-12" and substituting "108A-27.12"; and

further moves to amend the bill on page 6, line 33,
by deleting "(n)" and substituting "(c)"; and

further moves to amend the bill on page 9, line 4,
by deleting the word "subsection" and substituting the word "section".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 46-0 FAILED _____ TABLED _____

J. Pruitt 7/6/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 816/11-- 3:31 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT -- Presiding

MARTIN W.
WELFARE REFORM CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1134

AMEND 1

AYE	46	ALLRAN	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BALLANTINE	GARROU	MARTIN R	REEVES
		BASNIGHT	GARWOOD	MARTIN W	ROBINSON
		CARPENTER	GULLEY	METCALF	RUCHO
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
		EAST	KINNAIRD		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	ALBERTSON	CARRINGTON	JORDAN	SHAW L
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 817/12-- 4:40 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT -- Presiding

MARTIN W.
WELFARE REFORM CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1134

MOTION 2
FOR PREVIOUS QUESTION

AYE	32	BALLANCE	GULLEY	MARTIN R	PURCELL
		BASNIGHT	HAGAN	MARTIN W	RAND
		CARTER	HARRIS	METCALF	REEVES
		CLODFELTER	HORTON	MILLER	ROBINSON
		COOPER	HOYLE	ODOM	SOLES
		DALTON	KINNAIRD	PERDUE	WARREN
		DANNELLY	LEE	PHILLIPS	WEINSTEIN
		GARROU	LUCAS	PLYLER	WELLONS
NO	13	ALLRAN	EAST	GARWOOD	RUCHO
		BALLANTINE	FORRESTER	HARTSELL	SHAW R
		CARPENTER	FOXX	MOORE	WEBSTER
		COCHRANE			

EXCUSED	0				
NOT CAST	0				
ABSENT	5	ALBERTSON	JORDAN	KERR	SHAW L
		CARRINGTON			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 818/13-- 4:41 PM JULY 6, 1999 LEGISLATIVE DAY 92

SENATOR BASNIGHT -- Presiding

MARTIN W.
WELFARE REFORM CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1134
READING 2

AYE	31	BALLANCE	GULLEY	MARTIN W	RAND
		BASNIGHT	HAGAN	METCALF	REEVES
		CARTER	HARRIS	MILLER	ROBINSON
		CLODFELTER	HOYLE	ODOM	SOLES
		COOPER	KINNAIRD	PERDUE	WARREN
		DALTON	LEE	PHILLIPS	WEINSTEIN
		DANNELLY	LUCAS	PLYLER	WELLONS
		GARROU	MARTIN R	PURCELL	
NO	13	ALLRAN	EAST	GARWOOD	RUCHO
		BALLANTINE	FORRESTER	HORTON	SHAW R
		CARPENTER	FOXX	MOORE	WEBSTER
		COCHRANE			

EXCUSED	0				
NOT CAST	1	HARTSELL			
ABSENT	5	ALBERTSON	JORDAN	KERR	SHAW L
		CARRINGTON			
PAIRS	1				
AYE		KERR			
NO		HARTSELL			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 837/13-- 4:26 PM JULY 7, 1999 LEGISLATIVE DAY 93

SENATOR BASNIGHT -- Presiding

MARTIN W.
WELFARE REFORM CHANGES
COMM. SUB/2ND EDITION

SENATE BILL 1134
READING 3

AYE	34	ALBERTSON	GULLEY	MARTIN W	RAND
		BALLANCE	HAGAN	METCALF	REEVES
		BASNIGHT	HARRIS	MILLER	ROBINSON
		CARTER	HOYLE	ODOM	SHAW L
		CLODFELTER	KERR	PERDUE	SOLES
		COOPER	KINNAIRD	PHILLIPS	WARREN
		DALTON	LEE	PLYLER	WEINSTEIN
		DANNELLY	LUCAS	PURCELL	WELLONS
		GARROU	MARTIN R		
NO	15	ALLRAN	COCHRANE	GARWOOD	RUCHO
		BALLANTINE	EAST	HARTSELL	SHAW R
		CARPENTER	FORRESTER	HORTON	WEBSTER
		CARRINGTON	FOXX	MOORE	

EXCUSED 0

NOT CAST 0

ABSENT 1 JORDAN

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1134

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

S1134-ALN-031

Date 7/13 ,1999

Comm. Sub. [yes]4th ed.
Amends Title []

Representative Walend

moves to amend the bill on page 8, line 39,
by rewriting the line to read:

"Section 9. (a) The Department of Health and Human Services shall implement in at least three counties a pilot program of substance abuse testing, including random substance abuse testing, as a condition of eligibility for applicants for benefits under the Work First Program. Standard and Electing counties may apply to the Department to implement a county substance abuse testing pilot program and may use Work First County Block Grant funds for the costs of administering the pilot program. The Department shall review each county's application to implement a substance abuse testing program to ensure compliance with this section. Testing under the pilot program shall be administered to a random sampling of applicants for Work First Program benefits. Applicants may be required to submit to an approved, reliable, and professionally administered test for the presence of alcohol or drugs at the time of application. An applicant for Work First Program benefits shall not be considered to have tested positive for substance abuse until the sample has been retested to rule out a false positive by gas chromatography with mass spectrometry, gas chromatography, high performance liquid chromatography, or an equally, or more, specific test using the same sample as obtained for the original test. An applicant who tests positive shall, as a condition to receiving Work First Program benefits, be required to comply with substance abuse treatment requirements for Work First Program recipients under G.S. 108A-29.1.

Section 9.(b) Each Standard Program or Electing county implementing a pilot substance abuse treatment testing program shall report to the Department on the implementation of the program. The report shall include information on the number of applicants tested the number of applicants that participate in treatment, and whether the treatment was successful in helping recipients overcome barriers to employment that result from substance abuse. The Department shall

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1134

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

S1134-ALN-031

report on the implementation of the pilot program to the 1999 General Assembly not later than May 1, 2000, and to the 2001 General Assembly not later than June 1, 2001.

Section 10. This act is effective when it becomes law and expires October 1, 2001."

SIGNED Judie Weland
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 69-40 EV FAILED _____ TABLED _____

JUL 13 1999
Denise Teeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

1100
ISLATIVE DAY 98
S1134HCS
READING 2

7/13/99
4:16 PM
IN CHAIR: SPEAKER

AMEND #1 Rep. Walend
WELFARE REFORM CHANGES

AYES - 69

ALLEN	CULP	HOLMES	POPE
ALLRED	CULPEPPER	HORN	PRESTON
ARNOLD	DAVIS	HOWARD	RAYFIELD
BAKER	DECKER	HURLEY	RUSSELL
BARBEE	DOCKHAM	JUSTUS	SETZER
BERRY	EDDINS	KISER	SEXTON
BOWIE	EDWARDS	MCALLISTER	SHERRILL
BOYD-MCINTYRE	ELLIS	MCCOMAS	STARNES
BROWN	ESPOSITO	MCCOMBS	TALLENT
BRUBAKER	FOX	MCMAHAN	TEAGUE
BUCHANAN	GARDNER	MELTON	THOMAS
CANSLER	GIBSON	MINER	THOMPSON
CAPPS	GILLESPIE	MITCHELL	TUCKER
CARPENTER	GRADY	MOORE	WALEND
CLARY	GULLEY	MORGAN	WARNER
COLE	HIATT	MORRIS	WILSON, C.
CRAWFORD	HILL	OWENS	WILSON, G.
CREECH			

NOES - 40

ADAMS	DEDMON	INSKO	REDWINE
ALEXANDER	EARLE	JARRELL	SAUNDERS
BADDOUR	EASTERLING	JEFFUS	SMITH
BAREFOOT	FITCH	LUEBKE	SUTTON
BONNER	GOODWIN	MICHAUX	TOLSON
BRASWELL	HACKNEY	MILLER	WAINWRIGHT
BRIDGEMAN	HAIRE	NESBITT	WARWICK
CHURCH	HARDAWAY	NYE	WOMBLE
COX	HENSLEY	OLDHAM	WRIGHT
CUNNINGHAM	HUNTER, H.	RAMSEY	YONGUE

EXCUSED ABSENCE - 9

BLUE	KINNEY	MCLAWHORN	ROGERS
DAUGHTRY	MCCRARY	MOSLEY	WARREN
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	WOOD

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1101
ISLATIVE DAY 98
S1134HCS
READING 2

7/13/99
4:56 PM
IN CHAIR: SPEAKER

WELFARE REFORM CHANGES

AYES - ~~57~~ 56 dw

SPEAKER	CUNNINGHAM	HILL	OWENS
ADAMS	DEDMON	HORN	RAMSEY
ALEXANDER	EARLE	HUNTER, H.	REDWINE
ALLEN	EASTERLING	HURLEY	SAUNDERS
BADDOUR	EDWARDS	JARRELL	SUTTON
BAREFOOT	~~ELLIS~~ dw	JEFFUS	THOMAS
BONNER	FITCH	LUEBKE	TOLSON
BOYD-MCINTYRE	FOX	MCALLISTER	TUCKER
BRASWELL	GIBSON	MELTON	WAINWRIGHT
BRIDGEMAN	GOODWIN	MICHAUX	WARNER
CHURCH	HACKNEY	MILLER	WARWICK
COLE	HAIRE	NESBITT	WOMBLE
COX	HARDAWAY	NYE	WRIGHT
CRAWFORD	HENSLEY	OLDHAM	YONGUE
CULPEPPER			

NOES - ~~52~~ 53

ELLIS dw

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

EXCUSED ABSENCE - 9

BLUE	KINNEY	MCLAWHORN	ROGERS
DAUGHTRY	MCCRARY	MOSLEY	WARREN
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 2

INSKO	WOOD

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SQ. # 1178
LEGISLATIVE DAY 99
S1134HCS
READING 3

7/14/99
4:25 PM
IN CHAIR: HACKNEY

WELFARE REFORM CHANGES

AYES - 59

ADAMS	CUNNINGHAM	HUNTER, H.	ROGERS
ALEXANDER	DEDMON	HURLEY	SAUNDERS
ALLEN	EARLE	INSKO	SMITH
BADDOUR	EASTERLING	JARRELL	SUTTON
BAREFOOT	EDWARDS	JEFFUS	THOMAS
BLUE	FITCH	LUEBKE	TOLSON
BONNER	FOX	MCALLISTER	TUCKER
BOYD-MCINTYRE	GIBSON	MCLAWHORN	WAINWRIGHT
BRASWELL	GOODWIN	MELTON	WARNER
BRIDGEMAN	HACKNEY	MICHAUX	WARREN
CHURCH	HAIRE	NESBITT	WARWICK
COLE	HARDAWAY	NYE	WOMBLE
COX	HENSLEY	OLDHAM	WRIGHT
CRAWFORD	HILL	OWENS	YONGUE
CULPEPPER	HORN	REDWINE	

NOES - 54

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

EXCUSED ABSENCE - 4

KINNEY	MCCRARY	MILLER	MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HOLMES	RAMSEY

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1010/19-- 2:06 PM JULY 15, 1999 LEGISLATIVE DAY 98

LT. GOVERNOR WICKER -- Presiding

MARTIN W.
WELFARE REFORM CHANGES
HOUSE COM. SUB/5TH EDITION

SENATE BILL 1134

MOTION 8
TO CONCUR

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

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

S1134-CRLN-1

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1134, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE WORK FIRST LAW PERTAINING TO MAINTENANCE OF EFFORT, SUPPORT SERVICES, PAY-FOR-PERFORMANCE FOR TWO-PARENT FAMILIES, AND OTHER AREAS OF WELFARE REFORM, Fifth Edition, House Committee Substitute Favorable 7/9/99, submit the following report:

The House of Representatives and the Senate agree to the following amendments to the House Committee Substitute and the Senate concurs in the House Committee Substitute as amended:

on page 2, lines 6 through 17,
by rewriting the lines to read:

"Section 1.1.(a) Funds appropriated in Section 5 of S.L. 1999-237 from the Temporary Assistance to Needy Families (TANF) Block Grant for the fiscal year ending June 30, 2000, for Work First Cash Assistance is changed from one hundred thirty-three million four hundred thirty six thousand eight hundred fifty-five dollars ($133,436,855) for Standard Counties to one hundred thirty-three million five hundred six thousand eight hundred fifty-five dollars ($133,506,855) for Standard Counties, and from forty-three million seven hundred eighty-seven thousand one hundred seventy dollars ($43,787,170) for Electing Counties to thirty-eight million, three hundred seventeen thousand one hundred seventy dollars ($38,317,170) for Electing Counties.

Section 1.1.(b) There is appropriated from funds made available by subsection (a) of this section to the Department of Health and Human Services, Division of Social Services, from the Temporary Assistance to Needy Families (TANF) Block Grant for the 1999-2000 fiscal year the sum of five million four hundred thousand dollars ($5,400,000). These funds shall be used to make grants to pilot programs developed in collaboration with the Employment Security Commission, business entities, faith communities, educational institutions, law enforcement agencies, community

organizations, and other human services agencies. These pilot programs shall be designed to address problems of families with significant employment barriers to economic self-sufficiency and to reduce or prevent intergenerational poverty. The pilot programs shall target one or more of the following outcomes:

(1) To improve work advancement, job training, and wage improvement of noncustodial parents and to promote responsible fatherhood.
(2) To involve preschool aged children in programs designed to develop and enhance science-based cognitive development activities and to expand access to such programs.
(3) To track and work with families that have returned to receiving public assistance after having left public assistance due to employment.
(4) To assist recipients in creating safe neighborhood environments by eliminating criminal activity and other dangers to child and family safety and well-being.
(5) To identify and assist homeless families in moving from poverty to self-sufficiency.
(6) To involve children in programs, such as peer mediation, nonviolent conflict resolution, and community service, that teach self-discipline and responsibility and that provide positive motivation.
(7) To identify families that have been sanctioned under TANF and to provide programs and services designed to eliminate barriers to compliance.
(8) To assist families with special problems such as language barriers.

Grants for pilot programs under this subsection shall be made by the Department of Health and Human Services. Any local or State governmental agency or nonprofit, tax-exempt organization may apply for funds under this subsection. All grant proposals shall contain specific goals and objectives and an evaluation mechanism with which progress towards attaining these goals and objectives can be measured. All grant proposals shall provide evidence of collaboration between agencies in developing or administering the program or both. All pilot programs under this subsection shall be required to report on the program to the Department of Health and Human Services.

The Secretary of the Department of Health and Human Services shall, in consultation with the Employment Security Commission, the Department of Public Instruction, the Office of Juvenile Justice, the local departments of social services, advocacy organizations, and other human services agencies, establish a set of guidelines for reviewing, evaluating, and awarding the grants. The Department of Health and Human Services shall make progress reports to the Joint Legislative Public Assistance Commission, the Senate Appropriations Committee on Human Resources, the House of Representatives Appropriations Subcommittee on Health and Human Services, and the Fiscal Research Division at least quarterly, beginning no later than December 1, 1999."

and on page 2, line 41,
by deleting "G.S. 108A-108A-27.2(9)" and substituting "G.S. 108A-27.2(9)";

and on page 5, line 41,
by inserting the following new sentence to read:
"This subsection does not apply to any electing county that achieved

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

S1134-CRLN-1

one hundred percent (100%) of its goals as set forth in its Electing County Plan during the 1998-99 fiscal year.";

and on page 8, line 39 through page 9, line 23,
by rewriting the lines to read:
"Section 9. This act is effective when it becomes law."

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

Date conferees approved report: July 20, 1999.

Conferees for the Senate

William N. Martin

Roy A. Cooper, III

Beverly Eaves Perdue

Jim W. Phillips, Sr.

Charlie S. Dannelly

Jeanne Hopkins Lucas

Conferees for the House of Representatives

Beverly M. Earle

Alma S. Adams

Martha B. Alexander

Stanley H. Fox

W. B. Teague, Jr.

Submitted JUL 2 0 1999 Without objection Placed on Today's Calendar
ADOPTED JUL 2 0 1999 (53 / 47 of) Message Received JUL 2 0 1999
ADOPTED (/) Ordered Enrolled

Senate notified
Special Message
Denise Hutchins

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

S1134-CRLN-1

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1134, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE WORK FIRST LAW PERTAINING TO MAINTENANCE OF EFFORT, SUPPORT SERVICES, PAY-FOR-PERFORMANCE FOR TWO-PARENT FAMILIES, AND OTHER AREAS OF WELFARE REFORM, Fifth Edition, House Committee Substitute Favorable 7/9/99, submit the following report:

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on page 2, lines 6 through 17,
by rewriting the lines to read:

"Section 1.1.(a) Funds appropriated in Section 5 of S.L. 1999-237 from the Temporary Assistance to Needy Families (TANF) Block Grant for the fiscal year ending June 30, 2000, for Work First Cash Assistance is changed from one hundred thirty-three million four hundred thirty six thousand eight hundred fifty-five dollars ($133,436,855) for Standard Counties to one hundred thirty-three million five hundred six thousand eight hundred fifty-five dollars ($133,506,855) for Standard Counties, and from forty-three million seven hundred eighty-seven thousand one hundred seventy dollars ($43,787,170) for Electing Counties to thirty-eight million, three hundred seventeen thousand one hundred seventy dollars ($38,317,170) for Electing Counties.

Section 1.1.(b) There is appropriated from funds made available by subsection (a) of this section to the Department of Health and Human Services, Division of Social Services, from the Temporary Assistance to Needy Families (TANF) Block Grant for the 1999-2000 fiscal year the sum of five million four hundred thousand dollars ($5,400,000). These funds shall be used to make grants to pilot programs developed in collaboration with the Employment Security Commission, business entities, faith communities, educational institutions, law enforcement agencies, community

organizations, and other human services agencies. These pilot programs shall be designed to address problems of families with significant employment barriers to economic self-sufficiency and to reduce or prevent intergenerational poverty. The pilot programs shall target one or more of the following outcomes:

(1) To improve work advancement, job training, and wage improvement of noncustodial parents and to promote responsible fatherhood.
(2) To involve preschool aged children in programs designed to develop and enhance science-based cognitive development activities and to expand access to such programs.
(3) To track and work with families that have returned to receiving public assistance after having left public assistance due to employment.
(4) To assist recipients in creating safe neighborhood environments by eliminating criminal activity and other dangers to child and family safety and well-being.
(5) To identify and assist homeless families in moving from poverty to self-sufficiency.
(6) To involve children in programs, such as peer mediation, nonviolent conflict resolution, and community service, that teach self-discipline and responsibility and that provide positive motivation.
(7) To identify families that have been sanctioned under TANF and to provide programs and services designed to eliminate barriers to compliance.
(8) To assist families with special problems such as language barriers.

Grants for pilot programs under this subsection shall be made by the Department of Health and Human Services. Any local or State governmental agency or nonprofit, tax-exempt organization may apply for funds under this subsection. All grant proposals shall contain specific goals and objectives and an evaluation mechanism with which progress towards attaining these goals and objectives can be measured. All grant proposals shall provide evidence of collaboration between agencies in developing or administering the program or both. All pilot programs under this subsection shall be required to report on the program to the Department of Health and Human Services.

The Secretary of the Department of Health and Human Services shall, in consultation with the Employment Security Commission, the Department of Public Instruction, the Office of Juvenile Justice, the local departments of social services, advocacy organizations, and other human services agencies, establish a set of guidelines for reviewing, evaluating, and awarding the grants. The Department of Health and Human Services shall make progress reports to the Joint Legislative Public Assistance Commission, the Senate Appropriations Committee on Human Resources, the House of Representatives Appropriations Subcommittee on Health and Human Services, and the Fiscal Research Division at least quarterly, beginning no later than December 1, 1999."

and on page 2, line 41,
by deleting "G.S. 108A-108A-27.2(9)" and substituting "G.S. 108A-27.2(9)";

and on page 5, line 41,
by inserting the following new sentence to read:
"This subsection does not apply to any electing county that achieved

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

one hundred percent (100%) of its goals as set forth in its Electing County Plan during the 1998-99 fiscal year.";

and on page 8, line 39 through page 9, line 23,
by rewriting the lines to read:
"Section 9. This act is effective when it becomes law."

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

Date conferees approved report: July 20, 1999.

Conferees for the Senate

William N. Martin

Roy A. Cooper, III

Beverly Eaves Perdue

Jim W. Phillips, Sr.

Charlie S. Dannelly

Jeanne Hopkins Lucas

Conferees for the House of Representatives

Beverly M. Earle

Alma S. Adams

Martha B. Alexander

Stanley H. Fox

W. B. Teague, Jr.

Submitted JUL 2 0 1999 placed on today's Calendar
ADOPTED _____(/) Message Received_____
ADOPTED _____(/) Ordered Enrolled_____

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1095/32-- 5:00 PM JULY 20, 1999 LEGISLATIVE DAY 100

LT. GOVERNOR WICKER -- Presiding

MARTIN W.
WELFARE REFORM CHANGES
HOUSE COM. SUB/5TH EDITION

SENATE BILL 1134

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	33	BALLANCE	HAGAN	MARTIN W	RAND
		BASNIGHT	HARRIS	METCALF	REEVES
		CARTER	HOYLE	MILLER	ROBINSON
		CLODFELTER	KERR	ODOM	SHAW R
		COOPER	KINNAIRD	PERDUE	SOLES
		DALTON	LEE	PHILLIPS	WARREN
		DANNELLY	LUCAS	PLYLER	WEINSTEIN
		GARROU	MARTIN R	PURCELL	WELLONS
		GULLEY			
NO	12	ALLRAN	CARRINGTON	FORRESTER	HARTSELL
		BALLANTINE	COCHRANE	FOXX	HORTON
		CARPENTER	EAST	GARWOOD	MOORE
EXCUSED	0				
NOT CAST	0				
ABSENT	5	ALBERTSON	RUCHO	SHAW L	WEBSTER
		JORDAN			
PAIRS	0				
AYE					
NO					

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

S1134-CRLN-1

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1134, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE WORK FIRST LAW PERTAINING TO MAINTENANCE OF EFFORT, SUPPORT SERVICES, PAY-FOR-PERFORMANCE FOR TWO-PARENT FAMILIES, AND OTHER AREAS OF WELFARE REFORM, Fifth Edition, House Committee Substitute Favorable 7/9/99, submit the following report:

The House of Representatives and the Senate agree to the following amendments to the House Committee Substitute and the Senate concurs in the House Committee Substitute as amended:

on page 2, lines 6 through 17,
by rewriting the lines to read:

"Section 1.1.(a) Funds appropriated in Section 5 of S.L. 1999-237 from the Temporary Assistance to Needy Families (TANF) Block Grant for the fiscal year ending June 30, 2000, for Work First Cash Assistance is changed from one hundred thirty-three million four hundred thirty six thousand eight hundred fifty-five dollars ($133,436,855) for Standard Counties to one hundred thirty-three million five hundred six thousand eight hundred fifty-five dollars ($133,506,855) for Standard Counties, and from forty-three million seven hundred eighty-seven thousand one hundred seventy dollars ($43,787,170) for Electing Counties to thirty-eight million, three hundred seventeen thousand one hundred seventy dollars ($38,317,170) for Electing Counties.

Section 1.1.(b) There is appropriated from funds made available by subsection (a) of this section to the Department of Health and Human Services, Division of Social Services, from the Temporary Assistance to Needy Families (TANF) Block Grant for the 1999-2000 fiscal year the sum of five million four hundred thousand dollars ($5,400,000). These funds shall be used to make grants to pilot programs developed in collaboration with the Employment Security Commission, business entities, faith communities, educational institutions, law enforcement agencies, community

organizations, and other human services agencies. These pilot programs shall be designed to address problems of families with significant employment barriers to economic self-sufficiency and to reduce or prevent intergenerational poverty. The pilot programs shall target one or more of the following outcomes:

(1) To improve work advancement, job training, and wage improvement of noncustodial parents and to promote responsible fatherhood.
(2) To involve preschool aged children in programs designed to develop and enhance science-based cognitive development activities and to expand access to such programs.
(3) To track and work with families that have returned to receiving public assistance after having left public assistance due to employment.
(4) To assist recipients in creating safe neighborhood environments by eliminating criminal activity and other dangers to child and family safety and well being.
(5) To identify and assist homeless families in moving from poverty to self-sufficiency.
(6) To involve children in programs, such as peer mediation, nonviolent conflict resolution, and community service, that teach self-discipline and responsibility and that provide positive motivation.
(7) To identify families that have been sanctioned under TANF and to provide programs and services designed to eliminate barriers to compliance.
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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

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by rewriting the lines to read:
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The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: July 20, 1999.

Conferees for the Senate	Conferees for the House of Representatives
William N. Martin	Beverly M. Earle
Roy A. Cooper, III	Alma S. Adams
Beverly Eaves Perdue	Martha B. Alexander
Jim W. Phillips, Sr.	Stanley H. Fox
Charlie S. Dannelly	W. B. Teague, Jr.
Jeanne Hopkins Lucas	

Senate Submitted 7/20/99
Senate ADOPTED 7/20/99 (33/12) Message Received
ADOPTED (/) Ordered Enrolled

Rules submitted. Placed on Supplemental Calendar for today - 7/20/99.

House notified
Janet Smith

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

. # 1286
ISLATIVE DAY 102
S1134HCS
CONFERENCE REPORT

7/20/99
8:04 PM
IN CHAIR: SPEAKER

WELFARE REFORM CHANGES - ADOPT

AYES - 53

SPEAKER	CUNNINGHAM	HILL	NESBITT
ADAMS	DEDMON	HORN	OLDHAM
ALEXANDER	EARLE	HUNTER, H.	OWENS
ALLEN	EASTERLING	HURLEY	ROGERS
BADDOUR	EDWARDS	INSKO	SAUNDERS
BAREFOOT	FITCH	JARRELL	SUTTON
BLUE	FOX	JEFFUS	THOMAS
BONNER	GIBSON	LUEBKE	TOLSON
BOYD-MCINTYRE	GOODWIN	MCALLISTER	TUCKER
BRASWELL	HACKNEY	MCCRARY	WAINWRIGHT
BRIDGEMAN	HAIRE	MCLAWHORN	WOMBLE
COX	HARDAWAY	MELTON	WRIGHT
CRAWFORD	HENSLEY	MICHAUX	YONGUE
CULPEPPER			

NOES - 47

ALLRED	DAUGHTRY	HOWARD	PRESTON
ARNOLD	DAVIS	JUSTUS	RAYFIELD
BAKER	DOCKHAM	KISER	RUSSELL
BARBEE	EDDINS	MCCOMAS	SETZER
BERRY	ELLIS	MCCOMBS	SEXTON
BOWIE	ESPOSITO	MCMAHAN	SMITH
BRUBAKER	GARDNER	MINER	STARNES
CAPPS	GILLESPIE	MITCHELL	TEAGUE
CARPENTER	GRADY	MORGAN	THOMPSON
CLARY	GRAY	MORRIS	WALEND
CREECH	GULLEY	NYE	WOOD
CULP	HIATT	POPE	

EXCUSED ABSENCE - 9

CANSLER	RAMSEY	SHERRILL	WARWICK
KINNEY	REDWINE	TALLENT	WILSON, C.
MOSLEY			

EXCUSED VOTE - 0

NOT VOTING - 11

BROWN	COLE	MILLER	WARREN
BUCHANAN	DECKER	MOORE	WILSON, G.
CHURCH	HOLMES	WARNER	

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

S1134-CRLN-1

[ ] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1134, A BILL TO BE ENTITLED AN ACT TO MAKE CHANGES TO THE WORK FIRST LAW PERTAINING TO MAINTENANCE OF EFFORT, SUPPORT SERVICES, PAY-FOR-PERFORMANCE FOR TWO-PARENT FAMILIES, AND OTHER AREAS OF WELFARE REFORM, Fifth Edition, House Committee Substitute Favorable 7/9/99, submit the following report:

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1134

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Jim W. Phillips, Sr.	Stanley H. Fox
Charlie S. Dannelly	W. B. Teague, Jr.
Jeanne Hopkins Lucas	

Submitted JUL 20 1999 Without objection placed on today's Calendar
ADOPTED JUL 20 1999 (53 / 47 ex) Message Received JUL 20 1999
ADOPTED (/) Ordered Enrolled

Senate notified
Special Message
Denise Weeks

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS7623*-LN127(3.17) S1135

Short Title: Expand Transitional Medicaid. (Public)

Sponsors: Senators Martin of Guilford, Purcell, and Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPAND TRANSITIONAL MEDICAID BENEFITS FROM TWELVE MONTHS TO TWENTY-FOUR MONTHS.

The General Assembly of North Carolina enacts:

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

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED SENATE
S 1136 APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS4648-LN084(2.25)

Short Title: Family Success Initiative/Pilot. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A PILOT PROGRAM TO ASSIST FAMILIES AT CERTAIN INCOME LEVELS WITH CHILDREN PERFORMING BELOW GRADE LEVEL IN IMPROVING FAMILY COHESIVENESS, FUNCTIONING, AND ECONOMIC PROGRESS AND STUDENT ACADEMIC SUCCESS.

The General Assembly of North Carolina enacts:

Section 1.(a) The Department of Health and Human Services, Division of Social Services, shall establish and administer a pilot program to assist families that have children who are performing below school grade level in strengthening family cohesiveness, functioning, and economic progress and improving the academic performance of their children. The pilot program shall be developed and implemented no later than August 1, 2000, as follows:

(1) Each pilot program shall be family-focused and designed to improve family success in addressing issues pertaining to:
   a. Family functioning and economic progress;
   b. Academic success for children in the family in a manner that reduces the likelihood that the children will have a life of poverty; and
   c. Strengthening the communities in which the family lives.

(2) There shall be at least eight pilot programs initially established which shall be based on components of successful models and concepts. Any nonprofit, tax-exempt organization or local government agency that is part of the collaborative effort to develop the pilot program may serve as the lead agency in applying for and administering grant funds.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1137 APR 14 1999 D

SENATE DRS3751-LT102(4.6)

PRINCIPAL CLERK

Short Title: Prohibit Cash-Out Transactions. (Public)

Sponsors: Senators Martin of Guilford and Shaw of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE LICENSEES TO DEPOSIT CHECKS AFTER THE CHECKS HAVE BEEN CASHED AND TO CLARIFY THE AGGREGATE AMOUNT ALLOWED FOR POSTDATED OR DELAYED DEPOSIT CHECKS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-281 reads as rewritten:

"**§ 53-281. Postdated or delayed deposit checks.**

(a) A licensee may defer the deposit of a personal check cashed for a customer for up to 31 days pursuant to the provisions of this section.

(b) The face amount of ~~any~~ postdated or delayed deposit ~~check~~ checks cashed pursuant to this section for a customer shall not exceed in the aggregate three hundred dollars ($300.00).

(c) Each postdated or delayed deposit check cashed by a licensee shall be documented by a written agreement that has been signed by the customer and the licensee. The written agreement shall contain a statement of the total amount of any fees charged, expressed both as a dollar amount and as an effective annual percentage rate (APR). The written agreement shall authorize the licensee to defer deposit of the personal check until a specific date not later than 31 days from the date the check is cashed.

(d) A licensee shall not directly or indirectly charge any fee or other consideration for cashing a postdated or delayed deposit check in excess of fifteen per cent (15%) of the face amount of the check.

(e) No check cashed under the provisions of this section shall be repaid by the proceeds of another check cashed by the same licensee or any affiliate of the licensee. A licensee shall not, for any consideration, renew or otherwise extend any postdated

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1138

APR 14 1999

PRINCIPAL CLERK

S D

SENATE DRS3773-LCX008B(1.1)

Short Title: HMO Tax Parity. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT HEALTH MAINTENANCE ORGANIZATIONS PAY THE SAME PREMIUM TAX AND REGULATORY CHARGE AS MOST OTHER INSURERS AND SELF-INSURERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-228.5 reads as rewritten:

"**§ 105-228.5. Taxes measured by gross premiums.**

(a) Tax Levied. -- A tax is levied in this section on insurers, Article 65 corporations, health maintenance organizations, and self-insurers. An ~~insurer~~ insurer, health maintenance organization, or Article 65 corporation that is subject to the tax levied by this section is not subject to franchise or income taxes imposed by Articles 3 and 4, respectively, of this Chapter.

(b) Tax Base. --

(1) Insurers. -- The tax imposed by this section on an insurer or a health maintenance organization shall be measured by gross premiums from business done in this State during the preceding calendar year.

(2) Additional Local Fire and Lightning Rate. -- The additional tax imposed by subdivision (d)(4) of this section shall be measured by gross premiums from business done in fire districts in this State during the preceding calendar year. For the purpose of this section, the term "fire district" has the meaning provided in G.S. 58-84-5.

(3) Article 65 Corporations. -- The tax imposed by this section on an Article 65 corporation shall be measured by gross collections from

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED SENATE
S 1139 APR 14 1999
PRINCIPAL CLERK

S D

SENATE JOINT RESOLUTION DRSJR6649-LD144B(4.7)

Sponsors: Senator Horton.

Referred to:

A JOINT RESOLUTION DEDICATING PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE.

Whereas, Article XIV, Section 5 of the North Carolina Constitution authorizes the dedication of State and local government properties as part of the State Nature and Historic Preserve upon acceptance by resolution adopted by a vote of three-fifths of the members of each house of the General Assembly and the removal of properties from that Preserve by law adopted by three-fifths of the members of each house of the General Assembly; and

Whereas, the General Assembly enacted the State Nature and Historic Preserve Dedication Act, Chapter 443, 1973 Session Laws, to prescribe the conditions and procedures under which properties may be specifically dedicated for the purposes enumerated by Article XIV, Section 5 of the North Carolina Constitution; and

Whereas, in accordance with G.S. 143-260.8, the Council of State has petitioned the General Assembly to adopt a resolution pursuant to Article XIV, Section 5 of the North Carolina Constitution accepting properties added to the State Parks System since the last dedication of lands on May 29, 1989, and designated in the petition for inclusion in the State Nature and Historic Preserve; and

Whereas, one component of the State Parks System and various State Historic Sites properties, some of which remain unchanged in land mass and some of which have acquired additional land, have different names since they were dedicated to the State Nature and Historic Preserve; and

Whereas, the Council of State has petitioned the General Assembly to remove certain properties from the State Nature and Historic Preserve; Now, therefore,

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 325/23-- 6:21 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

HORTON
DEDICATING PROPERTIES AS NATURE
COMM. SUB/2ND EDITION

SENATE RES. 1139
READING 2

3/5 MAJORITY

AYE	49	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN R	RUCHO
		CARPENTER	GULLEY	MARTIN W	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	METCALF
PAIRS	0	
AYE		
NO		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 328/26-- 6:25 PM APRIL 27, 1999 LEGISLATIVE DAY 52

LT. GOVERNOR WICKER -- Presiding

HORTON
DEDICATING PROPERTIES AS NATURE
COMM. SUB/2ND EDITION

SENATE RES. 1139
READING 3

3/5 MAJORITY

AYE	49	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	RAND
		BALLANCE	FOXX	LEE	REEVES
		BALLANTINE	GARROU	LUCAS	ROBINSON
		BASNIGHT	GARWOOD	MARTIN R	RUCHO
		CARPENTER	GULLEY	MARTIN W	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	METCALF
PAIRS	0	
AYE		
NO		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 814
LEGISLATIVE DAY 86
SJR1139HCS
READING 2

6/23/99
3:29 PM
IN CHAIR: SPEAKER

DEDICATE PROPERTIES NAT./HIS. PRESERVE

AYES - 111

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

NOES - 1

CARPENTER

EXCUSED ABSENCE - 5

BRASWELL	MINER	MOSLEY	RAMSEY
BRUBAKER			

EXCUSED VOTE - 0

NOT VOTING - 3

EDWARDS	HIATT	MICHAUX

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

SEQ. # 839
LEGISLATIVE DAY 87
SJR1139HCS
READING 3

6/24/99
1:33 PM
IN CHAIR: SPEAKER

DEDICATE PROPERTIES NAT./HIS. PRESERVE

AYES - 106

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

NOES - 1

CARPENTER

EXCUSED ABSENCE - 8

BLUE	CHURCH	MOSLEY	SMITH
BRUBAKER	COX	RAMSEY	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	HOLMES	MICHAUX	MINER
HARDAWAY			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 759/24-- 4:15 PM JUNE 29, 1999 LEGISLATIVE DAY 88

SENATOR BASNIGHT -- Presiding

HORTON
DEDICATING PROPERTIES AS NATURE
HOUSE COMM. SUB/3RD EDITION

SENATE RES. 1139
READING 2

3/5 MAJORITY

MOTION 8
TO CONCUR

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					

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 760/25-- 4:16 PM JUNE 29, 1999 LEGISLATIVE DAY 88

SENATOR BASNIGHT -- Presiding

HORTON
DEDICATING PROPERTIES AS NATURE
HOUSE COMM. SUB/3RD EDITION

SENATE RES. 1139
READING 3

3/5 MAJORITY

MOTION 8
TO CONCUR

AYE	48	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		DALTON	HOYLE	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	COOPER	JORDAN		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1140 APR 1 4 1999 D

SENATE DRS3776-LK155(4.7)

PRINCIPAL CLERK

Short Title: Surry Billboard Ban Repealed. (Public)

Sponsors: Senator East.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE BAN ON BILLBOARDS ON A PORTION OF U.S. HIGHWAY 52 AND NORTH CAROLINA HIGHWAY 752 IN SURRY COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 559 of the 1993 Session Laws reads as rewritten:

"Section 1. ~~No outdoor advertising, as defined in G.S. 136-128(3), that is visible and intended to be read from the right-of-way of the portion of North Carolina Highway 752 and United States Highway 52 south of the airport forming a corridor through the foothills of Surry County past Pilot Mountain State Park, shall be erected on or after the effective date of this act.~~ No new or replacement outdoor advertising, as defined in G.S. 136-128(3), shall be erected within 660 feet of any interstate highway located in Buncombe County outside the corporate limits of a municipality."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 409/40-- 1:30 PM APRIL 29, 1999 LEGISLATIVE DAY 54

SENATOR BASNIGHT -- Presiding

EAST
SURRY BILLBOARD BAN
COMM. SUB/2ND EDITION

SENATE BILL 1140
READING 2

AYE	47	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	SHAW L
		CARPENTER	GULLEY	METCALF	SHAW R
		CARRINGTON	HAGAN	MILLER	SOLES
		CARTER	HARRIS	MOORE	WARREN
		CLODFELTER	HARTSELL	ODOM	WEBSTER
		COCHRANE	HORTON	PERDUE	WEINSTEIN
		COOPER	JORDAN	PHILLIPS	WELLONS
		DANNELLY	KERR	PLYLER	
NO	3	DALTON	HOYLE	RUCHO	

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 750
LEGISLATIVE DAY 81
S1140SCS
READING 2

6/15/99
3:35 PM
IN CHAIR: SPEAKER

SURRY BILLBOARD BAN

107 DWeeks

AYES - ~~106~~

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

NOES - 5

BERRY	KISER	OWENS	WOOD
DAVIS			

EXCUSED ABSENCE - 7

BLUE	COLE	ESPOSITO	RAMSEY
CANSLER	CUNNINGHAM	FOX	

EXCUSED VOTE - 0

NOT VOTING - ~~2~~ 1 DWeeks

~~EDWARDS~~ DWeeks	HUNTER, H.

S1140SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED

S 1141 APR 14 1999 D

SENATE DRS4669-LE222(4.7)

PRINCIPAL CLERK

Short Title: Exec. & Leg. Branches/Performance Audit. (Public)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A PERFORMANCE AUDIT OF THE EXECUTIVE AND LEGISLATIVE BRANCHES OF STATE GOVERNMENT.

Whereas, the last legislative government efficiency study was the Government Performance Audit Committee Study, or GPAC, which was authorized by the General Assembly in the Appropriations and Budget Revenue Act of 1991; and

Whereas, the implementation of GPAC recommendations has resulted in savings to the State of $74.5 million; and

Whereas, the GPAC recommendations are continuing to shape State policy and decisionmaking; and

Whereas, it is essential that the State periodically review the effectiveness and efficiency of State government operations; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the General Assembly the sum of two million five hundred thousand dollars ($2,500,000) for the 1999-2000 fiscal year. The Legislative Services Commission shall use these funds to contract for a performance audit of the executive branch of State government and a performance audit of the staff of the legislative branch of State government. The Legislative Services Commission shall report the results of these audits to the 2001 General Assembly on or before February 1, 2001.

The performance audit in the executive branch shall include an examination of the efficiency and effectiveness of major management policies, practices, and functions across all executive branch agencies, including the following areas:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1142 APR 1 4 1999 D

SENATE DRS2736-LL146(4.7)

Short Title: Designate Comm. of Indian Affairs. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE NORTH CAROLINA COMMISSION OF INDIAN AFFAIRS AS THE DESIGNATED AGENCY TO IMPLEMENT OR OVERSEE CERTAIN PROGRAMS BENEFITING THE STATE'S INDIAN POPULATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143B-406 reads as rewritten:

"**§ 143B-406. North Carolina State Commission of Indian Affairs -- duties; use of funds.**

(a) It shall be the duty of the Commission to study, consider, accumulate, compile, assemble and disseminate information on any aspect of Indian affairs; to investigate relief needs of Indians of North Carolina and to provide technical assistance in the preparation of plans for the alleviation of such needs; to confer with appropriate officials of local, State and federal governments and agencies of these governments, and with such congressional committees that may be concerned with Indian affairs to encourage and implement coordination of applicable resources to meet the needs of Indians in North Carolina; to cooperate with and secure the assistance of the local, State and federal governments or any agencies thereof in formulating any such programs, and to coordinate such programs with any programs regarding Indian affairs adopted or planned by the federal government to the end that the State Commission of Indian Affairs secure the full benefit of such programs; to review all proposed or pending State legislation and amendments to existing State legislation affecting Indians in North Carolina; to conduct public hearings on matters relating to Indian affairs and to subpoena any information or documents deemed necessary by the Commission; to study the existing status of recognition of all Indian groups, tribes and communities presently existing in the State of North Carolina; to establish

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 298/36-- 8:56 PM APRIL 26, 1999 LEGISLATIVE DAY 51

SENATOR BASNIGHT -- Presiding

MARTIN W.
DESIGNATE COMMISSION OF INDIAN AFF.
COMM. SUB/2ND EDITION

SENATE BILL 1142
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	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1143 APR 14 1999

S D

PRINCIPAL CLERK

SENATE DRS7657-SC001(4.7)

Short Title: Contracts Continue/Euro. Union. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE CONTINUITY OF CONTRACTS UNDER THE MONETARY UNION IN MEMBER STATES OF THE EUROPEAN UNION.

The General Assembly of North Carolina enacts:

Section 1. Chapter 53 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 23.

"Continuity of Contract Under European Monetary Union.

"**§ 53-295. Definitions.**

The following definitions shall apply in this Article:

(1) Euro. -- The currency of participating member states of the European Union that adopt a single currency in accordance with the Treaty on European Union dated February 7, 1992.

(2) European Currency Unit (ECU). -- The currency as defined in the European Council regulation number 3320/94.

(3) Introduction of the Euro. -- The implementation of economic and monetary union of member states of the European Union in accordance with the Treaty on European Union dated February 7, 1992.

"**§ 53-296. Continuity of contract.**

(a) If a subject of medium of payment of a contract, security, or instrument is a currency that has been substituted or replaced by the euro, the euro shall be a commercially reasonable substitute and substantial equivalent that may either be either used in determining the value of that currency, or tendered at the conversion

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NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 4/2/99

S. B. No. 1143 Amendment No. 1

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

Rep.) HAGAN
Sen.)

moves to amend the bill on page 2, line 4

( ) WHICH CHANGES THE TITLE

by

delete "either"

SIGNED Kay R. Hagan

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

J. Dsmith 4/28/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 359/28-- 5:22 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

WARREN
CONTRACTS CONTINUE/EUROPEAN UNION

SENATE BILL 1143

AMEND 1

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

EXCUSED	0			
NOT CAST	3	HORTON	MARTIN W	WELLONS
ABSENT	0			
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 360/29-- 5:23 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

WARREN
CONTRACTS CONTINUE/EUROPEAN UNION

SENATE BILL 1143
READING 2

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

EXCUSED	0		
NOT CAST	2	HORTON	MARTIN W
ABSENT	0		
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SEQ. # 920
LEGISLATIVE DAY 92
S1143HCS
READING 2

7/05/99
7:43 PM
IN CHAIR: SPEAKER

CONTRACTS CONTINUE/ EUROPEAN UNION

AYES - 100

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

NOES - 2

ARNOLD	CAPPS

EXCUSED ABSENCE - 13

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

EXCUSED VOTE - 0

NOT VOTING - 5

BERRY	HUNTER, H.	KINNEY	MCALLISTER
HARDAWAY			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 842/18-- 4:34 PM JULY 7, 1999 LEGISLATIVE DAY 93

SENATOR BASNIGHT -- Presiding

WARREN
CONTRACTS CONTINUE/EUROPEAN UNION
HOUSE COM. SUB/3RD EDITION

SENATE BILL 1143

MOTION 8
TO CONCUR

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 OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S 1144

D

SENATE DRSA623-RB309(3.17)

Short Title: No Tax on Certain Donated Vehicles. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT VEHICLES DONATED TO A NONPROFIT ORGANIZATION WHEN THE VEHICLE WILL BE TRANSFERRED TO ANOTHER PERSON WITHIN NINETY DAYS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-187.6(a) reads as rewritten:

"(a) Full Exemptions. -- The tax imposed by this Article does not apply when a certificate of title is issued as the result of a transfer of a motor vehicle:

(1) To the insurer of the motor vehicle under G.S. 20-109.1 because the vehicle is a salvage vehicle.

(2) To either a manufacturer, as defined in G.S. 20-286, or a motor vehicle retailer for the purpose of resale.

(3) To the same owner to reflect a change or correction in the owner's name.

(4) By will or intestacy.

(5) By a gift between a husband and wife, a parent and child, or a stepparent and a stepchild.

(6) By a distribution of marital or divisible property incident to a marital separation or divorce.

(7) To a handicapped person from the Department of Health and Human Services after the vehicle has been equipped by the Department for use by the handicapped.

(8) To a local board of education for use in the driver education program of a public school when the motor vehicle is transferred:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1145 APR 1 4 1999

SENATE DRS1698-LH153(4.7) PRINCIPAL CLERK

Short Title: Harrassing Communications. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW REGARDING CERTAIN TYPES OF THREATENING, ANNOYING, OR HARASSING COMMUNICATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-196 reads as rewritten:

"**§ 14-196. Using profane, indecent or threatening language to any person over telephone; annoying or harassing by repeated telephoning or making false statements over telephone.**

(a) It shall be unlawful for any person:

~~(1) To use in telephonic communications any words or language of a profane, vulgar, lewd, lascivious or indecent character, nature or connotation;~~

(1a) To engage in communication with another repeatedly, whether or not conversation ensues, for the purpose of abusing, annoying, threatening, terrifying, harrassing, or embarrassing any individual;

(2) To use in ~~telephonic communications~~ a communication any words or language threatening to inflict bodily harm to any person or physical injury to the property of any person, or for the purpose of extorting money or other things of value from any person;

(3) To telephone another repeatedly, whether or not conversation ensues, for the purpose of abusing, annoying, threatening, terrifying, harassing or embarrassing any person at the called number;

(4) To make a telephone call and fail to hang up or disengage the connection with the intent to disrupt the service of ~~another;~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

SENATE DRS3777-LH151(4.7) 1 4 6 APR 1 4 1999

PRINCIPAL CLERK

Short Title: Amend Secret Peeping. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE IT A CRIMINAL OFFENSE TO USE MIRRORS, VIDEO EQUIPMENT, AND OTHER MEANS TO SECRETLY VIEW ANOTHER PERSON'S BODY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-202 reads as rewritten:

"**§ 14-202. Secretly peeping into room occupied by ~~female~~ another person.**

Any person who shall peep secretly into any room occupied by ~~a female~~ another person, or who shall use any means by which secretly to view or attempt to view another person's body or any part of the person's body including mirrors or other reflective surfaces, video or other recording equipment, and the like, ~~shall be~~ is guilty of a Class 1 misdemeanor."

Section 2. This act becomes effective December 1, 1999, and applies to offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S1147 APR 1 4 1999

SENATE DRS2733-LH152A(4.7)

PRINCIPAL CLERK

Short Title: Amend Stalking Law. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW REGARDING STALKING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-277.3 reads as rewritten:

"**§ 14-277.3. Stalking.**

(a) Offense. -- A person commits the offense of stalking if the person willfully on more than one occasion ~~follows or~~ follows, is in the presence ~~of~~ of, or otherwise harasses another person without legal purpose and (i) with the intent to ~~cause death or bodily injury or with the intent to cause emotional distress by placing that person in reasonable fear of death or bodily injury.~~ place that person in reasonable fear for his safety, or the safety of his immediate family or loved ones, or (ii) with the intent to cause that person to suffer emotional distress by placing that person in fear of death, bodily injury, or continued harassment, and the person in fact causes that person substantial emotional distress.

(b) Classification. -- ~~A violation of this section is a Class 1 misdemeanor. A person who commits the offense of stalking when there is a court order in effect prohibiting similar behavior is guilty of a Class A1 misdemeanor. A second or subsequent conviction for stalking occurring within five years of a prior conviction of the same defendant is punishable as a Class I felony.~~ A violation of this section is a Class H felony. A person who commits the offense of stalking when there is a court order in effect prohibiting such conduct is guilty of a Class F felony. A person who commits the offense of stalking after having been previously convicted of a stalking offense is guilty of a Class F felony.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

SENATE DRS4516-LK007(1.6) S 1148 APR 14 1999

PRINCIPAL CLERK

Short Title: New Registration Plates. (Public)

Sponsors: Senator Allran.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DESIGN AND AUTHORIZE A NEW STANDARD REGISTRATION PLATE FOR NORTH CAROLINA MOTOR VEHICLES.

The General Assembly of North Carolina enacts:

Section 1. The catch line for G.S. 20-63 reads as rewritten:

"**§ 20-63. Registration plates furnished by Division; requirements; replacement of regular plates with ~~First in Flight~~ From the Mountains to the Sea or Nothing Could be Finer plates; surrender and reissuance; displaying; preservation and cleaning; alteration or concealment of numbers; commission contracts for issuance.**"

Section 2. G.S. 20-63(b) reads as rewritten:

"(b) Every license plate shall have displayed upon it the registration number assigned to the vehicle for which it is issued, the name of the State of North Carolina, which may be abbreviated, and the year number for which it is issued or the date of expiration. A plate issued for a commercial vehicle, as defined in G.S. 20-4.2(1), must bear the word "commercial," unless the plate is a special registration plate authorized in G.S. 20-79.4 or the commercial vehicle is a trailer or is licensed for 6,000 pounds or less.

A registration plate issued by the Division for a private passenger vehicle or for a private hauler vehicle licensed for 6,000 pounds or less shall be a ~~"First in Flight" plate. A "First in Flight" plate shall have the words "First in Flight" printed at the top of the plate above all other letters and numerals. The background of the plate shall depict the Wright Brothers biplane flying over Kitty Hawk Beach, with the plane flying slightly upward and to the right.~~ "From the Mountains to the Sea" or "Nothing Could be Finer" plate. A "From the Mountains to the Sea" plate shall have the words "From the Mountains to the Sea" printed at the top of the plate

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS7651*-RO015(4.7) S 1149

Short Title: Prohibit Predatory Lending. (Public)

Sponsors: Senators Cooper, Rand, and Hoyle.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

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

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

(1) Where the principal amount is ten thousand dollars ($10,000) or more the parties may contract for the payment of interest as agreed upon by the parties;

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1149

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

S1149-ARO-005

Date 6/22 ,1999

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

Senator Cooper

moves to amend the bill on page 3, lines 3-6, by rewriting the lines to read:

"(b) ~~No prepayment fees shall be contracted by the borrower and lender with respect to any home loan where the principal amount borrowed is one hundred thousand dollars ($100,000) or less; otherwise a lender and a borrower may agree on any terms as to the prepayment of a home loan.~~ Except as provided in subdivision (1) of this subsection, a lender and a borrower may agree on any terms as to the prepayment of a home loan.

(1) No prepayment fees or penalties shall be contracted by the borrower and lender with respect to any home loan in which: (i) the prinicipal amount borrowed is one hundred fifty thousand dollars ($150,000) or less, (ii) the borrower is a natural person, (iii) the debt is incurred by the borrower primarily for personal, family, or household purposes, and (iv) the loan is secured by a first mortgage or first deed of trust on real estate upon which there is located or there is to be located a structure or structures designed principally for occupancy of from one to four families which is or will be occupied by the borrower as the borrower's principal dwelling.

(2) The limitations on prepayment fees and penalties contained in subdivision (b)(1) of this section shall not apply to the extent state law limitations on prepayment fees and penalties are preempted by federal law or regulation.";

and on page 6, line 15, by rewriting the line to read:
"due under the terms of the note or the deferral agreement.";

and on page 8, line 17, by deleting the word "and";

and on page 8, line 19, by deleting the word "document." and substituting the words "documents; and";

and on page 8, lines 19-20, by inserting the following new sub-subdivision between the lines:

"e. 'Points and fees' shall not include (i) taxes, filing fees, recording and other charges and fees paid or to be paid to public officials for determining the existence of or for perfecting, releasing, or satisfying a security interest; and (ii) fees paid to a person other than a lender or an affiliate of the lender or to the mortgage broker or an affiliate of the mortgage broker for the following: fees for tax payment services; fees for flood certification; fees for pest infestation and flood determinations; appraisal fees; fees for inspections performed prior to closing; credit reports; surveys; attorneys' fees (if the borrower has the right to select the attorney from an approved list or otherwise); notary fees; escrow charges, so long as not otherwise included under sub-subdivision a. of this subdivision; title insurance premiums; and fire insurance and flood insurance premiums, provided that the conditions in Section 226.4(d)(2) of Title 12 of the Code of Federal Regulations are met.";

and on page 8, lines 35-41, by rewriting the lines to read:
"b. The total points and fees payable by the borrower at or before the loan closing exceed (i) five percent (5%) of the total loan amount if the total loan amount is twenty thousand dollars

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1149

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

S1149-ARO-005

($20,000) or more, or (ii) the lesser of eight percent (8%) of the total loan amount or one thousand dollars ($1,000), if the total loan amount is less than twenty thousand dollars";

and on page 9, lines 33-34, by inserting the following new subdivision between the lines:

"(7) 'Total loan amount' means the same as the term 'total loan amount' as used in Section 226.32 of Title 12 of the Code of Federal Regulations, and the same shall be calculated in accordance with the Federal Reserve Board's Official Staff Commentary thereto.";

and on page 11, line 43, by deleting the phrase "(b) and (c)" and substituting the phrase "(b) or (c)";

and on page 14, line 20, by rewriting the line to read:

"**§24-10.2. Consumer protections in certain home loans.**";

and on page 14, line 41, by rewriting the line to read:

"thresholds specified in G.S. 24-1.1E(a)(6).";

and on page 15, lines 20-27,
by rewriting the lines to read:

"Section 6. (a) Of the funds appropriated to the Office of Commsissioner of Banks for the 1999-2000 fiscal year, the sum of one hundred thousand dollars ($100,000) shall be used to develop and implement, in consultation with the Attorney General, a program of public education and counseling, designed to inform the public about the methods by which predatory lenders impose unconscionable and noncompetitive fees and charges as part of complex home mortgage transactions, to protect the public from incurring such fees and charges, and otherwise to encourage the informed and responsible use of credit.

(b) Subsection (a) of this section becomes effective only if the sum of one hundred thousand dollars ($100,000) for the 1999-2000 fiscal year is appropriated to the Office of Commissioner of Banks for the purpose stated in subsection (a) of this section. This

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1149

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

S1149-ARO-005

section does not obligate the General Assembly to appropriate funds.".

SIGNED R. A. G. E.
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 49-0 FAILED _____ TABLED _____

6/22/99 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 708/3-- 3:17 PM JUNE 22, 1999 LEGISLATIVE DAY 84

SENATOR BASNIGHT -- Presiding

COOPER
PROHIBIT PREDATORY LENDING
COM. SUB/2ND EDITION

SENATE BILL 1149

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		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 709/4-- 3:34 PM JUNE 22, 1999 LEGISLATIVE DAY 84

LT. GOVERNOR WICKER -- Presiding

COOPER
PROHIBIT PREDATORY LENDING
COM. SUB/2ND EDITION

SENATE BILL 1149
READING 2

AYE	48	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	1	WEBSTER			

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1149

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

S1149-ALT-001D

Date 7/13 ,1999

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

Representative Capps

moves to amend the bill on page 16, lines 17 through 18, by inserting the following new section between the lines:

"Section 5.1. G.S. 24-10(b) reads as rewritten:

'(b) Any loan made under G.S. 24-1.1 in an original principal amount of ~~one hundred thousand dollars ($100,000.00)~~ three hundred thousand dollars ($300,000) or less may be prepaid in part or in full, after 30 days notice to the lender, with a maximum prepayment fee of two percent (2%) of the outstanding balance at any time within three years after the first payment of principal and thereafter there shall be no prepayment fee, provided that there shall be no prepayment fee charged or received in connection with any repayment of a construction loan; and except as herein provided, any lender and any borrower may agree on any terms as to prepayment of a loan.'"

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 34-71 EV TABLED _____

JUL 13 1999
Denise Hickson

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1098
GISLATIVE DAY 98
S1149HCS #2
READING 2

7/13/99
3:31 PM
IN CHAIR: SPEAKER

AMEND #1 Rep. Capps
PROHIBIT PREDATORY LENDING

AYES - 34

ALLRED	CLARY	HIATT	POPE
ARNOLD	COLE	HOLMES	RAYFIELD
BARBEE	CULP	HOWARD	SETZER
BERRY	DAVIS	JUSTUS	STARNES
BROWN	DECKER	KISER	TEAGUE
BUCHANAN	EDDINS	LUEBKE	WALEND
CANSLER	ELLIS	MCCOMBS	WARNER
CAPPS	GILLESPIE	MORRIS	WOMBLE
CARPENTER	GRADY		

NOES - 71

ADAMS	DEDMON	INSKO	RUSSELL
ALEXANDER	DOCKHAM	JARRELL	SAUNDERS
ALLEN	EARLE	JEFFUS	SEXTON
BADDOUR	EASTERLING	MCCOMAS	SHERRILL
BAKER	EDWARDS	MCMAHAN	SMITH
BAREFOOT	ESPOSITO	MELTON	TALLENT
BONNER	FOX	MICHAUX	THOMAS
BOWIE	GIBSON	MILLER	THOMPSON
BOYD-MCINTYRE	GOODWIN	MINER	TOLSON
BRASWELL	GULLEY	MITCHELL	TUCKER
BRIDGEMAN	HACKNEY	MOORE	WAINWRIGHT
BRUBAKER	HAIRE	MORGAN	WARWICK
CHURCH	HARDAWAY	NESBITT	WILSON, C.
COX	HENSLEY	NYE	WILSON, G.
CRAWFORD	HILL	OLDHAM	WOOD
CREECH	HORN	OWENS	WRIGHT
CULPEPPER	HUNTER, H.	PRESTON	YONGUE
CUNNINGHAM	HURLEY	REDWINE	

EXCUSED ABSENCE - 9

BLUE	KINNEY	MCLAWHORN	ROGERS
DAUGHTRY	MCCRARY	MOSLEY	WARREN
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	GARDNER	RAMSEY	SUTTON
FITCH	MCALLISTER		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1099
ISLATIVE DAY 98
S1149HCS #2
READING 2

7/13/99
3:38 PM
IN CHAIR: SPEAKER

PROHIBIT PREDATORY LENDING

AYES - ~~108~~ 109 dw

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

RAMSEY dw

NOES - 1 dw

~~RAMSEY~~ dw SETZER

EXCUSED ABSENCE - 9

BLUE	KINNEY	MCLAWHORN	ROGERS
DAUGHTRY	MCCRARY	MOSLEY	WARREN
GRAY			

EXCUSED VOTE - 0

NOT VOTING - 1

FITCH

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 988/33-- 5:06 PM JULY 14, 1999 LEGISLATIVE DAY 97

SENATOR BASNIGHT -- Presiding

COOPER
PROHIBIT PREDATORY LENDING
HOUSE COM. SUB NO. 2/5TH EDITION

SENATE BILL 1149

MOTION 8
TO CONCUR

AYE	47	ALBERTSON	DANNELLY	KERR	PLYLER
		ALLRAN	EAST	KINNAIRD	PURCELL
		BALLANCE	FORRESTER	LEE	RAND
		BALLANTINE	FOXX	LUCAS	REEVES
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	SHAW L
		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	2	RUCHO	WEBSTER		

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S **D**

SENATE DRS4672-LT128(4.7) S 1150

Short Title: Drug Treatment Court. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES TO THE DRUG TREATMENT COURT PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. This act amends the law to make changes to the drug treatment court program of North Carolina.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1151
APR 14 1999
PRINCIPAL CLERK

S D

SENATE DRS4661-LE115A(3.12)

Short Title: Charter School Testing Requirements. (Public)

Sponsors: Senators Carter and Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW REGARDING TESTING REQUIREMENTS FOR CHARTER SCHOOLS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-238.29F(d)(3) reads as rewritten:

"(3) A charter school shall ~~conduct the student assessments required for charter schools by the State Board of Education.~~ administer the tests adopted by the State Board of Education under G.S. 115C-174.11 that are used to implement the School-Based Management and Accountability Program in other public schools."

Section 2. G.S. 115C-238.29G(a) reads as rewritten:

"(a) The State Board of Education, or a chartering entity subject to the approval of the State Board of Education, may terminate or not renew a charter upon any of the following grounds:

(1) Failure to meet the requirements for student performance contained in the ~~charter;~~ charter or to meet the requirements for student testing contained in G.S. 115C-238.29F(d)(3).

(2) Failure to meet generally accepted standards of fiscal management;

(3) Violations of law;

(4) Material violation of any of the conditions, standards, or procedures set forth in the charter;

(5) Two-thirds of the faculty and instructional support personnel at the school request that the charter be terminated or not renewed; or

(6) Other good cause identified."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1152 APR 14 1999

SENATE DRS4671-LM215(4.7)

PRINCIPAL CLERK

Short Title: Nonresidential Abandoned Structures. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING CITIES TO DEMOLISH AND REMOVE CERTAIN NONRESIDENTIAL BUILDINGS TO ENHANCE ECONOMIC DEVELOPMENT EFFORTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-441 reads as rewritten:

"**§ 160A-441. Exercise of police power authorized.**

(a) It is hereby found and declared that the existence and occupation of dwellings in this State that are unfit for human habitation are inimical to the welfare and dangerous and injurious to the health, safety and morals of the people of this State, and that a public necessity exists for the repair, closing or demolition of such dwellings. Whenever any city or county of this State finds that there exists in the city or county dwellings that are unfit for human habitation due to dilapidation, defects increasing the hazards of fire, accidents or other calamities, lack of ventilation, light or sanitary facilities, or due to other conditions rendering the dwellings unsafe or unsanitary, or dangerous or detrimental to the health, safety, morals, or otherwise inimical to the welfare of the residents of the city or county, power is hereby conferred upon the city or county to exercise its police powers to repair, close or demolish the dwellings in the manner herein provided. No ordinance enacted by the governing body of a county pursuant to this Part shall be applicable within the corporate limits of any city unless the city council of the city has by resolution expressly given its approval thereto.

(b) In addition to the exercise of police power authorized herein, any city may by ordinance provide for the repair, ~~closing~~ closing, or demolition of any abandoned structure ~~which~~ that the city council finds to be a health or safety hazard as a result

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen) CHANGES TITLE

EDITION No. _____

H. B. No. _____ DATE April 29, 1999

S. B. No. 1152 Amendment No. 1
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE X

Rep.) REEVES
Sen.)

moves to amend the bill on page 1, line 3

(X) WHICH CHANGES THE TITLE

by DELETING THE WORD "FOUR" AND SUBSTITUTING THE WORD "TWO"; AND

ON PAGE 1, LINE 16 BY DELETING THE NUMBER "400,000," AND SUBSTITUTING THE NUMBER "200,000,".

SIGNED _____

ADOPTED ✓ 50-0 FAILED _____ TABLED _____

4/29/99 J. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 413/44-- 1:49 PM APRIL 29, 1999 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
NONRESIDENTIAL ABANDONED STRUCTURES
COMM. SUB/2ND EDITION

SENATE BILL 1152

AMEND 1

AYE	50	ALBERTSON	EAST	KINNAIRD	PURCELL
		ALLRAN	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN R	ROBINSON
		BASNIGHT	GARWOOD	MARTIN W	RUCHO
		CARPENTER	GULLEY	METCALF	SHAW L
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
		DANNELLY	KERR		

NO 0

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 414/45-- 1:53 PM APRIL 29, 1999 LEGISLATIVE DAY 54

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
NONRESIDENTIAL ABANDONED STRUCTURES
COMM. SUB/2ND EDITION

SENATE BILL 1152
READING 2

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

EXCUSED 0

NOT CAST 0

ABSENT 0

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1657
GISLATIVE DAY 142
S1152HCS #2
READING 2

7/11/00
12:37 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. EDDINS
NONRESIDENTIAL ABANDONED STRUCTURES

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 5

HIATT	MCCRARY	RAMSEY	WOOD
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	FITCH	MINER	TALLENT
CULPEPPER	HOLMES		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1658
ISLATIVE DAY 142
S1152HCS#2
READING 2

7/11/00
12:43 PM
IN CHAIR: SPEAKER

NONRESIDENTIAL ABANDONED STRUCTURES

AYES - 108

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

NOES - 2

ALLRED	GILLESPIE

EXCUSED ABSENCE - 5

HIATT	MCCRARY	RAMSEY	WOOD
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HOLMES	MINER	TALLENT
FITCH			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1507/14-- 5:09 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

CLODFELTER
NONRESIDENTIAL ABANDONED STRUCTURES
HOUSE COMM. SUB NO.2/6TH EDITION

SENATE BILL 1152

MOTION 8
TO CONCUR

AYE	45	ALBERTSON	EAST	KERR	PLYLER
		ALLRAN	FORRESTER	KINNAIRD	PURCELL
		BALLANTINE	FOXX	LEE	RAND
		BASNIGHT	GARROU	LUCAS	REEVES
		CARPENTER	GARWOOD	MARTIN R	ROBINSON
		CARRINGTON	GULLEY	MARTIN W	SHAW R
		CARTER	HAGAN	METCALF	SOLES
		CLODFELTER	HARRIS	MILLER	WARREN
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY			
NO	1	BALLANCE			

EXCUSED	0		
NOT CAST	2	HORTON	SHAW L
ABSENT	2	MOORE	RUCHO
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1153 APR 1 4 1999 D

SENATE DRS4673*-RT052.01(4-1) PRINCIPAL CLERK

Short Title: Federal CMAQ Funds Use/Pub. Trans. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT FEDERAL CONGESTION MITIGATION AND AIR QUALITY IMPROVEMENT PROGRAM FUNDS BE USED FOR PUBLIC TRANSPORTATION PURPOSES.

The General Assembly of North Carolina enacts:

Section 1. Article 2B of Chapter 136 of the General Statutes is amended by adding a new section to read:

"**§ 136-44.20A. Certain federal funds to be used for public transportation purposes.**

The Department of Transportation shall use all funds appropriated by the United States to the State pursuant to 23 U.S.C. § 104(b)(2) and 23 U.S.C. § 149 for public transportation purposes and in accordance with 23 U.S.C. § 149."

Section 2. G.S. 136-16 reads as rewritten:

"**§ 136-16. Funds and property converted to State Highway Fund.**

Except as provided in G.S. 136-44.20A and as otherwise provided, all funds and property collected by the Department of Transportation shall be paid or converted into the State Highway Fund."

Section 3. G.S. 136-17.2A is amended by adding a new subsection to read:

"(g) Funds appropriated by the United States to the State pursuant to 23 U.S.C. § 104(b)(2) and 23 U.S.C. § 149 shall be used as provided in G.S. 136-44.20A."

Section 4. This act becomes effective 1 July 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1154 APR 14 1999 D

SENATE DRS2741-LH147(4.6) PRINCIPAL CLERK

Short Title: Amend Assault Inflicting Serious Injury. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW REGARDING ASSAULT INFLICTING SERIOUS BODILY HARM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-32.4 reads as rewritten:

"**§ 14-32.4. Assault inflicting serious bodily injury.**

Unless the conduct is covered under some other provision of law providing greater punishment, any person who assaults another person and inflicts serious bodily injury is guilty of a Class F felony. "Serious bodily injury" ~~is defined as~~ includes the following: bodily injury that creates a substantial risk of death, or that causes serious permanent disfigurement, coma, the breaking or fracturing of any bone, a permanent or protracted condition that causes ~~extreme pain,~~ substantial pain or suffering, or permanent or protracted loss or impairment, or deterioration of the function of any bodily member or organ, or that results in prolonged hospitalization."

Section 2. This act becomes effective December 1, 1999, and applies to offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

D

S 1155 APR 14 1999

SENATE DRS3769-LE100C(3.4)

PRINCIPAL CLERK

Short Title: School Central Office Admin./Study. (Public)

Sponsors: Senators Lee and Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT DIRECTING THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY ISSUES PERTAINING TO PUBLIC SCHOOL CENTRAL OFFICE ADMINISTRATORS.

Whereas, as more complex reform measures are initiated, it is essential that there be sufficient central office administrative support for principals, teachers, and other school staff; and

Whereas, the current formula for allotment of funds for central office administrators is extremely complex and considered by many to be inequitable; and

Whereas, it is important that an impartial study be conducted; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The Joint Legislative Education Oversight Committee shall study issues pertaining to public school central office administrators. In the course of the study, the Committee shall:

(1) Examine the responsibilities of central office administrators, with attention to span of supervision as well as consequence of error;

(2) Analyze the number and ratio of State-funded administrators related to the number of students and to the responsibilities of the administrator;

(3) Review and recommend to the General Assembly a more equitable and understandable allotment formula; and

(4) Review the credentials required for central office administrators.

The Joint Legislative Education Oversight Committee shall make a final report on this matter to the General Assembly prior to January 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S1156 APR 14 1999 D

SENATE DRS6652-LN182(4-7)

PRINCIPAL CLERK

Short Title: Funds/Special Needs Children. (Public)

Sponsors: Senator Hagan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE EDUCATION OF SPECIAL NEEDS CHILDREN, AND TO ESTABLISH A STUDY COMMISSION ON SPECIAL NEEDS CHILDREN.

The General Assembly of North Carolina enacts:

Section 1.(a) There is appropriated from the General Fund to the State Aid to Local School Administrative Units, Funding Allotment for Children With Special Needs, the sum of twenty-five million dollars ($25,000,000) for the 1999-2000 fiscal year and the sum of twenty-five million dollars ($25,000,000) for the 2000-2001 fiscal year to increase funding for children with special needs, as defined in G.S. 115C-109.

Section 1(b). There is appropriated from the General Fund to the State Aid to Local School Administrative Units, Funding Allotment for Children with Special Needs, the sum of five million dollars ($5,000,000) for the 1999-2000 fiscal year and the sum of five million dollars ($5,000,000) for the 2000-2001 fiscal year for special needs children in local school administrative units with a headcount in excess of twelve and five-tenths percent (12.5%) of average daily membership.

Section 2.(a) There is established the Legislative Study Commission on Special Needs Children. The Commission shall have 15 members, appointed as follows:

(1) Five members of the Senate appointed by the President Pro Tempore of the Senate;

(2) Five members of the House of Representatives appointed by the Speaker of the House of Representatives; and

FILED - SENATE
S 1157 APR 14 1999
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS3779*-LMX099A(3.15)

Short Title: Social Worker Licensure. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT RECLASSIFYING CERTIFIED CLINICAL SOCIAL WORKERS AS LICENSED CLINICAL SOCIAL WORKERS AND REVISING THE FEES AND QUALIFICATIONS FOR CERTIFICATION AND LICENSURE OF SOCIAL WORKERS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 90B of the General Statutes reads as rewritten:

"Chapter 90B.

"Social Worker Certification and Licensure Act.

"§ 90B-1. Short title.

This Chapter shall be known as the "Social Worker Certification and Licensure Act.

"§ 90B-2. Purpose.

Since the profession of social work significantly affects the lives of the people of this State, it is the purpose of this Chapter to protect the public by setting standards for qualification, ~~training~~ training, and experience for those who seek to represent themselves to the public as certified social workers or licensed clinical social workers and by promoting high standards of professional performance for those engaged in the practice of social work.

"§ 90B-3. Definitions.

The following definitions apply in this Chapter:

(1) Board. -- The North Carolina ~~Certification Board for Social Work.~~ Social Work Certification and Licensure Board.

(2) ~~Certified~~ Licensed Clinical Social Worker. -- A person who is competent to function independently, who holds himself or herself

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

SENATE DRS4676-LN174(4.6) S 1158 APR 14 1999

PRINCIPAL CLERK

Short Title: Food Inspections. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO FOOD INSPECTION REQUIREMENTS FOR MASS GATHERINGS.

The General Assembly of North Carolina enacts:

Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1159 APR 14 1999

PRINCIPAL CLERK

SENATE DRS2721-RT005.02(4.1)

Short Title: Land-Use Restrictions/Contaminated Sites. (Public)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPAND THE CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES MAY ALLOW THE USE OF LAND-USE RESTRICTIONS TO PROTECT PUBLIC HEALTH AT CONTAMINATED SITES.

The General Assembly of North Carolina enacts:

Section 1. Part 1 of Article 7 of Chapter 143B of the General Statutes is amended by adding two new sections to read:

"**§ 143B-279.9. Land-use restrictions may be imposed to reduce danger to public health at contaminated sites.**

In order to reduce or eliminate the danger to public health or the environment posed by the presence of contamination at a site, an owner, operator, or other responsible party may impose restrictions on the current or future use of the real property comprising any part of the site where the contamination is located if the restrictions meet the requirements of this section. The restrictions must be agreed to by the owner of the real property, included in a remedial action plan for the site that has been approved by the Secretary, and implemented as a part of the remedial action program for the site. The Secretary may approve restrictions included in a remedial action plan in accordance with standards that the Secretary determines to be applicable to the site. Restrictions may apply to activities on, over, or under the land, including, but not limited to, use of groundwater, building, filling, grading, excavating, and mining. Any approved restriction shall be enforced by any owner, operator, or other party responsible for the contaminated site. Any land-use restriction may also be enforced by the Department through the remedies provided by any provision of law that is implemented or enforced by the Department or by

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 261/26-- 2:43 PM APRIL 22, 1999 LEGISLATIVE DAY 50

SENATOR BASNIGHT -- Presiding

PLYLER
LAND USE RESTRICTIONS/CONT. SITES

SENATE BILL 1159
READING 2

AYE	47	ALBERTSON	EAST	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	REEVES
		BALLANCE	FOXX	MARTIN R	ROBINSON
		BALLANTINE	GARROU	MARTIN W	RUCHO
		BASNIGHT	GULLEY	METCALF	SHAW L
		CARPENTER	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY	KINNAIRD	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	CARRINGTON	GARWOOD	HORTON	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EC

. # 697
ISLATIVE DAY 76
S1159HCS
READING 2

6/07/99
8:40 PM
IN CHAIR: SPEAKER

LAND-USE RESTRICT./ CONTAMINATED SITES

AYES - 106

SPEAKER	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAUGHTRY	INSKO	REDWINE
ALLEN	DAVIS	JARRELL	ROGERS
ALLRED	DECKER	JEFFUS	RUSSELL
ARNOLD	DEDMON	JUSTUS	SAUNDERS
BADDOUR	DOCKHAM	KISER	SETZER
BAKER	EARLE	LUEBKE	SEXTON
BARBEE	EASTERLING	MCCOMAS	SHERRILL
BAREFOOT	EDDINS	MCCOMBS	SMITH
BLUE	EDWARDS	MCCRARY	STARNES
BONNER	ESPOSITO	MCLAWHORN	SUTTON
BOWIE	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
CARPENTER	HACKNEY	MORRIS	WARNER
CHURCH	HAIRE	NESBITT	WARREN
CLARY	HARDAWAY	NYE	WARWICK
COLE	HENSLEY	OLDHAM	WILSON, G.
COX	HIATT	OWENS	WOMBLE
CRAWFORD	HILL	POPE	WRIGHT
CULP	HORN	PRESTON	YONGUE
CULPEPPER	HOWARD		

NOES - 0

EXCUSED ABSENCE - 8

ADAMS	ELLIS	MCALLISTER	RAMSEY
BOYD-MCINTYRE	KINNEY	MOSLEY	WOOD

EXCUSED VOTE - 0

NOT VOTING - 6

BERRY	FITCH	HUNTER, H.	WILSON, C.
CREECH	HOLMES		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 630/12-- 3:56 PM JUNE 9, 1999 LEGISLATIVE DAY 77

LT. GOVERNOR WICKER -- Presiding

PLYLER
LAND USE RESTRICTIONS/CONT. SITES
HOUSE COMM. SUB/2ND EDITION

SENATE BILL 1159

MOTION 8
TO CONCUR

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1160 APR 1 4 1999
PRINCIPAL CLERK

S D

SENATE DRS2735-LR266(3.23)

Short Title: Amusement Device Inspections. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE REGULATION OF AMUSEMENT DEVICES AND AERIAL TRAMWAYS BY THE DEPARTMENT OF LABOR.

The General Assembly of North Carolina enacts:

Section 1. G.S. 95-106 reads as rewritten:

"**§ 95-106. Amusement, aerial tramway, and inclined railroad inspection fees.**

(a) The Department of Labor shall assess and collect the following inspection service fees for ~~annual~~ inspections for each location within the State of amusement devices, aerial passenger tramways, and inclined railroads:

Type Inspection	Unit Fee
Amusement Devices	$15
Gondolas, Chairlifts, and Inclined Railroads	137
J- or T-Bars	62
Rope Tows	31

(b) In the event that an amusement device owner or operator notifies the Department of Labor pursuant to G.S. 95-111.8 that he intends to operate one or more amusement devices for the public at a particular location and requests an inspection at a particular time:

(1) When the inspector arrives and no amusement devices are present, the Department shall assess a fee against the owner or operator to cover the cost of travel to and from the location at the mileage rate set forth in G.S. 138-6 plus an hourly rate of up to sixty dollars ($60.00) for each inspector for the time expended by the inspector in travelling to and from the location.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1 1 6 1 APR 1 4 1999
PRINCIPAL CLERK

SENATE DRS2743-LH129(4.6)

Short Title: Water Pretreatment Consultation. (Public)

Sponsors: Senator Hagan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO WORK WITH THE FOOD SERVICE INDUSTRY TO IMPROVE THE EQUITY AND EFFECTIVENESS OF RULES AND GUIDELINES GOVERNING LOCAL OIL AND GREASE PRETREATMENT PROGRAMS.

The General Assembly of North Carolina enacts:

Whereas, local governments across the State are authorized to implement pretreatment programs in connection with water and sewage treatment; and

Whereas, certain local governments have proposed to assess significant fees or charges on food service establishments in connection with those programs regardless of the measures that a particular establishment may have taken to address the issue; and

Whereas, the State has an interest in both assuring that the fees and charges are reasonable, necessary, and related to the goal of the pretreatment program and in assuring the quality of the water discharged into the water of the State; Now therefore,

The General Assembly of North Carolina enacts:

Section 1. The Department of Environment and Natural Resources is directed to work with the North Carolina Restaurant Association and other food service establishments and food retailers and other food retailers impacted by local oil and grease pretreatment programs to:

(1) Assure that such programs are fair, equitable, economically manageable, and effective;

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 358/27-- 5:20 PM APRIL 28, 1999 LEGISLATIVE DAY 53

SENATOR BASNIGHT -- Presiding

HAGAN
WATER PRETREATMENT CONSULTATION
COMM. SUB/2ND EDITION

SENATE BILL 1161
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	HOYLE	PERDUE	WEBSTER
		COOPER	JORDAN	PHILLIPS	WEINSTEIN
		DALTON	KERR	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED SENATE

SESSION 1999 S 1162 APR 14 1999

S D

PRINCIPAL CLERK

SENATE DRS6623-LE194(4.6)

Short Title: School Health Curriculum Modified. (Public)

Sponsors: Senator Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW PERTAINING TO THE SCHOOL HEALTH CURRICULUM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-81(e1) reads as rewritten:

"(e1) School Health Education Program to Be Developed and Administered.

(1) A comprehensive school health education program shall be developed and taught to pupils of the public schools of this State from kindergarten through ninth grade. This program includes age-appropriate instruction in the following subject areas, regardless of whether this instruction is described as, or incorporated into a description of, "family life education", "family health education", "health education", "family living", "health", "healthful living curriculum", or "self-esteem":

a. Mental and emotional health;

b. Drug and alcohol abuse prevention;

c. Nutrition;

d. Dental health;

e. Environmental health;

f. Family living;

g. Consumer health;

h. Disease control;

i. Growth and development;

j. First aid and emergency care, including the teaching of cardiopulmonary resuscitation (CPR) and the Heimlich

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED SENATE

SESSION 1999

S 1163 APR 1 4 1999

S D

PRINCIPAL CLERK

SENATE DRS4666*-SG/RTX036.04(4.6)

Short Title: Dry-Cleaning Solvent Cleanup Amends. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

PART I. REPEAL REQUIREMENT THAT OWNERS AND OPERATORS OF DRY-CLEANING FACILITIES ESTABLISH AND MAINTAIN FINANCIAL RESPONSIBILITY FOR LEGAL LIABILITY FOR CONTAMINATION

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

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE

D

SENATE DRS4674*-RT040.01(4.1)

S 1 6 4 APR 1 4 1999

PRINCIPAL CLERK

Short Title: Establish Metropolitan Planning Boards. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH METROPOLITAN PLANNING BOARDS TO ASSIST THE DEPARTMENT OF TRANSPORTATION IN THE DEVELOPMENT OF TRANSPORTATION PLANS AND PROGRAMS FOR URBAN AREAS OF THE STATE.

The General Assembly of North Carolina enacts:

Section 1. Article 1 of Chapter 136 of the General Statutes is amended by adding a new section to read:

"**§ 136-15.1. Metropolitan planning boards.**

(a) As used in this section:

(1) 'Metropolitan planning board' has the same meaning as 'metropolitan planning organization' as used in 23 U.S.C. § 134.

(2) 'Metropolitan area' has the same meaning as 'metropolitan area' as used in 23 U.S.C. § 134.

(b) The Governor, with the assistance of the Secretary of Transportation, shall designate a metropolitan planning board for each urban area of more than 50,000 population in the State and shall determine the boundaries of each metropolitan area to be served by a metropolitan planning board. The Governor shall designate metropolitan planning boards and designate metropolitan areas in accordance with the requirements of 23 U.S.C. § 134.

(c) The boundaries of the area served by each metropolitan planning board shall be evaluated and adjusted in the year following each decennial federal census.

(d) Article 2A of Chapter 150B of the General Statutes applies to the designation of a metropolitan planning board and to the determination of a metropolitan area."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED SENATE

S 1165 APR 1 4 1999

PRINCIPAL CLERK

S D

SENATE DRS2737-LM202(4.6)

Short Title: Clinical Pharmacist Practitioner. (Public)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE LICENSURE OF CLINICAL PHARMACIST PRACTITIONERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-6 reads as rewritten:

"**§ 90-6. Regulations governing applicants for license, examinations, etc.; appointment of subcommittee.**

(a) The North Carolina Medical Board is empowered to prescribe such regulations as it may deem proper, governing applicants for license, admission to examinations, the conduct of applicants during examinations, and the conduct of examinations proper.

(b) The North Carolina Medical Board shall appoint and maintain a subcommittee to work jointly with a subcommittee of the Board of Nursing to develop rules and regulations to govern the performance of medical acts by registered nurses, including the determination of reasonable fees to accompany an application for approval not to exceed one hundred dollars ($100.00) and for renewal of approval not to exceed fifty dollars ($50.00). The fee for reactivation of an inactive incomplete application shall be five dollars ($5.00). Rules and regulations developed by this subcommittee from time to time shall govern the performance of medical acts by registered nurses and shall become effective when adopted by both the North Carolina Medical Board and the Board of Nursing. The North Carolina Medical Board shall have responsibility for securing compliance with these regulations.

(c) The North Carolina Medical Board shall appoint and maintain a subcommittee of four licensed physicians to work jointly with a subcommittee of the North Carolina Board of Pharmacy to develop rules and regulations to govern the performance of

S1166

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S 1

SENATE BILL 1166

Short Title: Workers' Comp./Average Weekly Wages. (Public)

Sponsors: Senator Odom.

Referred to: Commerce.

April 15, 1999

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE DEFINITION OF AVERAGE WEEKLY WAGES UNDER THE WORKERS' COMPENSATION ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 97-2(5) reads as rewritten:

"(5) Average Weekly Wages. -- 'Average weekly wages' ~~shall mean~~ means the earnings of the injured employee in the employment in which he was working at the time of the injury during the period of 52 weeks immediately preceding the date of the injury, including the subsistence allowance paid to veteran trainees by the United States government, provided the amount of ~~said~~ the allowance ~~shall be~~ is reported monthly by ~~said~~ the trainee to ~~his~~ the employer, and including wages earned in employment other than that in which the employee was injured, provided that other employment was not sporadic, seasonal employment, divided by 52; but if the injured employee lost more than seven consecutive calendar days at one or more times during such period, although not in the same week, then the earnings for the remainder of such 52 weeks shall be divided by the number of weeks remaining after the time so lost has been deducted. Where the employment prior to the injury extended over a period of less than 52 weeks, the method of dividing the earnings during that period by the number of weeks and parts thereof during which the employee earned wages shall be followed; provided, results fair and just to both

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 14 1999
PRINCIPAL CLERK

S

S 1167

D

SENATE DRSA629-LE148A(3.19)

Short Title: Excess Snow Days Excused/Public Sch. (Public)

Sponsors: Senators Carter and Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LOCAL BOARDS OF EDUCATION AND THE STATE BOARD OF EDUCATION TO EXCUSE CERTAIN SCHOOL DAYS LOST TO INCLEMENT WEATHER.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-84.2 reads as rewritten:

"**§ 115C-84.2. School calendar.**

(a) School Calendar. -- Each local board of education shall adopt a school calendar consisting of 220 days all of which shall fall within the fiscal year. A school calendar shall include the following:

(1) A minimum of 180 days and 1,000 hours of instruction covering at least nine calendar months. The local board shall designate when the 180 instructional days shall occur. The number of instructional hours in an instructional day may vary according to local board policy and does not have to be uniform among the schools in the administrative unit. Local boards may approve school improvement plans that include days with varying amounts of instructional time. If school is closed early due to inclement weather, the day and the scheduled amount of instructional hours may count towards the required minimum to the extent allowed by State Board policy. The school calendar shall include ~~a plan~~ days for making up days and instructional hours missed when schools are not opened due to inclement weather. The required number of make-up days for a local school administrative unit shall be the greater of (i) five days or (ii) the average number of days missed in

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 15 1999
PRINCIPAL CLERK

S D

SENATE DRS3780*-LE154(3.22)

S 1168

Short Title: Accelerated Schools Program Funds. (Public)

Sponsors: Senator Moore.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE ACCELERATED SCHOOLS PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the State Board of Education the sum of one hundred fifty thousand dollars ($150,000) for the 1999-2000 fiscal year and the sum of one hundred fifty thousand dollars ($150,000) for the 2000-2001 fiscal year to strengthen and expand the Accelerated Schools Program in North Carolina public schools. Of these funds:

(1) The sum of $60,000 for each fiscal year shall be used by the Department of Public Instruction to provide support to schools implementing the Program, and

(2) The sum of $90,000 for each fiscal year shall be used to provide coaches for accelerated schools and for professional development for teachers on designing and implementing instructional strategies to (i) enhance students' content knowledge in reading, writing, and mathematics, (ii) build students' skills in imaginative and critical thinking and complex reasoning, and (iii) enhance students' ability to understand connections and relevance between school activities and their lives outside of the classroom. Professional development activities shall be based on strategies traditionally reserved for academically gifted students and on strategies for improving the academic performance of all students.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1169 APR 21 1999
PRINCIPAL CLERK

S D

SENATE JOINT RESOLUTION DRSJR2745-LG375(4.19)

Sponsors: Senator Lee.

Referred to:

A JOINT RESOLUTION HONORING THE MEMORY OF DR. DENISON OLMSTED, THE FIRST NORTH CAROLINA STATE GEOLOGIST ON THE ONE HUNDRED SEVENTY-FIFTH ANNIVERSARY OF THE NORTH CAROLINA GEOLOGICAL SURVEY.

Whereas, the North Carolina Geological Survey is the nation's oldest geological survey, having been established by the General Assembly on December 31, 1823; and

Whereas, Dr. Denison Olmsted, as the first state geologist, produced the first geologic map of a state in the nation in 1825, thereby producing the first state geological survey; and

Whereas, the North Carolina Geological Survey serves the citizens of North Carolina by examining the geology and mineral resources of the State; and

Whereas, the North Carolina Geological Survey administers cooperative geologic and topographic mapping programs; and

Whereas, the North Carolina Geological Survey's mission is to provide unbiased and technically accurate applied earth science scientific information to address societal needs through geologic maps, mineral resources and geochemical information, topographic maps, digital products, and earth science education materials; and

Whereas, a strong state geological survey will be essential for continued prosperity of the State and its citizens into the twenty-first century; and

Whereas, geology and the other earth sciences are fundamental to the safety, health, and welfare of North Carolinians and to the State's economy; and

Whereas, knowledge of the State's geology and geologic processes is essential for the proper understanding, protection, and management of the environment, and for mitigation of natural hazards; and

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 420/2-- 7:25 PM MAY 3, 1999 LEGISLATIVE DAY 55

SENATOR BASNIGHT -- Presiding

LEE
MEMORY OF DR. DENISON OLMSTEAD

SENATE RES. 1169
READING 2

AYE	39	ALBERTSON	DANNELLY	KINNAIRD	PLYLER
		BALLANCE	FORRESTER	LEE	PURCELL
		BALLANTINE	FOXX	LUCAS	RAND
		BASNIGHT	GARROU	MARTIN R	ROBINSON
		CARPENTER	HAGAN	MARTIN W	SHAW L
		CARTER	HARRIS	METCALF	SOLES
		CLODFELTER	HORTON	MILLER	WARREN
		COCHRANE	HOYLE	ODOM	WEINSTEIN
		COOPER	JORDAN	PERDUE	WELLONS
		DALTON	KERR	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	7	ALLRAN	EAST	GULLEY	MOORE
		CARRINGTON	GARWOOD	HARTSELL	
ABSENT	4	REEVES	RUCHO	SHAW R	WEBSTER
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EO

SQ. # 1145
LEGISLATIVE DAY 98
SJR1169
READING 2

7/13/99
8:29 PM
IN CHAIR: SPEAKER

HONOR DR. DENISON OLMSTED

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 7

DAUGHTRY	KINNEY	MOSLEY	SHERRILL
GRAY	MCCRARY	ROGERS	

EXCUSED VOTE - 0

NOT VOTING - 6

CARPENTER	RAMSEY	WILSON, C.	WOOD
HARDAWAY	SUTTON		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
APR 27 1999
PRINCIPAL CLERK

S 1170 D

SENATE RESOLUTION DRSR6663*-LG096(2.22)

Sponsors: Senator Soles.

Referred to:

A SENATE RESOLUTION HONORING THE EARLY OFFICERS OF THE TOWN OF SHALLOTTE ON THE ONE HUNDREDTH ANNIVERSARY OF THE TOWN.

Whereas, on March 6, 1999, the Town of Shallotte in Brunswick County will be celebrating 100 years of incorporation; and

Whereas, the Town was named for the Shallotte River from which it is located; and

Whereas, the Town's first temporary officers included George Leonard as mayor; James Holmes, Charles Hemmingway, W.A. Frink, R.V. Leonard, and F.P. White as commissioners; McD. Turner as marshall; and John W. Moore as treasurer; and

Whereas, many of descendants of these first officers continue to live in the Town of Shallotte, the County of Brunswick, and surrounding areas; and

Whereas, the Town's 100th anniversary and the contributions made by these early officers to the development of the Town are worthy of celebration and should be enjoyed and supported by all North Carolina citizens; Now, therefore,

Be it resolved by the Senate:

Section 1. The Senate honors the life and memory of the Town of Shallotte's first officers and urges the citizens of this State to participate in the activities commemorating the 100th anniversary of the Town of Shallotte.

Section 2. The Principal Clerk shall transmit a certified copy of this resolution to the Mayor and the Town Manager of the Town of Shallotte.

Section 3. This resolution is effective upon adoption.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESION

SEQ. 465/5--12:34 PM MAY 13, 1999 LEGISLATIVE DAY 62

LT. GOVERNOR WICKER -- Presiding

SOLES
HONORING THE 100TH OF SHALLOTTE

SENATE RES. 1170

MOTION 7
TO ADOPT

AYE	42	ALBERTSON	FORRESTER	LEE	REEVES
		ALLRAN	FOXX	LUCAS	ROBINSON
		BALLANTINE	GARROU	MARTIN R	RUCHO
		BASNIGHT	GULLEY	MARTIN W	SHAW L
		CARPENTER	HAGAN	METCALF	SHAW R
		CARRINGTON	HARRIS	MILLER	SOLES
		CARTER	HARTSELL	MOORE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COCHRANE	HOYLE	PURCELL	WEINSTEIN
		DANNELLY	KERR	RAND	WELLONS
		EAST	KINNAIRD		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	8	BALLANCE	DALTON	JORDAN	BERQUE
		COOPER	GARWOOD	ODOM	PLYLER
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1171 MAY 6 D 1999

PRINCIPAL CLERK

S

SENATE JOINT RESOLUTION DRSJR3812*-LG322A(4.6)

Sponsors: Senator Martin of Pitt.

Referred to:

A JOINT RESOLUTION RECOGNIZING WASHINGTON COUNTY UPON ITS BICENTENNIAL AND HONORING GEORGE WASHINGTON, FOR WHOM THE COUNTY IS NAMED.

Whereas, Washington County was formed in 1799 from Tyrrell County, and named for George Washington, the first President of the United States; and

Whereas, the first county seat was the Town of Roper earlier known as Lee's Mill where the first wood-framed courthouse was built; and

Whereas, in 1823 the General Assembly passed an act moving the county seat from Lee's Mill to Plymouth; and

Whereas, Washington County is an area rich in history; and

Whereas, Washington County served in the 1700s and 1800s as a major port, and the area prospered with rich agricultural and shipping resources until the Civil War; and

Whereas, the local culture reflects the pride instilled in each and every citizen as to their history; and

Whereas, the local Port O'Plymouth Museum located in Plymouth on the historic Roanoke River displays artifacts and documentation as to the rich heritage of the County specifically regarding the Civil War era; and

Whereas, there are many projects underway to restore and enhance historical sites throughout the County including the Roanoke River Lighthouse Reconstruction; and

Whereas, Washington County has prided itself on being an agriculturally based county, but maintains a diversified workforce for local industry particularly in wood and paper products; and

Whereas, Washington County is a haven for people who enjoy hunting, fishing, camping, or hiking whether it be on the Albemarle Sound, Roanoke River,

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 903/19-- 8:07 PM JULY 12, 1999 LEGISLATIVE DAY 95

LT. GOVERNOR WICKER -- Presiding

MARTIN R.
WASHINGTON COUNTY 200TH ANNIV.

SENATE RES. 1171
READING 2

AYE	45	ALBERTSON	EAST	KINNAIRD	RAND
		ALLRAN	FORRESTER	LEE	REEVES
		BALLANCE	FOXX	LUCAS	ROBINSON
		BALLANTINE	GARROU	MARTIN R	RUCHO
		BASNIGHT	GARWOOD	MARTIN W	SHAW L
		CARPENTER	HAGAN	MILLER	SHAW R
		CARRINGTON	HARRIS	MOORE	SOLES
		CARTER	HARTSELL	PERDUE	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COOPER	HOYLE	PLYLER	WEINSTEIN
		DALTON	KERR	PURCELL	WELLONS
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	2	METCALF	ODOM		
ABSENT	3	COCHRANE	GULLEY	JORDAN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EC

. # 1207
GISLATIVE DAY 100
SJR1171
READING 2

7/15/99
10:38 AM
IN CHAIR: SPEAKER

HONOR GEORGE WASHINGTON COUNTY.

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 5

BROWN	KINNEY	MCCRARY	MOSLEY
DAUGHTRY			

EXCUSED VOTE - 0

NOT VOTING - 4

FOX	HACKNEY	HOLMES	INSKO

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1172 JUN 2 1 1999

S D

SENATE RESOLUTION DRSR6682-LG421(6.7) PRINCIPAL CLERK

Sponsors: Senator Ballance.

Referred to:

A SENATE RESOLUTION CONGRATULATING PFIZER, INC., ON ITS ONE HUNDRED FIFTIETH ANNIVERSARY.

Whereas, Pfizer, Inc., has achieved a praiseworthy record of service; and

Whereas, Pfizer's good works have been a source of pride in North Carolina; and

Whereas, Pfizer was founded in 1849 by Charles Pfizer and his cousin, Charles Erhart, in Brooklyn, New York, as a small chemicals company primarily producing citric acid and chemicals used in food flavoring; and

Whereas, throughout its history, Pfizer has always responded to community and national needs including supplying over 95% of the penicillin used in Normandy during World War II; and

Whereas, Pfizer is one of the premier pharmaceutical companies because of its ability to discover, develop, and market innovative medicines, and its commitment to its customers; and

Whereas, through the astute and capable leadership of its CEO, William Steere, Pfizer has grown and prospered; and

Whereas, Pfizer was named Company of the Year by Forbes Magazine and "Pharmaceutical Company of the Year" for 1998; and

Whereas, Pfizer was named one of America's 25 most generous companies; and

Whereas, Pfizer provided over $1.4 million in free medications through its Sharing the Care program and over $2.3 million through the Pfizer Prescription Assistance program to needy North Carolinians; and

Whereas, Pfizer has been a good corporate citizen of North Carolina and has enhanced the quality of life for countless individuals; Now, therefore,

Be it resolved by the Senate:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1173 JUN 2 3 1999
PRINCIPAL CLERK

S D

SENATE RESOLUTION DRSR8616*-LG422A(6.7)

Sponsors: Senator Phillips.

Referred to:

A SENATE RESOLUTION HONORING THE LIFE AND MEMORY OF JAMES IREDELL FOR WHOM IREDELL COUNTY IS NAMED.

Whereas, James Iredell was born on October 5, 1751, at Lewes, Sussex, England; and

Whereas, in 1768, James Iredell was appointed comptroller of customs at Port Roanoke in Edenton, North Carolina, and after studying law also served as deputy king's attorney for Hertford, Perquimans, and Tyrrell Counties; and

Whereas, James Iredell served as a superior court judge from 1777 to 1778, as Attorney General of North Carolina from 1779 to 1781, as a delegate to the Constitutional Convention of 1788, and as an associate justice of the United States Supreme Court from 1790 to 1799; and

Whereas, James Iredell died in Edenton, North Carolina, in 1799; and

Whereas, Iredell County was formed in 1788 and named for James Iredell; Now, therefore,

Be it resolved by the Senate:

Section 1. The Senate honors the life and memory of James Iredell.

Section 2. The Principal Clerk shall transmit a certified copy of this resolution to the Chair of the Iredell County Board of Commissioners and to the Mayors of the Towns of Troutman and Mooresville.

Section 3. This resolution is effective upon adoption.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1173

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

S1173-ALG-1

Page 1 of 1

Date 7/19 ,1999

Comm. Sub. [ ]
Amends Title [ ]

Senator Phillips

moves to amend the resolution on page 1, line 19, by rewriting that line to read:

"Mayors of the Towns of Troutman, Mooresville, and Harmony, and the City of Statesville."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

Janet Pruitt
7/19/99

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1057/14-- 9:12 PM JULY 19, 1999 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER -- Presiding

PHILLIPS
LIFE OF JAMES IREDELL

SENATE RES. 1173

AMEND 1
MOTION 7
TO ADOPT

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	PURCELL
		ALLRAN	EAST	LEE	RAND
		BALLANCE	FORRESTER	LUCAS	REEVES
		BALLANTINE	FOXX	MARTIN R	ROBINSON
		BASNIGHT	GARROU	MARTIN W	RUCHO
		CARPENTER	GARWOOD	METCALF	SHAW R
		CARRINGTON	GULLEY	MILLER	SOLES
		CARTER	HAGAN	MOORE	WARREN
		CLODFELTER	HARRIS	ODOM	WEBSTER
		COCHRANE	HARTSELL	PERDUE	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON	KERR	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	1	HOYLE			
ABSENT	2	JORDAN	SHAW L		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1058/15-- 9:26 PM JULY 19, 1999 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER -- Presiding

PHILLIPS
LIFE OF JAMES IREDELL

SENATE RES. 1173

MOTION 7
TO ADOPT

AYE	45	ALBERTSON	EAST	LEE	PURCELL
		ALLRAN	FORRESTER	LUCAS	RAND
		BALLANCE	FOXX	MARTIN R	REEVES
		BALLANTINE	GARROU	MARTIN W	ROBINSON
		CARPENTER	GULLEY	METCALF	RUCHO
		CARRINGTON	HAGAN	MILLER	SHAW R
		CARTER	HARRIS	MOORE	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KINNAIRD	PLYLER	WELLONS
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	3	BASNIGHT	GARWOOD	KERR	
ABSENT	2	JORDAN	SHAW L		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1174 JUL 12 1999
PRINCIPAL CLERK

S D

SENATE JOINT RESOLUTION DRSJR7714*-LG(7.8)

Sponsors: Senator Harris.

Referred to:

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HENDERSON DAVID MABE, JR., A FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES AND A FAMILY PHYSICIAN.

Whereas, Henderson David Mabe, Jr. was born on October 20, 1924, in Kinston, North Carolina, to Henderson D. Mabe, Sr. and Pauline Joyner Mabe; and

Whereas, Henderson David Mabe, Jr. graduated from the Bowman Gray School of Medicine of Wake Forest College in 1950 and thereafter did his residency at Watts Hospital and practiced medicine in the Town of Erwin; and

Whereas, Dr. Mabe, while active in community and business life, was a family doctor whose patients always came first; and

Whereas, Dr. Mabe was well known for seeing patients into the night and then making rounds at the local hospital; and

Whereas, Dr. Mabe loved North Carolina, the Town of Erwin, and the surrounding areas he served, and his patients; and

Whereas, Dr. Mabe served with honor and distinction as a member of the House of Representatives from 1963 to 1964; and

Whereas, as a member of the General Assembly, Dr. Mabe recognized the need for training more medical doctors and supported the first resolution calling for a study of the need for a new medical school, which later came to fruition as East Carolina University School of Medicine; and

Whereas, Dr. Mabe died on March 24, 1999; and

Whereas, Dr. Mabe left the bulk of his estate to the North Carolina Community Foundation to provide endowed scholarships to graduates from Harnett County high schools who wish to prepare for careers in the health care profession; and

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 965/10-- 4:05 PM JULY 14, 1999 LEGISLATIVE DAY 97

LT. GOVERNOR WICKER -- Presiding

HARRIS
LIFE OF HENDERSON DAVID MABE, JR.

SENATE RES. 1174
READING 2

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
JUL 14 1999
PRINCIPAL CLERK

S 1175 D

SENATE RESOLUTION DRSR3863-LG(7.7)

Sponsors: Senator Harris.

Referred to:

A SENATE RESOLUTION HONORING THE FIFTIETH ANNIVERSARY OF BENSON'S MULE DAYS FESTIVAL.

Whereas, for many generations, agriculture has played a significant roll in the economic well-being of this State, the Town of Benson, and the surrounding areas; and

Whereas, the Mule Days Festival began in 1949 when Benson citizens, Nowell Smith and Willis McLamb, decided to honor the hardworking farmer and his most noble asset, the mule; and

Whereas, for fifty years, the Town of Benson and surrounding communities have honored the mule by observing the Mule Days Festival; and

Whereas, the Mule Days Festival has been an occasion to promote the farming heritage of this State and of the Benson area; and

Whereas, the Mule Days Festival has become one of the most popular festivals across the State and in the South; and

Whereas, the Town of Benson has proclaimed September 23-26, 1999, as the fiftieth anniversary of the Mule Days Festival; Now, therefore,

Be it resolved by the Senate:

Section 1. The Senate commends the Benson Chamber of Commerce for sponsoring the Mule Days Festival and salutes the many civic organizations for participating in the Festival.

Section 2. The Senate joins the Town of Benson in celebrating the fiftieth anniversary of the Mule Days Festival and encourages the people of this State to attend this event.

Section 3. The Principal Clerk shall transmit a certified copy of this resolution to the Mayor of the Town of Benson.

Section 4. This resolution is effective upon adoption.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999
FIRST SESSION

SEQ. 1059/16-- 9:34 PM JULY 19, 1999 LEGISLATIVE DAY 99

LT. GOVERNOR WICKER -- Presiding

HARRIS SENATE RES. 1175
HONORING 50TH ANNIV. OF MULE DAYS

MOTION 7
TO ADOPT

AYE	45	ALBERTSON	DANNELLY	LEE	PURCELL
		ALLRAN	EAST	LUCAS	RAND
		BALLANCE	FORRESTER	MARTIN R	REEVES
		BALLANTINE	FOXX	MARTIN W	ROBINSON
		BASNIGHT	GARROU	METCALF	RUCHO
		CARPENTER	GULLEY	MILLER	SHAW R
		CARRINGTON	HAGAN	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HARTSELL	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	KINNAIRD	PLYLER	WELLONS
		DALTON			
NO	0				
EXCUSED	0				
NOT CAST	3	GARWOOD	HORTON	KERR	
ABSENT	2	JORDAN	SHAW L		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1176 MAY 8 2000
PRINCIPAL CLERK

S D

SENATE DRS2774*-LNZ212(3.17)

Short Title: Respite Care Program No Sunset. (Public)

Sponsors: Senators Carpenter, Purcell, Carter, Dannelly, Forrester, and Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE SUNSET ON REQUIREMENTS PERTAINING TO THE REIMBURSEMENT RATE FOR THE RESPITE CARE PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of S.L. 1998-97 reads as rewritten:

"Section 3. This act is effective when it becomes ~~law and expires July 1, 2000.~~ law."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1177 MAY 8 2000
PRINCIPAL CLERK

S D

SENATE DRS2778-RC006.1(5.5)

Short Title: Enhanced Character Eduction. (Public)

Sponsors: Senators Lee and Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO STRENGTHEN AND ENHANCE THE CURRICULUM FOR CHARACTER EDUCATION AND TO APPROPRIATE FUNDS TO IMPLEMENT THE CURRICULUM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-81 is amended by adding a new subsection to read:

"(h1) Enhanced Character Education. -- Local boards of education that require the teaching of character education under subsection (h) of this section shall incorporate into their programs the following additional curriculum:

(1) Respect for teachers. -- Holding teachers, school administrators, and all school personnel in high esteem; demonstrating in words and deeds that all school personnel deserve to be treated with courtesy and proper deference.

(2) Responsibility for school safety. -- Creating a harmonious school atmosphere that is free from assaultive threats, weapons, and violent or disruptive behavior; cultivating an orderly learning environment where students and school personnel feel safe and secure; encouraging the peaceful resolution of conflicts and disagreements.

(3) Good citizenship. -- Obeying the laws of the nation and this state; abiding by school rules; understanding the rights and responsibilities of the members of a democracy."

Section 2. There is appropriated from the General Fund to the State Board of Education the sum of twenty-five thousand dollars ($25,000) for the 2000-

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1315/11-- 3:44 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

LEE
ENHANCED CHARACTER EDUCATION
COMM. SUB NO.2/3RD EDITION

SENATE BILL 1177
READING 2

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

EXCUSED	0
NOT CAST	0
ABSENT	0
PAIRS	0
AYE	
NO	

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S1178 MAY 8 2000

PRINCIPAL CLERK

S D

SENATE DRS2777-LH191(5.4)

Short Title: NC A&T Coop Ext. Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR NORTH CAROLINA AGRICULTURAL & TECHNICAL STATE UNIVERSITY TO MATCH FEDERAL FUNDS FOR AGRICULTURAL RESEARCH, COOPERATIVE EXTENSION, AND TEACHING ACTIVITIES.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of two million two hundred fifty thousand dollars ($2,250,000) for the 2000-2001 fiscal year for North Carolina Agricultural & Technical State University to match federal funds for agricultural research, cooperative extension, and teaching activities.

Section 2. This act becomes effective July 1, 2000.

FILED - SENATE
MAY 8 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA S 1179

SESSION 1999

S **D**

SENATE DRS6721*-LNZ227(5.1)

Short Title: Health Care Registry Reports. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO STANDARDIZE REPORTING REQUIREMENTS FOR HEALTH CARE PERSONNEL REGISTRY, AND TO ALLOW ADVERSE ACTION ON A FACILITY LICENSE FOR FAILURE TO COMPLY WITH REPORTING REQUIREMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131E-256(g) reads as rewritten:

"(g) ~~Upon investigation and documentation, health~~ Health care facilities shall ensure that the Department is notified of all ~~substantiated~~ allegations against health care ~~personnel~~ personnel, including injuries of unknown source, which appear to ~~a reasonable person to~~ be related to any act listed in subdivision (a)(1) of this ~~section, and shall promptly report to the Department any resulting disciplinary action, demotion, or termination of employment of health care personnel.~~ section. Facilities must have evidence that all alleged acts are investigated and must prevent further potential acts while the investigation is in progress. The results of all investigations must be reported to the Department within five working days of the initial notification to the Department."

Section 2. Article 15 of Chapter 131E of the General Statutes is amended by adding the following new section to read:

"**§ 131E-256.1. Adverse action on a license; appeal procedures.**

(a) The Department may suspend, cancel, or amend a license when a facility subject to this Article has substantially failed to comply with this Article or rules adopted under this Article.

(b) Administrative action taken by the Department under this section shall be in accordance with Chapter 150B of the General Statutes."

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1151/4--12:25 PM JUNE 1, 2000 LEGISLATIVE DAY 117

LT. GOVERNOR WICKER -- Presiding

RAND
HEALTH CARE REGISTRY REPORTS
SENATE COMM. SUB/2ND EDITION

SENATE BILL 1179
READING 2

AYE	46	ALBERTSON	DANNELLY	KERR	PURCELL
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	MARTIN W	ROBINSON
		BASNIGHT	GARROU	METCALF	RUCHO
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HAGAN	ODOM	WARREN
		CLODFELTER	HARRIS	PERDUE	WEBSTER
		COCHRANE	HARTSELL	PHILLIPS	WEINSTEIN
		COOPER	HORTON	PLYLER	WELLONS
		DALTON	JORDAN		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	HOYLE	LUCAS	MARTIN R	SHAW L
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1469
GISLATIVE DAY 133
S1179SCS
READING 2

6/27/00
5:59 PM
IN CHAIR: SPEAKER

HEALTH CARE REGISTRY REPORTS

AYES - 112

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

NOES - 1

EDDINS

EXCUSED ABSENCE - 4

KINNEY	OLDHAM	RAMSEY	WARWICK

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	FITCH	RAYFIELD

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1180 MAY 8 2000
PRINCIPAL CLERK

S D

SENATE DRS1797-LL174(4.11)

Short Title: Cumberland Worthless Check/Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO EXPAND THE WORTHLESS CHECK PROGRAM TO CUMBERLAND COUNTY AND TO FUND INFORMATION TECHNOLOGY COSTS ASSOCIATED WITH THE WORTHLESS CHECK PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Subsection (d) of Section 18.22 of S.L. 1997-443, as amended by Section 16.3 of S.L. 1998-212 and Section 17.7 of S.L. 1999-237, reads as rewritten:

"(d) This act applies only to Brunswick, Bladen, Columbus, Cumberland, Durham, New Hanover, Pender, Rockingham, and Wake Counties."

Section 2. There is appropriated from the General Fund to the Administrative Office of the Courts the sum of one hundred twelve thousand eight hundred forty-nine dollars ($112,849) for the 2000-2001 fiscal year and the sum of ninety-six thousand one hundred thirty-seven dollars ($96,137) for the 2001-2002 fiscal year for one district attorney investigator position, one district attorney legal assistant position, and special equipment and related costs to expand the worthless check program to Cumberland County.

Section 3. There is appropriated from the General Fund to the Administrative Office of the Courts the sum of one hundred eighty-six thousand five hundred fifty-four dollars ($186,554) for the 2000-2001 fiscal year and the sum of one hundred fifty-six thousand five hundred sixty-four dollars ($156,564) for the 2001-2002 fiscal year for information technology costs to provide one business systems analyst position, computer application enhancement, and ongoing technical support for the worthless check program in all nine counties.

Section 4. This act becomes effective July 1, 2000.

FILED - SENATE
S 1181 MAY 8 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS1796-LK208(4.19)

Short Title: Reduce Legion of Valor Plate Fee. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE SPECIAL REGISTRATION PLATE ACCOUNT FEE FROM THE LEGION OF VALOR SPECIAL REGISTRATION PLATES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-79.7(a) reads as rewritten:

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

Special Plate	Additional Fee Amount
Historical Attraction	$30.00
State Attraction	$30.00
Collegiate Insignia	$25.00
Kids First	$25.00
Olympic Games	$25.00
Special Olympics	$25.00
University Health Systems of Eastern Carolina	$25.00
Animal Lovers	$20.00
March of Dimes	$20.00
Scenic Rivers	$20.00
School Technology	$20.00
Soil and Water Conservation	$20.00
Wildlife Resources	$20.00

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1182 MAY 8
PRINCIPAL CLERK

S D

SENATE DRS1800-LG430A(2.17)

Short Title: 1898 Wilmington Riot Comn/Funds. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE 1898 WILMINGTON RACE RIOT COMMISSION AND TO APPROPRIATE FUNDS TO SUPPORT THE COMMISSION.

Whereas, during the late 1800s, the City of Wilmington was North Carolina's largest city with African-Americans making up two-thirds of the city's population; and

Whereas, many of the African-American citizens owned valuable land and successful businesses and held high offices in city and county government, comprising a thriving Black middle and upper class; and

Whereas, after the elections of 1898, a group of racist local residents instigated a three-day period of civil disorder and violence against African-American citizens and public officials, resulting in the loss of lives, the destruction of businesses, and the expulsion of duly elected officials and business owners from the city; and

Whereas, there is a lack of public knowledge and historical coverage of this event; and

Whereas, as a means of promoting healing and public understanding, the State of North Carolina wishes to establish a commission to make findings regarding the events that occurred during November of 1898 in the City of Wilmington; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Chapter 143 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 73.

"1898 Wilmington Race Riot Commission.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1183 MAY 8 2000

SENATE DRS6720*-RWZ81(5.2)

PRINCIPAL CLERK

Short Title: NCRR Amendments. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE FUTURE OF THE NORTH CAROLINA RAILROAD STUDY COMMISSION.

Whereas, during the 1997 Session of the General Assembly the State provided funds to buy the stock of all of the private shareholders so that the railroad right-of-way could be preserved as a company asset for future economic growth; and

Whereas, the North Carolina Railroad Company is a private corporation with all of the voting stock owned by the State of North Carolina and all of the members of the Board of Directors appointed by the Governor and the General Assembly; and

Whereas, as a private corporation the North Carolina Railroad Company is uniquely situated to respond to the needs of the State and to quickly and efficiently develop transportation and economic development improvements for the State; and

Whereas, certain statutory amendments are critically necessary for the North Carolina Railroad Company to fulfill its potential for the benefit of the State of North Carolina and its people; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Section 54 of Chapter 82 of the Laws of 1848-49, as added by Chapter 1046 of the 1951 Session Laws, and as amended by subsection (d) of Section 32.30 of S.L. 1997-443, reads as rewritten:

"No stock owned by the State of North Carolina in the North Carolina Railroad Company shall be sold or transferred except with the prior consent of the General Assembly, except as part of a transaction or series of transactions relating to (i) a plan of merger or consolidation of that company with another company, and where the State will be the owner of all of the voting stock in the merged or consolidated

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1211/8--11:39 AM JUNE 15, 2000 LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

DALTON
NCRR AMENDMENTS
COMM. SUB/2ND EDITION

SENATE BILL 1183
READING 2

AYE	42	ALBERTSON	DANNELLY	JORDAN	PURCELL
		ALLRAN	EAST	KERR	REEVES
		BALLANCE	FORRESTER	KINNAIRD	ROBINSON
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARROU	LUCAS	SHAW R
		CARPENTER	GARWOOD	MARTIN W	SOLES
		CARTER	GULLEY	METCALF	WARREN
		CLODFELTER	HAGAN	MILLER	WEBSTER
		COCHRANE	HARRIS	MOORE	WEINSTEIN
		COOPER	HARTSELL	PHILLIPS	WELLONS
		DALTON	HORTON		
NO	0				

EXCUSED	0				
NOT CAST	0				
ABSENT	8	CARRINGTON	MARTIN R	PERDUE	RAND
		HOYLE	ODOM	PLYLER	SHAW H
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1614
EGISLATIVE DAY 140
S1183HCS
READING 2

7/07/00
6:49 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. CHURCH
NC RAILROAD AMENDS.

AYES - 99

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

NOES - 0

EXCUSED ABSENCE - 9

BARBEE	GRAY	KINNEY	MCCRARY
BRIDGEMAN	HIATT	LUEBKE	RAMSEY
BUCHANAN			

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	CRAWFORD	GIBSON	MCCOMAS
BOYD-MCINTYRE	CREECH	HOLMES	NYE
BROWN	EARLE	JARRELL	TALLENT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EY

. # 1615
GISLATIVE DAY 140
S1183HCS
READING 2

7/07/00
7:06 PM
IN CHAIR: HACKNEY

NC RAILROAD AMENDS.

AYES - ~~103~~ 104 DWarks

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

NOES - 0

EXCUSED ABSENCE - 9

BARBEE	GRAY	KINNEY	MCCRARY
BRIDGEMAN	HIATT	LUEBKE	RAMSEY
BUCHANAN			

EXCUSED VOTE - 0

NOT VOTING - ~~8~~ 7 DWarks

SPEAKER	BOWIE	CULPEPPER	HOLMES
BADDOUR	BROWN	~~DECKER~~ DWarks	TALLENT

S1183HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1495/2-- 2:48 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

DALTON
NCRR AMENDMENTS
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1183

MOTION 8
TO CONCUR

AYE	38	ALBERTSON	DALTON	HORTON	PERDUE
		ALLRAN	DANNELLY	HOYLE	PHILLIPS
		BALLANCE	FORRESTER	JORDAN	PLYLER
		BALLANTINE	FOXX	KINNAIRD	REEVES
		BASNIGHT	GARROU	LUCAS	ROBINSON
		CARPENTER	GARWOOD	MARTIN R	SHAW R
		CARRINGTON	GULLEY	METCALF	SOLES
		CARTER	HAGAN	MILLER	WARREN
		COCHRANE	HARRIS	ODOM	WELLONS
		COOPER	HARTSELL		
NO	0				
EXCUSED	0				
NOT CAST	10	CLODFELTER	LEE	RAND	WEBSTER
		EAST	MARTIN W	SHAW L	WEINSTEIN
		KERR	PURCELL		
ABSENT	2	MOORE	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

FILED - SENATE
S 1184 MAY 8 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS2776*-RFZ005(5.4)

Short Title: Spay/Neuter Program. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A VOLUNTARILY FUNDED STATEWIDE SPAY/NEUTER PROGRAM TO PROVIDE EDUCATION ON THE BENEFITS OF SPAYING AND NEUTERING PETS AND TO PROVIDE FINANCIAL ASSISTANCE TO COUNTIES AND CITIES OFFERING LOW-INCOME PERSONS REDUCED-COST SPAY/NEUTER SERVICES FOR DOGS AND CATS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 19A of the General Statutes is amended by adding a new Article to read:

"ARTICLE 5.

"Spay/Neuter Program.

"**§ 19A-50. Legislative findings.**

The General Assembly finds that the uncontrolled breeding of cats and dogs in the State has led to unacceptable numbers of unwanted dogs, puppies and cats and kittens. These unwanted animals become strays and constitute a public nuisance and a public health hazard. The animals themselves suffer privation and death, are impounded, and most are destroyed at great expense to local governments. It is the intention of the General Assembly to provide a voluntary means of funding a spay/neuter program to provide financial assistance to local governments offering low-income persons reduced-cost spay/neuter services for their dogs and cats and to provide a statewide education program on the benefits of spaying and neutering pets.

" **§ 19A-51. Spay/Neuter Program established.**

There is established in the Department of Health and Human Services a statewide program to foster the spaying and neutering of dogs and cats for the purpose of

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1184

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

S1184-ARF-011

Page 1 of 1

Date 6/21 ,2000

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

Senator Kinnaird

moves to amend the bill on page 2, lines 35-40,
by rewriting those lines to read:
"established in this Article.".

SIGNED Alice Kinnaird
Amendment Sponsor

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

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

Janet Pruitt 6/21/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1231/7-- 4:00 PM | JUNE 21, 2000 | LEGISLATIVE DAY 128

SENATOR BASNIGHT -- Presiding

KINNAIRD
SPAY/NEUTER PROGRAM
COMM. SUB/2ND EDITION

SENATE BILL 1184

AMEND 1

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 2 SHAW L WEBSTER

ABSENT 1 MARTIN R

PAIRS 0
AYE
NO

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1184

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

S1184-ARF-006

Date 6/21 ,2000

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

Senator Kinnaird

moves to amend the bill on page 3, line 8,
by rewriting that line to read:

"or cat that has been spayed or neutered; provided that the total amount of the tax levied shall not exceed twenty-five dollars ($25.00). A county or city may".

SIGNED Illie Kinnaird
Amendment Sponsor

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

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

t J. Pruitt 6/21/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1232/8-- 4:02 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT -- Presiding

KINNAIRD
SPAY/NEUTER PROGRAM
COMM. SUB/2ND EDITION

SENATE BILL 1184

AMEND 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	2	SHAW L	WEBSTER
ABSENT	1	MARTIN R	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1233/9-- 4:04 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT -- Presiding

KINNAIRD
SPAY/NEUTER PROGRAM
COMM. SUB/2ND EDITION

SENATE BILL 1184
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	2	SHAW L	WEBSTER
ABSENT	1	MARTIN R	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE July 5, 2000

S. B. No. 1184 Amendment No. 1

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

(Rep.) ALLRED

Sen.)

moves to amend the bill on page 3, line 4-18

( ) WHICH CHANGES THE TITLE

by deleting lines 4 through 18 and by rewriting line 19 to read: "(i) The county or city offers one or more of the following programs to."

SIGNED _____

ADOPTED 7/6/00 FAILED _____ TABLED _____

107-1 ev

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1578
GISLATIVE DAY 139
S1184HCS
READING 2

7/06/00
5:42 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. ALLRED
SPAY/NEUTER PROGRAM

AYES - 107

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

NOES - 1

SUTTON

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	COX	NESBITT	REDWINE
COLE	JEFFUS	RAYFIELD	

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No. _____ DATE 7/6/00

S. B. No. 1184 Amendment No. 2

(to be filled in by Principal Clerk)

(Rep.) ALLRED

Sen.)

moves to amend the bill on page 3, line 3

by rewriting line 3 to read:

"it meets the following condition:"

SIGNED _____

ADOPTED 7/6/00 FAILED _____ TABLED _____

106-0 EV

Jennie Mitchell

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

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

. # 1579
GISLATIVE DAY 139
S1184HCS
READING 2

7/06/00
5:44 PM
IN CHAIR: SPEAKER

AMEND #2 - REP. ALLRED
SPAY/NEUTER PROGRAM

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CULPEPPER	SETZER	WILSON, C.
ALLEN	NESBITT	THOMPSON	WILSON, G.
CLARY			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7/6/00

S. B. No. 1184 Amendment No. 3
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE ✓

(Rep.) ALLRED
Sen.)

1 moves to amend the bill on page 5, line 29-43
2 ( ) WHICH CHANGES THE TITLE
3 by _____
4 by deleting Section 4 (lines 29-43)
5 _____
6 and by renumbering the remaining
7 _____
8 Sections accordingly.
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

FAILED

SIGNED C Allred

ADOPTED _____ FAILED 7/6/00 TABLED _____
35-76 EV

GA-33-A

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

H. # 1582
LEGISLATIVE DAY 139
S1184HCS
READING 2

7/06/00
6:30 PM
IN CHAIR: SPEAKER

AMEND #3 - REP. ALLRED
SPAY/NEUTER PROGRAM

AYES - 35

ALLRED	CLARY	GARDNER	MCMAHAN
ARNOLD	CREECH	GRADY	MORGAN
BADDOUR	CULPEPPER	GULLEY	POPE
BAKER	DAUGHTRY	HOLMES	RAYFIELD
BARBEE	DAVIS	HOWARD	SHERRILL
BERRY	ELLIS	JUSTUS	STARNES
BOWIE	ESPOSITO	KISER	TEAGUE
BROWN	FITCH	MCCOMBS	WOOD
BRUBAKER	FOX	MCCRARY	

NOES - 76

ADAMS	EDDINS	MCALLISTER	SEXTON
ALEXANDER	EDWARDS	MCCOMAS	SMITH
ALLEN	FORD	MCLAWHORN	SOSSAMON
BAREFOOT	GIBSON	MELTON	SUTTON
BLUE	GILLESPIE	MICHAUX	THOMAS
BONNER	GOODWIN	MILLER	THOMPSON
BOYD-MCINTYRE	GRAY	MINER	TOLSON
BRIDGEMAN	HACKNEY	MITCHELL	TUCKER
CANSLER	HAIRE	MORRIS	WAINWRIGHT
CAPPS	HALL	NESBITT	WALEND
CHURCH	HENSLEY	NYE	WARNER
COX	HILL	OLDHAM	WARREN
CRAWFORD	HORN	OWENS	WARWICK
CULP	HUNTER, H.	PRESTON	WEISS
CUNNINGHAM	HURLEY	REDWINE	WILSON, C.
DEDMON	INSKO	ROGERS	WILSON, G.
DOCKHAM	JARRELL	RUSSELL	WOMBLE
EARLE	JEFFUS	SAUNDERS	WRIGHT
EASTERLING	LUEBKE	SETZER	YONGUE

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	COLE	DECKER	WEST

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

1583
ISLATIVE DAY 139
S1184HCS
READING 2

7/06/00
6:30 PM
IN CHAIR: SPEAKER

SPAY/NEUTER PROGRAM

AYES - 106

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

GIBSON

NOES - ~~5~~ 6

ALLRED	DAVIS	STARNES	WOOD
COX	DECKER DW		

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - ~~4~~ 3

SPEAKER	COLE	~~GIBSON~~	WEST

8

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7/11/00

S. B. No. 1184 Amendment No. 4
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.) ALLRED
Sen.)

moves to amend the bill on page 5, line 33

( ) WHICH CHANGES THE TITLE

by rewriting line 33 to read

"which has an open wound or mucous membrane which has been directly exposed to the saliva or nervous tissue of a proven rabid animal or animal"

FAILED

SIGNED _____

ADOPTED _____ FAILED 7-11-00 TABLED _____

25-86 EV

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EY

1662
ISLATIVE DAY 142
S1184HCS
READING 3

7/11/00
1:06 PM
IN CHAIR: SPEAKER

AMEND #4 REP. ALLRED
SPAY/NEUTER PROGRAM

AYES - 25

ALLRED	CREECH	ESPOSITO	MORGAN
BADDOUR	CULP	GARDNER	NESBITT
BARBEE	CULPEPPER	GRADY	POPE
BERRY	DAVIS	GRAY	STARNES
BOWIE	DECKER	HOWARD	WILSON, C.
BRUBAKER	ELLIS	KISER	WOOD
BUCHANAN			

NOES - 86

ADAMS	EARLE	LUEBKE	SEXTON
ALEXANDER	EASTERLING	MCALLISTER	SHERRILL
ALLEN	EDDINS	MCCOMAS	SMITH
ARNOLD	EDWARDS	MCCOMBS	SOSSAMON
BAKER	FORD	MCLAWHORN	SUTTON
BAREFOOT	FOX	MCMAHAN	TEAGUE
BLUE	GIBSON	MELTON	THOMAS
BONNER	GILLESPIE	MICHAUX	THOMPSON
BOYD-MCINTYRE	GOODWIN	MILLER	TOLSON
BRIDGEMAN	GULLEY	MITCHELL	TUCKER
BROWN	HACKNEY	MORRIS	WAINWRIGHT
CANSLER	HAIRE	NYE	WALEND
CAPPS	HALL	OLDHAM	WARNER
CHURCH	HENSLEY	OWENS	WARREN
CLARY	HILL	PRESTON	WARWICK
COLE	HORN	RAYFIELD	WEISS
COX	HUNTER, H.	REDWINE	WEST
CRAWFORD	HURLEY	ROGERS	WILSON, G.
CUNNINGHAM	INSKO	RUSSELL	WOMBLE
DAUGHTRY	JARRELL	SAUNDERS	WRIGHT
DEDMON	JEFFUS	SETZER	YONGUE
DOCKHAM	JUSTUS		

EXCUSED ABSENCE - 4

HIATT	KINNEY	MCCRARY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HOLMES	MINER	TALLENT
FITCH			

(B)

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7/11/00

S. B. No. 1184 Amendment No. 5
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE ✓

(Rep.) ALLRED
Sen.)

moves to amend the bill on page 5, line 41-43

( ) WHICH CHANGES THE TITLE

by rewriting the lines to read:

"dog or cat may be quarantined at a facility approved by the local health director for a period up to six months, and under reasonable conditions imposed by the local health director."

SIGNED _____

ADOPTED 7/11/00 FAILED _____ TABLED _____

80-18 EV

GA-33-A

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EY

. # 1663
GISLATIVE DAY 142
S1184HCS
READING 3

7/11/00
2:48 PM
IN CHAIR: SPEAKER

AMEND #5 REP. ALLRED
SPAY/NEUTER PROGRAM

AYES - 80

ADAMS	CULPEPPER	HURLEY	SETZER
ALLRED	DAVIS	JARRELL	SEXTON
ARNOLD	DECKER	JEFFUS	SHERRILL
BAKER	DEDMON	JUSTUS	SMITH
BAREFOOT	EDDINS	KISER	SOSSAMON
BERRY	ELLIS	LUEBKE	STARNES
BLUE	ESPOSITO	MCALLISTER	SUTTON
BONNER	FORD	MCCOMAS	TEAGUE
BOWIE	GARDNER	MCCOMBS	THOMAS
BRIDGEMAN	GIBSON	MCLAWHORN	THOMPSON
BROWN	GILLESPIE	MCMAHAN	WALEND
BRUBAKER	GOODWIN	MITCHELL	WARNER
BUCHANAN	GRADY	MORGAN	WARREN
CANSLER	GRAY	MORRIS	WARWICK
CAPPS	GULLEY	NYE	WEST
CHURCH	HACKNEY	OWENS	WILSON, C.
CLARY	HAIRE	POPE	WILSON, G.
CRAWFORD	HENSLEY	PRESTON	WOMBLE
CREECH	HORN	RAYFIELD	WOOD
CULP	HOWARD	ROGERS	YONGUE

NOES - 18

BOYD-MCINTYRE	EDWARDS	MICHAUX	TOLSON
COLE	FOX	OLDHAM	TUCKER
COX	HALL	REDWINE	WAINWRIGHT
CUNNINGHAM	HUNTER, H.	SAUNDERS	WRIGHT
EASTERLING	MELTON		

EXCUSED ABSENCE - ~~6~~ ~~12~~ 13

BARBEE	HOLMES	MCCRARY	RAMSEY MILLER
HIATT	KINNEY	ALEXANDER ALLEN BADDOUR DAUGHTRY HILL RUSSELL	

EXCUSED VOTE - 0

NOT VOTING - ~~16~~ ~~10~~ 9

SPEAKER	~~DAUGHTRY~~ AW	~~HILL~~ AW	NESBITT
~~ALEXANDER~~ AW	DOCKHAM	INSKO	~~RUSSELL~~ AW
~~ALLEN~~ AW	EARLE	~~MILLER~~ AW	TALLENT
~~BADDOUR~~ AW	FITCH	MINER	WEISS

S1184HCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1664
GISLATIVE DAY 142
S1184HCS
READING 3

7/11/00
2:48 PM
IN CHAIR: SPEAKER

SPAY/NEUTER PROGRAM

AYES - 91

ADAMS	EASTERLING	KISER	SEXTON
ALLRED	EDDINS	LUEBKE	SHERRILL
ARNOLD	EDWARDS	MCALLISTER	SMITH
BAKER	ESPOSITO	MCCOMAS	SOSSAMON
BAREFOOT	FORD	MCCOMBS	SUTTON
BERRY	FOX	MCLAWHORN	TEAGUE
BLUE	GARDNER	MCMAHAN	THOMAS
BONNER	GIBSON	MELTON	THOMPSON
BOWIE	GILLESPIE	MICHAUX	TOLSON
BRIDGEMAN	GOODWIN	MINER	TUCKER
BROWN	GRADY	MITCHELL	WAINWRIGHT
BUCHANAN	GULLEY	MORGAN	WALEND
CANSLER	HACKNEY	MORRIS	WARNER
CAPPS	HAIRE	NESBITT	WARREN
CHURCH	HALL	NYE	WARWICK
CLARY	HENSLEY	OLDHAM	WEISS
CRAWFORD	HORN	OWENS	WEST
CREECH	HOWARD	POPE	WILSON, C.
CULP	HUNTER, H.	PRESTON	WILSON, G.
CULPEPPER	HURLEY	REDWINE	WOMBLE
CUNNINGHAM	JARRELL	ROGERS	WRIGHT
DAVIS	JEFFUS	SAUNDERS	YONGUE
DEDMON	JUSTUS	SETZER	

NOES - 8

BOYD-MCINTYRE	COX	ELLIS	STARNES
BRUBAKER	DECKER	RAYFIELD	WOOD

EXCUSED ABSENCE - ~~6~~ 15 DWeiss

BARBEE	HOLMES	MCCRARY	RAMSEY	MILLER
HIATT	KINNEY	BADDOUR ALLEN	DAUGHTRY	ALEXANDER HILL RUSSELL

EXCUSED VOTE - 0

NOT VOTING - ~~15~~ 8 DWeiss

SPEAKER	COLE	FITCH	~~MILLER~~ DW
~~ALEXANDER~~ DW	~~DAUGHTRY~~ DW	GRAY	~~RUSSELL~~ DW
~~ALLEN~~ DW	DOCKHAM	~~HILL~~ DW	TALLENT
~~BADDOUR~~ DW	EARLE	INSKO	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1518/25-- 6:08 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

KINNAIRD
SPAY/NEUTER PROGRAM
HOUSE COMM. SUB/5TH EDITION

SENATE BILL 1184

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DANNELLY	JORDAN	PLYLER
		ALLRAN	EAST	KERR	PURCELL
		BALLANCE	FORRESTER	KINNAIRD	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BASNIGHT	GARROU	LUCAS	ROBINSON
		CARPENTER	GARWOOD	MARTIN R	SHAW R
		CARRINGTON	GULLEY	MARTIN W	SOLES
		CARTER	HAGAN	METCALF	WARREN
		CLODFELTER	HARRIS	MILLER	WEBSTER
		COCHRANE	HARTSELL	ODOM	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON	HOYLE		
NO	0				
EXCUSED	0				
NOT CAST	2	PERDUE	SHAW L		
ABSENT	2	MOORE	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1185 MAY 8 2000

SENATE DRS8632-LE230(5.4)

PRINCIPAL CLERK

Short Title: Excellent Schools Act Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO IMPLEMENT THE EXCELLENT SCHOOLS ACT.

The General Assembly of North Carolina enacts:

Whereas, North Carolina has always recognized the importance of public education to the civic and economic well-being of the State; and

Whereas, as early as 1776, the North Carolina Constitution directed the General Assembly to establish public schools; and

Whereas, today, the North Carolina Constitution guarantees every child in this State an opportunity to receive a sound basic education in our public schools; and

Whereas, the General Assembly of North Carolina recognizes that it is imperative that the public school system provide our students with the skills and knowledge they need to be successful as citizens and in the workplace; and

Whereas, in recent years, North Carolina has made significant strides in improving public education; and

Whereas, recent initiatives in North Carolina including the Excellent Schools Act, the ABC's of Public Education Program, the Safe Schools Initiatives, Low-Wealth Schools Supplemental Funding, Small Schools Supplemental Funding, and Smart Start are resulting in significant, measurable improvements in public schools; and

Whereas, the National Education Goals Panel, a bipartisan panel of State and federal leaders, found that North Carolina and Texas lead all states in the nation in gains in mathematics and reading achievement; and

Whereas, SAT scores have increased for 11 years; and

1186

FILED - SENATE

MAY 8 2000

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA S 1186

SESSION 1999

S **D**

SENATE DRS3875-LE232(5.5)

Short Title: Respectful Forms of Address/Schools. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENSURE THAT STUDENTS ADDRESSING TEACHERS AND OTHER SCHOOL EMPLOYEES USE RESPECTFUL FORMS OF ADDRESS SUCH AS "MA'AM", "SIR", OR AN APPROPRIATE TITLE FOLLOWED BY A SURNAME AND TO APPROPRIATE FUNDS TO PROVIDE AND ENHANCE INSTRUCTION IN CHARACTER EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-81(h) reads as rewritten:

"(h) Character Education. -- Local boards of education may require the teaching of the following character traits in the public schools:

(1) Courage. -- Having the determination to do the right thing even when others don't and the strength to follow your conscience rather than the crowd; and attempting difficult things that are worthwhile.

(2) Good judgment. -- Choosing worthy goals and setting proper priorities; thinking through the consequences of your actions; and basing decisions on practical wisdom and good sense.

(3) Integrity. -- Having the inner strength to be truthful, trustworthy, and honest in all things; acting justly and honorably.

(4) Kindness. -- Being considerate, courteous, helpful, and understanding of others; showing care, compassion, friendship, and generosity; and treating others as you would like to be treated.

(5) Perseverance. -- Being persistent in the pursuit of worthy objectives in spite of difficulty, opposition, or discouragement; and exhibiting

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS3877*-LBX173(4.20)

FILED - SENATE
S1187 MAY 9 2000
PRINCIPAL CLERK

Short Title: Town of Laurel Park Charter. (Local)

Sponsors: Senator Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF LAUREL PARK.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the Town of Laurel Park is revised and consolidated to read as follows:

"THE CHARTER OF THE TOWN OF LAUREL PARK.

"ARTICLE I. INCORPORATION, CORPORATE POWERS, AND BOUNDARIES.

"Section 1.1. **Incorporation.** The Town of Laurel Park, North Carolina, in Henderson County and the inhabitants thereof shall continue to be a municipal body politic and corporate, under the name of the 'Town of Laurel Park', hereinafter at times referred to as the 'Town'.

"Section 1.2. **Powers.** The Town shall have and may exercise all of the powers, duties, rights, privileges, and immunities conferred upon the Town of Laurel Park specifically by this Charter or upon municipal corporations by general law. The term 'general law' is employed herein as defined in G.S. 160A-1.

"Section 1.3. **Corporate Limits.** The corporate limits shall be those existing at the time of ratification of this Charter, as set forth on the official map of the Town and as they may be altered from time to time in accordance with law. An official map of the Town, showing the current municipal boundaries, shall be maintained permanently in the office of the Town Clerk and shall be available for public inspection. Upon alteration of the corporate limits pursuant to law, the appropriate changes to the official map shall be made and copies shall be filed in the office of the Secretary of State, the office of the Henderson County Register of Deeds, and the appropriate board of elections.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1188 MAY 9 2000

PRINCIPAL CLERK

S D

SENATE DRS2770-LC276(2.25)

Short Title: Revise City Distribution Formula. (Public)

Sponsors: Senator Cochrane.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO FURTHER ADJUST THE SHARE CERTAIN CITIES RECEIVE FROM THE STATE GROSS RECEIPTS TAXES ON ELECTRIC POWER COMPANIES AND TELEPHONE COMPANIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-116.1 reads as rewritten:

"**§ 105-116.1. Distribution of gross receipts taxes to cities.**

(a) Definitions. -- The following definitions apply in this section:

(1) Freeze deduction. -- The amount by which the percentage distribution amount of a city was required to be reduced in fiscal year 1995-96 in determining the amount to distribute to the city.

(2) Percentage distribution amount. -- Three and nine hundredths percent (3.09%) of the gross receipts derived by an electric power company and a telephone company from sales within a city that are taxable under G.S. 105-116 or G.S. 105-120.

(b) Distribution. -- The Secretary must distribute to the cities part of the taxes collected under this Article on electric power companies and telephone companies. Each city's share for a calendar quarter is the percentage distribution amount for that city for that quarter minus one-fourth of the city's hold-back amount and one-fourth of the city's proportionate share of the annual cost to the Department of administering the distribution. The Secretary must make the distribution within 75 days after the end of each calendar quarter.

(c) Limited Hold-Harmless Adjustment. -- The hold-back amount for a city that, in the 1995-96 fiscal year, received from gross receipts taxes less than ninety-five percent (95%) of the amount it received in the 1990-91 fiscal year <u>but at least sixty</u>

FILED - SENATE
S1189 MAY 9 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS7727-LM226(5.3)

Short Title: China Grove Charter. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE CHARTER OF THE TOWN OF CHINA GROVE TO ALLOW THE TOWN TO OPERATE UNDER THE COUNCIL-MANAGER FORM OF GOVERNMENT.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the Town of China Grove, being Chapter 309 of the Private Laws of 1903, is amended by adding a new section to read:

"Sec. 4A. Notwithstanding any other provision of this Charter, the town shall operate under the council-manager form of government as provided in Part 2 of Article 7 of Chapter 160A of the General Statutes."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE D

SENATE DRS2773-LBX167B(4.6) S 1 1 9 0 MAY 9 2000

PRINCIPAL CLERK

Short Title: Carolina Beach Annexation/Streets. (Local)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ANNEX A TRACT TO THE TOWN OF CAROLINA BEACH AND TO ALLOW STREET ASSESSMENTS WITHOUT PETITION IN THAT TRACT.

The General Assembly of North Carolina enacts:

Section 1(a). The corporate limits of the Town of Carolina Beach are extended to include the following described tract:

(Wilmington Beach Tract), New Hanover County, North Carolina.

Beginning at an existing concrete monument in the dividing line between Carolina Beach and the now or formerly Wilmington Beach in the Sunny Point Military Ocean Terminal buffer zone line that has North Carolina grid coordinates North = 101,445.376, East = 2,331,597.568 (Nad 83) and is located North 73 degrees 15 minutes 23 seconds East -2062.38' from North Carolina geodetic survey monument "OCEAN" with North Carolina grid coordinates: North = 100,851.163, East = 2,329,622.414 (Nad 83). Said point of beginning also being the southwestern corner of Carolina Sands Subdivision as shown on maps of Section 1 and 2 recorded in Map Book 21 at Page 13 and 14 of the New Hanover County Registry. Running thence from said point of beginning with the dividing line between Carolina Beach and Wilmington Beach North 88 degrees 41 minutes 50 seconds East - 3299.99' to a point in the Mean Low Water Line of the Atlantic Ocean, passing through an in line iron pipe in the western right-of-way line of U.S. Highway # 421 at 2709.25'; thence with the Mean Low Water Line of the Atlantic Ocean in a southwesterly direction: South 19 degrees 01 minute 16 seconds West - 161.89' to a point; thence South 19 degrees 01 minute 16 seconds West -91.53' to a point; thence South 17 degrees 36 minutes 16 seconds West - 92.21' to a point; thence South 17 degrees 45 minutes 13 seconds

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1133/2--11:22 AM MAY 25, 2000 LEGISLATIVE DAY 113

SENATOR BASNIGHT -- Presiding

BALLANTINE
CAROLINA BEACH ANNEXATION/STREETS

SENATE BILL 1190
READING 2

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

EXCUSED	0			
NOT CAST	1	PLYLER		
ABSENT	3	BALLANCE	DANNELLY	MARTIN J.
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1457
ISLATIVE DAY 133
S1190
READING 2

6/27/00
5:10 PM
IN CHAIR: SPEAKER

CAROLINA BEACH ANNEXATION/STREETS

AYES - 111

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

NOES - 1

COX

EXCUSED ABSENCE - 3

KINNEY	OLDHAM	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CHURCH	FITCH	HOLMES
BARBEE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1138/2-- 3:20 PM MAY 30, 2000 LEGISLATIVE DAY 115

LT. GOVERNOR WICKER -- Presiding

BALLANTINE
CAROLINA BEACH ANNEXATION/STREETS

SENATE BILL 1190
READING 3

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

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

BLOCK VOTE
HB519

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1477
ISLATIVE DAY 134
S1190
READING 3

6/28/00
5:20 PM
IN CHAIR: SPEAKER

CAROLINA BEACH ANNEXATION/STREETS

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 4

GIBSON	HOLMES	KINNEY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	COX	TALLENT	WILSON, C.
BLUE			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1191 MAY 9 2000

SENATE DRS6723*-LL169D(3.15) PRINCIPAL CLERK

Short Title: Controlling Telephone Solicitations. (Public)

Sponsors: Senator Weinstein.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE CONSUMERS WITH CONTROL OVER TELEPHONE SOLICITATION CALLS TO THEIR HOMES.

The General Assembly of North Carolina enacts:

Section 1. The General Assembly finds that:

(1) The use of the telephone to market goods and services to consumers is increasing;

(2) Some citizens of this State wish to have a means of controlling these calls to their residences;

(3) The rights to privacy and commercial speech can be balanced in a way that accommodates both the privacy of individuals and legitimate telemarketing practices; and

(4) The public interest requires the establishment of a mechanism under which the citizens of this State can decide whether or not they wish to receive telemarketing calls in their homes.

Section 2. Chapter 75 of the General Statutes is amended by adding a new section to read:

"**§ 75-30.1. Restrictions on telephone solicitations.**

(a) For purposes of this section:

(1) 'Residential telephone subscriber' means a person who subscribes to residential telephone service from a local exchange company and uses that service primarily for residential purposes, or the persons living or residing with that person.

(2) 'Telephone solicitation' means a voice communication over a telephone line to a residential telephone subscriber for the purpose

FILED - SENATE
MAY 9 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

S1192

SESSION 1999

S D

SENATE DRS3872*-LNZ226(5.1)

Short Title: Crim. Record Checks/Long-Term Care. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE CRIMINAL BACKGROUND CHECKS FROM STATE AND NATIONAL REPOSITORIES OF CRIMINAL HISTORY FOR CERTAIN APPLICANTS FOR EMPLOYMENT IN ADULT CARE HOMES, NURSING HOMES, AND HOME CARE AGENCIES, AND TO IMPOSE A CRIMINAL PENALTY FOR FALSIFYING INFORMATION ON EMPLOYMENT APPLICATIONS.

The General Assembly of North Carolina enacts:

Section 1. Article 4 of Chapter 114 of the General Statutes is amended by adding the following new section to read:

"**§ 114-19.10. Criminal record checks for adult care homes, nursing homes, and home care agencies.**

The Department of Justice may provide to the following entities the criminal history from the State and National Repositories of Criminal Histories:

(1) Nursing homes or combination homes licensed under Chapter 131E of the General Statutes.

(2) Adult care homes licensed under Chapter 131D of the General Statutes.

(3) Home care agencies licensed under Chapter 131E of the General Statutes.

The criminal history shall be provided to nursing homes and home care agencies in accordance with G.S. 131E-265 and to adult care homes in accordance with G.S. 131D-40. The requesting entity shall provide to the Department of Justice, along with the request, the fingerprints of the individual to be checked, any additional information required by the Department of Justice, and a form signed by the

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1455/15-- 3:59 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

RAND
CRIM. RECORD CHECKS/LONG-TERM CARE
COMM. SUB NO. 2/3RD EDITION

SENATE BILL 1192
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. 1456/16-- 4:00 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

RAND
CRIM. RECORD CHECKS/LONG-TERM CARE
COMM. SUB NO. 2/3RD EDITION

SENATE BILL 1192
READING 3

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
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

Q. # 1680
GISLATIVE DAY 143
S1192HCS
READING 2

7/12/00
10:54 AM
IN CHAIR: SPEAKER

CRIM. RECORD CHECKS/ LONG-TERM CARE

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 6

BARBEE	HOLMES	MCCRARY	RAMSEY
HIATT	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	SEXTON	TALLENT	WARNER
MINER			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

Q. # 1681
GISLATIVE DAY 143
S1192HCS
READING 3

7/12/00
10:55 AM
IN CHAIR: SPEAKER

CRIM. RECORD CHECKS/ LONG-TERM CARE

110 DWeeks

AYES - ~~109~~

FORD DWeeks

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

NOES - ~~1~~ 0 DWeeks

~~FORD~~ DWeeks

EXCUSED ABSENCE - 6

BARBEE	HOLMES	MCCRARY	RAMSEY
HIATT	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	MINER	TALLENT	WARNER

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1530/12-- 1:41 PM JULY 12, 2000 LEGISLATIVE DAY 141

SENATOR BASNIGHT -- Presiding

RAND
CRIM. RECORD CHECKS/LONG-TERM CARE
COMM. SUB NO. 2/3RD EDITION

SENATE BILL 1192

MOTION 8
TO CONCUR

AYE	40	ALBERTSON	DANNELLY	HOYLE	PLYLER
		BALLANCE	EAST	JORDAN	PURCELL
		BALLANTINE	FORRESTER	KINNAIRD	RAND
		BASNIGHT	FOXX	LEE	ROBINSON
		CARPENTER	GARROU	LUCAS	SHAW R
		CARTER	GARWOOD	MARTIN R	SOLES
		CLODFELTER	GULLEY	MARTIN W	WARREN
		COCHRANE	HARRIS	MILLER	WEBSTER
		COOPER	HARTSELL	ODOM	WEINSTEIN
		DALTON	HORTON	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	6	ALLRAN	KERR	PERDUE	SHAW L
		HAGAN	METCALF		
ABSENT	4	CARRINGTON	MOORE	REEVES	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE

SENATE DRS4721-LBX162(3.15) S1193 MAY 9 2000

PRINCIPAL CLERK

Short Title: Wilkes Fire District Boundaries. (Local)

Sponsors: Senator Garwood.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RESOLVE A BOUNDARY OVERLAP BETWEEN THE RONDA AND ROARING RIVER VOLUNTEER FIRE TAX DISTRICTS IN WILKES COUNTY AND TO VALIDATE CERTAIN ACTIONS.

The General Assembly of North Carolina enacts:

Section 1(a). The newly agreed boundary line for the Roaring River Fire Tax District in the area from the intersection of Poplar Springs Road and North Ridge Road south to Old U.S. Highway 421 shall be as follows:

BEGINNING at the intersection of S.R. 1924 (Poplar Springs Road) and S.R. 2015 (North Ridge Road), thence in a southeasterly direction with S.R. 2015 to the intersection of S.R. 2015 and N.C. Highway 268, including all property with primary access from S.R. 2015 between this and the preceding point; thence in a southerly direction in a straight line to a point on S.R. 2321 (Old 60) .2 miles west of Gray's Creek Bridge; thence in a southerly direction in a straight line to the intersection of S.R. 2318 (Mathis Mill Road), S.R. 2319 (South Plum Ridge Road), and S.R. 2320 (North Plum Ridge Road); thence in a southerly direction with S.R. 2319 to the intersection of S.R. 2319 and U.S. Highway 421, including all property adjacent to or accessed from S.R. 2319 between this and the preceding point; thence in an easterly direction following the centerline of U.S. Highway 421 to the intersection of U.S. 421 and S.R. 2346 (Old U.S. Highway 421); thence in a westerly direction with S.R. 2346 to a point 1.1 miles west of said intersection, including all property on both sides of S.R. 2346 adjacent to or accessed from S.R. 2346. The foregoing description for said boundary line shall not be affected or altered in any way by the widening, relocation, or four-laning of U.S. Highway 421.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1226/2-- 3:13 PM JUNE 21, 2000 LEGISLATIVE DAY 128

LT. GOVERNOR WICKER -- Presiding

GARWOOD
WILKES & GLENDALE SPRINGS FIRE DIST
COMM. SUB/2ND EDITION

SENATE BILL 1193
READING 2

AYE	41	ALBERTSON	FORRESTER	LEE	PURCELL
		BALLANCE	FOXX	LUCAS	RAND
		BASNIGHT	GARROU	MARTIN W	ROBINSON
		CARPENTER	GARWOOD	METCALF	RUCHO
		CARRINGTON	HAGAN	MILLER	SHAW L
		CARTER	HARRIS	MOORE	SHAW R
		CLODFELTER	HORTON	ODOM	SOLES
		COCHRANE	HOYLE	PERDUE	WARREN
		DALTON	JORDAN	PHILLIPS	WEINSTEIN
		DANNELLY	KINNAIRD	PLYLER	WELLONS
		EAST			
NO	0				
EXCUSED	0				
NOT CAST	8	ALLRAN	COOPER	HARTSELL	REEVES
		BALLANTINE	GULLEY	KERR	WEBSTER
ABSENT	1	MARTIN R			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1245/2--11:23 AM JUNE 22, 2000 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

GARWOOD
WILKES & GLENDALE SPRINGS FIRE DIST
COMM. SUB/2ND EDITION

SENATE BILL 1193
READING 3

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 W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	MOORE	WARREN
		COCHRANE	HARTSELL	ODOM	WEBSTER
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	MARTIN R	SHAW L		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

SQ. # 1497
LEGISLATIVE DAY 135
S1193SCS
READING 2

6/29/00
3:40 PM
IN CHAIR: SPEAKER

WILKES & GLENDALE SPRINGS FIRE DIST.

AYES - 106

ADAMS	DAUGHTRY	INSKO	ROGERS
ALEXANDER	DAVIS	JARRELL	RUSSELL
ALLEN	DECKER	JEFFUS	SAUNDERS
ALLRED	DEDMON	JUSTUS	SETZER
ARNOLD	DOCKHAM	KISER	SEXTON
BADDOUR	EARLE	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.
CRAWFORD	HILL	OWENS	WILSON, G.
CREECH	HORN	POPE	WOMBLE
CULP	HOWARD	PRESTON	WRIGHT
CULPEPPER	HUNTER, H.	RAYFIELD	YONGUE
CUNNINGHAM	HURLEY		

NOES - 5

BAKER	HIATT	SHERRILL	WOOD
EDDINS			

EXCUSED ABSENCE - 5

BRUBAKER	HOLMES	KINNEY	RAMSEY
HALL			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	EASTERLING	REDWINE	TALLENT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1530
GISLATIVE DAY 136
S1193SCS
READING 3

6/30/00
8:30 PM
IN CHAIR: SPEAKER

WILKES & GLENDALE SPRINGS FIRE DIST.

AYES - 101

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

NOES - 2

BAKER	EDDINS

EXCUSED ABSENCE - 8

BRUBAKER	HOLMES	KINNEY	SHERRILL
GRAY	JUSTUS	RAMSEY	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CHURCH	EARLE	HUNTER, H.
BROWN	CLARY	FITCH	WILSON, G.
BUCHANAN			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE
S1194 MAY 9 2000
PRINCIPAL CLERK

SENATE DRSA180-LE228A(3.28)

Short Title: State Purchasing System Enhancement. (Public)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE THE STATE'S PURCHASING PROGRAM AND THEREBY REDUCE THE COST OF OBTAINING GOODS AND SERVICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-49(6) reads as rewritten:

"**§ 143-49. Powers and duties of Secretary.**

The Secretary of Administration shall have power and authority, and it shall be his duty, subject to the provisions of this Article:

...

(6) To make available to nonprofit corporations operating charitable hospitals, to local nonprofit community sheltered workshops or centers that meet standards established by the Division of Vocational Rehabilitation of the Department of Health and Human Services, to private nonprofit agencies licensed or approved by the Department of Health and Human Services as child placing agencies, residential child-care facilities, private nonprofit rural, community, and migrant health centers designated by the Office of Rural Health and Resource Development, to private higher education institutions that are defined as "institutions" in G.S. 116-22(1), and to counties, cities, towns, governmental entities and other subdivisions of the State and public agencies thereof in the expenditure of public funds, the services of the Department of Administration in the purchase of materials, supplies and equipment under such rules, regulations and procedures as the Secretary of Administration may adopt. In adopting rules and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1 19 5 MAY 9 2000

SENATE DRSA179*-RWZ82(5.2) PRINCIPAL CLERK

Short Title: DOT Establish Rural Planning Orgs. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION, IN COOPERATION WITH LOCAL ELECTED OFFICIALS, TO ESTABLISH RURAL TRANSPORTATION PLANNING ORGANIZATIONS TO PLAN RURAL TRANSPORTATION SYSTEMS AND TO ADVISE THE DEPARTMENT ON RURAL TRANSPORTATION POLICY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 136-18 is amended by adding a new subdivision to read:

"(35) To establish rural planning organizations, as provided in Article 17 of this Chapter."

Section 2. Chapter 136 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 17.

"Rural Transportation Planning Organizations.

"§ 136-210. Definitions.

As used in this Article, 'Rural Transportation Planning Organization' means a voluntary organization of local elected officials or their designees and representatives of local transportation systems formed by a memorandum of understanding with the Department of Transportation to work cooperatively with the Department to plan rural transportation systems and to advise the Department on rural transportation policy.

"§ 136-211. Department authorized to establish Rural Public Transportation Planning Organizations.

(a) Authorization. -- The Department of Transportation is authorized to form Rural Transportation Planning Organizations.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1157/3-- 3:05 PM JUNE 6, 2000 LEGISLATIVE DAY 119

SENATOR BASNIGHT -- Presiding

GULLEY
DOT ESTABLISH RURAL PLANNING ORGS.
COMM. SUB/2ND EDITION

SENATE BILL 1195
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 W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW L
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COCHRANE	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
NO	1	WEBSTER			

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1525
ISLATIVE DAY 136
S1195HCS
READING 2

6/30/00
7:47 PM
IN CHAIR: SPEAKER

DOT ESTABLISH RURAL PLANNING ORGS.

AYES - 97

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

NOES - 5

DECKER	GARDNER	HOWARD	WOOD
ELLIS			

EXCUSED ABSENCE - 8

BRUBAKER	HOLMES	KINNEY	SHERRILL
GRAY	JUSTUS	RAMSEY	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CHURCH	FITCH	HUNTER, H.
BROWN	CLARY	FORD	WILSON, G.
BUCHANAN	EARLE		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1434/11-- 2:42 PM JULY 5, 2000 LEGISLATIVE DAY 136

SENATOR BALLANCE -- Presiding

GULLEY
DOT ESTABLISH RURAL PLANNING ORGS.
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1195

MOTION 8
TO CONCUR

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

EXCUSED	0				
NOT CAST	4	BASNIGHT	EAST	GARROU	ODOM
ABSENT	1	MARTIN R			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1196 MAY 9 2000

SENATE DRS2775*-RWZ84(5.2) PRINCIPAL CLERK

Short Title: Exclude CMAQ Funds From Formula. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXCLUDE FEDERAL CONGESTION MITIGATION AND AIR QUALITY FUNDS FROM THE DISTRIBUTION FORMULA FOR FUNDS EXPENDED ON TRANSPORTATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 136-17.2A(a) reads as rewritten:

"(a) Funds expended for the Intrastate System projects listed in G.S. 136-179 and both State and federal-aid funds expended under the Transportation Improvement Program, other than federal congestion mitigation and air quality improvement program funds appropriated to the State by the United States pursuant to 23 U.S.C. § 104(b)(2) and 23 U.S.C. § 149, funds expended on an urban loop project listed in G.S. 136-180 and funds received through competitive awards or discretionary grants through federal appropriations either for local governments, transportation authorities, transit authorities, or the Department, shall be distributed throughout the State in accordance with this section.

(1) Distribution Region A consists of the following counties: Bertie, Camden, Chowan, Currituck, Dare, Edgecombe, Gates, Halifax, Hertford, Hyde, Johnston, Martin, Nash, Northampton, Pasquotank, Perquimans, Tyrrell, Washington, Wayne, and Wilson.

(2) Distribution Region B consists of the following counties: Beaufort, Brunswick, Carteret, Craven, Duplin, Greene, Jones, Lenoir, New Hanover, Onslow, Pamlico, Pender, Pitt, and Sampson.

(3) Distribution Region C consists of the following counties: Bladen, Columbus, Cumberland, Durham, Franklin, Granville, Harnett, Person, Robeson, Vance, Wake, and Warren.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1197 MAY 9 2000

S D

SENATE DRS8629*-RWZ86(5.2) PRINCIPAL CLERK

Short Title: Toll Roads. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CONSTRUCTION OF UP TO THREE PRIVATELY FUNDED AND THREE PUBLICALLY FUNDED TOLL ROAD OR BRIDGE PROJECTS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 136 of the General Statutes is amended by adding a new Article 6G to read:

"ARTICLE 6G.

"Private and Public Pilot Toll Projects.

"**§ 136-89.168. Private toll projects.**

(a) Authority to License. -- The Department of Transportation is authorized to issue up to three licenses to persons to finance, design, construct, maintain, improve, own, or operate, or any combination thereof, a transportation project within the State of North Carolina.

(b) Requirement for Finding of Need. -- Prior to the issuance of any license under this section, the Department shall make a written determination that the proposed project is necessary and in the public interest, and that it is unlikely to be constructed in the foreseeable future as a non-toll project.

(c) Submission of Financial Data. -- A person applying for a license to construct a project under this section shall submit detailed financial data to the Department concerning the ability of applicant to finance the proposed project and the projected time for the licensee to recover the cost of the licensee's investment and to make a reasonable rate of return. The Department shall independently analyze the data submitted for each project proposal and determine the appropriate license period.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1198 MAY 9 2000
PRINCIPAL CLERK

S D

SENATE DRS7725*-RWZ85(5.2)

Short Title: Butner/Powell Bill Change. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE TOWN MANAGER OF BUTNER TO ADMINISTER ITS ANNUAL POWELL BILL STATE STREET AID ALLOCATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 136-41.1(c) reads as rewritten:

"(c) Notwithstanding the provisions of subsections (a) and (b) of this section and of G.S. 136-41.2, the unincorporated area known as Butner qualifies in all respects for allocation of funds under this section and certification of the population and street mileage of Butner by the North Carolina Department of Health and Human Services is acceptable. Funds allocated to the area for this purpose shall be administered by the ~~member of the State Board of Transportation administering the Highway Fund in Granville County.~~ Butner Town Manager."

Section 2. This act becomes effective July 1, 2000, and applies to allocations authorized under G.S. 136-41.1 that occur on or after the effective date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1199 MAY 9 2000
PRINCIPAL CLERK

S D

SENATE DRS3868*-RWZ83(5.2)

Short Title: Interlock/Open Container Changes. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND NORTH CAROLINA LAW CONCERNING USE OF IGNITION INTERLOCK DEVICES BY REPEAT DWI OFFENDERS AND POSSESSION OF OPEN CONTAINERS IN VEHICLES TO COMPLY WITH FEDERAL LAW AND AVOID A MANDATORY TRANSFER OF FEDERAL HIGHWAY FUNDS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-17.8(b) reads as rewritten:

"(b) Ignition Interlock Required. -- When the Division restores the license of a person who is subject to this section, in addition to any other restriction or condition, it shall require the person to agree to and shall indicate on the person's drivers license the following restrictions for the period designated in subsection (c):

(1) A restriction that the person may operate only a vehicle that is equipped with a functioning ignition interlock system of a type approved by the ~~Commissioner.~~ Commissioner and that all vehicles owned by that person shall be equipped with the system. The Commissioner shall not unreasonably withhold approval of an ignition interlock system and shall consult with the Division of Purchase and Contract in the Department of Administration to ensure that potential vendors are not discriminated against.

(2) A requirement that the person personally activate the ignition interlock system before driving the motor vehicle.

(3) A requirement that the person not drive with an alcohol concentration of 0.04 or greater."

Section 2. G.S. 20-138.7 reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1200 MAY 9 2000

PRINCIPAL CLERK

S

SENATE DRS1799*-RWZ87(5.2)

Short Title: Municipal Participation. (Public)

Sponsors: Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE ADDITIONAL VOLUNTARY MUNICIPAL PARTICIPATION IN ROAD CONSTRUCTION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 136-66.3 reads as rewritten:

"**§ 136-66.3. Municipal participation in improvements to the State highway system.**

(a) ~~Except as otherwise authorized by this Article, no municipality shall participate in the cost of any State highway system improvement project approved by the Board of Transportation under G.S. 143B-350(f)(4). No municipality shall be required to contribute to the right-of-way and construction costs of any State highway system improvement approved by the Board of Transportation under G.S. 143B-350(f)(4), nor shall the Department of Transportation accept any participation, directly or indirectly, from a municipality except as authorized by this Article.~~

~~(b) The restrictions imposed by this section on participation by municipalities in the implementation of improvements on the State highway system shall not apply to those improvements approved by the Board of Transportation which are financed by funds allocated by the General Assembly for the "Small Urban Construction Program". The municipalities~~ When any one or more street construction or highway improvement projects are proposed on the State highway system in and around a municipality, the Department of Transportation and the municipal governing body shall reach agreement on their respective responsibilities for such project or projects. In reaching such agreement, the Department of Transportation and the municipality shall take into consideration:

(1) The relative importance of the project to a coordinated statewide system of highways.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1212/9--11:42 AM JUNE 15, 2000 LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

GULLEY
MUNICIPAL PARTICIPATION
COMM. SUB/2ND EDITION

SENATE BILL 1200
READING 2

AYE	42	ALBERTSON	DANNELLY	JORDAN	PURCELL
		ALLRAN	EAST	KERR	REEVES
		BALLANCE	FORRESTER	KINNAIRD	ROBINSON
		BALLANTINE	FOXX	LEE	RUCHO
		BASNIGHT	GARROU	LUCAS	SHAW R
		CARPENTER	GARWOOD	MARTIN W	SOLES
		CARTER	GULLEY	METCALF	WARREN
		CLODFELTER	HAGAN	MILLER	WEBSTER
		COCHRANE	HARRIS	MOORE	WEINSTEIN
		COOPER	HARTSELL	PHILLIPS	WELLONS
		DALTON	HORTON		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	8	CARRINGTON	MARTIN R	PERDUE	SHAW D
		HOYLE	ODOM	PLYLER	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1213/10--11:43 AM JUNE 15, 2000 LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

GULLEY
MUNICIPAL PARTICIPATION
COMM. SUB/2ND EDITION

SENATE BILL 1200
READING 3

AYE	41	ALBERTSON	DANNELLY	JORDAN	PURCELL
		ALLRAN	FORRESTER	KERR	REEVES
		BALLANCE	FOXX	KINNAIRD	ROBINSON
		BALLANTINE	GARROU	LEE	RUCHO
		BASNIGHT	GARWOOD	LUCAS	SHAW R
		CARPENTER	GULLEY	MARTIN W	SOLES
		CARTER	HAGAN	METCALF	WARREN
		CLODFELTER	HARRIS	MILLER	WEBSTER
		COCHRANE	HARTSELL	MOORE	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON			
NO	0				
EXCUSED	0				
NOT CAST	1	EAST			
ABSENT	8	CARRINGTON	MARTIN R	PERDUE	RAND
		HOYLE	ODOM	PLYLER	SHAW R
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1519
ISLATIVE DAY 136
S1200HCS
READING 2

6/30/00
7:06 PM
IN CHAIR: SPEAKER

MUNICIPAL PARTICIPATION

AYES - 94

ADAMS	EASTERLING	JEFFUS	RUSSELL
ALEXANDER	EDDINS	LUEBKE	SAUNDERS
ALLEN	EDWARDS	MCALLISTER	SETZER
ARNOLD	ELLIS	MCCOMAS	SEXTON
BADDOUR	ESPOSITO	MCCOMBS	SMITH
BAKER	FORD	MCCRARY	SOSSAMON
BARBEE	FOX	MCLAWHORN	SUTTON
BAREFOOT	GARDNER	MCMAHAN	TEAGUE
BERRY	GIBSON	MELTON	THOMAS
BONNER	GILLESPIE	MICHAUX	THOMPSON
BOWIE	GOODWIN	MILLER	TOLSON
BOYD-MCINTYRE	GRADY	MINER	TUCKER
BRIDGEMAN	GULLEY	MITCHELL	WAINWRIGHT
CANSLER	HACKNEY	MORGAN	WALEND
CAPPS	HAIRE	MORRIS	WARNER
COLE	HALL	NYE	WARREN
COX	HENSLEY	OLDHAM	WARWICK
CRAWFORD	HIATT	OWENS	WEISS
CULP	HILL	POPE	WEST
CUNNINGHAM	HORN	PRESTON	WOMBLE
DAUGHTRY	HOWARD	RAYFIELD	WOOD
DECKER	HURLEY	REDWINE	WRIGHT
DEDMON	INSKO	ROGERS	YONGUE
DOCKHAM	JARRELL		

NOES - 5

ALLRED	DAVIS	KISER	STARNES
CREECH			

EXCUSED ABSENCE - 8

BRUBAKER	HOLMES	KINNEY	SHERRILL
GRAY	JUSTUS	RAMSEY	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	CHURCH	EARLE	NESBITT
BLUE	CLARY	FITCH	WILSON, C.
BROWN	CULPEPPER	HUNTER, H.	WILSON, G.
BUCHANAN			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1435/12-- 2:45 PM JULY 5, 2000 LEGISLATIVE DAY 136

SENATOR BALLANCE -- Presiding

GULLEY
MUNICIPAL PARTICIPATION
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1200

MOTION 8
TO CONCUR

AYE	0				
NO	45	ALBERTSON	FORRESTER	KINNAIRD	RAND
		ALLRAN	FOXX	LEE	REEVES
		BALLANCE	GARWOOD	LUCAS	ROBINSON
		BALLANTINE	GULLEY	MARTIN W	RUCHO
		CARPENTER	HAGAN	METCALF	SHAW L
		CARRINGTON	HARRIS	MILLER	SHAW R
		CARTER	HARTSELL	MOORE	SOLES
		CLODFELTER	HORTON	PERDUE	WARREN
		COCHRANE	HOYLE	PHILLIPS	WEBSTER
		COOPER	JORDAN	PLYLER	WEINSTEIN
		DALTON	KERR	PURCELL	WELLONS
		DANNELLY			
EXCUSED	0				
NOT CAST	4	BASNIGHT	EAST	GARROU	ODOM
ABSENT	1	MARTIN R			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1488/13-- 2:44 PM JULY 7, 2000 LEGISLATIVE DAY 138

SENATOR BASNIGHT -- Presiding

GULLEY
MUNICIPAL PARTICIPATION
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1200

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	45	ALBERTSON	EAST	KINNAIRD	PURCELL
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN W	ROBINSON
		CARPENTER	GULLEY	METCALF	RUCHO
		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	2	ALLRAN	SHAW L		
ABSENT	3	FORRESTER	JORDAN	MARTIN J	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1200

S1200-CRRW-002

[] Title Change [YES] For Committee Substitute

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

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 1200 (Third Edition), A BILL TO BE ENTITLED AN ACT TO AUTHORIZE ADDITIONAL VOLUNTARY MUNICIPAL PARTICIPATION IN ROAD CONSTRUCTION, House Committee Substitute Favorable 6/22/00, submit the following report:

The House and Senate agree to the following amendment to the House Committee Substitute Favorable 6/22/00, and the Senate concurs in the House Committee Substitute as amended:

on page 3, lines 34-41, rewrite those lines to read:

"(e1) Reimbursement Procedure. -- ~~Any participation shall be set forth in an agreement between the municipality and the Department of Transportation.~~ Upon request of the municipality, the Department of Transportation shall allow the municipality a period of not less than three years from the date construction of the project is initiated to reimburse the Department their agreed upon share of the costs ~~of rights-of-way~~ necessary for the project. The Department of Transportation shall not charge a municipality any interest ~~on its agreed upon share of rights-of-way costs.~~ during the initial three years.".

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1200

S1200-CRRW-002

Date conferees approved report: July 7, 2000.

Conferees for the Senate	Conferees for the House of Representatives
Sen. Wilbur P. Gulley	Rep. Charles F. Buchanan
Sen. John H. Kerr, III	Rep. E. Nelson Cole
Sen. David W. Hoyle	Rep. James W. Crawford, Jr.
	Rep. Len Sossaman

Senate Submitted 7/7/00
ADOPTED 7/7/00 (45/0) Message Received
ADOPTED (/) Ordered Enrolled

House notified 7/7/00

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1200

S1200-CRRW-002

[ ] Title Change [YES] For Committee Substitute

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

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1200

S1200-CRRW-002

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Sen. David W. Hoyle	Rep. James W. Crawford, Jr.
	Rep. Len Sossaman

Submitted 7/7/00 placed on Calendar July 10, 2000
House ADOPTED JUL 11 2000 (95/13 EV) Message Received 7/7/00
ADOPTED ( ) Ordered Enrolled

Senate notified Special Message
Denise Weeks

4
6

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1661
GISLATIVE DAY 142
S1200HCS
CONFERENCE REPORT

7/11/00
12:56 PM
IN CHAIR: SPEAKER

MUNICIPAL PARTICIPATION - ADOPT CONFERENCE REPORT

AYES - 95

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

NOES - 13

BAKER	GARDNER	RAYFIELD	STARNES
CAPPS	GRADY	SEXTON	WALEND
DAVIS	KISER	SHERRILL	WEST
FOX			

EXCUSED ABSENCE - 5

HIATT	MCCRARY	RAMSEY	WOOD
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	FITCH	JUSTUS	TALLENT
ALLEN	HOLMES	MINER	

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1200

S1200-CRRW-002

[ ] Title Change [YES] For Committee Substitute

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NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1200

S1200-CRRW-002

Date conferees approved report: July 7, 2000.

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	Rep. Len Sossaman

Submitted 7/7/00 placed on Calendar July 10, 2000
House ADOPTED JUL 11 2000 (95/13 EV) Message Received 7/7/00
ADOPTED ( ) Ordered Enrolled

Senate notified Special Message

Denise Weeks

4

6