GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1 2 0 1 MAY 9 2000

SENATE DRS3874-RF007(5.5) PRINCIPAL CLERK

Short Title: Date Labels for Perishable Foods. (Public)

Sponsors: Senator Hagan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE RETAIL FOOD ESTABLISHMENTS TO STAMP OR ATTACH LABELS TO PREPACKAGED MEATS AND OTHER PERISHABLE FOODS SHOWING THE RECOMMENDED LAST DAY OF SALE.

The General Assembly of North Carolina enacts:

Section 1. Article 12 of Chapter 106 of the General Statutes is amended by adding a new section to read:

"**§ 106-122.1. Labels showing recommended last day of sale for perishable foods.**

(a) A retail food establishment shall not sell or offer for sale prepackaged meats, poultry, seafood, or other perishable food unless there clearly and conspicuously is stamped upon the package, or a label attached thereto, showing the recommended last day of sale, indicated by month and day. The label or stamp showing the last recommended day of sale shall not be altered or removed. The packaged food shall not be rewrapped or repackaged with a last recommended day of sale different from the date on the original package.

(b) This section does not prohibit the sale of food after the last recommended day of sale indicated on the stamp or label if (i) the food is wholesome and sound and (ii) the package clearly shows that the food is being sold after the last recommended day of sale.

(c) The following definitions apply in this section:

(1) 'Perishable food' means any food in a package form which the manufacturer, packer, or retailer, in conjunction with the Department of Agriculture and Consumer Services, determines as having a significant risk of spoilage, loss of value, or loss of palatablility within 90 days of the date of packaging.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1202 MAY 9 2000
PRINCIPAL CLERK

S D

SENATE DRS4722-LKQ190(11.15)

Short Title: National W.W. II Memorial Funds. (Public)

Sponsors: Senators Robinson and Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE DIVISION OF VETERANS AFFAIRS TO FUND THE VOLUNTARY CONTRIBUTION OF THE STATE OF NORTH CAROLINA TOWARD THE CONSTRUCTION OF THE NATIONAL WORLD WAR II MEMORIAL IN WASHINGTON, D.C.

Whereas, on May 25, 1992, Public Law 103-32 authorized the American Battle Monuments Commission to establish a World War II Memorial in Washington, D.C., or its environs as the first national memorial dedicated to all who served during World War II and acknowledging the commitment and achievement of the entire nation; and

Whereas, the Memorial, which will honor the 16 million who served in the armed forces of the United States during World War II, the more than 400,000 who died, and the millions who supported the war effort from home, will be constructed at the east end of the Reflecting Pool between the Lincoln Memorial and the Washington Monument and will be constructed using $100 million of donated funds; and

Whereas, the American Battle Monuments Commission, first established in 1923, and currently made up of distinguished Americans, challenged the states to voluntarily contribute $1.00 for each resident who served during World War II; and

Whereas, according to the records of the United States Veterans Administration, of the more than 392,000 who served during World War II from this State, the 6,367 North Carolinians killed in action had made the ultimate sacrifice toward ensuring freedom throughout the world and should be honored at a national World War II Memorial; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1203
MAY 9 2000
PRINCIPAL CLERK

S D

SENATE DRSA182-BL4(5.4)

Short Title: 18th Senate District Local Act-4. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 18th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1204 MAY 9 2000
PRINCIPAL CLERK

S D

SENATE DRS4724-BL2(5.4)

Short Title: 18th Senate District Local Act-2. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 18th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE

SENATE DRS1802-BL3(5.4)

S 1205 MAY 9 2000

PRINCIPAL CLERK

Short Title: 18th Senate District Local Act-3. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 18th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1206 MAY 9 2000
PRINCIPAL CLERK

S D

SENATE DRSA181-BL1(5.4)

Short Title: 18th Senate District Local Act-1. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 18TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 18th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1207 MAY 10 2000
PRINCIPAL CLERK

S D

SENATE DRS3884-BL7(5.9)

Short Title: 30th Senate District Local Act. (Local)

Sponsors: Senator Weinstein.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 30TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 30th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 10 2000
PRINCIPAL CLERK

S

S1208

D

SENATE DRS3883-BL6(5.9)

Short Title: City of Lumberton Local Act. (Local)

Sponsors: Senator Weinstein.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE CITY OF LUMBERTON.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the City of Lumberton only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1209 MAY 10 2000
PRINCIPAL CLERK

S D

SENATE DRS3876-LN228(5.2)

Short Title: Food Bank Funds. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA FOOD BANKS.

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 million four hundred fifty thousand dollars ($2,450,000) for the 2000-2001 fiscal year. These funds shall be allocated equally among the following North Carolina food banks:

(1) MANNA Food Bank (Asheville).
(2) Second Harvest Food Bank of Metrolina (Charlotte).
(3) The Food Bank of the Albemarle (Elizabeth City).
(4) The Second Harvest Food Bank of Southeastern North Carolina (Fayetteville).
(5) The Food Bank of North Carolina (Raleigh).
(6) Second Harvest Food Bank of Northwest North Carolina.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1 21 0 MAY 1 0 2000

S D

SENATE DRS2771-LK189(10.11) PRINCIPAL CLERK

Short Title: Support Public School Plates. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE "SUPPORT PUBLIC SCHOOLS" SPECIAL REGISTRATION PLATES.

The General Assembly of North Carolina enacts:

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

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

. . .

(45a) Support Public Schools Plates. -- Issuable to the registered owner of a motor vehicle in accordance with G.S. 20-81.12. The plate shall bear a picture representing an old-time one-room schoolhouse and shall bear the words: "Support Our Public Schools."

Section 2. 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
Olympic Games	$25.00
Special Olympics	$25.00
March of Dimes	$20.00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1158/4-- 3:09 PM JUNE 6, 2000 LEGISLATIVE DAY 119

SENATOR BASNIGHT -- Presiding

ODOM
SPECIAL REGISTRATION PLATES.
COMM. SUB/2ND EDITION

SENATE BILL 1210
READING 2

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

Q. # 1580
LEGISLATIVE DAY 139
S1210HCS #2
READING 2

7/06/00
5:56 PM
IN CHAIR: SPEAKER

SPECIAL REGISTRATION PLATES

AYES - 97

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

NOES - 12

BARBEE	CREECH	FITCH	HOLMES
BLUE	DAUGHTRY	FOX	KISER
BOWIE	DAVIS	HENSLEY	MCALLISTER

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CUNNINGHAM	ROGERS	WRIGHT
ALLEN	NESBITT		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1610
EGISLATIVE DAY 140
S1210HCS#2
READING 3

7/07/00
2:49 PM
IN CHAIR: SPEAKER

SPECIAL REGISTRATION PLATES

ALLRED DWeeks

AYES - ~~100~~ 101 DWeeks

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

NOES - ~~9~~ 8 DWeeks

~~ALLRED~~ DWeeks	DAUGHTRY	FITCH	HOLMES
BOWIE	DAVIS	HENSLEY	KISER
CREECH			

EXCUSED ABSENCE - 7

BARBEE	GRAY	KINNEY	WRIGHT
BRIDGEMAN	HIATT	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	LUEBKE	SETZER	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1496/3-- 2:54 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

ODOM
SPECIAL REGISTRATION PLATES.
HOUSE COMM. SUB NO. 2/4TH EDITION

SENATE BILL 1210

MOTION 8
TO CONCUR

AYE	46	ALBERTSON	DANNELLY	JORDAN	PURCELL
		ALLRAN	EAST	KERR	RAND
		BALLANCE	FORRESTER	KINNAIRD	REEVES
		BALLANTINE	FOXX	LUCAS	ROBINSON
		BASNIGHT	GARROU	MARTIN R	SHAW L
		CARPENTER	GARWOOD	MARTIN W	SHAW R
		CARRINGTON	GULLEY	METCALF	SOLES
		CARTER	HAGAN	MILLER	WARREN
		CLODFELTER	HARRIS	ODOM	WEBSTER
		COCHRANE	HARTSELL	PHILLIPS	WEINSTEIN
		COOPER	HORTON	PLYLER	WELLONS
		DALTON	HOYLE		
NO	0				
EXCUSED	0				
NOT CAST	2	LEE	PERDUE		
ABSENT	2	MOORE	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE
S 1 211 MAY 10 2000
PRINCIPAL CLERK

SENATE DRS3880*-SOZ001(5.9)

Short Title: Service in DMV Lien Cases. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW SERVICE OF PROCESS BY PUBLICATION IN MOTOR VEHICLE LIEN CASES IN SMALL CLAIMS COURT, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-211.1 reads as rewritten:

"**§ 7A-211.1. Actions to enforce motor vehicle mechanic and storage liens.**

Notwithstanding the provisions of G.S. 7A-210(2) and 7A- 211, the chief district judge may in his discretion, by specific order or general rule, assign to any magistrate of his district actions to enforce motor vehicle mechanic and storage liens arising under G.S. 44A-2(d) or 20-77(d) when the claim arose in the county in which the magistrate resides. The defendant may be subjected to the jurisdiction of the court over his person by the methods provided in G.S. 7A-217 or 1A-1, ~~Rule 4(j),~~ Rules 4(j) and 4(j1), Rules of Civil Procedure."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE D
S 1212 MAY 10 2000
PRINCIPAL CLERK

S

SENATE DRS6726*-SA001(5.8)

Short Title: Suspended Student Placement Pilot. (Public)

Sponsors: Senator Carter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH PILOT PROGRAMS FOR THE USE OF ALTERNATIVE LEARNING PROGRAMS AND JUVENILE DAY REPORTING CENTERS AS A REQUIRED PLACEMENT FOR SUSPENDED STUDENTS.

The General Assembly of North Carolina enacts:

Section 1.(a) The Department of Public Instruction, in cooperation with the Office of Juvenile Justice, shall establish four pilot programs which place suspended students in supervised programs during the term of the suspension. The pilot programs shall be established in Buncombe, Davidson, Nash, and Wayne Counties.

The pilot programs shall place suspended juveniles in alternative learning programs, day reporting centers, or other similar supervised day programs for juveniles, during the term of the student's suspension.

Section 1.(b) The Department of Public Instruction and the Office of Juvenile Justice shall report to the Joint Legislative Education Oversight Committee by April 1, 2002, on the implementation of the pilot programs. The report shall include a recommendation as to whether the program should be instituted statewide, including any legislative recommendations.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1369/29-- 3:32 PM JUNE 29, 2000 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

CARTER
SUSPENDED STUDENT PLACEMENT PILOT
COMM. SUB/2ND EDITION

SENATE BILL 1212
READING 2

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1213 MAY 10 2000
PRINCIPAL CLERK

S D

SENATE DRS7733*-RVZ003(5.5)

Short Title: Adverse Weather Court Closing. (Public)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LOCAL COURT OFFICIALS TO RESPOND TO ADVERSE WEATHER AND OTHER EMERGENCY SITUATIONS BY CANCELLING COURT SESSIONS AND CLOSING COURT OFFICES AND TO AUTHORIZE THE CHIEF JUSTICE TO EXTEND STATUTES OF LIMITATIONS AND OTHER COMPARABLE DEADLINES IN RESPONSE TO CATASTROPHIC CONDITIONS, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION.

The General Assembly of North Carolina enacts:

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

"**§ 7A-39. Adverse weather cancellation of court sessions and closing court offices; extension of statutes of limitations in catastrophic conditions.**

(a) Cancellation of Court Sessions, Closing Court Offices. -- In response to adverse weather or other comparable emergency situations, any session of any court of the General Court of Justice may be cancelled, postponed, or altered by judicial officials, and court offices may be closed by judicial branch hiring authorities, pursuant to uniform statewide guidelines prescribed by the Director of the Administrative Office of the Courts.

(b) Authority of Chief Justice to Extend Statutes of Limitations. -- When the Chief Justice of the North Carolina Supreme Court determines and declares that catastrophic conditions exist or have existed in one or more counties of the State, the Chief Justice may by order entered pursuant to his subsection extend, to a date certain no fewer than 10 days after the effective date of the order, the time within which pleadings, motions, notices, and other documents and papers may be timely

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 10 2000
PRINCIPAL CLERK

S D

S1214

SENATE DRS3869-LR359(4.13)

Short Title: Richmond County Subdivisions. (Local)

Sponsors: Senators Plyler and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE STATUTORY DEFINITION OF "SUBDIVISION" FOR THE PURPOSE OF SUBDIVISION REGULATION IN RICHMOND COUNTY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-335 reads as rewritten:

"§ 153A-335. "Subdivision" defined.

For purposes of this Part, "subdivision" means all divisions of a tract or parcel of land into two or more lots, building sites, or other divisions for the purpose of sale or building development (whether immediate or future) and includes all division of land involving the dedication of a new street or a change in existing streets; however, the following is not included within this definition and is not subject to any regulations enacted pursuant to this Part:

(1) The combination or recombination of portions of previously subdivided and recorded lots if the total number of lots is not increased and the resultant lots are equal to or exceed the standards of the county as shown in its subdivision regulations;

(2) The division of land into parcels greater than ~~10~~ five acres if no street right-of-way dedication is involved;

(3) The public acquisition by purchase of strips of land for widening or opening streets; and

(4) The division of a tract in single ownership the entire area of which is no greater than two acres into not more than three lots, if no street right-of-way dedication is involved and if the resultant lots

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1215 MAY 10 2000
PRINCIPAL CLERK

S D

SENATE DRS3867*-LNZ217B(4.2)

Short Title: Medical Care Commn./Rules. (Public)

Sponsors: Senators Dannelly, Purcell, Carpenter, Carter, Forrester, and Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES PERTAINING TO MEDICAL CARE COMMISSION AUTHORITY TO ADOPT RULES REGULATING ADULT CARE HOMES AND SOCIAL SERVICES COMMISSION AUTHORITY TO ADOPT RULES PERTAINING TO PUBLIC ASSISTANCE PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131D-4.3(a) reads as rewritten:

"**§ 131D-4.3. Adult care home rules.**

(a) Pursuant to G.S. ~~143B-153, the Social Services~~ 143B-165, the North Carolina Medical Care Commission shall adopt rules to ensure at a minimum, but shall not be limited to, the provision of the following by adult care homes:

(1) Client assessment and independent case management;

(2) A minimum of 75 hours of training for personal care aides performing heavy care tasks and a minimum of 40 hours of training for all personal care aides. The training for aides providing heavy care tasks shall be comparable to State-approved Certified Nurse Aide I training. For those aides meeting the 40-hour requirement, at least 20 hours shall be classroom training to include at a minimum:

a. Basic nursing skills;

b. Personal care skills;

c. Cognitive, behavioral, and social care;

d. Basic restorative services; and

e. Residents' rights.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1179/12-- 7:58 PM JUNE 12, 2000 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

DANNELLY
MEDICAL CARE COMMN./RULES.
COMM. SUB/2ND EDITION

SENATE BILL 1215
READING 2

AYE	44	ALBERTSON	DANNELLY	KERR	PURCELL
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	ROBINSON
		CARPENTER	GARROU	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	2	GARWOOD	SHAW L		
ABSENT	4	BALLANCE	HARTSELL	MARTIN R	MOORE
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EY

. # 1528
GISLATIVE DAY 136
S1215SCS
READING 2

6/30/00
8:10 PM
IN CHAIR: SPEAKER

MEDICAL CARE COMMISSION/RULES

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 8

BRUBAKER	HOLMES	KINNEY	SHERRILL
GRAY	JUSTUS	RAMSEY	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CHURCH	FITCH	HUNTER, H.
BROWN	CLARY	HACKNEY	WILSON, G.
BUCHANAN	EARLE		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 10 2000
PRINCIPAL CLERK

S

S1216

D

SENATE DRS8638-LK201(3.21)

Short Title: Ducks Unlimited Plates. (Public)

Sponsors: Senators Phillips and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE "DUCKS UNLIMITED" SPECIAL REGISTRATION PLATES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-79.4(b)(13a) is recodified as G.S. 20-79.4(b)(13b).

Section 2. G.S. 20-79.4(b) is amended by adding a new subdivision to read:

"(13a) Ducks Unlimited Plates. -- Issuable to the registered owner of a motor vehicle in accordance with G.S. 20-81.12. The plate shall bear the logo of Ducks Unlimited, Inc., and shall bear the words: "Ducks Unlimited"."

Section 3. 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
Olympic Games	$25.00
Special Olympics	$25.00
Ducks Unlimited	$20.00
March of Dimes	$20.00

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 10 2...
PRINCIPAL CLERK

S

S1217 D

SENATE DRS7730*-LNZ219B(4.24)

Short Title: Mental Health System Reform. (Public)

Sponsors: Senators Phillips, Carpenter, Dannelly, Lucas, Martin of Pitt, Martin of Guilford, and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, AND TO DIRECT THE OVERSIGHT COMMITTEE TO DEVELOP A PLAN TO REFORM THE STATE SYSTEM FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

Whereas, in 1998 and 1999 the General Assembly directed the State Auditor to coordinate and contract for a study of the State Psychiatric Hospitals and Area Mental Health Programs; and

Whereas, the "Study of State Psychiatric Hospitals and Area Mental Health Programs" ("Study"), April 1, 2000, was conducted by the Public Consulting Group, Inc., under the coordination of the State Auditor, and with the cooperation and assistance of the Department of Health and Human Services and other organizations and individuals; and

Whereas, the findings and recommendations of the Study present a comprehensive blueprint for reform of the State's mental health system; and

Whereas, the General Assembly endorses the findings of the Study; and

Whereas, effective implementation of mental health reform requires continuous legislative oversight to review and consider the recommendations of the Study and other matters and to recommend the necessary changes to State law and policy; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Findings. -- The General Assembly finds that:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 10 2000
PRINCIPAL CLERK

S

S 1218

D

SENATE DRS3885-BL8(5.9)

Short Title: 17th Senate District Local Act-1. (Local)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 17TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 17th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 10 2000
PRINCIPAL CLERK

S

S 1219

D

SENATE DRS4727-BL10(5.9)

Short Title: 17th Senate District Local Act-3. (Local)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 17TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 17th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 220 MAY 10 2000
PRINCIPAL CLERK

S D

SENATE DRS3886-BL9(5.9)

Short Title: 17th Senate District Local Act-2. (Local)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 17TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 17th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 11 2000
PRINCIPAL CLERK

S

S 1221

SENATE DRS7731*-LNZ209H(2.1)

Short Title: Restraints in Facilities. (Public)

Sponsors: Senators Carpenter, Phillips, Dannelly, Lucas, Martin of Pitt, Martin of Guilford, and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REGULATE THE USE OF RESTRAINTS, SECLUSION, AND OTHER PROCEDURES IN CERTAIN FACILITIES, TO REQUIRE THE REPORTING OF DEATHS IN CERTAIN FACILITIES AND IMPOSING PENALTIES FOR FAILURE TO REPORT, AND TO AUTHORIZE THE GOVERNOR'S ADVOCACY COUNCIL FOR PERSONS WITH DISABILITIES TO HAVE ACCESS TO INFORMATION ABOUT THE DEATHS.

The General Assembly of North Carolina enacts:

Section 1.(a) G.S. 122C-3 is amended by adding the following new definitions in the appropriate alphabetical order to read:

"**§ 122C-3. Definitions.**

. . .

(13) 'Drug used as a restraint' is a medication used to control behavior or to restrict the patient's freedom of movement and is not a standard treatment for the patient's medical or psychiatric condition.

. . .

(18a) 'Isolation time-out' means the removal of a client to a separate unlocked room or area from which the client is physically prevented from leaving.

. . .

(32a) 'Protective device' means intervention which provides support for or enhances the safety of a client. A 'protective behavioral device'

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 222 MAY 1 1 2000
PRINCIPAL CLERK

S D

SENATE DRS1806-LM227(5.4)

Short Title: Laurinburg Street Assessments. (Local)

Sponsors: Senators Purcell and Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE CITY OF LAURINBURG TO LEVY SPECIAL ASSESSMENTS FOR STREET OR SIDEWALK IMPROVEMENTS WITHOUT PETITION.

The General Assembly of North Carolina enacts:

Section 1. The provisions of G.S. 160A-217(a) and (c) do not apply to the City of Laurinburg. The remaining provisions of Article 10 of Chapter 160A of the General Statutes shall apply to the City when making special assessments for street or sidewalk improvements.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 223 MAY 11 2000
PRINCIPAL CLERK

S

SENATE DRS1804*-ROZ018.1(4.27)

Short Title: Credit Ins. Clarification. (Public)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THAT CREDIT INSURANCE MAY BE PAID ON A LEVEL CHARGE MONTHLY BASIS WITHOUT VIOLATING THE LAW RELATING TO CONSUMER PROTECTIONS IN CERTAIN HOME LOANS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 24-10.2(b) reads as rewritten:

"(b) Notwithstanding the provisions of G.S. 58-57-35(b), it shall be unlawful for any lender in a consumer home loan to finance, directly or indirectly, any credit life, disability, or unemployment insurance, or any other life or health insurance ~~premiums;~~ premiums. ~~provided, that insurance premiums calculated and paid on a monthly basis shall not be considered financed by the lender.~~ Premiums for credit life, disability, or unemployment insurance, or any other life or health insurance in a consumer home loan shall be charged, collected, and paid only on a monthly basis and only for the term of the insurance coverage. Notwithstanding G.S. 58-57-40(g) or G.S. 58-57-45(f), a credit insurance company may charge the same level premium each month over the term of the insurance coverage under this subsection."

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1 224 MAY 1 1 2000

PRINCIPAL CLERK

S D

SENATE DRS4726*-LL168(2.25)

Short Title: Duplin/Repeal Trap Prohibition. (Local)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE PROHIBITION ON LEG-GRIPPING TRAPS IN DUPLIN COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Chapter 1266 of the 1973 Session Laws is repealed.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 11 2000
PRINCIPAL CLERK

S

S1225

SENATE JOINT RESOLUTION DRSJR1805-LG434(3.7)

Sponsors: Senators Garwood and Moore.

Referred to:

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF REVEREND EDGAR TUFTS, FOUNDER OF LEES-MCRAE COLLEGE IN BANNER ELK, ON THE ONE HUNDREDTH ANNIVERSARY OF THE COLLEGE.

Whereas, in 1895, Edgar Tufts, a student at the Union Theological Seminary in Virginia, was sent by the Concord Presbytery to organize a church in Banner Elk, North Carolina; and

Whereas, in 1897, newly ordained Reverend Edgar Tufts returned to Banner Elk and became pastor of that church; and

Whereas, during the winter of 1899, Reverend Tufts, concerned about the limited educational opportunities for students living in his community, took it upon himself to provide further instruction to these students; and

Whereas, Reverend Tufts felt that his efforts were not enough, especially for girls, and set out to establish a boarding school; and

Whereas, in 1900, with donations of money, lumber, and labor, a dormitory to house fourteen female students and a teacher was opened; and

Whereas, the school was named McRae Institute in honor of Elizabeth A. McRae, a summer school teacher who was devoted to her work; and

Whereas, a few years later, Reverend Tufts opened a similar school for boys in Plumtree, North Carolina; and

Whereas, the name of both the girls' and boys' schools became Lees-McRae to honor Mrs. S. P. Lees, who was a generous benefactor; and

Whereas, in 1907, the schools were chartered by the State of North Carolina as Lees-McRae Institute; and

Whereas, in 1927, the separate schools were merged as a coeducational facility in Banner Elk; and

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1306/2-- 3:00 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

GARWOOD
HONORING L&M OF REV. EDGAR TUFT

SENATE RES. 1225
READING 2

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1226
MAY 1 1 2000
PRINCIPAL CLERK

S D

SENATE DRS3889-LN220(4.11)

Short Title: Osteoporosis Awareness/Educ. Funds. (Public)

Sponsors: Senators Perdue and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR OSTEOPOROSIS AWARENESS AND PREVENTION.

Whereas, osteoporosis, a disease characterized by low bone mass that increases bone fragility and susceptibility to fracture, poses a public health hazard to over 1,000,000 North Carolinians age 50 and over; and

Whereas, each year more than 13,500 North Carolinians are hospitalized for hip fractures alone resulting in more than $145 million in direct medical costs; and

Whereas, osteoporosis currently has no cure, and most people, including physicians, health care providers, and government agencies continue to lack knowledge in prevention, early diagnosis, and treatment which can greatly reduce the progression of the disease; and

Whereas, increased awareness and prevention created by education efforts will help decrease the devastating effects of osteoporosis; Now, therefore,

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 Public Health, the sum of three hundred thousand dollars ($300,000) for the 2000-2001 fiscal year. These funds shall be used to promote education and support for prevention, diagnosis, and treatment of osteoporosis among the public, physicians, nurses, educators, allied health professionals, and other human service professionals.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1227
MAY 11 2000
PRINCIPAL CLERK

S D

SENATE DRSA187-LE228B(3.28)

Short Title: State Purchasing System Enhancement. (Public)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO INCREASE PROFESSIONALISM AND EFFICIENCIES IN THE STATE PURCHASING PROGRAM BY TRAINING AND CERTIFYING GOVERNMENT PROCUREMENT PERSONNEL AND BY EXPANDING THE NUMBER OF PURCHASERS USING THE PROGRAM.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1 228 MAY 1 1 2000

PRINCIPAL CLERK

S D

SENATE RESOLUTION DRSR6727*-LG433(2.29)

Sponsors: Senators Plyler and Purcell.

Referred to:

A SENATE RESOLUTION HONORING THE LIFE AND MEMORY OF LORD GEORGE ANSON FOR WHOM ANSON COUNTY IS NAMED UPON THE COUNTY'S 250TH ANNIVERSARY.

Whereas, Anson County was formed from Bladen County in 1750; and

Whereas, Anson County was named for Lord George Anson, first Lord of the British Admiralty, who for a number of years assisted in protecting North Carolina's coast from pirates; and

Whereas, Anson County has been home to many great citizens including former congressmen, Colonel Risden Tyler Bennett, James A. Lockhart, A. Paul Kitchin, and Reverend Charles H. Martin; former lieutenant governors, Hoyt P. Taylor, Sr. and Hoyt P. Taylor, Jr.; a drafter of the Bill of Rights, Samuel Spencer; and Revolutionary War hero, Thomas Wade; and

Whereas, other natives of Anson County include: Ada Ford Singleton, pioneer in civil rights; Marjorie Robinson, education leader; Jane Pratt, North Carolina's first female Congress member; Fred M. Mills, Jr., North Carolina's first Secretary of Transportation; Frank Dunlap, former chair of the State Highway Commission; Hugh Hammond Bennett, father of soil conservation and the first soil conservationist; Leonidas Polk, North Carolina's first Commissioner of Agriculture and founder of Progressive Farmer magazine; and Arthur T. Dean, a Major General in the United States Army; and

Whereas, Anson County is known for its agricultural, timber, livestock, mineral, and textile products; and

Whereas, Anson County was home to the nation's first soil conservation district; and

Whereas, the people of Anson County are hospitable and hardworking citizens who are proud of their past and look forward to their future; and

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1127/3--11:46 AM | MAY 18, 2000 | LEGISLATIVE DAY 109

LT. GOVERNOR WICKER -- Presiding

PLYLER
HONORING LIFE AND MEMORY OF LORD

SENATE RES. 1228

GEORGE ANSON/250TH ANNIV.;ANSON CO.

MOTION 7
TO ADOPT

AYE	35	ALBERTSON	DANNELLY	KERR	RAND
		ALLRAN	FORRESTER	LUCAS	ROBINSON
		BALLANCE	FOXX	MARTIN W	SHAW L
		BALLANTINE	HAGAN	METCALF	SHAW R
		BASNIGHT	HARRIS	MILLER	SOLES
		CARPENTER	HARTSELL	PERDUE	WARREN
		CARTER	HORTON	PHILLIPS	WEINSTEIN
		CLODFELTER	HOYLE	PLYLER	WELLONS
		COCHRANE	JORDAN	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	10	CARRINGTON	EAST	MARTIN R	REEVES
		COOPER	GARWOOD	ODOM	WEBSTER
		DALTON	LEE		
ABSENT	5	GARROU	KINNAIRD	MOORE	ROUCHO
		GULLEY			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1229 MAY 11 2000
PRINCIPAL CLERK

S D

SENATE DRS4730-BL11(5.10)

Short Title: 6th Senate District Local Act-1. (Local)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 6TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 6th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1230 MAY 1 1 2000
PRINCIPAL CLERK

S D

SENATE DRSA191-LYZ008(5.9)

Short Title: Temp. Custody - Health Care Provider. (Public)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW MEDICAL DOCTORS AND OTHER HEALTH CARE PERSONNEL TO TAKE A JUVENILE SUSPECTED OF BEING ABUSED OR NEGLECTED INTO TEMPORARY CUSTODY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7B-101 is amended by adding a new subdivision to read:

"(21) Temporary custody. -- The taking of physical custody of a juvenile and providing or arranging for personal care and supervision of that juvenile until a court order for nonsecure custody can be obtained."

Section 2. G.S. 7B-302(a) reads as rewritten:

"(a) When a report of abuse, neglect, or dependency is received, the director of the department of social services shall make a prompt and thorough investigation in order to ascertain the facts of the case, the extent of the abuse or neglect, and the risk of harm to the juvenile, in order to determine whether protective services should be provided or the complaint filed as a petition. When the report alleges abuse, the director shall immediately, but no later than 24 hours after receipt of the report, initiate the investigation. When the report alleges neglect or dependency, the director shall initiate the investigation within 72 hours following receipt of the report. When the director is notified that a juvenile has been taken into temporary custody under G.S. 7B-500, the director shall immediately initiate the investigation. The investigation and evaluation shall include a visit to the place where the juvenile resides. All information received by the department of social services, including the identity of the reporter, shall be held in strictest confidence by the department."

Section 3. G.S. 7B-308 is repealed.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE D
S 1231 MAY 11 2000
PRINCIPAL CLERK

S

SENATE DRS4731-BL12(5.10)

Short Title: 6th Senate District Local Act-2. (Local)

Sponsors: Senator Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 6TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 6th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1232 MAY 11 2000

SENATE DRS1803*-ROZ021(4.27)

PRINCIPAL CLERK

Short Title: State Employee FMLA. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT CLARIFYING STATE EMPLOYEES' ELIGIBILITY FOR FAMILY AND MEDICAL LEAVE BENEFITS.

The General Assembly of North Carolina enacts:

Section 1. Chapter 126 of the General Statutes is amended by adding a new section to read:

"**§ 126-8.4. Family and medical leave.**

(a) Each eligible State employee, subject to the provisions of this Chapter, shall be entitled to a total of 12 workweeks of leave during any 12-month period for the following reasons:

(1) For the employee to care for the employee's child after the child's birth, if the leave is taken within 12 months after the birth;

(2) For the employee to care for a child placed with the employee for adoption, if the leave is taken within 12 months of the date of placement;

(3) For the employee to care for the employee's child, spouse, or parent, where that child, spouse, or parent has a serious health condition; or

(4) Because the employee has a serious health condition that makes the employee unable to perform the functions of the employee's position.

In order to be eligible for this benefit, an employee must have been employed by the State for at least 12 months, and employed by the State for at least 1,250 hours of service during the previous 12-month period.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 1 P2000
PRINCIPAL CLERK

S

S 1233

SENATE DRS8631*-SUZ212(4.26)

Short Title: Amend State Tort Claims Law. (Public)

Sponsors: Senators Miller and Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE STATE TORT CLAIM LIMIT AND STATE LIABILITY UNDER THE DUTY TO DEFEND STATE EMPLOYEES LIABILITY AND TO PROVIDE FOR THE FUNDING OF STATE TORT LIABILITY CLAIMS IN EXCESS OF ONE HUNDRED FIFTY THOUSAND DOLLARS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION.

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~~ that 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~~ that 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~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

MAY 1 1 2000

PRINCIPAL CLERK

S D

S1234

SENATE DRS1798*-LNZ213A(3.17)

Short Title: Long-Term Care Residents/Immuniz. (Public)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT ADULT CARE HOMES AND NURSING HOMES ENSURE THAT RESIDENTS AND EMPLOYEES ARE IMMUNIZED AGAINST INFLUENZA VIRUS AND THAT RESIDENTS ARE ALSO IMMUNIZED AGAINST PNEUMOCOCCAL DISEASE.

The General Assembly of North Carolina enacts:

Section 1. Effective September 1, 2000, Article 1 of Chapter 131D of the General Statutes is amended by adding the following new section to read:

"**§ 131D-3.9. Immunization of employees and residents of adult care homes.**

(a) Except as provided in subsection (f) of this section, an adult care home licensed under this Article shall require residents and employees to be immunized against influenza virus and shall require residents to also be immunized against pneumococcal disease.

(b) Upon admission, an adult care home shall notify the resident of the immunization requirements of this section and shall request that the resident agree to be immunized against influenza virus and pneumococcal disease.

(c) An adult care home shall notify every employee of the immunization requirements of this section and shall request that the employee agree to be immunized against influenza virus.

(d) An adult care home shall document the annual immunization against influenza virus and the immunization against pneumococcal disease for each resident and each employee, as required under this section. Upon finding that a resident is lacking one or both of these immunizations or that an employee has not been immunized against influenza virus, or if the adult care home is unable to verify that the individual has received the required immunization, the adult care home shall provide or arrange for

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1152/5--12:31 PM JUNE 1, 2000 LEGISLATIVE DAY 117

LT. GOVERNOR WICKER -- Presiding

PURCELL
LONG-TERM CARE RESIDENTS/IMMUNIZ.
SENATE COMM. SUB/2ND EDITION

SENATE BILL 1234
READING 2

AYE	45	ALBERTSON	DANNELLY	JORDAN	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			
NO	0				
EXCUSED	0				
NOT CAST	1	KERR			
ABSENT	4	HOYLE	LUCAS	MARTIN R	SHAW L
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1520
ISLATIVE DAY 136
S1234SCS
READING 2

6/30/00
7:09 PM
IN CHAIR: SPEAKER

LONG-TERM CARE RESIDENTS/IMMUNIZE.

AYES - 102

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

NOES - 0

EXCUSED ABSENCE - 8

BRUBAKER	HOLMES	KINNEY	SHERRILL
GRAY	JUSTUS	RAMSEY	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 10

SPEAKER	CHURCH	FITCH	OLDHAM
BROWN	CLARY	HUNTER, H.	WILSON, G.
BUCHANAN	EARLE		

GENERAL ASSEMBLY OF NORTH CAROLINA 1235

SESSION 1999

S

FILED - SENATE

D

SENATE DRSA184*-LN222(4/18) 235 MAY 11 2000

PRINCIPAL CLERK

Short Title: Birth Defects Program Funds. (Public)

Sponsors: Senators Purcell and Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE BIRTH DEFECT MONITORING PROGRAM.

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 three hundred fifty thousand dollars ($350,000) for the 2000-2001 fiscal year. These funds shall be used as follows:

(1) To implement the Birth Defect Monitoring Program established under Part 7 of Article 5 of Chapter 130A of the General Statutes;

(2) To provide analysis of all birth defect data;

(3) To provide dissemination of birth defect data to health care providers, public health personnel, members of the North Carolina General Assembly, and to the general public; and

(4) To collect and analyze data on low-birth weight babies and premature babies.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S D

S1236

SENATE DRS7734*-LL182(4.28)

Short Title: Change Retirement Benefits. (Public)

Sponsors: Senator Phillips.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE THE BENEFITS PAYABLE FROM THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-5 is amended by adding a new subsection to read:

"(ggg) From and after July 1, 2000, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1999, shall be increased by three and six-tenths percent (3.6%) of the allowance payable on June 1, 2000, in accordance with G.S. 135-5(o). Furthermore, from and after July 1, 2000, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1999, but before June 30, 2000, shall be increased by a prorated amount of three and six-tenths percent (3.6%) of the allowance payable as determined by the Board of Trustees based upon the number of months that a retirement allowance was paid between July 1, 1999, and June 30, 2000."

Section 2. G.S. 135-65 is amended by adding a new subsection to read:

"(u) From and after July 1, 2000, the retirement allowance to or on account of beneficiaries whose retirement commenced on or before July 1, 1999, shall be increased by two and six-tenths percent (2.6%) of the allowance payable on June 1, 2000. Furthermore, from and after July 1, 2000, the retirement allowance to or on account of beneficiaries whose retirement commenced after July 1, 1999, but before June 30, 2000, shall be increased by a prorated amount of two and six-tenths percent (2.6%) of the allowance payable as determined by the Board of Trustees based upon

FILED - SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S 1237 MAY 15 2000

S **D**

PRINCIPAL CLERK

SENATE RESOLUTION DRSR2782-LG448(5.10)

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.

FILED - SENATE
S 1 238 MAY 15 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRSA183*-LBX184(5.8)

Short Title: Monroe Charter Consolidation. (Local)

Sponsors: Senators Plyler and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF MONROE.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Monroe is revised and consolidated to read as follows:

"THE CHARTER OF THE CITY OF MONROE.

"ARTICLE I. INCORPORATION, CORPORATE POWERS, AND BOUNDARIES.

"Section 1.1. **Incorporation.** The City of Monroe in Union County and the inhabitants thereof shall continue to be a municipal body politic and corporate, under the name of the 'City of Monroe,' hereinafter at times referred to as the 'City.'

"Section 1.2. **Powers.** The City shall have and may exercise all of the powers, duties, rights, privileges, and immunities conferred upon the City of Monroe 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 City and as they may be altered from time to time in accordance with law. An official map of the City, showing the current municipal boundaries, shall be maintained permanently in the office of the City 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 Union County Register of Deeds, and the appropriate board of elections.

"ARTICLE II. GOVERNING BODY.

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1999

S 1239

MAY 15 2000

PRINCIPAL CLERK

S D

SENATE DRS8646-LB194(5.10)

Short Title: Fayetteville/Cumberland Local Act. (Local)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE CITY OF FAYETTEVILLE OR THE COUNTY OF CUMBERLAND.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the City of Fayetteville or Cumberland County only.

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

FILED - SENATE
S 1240 MAY 15 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS2784-LB193(5.10)

Short Title: Cumberland/Fayetteville Local Act. (Local)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE COUNTY OF CUMBERLAND OR THE CITY OF FAYETTEVILLE.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Cumberland County or the City of Fayetteville only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1241 MAY 15 2000
PRINCIPAL CLERK

S D

SENATE DRS3892*-LK205(4.19)

Short Title: Foothills Regional Airport Auth'ity. (Local)

Sponsors: Senators Moore, Carter, Garwood, and Metcalf.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENABLE THE COUNTY OF CALDWELL, THE COUNTY OF BURKE, THE CITY OF LENOIR, AND THE CITY OF MORGANTON TO JOINTLY ESTABLISH AN AIRPORT AUTHORITY AND TO PROVIDE FOR THE JOINT MAINTENANCE AND CONTINUING OPERATION OF THE EXISTING AIRPORT NOW OPERATED BY THE MORGANTON-LENOIR AIRPORT AUTHORITY.

The General Assembly of North Carolina enacts:

Section 1. Creation. There is created the "Foothills Regional Airport Authority" (for brevity hereinafter referred to as the "Airport Authority") which, when duly established as provided for in this act, shall be both a body politic and corporate, having all of the following enumerated powers and jurisdiction as well as any other additional powers that may be conferred upon it by the general law and by act of the General Assembly.

Section 2. Joint Airport Established. The governing bodies of the County of Caldwell, the County of Burke, the City of Morganton, and the City of Lenoir, (jointly referred to as the "governing bodies") may jointly acquire, establish, construct, own, control, lease, equip, improve, maintain, operate, and regulate an airport or landing field for the use of airplanes and other aircraft and may use for these purposes any suitable property that is now or may at any time be jointly owned or controlled by those cities or counties or by the Airport Authority.

The Airport Authority authorized by this act shall be successor in interest to the Morganton-Lenoir Airport Authority and when it is established, the Morganton-Lenoir Airport Authority shall cease to exist. As successor in interest, the Airport Authority shall be the beneficiary of, and shall be bound by all existing

FILED - SENATE
S 1242 MAY 15 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRSA197-LY092(5.10)

Short Title: Independent Living Funds. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE INDEPENDENT LIVING PROGRAM.

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 Social Services, the sum of five hundred thousand dollars ($500,000) for the 2000-2001 fiscal year for the Independent Living Program to support the transition of foster children into adulthood and to match federal funds for that program.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS2781*-RHZ015(4.7)

FILED - SENATE
S 1243 MAY 15 2000
PRINCIPAL CLERK

Short Title: IHE Rep Card Changes/Study HS Progs. (Public)

Sponsors: Senators Lee, Dalton (Primary Sponsors), Carter, Dannelly, Garrou, Garwood, Hagan, Hartsell, Lucas, Martin of Guilford, Reeves, Rucho, and Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO REQUIRE THE STATE BOARD OF EDUCATION TO REPORT ANNUALLY ON IHE REPORT CARDS AND TO DIRECT THE EDUCATION CABINET TO STUDY VARIOUS HIGH SCHOOL PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 115C-296(b1) reads as rewritten:

"(b1) The State Board of Education shall develop a plan to provide a focused review of teacher education programs and the current process of accrediting these programs in order to ensure that the programs produce graduates that are well prepared to teach. The plan shall include the development and implementation of a school of education performance report for each teacher education program in North Carolina. The performance report shall include at least the following elements: (i) quality of students entering the schools of education, including the average grade point average and average score on preprofessional skills tests that assess reading, writing, math and other competencies; (ii) graduation rates; (iii) time-to-graduation rates; (iv) average scores of graduates on professional and content area examination for the purpose of certification; (v) percentage of graduates receiving initial certification; (vi) percentage of graduates hired as teachers; (vii) percentage of graduates remaining in teaching for four years; (viii) graduate satisfaction based on a common survey; and (ix) employer satisfaction based on a common survey. The performance reports shall follow a common format. The performance reports shall be

1244

FILED - SENATE

MAY 15 2000

PRINCIPAL CLERK

S1244

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS2785*-LCX281B(4.4)(Z)

Short Title: Qualified Zone Academy Bond Act of 2000. (Public)

Sponsors: Senators Lee, Dalton, Carter, Dannelly, Garrou, Garwood, Hagan, Hartsell, Lucas, Martin of Guilford, Reeves, Rucho, and Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DESIGNATE THE STATE BOARD OF EDUCATION AS THE STATE EDUCATION AGENCY RESPONSIBLE FOR ADMINISTERING THE QUALIFIED ZONE ACADEMY BOND PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. Article 3 of Chapter 115C of the General Statutes is amended by adding a new section to read:

"**§ 115C-23. Qualified zone academy bonds.**

(a) Findings. -- The General Assembly finds:

(1) Section 226 of the Taxpayer Relief Act of 1997, as codified at 26 U.S.C. § 1397E, provides funds for school improvements through taxable qualified zone academy bonds. Ninety-five percent (95%) or more of the proceeds of a qualified zone academy bond issue must be used for a qualified purpose with respect to a qualified zone academy established by an eligible local education agency.

(2) Partnerships between private entities and local schools are promoted through the use of qualified zone academy bonds. Issuers must certify that they have received written commitments from one or more private entities to make qualified contributions valued at ten percent (10%) of the proceeds of the issue.

(3) Eligible taxpayers may receive tax credits for holding the qualified zone academy bonds. It is intended that the qualified zone academy bonds be sold at par value so that the tax credits received are instead of interest that otherwise would have been paid on the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1245 MAY 15 2000
PRINCIPAL CLERK

S D

SENATE DRS2789*-RT/SBZ014.01(5.4)

Short Title: Delegation of Env. Program Authority. (Public)

Sponsors: Senators Kinnaird and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES AND VARIOUS COMMISSIONS RESPONSIBLE FOR THE PROTECTION OF THE ENVIRONMENT TO DELEGATE RESPONSIBILITY FOR THE IMPLEMENTATION OF CERTAIN PROGRAMS TO UNITS OF LOCAL GOVERNMENT.

The General Assembly of North Carolina enacts:

Section 1. Article 7 of Chapter 143B of the General Statutes is amended by adding a new section to read:

"**§ 143B-279.11. Delegation of program implementation to a unit of local government.**

(a) The Secretary of Environment and Natural Resources, the Coastal Resources Commission, the Commission for Health Services, and the Environmental Management Commission may delegate to a unit of local government the authority to implement an environmental permitting and enforcement program.

(b) The Secretary or the responsible Commission may only delegate implementation authority to a unit of local government that has developed a local program that:

(1) Includes an ordinance that provides maintenance and inspection procedures.

(2) Establishes standards that equal or exceed minimum statewide standards.

(3) Provides for the adequate enforcement of its standards.

(4) Provides for the administrative resources necessary to effectively and efficiently carry out the program.

1246

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
1246 MAY 15 2000
PRINCIPAL CLERK

SENATE DRS3887-LG437(4.10)

Short Title: Airport Business Park Funds. (Public)

Sponsors: Senator Garrou.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE CITY OF WINSTON-SALEM TO ASSIST WITH THE DEVELOPMENT OF THE AIRPORT BUSINESS PARK.

Whereas, the City of Winston-Salem has set out to revitalize some of its lower income areas by developing an Airport Business Park; and

Whereas, the Airport Business Park will be located near the Smith Reynolds Airport, US 52 and Norfolk Southern's rail lines, making it a desirable business location; and

Whereas, the City of Winston-Salem hopes to attract manufacturing, warehousing, and distribution business to the park, which will create an estimated 1,100 jobs; and

Whereas, the City of Winston-Salem needs State funding for clearance of the property and construction of infrastructure as part of the site preparation; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the City of Winston-Salem the sum of one million five hundred thousand dollars ($1,500,000) for the 2000-2001 fiscal year to assist with the development of the Airport Business Park.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1247 MAY 15 2000
PRINCIPAL CLERK

SENATE DRS8647-LGQ452(5.10)

Short Title: Old Salem Funds. (Public)

Sponsors: Senators Garrou, Kerr, and Cochrane.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR RESTORATION AND RECONSTRUCTION OF HISTORIC ST. PHILIPS CHURCH AND CONSTRUCTION OF THE NORTH CAROLINA HERITAGE EDUCATION CENTER AT OLD SALEM.

Whereas, the State of North Carolina has a rich and diverse religious and cultural heritage which is exemplified by Old Salem; and

Whereas, the Moravians who founded Salem in 1766 carried with them a religious heritage as ancient as any in the Protestant tradition, as well as a knowledge of agriculture, architecture, skilled crafts, and industry; and

Whereas, plans have been made to construct the North Carolina Heritage Education Center to be used to orient and educate the more than 55,000 North Carolina school students and 400,000 other visitors from North Carolina and other states who visit Old Salem each year; and

Whereas, the trustees of Old Salem, Incorporated, have committed to a $25 million campaign to provide for these and other restorations and improvements at Old Salem; and

Whereas, the further development of Old Salem as a vehicle through which to interpret North Carolina's religious and cultural heritage to its people will help instill in its people the values which have been the source of its success and will have the additional benefit of drawing additional travel and tourist revenues and jobs to our State; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Old Salem, Incorporated, a nonprofit corporation, the sum of eight million dollars ($8,000,000)

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
SJ 248 MAY 15 2000
PRINCIPAL CLERK

S D

SENATE DRSA194-BL14(5.10)

Short Title: Mecklenburg Local Act. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE COUNTY OF MECKLENBURG.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Mecklenburg County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S

SENATE DRS3894-BL13(5.10)

S 1 249

Short Title: Charlotte Local Act. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE CITY OF CHARLOTTE.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the City of Charlotte only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S D

S1250

SENATE DRS3895-BL17(5.10)

Short Title: Charlotte-Meck. Bd. of Ed. Local Act. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the Charlotte-Mecklenburg Board of Education only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1251
MAY 15 2000
PRINCIPAL CLERK

S D

SENATE DRS3896-BL18(5.10)

Short Title: Mecklenburg Towns Local Act. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE TOWNS OF CORNELIUS, DAVIDSON, AND HUNTERSVILLE.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the Towns of Cornelius, Davidson, and Huntersville only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1252 MAY 15 2000 D

SENATE DRS7738*-SGZ002.01(4.25)

PRINCIPAL CLERK

Short Title: Brownfields Tax Incentive. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE A TAX INCENTIVE FOR THE REDEVELOPMENT OF BROWNFIELDS PROPERTIES, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Article 12 of Chapter 105 of the General Statutes is amended by adding a new section to read:

"**§ 105-277.13. Taxation of improvements on brownfields.**

(a) Qualifying improvements on brownfields properties are designated a special class of property under Article V, Sec. 2(2) of the North Carolina Constitution and shall be appraised, assessed, and taxed in accordance with this section. An owner of land is entitled to the partial exclusion provided by this section for the first five taxable years beginning after the first completion of any qualifying improvements made after the later of July 1, 2000, or the date of the brownfields agreement. After property has qualified for the exclusion provided by this section, the assessor for the county in which the property is located shall annually appraise the improvements made to the property during the period of time that the owner is entitled to the exclusion.

(b) For the purposes of this section, the terms "qualifying improvements on brownfields properties" and "qualifying improvements" mean improvements made to real property that is subject to a brownfields agreement entered into by the Department of Environment and Natural Resources and the owner pursuant to G.S. 130A-310.32.

(c) The following table establishes the percentage of the appraised value of the qualified improvements that is excluded based on the taxable year:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1252

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

S1252V1-ART-001.01

Date 6/28 ,2000

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

Senator Odom
moves to amend the bill on page 1, line 13,
by rewriting that line to read:

"taxable years beginning after completion of qualifying improvements", and

on page 2, lines 10 and 11,
by rewriting those lines to read:

"Section 2. G.S. 130A-310.34(d) reads as rewritten:

'(d) Prior to entering into a brownfields agreement, the Department shall take into account the comment received during the comment period and at the public meeting if the Department holds a public meeting. The Department shall incorporate into the brownfields agreement provisions that reflect comment received during the comment period and at the public meeting to the extent practical. The Department shall give particular consideration to written comment that is supported by valid scientific and technical information and ~~analysis.~~ analysis and to written comment from the units of local government that have taxing jurisdiction over the brownfields property.'

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1252

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

S1252V1-ART-001.01

Section 3. Section 1 of this act is effective for taxes imposed for taxable years beginning on or after 1 July 2001. The remainder of this act is effective when it becomes law.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 46-0 FAILED _____ TABLED _____

Janet Pruitt 6/28/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1322/18-- 4:05 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

ODOM
BROWNFIELDS TAX INCENTIVE

SENATE BILL 1252

AMEND 1

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

EXCUSED	0			
NOT CAST	3	CARRINGTON	DANNELLY	GARWOOD
ABSENT	1	PHILLIPS		
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1323/19-- 4:07 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

ODOM
BROWNFIELDS TAX INCENTIVE

SENATE BILL 1252
READING 2

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	1	CARTER
ABSENT	0	
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1648
GISLATIVE DAY 142
S1252
READING 2

7/11/00
11:34 AM
IN CHAIR: SPEAKER

BROWNFIELDS TAX INCENTIVE

AYES - 105

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

NOES - 0

EXCUSED ABSENCE - 6

HIATT	MCCRARY	WARWICK	WOOD
KINNEY	RAMSEY		

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	DAUGHTRY	HOLMES	OLDHAM
COLE	FITCH	MINER	TALLENT
CRAWFORD			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1649
GISLATIVE DAY 142
S1252
READING 3

7/11/00
11:34 AM
IN CHAIR: SPEAKER

BROWNFIELDS TAX INCENTIVE

AYES - ~~101~~ 102 DWhite

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

RAYFIELD DWhite

NOES - 0

EXCUSED ABSENCE - 6

HIATT	MCCRARY	WARWICK	WOOD
KINNEY	RAMSEY		

EXCUSED VOTE - 0

NOT VOTING - ~~13~~ 12 DWhite

SPEAKER	DAUGHTRY	HOLMES	OLDHAM
COLE	FITCH	MCCOMBS	~~RAYFIELD~~ DWhite
COX	GIBSON	MINER	TALLENT
CRAWFORD			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1253

MAY 15 2000

SENATE DRS3890*-RVZ001(5.10)

PRINCIPAL CLERK

Short Title: Amend Bail Bondsmen and Runners Law. (Public)

Sponsors: Senators Odom and Robinson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE SUPERVISION OF FIRST-YEAR BAIL BONDSMEN AND RUNNERS; TO MAKE IT A CLASS I FELONY FOR A PERSON TO ACT AS A RUNNER OR BAIL BONDSMAN WITHOUT OBTAINING AND MAINTAINING THE REQUIRED LICENSE OR FOR A BONDSMAN TO KNOWINGLY AND WILLFULLY FAIL TO RETURN ANY COLLATERAL SECURITY VALUED AT MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS; TO REQUIRE THAT COLLATERAL SECURITY IN THE FORM OF CASH OR NEGOTIABLE INSTRUMENTS BE HELD IN TRUST ACCOUNTS; TO PROVIDE FOR THE DISPOSITION OF OUTSTANDING BAIL BOND OBLIGATIONS UPON THE DEATH OR TERMINAL ILLNESS OF A BAIL BONDSMAN; AND TO INCREASE THE MINIMUM SECURITIES DEPOSIT REQUIRED OF PROFESSIONAL BONDSMEN.

The General Assembly of North Carolina enacts:

Section 1. G. S. 58-71-1 is amended by adding a new subdivision to read:

"(4a) 'First-year licensee' means any person who has been licensed as a bail bondsman or runner under this Article and who has held the license for a period of less than 12 months."

Section 2. G. S. 58-71-1 is amended by adding a new subdivision to read:

"(9a) 'Supervising bail bondsman' means any person licensed by the Commissioner as a professional bondsman or surety bondsman who employs or contracts with any new licensee under this Article."

Section 3. G.S. 58-71-40(a) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S S1254 D

SENATE DRS7729*-RMZ05(5.4)

Short Title: Mental Health/Chem. Dep. Parity. (Public)

Sponsors: Senators Martin of Guilford and Martin of Pitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE PARITY IN HEALTH INSURANCE COVERAGE FOR MENTAL ILLNESS AND CHEMICAL DEPENDENCY TREATMENT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-51-50 reads as rewritten:

"**§ 58-51-50. Coverage for chemical dependency treatment.**

(a) Definitions. -- As used in this section, the ~~term~~ term:

(1) '~~chemical~~ Chemical dependency' means the pathological use or abuse of alcohol or other drugs in a manner or to a degree that produces an impairment in personal, social or occupational functioning and which may, but need not, include a pattern of tolerance and withdrawal.

(2) 'Health benefit plan' has the same meaning as in G.S. 58-3-220.

(3) 'Insurer' has the same meaning as in G.S. 58-3-220.

(b) Chemical Dependency Parity Requirement for Health Insurance Contracts Covering Ten or More Employees. -- ~~Every insurer that writes a policy or contract of group or blanket health insurance or group or blanket accident and health insurance that is issued, renewed, or amended on or after January 1, 1985, shall offer to its insureds~~ Every health insurer shall provide in each group health benefit plan covering 10 or more employees benefits for the necessary care and treatment of chemical dependency that are not less favorable than benefits for physical illness generally. ~~Except as provided in subsection (c) of this section, benefits~~ Benefits for treatment of chemical dependency shall be subject to the same ~~durational limits, dollar limits, deductibles, and coinsurance factors~~ limits as are benefits for physical illness generally. For purposes of this subsection, 'limits' includes day and visit

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1255 MAY 15 2000
PRINCIPAL CLERK

S D

SENATE DRS3873*-RHZ014.2(4.7)

Short Title: Closing the Achievement Gap. (Public)

Sponsors: Senators Martin of Guilford, Carter, Dannelly, Garrou, and Garwood.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE COMMISSION ON IMPROVING THE ACADEMIC ACHIEVEMENT OF MINORITY AND AT-RISK STUDENTS 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, TO DIRECT THE STATE BOARD OF EDUCATION TO STUDY ISSUES RELATED TO CLOSING THE ACHIEVEMENT GAP, TO MAKE PERMANENT THE COMMISSION, TO APPROPRIATE FUNDS TO SUPPORT THE HISTORICALLY MINORITY COLLEGE AND UNIVERSITY INITIATIVE TO CLOSE THE ACHIEVEMENT GAP, AND TO APPROPRIATE FUNDS TO IMPLEMENT THIS ACT.

Whereas, minority and at-risk students represent a disproportionately high number of the public school population not experiencing academic success; and

Whereas, the unacceptable educational achievement is demonstrated by unsatisfactory performance of many minority and at-risk students on State-administered end-of-grade, end-of-course, and competency tests; and

Whereas, there is a significant gap in academic achievement between minority and at-risk students and majority students; and

Whereas, the achievement gap between student groups has not been significantly closed or narrowed in the past decade despite an overall increase in student achievement in North Carolina; and

Whereas, the reported discipline rate for minority and at-risk students is high, when compared to other students; and

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1256 MAY 15 2000
PRINCIPAL CLERK

S D

SENATE DRSA185-LYQ085(5.9)

Short Title: Beginnings Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FUNDS FOR BEGINNINGS FOR PARENTS OF CHILDREN WHO ARE DEAF OR HARD OF HEARING, INC.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Division of Early Intervention and Education, Department of Health and Human Services, the sum of two hundred twenty thousand dollars ($220,000) for the 2000-2001 fiscal year. These funds shall be allocated to Beginnings for Parents of Children Who Are Deaf or Hard of Hearing, Inc., to provide for family support services for families with children aged birth to 21 years who are deaf or hard of hearing.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S

S 1257

D

SENATE DRS6729-LYZ2064E(3.17)

Short Title: Abandoned Infant Protection Act. (Public)

Sponsors: Senators Martin of Guilford and Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DECRIMINALIZE ABANDONMENT OF AN INFANT UNDER CERTAIN CIRCUMSTANCES AND TO MODIFY SOME PROCEDURES INVOLVING ABANDONED JUVENILES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7B-302(a) reads as rewritten:

"(a) When a report of abuse, neglect, or dependency is received, the director of the department of social services shall make a prompt and thorough investigation in order to ascertain the facts of the case, the extent of the abuse or neglect, and the risk of harm to the juvenile, in order to determine whether protective services should be provided or the complaint filed as a petition. When the report alleges abuse, the director shall immediately, but no later than 24 hours after receipt of the report, initiate the investigation. When the report alleges neglect or dependency, the director shall initiate the investigation within 72 hours following receipt of the report. Notwithstanding the previous sentence, when a report alleges abandonment, the director shall immediately initiate an investigation and shall take appropriate steps to assume temporary custody of the juvenile and to secure an order for nonsecure custody of the juvenile. The investigation and evaluation shall include a visit to the place where the juvenile resides. When the report alleges abandonment, the investigation shall include a request from the director to law enforcement officials to investigate through the North Carolina Center for Missing Persons and other national and State resources to ensure that the juvenile is not a missing child. All information received by the department of social services, including the identity of the reporter, shall be held in strictest confidence by the department."

Section 2. G.S. 7B-500 reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S

S1258

D

SENATE DRS8640-LN218(4.3)

Short Title: Medicaid $/Dental Care. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO INCREASE THE MEDICAID REIMBURSEMENT RATE FOR DENTAL CARE FOR ELIGIBLE CHILDREN, TO APPROPRIATE FUNDS TO ENHANCE EFFORTS TO EXPAND DENTAL CARE FOR LOW-INCOME POPULATIONS IN THE STATE, AND TO ESTABLISH A TASK FORCE TO MAKE RECOMMENDATIONS TO IMPROVE ACCESS TO DENTAL CARE.

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 four million six hundred thousand dollars ($4,600,000) for the 2000-2001 fiscal year. These funds shall be used to increase the Medicaid reimbursement rate for dental care for eligible children to eighty percent (80%) of the Usual and Customary Rate charged by North Carolina dentists.

Section 2. There is appropriated from the General Fund to the Department of Health and Human Services, Office of Research, Demonstrations, and Rural Health Development, the sum of five hundred thousand dollars ($500,000) for the 2000-2001 fiscal year. These funds shall be allocated to the Recruitment and Incentives Program for loan repayment for dentists who serve Medicaid and low-income patients in nonprofit dental programs.

Section 3.(a) The Secretary of Health and Human Services shall establish a task force to address issues pertaining to availability of dental care in underserved areas of the State. The Secretary shall appoint members of the task force who shall include the following:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1259 MAY 15 2000
PRINCIPAL CLERK

SENATE DRS8637-LB188(5.9)

Short Title: World Trade Center NC Funds. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

ACT TO APPROPRIATE FUNDS TO THE WORLD TRADE CENTER NORTH CAROLINA TO SUPPORT INTERNATIONAL TRADE EDUCATION PROGRAMS FOR SMALL- AND MEDIUM-SIZED BUSINESSES IN THE STATE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the World Trade Center North Carolina the sum of three hundred thousand dollars ($300,000) for the 2000-2001 fiscal year to support international trade education programs for small- and medium-sized businesses in the State.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1260 MAY 15 2000

SENATE DRS3901*-RVZ007(5.9)

PRINCIPAL CLERK

Short Title: Security of Electronic Records. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE PUBLIC RECORDS LAW TO PROTECT THE INTEGRITY OF ELECTRONIC RECORDS WITHIN THE STATE'S COMPUTER SYSTEMS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 132-6.1(c) reads as rewritten:

"(c) Nothing in this section shall require a public agency to create a computer database that the public agency has not otherwise created or is not otherwise required to be created. Nothing in this section requires a public agency to disclose ~~its software security, including passwords.~~ for public inspection or copying records concerning its hardware or software security, passwords, security standards, procedures, processes, configurations, software, codes, or other information that would allow unauthorized access to electronic data processing systems, information technology systems or electronic security systems."

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1260

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

S1260-ARV-002

Date 6/13 ,2000

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

Senator Reeves

moves to amend the bill on page 1, lines ~~10-16~~ 10-14,
by rewriting those lines to read: "~~software security, including passwords.~~ security features of its electronic data processing systems, information technology systems, telecommunications networks, or electronic security systems, including hardware or software security, passwords, or security standards, procedures, processes, configurations, software, and codes."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

J. Pruitt 6/13/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1187/7-- 3:22 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

REEVES
SECURITY OF ELECTRONIC RECORDS.
COMM. SUB/2ND EDITION

SENATE BILL 1260

AMEND 1

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	MARTIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1188/8-- 3:22 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

REEVES
SECURITY OF ELECTRONIC RECORDS.
COMM. SUB/2ND EDITION

SENATE BILL 1260
READING 2

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	MARTIN F	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1189/9-- 3:23 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

REEVES
SECURITY OF ELECTRONIC RECORDS.
COMM. SUB/2ND EDITION

SENATE BILL 1260
READING 3

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	MARTIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EN

. # 1495
ISLATIVE DAY 135
S1260SCS
READING 2

6/29/00
3:37 PM
IN CHAIR: SPEAKER

SECURITY OF ELECTRONIC RECORDS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 5

BRUBAKER	HOLMES	KINNEY	RAMSEY
HALL			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	EASTERLING	REDWINE	TALLENT
CULP	GRAY		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE D

SENATE DRS4732*-LRZ356A(3.22) S 1261 MAY 15 2000

PRINCIPAL CLERK

Short Title: State Compensation Plan Changes/Funds. (Public)

Sponsors: Senators Reeves, Lucas, Garwood, and Metcalf.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE EMPLOYEE COMPENSATION AND PERFORMANCE EVALUATION PROVISIONS OF THE STATE PERSONNEL ACT, CHAPTER 126 OF THE GENERAL STATUTES, AND APPROPRIATING FUNDS FOR FULL IMPLEMENTATION OF THE STATE COMPENSATION PLAN.

The General Assembly of North Carolina enacts:

Section 1. G.S. 126-7 reads as rewritten:

"**§ 126-7. Compensation of State employees.**

(a) It is the policy of the State to compensate its employees at a level sufficient to encourage excellence of performance and to maintain the labor market competitiveness necessary to recruit and retain a competent work force. To this end, salary increases to State employees shall be implemented through the ~~Comprehensive Compensation System~~ State Compensation Plan based upon the individual performance of each State employee. The ~~Comprehensive Compensation System~~ State Compensation Plan shall combine salary increases and awards into an interrelated system of compensation that furthers the recruitment, retention, career service, and outstanding performance of State employees.

(a1) Repealed by Session Laws 1993, c. 388, s. 1.

(a2) For the purpose of this section, unless the context indicates otherwise:

(1) 'Career growth recognition award' means an annual salary increase awarded to a State employee whose final annual performance appraisal indicates job performance that meets or exceeds management's expectations and performance ~~requirements;~~ requirements.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1262 MAY 15 2000 D

SENATE DRS1810-LK226(5.10) PRINCIPAL CLERK

Short Title: Omega Psi Phi Special Plate. (Public)

Sponsors: Senator Dannelly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE OMEGA PSI PHI FRATERNITY SPECIAL LICENSE PLATES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-81.12 is amended by adding a new subsection to read:

"(b12) Omega Psi Phi Fraternity Plates. -- The Division may not issue an Omega Psi Phi Fraternity special plate unless it receives 300 or more applications for the plate and Omega Psi Phi Fraternity, Incorporated licenses, without charge, the State to develop a plate bearing the fraternity's symbol and name."

Section 2. 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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S

S1263

SENATE DRSA198*-LK215(5.8)

Short Title: Charlotte Wheel Locks Allowed. (Local)

Sponsors: Senator Dannelly.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE CITY OF CHARLOTTE TO USE WHEEL LOCKS TO ENFORCE PARKING ORDINANCES.

The General Assembly of North Carolina enacts:

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

"Section 6.26. TOWING PENALTIES. The Council may provide by ordinance that any vehicle that has been towed for a parking violation is to be held until the towing fee and penalties related to all outstanding parking tickets and penalties owed to the city are paid in full, or a bond is posted in the amount of the towing fee and all outstanding parking tickets and penalties. Payment of the towing fee and all outstanding parking tickets and penalties shall not constitute a waiver of a person's right to contest the towing or the outstanding parking tickets and penalties."

Section 2. Chapter VI, Subchapter A, Article II of the Charter of the City of Charlotte, being Chapter 713 of the 1965 Session Laws, is amended by adding a new section:

"Section 6.27. WHEEL LOCKS PERMITTED. The Council may provide by ordinance for the use of wheel locks on illegally parked vehicles for which there are three or more outstanding, unpaid, and overdue parking tickets for a period of 90 days. The ordinance shall provide for notice or warning to be affixed to the vehicle, immobilization, towing, impoundment, appeal hearing, an immobilization fee not to exceed fifty dollars ($50.00), and charges for towing and storage. The city shall not be responsible for any damage to an immobilized illegally parked vehicle resulting from unauthorized attempts to free or move that vehicle."

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1263

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

S1263-ALK-1

Page 1 of 1

Date JUN 2 7 2000 ,2000

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

Representative Gulley

moves to amend the bill on page 2, lines 17 through 21, by rewriting those lines to read:
"and penalties related to all outstanding parking tickets and parking penalties owed to the City are paid in full, or a bond is posted in the amount of the towing fee and all outstanding parking tickets and parking penalties. Payment of the towing fee and all outstanding parking tickets and parking penalties shall not constitute a waiver of a person's right to contest the towing or the outstanding parking tickets and parking penalties."

SIGNED Jim Gulley
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 2 7 2000 FAILED _____ TABLED _____

110-0
Denise Weeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1458
GISLATIVE DAY 133
S1263HCS
READING 2

6/27/00
5:16 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. GULLEY
CHARLOTTE WHEEL LOCKS ALLOWED

BOYD-MCINTYRE DWeeks

AYES - ~~110~~ 111 DWeeks

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

NOES - 0

EXCUSED ABSENCE - 3

KINNEY	OLDHAM	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - ~~7~~ 6 DWeeks

~~BOYD-MCINTYRE~~ DWeeks	FITCH	NESBITT	WILSON, C.
CHURCH	MICHAUX	SHERRILL	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1459
ISLATIVE DAY 133
S1263HCS
READING 2

6/27/00
5:17 PM
IN CHAIR: SPEAKER

CHARLOTTE WHEEL LOCKS ALLOWED

AYES - 108

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

NOES - 4

ALLRED	BAKER	BERRY	THOMPSON

EXCUSED ABSENCE - 3

KINNEY	OLDHAM	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 5

CHURCH	HURLEY	MICHAUX	WILSON, C.
FITCH			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1478
GISLATIVE DAY 134
S1263HCS
READING 3

6/28/00
5:21 PM
IN CHAIR: SPEAKER

CHARLOTTE WHEEL LOCKS ALLOWED

AYES - 102

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

NOES - 8

ALLRED	BERRY	KISER	THOMPSON
BAKER	ELLIS	STARNES	WOOD

EXCUSED ABSENCE - 4

GIBSON	HOLMES	KINNEY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 6

BLUE	COX	SETZER	TALLENT
BOYD-MCINTYRE	MICHAUX		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1396/6--10:28 AM JUNE 30, 2000 LEGISLATIVE DAY 134

SENATOR BASNIGHT -- Presiding

DANNELLY
CHARLOTTE WHEEL LOCKS ALLOWED.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1263

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1264 MAY 10 2000
PRINCIPAL CLERK

S D

SENATE DRS8644*-LBX179(5.1)

Short Title: Mount Holly Annexation. (Local)

Sponsors: Senator Forrester.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF MOUNT HOLLY TO ENTER INTO AN ANNEXATION AGREEMENT.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding any applicable provisions of the General Statutes or any other public or local law, the City of Mount Holly is granted certain contract powers as follows:

(1) The City of Mount Holly may, by agreement with the property owner, provide that certain property described in the agreement as the "Riverbend Steam Station Property" and as the "Mountain Island Power House and Dam" (excluding such portion of the dam as may lie in Mecklenburg County) may be voluntarily annexed by the City as set forth in the agreement, and the agreement may provide that, notwithstanding G.S. 160A-31(d) the effective date of such annexation is June 30, 2014. The City of Mount Holly shall not seek the repeal of this act.

(2) Any agreement entered into as provided in subdivision (1) of this section is deemed by this act to be proprietary and commercial in nature and is specifically determined to be consistent with the public policy of the State of North Carolina.

(3) Any agreement entered into as provided in subdivision (1) of this section is a continuing agreement and is binding on and enforceable against the current and future members of the City Council of the City of Mount Holly during the full term of such agreement and any extension thereof.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1149/2--12:18 PM JUNE 1, 2000 LEGISLATIVE DAY 117

LT. GOVERNOR WICKER -- Presiding

FORRESTER
MOUNT HOLLY ANNEXATION.
SENATE COMM. SUB/2ND EDITION

SENATE BILL 1264
READING 2

AYE	45	ALBERTSON	DANNELLY	JORDAN	PLYLER
		ALLRAN	EAST	KERR	PURCELL
		BALLANCE	FORRESTER	KINNAIRD	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BASNIGHT	GARROU	MARTIN W	ROBINSON
		CARPENTER	GARWOOD	METCALF	RUCHO
		CARRINGTON	GULLEY	MILLER	SHAW R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEBSTER
		COOPER	HORTON	PHILLIPS	WEINSTEIN
		DALTON			
NO	0				
EXCUSED	0				
NOT CAST	1	WELLONS			
ABSENT	4	HOYLE	LUCAS	MARTIN F	SHAW L
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1154/2-- 7:17 PM JUNE 5, 2000 LEGISLATIVE DAY 118

LT. GOVERNOR WICKER -- Presiding

FORRESTER
MOUNT HOLLY ANNEXATION.
SENATE COMM. SUB/2ND EDITION

SENATE BILL 1264
READING 3

AYE	45	ALBERTSON	DANNELLY	HOYLE	PLYLER
		ALLRAN	EAST	JORDAN	PURCELL
		BALLANCE	FORRESTER	KERR	RAND
		BALLANTINE	FOXX	LEE	REEVES
		BASNIGHT	GARROU	LUCAS	ROBINSON
		CARPENTER	GARWOOD	MARTIN W	RUCHO
		CARRINGTON	GULLEY	MILLER	SHAW R
		CARTER	HAGAN	MOORE	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON			
NO	0				
EXCUSED	0				
NOT CAST	2	KINNAIRD	SHAW L		
ABSENT	3	MARTIN R	METCALF	WEBSTER	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1454
ISLATIVE DAY 133
SR 3 DWeeks
READING 3

6/27/00
4:37 PM
IN CHAIR: SPEAKER

AYES - 110

ADAMS	DECKER	HURLEY	ROGERS
ALEXANDER	DEDMON	INSKO	RUSSELL
ALLEN	DOCKHAM	JARRELL	SAUNDERS
ALLRED	EARLE	JEFFUS	SETZER
ARNOLD	EASTERLING	JUSTUS	SEXTON
BADDOUR	EDDINS	KISER	SHERRILL
BAKER	EDWARDS	LUEBKE	SMITH
BARBEE	ELLIS	MCALLISTER	SOSSAMON
BAREFOOT	ESPOSITO	MCCOMAS	STARNES
BERRY	FORD	MCCOMBS	SUTTON
BONNER	FOX	MCCRARY	TALLENT
BOWIE	GARDNER	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	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	MORGAN	WARNER
CLARY	HAIRE	MORRIS	WARREN
COLE	HALL	NESBITT	WEISS
COX	HENSLEY	NYE	WEST
CREECH	HIATT	OWENS	WILSON, C.
CULP	HILL	POPE	WILSON, G.
CULPEPPER	HOLMES	PRESTON	WOMBLE
CUNNINGHAM	HORN	RAYFIELD	WOOD
DAUGHTRY	HOWARD	REDWINE	WRIGHT
DAVIS	HUNTER, H.		

NOES - 0

EXCUSED ABSENCE - 3

KINNEY	OLDHAM	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CHURCH	FITCH	YONGUE
BLUE	CRAWFORD	WARWICK	

T ROLL: H1748HCS DWeeks S1264SCS DWeeks S1334SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S1265 MAY 16 2000 D

SENATE DRS8643*-RVZ005(5.9)

PRINCIPAL CLERK

Short Title: Improve Registered Documents. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE THE QUALITY OF DOCUMENTS RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 147-54.3(b) reads as rewritten:

"(b) The Secretary of State, in cooperation with the Secretary of Cultural Resources and in accordance with G.S. 121-5(c) and G.S. 132-8.1, shall establish minimum standards and provide advice and technical assistance to local governments in implementing and maintaining minimum standards with regard to all of the following aspects of land records management:

(1) Uniform indexing of land ~~records;~~ records.

(2) Uniform recording and indexing procedures for maps, plats and ~~condominiums; and~~ condominiums.

(3) Security and reproduction of land records.

(4) Uniform recording standards for land records."

Section 2. G.S. 147-54.3(b1) reads as rewritten:

"(b1) The Department of Secretary of State, in cooperation with the North Carolina Association of Registers of Deeds, Inc., and the Real Property Section of the North Carolina Bar Association, shall adopt, pursuant to Chapter 150B of the General Statutes, rules specifying the minimum indexing and recording standards established pursuant to subsection (b) of this section and procedures for complying with those minimum standards in land records management. A copy of the standards adopted shall be posted in the office of the register of deeds in each county of the State."

Section 3. G.S. 161-10(a) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SEN.

S

S 1266 MAY 10 2000

D

SENATE DRSA190-RVZ004(5.9)

PRINCIPAL CLERK

Short Title: Uniform Electronic Transactions Act. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ADOPT THE UNIFORM ELECTRONIC TRANSACTIONS ACT.

The General Assembly of North Carolina enacts:

Section 1. Chapter 66 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 40.

"Uniform Electronic Transactions Act.

"**§ 66-308. Short title.**

This Article may be cited as the Uniform Electronic Transactions Act.

"**§ 66-308.1. Definitions.**

As used in this Article, unless the context clearly requires otherwise, the term:

(1) 'Agreement' means the bargain of the parties in fact, as found in their language or inferred from other circumstances and from rules, regulations, and procedures given the effect of agreements under laws otherwise applicable to a particular transaction.

(2) 'Automated transaction' means a transaction conducted or performed, in whole or in part, by electronic means or electronic records, in which the acts or records of one or both parties are not reviewed by an individual in the ordinary course in forming a contract, performing under an existing contract, or fulfilling an obligation required by the transaction.

(3) 'Computer program' means a set of statements or instructions to be used directly or indirectly in an information processing system in order to bring about a certain result.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1266

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

S1266-ARV-004A

Date 6/28 ,2000

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

Senator Rellus

moves to amend the bill on page 2, lines 17-25, by rewriting those lines to read:

" communicated, received, or stored by electronic means.

(9) 'Electronic signature' means an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign the record.";

on page 3, lines 24-43 through page 4, line 15, by rewriting those lines to read:

"(c) This Article applies to an electronic record or electronic signature otherwise excluded from the application of this Article under subsection (b) of this section to the extent it is governed by a law other than those specified in subsection (b) of this section.

(d) A transaction subject to this Article is also subject to other applicable substantive law.";

and on page 4, lines 29-36, by deleting those lines in their entirety.

and on page 4, line 37, by deleting "(d)" and substituting "(c)";

and on page 4, line 40, by deleting "(e)" and substituting "(d)";

and on page 5, line 1, by deleting "(f)" and substituting "(e)";

and on page 8, lines 13-14, by rewriting those lines to read:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1266

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

S1266-ARV-004A

" (a) Unless otherwise agreed between the sender and the recipient, an electronic record is sent when it:";

and on page 8, lines 26-27, by rewriting those lines to read:
" (b) Unless otherwise agreed between the sender and the recipient, an electronic record is received when:";

and on page 9, lines 15-18 by deleting those lines in their entirety;

and on page 10, line 22, by rewriting that line to read:
"'**§66-308.16. Consumer transactions; alternative procedures for use or acceptance of electronic records or electronic signatures.**

(a) Consistent with the provisions of Section 102(a)2A of the federal Electronic Signatures in Global and National Commerce Act, the use and acceptance of electronic records or electronic signatures in consumer transactions shall be subject to the requirements set out in this section. The requirements of this section may not be varied by agreement of the parties.

(b) Limitation -- This Article shall not apply to:

(1) Any notice of the cancellation or termination of utility services, including water, heat, and power.

(2) Any notice of default, acceleration, repossession, foreclosure or eviction, or the right to cure, under a credit agreement secured by, or a rental agreement for, a primary residence of an individual.

(3) Any notice of the cancellation or termination of health insurance or benefits, or life insurance or benefits (excluding annuities).

(4) Any notice of the recall of a product, or material failure of a product that risks endangering health or safety.

(5) Any document required to accompany the transportation or handling of hazardous materials, pesticides, or other toxic or dangerous materials.

(c) Consent to Electronic Records -- In a consumer transaction, the consumer's agreement to conduct a transaction by electronic means shall be evidenced as provided in G.S. 66-308.4, and in compliance with this section. The consumer's agreement to conduct

the transaction by electronic means shall be found only when the following apply:

(1) The consumer has affirmatively consented to the use of electronic means, and the consumer has not withdrawn consent.

(2) The consumer, prior to consenting to the use of electronic means, is provided with a clear and conspicuous statement:

a. Informing the consumer of any right or option of the consumer to have the record provided or made available on paper or in nonelectronic form.

b. Informing the consumer of the right to withdraw consent to have the record provided or made available in an electronic form and of any conditions or consequences of such withdrawal. Those consequences may include termination of the parties' relationship but may not include the imposition of fees.

c. Informing the consumer of whether the consent to have the record provided or made available in an electronic form applies only to the particular transaction which gave rise to the obligation to provide the record, or to identified categories of records that may be provided or made available during the course of the parties' relationship.

d. Describing the procedures the consumer must use to withdraw consent as provided in sub-subdivision (2) b. of this subsection or to update information needed to contact the consumer electronically.

e. Informing the consumer how, after the consent to have the record provided or made available in an electronic form, the consumer may request and obtain a paper copy of an electronic record.

(3) The consumer, prior to consenting to the use of electronic means, is provided with a statement of the

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1266

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

S1266-ARV-004A

hardware and software requirements for access to and retention of the electronic records; and the consumer consents electronically, or confirms his or her consent electronically, in a manner that reasonably demonstrates that the consumer can access information in the electronic form that will be used to provide the information that is the subject of the consent.

(4) After the consent of a consumer in accordance with subdivision (1) of this subsection, if a change in the hardware or software requirements needed to access or retain electronic records creates a material risk that the consumer will not be able to access or retain a subsequent electronic record that was the subject of the consent, the person providing the electronic record provides the consumer with a statement of the revised hardware and software requirements for access to and retention of the electronic records, provides a statement of the right to withdraw consent without the imposition of any condition or consequence that was not disclosed under sub-subdivision (2)b. of this section, and again complies with subdivision (3) of this subsection.

(d) Written Copy Required -- Notwithstanding G.S. 66-308.4(b), in a consumer transaction where the consumer conducts the transaction on electronic equipment provided by or through the seller, the consumer shall be given a written copy of the contract which is not in electronic form. A consumer's consent to receive future notices regarding the transaction in an electronic form is valid only if the consumer confirms electronically, using equipment other than that provided by the seller, that (i) the consumer has the software specified by the seller as necessary to read future notices, and (ii) the consumer agrees to receive the notices in an electronic form. If an individual enters into a consumer

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1266

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

S1266-ARV-004A

transaction that is created or documented by an electronic record, the transaction shall be deemed to have been made or to have occurred at the individual's residence.

'§66-308.17. Severability clause.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 49-0 FAILED _____ TABLED _____

Janet Pruitt 6/28/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1324/20-- 4:10 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

REEVES
UNIFORM ELECTRONIC TRANSACTIONS ACT
COMM. SUB/2ND EDITION

SENATE BILL 1266

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	JORDAN	PLYLER	WELLONS
		DANNELLY			
NO	0				

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1325/21-- 4:13 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

REEVES
UNIFORM ELECTRONIC TRANSACTIONS ACT
COMM. SUB/2ND EDITION

SENATE BILL 1266
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

EN

. # 1655
GISLATIVE DAY 142
S1266HCS
READING 2

7/11/00
12:31 PM
IN CHAIR: SPEAKER

UNIFORM ELECTRONIC TRANSACTIONS ACT

AYES - 103

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

NOES - 0

EXCUSED ABSENCE - 5

HIATT	MCCRARY	RAMSEY	WOOD
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 12

SPEAKER	DOCKHAM	GARDNER	JARRELL
BARBEE	EASTERLING	HOLMES	MINER
CHURCH	FITCH	HUNTER, H.	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1508/15-- 5:10 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

REEVES
UNIFORM ELECTRONIC TRANSACTIONS ACT
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1266

MOTION 8
TO CONCUR

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 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	
NO	0				
EXCUSED	0				
NOT CAST	1	SHAW L			
ABSENT	2	MOORE	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1267 MAY 16 2000 D

PRINCIPAL CLERK

S

SENATE DRS8642*-RVZ002(5-10)

Short Title: Modernize Bail Bond Forfeitures. (Public)

Sponsors: Senators Robinson and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODERNIZE BAIL BOND FORFEITURE PROCEEDINGS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION'S BAIL BOND LAWS COMMITTEE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-531 reads as rewritten:

"**§ 15A-531. Definitions.**

As used in this Article the following definitions apply unless the context clearly requires otherwise:

~~(1) Bail Bond. -- An undertaking by the principal to appear in court as required upon penalty of forfeiting bail to the State of North Carolina in a stated amount. Bail bonds include an unsecured appearance bond, an appearance bond secured by a cash deposit of the full amount of the bond, an appearance bond secured by a mortgage pursuant to G.S. 58-74-5, and an appearance bond secured by at least one solvent surety. A bail bond for which the surety is a surety bondsman, as defined in G.S. 58-71-1, acting on behalf of an insurer shall be considered the same as a cash deposit for all purposes in this Article. A bail bond signed by a professional bondsman who is not a surety bondsman, as defined in G.S. 58-71-1, shall not be considered the same as a cash deposit under this Article. Cash bonds set in child support contempt proceedings shall not be satisfied in any manner other than the deposit of cash.~~

~~(2) Obligor. -- A principal or a surety on a bail bond.~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

SENATE DRS1812-LL(5.11) S 1 268 MAY 1 6 2000

PRINCIPAL CLERK

Short Title: Fire and Rescue Squad Pensions. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-86-55 reads as rewritten:

"**§ 58-86-55. Monthly pensions upon retirement.**

Any member who has served 20 years as an "eligible fireman" or "eligible rescue squad worker" in the State of North Carolina, as provided in G.S. 58-86-25 and G.S. 58-86-30, and who has attained the age of 55 years is entitled to be paid a monthly pension from this fund. The monthly pension shall be in the amount of ~~one hundred forty-six dollars ($146.00)~~ one hundred fifty-five dollars ($155.00) per month. Any retired fireman receiving a pension shall, effective July 1, 1998, receive a pension of ~~one hundred forty-six dollars ($146.00)~~ one hundred fifty-five dollars ($155.00) per month.

Members shall pay ten dollars ($10.00) per month as required by G.S. 58-86-35 and G.S. 58-86-40 for a period of no longer than 20 years. No "eligible rescue squad member" shall receive a pension prior to July 1, 1983. No member shall be entitled to a pension hereunder until the member's official duties as a fireman or rescue squad worker for which the member is paid compensation shall have been terminated and the member shall have retired as such according to standards or rules fixed by the board of trustees.

A member who is totally and permanently disabled while in the discharge of the member's official duties as a result of bodily injuries sustained or as a result of extreme exercise or extreme activity experienced in the course and scope of those official duties and who leaves the fire or rescue squad service because of this

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 16 2000
PRINCIPAL CLERK

S

S 1269

SENATE DRS1807-LKZ218(5.8)

Short Title: Limit Liability/Defibrillator. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO LIMIT LIABILITY WHEN A PERSON USES AN AUTOMATED EXTERNAL DEFIBRILLATOR TO RENDER EMERGENCY HEALTH CARE TREATMENT TO ATTEMPT TO SAVE THE LIFE OF A PERSON WHO IS IN OR WHO APPEARS TO BE IN CARDIAC ARREST.

The General Assembly of North Carolina enacts:

Section 1.

AN ACT TO LIMIT LIABILITY WHEN A PERSON USES AN AUTOMATED EXTERNAL DEFIBRILLATOR TO RENDER EMERGENCY HEALTH CARE TREATMENT TO ATTEMPT TO SAVE THE LIFE OF A PERSON WHO IS IN OR WHO APPEARS TO BE IN CARDIAC ARREST.

The General Assembly of North Carolina enacts:

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

"**§ 90-21.15. Emergency treatment using automated external defibrillator; immunity.**

(a) Intent. -- It is the intent of the General Assembly that, when used in accordance with this section, an automated external defibrillator may be used during an emergency for the purpose of attempting to save the life of another person who is in or who appears to be in cardiac arrest.

(b) Definitions. -- For purposes of this section:

(1) 'Automated external defibrillator' means a device, heart monitor, and defibrillator that meets all of the following requirements:

a. The device has received approval from the United States Food and Drug Administration of its premarket notification filed pursuant to 21 U.S.C. § 360(k), as amended.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1142/3-- 3:27 PM MAY 31, 2000 LEGISLATIVE DAY 116

LT. GOVERNOR WICKER -- Presiding

WARREN
LIMIT LIABILITY/DEFIBRILLATOR.
SENATE COMM. SUB/2ND EDITION

SENATE BILL 1269
READING 2

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1269

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

S1269-ARU-006

Date 6/14 ,2000

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

Senator Miller

moves to amend the bill on page 2, lines 5 and 6,
by inserting between the lines a new subdivision to read:
"(2) 'Person' means an individual, corporation, limited liability company, partnership, association, unit of government, or other legal entity."; and

on page 2, line 6
by rewriting the line to read:
"(3) 'Training' means a nationally recognized"; and

on page 2, line 13,
by deleting the word "is" and substituting the words "shall constitute"; and

on page 2, lines 13 and 14,
by deleting the words "as defined in" and substituting the word "under"; and

on page 2, lines 15 through 28,
by rewriting the lines to read:
"(d) The person who provides the cardiopulmonary resuscitation and automated external defibrillator training to a person using an automated external defibrillator, the person responsible for the site where the automated external defibrillator is located when the person has provided for a program of training, and a North Carolina licensed physician writing a prescription without compensation for an automated external defibrillator whether or not required by any federal or state law, shall be immune from civil liability arising

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1269

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

S1269-ARU-006

from the use of an automated external defibrillator used in accordance with subsection (c) of this section."; and

on page 2, lines 29 through 33,
by rewriting the lines to read:
"(e) The immunity from civil liability otherwise existing under law shall not be diminished by the provisions of this section."; and

on page 2, lines 34 and 35,
by deleting the lines; and

on page 2, line 36,
by deleting the subsection designation "(g)" and substituting the subsection designation "(f)"; and

on page 2, line 38,
by deleting the word "government.'" and substituting the words "government. Nothing in this section applies to a products liability claim against a manufacturer or seller as defined in G.S. 99B-1.'"; and

on page 2, line 44,
by deleting the statutory reference "90-21.15(g)." and substituting the statutory reference "90-21.15.".

SIGNED Brad Goss
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 42-0 FAILED _____ TABLED _____

J. Pruitt 6/14/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1202/8-- 3:22 PM JUNE 14, 2000 LEGISLATIVE DAY 124

SENATOR BALLANCE -- Presiding

WARREN
LIMIT LIABILITY/DEFIBRILLATOR.
COMM. SUB/2ND EDITION

SENATE BILL 1269

AMEND 1

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1203/9-- 3:24 PM | JUNE 14, 2000 | LEGISLATIVE DAY 124

SENATOR BALLANCE -- Presiding

WARREN
LIMIT LIABILITY/DEFIBRILLATOR.
COMM. SUB/2ND EDITION

SENATE BILL 1269
READING 3

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

EXCUSED	0			
NOT CAST	3	BASNIGHT	MARTIN R	SHAW L
ABSENT	3	CARTER	JORDAN	RAND
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1470
GISLATIVE DAY 133
S1269HCS
READING 2

6/27/00
6:19 PM
IN CHAIR: SPEAKER

LIMIT LIABILITY/ DEFIBRILLATOR

AYES - 109

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

NOES - 1

MILLER

EXCUSED ABSENCE - 4

KINNEY	OLDHAM	RAMSEY	WARWICK

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	FITCH	JUSTUS	MICHAUX
BOWIE	FORD		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

E7

. # 1486
ISLATIVE DAY 135
S1269HCS
READING 3

6/28/00
6:08 PM
IN CHAIR: SPEAKER

LIMIT LIABILITY/ DEFIBRILLATOR

AYES - 111

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

NOES - 1

MILLER

EXCUSED ABSENCE - 4

GIBSON	HOLMES	KINNEY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	DAUGHTRY	PRESTON	TALLENT

S1269HCS

(COPY) Voting System Malfunction

D Hunter

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1404/14--11:19 AM | JUNE 30, 2000 | LEGISLATIVE DAY 134

SENATOR BASNIGHT -- Presiding

WARREN
LIMIT LIABILITY/DEFIBRILLATOR.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1269

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1270 MAY 16 2000
PRINCIPAL CLERK

S D

SENATE DRS6728*-RUZ300(4.27)

Short Title: Nondepository/Family Trust Company. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CHARTERING OF INDEPENDENT TRUST COMPANIES AND TO PERMIT BANKS AND TRUST COMPANIES TO CONDUCT A TRUST BUSINESS ON AN INTERSTATE BASIS, AS RECOMMENDED BY THE LEGISLATIVE RESEARCH COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. The General Statutes of North Carolina are amended by adding a new Article 23 of Chapter 53 to read as follows:

"ARTICLE 23.

"Trust Companies and Interstate Trust.

"Part 1. Definitions.

"§ 53-290. Definitions.

(a) Unless otherwise provided, the following definitions apply in this Article:

(1) 'Account' means the client relationship established with a trust company involving the transfer of funds or property to the trust company, including a relationship in which the trust company acts as trustee, executor, administrator, guardian, custodian, conservator, bailee, receiver, registrar, or agent, but excluding a relationship in which the trust company acts solely in an advisory capacity.

(2) 'Act as a fiduciary' or 'acting as a fiduciary' means to:

a. Accept or execute trusts, including to (i) act as trustee under a written agreement; (ii) receive money or other property in its capacity as trustee for investment in real or personal property; (iii) act as trustee and perform the fiduciary duties

FILED - SENATE
S 1271 MAY 16 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS3902*-RVZ009(5.10)

Short Title: Information Systems Auditing. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO FUND THE EXPANDED INFORMATIONS SYSTEMS AUDIT FUNCTION OF THE STATE AUDITOR, AS RECOMMENDED BY THE JOINT SELECT COMMITTEE ON INFORMATION TECHNOLOGY.

The General Assembly of North Carolina enacts:

Section 1. For the fiscal year beginning July 1, 2000, two million five hundred ninety-five thousand six hundred ninety-one dollars ($2,595,691) is transferred from the Office of Information Technology Services reserves to the Office of the State Auditor to fund expanded information systems audit functions. Information systems auditing provides for the independent assessment and appraisal of risks and controls surrounding and integrated through the information technology in State government, including the following:

(1) General information technology controls audits.
(2) Mission critical application audits.
(3) Network penetration analysis for the Criminal Justice Information Network and the N.C. Integrated Information Network.
(4) Assessment of information technology controls over emerging technologies.
(5) Support for financial, Smart Start, and performance audits.
(6) Computer-assisted audit techniques.
(7) Investigation of reported information technology security breaches, cyber attacks, and cyber fraud.
(8) Support special requests for assessment of risk and controls surrounding specified information technology environments.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1272 MAY 16 2000
PRINCIPAL CLERK

S D

SENATE DRS4741*-SGZ011.02(4.25)

Short Title: Lea Island State Natural Area. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE ADDITION OF LEA ISLAND STATE NATURAL AREA TO THE STATE PARKS SYSTEM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Whereas, Section 5 of Article XIV of the North Carolina Constitution states that it shall be a proper function of the State of North Carolina to acquire and preserve park, recreational, and scenic areas and in every other appropriate way, to preserve as a part of the common heritage of this State its open lands and places of beauty; and

Whereas, the General Assembly enacted the State Parks Act in 1987, declaring that the State of North Carolina offers unique archaeological, geological, biological, scenic, and recreational resources, and that such resources are part of the heritage of the people of the State to be preserved and managed by those people for their use and for the use of their visitors and descendants; and

Whereas, Lea Island in Pender County is one of the few remaining undeveloped barrier islands on the North Carolina coast; contains examples of high quality coastal natural communities; provides excellent breeding and migration habitat for wildlife, including several rare species; and has been found to possess biological and scenic resources of statewide significance; and

Whereas, the North Carolina State Office of the National Audubon Society has expressed particular interest in the protection of Lea Island and is willing to partner with the State to provide long-term management for the site; Now, therefore,

The General Assembly of North Carolina enacts:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1162/3-- 3:28 PM JUNE 7, 2000 LEGISLATIVE DAY 120

LT. GOVERNOR WICKER -- Presiding

JORDAN
LEA ISLAND STATE NATURAL AREA.
COMM. SUB/2ND EDITION

SENATE BILL 1272
READING 2

AYE	32	ALBERTSON	DANNELLY	KERR	PURCELL
		ALLRAN	FOXX	KINNAIRD	RAND
		BALLANCE	GARROU	LEE	REEVES
		BASNIGHT	GULLEY	LUCAS	ROBINSON
		CARTER	HAGAN	MARTIN W	SOLES
		CLODFELTER	HARRIS	METCALF	WARREN
		COOPER	HOYLE	MILLER	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
NO	13	BALLANTINE	EAST	HARTSELL	RUCHO
		CARPENTER	FORRESTER	HORTON	SHAW R
		CARRINGTON	GARWOOD	MOORE	WEBSTER
		COCHRANE			

EXCUSED	0				
NOT CAST	0				
ABSENT	5	MARTIN R	PERDUE	PLYLER	SHAW L
		ODOM			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1180/13-- 8:05 PM JUNE 12, 2000 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

JORDAN
LEA ISLAND STATE NATURAL AREA.
COMM. SUB/2ND EDITION

SENATE BILL 1272
READING 3

AYE	44	ALBERTSON	DANNELLY	KERR	PURCELL
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANTINE	FORRESTER	LEE	REEVES
		BASNIGHT	FOXX	LUCAS	ROBINSON
		CARPENTER	GARROU	MARTIN W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	2	GARWOOD	SHAW L		
ABSENT	4	BALLANCE	HARTSELL	MARTIN R	MOORE
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1667
GISLATIVE DAY 142
S1272HCS
READING 2

7/11/00
3:27 PM
IN CHAIR: SPEAKER

SCFL HOLDERS TAKE CRABS/CRC TEMP. ROLE

109 DWelch

AYES - ~~108~~

JUSTUS DWelch

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

NOES - 0

EXCUSED ABSENCE - 6

BARBEE	HOLMES	MCCRARY	RAMSEY
HIATT	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - ~~6~~ 5 DWelch

SPEAKER	~~JUSTUS~~ DW	SHERRILL	TALLENT
FITCH	MCCOMAS		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1688
LEGISLATIVE DAY 143
S1272HCS
READING 3

7/12/00
8:04 PM
IN CHAIR: SPEAKER

SCFL HOLDERS TAKE CRABS/CRC TEMP. ROLE

AYES - 110

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

NOES - 0

EXCUSED ABSENCE - 6

BARBEE	HOLMES	MCCRARY	RAMSEY
HIATT	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	MCCOMAS	MINER	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1540/1-- 9:16 AM JULY 13, 2000 LEGISLATIVE DAY 142

SENATOR BASNIGHT -- Presiding

JORDAN
SCFL HOLDERS/CRABS/CRC TEMP. RULE
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1272

MOTION 8
TO CONCUR

AYE	40	ALBERTSON	FORRESTER	KINNAIRD	PHILLIPS
		ALLRAN	FOXX	LEE	PLYLER
		BALLANCE	GARROU	LUCAS	PURCELL
		BALLANTINE	GULLEY	MARTIN R	RAND
		BASNIGHT	HAGAN	MARTIN W	SHAW R
		CARPENTER	HARRIS	METCALF	SOLES
		CARTER	HARTSELL	MILLER	WARREN
		COCHRANE	HORTON	MOORE	WEBSTER
		COOPER	HOYLE	ODOM	WEINSTEIN
		DALTON	KERR	PERDUE	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	4	CLODFELTER	JORDAN	ROBINSON	SHAW L
ABSENT	6	CARRINGTON	EAST	REEVES	[illegible]NCHO
		DANNELLY	GARWOOD		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 273
MAY 26 2000
PRINCIPAL CLERK

S

SENATE JOINT RESOLUTION DRSJR1809-LU01a(5.10)

Sponsors: Senator Jordan.

Referred to:

A JOINT RESOLUTION AUTHORIZING THE 1999 GENERAL ASSEMBLY, REGULAR SESSION 2000, TO CONSIDER A JOINT RESOLUTION AUTHORIZING THE 1999 GENERAL ASSEMBLY, REGULAR SESSION 2000, TO CONSIDER A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STATE'S COMPLIANCE WITH TITLE VI OF THE 1964 CIVIL RIGHTS ACT, AS CODIFIED IN 42 U.S.C. § 2000d, AND ITS IMPLEMENTING REGULATIONS.

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

Section 1. The 1999 General Assembly, Regular Session 2000, may consider "A JOINT RESOLUTION AUTHORIZING THE 1999 GENERAL ASSEMBLY, REGULAR SESSION 2000, TO CONSIDER A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STATE'S COMPLIANCE WITH TITLE VI OF THE 1964 CIVIL RIGHTS ACT, AS CODIFIED IN 42 U.S.C. § 2000d, AND ITS IMPLEMENTING REGULATIONS."

Section 2. This resolution is effective upon ratification.

FILED - SENATE
S 1274 MAY 16 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE JOINT RESOLUTION DRSJR3893-LU01(3.17)

Sponsors: Senator Jordan.

Referred to:

A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE STATE'S COMPLIANCE WITH TITLE VI OF THE 1964 CIVIL RIGHTS ACT, AS CODIFIED IN 42 U.S.C. § 2000d, AND ITS IMPLEMENTING REGULATIONS.

Whereas, Title VI of the 1964 Civil Rights Act and its implementing regulations prohibits discrimination on the basis of race, color, or national origin in federally assisted programs; and

Whereas, Title VI applies to discrimination by federal agencies and recipients of federal financial assistance; and

Whereas, State agencies receiving federal financial assistance are required to ensure their compliance with Title VI and that of their subrecipients; and

Whereas, the State of North Carolina receives federal financial assistance for various programs and activities; and

Whereas, there is some question as to whether the State is in compliance with Title VI; Now, therefore,

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

Section 1. The Legislative Research Commission is authorized to study the State's compliance with Title VI of the 1964 Civil Rights Act, as codified in 42 U.S.C. § 2000d, and its implementing regulations. Title VI provides that "[n]o person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subject to discrimination under any program or activity receiving federal financial assistance." In conducting this study, the Commission should:

(1) Identify the State programs and activities that are covered by Title VI and its implementing regulations and the amount of federal

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1275 MAY 16 2000

PRINCIPAL CLERK

S D

SENATE DRSA202*-SBZ004.03(5.4)

Short Title: Extend Billboard Moratorium. (Public)

Sponsors: Senators Jordan and Gulley

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE MORATORIUM ON NEW BILLBOARDS ALONG A DESIGNATED SECTION OF INTERSTATE 40, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. The moratorium on the erection of outdoor advertising along the portion of Interstate Highway 40 from the Orange-Alamance County line to the municipal limits of the City of Wilmington, imposed by S.L. 1999-436, is extended. The moratorium imposed by this section shall not apply to outdoor advertising described in subdivisions (1), (2), and (3) of G.S. 136-129.

Section 2. A moratorium is imposed on the issuance of permits for the construction of new outdoor advertising along the portion of Interstate Highway 40 from the Orange-Alamance County line to the municipal limits of the City of Wilmington. The moratorium imposed by this section shall not apply to outdoor advertising described in subdivisions (1), (2), and (3) of G.S. 136-129.

Section 3. This act becomes effective July 1, 2000, and expires July 1, 2001.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1390/50-- 5:32 PM JUNE 29, 2000 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

JORDAN
EXTEND BILLBOARD MORATORIUM.

SENATE BILL 1275
READING 2

AYE	29	ALLRAN	DANNELLY	HORTON	PHILLIPS
		BALLANCE	FORRESTER	JORDAN	PURCELL
		BALLANTINE	FOXX	KERR	RAND
		BASNIGHT	GARROU	KINNAIRD	REEVES
		CARRINGTON	GARWOOD	LEE	SHAW R
		CARTER	GULLEY	LUCAS	SOLES
		CLODFELTER	HAGAN	MILLER	WEINSTEIN
		DALTON			
NO	10	ALBERTSON	HARRIS	MOORE	WEBSTER
		CARPENTER	HOYLE	RUCHO	WELLONS
		COCHRANE	MARTIN R		

EXCUSED	0				
NOT CAST	4	COOPER	HARTSELL	MARTIN W	SHAW L
ABSENT	7	EAST	ODOM	PLYLER	WARREN
		METCALF	PERDUE	ROBINSON	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1553
ISLATIVE DAY 138
S1275
READING 2

7/05/00
5:10 PM
IN CHAIR: SPEAKER

EXTEND BILLBOARD MORATORIUM

SPEAKER DWeeks

AYES - ~~53~~ 54 DWeeks

ALEXANDER	DEDMON	INSKO	REDWINE
ALLEN	EARLE	JARRELL	ROGERS
BADDOUR	EASTERLING	MCALLISTER	SAUNDERS
BAREFOOT	FORD	MCCOMAS	SHERRILL
BLUE	GOODWIN	MCCRARY	SOSSAMON
BONNER	GRAY	MCLAWHORN	THOMAS
BOWIE	HACKNEY	MELTON	THOMPSON
BOYD-MCINTYRE	HAIRE	MICHAUX	TOLSON
BRIDGEMAN	HALL	MILLER	WAINWRIGHT
CANSLER	HENSLEY	NESBITT	WARNER
CHURCH	HILL	NYE	WEISS
CLARY	HORN	OLDHAM	WOMBLE
CULPEPPER	HURLEY	POPE	YONGUE
CUNNINGHAM			

NOES - 55

ADAMS	CULP	GULLEY	RUSSELL
ALLRED	DAUGHTRY	HOLMES	SETZER
ARNOLD	DAVIS	HOWARD	SEXTON
BAKER	DECKER	HUNTER, H.	SMITH
BARBEE	DOCKHAM	JEFFUS	STARNES
BERRY	EDDINS	JUSTUS	SUTTON
BROWN	EDWARDS	KISER	TEAGUE
BRUBAKER	ELLIS	MCCOMBS	TUCKER
BUCHANAN	ESPOSITO	MCMAHAN	WALEND
CAPPS	FOX	MITCHELL	WARREN
COLE	GARDNER	MORRIS	WARWICK
COX	GIBSON	OWENS	WILSON, C.
CRAWFORD	GILLESPIE	PRESTON	WILSON, G.
CREECH	GRADY	RAYFIELD	

EXCUSED ABSENCE - 9

HIATT	MINER	TALLENT	WOOD
KINNEY	RAMSEY	WEST	WRIGHT
LUEBKE			

EXCUSED VOTE - 1

MORGAN

NOT VOTING - ~~2~~ 1 DWeeks

~~SPEAKER~~ DWeeks FITCH

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1555
ISLATIVE DAY 139
S1275
READING 2

7/06/00
2:43 PM
IN CHAIR: SPEAKER

EXTEND BILLBOARD MORATORIUM
MOTION #5 - REP. GIBSON MOVES TO RECONSIDER THE VOTE BY WHICH BILL WAS DEFEATED ON 7/5. READING 2

AYES - 68

SPEAKER	DEDMON	JARRELL	ROGERS
ADAMS	EARLE	JEFFUS	SAUNDERS
ALEXANDER	EASTERLING	LUEBKE	SHERRILL
ALLEN	EDWARDS	MCALLISTER	SOSSAMON
ALLRED	FITCH	MCCOMAS	SUTTON
BADDOUR	FORD	MCCRARY	THOMAS
BARBEE	GIBSON	MCLAWHORN	THOMPSON
BAREFOOT	GOODWIN	MELTON	TOLSON
BLUE	GRAY	MICHAUX	TUCKER
BONNER	HACKNEY	MILLER	WAINWRIGHT
BOWIE	HAIRE	MINER	WARNER
BOYD-MCINTYRE	HALL	NESBITT	WARREN
BRIDGEMAN	HENSLEY	NYE	WEISS
CANSLER	HILL	OLDHAM	WOMBLE
CLARY	HORN	POPE	WOOD
CULPEPPER	HUNTER, H.	PRESTON	WRIGHT
CUNNINGHAM	INSKO	REDWINE	YONGUE

NOES - 45

ARNOLD	DAUGHTRY	GULLEY	RUSSELL
BAKER	DAVIS	HOLMES	SETZER
BERRY	DECKER	HOWARD	SEXTON
BROWN	DOCKHAM	JUSTUS	SMITH
BRUBAKER	EDDINS	KISER	STARNES
CAPPS	ELLIS	MCCOMBS	TEAGUE
CHURCH	ESPOSITO	MCMAHAN	WALEND
COLE	FOX	MITCHELL	WARWICK
COX	GARDNER	MORRIS	WEST
CRAWFORD	GILLESPIE	OWENS	WILSON, C.
CREECH	GRADY	RAYFIELD	WILSON, G.
CULP			

EXCUSED ABSENCE - 6

BUCHANAN	HURLEY	RAMSEY	TALLENT
HIATT	KINNEY		

EXCUSED VOTE - 1

MORGAN

NOT VOTING - 0

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1558
ISLATIVE DAY 139
S1275
READING 2

7/06/00
3:02 PM
IN CHAIR: SPEAKER

EXTEND BILLBOARD MORATORIUM
MOTION #12 - REP. BAKER'S MOTION TO SUSPEND RULE 31(d) IN ORDER THAT HE MIGHT OFFER AN AMENDMENT - MOTION FAILS

AYES - ~~51~~ 50 DWuhr

ALLRED	CULP	GULLEY	RAYFIELD
ARNOLD	DAUGHTRY	HILL	RUSSELL
BAKER	DAVIS	HOLMES	SETZER
BARBEE	DECKER	HOWARD	SEXTON
BERRY	DOCKHAM	JUSTUS	SHERRILL
BROWN	EDDINS	KISER	STARNES
BRUBAKER	ELLIS	MCCOMBS	TEAGUE
CANSLER	ESPOSITO	MITCHELL	THOMPSON
CAPPS	FOX	~~HOLLY~~ DWuhr	WALEND
CHURCH	GARDNER	MORRIS	WEST
COLE	GILLESPIE	OWENS	WILSON, C.
CRAWFORD	GRADY	POPE	WILSON, G.
CREECH	GRAY	PRESTON	

NOES - 63

SPEAKER	EARLE	LUEBKE	SMITH
ADAMS	EASTERLING	MCALLISTER	SOSSAMON
ALEXANDER	EDWARDS	MCCOMAS	SUTTON
ALLEN	FITCH	MCCRARY	THOMAS
BADDOUR	FORD	MCLAWHORN	TOLSON
BAREFOOT	GIBSON	MCMAHAN	TUCKER
BLUE	GOODWIN	MELTON	WAINWRIGHT
BONNER	HACKNEY	MICHAUX	WARNER
BOWIE	HAIRE	MILLER	WARREN
BOYD-MCINTYRE	HALL	MINER	WARWICK
BRIDGEMAN	HENSLEY	NESBITT	WEISS
CLARY	HORN	NYE	WOMBLE
COX	HUNTER, H.	OLDHAM	WOOD
CULPEPPER	INSKO	REDWINE	WRIGHT
CUNNINGHAM	JARRELL	ROGERS	YONGUE
DEDMON	JEFFUS	SAUNDERS	

EXCUSED ABSENCE - 6

BUCHANAN	HURLEY	RAMSEY	TALLENT
HIATT	KINNEY		

EXCUSED VOTE - ~~0~~ 1 DWuhr

MORGAN DWuhr

NOT VOTING - 0

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EY

. # 1559
ISLATIVE DAY 139
S1275
READING 2

7/06/00
3:16 PM
IN CHAIR: SPEAKER

EXTEND BILLBOARD MORATORIUM
MOTION #12 - REP. JUSTUS' MOTION TO SUSPEND RULE 31(d) IN ORDER THAT HE MIGHT OFFER AN AMENDMENT - MOTION FAILS

AYES - 56

ALLRED	CREECH	GRAY	RAYFIELD
ARNOLD	CULP	GULLEY	RUSSELL
BAKER	DAUGHTRY	HILL	SETZER
BARBEE	DAVIS	HOWARD	SEXTON
BERRY	DECKER	HUNTER, H.	SHERRILL
BLUE	DOCKHAM	JUSTUS	STARNES
BOWIE	EDDINS	KISER	TEAGUE
BROWN	ELLIS	MCCOMBS	THOMPSON
BRUBAKER	ESPOSITO	MCMAHAN	WALEND
CANSLER	FITCH	MITCHELL	WARNER
CAPPS	FOX	MORRIS	WEST
CLARY	GARDNER	OWENS	WILSON, C.
COLE	GILLESPIE	POPE	WILSON, G.
CRAWFORD	GRADY	PRESTON	WOOD

NOES - 53

ADAMS	EDWARDS	MCCOMAS	SMITH
ALEXANDER	FORD	MCCRARY	SOSSAMON
ALLEN	GIBSON	MCLAWHORN	SUTTON
BADDOUR	GOODWIN	MELTON	THOMAS
BAREFOOT	HACKNEY	MICHAUX	TOLSON
BONNER	HAIRE	MILLER	TUCKER
BOYD-MCINTYRE	HALL	MINER	WAINWRIGHT
BRIDGEMAN	HENSLEY	NESBITT	WARREN
COX	HORN	NYE	WARWICK
CULPEPPER	INSKO	OLDHAM	WEISS
CUNNINGHAM	JARRELL	REDWINE	WOMBLE
DEDMON	JEFFUS	ROGERS	WRIGHT
EARLE	LUEBKE	SAUNDERS	YONGUE
EASTERLING			

EXCUSED ABSENCE - 6

BUCHANAN	HURLEY	RAMSEY	TALLENT
HIATT	KINNEY		

MORGAN NV

EXCUSED VOTE - ~~0~~ 1 NV

NOT VOTING - 5

SPEAKER	HOLMES	MCALLISTER	~~MORGAN~~ NV
CHURCH			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1560
ISLATIVE DAY 139
S1275
READING 2

7/06/00
3:49 PM
IN CHAIR: SPEAKER

EXTEND BILLBOARD MORATORIUM

AYES - 68

SPEAKER	EARLE	JEFFUS	ROGERS
ADAMS	EASTERLING	LUEBKE	SAUNDERS
ALEXANDER	EDWARDS	MCALLISTER	SHERRILL
ALLEN	FITCH	MCCOMAS	SOSSAMON
BADDOUR	FORD	MCCRARY	SUTTON
BAREFOOT	GIBSON	MCLAWHORN	THOMAS
BLUE	GOODWIN	MELTON	THOMPSON
BONNER	GRAY	MICHAUX	TOLSON
BOWIE	HACKNEY	MILLER	TUCKER
BOYD-MCINTYRE	HAIRE	MINER	WAINWRIGHT
BRIDGEMAN	HALL	NESBITT	WARNER
CANSLER	HENSLEY	NYE	WARREN
CHURCH	HILL	OLDHAM	WEISS
CLARY	HORN	POPE	WOMBLE
CULPEPPER	HUNTER, H.	PRESTON	WOOD
CUNNINGHAM	INSKO	RAYFIELD	WRIGHT
DEDMON	JARRELL	REDWINE	YONGUE

NOES - 45

ALLRED	CULP	GRADY	RUSSELL
ARNOLD	DAUGHTRY	GULLEY	SETZER
BAKER	DAVIS	HOLMES	SEXTON
BARBEE	DECKER	HOWARD	SMITH
BERRY	DOCKHAM	JUSTUS	STARNES
BROWN	EDDINS	KISER	TEAGUE
BRUBAKER	ELLIS	MCCOMBS	WALEND
CAPPS	ESPOSITO	MCMAHAN	WARWICK
COLE	FOX	MITCHELL	WEST
COX	GARDNER	MORRIS	WILSON, C.
CRAWFORD	GILLESPIE	OWENS	WILSON, G.
CREECH			

EXCUSED ABSENCE - 6

BUCHANAN	HURLEY	RAMSEY	TALLENT
HIATT	KINNEY		

EXCUSED VOTE - 1

MORGAN

NOT VOTING - 0

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1561
GISLATIVE DAY 139
S1275
READING 3

7/06/00
3:51 PM
IN CHAIR: SPEAKER

EXTEND BILLBOARD MORATORIUM

AYES - ~~66~~ 67 TDWeeks

SPEAKER	EARLE	JEFFUS	SAUNDERS
ADAMS	EASTERLING	LUEBKE	SHERRILL
ALEXANDER	EDWARDS	MCALLISTER	SOSSAMON
ALLEN	FITCH	MCCOMAS	SUTTON
BADDOUR	FORD	MCCRARY	THOMAS
BAREFOOT	GIBSON	MCLAWHORN	THOMPSON
BLUE	GOODWIN	MELTON	TOLSON
BONNER	GRAY	MICHAUX	TUCKER
BOWIE	HACKNEY	MILLER	WAINWRIGHT
BOYD-MCINTYRE	HAIRE	NESBITT	WARNER
BRIDGEMAN	HALL	NYE	WARREN
CANSLER	HENSLEY	OLDHAM	WEISS
CHURCH	HILL	POPE	WOMBLE
CLARY	HORN	PRESTON	WOOD
CULPEPPER	HUNTER, H.	REDWINE	WRIGHT
CUNNINGHAM	INSKO	ROGERS	YONGUE
DEDMON	JARRELL		

MINER DW

NOES - 42

ALLRED	CULP	GRADY	RAYFIELD
ARNOLD	DAUGHTRY	GULLEY	SETZER
BAKER	DAVIS	HOLMES	SEXTON
BERRY	DECKER	HOWARD	SMITH
BROWN	DOCKHAM	JUSTUS	STARNES
BRUBAKER	EDDINS	KISER	TEAGUE
CAPPS	ELLIS	MCMAHAN	WALEND
COLE	ESPOSITO	MITCHELL	WARWICK
COX	FOX	MORRIS	WEST
CRAWFORD	GARDNER	OWENS	WILSON, G.
CREECH	GILLESPIE		

EXCUSED ABSENCE - 6

BUCHANAN	HURLEY	RAMSEY	TALLENT
HIATT	KINNEY		

EXCUSED VOTE - 1

MORGAN

NOT VOTING - ~~5~~ 4 TDWeeks

BARBEE	~~MINER~~	RUSSELL	WILSON, C.
MCCOMBS	TDWeeks		

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1276
MAY 16 2000
PRINCIPAL CLERK

S D

SENATE DRS3888-LYZ069B(3.31)

Short Title: Hunger Programs Studies. (Public)

Sponsors: Senators Martin of Guilford, Phillips, Ballance, Dannelly, Forrester, Hartsell, Kinnaird, Lucas, Purcell, and Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DEPARTMENT OF PUBLIC INSTRUCTION AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY THE SCHOOL LUNCH, SCHOOL BREAKFAST, AND SUMMER FOOD SERVICE PROGRAMS AND TO MODIFY IMPLEMENTATION OF THOSE PROGRAMS AS ALLOWED UNDER CURRENT LAW; AND TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY THE FOOD STAMPS PROGRAM AND TO MODIFY IMPLEMENTATION OF THAT PROGRAM AS ALLOWED UNDER CURRENT LAW.

The General Assembly of North Carolina enacts:

Section 1. The Department of Health and Human Services and the Department of Public Instruction, in conjunction with the Department of Agriculture and Consumer Services, the statewide system of food banks, the North Carolina Hunger Network, the North Carolina Nutrition Network, and other State and local agencies, shall study the School Lunch Program, the School Breakfast Program, and the Summer Food Service Program. This study shall specifically include a study of the reasons for underutilization of the programs. The Department of Public Instruction and the Department of Health and Human Services shall take any actions authorized under current law to increase participation in these programs before the beginning of the 2000-2001 school year. The Department of Health and Human Services and the Department of Public Instruction shall report on any actions taken under this section and shall make any recommendations on changes to current law to the Joint Legislative Public Assistance Commission by October 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1277 MAY 16 2000

PRINCIPAL CLERK

S

SENATE DRS4729-LYZ067A(3.31)

Short Title: Study Child Support System. (Public)

Sponsors: Senators Martin of Guilford, Phillips, Ballance, Dannelly, Forrester, Hartsell, Kinnaird, Lucas, Purcell, and Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE ADMINISTRATIVE OFFICE OF THE COURTS TO STUDY CERTAIN ASPECTS OF THE CHILD SUPPORT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. The Department of Health and Human Services and the Administrative Office of the Courts, in conjunction with local departments of social services, clerks of court, IV-D attorneys, district court judges, representatives of county government, representatives of business and industry, and representatives of child support clients, shall study ways to more effectively coordinate the efforts of the two agencies in regard to collection and enforcement of child support. This study shall include studying the feasibility of the two agencies granting each other access to one another's computer systems or the feasibility of making the computer systems compatible with one another. The study shall also include the development of protocols to facilitate directing individuals to the proper agency for assistance or information. The Department of Health and Human Services and the Administrative Office of the Courts shall report to the Joint Legislative Public Assistance Commission on efforts under this section by October 1, 2000.

Section 2. The Department of Health and Human Services and the Administrative Office of the Courts, in conjunction with local departments of social services, clerks of court, IV-D attorneys, district court judges, representatives of county government, representatives of business and industry, and representatives of child support clients, shall study the problems with and barriers to the establishment of a unified system of child support collection and enforcement. This study shall also

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1278 MAY 16 2000

S D

PRINCIPAL CLERK

SENATE DRSA186-LYZ068C(3-31)

Short Title: Child Care Subsidy Rates. (Public)

Sponsors: Senators Martin of Guilford, Phillips, Ballance, Dannelly, Forrester, Hartsell, Kinnaird, Lucas, Purcell, and Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE DIVISION OF CHILD DEVELOPMENT TO CONDUCT A MARKET RATE STUDY FOR CHILD CARE SUBSIDIES EVERY TWO YEARS; TO REQUIRE THAT THE RESULTS OF THE STUDY BE PUBLISHED AND NEW MARKET RATES IMPLEMENTED WITHIN SIX MONTHS AFTER THE STUDY IS COMPLETED; TO REQUIRE THAT CHILD CARE SUBSIDIES BE SET AT THE SEVENTY-FIFTH PERCENTILE OF THE COUNTY MARKET RATE; AND TO CHANGE THE WAY CHILD CARE SUBSIDIES ARE SET FOR THE 2000-2001 FISCAL YEAR.

The General Assembly of North Carolina enacts:

Section 1.(a) Chapter 110 of the General Statutes is amended by adding a new section to read:

"**§ 110-109. Child care subsidy rates.**

(a) The Department shall conduct a statewide market rate study of child care facilities at least once every two years. The study shall include a survey of all licensed facilities. Based on the results of this study, the Department shall establish a market rate for child care centers and homes at each rated quality level for each county and for each age group. The Department shall also calculate a statewide market rate at each rated quality level for each age group. The market rate shall be set at the seventy-fifth percentile of fees charged to unsubsidized, privately-paying parents at each rated quality level for each age group.

(b) Within six months of completing a statewide market rate study, the Department shall publish the results of that study and implement market rates based on the results of that study.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1279 MAY 16 2000 D

PRINCIPAL CLERK

SENATE DRS3900*-RTZ021.04(5.9)

Short Title: Petroleum Discharge Amends-1. (Public)

Sponsors: Senators Plyler and Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT CERTAIN REQUIREMENTS RELATED TO LAND-USE RESTRICTIONS THAT APPLY GENERALLY TO RISK-BASED ENVIRONMENTAL CLEANUPS DO NOT APPLY TO CLEANUPS OF PETROLEUM FROM LEAKING UNDERGROUND STORAGE TANKS AND TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO CONTINUE TO STUDY THE APPLICATION OF LAND-USE RESTRICTIONS TO THE CLEANUP OF ENVIRONMENTAL DAMAGE FROM THESE TANKS THROUGH A STAKEHOLDER NEGOTIATION PROCESS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143B-279.9 reads as rewritten:

"**§ 143B-279.9. Land-use restrictions may be imposed to reduce danger to public health at contaminated sites.**

(a) 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. ~~If~~ Except as provided in subsection (b) of this section, if the remedial action is risk-based or will not require that the site meet current standards,

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1436
ISLATIVE DAY 131
S1279
READING 2

6/22/00
2:33 PM
IN CHAIR: SPEAKER

PETROLEUM DISCHARGE AMENDS-1

AYES - 106

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

NOES - 0

EXCUSED ABSENCE - 6

BUCHANAN	KINNEY	MORRIS	RAMSEY
FOX	MCCOMAS		

EXCUSED VOTE - 1

HACKNEY

NOT VOTING - 7

SPEAKER	HOLMES	MCMAHAN	TALLENT
BLUE	HUNTER, H.	NESBITT	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1163/4-- 3:31 PM JUNE 7, 2000 LEGISLATIVE DAY 120

LT. GOVERNOR WICKER -- Presiding

PLYLER
PETROLEUM DISCHARGE AMENDS-1.

SENATE BILL 1279
READING 2

AYE	45	ALBERTSON	DANNELLY	HOYLE	PURCELL
		ALLRAN	EAST	JORDAN	RAND
		BALLANCE	FORRESTER	KERR	REEVES
		BALLANTINE	FOXX	KINNAIRD	ROBINSON
		BASNIGHT	GARROU	LEE	RUCHO
		CARPENTER	GARWOOD	LUCAS	SHAW R
		CARRINGTON	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	0				
ABSENT	5	MARTIN R	PERDUE	PLYLER	SHAW L
		ODOM			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1280
MAY 1 0 2000
PRINCIPAL CLERK

S D

SENATE DRS1808-LAXZ007(5.10)

Short Title: Health Care Facility and CCRC Tax Exempt. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE PROPERTY TAX TREATMENT OF A HEALTH CARE FACILITY UNDERTAKEN BY THE MEDICAL CARE COMMISSION PURSUANT TO THE HEALTH CARE FACILITIES FINANCE ACT, AND TO EXTEND THE SUNSET ON THE PROPERTY TAX EXEMPTION FOR CONTINUING CARE RETIREMENT CENTERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131A-21 reads as rewritten:

"**§ 131A-21. Tax exemption.**

The exercise of the powers granted by this Chapter will be in all respects for the benefit of the people of the State and will promote their health and ~~welfare, and no tax or assessment shall be levied upon any health care facilities undertaken by the Commission prior to the retirement or provision for the retirement of all bonds or notes issued and obligations incurred by the Commission in connection with such health care facilities.~~ welfare. If bonds or notes are issued by the Commission to provide or improve a health care facility, then until the bonds or notes are retired, the facility for which bonds or notes are issued is exempt from property taxes to the extent provided in this section. An exemption under this section shall not exceed the lesser of the principal amount of the bonds or notes or the assessed value for ad valorem tax purposes of the facility. In the case of an addition or expansion to a facility, then only the new part is exempt. In the case of renovation to a facility, then only the part being renovated is exempt. In the case of construction of a new facility or improvement to an existing facility that affects the entire facility, then the entire facility is exempt. This section does not affect a health care facility's eligibility for a property tax exemption under Subchapter II of Chapter 105 of the General Statutes.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1135/4--11:25 AM MAY 25, 2000 LEGISLATIVE DAY 113

SENATOR BASNIGHT -- Presiding

HOYLE
CCRC TAX EXEMPT
SENATE COMM. SUB/2ND. EDITION

TAX EXEMPT

SENATE BILL 1280
READING 2

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

EXCUSED	0			
NOT CAST	0			
ABSENT	3	BALLANCE	DANNELLY	MARTIN
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 281
MAY 1 6 2000
PRINCIPAL CLERK

S D

SENATE DRS4728-LL187(5.8)

Short Title: Repeal Cherryville Fire Pension. (Local)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE PROVISIONS REGARDING SUPPLEMENTAL RETIREMENT FUNDS FOR FIREMEN IN THE CITY OF CHERRYVILLE.

The General Assembly of North Carolina enacts:

Section 1. Chapter 608 of the 1971 Session Laws and Chapter 320 of the 1973 Session Laws are repealed.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 282 MAY 1 6 2000
PRINCIPAL CLERK

S D

SENATE DRS8639-SA002.1(5.8)

Short Title: Traffic Statistics Amendments. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE STATISTICS THE DIVISION OF CRIMINAL STATISTICS MUST COLLECT AND MAINTAIN ON TRAFFIC LAW ENFORCEMENT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 114-10(2a) reads as rewritten:

"(2a) To collect, correlate, and maintain the following information regarding traffic law enforcement by State law enforcement officers:

a. The number of drivers stopped for routine traffic enforcement by State law enforcement ~~officers~~ officers, the officer making the stop, the agency of the officer making the stop, and whether or not a citation or warning was issued;

b. Identifying characteristics of the drivers stopped, including the race or ethnicity, approximate age, and gender;

c. The alleged traffic violation that led to the stop;

d. Whether a search was instituted as a result of the stop;

e. Whether the vehicle, personal effects, driver, or passenger or passengers were searched, and the race or ethnicity, approximate age, and gender of each person searched;

f. Whether the search was conducted pursuant to consent, probable cause, or reasonable suspicion to suspect a crime, including the basis for the request for consent, or the circumstances establishing probable cause or reasonable suspicion;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
MAY 16 2000
PRINCIPAL CLERK

SENATE DRS7740-RR009(5.15) S 1283

Short Title: Ashe School Board. (Local)

Sponsors: Senator East.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CORRECT THE CANDIDATE FILING DEADLINE FOR THE ASHE COUNTY BOARD OF EDUCATION.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 128 of the 1995 Session Laws reads as rewritten:

"Section 1. Notwithstanding the provisions of G.S. 115C-37, the Ashe County Board of Education shall be elected on a nonpartisan basis at the time set by G.S. 163-1 for the general election in each even-numbered year as terms expire. The election shall be conducted on a nonpartisan plurality basis, with the results determined in accordance with G.S. 163-292. Candidates shall file notices of candidacy not earlier than noon on the first Monday in June and not later than noon on the ~~last~~ first Friday in July. The names of the candidates shall be printed on the ballot without reference to any party affiliations. Except as provided by this act, the election shall be conducted in accordance with the applicable provisions of Chapters 115C and 163 of the General Statutes."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 284 MAY 1 6 2000
PRINCIPAL CLERK

S D

SENATE DRS1813*-SCZ002(4.17)

Short Title: APA Technical Changes. (Public)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO REVISE OBSOLETE STATUTORY REFERENCES TO VARIOUS ADMINISTRATIVE PROCEDURE ACT PROVISIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1368.6(e) reads as rewritten:

"(e) Revocation Hearing. -- Before finally revoking post-release supervision, the Commission shall, unless the supervisee waived the hearing or the time limit, provide a hearing within 45 days of the supervisee's reconfinement to determine whether to revoke supervision finally. For purposes of this subsection, the 45-day period begins when the preliminary hearing required by subsection (b) of this section is held or waived, or upon the passage of seven working days after arrest, whichever is sooner. The Commission shall adopt rules governing the ~~hearing and shall file and publish them as provided in Article 5 of Chapter 150B of the General Statutes.~~ hearing."

Section 2. G.S 15A-1376 reads as rewritten:

"(e) Revocation Hearing. -- Before finally revoking parole, the Post-Release Supervision and Parole Commission must, unless the parolee waived the hearing or the time limit, provide a hearing within 45 days of the parolee's reconfinement to determine whether to revoke parole finally. The Post-Release Supervision and Parole Commission must adopt ~~regulations~~ rules governing the ~~hearing and must file and publish them as provided in Article 5 of Chapter 150B of the General Statutes.~~ hearing."

Section 3. G.S. 15B-6(a)(1) reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1143/4-- 3:29 PM MAY 31, 2000 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

FOXX
APA TECHNICAL CHANGES.

SENATE BILL 1284
READING 2

TAKE CRAB.

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1651
GISLATIVE DAY 142
S1284
READING 2

7/11/00
11:39 AM
IN CHAIR: SPEAKER

ADMIN. PROCEDURE ACT TECHNICAL CHANGES

AYES - 107

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	WEISS
CHURCH	HACKNEY	NYE	WEST
CLARY	HAIRE	OLDHAM	WILSON, C.
CRAWFORD	HALL	OWENS	WILSON, G.
CREECH	HENSLEY	POPE	WOMBLE
CULP	HILL	PRESTON	WRIGHT
CULPEPPER	HORN	RAYFIELD	YONGUE
CUNNINGHAM	HOWARD	REDWINE	

NOES - 0

EXCUSED ABSENCE - 6

HIATT	MCCRARY	WARWICK	WOOD
KINNEY	RAMSEY		

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	COX	HOLMES	TALLENT
COLE	FITCH	MINER	

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1285 MAY 16 2000

SENATE DRS2786*-SBZ040.02(5.3) PRINCIPAL CLERK

Short Title: Date by Which SCFL Holders Take Crab. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE DATE BY WHICH THE HOLDER OF A STANDARD COMMERCIAL FISHING LICENSE OR A RETIRED STANDARD COMMERCIAL FISHING LICENSE WILL BE ALLOWED TO TAKE CRABS, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE.

The General Assembly of North Carolina enacts:

Section 1. Section 4.(b) of S.L. 1999-209 reads as rewritten:

"Section 4.(b) SCFL ~~Not~~ Valid to Take Crabs. -- ~~Notwithstanding G.S. 113-168.2, it is unlawful for any person to take crabs as part of a commercial fishing operation from the coastal fishing waters of North Carolina under a SCFL or any other license issued by the Division other than an interim crab license issued pursuant to this section.~~ A person who holds a SCFL or a RSCFL may take crabs as part of a commercial fishing operation from the coastal fishing waters of North Carolina."

Section 2. This act is effective July 1, 2000. Section 4.(b) of S.L. 1999-209, as amended by Section 1 of this act, expires October 1, 2000.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1256/13--12:03 PM JUNE 22, 2000 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

ALBERTSON
LITTER PREVENTION SPECIAL PLATES
COMM. SUB/2ND EDITION

SENATE BILL 1285
READING 2

AYE	47	ALBERTSON	DANNELLY	JORDAN	PURCELL
		ALLRAN	EAST	KINNAIRD	RAND
		BALLANCE	FORRESTER	LEE	REEVES
		BALLANTINE	FOXX	LUCAS	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	HOYLE	PLYLER	
NO	0				

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1286 MAY 16 2000
PRINCIPAL CLERK

S D

SENATE DRS3881-LB169(4.11)

Short Title: Randleman Recall. (Local)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW RECALL ELECTIONS IN THE CITY OF RANDLEMAN.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Randleman, being Chapter 209 of the Private Laws of 1905, is amended by adding a new section to read:

"Section 3.1. **Recall of Officials by the People.**

(a) The holder of any elective office may be removed at any time by the electors qualified to vote for a successor of such incumbent.

(b) Prior to circulating any petition under this section, it must be registered with the City Clerk, and the petition with signatures must be submitted to the City Clerk within 30 days of that date in order to be considered.

(c) The procedure to effect the removal of an incumbent of an elective office shall be as follows: a petition shall be filed with the City Clerk signed by registered voters of the city equal in number to at least thirty percent (30%) of the total number of registered voters in the City demanding an election of a successor of the person sought to be removed. In order to be effective, the petition when filed shall list both the name of the officer to be removed and the cause for removal. The cause for removal must relate to the misfeasance, malfeasance, or nonfeasance of the officer, or for personal conduct that brings the office into disrepute. The superior court shall have jurisdiction of issues relating to whether cause is sufficient.

(d) The signatures to the petition need not be on one petition paper, but each signer shall add to the signature that person's residence address. One or more of the signers of the petition shall make oath before an officer competent to administer oaths that the statements therein made are true, as that person believes, and that each

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1477/2--10:32 AM JULY 7, 2000 LEGISLATIVE DAY 138

SENATOR BASNIGHT -- Presiding

KINNAIRD
RANDLEMAN RECALL.
HOUSE COMM. SUB/2ND EDITION

SENATE BILL 1286

MOTION 8
TO CONCUR

AYE	45	ALBERTSON	FORRESTER	LEE	RAND
		BALLANCE	FOXX	LUCAS	REEVES
		BALLANTINE	GARROU	MARTIN W	ROBINSON
		BASNIGHT	GARWOOD	METCALF	RUCHO
		CARPENTER	HAGAN	MILLER	SHAW L
		CARRINGTON	HARRIS	MOORE	SHAW R
		CARTER	HARTSELL	ODOM	SOLES
		CLODFELTER	HORTON	PERDUE	WARREN
		COOPER	JORDAN	PHILLIPS	WEBSTER
		DALTON	KERR	PLYLER	WEINSTEIN
		DANNELLY	KINNAIRD	PURCELL	WELLONS
		EAST			
NO	0				
EXCUSED	0				
NOT CAST	2	ALLRAN	GULLEY		
ABSENT	3	COCHRANE	HOYLE	MARTIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - SENATE

SESSION 1999

S 1287 MAY 16 2000

S D

PRINCIPAL CLERK

SENATE DRSA201-LL193(5.10)

Short Title: Fire and Rescue Open Enrollment. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW ADDITIONAL RETROACTIVE MEMBERSHIP IN THE NORTH CAROLINA FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-86-45(a) reads as rewritten:

"(a) Any fireman or rescue squad worker who is now eligible and is a member of a fire department or rescue squad chartered by the State of North Carolina and who has not previously elected to become a member may make application through the board of trustees for membership in the fund on or before March 31, ~~1987.~~ 2001. The person shall make a lump sum payment of ~~five dollars ($5.00)~~ ten dollars ($10.00) per month retroactively to the time he first became eligible to become a member, plus interest at an annual rate of eight percent (8%), for each year of his retroactive payments. Upon making the lump sum payment, the person shall be given credit for all prior service in the same manner as if he had made application for membership at the time he first became eligible. Any member who made application for membership subsequent to the time he was first eligible and did not receive credit for prior service may receive credit for this prior service upon lump sum payment of ~~five dollars ($5.00)~~ ten dollars ($10.00) per month retroactively to the time he first became eligible, plus interest at an annual rate of eight percent (8%), for each year of his retroactive payments. Upon making this lump sum payment, the date of membership shall be the same as if he had made application for membership at the time he was first eligible. Any fireman or rescue squad worker who has applied for prior service under this subsection shall have until ~~October 1, 1989,~~ June 30, 2001, to pay for this prior service and, if this payment is not made by ~~October 1, 1989,~~ June 30, 2001, he

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1288 MAY 16 2000

PRINCIPAL CLERK

S D

SENATE DRS7743*-LB187(5.8)

Short Title: Charlotte Zoning. (Local)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY AND CLARIFY THE PERMITTED PROCESS TO BE USED BY THE CITY OF CHARLOTTE IN CONNECTION WITH CERTAIN ZONING PETITIONS AND PERMITS.

The General Assembly of North Carolina enacts:

Section 1. This act applies to the City of Charlotte only.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1172/5-- 7:15 PM JUNE 12, 2000 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
CHARLOTTE ZONING.
COMM. SUB/2ND EDITION

SENATE BILL 1288

AMEND 1

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1429/6-- 2:02 PM JULY 5, 2000 LEGISLATIVE DAY 136

SENATOR BASNIGHT -- Presiding

CLODFELTER
MECKLENBURG MUNICIPAL ZONING
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1288

MOTION 8
TO CONCUR

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1289 MAY 16 2000

SENATE DRSA204*-LB186(5.8) PRINCIPAL CLERK

Short Title: Mecklenburg Zoning. (Local)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY AND CLARIFY THE PERMITTED PROCESS TO BE USED BY MECKLENBURG COUNTY IN CONNECTION WITH CERTAIN ZONING PETITIONS AND PERMITS.

The General Assembly of North Carolina enacts:

Section 1. This act applies to the County of Mecklenburg only.

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

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1289

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

S1289-ALB-1

Page 1 of 1

Date June 12 ,2000

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

Senator Clodfelter

moves to amend the bill on page 3, line 9,
by adding the following between lines 9 and 10:
"Section 2.1. Chapter 1283 of the 1973 Session Laws and
Chapter 488 of the 1983 Session Laws are repealed as to the County
of Mecklenburg only."

SIGNED Daniel G Clodfelter
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

J. Pruitt
6/12/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1173/6-- 7:16 PM | JUNE 12, 2000 | LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
MECKLENBURG ZONING.
COMM. SUB/2ND EDITION

SENATE BILL 1289

AMEND 1

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE D
S 1290 MAY 16 2000
PRINCIPAL CLERK

S

SENATE DRS3882*-RRZ006.1(5.9)

Short Title: Election Bd. Conduct. (Public)

Sponsors: Senators Clodfelter and Gulley.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT CERTAIN POLITICAL ACTIVITIES BY BOARD OF ELECTIONS MEMBERS.

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 4A.

"Political Activities by Board of Elections Members.

"**§ 163-38. Applicability of Article.**

This Article applies to members of the State Board of Elections and of each county and municipal board of elections. With regard to prohibitions in this Article concerning candidates, referenda, and committees, the prohibitions do not apply if the candidate or referendum will not be on the ballot in an area within the jurisdiction of the board, or if the political committee or referendum committee is not involved with an election or referendum that will be on the ballot in an area within the jurisdiction of the board.

"**§ 163-39. Limitation on political activities.**

No person subject to this Article shall:

(1) Make public statements supporting or opposing the nomination or election of one or more clearly identified candidates for public office.

(2) Make public statements supporting or opposing the passage of one or more clearly identified referendum proposals.

(3) Solicit contributions for a candidate, political committee, or referendum committee.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1329/25-- 4:32 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
ELECTION BOARD CONDUCT.
COMM. SUB/2ND EDITION

SENATE BILL 1290
READING 2

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 L
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON	JORDAN		
NO	2	MOORE	WEBSTER		

EXCUSED	0		
NOT CAST	2	HOYLE	RUCHO
ABSENT	0		
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1335/31-- 4:49 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

CLODFELTER
ELECTION BOARD CONDUCT.
COMM. SUB/2ND EDITION

SENATE BILL 1290
READING 3

AYE	45	ALBERTSON	EAST	JORDAN	PLYLER
		ALLRAN	FORRESTER	KINNAIRD	PURCELL
		BALLANCE	FOXX	LEE	RAND
		BALLANTINE	GARROU	LUCAS	REEVES
		BASNIGHT	GARWOOD	MARTIN R	ROBINSON
		CARPENTER	GULLEY	MARTIN W	SHAW L
		CARRINGTON	HAGAN	METCALF	SHAW R
		CARTER	HARRIS	MILLER	SOLES
		CLODFELTER	HARTSELL	ODOM	WARREN
		COOPER	HORTON	PERDUE	WEINSTEIN
		DALTON	HOYLE	PHILLIPS	WELLONS
		DANNELLY			
NO	2	MOORE	RUCHO		

EXCUSED	0		
NOT CAST	2	KERR	WEBSTER
ABSENT	1	COCHRANE	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1554
ISLATIVE DAY 138
S1290HCS
READING 2

7/05/00
5:19 PM
IN CHAIR: SPEAKER

ELECTION BOARD CONDUCT

AYES - 66

ADAMS	EARLE	HUNTER, H.	OWENS
ALEXANDER	EASTERLING	HURLEY	RAYFIELD
ALLRED	EDWARDS	INSKO	REDWINE
ARNOLD	FORD	JARRELL	SAUNDERS
BADDOUR	FOX	JEFFUS	SEXTON
BARBEE	GARDNER	KISER	SOSSAMON
BAREFOOT	GIBSON	MCALLISTER	STARNES
BLUE	GOODWIN	MCCOMAS	SUTTON
BONNER	GRADY	MCCRARY	THOMAS
BOYD-MCINTYRE	GULLEY	MCLAWHORN	TOLSON
BRIDGEMAN	HACKNEY	MCMAHAN	WAINWRIGHT
COLE	HAIRE	MELTON	WALEND
COX	HALL	MICHAUX	WARREN
CULPEPPER	HENSLEY	MILLER	WEISS
CUNNINGHAM	HILL	NESBITT	WOMBLE
DECKER	HORN	OLDHAM	YONGUE
DEDMON	HOWARD		

NOES - 36

BAKER	CULP	JUSTUS	SETZER
BERRY	DAUGHTRY	MCCOMBS	SHERRILL
BROWN	DAVIS	MITCHELL	SMITH
BRUBAKER	DOCKHAM	MORGAN	TEAGUE
BUCHANAN	EDDINS	MORRIS	THOMPSON
CANSLER	ESPOSITO	NYE	WARNER
CAPPS	GILLESPIE	POPE	WARWICK
CLARY	GRAY	PRESTON	WILSON, C.
CREECH	HOLMES	RUSSELL	WILSON, G.

EXCUSED ABSENCE - 9

HIATT	MINER	TALLENT	WOOD
KINNEY	RAMSEY	WEST	WRIGHT
LUEBKE			

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	CHURCH	ELLIS	ROGERS
ALLEN	CRAWFORD	FITCH	TUCKER
BOWIE			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1460/20-- 4:24 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

CLODFELTER
ELECTION BOARD CONDUCT.
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1290

MOTION 8
TO CONCUR

AYE	40	ALBERTSON	DALTON	HORTON	PHILLIPS
		ALLRAN	DANNELLY	HOYLE	PLYLER
		BALLANCE	EAST	KERR	PURCELL
		BASNIGHT	FORRESTER	KINNAIRD	RAND
		CARPENTER	FOXX	LEE	REEVES
		CARRINGTON	GARROU	LUCAS	ROBINSON
		CARTER	GARWOOD	MARTIN W	SHAW R
		CLODFELTER	GULLEY	METCALF	SOLES
		COCHRANE	HAGAN	MILLER	WEINSTEIN
		COOPER	HARRIS	ODOM	WELLONS
NO	3	BALLANTINE	MOORE	RUCHO	
EXCUSED	0				
NOT CAST	5	HARTSELL	PERDUE	SHAW L	WARREN
		JORDAN			
ABSENT	2	MARTIN R	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1291 MAY 16 2000 D

SENATE DRS7737*-SCZ001(4.12) PRINCIPAL CLERK

Short Title: Increase Tax Policy Commission Membership. (Public)

Sponsors: Senators Hoyle, Clodfelter, and Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE NORTH CAROLINA TAX POLICY COMMISSION TO INCREASE THE LEGISLATIVE MEMBERSHIP OF THE NORTH CAROLINA TAX POLICY COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Section 3.2 of S.L. 1999-395 reads as rewritten:

"Section 3.2. Membership. -- The Commission shall consist of ~~15~~ 17 members who shall represent, insofar as practicable, the diverse interests and geographic regions of the State and shall include individuals with expertise in tax policy, tax administration, and professional tax practice.

The Speaker of the House of Representatives shall appoint ~~five~~ six members, as follows: ~~two~~ three members of the General Assembly, one individual nominated by the North Carolina League of Municipalities, one individual who represents business taxpayers, and one public member.

The President Pro Tempore of the Senate shall appoint ~~five~~ six members, as follows: ~~two~~ three members of the General Assembly, one individual nominated by the North Carolina Association of County Commissioners, one individual who represents nonbusiness taxpayers, and one public member.

The Governor shall appoint five members, as follows: one individual who represents tax practitioners, one individual who represents nonprofit, charitable organizations, one individual who has demonstrated leadership and expertise in tax policy, one individual who represents senior citizens and one individual who represents small business taxpayers.

Appointments to the Commission shall be made no later than August 31, ~~1999.~~ 2000. Vacancies shall be filled by the original appointing authority."

FILED - SENATE
S 1292 MAY 16 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS7724*-LNZ214(3.17)

Short Title: Adult Prot. Svce/Complaint Invest. (Public)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT PERTAINING TO TIME REQUIREMENTS FOR THE INVESTIGATION OF COMPLAINTS UNDER THE PROTECTION OF THE ABUSED, NEGLECTED, OR EXPLOITED DISABLED ADULT ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 108A-103(d) reads as rewritten:

"**§ 108A-103. Duty of director upon receiving report.**

. . .

(d) The director shall initiate the evaluation described in subsection (a) of this section as follows:

(1) Immediately upon receipt of the complaint if the complaint alleges a ~~life-threatening situation.~~ danger of death in an emergency as defined in G.S. 108A-101(g).

(2) Within 24 hours if the complaint alleges ~~abuse of a resident~~ danger of irreparable harm in an emergency as defined by G.S. ~~131D-20(1).~~ 108A-101(g).

(3) Within ~~48 hours if the complaint alleges neglect of a resident as defined by G.S. 131D-20(8).~~ 72 hours if the complaint does not allege danger of death or irreparable harm in an emergency as defined by G.S. 108A-101(g).

~~(4) Within two weeks in all other situations.~~

~~The investigation shall be completed within 30 days.~~ The evaluation shall be completed within 30 days for allegations of abuse or neglect and within 45 days for allegations of exploitation."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1293 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS8650-LE229(4.11)

Short Title: Town of Badin/Tax Rate. (Local)

Sponsors: Senators Purcell and Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE TAX LIMIT FOR THE TOWN OF BADIN.

The General Assembly of North Carolina enacts:

Section 1. Section 5.3 of the Charter of the Town of Badin, being Chapter 894, Session Laws of 1989, as rewritten by Section 1 of Chapter 827, Session Laws of 1991, reads as rewritten:

"Sec. 5.3. ~~The Town Council may set an ad valorem tax rate in excess of $.25 per $100 valuation only if the rate meets both of the following conditions:~~

~~(1) The percentage increase in the rate from the previous year's rate does not exceed the percentage increase in the Implicit GNP Price Deflator over the preceding year.~~

~~(2) The increase in the rate does not exceed ten percent (10%) of the rate that applied in the next preceding year.~~

The ad valorem tax rate set by the Town Council shall not exceed the previous year's rate by more than ten percent (10%)."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1206/3--11:16 AM | JUNE 15, 2000 | LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

PURCELL
TOWN OF BADIN/TAX RATE.

SENATE BILL 1293
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	[illegible]
		HOYLE	ODOM	PLYLER	SHAW H
PAIRS	0				
AYE					
NO					

BLOCK VOTE
HB1541

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1216/2-- 7:19 PM | JUNE 19, 2000 | LEGISLATIVE DAY 126

LT. GOVERNOR WICKER -- Presiding

PURCELL
TOWN OF BADIN/TAX RATE.

SENATE BILL 1293
READING 3

AYE	43	ALBERTSON	DALTON	JORDAN	RAND
		ALLRAN	DANNELLY	KERR	REEVES
		BALLANCE	EAST	KINNAIRD	ROBINSON
		BALLANTINE	FORRESTER	LEE	RUCHO
		BASNIGHT	FOXX	LUCAS	SHAW R
		CARPENTER	GARROU	MARTIN W	SOLES
		CARRINGTON	GARWOOD	METCALF	WARREN
		CARTER	GULLEY	MILLER	WEBSTER
		CLODFELTER	HAGAN	MOORE	WEINSTEIN
		COCHRANE	HARRIS	PHILLIPS	WELLONS
		COOPER	HORTON	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	2	HARTSELL	SHAW L		
ABSENT	5	HOYLE	ODOM	PERDUE	PETERR
		MARTIN R			
PAIRS	0				
AYE					
NO					

BLOCK VOTE
HB1541

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1479
ISLATIVE DAY 134
S1293
READING 2

6/28/00
5:22 PM
IN CHAIR: SPEAKER

TOWN OF BADIN/TAX RATE

AYES - 102

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

NOES - 7

ALLRED	DAVIS	ESPOSITO	WOOD
BRUBAKER	DECKER	GILLESPIE	

EXCUSED ABSENCE - 4

GIBSON	HOLMES	KINNEY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	BOYD-MCINTYRE	HUNTER, H.	TALLENT
BLUE	COX	SETZER	

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

No. # 1496
LEGISLATIVE DAY 135
S1293
READING 3

6/29/00
3:39 PM
IN CHAIR: SPEAKER

TOWN OF BADIN/TAX RATE

AYES - 105

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

NOES - 6

BAKER	EDDINS	SHERRILL	WOOD
DECKER	GILLESPIE		

EXCUSED ABSENCE - 5

BRUBAKER	HOLMES	KINNEY	RAMSEY
HALL			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	EASTERLING	REDWINE	TALLENT

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1294 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS2788-BL20(5.11)

Short Title: 11th Senate District Local Act. (Local)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 11TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 11th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

SENATE DRS3899-BL22(5.11) S1 295

Short Title: 11th Senate District Local Act. (Local)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 11TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 11th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S

S 1296 D

SENATE DRS8648-BL21(5.11)

Short Title: 11th Senate District Local Act. (Local)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 11TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 11th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1297 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS3898-BL19(5.11)

Short Title: 11th Senate District Local Act. (Local)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 11TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 11th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1298 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS6738*-LYZ083(5.8)

Short Title: Clarify Juvenile Procedures. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE PROCEDURES FOR ABUSED, NEGLECTED, AND DEPENDENT JUVENILES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7B-406(b) reads as rewritten:

"(b) A summons shall be on a printed form supplied by the Administrative Office of the Courts and shall include:

(1) Notice of the nature of the proceeding;

(2) Notice of any right to counsel and information about how to seek the appointment of counsel prior to a hearing;

(3) Notice that, if the court determines at the hearing that the allegations of the petition are true, the court will conduct a dispositional hearing to consider the needs of the juvenile and enter an order designed to meet those needs and the objectives of the State; and

(4) Notice that the dispositional order or a subsequent order:

a. May remove the juvenile from the custody of the parent, guardian, or custodian.

b. May require that the juvenile receive medical, psychiatric, psychological, or other treatment and that the parent participate in the treatment.

c. May require the parent to undergo psychiatric, psychological, or other treatment or counseling for the purpose of remedying the behaviors or conditions that are

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S D

S 1299

SENATE DRS6739*-ROZ020(4.15)

Short Title: Codify Temp. Rule Exceptions. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO CODIFY AND CROSS-REFERENCE PROVISIONS OF THE GENERAL STATUTES AND SESSION LAWS GRANTING TEMPORARY RULE-MAKING AUTHORITY TO VARIOUS AGENCIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 150B-21.1 reads as rewritten:

"**§ 150B-21.1. Procedure for adopting a temporary rule.**

(a) Adoption. -- An agency may adopt a temporary rule without prior notice or hearing or upon any abbreviated notice or hearing the agency finds practical when it finds that adherence to the notice and hearing requirements of this Part would be contrary to the public interest and that the immediate adoption of the rule is required by one or more of the following:

(1) A serious and unforeseen threat to the public health, safety, or welfare.

(2) The effective date of a recent act of the General Assembly or the United States Congress.

(3) A recent change in federal or State budgetary policy.

(4) A federal regulation.

(5) A court order.

(6) The need for the rule to become effective the same date as the State Medical Facilities Plan approved by the Governor, if the rule addresses a matter included in the State Medical Facilities Plan.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED . SENATE
S 1300
MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS6722-LBX182(5.5)

Short Title: Midland Incorporation. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF MIDLAND, SUBJECT TO A REFERENDUM.

The General Assembly of North Carolina enacts:

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

"CHARTER OF THE TOWN OF MIDLAND.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

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

"CHAPTER II.

"CORPORATE BOUNDARIES.

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

"CHAPTER III.

"GOVERNING BODY.

"Section 3.1. **Structure of Governing Body; Number of Members.** The governing body of the Town of Midland shall be the Town Council, which shall have four members, and the Mayor.

"Section 3.2. **Manner of Electing Town Council; Term of Office.** The qualified voters of the entire Town shall elect the members of the Town Council and, except as provided in this section, they shall serve four-year terms. In 2001, the two candidates receiving the highest number of votes shall be elected to four- year terms

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1304/24-- 5:18 PM JUNE 27, 2000 LEGISLATIVE DAY 131

SENATOR BASNIGHT -- Presiding

HARTSELL
MIDLAND INCORPORATION
COMM. SUB/2ND EDITION

SENATE BILL 1300
READING 2

AYE	42	ALBERTSON	EAST	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	ROBINSON
		BALLANCE	FOXX	MARTIN R	RUCHO
		BASNIGHT	GARROU	MARTIN W	SHAW L
		CARPENTER	GARWOOD	METCALF	SHAW R
		CARRINGTON	HAGAN	MILLER	SOLES
		CARTER	HARTSELL	MOORE	WARREN
		CLODFELTER	HORTON	ODOM	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	KERR	PURCELL	WELLONS
		DANNELLY	KINNAIRD		
NO	0				
EXCUSED	0				
NOT CAST	4	BALLANTINE	HARRIS	PLYLER	REEVES
ABSENT	4	COOPER	GULLEY	JORDAN	PERDUE
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1307/3-- 3:20 PM JUNE 28, 2000 LEGISLATIVE DAY 132

LT. GOVERNOR WICKER -- Presiding

HARTSELL
MIDLAND INCORPORATION
COMM. SUB/2ND EDITION

SENATE BILL 1300
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
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1540
ISLATIVE DAY 138
2
READING 2

7/05/00
2:31 PM
IN CHAIR: SPEAKER

AYES - 106

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

NOES - 2

ELLIS	STARNES

EXCUSED ABSENCE - 9

HIATT	MINER	TALLENT	WOOD
KINNEY	RAMSEY	WEST	WRIGHT
LUEBKE			

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	DAUGHTRY	FITCH

T ROLL: S1481

S1300SCS

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

Q. # 1567
LEGISLATIVE DAY 139
S1300SCS
READING 3

7/06/00
4:52 PM
IN CHAIR: SPEAKER

MIDLAND INCORP.

AYES - 113

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	KISER	SHERRILL
BARBEE	EDWARDS	LUEBKE	SMITH
BAREFOOT	ELLIS	MCALLISTER	SOSSAMON
BERRY	ESPOSITO	MCCOMAS	STARNES
BLUE	FITCH	MCCOMBS	SUTTON
BONNER	FORD	MCCRARY	TEAGUE
BOWIE	FOX	MCLAWHORN	THOMAS
BOYD-MCINTYRE	GARDNER	MCMAHAN	THOMPSON
BRIDGEMAN	GIBSON	MELTON	TOLSON
BROWN	GILLESPIE	MICHAUX	TUCKER
BRUBAKER	GOODWIN	MILLER	WAINWRIGHT
CANSLER	GRADY	MINER	WALEND
CAPPS	GRAY	MITCHELL	WARNER
CHURCH	GULLEY	MORGAN	WARREN
CLARY	HACKNEY	MORRIS	WARWICK
COLE	HAIRE	NESBITT	WEISS
COX	HALL	NYE	WEST
CRAWFORD	HENSLEY	OLDHAM	WILSON, C.
CREECH	HILL	OWENS	WILSON, G.
CULP	HOLMES	POPE	WOMBLE
CULPEPPER	HORN	PRESTON	WOOD
CUNNINGHAM	HOWARD	RAYFIELD	YONGUE
DAUGHTRY			

NOES - 0

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	WRIGHT

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1301 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRSA196-LB152A(11.5)

Short Title: Cabarrus Annexation Moratorium. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PLACE A MORATORIUM ON ANNEXATIONS AND INCORPORATION IN A DESIGNATED AREA OF CABARRUS COUNTY.

The General Assembly of North Carolina enacts:

Section 1. No annexation ordinance shall be adopted under Part 2 or 3 of Article 4A of Chapter 160A of the General Statutes nor any incorporation act shall be enacted by the General Assembly as to any or all of the following described territory prior to June 30, 2010:

Beginning at a nail and cap in the intersection of centerlines for US Highway #601 and NC State Road #1119 (Wallace Road), a corner of the Midland Industrial Park (Deed recorded in the Cabarrus County Register of Deeds in Deed Book 1758 Page 235), said beginning point being located N33°-13'-32"E-3,864.92' from NCGS Monument "Kiser"(Grid Coordinates: N536,271.92 feet; El,546,207.01 feet) (Combined Grid Factor = 0.999851569); thence from the point of the beginning and with the property line of Midland Industrial Park and the centerline of US Highway #601 the following (4) courses and distances, (1) S33°-31'-36"W - 23.13' to a railroad spike, (2) S32°-35'-59"W - 29.95' to a nail and cap, (3) S32°-44'-27"W - 574.41' to a point, (4) S32°-58'-24"W - 1719.80' to a point in the centerline of US Highway #601, the northeast corner of Corning Incorporated (Deed recorded in the Cabarrus County Register of Deeds in Deed Book 1758 Page 240); thence with the Corning Incorporated Property Line the following (9) courses and distances, (1) S32°-58'-24"W - 229.80' to a nail and cap, (2) N66°-03'-45"W - 50.23' to a 5/8" rebar, (3) S32°-56'-23"W - 1,628.41' to a concrete monument, (4) S32°-21'-17"W - 35.84' to a concrete monument, (5) S32°-55'-31"W - 591.41' to a concrete

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

EV

H. # 1365
LEGISLATIVE DAY 123
S1301
READING 2

6/08/00
11:50 AM
IN CHAIR: SPEAKER

ROLL CALL

CABARRUS ANNEXATION MORATORIUM

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 4

ESPOSITO	HAIRE	KINNEY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	EASTERLING	GIBSON	REDWINE
COLE	FITCH	HACKNEY	TALLENT
CRAWFORD			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1 30 2 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRSA188-LB190(5.10)

Short Title: Cabarrus School Bids. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ASSIST CABARRUS COUNTY WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES.

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

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

Whereas, the Cabarrus County Board of Education, faced with the critical need for school facilities, has implemented a model facilities plan using a repetitive design approach to design school facilities that are educationally effective and economically efficient; and

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

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

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding the provisions of Article 8 of Chapter 143 of the General Statutes, the Board of Commissioners of Cabarrus County and the Cabarrus County Board of Education may jointly select and negotiate with separate-prime contractors to build school buildings using the repetitive design approach if the Board of Commissioners of Cabarrus County and the Cabarrus County Board of Education jointly determine that using the selection and negotiations processes

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

. # 1541
ISLATIVE DAY 138
R4
READING 2

7/05/00
2:33 PM
IN CHAIR: SPEAKER

AYES - 106

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

NOES - 2

COX	HENSLEY

EXCUSED ABSENCE - 9

HIATT	MINER	TALLENT	WOOD
KINNEY	RAMSEY	WEST	WRIGHT
LUEBKE			

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	BLUE	FITCH

ORT ROLL: S1302 S1443 S1444HCS S1418

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE D
S 1303 MAY 17 2000
PRINCIPAL CLERK

SENATE DRS3914*-SGXZ005.02(4.25)

Short Title: Dry-Cleaning Solvent Cleanup Amends. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A TEMPORARY ENVIRONMENTAL SURTAX TO FUND CLEANUP OF DRY-CLEANING SOLVENT CONTAMINATION; TO DESIGNATE THE STATE SALES TAX REVENUE FROM DRY-CLEANING AND LAUNDRY SERVICES FOR THE DRY-CLEANING SOLVENT CLEANUP FUND; TO AMEND THE DRY-CLEANING SOLVENT CLEANUP ACT OF 1997 TO REPEAL THE REQUIREMENT OF FINANCIAL RESPONSIBILITY FOR DRY-CLEANING FACILITIES AND WHOLESALE DRY-CLEANING SOLVENT DISTRIBUTION FACILITIES; TO ALLOW THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ENTER INTO CONTRACTS WITH PRIVATE CONTRACTORS FOR ASSESSMENT AND REMEDIATION ACTIVITIES AT DRY-CLEANING FACILITIES AND WHOLESALE DRY-CLEANING SOLVENT DISTRIBUTION FACILITIES; TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY THE USE OF DRY-CLEANING SOLVENTS IN NORTH CAROLINA, AND TO MAKE OTHER CHANGES IN THE DRY-CLEANING SOLVENT CLEANUP ACT OF 1997, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1.1. G.S. 105-164.4(a)(4) reads as rewritten:

"(4) Every person engaged in the business of ~~operating a dry-cleaning, pressing, or hat blocking establishment, a laundry, or any similar business, engaged in the business of~~ renting clean linen or towels or wearing apparel, or any similar business, or engaged in the business of soliciting ~~cleaning, pressing, hat blocking, laundering or~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

SENATE DRS4734-LCZ280(3.28) S1304

Short Title: Property Tax Commission Training. (Public)

Sponsors: Senators Hartsell, Dalton, Hoyle, and Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR TRAINING OF MEMBERS OF THE PROPERTY TAX COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-288(d) reads as rewritten:

"(d) Expenses. -- The members of the Property Tax Commission shall receive travel and subsistence expenses in accordance with G.S. 138-5 and a salary of two hundred dollars ($200.00) a day when hearing ~~cases.~~ or deciding cases and when attending training or continuing education classes on property taxes or judicial procedure. The Secretary of Revenue shall supply all the clerical and other services required by the Commission. All expenses of the Commission and the Department of Revenue in performing the duties enumerated in this Article shall be paid as provided in G.S. 105-501."

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1305 MAY 17 2000 D

SENATE DRS8651*-LTXZ136A(4.15) PRINCIPAL CLERK

Short Title: Revise Article 9 of the UCC. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENACT REVISED ARTICLE 9 OF THE UNIFORM COMMERCIAL CODE, CONFORMING AMENDMENTS TO OTHER ARTICLES OF THE UNIFORM COMMERCIAL CODE, AND CONFORMING AMENDMENTS TO OTHER SECTIONS OF THE GENERAL STATUTES AND TO INCREASE CERTAIN FEES UNDER CURRENT ARTICLE 9, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The General Assembly of North Carolina enacts:

PART I. REVISED ARTICLE 9 OF THE UNIFORM COMMERCIAL CODE.

Section 1. Article 9 of Chapter 25 of the General Statutes is rewritten to read:

"ARTICLE 9.

"Secured Transactions.

"PART 1.

"GENERAL PROVISIONS.

"SUBPART 1. SHORT TITLE, DEFINITIONS, AND GENERAL CONCEPTS.

"§ 25-9-101. Short title.

This Article may be cited as Uniform Commercial Code-Secured Transactions.

"§ 25-9-102. Definitions and index of definitions.

(a) Article 9 definitions. -- In this Article:

(1) 'Accession' means goods that are physically united with other goods in such a manner that the identity of the original goods is not lost.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1305

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

S1305-ARU-001

Date 20 June ,2000

Comm. Sub. [ ]
Amends Title [ ]

Senator Hartsell

moves to amend the bill on page 77, line 18,
by deleting the word "and"; and

on page 92, line 4,
by rewriting the line to read:
"(4) Subsection (e) of this section does not require the";
and

on page 98, line 18,
by deleting the words "the session" and substituting the words
"PARTS I, II and III of the session"; and

on page 99, line 42,
by deleting the words "takes effect"; and

on page 100, line 39,
by deleting the word "state;" and substituting the word "State;";
and

on page 102, line 33,
by deleting the words "local filing" and substituting the word
"local-filing"; and

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1305

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

S1305-ARU-001

on page 103, line 41,
by inserting between the words "the" and "form" the word
"following".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED Committee Amt. FAILED _____ TABLED _____

as engrossed 6/20/00 Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1305

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

S1305-ARU-001

Date 20 June ,2000

Comm. Sub. []
Amends Title []

Senator Hartsell

moves to amend the bill on page 77, line 18,
by deleting the word "and"; and

on page 92, line 4,
by rewriting the line to read:
"(4) Subsection (e) of this section does not require the";
and

on page 98, line 18,
by deleting the words "the session" and substituting the words
"PARTS I, II and III of the session"; and

on page 99, line 42,
by deleting the words "takes effect"; and

on page 100, line 39,
by deleting the word "state;" and substituting the word "State;";
and

on page 102, line 33,
by deleting the words "local filing" and substituting the word
"local-filing"; and

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1305

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

S1305-ARU-001

on page 103, line 41,
by inserting between the words "the" and "form" the word
"following".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED Committee Amt. FAILED _____ TABLED _____

and engrossed 6/20/00 Janet Pruitt

6-20-00
3b
#2

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1305

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

S1305-ARU-002

Date 20 June ,2000

Comm. Sub. [ ]
Amends Title [ ]

Senator Hartsell

moves to amend the bill on page 126, lines 34 through 36, by rewriting the lines to read:

"Section 50. The Department of the Secretary of State shall study the issue of fraudulent filings under Article 9 of Chapter 25 of the General Statutes that are intended to hinder, harass, delay, or otherwise interfere with public employees in the performance of their lawful duties. The Department shall report to the General Assembly by January 1, 2001 with any recommendations which may include the creation of civil or criminal sanctions or remedies related to these filings.

Section 51. Parts I, II, and III of this act become effective July 1, 2001. Part IV of this act becomes effective September 1, 2000, and applies to fees paid on or after that date. The remainder of this act is effective when it becomes law.".

~~SIGNED~~ _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 6/20/00 FAILED _____ TABLED _____

nnn. And. And engrossed

6-20-00

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1305

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

S1305-ARU-002

Page 1 of 1

Date 20 June ,2000

Comm. Sub. []
Amends Title []

Senator Hartsell

moves to amend the bill on page 126, lines 34 through 36, by rewriting the lines to read:

"Section 50. The Department of the Secretary of State shall study the issue of fraudulent filings under Article 9 of Chapter 25 of the General Statutes that are intended to hinder, harass, delay or otherwise interfere with public employees in the performance of their lawful duties. The Department shall report to the General Assembly by January 1, 2001 with any recommendations which may include the creation of civil or criminal sanctions or remedies related to these filings.

Section 51. Parts I, II, and III of this act become effective July 1, 2001. Part IV of this act becomes effective September 1, 2000, and applies to fees paid on or after that date. The remainder of this act is effective when it becomes law.".

~~SIGNED~~ _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

Comm. Amd.
ADOPTED 6/20/00 FAILED _____ TABLED _____
and engrossed
Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1248/5--11:34 AM JUNE 22, 2000 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

HARTSELL
REVISE ARTICLE 9 OF THE UCC
2ND EDITION

SENATE BILL 1305
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 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 GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1285/5-- 4:02 PM JUNE 27, 2000 LEGISLATIVE DAY 131

SENATOR BASNIGHT -- Presiding

HARTSELL
REVISE ARTICLE 9 OF THE UCC
2ND EDITION

SENATE BILL 1305
READING 3

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1305

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

S1305-ARB-6.29

Page 1 of 1

Date JUL 0 6 2000, 2000

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

Representative Capps

moves to amend the bill on page 127, lines 8 and 9, by adding between the lines a new section to read:

"Section 50.1. The Director of the Budget shall monitor the revenues generated by the filing fees payable to the State imposed under Article 9 of Chapter 25 of the General Statutes. If the revenues generated by the filing fees payable to the State exceed the Office of the Secretary of State's costs of filing the UCC documents for which the filing fees are imposed, then the revenue amount that exceeds those costs shall be credited to the Savings Reserve Account.".

SIGNED J. Russell Capps
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED JUL 0 6 2000 TABLED _____

55-59 ev

FAILED

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

SEQ. # 1574
LEGISLATIVE DAY 139
S1305
READING 2

7/06/00
5:35 PM
IN CHAIR: SPEAKER

AMEND #1 - REP. CAPPS
REVISE ARTICLE 9 OF THE UCC

AYES - 55

ALLEN	CULP	HILL	RAYFIELD
ALLRED	DAUGHTRY	HOLMES	RUSSELL
ARNOLD	DAVIS	HOWARD	SETZER
BAKER	DECKER	JARRELL	SEXTON
BARBEE	EDDINS	JUSTUS	SHERRILL
BERRY	ELLIS	KISER	STARNES
BOWIE	ESPOSITO	MCALLISTER	TEAGUE
BROWN	FITCH	MCCOMBS	WALEND
BRUBAKER	FOX	MCMAHAN	WARWICK
CANSLER	GARDNER	MITCHELL	WEST
CAPPS	GILLESPIE	MORGAN	WILSON, C.
CLARY	GRADY	MORRIS	WILSON, G.
COLE	GRAY	POPE	WOOD
CREECH	GULLEY	PRESTON	

NOES - 59

SPEAKER	DOCKHAM	JEFFUS	SMITH
ADAMS	EARLE	LUEBKE	SOSSAMON
ALEXANDER	EASTERLING	MCCOMAS	SUTTON
BADDOUR	EDWARDS	MCCRARY	THOMAS
BAREFOOT	FORD	MCLAWHORN	THOMPSON
BLUE	GIBSON	MELTON	TOLSON
BONNER	GOODWIN	MICHAUX	TUCKER
BOYD-MCINTYRE	HACKNEY	MILLER	WAINWRIGHT
BRIDGEMAN	HAIRE	MINER	WARNER
CHURCH	HALL	NYE	WARREN
COX	HENSLEY	OLDHAM	WEISS
CRAWFORD	HORN	OWENS	WOMBLE
CULPEPPER	HUNTER, H.	REDWINE	WRIGHT
CUNNINGHAM	HURLEY	ROGERS	YONGUE
DEDMON	INSKO	SAUNDERS	

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 1

NESBITT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

H.B. # 1575
LEGISLATIVE DAY 139
S1305
READING 2

7/06/00
5:35 PM
IN CHAIR: SPEAKER

REVISE ARTICLE 9 OF THE UCC

AYES - 109

ADAMS	DECKER	INSKO	RUSSELL
ALEXANDER	DEDMON	JARRELL	SAUNDERS
ALLEN	DOCKHAM	JEFFUS	SETZER
ALLRED	EARLE	JUSTUS	SEXTON
ARNOLD	EASTERLING	KISER	SHERRILL
BADDOUR	EDWARDS	LUEBKE	SMITH
BARBEE	ELLIS	MCALLISTER	SOSSAMON
BAREFOOT	ESPOSITO	MCCOMAS	STARNES
BERRY	FITCH	MCCOMBS	SUTTON
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
CANSLER	GRAY	MITCHELL	WARNER
CHURCH	GULLEY	MORGAN	WARREN
CLARY	HACKNEY	MORRIS	WARWICK
COLE	HAIRE	NYE	WEISS
COX	HALL	OLDHAM	WEST
CRAWFORD	HENSLEY	OWENS	WILSON, C.
CREECH	HILL	POPE	WILSON, G.
CULP	HOLMES	PRESTON	WOMBLE
CULPEPPER	HORN	RAYFIELD	WOOD
CUNNINGHAM	HOWARD	REDWINE	WRIGHT
DAUGHTRY	HUNTER, H.	ROGERS	YONGUE
DAVIS			

NOES - 3

BAKER	CAPPS	EDDINS

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	HURLEY	NESBITT

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EN

. # 1606
ISLATIVE DAY 140
S1305
READING 3

7/07/00
2:30 PM
IN CHAIR: SPEAKER

AMEND #2- Rep. Capps
REVISE ARTICLE 9 OF THE UCC

AYES - 49

ALLRED	CREECH	HILL	PRESTON
ARNOLD	CULP	HOLMES	RAYFIELD
BAKER	DAUGHTRY	HOWARD	RUSSELL
BARBEE	DAVIS	JUSTUS	SETZER
BERRY	DECKER	KISER	SEXTON
BOWIE	EDDINS	MCCOMAS	SHERRILL
BROWN	ELLIS	MCCOMBS	STARNES
BRUBAKER	ESPOSITO	MCMAHAN	TEAGUE
BUCHANAN	GARDNER	MITCHELL	WALEND
CANSLER	GILLESPIE	MORGAN	WEST
CAPPS	GRADY	MORRIS	WILSON, G.
CLARY	GULLEY	POPE	WOOD
COLE			

NOES - 60

ADAMS	EARLE	JARRELL	SAUNDERS
ALEXANDER	EASTERLING	JEFFUS	SMITH
ALLEN	EDWARDS	MCALLISTER	SOSSAMON
BADDOUR	FITCH	MCCRARY	SUTTON
BAREFOOT	FORD	MCLAWHORN	THOMAS
BLUE	FOX	MELTON	THOMPSON
BONNER	GIBSON	MICHAUX	TOLSON
BOYD-MCINTYRE	GOODWIN	MILLER	TUCKER
CHURCH	HACKNEY	MINER	WAINWRIGHT
COX	HAIRE	NESBITT	WARNER
CRAWFORD	HALL	NYE	WARREN
CULPEPPER	HENSLEY	OLDHAM	WARWICK
CUNNINGHAM	HORN	OWENS	WEISS
DEDMON	HUNTER, H.	REDWINE	WOMBLE
DOCKHAM	HURLEY	ROGERS	YONGUE

EXCUSED ABSENCE - 6

BRIDGEMAN	HIATT	RAMSEY	WRIGHT
GRAY	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	LUEBKE	TALLENT	WILSON, C.
INSKO			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

Q. # 1607
GISLATIVE DAY 140
S1305
READING 3

7/07/00
2:31 PM
IN CHAIR: SPEAKER

REVISE ARTICLE 9 OF THE UCC

AYES - 101

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

NOES - 8

BAKER	CAPPS	DAVIS	EDDINS
BERRY	CREECH	DECKER	HOWARD

EXCUSED ABSENCE - 6

BRIDGEMAN	HIATT	RAMSEY	WRIGHT
GRAY	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	LUEBKE	TALLENT	WILSON, C.
INSKO			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1306 MAY 17 2000
PRINCIPAL CLERK

SENATE DRS7728*-LBZ180(5/3)

Short Title: Extend Electric Service Comm. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. Section 4 of S.L. 1997-40 reads as rewritten:

"Section 4. The Commission shall make a report to the 1998 Regular Session of the 1997 General Assembly, which may contain recommendations, and shall report the results of its study and its recommendations to the 1999 General Assembly. ~~The Commission shall terminate upon filing its final report.~~ The Commission shall report periodically thereafter and shall terminate June 30, 2006."

Section 2. This act becomes effective May 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1307
MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS3913*-LBZ181A(5.3)

Short Title: Extend Electric Study Funds. (Public)

Sponsors: Senator Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE FUNDING OF THE STUDY COMMISSION ON THE FUTURE OF ELECTRIC SERVICE IN NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. Section 10.1 of S.L. 1997-483, as amended by Section 6.1 of S.L. 1999-395, reads as rewritten:

"Section 10.1. Notwithstanding G.S. 62-302(d), for ~~all expenses during the 1997-98, 1998-99, and 1999-2000 fiscal years of~~ the Study Commission on the Future of Electric Service in North Carolina, established in S.L. ~~1997-40,~~ 1997-40, as amended by S.L. 1999-122, all expenses incurred through June 30, 2006, shall be reimbursed from funds in the Utilities Commission and Public Staff Fund. There is allocated initially one hundred thousand dollars ($100,000) from the Utilities Commission and Public Staff Fund to the General Assembly for the purpose of enabling the Study Commission on the Future of Electric Service in North Carolina to organize and begin its work. Upon the certification of the need for additional funds by the cochairs of the Study Commission on the Future of Electric Service in North Carolina for the work of the Commission, the Utilities Commission shall transfer the additional funds from the Utilities Commission and Public Staff Fund to the General Assembly for that purpose."

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S D

S 1308

SENATE DRS2793*-ROZ022(5.9)

Short Title: Expand APA Oversight. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXPAND THE DUTIES OF THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO INCLUDE CONSIDERATION OF BILLS WHICH AFFECT THE RULE-MAKING POWER OF AN AGENCY OR OTHERWISE AMEND THE ADMINISTRATIVE PROCEDURE ACT.

The General Assembly of North Carolina enacts:

Section 1. Article 12K of Chapter 120 of the General Statutes is amended by adding a new section to read:

"**§ 120-70.104. Analysis of legislation.**

(a) Any legislative proposal introduced in the General Assembly proposing any of the following shall not be eligible for consideration on the floor of either house (other than first reading) or before any committee of either house of the General Assembly until a report has been issued by the Joint Legislative Administrative Procedure Oversight Committee in accordance with subsection (b) of this section with a copy of the report accompanying the proposal in accordance with the rules of the appropriate house:

(1) Any amendment of Chapter 150B of the General Statutes;

(2) An exemption of any agency from any of the requirements contained in Chapter 150B of the General Statutes;

(3) An exception to the temporary or permanent rule-making authority or procedure; or

(4) Any other change to administrative procedure in connection with agencies subject to Chapter 150B whether made in Chapter 150B or not.

FILED - SENATE
S 1309 MAY 17 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS1816-LYXZ063(3.17)

Short Title: Pension Tax Withholding. (Public)

Sponsors: Senators Kerr and Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR WITHHOLDING OF NORTH CAROLINA INCOME TAXES FROM CERTAIN PENSIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-163.1(11b) reads as rewritten:

"(11b) **(Effective January 1, 2001)** Pension payment. -- A periodic payment or a nonperiodic distribution ~~that is not an eligible rollover distribution,~~ as those terms are defined in section 3405 of the Code."

Section 2. G.S. 105-163.2A(d) reads as rewritten:

"(d) Election of No Withholding. -- The recipient may not elect not to have taxes withheld under this section from an eligible rollover distribution. The recipient may elect not to have taxes withheld under this ~~section.~~ section from a pension payment that is not an eligible rollover distribution. The election must be in the form required by the Secretary. In the case of periodic payments, the election remains in effect until revoked by the recipient. In the case of a nonperiodic distribution, the election applies on a distribution-by-distribution basis unless it meets conditions prescribed by the Secretary for it to apply to subsequent nonperiodic distributions by the pension payer.

A pension payer must notify each recipient of the right to elect not to have taxes withheld under this section. The notice must comply with the requirements of section 3405 of the Code and any additional requirements prescribed by the Secretary.

A recipient's election not to have taxes withheld under this section is void if the recipient fails to furnish the recipient's tax identification number to the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE
S 1310
MAY 17 2000
PRINCIPAL CLERK

SENATE DRS1814-LNQ247(5.11)

Short Title: Funds/Special Oper. Response. (Public)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO SUPPORT THE ACTIVITIES OF THE SPECIAL OPERATIONS RESPONSE TEAM, INC., A NONPROFIT ORGANIZATION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Special Operations Response Team, Inc., the sum of three hundred ninety thousand dollars ($390,000) for the 2000-2001 fiscal year. These funds shall be used as follows:

(1) $140,000 to upgrade the disaster training center; and

(2) $250,000 to establish a program to provide disaster medical response and recovery training in each county or region to maintain in readiness the Team's equipment and vehicles and to engage appropriate staff.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S1311 MAY 17 2000 D

PRINCIPAL CLERK

SENATE DRS2794*-SGZ008.03(5.4)

Short Title: Mountains to Sea State Park Trail. (Public)

Sponsors: Senators Lee and Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE ADDITION OF THE MOUNTAINS TO SEA STATE PARK TRAIL TO THE STATE PARKS SYSTEM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Whereas, Section 5 of Article XIV of the State Constitution states that it shall be a proper function of the State of North Carolina to acquire and preserve park, recreational, and scenic areas and, in every other appropriate way, to preserve as a part of the common heritage of this State its open lands and places of beauty; and

Whereas, the General Assembly enacted the State Parks Act in 1987, declaring that the State of North Carolina offers unique archaeological, geological, biological, scenic, and recreational resources, and that such resources are part of the heritage of the people of the State to be preserved and managed by those people for their use and for the use of their visitors and descendants; and

Whereas, a Mountains to Sea Trail across North Carolina would offer outstanding recreational opportunities to the State's citizens; would protect riparian buffers and corridors of wildlife habitat along its route; and would possess biological, scenic, and recreational resources of statewide significance; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The General Assembly authorizes the Department of Environment and Natural Resources to add the Mountains to Sea State Park Trail to the State Parks System as provided in G.S. 113-44.14(b). The State Park Trail shall be comprised only of those lands or easements which are or will be allocated for management to the Division of Parks and Recreation for this purpose. The Division shall promote, encourage, and facilitate the establishment of dedicated connecting

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1234/10-- 4:07 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT -- Presiding

LEE
MOUNTAINS TO SEA STATE PARK TRAIL.
COMM. SUB/2ND EDITION

SENATE BILL 1311
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
Senate Bill 1311

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

S1311-ASG-003

JUN 30 2000

Date ,2000

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

Representative Creech

moves to amend the bill on page 2, lines 4 and 5, by inserting the following between those lines:

"Section 2. At least five business days prior to initiating condemnation proceedings to acquire land for the Mountains to Sea State Park Trail, the Department of Administration shall notify the board of commissioners of the county in which the land is located and, if the land is located in a municipality, the board of commissioners of the municipality. Unless a governing body of a county or municipality notifies the Department of Administration within five business days that it objects to the proceedings, the Department of Administration may initiate the proceedings. The Department of Administration shall not initiate proceedings if a governing body of a county or municipality notifies

Amen. #1
pg. 2

JUN 3 0 2000

the Department of Administration within five business days that it objects to the proceedings."; and

by renumbering the remaining sections of the bill accordingly.

SIGNED Billy Creech
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUN 3 0 2000 FAILED _____ TABLED _____

103-0 ev

Denise Weeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1517
ISLATIVE DAY 136
S1311SCS
READING 2

6/30/00
6:35 PM
IN CHAIR: SPEAKER

AMEND #1 Rep. Creech
MOUNTAINS TO SEA STATE PARK TRAIL

AYES - 103

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

NOES - 0

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	NYE
BUCHANAN			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1518
ISLATIVE DAY 136
S1311SCS
READING 2

6/30/00
6:35 PM
IN CHAIR: SPEAKER

MOUNTAINS TO SEA STATE PARK TRAIL

AYES - 97

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

NOES - 7

CAPPS	DECKER	ELLIS	STARNES
DAVIS	EDDINS	KISER	

EXCUSED ABSENCE - 8

BRUBAKER	HOLMES	KINNEY	SHERRILL
GRAY	JUSTUS	RAMSEY	TALLENT

EXCUSED VOTE - 0

NOT VOTING - 8

SPEAKER	BUCHANAN	CLARY	FITCH
BROWN	CHURCH	EARLE	HUNTER, H.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1436/13-- 2:46 PM JULY 5, 2000 LEGISLATIVE DAY 136

SENATOR BALLANCE -- Presiding

LEE
MOUNTAINS TO SEA STATE PARK TRAIL.
COMM. SUB/2ND EDITION

SENATE BILL 1311

MOTION 8
TO CONCUR

AYE	2	BALLANTINE	WEBSTER		
NO	45	ALBERTSON	FORRESTER	KINNAIRD	PURCELL
		ALLRAN	FOXX	LEE	RAND
		BALLANCE	GARWOOD	LUCAS	REEVES
		CARPENTER	GULLEY	MARTIN W	ROBINSON
		CARRINGTON	HAGAN	METCALF	RUCHO
		CARTER	HARRIS	MILLER	SHAW L
		CLODFELTER	HARTSELL	MOORE	SHAW R
		COCHRANE	HORTON	ODOM	SOLES
		COOPER	HOYLE	PERDUE	WARREN
		DALTON	JORDAN	PHILLIPS	WEINSTEIN
		DANNELLY	KERR	PLYLER	WELLONS
		EAST			

EXCUSED	0		
NOT CAST	2	BASNIGHT	GARROU
ABSENT	1	MARTIN R	
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1511/18-- 5:17 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

LEE
MOUNTAINS TO SEA STATE PARK TRAIL.
COMM. SUB/2ND EDITION

SENATE BILL 1311

MOTION 8
TO CONCUR

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 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	
NO	0				
EXCUSED	0				
NOT CAST	1	SHAW L			
ABSENT	2	MOORE	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1312 MAY 17 2000
PRINCIPAL CLERK

SENATE DRS3915*-RFZ008(5.3)

Short Title: Use Value Rollback Modified. (Public)

Sponsors: Senator Albertson.

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.~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1313
MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS4746-LDQ184(5.11)

Short Title: Endangered Plant Protection Funds. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR ENDANGERED PLANT PROTECTION.

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 three hundred fifty-four thousand three hundred thirty-five dollars ($354,335) for the 2000-2001 fiscal year to be used to improve the implementation of the Plant Protection and Conservation Act under Article 19B of Chapter 106 of the General Statutes, which Article protects endangered and threatened plant species.

Section 2. This act becomes effective July 1, 2000.

FILED - SENATE
S 1314 MAY 17 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS4744*-RFZ010(5.3)

Short Title: Credit for Value-Added Ag Business. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE AN INCOME TAX CREDIT FOR TAXPAYERS INVESTING IN AGRIBUSINESS ENTERPRISES THAT ADD VALUE TO RAW, NORTH CAROLINA GROWN AGRICULTURAL COMMODITIES.

The General Assembly of North Carolina enacts:

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

"ARTICLE 3E.

"Value-Added Agribusiness Tax Credit.

"§ 105-129.40. Credit for investment in value-added agribusiness.

(a) A taxpayer who invests in a qualified North Carolina value-added agribusiness shall be entitled to a credit against the income tax imposed under Article 4 of this Chapter in the amount of twenty-five percent (25%) of the amount invested. Investments in a qualified North Carolina value-added agribusiness may include cash and in-kind contributions of machinery and equipment, real property, or facilities. To be eligible for the credit, contributions of machinery and equipment, real property, or facilities shall be directly related to the agribusiness.

(b) The amount of the credit allowed shall not exceed fifty percent (50%) of the tax against which it is claimed for the taxable year, or fifty thousand dollars ($50,000), reduced by the sum of all credits allowed against the tax except tax payments made by or on behalf of the taxpayer. This limitation applies to the cumulative amount of credit, including carryforwards claimed by the taxpayer under this Article against the tax for the taxable year. Any unused portion of the credit may be carried forward for the succeeding 10 years.

(c) The following definitions apply in this Article:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1315
MAY 17 2000
PRINCIPAL CLERK

S

SENATE DRS4737*-RT/SBZ010.03(5.9)

Short Title: Private Counsel/Atty. Fees/State Emp. (Public)

Sponsors: Senators Miller and Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR PRIVATE COUNSEL AND TO PROVIDE FOR THE RECOVERY OF COSTS AND ATTORNEYS' FEES IN CIVIL ACTIONS AGAINST A STATE EMPLOYEE WHEN THE STATE EMPLOYEE IS ALLEGED TO BE PERSONALLY LIABLE FOR DAMAGES FOR ANY OFFICIAL ACT OR OMISSION IN CONNECTION WITH THE ENFORCEMENT OF ENVIRONMENTAL LAWS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 114-2.3 reads as rewritten:

"**§ 114-2.3. Use of private counsel limited.**

Every agency, institution, department, bureau, board, or commission of the State, authorized by law to retain private counsel, shall obtain written permission from the Attorney General prior to employing private counsel. An agency that is responsible for the administration or enforcement of any law for the protection of the environment, public health, or natural resources shall request private counsel for a State employee or former State employee who, in any action or special proceeding, is alleged to be personally liable for damages as the result of any act or omission by the employee during the course of his or her employment, if the employee requests private counsel. The Attorney General shall approve the request unless the Attorney General determines that the employee clearly acted outside of the course and scope of the employee's duties. This section does not apply to counties, cities, towns, other municipal corporations or political subdivisions of the State, or any agencies of these municipal corporations or political subdivisions, or to county or city boards of education."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1316 MAY 17 2000

PRINCIPAL CLERK

S D

SENATE DRS4733*-SCZ004(5.4)

Short Title: Professional Engineers/Land Surveyors Licensure. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT A RECOMMENDATION OF THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT COMMITTEE TO AUTHORIZE THE BOARD OF EXAMINERS FOR ENGINEERS AND SURVEYORS TO ADOPT RULES TO REQUIRE ADDITIONAL INFORMATION PRIOR TO THE REEXAMINATION OF AN APPLICANT; LIMIT THE NUMBER OF OFFICES A LICENSEE MAY SUPERVISE; AND CHANGE THE ANNUAL LICENSE RENEWAL DATE FOR BUSINESSES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 89C-14(e) reads as rewritten:

"(e) A candidate failing an examination may apply, and be considered by the Board, for reexamination at the end of six months. The Board shall make such reexamination charge as is necessary to defray the cost of the examination.

A candidate with a combination of three failures or unexcused absences on an examination shall only be eligible after submitting a new application with appropriate application fee, documented evidence of actions taken by the candidate to enhance the candidate's prospects for passing the exam, and be considered by the Board for reexamination at the end of 12 months. After the end of the 12-month period, the applicant may take the examination no more than once every calendar year."

Section 2. G.S. 89C-7 reads as rewritten:

"**§ 89C-17. Expirations and renewals of certificates.**

Certificates for licensure of corporations and business firms that engage in the practice of engineering or land surveying shall expire on the last day of the month of

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1316

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

S1316-ASG-002

Date 5/31 ,2000

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

moves to amend the bill on page 2, lines 27 and 28, by rewriting those lines to read:

"and land surveyors the names of all licensees who have not effected their renewal ~~by the first day of February immediately following the date of their expiration.~~ on or before the last day of the month immediately following the month of expiration. The".

SIGNED Brad Ellis
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 49-0 FAILED _____ TABLED _____

J. Pruitt 5/31/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1144/5-- 3:32 PM MAY 31, 2000 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

MILLER
PROFESSIONAL ENGINEERS/LAND
SENATE COMM. SUB/2ND EDITION

SURVEYORS LICENSURE.

SENATE BILL 1316
READING 2

AMEND 1

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1145/6-- 3:32 PM MAY 31, 2000 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

MILLER
PROFESSIONAL ENGINEERS/LAND
SENATE COMM. SUB/2ND EDITION

SENATE BILL 1316
READING 2

SURVEYORS LICENSURE.

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

Q. # 1494
GISLATIVE DAY 135
S1316HCS
READING 2

6/29/00
3:34 PM
IN CHAIR: SPEAKER

PROF. ENGINEERS/LAND SURVEYORS LICENSURE

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 5

BRUBAKER	HOLMES	KINNEY	RAMSEY
HALL			

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	EASTERLING	REDWINE	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1405/15--11:21 AM JUNE 30, 2000 LEGISLATIVE DAY 134

SENATOR BASNIGHT -- Presiding

MILLER
PROFESSIONAL ENGINEERS/LAND
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1316

SURVEYORS LICENSURE.

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1317
MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS6732*-RT/SBXZ016.03(4.25)

Short Title: I/M Technology and Fee Amends. (Public)

Sponsors: Senator Miller.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE AMBIENT AIR QUALITY, TO PROVIDE FOR THE USE OF ON-BOARD DIAGNOSTIC EQUIPMENT IN THE MOTOR VEHICLE EMISSIONS INSPECTION AND MAINTENANCE PROGRAM, AND TO INCREASE THE FEES THAT ARE CHARGED FOR MOTOR VEHICLE SAFETY AND EMISSIONS INSPECTIONS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.107(a)(6) reads as rewritten:

"(6) To adopt motor vehicle emissions standards; to adopt, when necessary and practicable, a motor vehicle emissions inspection and maintenance program to improve ambient air quality; ~~to require that motor vehicle emissions be monitored while the vehicle is in operation by means of onboard diagnostic equipment (OBD) installed by the vehicle manufacturer;~~ to require manufacturers of motor vehicles to furnish to the Equipment and Tool Institute and, upon request and at a reasonable charge, to any person who maintains or repairs a motor vehicle, all information necessary to fully make use of the ~~onboard~~ on-board diagnostic equipment and the data compiled by that equipment; to certify to the Commissioner of Motor Vehicles that ambient air quality will be improved by the implementation of a motor vehicle emissions inspection and maintenance program in a county. The Commission shall implement this subdivision as provided in G.S. 143-215.107A."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1318 MAY 07 2000
PRINCIPAL CLERK

S

SENATE DRSA200-RBX20(5.8)

Short Title: Amend Bill Lee Act Tier Designations. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT AN ENTERPRISE TIER TWO AREA MAY NOT BE REDESIGNATED AS A HIGHER-NUMBERED TIER AREA UNTIL IT HAS BEEN AN ENTERPRISE TIER TWO AREA FOR TWO CONSECUTIVE YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-129.3(c) reads as rewritten:

"(c) Exception for Enterprise Tier One and Two Areas. -- Notwithstanding the provisions of this section, a county designated as an enterprise tier one area or an enterprise tier two area may not be redesignated as a higher-numbered enterprise tier area until it has been ~~an~~ in its enterprise tier ~~one~~ area for at least two consecutive years."

Section 2. This act is effective when it becomes law and, notwithstanding G.S. 105-129.3(b), applies retroactively to designations for the 2000 and later calendar years.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1175/8-- 7:24 PM JUNE 12, 2000 LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

DALTON
AMEND BILL LEE ACT TIER DESIGNATION

SENATE BILL 1318
READING 2

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1185/5-- 3:18 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

DALTON
AMEND BILL LEE ACT TIER DESIGNATION

SENATE BILL 1318
READING 3

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	MARTIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1482
EGISLATIVE DAY 134
S1318
READING 2

6/28/00
5:32 PM
IN CHAIR: SPEAKER

AMEND BILL LEE ACT TEIR DESIGNATIONS

AYES - 109

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

NOES - 4

BERRY	DAVIS	DECKER	KISER

EXCUSED ABSENCE - 4

GIBSON	HOLMES	KINNEY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	TALLENT	WILSON, C.

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1499
ISLATIVE DAY 135
S1318
READING 3

6/29/00
3:42 PM
IN CHAIR: SPEAKER

AMEND BILL LEE ACT TIER DESIGNATIONS

AYES - 106

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

NOES - 4

BERRY	DAVIS	DECKER	KISER

EXCUSED ABSENCE - 5

BRUBAKER	HOLMES	KINNEY	RAMSEY
HALL			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	ELLIS	REDWINE	TALLENT
EASTERLING			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1319 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS7736*-LYX066C(Z)(3.23)

Short Title: Modify Bill Lee Tax Credits. (Public)

Sponsors: Senator Dalton.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE INCOME TAX CREDIT FOR JOB CREATION, TO MAKE A CORRECTION TO THE CREDIT FOR INVESTING IN MACHINERY AND EQUIPMENT, AND TO CLARIFY THAT A TAXPAYER WHO CLAIMS A TAX CREDIT UNDER THE WILLIAM S. LEE ACT LOSES ANY REMAINING INSTALLMENTS IF THE TAXPAYER CEASES TO ENGAGE IN AN ELIGIBLE BUSINESS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-129.8(a) reads as rewritten:

"(a) Credit. -- A taxpayer that meets the eligibility requirements set out in G.S. 105-129.4, has five or more ~~employees for at least 40 weeks during the taxable year,~~ full-time employees, and hires an additional full-time employee during that year to fill a position located in this State is allowed a credit for creating a new full-time job. The amount of the credit for each new full-time job created is set out in the table below and is based on the enterprise tier of the area in which the position is located. In addition, if the position is located in a development zone, the amount of the credit is increased by four thousand dollars ($4,000) per job.

Area Enterprise Tier	Amount of Credit
Tier One	$12,500
Tier Two	4,000
Tier Three	3,000
Tier Four	1,000
Tier Five	500

A position is located in an area if more than fifty percent (50%) of the employee's duties are performed in the area. The credit may not be taken in the taxable year in

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S

S1320

SENATE DRS2787-RBXZ03(4.28)

Short Title: Simplify Taxes on Telecommunications. (Public)

Sponsors: Senators Hoyle, Kerr, and Webster.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO SIMPLIFY THE COLLECTION OF TELECOMMUNICATIONS TAXES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.3 is amended by adding the following new subdivisions in the correct alphabetical order to read:

"**§ 105-164.3. Definitions.**

The following definitions apply in this Article, except when the context clearly indicates a different meaning:

. . .

(11a) Prepaid telephone calling arrangement. -- A right that authorizes the exclusive purchase of telecommunications service; must be paid for in advance; enables the origination of calls by means of an access number, authorization code, or another similar means, regardless of whether the access number or authorization code is manually or electronically dialed; and is sold in units or dollars whose number or dollar value declines with use and is known on a continuous basis.

. . .

(16b) Service address. -- The location of the telecommunications equipment from which a customer originates or receives telecommunications service. In the case of wireless telecommunications service, maritime systems, third-number calls, calling card calls, and other similar services for which the location of the equipment cannot be determined as part of the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

SENATE DRS1811-LL(5.11)

S 1321 MAY 17 2000

PRINCIPAL CLERK

Short Title: Fire Marshals in Pension Fund. (Public)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCLUDE FULL-TIME COUNTY FIRE MARSHALS IN THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-86-25 reads as rewritten:

"§ 58-86-25. "Eligible firemen" defined; determination and certification of volunteers meeting qualifications.

"Eligible firemen" shall mean all firemen of the State of North Carolina or any political subdivision thereof, including those performing such functions in the protection of life and property through fire fighting within a county or city governmental unit and so certified to the Commissioner of Insurance by the governing body thereof, and who belong to a bona fide fire department which, as determined by the Commissioner, is classified as not less than class "9" or class "A" and "AA" departments in accordance with rating methods, schedules, classifications, underwriting rules, bylaws or regulations effective or applied with respect to the establishment of rates or premiums used or charged pursuant to Articles 36 or 40 of this Chapter or by such other reasonable methods as the Commissioner may determine, and which operates fire apparatus and equipment of the value of five thousand dollars ($5,000) or more, and said fire department holds drills and meetings not less than four hours monthly and said firemen attend at least 36 hours of all drills and meetings in each calendar year. <u>"Eligible firemen" shall also mean an employee of a county whose sole duty is to act as fire marshal of the county, provided the board of county commissioners of that county certifies the fire marshal's attendance at no less than 36 hours of all drills and meetings in each calendar year.</u> "Eligible firemen" shall also mean those persons meeting the other qualifications of this

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1322 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS1805-ROZ017.2(5.9)

Short Title: Revisions to Consumer Lending. (Public)

Sponsors: Senators Clodfelter and Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE THE APPLICABLE INTEREST RATES ON LOANS MADE PURSUANT TO THE CONSUMER FINANCE ACT UNDER CERTAIN CIRCUMSTANCES, TO ESTABLISH A LOAN PROCESSING FEE FOR CERTAIN LOANS, TO ALLOW BORROWERS TO CANCEL LOANS UNDER CERTAIN CIRCUMSTANCES, TO ALLOW LENDERS TO CHARGE A LATE PAYMENT PENALTY UNDER CERTAIN CIRCUMSTANCES, TO REQUIRE DISCLOSURE ON SOLICITATION OF LOANS BY FACSIMILE OR NEGOTIABLE CHECKS, AND TO ALLOW LENDERS TO MAINTAIN CERTAIN RECORDS IN THE FORM OF OPTICAL IMAGE DISKS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 53-176 reads as rewritten:

"**§ 53-176. Optional rates, maturities and amounts.**

(a) In lieu of making loans in the amount and at the charges stated in G.S. 53-173 and for the terms stated in G.S. 53-180, a licensee may at any time elect to make loans in installments not exceeding ten thousand dollars ($10,000) and which shall not be repayable in less than six months or more than 84 months and which shall not be secured by deeds of trust or mortgages on real estate and which are repayable in substantially equal consecutive monthly payments and to charge and collect interest in connection therewith which shall not exceed the following actuarial rates:

(1) With respect to a loan not exceeding ~~seven thousand five hundred dollars ($7,500), thirty percent (30%) per annum on that part of the unpaid principal balance not exceeding one thousand dollars ($1,000) and eighteen percent (18%) per annum on the remainder of the unpaid principal balance. Interest shall be contracted for~~

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1323 MAY 17 2000
PRINCIPAL CLERK

SENATE DRS3907-LLZ189(5.9)

Short Title: Indigent Defense Services/Funds. (Public)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE INDIGENT DEFENSE STUDY COMMISSION TO ESTABLISH AN OFFICE OF INDIGENT DEFENSE SERVICES.

The General Assembly of North Carolina enacts:

PART I. OFFICE OF INDIGENT DEFENSE SERVICES

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

"ARTICLE 39B.

"Indigent Defense Services Act.

"**§ 7A-498. Title.**

This Article shall be known and may be cited as the 'Indigent Defense Services Act of 2000'.

"**§ 7A-498.1. Purpose.**

Whenever a person is determined to be indigent and entitled to counsel, it is the responsibility of the State under the federal and state constitutions to provide that person with counsel and the other necessary expenses of representation. The purpose of this Article is to:

(1) Enhance oversight of the delivery of counsel and related services provided at State expense;

(2) Improve the quality of representation and ensure the independence of counsel;

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1235/11-- 4:38 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT -- Presiding

BALLANCE
INDIGENT DEFENSE SERVICES/FUNDS.
COMM. SUB/2ND EDITION

SENATE BILL 1323
READING 2

AYE	37	ALBERTSON	EAST	KINNAIRD	PLYLER
		BALLANCE	GARROU	LEE	PURCELL
		BASNIGHT	GULLEY	LUCAS	RAND
		CARPENTER	HAGAN	MARTIN W	REEVES
		CARRINGTON	HARRIS	METCALF	ROBINSON
		CARTER	HARTSELL	MILLER	SOLES
		CLODFELTER	HOYLE	ODOM	WARREN
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY			
NO	10	ALLRAN	FORRESTER	HORTON	RUCHO
		BALLANTINE	FOXX	MOORE	SHAW R
		COCHRANE	GARWOOD		

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. 1273/30-- 4:30 PM JUNE 22, 2000 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

BALLANCE
INDIGENT DEFENSE SERVICES/FUNDS.
COMM. SUB/2ND EDITION

SENATE BILL 1323
READING 3

AYE	37	ALBERTSON	GULLEY	LEE	PURCELL
		BALLANCE	HAGAN	LUCAS	RAND
		BASNIGHT	HARRIS	MARTIN W	REEVES
		CARPENTER	HARTSELL	METCALF	ROBINSON
		CARRINGTON	HORTON	MILLER	SHAW R
		CARTER	HOYLE	ODOM	SOLES
		CLODFELTER	JORDAN	PERDUE	WARREN
		DALTON	KERR	PHILLIPS	WEINSTEIN
		DANNELLY	KINNAIRD	PLYLER	WELLONS
		GARROU			
NO	9	ALLRAN	FORRESTER	GARWOOD	RUCHO
		BALLANTINE	FOXX	MOORE	WEBSTER
		COCHRANE			

EXCUSED	0			
NOT CAST	1	EAST		
ABSENT	3	COOPER	MARTIN R	SHAW L
PAIRS	0			
AYE				
NO				

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1654
GISLATIVE DAY 142
S1323HCS
READING 2

7/11/00
12:26 PM
IN CHAIR: SPEAKER

INDIGENT DEFENSE SERVICES

AYES - 95

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

NOES - 15

BAKER	DAVIS	ESPOSITO	POPE
BRUBAKER	DECKER	GARDNER	STARNES
CAPPS	EDDINS	GILLESPIE	WILSON, C.
CREECH	ELLIS	HOWARD	

EXCUSED ABSENCE - 5

HIATT	MCCRARY	RAMSEY	WOOD
KINNEY			

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	HOLMES	MINER	TALLENT
FITCH			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1679
ISLATIVE DAY 143
S1323HCS
READING 3

7/12/00
9:35 AM
IN CHAIR: SPEAKER

INDIGENT DEFENSE SERVICES

97 DMcLaughlin

AYES - ~~96~~

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

NOES - 10

BAKER	DAVIS	GILLESPIE	SETZER
CAPPS	DECKER	POPE	STARNES
CREECH	EDDINS		

EXCUSED ABSENCE - 7

ALLRED	HIATT	KINNEY	RAMSEY
BARBEE	HOLMES	MCCRARY	

EXCUSED VOTE - 0

NOT VOTING - ~~7~~ 6 DMcLaughlin

SPEAKER	MINER	PRESTON	WARNER
FITCH	~~MITCHELL~~	TALLENT	

DMcLaughlin

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1528/10--10:54 AM JULY 12, 2000 LEGISLATIVE DAY 141

SENATOR BASNIGHT -- Presiding

BALLANCE
INDIGENT DEFENSE SERVICES
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1323

MOTION 8
TO CONCUR

AYE	1	BALLANTINE			
NO	44	ALBERTSON	EAST	JORDAN	PHILLIPS
		ALLRAN	FORRESTER	KERR	PLYLER
		BALLANCE	FOXX	KINNAIRD	PURCELL
		BASNIGHT	GARROU	LEE	RAND
		CARPENTER	GARWOOD	LUCAS	ROBINSON
		CARRINGTON	GULLEY	MARTIN R	SHAW R
		CARTER	HAGAN	MARTIN W	SOLES
		COCHRANE	HARRIS	METCALF	WARREN
		COOPER	HARTSELL	MILLER	WEBSTER
		DALTON	HORTON	ODOM	WEINSTEIN
		DANNELLY	HOYLE	PERDUE	WELLONS
EXCUSED	0				
NOT CAST	2	CLODFELTER	SHAW L		
ABSENT	3	MOORE	REEVES	RUCHO	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1323

S1323-CRLL-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 1323, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE INDIGENT DEFENSE STUDY COMMISSION TO ESTABLISH AN OFFICE OF INDIGENT DEFENSE SERVICES, House Committee Substitute Favorable 7/6/00, submit the following report:

The Senate and House of Representatives agree to the following amendment to the House Committee Substitute Favorable 7/6/00, and the Senate concurs in the House Committee Substitute Favorable 7/6/00, as amended:

Delete the entire House Committee Substitute Favorable 7/6/00, and substitute the Judiciary II Committee Substitute Adopted 6/20/00, Second Edition, with the following amendments:

on page 3, lines 7 through 9, rewrite those lines to read: "whether a person is indigent and entitled to legal representation, and counsel shall be appointed as provided in G.S. 7A-452.";

and on page 4, line 1, insert after the period the sentence "One appointee shall be Native American.";

and on page 4, lines 6 and 7, rewrite those lines to read:
"(1) The initial appointments by the Chief Justice, the Governor, and the General Assembly shall be for four years.";

and on page 6, line 12, insert after the period the following: "The Commission shall solicit written comments from the affected local district bar, senior resident superior court judge, and chief district court judge. Those comments, along with the recommendations of the Commission, shall be forwarded to the members of the General Assembly who represent the affected district and to other interested parties.";

and on page 7, lines 15 through 29, rewrite those lines to read:

"**§ 7A-498.7. Public Defender Offices.**

(a) The following counties of the State are organized into the defender districts listed below and in each of those defender districts an office of public defender is established:

Defender District	Counties
3A	Pitt
3B	Carteret
12	Cumberland
14	Durham
15B	Orange, Chatham
16A	Scotland, Hoke
16B	Robeson
18	Guilford
26	Mecklenburg
27A	Gaston
28	Buncombe

After notice to, and consultation with, the affected district bar, senior resident superior court judge, and chief district court judge, the Commission on Indigent Defense Services may recommend to the General Assembly that a district or regional public defender office be established. A legislative act is required in order to establish a new office or to abolish an existing office.

(b) For each new term, and to fill any vacancy, public defenders shall be appointed from a list of not less than two and not more than three names nominated by written ballot of the attorneys resident in the defender district who are licensed to practice law in North Carolina. The balloting shall be conducted pursuant to rules adopted by the Commission on Indigent Defense

Services. The appointment shall be made by the senior resident superior court judge of the superior court district or set of districts as defined in G.S. 7A-44.1 that includes the county or counties of the defender district for which the public defender is being appointed.";

and on page 8, lines 24 through 43, rewrite those lines to read:

"(h) The term of office of public defender appointed under this section is four years. A public defender or assistant public defender may be suspended or removed from office, and reinstated, for the same causes and under the same procedures as are applicable to removal of a district attorney.

"**§ 7A-498.8. Appellate Defender.**

(a) The appellate defender shall be appointed by the Commission on Indigent Defense Services for a term of four years. A vacancy in the office of appellate defender shall be filled by appointment of the Commission on Indigent Defense Services for the unexpired term. The appellate defender may be suspended or removed from office for cause by two-thirds vote of all the members of the Commission on Indigent Defense Services. The Commission shall provide the appellate defender with timely written notice of the alleged causes and an opportunity for hearing before the Commission prior to taking any final action to remove or suspend the appellate defender, and the appellate defender shall be given written notice of the Commission's decision. The appellate defender may obtain judicial review of suspension or removal by the Commission by filing a petition within 30 days of receiving notice of the decision with the Superior Court of Wake County. Review of the Commission's decision shall be heard on the record and not as a de novo review or trial de novo. The Commission shall adopt rules implementing this section.

(b) The appellate defender shall perform such duties as may be directed by the Office of Indigent Defense Services, including:

(1) Representing indigent persons subsequent to conviction in trial courts. The Office of Indigent Defense Services may, following consultation with the appellate defender and consistent with the resources available to the appellate defender to ensure quality criminal defense services by the appellate defender's office, assign appeals, or authorize the appellate defender to assign appeals, to a local public defender's office or to private assigned counsel.

(2) Maintaining a clearinghouse of materials and a repository of briefs prepared by the appellate defender to be made available to private counsel representing indigents in criminal cases.

(3) Providing continuing legal education training to assistant appellate defenders and to private counsel representing indigents in criminal cases, including capital cases, as resources are available.

(4) Providing consulting services to attorneys representing defendants in capital cases.

(5) Recruiting qualified members of the private bar who are willing to provide representation in State and federal death penalty postconviction proceedings.

(6) In the appellate defender's discretion, serving as counsel of record for indigent defendants in capital cases in State court.

(7) Undertaking direct representation and consultation in capital cases pending in federal court only to the extent that such work is fully federally funded.

(c) The appellate defender shall appoint assistants and staff, not to exceed the number authorized by the Office of Indigent Defense Services. The assistants and staff shall serve at the pleasure of the appellate defender.

(d) Funds to operate the office of appellate defender, including office space, office equipment, supplies, postage, telephone, library, staff salaries, training, and travel, shall be provided by the Office of Indigent Defense Services from funds authorized by law. Salaries shall be set by the Office of Indigent Defense Services.";

and on page 13, lines 18 through 26,
rewrite those lines to read:

"(a) ~~Counsel for an indigent person shall be assigned by the court.~~ Upon the court's determination that a person is indigent and entitled to counsel under this Article, counsel shall be appointed in accordance with rules adopted by the Office of Indigent Defense Services. In noncapital cases, the court shall assign counsel pursuant to rules adopted by the Office of Indigent Defense Services. In capital cases, the Office of Indigent Defense Services or designee of the Office of Indigent Defense Services shall assign counsel; at least one member of each capital defense team, where practicable, shall be a member of the bar in that division. In the courts of those counties which have a public defender, however, the public defender may tentatively assign himself or an assistant public defender to represent an indigent person, subject to subsequent ~~approval~~ determination of entitlement to counsel by the ~~court.~~ court and approval by the court in noncapital cases and by the Office of Indigent Defense Services in capital cases.";

and on page 29, lines 14 through 28, rewrite those lines:

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1323

S1323-CRLL-002

"Section 48. Persons holding the position of public defender or appellate defender on the date this act becomes law are entitled to serve the remainder of their terms."

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	Conferees for the House of Representatives
Frank W. Ballance, Jr.	Joe Hackney
Luther Jordan	Joe L. Kiser
Thomas LaFontine Odom, Sr.	Martin L. Nesbitt, Jr.
Ellie Kinnaird	Scott E. Thomas
Hamilton C. Horton, Jr.	G. Wayne Goodwin

w/o objection calendar for

Submitted 7/12/00 JUL 12 2000
ADOPTED _____ ( ) Message Received _____
House ADOPTED JUL 12 2000 (104/6) Ordered Enrolled _____
EV

Senate notified

Special Message

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1686
GISLATIVE DAY 143
S1323HCS
CONFERENCE REPORT

7/12/00
5:20 PM
IN CHAIR: SPEAKER

INDIGENT DEFENSE SERVICES - ADOPT

AYES - 104

ADAMS	CUNNINGHAM	HUNTER, H.	RUSSELL
ALEXANDER	DAUGHTRY	HURLEY	SAUNDERS
ALLEN	DEDMON	INSKO	SETZER
ALLRED	DOCKHAM	JARRELL	SEXTON
ARNOLD	EARLE	JEFFUS	SHERRILL
BADDOUR	EASTERLING	JUSTUS	SMITH
BAKER	EDWARDS	KISER	SOSSAMON
BAREFOOT	ELLIS	LUEBKE	STARNES
BERRY	ESPOSITO	MCALLISTER	SUTTON
BLUE	FITCH	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	PRESTON	WILSON, G.
CRAWFORD	HILL	RAYFIELD	WOMBLE
CULP	HORN	REDWINE	WRIGHT
CULPEPPER	HOWARD	ROGERS	YONGUE

NOES - 6

CREECH	DECKER	POPE	WOOD
DAVIS	EDDINS		

EXCUSED ABSENCE - 6

BARBEE	HOLMES	MCCRARY	RAMSEY
HIATT	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER	MCCOMAS	MINER	TALLENT

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1323

S1323-CRLL-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 1323, A BILL TO BE ENTITLED AN ACT TO IMPLEMENT THE RECOMMENDATION OF THE INDIGENT DEFENSE STUDY COMMISSION TO ESTABLISH AN OFFICE OF INDIGENT DEFENSE SERVICES, House Committee Substitute Favorable 7/6/00, submit the following report:

The Senate and House of Representatives agree to the following amendment to the House Committee Substitute Favorable 7/6/00, and the Senate concurs in the House Committee Substitute Favorable 7/6/00, as amended:

Delete the entire House Committee Substitute Favorable 7/6/00, and substitute the Judiciary II Committee Substitute Adopted 6/20/00, Second Edition, with the following amendments:

on page 3, lines 7 through 9, rewrite those lines to read: "whether a person is indigent and entitled to legal representation, and counsel shall be appointed as provided in G.S. 7A-452.";

and on page 4, line 1, insert after the period the sentence "One appointee shall be Native American.";

and on page 4, lines 6 and 7, rewrite those lines to read:
"(1) The initial appointments by the Chief Justice, the Governor, and the General Assembly shall be for four years.";

and on page 6, line 12, insert after the period the following: "The Commission shall solicit written comments from the affected local district bar, senior resident superior court judge, and chief district court judge. Those comments, along with the recommendations of the Commission, shall be forwarded to the members of the General Assembly who represent the affected district and to other interested parties.";

and on page 7, lines 15 through 29, rewrite those lines to read:

"**§ 7A-498.7. Public Defender Offices.**

(a) The following counties of the State are organized into the defender districts listed below and in each of those defender districts an office of public defender is established:

Defender District	Counties
3A	Pitt
3B	Carteret
12	Cumberland
14	Durham
15B	Orange, Chatham
16A	Scotland, Hoke
16B	Robeson
18	Guilford
26	Mecklenburg
27A	Gaston
28	Buncombe

After notice to, and consultation with, the affected district bar, senior resident superior court judge, and chief district court judge, the Commission on Indigent Defense Services may recommend to the General Assembly that a district or regional public defender office be established. A legislative act is required in order to establish a new office or to abolish an existing office.

(b) For each new term, and to fill any vacancy, public defenders shall be appointed from a list of not less than two and not more than three names nominated by written ballot of the attorneys resident in the defender district who are licensed to practice law in North Carolina. The balloting shall be conducted pursuant to rules adopted by the Commission on Indigent Defense

Services. The appointment shall be made by the senior resident superior court judge of the superior court district or set of districts as defined in G.S. 7A-44.1 that includes the county or counties of the defender district for which the public defender is being appointed.";

and on page 8, lines 24 through 43, rewrite those lines to read:

"(h) The term of office of public defender appointed under this section is four years. A public defender or assistant public defender may be suspended or removed from office, and reinstated, for the same causes and under the same procedures as are applicable to removal of a district attorney.

"**§ 7A-498.8. Appellate Defender.**

(a) The appellate defender shall be appointed by the Commission on Indigent Defense Services for a term of four years. A vacancy in the office of appellate defender shall be filled by appointment of the Commission on Indigent Defense Services for the unexpired term. The appellate defender may be suspended or removed from office for cause by two-thirds vote of all the members of the Commission on Indigent Defense Services. The Commission shall provide the appellate defender with timely written notice of the alleged causes and an opportunity for hearing before the Commission prior to taking any final action to remove or suspend the appellate defender, and the appellate defender shall be given written notice of the Commission's decision. The appellate defender may obtain judicial review of suspension or removal by the Commission by filing a petition within 30 days of receiving notice of the decision with the Superior Court of Wake County. Review of the Commission's decision shall be heard on the record and not as a de novo review or trial de novo. The Commission shall adopt rules implementing this section.

(b) The appellate defender shall perform such duties as may be directed by the Office of Indigent Defense Services, including:

(1) Representing indigent persons subsequent to conviction in trial courts. The Office of Indigent Defense Services may, following consultation with the appellate defender and consistent with the resources available to the appellate defender to ensure quality criminal defense services by the appellate defender's office, assign appeals, or authorize the appellate defender to assign appeals, to a local public defender's office or to private assigned counsel.

(2) Maintaining a clearinghouse of materials and a repository of briefs prepared by the appellate defender to be made available to private counsel representing indigents in criminal cases.

(3) Providing continuing legal education training to assistant appellate defenders and to private counsel representing indigents in criminal cases, including capital cases, as resources are available.

(4) Providing consulting services to attorneys representing defendants in capital cases.

(5) Recruiting qualified members of the private bar who are willing to provide representation in State and federal death penalty postconviction proceedings.

(6) In the appellate defender's discretion, serving as counsel of record for indigent defendants in capital cases in State court.

(7) Undertaking direct representation and consultation in capital cases pending in federal court only to the extent that such work is fully federally funded.

(c) The appellate defender shall appoint assistants and staff, not to exceed the number authorized by the Office of Indigent Defense Services. The assistants and staff shall serve at the pleasure of the appellate defender.

(d) Funds to operate the office of appellate defender, including office space, office equipment, supplies, postage, telephone, library, staff salaries, training, and travel, shall be provided by the Office of Indigent Defense Services from funds authorized by law. Salaries shall be set by the Office of Indigent Defense Services.";

and on page 13, lines 18 through 26,
rewrite those lines to read:

"(a) ~~Counsel for an indigent person shall be assigned by the court.~~ Upon the court's determination that a person is indigent and entitled to counsel under this Article, counsel shall be appointed in accordance with rules adopted by the Office of Indigent Defense Services. In noncapital cases, the court shall assign counsel pursuant to rules adopted by the Office of Indigent Defense Services. In capital cases, the Office of Indigent Defense Services or designee of the Office of Indigent Defense Services shall assign counsel; at least one member of each capital defense team, where practicable, shall be a member of the bar in that division. In the courts of those counties which have a public defender, however, the public defender may tentatively assign himself or an assistant public defender to represent an indigent person, subject to subsequent ~~approval~~ determination of entitlement to counsel by the ~~court.~~ court and approval by the court in noncapital cases and by the Office of Indigent Defense Services in capital cases.";

and on page 29, lines 14 through 28, rewrite those lines:

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1323

S1323-CRLL-002

SP

"Section 48. Persons holding the position of public defender or appellate defender on the date this act becomes law are entitled to serve the remainder of their terms."

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	Conferees for the House of Representatives
Frank W. Ballance, Jr.	Joe Hackney
Luther Jordan	Joe L. Kiser
Thomas LaFontine Odom, Sr.	Martin L. Nesbitt, Jr.
Ellie Kinnaird	Scott E. Thomas
Hamilton C. Horton, Jr.	G. Wayne Goodwin

Senate Submitted 7-12-00
Senate ADOPTED 7-12-00 (41 / 5) Message Received _____
ADOPTED _____ (/) Ordered Enrolled _____

House notified 7/12/00
Janet Pruitt

T

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1533/15-- 6:00 PM JULY 12, 2000 LEGISLATIVE DAY 141

SENATOR BASNIGHT -- Presiding

BALLANCE
INDIGENT DEFENSE SERVICES
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1323

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	41	ALBERTSON	FORRESTER	KINNAIRD	PLYLER
		ALLRAN	GARROU	LEE	PURCELL
		BALLANCE	GULLEY	LUCAS	RAND
		BASNIGHT	HAGAN	MARTIN R	ROBINSON
		CARPENTER	HARRIS	MARTIN W	SHAW L
		CARTER	HARTSELL	METCALF	SHAW R
		CLODFELTER	HORTON	MILLER	SOLES
		COCHRANE	HOYLE	ODOM	WARREN
		COOPER	JORDAN	PERDUE	WEINSTEIN
		DALTON	KERR	PHILLIPS	WELLONS
		DANNELLY			
NO	4	BALLANTINE	FOXX	MOORE	WEBSTER
EXCUSED	0				
NOT CAST	0				
ABSENT	5	CARRINGTON	GARWOOD	REEVES	
		EAST			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE

D

SENATE DRS2780*-RM020(4.27) S1324 MAY 17 2000

PRINCIPAL CLERK

Short Title: External Review/Managed Care. (Public)

Sponsors: Senators Wellons, Dannelly, and Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE STANDARDS FOR THE ESTABLISHMENT AND MAINTENANCE OF EXTERNAL REVIEW PROCEDURES IN HEALTH INSURANCE AND MANAGED CARE TO ASSURE THAT COVERED PERSONS HAVE THE OPPORTUNITY FOR AN INDEPENDENT REVIEW OF A HEALTH BENEFIT PLAN COVERAGE DECISION MADE BY THE INSURER OR MANAGED CARE PLAN; AND TO MAKE CONFORMING AMENDMENTS TO EXISTING LAWS ON UTILIZATION REVIEW AND GRIEVANCES.

The General Assembly of North Carolina enacts:

Section 1. The title of Article 50 of Chapter 58 of the General Statutes reads as rewritten:

"ARTICLE 50.

General Accident and Health Insurance Regulations."

Section 2. Article 50 of Chapter 58 of the General Statutes is amended as follows:

(1) By designating G.S. 58-50-1 through G.S. 58-50-45 as Part 1 with the heading "Miscellaneous Provisions."

(2) By designating G.S. 58-50-50 through G.S. 58-50-64 as Part 2 with the heading "PPOs, Utilization Review and Grievances."

(3) By designating G.S. 58-50-65 through G.S. 58-50-70 as Part 3 with the heading "Scope and Sanctions."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1325
MAY 17 2000
PRINCIPAL CLERK

S

SENATE DRS7732*-RM016(5.8)

Short Title: HMO Insolvency. (Public)

Sponsors: Senators Wellons, Dannelly, and Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROTECT PERSONS ENROLLED IN AN HMO FROM THE CONSEQUENCES OF THE INSOLVENCY OF THAT HMO BY AUTHORIZING ASSESSMENTS OF REMAINING HMOs IN THE STATE TO PAY FOR UNCOVERED EXPENDITURES OF AND CONTINUATION OF COVERAGE FOR THE ENROLLEES.

The General Assembly of North Carolina enacts:

Section 1. Article 67 of Chapter 58 of the General Statutes is amended by adding a new section to read:

"**§ 58-67-126. Insolvency protection; assessment.**

(a) When an HMO in this State is declared insolvent by a court of competent jurisdiction, the Commissioner may levy an assessment on solvent HMOs doing business in this State to pay claims for uncovered expenditures for enrollees who are residents of this State and to provide continuation of coverage for enrollees not covered under G.S. 58-67-120, 58-67-125, or 58-67-130. Assessments against an HMO may not exceed two percent (2%) of that HMO's average annual premiums received in North Carolina on policies and contracts during the three calendar years immediately preceding the year in which the insolvent HMO was declared insolvent.

(b) To provide the funds necessary to carry out the powers and duties of the Commissioner under this section, the Commissioner shall assess the HMOs at such time and for such amounts, as the Commissioner finds necessary. Assessments not paid within 30 days of the written notice shall accrue interest at the rate of one percent (1%) per month, or any part thereof. Assessments shall not be made until necessary to implement the purposes of this section. Computation of assessments

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

SENATE DRS3897-ST(5.8) S 1326

Short Title: HMO Patient Protection Act. (Public)

Sponsors: Senators Wellons, Dannelly, and Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A MANAGED CARE ENTITY PROVIDING A HEALTH BENEFIT PLAN IS LIABLE FOR DAMAGES FOR HARM TO ITS INSUREDS OR ENROLLEES CAUSED BY THE MANAGED CARE ENTITY'S FAILURE TO EXERCISE ORDINARY CARE.

The General Assembly of North Carolina enacts:

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

"ARTICLE 1G.

"Health Care Liability.

"§ 90-21.50. Legislative findings and intent.

(a) The General Assembly finds that a wide variety of entities are integrating the functions of paying for health care, determining what health care is paid for, and providing the care. This integration of functions is breaking down traditional distinctions. Increasingly, payor determinations are governing health care and controlling decisions that in the past were the exclusive domain of health care providers and patients. The General Assembly further finds that this integration of functions makes it imperative that managed care entities be held fully responsible for the consequences of their decisions, much as health care professionals have been held responsible for the consequences of their decisions.

(b) The State's interest in regulating the business of insurance as provided in this Article is to protect insurance purchasers and their beneficiaries, including employees, their dependents and families, and any other patients covered by private employer-sponsored benefit plans, from the harm that may occur when managed care

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS4725*-RM017(5.10) S1327

Short Title: Prompt Pay. (Public)

Sponsors: Senators Wellons, Dannelly, and Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE PROMPT PAYMENT OF CLAIMS UNDER HEALTH BENEFIT PLANS AND TO MAKE CONFORMING AMENDMENTS TO RELATED CLAIM PAYMENT LAWS.

The General Assembly of North Carolina enacts:

Section. 1. Article 3 of Chapter 58 of the General Statutes is amended by adding a new section to read:

"**§ 58-3-225. Prompt claim payments under health benefit plans.**

(a) As used in this section:

(1) 'Health benefit plan' means an accident and health insurance policy or certificate; a nonprofit hospital or medical service corporation contract; a health maintenance organization subscriber contract; a plan provided by a multiple employer welfare arrangement; or a plan provided by another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, as amended, or by any waiver of or other exception to that act provided under federal law or regulation. 'Health benefit plan' does not mean any plan implemented or administered by the North Carolina or United States Department of Health and Human Services, or any successor agency, or its representatives. 'Health benefit plan' also does not mean any of the following kinds of insurance:

a. Credit.

b. Disability income.

c. Coverage issued as a supplement to liability insurance.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1328 MAY 17 2000

PRINCIPAL CLERK

S D

SENATE DRS2791*-SGZ018.02(5.9)

Short Title: Million Acre Open Space Goal. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENCOURAGE, SUPPORT, AND ACCELERATE THE PERMANENT PROTECTION OF FARMLAND, FORESTLAND, PARKLAND, GAMELAND, WETLANDS, OPEN SPACE, AND CONSERVATION LANDS IN NORTH CAROLINA, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Whereas, the citizens of North Carolina have committed themselves to conserve and protect their lands and waters in numerous ways. This commitment is stated in Article XIV, Section 5 of the North Carolina Constitution and finds expression in the many State, local, and private programs that provide for the acquisition and protection of lands to protect the water quality, wetlands, drinking water sources, natural beauty, and ecological diversity of North Carolina as well as provide opportunities for public recreation; and

Whereas, despite these many disparate programs, the General Assembly finds that the quality of life that North Carolinians have come to expect is threatened by the continued alteration and development of the State's natural areas, the loss of its farmlands and forests, the shrinking amount of open space in its urban areas, and the loss of cultural and historic sites. As the State's population continues to expand, loss of open spaces to development will continue to increase, damaging North Carolina's economy and environment; and

Whereas, the General Assembly further finds that additional permanent protection of lands for environmental protection and public use is needed to complement our State's economic growth and to meet our citizens' needs for generations to come; Now, therefore,

The General Assembly of North Carolina enacts:

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1146/7-- 3:36 PM MAY 31, 2000 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

ODOM
MILLION ACRE OPEN SPACE GOAL.

SENATE BILL 1328
READING 2

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1147/8-- 3:37 PM MAY 31, 2000 LEGISLATIVE DAY 116

SENATOR BASNIGHT -- Presiding

ODOM
MILLION ACRE OPEN SPACE GOAL.

SENATE BILL 1328
READING 3

AYE	47	ALBERTSON	EAST	KERR	PURCELL
		ALLRAN	FORRESTER	KINNAIRD	REEVES
		BALLANCE	FOXX	LEE	ROBINSON
		BALLANTINE	GARROU	LUCAS	RUCHO
		BASNIGHT	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
		DANNELLY	JORDAN	PLYLER	
NO	1	CARPENTER			

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1409
ISLATIVE DAY 127
S1328
READING 2

6/15/00
10:20 AM
IN CHAIR: SPEAKER

MILLION ACRE OPEN SPACE GOAL

AYES - 99

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

NOES - 12

BERRY	DAVIS	JUSTUS	STARNES
BUCHANAN	DECKER	KISER	THOMPSON
CREECH	HOWARD	MORRIS	WEST

EXCUSED ABSENCE - 7

DAUGHTRY	HOLMES	MCMAHAN	TALLENT
DOCKHAM	KINNEY	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER	GARDNER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1410
GISLATIVE DAY 127
S1328
READING 3

6/15/00
10:20 AM
IN CHAIR: SPEAKER

MILLION ACRE OPEN SPACE GOAL

AYES - 100

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

NOES - 12

BERRY	DAVIS	JUSTUS	STARNES
BUCHANAN	DECKER	KISER	THOMPSON
CREECH	HOWARD	MORRIS	WEST

EXCUSED ABSENCE - 7

DAUGHTRY	HOLMES	MCMAHAN	TALLENT
DOCKHAM	KINNEY	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 1

GARDNER

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S D

S1329

SENATE DRS2792*-SG/RTZ006.04(5.9)

Short Title: Add. Notice/Mining Permit Application. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR ADDITIONAL NOTICE OF AN APPLICATION FOR A PERMIT UNDER THE MINING ACT OF 1971, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 74-50 reads as rewritten:

"**§ 74-50. Permits -- General.** (a) No operator shall engage in mining without having first obtained from the Department an operating permit that covers the affected land and that has not been terminated, revoked, suspended for the period in question, or otherwise become invalid. An operating permit may be modified from time to time to include land neighboring the affected land, in accordance with procedures set forth in G.S. 74-52. A separate permit shall be required for each mining operation that is not on land neighboring a mining operation for which the operator has a valid permit.

(b) As used in this subsection, 'land adjoining' means any parcel or tract of land that is not owned in whole or in part by or under the control of the applicant or operator or any affiliate, parent, or subsidiary of the applicant or operator and that is contiguous to either: (i) any parcel or tract that includes affected land or (ii) any parcels or tracts of land that are owned in whole or in part by or under the control of the applicant or operator or any affiliate, parent, or subsidiary of the applicant or operator and that, taken together, are contiguous to affected land. At the time of ~~the~~ an application for a new mining permit or for a permit ~~modifications that add owners~~ modification to add an owner of record of ~~lands~~ land adjoining the permit boundaries, the applicant or operator shall make a reasonable effort, satisfactory to the Department, to ~~notify all owners of record of land adjoining the proposed site,~~

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1329

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

H1329V2-ART/SB-001.02

Date 6/29 ,2000

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

Senator Albertson

moves to amend the bill on page 2, lines 21 and 22, by deleting:

"any tract of land that includes the permitted area" and substituting "the permit boundaries".

SIGNED Parker Albertson
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 41-0 FAILED _____ TABLED _____

6/29/00 Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1381/41-- 4:27 PM JUNE 29, 2000 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

ODOM
ADD. NOTICE/MINING PERMIT APPLIC.
COMM. SUB/2ND EDITION

APPLICATION

SENATE BILL 1329

AMEND 1

AYE	41	ALBERTSON	DALTON	HORTON	PHILLIPS
		ALLRAN	DANNELLY	HOYLE	PURCELL
		BALLANCE	FORRESTER	JORDAN	RAND
		BALLANTINE	FOXX	KERR	REEVES
		BASNIGHT	GARROU	KINNAIRD	RUCHO
		CARPENTER	GARWOOD	LEE	SHAW R
		CARRINGTON	GULLEY	LUCAS	SOLES
		CARTER	HAGAN	MARTIN R	WEBSTER
		CLODFELTER	HARRIS	MILLER	WEINSTEIN
		COCHRANE	HARTSELL	MOORE	WELLONS
		COOPER			
NO	0				
EXCUSED	0				
NOT CAST	2	MARTIN W	SHAW L		
ABSENT	7	EAST	ODOM	PLYLER	WARREN
		METCALF	PERDUE	ROBINSON	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1382/42-- 4:31 PM JUNE 29, 2000 LEGISLATIVE DAY 133

SENATOR BASNIGHT -- Presiding

ODOM
ADD. NOTICE/MINING PERMIT APPLIC.
COMM. SUB/2ND EDITION

APPLICATION

SENATE BILL 1329
READING 2

AYE	39	ALBERTSON	COOPER	HARTSELL	PHILLIPS
		ALLRAN	DALTON	HORTON	PURCELL
		BALLANCE	DANNELLY	HOYLE	RAND
		BALLANTINE	FORRESTER	JORDAN	RUCHO
		BASNIGHT	FOXX	KERR	SHAW R
		CARPENTER	GARROU	KINNAIRD	SOLES
		CARRINGTON	GARWOOD	LUCAS	WEBSTER
		CARTER	GULLEY	MARTIN R	WEINSTEIN
		CLODFELTER	HAGAN	MILLER	WELLONS
		COCHRANE	HARRIS	MOORE	
NO	1	REEVES			
EXCUSED	0				
NOT CAST	3	LEE	MARTIN W	SHAW L	
ABSENT	7	EAST	ODOM	PLYLER	WARREN
		METCALF	PERDUE	ROBINSON	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1523
ISLATIVE DAY 136
S1329SCS
READING 2

6/30/00
7:40 PM
IN CHAIR: SPEAKER

ADD. NOTICE/MINING PERMIT APPLICATION

AYES - 101

ADAMS	DECKER	JARRELL	ROGERS
ALEXANDER	DEDMON	JEFFUS	RUSSELL
ALLEN	DOCKHAM	KISER	SAUNDERS
ALLRED	EASTERLING	LUEBKE	SETZER
ARNOLD	EDDINS	MCALLISTER	SEXTON
BADDOUR	EDWARDS	MCCOMAS	SMITH
BAKER	ELLIS	MCCOMBS	SOSSAMON
BARBEE	ESPOSITO	MCCRARY	STARNES
BAREFOOT	FORD	MCLAWHORN	SUTTON
BERRY	FOX	MCMAHAN	TEAGUE
BLUE	GARDNER	MELTON	THOMAS
BONNER	GIBSON	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	WILSON, C.
CULP	HORN	POPE	WOMBLE
CULPEPPER	HOWARD	PRESTON	WOOD
CUNNINGHAM	HURLEY	RAYFIELD	WRIGHT
DAUGHTRY	INSKO	REDWINE	YONGUE
DAVIS			

NOES - 2

GILLESPIE	WEST

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

FILED - SENATE
S 1330 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS7739*-SGZ013.01(4.25)

Short Title: Nonhazardous Dry-Cleaning Tech. Incentive. (Public)

Sponsors: Senators Odom and Kinnaird.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE A NEW TAX CREDIT AS AN INCENTIVE FOR INVESTING IN DRY-CLEANING AND WET-CLEANING EQUIPMENT THAT DOES NOT USE HAZARDOUS SUBSTANCES AS SOLVENTS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

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

"**§ 105-129.16C. Credit for investing in dry-cleaning or wet-cleaning equipment that does not use hazardous substances as solvents.**

(a) Credit. -- If a taxpayer that has purchased or leased qualified dry-cleaning or wet-cleaning equipment places it in service in this State for commercial purposes during the taxable year, the taxpayer is allowed a credit equal to thirty-five percent (35%) of the cost of the equipment. No credit is allowed under this section to the extent the cost of the equipment was paid with public funds. A taxpayer that claims any other credit allowed under this Chapter with respect to qualified dry-cleaning or wet-cleaning equipment may not take the credit allowed in this section with respect to the same equipment.

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

(1) Hazardous solvent. -- A solvent any portion of which consists of a chlorine-based solvent, a hydrocarbon-based solvent, a hazardous substance as defined in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, Pub. L. 96-510, 94 Stat. 2767, 42 U.S.C. 9601 et seq., as amended, and the Superfund Amendments and Reauthorization Act of 1986, Pub. L.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

MAY 17 2000

PRINCIPAL CLERK

S

S1331

D

SENATE DRS7747*-SGZ009.01(5.4)

Short Title: White Goods Sunset Repeal. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE SUNSET OF THE WHITE GOODS TAX AND TO DIRECT THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO STUDY ISSUES RELATED TO THE SCRAP TIRE DISPOSAL TAX AND THE WHITE GOODS DISPOSAL TAX, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Section 11 of Chapter 471 of the 1993 Session Laws, as amended by Section 15.1(b) of Chapter 769 of the 1993 Session Laws and Section 7 of S.L. 1998-24, reads as rewritten:

"Sec. 11. Sections 1 through 5 of this act and this section become effective January 1, 1994. ~~Section 3 of this act expires July 1, 2001. Section 6 of this act becomes effective July 1, 2001. Sections 7, 8, and 9 of this act become effective July 1, 2002.~~

~~The repeal of the tax imposed by Section 3 of this act does not affect the rights or liabilities of the State, a taxpayer, or another person that arose during the time the tax was in effect.~~ The first report submitted by the Department to the Environmental Review Commission under G.S. 130A-309.85, as enacted by this act, shall cover the period from January 1, 1994, to June 30, 1994."

Section 2. The Department of Environment and Natural Resources shall study issues related to the scrap tire disposal tax and the white goods disposal tax. This study shall include an evaluation of whether the amount of the scrap tire disposal tax and the amount of the white goods disposal tax should be altered and whether the distribution of the proceeds of these taxes should be reapportioned. The

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1252/9--11:47 AM JUNE 22, 2000 LEGISLATIVE DAY 129

LT. GOVERNOR WICKER -- Presiding

ODOM
WHITE GOODS SUNSET REPEAL.

SENATE BILL 1331
READING 2

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 W	RUCHO
		CARRINGTON	GULLEY	METCALF	SHAW R
		CARTER	HAGAN	MILLER	SOLES
		CLODFELTER	HARRIS	ODOM	WARREN
		COCHRANE	HARTSELL	PERDUE	WEINSTEIN
		COOPER	HORTON	PHILLIPS	WELLONS
		DALTON	HOYLE		
NO	2	MOORE	WEBSTER		

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1286/6-- 4:03 PM JUNE 27, 2000 LEGISLATIVE DAY 131

SENATOR BASNIGHT -- Presiding

ODOM
WHITE GOODS SUNSET REPEAL.

SENATE BILL 1331
READING 3

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

EXCUSED	0		
NOT CAST	0		
ABSENT	2	JORDAN	PERDUE
PAIRS	0		
AYE			
NO			

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1332 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS3903*-SGZ012.03(4.25)

Short Title: Bullhead Mountain State Natural Area. (Public)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE ADDITION OF BULLHEAD MOUNTAIN STATE NATURAL AREA TO THE STATE PARKS SYSTEM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Whereas, Section 5 of Article XIV of the State Constitution states that it shall be a proper function of the State of North Carolina to acquire and preserve park, recreational, and scenic areas and, in every other appropriate way, to preserve as a part of the common heritage of this State its open lands and places of beauty; and,

Whereas, the General Assembly enacted the State Parks Act in 1987, declaring that the State of North Carolina offers unique archaeological, geological, biological, scenic, and recreational resources, and that such resources are part of the heritage of the people of the State to be preserved and managed by those people for their use and for the use of their visitors and descendants; and,

Whereas, Bullhead Mountain in Alleghany County contains examples of outstanding scenic beauty; is a key component of a major hawk migration corridor through North Carolina; would provide outstanding opportunities for the public to observe the natural phenomenon of bird migration; and has been found to possess biological, scenic, and recreational resources of statewide significance; and,

Whereas, the North Carolina State Office of the National Audubon Society has expressed particular interest in the protection of Bullhead Mountain and is willing to partner with the State to provide long-term management for the site; Now, therefore,

The General Assembly of North Carolina enacts:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1333 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS3866*-LNZ216B(3.30)

Short Title: Food Estab./Sanit. Reqments. (Public)

Sponsors: Senator Carter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE ESTABLISHMENTS THAT PREPARE OR SERVE FOOD TO A CERTAIN NUMBER OF REGULAR BOARDERS OR PERMANENT HOUSEGUESTS COMPLY WITH STATE FOOD SANITATION REQUIREMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-250 reads as rewritten:

"**§ 130A-250. Exemptions.**

The following shall be exempt from this Part:

(1) Establishments that provide lodging described in G.S. 130A-248(a1) with four or fewer lodging units.

(2) Condominiums.

(3) Establishments that prepare or serve food or provide lodging to regular boarders or permanent ~~house guests only.~~ houseguests only, except that food sanitation requirements of G.S. 130A-248 apply to establishments that prepare or serve food to 12 or more regular boarders or permanent houseguests.

(4) Private homes that occasionally offer lodging accommodations, which may include the providing of food, for two weeks or less to persons attending special events, provided these homes are not bed and breakfast homes or bed and breakfast inns.

(5) Private clubs.

(6) Curb markets operated by the State Agricultural Extension Service.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1334 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS6740*-LMX236(5.16)

Short Title: Tabor City Annexation. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF TABOR CITY.

The General Assembly of North Carolina enacts:

Section 1. The following described property is added to the corporate limits of the Town of Tabor City:

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1161/2-- 3:17 PM JUNE 7, 2000 LEGISLATIVE DAY 120

LT. GOVERNOR WICKER -- Presiding

SOLES
TABOR CITY ANNEXATION.
COMM. SUB/3RD EDITION

SENATE BILL 1334
READING 2

AYE	43	ALBERTSON	DALTON	HORTON	PURCELL
		ALLRAN	DANNELLY	HOYLE	RAND
		BALLANCE	EAST	JORDAN	ROBINSON
		BALLANTINE	FORRESTER	KINNAIRD	RUCHO
		BASNIGHT	FOXX	LEE	SHAW R
		CARPENTER	GARROU	LUCAS	SOLES
		CARRINGTON	GARWOOD	MARTIN W	WARREN
		CARTER	GULLEY	METCALF	WEBSTER
		CLODFELTER	HAGAN	MILLER	WEINSTEIN
		COCHRANE	HARRIS	MOORE	WELLONS
		COOPER	HARTSELL	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	2	KERR	REEVES		
ABSENT	5	MARTIN R	PERDUE	PLYLER	SHAW L
		ODOM			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1169/2-- 7:11 PM | JUNE 12, 2000 | LEGISLATIVE DAY 122

LT. GOVERNOR WICKER -- Presiding

SOLES
TABOR CITY ANNEXATION.
COMM. SUB/3RD EDITION

SENATE BILL 1334
READING 3

AYE	46	ALBERTSON	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	HORTON	PERDUE	WEBSTER
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
		DANNELLY	KERR		
NO	0				
EXCUSED	0				
NOT CAST	2	ALLRAN	SHAW L		
ABSENT	2	HARTSELL	MARTIN R		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

RC

. # 1454
ISLATIVE DAY 133
SR 3 DWeeks
READING 3

6/27/00
4:37 PM
IN CHAIR: SPEAKER

AYES - 110

ADAMS	DECKER	HURLEY	ROGERS
ALEXANDER	DEDMON	INSKO	RUSSELL
ALLEN	DOCKHAM	JARRELL	SAUNDERS
ALLRED	EARLE	JEFFUS	SETZER
ARNOLD	EASTERLING	JUSTUS	SEXTON
BADDOUR	EDDINS	KISER	SHERRILL
BAKER	EDWARDS	LUEBKE	SMITH
BARBEE	ELLIS	MCALLISTER	SOSSAMON
BAREFOOT	ESPOSITO	MCCOMAS	STARNES
BERRY	FORD	MCCOMBS	SUTTON
BONNER	FOX	MCCRARY	TALLENT
BOWIE	GARDNER	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	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	MORGAN	WARNER
CLARY	HAIRE	MORRIS	WARREN
COLE	HALL	NESBITT	WEISS
COX	HENSLEY	NYE	WEST
CREECH	HIATT	OWENS	WILSON, C.
CULP	HILL	POPE	WILSON, G.
CULPEPPER	HOLMES	PRESTON	WOMBLE
CUNNINGHAM	HORN	RAYFIELD	WOOD
DAUGHTRY	HOWARD	REDWINE	WRIGHT
DAVIS	HUNTER, H.		

NOES - 0

EXCUSED ABSENCE - 3

KINNEY	OLDHAM	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER	CHURCH	FITCH	YONGUE
BLUE	CRAWFORD	WARWICK	

RT ROLL: H1748HCS DWeeks S1264SCS DWeeks S1334SCS

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S1335 MAY 17 2000 D

SENATE DRS7745-LGZ446(5.8)

PRINCIPAL CLERK

Short Title: 2000 Technical Corrections. (Public)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE TECHNICAL CORRECTIONS AND CONFORMING CHANGES TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-603(f)(8) reads as rewritten:

"(8) The permits authorized by ~~G.S. 18B-100(1),~~ G.S. 18B-1001(1), (3), (5), and (10) for tourism resorts;".

Section 2. G.S. 20-19(c3)(3) reads as rewritten:

"(3) For any restoration of a drivers license for a person convicted of driving while impaired in a commercial motor vehicle, G.S. 20-138.2, driving while less than 21 years old after consuming alcohol or drugs, G.S. 20-138.3, felony death by vehicle, G.S. 20-141.4(a1), manslaughter or negligent homicide resulting from the operation of a motor vehicle when the offense involved impaired driving, or a revocation under this subsection, that the person not operate a vehicle with an alcohol concentration of greater than 0.00 ~~or more~~ at any relevant time after the driving;".

Section 3. G.S. 20-19(c3)(4) reads as rewritten:

"(4) For any restoration of a drivers license revoked pursuant to G.S. 20-23 or G.S. 20-23.2 when the offense for which the person's license was revoked prohibits substantially similar conduct which if committed in this State would result in a conviction of driving while impaired in a commercial motor vehicle, G.S. 20-138.2, driving while less than 21 years old after consuming alcohol or

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____

S. B. No. 1335

DATE 7-6-00

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

COMMITTEE SUBSTITUTE S1335-PCS8678-RU001

Rep.)
Sen.) Odom

moves to amend the bill on page 56, lines 8-9

( ) WHICH CHANGES THE TITLE

by rewriting those lines to read:

"Section 93. G.S. 90-624 is amended by adding a new subsection to read:

'(8) A person employed by or contracting with a not-for-profit community service organization giving massage and bodywork therapy only to persons of the same gender as the person who is giving the massage and bodywork therapy and who are members of that not-for-profit community service organization.

Section 94. Except as otherwise specified, this act is effective when it becomes law."

SIGNED Odom

ADOPTED ✓ 45-0 FAILED _____ TABLED _____

7/6/00 J. Pruitt

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1466/26-- 4:45 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

HARTSELL
2000 TECHNICAL CORRECTIONS.
COMM. SUB/2ND EDITION

SENATE BILL 1335

AMEND 1

AYE	45	ALBERTSON	FORRESTER	KERR	PLYLER
		ALLRAN	FOXX	KINNAIRD	PURCELL
		BALLANCE	GARROU	LEE	RAND
		BALLANTINE	GARWOOD	LUCAS	REEVES
		BASNIGHT	GULLEY	MARTIN W	ROBINSON
		CARPENTER	HAGAN	METCALF	RUCHO
		CARTER	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	MOORE	SOLES
		COCHRANE	HORTON	ODOM	WARREN
		COOPER	HOYLE	PERDUE	WEINSTEIN
		DALTON	JORDAN	PHILLIPS	WELLONS
		DANNELLY			
NO	0				
EXCUSED	0				
NOT CAST	3	CARRINGTON	EAST	SHAW L	
ABSENT	2	MARTIN R	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ART/SB-001.02

Date 7/6 ,2000

Comm. Sub. [YES]
Amends Title [YES]
S1335-PCS8678-RU001

Senator Ballantine

moves to amend the bill on page 1, lines 4 and 5, by rewriting those lines to read:

"GENERAL STATUTES COMMISSION, TO MAKE OTHER TECHNICAL AND CONFORMING CHANGES, AND TO AMEND LAWS RELATING TO URBAN WATERFRONT DEVELOPMENT AND THE CLASSIFICATION OF GAMMA HYDROXYBUTYRIC ACID (GHB) AS A CONTROLLED SUBSTANCE." and

on page 56, between lines 7 and 8, by inserting:

"Section 92.1(a). If House Bill 1218 becomes law, Section 2.1 of House Bill 1218 is rewritten to read:

'Section 2.1. Section 3 of S.L. 1997-337, as amended by Section 55.2B of S.L. 1997-456, reads as rewritten:

"Section 3. This act is effective when it becomes law, expires ~~1 July 2000,~~ upon the adoption by the Coastal Resources Commission of a temporary rule to establish use standards for waterfront development in urban areas, and applies to permits granted and applications submitted prior to ~~1 July 2000.~~ the adoption of that rule. Any permits granted or applications issued prior to ~~July 1, 2000~~ the adoption of the rule shall be transferable."'

Section 92.1(b). If House Bill 1218 becomes law, Section 2.2 of House Bill 1218 reads as rewritten:

'Section 2.2. ~~The~~ Notwithstanding G.S. 150B-21.3(a) and 26 NCAC 2C.0102(11), the Coastal Resources Commission ~~shall~~ shall, no later than it next regularly scheduled meeting, adopt a temporary rule ~~providing for and governing urban~~ to establish use standards for waterfront ~~redevelopment in historically~~ development in urban areas. The temporary rule shall provide for an exception to the current regulatory requirement of a 30-foot setback along public trust and estuarine waters for municipalities subject to Article 7 of Chapter 113A of the General Statutes. The temporary rule shall

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ART/SB-001.02

become effective ~~1 April 2001~~ upon its adoption by the Commission and shall remain in effect until a permanent rule that replaces the temporary rule becomes effective.'

Section 92.2.(a) G.S. 90-89(4) reads as rewritten:

'(4) Any material compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation, unless specifically excepted or unless listed in another schedule:

a. Mecloqualone.
b. Methaqualone.
c. Gamma hydroxybutyric acid; Some other names: GHB, gamma-hydroxybutyrate, 4-hydroxybutyrate, 4-hydroxybutanoic acid; sodium oxybate; sodium oxybutyrate.'

Section 92.2.(b) G.S. 90-91 is amended by adding a new subsection to read:

'(m) Any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under section 505 of the Federal Food, Drug, and Cosmetic Act.'

Section 92.2.(c) G.S. 90-92(a) reads as rewritten:

'(a) This schedule includes the controlled substances listed or to be listed by whatever official name, common or usual name, chemical name, or trade name designated. In determining that a substance comes within this schedule, the Commission shall find: a low potential for abuse relative to the substances listed in Schedule III of this Article; currently accepted medical use in the United States; and limited physical or pyschological dependence relative to the substances listed in Schedule III of this Article. The following controlled substances are included in this schedule:

(1) Depressants. -- Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

a. Alprazolam.
b. Barbital.
c. Bromazepam.
d. Camazepam.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ART/SB-001.02

e. Chloral betaine.
f. Chloral hydrate.
g. Chlordiazepoxide.
h. Clobazam.
i. Clonazepam.
j. Clorazepate.
k. Clotiazepam.
l. Cloxazolam.
m. Delorazepam.
n. Diazepam.
o. Estazolam.
p. Ethchlorvynol.
q. Ethinamate.
r. Ethyl loflazepate.
s. Fludiazepam.
t. Flunitrazepam.
u. Flurazepam.
~~v. Gamma Hydroxybutyric Acid.~~
w. Halazepam.
x. Haloxazolam.
y. Ketazolam.
z. Loprazolam.
aa. Lorazepam.
bb. Lormetazepam.
cc. Mebutamate.
dd. Medazepam.
ee. Meprobamate.
ff. Methohexital.
gg. Methylphenobarbital (mephobarbital).
hh. Midazolam.
ii. Nimetazepam.
jj. Nitrazepam.
kk. Nordiazepam.
ll. Oxazepam.
mm. Oxazolam.
nn. Paraldehyde.
oo. Petrichloral.
pp. Phenobarbital.
qq. Pinazepam.
rr. Prazepam.
ss. Quazepam.
tt. Temazepam.
uu. Tetrazepam.
vv. Triazolam.
ww. Zolpidem.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ART/SB-001.02

(2) Any material, compound, mixture, or preparation which contains any of the following substances, including its salts, or isomers and salts of such isomers, whenever the existence of such salts, isomers, and salts of isomers is possible:
a. Fenfluramine.
b. Pentazocine.

(3) Stimulants. -- Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:
a. Diethylpropion.
b. Mazindol.
c. Pemoline (including organometallic complexes and chelates thereof).
d. Phentermine.
e. Cathine.
f. Fencamfamin.
g. Fenproporex.
h. Mefenorex.
i. Sibutramine.

(4) Other Substances. -- Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including its salts:
a. Dextropropoxyphene (Alpha-(plus)-4-dimethylamino-1, 2-diphenyl-3-methyl-2-propionoxybutane).
b. Pipradrol.
c. SPA ((-)-1-dimethylamino-1, 2-diphenylethane).
d. Butorphanol.

(5) Narcotic Drugs. -- Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:
a. Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.

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b. Buprenorphine.'

Section 92.2.(d) G.S. 90-95(d2) reads as rewritten:

'(d2) The immediate precursor chemicals to which subsection (d1) of this section applies are those immediate precursor chemicals designated by the Commission pursuant to its authority under G.S. 90-88, and the following (until otherwise specified by the Commission):

(1) Anhydrous ammonia.
(1a) Anthranilic acid.
(2) Benzyl cyanide.
(3) Chloroephedrine.
(4) Chloropseudoephedrine.
(5) D-lysergic acid.
(6) Ephedrine.
(7) Ergonovine maleate.
(8) Ergotamine tartrate.
(9) Ethyl Malonate.
(10) Ethylamine.
(10a) Iodine.
(11) Isosafrole.
(11a) Lithium.
(12) Malonic acid.
(13) Methylamine.
(14) N-acetylanthranilic acid.
(15) N-ethylephedrine.
(16) N-ethylepseudoephedrine.
(17) N-methylephedrine.
(18) N-methylpseudoephedrine.
(19) Norpseudoephedrine.
(20) Phenyl-2-propane.
(21) Phenylacetic acid.
(22) Phenylpropanolamine.
(23) Piperidine.
(24) Piperonal.
(25) Propionic anhydride.
(26) Pseudoephedrine.
(27) Pyrrolidine.
(27a) Red phosphorous.
(28) Safrole.
(28a) Sodium.
(29) Thionylchloride.
(30) Gamma-butyrolactone.'

Section 92.2.(e)5. This section act becomes effective 1 December 2000 and applies to offenses committed on or after that date. Prosecutions for offenses occurring before the effective date

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of this act are not abated or affected by this act, and the statutes that would be applicable for this act remain applicable to those prosecutions."

SIGNED Edward J Ballantine
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 43-0 FAILED _____ TABLED _____

7/4/00 Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1467/27-- 4:47 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

HARTSELL
2000 TECHNICAL CORRECTIONS.
COMM. SUB/2ND EDITION

SENATE BILL 1335

AMEND 2

AYE	43	ALBERTSON	FORRESTER	KERR	PLYLER
		ALLRAN	FOXX	KINNAIRD	PURCELL
		BALLANCE	GARROU	LEE	REEVES
		BALLANTINE	GARWOOD	LUCAS	ROBINSON
		CARPENTER	GULLEY	MARTIN W	RUCHO
		CARTER	HAGAN	METCALF	SHAW R
		CLODFELTER	HARRIS	MILLER	SOLES
		COCHRANE	HARTSELL	MOORE	WARREN
		COOPER	HORTON	ODOM	WEINSTEIN
		DALTON	HOYLE	PERDUE	WELLONS
		DANNELLY	JORDAN	PHILLIPS	
NO	0				
EXCUSED	0				
NOT CAST	5	BASNIGHT	EAST	RAND	SHAW L
		CARRINGTON			
ABSENT	2	MARTIN R	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

ORIGINAL

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Date 4/6 ,2000

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

Senator Cooper

moves to amend the bill on page 13, lines 42 and 43,
by inserting a new section between the lines to read:
"Section 38. G.S. 7A-751(a) reads as rewritten:
'(a) The head of the Office of Administrative Hearings is the Chief Administrative Law Judge, who shall serve as Director of the Office. The Chief Administrative Law Judge has the powers and duties conferred on that position by this Chapter and the Constitution and laws of this State and may adopt rules to implement the conferred powers and duties.

The salary of the Chief Administrative Law Judge shall be the same as that fixed from time to time for district court judges. The salary of a Senior Administrative Law Judge shall be ninety-five percent (95%) of the salary of the Chief Administrative Law Judge.

In lieu of merit and other increment raises, the Chief Administrative Law Judge and any Senior Administrative Law Judge shall receive longevity pay on the same basis as is provided to employees of the State who are subject to the State Personnel Act.'"; and

by renumbering the remaining sections accordingly; and

on page 16, lines 15 and 16,
by inserting between the lines a new section to read:
"Section 40.(a) G.S. 24-1.1A(c) reads as rewritten:
'(c) If the home loan is one described in subdivision (a)(1) or subdivision (a)(2) of this section, the lender may charge the borrower the following fees and charges in addition to interest and

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other fees and charges as permitted in this section and late payment charges as permitted in G.S. 24-10.1:

(1) At or before loan closing, the lender may charge such of the following fees and charges as may be agreed upon by the parties notwithstanding the provisions of any State law, other than G.S. 24-1.1E, limiting the amount of such fees or charges:

a. Loan application, origination, ~~and commitment fees;~~ commitment, and interest rate lock fees;

a1. Fees to administer a construction loan or a construction/permanent loan, including inspection fees and loan conversion fees;

b. Discount points, but only to the extent the discount points are paid for the purpose of reducing, and in fact result in a bona fide reduction of the interest rate or time-price differential;

c. Assumption fees to the extent permitted by G.S. 24-10(d);

d. Appraisal fees to the extent permitted by G.S. 24-10(h);

e. ~~To~~ Fees and charges to the extent permitted by ~~G.S. 24-8(d), sums for the payment of bona fide loan-related goods, products, and services provided or to be provided by third parties and sums for the payment of taxes, filing fees, recording fees, and other charges, and fees paid or to be paid to public officials;~~ G.S. 24-8(d); and

f. Additional fees and charges, however individually or collectively denominated, payable to the lender which, in the aggregate, do not exceed the greater of (i) one quarter of one percent (1/4 of 1%) of the principal amount of the loan, or (ii) one hundred fifty dollars ($150.00).

(2) Except as provided in subsection (g) of this section with respect to the deferral of loan payments, upon modification, renewal, extension, or amendment of any of the terms of a home loan, the lender may charge such of the following fees and charges as may be

agreed upon by the parties notwithstanding the provisions of any State law, other than G.S. 24-1.1E, limiting the amount of such fees or charges:

a. Discount points, but only to the extent the discount points are paid for the purpose of reducing, and in fact result in a bona fide reduction of, the interest rate or time-price differential;

a1. Fees which do not exceed one quarter of one percent (1/4 of 1%) of the principal amount of the loan if the principal amount of the loan is less than one hundred fifty thousand dollars ($150,000), or one percent of the principal amount of the loan if the principal amount of the loan is one hundred fifty thousand dollars ($150,000) or more, for the conversion of a variable interest rate loan to a fixed interest rate loan, of a fixed interest rate loan to a variable interest rate loan, of a closed-end loan to an open-end loan, or of an open-ended loan to a closed-end loan;

b. Assumption fees to the extent permitted by G.S. 24-10(d);

c. Appraisal fees to the extent permitted by G.S. 24-10(h);

d. ~~To~~ Fees and charges to the extent permitted by ~~G.S. 24-8(d), sums for the payment of bona fide loan-related goods, products, and services provided or to be provided by third parties and sums for the payment of taxes, filing fees, recording fees, and other charges, and fees paid or to be paid to public officials;~~ G.S. 24-8(d); and

e. ~~Additional~~ If no fees are charged under subdivision (c)(2)b. of this section, additional fees and charges, however individually or collectively denominated, payable to the lender which, in the aggregate, do not exceed the greater of (i) one quarter of one percent (1/4 of 1%) of the balance outstanding at the time of the

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modification, renewal, extension, or amendment of terms, or (ii) one hundred fifty dollars ($150.00). The fees and charges permitted by this sub-subdivision may be charged only pursuant to a written agreement which states the amount of the fee or charge and is made at the time of the specific modification, renewal, extension, or amendment, or at the time the specific modification, renewal, extension, or amendment is requested.'

Section 40.(b) G.S. 24-1.1A(g)(2)e. reads as rewritten:

'e. ~~No lender may charge a deferral fee for modifying or extending the maturity date of a loan or the date a balloon payment is due; provided, however, that any such modification or extension of the loan maturity date or the date a balloon payment is due shall, to the extent applicable, be considered a modification or extension subject to the provisions of subdivision (c)(2) of this section.~~ A lender may charge a deferral fee under this subsection for deferring the payment of all or part of one or more regularly scheduled payments, regardless of whether the deferral results in an extension of the loan maturity date or the date a balloon payment is due. A modification or extension of the loan maturity date or the date a balloon payment is due which is not incident to the deferral of a regularly scheduled payment shall be considered a modification or extension subject to the provisions of subdivision (c)(2) of this section.'

Section 40.(c) G.S. 24-89(d) reads as rewritten:

'(d) Notwithstanding any contrary provision of State law, any lender may collect money from the borrower for the payment of (i) bona fide loan-related goods, products, and services provided or to be provided by third parties, ~~and~~ (ii) taxes, filing fees, recording fees, and other charges and fees paid or to be paid to public ~~officials.~~ officials, and (iii) fees payable to the federal government, any state or local government or any federal, state, or

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local governmental agency in connection with a loan made pursuant to a loan program sponsored by or offered through the federal government, any state or local government or any federal, state or local government agency, including loan guarantee and tax credit programs. No third party shall charge or receive (i) any unreasonable compensation for loan-related goods, products, and services, or (ii) any compensation for which no loan-related goods and products are provided or for which no or only nominal loan-related services are performed. Loan-related goods, products, and services include fees for tax payment services, fees for flood certification, fees for pest-infestation determinations, mortgage brokers' fees, appraisal fees, inspection fees, environmental assessment fees, fees for credit report services, assessments, costs of upkeep, surveys, attorneys' fees, notary fees, escrow charges, and insurance premiums (including, for example, fire, title, life, accident and health, disability, unemployment, flood, and mortgage insurance).'; and

by renumbering the remaining sections accordingly; and

on page 34, line 25,
by rewriting the line to read:
"subsection (a) of this section, of subsection (b) of this section, or of this section,"; and

on page 34, lines 35 and 36,
by rewriting the lines to read:
"either of subdivision (2) of subsection (a) of this ~~section,~~ section, of subsection (b) of this section, or of this section, may impose a civil penalty (the clear"; and

on page 45, line 28,
by rewriting the line to read:
"Section 76.(a) G.S. 113B-2 reads as rewritten:
'§ 113B-2. Creation of Energy Policy Council; purpose of Council.
(a) There is hereby created a council to advise and make recommendations on energy policy to the Governor and the General Assembly to be known as the Energy Policy Council which shall be located within the Department of ~~Commerce.~~ Administration.

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(b) Except as otherwise provided in this Chapter, the powers, duties and functions of the Energy Policy Council shall be as prescribed by the Secretary of ~~Commerce.~~ Administration.

(c) The Energy Policy Council shall serve as the central energy policy planning body of the State and shall communicate and cooperate with federal, State, regional and local bodies and agencies to the end of effecting a coordinated energy policy.'

Section 76.(b) G.S. 113B-6 reads as rewritten:"; and

on page 46, line 7,
by deleting "Section 76.(b)" and substituting "Section 76.(c)"; and

on page 47, lines 23 and 24,
by inserting between the lines the following:

"Section 76.(d) G.S. 113B-11 reads as rewritten:

'**§ 113B-11. Powers and authority.**

(a) The Energy Policy Council is authorized to secure directly from any officer, office, department, commission, board, bureau, institution and other agency of the State and its political subdivisions any information it deems necessary to carry out its functions; and all such officers and agencies shall cooperate with the Council and, to the extent permitted by law, furnish such information to the Council as it may request.

(b) To assure the adequate development of relevant energy information, as provided in G.S. 113B-10, the Council may require all energy producers and major energy consumers, as determined by the Council, to file such reports and forecasts and at such dates as the Council may request; provided, however, that the Council may request only specific energy-related information which it deems necessary to carry out its duties as defined in Articles 1 and 2 of this Chapter.

(c) The Council shall have authority to apply for and utilize grants, contributions and appropriations in order to carry out its duties as defined in Articles 1 and 2 of this Chapter, provided, however, that all such applications and requests are made through and administered by the Department of ~~Commerce.~~ Administration.

(d) The Council shall have authority to request said Department to allocate and dispense any funds made available to the Council for energy research and related work efforts in such a manner as the

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Council desires subject only to the stipulation that said funds be reasonably used in furtherance of the purposes of this Article.'

(e) The Energy Division of the Department of ~~Commerce~~ Administration shall provide the staffing capability to the Energy Policy Council so as to fully and effectively develop recommendations for a comprehensive State energy policy as contained in the provisions of this Article. The Utilities Commission is hereby authorized to make its staff available to the Council to assist in the development of a State energy policy.'

Section 76.(e) G.S. 114-4.2D reads as rewritten:

'**§ 114-4.2D. Employment of attorney for Energy Division of Department of ~~Commerce.~~ Administration.**

The Attorney General shall assign an attorney on his staff to work full time with the Energy Division of the Department of ~~Commerce.~~ Administration. Such attorney shall be subject to all provisions of Chapter 126 of the General Statutes relating to the State Personnel System. Such attorney shall also perform such additional duties as may be assigned to him by the Attorney General.'

Section 76.(f) G.S. 143-64.11 reads as rewritten:

'**§ 143-64.11. Definitions.**

For purposes of this Article:

. . .

(2a) "Energy Division" means the Energy Division of the Department of ~~Commerce.~~ Administration.'

Section 76.(g) G.S. 143-64.12 reads as rewritten:

'**§ 143-64.12. Authority and duties of State agencies.**

(a) The General Assembly authorizes and directs that State agencies shall carry out the construction and renovation of State facilities, under their jurisdiction in such a manner as to further the policy declared herein, insuring that life-cycle cost analyses and energy-conservation practices are considered and are employed whenever feasible and practicable.

(b) The ~~Department of Administration, in consultation with the Energy Division,~~ Energy Division shall, to the extent feasible and practicable, develop and implement policies, procedures, and standards to ensure that State purchasing practices improve energy efficiency and take the cost of the product over the economic life of the product into consideration. The ~~Department of Administration, in consultation with the Energy Division,~~ Energy Division shall adopt and implement Building Energy Design

Guidelines. These guidelines shall include energy-use goals and standards, economic assumptions for life-cycle cost analysis, and other criteria on building systems and technologies. The Department of Administration shall modify the design criteria for construction and renovation of facilities to require that a life-cycle cost analysis be conducted pursuant to G.S. 143-64.15. The Department of Administration, as part of the Facilities Condition and Assessment Program, shall identify and recommend energy conservation maintenance and operating procedures that are designed to reduce energy consumption within the facility and that require no significant expenditure of funds. State departments, institutions or agencies shall implement these recommendations. Where energy management equipment is proposed for State facilities, the maximum interchangeability and compatibility of equipment components shall be required.

The Energy Division shall develop a comprehensive energy management program for State government. Each State agency shall develop and implement an energy management plan that is consistent with the State's comprehensive energy management program.

(c)-(g) Repealed by Session Laws 1993, c. 334, s. 4.'

Section 76.(h) G.S. 143-341 reads as rewritten:

'**§143-341. Powers and duties of Department.**

The Department of Administration has the following powers and duties:

. . .

(11) Energy Division. -- To exercise those powers and perform those duties prescribed in Article 1 of Chapter 113B and Part 1 of Article 3B of Chapter 143 of the General Statutes and Parts 2 and 3 of this Article.'

Section 76.(i) G.S. 143-334 through G.S. 143-345.9 are designated 'Part 1. General Provisions.' of Article 36 of Chapter 143 of the General Statutes.

Section 76.(j) Article 36 of Chapter 143 of the General Statutes, as amended by subsection (a) of this section, is further amended by adding new parts to read:

'Part 2. Energy Division.

'§ 143-345.11. Energy Division.

There is hereby created in the Department of Administration a division to be known as the Energy Division.

'§ 143-345.12. Organization.

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The Division shall be organized and shall have such powers, duties and functions as prescribed by the Secretary of Administration.

'§ 143-345.13. Reporting of stocks of coal and petroleum fuels.

The Energy Division may, with the prior express approval of the Energy Policy Council and the Governor, require that all coal and petroleum suppliers in North Carolina supplying coal, motor gasoline, middle distillates, residual oils and propane for resale within the State file with the Energy Division, on forms prepared by the Energy Division, accurate reports as to the stocks of coal and petroleum products and storage capacities maintained by the supplier, including the supplier's current inventory and stock of coal, motor gasoline, middle distillates, residual oils and propane, the expected time such supplies will last under ordinary distribution demand and the schedule for receiving additional or replacement stocks. The reports and the information contained therein shall be proprietary information available only to regular employees of the Energy Division, except that aggregate tables or schedules consolidating information from the reports may be released if they do not reveal individual report data for any named supplier. It is further the intent of this section that no information shall be required from coal and petroleum suppliers, that is, at the time the reports are requested, already on file with any agency, commission, or department of State government.

It is the intent of this section that the reports be filed only at such times as the Energy Policy Council and the Governor determine that an energy crisis as defined in G.S. 113B-20 exists or may be imminent.

If any petroleum or coal supplier fails to file the accurate reports as may be required by this section for more than 10 days after the date on which any such report is due, the Secretary of Administration is authorized and empowered to petition the district court, Division of the General Court of Justice, in the county in which the principal office or place of business of the supplier is located for a mandatory injunction compelling the supplier to file the report.

'§ 143-345.14. Authority to collect data; administration and enforcement; confidentiality.

(a) The Energy Division shall have the authority to obtain from prime suppliers of petroleum products specific petroleum supply data concerning State-level sales and projected sales by month for North

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Carolina that is currently reported on the federal Form EIA-782C, "Monthly Report of Petroleum Products Sold in States for Consumption" or its successor, at such time that these data requirements are not being met through any federal reporting procedure. The petroleum products subject to this reporting requirement are: finished gasoline (all grades), #1 distillate, kerosene, #2 fuel oil, #2 diesel fuel, aviation gasoline (finished), kerosene-type jet fuel, naphtha-type jet fuel, #4 fuel, residual fuel oil (less than or equal to one percent sulfur), residual fuel oil (greater than one percent sulfur), propane (consumer grade). The authority to collect energy data from suppliers of petroleum products into North Carolina, that is granted to the Energy Divis in this section, shall be limited to the petroleum volume data that is reported on the Form EIA-782C or its successor.

(b) "Prime suppliers" shall be defined as those suppliers which make the first sale of the named product into North Carolina, excluding jobbers, distributors, and retail dealers.

(c) The Energy Division shall adopt rules and regulations for the administration of this data collection program and the Attorney General and the law enforcement authorities of the State and its political subdivisions shall enforce the provisions of this section and all orders, rules, and regulations promulgated thereunder. Any enforcement action may be brought upon the relation of the Energy Division or the direction of the Attorney General.

(d) Any person or corporation who willfully refuses to provide the petroleum supply data in accordance with the conditions described herein, or who knowingly or willfully submits false information in any reports required herein or refuses to file any reports shall be guilty of a Class 1 misdemeanor.

(e) Any civil action brought to enforce the provisions of this section shall be brought in the Superior Court of Wake County or in the superior court of the county in which the acts or practices constituting a violation occurred or are occurring.

(f) The Energy Division shall keep confidential any individually identifiable energy information to the extent necessary to comply with the confidentiality requirements of the reporting agency, a any such information shall not be subject to the public disclosu requirements of G.S. 132-6. 'Individually identifiable energy information' shall be defined as any individual record or portion of a record or aggregated data containing energy information about a

person or persons obtained from any source, the disclosure of which could reasonably be expected to reveal information about a specific person.

'Part 3. Business Energy Improvement Program.

'§ 143-345.16. Short title.

This Part shall be known as the Business Energy Improvement Program.

'§ 143-345.17. Legislative findings and purpose.

The General Assembly finds and declares that it is in the best interest of the citizens of North Carolina to promote and encourage energy efficiency within the State's industrial and commercial base in order to conserve energy, promote economic competitiveness, and expand employment in the State.

'§ 143-345.18. Lead agency; powers and duties.

(a) For the purposes of this Part, the Division of Energy of the Department of Administration is designated as the lead State agency in matters pertaining to industrial and commercial energy conservation.

(b) The Division shall have the following powers and duties with respect to this Part:

(1) To provide industrial and commercial concerns doing business in North Carolina with information and assistance in undertaking energy conserving capital improvement projects to enhance industrial and commercial capacity.

(2) To establish a revolving fund within the Division for the purpose of providing secured loans in amounts not greater than five hundred thousand dollars ($500,000) per business entity to install energy-efficient capital improvements within businesses located within or translocating to North Carolina. In providing these loans, priority shall be given to businesses already located in the State.

(3) To work with appropriate State and federal agencies to develop and implement rules and regulations to facilitate this program.

(c) The annual interest rate charged for the use of the funds from the revolving fund established pursuant to subdivision (b)(2) of this section shall be one-half of the 90-day rate for United States Treasury Bills, not to exceed five percent (5%) per annum,

excluding other fees required for loan application review and origination. The term of any loan originated under this section may not be greater than seven years.

(d) In accordance with the terms of the Stripper Well Settlement, administrative expenses for activities under this section shall be limited to five percent (5%) of funds appropriated for this purpose.'

Section 76.(k) G.S. 143B-433 reads as rewritten:

'**§ 143B-433. Department of Commerce -- organization.**

The Department of Commerce shall be organized to include:

(1) The following agencies:

a. The North Carolina Alcoholic Beverage Control Commission.
b. The North Carolina Utilities Commission.
c. The Employment Security Commission.
d. The North Carolina Industrial Commission.
e. State Banking Commission.
f. Savings and Loan Association Division.
g. The State Savings Institutions Commission.
h. Credit Union Commission.
i. The North Carolina Milk Commission.
j. The North Carolina Mutual Burial Association Commission.
k. North Carolina Cemetery Commission.
l. The North Carolina Rural Electrification Authority.
m. Repealed by Session Laws 1985, c. 757, s. 179(d).
n. North Carolina Science and Technology Research Center.
o. The North Carolina State Ports Authority.
p. North Carolina National Park, Parkway and Forests Development Council.
q. Economic Development Board.
r. Labor Force Development Council.
~~s. Energy Policy Council.~~
~~t. Energy Division.~~
u. Navigation and Pilotage Commissions established by Chapter 76 of the General Statutes.
v. Repealed by Session Laws 1993, c. 321, s. 313b.

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(2) Those agencies which are transferred to the Department of Commerce including the:
a. Community Assistance Division.
b. Community Development Council.
c. Employment and Training Division.
d. Job Training Coordinating Council.
(3) Such divisions as may be established pursuant to Article 1 of this Chapter.'

Section 76.(l) Parts 8 and 14 of Article 10 of Chapter 143B of the General Statutes are repealed.

Section 76.(m) This section become effective September 30, 2000."; and

on page 52, line 25,
by inserting between the word "Survey" and "and" the words "or a subsequent edition of that survey"; and

on page 52, line 37,
by rewriting the line to read:
"~~visible feature~~ line that the Census Bureau has indicated it will"; and

on page 52, line 44,
by deleting the word "inacccurately" and substituting the word "inaccurately"; and

on page 55, lines 33 and 34,
by ~~inserting~~ the following new subsections to read:

"Section 90.(c) Section 11.6.(b) of S.L. 2000-67 reads as rewritten:
'Section 11.6.(b) Section 11.22(g) of S.L. 1999-237 is repealed.'

Section 90.(d) The introductory language of Section 11.8.(a) of S.L. 2000-67 reads as rewritten:
'Section 11.8.(a) ~~G.S. 108A-70.18(8)~~ G.S. 108A-70.18 reads as rewritten:'

Section 90.(d) The introductory language of Section 11.33(b) of S.L. 2000-67 reads as rewritten:
'Section 11.33.(b) Subsection (m) of Section ~~1532~~ 15.32 of S.L. 1997-443, as amended by subsection (c) of Section 11.58 of S.L. 1999-237, reads as rewritten:'"

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Section 90.(e) Section 15.11(a) of S.L. 1997-443, as amended by Section 15.3 of S.L. 1999-237 and Section 13.5 of S.L. 2000-67, reads as rewritten:

'(a) The funds placed in a reserve account in the Department of ~~Health and Human Services~~ Environment, Health, and Natural Resources pursuant to Section 26.3(c) of Chapter 507 of the 1995 Session Laws shall not revert until June 30, 2001. Those funds are reallocated as follows:

(1) Five hundred four thousand five hundred sixty dollars ($504,560) to the Stokes County Water and Sewer Authority, Inc., for the Germanton Water Project.

(2) Nine hundred thirty thousand six hundred eighty dollars ($930,680) to the Stokes County Water and Sewer Authority, Inc., for the Walnut Cove/Industrial Site Connection Project.

(3) Eighty thousand dollars ($80,000) to the Stokes County Water and Sewer Authority, Inc., for the Dan River Project.

(4) Thirty thousand dollars ($30,000) to the Department of Environment, Health, and Natural Resources for the Limestone Creek small watershed project in Duplin County.

(5) Three hundred forty thousand six hundred forty dollars ($340,640) to the Department of Environment, Health, and Natural Resources for the Deep Creek small watershed project in Yadkin County.'"; and

on page 55, lines 37 and 38,
by inserting between the lines the following section to read:

"Section 92. If House Bill 979 becomes law, G.S. 30-3.2(d)(5) as enacted by House Bill 979 reads as rewritten:

'(5) The value of any property which would be included in the taxable estate of the decedent pursuant to sections 2033, 2035, 2036, 2037, 2038, 2039, ~~2040, or 2042~~ or 2040 of the Code.'"; and

by renumbering the remaining sections accordingly; and

on page 56, lines 8 and 9,
by inserting between the lines the following new section to read:

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
SENATE BILL 1335

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

S1335-ARU-002

"Section 93.(a) Effective July 1, 2000, the phrase 'Office of State Budget and Management' is deleted and replaced by the phrase 'Office of State Budget, Planning, and Management' wherever it occurs in each of the following General Statutes:

7A-113.	Bookkeeping and accounting systems equipment.
18B-1009.	In-stand sales.
20-7.	Issuance and renewal of drivers licenses.
58-6-25.	Insurance regulatory charge.
58-85A-1.	Creation of Fund; allocation to local fire districts and political subdivisions of the State.
96-4.	Administration.
96-35.	Reports on common follow-up system activities.
97-80.	Rules and regulations; subpoena of witnesses; examination of books and records; depositions; costs.
105-130.5.	Adjustments to federal taxable income in determining State net income.
105-134.6.	Adjustments to taxable income.
105-262.	Rules.
108A-27.8.	Standard Program Counties -- Duties of Department.
115C-457.1.	Creation of Fund; administration.
115C-457.2.	Remittance of moneys to the Fund.
115C-457.3.	Transfer of funds to the State School Technology Fund.
115C-546.1.	Creation of Fund; administration.
115D-31.	State financial support of institutions.
116-220.	Establishment and administration of self-insurance trust funds; rules and regulations; defense of actions against covered persons; application of § 143-300.6.
120-30.45.	Fiscal note on legislation.
120-30.49.	Compiling federal mandates; annual report.
120-36.8.	Certification of legislation required by federal law.
120-131.1.	Requests from legislative employees for assistance in the preparation of fiscal notes.
120-166.	Additional criteria; nearness to another municipality.
122A-16.	Oversight by committees of General Assembly; annual reports.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
SENATE BILL 1335

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

S1335-ARU-002

122C-112.	Powers and duties of the Secretary.
122C-185.	Application of funds belonging to State facilities.
131D-4.2.	Adult care homes; family care homes; annual cost reports; exemptions; enforcement.
131E-13.	Lease or sale of hospital facilities to or from for-profit or nonprofit corporations or other business entities by municipalities and hospital authorities.
135-39.3.	Oversight team.
138-6.	Travel allowances of State officers and employees.
138-8.	Moving expenses of State employees.
143-1.	Scope and definitions.
143-2.	Purposes.
143-4.	(For applicability see note) Advisory Budget Commission.
143-6.	Information from departments and agencies asking State aid.
143-6.1.	Report on use of State funds by non-State entities.
143-10.1A.	Same -- Continuation and expansion costs.
143-10.2.	Limit on number of State employees.
143-10.3.	Strategic planning process.
143-10.4.	Departmental operations plans.
143-10.5.	Development of performance measures for major programs.
143-10.7.	Review of department forms and reports.
143-12.1.	Vending facilities.
143-15.4.	General Fund operating budget size limited.
143-19.	Help for Director.
143-20.1.	Annual financial statements.
143-27.	Appropriations to educational, charitable and correctional institutions are in addition to receipts by them.
143-28.1.	Highway Fund appropriation.
143-31.1.	Study and review of plans and specifications for building, improvement, etc., projects.
143-34.2.	Information as to requests for nonstate funds for projects imposing obligation on State; statement of participation in contracts, etc., for nonstate

		funds; limiting clause required in certain contracts or grants.
	143-34.41.	Legislative intent; purpose.
	143-34.43.	Capital improvement needs criteria.
	143-34.44.	Agency capital improvement needs estimates.
	143-138.	North Carolina State Building Code.
	143-215.94P.	Groundwater Protection Loan Fund.
	143-345.24.	Incentive Bonus Review Committee.
	143B-133.1.	Powers of Commission.
	143B-336.1.	Special Zoo Fund.
	143B-426.39.	Powers and duties of the State Controller.
	143B-472.41.	Information Resource Management Commission.
	143B-472.64.	Financial reporting and accountability for information technology investments and expenditures.
	146-30.	Application of net proceeds.
	147-86.22.	Statewide accounts receivable program.
	150B-21.	Agency must designate rule-making coordinator; duties of coordinator.
	150B-21.4.	Fiscal notes on rules.
	150B-21.9.	Standards and timetable for review by Commission.
	150B-21.28.	Role of the Office of State Budget and Management.
	153A-230.1.	Definitions.
	153A-230.2.	Creation of Satellite Jail/Work Release Unit Fund.
	153A-230.5.	Satellite jails/work release units built with non-State funds.
	159I-25.	Disbursement.
	159I-28.	Rules.
	159I-29.	Annual reports to Joint Legislative Commission on Governmental Operations.
	160A-486.	Estimates of population.

Section 93.(b) Effective July 1, 2000, the phrase 'Office of State Planning' is deleted and replaced by the phrase 'Office of State Budget, Planning, and Management' wherever it occurs in each of the following General Statutes:

7A-101.	Compensation.
47-30.	Plats and subdivisions; mapping requirements.
62A-25.	Use of funds.

Section 93.(c) Effective July 1, 2000, the phrase 'State Budget Office' is deleted and replaced by the phrase

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
SENATE BILL 1335

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

S1335-ARU-002 Page 18 of 21

'Office of State Budget, Planning, and Management' wherever it occurs in each of the following General Statutes:
143B-472.41. Information Resource Management Commission.
163-132.5. Cooperation of State and local agencies.

Section 93.(d) G.S. 96-31 reads as rewritten:

"**'96-31. Definitions.**

As used in this Article, unless the context clearly requires otherwise, the term:

(1) "CFS" means the common follow-up information management system developed by the Employment Security Commission of North Carolina as authorized under this Article.

(2) "ESC" means the Employment Security Commission of North Carolina.

~~(3) "OSBM" means the Office of State Budget and Management.~~

(4) "State job training, education, and placement program" or "State-funded program" means a program operated by a State or local government agency or entity and supported in whole or in part by State or federal funds, that provides job training and education or job placement services to program participants. The term does not include on-the-job training provided to current employees of the agency or entity for the purposes of professional development.'

Section 93.(e) G.S. 96-32 reads as rewritten:

"**'96-32. Common follow-up information management system created.**

~~(a)~~ The Employment Security Commission of North Carolina shall develop, implement, and maintain a common follow-up information management system for tracking the employment status of current and former participants in State job training, education, and placement programs. The system shall provide for the automated collection, organization, dissemination, and analysis of data obtained from State-funded programs that provide job training and education and job placement services to program participants. In developing the system, the ESC shall ensure that data and information collected from State agencies is confidential, not open for general public inspection, and maintained and

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
SENATE BILL 1335

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

S1335-ARU-002

disseminated in a manner that protects the identity of individual persons from general public disclosure.

(b) The ESC in consultation with ~~OSBM~~ the Office of State Budget, Planning, and Management shall adopt procedures and guidelines for the development and implementation of the CFS authorized under this section.

(c) Based on data collected under the CFS, the ~~Office of State Budget and Management~~ Office of State Budget, Planning, and Management shall evaluate the effectiveness of job training, education, and placement programs to determine if specific program goals and objectives are attained, to determine placement and completion rates for each program, and to make recommendations regarding the continuation of State funding for programs evaluated. The ESC shall provide to ~~OSBM~~ the Office of State Budget, Planning, and Management data collected under the CFS in a manner and with the frequency necessary for the ~~Office of State Budget and Management~~ Office of State Budget, Planning, and Management to conduct the evaluation required under this subsection. The ESC shall consult with ~~OSBM~~ the Office of State Budget, Planning, and Management to determine the most efficient and effective method for providing to ~~OSBM~~ the Office of State Budget, Planning, and Management data collected under the CFS. The ~~OSBM~~ the Office of State Budget, Planning, and Management shall maintain the same levels of confidentiality with respect to CFS data received from the ESC as is required of the ESC under this Article. ~~OSBM shall coordinate with the Office of State Planning to determine what data will be collected to support the State planning and budgetary process.~~'

Section 93.(f) G.S. 143-3.5(a) reads as rewritten:

'(a) It shall be the duty of the Director, through the ~~Office of State Budget and Management and the Office of State Planning~~ Office of State Budget, Planning, and Management to coordinate the efforts of governmental agencies in the collection, development, dissemination and analysis of official economic, demographic and social statistics pertinent to State budgeting. The Director shall:

(1) Prepare and release the official demographic and economic estimates and projections for the State;

(2) Conduct special economic and demographic analyses and studies to support statewide budgeting;

(3) Develop and coordinate cooperative arrangements with federal, State and local governmental agencies to facilitate the exchange of data to support State budgeting;
(4) Compile, maintain, and disseminate information about State programs which involve the distribution of State aid funds to local governments including those variables used in their allocation;
(5) Develop and maintain in cooperation with other State and local governmental agencies, an information system providing comparative data on resources and expenditures of local governments; and
(6) Report major trends that influence revenues and expenditures in the State budget in the current fiscal year and that may influence revenues and expenditures over the next five fiscal years.

Every fiscal analysis prepared by the Director or the ~~Office of State Budget and Management~~ Office of State Budget, Planning, and Management addressing the State budget outlook shall encompass the upcoming five-year period. Every fiscal analysis prepared by the Director or the ~~Office of State Budget and Management~~ Office of State Budget, Planning, and Management addressing the impact of proposed legislation on the State budget shall estimate the impact for the first five fiscal years the legislation would be in effect. To minimize duplication of effort in collecting or developing new statistical series pertinent to State planning and budgeting, including contractual arrangements, State agencies must submit to the Director proposed procedures and funding requirements.'

Section 93.(g) G.S. 143B-372.3(b) reads as rewritten:

'(b) The ~~Office of State Budget and Management and the Office of State Planning~~ Office of State Budget, Planning, and Management shall also provide support, information, reports, and other assistance to the North Carolina Progress Board as requested.'

Section. 93.(h) G.S. 143B-472.52(b) reads as rewritten:

'(b) The Office shall coordinate with ~~the Office of State Budget and Management and the Office of State Planning~~ the Office of State Budget, Planning, and Management to integrate agency

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
SENATE BILL 1335

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

S1335-ARU-002

strategic and business planning, technology planning and budgeting, and project expenditure processes into the Office's information technology portfolio-based management. The Office shall provide recommendations for agency annual budget requests for information technology investments, projects, and initiatives to the ~~Office of State Budget and Management.~~ Office of State Budget, Planning, and Management.'

Section 93.(i) The Revisor of Statutes shall change the term 'Office of State Budget and Management' to 'Office of State Budget, Planning, and Management' wherever it occurs in the General Statutes, except in G.S. 143-3.1.

Section 93.(j) The Revisor of Statutes shall change the term 'OSBM' to 'Office of State Budget, Planning, and Management' wherever it occurs in the General Statutes.

Section 93.(k) The Revisor of Statutes shall change the term 'Office of State Planning' to 'Office of State Budget, Planning, and Management' wherever it occurs in the General Statutes.

Section 93.(l) The Revisor of Statutes shall change the term 'State Budget Office' to 'Office of State Budget, Planning, and Management' wherever it occurs in the General Statutes, except in G.S. 143-31.5.

Section 93.(m) This section becomes effective July 1, 2000."

by renumbering the remaining section accordingly.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 42-0 FAILED _____ TABLED _____

Janet Pruitt
7/6/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1471/31-- 6:12 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

HARTSELL
2000 TECHNICAL CORRECTIONS.
COMM. SUB/2ND EDITION

SENATE BILL 1335

AMEND 3

AYE	43	ALBERTSON	EAST	KERR	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
		COOPER	HARTSELL	PERDUE	WEINSTEIN
		DALTON	HORTON	PHILLIPS	WELLONS
		DANNELLY	JORDAN	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	4	ALLRAN	HOYLE	KINNAIRD	SHAW L
ABSENT	3	COCHRANE	MARTIN R	WEBSTER	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

EDITION No. _____

H. B. No. _____ DATE 7/6/00

S. B. No. 1335 Amendment No. 4

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE S1335 - PCS 8678-RV001

Rep.)
) Cooper
Sen.)

1 moves to amend the bill on page 17, line 26

2 ( ) WHICH CHANGES THE TITLE

3 by INSERTING BETWEEN THE WORDS "OF" AND "SECTION." "

4 THE WORD "THIS".

5

6

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11

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SIGNED

ADOPTED ✓ 43-0 FAILED TABLED

7/6/00 J. Pruitt

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1472/32-- 6:12 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

HARTSELL
2000 TECHNICAL CORRECTIONS.
COMM. SUB/2ND EDITION

SENATE BILL 1335

AMEND 4

AYE	44	ALBERTSON	EAST	JORDAN	PLYLER
		BALLANCE	FORRESTER	KERR	PURCELL
		BALLANTINE	FOXX	LEE	RAND
		BASNIGHT	GARROU	LUCAS	REEVES
		CARPENTER	GARWOOD	MARTIN W	ROBINSON
		CARRINGTON	GULLEY	METCALF	RUCHO
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COOPER	HARTSELL	ODOM	WARREN
		DALTON	HORTON	PERDUE	WEINSTEIN
		DANNELLY	HOYLE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	3	ALLRAN	KINNAIRD	SHAW L	
ABSENT	3	COCHRANE	MARTIN R	WEBSTER	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1473/33-- 6:13 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

HARTSELL
2000 TECHNICAL CORRECTIONS.
COMM. SUB/2ND EDITION

SENATE BILL 1335
READING 2

AYE	44	ALBERTSON	EAST	JORDAN	PLYLER
		BALLANCE	FORRESTER	KERR	PURCELL
		BALLANTINE	FOXX	LEE	RAND
		BASNIGHT	GARROU	LUCAS	REEVES
		CARPENTER	GARWOOD	MARTIN W	ROBINSON
		CARRINGTON	GULLEY	METCALF	RUCHO
		CARTER	HAGAN	MILLER	SHAW R
		CLODFELTER	HARRIS	MOORE	SOLES
		COOPER	HARTSELL	ODOM	WARREN
		DALTON	HORTON	PERDUE	WEINSTEIN
		DANNELLY	HOYLE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	3	ALLRAN	KINNAIRD	SHAW L	
ABSENT	3	COCHRANE	MARTIN R	WEBSTER	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ARO-001

Date JUL 13 2000, 2000

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

Rep. Culpepper

moves to amend the bill on page 80, between lines 11 and 12, by adding a new section to read:

"Section 94.1. If House Bill 968, 1999 General Assembly, becomes law, then G.S. 150B-51(a), as amended by House Bill 968, reads as rewritten:

'**§ 150B-51. Scope and standard of review.**

(a) In reviewing a final decision in a contested case in which an administrative law judge made a recommended decision and the State Personnel Commission made an advisory decision in accordance with G.S. 126-37(b1), the court shall make two initial determinations. First, the court shall determine whether the ~~agency~~ applicable appointing authority heard new evidence after receiving the recommended decision. If the court determines that the ~~agency~~ applicable appointing authority heard new evidence, the court shall reverse the decision or remand the case to the ~~agency~~ applicable appointing authority to enter a decision in accordance with the evidence in the official record. Second, if the ~~agency~~ applicable appointing authority did not adopt the recommended decision, the court shall determine whether the ~~agency's~~ applicable appointing authority's decision states the specific reasons why the ~~agency~~ applicable appointing authority did not adopt the recommended decision. If the court determines that the ~~agency~~ applicable appointing authority did not state specific reasons why it did not

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ARO-001

adopt a recommended decision, the court shall reverse the decision or remand the case to the ~~agency~~ applicable appointing authority to enter the specific reasons.'"

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED 7/13/00 FAILED _____ TABLED _____

98-0 EV

JUL 13 2000

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1694
GISLATIVE DAY 144
S1335HCS
READING 2

7/13/00
4:08 PM
IN CHAIR: SPEAKER

AMEND #1 REP. CULPEPPER
2000 TECHNICAL CORRECTIONS

AYES - 98

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

NOES - 0

EXCUSED ABSENCE - 8

BARBEE	HOLMES	MCCRARY	POPE
HIATT	KINNEY	MINER	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	EARLE	HOWARD	MCMAHAN
BLUE	EDWARDS	MCALLISTER	ROGERS
BOWIE	FITCH	MCCOMAS	TALLENT
CUNNINGHAM	FORD		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ARB-7.12

Date JUL 13 2000 ,2000

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

Representative CULPEPPER

moves to amend the bill on page 87, between lines 2 and 3, by inserting a new section between those lines to read:

"Section 104. Section 10.(e) of House Bill 1854, 1999 General Assembly, reads as rewritten:

'Section 10.(e). Jail Fees for Local Governments. -- Section 5 of this act becomes effective ~~July~~ October 1, 2000, and applies to sentences or portions of sentences being served on or after that date.'";

and by renumbering the remaining sections accordingly.

SIGNED Bob Culpepper
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 13 2000 FAILED _____ TABLED _____

98-0 ov

Denise Walker

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

ROLL CALL

EV

. # 1695
GISLATIVE DAY 144
S1335HCS
READING 2

7/13/00
4:09 PM
IN CHAIR: SPEAKER

AMEND #2 - Rep. CULPEPPER
2000 TECHNICAL CORRECTIONS

AYES - 98

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

NOES - 0

EXCUSED ABSENCE - 8

BARBEE	HOLMES	MCCRARY	POPE
HIATT	KINNEY	MINER	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 14

SPEAKER	CUNNINGHAM	FORD	MCMAHAN
BLUE	EARLE	MCALLISTER	ROGERS
BROWN	EDWARDS	MCCOMAS	TALLENT
COLE	FITCH		

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ALG-2

Date JUL 13 2000, 2000

Comm. Sub. [YES]
Amends Title []
PCS7811

Rep. Culpepper

moves to amend the bill on page 87, lines 2-3, by inserting between those lines a new section to read:

"Section 103A. The prefatory language of Section 15 of Ratified House Bill 1499, 1999 Regular Session, reads as rewritten:

'Section 15. G.S. ~~16.5(b)~~ 20-16.5(b) reads as rewritten:'".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 13 2000 FAILED _____ TABLED _____

99-0 ev

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

1696
LEGISLATIVE DAY 144
S1335HCS
READING 2

7/13/00
4:10 PM
IN CHAIR: SPEAKER

AMEND #3 Rep. Culpepper
2000 TECHNICAL CORRECTIONS

AYES - 99

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

NOES - 0

EXCUSED ABSENCE - 8

BARBEE	HOLMES	MCCRARY	POPE
HIATT	KINNEY	MINER	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	EDWARDS	HUNTER, H.	MCMAHAN
BLUE	FITCH	MCALLISTER	ROGERS
COLE	GRADY	MCCOMAS	TALLENT
EARLE			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 7-13-00

S. B. No. 1335 Amendment No. 4
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE HCS

Rep.) Hackney and Buchanan
~~Sen.~~)

moves to amend the bill on page 8a, line 41

( ) WHICH CHANGES THE TITLE

by rewriting such line as follows:

" connecting roads and pvts. Such facilities for recreational purposes shall be funded from funds available for safety or enhancement purposes. "

SIGNED Buchanan Hackney

ADOPTED 7/13/00 FAILED _____ TABLED _____

95-3 EV DMcK

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1697
ISLATIVE DAY 144
S1335HCS
READING 2

7/13/00
5:57 PM
IN CHAIR: SPEAKER

AMEND #4 REP. BUCHANAN
2000 TECHNICAL CORRECTIONS

AYES - 95

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

NOES - 3

BAKER	EDDINS	GILLESPIE

EXCUSED ABSENCE - 9

BARBEE	KINNEY	MINER	RAMSEY
HIATT	MCCRARY	POPE	SHERRILL
HOLMES			

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	EDWARDS	MCCOMAS	ROGERS
BLUE	FITCH	MCMAHAN	TALLENT
CHURCH	MCALLISTER	NESBITT	WILSON, C.
EARLE			

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1335

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

S1335-ARW-001

Page 1 of 1

Date JUL 13 2000, 2000

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

Representative ~~Pope~~ DAUGHTRY

moves to amend the bill on page 67, line 30-35

by deleting Section 86 of the bill in its entirety.

SIGNED Daughtry
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED JUL 13 2000 FAILED _____ TABLED _____

81-17 EV

Denise Weeks

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

1698
ISLATIVE DAY 144
S1335HCS
READING 2

7/13/00
6:20 PM
IN CHAIR: SPEAKER

AMEND #5 - REP. DAUGHTRY
2000 TECHNICAL CORRECTIONS

AYES - 81

ADAMS	DECKER	HURLEY	SETZER
ALLRED	DEDMON	INSKO	SEXTON
ARNOLD	DOCKHAM	JARRELL	SMITH
BAKER	EDDINS	JEFFUS	SOSSAMON
BAREFOOT	ELLIS	JUSTUS	STARNES
BERRY	ESPOSITO	KISER	SUTTON
BLUE	FORD	MCCOMBS	TEAGUE
BOWIE	FOX	MCLAWHORN	THOMAS
BRIDGEMAN	GARDNER	MELTON	THOMPSON
BROWN	GIBSON	MICHAUX	TUCKER
BRUBAKER	GILLESPIE	MITCHELL	WARNER
BUCHANAN	GRADY	MORGAN	WARREN
CANSLER	GRAY	MORRIS	WARWICK
CAPPS	GULLEY	NYE	WEISS
CLARY	HALL	OLDHAM	WEST
COLE	HENSLEY	PRESTON	WILSON, C.
COX	HILL	RAYFIELD	WILSON, G.
CREECH	HORN	REDWINE	WOMBLE
CULP	HOWARD	RUSSELL	WOOD
DAUGHTRY	HUNTER, H.	SAUNDERS	YONGUE
DAVIS			

NOES - 17

ALEXANDER	CUNNINGHAM	HAIRE	OWENS
ALLEN	EASTERLING	LUEBKE	TOLSON
BONNER	GOODWIN	MILLER	WAINWRIGHT
BOYD-MCINTYRE	HACKNEY	NESBITT	WRIGHT
CULPEPPER			

EXCUSED ABSENCE - 9

BARBEE	KINNEY	MINER	RAMSEY
HIATT	MCCRARY	POPE	SHERRILL
HOLMES			

EXCUSED VOTE - 0

NOT VOTING - 13

SPEAKER	EARLE	MCALLISTER	ROGERS
BADDOUR	EDWARDS	MCCOMAS	TALLENT
CHURCH	FITCH	MCMAHAN	WALEND
CRAWFORD			

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

H. # 1699
LEGISLATIVE DAY 144
S1335HCS
READING 2

7/13/00
6:21 PM
IN CHAIR: SPEAKER

2000 TECHNICAL CORRECTIONS

AYES - 97

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

NOES - 3

GILLESPIE	JUSTUS	TEAGUE

EXCUSED ABSENCE - 9

BARBEE	KINNEY	MINER	RAMSEY
HIATT	MCCRARY	POPE	SHERRILL
HOLMES			

EXCUSED VOTE - 0

NOT VOTING - 11

CHURCH	EDWARDS	MCCOMAS	TALLENT
CRAWFORD	FITCH	MCMAHAN	WALEND
EARLE	MCALLISTER	ROGERS	

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1546/7-- 7:27 PM JULY 13, 2000 LEGISLATIVE DAY 142

SENATOR BALLANCE -- Presiding

HARTSELL
2000 TECHNICAL CORRECTIONS.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1335

MOTION 8
TO CONCUR

AYE	32	ALBERTSON	HAGAN	LUCAS	PLYLER
		BALLANCE	HARRIS	MARTIN R	PURCELL
		BALLANTINE	HARTSELL	MARTIN W	RAND
		CARTER	HORTON	MILLER	ROBINSON
		CLODFELTER	HOYLE	MOORE	SOLES
		COOPER	KERR	ODOM	WARREN
		FOXX	KINNAIRD	PERDUE	WEINSTEIN
		GARROU	LEE	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	3	BASNIGHT	JORDAN	SHAW L	
ABSENT	15	ALLRAN	DALTON	GARWOOD	RUCHO
		CARPENTER	DANNELLY	GULLEY	SHAW R
		CARRINGTON	EAST	METCALF	WEBSTER
		COCHRANE	FORRESTER	REEVES	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE
S1336 MAY 17 2000 D
PRINCIPAL CLERK

SENATE DRS4738*-SGZ007.04(5.16)

Short Title: Stormwater Utility Fees. (Public)

Sponsors: Senators Odom and Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THAT STORMWATER UTILITY FEES MAY BE USED TO FUND ALL COSTS OF STORMWATER MANAGEMENT PROGRAMS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-274 reads as rewritten:

"**§ 153A-274. Public enterprise defined.**

As used in this Article, 'public enterprise' includes:

(1) Water supply and distribution ~~systems,~~ systems.

(2) Wastewater collection, treatment, and disposal systems of all types, including septic tank systems or other on-site collection or disposal facilities or ~~systems,~~ systems.

(3) Solid waste collection and disposal systems and ~~facilities,~~ facilities.

(4) ~~Airports,~~ Airports.

(5) Off-street parking ~~facilities,~~ facilities.

(6) Public transportation ~~systems,~~ systems.

(7) ~~Structural~~ Stormwater management programs designed to protect water quality by controlling the level of pollutants in, and the quantity and flow of, stormwater and structural and natural stormwater and drainage systems of all types."

Section 2. G.S. 153A-277 reads as rewritten:

"**§ 153A-277. Authority to fix and enforce rates.**

(a) A county may establish and revise from time to time schedules of rents, rates, fees, charges, and penalties for the use of or the services furnished by a public enterprise. Schedules of rents, rates, fees, charges, and penalties may vary for the

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1337 MAY 17 2000

SENATE DRS4736*-SG/SBZ001.08(5.9) PRINCIPAL CLERK

Short Title: Flood Hazard Prevention Act of 2000. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PREVENT INAPPROPRIATE DEVELOPMENT IN THE ONE HUNDRED-YEAR FLOODPLAIN AND TO REDUCE FLOOD HAZARDS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

Whereas, the hurricanes and associated flooding experienced in Eastern North Carolina in 1999 caused over six billion dollars in damage; and

Whereas, some of the structural damage resulting from the floods could have been prevented by requiring development in the floodplain to be elevated above the 100-year floodplain; and

Whereas, harm to the environment could have been minimized by prohibiting certain inappropriate uses in the floodplain; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Part 6 of Article 21 of Chapter 143 of the General Statutes reads as rewritten:

"Part 6. ~~Floodway~~ Floodplain Regulation.

"**§ 143-215.51. Preamble.**

(a) The purpose of this Part is ~~to specify means for regulation of artificial obstructions in floodways.~~ to:

(1) Minimize the extent of floods by preventing obstructions which inhibit water flow and increase flood height and damage.

(2) Prevent and minimize loss of life, injuries, property damage, and other losses in flood hazard areas.

(3) Promote the public health, safety, and welfare of citizens of North Carolina in flood hazard areas.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1338 MAY 1 D 2000
PRINCIPAL CLERK

S

SENATE DRS7746-LH190(5.4)

Short Title: A&T State, NCCU/Ed. Degree. (Public)

Sponsors: Senators Martin of Guilford and Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE NUMBER OF SCHOOL ADMINISTRATOR PROGRAMS THAT MAY BE ESTABLISHED BY THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA AND TO PROVIDE THAT ONE OF THOSE PROGRAMS SHALL BE AT NORTH CAROLINA AGRICULTURAL AND TECHNICAL STATE UNIVERSITY AND ONE AT NORTH CAROLINA CENTRAL UNIVERSITY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 116-74.21(b) reads as rewritten:

"(b) No more than ~~nine~~ 11 school administrator programs shall be established under the competitive proposal program. In selecting campus sites, the Board of Governors shall be sensitive to the racial, cultural, and geographic diversity of the State. Special priority shall be given to the following factors: (i) the historical background of the institutions in training educators; (ii) the ability of the sites to serve the geographic regions of the State, such as, the far west, the west, the triad, the piedmont, and the east; and, (iii) whether the type of roads and terrain in a region make commuting difficult. A school administrator program may provide for instruction at one or more campus sites."

Section 2. The Board of Governors of The University of North Carolina shall include Master of School Administration programs at North Carolina Agricultural and Technical State University in Greensboro and North Carolina Central University as two of the 11 school administrator programs established pursuant to G.S. 116-74.21.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S1339 MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS2799*-LYZ076(5.3)

Short Title: Violent Caregiver Changes. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO IMPROVE THE ABILITY OF THE DIVISION OF SOCIAL SERVICES, DEPARTMENT OF HEALTH AND HUMAN SERVICES, AND OF THE DISTRICT COURT TO PROTECT JUVENILES FROM VIOLENCE-PRONE CAREGIVERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7B-101(7a) reads as rewritten:

"7a) ~~"Criminal history" means a~~ Criminal history. -- A local, State, or federal criminal ~~history of~~ conviction or pending charge or indictment of a crime, whether a misdemeanor or a felony, involving violence against a ~~person.~~ person, including the North Carolina crimes involving violence against a person contained in any of the following Articles of Chapter 14 of the General Statutes: Article 6, Homicide; Article 7A, Rape and Kindred Offenses; Article 8, Assaults; Article 10, Kidnapping and Abduction; Article 13, Malicious Injury or Damage by Use of Explosive or Incendiary Device or Material; Article 17, Robbery; Article 39, Protection of Minors; or similar crimes under federal law or under the laws of this or other states."

Section 2. G.S. 7B-302(d1) is repealed.

Section 3. G.S. 7B-304 reads as rewritten:

"**§ 7B-304. Evaluation for ~~court.~~ court; criminal history check.**

(a) In all cases in which a petition is filed, the director of the department of social services shall prepare a report for the court containing ~~the results of any mental health evaluation under G.S. 7B-503,~~ a home placement ~~plan,~~ plan and a treatment

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S

S 1340

D

SENATE DRS2797*-LYZ082(5.8)

Short Title: Guardianship Revisions. (Public)

Sponsors: Senators Wellons and Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE STATUS OF A GUARDIAN OF THE PERSON OF A JUVENILE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7B-600 reads as rewritten:

"**§ 7B-600. Appointment of guardian.**

(a) In any case when no parent appears in a hearing with the juvenile or when the court finds it would be in the best interests of the juvenile, the court may appoint a guardian of the person for the juvenile. The guardian shall operate under the supervision of the court with or without bond and shall file only such reports as the court shall require. The guardian shall have the care, custody, and control of the juvenile or may arrange a suitable placement for the juvenile and may represent the juvenile in legal actions before any court. The guardian may consent to certain actions on the part of the juvenile in place of the parent including (i) marriage, (ii) enlisting in the armed forces, and (iii) enrollment in school. The guardian may also consent to any necessary remedial, psychological, medical, or surgical treatment for the juvenile. The authority of the guardian shall continue until the guardianship is terminated by court order, until the juvenile is emancipated pursuant to Article 35 of Subchapter IV of this Chapter, or until the juvenile reaches the age of majority.

(b) In any case where the court has appointed a relative or other suitable person as guardian of the person for a juvenile and has also made findings in accordance with G.S. 7B-907 that guardianship is the permanent plan for the juvenile, the court may not terminate the guardianship or order that the juvenile be reintegrated into a parent's home unless the court finds that the guardian is unfit, or has neglected a guardian's duties, or is unwilling or unable to continue assuming a guardian's duties.

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1164/5-- 3:44 PM JUNE 7, 2000 LEGISLATIVE DAY 120

LT. GOVERNOR WICKER -- Presiding

SENATE BILL 1340
READING 2

WELLONS
GUARDIANSHIP REVISIONS
COMM. SUB/2ND EDITION

AYE	45	ALBERTSON	DANNELLY	HOYLE	PURCELL
		ALLRAN	EAST	JORDAN	RAND
		BALLANCE	FORRESTER	KERR	REEVES
		BALLANTINE	FOXX	KINNAIRD	ROBINSON
		BASNIGHT	GARROU	LEE	RUCHO
		CARPENTER	GARWOOD	LUCAS	SHAW R
		CARRINGTON	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	0				
ABSENT	5	MARTIN R	PERDUE	PLYLER	
		ODOM			
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1522
GISLATIVE DAY 136
S1340HCS
READING 2

6/30/00
7:36 PM
IN CHAIR: SPEAKER

GUARDIANSHIP REVISIONS

AYES - 101

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

NOES - 2

CAPPS	SUTTON

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			

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1437/14-- 2:48 PM JULY 5, 2000 LEGISLATIVE DAY 136

SENATOR BALLANCE -- Presiding

WELLONS
GUARDIANSHIP REVISIONS
HOUSE COMM. SUB/3RD EDITION

SENATE BILL 1340

MOTION 8
TO CONCUR

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

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE
S1341 MAY 17 2000
PRINCIPAL CLERK

D

SENATE DRS4740*-RTZ024.03(5.9)

Short Title: Petroleum Discharges/De Minimis Reports. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE DE MINIMIS REPORTING EXCEPTION TO ALL DISCHARGES OF PETROLEUM, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.85 reads as rewritten:

"**§ 143-215.85. Required notice.**

(a) ~~Every~~ Except as provided in G.S. 143-215.94E(a1) and subsection (b) of this section, every person owning or having control over oil or other substances discharged in any circumstances other than pursuant to a rule adopted by the Commission, a regulation of the U. S. Environmental Protection Agency, or a permit required by G.S. 143-215.1 or the Federal Water Pollution Control Act, upon notice that such discharge has occurred, shall immediately notify the Department, or any of its agents or employees, of the nature, location and time of the discharge and of the measures which are being taken or are proposed to be taken to contain and remove the discharge. The agent or employee of the Department receiving the notification shall immediately notify the Secretary or such member or members of the permanent staff of the Department as the Secretary may designate. If the discharged substance of which the Department is notified is a pesticide regulated by the North Carolina Pesticide Board, the Department shall immediately inform the Chairman of the Pesticide Board. Removal operations under this Article of substances identified as pesticides defined in G.S. 143-460 shall be coordinated in accordance with the Pesticide Emergency Plan adopted by the North Carolina Pesticide Board; provided that, in instances where entry of such hazardous substances into waters of the State is

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1198/4-- 2:37 PM JUNE 14, 2000 LEGISLATIVE DAY 124

SENATOR BASNIGHT -- Presiding

ALBERTSON
PETROLEUM DISCHARGES/DE MINIMIS

SENATE BILL 1341
READING 2

REPORTS

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

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1581
ISLATIVE DAY 139
S1341HCS
READING 2

7/06/00
6:07 PM
IN CHAIR: SPEAKER

FLOOD HAZARD PREVENTION ACT 2000

AYES - 111

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

NOES - 1

GILLESPIE

EXCUSED ABSENCE - 5

BUCHANAN	KINNEY	RAMSEY	TALLENT
HIATT			

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER	CRAWFORD	NESBITT

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1543/4-- 4:21 PM JULY 13, 2000 LEGISLATIVE DAY 142

SENATOR BASNIGHT -- Presiding

ALBERTSON
FLOOD HAZARD PREVENTION ACT OF 2000
HOUSE COMM. SUB/2ND EDITION

SENATE BILL 1341

~~CONFERENCE REPORT~~

~~MOTION TO ADOPT~~ Concurrence

AYE	1	BALLANTINE			
NO	35	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	
EXCUSED	0				
NOT CAST	4	ALLRAN	JORDAN	SHAW L	WELLONS
ABSENT	10	CARRINGTON	DANNELLY	GARWOOD	REEVES
		COCHRANE	EAST	METCALF	[illegible]CHO
		DALTON	FORRESTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1701
EISLATIVE DAY 144
S1341HCS
CONFERENCE REPORT

7/13/00
6:37 PM
IN CHAIR: SPEAKER

FLOOD PLAIN HAZARD PREVENTION - ADOPT

AYES - 97

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

NOES - 3

DAVIS	GILLESPIE	MITCHELL

EXCUSED ABSENCE - 9

BARBEE	KINNEY	MINER	RAMSEY
HIATT	MCCRARY	POPE	SHERRILL
HOLMES			

EXCUSED VOTE - 0

NOT VOTING - 11

SPEAKER	EARLE	MCALLISTER	ROGERS
BUCHANAN	EDWARDS	MCCOMAS	TALLENT
CHURCH	FITCH	MCMAHAN	

CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1341

S1341-CRSB-001

[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 1341, A BILL TO BE ENTITLED AN ACT TO PREVENT INAPPROPRIATE DEVELOPMENT IN THE ONE HUNDRED-YEAR FLOODPLAIN AND TO REDUCE FLOOD HAZARDS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, House Committee Substitute Favorable 6/30/00, submit the following report:

The Senate and House agree to the following amendment to the House Committee Substitute Favorable 6/30/00, 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 S1341-PCCS2870-RT/SB005.

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

Date conferees approved report: July 13, 2000.

Conferees for the Senate

Sen. Charles W. Albertson, Chair

Sen. Robert C. Carpenter

Sen. Charles N. Carter, Jr.

Sen. John H. Kerr, III

Sen. Thomas L. Odom, Sr.

Conferees for the House of Representatives

Rep. Pryor A. Gibson, III

Rep. Arlie F. Culp

Rep. Marian N. McLawhorn

Rep. Joe P. Tolson

Rep. Nurham O. Warwick

Senate Submitted 7-13-00 Rules susp - Cal 7-13-00-
ADOPTED 7-13-00 (33/0) Message Received
ADOPTED (/) Ordered Enrolled

CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1341

S1341-CRSB-001

TITLE CHANGE
[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 1341, A BILL TO BE ENTITLED AN ACT TO PREVENT INAPPROPRIATE DEVELOPMENT IN THE ONE HUNDRED-YEAR FLOODPLAIN AND TO REDUCE FLOOD HAZARDS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION, House Committee Substitute Favorable 6/30/00, submit the following report:

The Senate and House agree to the following amendment to the House Committee Substitute Favorable 6/30/00, 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 S1341-PCCS2870-RT/SB005.

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

Date conferees approved report: July 13, 2000.

Conferees for the Senate	Conferees for the House of Representatives
Sen. Charles W. Albertson, Chair	Rep. Pryor A. Gibson, III
Sen. Robert C. Carpenter	Rep. Arlie F. Culp
Sen. Charles N. Carter, Jr.	Rep. Marian N. McLawhorn
Sen. John H. Kerr, III	Rep. Joe P. Tolson
Sen. Thomas L. Odom, Sr.	Rep. Nurham O. Warwick

TITLE CHANGE
Submitted 7/13/00 placed on calendar w/o objection Conciliation
House ADOPTED JUL 13 2000 (97/3 EV) Message Received
ADOPTED ( ) Ordered Enrolled
Senate notified Special Message

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1544/5-- 6:36 PM JULY 13, 2000 LEGISLATIVE DAY 142

SENATOR BASNIGHT -- Presiding

ALBERTSON
FLOOD HAZARD PREVENTION ACT OF 2000
HOUSE COMM. SUB/2ND EDITION

SENATE BILL 1341

CONFERENCE REPORT

MOTION 7
TO ADOPT

AYE	33	ALBERTSON	HAGAN	LUCAS	PLYLER
		BALLANCE	HARRIS	MARTIN R	PURCELL
		BALLANTINE	HARTSELL	MARTIN W	RAND
		BASNIGHT	HORTON	MILLER	ROBINSON
		CARTER	HOYLE	MOORE	SOLES
		CLODFELTER	KERR	ODOM	WARREN
		COOPER	KINNAIRD	PERDUE	WEINSTEIN
		FOXX	LEE	PHILLIPS	WELLONS
		GARROU			
NO	0				
EXCUSED	0				
NOT CAST	2	JORDAN	SHAW L		
ABSENT	15	ALLRAN	DALTON	GARWOOD	RUCHO
		CARPENTER	DANNELLY	GULLEY	SHAW R
		CARRINGTON	EAST	METCALF	WEBSTER
		COCHRANE	FORRESTER	REEVES	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S D

S1342

SENATE DRS7744*-SJZ001.02(5.16)

Short Title: Reauthorize Small Family Farm Preservation Commission. (Public)

Sponsors: Senator Albertson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REAUTHORIZE THE COMMISSION ON SMALL FAMILY FARM PRESERVATION.

Whereas, the Commission on Small Family Farm Preservation has diligently been addressing issues related to the preservation of small family farms in this State; and

Whereas, the Commission was unable to initiate its work until the 1999-2000 Interim due to the unanticipated length of the 1998 Regular Session; and

Whereas, the preservation of small family farms is of vital importance to the well-being of rural North Carolina; and

Whereas, the Commission has identified several areas of potential action to benefit the State's small family farmers that require more study for the crafting of meaningful proposals; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. The Commission on Small Family Farm Preservation is created in the General Assembly. The Commission may study any issue related to the preservation of small family farms in the State.

Section 2. The Commission on Small Family Farm Preservation shall develop a proposal for the establishment of a small farm center that will promote the economic viability of small family farms by:

(1) Providing information to small farmers on products, production methods, and marketing strategies that may increase the farmers' profit margins, including production systems in which smaller farms potentially have the advantage over larger farms.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRSA208*-LCZ308(5.9)

FILED - SENATE
S1343 MAY 17 2000
PRINCIPAL CLERK

Short Title: Rural Internet Access Agency. (Public)

Sponsors: Senators Reeves and Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO CREATE THE NORTH CAROLINA RURAL INTERNET ACCESS AGENCY.

The General Assembly of North Carolina enacts:

Section 1. Article 10 of Chapter 143B of the General Statutes is amended by adding a new Part to read:

"Part 2D. North Carolina Rural Internet Access Agency.

"**§ 143B-437.20. Short title and intent.**

This Part is the 'North Carolina Rural Internet Access Agency Act.' The General Assembly finds as follows:

(1) Access to computers and the Internet, along with the ability to effectively use these technologies, are becoming increasingly important for full participation in America's economical, political, and social life.

(2) Affordable, high-speed Internet access is a key competitive factor for economic development and quality of life in the New Economy of the global market place.

(3) In the digital age, universal connectivity at affordable prices is a necessity for business transactions, education and training, health care, government services, and the democratic process.

(4) Unequal access to computer technology and Internet connectivity by income, educational level and/or geography could deepen and reinforce the divisions that exist in our society.

(5) The intent of the Rural Internet Access Agency is to close this digital divide for the citizens of North Carolina.

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1343

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

S1343-ALC-6/7C

Date 6/13, 2000 ~~199~~

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

Sen. Cochrane

moves to amend the bill on page 2, line 37,
by adding the following at the end of the line:
"The State Auditor has audit oversight of the Authority pursuant to Article 5A of Chapter 147 of the General Statutes.";

and on page 5, lines 3 - 4,
by adding the following between the lines:
"(c) Reports. -- The Authority must submit quarterly reports to the Governor, the Joint Select Committee on Information Technology, and the Joint Legislative Commission on Governmental Operations. The reports must summarize the Authority's activities during the quarter and contain any information about the Authority's activities that is requested by the Governor, the Committee, or the Commission."

SIGNED Peter L. Cochrane
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

J. Pruitt 6/13/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1190/10-- 3:31 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

REEVES
RURAL INTERNET ACCESS AUTHORITY.
COMM. SUB/2ND EDITION

SENATE BILL 1343

AMEND 1

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	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. _____

S. B. No. 1343

COMMITTEE SUBSTITUTE X

DATE 06/13/00

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

Rep.)
Sen.) Sen. Foxx

1 moves to amend the bill on page 4, line 29

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 _____

5 Change word "pilot" to "model"

6 _____

7 _____

8 _____

9 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Virginia Foxx

ADOPTED ✓ 47-0 FAILED _____ TABLED _____

J. Pruitt 6/13/00

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1191/11-- 3:33 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

REEVES
RURAL INTERNET ACCESS AUTHORITY.
COMM. SUB/2ND EDITION

SENATE BILL 1343

AMEND 2

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	MARTIN J	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1343

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

S1343-ALC-6/7F

Page 1 of 1

Date 6/13, ~~199~~2000

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

Sen. Foxx

moves to amend the bill on page 4, line 30,
by adding the following at the end of the line:
"To the extent practicable, the Centers should be established in existing facilities."

SIGNED Virginia Foxx
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V ~~FAILED~~ 47-0 FAILED _____ TABLED _____

J. Pruitt 6/13/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1192/12-- 3:36 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

REEVES
RURAL INTERNET ACCESS AUTHORITY.
COMM. SUB/2ND EDITION

SENATE BILL 1343

AMEND 3

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	MARTIN	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1193/13-- 4:08 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

REEVES
RURAL INTERNET ACCESS AUTHORITY.
COMM. SUB/2ND EDITION

SENATE BILL 1343
READING 2

AYE	47	ALBERTSON	DANNELLY	KINNAIRD	RAND
		ALLRAN	EAST	LEE	REEVES
		BALLANCE	FORRESTER	LUCAS	ROBINSON
		BALLANTINE	FOXX	MARTIN W	RUCHO
		BASNIGHT	GARROU	METCALF	SHAW L
		CARPENTER	GARWOOD	MILLER	SHAW R
		CARRINGTON	GULLEY	MOORE	SOLES
		CARTER	HARRIS	ODOM	WARREN
		CLODFELTER	HORTON	PERDUE	WEBSTER
		COCHRANE	HOYLE	PHILLIPS	WEINSTEIN
		COOPER	JORDAN	PLYLER	WELLONS
		DALTON	KERR	PURCELL	
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	3	HAGAN	HARTSELL	MARTIN J	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1512
GISLATIVE DAY 136
S1343HCS
READING 2

6/30/00
12:08 PM
IN CHAIR: SPEAKER

RURAL INTERNET ACCESS AUTHORITY

AYES - 104

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

NOES - 5

ALLRED	ELLIS	ESPOSITO	GARDNER
DECKER			

EXCUSED ABSENCE - 7

BRUBAKER	GRAY	KINNEY	TALLENT
DAUGHTRY	HOLMES	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 4

CLARY	CUNNINGHAM	EARLE	FITCH

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1413/23--12:55 PM JUNE 30, 2000 LEGISLATIVE DAY 134

SENATOR BASNIGHT -- Presiding

REEVES
RURAL INTERNET ACCESS AUTHORITY.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1343

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1461/21-- 4:26 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

REEVES
RURAL INTERNET ACCESS AUTHORITY.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1343

CONFERENCE REPORT

MOTION 7
TO ADOPT

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	HORTON	PHILLIPS	WELLONS
		DALTON	HOYLE		
NO	0				
EXCUSED	0				
NOT CAST	2	JORDAN	SHAW L		
ABSENT	2	MARTIN R	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1343

S1343-CRLC-6/30 Page 1 of 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 1343, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA RURAL INTERNET ACCESS AUTHORITY AND TO DIRECT THE REGIONAL PARTNERSHIPS, WITH THE ASSISTANCE OF THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER, TO STUDY AND REPORT ON THE INFORMATION TECHNOLOGY INFRASTRUCTURE AND INFORMATION TECHNOLOGY NEEDS OF THE STATE, House Committee Substitute Favorable 6/28/00, submit the following report:

Delete the entire House Committee Substitute and substitute the attached Proposed Conference Committee Substitute S1343-PCCS6802CC.

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

Date conferees approved report: July 6, 2000.

Conferees for the Senate	Conferees for the House of Representatives
Eric Miller Reeves	Joe Tolson
Stephen M. Metcalf	Russell E. Tucker
Luther Henry Jordan, Jr.	Drew P. Saunders
Austin M. Allran	Trudi Walend
	Martin L. Nesbitt

Senate Submitted ~~7/6/00~~ 7/6/00

Senate ADOPTED 7/6/00 (46 / 0) Message Received 7/7/00

House ADOPTED 7/7/00 (/) Ordered Enrolled 7/7/00

Placed on cal. for 7/7/00. Withdrawn from cal of 7/7/00 and placed on cal for 7/6/00. Adopted 7/6/00. House notified

ORDERED SENT TO GOVERNOR
BY SPECIAL MESSENGER

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1343

S1343-CRLC-6/30

[ ] 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 1343, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA RURAL INTERNET ACCESS AUTHORITY AND TO DIRECT THE REGIONAL PARTNERSHIPS, WITH THE ASSISTANCE OF THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER, TO STUDY AND REPORT ON THE INFORMATION TECHNOLOGY INFRASTRUCTURE AND INFORMATION TECHNOLOGY NEEDS OF THE STATE, House Committee Substitute Favorable 6/28/00, submit the following report:

Delete the entire House Committee Substitute and substitute the attached Proposed Conference Committee Substitute S1343-PCCS 68022E.

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

Date conferees approved report: July 6, 2000.

Conferees for the Senate

Eric Miller Reeves

Stephen M. Metcalf

Luther Henry Jordan, Jr.

Austin M. Allran

Conferees for the House of Representatives

Joe Tolson

Russell E. Tucker

Drew P. Saunders

Trudi Walend

Martin L. Nesbitt

Submitted 7/6/00 placed on calendar 7/7/00
ADOPTED JUL 07 2000 (97/8EV) Message Received
ADOPTED (/) Ordered Enrolled

Senate notified Special Message

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1343

S1343-CRLC-6/30

[ ] 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 1343, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA RURAL INTERNET ACCESS AUTHORITY AND TO DIRECT THE REGIONAL PARTNERSHIPS, WITH THE ASSISTANCE OF THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER, TO STUDY AND REPORT ON THE INFORMATION TECHNOLOGY INFRASTRUCTURE AND INFORMATION TECHNOLOGY NEEDS OF THE STATE, House Committee Substitute Favorable 6/28/00, submit the following report:

Delete the entire House Committee Substitute and substitute the attached Proposed Conference Committee Substitute S1343-PCCS 68022E.

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

Date conferees approved report: July 6, 2000.

Conferees for the Senate

Eric Miller Reeves

Stephen M. Metcalf

Luther Henry Jordan, Jr.

Austin M. Allran

Conferees for the House of Representatives

Joe Tolson

Russell E. Tucker

Drew P. Saunders

Trudi Walend

Martin L. Nesbitt

Submitted 7/6/00 placed on calendar 7/7/00
House ADOPTED JUL 07 2000 (97/85) Message Received
ADOPTED (/) Ordered Enrolled

Senate notified Special Message

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

Q. # 1587
LEGISLATIVE DAY 140
S1343HCS
CONFERENCE REPORT

7/07/00
10:32 AM
IN CHAIR: HACKNEY

RURAL INTERNET ACCESS AUTHORITY - ADOPTED

AYES - 97

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

NOES - 8

ALLRED	CREECH	GARDNER	SHERRILL
BRUBAKER	DECKER	HOWARD	WOOD

EXCUSED ABSENCE - 6

BRIDGEMAN	KINNEY	WARWICK	WRIGHT
HIATT	RAMSEY		

EXCUSED VOTE - 0

NOT VOTING - 9

SPEAKER	FITCH	MCALLISTER	STARNES
ALLEN	GRAY	MINER	TALLENT
COLE			

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1343

S1343-CRLC-6/30

[ ] 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 1343, A BILL TO BE ENTITLED AN ACT TO CREATE THE NORTH CAROLINA RURAL INTERNET ACCESS AUTHORITY AND TO DIRECT THE REGIONAL PARTNERSHIPS, WITH THE ASSISTANCE OF THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER, TO STUDY AND REPORT ON THE INFORMATION TECHNOLOGY INFRASTRUCTURE AND INFORMATION TECHNOLOGY NEEDS OF THE STATE, House Committee Substitute Favorable 6/28/00, submit the following report:

Delete the entire House Committee Substitute and substitute the attached Proposed Conference Committee Substitute S1343-PCCS6802LC.

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

Date conferees approved report: July 6, 2000.

Conferees for the Senate

Eric Miller Reeves

Stephen M. Metcalf

Luther Henry Jordan, Jr.

Austin M. Allran

Conferees for the House of Representatives

Joe Tolson

Russell E. Tucker

Drew P. Saunders

Trudi Walend

Martin L. Nesbitt

Senate Submitted 7/6/00
Senate ADOPTED 7/6/00 (40 / 0) Message Received
ADOPTED (/) Ordered Enrolled

Placed on cal for 7/7/00. Withdrawn from cal of 7/7/00 and placed on cal for 7/6/00. House notified

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S D

SENATE DRS2798*-SBZ019.02(4/25) S1344

Short Title: Removal of Abandoned Vessels. (Public)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MAKE IT UNLAWFUL TO ABANDON VESSELS IN COASTAL WATERS AND TO AUTHORIZE THE REMOVAL OF ABANDONED VESSELS AND THE RECOVERY OF COSTS FOR REMOVAL, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. Article 5 of Chapter 76 of the General Statutes is amended by adding a new section to read:

"**§ 76-40.1. Removal of abandoned vessels.**

(a) For purposes of this section, the term 'vessel' means any watercraft or structure, including seaplanes, used or capable of being used as a means of transportation or habitation on or under the water. For purposes of this section, the term 'vessel' does not include any shipwreck, vessel, cargo, tackle, or underwater archaeological artifact that is within the exclusive dominion and control of the State pursuant to G.S. 121-22 or to artificial reefs managed by the Department of Environment and Natural Resources.

(b) It shall be unlawful for any person, firm, or corporation to abandon or cause to be abandoned, any vessel in or upon the coastal fishing waters of the State or upon State-owned submerged lands. The last owner of record of a vessel at the time it was abandoned shall be presumed to be the person who abandoned the vessel or caused its abandonment.

(c) A vessel shall be presumed to be abandoned in violation of this section when the vessel is either left unattended for more than 30 consecutive days or the vessel is left in a wrecked, junked, or substantially dismantled condition without the consent of the Secretary of Environment and Natural Resources.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 17 2000
PRINCIPAL CLERK

S

S1345

D

SENATE DRS1815*-RVZ006(5.9)

Short Title: Information Technology Governance. (Public)

Sponsors: Senator Reeves.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE POWERS AND DUTIES OF THE SECRETARY OF COMMERCE REGARDING INFORMATION TECHNOLOGY MATTERS AND TO REESTABLISH THOSE POWERS AND DUTIES WITHIN THE OFFICE OF THE GOVERNOR, AND TO MAKE OTHER CHANGES IN THE LAWS REGARDING INFORMATION TECHNOLOGY RELATED STATE GOVERNMENT FUNCTIONS.

The General Assembly of North Carolina enacts:

Section 1. Part 16 of Article 10 of Chapter 143B of the General Statutes is repealed.

Section 2. Chapter 147 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 3D.

"Office of Information Technology Services.

"Part 1. Transfer and Organization of Office.

"§ 147-33.75. Transfer to the Office of the Governor.

(a) The Office of Information Technology Services ("Office") of the Department of Commerce and the Information Resource Management Commission are hereby transferred to the Office of the Governor by a Type II transfer, as defined in G.S. 143A-6.

(b) Except as modified in this Article, the Governor has the authority, powers, and duties over the Office that are assigned to the Governor and the head of department pursuant to Article 1 of Chapter 143B of the General Statutes, G.S. 143A-6(b), and the Constitution and other laws of this State.

FILED - SENATE
S 1346 MAY 18 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS6730*-LU07(5.8)

Short Title: Charlotte Transit Procurements. (Local)

Sponsors: Senator Rucho.

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE CITY OF CHARLOTTE TO PURCHASE PUBLIC TRANSIT EQUIPMENT USING THE COMPETITIVE PROPOSAL METHOD OF PROCUREMENT.

The General Assembly of North Carolina enacts:

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

"Section 9.84. Transit Procurements. In addition to other authorized methods of procurement, the City of Charlotte may contract for the purchase, lease, or other acquisition of any apparatus, supplies, materials, or equipment for public transit purposes using the competitive proposal method provided in G.S. 143-129(h)."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SE
S 1347
MAY 1 6 2000
PRINCIPAL CLERK

S D

SENATE DRS6742-LKZ231(5.3)

Short Title: Drivers Points-No Child Restraint. (Public)

Sponsors: Senator Phillips.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO MANDATE THE ASSESSMENT OF DRIVERS LICENSE POINTS FOR FAILURE TO RESTRAIN A CHILD IN A MOTOR VEHICLE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-137.1(d) reads as rewritten:

"(d) ~~No driver license points or insurance points shall be assessed for a violation of this section; nor shall a violation constitute negligence per se or contributory negligence per se nor shall it be evidence of negligence or contributory negligence.~~ A violation of this section shall have all of the following consequences:

(1) Two drivers license points shall be assessed pursuant to G.S. 20-16.

(2) No insurance points shall be assessed.

(3) The violation shall not constitute negligence per se or contributory negligence per se.

(4) The violation shall not be evidence of negligence or contributory negligence."

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

"(c) The Division shall maintain a record of convictions of every person licensed or required to be licensed under the provisions of this Article as an operator and shall enter therein records of all convictions of such persons for any violation of the motor vehicle laws of this State and shall assign to the record of such person, as of the date of commission of the offense, a number of points for every such conviction in accordance with the following schedule of convictions and points, except that points shall not be assessed for convictions resulting in suspensions or revocations under other provisions of laws: Further, any points heretofore charged for violation of

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1194/14-- 4:25 PM JUNE 13, 2000 LEGISLATIVE DAY 123

SENATOR BASNIGHT -- Presiding

PHILLIPS
DRIVERS POINTS-NO CHILD RESTRAINT.
COMM. SUB/2ND EDITION

SENATE BILL 1347
READING 2

AYE	40	ALBERTSON	COOPER	KERR	PLYLER
		ALLRAN	DALTON	KINNAIRD	PURCELL
		BALLANCE	DANNELLY	LEE	RAND
		BALLANTINE	FORRESTER	LUCAS	REEVES
		BASNIGHT	FOXX	MARTIN W	SHAW L
		CARPENTER	GARROU	METCALF	SHAW R
		CARRINGTON	GARWOOD	MILLER	SOLES
		CARTER	GULLEY	ODOM	WARREN
		CLODFELTER	HOYLE	PERDUE	WEINSTEIN
		COCHRANE	JORDAN	PHILLIPS	WELLONS
NO	6	EAST	HORTON	RUCHO	WEBSTER
		HARRIS	MOORE		

EXCUSED	0			
NOT CAST	0			
ABSENT	4	HAGAN	HARTSELL	MARTIN R ROBINSON
PAIRS	0			
AYE				
NO				

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1487
LEGISLATIVE DAY 135
S1347SCS
READING 2

6/28/00
7:10 PM
IN CHAIR: SPEAKER

DRIVERS POINTS - NO CHILD RESTRAINT

AYES - 58

SPEAKER	CUNNINGHAM	HUNTER, H.	RUSSELL
ADAMS	DEDMON	HURLEY	SAUNDERS
ALEXANDER	EARLE	INSKO	SOSSAMON
ALLEN	EASTERLING	JARRELL	THOMAS
BADDOUR	EDWARDS	JEFFUS	TOLSON
BAREFOOT	ESPOSITO	LUEBKE	TUCKER
BLUE	FORD	MCCRARY	WAINWRIGHT
BONNER	FOX	MCLAWHORN	WALEND
BOWIE	GARDNER	MELTON	WARREN
BOYD-MCINTYRE	GOODWIN	MILLER	WEISS
BRIDGEMAN	HACKNEY	OLDHAM	WILSON, C.
CLARY	HALL	PRESTON	WOMBLE
COLE	HENSLEY	REDWINE	WRIGHT
COX	HORN	ROGERS	YONGUE
CULPEPPER	HOWARD		

NOES - 56

ALLRED	DAUGHTRY	JUSTUS	RAYFIELD
ARNOLD	DAVIS	KISER	SETZER
BAKER	DECKER	MCALLISTER	SEXTON
BARBEE	DOCKHAM	MCCOMAS	SHERRILL
BERRY	EDDINS	MCCOMBS	SMITH
BROWN	ELLIS	MCMAHAN	STARNES
BRUBAKER	FITCH	MINER	SUTTON
BUCHANAN	GILLESPIE	MITCHELL	TEAGUE
CANSLER	GRADY	MORGAN	THOMPSON
CAPPS	GRAY	MORRIS	WARNER
CHURCH	GULLEY	NESBITT	WARWICK
CRAWFORD	HAIRE	NYE	WEST
CREECH	HIATT	OWENS	WILSON, G.
CULP	HILL	POPE	WOOD

EXCUSED ABSENCE - 4

GIBSON	HOLMES	KINNEY	RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 2

MICHAUX	TALLENT

S1347SCS

(COPY) Voting System Malfunction

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EY

. # 1509
ISLATIVE DAY 136
S1347SCS
READING 3

6/30/00
11:15 AM
IN CHAIR: SPEAKER

DRIVERS POINTS - NO CHILD RESTRAINT
MOTION #7 · TO RE-REFER BILL TO RULES - MOTION FAILS
(REP. ALLRED'S MOTION)

AYES - 36

ALLRED	DECKER	HOWARD	POPE
ARNOLD	DOCKHAM	KISER	PRESTON
BAKER	ELLIS	MCCOMAS	RAYFIELD
BERRY	ESPOSITO	MCCOMBS	SEXTON
BROWN	GARDNER	MCMAHAN	SHERRILL
BUCHANAN	GRADY	MINER	STARNES
CAPPS	GULLEY	MITCHELL	THOMPSON
CREECH	HIATT	MORGAN	WEST
DAVIS	HILL	MORRIS	WOOD

NOES - 72

ADAMS	DEDMON	JARRELL	SMITH
ALEXANDER	EARLE	JEFFUS	SOSSAMON
ALLEN	EASTERLING	LUEBKE	SUTTON
BADDOUR	EDDINS	MCALLISTER	TEAGUE
BARBEE	EDWARDS	MCCRARY	THOMAS
BAREFOOT	FORD	MCLAWHORN	TOLSON
BLUE	FOX	MELTON	TUCKER
BONNER	GIBSON	MICHAUX	WAINWRIGHT
BOWIE	GILLESPIE	MILLER	WALEND
BOYD-MCINTYRE	GOODWIN	NESBITT	WARNER
BRIDGEMAN	HACKNEY	NYE	WARREN
CANSLER	HAIRE	OLDHAM	WARWICK
CHURCH	HALL	OWENS	WEISS
COLE	HENSLEY	REDWINE	WILSON, C.
COX	HORN	ROGERS	WILSON, G.
CULP	HUNTER, H.	RUSSELL	WOMBLE
CULPEPPER	HURLEY	SAUNDERS	WRIGHT
CUNNINGHAM	INSKO	SETZER	YONGUE

EXCUSED ABSENCE - 7

BRUBAKER	GRAY	KINNEY	TALLENT
DAUGHTRY	HOLMES	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	CRAWFORD	FITCH	JUSTUS
CLARY			

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE 6/30/00

S. B. No. 1347 Amendment No. 2
(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE _____

Rep.)
) Arnold
Sen.)

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

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 delete word "NO" and capitalize the word

5 "insurance"

6

7

9

10

11

12

13

14

15

16

17

18

19

FAILED

SIGNED Jane Arnold

ADOPTED _____ FAILED 27-8/EV (adjusted) TABLED _____

DWicker

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1510
ISLATIVE DAY 136
S1347SCS
READING 3

6/30/00
11:54 AM
IN CHAIR: HACKNEY

AMEND #2 - REP. ARNOLD
DRIVERS POINTS - NO CHILD RESTRAINT

AYES - 27

ARNOLD	GRADY	MCMAHAN	STARNES
BLUE	GULLEY	MINER	SUTTON
BOWIE	HENSLEY	MORGAN	TEAGUE
CREECH	HIATT	MORRIS	THOMPSON
DAVIS	HOWARD	POPE	WILSON, G.
ELLIS	KISER	RAYFIELD	WRIGHT
GILLESPIE	MCCOMAS	SHERRILL	

SPEAKER DW

NOES - ~~80~~ 81 DWilson

ADAMS	CULPEPPER	HURLEY	RUSSELL
ALEXANDER	CUNNINGHAM	INSKO	SAUNDERS
ALLEN	DECKER	JARRELL	SETZER
ALLRED	DEDMON	JEFFUS	SEXTON
BADDOUR	DOCKHAM	JUSTUS	SMITH
BAKER	EARLE	LUEBKE	SOSSAMON
BARBEE	EASTERLING	MCALLISTER	THOMAS
BAREFOOT	EDDINS	MCCOMBS	TOLSON
BERRY	EDWARDS	MCCRARY	TUCKER
BONNER	ESPOSITO	MCLAWHORN	WAINWRIGHT
BOYD-MCINTYRE	FORD	MELTON	WALEND
BRIDGEMAN	FOX	MICHAUX	WARNER
BROWN	GIBSON	MILLER	WARREN
BUCHANAN	GOODWIN	MITCHELL	WARWICK
CANSLER	HACKNEY	NESBITT	WEISS
CAPPS	HAIRE	NYE	WEST
CHURCH	HALL	OLDHAM	WILSON, C.
COLE	HILL	OWENS	WOMBLE
CRAWFORD	HORN	PRESTON	WOOD
CULP	HUNTER, H.	ROGERS	YONGUE

EXCUSED ABSENCE - 7

BRUBAKER	GRAY	KINNEY	TALLENT
DAUGHTRY	HOLMES	RAMSEY	

EXCUSED VOTE - 2

COX	REDWINE

NOT VOTING - ~~4~~ 3 DWilson

~~SPEAKER~~ DWilson	CLARY	FITCH	GARDNER

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1511
ISLATIVE DAY 136
S1347SCS
READING 3

6/30/00
12:04 PM
IN CHAIR: SPEAKER

DRIVERS POINTS - NO CHILD RESTRAINT

AYES - 69

SPEAKER	EDWARDS	INSKO	SAUNDERS
ADAMS	ESPOSITO	JARRELL	SETZER
ALEXANDER	FORD	JEFFUS	SMITH
ALLEN	FOX	LUEBKE	SOSSAMON
BADDOUR	GARDNER	MCALLISTER	TEAGUE
BAREFOOT	GIBSON	MCCRARY	THOMAS
BLUE	GILLESPIE	MCLAWHORN	TOLSON
BONNER	GOODWIN	MELTON	TUCKER
BOWIE	HACKNEY	MICHAUX	WAINWRIGHT
BOYD-MCINTYRE	HAIRE	MILLER	WALEND
BRIDGEMAN	HALL	NYE	WARNER
CHURCH	HENSLEY	OLDHAM	WARREN
COLE	HILL	OWENS	WARWICK
CULPEPPER	HORN	PRESTON	WEISS
CUNNINGHAM	HOWARD	REDWINE	WOMBLE
DEDMON	HUNTER, H.	ROGERS	WRIGHT
EARLE	HURLEY	RUSSELL	YONGUE
EASTERLING			

NOES - 39

ALLRED	CULP	KISER	RAYFIELD
ARNOLD	DAVIS	MCCOMAS	SEXTON
BAKER	DECKER	MCCOMBS	SHERRILL
BARBEE	DOCKHAM	MCMAHAN	STARNES
BERRY	EDDINS	MINER	SUTTON
BROWN	ELLIS	MITCHELL	THOMPSON
BUCHANAN	GRADY	MORGAN	WEST
CANSLER	GULLEY	MORRIS	WILSON, C.
CAPPS	HIATT	NESBITT	WOOD
CREECH	JUSTUS	POPE	

EXCUSED ABSENCE - 7

BRUBAKER	GRAY	KINNEY	TALLENT
DAUGHTRY	HOLMES	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 5

CLARY	CRAWFORD	FITCH	WILSON, G.
COX			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1348 MAY 18 2000 D
PRINCIPAL CLERK

S

SENATE DRSA192*-LL181(4.28)

Short Title: Increase Retirement Benefits. (Public)

Sponsors: Senator Phillips.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ENHANCE THE BENEFITS PAYABLE FROM THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 135-5(b17) reads as rewritten:

"(b17) Service Retirement Allowance of Members Retiring on or After July 1, ~~1997.~~ 1997, but Before July 1, 2000. -- Upon retirement from service in accordance with subsection (a) or (a1) above, on or after July 1, 1997, but before July 1, 2000, a member shall receive the following service retirement allowance.

(1) A member who is a law enforcement officer or an eligible former law enforcement officer shall receive a service retirement allowance computed as follows:

a. If the member's service retirement date occurs on or after his 55th birthday, and completion of five years of creditable service as a law enforcement officer, or after the completion of 30 years of creditable service, the allowance shall be equal to one and eighty hundredths percent (1.80%) of his average final compensation, multiplied by the number of years of his creditable service.

b. If the member's service retirement date occurs on or after his 50th birthday and before his 55th birthday with 15 or more years of creditable service as a law enforcement officer

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS2796-BL33(5.16)

FILED - SENATE
S 1349 MAY 18 2000
PRINCIPAL CLERK

Short Title: Beaufort Local Act. (Local)

Sponsors: Senator Warren.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE COUNTY OF BEAUFORT.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Beaufort County only.

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

FILED - SENATE

S 1350 MAY 18 2000

PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS3910-BL36(5.16)

Short Title: 32nd Senate District Local Act. (Local)

Sponsors: Senator Hagan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 32ND SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 32nd Senatorial District.

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

FILED - SENATE
S 1351 MAY 1 8 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS4742-BL29(5.15)

Short Title: 15th Senate District Local Act. (Local)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 15TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 15th Senatorial District.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1227/3-- 3:36 PM JUNE 21, 2000 LEGISLATIVE DAY 128

SENATOR BASNIGHT -- Presiding

HARRIS
80TH ANN. BENSON'S SINGING CONVENT.
COMM. SUB/2ND EDITION

SENATE RES. 1351

MOTION 7
TO ADOPT

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	1	SHAW L
ABSENT	1	MARTIN R
PAIRS	0	
AYE		
NO		

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

MAY 18 2000

PRINCIPAL CLERK

S

S 1 3 5 2

D

SENATE DRS3905-BL30(5.15)

Short Title: 15th Senate District Local Act. (Local)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 15TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 15th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1353 MAY 18 2000
PRINCIPAL CLERK

SENATE DRS6735-BL37(5.16)

Short Title: 32nd Senate District Local Act. (Local)

Sponsors: Senator Hagan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 32ND SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 32nd Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
MAY 18 2000
PRINCIPAL CLERK

SENATE DRS3916-LN248(5.12) S 1354

Short Title: Indep. Living Funds/County Match. (Local)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE MECKLENBURG COUNTY TO MATCH FEDERAL INDEPENDENT LIVING FUNDS IN THE EVENT THE STATE DOES NOT PROVIDE MATCHING FUNDS.

The General Assembly of North Carolina enacts:

Section 1. If the State does not provide State funds to match federal funds for the Independent Living Program, then a county board of commissioners may use county funds to match federal funds for the Independent Living Program.

Section 2. This act applies only to Mecklenburg County.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1355 MAY 18 2000
PRINCIPAL CLERK

S D

SENATE DRS2807-LL203(5.16)

Short Title: Summit House Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR SUMMIT HOUSE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Correction the sum of three hundred thousand dollars ($300,000) for the 2000-2001 fiscal year to provide additional funding for Summit House, a community-based residential alternative to incarceration for mothers and pregnant women convicted of nonviolent crimes.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1356 MAY 15 2000
PRINCIPAL CLERK

S D

SENATE DRS3920-BL49(5.17)

Short Title: 7th Senate District Local Act. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1357 MAY 18 2000
PRINCIPAL CLERK

S D

SENATE DRSA216-BL53(5.17)

Short Title: 7th Senate District Local Act. (Local)

Sponsors: Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 7TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 18 2000
PRINCIPAL CLERK

S

S 1358

D

SENATE DRS3917-BL44(5.16)

Short Title: 10th Senate District Local Act. (Local)

Sponsors: Senator Cooper.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 10TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 10th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1359 MAY 1 8 2000
PRINCIPAL CLERK

S D

SENATE DRS3911-BL35(5.16)

Short Title: Winston-Salem Local Act. (Local)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE CITY OF WINSTON-SALEM.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the City of Winston-Salem only.

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1298/18-- 5:09 PM JUNE 27, 2000 LEGISLATIVE DAY 131

SENATOR BASNIGHT -- Presiding

HORTON
WINSTON-SALEM LOCAL ACT
COMM. SUB/2ND EDITION

SENATE BILL 1359
READING 2

AYE	46	ALBERTSON	EAST	LEE	RAND
		ALLRAN	FORRESTER	LUCAS	REEVES
		BALLANCE	FOXX	MARTIN R	ROBINSON
		BALLANTINE	GARROU	MARTIN W	RUCHO
		BASNIGHT	GARWOOD	METCALF	SHAW L
		CARPENTER	HAGAN	MILLER	SHAW R
		CARRINGTON	HARRIS	MOORE	SOLES
		CARTER	HARTSELL	ODOM	WARREN
		CLODFELTER	HORTON	PHILLIPS	WEBSTER
		COCHRANE	HOYLE	PLYLER	WEINSTEIN
		DALTON	KERR	PURCELL	WELLONS
		DANNELLY	KINNAIRD		
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	COOPER	GULLEY	JORDAN	PE
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

NO. # 1601
LEGISLATIVE DAY 140
S1359HCS #2
READING 2

7/07/00
11:28 AM
IN CHAIR: SPEAKER

WINSTON-SALEM LOCAL ACT

AYES - 107

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

NOES - 0

EXCUSED ABSENCE - 7

BRIDGEMAN	HIATT	RAMSEY	WRIGHT
GRAY	KINNEY	WARWICK	

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	CREECH	TALLENT	WILSON, C.
ALLEN	JUSTUS		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1644
GISLATIVE DAY 142
S1359HCS#2
READING 3

7/11/00
11:18 AM
IN CHAIR: SPEAKER

WINSTON-SALEM LOCAL ACT

AYES - 104

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

NOES - 0

EXCUSED ABSENCE - ~~5~~ 6

KINNEY	RAMSEY	WARWICK	WOOD
MCCRARY			HIATT

EXCUSED VOTE - 0

NOT VOTING - ~~11~~ 10

SPEAKER	FITCH	HOLMES	SUTTON
COLE	GIBSON	MINER	TALLENT
COX	~~HIATT~~	NESBITT	

S1359HCS

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1499/6-- 4:32 PM JULY 11, 2000 LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

HORTON
WINSTON-SALEM LOCAL ACT
HOUSE COMM. SUB NO. 2/4TH EDITION

SENATE BILL 1359

MOTION 8
TO CONCUR

AYE	43	ALBERTSON	EAST	JORDAN	PURCELL
		BALLANCE	FORRESTER	KERR	RAND
		BASNIGHT	FOXX	KINNAIRD	REEVES
		CARPENTER	GARROU	LEE	ROBINSON
		CARRINGTON	GARWOOD	LUCAS	SHAW R
		CARTER	GULLEY	MARTIN R	SOLES
		CLODFELTER	HAGAN	METCALF	WARREN
		COCHRANE	HARRIS	ODOM	WEBSTER
		COOPER	HARTSELL	PERDUE	WEINSTEIN
		DALTON	HORTON	PHILLIPS	WELLONS
		DANNELLY	HOYLE	PLYLER	
NO	0				
EXCUSED	0				
NOT CAST	5	ALLRAN	MARTIN W	MILLER	SHAW L
		BALLANTINE			
ABSENT	2	MOORE	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 18 2000
PRINCIPAL CLERK

S 1360

S D

SENATE DRS3912-BL34(5.16)

Short Title: Forsyth Act. (Local)

Sponsors: Senator Horton.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE COUNTY OF FORSYTH.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Forsyth County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1361
MAY 18 2000
PRINCIPAL CLERK

S D

SENATE DRS3908-LH197(5.10)

Short Title: NCSU Strawberry Production Funds. (Public)

Sponsors: Senators Albertson and Carpenter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR NORTH CAROLINA STATE UNIVERSITY TO DEVELOP NEW AND IMPROVED STRAWBERRY VARIETIES THAT WILL HELP INCREASE THE STATE'S MARKET SHARE OF FRESH STRAWBERRY PRODUCTION.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of Governors of The University of North Carolina the sum of one hundred thousand dollars ($100,000) for the 2000-2001 fiscal year to be allocated to North Carolina State University to develop new and improved strawberry varieties that will help increase North Carolina's market share of fresh strawberry production.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1362 MAY 18 2000
PRINCIPAL CLERK

S D

SENATE DRS7741-LR365(5.11)

Short Title: Gaston County Property Sales. (Local)

Sponsors: Senators Forrester and Hoyle.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE DISPOSAL OF PERSONAL PROPERTY BY GASTON COUNTY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-266(c) reads as rewritten:

"(c) A city council may adopt regulations prescribing procedures for disposing of personal property valued at less than ~~five thousand dollars ($5,000)~~ fifty thousand dollars ($50,000) for any one item or group of items in substitution for the requirements of this Article. The regulations shall be designed to secure for the city fair market value for all property disposed of and to accomplish the disposal efficiently and economically. The regulations may, but need not, require published notice, and may provide for either public or private exchanges and sales. The council may authorize one or more city officials to declare surplus any personal property valued at less than ~~five thousand dollars ($5,000)~~ fifty thousand dollars ($50,000) for any one item or group of items, to set its fair market value, and to convey title to the property for the city in accord with the regulations. A city official authorized under this section to dispose of property shall keep a record of all property sold under this section and that record shall generally describe the property sold or exchanged, to whom it was sold, or with whom exchanged, and the amount of money or other consideration received for each sale or exchange."

Section 2. This act applies to Gaston County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S 1363 MAY 1 8 2000

PRINCIPAL CLERK

S D

SENATE DRS7742*-LR364(5.9)

Short Title: Extend Whiteville ETJ. (Local)

Sponsors: Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT ALLOWING THE CITY OF WHITEVILLE TO EXERCISE EXTRATERRITORIAL JURISDICTION OVER AN AREA EXTENDING TWO MILES FROM ITS LIMITS.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding G.S. 160A-360(a), the City of Whiteville may exercise the powers granted in Article 19 of Chapter 160A of the General Statutes over an area extending not more than two miles beyond its limits.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1364 MAY 1 8 2000
PRINCIPAL CLERK

S D

SENATE DRS4751-LC272(2.9)

Short Title: Extend Cabarrus E&R Board. (Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CABARRUS BOARD OF EQUALIZATION AND REVIEW TO MEET AFTER ITS FORMAL ADJOURNMENT.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of S.L. 1999-353 reads as rewritten:

"Section 3. Section 2 of this act applies only to ~~Stokes County.~~ Cabarrus and Stokes Counties."

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

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1395/5--10:25 AM | JUNE 30, 2000 | LEGISLATIVE DAY 134

SENATOR BASNIGHT -- Presiding

HARTSELL
EXTEND CABARRUS E&R BOARD

SENATE BILL 1364
READING 2

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

D

FILED - SENATE
S 1365 MAY 1 2000
PRINCIPAL CLERK

SENATE DRSA207(5.15)

Short Title: Expand Interstate Highways. (Public)

Sponsors: Senator Shaw of Cumberland.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

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

"ARTICLE 6F.

"North Carolina Toll Road and Bridge Authority.

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

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

(1) The high cost of constructing long bridges;

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

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

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1366 MAY 18 2000
PRINCIPAL CLERK

S D

SENATE DRS6733-BL28(5.15)

Short Title: Scotland Local Act. (Local)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE COUNTY OF SCOTLAND.

The General Assembly of North Carolina enacts:

Section 1. This act relates to Scotland County only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
MAY 18 2000
PRINCIPAL CLERK

SENATE DRS4745-LG459(5.11) S1367

Short Title: Appropriations Act. (Public)

Sponsors: Senator Purcell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A PUBLIC PURPOSE.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund a sum for the 2000-2001 fiscal year for a public purpose.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 15 2000
PRINCIPAL CLERK

S D

S 1368

SENATE DRS6741-BL48(5.16)

Short Title: Fairview Local Act. (Local)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE TOWN OF FAIRVIEW.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the Town of Fairview only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 22 2000
PRINCIPAL CLERK

S

S 1369

D

SENATE DRS3919-BL46(5.16)

Short Title: 27th Senate District Local Act. (Local)

Sponsors: Senator Moore.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 27TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 27th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 02 2000
PRINCIPAL CLERK

S

S1370

SENATE DRS2800-BL47(5.16)

Short Title: 27th Senate District Local Act. (Local)

Sponsors: Senator Moore.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 27TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 27th Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1371
MAY 22 2000
PRINCIPAL CLERK

S D

SENATE DRS2795*-LL172(4.5)

Short Title: Alexander/Land for Corr. Facilities. (Local)

Sponsors: Senators Garwood and Moore.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT ALEXANDER COUNTY MAY PURCHASE AND CONVEY PROPERTY TO THE STATE OF NORTH CAROLINA FOR USE AS CORRECTIONAL FACILITIES.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 600 of the 1995 Session Laws reads as rewritten:

"Section 1. The ~~County~~ counties of Alexander and Stanly ~~has~~ have power under general law to acquire real and personal property and convey it to the State under G.S. 160A-274 or other applicable law for use as ~~a~~ correctional ~~facility.~~ facilities."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1372
MAY 22 2000
PRINCIPAL CLERK

SENATE DRS3918-LH173(1.31)

Short Title: Active Time/Drug Offenses. (Public)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A JUDGE MAY SENTENCE A PERSON TO ACTIVE TIME FOR A DRUG OFFENSE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1340.13 is amended by adding a new subsection to read:

"(i) Dispositional Deviation for Drug Offense. -- Notwithstanding G.S. 15A-1340.17, the court may impose an active punishment for a class of offense and prior record level even though the chart provides only for the imposition of a community punishment or intermediate punishment if: (i) the conviction is for an offense under G.S. 90-95 and (ii) the court in its discretion finds that the circumstances justify an active punishment. The court shall specify in its judgment the circumstances that in the court's discretion justify the active punishment."

Section 2. This act becomes effective December 1, 2000, and applies to offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1373
MAY 22 2000
PRINCIPAL CLERK

S D

SENATE DRS2810-LH172B(1.31)

Short Title: Reclassify GHB. (Public)

Sponsors: Senator Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO RECLASSIFY GHB AS A SCHEDULE I CONTROLLED SUBSTANCE RATHER THAN A SCHEDULE IV CONTROLLED SUBSTANCE, TO PROVIDE THAT CERTAIN DRUG PRODUCTS CONTAINING GHB SHALL BE CLASSIFIED AS SCHEDULE III CONTROLLED SUBSTANCES, AND TO ADD GAMMA-BUTYROLACTONE ACID TO THE LIST OF PRECURSOR CHEMICALS THAT IT IS UNLAWFUL TO POSSESS OR DISTRIBUTE WITH THE INTENT TO MANUFACTURE AS A CONTROLLED SUBSTANCE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-89(4) reads as rewritten:

"(4) Any material compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation, unless specifically excepted or unless listed in another schedule:

a. Mecloqualone.

b. Methaqualone.

c. Gamma hydroxybutyric acid; Some other names: GHB, gamma-hydroxybutyrate, 4-hydroxybutyrate, 4-hydroxybutanoic acid; sodium oxybate; sodium oxybutyrate."

Section 2. G.S. 90-91 is amended by adding a new subsection to read:

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1374 MAY 23 2000
PRINCIPAL CLERK

S D

SENATE DRS2811-LH186(4.26)

Short Title: NCSU Poultry Faculty Funds. (Public)

Sponsors: Senator Plyler.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THREE ADDITIONAL COOPERATIVE EXTENSION SERVICE AREA SPECIALIZED FIELD FACULTY POSITIONS AT NORTH CAROLINA STATE UNIVERSITY.

Whereas, poultry farm families and poultry companies in North Carolina have been working together for a number of years promoting best management practices and good environmental stewardship; and

Whereas, poultry farmers have recently spent over 13,800 hours in voluntary educational workshop sessions on nutrient management, with the cost being borne by North Carolina's poultry industry; and

Whereas, over 3,450 poultry farmers have worked closely with officials at North Carolina State University, the North Carolina Cooperative Extension Service, and other industry advocates in providing further instruction on best management practices; and

Whereas, over 160 educational workshops have been conducted in key areas all across North Carolina by specially trained instructors with North Carolina State University and the North Carolina Cooperative Extension Service; and

Whereas, this proactive, voluntary action by North Carolina's poultry farm families has greatly benefited the entire State; and

Whereas, the State of North Carolina, therefore, needs to assist poultry farmers in the proper sampling of the soil and litter on their poultry farms, in cooperation with the Agronomics Division of the North Carolina Department of Agriculture and Consumer Services; and

Whereas, there is a critical need for additional area specialized poultry field faculty to provide current and future assistance to North Carolina's poultry

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1375
MAY 22 2000
PRINCIPAL CLERK

SENATE DRSA215-BL62(5.17)

Short Title: 2nd Senate District Local Act. (Local)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 2ND SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 2nd Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1376 MAY 22 2000
PRINCIPAL CLERK

SENATE DRS2806-BL61(5.17)

Short Title: 2nd Senate District Local Act. (Local)

Sponsors: Senator Ballance.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 2ND SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 2nd Senatorial District.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1377 MAY 22 2000
PRINCIPAL CLERK

S D

SENATE DRS2805*-LYX095B(5/15)

Short Title: Lee Local Sales Tax. (Local)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LEE COUNTY TO LEVY A ONE-CENT LOCAL SALES AND USE TAX FOR PUBLIC SCHOOL CAPITAL OUTLAY PURPOSES AND COMMUNITY COLLEGE PLANT FUND PURPOSES, IF APPROVED BY THE VOTERS OF THE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Lee County only.

Section 2. Subchapter VIII of Chapter 105 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 44.

"Second One-Cent (1¢) Local Government Sales and Use Tax.

"**§ 105-515. Short title.**

This Article is the Second One-Cent (1¢) Local Government Sales and Use Tax Act.

"**§ 105-516. Limitations.**

This Article applies only to counties that levy the first one-cent (1¢) sales and use tax under Article 39 of this Chapter or under Chapter 1096 of the 1967 Session Laws, the first one-half cent (1/2¢) local sales and use tax under Article 40 of this Chapter, and the second one-half cent (1/2¢) local sales and use tax under Article 42 of this Chapter.

"**§ 105-517. Levy.**

(a) Authority. -- If the majority of those voting in a referendum held pursuant to this Article vote for the levy of the taxes, the board of commissioners of the county

GENERAL ASSEMBLY OF NORTH CAROLINA

FILED - S.

SESSION 1999

S 1378

PRINCIPAL CLERK

S D

SENATE DRS3924*-LYX098(5.15)

Short Title: Harnett Local Sales Tax. (Local)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE HARNETT COUNTY TO LEVY A ONE-CENT LOCAL SALES AND USE TAX FOR PUBLIC SCHOOL CAPITAL OUTLAY PURPOSES, IF APPROVED BY THE VOTERS OF THE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. This act applies to Harnett County only.

Section 2. Subchapter VIII of Chapter 105 of the General Statutes is amended by adding a new Article to read:

"ARTICLE 44.

"Second One-Cent (1¢) Local Government Sales and Use Tax.

"**§ 105-515. Short title.**

This Article is the Second One-Cent (1¢) Local Government Sales and Use Tax Act.

"**§ 105-516. Limitations.**

This Article applies only to counties that levy the first one-cent (1¢) sales and use tax under Article 39 of this Chapter or under Chapter 1096 of the 1967 Session Laws, the first one-half cent (1/2¢) local sales and use tax under Article 40 of this Chapter, and the second one-half cent (1/2¢) local sales and use tax under Article 42 of this Chapter.

"**§ 105-517. Levy.**

(a) Authority. -- If the majority of those voting in a referendum held pursuant to this Article vote for the levy of the taxes, the board of commissioners of the county may, by resolution, levy one percent (1%) local sales and use taxes in addition to any other State and local sales and use taxes levied pursuant to law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 22 2000
PRINCIPAL CLERK

S

S 1379

D

SENATE DRS3923*-LM235(5.15)

Short Title: Broadway Mayoral Terms. (Local)

Sponsors: Senator Harris.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE CHARTER OF THE TOWN OF BROADWAY TO ALLOW THE MAYOR TO BE ELECTED IN THE SAME YEARS AS TWO TOWN COMMISSIONERS.

The General Assembly of North Carolina enacts:

Section 1. Section 3 of the Charter of the Town of Broadway, being Chapter 548 of the 1947 Session Laws, as amended by Chapter 789 of the 1949 Session Laws and Chapter 416 of the 1997 Session Laws, reads as rewritten:

"Sec. 3. At the time of the holding of the next general election following ratification of this Act, and thereafter, there shall be elected in the Town of Broadway in accordance with the provisions of Article 3 of Chapter 160 of the General Statutes of North Carolina, as amended, the following officers: A mayor and five town commissioners. ~~The mayor shall be elected for a four-year term.~~ In 2001, the Mayor shall be elected for a two-year term. In 2003 and quadrennially thereafter, the Mayor shall be elected for a four-year term. In 1997, the three persons receiving the highest numbers of votes for town commissioner are elected to four-year terms, and the two persons receiving the next highest numbers of votes for town commissioner are elected to two-year terms. In 1999 and quadrennially thereafter, two town commissioners are elected to four-year terms. In 2001 and quadrennially thereafter, three town commissioners are elected to four-year terms. The mayor and the five town commissioners so elected shall constitute the governing body of the Town of Broadway, and such governing body may appoint such other officers and employ such assistants as the governing body of the town may deem necessary for the better governance of the town."

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1380 MAY 22 2000
PRINCIPAL CLERK

S D

SENATE DRS4757-LC244(1.1)

Short Title: 8th Senate District Local Act. (Local)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 8TH SENATORIAL DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. This act applies only to the 8th Senatorial Distict.

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

FILED - SENATE
S 1381 MAY 22 2000
PRINCIPAL CLERK

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S **D**

SENATE DRS2813-LH187C(5.2)

Short Title: Reallocate Water Bond Funds. (Public)

Sponsors: Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REALLOCATE THE PROCEEDS OF THE CLEAN WATER BONDS.

The General Assembly of North Carolina enacts:

Section 1. Pursuant to Section 5.1(i) of S.L. 1998-132, the sum of ** dollars ($**) of the Clean Water Bond proceeds allocated for loans for wastewater collection systems and wastewater treatment works under Section 5.1(h)(1) of S.L. 1998-132 is reallocated to be used by the Department of Environment and Natural Resources to provide grants to local government units for the same purposes and in accordance with the provisions of the Clean Water Revolving Loan and Grant Act for funds in the High-Unit Cost Wastewater Account. Amounts reallocated shall be administered by the Department of Environment and Natural Resources in accordance with Section 5.1(c)(1) of S.L. 1998-132. The funds reallocated under this section shall be divided equally between the amounts reserved in the High-Unit Cost Wastewater Account for units of local government whose bond rating is less than 75 or who have no bond rating and those whose bond rating is 75 or greater.

Section 2. Pursuant to Section 5.1(i) of S.L. 1998-132, the sum of ** dollars ($**) of the Clean Water Bond proceeds allocated for loans for water supply and distribution systems and water conservation projects under Section 5.1(h)(2) of S.L. 1998-132 is reallocated to be used by the Department of Environment and Natural Resources to provide grants to local government units for the same purposes and in accordance with the provisions of the Clean Water Revolving Loan and Grant Act for funds in the High-Unit Cost Water Supply Account. Amounts reallocated shall be administered by the Department of Environment and Natural Resources in accordance with Section 5.1(c)(2) of S.L. 1998-132. The funds reallocated under this

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1214/11--11:46 AM JUNE 15, 2000 LEGISLATIVE DAY 125

LT. GOVERNOR WICKER -- Presiding

KERR
REALLOCATE WATER BOND FUNDS.
COMM. SUB/2ND EDITION

SENATE BILL 1381
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 K
		HOYLE	ODOM	PLYLER	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1381

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

S1381-ALC-6/16

Date 6/19, 200

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

Sen. Kerr

moves to amend the bill on page 1, line 9,
by rewriting the line to read:
"(1) Water supply and distribution systems and water conservation projects:";

and on page 1, lines 17 - 18, by rewriting the lines to read:
"(2) Wastewater collection systems and wastewater treatment works:".

SIGNED J. Kerr
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED V 40-0 FAILED _____ TABLED _____

J. Pruitt 6/19/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1218/4-- 7:22 PM JUNE 19, 2000 LEGISLATIVE DAY 126

LT. GOVERNOR WICKER -- Presiding

KERR
REALLOCATE WATER BOND FUNDS.
COMM. SUB/2ND EDITION

SENATE BILL 1381

AMEND 1

AYE	40	ALBERTSON	DANNELLY	KERR	RAND
		ALLRAN	EAST	KINNAIRD	REEVES
		BALLANTINE	FORRESTER	LEE	ROBINSON
		CARPENTER	FOXX	LUCAS	RUCHO
		CARRINGTON	GARROU	MARTIN W	SHAW R
		CARTER	GARWOOD	METCALF	SOLES
		CLODFELTER	GULLEY	MILLER	WARREN
		COCHRANE	HAGAN	MOORE	WEBSTER
		COOPER	HARRIS	PHILLIPS	WEINSTEIN
		DALTON	HORTON	PURCELL	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	3	BASNIGHT	HARTSELL	SHAW L	
ABSENT	7	BALLANCE	JORDAN	ODOM	TYLER
		HOYLE	MARTIN R	PERDUE	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1219/5-- 7:22 PM JUNE 19, 2000 LEGISLATIVE DAY 126

LT. GOVERNOR WICKER -- Presiding

KERR
REALLOCATE WATER BOND FUNDS.
COMM. SUB/2ND EDITION

SENATE BILL 1381
READING 3

AYE	40	ALBERTSON	DANNELLY	KERR	RAND
		ALLRAN	EAST	KINNAIRD	REEVES
		BALLANTINE	FORRESTER	LEE	ROBINSON
		CARPENTER	FOXX	LUCAS	RUCHO
		CARRINGTON	GARROU	MARTIN W	SHAW R
		CARTER	GARWOOD	METCALF	SOLES
		CLODFELTER	GULLEY	MILLER	WARREN
		COCHRANE	HAGAN	MOORE	WEBSTER
		COOPER	HARRIS	PHILLIPS	WEINSTEIN
		DALTON	HORTON	PURCELL	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	3	BASNIGHT	HARTSELL	SHAW L	
ABSENT	7	BALLANCE	JORDAN	ODOM	[illegible]YLER
		HOYLE	MARTIN R	PERDUE	
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1609
GISLATIVE DAY 140
S1381HCS
READING 2

7/07/00
2:47 PM
IN CHAIR: SPEAKER

REALLOCATE WATER BOND FUNDS

92 DWeeks

AYES - ~~91~~

HAIRE DWeeks

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

NOES - 17

ALLRED	CAPPS	ESPOSITO	POPE
BERRY	DECKER	HENSLEY	STARNES
BLUE	EDDINS	HOLMES	WARNER
BROWN	ELLIS	HOWARD	WOOD
BRUBAKER			

EXCUSED ABSENCE - 7

BARBEE	GRAY	KINNEY	WRIGHT
BRIDGEMAN	HIATT	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - ~~5~~ 4 DWeeks

SPEAKER	~~HAIRE~~	LUEBKE	TALLENT
CREECH	DWeeks		

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

RC

. # 1631
EGISLATIVE DAY 141
S1381HCS
READING 3

7/10/00
8:15 PM
IN CHAIR: SPEAKER

REALLOCATE WATER BOND FUNDS

AYES - 92

ADAMS	DEDMON	JEFFUS	SETZER
ALEXANDER	DOCKHAM	JUSTUS	SEXTON
ALLEN	EARLE	LUEBKE	SHERRILL
ALLRED	EASTERLING	MCCOMAS	SMITH
ARNOLD	EDWARDS	MCCOMBS	SOSSAMON
BADDOUR	FORD	MCLAWHORN	SUTTON
BAKER	FOX	MCMAHAN	TALLENT
BARBEE	GARDNER	MELTON	THOMAS
BAREFOOT	GIBSON	MILLER	THOMPSON
BONNER	GILLESPIE	MINER	TOLSON
BOYD-MCINTYRE	GOODWIN	MITCHELL	TUCKER
BRIDGEMAN	GRADY	MORGAN	WAINWRIGHT
BROWN	GRAY	MORRIS	WALEND
BUCHANAN	GULLEY	NESBITT	WARREN
CHURCH	HACKNEY	NYE	WARWICK
CLARY	HAIRE	OLDHAM	WEISS
COLE	HALL	OWENS	WEST
COX	HILL	PRESTON	WILSON, C.
CRAWFORD	HORN	RAYFIELD	WILSON, G.
CULP	HUNTER, H.	REDWINE	WOMBLE
CULPEPPER	HURLEY	ROGERS	WOOD
CUNNINGHAM	INSKO	RUSSELL	WRIGHT
DAUGHTRY	JARRELL	SAUNDERS	YONGUE

NOES - 15

BERRY	CREECH	ELLIS	KISER
BLUE	DAVIS	ESPOSITO	POPE
BRUBAKER	DECKER	HENSLEY	STARNES
CAPPS	EDDINS	HOWARD	

EXCUSED ABSENCE - 7

CANSLER	KINNEY	MCCRARY	TEAGUE
HIATT	MCALLISTER	RAMSEY	

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER	FITCH	MICHAUX	WARNER
BOWIE	HOLMES		

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1497/4-- 3:11 PM | JULY 11, 2000 | LEGISLATIVE DAY 140

SENATOR BASNIGHT -- Presiding

KERR
REALLOCATE WATER BOND FUNDS.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1381
READING 2

MOTION 8
TO CONCUR

AYE	11	ALLRAN	COCHRANE	FOXX	ROBINSON
		CARPENTER	DALTON	HORTON	WEBSTER
		CARTER	EAST	METCALF	
NO	36	ALBERTSON	GARROU	KINNAIRD	PURCELL
		BALLANCE	GARWOOD	LUCAS	RAND
		BALLANTINE	GULLEY	MARTIN R	REEVES
		BASNIGHT	HAGAN	MARTIN W	SHAW L
		CARRINGTON	HARRIS	MILLER	SHAW R
		CLODFELTER	HARTSELL	ODOM	SOLES
		COOPER	HOYLE	PERDUE	WARREN
		DANNELLY	JORDAN	PHILLIPS	WEINSTEIN
		FORRESTER	KERR	PLYLER	WELLONS
EXCUSED	0				
NOT CAST	1	LEE			
ABSENT	2	MOORE	RUCHO		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1381

S1381-CRLC-7/11

[ ] 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 1381, A BILL TO BE ENTITLED AN ACT TO REALLOCATE THE PROCEEDS OF THE CLEAN WATER BONDS, House Committee Substitute Favorable 7/6/00, submit the following report:

The Senate and House of Representatives 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 Favorable 7/6/00 and substitute the attached Proposed Conference Committee Substitute S1381-PCS 7809-CC.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1381

S1381-CRLC-7/11

Date conferees approved report: July 12, 2000.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Charles W. Albertson	Andrew Thomas Dedmon
Patrick J. Ballantine	Martin L. Nesbitt, Jr.
Kay R. Hagan	Alex Warner
Linda Garrou	William L. Wainwright
Stephen M. Metcalf	Mitch Gillespie

Submitted 7/12/00 w/o objection placed on calendar for immediate consideration
HMore ADOPTED JUL 12 2000 (104/5 EV) Message Received
ADOPTED ( ) Ordered Enrolled

Senate notified

Special Message

4

5

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1381

S1381-CRLC-7/11

[ ] 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 1381, A BILL TO BE ENTITLED AN ACT TO REALLOCATE THE PROCEEDS OF THE CLEAN WATER BONDS, House Committee Substitute Favorable 7/6/00, submit the following report:

The Senate and House of Representatives 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 Favorable 7/6/00 and substitute the attached Proposed Conference Committee Substitute S1381-PCS 7809-LC.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1381

S1381-CRLC-7/11

Date conferees approved report: July 12, 2000.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Charles W. Albertson	Andrew Thomas Dedmon
Patrick J. Ballantine	Martin L. Nesbitt, Jr.
Kay R. Hagan	Alex Warner
Linda Garrou	William L. Wainwright
Stephen M. Metcalf	Mitch Gillespie

Rules susp - Cal 7-12

Senate Submitted 7-12-00
Senate ADOPTED 7-12-00 (45/0) Message Received 7-12-00
House ADOPTED 7-12-00 (/) Ordered Enrolled 7-12-00

House notified 7-12-00
J. Pruitt

Ordered enrolled

ORDERED SENT TO GOVERNOR 7-12-00
BY SPECIAL MESSENGER Janet Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1381

S1381-CRLC-7/11

[] 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 1381, A BILL TO BE ENTITLED AN ACT TO REALLOCATE THE PROCEEDS OF THE CLEAN WATER BONDS, House Committee Substitute Favorable 7/6/00, submit the following report:

The Senate and House of Representatives 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 Favorable 7/6/00 and substitute the attached Proposed Conference Committee Substitute S1381-PCS 7809-LC.

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

NORTH CAROLINA GENERAL ASSEMBLY
CONFERENCE REPORT
Senate Bill 1381

S1381-CRLC-7/11

Date conferees approved report: July 12, 2000.

Conferees for the Senate	Conferees for the House of Representatives
John H. Kerr, III	Bill Owens
Charles W. Albertson	Andrew Thomas Dedmon
Patrick J. Ballantine	Martin L. Nesbitt, Jr.
Kay R. Hagan	Alex Warner
Linda Garrou	William L. Wainwright
Stephen M. Metcalf	Mitch Gillespie

Rules susp - Cal 7-12

Senate Submitted 7-12-00
Senate ADOPTED 7-12-00 (45/0) Message Received
ADOPTED (/) Ordered Enrolled

House notified 7-12-00
D. Pruitt

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1536/18-- 6:10 PM JULY 12, 2000 LEGISLATIVE DAY 141

SENATOR BASNIGHT -- Presiding

KERR
REALLOCATE WATER BOND FUNDS.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1381

CONFERENCE REPORT

MOTION 7
TO ADOPT

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

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EN

. # 1687
EGISLATIVE DAY 143
S1381HCS
CONFERENCE REPORT

7/12/00
5:29 PM
IN CHAIR: SPEAKER

REALLOCATE WATER BOND FUNDS - Adopt

AYES - 104

ADAMS	DAUGHTRY	HURLEY	SAUNDERS
ALEXANDER	DECKER	INSKO	SETZER
ALLEN	DEDMON	JARRELL	SEXTON
ARNOLD	DOCKHAM	JEFFUS	SHERRILL
BADDOUR	EARLE	JUSTUS	SMITH
BAKER	EASTERLING	KISER	SOSSAMON
BAREFOOT	EDWARDS	LUEBKE	STARNES
BLUE	ELLIS	MCALLISTER	SUTTON
BONNER	ESPOSITO	MCCOMBS	TEAGUE
BOWIE	FORD	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	WARNER
CAPPS	GRAY	MORRIS	WARREN
CHURCH	GULLEY	NESBITT	WARWICK
CLARY	HACKNEY	NYE	WEISS
COLE	HAIRE	OLDHAM	WEST
COX	HALL	OWENS	WILSON, C.
CRAWFORD	HENSLEY	PRESTON	WILSON, G.
CREECH	HILL	RAYFIELD	WOMBLE
CULP	HORN	REDWINE	WOOD
CULPEPPER	HOWARD	ROGERS	WRIGHT
CUNNINGHAM	HUNTER, H.	RUSSELL	YONGUE

NOES - 5

ALLRED	DAVIS	EDDINS	POPE
BERRY			

EXCUSED ABSENCE - 6

BARBEE	HOLMES	MCCRARY	RAMSEY
HIATT	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	MCCOMAS	MINER	TALLENT
FITCH			

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1382
MAY 2 2 2000
PRINCIPAL CLERK

S D

SENATE DRS3932*-LE241(5.9)

Short Title: Bidding Law Exemption/Surry County. (Local)

Sponsors: Senator East.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO EXEMPT SURRY COUNTY FROM CERTAIN STATUTORY REQUIREMENTS IN THE RENOVATION AND EXPANSION OF A BUILDING TO BE USED AS A MULTIPURPOSE FACILITY.

The General Assembly of North Carolina enacts:

Section 1. The County of Surry may renovate and expand a building for use as a multipurpose facility without being subject to the requirements of G.S. 143-128, 143-129, 143-131, and 143-132.

Section 2. This act is effective when it becomes law and expires December 31, 2002.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE D
S 1383 MAY 22 2000
PRINCIPAL CLERK

SENATE DRS3938*-LL214(5.17)

Short Title: Community Mediation Center Funds. (Public)

Sponsors: Senators Rand and Ballantine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO COMMUNITY MEDIATION CENTERS ACROSS THE STATE.

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 two hundred eighty-nine thousand eight hundred eighty dollars ($289,880) for the 2000-2001 fiscal year for additional funding for 17 community mediation centers, also known as dispute settlement centers, across the State and for additional funding for the Mediation Network of North Carolina.

Section 2. Of the funds appropriated in Section 1 of this act, twenty-five thousand dollars ($25,000) shall be allocated for additional funding for the Mediation Network of North Carolina. The remaining funds shall be allocated for the 2000-2001 fiscal year as follows:

(1) $8,000 for the Alamance County Dispute Resolution Center;
(2) $8,000 for the Albemarle Dispute Settlement Center;
(3) $10,000 for the Blue Ridge Dispute Settlement Center;
(4) $11,000 for the Cabarrus County Mediation Center;
(5) $18,000 for the Chatham County Dispute Settlement Center;
(6) $40,000 for the Community Mediation Center of Cape Fear;
(7) $10,000 for the Dispute Settlement Center of Moore County;
(8) $11,000 for the Duplin Dispute Settlement Center;
(9) $12,000 for Foothills Mediation Center;
(10) $7,500 for the Henderson County Dispute Settlement Center;
(11) $28,000 for The Mediation Center, Asheville;

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 22 2000
PRINCIPAL CLERK

S

S 1384

D

SENATE DRS6750*-LN264(5.17)

Short Title: State Health Plan Changes. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

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

The General Assembly of North Carolina enacts:

Section 1. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1385 MAY 22 2000
PRINCIPAL CLERK

S D

SENATE DRS4753-LB208(5.16)

Short Title: Pro Tem Appointments. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE.

Whereas, G.S. 120-121 authorizes the General Assembly to make certain appointments to public offices upon the recommendation of the President Pro Tempore of the Senate; and

Whereas, the President Pro Tempore of the Senate has made recommendations; Now, therefore,

The General Assembly of North Carolina enacts:

Section 1. Julia Bryan Jones Daniels of Wake County and Linda Godwin Murphy of Duplin County are appointed to the Board of Trustees of the North Carolina Museum of Art for terms expiring on June 30, 2001.

Section 2. Unless otherwise specified, all appointments made by this act are for terms to begin July 1, 2000.

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

68365 SHIELDS BUSINESS FORMS, RALEIGH, NC 27605

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No. _____

H. B. No. _____ DATE July 6, 2000

S. B. No. 1385 Amendment No. 1

(to be filled in by Principal Clerk)

COMMITTEE SUBSTITUTE ✓

Rep.) Rand

Sen.)

1 moves to amend the bill on page 3, line 22

2 ( ) WHICH CHANGES THE TITLE

3 by _____

4 deleting the name "Randolph

5 _____

6 Palmer Sugg" and inserting

7 _____

8 the name "Robert

9 _____

10 Walter Saunders."

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

SIGNED Tony Rand

ADOPTED ✓ 42-1 FAILED _____ TABLED _____

J. Pruitt 7/6/00

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1468/28-- 4:50 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

RAND
PRO TEM APPOINTMENTS.
COMM. SUB/2ND EDITION

SENATE BILL 1385

AMEND 1

AYE	42	ALBERTSON	FORRESTER	LEE	PURCELL
		ALLRAN	FOXX	LUCAS	RAND
		BALLANCE	GARROU	MARTIN W	REEVES
		BALLANTINE	GARWOOD	METCALF	ROBINSON
		BASNIGHT	GULLEY	MILLER	RUCHO
		CARPENTER	HAGAN	MOORE	SHAW R
		CLODFELTER	HARRIS	ODOM	SOLES
		COCHRANE	HARTSELL	PERDUE	WARREN
		COOPER	HOYLE	PHILLIPS	WEINSTEIN
		DALTON	JORDAN	PLYLER	WELLONS
		DANNELLY	KINNAIRD		
NO	1	HORTON			

EXCUSED	0				
NOT CAST	5	CARRINGTON	EAST	KERR	SHAW L
		CARTER			
ABSENT	2	MARTIN R	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 1385

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

S1385-ALG-1

Date 7-16 ,2000

Comm. Sub. [YES]
Amends Title []
Edition 2

Senator Soles

moves to amend the bill on page 3, line 40,
by adding a new section to read:
"Section 1.33. Beth Rector is appointed to the Child Care Commission for a term expiring on June 30, 2002.".

SIGNED Soles
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED ✓ 44-0 FAILED _____ TABLED _____

J. Pruitt 7/6/00

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1469/29-- 4:50 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

RAND
PRO TEM APPOINTMENTS.
COMM. SUB/2ND EDITION

SENATE BILL 1385

AMEND 2

AYE	44	ALBERTSON	FORRESTER	KERR	PLYLER
		ALLRAN	FOXX	KINNAIRD	PURCELL
		BALLANCE	GARROU	LEE	RAND
		BALLANTINE	GARWOOD	LUCAS	REEVES
		BASNIGHT	GULLEY	MARTIN W	ROBINSON
		CARPENTER	HAGAN	METCALF	RUCHO
		CLODFELTER	HARRIS	MILLER	SHAW R
		COCHRANE	HARTSELL	MOORE	SOLES
		COOPER	HORTON	ODOM	WARREN
		DALTON	HOYLE	PERDUE	WEINSTEIN
		DANNELLY	JORDAN	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	4	CARRINGTON	CARTER	EAST	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. 1470/30-- 4:51 PM JULY 6, 2000 LEGISLATIVE DAY 137

SENATOR BASNIGHT -- Presiding

RAND
PRO TEM APPOINTMENTS.
COMM. SUB/2ND EDITION

SENATE BILL 1385
READING 2

AYE	44	ALBERTSON	FORRESTER	KERR	PLYLER
		ALLRAN	FOXX	KINNAIRD	PURCELL
		BALLANCE	GARROU	LEE	RAND
		BALLANTINE	GARWOOD	LUCAS	REEVES
		BASNIGHT	GULLEY	MARTIN W	ROBINSON
		CARPENTER	HAGAN	METCALF	RUCHO
		CLODFELTER	HARRIS	MILLER	SHAW R
		COCHRANE	HARTSELL	MOORE	SOLES
		COOPER	HORTON	ODOM	WARREN
		DALTON	HOYLE	PERDUE	WEINSTEIN
		DANNELLY	JORDAN	PHILLIPS	WELLONS
NO	0				
EXCUSED	0				
NOT CAST	4	CARRINGTON	CARTER	EAST	SHAW L
ABSENT	2	MARTIN R	WEBSTER		
PAIRS	0				
AYE					
NO					

GENERAL ASSEMBLY
SENATE

NORTH CAROLINA
HOUSE OF REPRESENTATIVES
ROLL CALL

EV

. # 1684
ISLATIVE DAY 143
S1385HCS
READING 2

7/12/00
5:01 PM
IN CHAIR: SPEAKER

PRO TEM & SPEAKER APPOINTMENTS

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 6

BARBEE	HOLMES	MCCRARY	RAMSEY
HIATT	KINNEY		

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER	MCCOMAS	MINER	TALLENT
HAIRE			

~~(COPY)~~ original
DWalker

NORTH CAROLINA GENERAL ASSEMBLY
SENATE

RECORDED VOTE

1999 SESSION
SECOND SESSION 2000

SEQ. 1535/17-- 6:04 PM JULY 12, 2000 LEGISLATIVE DAY 141

SENATOR BASNIGHT -- Presiding

RAND
PRO TEM & SPEAKER APPOINTMENTS.
HOUSE COMM. SUB/4TH EDITION

SENATE BILL 1385

MOTION 8
TO CONCUR

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

GENERAL ASSEMBLY
SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1386 MAY 22 2000
PRINCIPAL CLERK

S D

SENATE DRS6748*-LN241(5.10)

Short Title: TEACCH Capital Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR CAPITAL EXPENDITURES FOR THE TEACCH 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 one million three hundred thousand dollars ($1,300,000) for the 2000-2001 fiscal year. These funds shall be used for capital expenditures for the Carolina Living and Learning Center.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1387 MAY 2 D 2000
PRINCIPAL CLERK

S

SENATE DRS6747*-LN239(5.10)

Short Title: Autism Society Funds. (Public)

Sponsors: Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO SUPPORT PROGRAMS OF THE AUTISM SOCIETY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Autism Society of North Carolina, a nonprofit corporation, the sum of one million eighty-nine thousand eight hundred twenty-two dollars ($1,089,822) for the 2000-2001 fiscal year. These funds shall be allocated as follows:

(1) $250,000 to expand residential day services.

(2) $450,000 for administrative cost-of-living increases.

(3) $64,646 to replace lost funds due to reduction in CAP rates, changes in billing policy, and limits on specific funding categories.

(4) $325,176 for Residential Services, Inc., operational costs.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S D

S 1388 MAY 22 2000

SENATE DRS8652-LGQ445(5.8)

PRINCIPAL CLERK

Short Title: NC Humanities Council Funds. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HUMANITIES COUNCIL.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Humanities Council, a nonprofit corporation, the sum of one hundred thousand dollars ($100,000) for the 2000-2001 fiscal year for the programs of the North Carolina Humanities Council.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S1389 MAY 22 2000

PRINCIPAL CLERK

S D

SENATE DRS4755-LT147(5.16)

Short Title: Funds for Superior Court Judge. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR A SUPERIOR COURT JUDGE IN THE SET OF SUPERIOR COURT DISTRICTS IN MECKLENBURG COUNTY.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Judicial Department the sum of one hundred fifty-nine thousand six hundred fourteen dollars ($159,614) for the 2000-2001 fiscal year for an additional superior court judge in the set of superior court districts in Mecklenburg County.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

SENATE DRS4756-LT146(5.16)

FILED - SENATE
S1390 MAY 22 2000
PRINCIPAL CLERK

Short Title: Funds for District Court Judge. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ADD AN ADDITIONAL DISTRICT COURT JUDGE IN DISTRICT COURT DISTRICT ONE AND TO APPROPRIATE FUNDS FOR THAT PURPOSE.

The General Assembly of North Carolina enacts:

Section 1.(a) G.S. 7A-133(a) reads as rewritten:

"(a) Each district court district shall have the numbers of judges as set forth in the following table:

District	Judges	County
1	4 5	Camden
		Chowan
		Currituck
		Dare
		Gates
		Pasquotank
		Perquimans
2	4	Martin
		Beaufort
		Tyrrell
		Hyde
		Washington
3A	5	Pitt

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1391 MAY 2 2 2000
PRINCIPAL CLERK

S D

SENATE DRS4735-LBX183(5.8)

Short Title: Charlotte Charter Consolidation. (Local)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF CHARLOTTE.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Charlotte is revised and consolidated to read as follows:

"THE CHARTER OF THE CITY OF CHARLOTTE.

"CHAPTER 1.

"ORGANIZATION AND POWERS.

"Section 1.01. **Incorporation and Corporate Powers.** The City shall continue to be a body politic and corporate by the name of "City of Charlotte."

"Section 1.02. **Existing Corporate Boundaries.** The corporate boundaries of the City shall be those existing at the time of ratification of this Charter and as the same may be altered from time to time in accordance with applicable laws.

"CHAPTER 2.

"ELECTIONS.

"Section 2.01. **Regular Municipal Elections; Conduct.** Regular municipal elections shall be held in the City every two years in odd-numbered years, and shall be conducted in accordance with the Uniform Municipal Elections Laws of North Carolina. The Mayor and members of the Council shall be elected according to the partisan election method authorized for municipalities.

"Section 2.02. **Election of the Mayor.** The Mayor shall be elected to serve a term of two years. The Mayor shall be elected by the qualified voters of the City voting at large.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE D
S 1 39 2 MAY 2 2 2000
PRINCIPAL CLERK

S

SENATE DRS3926*-LL175(4.12)

Short Title: Increase Fire and Rescue Pension. (Public)

Sponsors: Senator Phillips.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE MONTHLY PENSION FOR MEMBERS OF THE FIREMEN'S AND RESCUE SQUAD WORKERS' PENSION FUND.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-86-55 reads as rewritten:

"**§ 58-86-55. Monthly pensions upon retirement.**

Any member who has served 20 years as an "eligible fireman" or "eligible rescue squad worker" in the State of North Carolina, as provided in G.S. 58-86-25 and G.S. 58-86-30, and who has attained the age of 55 years is entitled to be paid a monthly pension from this fund. The monthly pension shall be in the amount of ~~one hundred forty-six dollars ($146.00)~~ one hundred fifty-one dollars ($151.00) per month. Any retired fireman receiving a pension shall, effective July 1, ~~1998,~~ 2000, receive a pension of ~~one hundred forty-six dollars ($146.00)~~ one hundred fifty-one dollars ($151.00) per month.

Members shall pay ten dollars ($10.00) per month as required by G.S. 58-86-35 and G.S. 58-86-40 for a period of no longer than 20 years. No "eligible rescue squad member" shall receive a pension prior to July 1, 1983. No member shall be entitled to a pension hereunder until the member's official duties as a fireman or rescue squad worker for which the member is paid compensation shall have been terminated and the member shall have retired as such according to standards or rules fixed by the board of trustees.

A member who is totally and permanently disabled while in the discharge of the member's official duties as a result of bodily injuries sustained or as a result of extreme exercise or extreme activity experienced in the course and scope of those official duties and who leaves the fire or rescue squad service because of this

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1393 MAY 22 D 2000

SENATE DRS4743*-LL186(5.3) PRINCIPAL CLERK

Short Title: District 26 Assist. DAs. (Public)

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO REPLACE EXISTING TEMPORARY POSITIONS WITH PERMANENT ASSISTANT DISTRICT ATTORNEY POSITIONS IN PROSECUTORIAL DISTRICT 26.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-60(a1) reads as rewritten:

"(a1) The counties of the State are organized into prosecutorial districts, and each district has the counties and the number of full-time assistant district attorneys set forth in the following table:

Prosecutorial District	Counties	No. of Full-Time Asst. District Attorneys
1	Camden, Chowan, Currituck, Dare, Gates, Pasquotank, Perquimans	9
2	Beaufort, Hyde, Martin, Tyrrell, Washington	5
3A	Pitt	9
3B	Carteret, Craven, Pamlico	10
4	Duplin, Jones, Onslow, Sampson	14
5	New Hanover, Pender	14
6A	Halifax	4
6B	Bertie, Hertford,	4

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S1394 MAY 22 2000

PRINCIPAL CLERK

S D

SENATE DRS6746-BL63(5.17)

Short Title: 19th, 31st, 32nd Senate Dist. Act. (Local)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE 19TH, 31ST, AND 32ND SENATORIAL DISTRICTS.

The General Assembly of North Carolina enacts:

Section 1. This act relates only to the 19th, 31st, and 32nd Senatorial Districts.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

MAY 2 2 2000

PRINCIPAL CLERK

S

S 1395

D

SENATE DRS2818-LE263(5.16)

Short Title: Close Academic Achievement Gap/Funds. (Public)

Sponsors: Senator Martin of Guilford.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO CLOSE THE ACADEMIC ACHIEVEMENT GAP THAT EXISTS IN THE PUBLIC SCHOOLS.

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 forty million nine hundred sixty-six thousand four hundred dollars ($40,966,400) for the 2000-2001 fiscal year. Of these funds:

(1) The sum of thirty-one million three hundred eighty-six thousand eight hundred dollars ($31,386,800) shall be used for activities and programs to close the academic achievement gap that exists between minority and at-risk students and other students in the public schools; and

(2) The sum of nine million five hundred seventy-nine thousand six hundred dollars ($9,579,600) shall be used to address the needs of students with limited english proficiency.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1396
MAY 22 2000
PRINCIPAL CLERK

S D

SENATE DRS2804-BL54(5.17)

Short Title: Hickory Local Act. (Local)

Sponsors: Senator Allran.

Referred to:

A BILL TO BE ENTITLED

AN ACT RELATING TO THE CITY OF HICKORY.

The General Assembly of North Carolina enacts:

Section 1. This act relates to the City of Hickory only.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
MAY 22 2000
PRINCIPAL CLERK

S D

S1397

SENATE DRSA217-LL207(5.17)

Short Title: District 11B Jud. Assist. Funds. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO ESTABLISH A JUDICIAL ASSISTANT POSITION IN SUPERIOR COURT DISTRICT 11B.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Judicial Department the sum of forty thousand five hundred one dollars ($40,501) for the 2000-2001 fiscal year to establish a judicial assistant position in Superior Court District 11B.

Section 2. This act becomes effective July 1, 2000.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

S

S 1 3 9 8 MAY 2 2 2000

SENATE DRS2802*-LTX141B(5.2) PRINCIPAL CLERK

Short Title: Insurance License Fees/Reciprocity/AB. (Public)

Sponsors: Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE FEES PAID BY INSURANCE LICENSE APPLICANTS; TO EQUALIZE RESIDENT AND NONRESIDENT INSURANCE BROKER LICENSE FEES; AND TO MAKE NORTH CAROLINA INSURANCE PRODUCER LICENSING LAWS COMPLY WITH THE RECIPROCITY REQUIREMENTS IN THE FEDERAL GRAMM-LEACH-BLILEY ACT, PUBLIC LAW 106-102.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-33-125 reads as rewritten:

"**§ 58-33-125. Fees.**

(a) The following table indicates the annual fees that are required for the respective licenses issued, renewed, or cancelled under this Article and Article 21 of this Chapter:

Adjuster	$ 75.00
Adjuster, crop hail only	20.00
Agent appointment cancellation (paid by insurer)	10.00
Agent appointment, individual	20.00
Agent appointment, nonindividual	50.00
Agent appointment, Medicare supplement and long-term care, individual	10.00
Agent appointment, Medicare supplement and long-term care, nonindividual	20.00
Agent, overseas military	20.00
Broker, nonresident	~~100.00~~
	50.00

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S D

FILED - SENATE
S 1399
MAY 23 2000
PRINCIPAL CLERK

SENATE DRS8654-LU04(4.24)

Short Title: Domestic Violence Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR DOMESTIC VIOLENCE PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Department of Administration the sum of four million seven hundred forty thousand dollars ($4,740,000) in recurring funds for the 2000-2001 fiscal year to be allocated to the North Carolina Council for Women for the continuation of domestic violence programs within the State. Of these funds, the North Carolina Council for Women shall allocate sixty thousand dollars ($60,000) to each of the 78 existing domestic violence programs and to the North Carolina Coalition Against Domestic Violence, Inc.

Section 2. Notwithstanding the provisions of G.S. 150B-21.1(a), the Department of Administration may adopt temporary rules to approve abuser treatment programs that apply to the North Carolina Council for Women.

Section 3. Section 1 of this act becomes effective July 1, 2000. Section 2 of this act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE
S 1400 MAY 23 2000
PRINCIPAL CLERK

S D

SENATE DRS7751-LDQ186(5.15)

Short Title: NC Farmland Preservation Funds. (Public)

Sponsors: Senator Odom.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS FOR THE PRESERVATION OF FARMLAND.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North Carolina Farmland Preservation Trust Fund in the Department of Agriculture and Consumer Services the sum of one million dollars ($1,000,000) for the 2000-2001 fiscal year to be used for the purchase of agricultural conservation easements under Article 61 of Chapter 106 of the General Statutes.

Section 2. This act becomes effective July 1, 2000.