SESSION 1999

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D FILED - SENATE

SENATE DRS3706-LDQ095.01(3.24)

APR 8 1999 8801 _

PRINCIPAL CLERK

Short Title: Cape Fear River Basin Research Funds.

(Public)

Sponsors:

Senator Rand.

Referred to:

A BILL TO BE ENTITLED

AN ACT APPROPRIATE TO **FUNDS** FOR DATA COLLECTION, 3 RESTORATION EFFORTS, RESEARCH, AND **PUBLIC EDUCATION** 4 REGARDING THE CAPE FEAR RIVER BASIN.

5 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Cape 7 Fear River Assembly, Inc., the sum of one million one hundred sixty-two thousand 8 dollars (\$1,162,000) for the 1999-2000 fiscal year and the sum of one million one 9 hundred sixty-two thousand dollars (\$1,162,000) for the 2000-2001 fiscal year to 10 conduct comprehensive investigations throughout the lower, middle, and upper portions of the Cape Fear River Basin to obtain critical information regarding water quality and biological and watershed characteristics not presently available. To this end, the funds appropriated by this section shall be allocated as follows:

- (1) \$190,000 for the 1999-2000 fiscal year and \$190,000 for the 2000-2001 fiscal year shall be used to examine benthic communities basinwide to establish the spatial and temporal characteristics of these communities and the river conditions affecting these communities.
- \$200,000 for the 1999-2000 fiscal year and \$200,000 for the 2000-(2) 2001 fiscal year shall be used for continuous monitoring to establish relationships between river flow (tides in the lower basin) and pollutant loading throughout the Cape Fear River Basin.
- \$180,000 for the 1999-2000 fiscal year and \$180,000 for the 2000-(3) 2001 fiscal year shall be used to examine the pattern and extent of metal traces in the Cape Fear River Basin and to study the

SESSION 1999

FILED - SENATE

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S802

APR 8 **D**999

SENATE DRS2650-LG327(4.6)

PRINCIPAL CLERK

(Public) Short Title: NCSU Arboretum/Capital Funds. Senators Plyler and Purcell. Sponsors: Referred to: 1

A BILL TO BE ENTITLED

- AN ACT TO APPROPRIATE FUNDS FOR THE CONSTRUCTION OF THE J. C.
- 3 RAULSTON ARBORETUM EDUCATION CENTER ON THE NORTH
- CAROLINA STATE UNIVERSITY CAMPUS.
- 5 The General Assembly of North Carolina enacts:
- Section 1. There is appropriated from the General Fund to the Board of 6
- 7 Governors of The University of North Carolina the sum of three million four
- 8 hundred thousand dollars (\$3,400,000) for the 1999-2000 fiscal year for the
- 9 construction of the J.C. Raulston Arboretum Education Center on the North Carolina
- 10 State University campus.
- Section 2. This act becomes effective July 1, 1999. 11

SESSION 1999

FILED - SENATE

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S803 APR 8D 1999

SENATE DRS3707-LE187(4.5)

PRINCIPAL CLERK

Short Title: A + Schools Program Funds. (Public) Sponsors: Senator Lee. Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO APPROPRIATE FUNDS FOR THE A+ SCHOOLS PROGRAM.
- 3 The General Assembly of North Carolina enacts:
- Section 1. There is appropriated from the General Fund to the State
- 5 Board of Education the sum of five hundred thousand dollars (\$500,000) for the
- 6 1999-2000 fiscal year and the sum of five hundred thousand dollars (\$500,000) for the
- 7 2000-2001 fiscal year for the A+ Schools program.
- Section 2. This act becomes effective July 1, 1999.

SESSION 1999

Short Title: World View Program for Educators/Funds

FILED - SENATE

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S804 APR 8 1999D

(Public)

SENATE DRS2657-LE171(3.25) PRINCIPAL CLERK

	Comment of the commen
	Sponsors: Senator Lee.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO APPROPRIATE FUNDS TO SUPPORT WORLD VIEW, AN
3	INTERNATIONAL PROGRAM FOR EDUCATORS, IN THE UNIVERSITY
4	CENTER FOR INTERNATIONAL STUDIES AT THE UNIVERSITY OF
5	NORTH CAROLINA AT CHAPEL HILL.
6	The General Assembly of North Carolina enacts:
7	Section 1. There is appropriated from the General Fund to the Board of
	Governors of The University of North Carolina the sum of two hundred seventy-four
	thousand dollars (\$274,000) for the 1999-2000 fiscal year and the sum of two hundred
	seventy-four thousand dollars (\$274,000) for the 2000-2001 fiscal year to support
11	World View, an international program for educators, in the University Center for

12 International Studies at the University of North Carolina at Chapel Hill.

SESSION 1999

FILED - SENATE

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S805

APR 8 1999

SENATE DRS2656-LE179(4.1)

PRINCIPAL CLERK

Short Title:	School Staff Dev. Expansion Funds.	(Public)
Sponsors:	Senator Lee.	
Referred to:		

A BILL TO BE ENTITLED

- 2 AN ACT TO APPROPRIATE FUNDS FOR STAFF DEVELOPMENT FOR THE 3 PUBLIC SCHOOLS.
- 4 The General Assembly of North Carolina enacts:
- Section 1. There is appropriated from the General Fund to State Aid to 6 Local School Administrative Units the sum of one million five hundred thousand
- 7 dollars (\$1,500,000) for the 1999-2000 fiscal year and the sum of one million five
- 8 hundred thousand dollars (\$1,500,000) for the 2000-2001 fiscal year to enhance staff
- 9 development activities in the public schools. These funds shall be used for A+
- 10 Schools programs, TQE programs, and the North Carolina Network Collaborative.
- 11 The State Board shall allocate these funds to participating local school administrative
- 12 units after consultation with sponsoring organizations familiar with these programs.
- Section 2. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

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3806

SENATE DRS2655-LE170(3.25)

PRINCIPAL CLERK

Short Title:	K-12 Int'l Outreach Program Funds.	(Public)
Sponsors:	Senator Lee.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE **FUNDS** TO **SUPPORT** THE K-12 3 INTERNATIONAL OUTREACH PROGRAM IN THE UNIVERSITY CENTER FOR INTERNATIONAL STUDIES AT THE UNIVERSITY OF NORTH 4

CAROLINA AT CHAPEL HILL.

6 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of 8 Governors of The University of North Carolina the sum of ninety-four thousand 9 dollars (\$94,000) for the 1999-2000 fiscal year and the sum of ninety-four thousand 10 dollars (\$94,000) for the 2000-2001 fiscal year to support the K-12 International 11 Outreach Program in the University Center for International Studies at the University 12 of North Carolina at Chapel Hill.

SESSION 1999

FILED - SENATE

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- 8 07 APR 8 D1999

SENATE DRS7614-LGQ313(4.1)

PRINCIPAL CLERK

Short Title: Carolina Ballet Funds. (Public) Sponsors: Senator Lee. Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO CAROLINA BALLET, INC., A PROFESSIONAL BALLET.

4 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Carolina 5 6 Ballet, Inc., a nonprofit corporation, the sum of one million dollars (\$1,000,000) for 7 the 1999-2000 fiscal year to be used for production and performance costs and 8 education program development and implementation.

SESSION 1999

FILED - SENATE

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\$808 APR 8 1909

SENATE DRS3704-LG312(4.1) PRINCIPAL CLERK

Short Title: Digital Signature Pilot Funds. (Public) Sponsors: Senator Reeves. Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR A DIGITAL SIGNATURE PILOT

3 PROJECT.

4 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund a sum for the

6 1999-2000 fiscal year for a Digital Signature Pilot Project.

SESSION 1999

\$809 _ APR 8 1999

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SENATE DRS1646-LG308(3.31)

Short Title: Ho	ome Start Funds. (Public)
Sponsors:	Senator Reeves.
Referred to:	
	A BILL TO BE ENTITLED
CAPACITY	APPROPRIATE FUNDS TO INCREASE AND SUSTAIN THE OF NONPROFIT HOUSING ORGANIZATIONS TO PROVIDE
	BLE HOMES.
	ssembly of North Carolina enacts:
Carolina Housi dollars (\$2,500,	tion 1. There is appropriated from the General Fund to the Northing Finance Agency the sum of two million five hundred thousand 000) for the 1999-2000 fiscal year to be allocated to community-based dable housing organizations. These funds shall be used for direct
grants to new	w and existing community-based nonprofit affordable housing
organizations to	support operations and project activities, and for administrative and
other operation	al purposes that expand the capacity of such organizations to:
(1)	Support the development of housing affordable to persons of low income;
(2)	Support home ownership through credit counseling and other
	home buyer education;
(3)	Meet the housing needs of underserved communities by focusing
	attention and efforts on high-poverty rural areas and distressed
. (4)	urban neighborhoods;
(4)	Provide more appropriate and less costly private housing options
	and services for the elderly and for persons with special needs who
(5)	otherwise might be dependent upon public assistance; and
(3)	Increase stability, help deter crime, and make neighborhoods more
	attractive for further economic and community development through education and community building activities.
	anough cadeation and community building activities.

SESSION 1999

FILED - SENATE

S810 APR 8 1999

SENATE DRS2647-LKQ142(4.1)

PRINCIPAL CLERK

(Public) Short Title: Institute of Govt. IT Funds. Sponsors: Senator Reeves. Referred to:

A BILL TO BE ENTITLED 1

2 AN ACT TO APPROPRIATE FUNDS TO THE UNIVERSITY OF NORTH THE LOCAL GOVERNMENT 3 CAROLINA FOR **INFORMATION**

TECHNOLOGY PROGRAM AT THE INSTITUTE OF GOVERNMENT.

5 The General Assembly of North Carolina enacts:

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Section 1. There is appropriated from the General Fund to the Board of

7 Governors of The University of North Carolina the sum of eight hundred fifty

8 thousand dollars (\$850,000) for the 1999-2000 fiscal year for a local government

9 information technology program at the Institute of Government.

SESSION 1999

FILED - SENATE

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S8 11 APR 8 1999

SENATE DRS4628-LC173(4.1) PRINCIPAL CLERK

	Short Title: Alternative R & D Credit. (Public)
	Sponsors: Senator Reeves.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO PERMIT AN ALTERNATIVE COMPUTATION OF THE STATE
3	TAX CREDIT FOR RESEARCH AND DEVELOPMENT.
4	The General Assembly of North Carolina enacts:
5	Section 1. The title of Article 3B of Chapter 105 of the General Statutes
6	reads as rewritten:
7	"ARTICLE 3B.
8	"Business Tax Credits."
9	Section 2. Article 3B of Chapter 105 of the General Statutes is amended
0	by adding a new section to read:
1	"§ 105-129.16A. Elective credit for research and development.
2	(a) Credit In lieu of the credit for research and development allowed under
3	Article 3A of this Chapter, a taxpayer may elect a credit under this section for its
	research and development expenses incurred in this State. The credit allowed is
5	equal to one percent (1%) of the taxpayer's qualified research expenses incurred in
6	
7	(b) No Double Credit A taxpayer that elects the credit allowed under this
	section is not allowed a credit for research and development under Article 3A of this
9	Chapter with respect to the taxpayer's qualified research expenses. An election of
20	the credit allowed under this section is binding for the current taxable year and all
21	subsequent taxable years until this section is repealed or the Secretary gives the
22	taxpayer permission to elect a different credit."
23	Section 3. G.S. 105-129.15 reads as rewritten:
	"§ 105-129.15. Definitions.
25	The following definitions apply in this Article:

SESSION 1999

FILED - SENATE

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SENATE DRS2649-LK147(4.6)
PRINCIPAL CLERK

Short Title:	: Alcoholic Beverage Sales.	(Public)
Sponsors:	Senators Reeves and Miller.	
Referred to):	
	A BILL TO BE ENTITLED	
AN ACT T	TO REQUIRE THAT A FOOD OR RETAIL BUSINES	S THAT HOLDS
	C PERMIT AND IS LOCATED IN AN URBAN RE	
AREA S	SHALL NOT HAVE ALCOHOLIC BEVERAGE SALES	S IN EXCESS OF
FIFTY P	PERCENT OF THE BUSINESS'S TOTAL ANNUAL SA	ALES.
	al Assembly of North Carolina enacts:	
	Section 1. Article 3 of Chapter 18B of the General St	atutes is amended
by adding a	a new section to read:	
	. Alcoholic beverage sales in Urban Redevelopment Zones.	
	business as defined in G.S. 18B-1000(3) or a retail busin	

11 G.S. 18B-1000(7) that holds an ABC permit under this Chapter and is located in a 12 part of a city that has been designated as an Urban Redevelopment Area under 13 Article 22 of Chapter 160A of the General Statutes shall not have alcoholic beverage 14 sales in excess of fifty percent (50%) of the business's total annual sales. Upon 15 request of a city, the Commission shall investigate the total annual alcohol sales and 16 total sales of a business as defined in this section. The Commission shall report the 17 results of such an investigation to the city council, and the report shall contain only 18 the percentage of annual alcohol sales in proportion to the business's total annual

19 sales. A city may request an investigation of a business by the Commission only once

20 in each calendar year."

Section 2. G.S. 18B-904(e) reads as rewritten:

"(e) Business or Location No Longer Suitable. --

(1)The Commission may suspend or revoke a permit issued by it if, after compliance with the provisions of Chapter 150B of the General Statutes, it finds that the location occupied by the

NORTH CAROLINA GENERAL ASSEMBLY SENATE

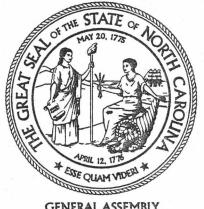
RECORDED VOTE

1999 FIRST SESION

SEQ. 281/	/19	8:20 PM	APRIL 26, 1999	LEG	SLATIVE DAY 51
	rou et	LT. GOVERN	OR WICKER	Presiding	
REEVES ALCOHOLIC COMM. SUB/				SENATE BI READING	ILL 812 2
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	1	WEBSTER			
EXCUSED	0				
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PAIRS

AYE NO 0



GENERAL ASSEMBLY SENATE



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7/01/99 3:36 PM

IN CHAIR: SPEAKER

SEQ. # 908 LEGISLATIVE DAY 91 2 SCS DING 2

ALCOHOLIC BEVERAGE SALES

	AYES	- 105	
SPEAKER	DAVIS	HOWARD	RAYFIELD
ADAMS	DECKER	HUNTER, H.	ROGERS
ALEXANDER	DEDMON	INSKO	RUSSELL
ALLEN	DOCKHAM	JARRELL	SAUNDERS
ALLRED	EARLE	JEFFUS	SETZER
ARNOLD	EASTERLING	JUSTUS	SEXTON
BADDOUR	EDDINS	KINNEY	SMITH
BARBEE	EDWARDS	KISER	STARNES
BAREFOOT	ELLIS	LUEBKE	SUTTON
BLUE	ESPOSITO	MCALLISTER	TALLENT
BONNER	FITCH	MCCOMBS	TEAGUE
BOWIE	FOX	MCCRARY	THOMAS
BOYD-MCINTYRE	GARDNER	MCLAWHORN	THOMPSON
BRASWELL	GIBSON	MCMAHAN	TOLSON
BRIDGEMAN	GILLESPIE	MELTON	TUCKER
BROWN	GOODWIN	MICHAUX	WAINWRIGHT
BRUBAKER	GRADY	MINER	WALEND
CANSLER	GRAY	MITCHELL	WARNER
CAPPS	GULLEY	MORGAN	WARREN
CARPENTER	HACKNEY	MORRIS	WARWICK
COLE	HAIRE	NESBITT	WILSON, C.
COX	HARDAWAY	NYE	WILSON, G.
CRAWFORD	HENSLEY	OLDHAM	WOMBLE
CULP	HIATT	OWENS	WOOD
CULPEPPER	HILL	POPE	WRIGHT
CUNNINGHAM	HORN	PRESTON	YONGUE
DAUGHTRY			

NOES - 1

BAKER

EXCUSED ABSENCE - 11

CHURCH HURLEY MOORE REDWINE
CLARY MCCOMAS MOSLEY SHERRILL
HOLMES MILLER RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 3

BERRY BUCHANAN CREECH



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 812

	(to be filled in by
	Principal Clerk)
S812-ALB-2	Page 1 of
	Date JUL 1 1999, ,1999
Comm. Sub. [Yes] Amends Title [] Second Edition	
Representative Pope	
moves to amend the bill on page 2, by rewriting that line to read: "Section 3. This act becomes	line 24, omes effective October 1, 1999."
SIGNED Polyment Sponsor	
Committee Chair if Senate Committee	e Amendment
ADOPTED JUL 1 1999 FAILED	TABLED
101-1EV	
101-1EV	

1 2 3



SEQ. # 905 LEGISLATIVE DAY 91 2 SCS DING 2

7/01/99 2:51 PM IN CHAIR: SPEAKER

AMEND #1 REP. POPE ALCOHOLIC BEVERAGE SALES

		AYES	- 101	
SPEAKER	CUNNINGHAM		HUNTER, H.	RAYFIELD
ADAMS	DAVIS		INSKO	ROGERS
ALEXANDER	DEDMON		JARRELL	RUSSELL
ALLEN	EARLE		JEFFUS	SAUNDERS
ALLRED	EASTERLING		JUSTUS	SETZER
ARNOLD	EDDINS		KINNEY	SHERRILL
BADDOUR	ELLIS		KISER	SMITH
BAKER	ESPOSITO		LUEBKE	STARNES
BARBEE	FITCH		MCALLISTER	TALLENT
BAREFOOT	FOX		MCCOMBS	TEAGUE
BLUE	GARDNER		MCCRARY	THOMAS
BONNER	GIBSON		MCLAWHORN	THOMPSON
BOWIE	GILLESPIE		MCMAHAN	TOLSON
BOYD-MCINTYRE	GOODWIN		MELTON	TUCKER
BRASWELL	GRADY		MICHAUX	WAINWRIGHT
BRIDGEMAN	GRAY		MINER	WALEND
BROWN	GULLEY		MITCHELL	WARNER
BRUBAKER	HACKNEY		MORGAN	WARREN
CANSLER	HAIRE		MORRIS	WARWICK
CAPPS	HARDAWAY		NESBITT	WILSON, C.
CLARY	HENSLEY		NYE	WILSON, G.
COLE	HIATT		OLDHAM	WOMBLE
COX	HILL		OWENS	WOOD
CREECH	HORN		POPE	WRIGHT
CULP	HOWARD		PRESTON	YONGUE
CULPEPPER				

NOES - 1

DECKER

EXCUSED ABSENCE - 8

CHURCH HURLEY MOORE RAMSEY
HOLMES MILLER MOSLEY REDWINE

EXCUSED VOTE - 0

NOT VOTING - 10

BERRY CRAWFORD EDWARDS SEXTON
BUCHANAN DAUGHTRY MCCOMAS SUTTON
CARPENTER DOCKHAM



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 812

	(mendment NO. 2 to be filled in by Principal Clerk)
	S812-ASE-030	Page 1 of 1
	Date	JUL 1 1999, 1999
	Comm. Sub. [YES] Amends Title [] Second Edition	
	Rep. Baker	
1 2 3	<pre>1 moves to amend the bill on page 2, line 1 2 by rewriting the line to read:</pre>	0,
4 5	4 "pursuant to G.S. 18B-502. This act shal business as defined in G.S. 18B-1000(3), defined in G.S. 18B-100(7), or an eating	a retail business as establishment as defined in
8	8 1, 1989.".	it continuously since July
	SIGNED Sponsor	
	SIGNED Committee Chair if Senate Committee Amend	ment
	FAILED 3-104 EV SWuh	TABLED
	Swin	



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7/01/99 3:17 PM

IN CHAIR: SPEAKER

SEQ. # 906 LEGISLATIVE DAY 91 12 SCS ADING 2

AMEND #2 REP. BUTTER ALCOHOLIC BEVERAGE SALES

BAKER	CUNNINGHAM	AYES	-	
BAKEK	COMMINGRAM		MCCOMAS	
SPEAKER ADAMS ALEXANDER ALLEN ALLRED ARNOLD BADDOUR BARBEE BAREFOOT	DAVIS DECKER DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ELLIS	NOES		RAYFIELD ROGERS RUSSELL SAUNDERS SETZER SEXTON SMITH STARNES SUTTON
BLUE	ESPOSITO		MCALLISTER	TALLENT
BONNER	FITCH		MCCOMBS	TEAGUE
BOWIE	FOX		MCCRARY	THOMAS
BOYD-MCINTYRE	GARDNER		MCLAWHORN	THOMPSON
BRASWELL BRIDGEMAN	GIBSON		MCMAHAN	TOLSON
BROWN	GILLESPIE		MELTON	TUCKER
BRUBAKER	GOODWIN GRADY		MICHAUX	WAINWRIGHT
CANSLER	GRADY		MINER MITCHELL	WALEND
CAPPS	GULLEY		MORGAN	WARNER
CARPENTER	HACKNEY		MORRIS	WARREN WARWICK
COLE	HAIRE		NESBITT	
COX	HARDAWAY		NYE	WILSON, C. WILSON, G.
CRAWFORD	HENSLEY		OLDHAM	WOMBLE
CULP	HIATT		OWENS	WOOD
CULPEPPER	HILL		POPE	WRIGHT
DAUGHTRY	HORN		PRESTON	YONGUE
	1101111		11001014	TONGOL
	EXCUSE	ED ABS	ENCE - 10	
CHURCH	HURLEY		MOSLEY	REDWINE
CLARY	MILLER		RAMSEY	SHERRILL
HOLMES	MOORE			

EXCUSED VOTE - 0

NOT VOTING - 3

BERRY BUCHANAN

CREECH



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 812

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

S812-ASE-001

Date JUL 1 1999 ,1999

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

Rep. Baker

		amend the bill on page 2, lines 23 and 24, ting between those lines:
3	"(3)	When the Commission determines that a permittee has for the
5		first time failed to comply with G.S. 18B-309, the
6		Commission must place the permittee on probationary status for a period of six months, during which time the permittee
7		must submit a monthly report to the Commission indicating
8		the amounts collected from the sale of alcoholic beverages
9		and the amounts collected from the sale of food,
10		nonalcoholic beverages, and other items. If the permittee
11		fails to submit the monthly reports required by this
12		subsection, or if the permittee fails to achieve and
13 14		maintain compliance with G.S. 18B-309 during the prescribed
15		period, the Commission shall suspend or revoke the permittee's ABC permit. "
13		permittee's Abt permit.
	SIGNED	X / Sher
	Amendmen	t Sponsor
	SIGNED _	
	Committee	e Chair if Senate Committee Amendment
	ABOUT	JUL 1 1999 FAILED TABLED
	FAILED	6-101 EV
		Chair if Senate Committee Amendment JUL 1 1999 FAILED TABLED G-/6/ EV While



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SEQ. # 907 LEGISLATIVE DAY 91 12 SCS ADING 2 7/01/99 3:31 PM IN CHAIR: SPEAKER

AMEND #3 - REP BIRTH ALCOHOLIC BEVERAGE SALES

BAKER CANSLER	CARPENTER CUNNINGHAM	AYES - 6 ELLIS	MORRIS
SPEAKER ADAMS ALEXANDER ALLEN ALLEN ALLRED ARNOLD BADDOUR BARBEE BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BROWN BRUBAKER CAPPS COLE COX CRAWFORD CREECH CULP CULPEPPER DAUGHTRY DAVIS	DECKER DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ESPOSITO FITCH FOX GARDNER GIBSON GILLESPIE GOODWIN GRADY GRAY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HIATT HILL HORN HOWARD	NOES - 101 HUNTER, H. INSKO JARRELL JEFFUS JUSTUS KINNEY KISER LUEBKE MCALLISTER MCCOMBS MCCRARY MCLAWHORN MCMAHAN MELTON MICHAUX MINER MITCHELL MORGAN NESBITT NYE OLDHAM OWENS POPE PRESTON RAYFIELD	ROGERS RUSSELL SAUNDERS SETZER SEXTON SMITH STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WALEND WARNER WARREN WARREN WARREN WARWICK WILSON, C. WILSON, G. WOMBLE WOOD WRIGHT YONGUE
CHURCH CLARY HOLMES	EXCUSH HURLEY MCCOMAS MILLER EXCU	ED ABSENCE - 11 MOORE MOSLEY RAMSEY JSED VOTE - 0	REDWINE SHERRILL

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ.	821/16	- 5:08 PM	JULY 6, 1999	LEG	ISLATIVE DAY 92
		SENATO	R BASNIGHT	Presiding	
REEVES				SENATE B	ILL 812
	DLIC BEV. SUB/2ND				
				MOTION 8 TO CONCU	2
AYE	44	ALLRAN BALLANTINE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	1	WEBSTER			
EXCUSE	ED 0				
NOT CA	AST 0				
ABSENT	5	ALBERTSON CARRINGTON	JORDAN	KERR OF THE	STATE SHAM L
PAIRS AYE NO	0			EGREA	S

GENERAL ASSEMBLY SENATE

SESSION 1999

FILED - SENATE

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813 APR 8 1999

SENATE DRS1641-LT096(4.1) PRINCIPAL CLERK

Short Title: Study Minority Juvenile Commitment. (Public)

Sponsors: Senators Lucas, Ballance, Lee, Dannelly, Martin of Guilford, Jordan, Shaw of Cumberland, Kinnaird, Wellons, Cooper, Perdue, and Gulley.

Referred to:

A BILL TO BE ENTITLED

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE A STATE STUDY TO DETERMINE WHETHER

THERE EXISTS AN OVERREPRESENTATION OF MINORITY YOUTH IN

NORTH CAROLINA TRAINING SCHOOLS AND TO CONSIDER

STATEWIDE DISPOSITIONAL ALTERNATIVES AND TO APPROPRIATE

FUNDS FOR THIS PURPOSE.

The General Assembly of North Carolina enacts:

Section 1. North Carolina Central University, in conjunction with its 9 Department of Sociology, shall conduct a study on the overrepresentation of minority 10 youth in North Carolina training schools. In conducting the study, the University 11 shall:

- (1) Compile and analyze data of training school commitments for the years 1991 to 1998, including data of the race, age, gender, and level of offense of all juveniles committed to training schools in all 100 counties of the State during those years;
- (2) Survey all programs throughout the State that serve as prevention programs and alternatives to commitment for juveniles adjudicated delinquent in order to analyze the impact these programs have in deterring minority youth commitment;
- (3) Assess the availability and accessibility of prevention programs and programs that serve as alternatives to commitment to minority and at-risk youth in all 100 counties of the State; and
 - (4) Test data for variables contributing to minority youth overrepresentation in State training schools.

SESSION 1999

FILED - SENATE

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\$814 - APR 8 1999 D

SENATE DRS3694*-LH092B(3.11)
PRINCIPAL CLERK

Short Title:	Matthew Shepard Memorial Act.	(Public
Sponsors:	Senator Gulley.	
Referred to:		

1 A BILL TO BE ENTITLED

AN ACT TO HONOR THE MEMORY OF MATTHEW SHEPARD BY EXPANDING THE SCOPE OF THE HATE CRIME LAWS AND INCREASING 3 4 THE CRIMINAL PENALTY FOR COMMITTING A HATE CRIME.

5 Whereas, Matthew Shepard was seemingly a victim of a hate crime, his 6 sexual orientation being the apparent reason for his murder; and

7 Whereas, Matthew Shepard was recently a resident of this State and lived in Raleigh for about a year; and

Whereas, violent crime is abhorrent, and violent criminal acts based on a 10 person's group membership are particularly unacceptable in a civil society; Now, 11 therefore,

12 The General Assembly of North Carolina enacts:

Section 1. G.S. 14-3(c) reads as rewritten:

"(c) If any Class 2 or Class 3 misdemeanor is committed because of the victim's 15 race, color, religion, nationality, gender, sexual orientation, disability, or country of 16 origin, the offender shall be guilty of a Class 1 misdemeanor. If any Class A1 or Class 17 1 misdemeanor offense is committed because of the victim's race, color, religion, 18 nationality, gender, sexual orientation, disability, or country of origin, the offender 19 shall be guilty of a Class I felony. If any felony is committed because of the victim's 20 race, color, religion, nationality, gender, sexual orientation, disability, or country of 21 origin, the offender shall be punished at the sentencing level that is one level higher 22 than that authorized by the offender's prior record level."

23 Section 2. G.S. 14-401.14 reads as rewritten:

24 "§ 14-401.14. Ethnic intimidation; teaching any technique to be used for ethnic 25 intimidation.

SESSION 1999

FILED - SENATE

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\$815 APR8 1999



SENATE DRS2652-LN134A(3.18)

PRINCIPAL CLERK

Short Title:	(Public)	
Sponsors:	Senator Kinnaird.	
Referred to:		

A BILL TO BE ENTITLED

- 2 AN ACT TO DIRECT THE NORTH CAROLINA STUDY COMMISSION ON AGING TO STUDY RESPITE CARE SERVICES.
- 4 The General Assembly of North Carolina enacts:
- Section 1. The North Carolina Study Commission on Aging shall study 6 respite care services offered pursuant to Part 14C of Article 3 of Chapter 143B of the
- 7 General Statutes. The study shall include whether respite care services available in
- 8 this State are adequate to meet the needs of North Carolina citizens.
- 9 Commission shall report its findings and recommendations, including
- 10 recommended legislation, to the 1999 General Assembly, Regular Session 2000, upon
- 11 its convening.
- 12 Section 2. This act is effective when it becomes law.

SESSION 1999

FILED - SENATE

S

816 - APR 8 1999 D

SENATE DRS1634-LH103(3.22) INCIPAL CLERK

Short Title: Privacy Protection Act. (Public)
Sponsors: Senator Kinnaird.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO PROTECT PRIVACY BY REPEALING THE ANTIQUATED LAW
- 3 THAT MAKES IT A CRIMINAL OFFENSE FOR CERTAIN PEOPLE TO
- 4 COHABIT.
- 5 The General Assembly of North Carolina enacts:
- 6 Section 1. G.S. 14-184 is repealed.
- 7 Section 2. This act is effective when it becomes law.

SESSION 1999

FILED - SENATE

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APR 8 1999

SENATE DRS7620-LC050D(3.25) 8 1 7

PRINCIPAL CLERK

Short Title: Real Property Tax Penalty. (Public) Sponsors: Senator Ballance. Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE AN EXCEPTION TO THE LATE LISTING PENALTY 3 FOR CERTAIN REAL PROPERTY IN COUNTIES THAT HAVE NOT 4 ADOPTED PERMANENT LISTING AND TO PHASE IN PERMANENT LISTING IN ALL COUNTIES. 5

6 The General Assembly of North Carolina enacts:

Section 1. It is the intent of the General Assembly to encourage all 8 counties to adopt a permanent property tax listing system in accordance with G.S. 9 105-303(b). The General Assembly finds that permanent listing is more convenient 10 for taxpayers and more efficient for counties. To encourage counties to adopt 11 permanent listing in the next few years, Section 2 of this act prohibits counties that 12 have not adopted such a system from charging late listing penalties in certain 13 circumstances. Section 3 of this act requires all counties to adopt permanent listing 14 systems by the 2004 tax year.

Section 2. G.S. 105-312(h) reads as rewritten:

"(h) Computation of Penalties. -- Having computed each year's taxes separately as 16 17 provided in subsection (g), above, (g) of this section, there shall be added a penalty of 18 ten percent (10%) of the amount of the tax for the earliest year in which the property 19 was not listed, plus an additional ten percent (10%) of the same amount for each 20 subsequent listing period that elapsed before the property was discovered. 21 penalty shall be computed separately for each year in which a failure to list occurred; 22 and the year, the amount of the tax for that year, and the total of penalties for failure 23 to list in that year shall be shown separately on the tax records; but the taxes and 24 penalties for all years in which there was a failure to list shall be then totalled on a 25 single tax receipt. The penalty provided in this section does not apply to real

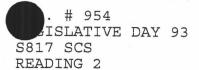
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 504,	/11	1:41 PM	MAY 20, 1999	LE	GISLATIVE DAY 66
BALLANCE REAL PROPI COM SUB/21		TAX PENALTY	R BASNIGHT	Presiding SENATE READING	
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM	PLYLER PURCELL RAND ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER
		COOPER DALTON	HORTON HOYLE	PERDUE PHILLIPS	WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	JORDAN	REEVES		
PAIRS AYE NO	0				





4:24 PM

IN CHAIR: SPEAKER

REAL PROPERTY TAX PENALTY

		AYES	- 107	
SPEAKER	CREECH	11110	HOWARD	PRESTON
ADAMS	CULP		HUNTER, H.	RAYFIELD
ALEXANDER	CULPEPPER		HURLEY	REDWINE
ALLEN	CUNNINGHAM		INSKO	ROGERS
ALLRED	DAUGHTRY		JARRELL	RUSSELL
ARNOLD	DEDMON		JEFFUS	SAUNDERS
BADDOUR	DOCKHAM		JUSTUS	SETZER
BAKER	EARLE		KISER	SEXTON
BARBEE	EASTERLING		LUEBKE	SHERRILL
BAREFOOT	EDDINS		MCALLISTER	SMITH
BERRY	EDWARDS		MCCOMAS	STARNES
BLUE	ELLIS		MCCOMBS	SUTTON
BOWIE	ESPOSITO		MCCRARY	TALLENT
BOYD-MCINTYRE	FITCH		MCLAWHORN	TEAGUE
BRASWELL	FOX		MCMAHAN	THOMAS
BRIDGEMAN	GARDNER		MELTON	THOMPSON
BROWN	GIBSON		MICHAUX	TOLSON
BRUBAKER	GILLESPIE		MILLER	TUCKER
BUCHANAN	GOODWIN		MINER	WAINWRIGHT
CANSLER	GRADY		MITCHELL	WALEND
CAPPS	GULLEY		MOORE	WARREN
CARPENTER	HACKNEY		MORGAN	WILSON, C.
CHURCH	HAIRE		MORRIS	WILSON, G.
CLARY	HENSLEY		NESBITT	WOOD
COLE	HIATT		NYE	WRIGHT
COX	HILL		OWENS	YONGUE
CRAWFORD	HORN		POPE	

NOES - 0

DAVIS DECKER	EXCUSED ABSENCE - 8 GRAY MOSLEY KINNEY RAMSEY	WARNER WARWICK
	EXCUSED VOTE - 0	
BONNER HARDAWAY	NOT VOTING - 5 HOLMES OLDHAM	WOMBLE

S

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

SENATE DRS3708-LHX011A(11.24)NC/PAL CLERK

	Short Title: Postsecondary Education Program. (Public)
	Sponsors: Senator Hartsell.
	Referred to:
1 2	A BILL TO BE ENTITLED AN ACT TO ESTABLISH THE PREPAID POSTSECONDARY EDUCATION
3	AN ACT TO ESTABLISH THE PREPAID POSTSECONDARY EDUCATION EXPENSE PROGRAM, THE PREPAID POSTSECONDARY EDUCATION
4	EXPENSE TRUST FUND, THE NORTH CAROLINA PREPAID
5	POSTSECONDARY EDUCATION EXPENSE BOARD, AND THE NORTH
6	CAROLINA PREPAID TUITION SCHOLARSHIP PROGRAM.
7 8	The General Assembly of North Carolina enacts:
9	Section 1. Chapter 116 of the General Statutes is amended by adding a new Article to read:
10	"ARTICLE 32.
11	"North Carolina Prepaid
12	Postsecondary Education Expense Program.
13	"§ 116-260. Purpose.
14	The General Assembly recognizes that educational opportunity at the
15	postsecondary level is a critical State interest. It further recognizes that educational
16	opportunity is best ensured through the provision of postsecondary institutions that
17	are geographically and financially accessible. Accordingly, it is the intent of the
18	General Assembly that a program be established through which many of the costs
19	associated with postsecondary attendance may be paid in advance and fixed at a
20	guaranteed level for the duration of undergraduate enrollment. It is similarly the
21 22	intent of the General Assembly to provide a program that fosters timely financial
23	planning for postsecondary attendance and to encourage employer participation in
24	the planning through program contributions on behalf of employees and the dependents of employees.
	"\\$ 116-261. Definitions.

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 454/	/5	2:09 PM	MAY 12, 1999	LEGISI	LATIVE DAY 61
		LT. GOVERNO	R WICKER	Presiding	
HENSLEY RULE 609 1	IMPEA	ACHMENT EVIDENCE		HOUSE BILL READING	818
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	2	CARTER	GARWOOD	OF THE STAT	E of NOD
PAIRS	0				图 二星

AYE NO



GENERAL ASSEMBLY OF NORTH CAROLINAD - SENATE

S 8 1 9 APR 8 1999

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SENATE JOINT RESOLUTION DRSJR2644-LG20S(3:16) CLERK

	Sponsors: Senator Cochrane.
	Referred to:
1	A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILMER
2	DAVID "VINEGAR BEND" MIZELL, FORMER NORTH CAROLINA
3	CONGRESSMAN.
4	Whereas, Wilmer David Mizell was born in Vinegar Bend, Alabama, on
5	August 13, 1930, to Walter David Mizell and Addie Turner Mizell; and
6	Whereas, Wilmer David Mizell was affectionately known as "Vinegar
7	Bend"; and
8	Whereas, Wilmer David Mizell graduated from Leakesville High School
9	in Leakesville, Mississippi, in 1949; and
10	Whereas, Wilmer David Mizell married the late Nancy McAlphine on
11	November 16, 1952; and
12	Whereas, Wilmer David Mizell proudly served his country as a member
	of the United States Army from 1953 to 1955; and
14	Whereas, during Wilmer David Mizell's early adult years, he pitched for
	the St. Louis Cardinals, the Pittsburgh Pirates, and the New York Mets; and
16	Whereas, Wilmer David Mizell retired from baseball in 1963 and
17	accepted a position with the Pepsi-Cola Company in Winston-Salem working in the
18	field of sales management and public relations; and
19	Whereas, Wilmer David Mizell served as a County Commissioner for
	Davidson County from 1966 to 1968; and
21	Whereas, Wilmer David Mizell served with honor and distinction as a
22	member of the United States House of Representatives, representing North Carolina's
23	Fifth Congressional District from 1968 to 1974; and
24	Whereas, Wilmer David Mizell served as Assistant Secretary of Economic
25	Development under President Gerald Ford as Assistant Secretary of Agriculture

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 SESSION SECOND SESSION 2000

SEQ. 1178/11-- 7:53 PM JUNE 12, 2000 LEGISLATIVE DAY 122 LT. GOVERNOR WICKER -- Presiding SENATE RES. COCHRANE 819 HONORING LIFE AND MEMORY OF WILMER READING DAVID "VINEGAR BEND" MIZELL. AYE 46 ALBERTSON EAST KINNAIRD PURCELL ALLRAN FORRESTER LEE RAND LUCAS BALLANTINE FOXX REEVES BASNIGHT GARROU MARTIN W ROBINSON CARPENTER GARWOOD METCALF RUCHO CARRINGTON GULLEY MILLER SHAW R MOORE CARTER HAGAN SOLES CLODFELTER HARRIS ODOM WARREN PERDUE COCHRANE HORTON WEBSTER COOPER HOYLE PHILLIPS WEINSTEIN DALTON JORDAN PLYLER WELLONS DANNELLY KERR NO 0

EXCUSED

NOT CAST 1 SHAW L

ABSENT

3 BALLANCE

HARTSELL

PAIRS AYE NO



GENERAL ASSEMBLY **SENATE**





6/27/00 5:23 PM

IN CHAIR: SPEAKER

1461 ISLATIVE DAY 133 SJR819 READING 2

HONOR WILMER DAVID MIZELL

	A	YES - 109	
SPEAKER	DAUGHTRY	HOWARD	RAYFIELD
ADAMS	DAVIS	HUNTER, H.	REDWINE
ALEXANDER	DECKER	HURLEY	ROGERS
ALLEN	DEDMON	INSKO	RUSSELL
ALLRED	DOCKHAM	JARRELL	SAUNDERS
ARNOLD	EARLE	JEFFUS	SETZER
BADDOUR	EASTERLING	JUSTUS	SHERRILL
BAKER	EDDINS	KISER	SMITH
BARBEE	EDWARDS	LUEBKE	SOSSAMON
BAREFOOT	ELLIS	MCALLISTER	STARNES
BERRY	ESPOSITO	MCCOMAS	SUTTON
BLUE	FORD	MCCOMBS	TALLENT
BONNER	FOX	MCCRARY	TEAGUE
BOWIE	GARDNER	MCLAWHORN	THOMAS
BOYD-MCINTYRE	GIBSON	MCMAHAN	THOMPSON
BRIDGEMAN	GILLESPIE	MELTON	TOLSON
BROWN	GOODWIN	MICHAUX	WALEND
BRUBAKER	GRADY	MILLER	WARNER
BUCHANAN	GRAY	MINER	WARREN
CANSLER	GULLEY	MITCHELL	WARWICK
CAPPS	HACKNEY	MORGAN	WEISS
CLARY	HAIRE	MORRIS	WEST
COX	HALL	NESBITT	WILSON, C.
CRAWFORD	HENSLEY	NYE	WILSON, G.
CREECH	HIATT	OWENS	WOMBLE
CULP	HILL	POPE	WOOD
CULPEPPER	HORN	PRESTON	YONGUE
CUNNINGHAM			

NOES - 0

EXCUSED ABSENCE - 3
KINNEY OLDHAM RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 8

CHURCH FITCH SEXTON WAINWRIGHT COLE HOLMES TUCKER WRIGHT

SESSION 1999

FILED - SENATE

S

S820

APR 8 1999

SENATE DRS6610-LC187C(4.6)

PRINCIPAL CLERK

Short Title: Amend NC. Law-3. (Public)

Sponsors: Senator Gulley.

Referred to:

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

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

S821 APR8 10999

S

PRINCIPAL CLERK

SENATE DRS6611-LC187B(4.6)

Short Title: Amend NC Law-2.

(Public)

Sponsors:

1

Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

- 2 AN ACT TO AMEND THE LAW OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- Section 1. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE S 8 2 2 APR & 1999 PRINCIPAL CLERK

SESSION 1999

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SENATE DRS6609-LC187D(4.6)

Short Title: Amend NC Law-4. (Public) Sponsors: Senator Gulley. Referred to:

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

SESSION 1999

FILED - SENATE

S

S823 APR 8 1999

SENATE DRS3709-LM205(4.7)

PRINCIPAL CLERK

Short Title: General Law Act-1. (Public) Sponsors: Senator Shaw of Cumberland. Referred to:

A BILL TO BE ENTITLED

- 2 AN ACT RELATING TO THE AMENDMENT OF THE GENERAL LAWS OF
- NORTH CAROLINA.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act relates to the amendment of the general laws of
- 6 North Carolina.
- Section 2. This act is effective when it becomes law.

SESSION 1999

FILED - SENATE

S

S824 APR 8 1999

SENATE DRS3710-LM206(4.7)

PRINCIPAL CLERK

Short Title: General Law Act-2. (Public) Sponsors: Senator Shaw of Cumberland. Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT RELATING TO THE AMENDMENT OF THE GENERAL LAWS OF
- 3 NORTH CAROLINA.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act relates to the amendment of the general laws of
- 6 North Carolina.
- Section 2. This act is effective when it becomes law.

SESSION 1999

FILED - SENATE

S

S825 APR8 1999

SENATE DRS3713*-LN151(3.26) PRINCIPAL CLERK

Short Title: Housing Finance Agency/Funds.

(Public)

Sponsors:

Senator Shaw of Cumberland.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO TRANSFER CERTAIN FUNDS APPROPRIATED FOR THE 1998-99
- FISCAL YEAR FROM THE DEPARTMENT OF COMMERCE TO THE
- HOUSING FINANCE AGENCY FOR THE HOUSING TRUST FUND.
- 5 The General Assembly of North Carolina enacts:
- Section 1. The Department of Commerce shall transfer to the Housing
- 7 Finance Agency for the Housing Trust Fund the sum of twenty-five million dollars
- 8 (\$25,000,000) from funds appropriated to the Department of Commerce for the 1998-
- 9 99 fiscal year that are unexpended and unencumbered as of June 30, 1999, and would
- 10 therefore revert to the General Fund on that date. These funds shall be used for the
- 11 purposes set out in G.S. 122E-6.
- 12 Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINAED - SENATE

SESSION 1999

APR 8

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PRINCIPAL CLERK

SENATE DRS6614*-LHX061B(2.24)

Short Title:	UNC/Horace Williams Campus.	(Publi	c)
Sponsors:	Senator Lee.		
Referred to:			

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE HORACE WILLIAMS CAMPUS TRUST FUND, TO AUTHORIZE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF 3 4 NORTH **CAROLINA** TO **ISSUE REVENUE BONDS FOR** THE 5 DEVELOPMENT OF THE HORACE WILLIAMS CAMPUS, TO EXEMPT THE 6

HORACE WILLIAMS CAMPUS FROM THE UMSTEAD ACT, AND TO

MAKE VARIOUS CONFORMING CHANGES.

8 The General Assembly of North Carolina enacts: Section 1. G.S. 116-36.5 reads as rewritten:

10 "§ 116-36.5. Centennial Campus trust fund: fund; Horace Williams Campus trust 11 fund.

12 (a) All moneys received through development of the Centennial Campus of North 13 Carolina State University at Raleigh, from whatever source, including the net 14 proceeds from the lease or rental of Centennial Campus real property, shall be placed 15 in a special, continuing, and nonreverting trust fund having the sole and exclusive use 16 for further development of the Centennial Campus, including its operational 17 development. This fund shall be treated in the manner of institutional trust funds as 18 provided in G.S. 116-36.1. This fund shall be deemed an additional and alternative 19 method of funding the Centennial Campus and not an exclusive one. For purposes 20 of this section the term "Centennial Campus" is defined by G.S. 116-198.33(4). To 21 the extent that any general, special, or local law is inconsistent with this section, it is 22 declared inapplicable to this section.

23 (b) All moneys received through development of the Horace Williams Campus of 24 the University of North Carolina at Chapel Hill, from whatever source, including the 25 net proceeds from the lease or rental of Horace Williams Campus real property, shall

SESSION 1999

FILED - SENATE

SENATE DRS2660-LG300(3.29)

S 8 27 APR 8 1999. PRINCIPAL CLERK

Short Title:	NCITE Funds.	(Public)
Sponsors:	Senator Lee.	
Referred to:		

A BILL TO BE ENTITLED

DEPARTMENT OF 2 AN ACT TO APPROPRIATE FUNDS TO THE THE NORTH CAROLINA COLLEGES TO SUPPORT 3 COMMUNITY INDUSTRIES FOR TECHNICAL EDUCATION.

5 The General Assembly of North Carolina enacts:

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There is appropriated from the General Fund to the Section 1. 7 Department of Community Colleges the sum of forty thousand dollars (\$40,000) for 8 the 1999-2000 fiscal year to support the recruitment activities of the North Carolina 9 Industries for Technical Education (NCITE). NCITE recruits students to community 10 colleges with Heavy Equipment and Transport Technology Programs in an effort to 11 revitalize those programs. 12

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

SESSION 1999

FILED - SENATE

S

21

S828 APR 8 1999

SENATE DRS6598*-LN135(3.19)

PRINCIPAL CLERK

Short Title:	Transp. Costs/Invol. Commitment.	(Public)
Sponsors:	Senators Kinnaird and Lee.	
Referred to:		

A BILL TO BE ENTITLED 1

AN ACT TO PROVIDE THAT THE COST AND **EXPENSES** TRANSPORTING A RESPONDENT IN AN INVOLUNTARY COMMITMENT 3 4 PROCEEDING MAY BE RECOVERED FROM THE RESPONDENT'S COUNTY OF RESIDENCE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 122C-251(h) reads as rewritten:

8 "(h) The cost and expenses of transporting a respondent to or from a 24-hour 9 facility is the responsibility of the county of residence of the respondent. The State 10 (when providing transportation under G.S. 122C-408(b)), a city, or a county is 11 entitled to recover the reasonable cost of transportation from either (i) the respondent 12 or some other individual liable for his support and maintenance, if there is property 13 sufficient to pay the cost; or (ii) the county of residence of an indigent respondent. 14 the county of residence of the respondent. The county of residence of the respondent 15 shall reimburse the State, another county, or a city the reasonable transportation costs 16 incurred as authorized by this subsection. The county of residence of the respondent 17 is entitled to recover from its resident respondent or some other individual liable for 18 the resident respondent's support and maintenance if there is property sufficient to 19 pay the cost, unless its resident respondent is indigent, the reasonable cost of

20 transportation that it has paid to another county."

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

SESSION 1999

FILED - SENATE

S 8 2 9 APR 8 1999

SENATE DRSA608-LK152(4.6)

PRINCIPAL CLERK

Short Title: No Billboards on I-40 East. (Public) Sponsors: Senator Jordan. Referred to:

A BILL TO BE ENTITLED

- 2 AN ACT TO PROHIBIT THE ERECTION OF OUTDOOR ADVERTISING ON A PORTION OF INTERSTATE HIGHWAY 40.
- 4 The General Assembly of North Carolina enacts:

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- Section 1. No outdoor advertising, as defined in G.S. 136-128(3), that is 6 visible and intended to be read from the right-of-way of the portion of Interstate 7 Highway 40 from the Orange-Alamance county line to the municipal limits of the 8 City of Wilmington shall be erected on or after the effective date of this act.
- Section 2. Section 1 of this act shall not apply to outdoor advertising 10 described in G.S. 136-129(1), (2), or (3).
- 11 Section 3. This act is effective when it becomes law.





NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 829

AMENDMENT NO. / (to be filled in by

Principal Clerk)

Page 1 of

S829-ARV-001

Date april 28, 1999

Comm. Sub. []
Amends Title [yes]

Senator Hoyle

1 moves to amend the bill on page 1, line 2 and 3, 2 by deleting those lines and amending the title to read: 3 "AN ACT TO DIRECT THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT 4 COMMITTEE TO STUDY ISSUES RELATED TO PROHIBITING THE ERECTION OF 5 OUTDOOR ADVERTISING ON A PORTION OF INTERSTATE HIGHWAY 40 AND TO 6 IMPOSE A MORATORIUM PENDING THE COMMITTEE'S REPORT TO THE GENERAL 7 ASSEMBLY."; 9 and on page 1, lines 5-10, 10 by deleting those lines and by substituting the following: "Section 1. The Joint Legislative Transportation Oversight 12 Committee shall study whether the additional erection of outdoor 13 advertising along the portion of Interstate Highway 40 from the 14 Orange-Alamance county line to the municipal limits of the City of 15 Wilmington should be prohibited. The Committee shall examine the 16 issue with regard to outdoor advertising as defined in G.S. 136-17 128(3), that is visible and intended to be read from the highway 18 right-of-way. The Committee shall report its findings and 19 recommendations to the 2000 Regular Session of the 1999 General 20 Assembly. Pending the report of the Committee, a moratorium is 21 imposed on the erection of new outdoor advertising along the portion 22 of Interstate Highway 40 from the Orange-Alamance county line to the



CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 829

AMENDMENT NO.

(to be filled in by Principal Clerk)

Page 2 of 2

S829-ARV-001

2	by this section shall not apply to outdoor advertising described in G.S. 136-129 (1), (2), or (3). The moratorium shall expire July 1,
	2000. ";
Э	and by renumbering the remaining section of the bill accordingly.
	SIGNED
	Amendment Sponsor
	4 19
	SIGNED C
	Committee Chair if Senate Committee Amendment
	ADOPTED FAILED TABLED
	4/28/99 J. P. witt

MOTULE ON TOLINA ALMENTAL ACCEMBET AMENDMENT	NORTH CAROLINA	GENERAL	ASSEMBLY	AMENDMENT
--	----------------	----------------	-----------------	------------------

(Please type or use ballpoint pen) EDITION No. H. B. No. _ S. B. No. Amendment No. (to be filled in by **COMMITTEE SUBSTITUTE** Principal Clerk) Rep.) Sen.) 1 moves to amend the bill on page _ 2 () WHICH CHANGES THE TITLE 10_ SIGNED _

RECORDED VOTE

1999 FIRST SESION

SEQ. 396	/27	1:04 PM	APRIL 29, 1999	LEGI	SLATIVE DAY 54
4 The second		LT. GOVER	NOR WICKER	Presiding	
JORDAN	ZRDS	ON I-40 EAST		SENATE BI	LL 829
COMM. SUB				AMEND	1
AYE	44	ALBERTSON ALLRAN BALLANCE BALLANTINE CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARTSELL HORTON HOYLE	JORDAN KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MOORE ODOM PERDUE	PHILLIPS PLYLER PURCELL RAND ROBINSON SHAW L SHAW R WARREN WEBSTER WEINSTEIN WELLONS
NO	1	RUCHO			
	ε				
EXCUSED	0		,		
NOT CAST	5	BASNIGHT HARRIS	MILLER	REEVES	SOLES
ABSENT	0			OF THE MAY	TATE OF NO
PAIRS AYE NO	0			GREAT SE	CAROUN

GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 397/	/28	1:05 PM	APRIL 29, 1999	LEGISLA	ATIVE DAY
		LT. GOVERN	OR WICKER	Presiding	
JORDAN NO BILLBOA COMM. SUB/		ON I-40 EAST EDITION		SENATE BILL READING	829 2
AYE	38	ALBERTSON ALLRAN BALLANTINE CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HORTON	JORDAN KERR KINNAIRD LEE LUCAS MARTIN W METCALF PERDUE PHILLIPS	PLYLER PURCELL RAND ROBINSON SHAW L SHAW R WARREN WEINSTEIN WELLONS
NO	6	GARWOOD HOYLE	MARTIN R MOORE	RUCHO	WEBSTER
EXCUSED	0				
NOT CAST	6	BALLANCE BASNIGHT	MILLER ODOM	REEVES	SOLES
ABSENT	0			OF THE STAT	OF NOP
PAIRS AYE NO	0			CREAT ST. 12. II	TO CAROLINATION OF THE PARTY OF

GENERAL ASSEMBLY SENATE



1206 ISLATIVE DAY 100 S829

CRAWFORD

READING 2

10:34 AM

IN CHAIR: SPEAKER

NO BILLBOARDS ON I-40 EAST.

		AYES -	- 96	
SPEAKER	CUNNINGHAM		INSKO	RAYFIELD
ADAMS	DEDMON		JARRELL	REDWINE
ALEXANDER	DOCKHAM		JEFFUS	ROGERS
ALLEN	EARLE		JUSTUS	RUSSELL
ALLRED	EASTERLING		LUEBKE	SAUNDERS
BADDOUR	EDWARDS		MCALLISTER	SETZER
BARBEE	ESPOSITO		MCCOMAS	SHERRILL
BAREFOOT	FITCH		MCCOMBS	SMITH
BERRY	GARDNER		MCLAWHORN	SUTTON
BLUE	GIBSON		MCMAHAN	TALLENT
BONNER	GILLESPIE		MELTON	TEAGUE
BOWIE	GOODWIN		MICHAUX	THOMAS
BOYD-MCINTYRE	GRADY		MILLER	THOMPSON
BRASWELL	GRAY		MITCHELL	TOLSON
BRIDGEMAN	GULLEY		MOORE	TUCKER
BRUBAKER	HACKNEY		MORGAN	WAINWRIGHT
BUCHANAN	HAIRE		MORRIS	WALEND
CANSLER	HARDAWAY		NESBITT	WARNER
CARPENTER	HENSLEY		NYE	WARREN
CHURCH	HILL		OLDHAM	WARWICK
CLARY	HORN		OWENS	WILSON, C.
COLE	HOWARD		POPE	WOMBLE
COX	HUNTER, H.		PRESTON	WRIGHT
CULP	HURLEY		RAMSEY	YONGUE
		NOES -	- 15	
ARNOLD	DAVIS		HIATT	STARNES
BAKER	DECKER		KISER	WILSON, G.
CAPPS	EDDINS		MINER	WOOD
CREECH	ELLIS		SEXTON	
DROINI		D ABSE	ENCE - 6	
BROWN	FOX		MCCRARY	MOSLEY
DAUGHTRY	KINNEY			
	EV.CT	ICED W	OTE - 0	
	EACC	עם עם עו) I E - U	

NOT VOTING - 3

HOLMES

CULPEPPER

SESSION 1999

FILED - SENATE

S

\$ 830 APR 8 10999

SENATE DRS1640-LK107(3.12)

PRINCIPAL CLERK

	Short Title: Auto Repair Work Disclosures. (Public)
	Sponsors: Senators Miller and Ballance.
	Referred to:
1	A BILL TO BE ENTITLED
	AN ACT TO REGULATE AUTO REPAIRS.
3	The General Assembly of North Carolina enacts:
4	Section 1. Chapter 20 of the General Statutes is amended by adding a
	new Article to read:
6	"ARTICLE 15B.
7	"North Carolina Motor Vehicle Repair Act.
8	"§ 20-354. Short title.
10	This act shall be known and may be cited as the 'North Carolina Motor Vehicle
1	Repair Act.'
12	"§ 20-354A. Scope and application. This act shall apply to all mater webigle repair share in Newth Careline and the continuous states."
13	This act shall apply to all motor vehicle repair shops in North Carolina, except: (1) Any motor vehicle repair shop of a municipal, county, State, or
14	
5	federal government when carrying out the functions of the government.
6	(2) Any person who engages solely in the repair of any of the
7	following:
8	a. Motor vehicles that are owned, maintained, and operated
9	exclusively by that person for that person's own use.
20	b. For-hire vehicles which are rented for periods of 30 days or
21	less.
22	(3) Any person who repairs only motor vehicles which are operated
23	principally for agriculture or horticultural pursuits on farms,
24	groves, or orchards and which are operated on the highways of this



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT SENATE BILL 830

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

S830-ALK-1

Date 4/29 ,1999

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

Senator Martin of Guilford

by rewriting that line to read:	
"customer waives in writing his or her right to receive a written	
estimate. A customer may waive his or her right to receive any	
written estimates from a motor vehicle repair shop for a period of	
SIGNED Amendment Sponsor	
STENED	
ADOPTED 45-2 V FAILED TABLED	
J. Print 4/29/99	
	Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment

RECORDED VOTE

1999 FIRST SESSION

SEQ. 380	/11	-11:51 AM	APRIL 29, 1999	LEGI	SLATIVE DAY 54
		LT. GOVERNO	OR WICKER	Presiding	
		ORK DISCLOSURES		SENATE BI	LL 830
COM SUB/21	ND ET	DITION		AMEND	1
-					
AYE	45	ALBERTSON ALLRAN BALLANCE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND ROBINSON RUCHO SHAW L SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	2	BALLANTINE	SHAW R		
		and the control of th			
EXCUSED	0				
NOT CAST	3	GARROU	KINNAIRD	REEVES	
ABSENT	0				
PAIRS AYE NO	0				



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT SENATE BILL 830

S830-ALK-2

AMENDMENT NO.

(to be filled in by Principal Clerk)

Page 1 of /

Comm. Sub. [YES] Amends Title [] Second Edition Senator Plyler 1 moves to amend the bill on page 2, line 7, 2 by rewriting that line to read: "services. Any person or motor vehicle repair shop 4 performing repairs on commercial construction 5 6 equipment." SIGNED Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment FAILED TABLED 9. Putt 4/29/99

RECORDED VOTE

1999 FIRST SESSION

SEQ. 381	/12	-11:53 AM	APRIL 29, 1999	LEGI	SLATIVE DAY 5
		LT. GOVERNO	OR WICKER	Presiding	
MILLER AUTO REPA COM SUB/21		ORK DISCLOSURES		SENATE BI	LL 830
COM SUB/2	ND EL	DITION		AMEND	2
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	1	REEVES			
ABSENT	0				
PAIRS	0				

AYE NO

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No S. B. No	Amendment No. 33
COMMITTEE SUBSTITUTE YES	(to be filled in by Principal Clerk)
Rep.) Niller	
Sen.	
moves to amend the bill on page	, line
) WHICH CHANGES THE TITLE 354 F".	
	SIGNED Bred Do

RECORDED VOTE

1999 FIRST SESSION

SEQ. 383	/14	-11:58 AM	APRIL 29, 1999	LEGI	SLATIVE DAY 54
		LT. GOVERN	OR WICKER	Presiding	
MILLER AUTO REPA COM SUB/2		ORK DISCLOSURES		SENATE BI	LL 830
COM SOB/2	ND EL	JIIION		AMEND	3
			* 4		
AYE	47	ALBERTSON ALLRAN BALLANCE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HORTON JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	1	BALLANTINE			
EXCUSED	0		,		
NOT CAST	2	HARTSELL	HOYLE		
ABSENT	0				
PAIRS AYE NO	0				

RECORDED VOTE

1999 FIRST SESSION

SEQ. 384	/15	-12:01 PM	APRIL 29, 1999	LEG	ISLATIVE DAY 54
		LT. GOVERI	NOR WICKER	Presiding	
MILLER AUTO REPA COM SUB/2		RK DISCLOSURES	5	SENATE BI READING	ILL 830 2
AYE	41	ALBERTSON ALLRAN BALLANCE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY	EAST GARROU GARWOOD GULLEY HAGAN HARRIS HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON SHAW L SOLES WARREN WEINSTEIN WELLONS
NO	9	BALLANTINE COCHRANE FORRESTER	FOXX HARTSELL	MOORE RUCHO	SHAW R WEBSTER
EXCUSED	0				
NOT CAST	0				
ABSENT	0				
PAIRS AYE NO	0				



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 830

(to be filled in by Principal Clerk)
Page 1 of 1

S830-ARL-003

Date 7/15 ,1999

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

Representative Crawford

Denise Heckson

2	moves to amend the bill on page 3, line 41, and on page 4, lines 32 and 36, by deleting the phrase "shall be unlawful" and by substituting the phrase "is a violation of this Article" on all the lines;
6 7 8	and on page 4, line 3, by deleting the word "unlawful" and by substituting the word "prohibited";
	and on page 5, line 24, by deleting the word " <u>Unlawful</u> " and by substituting the word " <u>Prohibited</u> ";
12 13	and on page 6, line 24, by deleting the word "This" and by substituting the phrase "A violation of this Article is not punishable as a crime; however, this". SIGNED Amendment Sponsor SIGNED
	Committee Chair if Senate Committee Amendment
	ADOPTED 112-0 EV FAILED TABLED
	JUL 1 5 1999





7/15/99 10:57 AM

IN CHAIR: SPEAKER

1209 SSLATIVE DAY 100 SS30 HCS READING 2

AMEND #1-REP. CRAWFORD AUTO REPAIR WORK DISCLOSURES.

	AY	YES - 112	
SPEAKER	CULP	HORN	PRESTON
ADAMS	CULPEPPER	HOWARD	RAMSEY
ALEXANDER	CUNNINGHAM	HUNTER, H.	RAYFIELD
ALLEN	DAVIS	HURLEY	REDWINE
ALLRED	DECKER	INSKO	ROGERS
ARNOLD	DEDMON	JARRELL	RUSSELL
BADDOUR	DOCKHAM	JEFFUS	SAUNDERS
BAKER	EARLE	JUSTUS	SETZER
BARBEE	EASTERLING	KISER	SEXTON
BAREFOOT	EDDINS	LUEBKE	SHERRILL
BERRY	EDWARDS	MCALLISTER	SMITH
BLUE	ELLIS	MCCOMAS	STARNES
BONNER	ESPOSITO	MCCOMBS	TALLENT
BOWIE	FITCH	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	FOX	MCMAHAN	THOMAS
BRASWELL	GARDNER	MELTON	THOMPSON
BRIDGEMAN	GIBSON	MICHAUX	TOLSON
BRUBAKER	GILLESPIE	MILLER	TUCKER
BUCHANAN	GOODWIN	MINER	WAINWRIGHT
CANSLER	GRADY	MITCHELL	WALEND
CAPPS	GRAY	MOORE	WARNER
CARPENTER	GULLEY	MORGAN	WARREN
CHURCH	HACKNEY	MORRIS	WARWICK
CLARY	HARDAWAY	NESBITT	WILSON, C.
COLE	HENSLEY	NYE	WILSON, G.
COX	HIATT	OLDHAM	WOMBLE
CRAWFORD	HILL	OWENS	WRIGHT
CREECH	HOLMES	POPE	YONGUE

NOES - 0

EXCUSED ABSENCE - 5
BROWN KINNEY MCCRARY MOSLEY
DAUGHTRY

EXCUSED VOTE - 0

NOT VOTING - 3

HAIRE SUTTON WOOD



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 830

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

S830-ARL-002

Date 7/15 ,1999

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

Representative Capps

(d)

1 moves to amend the bill on page 6, lines 26-27, by inserting between 2 the lines the following new section: "Section 2. Chapter 66 of the General Statutes is amended 4 by adding a new Article to read: 'ARTICLE 35. 6 'Truthful Advertisements of Costs of Servicing or Repairing Private Passenger Vehicles. 8 '§ 66-280. Advertisements of servicing or repairing private 9 passenger vehicles. (a) Any business that services or repairs private passenger 11 vehicles and advertises the cost of a specified service or repair of 12 private passenger vehicles shall disclose in the advertisement all 13 additional charges routinely charged for that service or repair, 14 including shop supplies or charges, except any fees and taxes that 15 are required by law, that a consumer will be charged. 16 (b) If a business that services or repairs private passenger 17 vehicles fails to comply with the requirements of this section, 18 then, upon written notice to that business, the consumer is required 19 to pay only those charges disclosed in the advertisement, plus any 20 fees and taxes that are required by law. (c) A violation of this section shall constitute an unfair trade 22 practice under G.S. 75-1.1.

For purposes of this section, 'private passenger vehicle' has



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 830

AMENDMENT NO. 2 (to be filled in by

Principal Clerk)
Page 2 of 2

1 the same meaning as in G.S. 20-4.01.'";

2 and by renumbering the remaining section accordingly.

SIGNED Amendment Sponsor

SIGNED Committee Chair if Senate Committee Amendment

ADOPTED 80-30 EV FAILED TABLED

Denise Hechsenz



EU 7/15/99

7/15/99 11:11 AM

IN CHAIR: SPEAKER

1210 ISLATIVE DAY 100 S830 HCS READING 2

SPEAKER

CANSLER

AMEND #2 REP. CHOPS
AUTO REPAIR WORK DISCLOSURES.

	AYES	- 80	
ALEXANDER ALLEN ALLRED ARNOLD BARBEE BOWIE BRASWELL BUCHANAN CAPPS CARPENTER CHURCH CLARY COLE COX CRAWFORD CREECH CULP DAVIS DECKER	DOCKHAM EARLE EASTERLING EDWARDS ELLIS ESPOSITO FITCH FOX GARDNER GIBSON GILLESPIE GRADY GRAY GULLEY HARDAWAY HIATT HILL HOLMES HORN	- 80 HURLEY INSKO JARRELL JUSTUS KISER LUEBKE MCALLISTER MCCOMAS MCCOMBS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MITCHELL MOORE MORGAN MORRIS	OLDHAM OWENS POPE PRESTON RAYFIELD ROGERS SETZER SEXTON SMITH STARNES TALLENT TEAGUE THOMAS THOMPSON TUCKER WAINWRIGHT WALEND WARNER WARWICK
DEDMON	HOWARD	NYE	WOMBLE
	NOES	- 30	
ADAMS BADDOUR BAKER BAREFOOT BERRY BLUE BONNER BOYD-MCINTYRE	BRIDGEMAN BRUBAKER CULPEPPER CUNNINGHAM EDDINS GOODWIN HAIRE HENSLEY EXCUSED ABS KINNEY	JEFFUS NESBITT RAMSEY REDWINE RUSSELL SAUNDERS SHERRILL	SUTTON TOLSON WARREN WILSON, G. WOOD WRIGHT YONGUE
DAUGHTRY			
	EXCUSED V	OTE - 0	

NOT VOTING - 5

HUNTER, H.

HACKNEY

WILSON, C.



EU

7/15/99 11:12 AM

IN CHAIR: SPEAKER

1211 ISLATIVE DAY 100 S830 HCS READING 2

HACKNEY

AUTO REPAIR WORK DISCLOSURES.

	AYES	- 103	
SPEAKER	CULP	INSKO	REDWINE
ADAMS	CULPEPPER	JARRELL	ROGERS
ALEXANDER	CUNNINGHAM	JEFFUS	RUSSELL
ALLEN	DEDMON	JUSTUS	SAUNDERS
ALLRED	DOCKHAM	KISER	SETZER
ARNOLD	EARLE	LUEBKE	SEXTON
BADDOUR	EASTERLING	MCALLISTER	SHERRILL
BAKER	EDDINS	MCCOMAS	SMITH
BARBEE	EDWARDS	MCCOMBS	STARNES
BAREFOOT	ELLIS	MCLAWHORN	SUTTON
BLUE	ESPOSITO	MCMAHAN	TALLENT
BONNER	FITCH	MELTON	TEAGUE
BOWIE	GARDNER	MICHAUX	THOMAS
BOYD-MCINTYRE	GIBSON	MILLER	THOMPSON
BRASWELL	GILLESPIE	MINER	TOLSON
BRIDGEMAN	GOODWIN	MOORE	TUCKER
BRUBAKER	GRADY	MORGAN	WAINWRIGHT
BUCHANAN	GRAY	MORRIS	WALEND
CANSLER	GULLEY	NESBITT	WARREN
CAPPS	HAIRE	NYE	WARWICK
CARPENTER	HARDAWAY	OLDHAM	WILSON, C.
CHURCH	HENSLEY	OWENS	WILSON, G.
CLARY	HIATT	POPE	WILSON, G. WOMBLE
COLE	HILL	PRESTON	WRIGHT
COX	HOLMES	RAMSEY	YONGUE
CRAWFORD	HORN	RAYFIELD	TONGOE
CRAWFORD	HOKN	KAIFIELD	
	NOES	- 7	
BERRY	DAVIS	HOWARD	WOOD
CREECH	DECKER	MITCHELL	
	EXCUSED ABS		
BROWN	KINNEY	MCCRARY	MOSLEY
DAUGHTRY			
	EXCUSED V	OTE - 0	
	NOT VOTI	ING - 5	
FOX	HUNTER, H.	HURLEY	WARNER
113 CIMITAL			





7/19/99 9:10 PM

IN CHAIR: HACKNEY

1256 ISLATIVE DAY 101 S830 HCS READING 3

AUTO REPAIR WORK DISCLOSURES.

	AYES	- 95 96 dw	
ALEXANDER	CUNNINGHAM	HOLMES	RAYFIELD
ALLEN	DAUGHTRY	HORN	REDWINE
ALLRED	DAVIS	HOWARD	RUSSELL
ARNOLD	DEDMON	HURLEY	
BAKER			SAUNDERS
	DOCKHAM	INSKO	SETZER
BAREFOOT	EARLE	JARRELL	SEXTON
BLUE	EASTERLING	JEFFUS	SHERRILL
BONNER	EDDINS	JUSTUS	SMITH
BOWIE	EDWARDS	LUEBKE	STARNES
BOYD-MCINTYRE	ELLIS	MCCOMAS	TALLENT
BRASWELL	ESPOSITO	MCCOMBS	TEAGUE
BRIDGEMAN	FITCH	MCCRARY	THOMAS
BROWN	FOX	MCLAWHORN	TOLSON
BUCHANAN	GARDNER	MCMAHAN	TUCKER
CANSLER	GIBSON	MELTON	WAINWRIGHT
CAPPS	GILLESPIE	MICHAUX	WALEND
CARPENTER	GOODWIN	MINER	WARREN
CHURCH	GRADY	MOORE	WARWICK
CLARY	GRAY	MORGAN	WILSON, C.
COLE	GULLEY	MORRIS	WILSON, G.
COX	HACKNEY	NESBITT	WOMBLE
CRAWFORD	HARDAWAY	OWENS	WRIGHT
CULP	HENSLEY	POPE	YONGUE
CULPEPPER	HILL	PRESTON	
COLFEFER	TITL .	PRESION	HAIRE
	NOES	- 6	
BERRY	KISER	NYE	THOMPSON
BRUBAKER	MITCHELL		
	EXCUSED ABS	ENCE - 5	
BADDOUR	KINNEY	MOSLEY	WOOD
BARBEE			WOOD
	EXCUSED V	OTE - 0	
		011	
	NOT VOTI	NG - 14/3	
SPEAKER	TIN TIPE	MILLER	ROGERS
ADAMS	HIATT		
CREECH		OLDHAM	SUTTON
	HUNTER, H.	RAMSEY	WARNER
DECKER	MCALLISTER		

RECORDED VOTE

1999 FIRST SESSION

SEQ. 107	1/8	-12:39 PM	JULY 20, 1999	LE	GISLATIVE DAY 100
		LT. GOVERN	OR WICKER	Presiding	
MILLER AUTO REPA HOUSE COM	IR WO	ORK DISCLOSURES JB./5TH EDITION		SENATE I	BILL 830
				MOTION 8	
AYE	39	ALBERTSON ALLRAN BALLANCE CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER GARROU GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND ROBINSON SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	4	BALLANTINE	FOXX	MOORE	WEBSTER
EXCUSED	0				
NOT CAST	3	BASNIGHT	GARWOOD	REEVES	
ABSENT	4	CARRINGTON	JORDAN	RUCHO	STATE AW L
PAIRS AYE NO	0			E GREAT CONTRACTOR OF THE STATE	AN 20, 1775 CAROLL

GENERAL ASSEMBLY SENATE

SESSION 1999

FILED - SENATE

S

\$831 APR 8 1999

SENATE DRS4624-LN133(3.18)

PRINCIPAL CLERK

	Short Title: Funds/Childhood Immuniz. (Public)
	Sponsors: Senators Purcell and Forrester.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO APPROPRIATE FUNDS TO IMPROVE THE UNIVERSAL
3	CHILDHOOD VACCINE DISTRIBUTION PROGRAM.
4	The General Assembly of North Carolina enacts:
5	Section 1. There is appropriated from the General Fund to the
6	Department of Health and Human Services the sum of seven million seven hundred
7	thirty-five thousand three hundred twenty dollars (\$7,735,320) for the 1999-2000 fiscal
8	year and the sum of seven million seven hundred thirty-five thousand three hundred
9	twenty dollars (\$7,735,320) for the 2000-2001 fiscal year for the Universal Childhood
10	Vaccine Distribution Program. These funds shall be allocated as follows:
11	(1) \$2,427,320 for Hepatitis B Vaccine;
12	(2) \$928,000 for Varicella Vaccine;
13	(3) \$3,600,000 for Rotavirus Vaccine; and
14	(4) \$780,000 for outreach and follow-up activities.
15	Section 2. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

S

15

\$832 - APR 8 199

SENATE DRSA603-LN139(3.24)

PRINCIPAL CLERK

Short Title: Traumatic Brain Injury/Medicaid Waiver. (Public)

Sponsors: Senators Purcell, Kerr, and Hartsell.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO SUPPORT A HOME AND 3 COMMUNITY-BASED MEDICAID WAIVER FOR INDIVIDUALS WITH 4 TRAUMATIC BRAIN INJURY.

5 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 one million five hundred one thousand three hundred three dollars (\$1,501,303) for the 1999-2000 fiscal year and the sum of one million five hundred one thousand three hundred three dollars (\$1,501,303) for the 2000-2001 fiscal year. These funds shall be used to match federal and local funds to support a Home and Community-Based Medicaid Waiver for approximately 100 individuals with Traumatic Brain Injury. Of these funds, one hundred fifty thousand dollars (\$150,000) in each fiscal year may be used for administrative support to manage the waiver.

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

SESSION 1999

FILED - SENATE

S

\$ 8 3 3 - APR 8 1999

SENATE DRSA604-LN138(3.24)

PRINCIPAL CLERK

Short Title: Traumatic Brain Injury/DHHS Study. (Public) Sponsors: Senators Purcell, Kerr, and Hartsell. Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR A DHHS STUDY AND ANALYSIS 3 OF THE COSTS OF TREATING AND CARING FOR PERSONS WITH 4 TRAUMATIC BRAIN INJURY.

5 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the 7 Department of Health and Human Services the sum of one hundred twenty-five 8 thousand dollars (\$125,000) for the 1999-2000 fiscal year. These funds shall be used 9 by the Department for a thorough study and analysis of the long-range costs of 10 treating and caring for persons with Traumatic Brain Injury. The Department shall 11 report annually the progress of its study to the Senate Appropriations Committee on 12 Health and Human Services and the House Appropriations Subcommittee on Health 13 and Human Services.

14

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

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

S

SENATE DRS8580-LN148(3.24) PRINCIPAL CLERK

	Short Title: Funds/Birth Defect Monitoring Prgm. (Public)
	Sponsors: Senators Purcell, Albertson, Ballantine, Cooper, Forrester, Garrou, Hagan, Lee, Lucas, Martin of Guilford, Metcalf, Perdue, Phillips, Rand, and Reeves.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO APPROPRIATE FUNDS FOR A BIRTH DEFECT MONITORING
3	PROGRAM.
4	The General Assembly of North Carolina enacts:
5	Section 1. There is appropriated from the General Fund to the
6	Department of Health and Human Services the sum of three hundred twenty-five
7	thousand six hundred sixty-six dollars (\$325,666) for the 1999-2000 fiscal year. These
8	funds shall be used as follows:
9	(1) To establish an active and timely Birth Defect Monitoring Program
10	to record the occurrence of birth defects in each region of North
11	Carolina;
12	(2) To provide analysis of all birth defect data; and
13	(3) To provide dissemination of birth defect data to health care
14	providers, public health personnel, members of the North Carolina
15	General Assembly, and to the general public.
16	Section 2. This act becomes effective July 1, 1999.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

\$835 APR 8 1999

S

PRINCIPAL CLERK

SENATE DRS6604-LTX062A(3.9)

	Short Title: Revise Law Governing Mergers. (Public)
,	Sponsors: Senator Clodfelter.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO CLARIFY THE LAW GOVERNING MERGERS,
3	CONSOLIDATIONS, AND CONVERSIONS AMONG BUSINESS
4	CORPORATIONS, NONPROFIT CORPORATIONS, AND
5	UNINCORPORATED ENTITIES, INCLUDING LIMITED LIABILITY
6	COMPANIES AND PARTNERSHIPS, FOR THE PURPOSE OF
7	CONFORMING THE LAWS WITH THOSE OF OTHER STATES AND
8	MODERN BUSINESS PRACTICES.
9	The General Assembly of North Carolina enacts:
10	PART I. CORPORATIONS.
11	Section 1.1. G.S. 55-1-20(f) reads as rewritten:
12	"(f) The A document submitted by a domestic or foreign corporation or nonprofit
13	corporation must be executed:
14	(1) By the chairman of the board of directors of a domestic or foreign
15	eorporation, directors, by its president, or by another of its officers;
16	(2) If directors have not been selected or the corporation has not been
17	formed, by an incorporator; or
18	(3) If the corporation is in the hands of a receiver, trustee, or other
19	court-appointed fiduciary, by that fiduciary.
20 21	A document submitted by an unincorporated entity must be executed by a person
22	duly authorized to do so by the unincorporated entity."
23	Section 1.2. G.S. 55-1-40(9) reads as rewritten: "(9) 'Entity' includes (without limiting the meaning of such term in
24	() See a se
25	Article 9) corporation and foreign corporation; nonprofit corporation; professional corporation; <u>limited liability company</u> ;
	corporation, professional corporation, minica manney company;

RECORDED VOTE

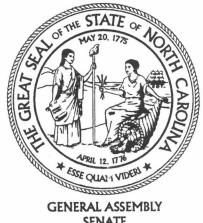
1999 FIRST SESION

SEQ. 305	5/3	4:42 PM	APRIL 27, 1999	LEGISLATIVE DAY				
,	41	LT. GOVER	NOR WICKER	Presiding				
CLODFELTE REVISE LA COMM. SUE	W GO	VERNING MERGERS EDITION	5	SENATE BILL 835 READING 2				
ar and a second		Andrew Andrew Andrew						
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	JORDAN KINNAIRD LEE LUCAS MARTIN R MARTIN W MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS			
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RECORDED VOTE

1999 FIRST SESION

SEQ.	339/8		4:18 PM	APRIL 28, 1999		LEGISL	ATIVE DAY	53
	LAW (SENATOR SENING MERGERS EDITION	BASNIGHT	 Presiding SENA READ	TE BILL ING	835 3	
AYE		48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	JORDAN KINNAIRD LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER		PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
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PAIRS AYE NO		0			IREAT SC		CAR	



SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 835

AMENDMENT NO. (to be filled in by

Principal Clerk)

Page 1 of

S835-ALB-1

Date July /2 ,1999

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

1 moves to amend the bill on page 42, line 2, 2 by deleting "January 1, 2000", and substituting "December 15, 1999". 4 further moves to amend the bill on page 39, line 13, by inserting 5 immediately after "Section 5.10." the letter "(a)" 7 further moves to amend the bill on page 39, line 19, by adding the 8 following between lines 19 and 20: "Section 5.10.(b) Subsection (a) of this section expires 10 July 1, 2000. Section 5.10(c) Effective July 1, 2000, G.S. 105-228.29(7) 11 12 as enacted by Section 1 of S.L. 1999-28 reads as rewritten: "(7) By merger merger, conversion, or consolidation. 13 15 further moves to amend the bill on page 15, line 13 by inserting 16 immediately after "Section 3.5." the letter "(a)" 17



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 835

AMENDMENT NO. (to be filled in by Principal Clerk)
Page 2 of 7

S835-ALB-1

SIGNED	Sponsor		
SIGNED	Chair if Senate	Committee Amendment	
ADOPTED	104-0 EV	FAILED	TABLED

JUL 1 2 1999 Denise Huksur





. # 1078 ISLATIVE DAY 97 5835 HCS READING 2

7/12/99 9:17 PM IN CHAIR: HACKNEY

AMEND #1 Rep. Goodwin REVISE LAW GOVERNING MERGERS

		7.1700	101		
ALDVANDED	CIII DEDDEED	AYES	- 104		
ALEXANDER	CULPEPPER		HORN		PRESTON
ALLEN	DAUGHTRY		HURLEY		RAYFIELD
ALLRED	DAVIS		INSKO		REDWINE
ARNOLD	DECKER		JARRELL	· · · · · · · · · · · · · · · · · · ·	RUSSELL
BADDOUR	DEDMON		JEFFUS		SETZER
BAKER	DOCKHAM		JUSTUS		SHERRILL
BARBEE	EARLE		KISER		SMITH
BAREFOOT	EASTERLING		LUEBKE		STARNES
BERRY	EDDINS		MCALLISTER		SUTTON
BLUE	EDWARDS		MCCOMAS		TALLENT
BONNER	ELLIS		MCCOMBS		TEAGUE
BOWIE	ESPOSITO		MCLAWHORN		THOMAS
BOYD-MCINTYRE	FOX		MCMAHAN		THOMPSON
BRASWELL	GARDNER		MELTON		TOLSON
BRIDGEMAN	GIBSON		MICHAUX		TUCKER
BROWN	GILLESPIE		MILLER		WAINWRIGHT
BRUBAKER	GOODWIN		MINER		WALEND
BUCHANAN	GRADY		MITCHELL		WARNER
CARPENTER	GRAY		MOORE		WARREN
CHURCH	GULLEY		MORGAN		WARWICK
CLARY	HACKNEY		MORRIS		WILSON, C.
COLE	HAIRE		NESBITT		WILSON, G.
COX	HARDAWAY		NYE		WOMBLE
CRAWFORD	HENSLEY		OLDHAM		WOOD
CREECH	HIATT		OWENS		WRIGHT
CULP	HILL		POPE		YONGUE
		MOEC	0		

COX CRAWFORD CREECH CULP	HARDAWAY HENSLEY HIATT HILL	NYE OLDHAM OWENS POPE	WOMBLE WOOD WRIGHT YONGUE
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	EXCUSED VO	OTE - 0	
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. # 1079 ISLATIVE DAY 97 S635 HCS READING 2

7/12/99 9:18 PM R: HACKNEY

IN CHAIR: HACKNEY

REVISE LAW GOVERNING MERGERS

		AYES	- 104	
ALE	XANDER	CULPEPPER	HOWARD	PRESTON
ALL	EN	DAUGHTRY	HURLEY	RAYFIELD
ALL	RED	DAVIS	INSKO	REDWINE
ARN	OLD	DECKER	JARRELL	RUSSELL
BAD	DOUR	DEDMON	JEFFUS	SETZER
BAK	ER	DOCKHAM	JUSTUS	SHERRILL
BAR	BEE	EARLE	KISER	SMITH
BAR	EFOOT	EASTERLING	LUEBKE	STARNES
BER	RY	EDDINS	MCALLISTER	SUTTON
BLU	E	EDWARDS	MCCOMAS	TALLENT
BON	NER	ESPOSITO	MCCOMBS	TEAGUE
BOW		FOX	MCLAWHORN	THOMAS
BOY	D-MCINTYRE	GARDNER	MCMAHAN	THOMPSON
	SWELL	GIBSON	MELTON	TOLSON
	DGEMAN	GILLESPIE	MICHAUX	TUCKER
BRO		GOODWIN	MILLER	WAINWRIGHT
BRU	BAKER	GRADY	MINER	WALEND
BUC	HANAN	GRAY	MITCHELL	WARNER
	PENTER	GULLEY	MOORE	WARREN
CHU	RCH	HACKNEY	MORGAN	WARWICK
CLA	RY	HAIRE	MORRIS	WILSON, C.
COL	E	HARDAWAY	NESBITT	WILSON, G.
COX		HENSLEY	NYE	WOMBLE
CRA	WFORD	HIATT	OLDHAM	WOOD
CRE	ECH	HILL	OWENS	WRIGHT
CUL:	P	HORN	POPE	YONGUE
		NOES	- 0	
		EXCUSED ABS	ENCE - 7	
CAN	SLER	KINNEY	MOSLEY	ROGERS
	NINGHAM	MCCRARY	RAMSEY	ROGERD
		EXCUSED V	OTE - 0	
		NOT VOTI	NC 0	
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CAP		FIICH	HUNIEK, H.	PEVION
CAL.				



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 835

Senate Bi	.11 835	
S835-ALB-2	AMENDMENT NO (to be fille Principal C	d in by
	Date 7/13	,1999
Comm. Sub. [YES] Amends Title [] Fourth Edition		
Representative Goodwin		
moves to amend the bill on page 42 by deleting "This act" and substit becomes effective October 1, 1999.	uting "Section 6 o	of this act this act"
SIGNED Coolwn Amendment Sponsor		
SIGNED Committee Chair if Senate Committe Auswart & full 22(a)	e Amendment	
ADOPTED (58-0)EV FAILED		TABLED
JUL 1 3 1999		
Denisa Heckowa		

1 2 3



1107 ISLATIVE DAY 98 S835 HCS #2 READING 3

7/13/99 6:04 PM IN CHAIR: HACKNEY

AMEND #2 - REP. GOODWIN REVISE LAW GOVERNING MERGERS

	AYES	- 58	
ADAMS	COX	HILL	REDWINE
ALEXANDER	CRAWFORD	HOWARD	SETZER
ALLEN	CULP	MCALLISTER	SMITH
ALLRED	CULPEPPER	MCCOMAS	SUTTON
BAKER	DAVIS	MCCOMBS	TALLENT
BARBEE	DEDMON	MCMAHAN	TEAGUE
BAREFOOT	EASTERLING	MICHAUX	THOMPSON
BONNER	EDDINS	MITCHELL	TOLSON
BOWIE	ESPOSITO	MOORE	TUCKER
BRASWELL	FOX	MORRIS	WALEND
BRIDGEMAN	GARDNER	NYE	WARNER
BROWN	GILLESPIE	OLDHAM	WILSON, C.
CANSLER	GOODWIN	OWENS	WOMBLE
CARPENTER	HACKNEY	RAYFIELD	YONGUE
COLE	HENSLEY		

NOES - 0

	EXCUSED	ABSENCE - 9	
DAUGHTRY	LUEBKE	MCLAWHORN	ROGERS
GRAY	MCCRARY	MOSLEY	WARREN
KINNEY			

EXCUSED VOTE - 0

	NOT VOTI	NG - 53	
SPEAKER	DOCKHAM	HUNTER, H.	PRESTON
ARNOLD	EARLE	HURLEY	RAMSEY
BADDOUR	EDWARDS	INSKO	RUSSELL
BERRY	ELLIS	JARRELL	SAUNDERS
BLUE	FITCH	JEFFUS	SEXTON
BOYD-MCINTYRE	GIBSON	JUSTUS	SHERRILL
BRUBAKER	GRADY	KISER	STARNES
BUCHANAN	GULLEY	MELTON	THOMAS
CAPPS	HAIRE	MILLER	WAINWRIGHT
CHURCH	HARDAWAY	MINER	WARWICK
CLARY	HIATT	MORGAN	WILSON, G.
CREECH	HOLMES	NESBITT	WOOD
CUNNINGHAM	HORN	POPE	WRIGHT
DECKER			



1108 ISLATIVE DAY 98 S835 HCS #2 READING 3 7/13/99 6:05 PM

IN CHAIR: HACKNEY

REVISE LAW GOVERNING MERGERS

	AYES	- 66	
ADAMS	COLE	HENSLEY	SETZER
ALEXANDER	COX	HILL	SHERRILL
ALLEN	CRAWFORD	HOWARD	SMITH
ALLRED	CULP	MCALLISTER	SUTTON
BADDOUR	CULPEPPER	MCCOMAS	TALLENT
BAKER	DAVIS	MCCOMBS	TEAGUE
BARBEE	DEDMON	MCMAHAN	THOMPSON
BAREFOOT BERRY	EARLE EASTERLING	MICHAUX MITCHELL	TOLSON
BONNER	EDDINS	MOORE	TUCKER
BOWIE	ESPOSITO	MORRIS	WALEND WARNER
BRASWELL	FOX	NYE	WARWICK
BRIDGEMAN	GARDNER	OLDHAM	WILSON, C.
BROWN	GIBSON	OWENS	WOMBLE
CANSLER	GILLESPIE	RAYFIELD	WRIGHT
CARPENTER	GOODWIN	REDWINE	YONGUE
CLARY	HACKNEY		
	NOES	- 0	
	EXCUSED ABS	ENCE - 9	
DAUGHTRY	LUEBKE	MCLAWHORN	ROGERS
GRAY	MCCRARY	MOSLEY	WARREN
KINNEY			
	EXCUSED V	OTE - 0	
	NOT VOTI	NG - 45	
SPEAKER	EDWARDS	HURLEY	POPE
ARNOLD	ELLIS	INSKO	PRESTON
BLUE	FITCH	JARRELL	RAMSEY
BOYD-MCINTYRE	GRADY	JEFFUS	RUSSELL
BRUBAKER	GULLEY	JUSTUS	SAUNDERS
BUCHANAN CAPPS	HAIRE	KISER	SEXTON
CHURCH	HARDAWAY HIATT	MELTON MILLER	STARNES
CREECH	HOLMES	MINER	THOMAS WAINWRIGHT
CUNNINGHAM	HORN	MORGAN	WILSON, G.
DECKER	HUNTER, H.	NESBITT	WOOD
DOCKHAM	1101111111/ 11.	11200111	

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 966/	11	4:07 PM	JULY 14, 1999	LEG	ISLATIVE DAY 97
		LT. GOVERN	JOR WICKER	Presiding	
	GOV	VERNING MERGERS B NO. 2/5TH EDI		SENATE B READING	ILL 835 2
	3			MOTION 8 TO CONCU	R
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KERR LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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ABSENT	1	JORDAN			
PAIRS AYE	0				

NO

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 1021	/30-	2:32 PM	J	ULY 15, 1999		I	EGISL	ATIVE DAY	98
		LT. GOVE	RNOR	WICKER	-	- Presiding			
	GOV	ZERNING MERGE B NO. 2/5TH E		N		SENATE READIN		835 3	
		в	, , , , i			MOTION TO CON			
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY		EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR		KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER		PURCELL RAND ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
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PAIRS AYE NO	0								

SESSION 1999

FILED - SENATE

S

036

D PR 1 2 1999

SENATE DRS2607*-LN054B(2.11) S 8 3 6

PRINCIPAL CLERK

Short Title: Mental Health/Chem. Dep. Parity. (Public) Sponsors: Senator Martin of Pitt. Referred to: 1 A BILL TO BE ENTITLED AN ACT TO REQUIRE PARITY IN HEALTH INSURANCE COVERAGE FOR 3 MENTAL ILLNESS AND CHEMICAL DEPENDENCY TREATMENT. The General Assembly of North Carolina enacts: Section 1. G.S. 58-51-50 reads as rewritten: 5 "§ 58-51-50. Coverage for chemical dependency treatment. 6 7 (a) Definitions. -- As used in this section, the term term: 'ehemical Chemical dependency' means the pathological use or 8 (1) 9 abuse of alcohol or other drugs in a manner or to a degree that 10 produces an impairment in personal, social or occupational functioning and which may, but need not, include a pattern of 11 12 tolerance and withdrawal. 'Health benefit plan' has the same meaning as in G.S. 58-3-220. 13 <u>(2)</u> 14 'Insurer' has the same meaning as in G.S. 58-3-220. Chemical Dependency Parity Requirement. -- Every insurer that writes a 15 16 policy or contract of group or blanket health insurance or group or blanket accident 17 and health insurance that is issued, renewed, or amended on or after January 1, 1985, 18 shall offer to its insureds Every health insurer shall provide in each group health 19 benefit plan benefits for the necessary care and treatment of chemical dependency 20 that are not less favorable than benefits for physical illness generally. Except as 21 provided in subsection (e) of this section, benefits Benefits for treatment of chemical 22 dependency shall be subject to the same durational limits, dellar limits, deductibles, 23 and coinsurance factors limits as are benefits for physical illness generally. For

24 purposes of this subsection, 'limits' includes durational limits, deductibles,

SESSION 1999

FILED - SENATE

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S 8 37

APR 1 21999

SENATE DRS1663-LK154(4.6)

PRINCIPAL CLERK

Short Title: Torrens Registration System. (Public)

Sponsors: Senator Allran.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO IMPROVE AND MODERNIZE THE TORRENS LAND TITLE REGISTRATION PROCEDURES OF THE STATE.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 43-5 reads as rewritten:

6 "§ 43-5. Fees of officers.

The examiner hereinbefore provided for in G.S. 43-4 shall receive, as may be 8 allowed by the clerk, a minimum fee of five dollars (\$5.00) for such examination of 9 each title of property assessed upon the tax books at the amount of five thousand 10 dollars (\$5,000) or less; for each additional thousand dollars (\$1,000) of assessed 11 value of property so examined he shall receive fifty cents (50¢); for examination 12 outside of the county he shall receive a reasonable allowance. be compensated as 13 provided in G.S. 1-408. All plats required by this Chapter shall comply with G.S. 47-14 30 and shall be recorded in the office of the register of deeds, and the recording fee 15 shall be that specified in G.S. 161-10 for recording plats. There shall be allowed to 16 the register of deeds for copying the plot upon registration of titles book two dollars 17 (\$2.00) for the first page and one dollar (\$1.00) for each succeeding page; The fee 18 for eopying or recording new certificates under this Chapter, two dollars (\$2.00) for 19 the first page and one dollar (\$1.00) for each succeeding page; Chapter shall be that 20 specified in G.S. 161-10 for recording instruments in general. The fee for issuing the 21 certificate and new certificates under this Chapter, fifty cents (50¢) for each; Chapter 22 shall be that specified in G.S. 161-10 for issuing certified copies. The fee for noting 23 the entries or memorandum required and for the entries noting the cancellation of 24 mortgages and all other entries, if any, herein provided for, fifty cents (50¢) for each 25 entry. The county or other surveyor employed under the provisions of this Chapter

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

S 8 3 8 APR 1 2 1999.

S

SENATE DRSA614-LL061A(2.17) PRINCIPAL CLERK

	Short Title: Compensate for Erroneous Conviction. (Public)
	Sponsors: Senator Wellons.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO PROVIDE FOR COMPENSATION TO PERSONS ERRONEOUSLY
3	CONVICTED OF CRIMINAL OFFENSES IN CASES IN WHICH THE
4	CONVICTION WAS VACATED OR OTHERWISE SET ASIDE.
5	The General Assembly of North Carolina enacts:
6	Section 1. G.S. 148-82 reads as rewritten:
7	"§ 148-82. Provision for compensation.
8	(a) Any person who, having been convicted of a felony and having been
9	imprisoned therefor in a State prison of this State, and who was thereafter or who
10	shall hereafter be granted a pardon of innocence by the Governor upon the grounds
11	that the crime with which the person was charged either was not committed at all or
12	was not committed by that person, may as hereinafter provided present by petition a
13	claim against the State for the pecuniary loss sustained by the person through his or
14	her erroneous conviction and imprisonment, provided the petition is presented within
16	five years of the granting of the pardon.
	(b) Any person who was convicted of a felony and imprisoned in the State prison
17	system but whose conviction was later vacated or otherwise set aside by a court may
10	apply to the Governor for a finding that the crime with which the person was

charged either was not committed at all or was not committed by that person. The 20 Governor shall handle such an application as if it were an application for a pardon. 21 A finding by the Governor that the crime was not committed at all or was not 22 committed by the applicant entitles the applicant to petition a claim against the State 23 for the pecuniary loss sustained by the applicant through the applicant's erroneous 24 conviction and imprisonment, provided the petition is presented within five years of

25 the granting of such a finding by the Governor."

SESSION 1999

FILED - SENATE

S

S839 APR 1 2 1969

SENATE DRS2669-LN109(3.11)PRINCIPAL CLERK

Short Title: Insurance Claims Payments/Y2K. (Pub	lic)
Sponsors: Senator Wellons.	
Referred to:	
A BILL TO BE ENTITLED	
AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE	TO
REQUIRE INTERIM CLAIMS PAYMENTS TO PROVIDERS IN THE EVE	
	000
COMPUTER PROBLEMS.	
The General Assembly of North Carolina enacts:	_
Section 1. Effective January 1, 2000, Article 2 of Chapter 58 of	the
General Statutes is amended by adding the following new section to read: "§ 58-2-235. Interim claims payments authorized.	
(a) Every insurer, third-party administrator, and health care provider shall rep	ort
to the Commissioner if it cannot process or submit claims for services in a time	
manner due to problems associated with the change in years from 1999 to 2000.	
report shall be made within five business days of determining that the problem exist	
(b) The Commissioner shall require an insurer or third-party administrator	to
make interim payments to health care providers if the Commissioner determines to	
interim payments are necessary to prevent the disruption of the delivery of hea	
care services. The Commissioner shall determine the amount of the inte	
payments. In determining the amount, the Commissioner shall use the sa	
methodology, if any, that is applicable under federal law for determining the amo	unt
of interim payments required by federal law.	
(c) As used in this section, the term:	hod
(1) 'Health care provider' means any person who is license registered, or certified under Chapter 90 of the General Statute	
health care facility as defined in G.S. 131E-176(9)(b); or	
pharmacy	<u>u</u>

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 382	/13	11:56 AM	APRIL 29, 1999	LEG	ISLATIVE DAY 54
		LT. GOVERN	NOR WICKER	Presiding	
WELLONS INSURANCE COM SUB/2		MS PAYMENTS/Y2	2K	SENATE B READING	ILL 839 2
	The state of the s				
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HORTON JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0	,			
EXCUSED	0				
NOT CAST	2	HARTSELL	HOYLE		
ABSENT	0				
PAIRS AYE NO	0				





6/01/99 5:41 PM

IN CHAIR: SPEAKER

2. # 635 FISLATIVE DAY 73 S639 HCS READING 2

INSURANCE CLAIMS PAYMENTS/Y2K

SPEAKER	CULPEPPER
ADAMS	CUNNINGHAM
ALEXANDER	DAUGHTRY
ALLEN	DAVIS
ALLRED	DECKER
ARNOLD	DEDMON
BADDOUR	DOCKHAM
BAKER	EARLE
BARBEE	EASTERLING
BAREFOOT	EDDINS
BERRY	EDWARDS
BLUE	ELLIS
BONNER	ESPOSITO
BOWIE	FITCH
BOYD-MCINTYRE	FOX
BRASWELL	GARDNER
BRIDGEMAN	GIBSON
BROWN	GILLESPIE
BRUBAKER	GOODWIN
DITCHTANTANT	CDADIE

AYES	- 114
	HORN
	HOWARD
	HUNTER, H.
	HURLEY
	JARRELL
	JEFFUS
	KINNEY
	KISER
	LUEBKE
	MCALLISTER
	MCCOMAS
	MCCOMBS
	MCCRARY
	MCLAWHORN
	MCMAHAN
	MELTON
	MICHAUX
	MILLER
	MINER
	MITCHELL
	MOORE
	MORGAN
	MORRIS
	MOSLEY
	NESBITT
	NYE
	OLDHAM
	OWENS

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

NOES - 0

EXCUSED ABSENCE - 2

RAMSEY SMITH

EXCUSED VOTE - 1

COX

BUCHANAN

CARPENTER

CRAWFORD

CREECH

CANSLER

CAPPS

CHURCH

CLARY

COLE

CULP

NOT VOTING - 3

INSKO JUSTUS STARNES

GRADY

GULLEY

HAIRE

HIATT

HOLMES

HILL

HACKNEY

HARDAWAY

HENSLEY

GRAY

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 601,	/14	11:46 AM	JUNE 3, 1999	LEG	SISLATIVE DAY 74
	± // // // // // // // // // // // // //	LT. GOVERNO	OR WICKER	Presiding	
		MS PAYMENTS/Y23	K	SENATE B	ILL 839
	1			MOTION 8 TO CONCU	
AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	4	BASNIGHT	ODOM	PERDUE	SHAW R
PAIRS AYE NO	0,2				

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

S

\$ 8 4 0 APR 1 2 1999

SENATE DRS7617*-LE191(4.6) PRINCIPAL CLERK

	Short Title: Comm. Coll. Improvement Act of 1999. (Public)
	Sponsors: Senator Wellons.
	Referred to:
1	A DILL TO DE ENTITY ED
2	A BILL TO BE ENTITLED
3	AN ACT TO ENACT THE COMPREHENSIVE COMMUNITY COLLEGE IMPROVEMENT ACT OF 1999.
4	The General Assembly of North Carolina enacts:
5	Section 1. This act shall be known as "The Comprehensive Community
6	College Improvement Act of 1999."
7	Section 2. There is appropriated from the General Fund to the
8	Department of Community Colleges the sum of one hundred thirty-one million eight
9	hundred thousand dollars (\$131,800,000) for the 1999-2000 fiscal year and the sum of
0	one hundred thirty-one million eight hundred thousand dollars (\$131,800,000) for the
1	2000-2001 fiscal year. For each year of the biennium, these funds shall be used as
	follows:
3	(1) \$22,300,000 shall be used to provide full funding for enrollment
4	growth in curriculum, continuing education, and basic skills
5	programs of instruction.
6	(2) \$52,800,000 shall be used to provide additional full-time faculty
7	and instructional support staff positions, and to adequately
8	compensate the professionals who deliver instruction and assistance
9	to adult learners.
0	(3) \$10,000,000 shall be used to provide critical instructional materials
1	for classroom and lab support, including supplies, printing,
2	publications, instructional software, and other instructional aids.
3 4	(4) \$15,800,000 shall be used to provide enhanced training
5	opportunities for those seeking to either upgrade their existing job

FILED - SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA 41 APR 12 1999

SESSION 1999

PRINCIPAL CLERK

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7

21

SENATE DRS1670-LDQ091(3.23)

Short Title:	Cooperative Extension Position Funds.	(Public)
Sponsors:	Senators Wellons and Martin of Pitt.	
Referred to:		,

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AND SUPPORT FIVE POSITIONS FOR THE COOPERATIVE EXTENSION SERVICE OF NORTH CAROLINA STATE UNIVERSITY, WHICH POSITIONS SHALL COMPRISE 4 THE TAR-PAMLICO EXTENSION ENVIRONMENTAL EDUCATION TEAM.

The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Board of 8 Governors of The University of North Carolina the sum of four hundred thousand 9 dollars (\$400,000) for the 1999-2000 fiscal year to establish and support five positions 10 for the Cooperative Extension Service of North Carolina State University as follows: 11 one extension river basin education coordinator, three area extension environmental 12 educators, and one area extension natural habitat educator. These positions shall 13 comprise the Tar-Pamlico Extension Environmental Education Team, which shall 14 help citizens and public officials improve the environment by employing science-15 based information and by providing environmental education in the 16 counties in 16 the Tar-Pamlico River Basin. The Tar-Pamlico Extension Environmental Education 17 Team shall receive support from the existing campus and field faculty of the 18 Cooperative Extension Service of North Carolina State University, including North 19 Carolina State University Extension Specialists in nutrient management, soil science, 20 agricultural engineering, urban stormwater, and economics. Section 2. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

S

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S 8 4 2

APR 1 2 1999

SENATE DRSA612-LN155(3.30) PRINCIPAL CLERK

Short Title:	APA Petitions/Special Needs.	(Public)
Sponsors:	Senator Wellons.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE TIME LIMITATION ON FILING A PETITION IN 3 CONTESTED CASES WHEN THE SUBJECT MATTER OF THE HEARING IS PROGRAMS AND SERVICES FOR CHILDREN WITH SPECIAL NEEDS.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 150B-23(f) reads as rewritten:

7 "(f) Unless Except as otherwise provided in this subsection, and unless another 8 statute or a federal statute or regulation sets a time limitation for the filing of a petition in contested cases against a specified agency, the general limitation for the 10 filing of a petition in a contested case is 60 days. Regarding the filing of a petition in 11 a contested case where the subject matter of the impartial due process hearing is to 12 be programs and services for children with special needs, the general limitation for 13 the filing of a petition on that contested case is 180 days. The time limitation, 14 whether established by another statute, federal statute, or federal regulation, or this 15 section, shall commence when notice is given of the agency decision to all persons 16 aggrieved who are known to the agency by personal delivery or by the placing of the 17 notice in an official depository of the United States Postal Service wrapped in a 18 wrapper addressed to the person at the latest address given by the person to the 19 agency. The notice shall be in writing, and shall set forth the agency action, and shall 20 inform the persons of the right, the procedure, and the time limit to file a contested 21 case petition. When no informal settlement request has been received by the agency 22 prior to issuance of the notice, any subsequent informal settlement request shall not 23 suspend the time limitation for the filing of a petition for a contested case hearing." 24

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

FILED - SENATE

S 8 4 3 APR 12 1999

GENERAL ASSEMBLY OF NORTH CAROLINACIPAL CLERK

SESSION 1999

S

D

SENATE DRS3716-LM201A(4.6)

Short Title:	Nurses Aides II Registry Fees.	(Public)
Sponsors:	Senator Weinstein.	
Referred to:		

1 A BILL TO BE ENTITLED

2 AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF NURSING TO INCREASE THE ANNUAL FEE CHARGED NURSES AIDES II.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-171.55(a) reads as rewritten:

- 5 "(a) The Board of Nursing, established pursuant to G.S. 90-171.21, shall establish 6 a Nurses Aides Registry for persons functioning as nurses aides regardless of title. The Board shall consider those Level I nurses aides employed in State licensed or 9 Medicare/Medicaid certified nursing facilities who meet applicable State and federal 10 registry requirements as adopted by the North Carolina Medical Care Commission as 11 having fulfilled the training and registry requirements of the Board, except for the fee 12 requirements prescribed by this section. The Board may charge an annual fee of five 13 dollars (\$5.00) for each registry applicant. twelve dollars (\$12.00) for each nurse aide 14 II registry applicant. The Board shall adopt rules to ensure that whenever possible, 15 the fee is collected through the employer or prospective employer of the registry 16 applicant. Fees collected may be used by the Board in administering the registry. 17 The Board's authority granted by this Article shall not conflict with the authority of

18 the Medical Care Commission."

19

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

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

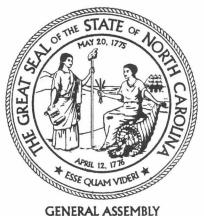
SEQ. 346/15-- 4:34 PM APRIL 28, 1999 LEGISLATIVE DAY 53 SENATOR BASNIGHT -- Presiding WEINSTEIN SENATE BILL 843 NURSES AIDES II/REGISTRY FEES READING COMM. SUB/2ND EDITION AYE 49 ALBERTSON EAST KERR PLYLER ALLRAN FORRESTER KINNAIRD PURCELL BALLANCE FOXX LEE RAND BALLANTINE GARROU LUCAS REEVES BASNIGHT GARWOOD MARTIN R ROBINSON CARPENTER GULLEY MARTIN W RUCHO CARRINGTON HAGAN METCALF SHAW L CARTER HARRIS MILLER SHAW R CLODFELTER HARTSELL MOORE SOLES COCHRANE HORTON ODOM WARREN COOPER HOYLE PERDUE WEINSTEIN DALTON JORDAN PHILLIPS WELLONS DANNELLY NO 1 WEBSTER EXCUSED NOT CAST

ABSENT

PAIRS

AYE NO 0

0



GENERAL ASSEMBLY
SENATE





SEQ. # 748 VISLATIVE DAY 81 43 HCS READING 2 6/15/99 3:31 PM IN CHAIR: SPEAKER

NURSES AIDES II REGISTRY FEES

	AY	ES - 102	
ADAMS ALEXANDER ALLEN ARNOLD BADDOUR BAKER BARBEE BAREFOOT BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN CAPPS CARPENTER CHURCH CLARY COX CRAWFORD CULP CULPEPPER DAUGHTRY DEDMON	DOCKHAM EARLE EASTERLING EDDINS EDWARDS GARDNER GIBSON GILLESPIE GOODWIN GRADY GRAY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HIATT HILL HOLMES HORN HOWARD HUNTER, H. HURLEY INSKO JARRELL JEFFUS	JUSTUS KINNEY KISER LUEBKE MCALLISTER MCCOMAS MCCOMBS MCCRARY MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MITCHELL MOORE MORGAN MORGAN MORRIS MOSLEY NESBITT NYE OLDHAM OWENS POPE PRESTON	RAYFIELD REDWINE ROGERS RUSSELL SAUNDERS SETZER SEXTON SHERRILL SMITH STARNES SUTTON TALLENT TEAGUE THOMAS TOLSON TUCKER WAINWRIGHT WALEND WARNER WARNER WARREN WARREN WARREN WARWICK WILSON, C. WILSON, G. WOMBLE YONGUE
DEDMON	OEFFOS		
	NO	ES - 7	
ALLRED BERRY	CREECH DAVIS	DECKER THOMPSON	WOOD
BLUE CANSLER	EXCUSED COLE CUNNINGHAM	ABSENCE - 7 ESPOSITO FOX	RAMSEY
	EXCUSE	D VOTE - 0	
	NOT V	OTING - 4	
SPEAKER	ELLIS	FITCH	WRIGHT



SEQ. # 767 GISLATIVE DAY 82 3 HCS ADING 3

6/16/99 3:06 PM

IN CHAIR: SPEAKER

NURSES AIDES II REGISTRY FEES

				,	
			104	Tweeler	
		AYES	- 105 -	•	
SPEAKER	CUNNINGHAM		JARREI	L	REDWINE
ADAMS	DAUGHTRY		JEFFUS	5	ROGERS
ALEXANDER	DEDMON		JUSTUS	5	RUSSELL
ALLEN	DOCKHAM		KINNEY	7	SAUNDERS
ALLRED Weeks	EARLE		KISER		SETZER
ARNOLD	EASTERLING		LUEBKE	⊙	SEXTON
BADDOUR	ELLIS		MCALL	ISTER	SHERRILL
BAKER	FITCH		MCCOM	AS	SMITH
BARBEE	FOX		MCCOME	3S	STARNES
BAREFOOT	GARDNER		MCCRAF	ZY Y	SUTTON
BONNER	GIBSON		MCLAWI	HORN	TALLENT
BOWIE	GILLESPIE		MCMAHA	7N	TEAGUE
BOYD-MCINTYRE	GOODWIN		MELTON	1	THOMAS
BRASWELL	GRADY		MICHAU	JX	THOMPSON
BRIDGEMAN	GRAY		MILLER	2	TOLSON
BROWN	GULLEY		MINER		TUCKER
BUCHANAN	HACKNEY		MITCHE	ELL	WALEND
CANSLER	HAIRE		MORGAN	1	WARNER
CAPPS	HARDAWAY		MORRIS	3	WARREN
CARPENTER	HENSLEY		NESBIT	TT	WARWICK
CHURCH	HIATT		NYE		WILSON, C.
CLARY	HILL		OLDHAN	I	WILSON, G.
COLE	HOLMES		OWENS		WOMBLE
COX	HUNTER, H.		POPE		WOOD
CRAWFORD	HURLEY		PRESTO	ON	WRIGHT
CULP	INSKO		RAYFIE	ELD	YONGUE
CULPEPPER					

NOES - 67 DWeeler

BERRY DAVIS CREECH DECKER EDDINS

ALLRED Mueles

EXCUSED ABSENCE - 8

BLUE BRUBAKER HORN

ESPOSITO MOORE MOSLEY

RAMSEY WAINWRIGHT

HOWARD

EXCUSED VOTE - 0

NOT VOTING - 1

EDWARDS

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 713	/8	3:40 PM	JUNE 22, 1999	LEGISI	ATIVE DAY 8
		LT. GOVER	NOR WICKER	Presiding	
WEINSTEIN NURSES AI HOUSE COM	DES I	I/REGISTRY FER	ES	SENATE BILI READING	843 2
				MOTION 8 TO CONCUR	
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
10	0				
EXCUSED	0				
OT CAST	0				
ABSENT	1	JORDAN			
PAIRS	0				

AYE NO

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 726	/7	1:13 PM	JUNE 24, 1999	LEGIS	LATIVE DAY 86
		LT. GOVERNOR	WICKER	Presiding	
	DES I	I/REGISTRY FEES 3RD EDITION		SENATE BIL READING	L 843 3
				MOTION 8 TO CONCUR	
AYE	43	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON	HOYLE KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE PHILLIPS	PURCELL RAND ROBINSON RUCHO SHAW L SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0			a .	
NOT CAST	0				
ABSENT	7	CARTER JORDAN	ODOM PERDUE	PLYLER REEVES	SHAW R
PAIRS AYE NO	0				

SESSION 1999

FILED - SENATE

S

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S844 - APR 1 2 1999

SENATE DRS6612-RH002.2(2.11)

PRINCIPAL CLERK

Short Title: Charter Schools/License Plates. (Public)

Sponsors: Senator Allran.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO ALLOW CHARTER SCHOOLS TO OBTAIN THE SAME 3 PERMANENT LICENSE PLATES AS PUBLIC SCHOOLS.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 20-84 reads as rewritten:

6 "§ 20-84. Vehicles owned by State, municipalities or orphanages, etc.; certain vehicles operated by the local chapters of American National Red Cross.

The Division upon proper proof being filed with it that any motor vehicle for 9 which registration is herein required is owned by the State or any department 10 thereof, or by any county, township, city or town, or by any board of education, or by 11 any orphanage or civil air patrol, or incorporated emergency rescue squad, or 12 incorporated REACT ("Radio Emergency Association of Citizen Teams") Team, or 13 for any motor vehicle involved exclusively in the support of a disaster relief effort, 14 shall collect six dollars (\$6.00) for the registration of such motor vehicles, but shall 15 not collect any fee for application for certificate of title in the name of the State or 16 any department thereof, or by any county, township, city or town, or by any board of 17 education or orphanage: Provided, that the term "owned" shall be construed to mean 18 that such motor vehicle is the actual property of the State or some department 19 thereof or of the county, township, city or town, or of the board of education, and no 20 motor vehicle which is the property of any officer or employee of any department 21 named herein shall be construed as being "owned" by such department. Provided. 22 that the above exemptions from registration fees shall also apply to any church-owned 23 bus used exclusively for transporting children and parents to Sunday school and 24 church services and for no other purpose.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

SENATE DRS4634*-LE124(3.16)

S 8 4 5

APR 1 2 1999

S

PRINCIPAL CLERK

Short Title:	Healthy Schools Act.	(Public)
Sponsors:	Senators Lee and Purcell.	
Referred to:		

1 A BILL TO BE ENTITLED

AN ACT TO CREATE A HEALTHY SCHOOL ENVIRONMENT IN OUR 3 PUBLIC SCHOOLS BY HIRING ONE HUNDRED FIFTY SCHOOL NURSES

4 PER YEAR TO REACH A RATIO OF ONE SCHOOL NURSE FOR EVERY

5 SEVEN HUNDRED FIFTY STUDENTS BY THE YEAR 2010.

The General Assembly of North Carolina enacts:

24 students is reached within that school district.

7 Section 1.(a) There is appropriated from the General Fund to the 8 Department of Health and Human Services the sum of six million dollars 9 (\$6,000,000) for fiscal year 1999-2000 to hire 150 school nurses and the sum of twelve 10 million dollars (\$12,000,000) for fiscal year 2000-2001 to hire an additional 150 school 11 nurses. Disbursement of these monies by the Department shall be based on criteria 12 established by a Healthy Schools Committee composed of one representative each 13 from the Department of Health and Human Services, Department of Public 14 Instruction, NC Center for Nursing, North Carolina Nurses Association, School 15 Nurses Association of North Carolina, North Carolina Hospital Association, North 16 Carolina Pediatric Society, Area Health Education Center, the UNC Council of 17 Deans of Education, the Council of Deans of Baccalaureate/Higher Degree Nursing 18 Education Programs, and the North Carolina Association of Public Health Nurse 19 Administrators. A local committee composed of representatives from the schools, 20 health department, and health care providers shall develop a proposal based on these 21 criteria. Funds shall be allocated by the Department for these school nurse positions 22 upon submission of a written plan with the intent to fund at least one position for 23 each of the 117 school districts until the ratio of one school nurse for each 750

FILED - SENATE

\$ 846 APR 121999 GENERAL ASSEMBLY OF NORTH CAROLINA CLERK **SESSION 1999**

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SENATE DRS8588-LH112(3.24)

(Public) Short Title: UNC Property. Sponsors: Senator Lee. Referred to:

- 2 AN ACT REGARDING PROPERTY MATTERS OF THE UNIVERSITY OF
- NORTH CAROLINA.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

S

S847

APR 1 2 1969

SENATE DRS2672-LH113(3.24) PRINCIPAL CLERK

Short Title: Misc. UNC Matters. (Public)

Sponsors: Senator Lee.

Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT REGARDING THE UNIVERSITY OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

S

S848 - APR 121

SENATE DRS7625-LH111(3.24)

) O T O MIN 1 Z

PRINCIPAL CLERK

Short Title: Authorize UNC Dev't Projects.

(Public)

Sponsors:

Senator Lee.

Referred to:

1

- 2 AN ACT TO AUTHORIZE DEVELOPMENT PROJECTS FOR THE
- 3 UNIVERSITY OF NORTH CAROLINA.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act becomes effective July 1, 1999.

SESSION 1999

S

SENATE DRS7624-LHX110(3.24)

FILED - SENATE

S 8 4 9

PRINCIPAL CLERK

PRINCIPAL CLERK

Short Title: Finance UNC Capital Improvements.

(Public)

Sponsors:

Senator Lee.

Referred to:

- 2 AN ACT REGARDING THE FINANCING OF CAPITAL IMPROVEMENTS FOR
- CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH
- CAROLINA.
- 5 The General Assembly of North Carolina enacts:
- Section 1. This act becomes effective July 1, 1999.

FILED - SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

\$ 850 . APR 121999

PRINCIPAL CLERK

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SENATE DRS1666-LH109(3.24)

(Public) Short Title: UNC Nonappropriated Capital Projects. Sponsors: Senator Lee. Referred to:

- 2 AN ACT REGARDING NONAPPROPRIATED CAPITAL PROJECTS FOR THE
- UNIVERSITY OF NORTH CAROLINA.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

D

SENATE DRS3737*-RR020(3.20)\$ 8 5 1

APR 1 2 1999

PRINCIPAL CLERK

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

(Public)

Sponsors:

1

5

S

Senator Jordan.

Referred to:

A BILL TO BE ENTITLED

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

4 The General Assembly of North Carolina enacts:

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

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

10		Superior		
11	Judicial	Court		No. of Resident
12	Division	District	Counties	Judges
13				
14	First	1	Camden, Chowan,	2
15			Currituck,	
16			Dare, Gates,	
17			Pasquotank,	
18			Perquimans	
19		2	Beaufort, Hyde,	1
20			Martin,	
21			Tyrrell, Washington	
22		3A	Pitt	2
23		3B	Carteret, Craven,	2
24			Pamlico	
25		4A	Duplin, Jones,	1
			1	

SESSION 1999

S

FILED - SENATE

S 8 5 2 APR 1 2 1999

SENATE DRS3724-LL145(4.7) PRINCIPAL CLERK

	Short Title: Drug Treatment Court Amendments. (Pt	ublic)
	Sponsors: Senators Jordan and Ballance.	
	Referred to:	
1		
1	A BILL TO BE ENTITLED	
2	TO THE COURT OF TH	
4	THE TROOKIN LEIGHDLE FOR DEFER	RED
5	TO HOMEL TAKTON IN A D	RUG
6	TREATMENT COURT PROGRAM AS A SPECIAL CONDITION PROBATION FOR CONVICTED DEFENDANTS.	OF
7		
8	Section 1. G.S. 15A-1341 is amended by adding a new subsection	4 .
9	read:	on to
0	"(a2) Deferred Prosecution for Purpose of Drug Treatment Court Program.	Α.
1	defendant eligible for a Drug Treatment Court Program pursuant to Article (62 of
2	Chapter 7A of the General Statutes may be placed on probation if the court	finds
3	that prosecution has been deferred by the prosecutor pursuant to a written agree	ment
4	with the defendant, with the approval of the court, for the purpose of allowing	g the
5	defendant to participate in and successfully complete the Drug Treatment C	Court
6	<u>Program.</u> "	
7	Section 2. G.S. 15A-1343(b1) is amended by adding a new subdivision	on to
	read:	
9	"(2b) Participate in and successfully complete a Drug Treats	ment
0	Court Program pursuant to Article 62 of Chapter 7A of	f the
1 2	General Statutes."	
2	Section 3. This act is effective when it becomes law.	

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 3	347/16	4:36 PM	APRIL 28, 1999		LEGISLATIVE DAY	53
	REATMENT SUB/2ND	COURT AMENDM	R BASNIGHT ENTS	Presiding SENAT READ	FE BILL 852 ING 2	
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SEQ. # 925 LEGISLATIVE DAY 92 2 SCS ADING 2

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IN CHAIR: SPEAKER

DRUG TREATMENT COURT AMENDMENTS

ALEXANDER ALLEN ALLRED ARNOLD BADDOUR BAKER BARBEE BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN CANSLER CAPPS CHURCH CLARY COLE COX CRAWFORD CREECH	CULP CULPEPPER CUNNINGHAM DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ELLIS ESPOSITO FITCH FOX GARDNER GIBSON GILLESPIE GOODWIN GRAY GULLEY HACKNEY HARDAWAY HENSLEY HIATT HILL HORN	- 99 HOWARD HURLEY INSKO JARRELL JEFFUS JUSTUS KISER LUEBKE MCCOMAS MCCOMBS MCCRARY MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MITCHELL MOORE MORRIS NESBITT NYE OLDHAM OWENS POPE	PRESTON RAYFIELD REDWINE ROGERS RUSSELL SAUNDERS SETZER SEXTON STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WALEND WARREN WILSON, C. WILSON, G. WOMBLE WRIGHT YONGUE
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7/06/99 3:19 PM

IN CHAIR: SPEAKER

DRUG TREATMENT COURT AMENDMENTS

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ISLATIVE DAY 93

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CAPPS CARPENTER	HACKNEY HAIRE	MORRIS NESBITT	WILSON, G.
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GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

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SENATE DRS6617*-LGQ355(4.8)PRINCIPAL CLERK

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

SESSION 1999

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FILED - SENATED

APR 1 2 1999

SENATE DRS2686*-LL129(3.31) \$8 5 4

PRINCIPAL CLERK

Short Title: State Ports Capital Funding. (Public) Sponsors: Senator Perdue. Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENTS TO THE

STATE PORTS.

4 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the North 6 Carolina State Ports Authority the sum of twelve million four hundred nineteen 7 thousand dollars (\$12,419,000) for the 1999-2000 fiscal year for new construction at 8 the State Ports in Morehead City and Wilmington.

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

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FILED - SENATE D

SENATE DRSA609-LC163B(3.25) 8 5 5

PRINCIPAL CLERK

Short Title:	Ports Authority Tax Refunds.	(Public)
Sponsors:	Senator Perdue.	,
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE STATE PORTS AUTHORITY TO OBTAIN ANNUAL REFUNDS OF STATE AND LOCAL SALES AND USE TAXES IT 3 4 PAYS.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.14(c) reads as rewritten:

Certain Governmental Entities. -- A governmental entity listed in this 7 ''(c)8 subsection is allowed an annual refund of sales and use taxes paid by it under this 9 Article, except under G.S. 105-164.4(a)(4a) and G.S. 105-164.4(a)(4c), on direct 10 purchases of tangible personal property. Sales and use tax liability indirectly incurred 11 by a governmental entity on building materials, supplies, fixtures, and equipment that 12 become a part of or annexed to any building or structure that is owned or leased by 13 the governmental entity and is being erected, altered, or repaired for use by the 14 governmental entity is considered a sales or use tax liability incurred on direct 15 purchases by the governmental entity for the purpose of this subsection. A request for 16 a refund must be in writing and must include any information and documentation 17 required by the Secretary. A request for a refund is due within six months after the 18 end of the governmental entity's fiscal year. 19

This subsection applies only to the following governmental entities:

- (1) A county.
- A city as defined in G.S. 160A-1. (2)
- (2a)A consolidated city-county as defined in G.S. 160B-2.
- 23 A local school administrative unit. (2b)
- 24 A metropolitan sewerage district or a metropolitan water district in (3)25 this State.

GENERAL ASSEMBLY OF NORTH CAROLINAFILED - SENATE SESSION 1999

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APR 1 2 1999

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PRINCIPAL CLERK

SENATE DRS2687*-LL138(4.6)

	Short Title: Wilmington Harbor Deepening Funds.	(Public)	
	Sponsors: Senator Perdue.		
	Referred to:		
1	A BILL TO BE ENTITLED		
2	AN ACT TO APPROPRIATE FUNDS FOR THE WILMINGTON H	ARBOR	
5	The General Assembly of North Carolina enacts: Section 1. There is appropriated from the General Fund Department of Environment and Natural Resources the sum of five million	to the	

7 hundred thousand dollars (\$5,700,000) for the 1999-2000 fiscal year to match eighteen 8 million three hundred thousand dollars (\$18,300,000) in federal funds for the

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

9 Wilmington Harbor (Cape Fear) Deepening project.

SESSION 1999

FILED - SENATE

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APR 1 2 1999

SENATE DRS1657-LT099(4.6)

PRINCIPAL CLEPK

Short Title: Tryon Palace Historic Sites Funds. (Public)

Sponsors: Senator Perdue.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF CULTURAL

RESOURCES FOR TRYON PALACE HISTORIC SITES AND GARDENS.

4 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the 6 Department of Cultural Resources the sum of five million one hundred twenty-one 7 thousand eight hundred eighty-eight dollars (\$5,121,888) for the 1999-2000 fiscal year 8 for Tryon Palace Historic Sites and Gardens. The funds shall be used to accomplish 9 site evaluation for the Barbour Boat Works project, including environmental 0 assessment compliance archaeology compliance with regulatory accomplish

10 assessment, compliance archaeology, compliance with regulatory agencies to acquire

11 necessary permits and site cleanup, and demolition of structures at the site.

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

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

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S 8 5 8 APR b2 1999

SENATE DRS1660-LDQ111(4.1)

PRINCIPAL CLERK

Short Title:	Pamlico Sound Monitoring/Modeling.	(Public)
Sponsors:	Senator Perdue.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR MONITORING WATER QUALITY IN PAMLICO SOUND AND DEVELOPING A MODEL CAPABLE OF PREDICTING THE 3 IMPACTS OF NUTRIENT LOADING IN PAMLICO SOUND AND TO 4 APPROPRIATE FUNDS TO MONITOR AND MODEL PAMLICO SOUND. 5

The General Assembly of North Carolina enacts:

There is appropriated from the General Fund to the Section 1.(a) 8 Department of Environment and Natural Resources the sum of one million three 9 hundred sixty thousand dollars (\$1,360,000) for the 1999-2000 fiscal year and the sum 10 of six hundred thirty-five thousand dollars (\$635,000) for the 2000-2001 fiscal year to 11 be used to monitor and model Pamlico Sound pursuant to this section.

No later than October 1, 1999, the Department of Section 1.(b) 13 Environment and Natural Resources shall contract for the services of a primary 14 investigator to coordinate and implement the monitoring and modeling of Pamlico 15 Sound described pursuant to this section. No later than January 1, 2000, the primary 16 investigator shall establish a schedule for the completion of the monitoring and 17 modeling of the Sound.

The primary investigator shall monitor the sediment of 18 Section 1.(c) 19 Pamlico Sound, the air above the Sound, and the surface water of the Sound. The 20 primary investigator shall also monitor the meteorologic events that affect the 21 hydrodynamics of the Sound. The primary investigator shall monitor sediment and 22 surface water for physical, chemical, and biological parameters, including 23 temperature, irradiance conditions, conductivity, level of nutrients, level of major ions 24 and metals, level of dissolved oxygen, pH, salinity, and bioassays of phytoplankton. 25 The primary investigator may use the ferry system administered by the Ferry Division

SESSION 1999

FILED - SENATE

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SENATE DRS2696-LE205(4.7)

PRINCIPAL CLERK

	Short Title: ECU/Craven Comm. Coll. Collaborative. (Public)
	Sponsors: Senator Perdue.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO APPROPRIATE FUNDS TO INITIATE THE DEVELOPMENT OF A
3	PERMANENT COLLABORATIVE DELIVERY SYSTEM OF HIGHER
4	EDUCATION IN EASTERN NORTH CAROLINA.
5	The General Assembly of North Carolina enacts:
6	Section 1. There is appropriated from the General Fund to the
7	Department of Community Colleges the sum of three hundred thousand dollars
8	(\$300,000) for the 1999-2000 fiscal year to initiate the development of a permanent
9	collaborative delivery system of higher education between East Carolina University
10	and Craven Community College in Eastern North Carolina. These funds shall be
11	used to support the design of the programmatic aspects of the system and to plan a
12	resident to have a dedicated
13	presence on the campus of the community college.

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

SESSION 1999

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FILED - SENATE

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SENATE DRS4638*-LG323(4.6) PRINCIPAL CLERK

	Short Title: Museum of Natural Sciences Funds. (Public)
	Sponsors: Senator Rand.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO APPROPRIATE FUNDS FOR EXHIBITS AND UPFIT FOR THE
3	NEW NORTH CAROLINA STATE MUSEUM OF NATURAL SCIENCES.
4	Whereas, the construction of the new State Museum of Natural Sciences
5	will be completed in early 2000; and
6	Whereas, funding for upfit of the building and installation of exhibits has
7	to be available before September 1999; and
8	Whereas, the Friends of the Museum have raised over \$18,000,000 for
9	exhibits from other sources, which are being paid over a period of time; and
10	Whereas, opening the new museum will quadruple the space available in
11	the present museum and will triple the number of school children who can be
12	accommodated in the museum; Now, therefore,
13	The General Assembly of North Carolina enacts:
14	Section 1. There is appropriated from the General Fund to the
15	Department of Environment and Natural Resources the sum of four million dollars
16	(\$4,000,000) for the 1999-2000 fiscal year for building upfit and for installation of

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

17 exhibits in the new Museum of Natural Sciences.

GENERAL ASSEMBLY OF NORTH CAROLINAED - SENATE

SESSION 1999

APR 1 2 1999.

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PRINCIPAL CLERK

SENATE DRS3719-LK169(4.7)

Short Title: Unclaimed Property.

(Public)

Sponsors:

Senator Rand.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO MODIFY THE STATUTES ON UNCLAIMED PROPERTY.
- 3 The General Assembly of North Carolina enacts:
- Section 1. This act affects unclaimed property. 4
- Section 2. This act is effective when it becomes law. 5

SESSION 1999

FILED - SENATE

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\$ 8 6 2 SENATE DRS4533-LB61(2.22)

APR 1 2 1999

PRINCIPAL CLERK

Short Title: Student BOG Member. (Public)

Sponsors: Senator Kinnaird.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE THAT THE STUDENT MEMBER OF THE BOARD OF 3 GOVERNORS SHALL HAVE THE SAME RIGHT TO VOTE AS ALL OTHER

4 MEMBERS.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 116-6.1(b) reads as rewritten:

7 "(b) The student member shall have all the rights and privileges of membership, 8 except that he shall not have a vote. membership."

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

SESSION 1999

FILED - SENATE

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SENATE DRS1661-LC187A(4.6) PRINCIPAL CLERK

(Public) Short Title: Amend NC Law-1. Senator Gulley. Sponsors: Referred to:

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

SESSION 1999

FILED - SENATE

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\$864 APR 1 2 1990

SENATE DRS7627-LC086(3.2) PRINCIPAL CLERK

y Sales Tax. (Public)
BILL TO BE ENTITLED
ES TAX REDUCTIONS FOR CERTAIN CLINICAL
COMPANIES.
Carolina enacts:
5 of Chapter 105 of the General Statutes is amended
aboratory testing companies.
ing definitions apply in this Article:
ratory testing company A person whose primary
oviding professional clinical laboratory tests, analyses,
d services and clinical laboratory occupational testing
l laboratory testing company A clinical laboratory
any that meets all of the following conditions:
ompany's facilities in this State are designed to
m more than 1,000 different types of clinical
cory tests or procedures.
ecretary of Commerce has certified that the company
y the end of the five-year period beginning June 1,
have invested at least one hundred million dollars
000,000) in capital investment placed in service at its
es in this State.
ecretary of Commerce has certified that the company
y the end of the three-year period beginning June 1,

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 900	/16	8:03 PM	J	ULY 12, 199	99	L	EGISLATIVE DAY 95
		LT. GOVE	RNOR	WICKER	_	- Presiding	
GULLEY LAB TESTI COM SUB/2		CILITY SALES	TAX			SENATE READING	
AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY		EAST FORRESTER FOXX GARROU GARWOOD HAGAN HARRIS HARTSELL HORTON HOYLE KERR KINNAIRD		LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
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SESSION 1999

FILED - SENATE

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APR 1 2 1999

SENATE DRS2673-LC175B(4.1)

PRINCIPAL CLERK

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(Public) Short Title: Transit Authority Correction. Sponsors: Senator Gulley. Referred to:

- A BILL TO BE ENTITLED
- 2 AN ACT TO CORRECT A PROVISION REGARDING TRANSIT AUTHORITY
- FINANCE.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

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SENATE DRS3747-LM217(4.7)8 6 6

APR 1 2 1999

PRINCIPAL CLERK

Short Title: Mortgage Lenders and Brokers Licensure. (Public)
Sponsors: Senator Gulley.
Referred to:
A BILL TO BE ENTITLED
AN ACT AMENDING THE LAWS CONCERNING THE LICENSURE OF
MORTGAGE LENDERS AND BROKERS.
The General Assembly of North Carolina enacts:
Section 1. Article 19 of Chapter 53 of the General Statutes reads as
rewritten:
"ARTICLE 19.
"Registration of Mortgage Bankers and Brokers.
"Residential Mortgage Lenders and Brokers Licensure Act.
"§ 53-232.99. Legislative findings.
The General Assembly finds that the activities of lenders and brokers offering
financing for residential real property have a direct and immediate impact upon the
housing industry, neighborhoods and communities, and homeowners and potential
homeowners of this State. The General Assembly further finds that it is essential for
the protection of the citizens of this State and the stability of the State's economy to
establish reasonable standards governing the business practices of mortgage lenders
and mortgage brokers.
"§ 53-233. Title and scope.
(a) This Article shall be known and cited as the "Registration Requirements Act
for Cortain Makars of Martagage and Doods of Trust on Posidontial Dool

- 19 (a) This Article shall be known and cited as the "Registration Requirements Act 20 for Certain Makers of Mortgages and Deeds of Trust on Residential Real 21 Property". 'Residential Mortgage Lenders and Brokers Licensure Act.'
- 22 (b) No person, partnership, corporation, banking organization, or other entity, 23 shall make or broker a residential mortgage loan as defined in this Article, unless 24 either (i) the maker or broker of the mortgage loan (i) is an exempt person or 25 organization as defined in G.S. 53-234(6), G.S. 53-234(2), or (ii) has been licensed

SESSION 1999

FILED - SENATE

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APR 1 2 1999

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SENATE DRS8590-LM204(4.6)

PRINCIPAL CLERK

Short Title: Real Estate Licensure Law Changes.				
Sponsors:	Senator Gulley.			
Referred to:				

1 A BILL TO BE ENTITLED

AN ACT AMENDING CERTAIN PROVISIONS OF THE REAL ESTATE 3 LICENSE LAW.

The General Assembly of North Carolina enacts:

Section 1. G.S. 93A-1 reads as rewritten:

6 "§ 93A-1. License required of real estate brokers and real estate salesmen.

From and after July 1, 1957, it shall be unlawful for any person, partnership, 8 corporation, limited liability company, association, or other business entity in this 9 State to act as a real estate broker or real estate salesman, or directly or indirectly to 10 engage or assume to engage in the business of real estate broker or real estate 11 salesman or to advertise or hold himself or herself or themselves out as engaging in 12 or conducting such business without first obtaining a license issued by the North 13 Carolina Real Estate Commission (hereinafter referred to as the Commission), under 14 the provisions of this Chapter. A license shall be obtained from the Commission 15 even if the person, partnership, corporation, limited liability company, association, or 16 business entity is licensed in another state and is affiliated or otherwise associated 17 with a licensed real estate broker or salesman in this State."

Section 2. G.S. 93A-2 is amended by adding a new subsection to read:

"(a1) The term broker-in-charge within the meaning of this Chapter shall mean a 20 real estate broker who has been designated as the broker having responsibility for the supervision of real estate salesmen engaged in real estate brokerage at a particular 22 real estate office and for other administrative and supervisory duties as the

23 Commission shall prescribe by rule."

Section 3. G.S. 93A-2(b) reads as rewritten:

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 389	/20	·12:15 PM	APRIL 29, 1999	LEGISL	ATIVE DAY 54
GULLEY REAL ESTA COMM. SUB		CENSURE LAW CH	NOR WICKER	Presiding SENATE BILL READING	867 2
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
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SENATE

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NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

. B. No	DATE
. B. No867	Amendment No. JUN 7 1900 (to be filled in by Principal Clerk)
Rep.)	chne
Sen.)	
noves to amend the bill on page 4	, lines 24 and 34
WHICH CHANGES THE TITLE	earing before the Commission is
	ng in their place the words
	subpoena is issued maintains a
	usiness" and further by deleting
	records have been furnished." and
	e the words "subpoena has been
served upon the financia	al institution.
	1 1
	SIGNED Jacken
JUN 7 1999 186 0 W SW	



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6/07/99 8:23 PM

IN CHAIR: SPEAKER

SEQ. # 689 ISLATIVE DAY 76 7 HCS READING 2

AMEND #1-REP. HITCHNEY
REAL ESTATE LICENSURE LAW CHANGE

AYES	_	106	

SPEAKER	CUNNINGHAM	HURLEY	RAYFIELD
ALEXANDER	DAUGHTRY	INSKO	REDWINE
ALLEN	DAVIS	JARRELL	ROGERS
ALLRED	DECKER	JEFFUS	RUSSELL
ARNOLD	DEDMON	JUSTUS	SAUNDERS
BADDOUR	DOCKHAM	KISER	SETZER
BAKER	EARLE	LUEBKE	SHERRILL
BARBEE	EASTERLING	MCCOMAS	SMITH
BAREFOOT	EDDINS	MCCOMBS	STARNES
BLUE	EDWARDS	MCCRARY	SUTTON
BONNER	ESPOSITO	MCLAWHORN	TALLENT
BOWIE	FOX	MCMAHAN	TEAGUE
BRASWELL	GARDNER	MELTON	THOMAS
BRIDGEMAN	GIBSON	MICHAUX	THOMPSON
BROWN	GILLESPIE	MILLER	TOLSON
BRUBAKER	GOODWIN	MINER	TUCKER
BUCHANAN	GRADY	MITCHELL	WAINWRIGHT
CANSLER	GRAY	MOORE	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CARPENTER	HACKNEY	MORRIS	WARREN
CHURCH	HAIRE	NESBITT	WARWICK
CLARY	HARDAWAY	NYE	WILSON, C.
COLE	HENSLEY	OLDHAM	WILSON, G.
COX	HIATT	OWENS	WOMBLE
CRAWFORD	HILL	POPE	WRIGHT
CULP	HORN	PRESTON	YONGUE
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NOES - 0

ADAMS BOYD-MCINTYRE	EXCUSED ABSENCE - 8 ELLIS MCALLISTER KINNEY MOSLEY	RAMSEY WOOD
	EXCUSED VOTE - 0	

NOT VOTING - 6

BERRY FITCH HUNTER, H. SEXTON CREECH HOLMES



2. # 690 GISLATIVE DAY 76 S867 HCS READING 2 6/07/99 8:24 PM

IN CHAIR: SPEAKER

REAL ESTATE LICENSURE LAW CHANGE

	P	AYES - 105	
ALEXANDER	DAUGHTRY	HURLEY	RAYFIELD
ALLEN	DAVIS	INSKO	REDWINE
ALLRED	DECKER	JARRELL	ROGERS
ARNOLD	DEDMON	JEFFUS	RUSSELL
BADDOUR	DOCKHAM	JUSTUS	SAUNDERS
BAKER	EARLE	KISER	SETZER
BARBEE	EASTERLING	LUEBKE	SHERRILL
BAREFOOT	EDDINS	MCCOMAS	SMITH
BLUE	EDWARDS	MCCOMBS	STARNES
BONNER	ESPOSITO	MCCRARY	SUTTON
BOWIE	FOX	MCLAWHORN	TALLENT
BRASWELL	GARDNER	MCMAHAN	TEAGUE
BRIDGEMAN	GIBSON	MELTON	THOMAS
BROWN	GILLESPIE	MICHAUX	THOMPSON
BRUBAKER	GOODWIN	MILLER	TOLSON
BUCHANAN	GRADY	MINER	TUCKER
CANSLER	GRAY	MITCHELL	WAINWRIGHT
CAPPS	GULLEY	MOORE	WALEND
CARPENTER	HACKNEY	MORGAN	WARNER
CHURCH	HAIRE	MORRIS	WARREN
CLARY	HARDAWAY	NESBITT	WARWICK
COLE	HENSLEY	NYE	WILSON, C.
COX	HIATT	OLDHAM	WILSON, G.
CRAWFORD	HILL	OWENS	WOMBLE
CULP	HORN	POPE	WRIGHT
CULPEPPER	HOWARD	PRESTON	YONGUE
CUNNINGHAM			

NOES - 0

ADAMS BOYD-MCINTYRE		CE - 8 CALLISTER OSLEY	RAMSEY WOOD
	EXCUSED VOTE	Ξ - Ο	
SPEAKER BERRY		- 7 OLMES UNTER, H.	SEXTON

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 6	78/1	L4	2:15 PM	JUNE 16, 199	9	LE	GISLATIVE DAY 81
			LT. GOVERN	OR WICKER	-	Presiding	
			CENSURE LAW CH 4TH EDITION	ANGES		SENATE I	BILL 867
						MOTION 8	
AYE	*	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR		KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO		0		.*			
EXCUSED		0					
NOT CAST	r	0					
ABSENT		0					
PAIRS AYE NO		0					

SESSION 1999

FILED - SENATE

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D APR 1 2 1999

SENATE DRS7622-LK161(4.7)

PRINCIPAL CLERK

(Public) Short Title: Inspection Program Adjustments. Senators Plyler and Purcell. Sponsors: Referred to:

A BILL TO BE ENTITLED

AN ACT TO ADJUST THE CHARGE FOR THE INSPECTION OF A MOTOR VEHICLE DUE TO FEDERAL ENVIRONMENTAL PROTECTION AGENCY MANDATES THAT REQUIRE THE NORTH CAROLINA DIVISION OF 4 MOTOR VEHICLES TO IMPLEMENT THE REGISTRATION DENIAL 5 PROGRAM THROUGH THE MOTOR VEHICLE INSPECTION PROGRAM. 7 AND DUE TO VARIOUS OTHER INCREASED COSTS AND EXPENSES 8 INCURRED BY THE MOTOR VEHICLE INSPECTION STATIONS IN 9 IMPLEMENTING THE MOTOR VEHICLE INSPECTION PROGRAM IN 10 NORTH CAROLINA.

Whereas, to increase compliance with federal air quality standards, the 12 federal Environmental Protection Agency (EPA) has required North Carolina to 13 implement the Registration Denial Program which will require motor vehicles to be 14 inspected prior to renewal of the vehicle's registration; and

Whereas, due to these federal EPA guidelines, motor vehicle emissions 16 inspection stations are required to purchase bar code scanners, install and pay the 17 monthly fee for a dedicated telephone line solely to be used to conduct the emissions 18 inspection, pay a fee for two long distance telephone calls per motor vehicle 19 inspection, pay a fee for a long distance telephone call for reinspections of motor 20 vehicles that failed the inspection the first time, and purchase computer upgrades for 21 the emissions analyzer machines; and

22 Whereas, increases in the cost of labor, overhead costs, inflation, and 23 other common business expenses justify a fee increase for all motor vehicle inspection 24 stations; and

SESSION 1999

FILED - SENATE

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S 8 6 9 APR 1 2 1999 n

SENATE DRS3728-LDQ090(3.23) PRINCIPAL CLERK

Short Title: Pitt Landfill Reimbursement Funds. (Public) Sponsors: Senator Martin of Pitt. Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO PARTIALLY REIMBURSE PITT COUNTY FOR ITS COSTS TO MONITOR, INVESTIGATE, AND CONTAIN CONTAMINATION CAUSED BY THE DISPOSAL OF HAZARDOUS WASTE AT ITS COUNTY LANDFILL IN 1979 AT THE URGING OF THE STATE.

Whereas, in 1979, at the request of the State and Coastal Chemical 7 Corporation, Pitt County allowed hazardous waste from the Coastal Chemical 8 Warehouse fire to be disposed of at its county landfill. The State's representatives 9 assured Pitt County that the County would not be responsible for future problems; 10 and

Whereas, in 1987, Pitt County began to monitor groundwater around the 12 landfill, several years before it was required by the State; and

Whereas, in 1992-93, concentrations of chemical constituents above the 14 allowable standards were detected in a monitoring well; and

Whereas, in 1995, an Administrative Agreement on Consent was executed 16 between the State and the County, which agreement generally set out the 17 requirements for conducting groundwater investigations; and

Whereas, in 1995, the State informed Pitt County that it had detected 19 considerable emissions of ethylenedibromide at certain monitoring sites; and

Whereas, in 1997, at considerable expense, Pitt County installed a cap 21 over the contaminated cell of the landfill, which landfill is currently closed but will require monitoring for the indefinite future; Now, therefore;

23 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to Pitt County 24 25 the sum of three hundred thousand dollars (\$300,000) for the 1999-2000 fiscal year to

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FILED - SENATE D

SENATE DRS1653-LGQ204(3.16) 8 7 0

APR 1 2 1999

PRINCIPAL CLERK

Short Title: Community Learning Ctr. Funds.

(Public)

Sponsors:

Senator Reeves.

Referred to:

1

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO WAKE COUNTY FOR THE COMMUNITY LEARNING CENTERS FOR EXPANSION OF SERVICES.

4 The General Assembly of North Carolina enacts:

There is appropriated from the General Fund to Wake 5 Section 1.

6 County the sum of two hundred fifty thousand dollars (\$250,000) for the 1999-2000

7 fiscal year to be allocated to Community Learning Centers, Incorporated, to provide

8 additional administrative assistants to expand Community Learning Center services in

9 Wake County and the region.

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

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FILED - SENATE

SENATE DRS7631-LL137(4.6)

PRINCIPAL CLERK

Short Title: Decedents' Estates/Funeral Expenses.

(Public)

Sponsors:

Senator Reeves.

Referred to:

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A BILL TO BE ENTITLED

2 AN ACT TO AMEND THE LAW REGARDING THE OBLIGATION OF DECEDENTS' ESTATES FOR FUNERAL EXPENSES AND RELATED 3 4 EXPENSES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 28A-19-8 reads as rewritten:

7 "§ 28A-19-8. Funeral expenses of decedent.

Any person authorized under G.S. 130A-420 to dispose of a decedent's body may 9 bind a decedent's estate for funeral expenses and related charges, including interest 10 and finance charges, in accordance with this section, including the execution and 11 delivery on behalf of the estate any agreements, promissory notes, and other 12 instruments relating to the estate. Whether or not a personal representative of the 13 estate has been appointed at the time the expenses are incurred, funeral 14 expenses of a decedent decedent, together with interest or finance charges if financed 15 by the funeral establishment or a third-party creditor, shall be considered as an 16 obligation of the estate of the decedent and the decedent's estate shall be primarily 17 liable therefor. for those expenses to the funeral establishment that provided the 18 funeral service, to any third-party creditor that finances the payment of those 19 expenses, or to any other person described in this section who has paid such 20 expenses.

(b) The provisions of this section shall not affect the application of G.S. 28A-19-6. 22 G.S. 28A-19-6 or G.S. 130A-420."

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

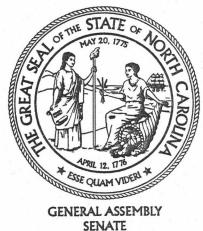
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

APRIL 21, 1999 SEQ. 220/12-- 4:53 PM LEGISLATIVE DAY 49 SENATOR BASNIGHT -- Presiding REEVES SENATE BILL 871 DECDENTS ESTATES/FUNERAL EXPENSES READING 50 ALBERTSON EAST KINNAIRD PURCELL AYE FORRESTER LEE RAND ALLRAN BALLANCE FOXX LUCAS REEVES MARTIN R ROBINSON BALLANTINE GARROU BASNIGHT GARWOOD MARTIN W RUCHO METCALF SHAW L CARPENTER GULLEY CARRINGTON HAGAN MILLER SHAW R CARTER HARRIS MOORE SOLES CLODFELTER HARTSELL ODOM WARREN COCHRANE HORTON PERDUE WEBSTER PHILLIPS WEINSTEIN COOPER HOYLE DALTON JORDAN PLYLER WELLONS DANNELLY KERR NO 0 EXCUSED 0 NOT CAST 0 ABSENT 0 PAIRS 0

AYE NO





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5/25/99 4:03 PM

IN CHAIR: SPEAKER

. # 596 ISLATIVE DAY 69 8071 HCS READING 2

DECEDENTS' ESTATES/ FUNERAL EXPENSES

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

NOES - 1

ARNOLD

EXCUSED ABSENCE - 6

ADAMS EDWARDS

RAMSEY

WILSON, C.

BRASWELL GRAY

EXCUSED VQTE - 0

NOT VOTING - 4

CARPENTER CUNNINGHAM HUNTER, H. WARNER

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 562,	/15	·10:35 AM	MAY 27, 1999	LEC	GISLATIVE DAY 70
		LT. GOVERN	OR WICKER	Presiding	
		ES/FUNERAL EXE	PENSES	SENATE I	BILL 871
				MOTION & TO CONCU	
AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KERR KINNAIRD LEE LUCAS MARTIN W METCALF MILLER MOORE PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	5	COCHRANE JORDAN	MARTIN R	ODOM	RUCHO
PAIRS AYE NO	0				

SESSION 1999

S

FILED - SENATE

D

APR 1 2 1999

SENATE DRS2654*-LD062.02(3515) 7 2

PRINCIPAL CLERK

Short Title: New River State Park/Acreage Limit. (Public)

Sponsors:

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Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO AMEND THE NATURAL AND SCENIC RIVERS ACT OF 1971 TO 3 REMOVE THE LIMIT ON THE AMOUNT OF ACREAGE THE STATE MAY ACOUIRE FOR INCLUSION IN THE NEW RIVER STATE PARK. 4

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 113A-35.1(a) reads as rewritten:

"(a) That segment of the south fork of the New River extending from its 8 confluence with Dog Creek in Ashe County downstream through Ashe and 9 Alleghany Counties to its confluence with the north fork of the New River and the 10 main fork of the New River in Ashe and Alleghany Counties downstream to the 11 Virginia State line shall be a scenic river area and shall be included in the North 12 Carolina Natural and Scenic Rivers System.

The Department shall prepare and implement a management plan for said this 13 14 river section. This management plan shall recognize and provide for the protection of 15 the existing undeveloped scenic and pastoral features of the river. Furthermore, it 16 shall specifically provide for continued use of the lands adjacent to the river for 17 normal agricultural activities, including, but not limited to, cultivation of crops, 18 raising of cattle, growing of trees and other practices necessary to such these agricultural pursuits.

For purposes of implementing this section and the management plan, the 20 21 Department is authorized to may acquire lands or interests in lands not to exceed 22 2,200 acres, to lands, acquire such the lands in fee simple or to acquire such the 23 interests in lands as easements, for inclusion in the New River State Park, to provide 24 for protection of scenic values as described in G.S. 113A-38, and to provide for 25 public access. Easements obtained for the purpose of implementing this section and

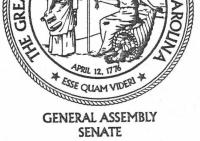
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

255/20-- 2:30 PM APRIL 22, 1999 LEGISLATIVE DAY 50 SEQ. -- Presiding SENATOR BASNIGHT FOXX SENATE BILL 872 NEW RIVER STATE PARK/ACREAGE LIMIT READING COMM. SUB/2ND EDITION EAST AYE 47 ALBERTSON LEE RAND ALLRAN FORRESTER LUCAS REEVES BALLANCE MARTIN R FOXX ROBINSON BALLANTINE GARROU MARTIN W RUCHO BASNIGHT GULLEY METCALF SHAW L MILLER SHAW R CARPENTER HAGAN CARTER HARRIS MOORE SOLES CLODFELTER HARTSELL ODOM WARREN PERDUE WEBSTER COCHRANE HOYLE COOPER JORDAN PHILLIPS WEINSTEIN DALTON KERR PLYLER WELLONS DANNELLY KINNAIRD PURCELL NO 0 EXCUSED 0 NOT CAST 0 HORTON ABSENT 3 CARRINGTON GARWOOD PAIRS 0

AYE NO





5/25/99 4:14 PM

IN CHAIR: SPEAKER

De 72 SCS READING 2

ISLATIVE DAY 69

2. # 597

NEW RIVER STATE PARK/ACREAGE LIMIT

CDEAKED		ES - 107	D.11101
SPEAKER ALEXANDER	DAUGHTRY DAVIS	HURLEY INSKO	RAYFIELD REDWINE
ALLEN	DECKER	JARRELL	ROGERS
ALLRED	DOCKHAM	JEFFUS	RUSSELL
ARNOLD	EARLE	JUSTUS	SAUNDERS
BADDOUR BAKER	EASTERLING EDDINS	KINNEY KISER	SETZER
BARBEE	ELLIS	MCALLISTER	SEXTON SHERRILL
BAREFOOT	ESPOSITO	MCCOMAS	STARNES
BERRY	FITCH	MCCOMBS	SUTTON
BLUE	FOX	MCCRARY	TALLENT
BONNER BOWIE	GARDNER GIBSON	MCLAWHORN MCMAHAN	TEAGUE THOMAS
BOYD-MCINTYRE	GILLESPIE	MELTON	THOMAS
BRIDGEMAN	GOODWIN	MICHAUX	TOLSON
BROWN	GRADY	·MILLER	TUCKER
BRUBAKER BUCHANAN	GULLEY HACKNEY	MINER	WAINWRIGHT
CANSLER	HAIRE	MITCHELL MOORE	WALEND WARNER
CAPPS	HARDAWAY	MORGAN	WARREN
CHURCH	HENSLEY	MORRIS	WARWICK
CLARY	HIATT	MOSLEY	WILSON, G.
COLE	HILL HOLMES	NESBITT OLDHAM	WOMBLE WOOD
CREECH	HORN	OWENS	WRIGHT
CULP	HOWARD	POPE	YONGUE
CULPEPPER	HUNTER, H.	PRESTON	
	NO	ES - 0	
	EXCUSED	ABSENCE - 6	
ADAMS	EDWARDS	RAMSEY	WILSON, C.
BRASWELL	GRAY		
	EXCUSE	D VOTE - 0	
	NOT V	OTING - 7	
CARPENTER	CUNNINGHAM	LUEBKE	SMITH
CRAWFORD	DEDMON	NYE	

SESSION 1999

S 8 7 3 APR 1 2 1999 **D**

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SENATE DRS4636-LK132(3.25) PRINCIPAL CLERK

	Short Title: Improve Registered Documents. (Public)
	Sponsors: Senator Dalton.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO IMPROVE THE QUALITY OF DOCUMENTS RECORDED IN THE
3	OFFICE OF THE REGISTER OF DEEDS.
4	The General Assembly of North Carolina enacts:
5	Section 1. G.S. 147-54.3(b) reads as rewritten:
6	"(b) The Secretary of State, in cooperation with the Secretary of Cultural
_	Resources and in accordance with G.S. 121-5(c) and G.S. 132-8.1, shall establish
8	minimum standards and provide advice and technical assistance to local governments
10	in implementing and maintaining minimum standards with regard to all of the
10	following aspects of land records management: (1) Uniform indexing of land records; records.
11 12	 (1) Uniform indexing of land records; records. (2) Uniform recording and indexing procedures for maps, plats and
13	condominiums; and condominiums.
14	(3) Security and reproduction of land records.
15	(4) Uniform recording standards for land records."
16	Section 2. G.S. 147-54.3(b1) reads as rewritten:
17	"(b1) The Department of Secretary of State, in cooperation with the North
18	Carolina Association of Registers of Deeds, Inc., and the Real Property Section of the
19	C1 . 450D C .1
20	General Statutes, rules specifying the minimum indexing and recording standards
21	
22	with those minimum standards in land records management. A copy of the standards
23	adopted shall be posted in the office of the register of deeds in each county of the
24	State."
25	Section 3. G.S. 161-10(a) reads as rewritten:

GENERAL ASSEMBLY OF NORTH CAROLINA - SENATE **SESSION 1999**

\$ 874 APR 1 2 1999

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SENATE DRS3729*-LL136(4.6) PRINCIPAL CLERK

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

SESSION 1999

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FILED - SENATE

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SENATE DRS4631-LMQQ079(3.10) APR 1 2 1999

PRINCIPAL CLERK

Sponsors: Senator Lucas.	
Referred to:	
A BILL TO BE ENTITLED	
2 AN ACT TO AUTHORIZE THE PRACTICE OF MIDWIFERY BY (CERTIFIED
3 PROFESSIONAL MIDWIVES.	
4 The General Assembly of North Carolina enacts:	
5 Section 1. Chapter 90 of the General Statutes is amended 1	by adding a
6 new Article to read:	
7 "ARTICLE 10B.	
8 "Certified Professional Midwives.	
9 <u>"§ 90-178.17. Legislative findings.</u>	
The General Assembly finds that certified professional midwives should	d be allowed
1 to practice in this State because (i) access to prenatal care and delivery	v services is
2 limited by the inadequate number of providers; (ii) women should have	the freedom
3 to choose the manner, setting, and cost of giving birth; and (iii) it is	in the best
4 interest of women in this State to remove obstacles to responsible ou	t-of-hospital
5 deliveries and to encourage cooperation and consultation between lice	ensed health
6 care professionals and certified professional midwives.	
7 <u>"§ 90-178.18. Definitions.</u>	
8 The following definitions apply in this Article:	
9 (1) Approval Authorization from the North Carolina	Supervisory
Council of Certified Professional Midwives to practice	e midwifery
in this State.	
(2) Council The North Carolina Supervisory Council	of Certified
Professional Midwives.	
24 (3) Certified Professional Midwife (CPM) A person wh	ho has been
certified by the North American Registry of Midwive	

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SESSION 1999

SENATE DRSA621-LL041B(2.11)

SENATE APR 1 2 1999

PRINCIPAL CLERK(Public)

D

Short Title: Clarify Natural Gas Funds.

Sponsors:

Senator Kerr.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO CLARIFY THE LAW REGARDING THE USE OF NATURAL GAS 3 EXPANSION FUNDS.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 62-159(a) reads as rewritten:

"(a) In order to facilitate the construction of facilities in and the extension of natural gas service to unserved areas, the Commission may provide funding through appropriations from the General Assembly or the proceeds of general obligation bonds as provided in this section to either (i) an existing natural gas local distribution empany or (ii) a person or a gas district company; (ii) a person awarded a new franchise; or (iii) a gas district for the construction of natural gas facilities that it otherwise would not be economically feasible for the company, person, or gas district to construct."

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

GENERAL ASSEMBLY OF NORTH CAROLINA SENATE **SESSION 1999**

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SENATE DRSA619-LD136(4.7) RINCIPAL CLERK

Short Title:	Workers' Comp. for National/State Guard.	(Public)
Sponsors:	Senator Kerr.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO CLARIFY WHEN MEMBERS OF THE NORTH CAROLINA NATIONAL GUARD AND NORTH CAROLINA STATE GUARD ARE 3 4 EMPLOYEES SUBJECT TO THE WORKERS' COMPENSATION ACT.

The General Assembly of North Carolina enacts: 6

Section 1. G.S. 97-2(2) reads as rewritten:

Employee. -- The term 'employee' means every person engaged in an employment under any appointment or contract of hire or apprenticeship, express or implied, oral or written, including aliens, and also minors, whether lawfully or unlawfully employed, but excluding persons whose employment is both casual and not in the course of the trade, business, profession or occupation of his employer, and as relating to those so employed by the State, the term 'employee' shall include all officers and employees of the State, including such as are elected by the people, or by the General Assembly, or appointed by the Governor to serve on a per diem, part-time or fee basis, either with or without the confirmation of the Senate; as relating to municipal corporations and political subdivisions of the State, the term 'employee' shall include all officers and employees thereof, including such as are elected by the people. The term 'employee' shall include members of the North Carolina national guard, except when called into the service of the United States, guard while on State active duty under orders of the Governor and members of the North Carolina State guard, and members of these organizations shall be entitled

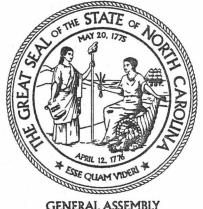
RECORDED VOTE

1999 FIRST SESION

SEQ. 282/2	20	8:21 PM	APRIL 26, 1999	LEGI	SLATIVE DAY 51
		LT. GOVERNO	OR WICKER	Presiding	
KERR WORKERS' COMPENSATION FOR G COMM. SUB/2ND EDITION			ARD	SENATE BI READING	LL 877 2
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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EXCUSED	0				
NOT CAST	0			OF THE ST	TATE OF ALL
ABSENT	1	HORTON			

PAIRS

AYE NO 0



GENERAL ASSEMBLY SENATE





7/12/99 7:24 PM

IN CHAIR: SPEAKER

. # 1053 ISLATIVE DAY 97 S877 SCS READING 2

WORKERS' COMP. NATIONAL/STATE GUARD

SPEAKER ADAMS ALEXANDER ALLEN	CULPEPPER DAUGHTRY DAVIS DECKER	AYES	- 109 HOWARD HUNTER, H. HURLEY INSKO	PRESTON RAYFIELD REDWINE RUSSELL
ALLRED ARNOLD BADDOUR BAKER	DEDMON DOCKHAM EARLE EASTERLING		JARRELL JEFFUS JUSTUS KISER	SAUNDERS SETZER SEXTON SHERRILL
BARBEE BAREFOOT BERRY	EDDINS EDWARDS ELLIS		LUEBKE MCALLISTER MCCOMAS	SMITH STARNES TALLENT
BLUE BONNER BOWIE BOYD-MCINTYRE	ESPOSITO FOX GARDNER GIBSON		MCCOMBS MCLAWHORN MCMAHAN MELTON	TEAGUE THOMAS THOMPSON TOLSON
BRASWELL BRIDGEMAN BROWN	GILLESPIE GOODWIN GRADY		MICHAUX MILLER MINER	TUCKER WAINWRIGHT WALEND
BRUBAKER BUCHANAN CAPPS CARPENTER	GRAY GULLEY HACKNEY HARDAWAY		MITCHELL MOORE MORGAN MORRIS	WARNER WARREN WARWICK WILSON, C.
CHURCH CLARY COLE COX	HENSLEY HIATT HILL HOLMES		NESBITT NYE OLDHAM OWENS	WILSON, G. WOMBLE WOOD WRIGHT
CRAWFORD CULP	HORN		POPE	YONGUE

NOES - 0

CANSLER CUNNINGHAM	EXCUSED ABSENCE - 6 MCCRARY RAMSEY MOSLEY	ROGERS
	EXCUSED VOTE - 0	
CREECH FITCH	NOT VOTING - 5 HAIRE KINNEY	SUTTON



Q. # 1126 GISLATIVE DAY 98 S877 SCS READING 3

ADAMS

7/13/99 7:37 PM IN CHAIR: SPEAKER

WORKERS' COMP. NATIONAL/STATE GUARD

	AY	ES - 108	
SPEAKER	CREECH	HOLMES	POPE
ALEXANDER	CULP	HORN	PRESTON
ALLEN	CULPEPPER	HOWARD	RAYFIELD
ALLRED	DAVIS	HUNTER, H.	REDWINE
ARNOLD	DECKER	HURLEY	RUSSELL
BADDOUR	DEDMON	INSKO	SAUNDERS
BAKER	DOCKHAM	JARRELL	SETZER
BARBEE	EARLE	JEFFUS	SEXTON
BAREFOOT	EASTERLING	JUSTUS	SMITH
BERRY	EDDINS	KISER	STARNES
BLUE	EDWARDS	LUEBKE	SUTTON
BONNER	ELLIS	MCCOMAS	TALLENT
BOWIE	ESPOSITO	MCCOMBS	TEAGUE
BOYD-MCINTYRE	FITCH	MCLAWHORN	THOMAS
BRASWELL	FOX	MCMAHAN	THOMPSON
BRIDGEMAN	GARDNER	MELTON	TOLSON
BROWN	GIBSON	MICHAUX	TUCKER
BRUBAKER	GILLESPIE	MILLER	WAINWRIGHT
BUCHANAN	GOODWIN	MINER	WALEND
CANSLER	GRADY	MITCHELL	WARNER
CAPPS	GULLEY	MOORE	WARWICK
CARPENTER	HACKNEY	MORGAN	WILSON, C.
CHURCH	HAIRE	MORRIS	WILSON, G.
CLARY	HARDAWAY	NESBITT	WOMBLE
COLE	HENSLEY	NYE	WOOD
COX	HIATT	OLDHAM	WRIGHT
CRAWFORD	HILL	OWENS	YONGUE
	370		

NOES - 0

	EXCUSEI	D ABSENCE - 8	
DAUGHTRY	KINNEY	MOSLEY	SHERRILL
GRAY	MCCRARY	ROGERS	WARREN
	FYCII		

EMECODED VOID 0

NOT VOTING - 4
CUNNINGHAM MCALLISTER RAMSEY

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

D

SENATE DRS6627-LH094B(3.16)

FILED - SENATE

Short Title: Nonprofit Water Corp. Loans.

Separator Kerr.

Separator Kerr.

Separator Kerr.

Separator Kerr.

Separator Kerr.

Separator Kerr.

1 A BILL TO BE ENTITLED

2 AN ACT TO ALLOW CERTAIN NONPROFIT WATER CORPORATIONS TO 3 BE ELIGIBLE FOR REVOLVING LOANS AND GRANTS FROM THE 4 DRINKING WATER TREATMENT REVOLVING LOAN FUND.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 159G-2 reads as rewritten:

"§ 159G-2. Purpose.

The General Assembly hereby recognizes that a critical need exists in this State to provide for a low-interest funding source for municipal water and wastewater capital facilities. Local government efforts to meet this need have been restricted by the inability of many units to finance necessary improvements to inadequate or nonexistent water supply and wastewater treatment systems. The decrease in financial capacity has resulted in large part from the diminished availability of federal loans and grants and the elimination of the federal general revenue sharing program, which funded a wide range of local capital improvements.

The problems have been further complicated by the uncertainty concerning Clean Water Act funding, the growing number of local units which are under moratoriums against additional connections for sewer service, and the July 1, 1988, deadline for compliance with federal effluent standards.

It is the intent and purpose of the General Assembly by this Chapter to create a program to facilitate early construction of these environmental improvements by establishing a revolving loan fund for financing such projects. This fund will enable local government units to obtain low-interest loans for financing projects for wastewater treatment and water supply, and for certain emergency purposes. This fund will also enable local government units and nonprofit water corporations to

RECORDED VOTE

1999 FIRST SESION

SEQ. 256,	/21	2:32 PM	APRIL 22, 1999	LEC	GISLATIVE DAY 50
. N	9	SENATOR	BASNIGHT	Presiding	
KERR NONPROFIT	WATE	R CORPORATION I	LAW	SENATE I	878 2
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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EXCUSED	0				
NOT CAST	0			ESTITUTE	CTATE
ABSENT	3	CARRINGTON	GARWOOD	HORTON OF THE	AN 20, 1775
PAIRS AYE NO	0			ikeat se	CA

GENERAL ASSEMBLY SENATE



HELD TO BE MATERIAL CONSTITUTES 1ST RDG

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 878

	(to be filled in by Principal Clerk)
S878-ALH-1	Page 1 of
	Date $4/26$,1999
Comm. Sub. [] Amends Title []	
Senator Kerr	
moves to amend the bill on page 2, by deleting the period on that lin "and that is eligible for a federa from the Rural Utility Services Di	e and adding the following: I loan or a federal loan and grant
Agriculture.";	VIDIONY OVER DEPARTMENT OF
and on page 5, lines 32-36, by rew "by these amendments or these regu	riting those lines to read: lations."
SIGNED Amendment Sponsor	
SIGNED Committee Chair if Senate Committee	e Amendment
ADOPTED FAILED _	TABLED
ADOPTED 1/24/99 FAILED _	

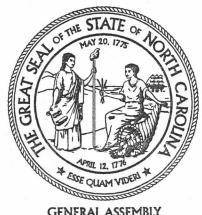
12345678

RECORDED VOTE

1999 FIRST SESION

SEQ. 300,	/38	8:59 PM	APRIL 26, 1999	LEGI	SLATIVE DAY 51
	4	SENATO	R BASNIGHT	Presiding	
KERR NONPROFIT	WATE	R CORPORATION	SENATE BI	LL 878	
				AMEND	1
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0			OF THE ST	TATE OF A
ABSENT	1	HORTON			

PAIRS AYE NO



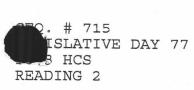
GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 317/15-- 5:46 PM APRIL 27, 1999 LEGISLATIVE DAY 52 -- Presiding LT. GOVERNOR WICKER KERR SENATE BILL 878 NONPROFIT WATER CORPORATION LAW READING AYE 47 ALBERTSON FORRESTER KINNAIRD RAND ALLRAN FOXX LEE REEVES BALLANTINE GARROU LUCAS ROBINSON GARWOOD BASNIGHT MARTIN R RUCHO CARPENTER GULLEY MARTIN W SHAW L CARRINGTON HAGAN MILLER SHAW R CARTER HARRIS MOORE SOLES CLODFELTER HARTSELL ODOM WARREN WEBSTER COCHRANE HORTON PERDUE COOPER HOYLE PHILLIPS WEINSTEIN DALTON **JORDAN** PLYLER WELLONS DANNELLY KERR PURCELL NO 0 **EXCUSED** NOT CAST 2 BALLANCE EAST ABSENT METCALF PAIRS 0 AYE NO





IVES
6/08/99
5:45 PM
IN CHAIR: SPEAKER

NONPROFIT WATER CORPORATIONS LOANS

		AYES	- 110		
ADAMS	CUNNINGHAM		HOWARD		PRESTON
ALEXANDER	DAUGHTRY		HURLEY		RAYFIELD
ALLEN	DAVIS		JARRELL		REDWINE
ALLRED	DEDMON		JEFFUS	4, 14 9	ROGERS
BADDOUR	DOCKHAM		JUSTUS		RUSSELL
BAKER	EARLE		KINNEY		SAUNDERS
BARBEE	EASTERLING		KISER		SETZER
BAREFOOT	EDDINS		LUEBKE		SEXTON
BERRY	EDWARDS		MCALLISTER		SHERRILL
BLUE	ELLIS		MCCOMBS		SMITH
BONNER	ESPOSITO		MCCRARY		STARNES
BOWIE	FITCH		MCLAWHORN		SUTTON
BOYD-MCINTYRE	FOX		MCMAHAN		TALLENT
BRASWELL	GARDNER		MELTON		THOMAS
BRIDGEMAN	GIBSON		MICHAUX		THOMPSON
BROWN	GILLESPIE		MILLER		TOLSON
BRUBAKER	GOODWIN		MINER		TUCKER
BUCHANAN	GRADY		MITCHELL		WAINWRIGHT
CANSLER	GRAY		MOORE		WALEND
CAPPS	GULLEY		MORGAN		WARNER
CARPENTER	HACKNEY		MORRIS		WARREN
CHURCH	HAIRE		MOSLEY		WARWICK
CLARY	HARDAWAY		NESBITT		WILSON, C.
COLE	HENSLEY		NYE		WILSON, G.
COX	HIATT		OLDHAM		WOMBLE
CRAWFORD	HILL		OWENS		WRIGHT
CULP	HOLMES		POPE		YONGUE
CULPEPPER	HORN				
		NOES	- 2		

NOES - 2

CREECH

DECKER

EXCUSED ABSENCE - 4

ARNOLD RAMSEY

TEAGUE

WOOD

EXCUSED VOTE - 0

NOT VOTING - 4

SPEAKER HUNTER, H.

INSKO

MCCOMAS

RECORDED VOTE

1999 FIRST SESSION

SEQ. 643	/6	8:04 PM	JUNE 14, 1999	9	LEGIS	SLATIVE DAY	79
		SENATO	R BASNIGHT	Presid	ding		
		ER CORPORATION B/3RD EDITION	LOANS		SENATE BIL	L 878	
		, :			MOTION 8 TO CONCUR		
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNA LEE LUCAS MARTI METCA MILLA MOORA ODOM PERDU PHILI PLYLA	S IN R IN W ALF ER E	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
NO	0						
EXCUSED	0						
NOT CAST	1	JORDAN					
ABSENT	0						
PAIRS AYE NO	0						

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

SENATE DRS8583-LN159(4.1) FILED - SENATE D \$8.79 = APR 1 2 1999

Short Title: Funds for NC Healthy Start.

PRINCIPAL CLERK (Public)

Sponsors:

Senators Martin of Guilford and Purcell.

Referred to:

13

14

15

1 A BILL TO BE ENTITLED 2 AN ACT TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA

HEALTHY START FOUNDATION.

4 The General Assembly of North Carolina enacts:

There is appropriated from the General Fund to the Section 1. 6 Department of Health and Human Services the sum of nine hundred fifty thousand 7 dollars (\$950,000) for the 1999-2000 fiscal year. These funds shall be allocated to the 8 North Carolina Healthy Start Foundation and may be used by the Foundation, as 9 follows:

10 \$250,000 to support operating expenses of the First Step (1) 11 Campaign; 12

\$600,000 to support and expand the annual community grants (2)program; and

\$100,000 to focus public education efforts toward North Carolina's (3)minority communities.

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

D

SENATE DRS7626*-LN165(4.5)

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

GENERAL ASSEMBLY OF NORTH CAROLINA **SESSION 1999**

S

1

D

SENATE DRS3740-RR039(4.1)

FILED - SENATE

\$8 81 = APR 1 2 1999

Short Title: Campaign Reform Act of 1999.

PRINCIPAL CLERPublic)

Sponsors:

Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

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



AMENDMENT NO.

(to be filled in by Principal Clerk)

Page 1 of

S881-ARR-002

Date 6/5/99,1999

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

Senator Gulley

1 moves to amend the bill on page 11, line 32, 2 by inserting after that line the following:

4 "-- CORRECTING LOOPHOLE CONCERNING 'GIVING IN THE NAME OF ANOTHER.' Section 4.1.(a) G.S. 163-278.14(a) reads as rewritten: 6 '(a) No individual, political committee, or other entity shall make 7 any contribution anonymously, except as provided in G.S. 163-278.8(d), or in the name of another. No candidate, political 9 committee, referendum committee, political party, or treasurer shall 10 knowingly accept any contribution made by any individual or person 11 in the name of another individual or person or made anonymously 12 except as provided in G.S. 163-278.8(d). If a candidate, political 13 committee, referendum committee, political party, or treasurer 14 receives any such contributions, anonymous contributions or 15 contributions determined to have been made in the name of another, 16 he shall pay the money over to the Board, by check, and all such 17 moneys received by the Board shall be deposited in the general fund 18 of the State of North Carolina.' Section 4.1.(b) This section becomes effective December 1,



			Senate Bill	881	
				AMENDMENT (to be fil	led in by
	S881-ARI	R-002		Principal	Page 2 of 2
1	1999, and	applies to offe	enses committe	ed on and aft	er that date."
	SIGNED Amendment	Sponsor)			
	SIGNEDCommittee	Chair if Senate	Committee Ar	mendment	
	ADOPTED	148-0 it 115/199	FAILED		TABLED

RECORDED VOTE

1999 FIRST SESSION

SEQ. 652	/7	4:18 PM	JUNE 15, 1999	LEGI	SLATIVE DAY 80
		LT. GOVERN	JOR WICKER	Presiding	
GULLEY CAMPAIGN COM SUB/2		RM ACT OF 1999		SENATE BI	LL 881
COM BOB/ 2	ND EL	DITION		AMEND	1
-		₃ 3			
AYE	48	ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	1	ODOM			
ABSENT	1	ALBERTSON			
PAIRS	0		*		

AYE NO



AMENDMENT NO. (to be filled in by

Principal Clerk)

Page 1 of 3

S881-ALB-13

Date 6/15 ,1999

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

Senator Gulley

25

26

27 28

1 moves to amend the bill on page 2, line 14, 2 by inserting after the word "advertisement" the term "that is not an 3 independent expenditure and"; and 5 on page 10, line 3, through page 11, line 16, 6 by rewriting those lines to read: 8 "'§ 163-278.14A. Prima facie evidence that communications are "to 9 support or oppose the nomination or election of one or more clearly 10 identified candidates." (a) Any of the following three patterns of evidence shall 11 12 constitute a prima facie case that an individual or other entity 13 acted "to support or oppose the nomination or election of one or 14 more clearly identified candidates": 15 Evidence of financial sponsorship of communications to 16 the general public that use phrases such as "vote for", "reelect", "support", "cast your ballot for", "(name of candidate) for (name of office)", "(name of 17 18 candidate) in (year)", "vote against", "defeat",
"reject", "vote pro-(policy position)" or "vote anti-19 20 (policy position)" accompanied by a list of candidates 21 clearly labeled "pro-(policy position)" or "anti-22 (policy position)", or communications of campaign words or slogans, such as posters, bumper stickers, 23 24

advertisements, etc., which say "(name of candidate)'s

candidate)!", or the names of two candidates joined by

the One", "(name of candidate) '98", "(name of

a hyphen or slash.



AMENDMENT NO.

(to be filled in by Principal Clerk)
Page 2 of 3

S881-ALB-13

1	(2)	Evide	ence of financial sponsorship of communications
2	1-1		e essential nature expresses electoral advocacy to
3	ar a	the o	general public and goes beyond a mere discussion
4	W.C.		iblic issues in that they:
5	,06	a.	Contain words of belief, opinion, or
6	(D)		characterization directed at a clearly identified
7		L	candidate in an election;
9		<u>b.</u>	Are targeted to the electorate for that election; Occur through a paid advertisement distributed by
10		<u>C.</u>	any broadcasting station, newspaper, magazine, or
11			outdoor advertising facility, or occur through a
12			direct mailing or telephone campaign;
13		d.	Involve payment of more than three thousand
14			dollars (\$3,000) to communicate, provided that
15			all communications making up the total cost refer
16			to the same candidate and target the candidate's
17			electorate; and
18		<u>e.</u>	Are made within 60 days before an election in
19			which the candidate is running.
20	(3)		ence that an entity or agent for that entity made
21			atement admissible in a court of law that one of
22			entity's purposes is to support or oppose a
23			cly identified candidate in an election and the
24			ty financially sponsors communications to the
25		_	cal public that:
26 27		<u>a.</u>	Contain references to that candidate in which the candidate is clearly identified;
28		h	Are targeted to the electorate for that election;
29		$\frac{b}{c}$.	Occur through a paid advertisement distributed by
30		<u> </u>	any broadcasting station, newspaper, magazine, or
31			outdoor advertising facility, or occur through a
32			direct mailing or telephone campaign; and
33		d.	Involve payment of more than three thousand
34			dollars (\$3,000) to communicate, provided that
35			all communications making up the total cost refer
36			to the same candidate and target the candidate's
37			electorate.
38	In rebuttin	g the	prima facie case, the defendant may offer

39 evidence that the actions were not intended to support or oppose the nomination or election of one or more clearly identified candidates.



AMENDMENT NO.

(to be filled in by Principal Clerk)
Page 3 of 3

S881-ALB-13

15 16 17 18 19 20 21	(b) Notwithstanding the provisions of subsection (a) of this section, a communication shall not be subject to regulation if it: (1) Appears in a news story, commentary, or editorial distributed through the facilities of any broadcasting station, newspaper, or magazine, unless those facilities are owned or controlled by any political party, or political committee; (2) Is distributed by a corporation solely to its stockholders and employees; or (3) Is distributed by any organization, association, or labor union solely to its members or to subscribers or recipients of its regular publications.'"; and on page 15, lines 12 through 15, by rewriting those lines to read: "Section 9. This act becomes effective only if the sum of twenty-five thousand dollars (\$25,000) for the 1999-2000 fiscal year is appropriated from the General Fund to the State Board of Elections for the purpose of meeting its additional responsibilities under Sections 2, 3, 5, and 6 of this act. This act does not obligate the General Assembly to appropriate funds."; and
23 24 25	on page 15, line 21, by deleting the term "or sub-subdivision" and substituting the term
27	SIGNED Amendment Sponsor
	Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment
	ADOPTED 49-0 FAILED TABLED

RECORDED VOTE

1999 FIRST SESSION

SEQ. 653	/8	4:58 PM	JUNE 15, 1999	LEGI	SLATIVE DAY 80
GULLEY		SENATOR	R BASNIGHT	Presiding	
CAMPAIGN		M ACT OF 1999		SENATE BI	LL 881
COM SUB/2	ND EL	DITION		AMEND	2
777	4.0				
AYE	49	ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY EAST	FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO "	0				
			2		
EXCUSED	0				
NOT CAST	0				
ABSENT	1	ALBERTSON			
PAIRS AYE NO	0				

ADOPTED

PLEASE PRESS HARD - 5 COPIES

	NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT
	NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT (Please type or use ballpoint pen)
	EDITION No.
7	H. B. No DATE JULE 15 1889
	S. B. No Amendment No
	COMMITTEE SUBSTITUTE (to be filled in by Principal Clerk)
	Horton
	Sen.)
1	moves to amend the bill on page, line
2	(X) WHICH CHANGES THE TITLE
3	by adding the words "and to amend the Constitution of North Carolina to establish an
4	Independent Redistricting Commission"
5	and
	by deleting line 25 and inserting in lieu thereof the following:
J	트로스 즐겁게 되는 유명하다 보다는 사람이 아버지는 사람들은 경기를 받는 것을 하지만 모든 것이 없었다.
7	Section 12. Section 3 of Article II of the Constitution of North Carolina
8	reads as rewritten:
9	"Sec. 3. Senate districts; apportionment of Senators.
10	The Senators shall be elected from districts. The Independent Redistricting
11	Commission, beginning as soon as practical after the return of every decennial census of
12	population taken by order of Congress, shall revise the senate districts and the
13	apportionment of Senators among those districts, subject to the following requirements:
14	(1) Each Senator shall represent, as nearly as may be, an equal number of
15	inhabitants, and the Commission, to the extent it deems practical, shall
16	avoid establishing districts represented by more than one Senator;
17	(2) Each senate district shall at all times consist of compact and
18	contiguous territory;
	(3) The Commission, to the extent it deems practical, shall avoid establishing
	SIGNED
	34/ALGERT TO 1.

FAILED

TABLED

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

2 () WHICH CHANGES TH 3 by	Amendment No(to be filled in by
Rep.) Sen.) 1 moves to amend the bill on 2 () WHICH CHANGES TH 3 by 4 district boundaries to 5 (4) 6	(to be filled in by
Rep.) Sen.) 1 moves to amend the bill on 2 () WHICH CHANGES TH 3 by 4 district boundaries to 5 (4) 6	
Sen.) 1 moves to amend the bill on 2 () WHICH CHANGES TH 3 by	
1 moves to amend the bill on 2 () WHICH CHANGES TH 3 by	
2 () WHICH CHANGES TH 3 by	
3 by	page, line
4 district boundaries t 5(4) 6 7	IE TITLE
5(4) 6 7	
5(4) 6 7	that cross county boundaries;
6	
7	When established, the senate districts and the apportionment of
	Senators shall remain unaltered until the return of another
	decennial census of population taken by order of Congress."
) ⁸ Sec	ction 13. Section 5 of Article II of the Constitution of North
9 Carolina reads as rev	vritten:
10 "Sec. 5. Represe	entative districts; apportionment of Representatives.
11 The Representati	ives shall be elected from districts. The Independent Redistricting
	as practical after the return of every decennial census of population
13 taken by order of Cor	ngress, shall revise the representative districts and the
14 apportionment of Repr	resentatives among those districts, subject to the following
15 requirements:	현실 회사는 이 경기 되고 그릇을 가는 이 문화가는 가장 가셨는데 하기
16(1)	Each Representative shall represent, as nearly as may be, an equal
17	number of inhabitants, and the Commission, to the extent it deems
18	practical, shall avoid establishing districts with more than one
19	Representative;
	SIGNED
ADOPTED TO BE	JOT GERMANE FAILED TABLED

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

	No
H. B. No	DATE \$\int 15/99
S. B. No.	
СОММІТТ	TEE SUBSTITUTE (to be filled in by Principal Clerk)
1	Rep.)
) ————————————————————————————————————
moves to	amond the bill as asset
	amend the bill on page, line, line
by	ON CHANGES THE TITLE
	(2) Each representative district shall at all times consist of com
	and contiguous territory;
	(3) The Commission, to the extent it deems practical, shall avoid
)	establishing district boundaries that cross county boundaries;
	(4) When established, the representative districts and the apporti
	of Representatives shall remain unaltered until the return of
	another decennial census of population taken by order of Congr
	Section 14. Article II of the Constitution of North Carolina is
amended	by adding a new section to read:
"Se	ec. 25. Independent Redistricting Commission.
(1)	Establishment and membership. There is established the Independent
Redistri	cting Commission to consist of nine persons appointed as follows:
	(a) Two by the Chief Justice of the Supreme Court, with no more that
	one affiliated with the same political party;
	(b) Three by the Governor, with no more than two affiliated with the
	same political party;
	SIGNED
	SIGNED
	as IV

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

	EDITION No.					
	H. B. No					
	S. B. No	DATE 6/15/99				
	COMMITTEE SUBSTITUTE	Amendment No.				
		(to be filled in by Principal Clerk)				
	Rep.)					
	Sen.)					
. 1	moves to amend the bill on page					
2	() WHICH CHANGES THE TITLE	, line				
3	by					
34	(c) Two by the Sp	ookon of it				
5	One offiliate	eaker of the House of Representatives, with no more than				
6		with the same political party; and				
7	(d) Two by the Pre	esident Pro Tempore of the Senate, with no more than one				
_	Tucca WIL	If the same political party				
8 1	appointing officers shall make their initial appointment					
	The whitch the appointed man					
10 St	10subsection (2) of this section and no later than June 1 of the year in which the members					
11a1	1300001	Of (2) Of this section				
12_	(2) Term of office; vacancies	, Chair. The mont				
3Co	mmission shall take office on t	he first day of July of each year ending in the number 0				
4an	d shall continue in office water	me first day of July of each year ending in the number 0				
		CHELL SUCCESSORS ON				
	member 311.	P of the Commission about				
	J CLIC OLLIC	er who appointed the reason				
	THE CIC	Ct Irom its members a Ct.				
the	Redistricting Commission shall elect from its members a Chair, who will serve throughout the term of the Commission unless replaced by vote of the Commission.					
	(3) Eligibility. To be elig	ible for appointment to the Independent Redistricting				
		Signature to the Independent Redistricting				
	WAMPOON AND	SIGNED				
ADO	ADOPTED TO BE NOV					
	ADOPTEDTABLEDTABLED					

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

	EDITION No.	
)	H. B. No	DATE 6/15/99
	S. B. No	Amendment No.
	COMMITTEE SUBSTITUTE	(to be filled in by Principal Clerk)
	Rep.)	
	Sen.)	
	1 moves to amend the bill on page	. line
2	2 () WHICH CHANGES THE TITLE	
3	3 by	
34	4 Commission, a person must be a resid	ent of North Carolina. No person may serve on the
		lic office or been a candidate for elective public
T	office in the four years prior to co	mmencement of service on the Independent Redistricting
U	Commission. No person who has serve	d as a member of the Independent Redistricting
38	3 Commission shall be eligible to hold	any elective public office for four years after
ノ	g termination of service on the Independent	나는 사람들이 많다면 그렇게 들어가는 사람들이 어떻게 하는 것 같아.
1	10(4) Legislative plans. The Inc	dependent Redistricting Commission shall adopt, in
1	1accordance with Sections 3 and 5 of	this Article, plans for revising the senate districts
1	2and representative districts, which	shall have the force and effect of acts of the
1	3General Assembly. The General Assem	bly shall not adopt any legislative district plan.
1	4(5) Congressional plans. The l	Independent Redistricting Commission is responsible
1	5for adopting a district plan for elec	ction of members of the House of Representatives
1	6of the Congress of the United States.	. The General Assembly shall not adopt any district
1	7plan for election of members of the I	Inited States House of Representatives.
18	8 (6) Preparation and adoption of	f plans. The Independent Redistricting Commission
	hall adopt district plans as require	ed by subsections (4) and (5) of this section no later
		SIGNED
	ADOPTED TO BE NOT GERMANE	
	ADOPTED TO BE FAILED	TABLED

CITALID - 3 COLIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

EDITION No.		
H. B. No	DATE	6/15/99
S. B. No		Iment No.
COMMITTEE SUBSTITUTE	Amond	(to be filled in by Principal Clerk)
Rep.)		
Sen.)		
moves to amend the bill on page		, line
() WHICH CHANGES THE TITLE		
then October 4 . 5		
than October 1 of the year followi	ng each decennial cen	sus of population taken by order
of Congress. In preparing or adop	ting its plans, the In	ndependent Redistricting Commission
shall not consider the following in		
(a) The political aft	filiation of voters;	
	previous elections;	
(c) The location of i	incumbents' residences	s; or
(d) Demographic data	from sources other th	an the United States Bureau of the
Census.		
There shall be a minimum period	of 45 days of public	comment on a plan before it is
inally adopted.		
(7) In case plan held invalid.	The Independent Redi	stricting Commission shall adopt a
ew district plan in the event that		
(8) Federal law. In adopting an		
ommission shall take into considera		
onstitution and Acts of Congress.	action all relevant fed	quirements of the United States
(9) Local redistricting. The Ge		v law assign to the Independent
ADOPTED WELD TO BE NOT GER!	SIGNED	
TO BE NOT WOOD		
ADOPTED YELD TO FAILE	D	TARLED

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

	EDITION No
	H. B. No DATE
	S. B. No Amendment No
	COMMITTEE SUBSTITUTE (to be filled in by Principal Clerk)
	Rep.)
•	Sen.)
1	moves to amend the bill on page, line
2	
3	by
4	Redistricting Commission the duty to adopt districting and redistricting plans for any
5	county, city, town, special district, and other governmental subdivision if the governing
6	board of the unit or a court of competent jurisdiction so requests."
7	Section 15. Subsection (5) of Section 22 of Article II of the Constitution
	of North Carolina reads as rewritten:
9	"(5) Appointments to office. Every bill in which the General Assembly makes an
10	appointment or appointments to public office and which contains no other matter shall be
11	read three times in each house before it becomes law and shall be signed by the presiding
12	officers of both houses."
13	Section 16. The amendments set out in Sections 12 through 15 of this act
14	shall be submitted to the qualified voters of the State at the general election in
15	November 2000, which election shall be conducted under the laws then governing elections
16	in the State. Ballots, voting systems, or both may be used in accordance with Chapter 16
17	of the General Statutes. The question to be used in the voting systems and ballots shall
18	"() FOR () AGAINST
19	A constitutional amendment providing for an Independent Redistricting
	SIGNED
	ADOPTED HEID TO BE NOT GERMANE

EDITION No.	
H. B. No	DATE 6/15/99
S. B. No	Amendment No.
COMMITTEE SUBSTITUTE	(to be filled in by Principal Clerk)
Rep.)	
Sen.)	
moves to amend the bill on page	, line
by	
Commission to redistrict the Stat	te for the purpose of electing members of the General
Assembly and members of the Unite	ed States House of Representatives."
Section 16. If	a majority of votes cast on the question are in favor
of the amendments set out in Sect	tions 1 through 4 of this act, the State Board of
Elections shall certify the amend	ments to the Secretary of State. The amendments
become effective upon this certif	fication. The Secretary of State shall enroll the
	e permanent records of that office.
	This act is effective when it becomes law.
3	
4	
5	
6	
7	
8	
9	1/-
ADOPTED HELD TO BE NOT	GERMANE SIGNED
ADOPTED WELD TO BE FA	AILEDTABLED
GA-33-A PRINCIPAL CI	LERK'S OFFICE (FOR ENGROSSMENT)

FAILED.

TABLED

ADOPTED USID TO

RECORDED VOTE

1999 FIRST SESSION

SEQ. 654	/9	5:18 PM	JUNE 15, 1999	LEC	GISLATIVE DAY 80
		SENATOR	BASNIGHT	Presiding	
GULLEY CAMPAIGN COM SUB/2		RM ACT OF 1999 DITION		SENATE E	BILL 881
				MOTION 2 FOR PREV	YIOUS QUESTION
AYE	36	BALLANCE BASNIGHT CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY EAST	GARROU GULLEY HAGAN HORTON HOYLE JORDAN KERR KINNAIRD LEE	LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON SHAW L SOLES WARREN WEINSTEIN WELLONS
NO	13	ALLRAN BALLANTINE CARPENTER COCHRANE	FORRESTER FOXX GARWOOD	HARRIS HARTSELL MOORE	RUCHO SHAW R WEBSTER
EXCUSED	0				
NOT CAST	0				
ABSENT	1	ALBERTSON			
PAIRS AYE	0		,		

NO

RECORDED VOTE

1999 FIRST SESSION

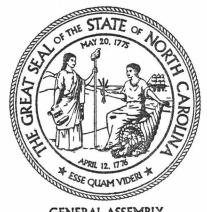
SEQ. 65	55/10	5:19 PM	JUNE 15, 1999	LEGIS	LATIVE DAY 80
		SENATOR	BASNIGHT	Presiding	
GULLEY CAMPAIGN	N REFOR	M ACT OF 1999		SENATE BILI READING	L 881 2
AYE	36	BALLANCE BASNIGHT CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY EAST	GARROU GULLEY HAGAN HOYLE JORDAN KERR KINNAIRD LEE LUCAS	MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	12	ALLRAN CARPENTER COCHRANE	FORRESTER FOXX GARWOOD	HARRIS HARTSELL HORTON	MOORE RUCHO WEBSTER
		2	*		¥
EXCUSED	0			4	
NOT CAS	Г 1	BALLANTINE			
ABSENT	1	ALBERTSON		OF THE STA	TE or No.

PAIRS AYE

NO

ALBERTSON

BALLANTINE



GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 655	/10	5:19 PM	JUNE 15, 1999	LI	EGISLATIVE DAY 80
		SENATOR	BASNIGHT	Presiding	
GULLEY CAMPAIGN I COM SUB/21		M ACT OF 1999 ITION		SENATE READING	
AYE	36	BALLANCE BASNIGHT CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY EAST	GARROU GULLEY HAGAN HOYLE JORDAN KERR KINNAIRD LEE LUCAS	MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	12	ALLRAN CARPENTER COCHRANE	FORRESTER FOXX GARWOOD	HARRIS HARTSELL HORTON	MOORE RUCHO WEBSTER
EXCUSED	0				
NOT CAST	1	BALLANTINE			
ABSENT	1	ALBERTSON			
PAIRS AYE NO	1	ALBERTSON BALLANTINE			

RECORDED VOTE

1999 FIRST SESSION

SEQ. 6	75/11	2:08 PM	JUNE 16, 1999	LEGI	SLATIVE DAY 81
		M ACT OF 1999	OR WICKER	Presiding SENATE BI READING	LL 881 3
COM SUB	/2ND ED	OITION			
AYE	36	ALBERTSON BALLANCE BASNIGHT CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY	EAST GARROU GULLEY HAGAN HOYLE JORDAN KERR KINNAIRD LEE	LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON SHAW L SOLES WARREN WEINSTEIN WELLONS
NO	14	ALLRAN BALLANTINE CARPENTER COCHRANE	FORRESTER FOXX GARWOOD HARRIS	HARTSELL HORTON MOORE	RUCHO SHAW R WEBSTER
EXCUSED	0				
NOT CAS	Γ 0				
ABSENT	0				
PAIRS AYE NO	0		* ,		



EU

7/15/99 3:14 PM

IN CHAIR: SPEAKER

. # 1232 ISLATIVE DAY 100 S881 HCS # 2 READING 2

CAMPAIGN REFORM ACT OF 1999

	A	YES - 74						
SPEAKER	CULP	HENSLEY	PRESTON					
ADAMS	CULPEPPER	HILL	RAMSEY					
ALEXANDER	CUNNINGHAM	HORN	REDWINE					
ALLEN	DECKER	HOWARD	ROGERS					
ALLRED	DEDMON	HURLEY	RUSSELL					
BADDOUR	DOCKHAM	INSKO	SAUNDERS					
BAREFOOT	EARLE	JARRELL	SHERRILL					
BLUE	EASTERLING	JEFFUS	SMITH					
BONNER	EDWARDS	LUEBKE	SUTTON					
BOWIE	ESPOSITO	MCCOMAS	THOMAS					
BOYD-MCINTYRE	FITCH	MELTON	TOLSON					
BRASWELL	FOX	MICHAUX	TUCKER					
BRIDGEMAN	GARDNER	MILLER	WAINWRIGHT					
BRUBAKER	GIBSON	MOORE	WARNER					
CANSLER	GOODWIN	NESBITT	WARREN					
COLE	GRAY	OLDHAM	WARWICK					
COX	HACKNEY	OWENS	WILSON, C.					
CRAWFORD	HAIRE	POPE	YONGUE					
CREECH	HARDAWAY	1011	1011001					
NOES - 33								
ARNOLD	ELLIS	MCCOMBS	SEXTON					
BAKER	GILLESPIE	MCMAHAN	STARNES					
BERRY	GRADY	MINER	TALLENT					
CAPPS	GULLEY	MITCHELL	TEAGUE					
CARPENTER	HIATT	MORGAN	THOMPSON					
CLARY	HOLMES	MORRIS	WALEND					
DAUGHTRY	JUSTUS	RAYFIELD	WILSON, G.					
DAVIS	KISER	SETZER	WOOD					
EDDINS								
	EXCUSED	ABSENCE - 8						
BARBEE	CHURCH	MCCRARY	MOSLEY					
BROWN	KINNEY	MCLAWHORN	NYE					
	EXCUS	ED VOTE - 0						
	MOT.	VOTING - 5						
BUCHANAN	MCALLISTER	WOMBLE	WRIGHT					
HUNTER, H.	LICALLIBIER	MOLIDITY	MICTOILL					
TOTALLIC, II.								



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

TABLED

S881-ARR-024

Date 7/15 ,1999

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

Representative Baddour

SIGNED

ADOPTED

	1 moves to amend the bill on page 13, line 4, 2 by inserting after that line the following: 3
	Section 5.(c) G.S. 163-278.21 reads as rewritten:
	5 "§163-278.21. Promulgation of policy and administration through
	State Board of Elections.
•	The State Board of Elections shall have responsibility, adequate
1	staff, equipment and facilities, for promulgating all necessary
	9 regulations, and regulations necessary for the enforcement and
	administration of this Article. Article and to prevent the
	circumvention of the provisions of this Article. The State Board of
	2 Elections shall empower the Executive Secretary- Director with the
1.	3 responsibility for the administrative operations required to
	administer this Article and may delegate or assign to him such other
	duties from time to time by regulations or orders of the State Board
	of Elections."; and
1	
13	B by redesignating subsequent subsections accordingly.
	SIGNED 8 alway Amendment Sponsor

Committee Chair if Senate Committee Amendment

FAILED

JUL 1 9 1999 Denise Hulo con



EV

7/19/99 6:49 PM

IN CHAIR: SPEAKER

1245 ISLATIVE DAY 101 S881 HCS # 2 READING 3

AMEND #1 Rep. Baddow CAMPAIGN REFORM ACT OF 1999

		AYES	- 111		
SPEAKER ADAMS ALEXANDER ALLEN ALLRED ARNOLD BADDOUR BAKER BAREFOOT	CULPEPPER CUNNINGHAM DAUGHTRY DAVIS DEDMON DOCKHAM EARLE EASTERLING EDDINS	AYES	HUNTER, H. HURLEY INSKO JARRELL JEFFUS JUSTUS KISER LUEBKE MCALLISTER	RAMSEY RAYFIELD REDWINE ROGERS RUSSELL SAUNDERS SETZER SEXTON SHERRILL	
BERRY	EDWARDS		MCCOMAS	SMITH	
BONNER	ELLIS		MCCOMBS	STARNES	
BOWIE	ESPOSITO		MCCRARY	SUTTON	
BOYD-MCINTYRE	FITCH		MCLAWHORN	TALLENT	
BRASWELL	GARDNER		MCMAHAN	TEAGUE	
BRIDGEMAN	GIBSON		MELTON	THOMAS	
BROWN	GILLESPIE		MICHAUX	THOMPSON	
BRUBAKER	GOODWIN		MILLER	TOLSON	
BUCHANAN	GRADY		MINER	TUCKER	
CANSLER	GRAY		MITCHELL	WAINWRIG	HT
CAPPS	GULLEY		MOORE	WALEND	
CARPENTER	HACKNEY		MORGAN	WARNER	
CHURCH	HAIRE		MORRIS	WARREN	
CLARY	HENSLEY		NESBITT	WARWICK	
COLE	HIATT		NYE	WILSON,	C.
COX	HILL		OLDHAM	Carlotte Commercial Advanced Commercial Comm	G.
CRAWFORD	HOLMES		OWENS	WOMBLE	
CREECH	HORN		POPE	YONGUE	
CULP	HOWARD		PRESTON		

NOES - 0

EXCUSED ABSENCE - 5
BARBEE KINNEY MOSLEY WOOD
BLUE

EXCUSED VOTE - 0

NOT VOTING - 4

DECKER FOX HARDAWAY WRIGHT



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT** Senate Bill 881

S881-ARR-021	AMENDMENT NO. (to be filled in by Principal Clerk) Page 1 of
	Date 7/19 ,1999
Comm. Sub. [YES] Amends Title [] Fifth Edition	
Representative Miner	
moves to amend the bill on page 3 by adding at the end of that line	
"This subdivision applies only to name of, shows the picture of, tr refers to an opposing candidate is sponsoring candidate."; and	an advertisement that mentions the cansmits the voice of, or otherwise for the same office as the
on page 4, line 21, by adding at the end of that line	e the following sentence:
"This subdivision applies only to name of, transmits the voice of, candidate for the same office as	or otherwise refers to an opposing the sponsoring candidate."
SIGNED Amendment Sponsor	
SIGNED Committee Chair if Senate Committee	cee Amendment
ADOPTED 112-0 adjusted FAILED	TABLED
JUL 1 9 1999	
Deluse Helsen	



EV

7/19/99 6:52 PM

IN CHAIR: SPEAKER

1246 ISLATIVE DAY 101 S881 HCS 2 READING 3

BARBEE

DECKER

BLUE

FOX

KINNEY

WRIGHT

AMEND #2 Rep. Winev CAMPAIGN REFORM ACT OF 1999

		AYES	- 111 112 dw	
SPEAKER	CULPEPPER		HOWARD	PRESTON
ADAMS	CUNNINGHAM		HUNTER, H.	RAYFIELD
ALEXANDER	DAUGHTRY		HURLEY	REDWINE
ALLEN	DAVIS		INSKO	ROGERS
ALLRED	DEDMON		JARRELL	RUSSELL
ARNOLD	DOCKHAM		JEFFUS	SAUNDERS
BADDOUR	EARLE		JUSTUS	SETZER
BAKER	EASTERLING		KISER	SEXTON
BAREFOOT	EDDINS		LUEBKE	SHERRILL
BERRY	EDWARDS		MCALLISTER	SMITH
BONNER	ELLIS		MCCOMAS	STARNES
BOWIE	ESPOSITO		MCCOMBS	SUTTON
BOYD-MCINTYRE	FITCH		MCCRARY	TALLENT
BRASWELL	GARDNER		MCLAWHORN	TEAGUE
BRIDGEMAN	GIBSON		MCMAHAN	THOMAS
BROWN	GILLESPIE		MELTON	THOMPSON
BRUBAKER	GOODWIN		MICHAUX	TOLSON
BUCHANAN	GRADY		MILLER	TUCKER
CANSLER	GRAY		MINER	WAINWRIGHT
CAPPS	GULLEY		MITCHELL	WALEND
CARPENTER	HACKNEY		MOORE	WARNER
CHURCH	HAIRE		MORGAN	WARREN
CLARY	HARDAWAY		MORRIS	WARWICK
COLE	HENSLEY		NESBITT	WILSON, C.
COX	HIATT		NYE	WILSON, G.
CRAWFORD	HILL		OLDHAM	WOMBLE
CREECH	HOLMES		OWENS	YONGUE
CULP	HORN		POPE	RAMSEYdow
		MODE	A.	lan
RAMSEY		NOES	- Xonv	
Carrott				
	EXCUSE	ED ABS	ENCE - 6	
	TOX		MOGT TIT	11000

MOSLEY

EXCUSED VOTE - 0

NOT VOTING - 2

WOOD

PLEASE PHESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No	DATE 7/19/99
S. B. No. 881	Amendment No3 (to be filled in by
COMMITTEE SUBSTITUTE	Principal Clerk)
Rep.) POPE	
Sen.)	
moves to amend the bill on page6	line 39
by deleting the sente	Ence that begins on that
15.	
	SIGNED Pope
ADOPTED 110-1 EV FAILED_ JUL 1 9 1999 Claise Hick core	TABLED



7/19/99 6:54 PM

IN CHAIR: SPEAKER

ISLATIVE DAY 101 S881 HCS READING 3

AMEND #3 Rep. Yope CAMPAIGN REFORM ACT OF 1999

AYES	- 110
	HURLEY

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

NOES - 1

HENSLEY

EXCUSED ABSENCE - 6

BARBEE FOX MOSLEY BLUE KINNEY

EXCUSED VOTE - 0

NOT VOTING - 3

ADAMS WRIGHT DECKER

WOOD



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 881

AMENDMENT NO.

(to be filled in by Principal Clerk)
Page 1 of

S881-ARR-026.1

Date 7/19 ,1999

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

Derise Hechson

Representative

		moves to amend the bill on page 11, lines 21 through 24, by rewriting those lines to read:	
Marie Marie 10 Marie and Marie and Carlotte		"In any proceeding brought pursuant to this Article in which presumption arises from the proof of certain facts, the defenda has the burden of offering may offer some evidence to rebut the	nt
	7	presumption. The presumption, but the State bears the ultimate burden of proving the essential elements of its case.".	
		SIGNED Count Wasa Amendment Sponsor	
produk sendah sebu		SIGNED Committee Chair if Senate Committee Amendment	
		ADOPTED 55-54 EV FAILED TABLED	





. # 1248 ISLATIVE DAY 101 S881 HCS READING 3 7/19/99 7:00 PM IN CHAIR: SPEAKER

AMEND #4 Rep. C. Wilson CAMPAIGN REFORM ACT OF 1999

BOYD-MCINTYRE

HENSLEY

ALLEN ARNOLD BAKER BERRY BOWIE BRASWELL BROWN BRUBAKER BUCHANAN CANSLER CAPPS CARPENTER CLARY CREECH	CULP DAUGHTRY DAVIS DOCKHAM EDDINS ELLIS ESPOSITO FOX GARDNER GILLESPIE GRADY GRAY GULLEY HILL	AYES - 55 HOLMES HOWARD JUSTUS KISER MCCOMAS MCCOMBS MCMAHAN MILLER MINER MITCHELL MOORE MORRIS NYE POPE		PRESTON RAYFIELD RUSSELL SETZER SEXTON SMITH STARNES TALLENT TEAGUE WALEND WARWICK WILSON, C. WILSON, G.
		NOES - 54		
ADAMS ALEXANDER ALLRED BADDOUR BAREFOOT BONNER BRIDGEMAN CHURCH COLE COX CRAWFORD CULPEPPER CUNNINGHAM DEDMON	EARLE EASTERLING EDWARDS FITCH GIBSON GOODWIN HACKNEY HAIRE HARDAWAY HIATT HORN HUNTER, H. HURLEY INSKO	JARRELL JEFFUS LUEBKE MCALLISTER MCLAWHORN MELTON MICHAUX MORGAN NESBITT OLDHAM OWENS RAMSEY REDWINE		ROGERS SAUNDERS SHERRILL SUTTON THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WARNER WARREN WOMBLE YONGUE
BARBEE	EXCUSE KINNEY	D ABSENCE - 5 MOSLEY	1	WOOD
BLUE				
	EXCU	SED VOTE - 0		
CDEAKED		VOTING - 6		
SPEAKER	DECKER	MCCRARY	1	WRIGHT



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 881

AMENDMENT NO. 5
(to be filled in by Principal Clerk)
Page 1 of 1

S881-ARR-019

ADOPTED

Date 19 1111 ,1999

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

Representative Justus 1 moves to amend the bill on page 10, line 5, 2 by inserting after that line the following: "Section 2.(d) G.S. 163-278.18(b) reads as rewritten: 5 '(b) A newspaper, magazine, or other advertising medium shall not 6 charge any candidate, treasurer, political committee, political 7 party, or individual for any advertising for or in support of or in 8 opposition to any candidate, political committee or political party 9 at a rate higher than the comparable lowest unit rate charged to 10 other persons for advertising of comparable frequency and volume; 11 the same type of advertising; and every candidate, treasurer, 12 political party or individual, with respect to political 13 advertising, shall be entitled to the same discounts afforded by the 14 advertising medium to other advertisers under comparable conditions 15 and circumstances. This subsection does not apply in any instance 16 where regulation is pre-empted by federal law.'"; and 17 18 by renumbering any subsequent subsection accordingly. SIGNED ~ Amendment Sponson SIGNED Committee Chair if Senate Committee Amendment

JUL 1 9 1999
Denise Heeksom

TABLED





. # 1249 ISLATIVE DAY 101 S881 HCS # Q READING 3

7:12 PM IN CHAIR: SPEAKER

AMEND #5 Rep. Justus CAMPAIGN REFORM ACT OF 1999

BOWIE BROWN BRUBAKER BUCHANAN CAPPS CARPENTER COLE CREECH	DAUGHTRY DOCKHAM ELLIS ESPOSITO FITCH GIBSON GRAY GULLEY	AYES	- 36 HOLMES HOWARD JUSTUS KISER LUEBKE MCCOMBS MCMAHAN MINER	MORRIS NYE RAYFIELD SHERRILL SMITH STARNES TALLENT
CULP	HIATT		MORGAN	THOMPSON WARWICK
				7711177111771
		NOES	- 76	
ADAMS	CUNNINGHAM		INSKO	ROGERS
ALEXANDER	DAVIS		JARRELL	RUSSELL
ALLEN	DEDMON		JEFFUS	SAUNDERS
ALLRED	EARLE		MCALLISTER	SETZER
ARNOLD	EASTERLING		MCCOMAS	SEXTON
BADDOUR BAKER	EDDINS EDWARDS		MCCRARY MCLAWHORN	SUTTON
BAREFOOT	FOX		MELTON	TEAGUE THOMAS
BERRY	GARDNER		MICHAUX	TOLSON
BONNER	GILLESPIE		MILLER	TUCKER
BOYD-MCINTYRE	GOODWIN		MITCHELL	WAINWRIGHT
BRASWELL	GRADY		MOORE	WALEND
BRIDGEMAN	HACKNEY		NESBITT	WARNER
CANSLER	HAIRE		OLDHAM	WARREN
CHURCH	HARDAWAY		OWENS	WILSON, C.
CLARY	HENSLEY		POPE	WILSON, G.
COX	HILL		PRESTON	WOMBLE
CRAWFORD	HORN		RAMSEY	WRIGHT
CULPEPPER	HURLEY		REDWINE	YONGUE
	EXCUSE	ED ABS	ENCE - 5	
BARBEE	KINNEY		MOSLEY	WOOD
BLUE				

EXCUSED VOTE - 0

NOT VOTING - 3

SPEAKER DECKER HUNTER, H.



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 881

AMENDMENT NO.

(to be filled in by

Principal Clerk) Page 1 of S881-ARR-020 Comm. Sub. [YES] Amends Title [] Fifth Edition Representative C. Wilson 1 moves to amend the bill on page 10, line 14, 2 by deleting the term "Any" and substituting the term "Either"; and 4 on page 10, line 41, through page 11, line 2, 5 by deleting the language on those lines. SIGNED Come Who Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment JUL 1 9.1999

Derise Helson ADOPTED TABLED



7:19 PM

IN CHAIR: SPEAKER

. # 1250 ISLATIVE DAY 101 S881 HCS READING 3

AMEND #6 Rep. C. Wilson CAMPAIGN REFORM ACT OF 1999

	AYES	- 61	
ARNOLD	DAUGHTRY	HOLMES	PRESTON
BADDOUR	DAVIS	HOWARD	RAYFIELD
BAKER	DEDMON	HURLEY	RUSSELL
BERRY	DOCKHAM	JUSTUS	SETZER
BROWN	EDDINS	KISER	SEXTON
BRUBAKER	EDWARDS	MCCOMBS	SMITH
BUCHANAN	ELLIS	MCMAHAN	STARNES
CANSLER	ESPOSITO	MILLER	TALLENT
CAPPS	FOX	MINER	TEAGUE
CARPENTER	GIBSON	MITCHELL	THOMPSON
CHURCH	GILLESPIE	MOORE	TUCKER
CLARY	GRADY	MORGAN	WALEND
COX	GULLEY	MORRIS	WARWICK
CRAWFORD	HIATT	NYE	WILSON, C.
CREECH	HILL	POPE	WILSON, G.
CULPEPPER			

	NOES	- 52	
ADAMS	EARLE	JARRELL	REDWINE
ALEXANDER	EASTERLING	JEFFUS	ROGERS
ALLEN	FITCH	LUEBKE	SAUNDERS
ALLRED	GARDNER	MCALLISTER	SHERRILL
BAREFOOT	GOODWIN	MCCOMAS	SUTTON
BONNER	GRAY	MCCRARY	THOMAS
BOWIE	HACKNEY	MCLAWHORN	TOLSON
BOYD-MCINTYRE	HAIRE	MELTON	WAINWRIGHT
BRASWELL	HARDAWAY	MICHAUX	WARNER
BRIDGEMAN	HENSLEY	NESBITT	WARREN
COLE	HORN	OLDHAM	WOMBLE
CULP	HUNTER, H.	OWENS	WRIGHT
CUNNINGHAM	INSKO	RAMSEY	YONGUE
	DVCIICED ADC	DATOR E	

EXCUSED ABSENCE - 5 KINNEY

BARBEE BLUE

MOSLEY

WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER

DECKER

FLEAGE FILLUS HAHD - S UVI ILL

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

EDITION No.	
H. B. No	DATE 7/19/99
S. B. No. 881	Amendment No7
COMMITTEE SUBSTITUTE	(to be filled in by Principal Clerk)
Rep ALL	LRED
Sen.)	
1 moves to amend the bill on page _	/3 , line 32
2 () WHICH CHANGES THE TITL	E
3 by	a the following:
Ja _ mjerum	g me formany.
5 (6) Ma	registere O Political
6 (6) 110	L'am her agent
sha	Il make or offer to
9 mas	ke a contribution to
10	imited contributes
11 at a	any time.
12	
^{_)} 13	
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18	
19	
	SIGNED MELLEN
	20 CM D/
ADOPTED	JUL 1 9 1999 Denue Section





1251 ISLATIVE DAY 101 S881 HCS READING 3

CAMPAIGN REFÖRM ACT OF 1999

AMEND #7 Rep. allved

7:46 PM IN CHAIR: SPEAKER

AYES - 30

ALLRED DAVIS HIATT MORGAN BAKER DOCKHAM HOWARD RAYFIELD BERRY EDDINS JUSTUS RUSSELL BRUBAKER ELLIS KISER CANSLER ESPOSITO LUEBKE STARNES CAPPS GARDNER MCCOMAS TEAGUE CLARY GILLESPIE MOORE WALEND COLE GRADY

NOES - 84

ADAMS CUNNINGHAM INSKO REDWINE ALEXANDER DAUGHTRY JARRELL ROGERS ALLEN DEDMON **JEFFUS** SAUNDERS ARNOLD EARLE MCALLISTER SETZER BADDOUR EASTERLING MCCOMBS SEXTON BAREFOOT **MCCRARY** EDWARDS SMITH BLUE FITCH MCLAWHORN SUTTON BONNER FOX MCMAHAN TALLENT BOWIE GIBSON MELTON THOMAS **BOYD-MCINTYRE** GOODWIN MICHAUX THOMPSON BRASWELL GRAY MILLER TOLSON BRIDGEMAN GULLEY MINER TUCKER BROWN HACKNEY MITCHELL WAINWRIGHT BUCHANAN HAIRE MORRIS WARNER CARPENTER HARDAWAY NESBITT WARREN CHURCH HENSLEY NYE WARWICK COX HILL WILSON, C. OLDHAM CRAWFORD HOLMES OWENS WILSON, G. CREECH HORN POPE WOMBLE CULP HUNTER, H. PRESTON WRIGHT CULPEPPER HURLEY RAMSEY YONGUE

EXCUSED ABSENCE - 4

BARBEE KINNEY MOSLEY WOOD

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER DECKER



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 881

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

S881-ARR-004.2

Date 7/19 ,1999

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

Representative ELLIS

1 moves to amend the bill on page 15, line 5, 2 by inserting after that line the following: "Section 8.1.(a) G.S. 163-150(a) reads as rewritten: '(a) Checking Registration. -- A person seeking to vote shall 5 enter the voting enclosure at the voting place through the 6 appropriate entrance and shall at once state his name and place of 7 residence to one of the judges of election. A voter shall show one 8 of the following types of identification: A voter registration card issued under G.S. 163-82.8 10 if that card contains an identification number for the 11 12 A drivers license; 13 A special identification card issued under G.S. 20-14 37.7; 15 A passport; 16 An identification card issued by the U.S. Department 17 of Defense; 18 (6) A uniform prescription drug identification card as 19 required by G.S. 58-3-177; or A social security card and one other type of 20 (7)21 identification showing the name and a picture of the 22 voter. 23 A voter who does not show one of those types of identification 24 shall be allowed to mark a provisional ballot. The provisional 25 ballot shall be sealed in an envelope on which the voter shall sign 26 an affidavit attesting to identity and eligibility to vote the 27 ballot. The county board of elections shall determine if the voter 28 is eligible to cast the ballot and, if so, shall count it, and if



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 881

AMENDMENT NO.

(to be filled in by Principal Clerk)

Page 2 of 2

S881-ARR-004.2

1	not, shall not count it. The State Board of Elections shall
2	promulgate rules for provisional ballot procedures to include
3	instructions for county boards of elections in methods to determine
	the eligibility of persons who vote a provisional ballot under this
	subsection. In a primary election, the voter shall also state the
	political party with which he affiliates and in whose primary he
	desires to vote, or if the voter is an unaffiliated voter permitted
	to vote in the primary of a particular party under G.S. 163-119, the
	voter shall state the name of the authorizing political party in
	whose primary he wishes to vote. The judge to whom the voter gives
	this information shall announce the name and residence of the voter
	in a distinct tone of voice. After examining the precinct
	registration records, the chief judge shall state whether the person
	seeking to vote is duly registered.
	Section 8.1.(b) This section becomes effective January 1,
16	2000."
17	
	SIGNED AZZ
	Amendment Sponsor
	SIGNED
	Committee Chair if Senate Committee Amendment
	ADOPTED FAILED TABLED
	5.11.12 A O 4000

JUL 1 9 1999

Denise Heeksom

NORTH CAROLINA





1252 ISLATIVE DAY 101 S881 HCS#2 READING 3

7/19/99 7:48 PM IN CHAIR: SPEAKER

AMEND #8 REP EILS
CAMPAIGN REFORM ACT OF 1999

ALLRED ARNOLD BAKER BERRY BOWIE BROWN BRUBAKER BUCHANAN CANSLER CAPPS CREECH CULP DAUGHTRY	DAVIS DOCKHAM EDDINS ELLIS ESPOSITO GARDNER GILLESPIE GRADY GRAY GULLEY HIATT HOLMES HOWARD	AYES - 50 JEFFUS JUSTUS KISER MCCOMAS MCCOMBS MCCRARY MCMAHAN MINER MITCHELL MORRIS POPE PRESTON	RAYFIELD RUSSELL SETZER SEXTON SHERRILL STARNES TALLENT TEAGUE THOMPSON WALEND WILSON, C. WILSON, G.
		NOTE 56	
ADAMS ALEXANDER BADDOUR BAREFOOT BLUE BONNER BOYD-MCINTYRE BRASWELL BRIDGEMAN CHURCH COLE COX CRAWFORD CULPEPPER	CUNNINGHAM DEDMON EARLE EASTERLING FOX GIBSON GOODWIN HACKNEY HAIRE HARDAWAY HENSLEY HILL HORN HUNTER, H.	NOES - 56 HURLEY INSKO MCALLISTER MCLAWHORN MELTON MICHAUX MILLER MOORE NESBITT NYE OLDHAM OWENS RAMSEY REDWINE	ROGERS SAUNDERS SMITH SUTTON THOMAS TOLSON TUCKER WAINWRIGHT WARNER WARREN WARREN WARREN WARWICK WOMBLE WRIGHT YONGUE
	TVOITO	TO ADDEDUCE A	
BARBEE	KINNEY	ED ABSENCE - 4 MOSLEY USED VOTE - 0	WOOD
	EAC	DEED VOIE - 0	
SPEAKER ALLEN CARPENTER	NOT CLARY DECKER EDWARDS	F VOTING - 10 FITCH JARRELL	LUEBKE





ISLATIVE DAY 101 S881 HCS 2 READING 3

7/19/99 7:49 PM

IN CHAIR: SPEAKER

CAMPAIGN REFORM ACT OF 1999

	SPEAKER ADAMS ALEXANDER ALLRED ARNOLD BADDOUR BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BRUBAKER CANSLER CAPPS CHURCH COLE COX CRAWFORD CULP CULPEPPER	CUNNINGHAM DAUGHTRY DEDMON EARLE EASTERLING EDDINS ESPOSITO FITCH FOX GARDNER GIBSON GILLESPIE GOODWIN GRADY GRAY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HILL HORN	HUNTER, H. HURLEY INSKO JARRELL JEFFUS MCALLISTER MCCOMBS MCCRARY MCLAWHORN MELTON MICHAUX MILLER MITCHELL MOORE MORRIS NESBITT NYE OLDHAM OWENS POPE PRESTON RAMSEY	REDWINE ROGERS RUSSELL SAUNDERS SETZER SEXTON SHERRILL SMITH SUTTON TALLENT THOMAS TOLSON TUCKER WAINWRIGHT WARNER WARREN WARREN WARREN WARWICK WILSON, C. WILSON, G. WOMBLE WRIGHT YONGUE
			The Print of	
	BAKER BERRY BROWN BUCHANAN CREECH DAVIS	DOCKHAM ELLIS HIATT HOLMES HOWARD	DES - 21 JUSTUS KISER MCCOMAS MCMAHAN MINER	RAYFIELD STARNES TEAGUE THOMPSON WALEND
	BARBEE	EXCUSED KINNEY	ABSENCE - 4 MOSLEY	WOOD
		EXCUSE	ED VOTE - 0	
,	ALLEN JW CARPENTER	NOT V CLARY DECKER	VOTING - X bdw EDWARDS LUEBKE	MORGAN

NORTH CAROLINA GENERAL ASSEMBLY SENATE

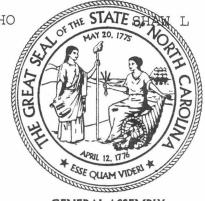
RECORDED VOTE

1999 FIRST SESSION

SEQ. 1087/24-- 4:32 PM JULY 20, 1999 LEGISLATIVE DAY 100 LT. GOVERNOR WICKER -- Presiding GULLEY SENATE BILL 881 CAMPAIGN REFORM ACT OF 1999 HOUSE COMM. SUB NO. 2/6TH EDITION MOTION 8 TO CONCUR AYE 36 ALLRAN DANNELLY LUCAS PURCELL BALLANTINE GARROU MARTIN R RAND BASNIGHT GULLE Y MARTIN W REEVES CARPENTER HAGAN METCALF ROBINSON CARRINGTON HORTON MILLER SHAW R CARTER HOYLE ODOM SOLES CLODFELTER KERR PERDUE WARREN COOPER KINNAIRD PHILLIPS WEINSTEIN DALTON LEE PLYLER WELLONS NO 9 COCHRANE FOXX HARRIS MOORE EAST GARWOOD HARTSELL WEBSTER FORRESTER EXCUSED 0 NOT CAST 1 BALLANCE ABSENT 4 ALBERTSON JORDAN RUCHO

PAIRS

AYE NO 0



GENERAL ASSEMBLY SENATE

S

SENATE DRS3739-RR038(2.1) FILED - SENATE

PRINCIPAL CLERK

Short Title: Clean Election Act.

(Public)

Sponsors:

Senator Gulley.

Referred to:

A BILL TO BE ENTITLED

- 2 AN ACT TO ESTABLISH A SYSTEM OF COMPREHENSIVE PUBLIC
- FINANCING OF ELECTIONS FOR GOVERNOR, COUNCIL OF STATE,
- AND GENERAL ASSEMBLY; AND TO MAKE RELATED CHANGES.
- 5 The General Assembly of North Carolina enacts:
- Section 1. This act is effective when it becomes law.

SESSION 1999

FILED - SENATE

S

\$883 APR 12 1999

SENATE DRS4640-LCX191(4.7) PRINCIPAL CLERK

	Short Title: Gas Tax for Transportation Needs. (Public)
	Sponsors: Senator Gulley.
	Referred to:
1 2 3 4	A BILL TO BE ENTITLED AN ACT TO INCREASE THE GAS TAX TO PROVIDE FUNDS FOR TRANSPORTATION NEEDS. The General Assembly of North Carolina enacts:
5 6 7 8 9 10 11	half cents (3 $1/2\phi$) a gallon or seven percent (7%) of the average wholesale price of motor fuel for the applicable base period, whichever is greater.
12 13 14 15 16 17	wholesale price for each base period. A tax rate set by the Secretary using information for the base period that ends on September 30 applies to the six-month period that begins the following January 1. A tax rate set by the Secretary using information for the base period that ends on March 31 applies to the six-month period that begins the following July 1."
18 19 20	Section 2. G.S. 105-449.125 reads as rewritten: "Part 7. Use of Revenue. "§ 105-449.125. Distribution of tax revenue among various funds and accounts.
21 22 23	(a) Half-Cent Allocation The Secretary shall allocate the amount of revenue collected under this Article from an excise tax of one-half cent (1/2¢) a gallon to the following funds and accounts in the fraction indicated:
2425	Fund or Account Commercial Leaking Petroleum

SESSION 1999

S

FILED - SENATE D

SENATE DRS1654-LC170(3.31)

APR 1 2 1999

8884

PRINCIPAL CLERK

Short Title:	Medical Equipment Sales Tax.	.5	(Public)
Sponsors:	Senator Cooper.		

Referred to:

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A BILL TO BE ENTITLED

2 AN ACT TO EXEMPT FROM SALES AND USE TAX DURABLE MEDICAL 3 EQUIPMENT AND RELATED MEDICAL SUPPLIES COVERED UNDER 4 MEDICAID OR MEDICARE.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 105-164.13(12) reads as rewritten:

"Medical Group.

(12) Sales of any of the following items:

- a. Therapeutic, prosthetic, or artificial devices, such as pulmonary respirators or medical beds, that are designed for individual personal use to correct or alleviate physical illness, disease, or incapacity and that are sold on the written prescription of a physician, dentist, or other professional person licensed to prescribe, and crutches, prescribe.
- <u>b.</u> <u>Crutches</u>, artificial limbs, artificial eyes, hearing aids, false teeth, eyeglasses ground on prescription of a physician or an optometrist, and orthopedie optometrist.
- <u>C.</u> <u>Orthopedic</u> appliances designed to be worn by the purchaser or user.
- d. Durable medical equipment and related medical supplies that are covered under the Medicare or Medicaid program and are sold on either a certificate of medical necessity or a written prescription of a physician, dentist, or other professional person licensed to prescribe. This exemption

SESSION 1999

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SENATE DRS2668-LR259(3.23) FILED - SENATE

S 8 8 5 = APR 1 2 1999

Chout	T:41	Ctoto	A dita	Dagarda	A
Snort	Title:	State	Auditor	Records	Access.

PRINCIPAL CLERK(Public)

Sponsors:

Senator Cooper.

Referred to:

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A BILL TO BE ENTITLED

2 N ACT CLARIFYING THE AUTHORITY OF THE STATE AUDITOR TO 3 EXAMINE STATE EMPLOYEE PERSONNEL RECORDS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 147-64.7(a) reads as rewritten:

"(a) Access to Persons and Records. --

- The Auditor and his authorized representatives shall have ready access to persons and may examine and copy all books, records, vouchers. correspondence, files, personnel files, investments, and any other documentation of any State agency. The review of State tax returns shall be limited to matters of official business and the Auditor's report shall not violate the confidentiality provisions of tax laws.
- (2) The Auditor and his duly authorized representatives shall have such access to persons, records, papers, reports, vouchers, correspondence, books, and any other documentation which is in the possession of any individual, private corporation, institution, association, board, or other organization which pertain to:
 - Amounts received pursuant to a grant or contract from the federal government, the State, or its political subdivisions.
 - Amounts received, disbursed, or otherwise handled on b. behalf of the federal government or the State. In order to determine that payments to providers of social and medical services are legal and proper, the providers of such services will give the Auditor, or his authorized representatives,

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 283/21-- 8:22 PM APRIL 26, 1999 LEGISLATIVE DAY 51 -- Presiding LT. GOVERNOR WICKER SENATE BILL COOPER 885 STATE AUDITOR RECORDS ACCESS READING AYE 49 ALBERTSON EAST KINNAIRD PURCELL ALLRAN FORRESTER LEE RAND BALLANCE FOXX LUCAS REEVES MARTIN R BALLANTINE GARROU ROBINSON BASNIGHT GARWOOD MARTIN W RUCHO CARPENTER GULLEY METCALF SHAW L CARRINGTON HAGAN MILLER SHAW R CARTER HARRIS MOORE SOLES HARTSELL ODOM CLODFELTER WARREN PERDUE COCHRANE HOYLE WEBSTER COOPER JORDAN PHILLIPS WEINSTEIN DALTON KERR PLYLER WELLONS DANNELLY NO 0 EXCUSED NOT CAST 0

ABSENT

PAIRS

AYE NO 1 HORTON

0



SENATE



2. # 698 GISLATIVE DAY 76 S885 READING 2 6/07/99 8:42 PM

IN CHAIR: SPEAKER

STATE AUDITOR RECORDS ACCESS

	AYES	- 104	
SPEAKER	CULPEPPER	HORN	POPE
ALEXANDER	CUNNINGHAM	HOWARD	PRESTON
ALLEN	DAUGHTRY	HURLEY	RAYFIELD
ALLRED	DAVIS	INSKO	REDWINE
ARNOLD	DECKER	JARRELL	ROGERS
BADDOUR	DEDMON	JEFFUS	RUSSELL
BAKER	DOCKHAM	JUSTUS	SAUNDERS
BARBEE	EARLE	KISER	SETZER
BAREFOOT	EASTERLING	LUEBKE	SEXTON
BLUE	EDDINS	MCCOMAS	SHERRILL
BONNER	EDWARDS	MCCOMBS	SMITH
BOWIE	ESPOSITO	MCCRARY	TALLENT
BRASWELL	FOX	MCLAWHORN	TEAGUE
BRIDGEMAN	GARDNER	MCMAHAN	THOMAS
BROWN	GIBSON	MELTON	THOMPSON
BRUBAKER	GILLESPIE	MICHAUX	TOLSON
BUCHANAN	GOODWIN	MILLER	TUCKER
CANSLER	GRADY	MINER	WAINWRIGHT
CAPPS	GRAY	MITCHELL	WALEND
CARPENTER	GULLEY	MOORE	WARNER
CHURCH	HACKNEY	MORGAN	WARREN
CLARY	HAIRE	MORRIS	WARWICK
COLE	HARDAWAY	NESBITT	WILSON, C.
COX	HENSLEY	NYE	WILSON, G.
CRAWFORD	HIATT	OLDHAM	WOMBLE
CULP	HILL	OWENS	YONGUE

NOES - 1

SUTTON

ADAMS ELLIS MCALLISTER RAMSEY
BOYD-MCINTYRE KINNEY MOSLEY WOOD

EXCUSED VOTE - 0

NOT VOTING - 7

BERRY FITCH HUNTER, H. WRIGHT CREECH HOLMES STARNES

S D SENATE DRS3738-LDQ107(3.31) LED - SENATE \$886 APR 1 2 1999 PRINCIPAL CLERK Short Title: Nash Asst. Forest Ranger Funds. (Public) Sponsors: Senator Cooper. Referred to: 1 A BILL TO BE ENTITLED 2 AN ACT TO APPROPRIATE FUNDS TO ESTABLISH AND SUPPORT AN ASSISTANT FOREST RANGER POSITION FOR NASH COUNTY. 4 The General Assembly of North Carolina enacts: 5 Section 1. There is appropriated from the General Fund to the 6 Department of Environment and Natural Resources, Division of Forest Resources, the 7 sum of forty-seven thousand eight hundred twenty dollars (\$47,820) for the 1999-2000 8 fiscal year and the sum of twenty-three thousand three hundred nine dollars (\$23,309) 9 for the 2000-2001 fiscal year to establish and support an assistant forest ranger

10 position, including equipment and other support, for Nash County.

11

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

GENERAL ASSEMBLY OF NORTH CAROLINAD - SENATE

SESSION 1999

S887

APR 1 2 1999

S

PRINCIPAL CLERK D

SENATE DRS3720*-LN151(3.26)

Short Title:	Housing Finance	Agency/Funds.			(Public)
Sponsors:	Senator Coope	r.			
Referred to:					
			*		
	A	BILL TO BE ENT	TTLED		
AN ACT TO	TRANSFER C	ERTAIN FUNDS A	APPROPR	IATED FOR TH	IE 1998-99
FISCAL	YEAR FROM	THE DEPARTME	ENT OF	COMMERCE	TO THE
HOUSING	G FINANCE AG	ENCY FOR THE H	HOUSING	TRUST FUND	•
The General	Assembly of Nor	rth Carolina enacts:			

5

6 Section 1. The Department of Commerce shall transfer to the Housing 7 Finance Agency for the Housing Trust Fund the sum of twenty-five million dollars (\$25,000,000) from funds appropriated to the Department of Commerce for the 1998-9 99 fiscal year that are unexpended and unencumbered as of June 30, 1999, and would 10 therefore revert to the General Fund on that date. These funds shall be used for the 11 purposes set out in G.S. 122E-6. 12

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

SESSION 1999

FILED - SENATE SENATE DRSA606-LH043(2.18) 88 APR 1 2 1999 S PRINCIPAL CLERK Short Title: Drug Law Amendments. (Public) Sponsors: Senator Cooper. Referred to: A BILL TO BE ENTITLED 1 2 AN ACT TO AMEND THE LAWS REGARDING CONTROLLED SUBSTANCES. The General Assembly of North Carolina enacts: 4 Section 1. G.S. 90-95 reads as rewritten: 5 "§ 90-95. Violations; penalties. 6 (a) Except as authorized by this Article, it is unlawful for any person: 7 To manufacture, sell or deliver, or possess with intent to 8 manufacture, sell or deliver, a controlled substance; 9 To create, sell or deliver, or possess with intent to sell or deliver, a (2) 10 counterfeit controlled substance; 11 To possess a controlled substance. (3)12 (b) Except as provided in subsections (h) and (i) of this section, any person who violates G.S. 90-95(a)(1) with respect to: 13 14 (1)A controlled substance classified in Schedule I or II shall be 15 punished as a Class H felon, except that the sale of a controlled 16 substance classified in Schedule I or II shall be punished as a Class 17 G felon; 18 (2) A controlled substance classified in Schedule III, IV, V, or VI shall 19 be punished as a Class I felon, except that the sale of a controlled

G.S. 90-95(a)(1).

substance classified in Schedule III, IV, V, or VI shall be punished as a Class H felon. The transfer of less than 5 grams of marijuana

for no remuneration shall not constitute a delivery in violation of

(c) Any person who violates G.S. 90-95(a)(2) shall be punished as a Class I felon.

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NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 284/22-- 8:28 PM APRIL 26, 1999 LEGISLATIVE DAY 51 LT. GOVERNOR WICKER -- Presiding COOPER SENATE BILL 888 DRUG LAW AMENDMENTS READING AYE 48 ALBERTSON DANNELLY KERR PLYLER ALLRAN EAST KINNAIRD PURCELL BALLANCE FORRESTER LEE RAND BALLANTINE FOXX LUCAS REEVES GARROU MARTIN R BASNIGHT ROBINSON CARPENTER GARWOOD MARTIN W RUCHO CARRINGTON GULLEY METCALF SHAW L HAGAN MILLER SHAW R CARTER CLODFELTER HARRIS MOORE SOLES COCHRANE HARTSELL ODOM WARREN PERDUE COOPER HOYLE WEINSTEIN DALTON JORDAN PHILLIPS WELLONS NO 1 WEBSTER EXCUSED 0 NOT CAST ABSENT 1 HORTON

PAIRS

AYE NO 0



SENATE



EU

7/13/99 7:52 PM

IN CHAIR: SPEAKER

EQ. # 1135 EGISLATIVE DAY 98 S888 HCS READING 2

DRUG LAW AMENDS

	AYES	- 108	
SPEAKER	CRAWFORD	HILL	OLDHAM
ADAMS	CREECH	HOLMES	OWENS
ALEXANDER	CULP	HORN	POPE
ALLEN	CULPEPPER	HOWARD	PRESTON
ALLRED	CUNNINGHAM	HUNTER, H.	RAYFIELD
ARNOLD	DAVIS	HURLEY	REDWINE
BADDOUR	DECKER	INSKO	RUSSELL
BAKER	DEDMON	JARRELL	SAUNDERS
BARBEE	DOCKHAM	JEFFUS	SETZER
BAREFOOT	EARLE	JUSTUS	SMITH
BERRY	EASTERLING	KISER	STARNES
BLUE	EDDINS	LUEBKE	SUTTON
BONNER	EDWARDS	MCALLISTER	TALLENT
BOWIE	ESPOSITO	MCCOMAS	TEAGUE
BOYD-MCINTYRE	FITCH	MCCOMBS	THOMAS
BRASWELL	FOX	MCLAWHORN	THOMPSON
BRIDGEMAN	GARDNER	MCMAHAN	TOLSON
BROWN	GIBSON	MELTON	TUCKER
BRUBAKER	GILLESPIE	MICHAUX	WAINWRIGHT
BUCHANAN	GOODWIN	MILLER	WARNER
CANSLER	GRADY	MINER	WARWICK
CAPPS	GULLEY	MITCHELL	WILSON, C.
CARPENTER	HACKNEY	MOORE	WILSON, G.
CHURCH	HAIRE	MORGAN	WOMBLE
CLARY	HARDAWAY	MORRIS	WOOD
COLE	HENSLEY	NESBITT	WRIGHT
COX	HIATT	NYE	YONGUE

NOES - 0

	EXCUSED	ABSENCE - 8	
DAUGHTRY	KINNEY	MOSLEY	SHERRILL
GRAY	MCCRARY	ROGERS	WARREN
	EXCUSI	ED VOTE - 0	

NOT VOTING - 4

ELLIS RAMSEY SEXTON WALEND

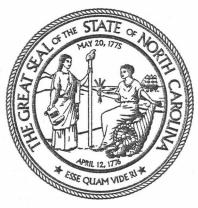
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 1032/41-- 2:52 PM JULY 15, 1999 LEGISLATIVE DAY 98 SENATOR BASNIGHT -- Presiding COOPER SENATE BILL 888 DRUG LAW AMENDMENTS HOUSE COM. SUB/2ND EDITION MOTION 8 TO CONCUR AYE 46 ALBERTSON EAST KINNAIRD PLYLER ALLRAN FORRESTER LEE PURCELL BALLANCE FOXX LUCAS RAND BALLANTINE GARROU MARTIN R REEVES BASNIGHT GARWOOD MARTIN W ROBINSON CARPENTER GULLEY METCALF RUCHO MILLER CARTER HAGAN SHAW L CLODFELTER HARRIS MOORE SHAW R COCHRANE HARTSELL ODOM SOLES PERDUE COOPER HORTON WARREN DALTON HOYLE PHILLIPS WELLONS DANNELLY KERR NO 1 WEBSTER EXCUSED 0 NOT CAST 1 WEINSTEIN ABSENT 2 CARRINGTON JORDAN PAIRS 0 AYE

NO



GENERAL ASSEMBLY SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA - SENATE

SESSION 1999

\$ 889 APR 1 2 1999

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SENATE DRS2646-LDQ037(2.18) PRINCIPAL CLERK

Short Title: Conservation Trust for NC Funds. (Public
Sponsors: Senator Phillips.
Referred to:
A BILL TO BE ENTITLED
AN ACT TO APPROPRIATE FUNDS TO ENABLE THE CONSERVATION
TRUST FOR NORTH CAROLINA TO SUPPORT THE WORK OF THI
STATE'S PRIVATE LAND TRUSTS AND TO PROMOTE THI
CONSERVATION TAX CREDIT PROGRAM FOR CONSERVATION OF
CERTAIN ELIGIBLE LANDS.
The General Assembly of North Carolina enacts:
Section 1. There is appropriated from the General Fund to the
Conservation Trust for North Carolina the sum of one hundred fifty thousand dollar
(\$150,000) for the 1999-2000 fiscal year and the sum of the hundred fifty thousand
dollars (\$150,000) for the 2000-2001 fiscal year to provide technical assistance and
other support to North Carolina's private land trusts and to promote the State
conservation tax credit program for land conservation pursuant to G.S. 105-130.3
and G.S. 105-151.12.
Section 2. This act becomes effective July 1, 1999.

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SENATE DRS7589-LN094(3.3FILED - SENATE

8890 - APR 1 2 1999

Short Title: Expand Health Care Access.

PRINCIPAL CLERK (Public)

Sponsors:

Senator Metcalf.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO APPROPRIATE FUNDS FOR PUBLIC-PRIVATE PARTNERSHIP
- PILOT PROJECTS TO EXPAND ACCESS TO HEALTH CARE.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE D

SENATE DRS2662*-LG315(4.1)

\$8.91 APR 1 2 1999

PRINCIPAL CLEPK

Short Title: WNC Revitalization/Planning Funds.

(Public)

Sponsors:

S

Senator Metcalf.

Referred to:

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22 23

24

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO ENHANCE ECONOMIC 3 DEVELOPMENT IN WESTERN NORTH CAROLINA THROUGH THE 4 SMALL TOWN REVITALIZATION AND COUNTY PLANNING PROGRAM.

5 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the 7 Department of Commerce the sum of three hundred fifty thousand dollars (\$350,000) 8 for the 1999-2000 fiscal year to enhance economic development in Western North 9 Carolina through the Small Town Revitalization and County Planning Program. The 10 Department shall establish and implement this program to encourage small 11 municipalities and county governments to work locally with small business, industry, 12 tourism, and other community organizations to develop collaborative programs 13 focusing on strategies that will lead to the revitalization of downtown areas and 14 efforts by counties to assess and plan for infrastructure and growth needs into and 15 beyond the year 2000.

Section 2. Not less than fifteen percent (15%) of the total funds for the program shall be used for small towns.

Section 3. The Department shall develop procedures for the administration and distribution of funds allocated to the Small Town Revitalization and County Planning Program under the following guidelines:

(1) Municipalities and counties must make application under procedures established by the Department.

(2) Priority shall be given to small municipalities needing assistance with downtown revitalization efforts.

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SENATE DRS3696*-LY044(3.31)

FILED - SENATE

8892 APR 121999

Short Title: Regional Child Care Center Funds.

(Public)
PRINCIPAL CLERK

Sponsors:

Senators Metcalf, Carter, and Garwood.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF 3 COMMUNITY COLLEGES TO BE ALLOCATED TO THE WESTERN

3 COMMUNITY COLLEGES TO BE ALLOCATED TO THE WESTERN 4 PIEDMONT COMMUNITY COLLEGE BOARD OF TRUSTEES TO

5 ESTABLISH A MODEL EARLY CHILDHOOD EDUCATION CENTER FOR

6 BURKE COUNTY.

7 The General Assembly of North Carolina enacts:

8 Section 1. There is appropriated from the General Fund to the

9 Department of Community Colleges to allocate to the Western Piedmont Community

10 College Board of Trustees the sum of four million five hundred thousand dollars

11 (\$4,500,000) for the 1999-2000 fiscal year to establish a regional model early

12 childhood development and education center for Burke County and surrounding

13 counties.

14

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

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE **SESSION 1999**

S 893 APR 1 2 1999

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PRINCIPAL CLERK

SENATE DRS2663*-LG317(4.1)

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

GENERAL ASSEMBLY OF NORTH CAROLINAILED - SENATE S 8 9 4 APR 1 2 1999 **SESSION 1999**

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PRINCIPAL CLERK

SENATE DRS1648-LN140(3.24)

Short Title:	Neurobehavioral Trtmnt Program/Blk Mtn. (Pul	blic)
Sponsors:	Senators Carter, Kerr, and Metcalf.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR A NEUROBEHAVIORAL TREATMENT PROGRAM AT BLACK MOUNTAIN CENTER FOR PERSONS 3 WITH TRAUMATIC BRAIN INJURY.

5 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the 7 Department of Health and Human Services the sum of six hundred ninety-one 8 thousand seven hundred seventy-two dollars (\$691,772) for the 1999-2000 fiscal year 9 and the sum of five hundred seventy-one thousand five hundred twenty-six dollars 10 (\$571,526) for the 2000-2001 fiscal year. These funds shall be used to establish a 12-11 bed short-term Neurobehavioral Treatment Program at Black Mountain Center for 12 persons with Traumatic Brain Injury who have significant behavior problems. Of the 13 funds appropriated in this act for the 1999-2000 fiscal year, the sum of two hundred 14 fifty thousand dollars (\$250,000) may be used for building renovations and vehicle 15 costs.

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

SESSION 1999

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FILED - SENATE

SENATE DRS2675-LK148(4.8) 9 5 APR 1 3 1999

PRINCIPAL CLERK

	Short Title: Gift CertificatesEscheat. (Public)
	Sponsors: Senator Soles.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO SUBJECT GIFT CERTIFICATES AND ELECTRONIC GIFT
3	CARDS BEARING AN EXPIRATION DATE TO THE UNCLAIMED
4	PROPERTY LAWS OF NORTH CAROLINA AND TO EXEMPT GIFT
5	CERTIFICATES AND ELECTRONIC GIFT CARDS WHICH ARE
6	PERPETUALLY REDEEMABLE FROM THE UNCLAIMED PROPERTY
7	LAWS OF NORTH CAROLINA.
8	The General Assembly of North Carolina enacts:
10	Section 1. Chapter 116B of the General Statutes is amended by adding a new section to read:
11	"§ 116B-24. Gift certificates.
12	(a) Any gift certificate or electronic gift card bearing an expiration date and
13	remaining unredeemed or dormant for more than three years after issuance is
14	deemed abandoned. The amount abandoned is deemed to be sixty percent (60%) of
15	the gift certificate's face value or the electronic gift card's face value.
16	(b) A gift certificate or electronic gift card is not unclaimed or abandoned
17	property when any of the following apply:
18	(1) Conspicuously states that the gift certificate or electronic gift card
19	does not expire.
20	(2) Bears no expiration date.
21	(3) States that a date of expiration printed on a gift certificate or
22	electronic gift card is not applicable in North Carolina.
23	(4) The issuer is regulated by a federal agency.
24	(c) The amount of a gift certificate or electronic gift card deemed abandoned is
25	subject to the custody of this State in any of the following circumstances:

SESSION 1999

FILED - SENATE

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S 896 APR 13 1999

SENATE DRS2679-LT067C(3.16)PRINCIPAL CLERK

Short Title:	Smart Growth.		(Public)
Sponsors:	Senator Perdue.		
Referred to:			

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE SMART GROWTH NORTH CAROLINA COMMISSION AND TO APPROPRIATE FUNDS FOR THAT PURPOSE.

Whereas, by the year 2000, the population of the State will have grown 5 by approximately 1,120,000 persons since 1990, which is over 360,000 more people 6 than was projected just six years ago; and

Whereas, the primary economic and population growth has occurred in 7 8 the urban, resort, and retirement areas of the State; and

Whereas, the loss of the tobacco support program is likely to lead to a 10 statewide movement from the rural areas of the State to the already congested urban 11 areas of the State, further straining the infrastructure of the urban areas and further 12 depleting the resources of the rural, economically depressed areas; and

Whereas, the development of the infrastructure in the urban, resort, and 14 retirement areas, including the highway system, the public school system, and water 15 and sewer facilities, has not kept pace with the dramatic population and economic 16 growth; and

Whereas, the number of school-aged children in the State increased by 18 190,000 in the 1990s, resulting in an estimated cost increase of approximately \$239.4 million in the 2000-2001 fiscal year and \$6.2 billion over the next five years; and

Whereas, the congested roads and highways of the State, particularly in 20 21 the urban areas, may pose a danger to the health, safety, and welfare of the citizens of the State; and

Whereas, concerns over the State's environmental needs regarding water 24 quality, air quality, the parks system, and preservation of the State's natural 25 resources and beauty are becoming more urgent; and

SESSION 1999

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FILED - SENATE D

S 8 9 7

APR 1 3 1999

PRINCIPAL CLERK SENATE DRS4633*-LM069(3.9)

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



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 897

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

S897-ARV-001

Date 7/8 ,1999

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

Senator Dalton

Τ	moves to amend the bill on page 2, line 4,
2	by rewriting that line to read: "Certified Safety Professionals and
3	has duly authorized the Board to file with the office of the
4	Secretary of State all information required by G.S. 90-649.";
5	
6	and on page 2, lines 21 and 22,
7	by inserting between those lines the following:
8	"(4) A person who is licensed as a professional engineer
9	under Chapter 89C of the General Statutes, or any
0	person working under the supervision of a licensed
1	professional engineer."
	SIGNED The Walter Amendment Sponsor
	SIGNEDCommittee Chair if Senate Committee Amendment
	ADOPTED V 45-0 FAILED TABLED
	and Punt

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 857	/13	-11:59 AM	JULY 8, 1999		LEGISLA	TIVE DAY	94
		SENATOR	BASNIGHT	Presidi	ng		
DALTON SAFETY PRO COM SUB/21				S	ENATE BILL	897	
COM SUB/ 2.	ND EL	DITION		Al	MEND	1	
-			· · · · · · · · · · · · · · · · · · ·				
AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HORTON HOYLE KERR	KINNAII LEE LUCAS MARTIN MARTIN METCALI MILLER MOORE ODOM PERDUE PHILLII	R R W F S S W W	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SOLES REBSTER REINSTEIN	
NO	0						

EXCUSED	0						
NOT CAST	0						
ABSENT	5	CLODFELTER HARTSELL	JORDAN	SHAW R	W	ARREN	
PAIRS AYE NO	0						

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 858	8/14	-11:59 AM	JULY 8, 1999		LEGISLATIVE DAY	94
		SENATO	R BASNIGHT	 Presiding		
DALTON SAFETY PR COM SUB/2				SENA? READ	TE BILL 897 ING 2	
AYE	44	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SOLES WEBSTER WEINSTEIN WELLONS	
NO	1	HORTON				
EXCUSED	0					
NOT CAST	0					
ABSENT	5	CLODFELTER HARTSELL	JORDAN	SHAW R	WARREN	
PAIRS AYE NO	0					

NORTH CAROLINA HOUSE OF REPRESENTATIVES

RC

6/28/00 5:28 PM

IN CHAIR: SPEAKER

. # 1481 LEGISLATIVE DAY 134 S897 HCS == 2 READING 2

SAFETY PROFESSIONALS

	AYES	- 110	
ADAMS	DECKER	INSKO	ROGERS
ALEXANDER	DEDMON	JARRELL	RUSSELL
ALLEN	DOCKHAM	JEFFUS	SAUNDERS
ALLRED	EARLE	JUSTUS	SETZER
ARNOLD	EASTERLING	KISER	SEXTON
BADDOUR	EDDINS	LUEBKE	SHERRILL
BAKER	EDWARDS	MCALLISTER	SMITH
BAREFOOT	ELLIS	MCCOMAS	SOSSAMON
BERRY	ESPOSITO	MCCOMBS	STARNES
BONNER	FITCH	MCCRARY	SUTTON
BOWIE	FORD	MCLAWHORN	TEAGUE
BOYD-MCINTYRE	FOX	MCMAHAN	THOMAS
BRIDGEMAN	GARDNER	MELTON	THOMPSON
BROWN	GILLESPIE	MICHAUX	TOLSON
BRUBAKER	GOODWIN	MILLER	TUCKER
BUCHANAN	GRADY	MINER	WAINWRIGHT
CANSLER	GRAY	MITCHELL	WALEND
CAPPS	GULLEY	MORGAN	WARNER
CHURCH	HACKNEY	MORRIS	WARREN
CLARY	HAIRE	NESBITT	WARWICK
COLE	HALL	NYE	WEISS
CRAWFORD	HENSLEY	OLDHAM	WEST
CREECH	HIATT	OWENS	WILSON, C.
CULP	HILL	POPE	WILSON, G.
CULPEPPER	HORN	PRESTON	WOMBLE
CUNNINGHAM	HOWARD	RAYFIELD	WOOD
DAUGHTRY	HUNTER, H.	REDWINE	YONGUE
DAVIS	HURLEY		

NOES - 0

GIBSON	EXCUSED ABSENCE - 4 HOLMES KINNEY	RAMSEY
	EXCUSED VOTE - 0	on the second se
	NOT VOTING - 6	
SPEAKER BARBEE	BLUE TALLENT COX	WRIGHT



1498 ISLATIVE DAY 135 S897 HCS # 3 READING 3 6/29/00 3:41 PM

IN CHAIR: SPEAKER

SAFETY PROFESSIONALS

SPEAKER

		108 Julielen	
		108 Dulle	JUSTUS DUNCH
	AY	ES - 107	JUSTUS BUNCH
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
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	GIBSON	MICHAUX	WALEND
BUCHANAN	GILLESPIE	MILLER	WARNER
CANSLER	GOODWIN	MINER	WARREN
CAPPS	GRADY	MITCHELL	WARWICK
CHURCH	GRAY	MORGAN	WEISS
CLARY	GULLEY	MORRIS	WEST
COLE	HACKNEY	NYE	WILSON, C.
COX	HAIRE	OLDHAM	WILSON, G.
CRAWFORD	HENSLEY	OWENS	WOMBLE
CREECH	HIATT	POPE	WRIGHT
CULP	HILL	PRESTON	YONGUE
CULPEPPER	HORN	RAYFIELD	
		ES - 43 Weelen	
THORNE			
JUSTUS W	NESBITT	SHERRILL	WOOD
	TVCHCD	A DOUBLOOM	
BRUBAKER	HOLMES	ABSENCE - 5	
HALL	HOLMES	KINNEY	RAMSEY
וואווו			
	EXCUSE	D VOTE - 0	
	NOTE TO	OTING - 4	
	NOT. A	OLING - 4	

REDWINE

EASTERLING

TALLENT

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 SESSION SECOND SESSION 2000

SEQ. 1403/13--11:18 AM JUNE 30, 2000 LEGISLATIVE DAY 134 SENATOR BASNIGHT -- Presiding DALTON SENATE BILL 897 SAFETY PROFESSIONALS HOUSE COM SUB NO.2/5TH EDITION MOTION 8 TO CONCUR AYE 44 ALBERTSON KINNAIRD DANNELLY 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 HORTON CARTER ODOM WARREN COCHRANE HOYLE PERDUE WEBSTER COOPER JORDAN PHILLIPS WEINSTEIN DALTON KERR PLYLER WELLONS NO 0 EXCUSED NOT CAST 1 CLODFELTER

GULLEY

PAIRS AYE

ABSENT

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FORRESTER

MARTIN R CATHE STATE OF THE CAROLINA 20, 1775

GENERAL ASSEMBLY SENATE

\$ 898 APR 131999

GENERAL ASSEMBLY OF NORTH CAROLINA

PRINCIPAL CLERK

SESSION 1999

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SENATE DRS8585-LE041B(2.10)

	Short Title:	School	ol Personnel Law Changes.	(Public)
	Sponsors:	Sen	ators Dalton and Lee.	
	Referred to:			
1			A BILL TO BE ENTITLED	
2	AN ACT 7	го м	AKE CHANGES TO THE LAWS PERTAINING TO	O PUBLIC
3	SCHOOL	L PER	SONNEL.	
4	The Genera	1 Asse	embly of North Carolina enacts:	
5		Sectio	on 1. G.S. 115C-325(h)(3) reads as rewritten:	
6		"(3)	Within the 14-day period after receipt of the notice,	the career
7			employee may file with the superintendent a written	
8			either (i) a hearing on the grounds for the super	
9			proposed recommendation by a case manager or (ii)	_
10			within five 10 days before the board on the super	
11			recommendation. If the career employee requests an	
12			hearing before the board, he forfeits his right to a hearing	~ .
13			manager. If no request is made within that p	
14			superintendent may file his recommendation with the	
15			board, if it sees fit, may by resolution (i) reject the super	
16 17			recommendation or (ii) accept or modify the super	
18			recommendation and dismiss, demote, reinstate, or su employee without pay. If a request for review is	
19			superintendent shall not file his recommendation for dis	
20			the board until a report of the case manager is filed	
21			superintendent."	a with the
22		Section	on 2. G.S. 115C-325(j)(3) reads as rewritten:	
23		"(3)	At the hearing the career employee and the superior	erintendent
24		()	superintendent or the superintendent's designee shall	

right to be present and to be heard, to be represented by counsel

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 25	7/22	2:33 PM	APRIL 22, 1999	LE	GISLATIVE DAY 50
		SENATOR	R BASNIGHT	Presiding	
DALTON SCHOOL PI COMM. SUE		EL LAW CHANGES EDITION	3	SENATE READING	
	a '				
AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	0				
	1 1				
EXCUSED	0				
NOT CAST	1	WEBSTER			STATE
ABSENT	3	CARRINGTON	GARWOOD	HORTON	MAY 20, 1775
PAIRS AYE	0				S

NO

GENERAL ASSEMBLY SENATE



5/13/99 2:03 PM

IN CHAIR: SPEAKER

ISLATIVE DAY 63 8 SCS READING 2

SPEAKER
ADAMS
ALEXANDER
ALLEN
ALLRED
ARNOLD
BADDOUR
BAKER
BARBEE
BAREFOOT

SCHOOL PERSONNEL LAW CHANGES

DAUGHTRY	HUNTER, H		PRESTON
DAVIS	HURLEY		RAMSEY
DECKER	INSKO		RAYFIELD
DEDMON	JARRELL		REDWINE
DOCKHAM	JEFFUS		RUSSELL
EARLE	JUSTUS		SAUNDERS
EASTERLING	KINNEY		SETZER
EDDINS	KISER		SEXTON
EDWARDS	LUEBKE		SHERRILL
ELLIS	MCALLISTE	R	SMITH
FCDOCTTO	MCCOMAC		CHADATEC

AYES - 112

BLUE ESPOSITO MCCOMAS STARNES BONNER FITCH MCCOMBS SUTTON BOWIE FOX **MCCRARY** TALLENT BOYD-MCINTYRE GARDNER MCLAWHORN TEAGUE BRASWELL GIBSON THOMAS **MCMAHAN** BRIDGEMAN GILLESPIE MELTON THOMPSON

BROWN GOODWIN TOLSON MICHAUX **BUCHANAN** GRADY MILLER TUCKER CANSLER GRAY MINER WAINWRIGHT CAPPS GULLEY MITCHELL WALEND CARPENTER HACKNEY MOORE WARNER

CLARY HAIRE MORRIS WARREN COLE HARDAWAY MOSLEY WARWICK COX HENSLEY NESBITT WILSON, C. CRAWFORD HIATT NYE WILSON, G. CREECH HILL OLDHAM WOMBLE

CULP HORN OWENS WRIGHT CULPEPPER HOWARD POPE YONGUE

NOES - 0

EXCUSED ABSENCE - 6

BRUBAKER CUNNINGHAM ROGERS WOOD
CHURCH MORGAN

EXCUSED VOTE - 0

NOT VOTING - 2

BERRY HOLMES

SESSION 1999

FILED - SENATE

S

SENATE DRS2659-LC178(4.1)

APR 1 3 1999

PRINCIPAL CLERK

Short Title: Make Fees Tax Deductible. (Public)

Sponsors:

Senator Shaw of Guilford.

Referred to:

1

A BILL TO BE ENTITLED

2 AN ACT TO RESTRICT LOCAL GOVERNMENT AUTHORITY TO IMPOSE THAT APPLY TO ALL PROPERTY WITHIN **TAXING** ITS 3 JURISDICTION WITH THE INTENT THAT LOCAL GOVERNMENTS USE 4 TAX REVENUES BECAUSE PROPERTY TAXES 5 6 DEDUCTIBLE FOR FEDERAL INCOME TAX PURPOSES AND FEES ARE 7 NOT.

8 Whereas, federal tax law allows individuals to take an income tax 9 deduction for local property taxes; and

Whereas, local property taxes have traditionally been imposed to raise 10 11 revenue to provide local government services such as solid waste services; and

Whereas, in recent years many local governments have begun to 12 13 substitute fees for property taxes in order to raise revenue for some local government 14 services; and

15 Whereas, federal tax law does not allow these local government fees to be 16 deducted like local property taxes; and

Whereas, it is the intent of this act to substitute property taxes, which can 17 18 be deducted under federal tax law, for fees that are imposed on all property within a 19 taxing jurisdiction; Now, therefore,

20 The General Assembly of North Carolina enacts:

Section 1. Article 7 of Chapter 153A of the General Statutes is amended 21 22 by adding a new section to read:

23 "§ 153A-156. Restrict imposition of fees.

A county may not establish or impose a fee that applies to all property within its 24 25 taxing jurisdiction. The services for which these fees would be assessed must be

SESSION 1999

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FILED - SENATE

SENATE DRS6608-LG179A(3.10)

Short Title: State Spider. (Public) Sponsors: Senator Wellons. Referred to: A BILL TO BE ENTITLED 2 AN ACT TO ADOPT THE GREEN GARDEN SPIDER AS THE STATE SPIDER. Whereas, green garden spiders, also know as orb weavers, are common to 4 the North American Continent and the State of North Carolina; and Whereas, green garden spiders construct characteristic circular webs 6 similar to the spokes of a bicycle wheel; and Whereas, green garden spiders build some of the most beautiful and 8 complicated webs of all spiders; and Whereas, green garden spiders often build webs in between vegetation; 10 and Whereas, green garden spiders are beneficial because they feed on insects; 12 Now, therefore, 13 The General Assembly of North Carolina enacts: Section 1. Chapter 145 of the General Statutes is amended by adding a 15 new section to read: 16 "§ 145-18. State spider. The green garden spider is adopted as the official spider of the State of North 18 Carolina."

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

SESSION 1999

FILED - SENATE

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\$ 9 0 1 - APR 1 3 1999

SENATE DRS3735-LT121(4.7)

PRINCIPAL CLERK

	Short Title: Appointment of Juvenile Counsel. (Public)
	Sponsors: Senator Wellons.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO REVISE THE LAW GOVERNING THE TIME OF APPOINTMENT
3	OF COUNSEL FOR JUVENILES CHARGED WITH CERTAIN OFFENSES.
4	The General Assembly of North Carolina enacts:
5	Section 1. G.S. 7B-2000, as enacted by S.L. 1998-202, reads as rewritten:
6	"§ 7B-2000. Juvenile's right to counsel; presumption of indigence.
7	(a) A juvenile alleged to be within the jurisdiction of the court has the right to be
8	represented by counsel in all proceedings. The court shall appoint counsel for the
9	juvenile, unless counsel is retained for the juvenile, in any proceeding in which the
10	juvenile is alleged to be (i) delinquent or (ii) in contempt of court when alleged or
11	adjudicated to be undisciplined.
12	(a1) Prior to the intake evaluation performed by the intake counselor pursuant to
13	G.S. 7B-1702, the court shall appoint counsel for a juvenile who has allegedly
14	committed either a nondivertible offense as defined in G.S. 7B-1701 or an offense
15	
16	(b) All juveniles shall be conclusively presumed to be indigent, and it shall not be
17	necessary for the court to receive from any juvenile an affidavit of indigency."

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

SESSION 1999

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FILED - SENATED

SENATE DRS2678-LT120(4.7)

8902 _ APR 131999

PRINCIPAL CLERK

Short Title: Juvenile Transfer to Superior Court.

(Public)

Sponsors:

Senator Wellons.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO REPEAL THE AUTHORIZATION OF THE COURT TO PROCEED 3 WITH A JUVENILE TRANSFER HEARING UPON ITS OWN MOTION.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 7B-2200, as enacted by S.L. 1998-202, reads as rewritten:

6 "§ 7B-2200. Transfer of jurisdiction of juvenile to superior court.

After notice, hearing, and a finding of probable cause the court may, upon motion 8 of the prosecutor or the juvenile's attorney or upon its own motion, attorney, transfer 9 jurisdiction over a juvenile to superior court if the juvenile was 13 years of age or 10 older at the time the juvenile allegedly committed an offense that would be a felony 11 if committed by an adult. If the alleged felony constitutes a Class A felony and the 12 court finds probable cause, the court shall transfer the case to the superior court for 13 trial as in the case of adults."

G.S. 7B-2202(e), as enacted by S.L. 1998-202, reads as 14 Section 2. 15 rewritten:

16 "(e) If probable cause is found and transfer to superior court is not required by 17 G.S. 7B-2200, upon motion of the prosecutor or the juvenile's attorney or upon its 18 ewn motion, attorney, the court shall either proceed to a transfer hearing or set a 19 date for that hearing. If the juvenile has not received notice of the intention to seek 20 transfer at least five days prior to the probable cause hearing, the court, at the request 21 of the juvenile, shall continue the transfer hearing."

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

SESSION 1999

FILED - SENATE

S

SENATE DRS3730-LT109(4.7) \$ 9 0 3 -

APR 1 3 1999

PRINCIPAL CLERK

Short Title: NC Progress Board Funds.

(Public)

Sponsors:

Senator Lee.

Referred to:

A BILL TO BE ENTITLED 1

- 2 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF COMMERCE
- FOR THE NORTH CAROLINA PROGRESS BOARD.
- 4 The General Assembly of North Carolina enacts:
- There is appropriated from the General Fund to the Section 1.
- 6 Department of Commerce the sum of four hundred thousand dollars (\$400,000) for
- 7 the 1999-2000 fiscal year and the sum of four hundred thousand dollars (\$400,000)
- 8 for the 2000-2001 fiscal year for operating expenses of the North Carolina Progress
- 9 Board.
- 10 Section 2. This act becomes effective July 1, 1999.

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SENATE DRS6626-LT112(4.7)

FILED - SENATE

S9 04 APR 13 1999

Short Title: School Leadership Pilot Funds.

PHINCIPAL CLERICIC)

Sponsors:

Senator Lee.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR A PILOT PROGRAM ON SCHOOL

LEADERSHIP ISSUES.

4 The General Assembly of North Carolina enacts:

5 Section 1. There is appropriated from the General Fund to the State 6 Board of Education the sum of one hundred twenty thousand dollars (\$120,000) for

7 the 1999-2000 fiscal year for a pilot project to enable two local school administrative

8 units to continue to participate in the nationwide standard-bearer program of the

9 Center for Leadership in School Reform. The purposes of the program are to

10 improve student achievement and public school administration and to promote

11 teaching excellence.

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

SESSION 1999

FILED - SENATE

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S905 SENATE DRS6625-LT115(4.7)

APR 1 3 1999

PRINCIPAL CLERK

Short Title: UNC Financing.

(Public)

Sponsors:

Senator Lee.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT PERTAINING TO CAPITAL FINANCING FOR THE UNIVERSITY OF
- NORTH CAROLINA.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act pertains to capital financing for The University of 5
- 6 North Carolina.
- Section 2. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA
FILED - SENATE S 9 0 6 APR 1 3 1999

S

SENATE DRS8589*-LL110(3.19) PRINCIPAL CLERK

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

SESSION 1999

S D SENATE DRS6613-LH031C(2.12FD - SENATE \$907 APR 13 1999 PRINCIPAL CLERK Short Title: Limit Child's Access/Computer Porn. (Public) Sponsors: Senator Cooper. Referred to: 1 A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISSEMINATION OF OBSCENITIES BY COMPUTER TRANSMISSION, TO PROHIBIT THE USE OF STATE COMPUTERS TO ACCESS OBSCENITIES, TO REGULATE CERTAIN USES 4 5 OF STATE COMPUTERS, AND TO REQUIRE THE INSTALLATION OF APPROPRIATE SOFTWARE ON CERTAIN COMPUTERS ACCESSIBLE TO THE PUBLIC OR THE USE OF OTHER APPROPRIATE MANAGEMENT 7 8 SCHEMES TO SHIELD MINORS FROM OBSCENITIES TRANSMITTED BY COMPUTER. 10 The General Assembly of North Carolina enacts: 11 Section 1. G.S. 14-190.1(a) reads as rewritten: 12 "§ 14-190.1. Obscene literature and exhibitions. 13 It shall be is unlawful for any person, firm or corporation person to 14 intentionally disseminate obscenity. A person, firm or corporation person disseminates obscenity within the meaning of this Article if he or it: the person: Sells, delivers or provides delivers, makes accessible to another 16 17 person by computer, or provides or offers or agrees to sell, deliver 18 or provide deliver, make accessible to another person by computer. or provide any obscene writing, picture, record or other 19 20 representation or embodiment of the obscene; or Presents or directs an obscene play, dance or other performance or 21 (2) 22 participates directly in that portion thereof which makes it

Publishes, exhibits or otherwise makes available anything obscene;

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obscene; or

or

(3)

SESSION 1999

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FILED - SENATE

SENATE DRS3723-LT118(4.7) S 9 0 8

APR 1 3 1999

PRINCIPAL CLERK

Short Title:	Revise UCC Warehouse Receipts.	(Public)
Sponsors:	Senator Albertson.	
Referred to	:	

A BILL TO BE ENTITLED

2 AN ACT TO REVISE THE UNIFORM COMMERCIAL CODE TO PROVIDE THAT WAREHOUSEMEN DO NOT HAVE TO ISSUE WRITTEN RECEIPTS AS A PRECONDITION TO CREATING A LIEN.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 25-7-209 reads as rewritten:

"§ 25-7-209. Lien of warehouseman.

(1) A warehouseman has a lien against the bailor on the goods covered by a 9 warehouse receipt or on the proceeds thereof in his possession for charges for storage 10 or transportation (including demurrage and terminal charges), insurance, labor, or 11 charges present or future in relation to the goods, and for expenses necessary for 12 preservation of the goods or reasonably incurred in their sale pursuant to law. If the 13 person on whose account the goods are held is liable for like charges or expenses in 14 relation to other goods whenever deposited and it is stated in the receipt that a lien is 15 elaimed for charges and expenses in relation to other goods, deposited, the 16 warehouseman also has a lien against him for such charges and expenses whether or 17 not the other goods have been delivered by the warehouseman. But against a person 18 to whom a negotiable warehouse receipt is duly negotiated a warehouseman's lien is 19 limited to charges in an amount or at a rate specified on the receipt or if no charges 20 are so specified then to a reasonable charge for storage of the goods covered by the 21 receipt subsequent to the date of the receipt.

(2) The warehouseman may also reserve a security interest against the bailor for a 23 maximum amount specified on the receipt for charges other than those specified in 24 subsection (1), such as for money advanced and interest. charges other than those 25 specified in subsection (1) of this section, such as for money advanced and interest,

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 385,	/16	12:07 PM	APRIL 29, 1999	LEG	ISLATIVE DAY	54
		LT. GOVERN	NOR WICKER	Presiding		
ALBERTSON REVISE UNI	IFORM	COMMERCIAL CO	DDE	SENATE E READING	3ILL 908 2	
AYE	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	Г
NO	0					
EXCUSED	0					
NOT CAST	0			THE	STATE OF NO	
ABSENT	0				N 20, 1775	

PAIRS

AYE NO

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SENATE

S \mathbf{D} SENATE DRS6632*-LDX128(4.6) FILED - SENATE APR 1 3 1999 Short Title: Cotton Gins, Warehouses, Merchants. PRINCIPAL (PERK) Sponsors: Senator Albertson. Referred to: 1 A BILL TO BE ENTITLED 2 AN ACT TO REGULATE COTTON GINS, COTTON WAREHOUSES, AND COTTON MERCHANTS. 4 The General Assembly of North Carolina enacts: Section 1. Chapter 106 of the General Statutes is amended by adding a 6 new Article to read: "ARTICLE 38B. 8 "Cotton Gins, Warehouses, Merchants. "§ 106-451.40. Definitions. 10 'Cotton gin' means any cotton gin. (1) 11 'Cotton merchant' means any person who buys cotton from the (2)producer for the purpose of resale or acts as a broker or agent for 12 13 the producer in arranging the sale of cotton. Cotton merchant includes a cotton marketing cooperative or association that 14 15 performs the functions of a cotton merchant. Cotton merchant 16 does not include a person who buys cotton for the person's own 17 use. 18 (3)'Cotton warehouse' means any enclosure in which grower-owned 19 cotton is stored or held for longer than 48 hours. 20 "§ 106-451.41. Registration required. No person shall engage in business as a cotton gin, cotton warehouse, or cotton 21 22 merchant without first having registered with the Commissioner of Agriculture.

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

24

(a) A cotton gin, cotton warehouse, and cotton merchant shall, on or before July 1

25 of each year, file an application for registration on a form provided by the

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FILED - SENATE

SENATE DRS7637-RF005(2.1)

S910 -

APR 1 3 1999

PRINCIPAL CLERK

Short Title: Small Family Farm Study Funds.

(Public)

Sponsors:

Senator Albertson.

Referred to:

1

A BILL TO BE ENTITLED

- 2 AN ACT TO APPROPRIATE FUNDS FOR THE COMMISSION ON SMALL
- 3 FAMILY FARM PRESERVATION.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. There is appropriated from the General Fund to the General
- 6 Assembly the sum of twenty-five thousand dollars (\$25,000) for fiscal year 1999-2000
- 7 to fund the activities of the Commission on Small Family Farm Preservation created
- 8 by Sections 3 through 8 of S.L. 1998-223.
- 9 Section 2. This act becomes effective July 1, 1999.

SESSION 1999

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FILED - SENATE 1

SENATE DRS2682-LT108(4.7)

PRINCIPAL CLERK

Short Title: Compensation for Emergency Judges.

(Public)

Sponsors:

Senator Rand.

Referred to:

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18

A BILL TO BE ENTITLED

2 AN ACT TO INCREASE THE COMPENSATION FOR EMERGENCY JUDGES.

3 The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-52(b) reads as rewritten:

"(b) In addition to the compensation or retirement allowance the judge would otherwise be entitled to receive by law, each emergency judge of the district or superior court who is assigned to temporary active service by the Chief Justice shall be paid by the State the judge's actual expenses, plus three hundred dollars (\$300.00) four hundred dollars (\$400.00) for each day of active service rendered upon recall. No recalled retired trial judge shall receive from the State total annual compensation for judicial services in excess of that received by an active judge of the bench to which the judge is recalled."

Section 2. There is appropriated from the General Fund to the Judicial Department the sum of two hundred seventy-eight thousand two hundred forty-five dollars (\$278,245) for the 1999-2000 fiscal year and the sum of two hundred seventy-eight thousand two hundred forty-five dollars (\$278,245) for the 2000-2001 fiscal year to implement this act.

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

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SENATE DRS6624-LT115A(4.7)

FILED - SENATE

@ 912 APR 131999

PRINCIPAL CYPERKIC)

Short Title: UNC Financing.

Sponsors:

Senator Rand.

Referred to:

A BILL TO BE ENTITLED

- 2 AN ACT PERTAINING TO CAPITAL FINANCING FOR THE UNIVERSITY OF
- NORTH CAROLINA.
- 4 The General Assembly of North Carolina enacts:
- Section 1. This act pertains to capital financing for The University of
- 6 North Carolina.
- Section 2. This act is effective when it becomes law.

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 779	/17	1:53 PM	JUNE 30, 1999	LEC	GISLATIVE DAY 89
		LT. GOVERNO	R WICKER	Presiding	
RAND BONDS FOR HIGHER EDUCATION SUB AMEND/5 A			SENATE BILL 912 READING 2		
AYE	41	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER	DALTON DANNELLY GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON SHAW L SHAW R SOLES WEINSTEIN WELLONS
NO	6	EAST FORRESTER	FOXX HORTON	MOORE	RUCHO
EXCUSED	0				
NOT CAST	1	WEBSTER			STATE
ABSENT	2	JORDAN	WARREN		MAY 20, 1775
PAIRS AYE NO	1	WARREN WEBSTER		GREATS	



GENERAL ASSEMBLY SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 912

	Senate Bill 91	AMENDMENT NO. (to be filled in by Principal Clerk) Page 1 of
	Date	6/30,1999
	Comm. Sub. [YES] Amends Title [] Second Edition	
	Sen. Rand	
2 3 4	moves to amend the bill on page 1, line by renumbering Section 1 as Section 1.1 to read: "Section 1. This act shall be known as Education Facilities Financing Act."	and adding a new Section 1
6	SIGNED ony Rand Amendment Sponsor	
	SIGNED Committee Chair if Senate Committee Ame	ndment
	ADOPTED V 48-0 FAILED	TABLED
	ADOPTED V 48-0 FAILED	

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 771/	/91	1:52 AM	JUNE 30, 1999	LEGI:	SLATIVE DAY
		SENATOR	BASNIGHT	Presiding	
RAND BONDS FOR	HIGH	HER EDUCATION		SENATE BI	LL 912
				AMEND	1
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
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EXCUSED	0				
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WARREN

ABSENT

PAIRS

AYE NO 2

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JORDAN



GENERAL ASSEMBLY SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 912

AMENDMENT NO.

(to be filled in by

Principal Clerk)

Page 1 of $\stackrel{>}{\sim}$

S912-ALC-6/30B

Date June 30 , 1999

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

Sen:

1 moves to amend the bill on page 41, line 32,
2 by adding the phrase "this subsection and" before the phrase
3 "subsection";

5 and on page 41, lines 37 - 45,

6 by rewriting the lines to read:

7 "the Funding Formula Study: Phase 3 Report, submitted May 15, 1998. 8 Funds allocated for new construction must be used in accordance with 9 exhibits 15 and 16 of the Funding Formula Study: Phase 4 Report, 10 submitted February 4, 1999.

Except as provided in this paragraph, new construction funds allocated by the report to a specific site may not be allocated to another site. If the local board of trustees of a community college determines that new construction funds allocated to a specific site are not needed at that site, the board may request that the State Board of Community Colleges reallocate those funds for new construction at the main campus of the community college. If the State Board of Community Colleges determines that the funds are not needed for new construction at the site for which they were originally allocated, it shall approve the reallocation to the main campus and shall substitute the proposed facility at the main campus in the Community Colleges System Office's application to the State Treasurer pursuant to G.S. 116D-43.

Treasurer pursuant to G.S. 116D-43.

Each community college shall submit to the State Board of
Community Colleges a statement (i) proposing the capital facilities
to be financed with the proceeds of community college security
interest bonds allocated to that community college, (ii) certifying
that the proposed site is included in the consultant's report
referred to in this section or is a substitute facility at the main



	NORTH CAROLINA GENERAL ASSEMBLY	
	AMENDMENT	
	Senate Bill 912	
	AMENDMENT NO.	
	AMENDMENT NO.	
	(to be filled	in by
	Principal Cle	
	S912-ALC-6/30B F	Page 2 of
1	campus because the funds are not needed for new constr	
2	site for which they are allocated in the consultant's	report, (iii)
	certifying that the community college is prepared to"	-
3	certifying that the community correge is prepared to	
4		
	SIGNED HUN LOR	
	Amendment sponsor	
	SIGNED	
	Committee Chair if Senate Committee Amendment	
	Committee Chair if behate Committee Amendment	
	ADOPTED 47-/ FAILED T	ABLED
	. 0	
	Just Puntle 130/99	
	10 130 60	
	7 197	

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 772	2/10	-11:54 AM	JUNE 30, 1999	LEG1	SLATIVE DAY 89
		SENATOR	R BASNIGHT -	Presiding	
RAND BONDS FOR	HIGH	HER EDUCATION		SENATE BI	LL 912
				AMEND	2
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WEINSTEIN WELLONS
NO	1	WEBSTER			
EXCUSED	0				
NOT CAST	0			THE WAY	STATE CO.
ABSENT	2	JORDAN	WARREN		AN 20, 1775
PAIRS AYE NO	0			REAL PROPERTY.	



GENERAL ASSEMBLY SENATE



Substitute # 4

Officed for ame # 3

and # of adapted
4/30/99

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 912

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

S912-ARBX-6/29

Page 1 of 5

Date Jul 30 , 199

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

Sen. Anton

36 "§ 116D-10. Faith and credit.

1 moves to amend the bill on page 1, lines 2 - 5, 2 by rewriting the lines to read: 3 "AN ACT TO (1) AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF 4 THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, 5 TO PROVIDE FUNDS FOR CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF 6 NORTH CAROLINA AND GRANTS TO COMMUNITY COLLEGES FOR CAPITAL 7 IMPROVEMENTS AND (2) AUTHORIZE THE"; 9 and on page 1, lines 11 - 14, 10 by rewriting the lines to read: 11 "HEALTH CARE SYSTEM."; 12 13 and on page 3, line 37, through page 43, line 3, 14 by deleting the phrases "security interest bonds" and "Security 15 Interest Bonds" each place they appear and substituting "general 16 obligation bonds" and "General Obligation Bonds", respectively; 17 18 and on page 5, line 39, through page 6, line 35, 19 by rewriting the lines to read: 20 "§ 116D-6. Reserved."; 21 22 and on page 7, line 1, 23 by deleting the word "The" and substituting the phrase "Subject to a 24 favorable vote of a majority of the qualified voters of the State who vote on the question of issuing university improvement general 26 obligation bonds in the election held as provided by law, the"; 28 and on page 7, line 29, 29 by adding after the phrase "Assembly." the following new sentence: 30 "This legislation shall also provide for voter approval of the bonds 31 to finance the capital facilities and shall become effective only 32 upon approval by the voters."; 33 34 and on page 7, line 32, through page 9, line 27, 35 by rewriting the lines to read:



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 912

AMENDMENT NO. (to be filled in by Principal Clerk) Page 2 of S912-ARBX-6/29 The faith and credit and taxing power of the State are hereby 2 pledged for the payment of the principal of and the interest on 3 bonds and notes. The State retains the right to amend any provision 4 of this Article to the extent it does not impair any contractual 5 right of a bond owner."; 7 and on page 11, line 28, through page 12, line 14, 8 by rewriting the lines to read: 9 "(g) University Improvement Bonds Fund. -- The proceeds of 10 university improvement general obligation bonds and notes, including 11 premium thereon, if any, except the proceeds of bonds the issuance 12 of which has been anticipated by bond anticipation notes or the 13 proceeds of refunding bonds or notes, shall be placed by the State 14 Treasurer in a special fund to be designated "University Improvement 15 Bonds Fund". Moneys in the University Improvement Bonds Fund shall 16 be used for the purposes set forth in this Article. Any additional moneys that may be received by means of a grant or 17 18 grants from the United States of America or any agency or department 19 thereof or from any other source to aid in financing the cost of any 20 university improvements authorized by this Article may be placed by 21 the State Treasurer in the University Improvement Bonds Fund or in a 22 separate account or fund and shall be disbursed, to the extent 23 permitted by the terms of the grant or grants, without regard to any 24 limitations imposed by this act. The proceeds of university improvement general obligation bonds 26 and notes may be used with any other moneys made available by the 27 General Assembly for the making of university improvements, 28 including the proceeds of any other State bond issues, whether 29 previously made available or which may be made available after the 30 effective date of this Article. The proceeds of university 31 improvement bonds and notes shall be expended and disbursed under 32 the direction and supervision of the Director of the Budget. 33 funds provided by this Article for university improvements shall be 34 disbursed for the purposes provided in this Article upon warrants 35 drawn on the State Treasurer by the State Controller, which warrants 36 shall not be drawn until requisition has been approved by the 37 Director of the Budget and which requisition shall be approved only 38 after full compliance with the Executive Budget Act, Article 1 of 39 Chapter 143 of the General Statutes."; 40 41 and on page 22, lines 18 - 38 42 by rewriting the lines to read: 43 "<u>§ 116D-41</u>. Reserved."; 45 and on page 23, line 13, 46 by deleting the word "Upon" and substituting the phrase "Subject to

47 a favorable vote of a majority of the qualified voters of the State



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT**

Senate Bill 912 AMENDMENT NO. (to be filled in by Principal Clerk) S912-ARBX-6/29 Page 3 of 1 who vote on the question of issuing community college general 2 obligation bonds in the election held as provided by law, and upon"; 4 and on page 23, line 32, 5 by adding after the phrase "Assembly." the following new sentence: 6 "This legislation shall also provide for voter approval of the bonds 7 to finance the capital facilities and shall become effective only 8 upon approval by the voters."; 10 and on page 23, line 35, through page 25, line 29, 11 by rewriting the lines to read: 12 "§ 116D-45. Faith and credit. The faith and credit and taxing power of the State are hereby 14 pledged for the payment of the principal of and the interest on 15 bonds and notes. The State retains the right to amend any provision 16 of this Article to the extent it does not impair any contractual 17 right of a bond owner."; 18 19 and on page 27, line 30, through page 28, line 16, 20 by rewriting the lines to read: 21 "(g) Community College Bonds Fund. -- The proceeds of community 22 college general obligation bonds and notes, including premium 23 thereon, if any, except the proceeds of bonds the issuance of which 24 has been anticipated by bond anticipation notes or the proceeds of 25 refunding bonds or notes, shall be placed by the State Treasurer in a special fund to be designated "Community College Bonds Fund"

27 Moneys in the Community College Bonds Fund shall be used for the 28 purposes set forth in this Article.

Any additional moneys that may be received by means of a grant or grants from the United States of America or any agency or department 31 thereof or from any other source to aid in financing the cost of any 32 community college capital facilities authorized by this Article may 33 be placed by the State Treasurer in the Community College Bonds Fund 34 or in a separate account or fund and shall be disbursed, to the 35 extent permitted by the terms of the grant or grants, without regard 36 to any limitations imposed by this act.

The proceeds of community college general obligation bonds and 38 notes may be used with any other moneys made available by the 39 General Assembly for the making of grants to community colleges for 40 capital facilities, including the proceeds of any other State bond 41 issues, whether previously made available or which may be made 42 available after the effective date of this Article. The proceeds of 43 community college bonds and notes shall be expended and disbursed 44 under the direction and supervision of the Director of the Budget. 45 The funds provided by this Article for grants to community colleges 46 shall be disbursed for the purposes provided in this Article upon

47 warrants drawn on the State Treasurer by the State Controller, which 48 warrants shall not be drawn until requisition has been approved by



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT**

Senate Bill 912

AMENDMENT NO.

(to be filled in by Principal Clerk) S912-ARBX-6/29 Page 4 of 1 the Director of the Budget and which requisition shall be approved 2 only after full compliance with the Executive Budget Act, Article 3 of Chapter 143 of the General Statutes."; 5 and on page 43, line 27, 6 by rewriting the line to read: "Section 5. The questions of the issuance of the bonds 8 authorized by this Articles 2 and 4 of Chapter 116D of the General 9 Statutes, as enacted by this act, and by Sections 2 and 3 of this 10 act, shall be submitted to the qualified voters of the State at the 11 statewide primary election to be held in May 2000. Any other 12 primary, election, or referendum validly called or scheduled by law 13 at the time the election on the bond question provided for in this 14 section is held may be held as called or scheduled. Notice of the 15 election shall be given in the manner and at the times required by 16 G.S. 163-33(8). The election and the registration of voters 17 therefor shall be held under and in accordance with the general laws 18 of the State. Absentee ballots shall be authorized in the election. The State Board of Elections shall reimburse the counties 20 of the State for all necessary expenses incurred in holding the 21 election that are in addition to those that would have otherwise 22 been incurred, the same to be paid out of the Contingency and 23 Emergency Fund or other funds available to the State Board of 24 Elections. 25 Ballots, voting systems authorized by Article 14 of Chapter 26 163 of the General Statutes, or both may be used in accordance with 27 rules prescribed by the State Board of Elections. The bond 28 questions to be used in the ballots or voting systems shall be in 29 substantially the following form:] AGAINST] FOR 31 the issuance of two billion seven hundred million dollars 32 (\$2,700,000,000) State of North Carolina University Improvement 33 General Obligation Bonds constituting general obligation bonds of 34 the State secured by a pledge of the faith and credit and taxing 35 power of the State for the purpose of providing funds, with any 36 other available funds, to pay the cost of capital improvements for 37 constituent or affiliated institutions and the Center for Public 38 Television of The University of North Carolina. 39 [] FOR] AGAINST

41 of North Carolina Community College General Obligation Bonds 42 constituting general obligation bonds of the State secured by a 43 pledge of the faith and credit and taxing power of the State for the 44 purpose of providing funds, together with other available funds, to 45 make grants to community colleges to pay all or a portion of the 46 cost of providing capital improvements.

40 the issuance of three hundred million dollars (\$300,000,000) State

If a majority of those voting on a bond question in the 48 election vote in favor of the issuance of the bonds described in the



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 912 AMENDMENT NO. (to be filled in by Principal Clerk) Page 5 of S912-ARBX-6/29 1 question, those bonds may be issued as provided in this act. If a 2 majority of those voting on a bond question in the election vote 3 against the issuance of the bonds described in the question, those 4 bonds shall not be issued. The results of the election shall be canvassed and declared 6 as provided by law for elections for State officers; the results of 7 the election shall be certified by the State Board of Elections to 8 the Secretary of State, in the manner and at the time provided by 9 the general election laws of the State. Section 6. This act is effective when it becomes law." 10 11 12 Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment TABLED ADOPTED FAILED

Dubstitute #4 ame. #3
Offered for adapted
Ame# 4- adapted
4/30/99



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 912 AMENDMENT NO. (to be filled in by Principal Clerk) Page 1 of S912-ALC-6/30 Date 6/30 , 1999 Comm. Sub. [YES] Amends Title [] Second Edition RAND 1 moves to amend the bill on page 43, line 27, 2 by rewriting the line to read: 3 "Section 5. The Board of Governors of The University of North 4 Carolina shall report annually to the Joint Legislative Commission 5 on Governmental Operations and the Joint Legislative Education 6 Oversight Committee on the condition of all of the University's 7 capital facilities, including a status report on all repair, 8 renovation, and maintenance projects being undertaken and an 9 assessment of needs for additional funding to repair, renovate, and 10 maintain the facilities. The Board of Governors of The University of North Carolina shall 12 also study the repairs and renovations formula currently utilized 13 with respect to funding for the Repairs and Renovation Reserve 14 Account to determine whether it adequately takes into account all of 15 the appropriate maintenance needs of each constituent and affiliated 16 institution, and shall recommend to the Joint Legislative Commission 17 on Governmental Operations and the Joint Legislative Education 18 Oversight Committee any changes necessary to improve the formula. 19 The Board shall make recommendations on the scope and adequacy of 20 the methodology use to calculate the funding for the repairs and 21 renovations reserve as specified in G.S. 143-15.2. Section 6. This act is effective when it becomes law." 22 23 SIGNED My Rand
Amendment Sponsor Committee Chair if Senate Committee Amendment FAILED _____ TABLED Janet Pruit 6/30/99

RECORDED VOTE

1999 FIRST SESSION

SEQ. 773	/41	L2:37 PM	JUNE 30, 1999	LEGI	SLATIVE DAY 8
		SENATOR	R BASNIGHT	Presiding	
RAND BONDS FOR	HIGH	HER EDUCATION		SENATE BI	LL 912
		7.170294 7.17029		AMEND	4
AYE	33	ALBERTSON BALLANCE BASNIGHT CARTER CLODFELTER COOPER DALTON DANNELLY GARROU	GULLEY HAGAN HARRIS HOYLE KERR KINNAIRD LEE LUCAS	MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON SHAW L SOLES WEINSTEIN WELLONS
NO	15	ALLRAN BALLANTINE CARPENTER CARRINGTON	COCHRANE EAST FORRESTER FOXX	GARWOOD HARTSELL HORTON MOORE	RUCHO SHAW R WEBSTER
EXCUSED	0				
NOT CAST	0			Of THE S	TATE OF
ABSENT	2	JORDAN	WARREN	A THE	(20, 1775
PAIRS	0				- B-10

AYE NO



GENERAL ASSEMBLY SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 912

AMENDMENT NO. (to be filled in by

S912-ALC-6/30C

Principal Clerk) Page 1 of /

TABLED

Date u/30 , 199

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

Sen. Ballance

ADOPTED N 41-7

Janet Pruitt
4/30/99

as amended by amendment # 4 1 moves to amend the bill on page 43, line 27, 2 by rewriting the line to read: 3 "Section Minority business participation. The goals set by G.S. 4 143-128 for participation in projects by minority businesses apply 5 to projects funded by the proceeds of bonds or notes issued under 6 this act. The following State agencies shall monitor compliance 7 with this requirement and shall report to the General Assembly by 8 January 1 of each year on the participation by minority businesses 9 in these projects. The State Construction Office, Department of 10 Administration, shall monitor compliance with regard to projects 11 funded by the proceeds of university improvement security interest 12 bonds and notes and special obligation bonds and notes; the Board of 13 Governors of The University of North Carolina shall provide the 14 State Construction Office any information required by the State 15 Construction Office to monitor compliance. The Community Colleges 16 System Office shall monitor compliance with regard to projects 17 funded by the proceeds of community college security interest bonds 18 and notes.

This act is effective when it becomes law." Committee Chair if Senate Committee Amendment

FAILED

RECORDED VOTE

1999 FIRST SESSION

SEQ. 775	/13	1:04 PM	JUNE 30, 1999	LEGI	SLATIVE DAY 8
		LT. GOVERNOR	WICKER	Presiding	
RAND BONDS FOR HIGHER EDUCATION SUB AMEND/5 A				SENATE BI	LL 912
SUB AMEND	/5 A			AMEND MOTION 1 TO TABLE	5
AYE	33	ALBERTSON BALLANCE BASNIGHT CARTER CLODFELTER COOPER DALTON DANNELLY GARROU	GULLEY HAGAN HARRIS HOYLE KERR KINNAIRD LEE LUCAS	MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON SHAW L SOLES WEINSTEIN WELLONS
NO	15	ALLRAN BALLANTINE CARPENTER CARRINGTON	COCHRANE EAST FORRESTER FOXX	GARWOOD HARTSELL HORTON MOORE	RUCHO SHAW R WEBSTER
EXCUSED	0				
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ABSENT	2	JORDAN	WARREN	A THE WAY	1 20, 1775
PAIRS	0				W 3 15 1

AYE NO



RECORDED VOTE

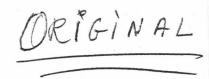
1999 FIRST SESSION

SEQ. 776	/14	- 1:06 PM	JUNE 30, 1999	LEG	ISLATIVE DAY 89	
		LT. GOVERNO	OR WICKER	Presiding		
RAND BONDS FOR HIGHER EDUCATION SUB AMEND/5 A				SENATE BILL 912		
SUB AMEND,	/5 A			AMEND	5	
AYE	41	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE	PHILLIPS PLYLER PURCELL RAND REEVES ROBINSON SHAW L SOLES WEINSTEIN WELLONS	
NO	7	CARRINGTON EAST	HORTON MOORE	RUCHO SHAW R	WEBSTER	
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ABSENT	2	JORDAN	WARREN	S THE	N 20, 1775	
PAIRS AYE	0			EXA	S S	

NO







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NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT**

Senate Bill 912

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

Page 1 of 5

S912-ARBX-6/29

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

Sen. B. Cathané

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1 moves to amend the bill on page 1, lines 2 - 5,
 2 by rewriting the lines to read:
 3 "AN ACT TO (1) AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS OF
 4 THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE,
 5 TO PROVIDE FUNDS FOR CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF
 6 NORTH CAROLINA AND GRANTS TO COMMUNITY COLLEGES FOR CAPITAL
 7 IMPROVEMENTS AND (2) AUTHORIZE THE";
 9 and on page 1, lines 11 - 14,
10 by rewriting the lines to read:
11 "HEALTH CARE SYSTEM.";
12
13 and on page 3, line 37, through page 43, line 3,
14 by deleting the phrases "security interest bonds" and "Security
15 Interest Bonds" each place they appear and substituting "general
16 obligation bonds" and "General Obligation Bonds", respectively;
17
18 and on page 5, line 39, through page 6, line 35,
19 by rewriting the lines to read:
20 "$ 116D-6. Reserved.";
21
22 and on page 7, line 1,
23 by deleting the word "The" and substituting the phrase "Subject to a
24 favorable vote of a majority of the qualified voters of the State
25 who vote on the question of issuing university improvement general
26 obligation bonds in the election held as provided by law, the";
27
28 and on page 7, line 29,
29 by adding after the phrase "Assembly." the following new sentence:
30 "This legislation shall also provide for voter approval of the bonds
31 to finance the capital facilities and shall become effective only
32 upon approval by the voters.";
33
34 and on page 7, line 32, through page 9, line 27,
35 by rewriting the lines to read:
36 "§ 116D-10. Faith and credit.
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NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 912

AMENDMENT NO. Principal Clerk)

(to be filled in by S912-ARBX-6/29 Page 2 of 5 The faith and credit and taxing power of the State are hereby 2 pledged for the payment of the principal of and the interest on 3 bonds and notes. The State retains the right to amend any provision 4 of this Article to the extent it does not impair any contractual 5 right of a bond owner."; 7 and on page 11, line 28, through page 12, line 14, 8 by rewriting the lines to read: 9 "(g) University Improvement Bonds Fund. -- The proceeds of 10 university improvement general obligation bonds and notes, including 11 premium thereon, if any, except the proceeds of bonds the issuance 12 of which has been anticipated by bond anticipation notes or the 13 proceeds of refunding bonds or notes, shall be placed by the State 14 Treasurer in a special fund to be designated "University Improvement 15 Bonds Fund". Moneys in the University Improvement Bonds Fund shall 16 be used for the purposes set forth in this Article. 17 Any additional moneys that may be received by means of a grant or 18 grants from the United States of America or any agency or department 19 thereof or from any other source to aid in financing the cost of ary 20 university improvements authorized by this Article may be placed by 21 the State Treasurer in the University Improvement Bonds Fund or in a 22 separate account or fund and shall be disbursed, to the extent 23 permitted by the terms of the grant or grants, without regard to any limitations imposed by this act. The proceeds of university improvement general obligation bonds 26 and notes may be used with any other moneys made available by the 27 General Assembly for the making of university improvements, 28 including the proceeds of any other State bond issues, whether 29 previously made available or which may be made available after the 30 effective date of this Article. The proceeds of university 31 improvement bonds and notes shall be expended and disbursed under 32 the direction and supervision of the Director of the Budget. The 33 funds provided by this Article for university improvements shall be 34 disbursed for the purposes provided in this Article upon warrants 35 drawn on the State Treasurer by the State Controller, which warrants 36 shall not be drawn until requisition has been approved by the 37 Director of the Budget and which requisition shall be approved only 38 after full compliance with the Executive Budget Act, Article 1 of 39 Chapter 143 of the General Statutes."; 40 41 and on page 22, lines 18 - 38 42 by rewriting the lines to read: 43 "\$ 116D-41. Reserved."; 45 and on page 23, line 13, 46 by deleting the word "Upon" and substituting the phrase "Subject to

47 a favorable vote of a majority of the qualified voters of the State



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 912

AMENDMENT NO. (to be filled in by Principal Clerk) Page 3 of 5 S912-ARBX-6/29 1 who vote on the question of issuing community college general obligation bonds in the election held as provided by law, and upon"; 4 and on page 23, line 32, 5 by adding after the phrase "Assembly." the following new sentence: 6 "This legislation shall also provide for voter approval of the bonds 7 to finance the capital facilities and shall become effective only upon approval by the voters."; 10 and on page 23, line 35, through page 25, line 29, 11 by rewriting the lines to read: 12 "\$ 116D-45. Faith and credit. The faith and credit and taxing power of the State are hereby 14 pledged for the payment of the principal of and the interest on 15 bonds and notes. The State retains the right to amend any provision 16 of this Article to the extent it does not impair any contractual 17 right of a bond owner."; 18 19 and on page 27, line 30, through page 28, line 16, 20 by rewriting the lines to read: 21 "(g) Community College Bonds Fund. -- The proceeds of community 22 college general obligation bonds and notes, including premium 23 thereon, if any, except the proceeds of bonds the issuance of which 24 has been anticipated by bond anticipation notes or the proceeds of 25 refunding bonds or notes, shall be placed by the State Treasurer in 26 a special fund to be designated "Community College Bonds Fund". 27 Moneys in the Community College Bonds Fund shall be used for the 28 purposes set forth in this Article. Any additional moneys that may be received by means of a grant or 30 grants from the United States of America or any agency or department thereof or from any other source to aid in financing the cost of any community college capital facilities authorized by this Article may 33 be placed by the State Treasurer in the Community College Bonds Fund 34 or in a separate account or fund and shall be disbursed, to the 35 extent permitted by the terms of the grant or grants, without regard 36 to any limitations imposed by this act. The proceeds of community college general obligation bonds and 38 notes may be used with any other moneys made available by the 39 General Assembly for the making of grants to community colleges for 40 capital facilities, including the proceeds of any other State bond 41 issues, whether previously made available or which may be made 42 available after the effective date of this Article. The proceeds of 43 community college bonds and notes shall be expended and disbursed 44 under the direction and supervision of the Director of the Budget. 45 The funds provided by this Article for grants to community colleges

46 shall be disbursed for the purposes provided in this Article upon
47 warrants drawn on the State Treasurer by the State Controller, which
48 warrants shall not be drawn until requisition has been approved by



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 912

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

S912-ARBX-6/29 Page 4 of -1 the Director of the Budget and which requisition shall be approved 2 only after full compliance with the Executive Budget Act, Article 3 of Chapter 143 of the General Statutes.";

5 and on page 43, line 27,

6 by rewriting the line to read:

"Section 5. The questions of the issuance of the bonds 8 authorized by this Articles 2 and 4 of Chapter 116D of the General 9 Statutes, as enacted by this act, and by Sections 2 and 3 of this 10 act, shall be submitted to the qualified voters of the State at the 11 statewide primary election to be held in May 2000. Any other 12 primary, election, or referendum validly called or scheduled by law 13 at the time the election on the bond question provided for in this 14 section is held may be held as called or scheduled. Notice of the 15 election shall be given in the manner and at the times required by 16 G.S. 163-33(8). The election and the registration of voters 17 therefor shall be held under and in accordance with the general laws 18 of the State. Absentee ballots shall be authorized in the election. The State Board of Elections shall reimburse the counties 20 of the State for all necessary expenses incurred in holding the 21 election that are in addition to those that would have otherwise 22 been incurred, the same to be paid out of the Contingency and 23 Emergency Fund or other funds available to the State Board of 24 Elections.

Ballots, voting systems authorized by Article 14 of Chapter 26 163 of the General Statutes, or both may be used in accordance with 27 rules prescribed by the State Board of Elections. The bond 28 questions to be used in the ballots or voting systems shall be in 29 substantially the following form:

] FOR] AGAINST 31 the issuance of two billion seven hundred million dollars 32 (\$2,700,000,000) State of North Carolina University Improvement 33 General Obligation Bonds constituting general obligation bonds of 34 the State secured by a pledge of the faith and credit and taxing 35 power of the State for the purpose of providing funds, with any 36 other available funds, to pay the cost of capital improvements for 37 constituent or affiliated institutions and the Center for Public 38 Television of The University of North Carolina.

[] FOR

] AGAINST 40 the issuance of three hundred million dollars (\$300,000,000) State 41 of North Carolina Community College General Obligation Bonds 42 constituting general obligation bonds of the State secured by a 43 pledge of the faith and credit and taxing power of the State for the 44 purpose of providing funds, together with other available funds, to 45 make grants to community colleges to pay all or a portion of the 46 cost of providing capital improvements.

If a majority of those voting on a bond question in the 48 election vote in favor of the issuance of the bonds described in the



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT** Senate Bill 912 AMENDMENT NO. (to be filled in by Principal Clerk) S912-ARBX-6/29 Page 5 of 1 question, those bonds may be issued as provided in this act. If a 2 majority of those voting on a bond question in the election vote 3 against the issuance of the bonds described in the question, those 4 bonds shall not be issued. The results of the election shall be canvassed and declared 6 as provided by law for elections for State officers; the results of 7 the election shall be certified by the State Board of Elections to 8 the Secretary of State, in the manner and at the time provided by 9 the general election laws of the State. Section 6. This act is effective when it becomes law." 10 11 12 ou Cochrane SIGNED Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment Janet Printo 6/30/99 FAILED ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 912

AMENDMENT NO.

(to be filled in by Principal Clerk)

S912-ALC-6/29

30

Page 1 of

Date 7 mc 30 , 199 9

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

Sen. Balloutwe

1 moves to amend the bill on page 1, line 16, 2 by designating Section 1 as Section 1.1 and adding a new Section 1 3 before Section 1.1, to read: 4 "Section 1. The General Assembly finds that although The University 5 of North Carolina is one of the State's most valuable assets, the 6 current facilities of the University have been allowed to 7 deteriorate due to decades of neglect and have unfortunately fallen 8 into a state of disrepair because of inadequate attention to 9 maintenance. It is the intent of the General Assembly to reverse 10 this trend and to provide a mechanism to assure that the 11 University's capital assets are adequately maintained. The General 12 Assembly commits to responsible stewardship of these assets to 13 protect their value over the years, as follows: The Board of Governors of the University of North 15 Carolina shall require each constituent and affiliated 16 institution to monitor the condition of its facilities 17 and their needs or repair and renovation, and to 18 assure that all necessary maintenance is carried out 19 within funds available. 20 The Board of Governors shall report annually to the Joint Legislative Commission on Governmental 21 22 Operations and the Joint Legislative Education 23 Oversight Committee on the condition of the University's capital facilities, the repair, 24 25 renovation, and maintenance projects being undertaken, 26 and all needs for additional funding to maintain the 27 facilities. 28 It is the intent of the General Assembly to assure (3) 29 that adequate oversight, funding, and accountability

are continually provided so that the capital



NORTH CAROLINA GENERAL ASSEMBLY

AMENDMENT Senate Bill 912

	AMENDMENT NO.
	(to be filled in by
	Principal Clerk)
	S912-ALC-6/29 Page 2 of 2
1	facilities of the University are properly maintained
2	to preserve the level of excellence the citizens of
3	this State deserve. To this end, the Joint
1	Legislation Education Oversight Committee shall report
5	to the General Assembly annually its recommendations
5	for legislative changes to implement this policy."
7	Tot Tog To Table 10 amprometre than prometre
	SIGNED
	Amendment Sponsor
	SIGNED
	Committee Chair if Senate Committee Amendment
	ADOPTED FAILED TABLED
	ADOPTED D 48-0 FAILED TABLED TABLED
	CONT Pruth 1/20/99
	filmer , april ,

RECORDED VOTE

1999 FIRST SESSION

SEQ. 774	/12	·12:39 PM	JUNE 30, 1999	LEG	ISLATIVE DAY 89
*		SENATOR	BASNIGHT	Presiding	
RAND BONDS FOR	HIGH	ER EDUCATION		SENATE B	ILL 912
				AMEND	6
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0			THE	STATE OF ALL
ABSENT	2	JORDAN	WARREN		WN 20, 1775
PAIRS	0				

AYE NO





NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 912

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

S912-ARU-002

Date June 30, 1999

Comm. Sub. [YES]
Amends Title [YES]
Second Edition (S912-PCSX6691-LC)

Senator Ballantine

	moves to amend the bill on page 1, lines 11 through 14
2	by rewriting the lines to read:
3	"HEALTH CARE SYSTEM, (3) TO PROVIDE FOR THE FINANCING OF CAPITAL
4	IMPROVEMENTS FOR COMMUNITY COLLEGES THROUGH THE ISSUANCE OF STATE
5	OF NORTH CAROLINA COMMUNITY COLLEGE SECURITY INTEREST BONDS, AND
6	(4) RESTRICT THE NAMING OF STATE CONSTRUCTION PROJECTS FOR
7	SITTING MEMBERS OF THE GENERAL ASSEMBLY AND THE COUNCIL OF
8	STATE."; and
9	SIRIE., and
-	on none 42 line 27
	on page 43, line 27,
	by rewriting the line to read:
12	
	Statutes is amended by adding a new section to read:
	' <u>§ 143-342.2.</u> Restriction on naming construction projects funded by
	the State.
16	
	project funded in whole or part from State funds shall be named for
18	a member of the General Assembly or the Council of State during the
	time the person is holding office either as a member of the General
	Assembly or the Council of State.'
21	Section 6. This act is effective when it becomes law.".
	SIGNED
	Amendment Sponsor
	SIGNED Amendment Sponsor
	SIGNED
	Committee Chair if Senate Committee Amendment
	Committee Chair II Senate Committee Amendment
	ADOPTED 45-3 FAILED TABLED
	ADOPTED FAILED TABLED
	ganit Puitt, Rolag
	January 1. Rolag

RECORDED VOTE

1999 FIRST SESSION

SEQ. 777	/15	- 1:09 PM	JUNE 30, 1999	LEG	ISLATIVE DAY 89
		LT. GOVERN	OR WICKER	Presiding	
RAND BONDS FOR	HIGH	HER EDUCATION		SENATE B	ILL 912
				AMEND	7
AYE	46	ALBERTSON ALLRAN BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
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EXCUSED	0				
NOT CAST	0				TATE
ABSENT	2	JORDAN	WARREN	L'ATHE	NY 20, 1775
PAIRS AYE	0			13-10	

NO



GENERAL ASSEMBLY SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 912 AMENDMENT NO. (to be filled in by Principal Clerk) Page 1 of / S912-ALC-6/30D Comm. Sub. [YES] Amends Title [] Second Edition Sen. Perdue 1 moves to amend the bill on page 43, line 27, 2 by rewriting the line to read: 3 "Section 5. The Board of Governors of The University of North 4 Carolina shall review the recommendations in the "Capital Equity and 5 Adequacy Study" regarding the potential for increased use of private 6 resources in providing university facilities. The Board of Governors 7 shall study the potential for private development of these 8 facilities as student housing, public/private partnerships for joint 9 development of facilities, establishment of a private non-profit 10 corporation to assist in development of university facilities, and 11 any other alternatives the Board considers appropriate and feasible. 12 The Board of Governors shall develop recommendations and proposals 13 to implement these recommendations, and report these proposals to 14 the Joint Legislative Education Oversight Committee by April 15, 15 2000. Section 6. This act is effective when it becomes law." SIGNED Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment ADOPTED 1 48-0 GREET Print 4/30/99 FAILED TABLED

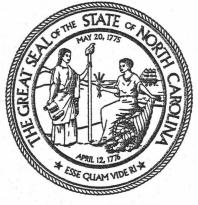
16 17

RECORDED VOTE

1999 FIRST SESSION

SEQ. 778,	/16	- 1:14 PM	JUNE 30, 1999	LEG	ISLATIVE DAY 89
		LT. GOVERN	OR WICKER	Presiding	
RAND BONDS FOR	HIGH	HER EDUCATION		SENATE B	ILL 912
				AMEND	8
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0			do THE	STATE OF A
ABSENT	2	JORDAN	WARREN	A STATE OF THE PARTY OF THE PAR	N 20, 1775

PAIRS AYE NO



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

	H. B. No DATE
	S. B. No. 9/2 Prosed Amendment No. 9 (to be filled in by Principal Clerk)
	Rep.) Sen.)
	moves to amend the bill on page $\frac{42}{19-29}$, line $\frac{37.45}{19-29}$
. 1	by as amended by amendment #2,
· · · · · · · · · · · · · · · · · · ·	by deleting the phrase "the main campus" on line 19 of Amendment #2,
	and substituting the phrase "another"
-	main campus" on line & 20-21 22
and	23 Amendment +2 and substituting
_	"other site";
	and by deleting the phrase 11 the main
-	and by deleting the phrase "the main campus" on lines 29, pgt, the phrase "the main
_	pg 2, of amendened #2 and substituting
2 2 2000A	
	SIGNED
	ADOPTED FAILED TABLED
	7/1/99 J. Pruit

RECORDED VOTE

1999 FIRST SESSION

SEQ. 80)1/10-	-11:42 AM	JULY 1, 1999	LEG	SLATIVE DAY 90
	* .	LT. GOVERNO	OR WICKER	Presiding	
RAND BONDS FO	OR HIGH	HER EDUCATION		SENATE BI	LL 912
				AMEND	9
AYE	45	ALBERTSON ALLRAN BALLANCE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
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NOT CAST	0				TATE
ABSENT	5	BALLANTINE GARWOOD	JORDAN	REEVES	W 20, 17 WAR RA
PAIRS AYE NO	0			E GREA	

RECORDED VOTE

1999 FIRST SESSION

SEQ. 802	/11	-11:45 AM	JULY 1, 1999	LEGIS	SLATIVE DAY 90
		LT. GOVERNO	OR WICKER	Presiding	
RAND BONDS FOR	HIGH	HER EDUCATION		SENATE BII	LL 912
				MOTION 1 TO TABLE	
AYE	13	ALBERTSON BALLANCE BASNIGHT CARTER CLODFELTER COOPER DALTON DANNELLY ALLRAN CARPENTER CARRINGTON COCHRANE	GARROU GULLEY HAGAN HARRIS HOYLE KERR KINNAIRD LEE EAST FORRESTER FOXX	LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS HARTSELL HORTON MOORE	PLYLER PURCELL RAND ROBINSON SHAW L SOLES WEINSTEIN WELLONS RUCHO SHAW R WEBSTER
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NOT CAST	0				
ABSENT	5	BALLANTINE GARWOOD	JORDAN	REEVES OF THE ST	20, 1775
PAIRS AYE NO	0			GREAT	CARO

RECORDED VOTE

1999 FIRST SESSION

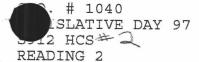
SEQ. 803/	/12	-11:47 AM	JULY 1, 1999	LEGISI	LATIVE DAY 9
		LT. GOVERN	OR WICKER	Presiding	
RAND BONDS FOR	HIGH	HER EDUCATION		SENATE BILI READING	912 3
AYE	38	ALBERTSON ALLRAN BALLANCE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER	DALTON DANNELLY GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND ROBINSON SHAW L SHAW R SOLES WEINSTEIN WELLONS
NO	5	EAST FORRESTER	FOXX	MOORE	RUCHO
EXCUSED	0				
NOT CAST	2	HORTON	WEBSTER		
ABSENT	5	BALLANTINE GARWOOD	JORDAN	REEVES OF THE STA	JE PARREN
PAIRS AYE NO	2	GARWOOD HORTON	WARREN WEBSTER	FOR 12.	CAROLINA





7/12/99 5:53 PM

IN CHAIR: SPEAKER



BONDS FOR HIGHER EDUCATION

	AYES	- 110	
SPEAKER ADAMS ALEXANDER ALLEN ARNOLD BADDOUR BAKER BARBEE BAREFOOT BERRY BLUE BONNER BOWNE BOYD-MCINTYRE BRASWELL BRIDGEMAN BRUBAKER BUCHANAN CAPPS CARPENTER CHURCH CLARY COLE COX CRAWFORD CREECH CULP	CULPEPPER DAUGHTRY DAVIS DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ELLIS ESPOSITO FOX GARDNER GIBSON GILLESPIE GOODWIN GRADY GRAY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HIATT HILL HOLMES HORN HOWARD	HUNTER, H. HURLEY INSKO JARRELL JEFFUS JUSTUS KISER LUEBKE MCALLISTER MCCOMAS MCCOMBS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MITCHELL MOORE MORGAN MORRIS NESBITT NYE OLDHAM OWENS POPE PRESTON	RAMSEY RAYFIELD REDWINE RUSSELL SAUNDERS SETZER SEXTON SHERRILL SMITH STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WALEND WARNER WARREN WARREN WARREN WARREN WARREN WILSON, C. WILSON, G. WOMBLE WRIGHT YONGUE
DECKER	AUREDOW	- 22 dw	
CANSLER CUNNINGHAM	EXCUSED ABS	SENCE - 5 MOSLEY	ROGERS
	EXCUSED V	OTE - 0	
ALLRED OW	NOT VOTI	ING - #3dw KINNEY	WOOD



1090 ISLATIVE DAY 98 S912 HCS 1 CREADING 3 7/13/99 2:43 PM

IN CHAIR: SPEAKER

BONDS FOR HIGHER EDUCATION

SPEAKER ADAMS ALEXANDER ALLEN ARNOLD BADDOUR BAKER BARBEE BAREFOOT BERRY BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN CANSLER CARPENTER CHURCH CLARY COLE COX CRAWFORD	CULPEPPER CUNNINGHAM DAUGHTRY DAVIS DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ELLIS ESPOSITO FITCH FOX GARDNER GIBSON GILLESPIE GOODWIN GRADY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HIATT	- 108 HORN HOWARD HURLEY JARRELL JEFFUS JUSTUS KISER LUEBKE MCALLISTER MCCOMAS MCCOMBS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MITCHELL MOORE MORGAN MORRIS NESBITT NYE OLDHAM OWENS	RAMSEY RAYFIELD REDWINE RUSSELL SAUNDERS SETZER SEXTON SHERRILL SMITH STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WALEND WARNER WARWICK WILSON, C. WILSON, G. WOMBLE WOOD
CREECH	HILL	POPE	WRIGHT
CULP	HOLMES	PRESTON	YONGUE
	NOES	- 2	
ALLRED	DECKER		
	EXCUSED ABS	SENCE - 7	
BLUE GRAY	KINNEY MCCRARY	MOSLEY ROGERS	WARREN

NOT VOTING - 3, H. INSKO

CAPPS HUNTER, H.

RECORDED VOTE

1999 FIRST SESSION

SEQ. 955/3	38	8:43 PM	JULY 13, 1999	LEGI	SLATIVE DAY 96
		LT. GOVERNO	DR WICKER	Presiding	
		ER EDUCATION /6TH EDITION		SENATE BI	LL 912 2
		. 4		MOTION 8 TO CONCUR	
AYE	14	ALLRAN BALLANTINE CARPENTER CARRINGTON	COCHRANE EAST FORRESTER FOXX	GARWOOD HORTON MOORE	RUCHO SHAW R WEBSTER
NO	33	ALBERTSON BALLANCE BASNIGHT CARTER CLODFELTER COOPER DALTON DANNELLY GARROU	HAGAN HARRIS HOYLE KERR KINNAIRD LEE LUCAS MARTIN R	MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON SHAW L SOLES WARREN WEINSTEIN WELLONS
EXCUSED	0				
NOT CAST	1	HARTSELL			
ABSENT	2	GULLEY	JORDAN		
PAIRS AYE NO	0				



NORTH CAROLINA GENERAL ASSEMBLY CONFERENCE REPORT Senate Bill 912

S912-CRLBX-1

Page 1 of

[YES] Title Change

[YES] For Committee Substitute

To:

The President of the Senate

The Speaker of the House of Representatives

The conferees appointed to resolve the differences between the Senate and the House of Representatives on Senate Bill 912, AN ACT (1) TO AUTHORIZE THE ISSUANCE OF ONE BILLION TWO HUNDRED MILLION DOLLARS GENERAL OBLIGATION BONDS OF THE STATE, SUBJECT TO A VOTE OF THE QUALIFIED VOTERS OF THE STATE, TO PROVIDE FUNDS FOR CAPITAL IMPROVEMENTS FOR THE UNIVERSITY OF NORTH CAROLINA AND GRANTS TO COMMUNITY COLLEGES FOR CAPITAL IMPROVEMENTS, (2) TO AUTHORIZE THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO ISSUE SPECIAL OBLIGATION BONDS FOR IMPROVEMENTS TO THE FACILITIES OF THE UNIVERSITY OF NORTH CAROLINA AND FOR THE UNIVERSITY OF NORTH CAROLINA HOSPITALS AT CHAPEL HILL AND OTHER FACILITIES OF THE UNIVERSITY OF NORTH CAROLINA HEALTH CARE SYSTEM, AND (3) TO RESTRICT THE NAMING OF STATE CONSTRUCTION PROJECTS FOR SITTING MEMBERS OF THE GENERAL ASSEMBLY AND THE COUNCIL OF STATE, House Committee Substitute #2 Favorable 7/9/99, submit the following report:

The Senate and House of Representatives agree to the following amendment to the House Committee Substitute #2 Favorable 7/9/99, and the Senate concurs in the House Committee Substitute #2 Favorable 7/9/99, as amended:

Delete the entire House Committee Substitute #2 Favorable 7/9/99, and substitute the attached Proposed Conference Committee Substitute S912- PCCSX6734-LC.

The conferees recommend that the Senate and the House of Representatives adopt this report.

Date conferees approved report: May 16, 2000.

Conferees for the Senate	Conferees for the House of Representatives
Barthony E. Rand	Gran, Miles
Charles W. Albertson	George W. Miller, Gr.
Frank W. Ballance, Jr.	Paul Luebke



NORTH CAROLINA GENERAL ASSEMBLY CONFERENCE REPORT

Senate Bil	11 912
S912-CRLBX-1	Page 2 of
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Patrick Ballantine	Gordon P. Allen, Sr.
Len at D	Red as chil
Charles/Carter	Philip A. Baddown 7
Daniel Gal Voetlattan	/ / / / Contract
Daniel G. Clorfelter	E. David Redwine
1/4/20 =	
Roy, A. Cooper, /III	
Alaxa II Paris	Ruth M. Emsterlie
Walter H. Dalton	Ruth M. Easterding
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Charlie S. Dannelly	Donald A. Bohner
Luda Hon	18 il 18011111
Linda Garrou	William Culpepper
Shoot Saword	100 le Ch
John A. Garwood	W. Pete Cunpingham
au S	Bounty Parle
Wib Gulley	Beverly M. Earle
Ken P. Luca	
Kay R. Hagan	Flossie Boyd-McIntyre
Enray Hamm	Remit Edward
Oscar Harris	Zeno L. Edwards, Jr.
- (telech I Stanball)	•
Fletcher Hartsell	Lyons Gray
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David W. Hoyle	Martha Bedell Alexander
	Janes W. Crawford
Luther Jordan	James W. Crawford, Jr.
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John H. Kerr, II	R. Phillip Haire
	Dem Hum
Ellie Kinnaird	Jim Horn



NORTH CAROLINA GENERAL ASSEMBLY CONFERENCE REPORT Senate Bill 912 Page 3 of W. Hurley Jeanne Hopkins Lucas William N. Martin Thomas Larontine Odom, Sr. David Miner William R. Gene, Rogers Lary Edith D. Warren



NORTH CAROLINA GENERAL ASSEMBLY CONFERENCE REPORT

	Senate Bil	1 912	4
S912-CRLEX-1			Page 4 of _
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Ed Warren		Thomas Wright	
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David Weinstein		Margaret M. Je	effus
LILH Hell-		George M. /A	Vine .
Awen Wellons		George Holmes	
	•	Thang	Janell
	•	Mary Jarrely	
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		Martin L. Nest	itt, Jr.
		Ronnie N. Sutt	OR
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		Ronald L. Smit	h
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		Alex Warner	, C-50542
Cubmitted			
SubmittedADOPTED		\ Message Poss	ived
ADOPTED) Message Rece	

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RECORDED VOTE

1999 SESSION SECOND SESSION 2000

SEQ. 1124/2--12:24 PM MAY 17, 2000 LEGISLATIVE DAY 108 LT. GOVERNOR WICKER -- Presiding RAND SENATE BILL 912 BONDS FOR HIGHER EDUCATION READING HOUSE COM. SUB/6TH EDITION CONFERENCE REPORT MOTION 7 TO ADOPT EAST AYE 49 ALBERTSON KERR PLYLER FORRESTER ALLRAN KINNAIRD PURCELL BALLANCE FOXX LEE RAND LUCAS BALLANTINE GARROU REEVES BASNIGHT GARWOOD MARTIN R ROBINSON CARPENTER GULLEY MARTIN W RUCHO CARRINGTON HAGAN METCALF SHAW R CARTER HARRIS MILLER SOLES CLODFELTER HARTSELL MOORE WARREN COCHRANE HORTON ODOM WEBSTER PERDUE COOPER HOYLE WEINSTEIN DALTON JORDAN PHILLIPS WELLONS DANNELLY NO

EXCUSED 0

NOT CAST 0

ABSENT 1 SHAW L

PAIRS AYE NO



HOUSE OF

5/17/00 3:12 PM

IN CHAIR: SPEAKER

SEQ. # 1321 CISLATIVE DAY 110 HCS#3 FERENCE REPORT

REPUNG B - RULED MATERIAL

BONDS FOR HIGHER EDUCATION - FLOOPTON OF CONFERENCE REPORT

	AYES	- 112	
SPEAKER	CUNNINGHAM	HUNTER, H.	RUSSELL
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	TALLENT
BERRY	ELLIS	MCCRARY	TEAGUE
BLUE	ESPOSITO	MCLAWHORN	THOMAS
BONNER	FORD	MCMAHAN	THOMPSON
BOWIE	FOX	MELTON	TOLSON
BOYD-MCINTYRE	GIBSON	MICHAUX	TUCKER
BRIDGEMAN	GILLESPIE	MILLER	WAINWRIGHT
BROWN	GOODWIN	MINER	WALEND
BRUBAKER	GRADY	MITCHELL	WARNER
CANSLER	GRAY	MORGAN	WARREN
CAPPS	GULLEY	NESBITT	WARWICK
CHURCH	HACKNEY	NYE	WEISS
CLARY	HAIRE	OLDHAM	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

NOES - 1

FITCH

BUCHANAN

GARDNER

EXCUSED ABSENCE - 7 HOWARD MCCOMAS RAMSEY KINNEY MORRIS

EXCUSED VOTE - 0

NOT VOTING - 0

RECORDED VOTE

1999 SESSION SECOND SESSION 2000

SEQ. 112	6/2	-11:23 AM	MAY 18, 2000	LEGISI	LATIVE DAY 10
		LT. GOVERNO	OR WICKER	Presiding	
		HER EDUCATION B/6TH EDITION		SENATE BILI READING CONFERENCE	3
				MOTION 7 TO ADOPT	
AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARWOOD HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR LEE LUCAS MARTIN R MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0			STA	TE
ABSENT	5	GARROU GULLEY	KINNAIRD	MOORE WAN 20,	PROPERTY
PAIRS	0				1212

AYE NO

NORTH CAROLINA

HOUSE OF REPRESENTATIVES

RC

5/18/00 11:25 AM

IN CHAIR: SPEAKER

SEQ. # 1322 FOISLATIVE DAY 111 PHCS # 120 FERENCE REPORT

CUNNINGHAM

JEHPLETFIM COLUR . E DNICEUR

BONDS FOR HIGHER EDUCATION - FIDOPTION OF CONFERENCE REPORT

AYES - 111 SPEAKER DAUGHTRY HUNTER, H. RUSSELL ALEXANDER DAVIS HURLEY SAUNDERS ALLEN DEDMON INSKO SETZER ALLRED **DOCKHAM** JARRELL SEXTON ARNOLD EARLE **JEFFUS** SHERRILL BADDOUR EASTERLING JUSTUS SMITH BARBEE EDDINS KISER SOSSAMON BAREFOOT EDWARDS LUEBKE STARNES BERRY ELLIS MCALLISTER SUTTON BLUE ESPOSITO **MCCOMBS TEAGUE** BONNER FORD MCCRARY THOMAS BOWIE FOX MCLAWHORN THOMPSON BOYD-MCINTYRE GARDNER **MCMAHAN** TOLSON BRIDGEMAN GIBSON MELTON TUCKER BROWN GILLESPIE MICHAUX WAINWRIGHT BRUBAKER GOODWIN MILLER WALEND BUCHANAN GRADY MINER WARNER CANSLER GRAY MITCHELL WARREN CAPPS GULLEY MORGAN WARWICK CHURCH HACKNEY MORRIS WEISS CLARY HAIRE NESBITT WEST COLE HALL NYE WILSON, C. COX HENSLEY OLDHAM WILSON, G. CRAWFORD HIATT OWENS WOMBLE CREECH HILL POPE WOOD CULP HOLMES PRESTON WRIGHT CULPEPPER HORN RAYFIELD YONGUE

NOES - 0

REDWINE

EXCUSED ABSENCE - 6

ADAMS KINNEY RAMSEY ROGERS BAKER MCCOMAS

EXCUSED VOTE - 0

HOWARD

NOT VOTING - 3

DECKER FITCH TALLENT

FILED - SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA

N 1999 S9 1

APR 1 3 1999

SESSION 1999

PRINCIPAL CLERK

SENATE JOINT RESOLUTION DRSJR3683-LG264(3.23)

Sponsors: Senator Rand.

Referred to:

- 1 A JOINT RESOLUTION INVITING THE HONORABLE BURLEY B. MITCHELL,
- 2 JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT
- 3 SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE.
- 4 Be it resolved by the Senate, the House of Representatives concurring:
- Section 1. The Honorable Burley B. Mitchell, Jr., Chief Justice of the
- 6 Supreme Court, is invited to address a joint session of the House of Representatives
- 7 and the Senate in the Hall of the House of Representatives at 7:00 p.m., Monday,
- 8 April 19, 1999.

S

- 9 Section 2. The Secretary of State shall transmit a certified copy of this
- 10 resolution to Burley B. Mitchell, Jr.
- 11 Section 3. This resolution is effective upon ratification.

RECORDED VOTE

1999 FIRST SESION

SEQ. 161,	/2	3:30 PM	APRIL 14, 1999	LEGISL	ATIVE DAY 45
= 3*		LT. GOVERNO	OR WICKER	Presiding	
RAND INVITING E	BURLE	Y B. MITCHELL 3	JR.	SENATE RES. READING	913 2
AYE	42	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLODFELTER COCHRANE DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD HAGAN HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MOORE PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SOLES WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	5	COOPER MILLER	ODOM	SHAW R	WARREN
ABSENT	3	CARTER	GULLEY	SHAW L	THE POPULATION OF THE POPULATI
PAIRS AYE NO	0			WAID JEST CREATS	A CAROUNA

SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 167	7/4	3:42 PM	APRIL 14, 1999	LEGISL	ATIVE DAY 45
		LT. GOVER	NOR WICKER	Presiding	
RAND INVITING	BURLE	EY B. MITCHELL	JR.	SENATE RES. READING	913 2
AYE	42	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLODFELTER COCHRANE DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MOORE PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SOLES WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	5	COOPER MILLER	ODOM	SHAW R	WARREN
ABSENT	3	CARTER	GULLEY	SHAW L	
PAIRS AYE NO	0				

SEO. # 219 ISLATIVE DAY 46

READING 2

HOUSE O

4/15/99

IN CHAIR: SPEAKER

INVITE THE HONORABLE BURLEY & MITCHELL, JR., CHIEF JUSTICE OF THE SUPREME COURT, TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE

	AYES	- 115	
SPEAKER	CUNNINGHAM	HUNTER, H.	PRESTON
ADAMS	DAUGHTRY	HURLEY	RAMSEY
ALEXANDER	DAVIS	INSKO	RAYFIELD
ALLEN	DECKER	JARRELL	REDWINE
ALLRED	DEDMON	JEFFUS	ROGERS
ARNOLD	DOCKHAM	JUSTUS	RUSSELL
BADDOUR	EARLE	KINNEY	SAUNDERS
BAKER	EASTERLING	KISER	SETZER
BARBEE	EDDINS	LUEBKE	SEXTON
BAREFOOT	EDWARDS	MCALLISTER	SHERRILL
BLUE	ELLIS	MCCOMAS	STARNES
BONNER	ESPOSITO	MCCOMBS	SUTTON
BOWIE	FITCH	MCCRARY	TALLENT
BOYD-MCINTYRE	FOX	MCLAWHORN	TEAGUE
BRASWELL	GARDNER	MCMAHAN	THOMAS
BRIDGEMAN	GIBSON	MELTON	THOMPSON
BROWN	GILLESPIE	MICHAUX	TOLSON
BRUBAKER	GOODWIN	MILLER	TUCKER
BUCHANAN	GRADY	MINER	WAINWRIGHT
CANSLER	GULLEY	MITCHELL	WALEND
CAPPS	HACKNEY	MOORE	WARNER
CHURCH	HAIRE	MORGAN	WARREN
CLARY	HARDAWAY	MORRIS	WARWICK
COLE	HENSLEY	MOSLEY	WILSON, C.
COX	HIATT	NESBITT	WILSON, G.
CRAWFORD	HILL	NYE	WOMBLE
CREECH	HOLMES	OLDHAM	WRIGHT
CULP	HORN	OWENS	YONGUE
CULPEPPER	HOWARD	POPE	

NOES - 0

SMITH GRAY

EXCUSED VOTE - 0

NOT VOTING - 2/

BERRY

SJR913

SESSION 1999

FILED - SENATE

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1

S 9 1 4 APR 1 101999

SENATE DRS2683-LT104(4.6)

PRINCIPAL CLEPK

Short Title: LRC Study of Juvenile Crime.		
Sponsors:	Senator Rand.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO 3 STUDY THE IMPACT OF ADULT CRIME AND POVERTY ON JUVENILES 4 WHO ARE DELINQUENT, UNDISCIPLINED, OR AT RISK OF BECOMING DELINQUENT OR UNDISCIPLINED. 5

The General Assembly of North Carolina enacts:

Section 1. The Legislative Research Commission may study the potential 8 causes of juvenile crime and proposed ways to prevent juveniles from becoming 9 delinquent or undisciplined. If the Commission undertakes the study, the purpose of 10 the study shall be (i) to determine what factors in a juvenile's home and community 11 environment may contribute to or cause the juvenile to be at risk of becoming 12 delinquent or undisciplined, including the involvement of the juvenile's parent or 13 guardian in crimes involving controlled substances and firearms, the juvenile's access 14 to controlled substances or firearms in the home or community, and the socio-15 economic status of the juvenile's family and (ii) to recommend effective and efficient 16 ways to provide juveniles who are at risk of becoming delinquent or undisciplined, 17 and their families, with prevention and early intervention services and programs.

18 Section 2. If the Legislative Research Commission undertakes the study, 19 it may make an interim report, including any legislative proposals, to the 2000 20 Regular Session of the 1999 General Assembly and a final report to the 2001 General 21 Assembly. 22

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

SESSION 1999

FILED - SENATE

S

\$915 - APR 13 P999

SENATE DRS6628*-RN020A(4.5) PRINCIPAL CLERK

	Short Title: Tob	acco Reserve Fund/Nonparticipating Mfg. (Pr	ublic)					
	Sponsors: Se	Sponsors: Senator Rand.						
	Referred to:							
1		A BILL TO BE ENTITLED						
2	AN ACT TO	CREATE A TOBACCO RESERVE FUND FOR TOBA	000					
3		MANUFACTURERS NOT PARTICIPATING IN THE MAS						
4		T AGREEMENT WITH THE STATE OF NORTH CAROLINA						
5		embly of North Carolina enacts:	Α.					
6		on 1. Chapter 66 of the General Statutes is amended by adding	a the					
7	following new Ar		guic					
8	8	"ARTICLE 35.						
9		"Tobacco Reserve Fund.						
10	"§ 66-280. Definit							
11	As used in this	s Article:						
12	(1)	'Adjusted for inflation' means increased in accordance with	n the					
13		formula for inflation adjustment set forth in Exhibit C to	the					
14		Master Settlement Agreement.						
15	(2)	'Affiliate' means a person who directly or indirectly own						
16		controls, is owned or controlled by, or is under common owner						
17		or control with, another person. Solely for purposes of						
18		definition, the terms 'owns,' 'is owned,' and 'ownership'						
19		ownership of an equity interest, or the equivalent thereof, o						
20		percent (10%) or more, and the term 'person' means	s an					
21		individual, partnership, committee, association, corporation, or	r any					
22	(2)	other organization or group of persons.						
23	(3)	'Allocable share' means Allocable Share as that term is define	ed in					
24		the Master Settlement Agreement.						

RECORDED VOTE

1999 FIRST SESION

AND	ERV	SENATOR	R BASNIGHT	Presiding		
	ERV.					
OBACCO RESE		E FUND		SENA REAL	ATE BILL DING	915 2
AYE 4	18	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS		PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
IO	1	WEBSTER				
7 mg	0.7					
EXCUSED	0					
OT CAST	0				STATE	
ABSENT	1	HORTON			OT MAY 20, 177	OF NOPA

PAIRS AYE NO



SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 915

AMENDMENT NO.

(to be filled in by
Principal Clerk)
Page 1 of

S915-ARN-003

Date 29 June , 1999

JUN 3 0 1999

Comm. Sub. []
Amends Title []
2nd Edition

Rep. Braswell

moves to amend the bill on page 1, line 8, by deleting and inserting "Article 37.";	ng " <u>Article 35.</u> "
	ting " <u>66-290</u> ";
and on page 2, line 31, by deleting " $\underline{66-281(b)}$ " and in $\underline{291(b)}$ ";	nserting "66-
and on page 3, line 30, by deleting "66-281" and inse	erting " <u>66-291</u> ";
and on page 5, lines 22 and 24, by deleting "Article it appears and inserting "Article 37";	35" each time
and on page 5, line 37, by deleting "66-280(10)" and 290(10)". SIGNED Amendment Sponsor SIGNED	inserting "66-
ADOPTED JUN 3 n 1999 FAILED	TABLED
108-0 EV Lewise	
	and inserting "Article 37."; and on page 1, line 10 by deleting "66-280" and inserting and on page 2, line 31, by deleting "66-281(b)" and inserting and on page 3, line 30, by deleting "66-281" and inserting and on page 5, lines 22 and 24, by deleting "Article it appears and inserting "Article 37"; and on page 5, line 37, by deleting "66-280(10)" and 290(10)". SIGNED Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment



6/30/99 3:20 PM

IN CHAIR: HACKNEY

SEO. # 877 LEGISLATIVE DAY 90 5 HCS ADING 2

BERRY

BLUE

AMEND #1-RED. BRASWELL TOBACCO RESERVE FUND /NONPART. MANUFACT.

		AYES	- 108	
ADAMS	CUNNINGHAM		HURLEY	REDWINE
ALEXANDER	DAUGHTRY		INSKO	ROGERS
ALLEN	DAVIS		JARRELL	RUSSELL
ALLRED	DECKER		JEFFUS	SAUNDERS
ARNOLD	DOCKHAM		JUSTUS	SETZER
BADDOUR	EARLE		LUEBKE	SEXTON
BAKER	EASTERLING		MCALLISTER	SHERRILL
BARBEE	EDDINS		MCCOMAS	SMITH
BAREFOOT	ELLIS		MCCOMBS	STARNES
BONNER	ESPOSITO		MCCRARY	SUTTON
BOWIE	FOX		MCLAWHORN	TALLENT
BOYD-MCINTYRE	GARDNER		MCMAHAN	TEAGUE
BRASWELL	GIBSON		MELTON	THOMAS
BRIDGEMAN	GILLESPIE		MICHAUX	THOMPSON
BROWN	GOODWIN		MILLER	TOLSON
BRUBAKER	GRADY		MINER	TUCKER
BUCHANAN	GRAY		MITCHELL	WAINWRIGHT
CANSLER	GULLEY		MOORE	WALEND
CAPPS	HACKNEY		MORGAN	WARNER
CHURCH	HAIRE		MORRIS	WARREN
CLARY	HENSLEY		NESBITT	WARWICK
COLE	HIATT		NYE	WILSON, C.
COX	HILL		OLDHAM	WILSON, G.
CRAWFORD	HOLMES		OWENS	WOMBLE
CREECH	HORN		POPE	WOOD
CULP	HOWARD		PRESTON	WRIGHT
CULPEPPER	HUNTER, H.		RAYFIELD	YONGUE

NOES - 0

EXCUSED ABSENCE - 5 DEDMON MOSLEY RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 7

SPEAKER EDWARDS HARDAWAY KISER CARPENTER FITCH KINNEY



3:28 PM

IN CHAIR: HACKNEY

SEQ. # 878 LEGISLATIVE DAY 90 5 HCS DING 2

TOBACCO RESERVE FUND /NONPART. MANUFACT.

	AYES	- 100 DWeeks	
ADAMS	DAVIS	HURLEY	REDWINE
ALEXANDER	DECKER	INSKO	ROGERS
ALLRED	DOCKHAM	JARRELL	RUSSELL
ARNOLD	EARLE	JEFFUS	SAUNDERS
BADDOUR	EASTERLING	JUSTUS	SETZER
BAKER	EDDINS	KINNEY	SEYZER
BARBEE	ELLIS	KISER	SHERRILL
BAREFOOT	ESPOSITO	LUEBKE	SMITH
BONNER	FITCH	MCCOMAS	STARNES
BOWIE	FOX	MCCOMBS	SUTTON
BOYD-MCINTYRE	GARDNER	MCCRARY	TALLENT
BRASWELL	GIBSON	MCLAWHORN	TEAGUE
BRIDGEMAN	GILLESPIE	MCMAHAN	THOMAS
BROWN	GOODWIN	MELTON	THOMPSON
BRUBAKER	GRADY	MICHAUX	TOLSON
BUCHANAN	GRAY	MILLER	TUCKER
CANSLER	GULLEY	MINER	WAINWRIGHT
CAPPS	HACKNEY	MITCHELL	WALEND
CARPENTER	HAIRE	MOORE	WARNER
CHURCH	HARDAWAY	MORGAN	WARREN
CLARY	HENSLEY	MORRIS	WARWICK
COLE	HIATT	NESBITT	WILSON, C.
COX	HILL	NYE	WILSON, G.
CRAWFORD	HOLMES	OLDHAM	WOMBLE
CREECH	HORN	OWENS	WOOD
CULP	HOWARD	PRESTON	WRIGHT
CULPEPPER DAUGHTRY	HUNTER, H.	RAYFIELD	YONGUE

NOES - 1

POPE

EXCUSED ABSENCE - 5- 4 DWeeler

BERRY BLUE DWeller DEDMON MOSLEY

RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 5

SPEAKER CUNNINGHAM EDWARDS ALLEN

MCALLISTER

RECORDED VOTE

1999 FIRST SESSION

SEQ. 841	/17	- 4:34 PM	JULY 7, 1999	LEC	SISLATIVE DAY 93
***		SENATO	R BASNIGHT	Presiding	
RAND TOBACCO RI HOUSE COM		TE FUND B/3RD EDITION		SENATE E MOTION 8 TO CONCU	
AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY	EAST FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR KINNAIRD LEE	LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	3	COCHRANE	FORRESTER	GARWOOD	
il a					
EXCUSED	0				
NOT CAST	0				
ABSENT	1	JORDAN			
PAIRS	0				

AYE NO

SESSION 1999

FILED - SENATE

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SENATE DRS1599-LCX106(3.10) APR 1 3 1999 D

PRINCIPAL CLERK

Short Title: Adjust Gas Tax Formula.		(Public)
Sponsors:	Senator Gulley.	
Referred to:		

1 A BILL TO BE ENTITLED

2 AN ACT TO ADJUST THE GAS TAX RATE FORMULA.

3 The General Assembly of North Carolina enacts:

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

"(a) Rate. -- The motor fuel excise tax rate is a flat rate of seventeen and one-half 6 cents (17 1/2¢)a gallon plus a variable wholesale component. The variable wholesale 7 component is either three and one-half cents (3 1/2¢) five cents (5¢) a gallon or seven 8 percent (7%) of the average wholesale price of motor fuel for the applicable base period, whichever is greater.

The two base periods are six-month periods; one ends on September 30 and one 11 ends on March 31. The Secretary must set the tax rate twice a year based on the 12 wholesale price for each base period. A tax rate set by the Secretary using 13 information for the base period that ends on September 30 applies to the six-month 14 period that begins the following January 1. A tax rate set by the Secretary using 15 information for the base period that ends on March 31 applies to the six-month 16 period that begins the following July 1."

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

18 "§ 105-449.38. Tax levied.

A road tax for the privilege of using the streets and highways of this State is 20 imposed upon every motor carrier on the amount of motor fuel or alternative fuel used by the carrier in its operations within this State. The tax shall be at the rate 22 established by the Secretary pursuant to G.S. 105-449.80 or G.S. 105-449.134, 105-23 449.136, as appropriate. This tax is in addition to any other taxes imposed on motor 24 carriers."

SESSION 1999

FILED - SENATE

S

S917 = A

APR 1 3 1999

SENATE DRS4639-LK160(4.7)

PRINCIPAL CLERK

Short Title: DWI Screening Test Admissibility. (Public)

Sponsors: Senator Carpenter.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO MAKE THE RESULTS OF ALCOHOL SCREENING TESTS 3 ADMISSIBLE.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 20-16.3(d) reads as rewritten:

"(d) Use of Screening Test Results or Refusal by Officer. -- The results of an alcohol screening test or a driver's refusal to submit may be used by a law-enforcement officer, a court, or an administrative agency in determining if there are reasonable grounds for believing that the driver has committed an implied-consent offense under G.S. 20-16.2. Negative or low results on the alcohol screening test may be used in factually appropriate cases by the officer, a court, or an administrative agency in determining whether a person's alleged impairment is caused by an impairing substance other than alcohol. Except as provided in this subsection, the results of an alcohol screening test may not be admitted in evidence in any court or administrative proceeding."

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

SESSION 1999

FILED - SENATE

S

S 9 1 8 APR 1 3 1999

SENATE DRS2685-LT005C(1.6)

PRINCIPAL CLERK

Short Title:	Juvenile Justice Technical Corrections.	(Public)
Sponsors:	Senator Cooper.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE JUVENILE JUSTICE REFORM ACT OF 1998.

The General Assembly of North Carolina enacts:

Section 1. G.S. 7B-2512(h), as enacted by S.L. 1998-202 and renumbered 6 as G.S. 7B-2513(h) by the Codifier of Statutes, reads as rewritten:

"(h) Pending placement of a juvenile with the Office, the court may house a 8 juvenile who has been adjudicated guilty of a delinquent act delinquent for an offense 9 that would be a Class A, B1, B2, C, D, or E felony if committed by an adult in a 10 holdover facility up to 72 hours if the court, based on the information provided by 11 the court counselor, determines that no acceptable alternative placement is available 12 and the protection of the public requires that the juvenile be housed in a holdover 13 facility."

14 Section 2. G.S. 7B-2603(a), as enacted by S.L. 1998-202, reads as 15 rewritten:

16 "(a) Notwithstanding G.S. 7B-2602, any order transferring jurisdiction of the 17 district court in a juvenile matter to the superior court may be appealed to the 18 superior court for a hearing on the record. Notice of the appeal must be given in 19 open court or in writing within 10 days after the transfer hearing in the district court. 20 A juvenile who fails to appeal the transfer order to the superior court waives the 21 right to raise the issue of transfer before the Court of Appeals until final disposition 22 of the matter in superior court. The clerk of superior court shall provide the district 23 attorney with a copy of any written notice of appeal filed by the attorney for the 24 juvenile. Upon expiration of the 10 day period in which an appeal may be entered, if 25 an appeal has been entered and not withdrawn, the clerk shall transfer the case to the

SESSION 1999

FILED - SENATE

S

Short Title: Child Abuse Changes.

S919

APR 1 9 1999

(Public)

SENATE DRS3744-LY048(4.6)

PRINCIPAL CLERK

	Sponsors:	Senators Garrou, Gulley, and Wellons.
	Referred to:	
1		A BILL TO BE ENTITLED
2	AN ACT T	O MAKE CHANGES TO THE GENERAL STATUTES REGARDING
3		AND NEGLECTED CHILDREN.
4		Assembly of North Carolina enacts:
5		Section 1. G.S. 7B-100 reads as rewritten:
6	"§ 7B-100. I	
7	This Sub	chapter shall be interpreted and construed so as to implement the
8		rposes and policies:
9	((1) To provide procedures for the hearing of juvenile children's cases that assure fairness and equity and that protect the constitutional
11		rights of juveniles children and parents;
12	((2) To develop a disposition in each juvenile child's case that reflects
13		consideration of the facts, the needs and limitations of the juvenile,
14		child, and the strengths and weaknesses of the family;
15	(To provide for services for the protection of juveniles children by
16 17		means that respect both the right to family autonomy and the
18		juveniles' children's needs for safety, continuity, and permanence;
19	,	and (4) To provide standards for the removal, when necessary, of inventees
20	. (, , , , , , , , , , , , , , , , , , ,
21		children from their homes and for the return of juveniles children
22		to their homes consistent with preventing the unnecessary or
23		inappropriate separation of juveniles children from their parents." Section 2. G.S. 7B-101 reads as rewritten:
24		Effective July 1, 1999) Definitions.
	3 . 22 2010 (1	discours dail is 1999) Delinitions.

S

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SENATE DRS2695-LH136(4.6) FILED - SENATE

Short Title: Update Cont. Substance Schedules.

PRINCIPAL CLERKPublic)

Sponsors:

Senator Forrester.

Referred to:

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1 A BILL TO BE ENTITLED

2 AN ACT TO **UPDATE** THE **CAROLINA** NORTH CONTROLLED 3 SUBSTANCES ACT TO ACCURATELY REFLECT THE CURRENT SCHEDULING OF CONTROLLED SUBSTANCES, AS SCHEDULED BY THE 4 DRUG ENFORCEMENT ADMINISTRATION. 5

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-89 reads as rewritten:

"§ 90-89. Schedule I controlled substances.

This schedule includes the controlled substances listed or to be listed by whatever 10 official name, common or usual name, chemical name, or trade name designated. In 11 determining that a substance comes within this schedule, the Commission shall find: a 12 high potential for abuse, no currently accepted medical use in the United States, or a 13 lack of accepted safety for use in treatment under medical supervision. The following 14 controlled substances are included in this schedule:

- Any of the following opiates, including the isomers, esters, ethers, salts and salts of isomers, esters, and ethers, unless specifically excepted, or listed in another schedule, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation:
 - Acetyl-alpha-methylfentanyl (N[1-(1-methyl-2-phenethyl)-4piperidinyl]-N-phenylacetamide).
 - Acetylmethadol. b.
 - Repealed by Session Laws 1987, c. 412, s. 2. c.
 - Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4d. piperidinyl]-N-phenylpropanamide).

RECORDED VOTE

1999 FIRST SESION

SEQ. 387/	/18	12:10 PM	APRIL 29, 1999	LEGIS	LATIVE DAY	54
		LT. GOVERNO	OR WICKER	Presiding		
FORRESTER UPDATE CON COMM. SUB/		LED SUBSTANCES EDITION		SENATE BIL READING	L 920 2	
AYE	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
NO	0					
EXCUSED	0					
NOT CAST	0			OF THE STZ	ATE OF ALL	
ABSENT	0			WW 2	0.1775	

PAIRS AYE NO



SENATE





5/27/99 12:13 PM

IN CHAIR: SPEAKER

SEQ. # 618 ISLATIVE DAY 71 0 SCS READING 2

HARDAWAY

UPDATE CONTROLLED SUBSTANCE SCHEDULES

NOES - 0

	11022	,	
BLUE BOYD-MCINTYRE	EXCUSED AE CAPPS DAVIS	SSENCE - 8 MORRIS RAMSEY	SHERRILL WARNER
	EXCUSED	VOTE - 0	
BERRY	NOT VOT	CING - 5 SETZER	TALLENT

SESSION 1999

S

24 25

(2) By the Judge. --

S 9 2 1 APR 1 3 1999_D

SENATE DRS6630-LD147(4.7)RINCIPAL CLERK

	Short Title: Amend Rule 55. (Public)
	Sponsors: Senator Miller.
	Referred to:
1	A DILL TO DE ENTITLED
2	A BILL TO BE ENTITLED
3	AN ACT TO ALLOW JUDGMENT BY DEFAULT TO BE ENTERED BY THE JUDGE WITHOUT A HEARING SUBJECT TO CERTAIN CONDITIONS.
4	The General Assembly of North Carolina enacts:
5	Section 1. G.S. 1A-1, Rule 55(b) reads as rewritten:
6	"(b) Judgment Judgment by default may be entered as follows:
7	(1) By the Clerk When the plaintiff's claim against a defendant is
8	for a sum certain or for a sum which can by computation be made
9	certain, the clerk upon request of the plaintiff and upon affidavit of
10	the amount due shall enter judgment for that amount and costs
11	against the defendant, if he the defendant has been defaulted for
12	failure to appear and if he the defendant is not an infant or
13	incompetent person. A verified pleading may be used in lieu of an
14	affidavit when the pleading contains information sufficient to
15 16	determine or compute the sum certain.
17	In all cases wherein, pursuant to this rule, the clerk enters
18	judgment by default upon a claim for debt which is secured by any
19	pledge, mortgage, deed of trust or other contractual security in
20	respect of which foreclosure may be had, or upon a claim to enforce a lien for unpaid taxes or assessments under G.S. 105-414,
21	the clerk may likewise make all further orders required to
22	consummate foreclosure in accordance with the procedure
23	provided in Article 29A of Chapter 1 of the General Statutes,
24	entitled "Judicial Sales."

RECORDED VOTE

1999 FIRST SESION

LEGISLATIVE DAY 49 APRIL 21, 1999 221/13-- 4:55 PM SEQ. -- Presiding SENATOR BASNIGHT SENATE BILL 921 MILLER READING AMEND RULE 55 KINNAIRD PURCELL AYE 50 ALBERTSON EAST FORRESTER LEE RAND ALLRAN LUCAS REEVES BALLANCE FOXX GARROU MARTIN R ROBINSON BALLANTINE MARTIN W RUCHO BASNIGHT GARWOOD CARPENTER GULLEY METCALF SHAW L SHAW R HAGAN MILLER CARRINGTON SOLES HARRIS MOORE CARTER WARREN CLODFELTER HARTSELL ODOM HORTON PERDUE WEBSTER COCHRANE COOPER HOYLE PHILLIPS WEINSTEIN **JORDAN** PLYLER WELLONS DALTON DANNELLY KERR NO 0 **EXCUSED** 0 NOT CAST ABSENT 0 PAIRS 0 AYE

NO





SEQ. # 694 VISLATIVE DAY 76

READING 2

AMEND RULE 55

6/07/99 8:34 PM IN CHAIR: SPEAKER

AYES - 102

	AILS	- 102	
ALEXANDER	DAUGHTRY	JEFFUS	ROGERS
ALLEN	DAVIS	JUSTUS	RUSSELL
ALLRED	DEDMON	KISER	SAUNDERS
ARNOLD	EARLE	LUEBKE	SETZER
BADDOUR	EASTERLING	MCCOMAS	SEXTON
BAKER	EDDINS	MCCOMBS	SHERRILL
BARBEE	EDWARDS	MCCRARY	SMITH
BAREFOOT	ESPOSITO	MCLAWHORN	STARNES
BONNER	FOX	MCMAHAN	SUTTON
BOWIE	GARDNER	MELTON	TALLENT
BRASWELL	GIBSON	MICHAUX	TEAGUE
BRIDGEMAN	GILLESPIE	MILLER	THOMAS
BROWN	GOODWIN	MINER	THOMPSON
BRUBAKER	GRADY	MITCHELL	TOLSON
BUCHANAN	GRAY	MOORE	TUCKER
CANSLER	GULLEY	MORGAN	WAINWRIGHT
CAPPS	HAIRE	MORRIS	WALEND
CARPENTER	HARDAWAY	NESBITT	WARNER
CHURCH	HENSLEY	NYE	WARREN
CLARY	HIATT	OLDHAM	WARWICK
COLE	HILL	OWENS	WILSON, C.
COX	HORN	POPE	WILSON, G.
CRAWFORD	HOWARD	PRESTON	WOMBLE
CULP	HURLEY	RAYFIELD	WRIGHT
CULPEPPER	INSKO	REDWINE	YONGUE
CUNNINGHAM	JARRELL		

NOES - 4

BLUE DECKER DOCKHAM HACKNEY

EXCUSED ABSENCE - 8

ADAMS ELLIS MCALLISTER RAMSEY
BOYD-MCINTYRE KINNEY MOSLEY WOOD

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER CREECH HOLMES HUNTER, H. BERRY FITCH

SESSION 1999

FILED - SENATE

S

SENATE DRS6629-LD114(4\S)9 2 2 APR 1 3 1999

PRINCIPAL CLERK

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

SESSION 1999

S 9 2 3 APR 1 3 1999

SENATE DRS2677-LD100(3.29) PRINCIPAL CLERK

	Short Title: Underinsured Motorists/Workers' Comp. (Public)
	Sponsors: Senator Miller.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO PROHIBIT THE REDUCTION OF UNDERINSURED MOTORISTS
3	COVERAGE BY THE AMOUNT RECEIVED IN BENEFITS UNDER THE
4	WORKERS' COMPENSATION ACT.
5	The General Assembly of North Carolina enacts:
6	Section 1. G.S. 20-279.21(e) reads as rewritten:
7	"(e) Such motor vehicle liability policy need not insure against loss from any
8	liability for which benefits are in whole or in part either payable or required to be
9	provided under any workers' compensation law nor any liability for damage to
10	property owned by, rented to, in charge of or transported by the insured."
11	Section 2. This act is effective when it becomes law and applies to all
12	claims for workers' compensation awarded on or after that date.

SESSION 1999

FILED - SENATE

S

S 9 24 APRD 3 1999

SENATE DRS2702-LD156(4.7)

PRINCIPAL CLERK

Short Title: Amend Statutes. (Public) Sponsors: Senator Miller. Referred to:

- 1 A BILL TO BE ENTITLED
- 2 AN ACT TO AMEND THE GENERAL STATUTES.
- 3 The General Assembly of North Carolina enacts:
- Section 1. The General Statutes are amended.
- 5 Section 2. This act is effective when it becomes law.

SESSION 1999

FILED - SENATE

S

8925

APR 1 3 1999

SENATE DRS2689-LD115(4.5) PRINCIPAL CLEPK

Short Title:	State Tort Claims/Public Duty.	(Public)		
Sponsors:	Senator Miller.			
Referred to:				

1 A BILL TO BE ENTITLED

2 AN ACT TO CLARIFY THE PUBLIC DUTY DOCTRINE FOR TORT CLAIMS 3 AGAINST STATE DEPARTMENTS AND AGENCIES.

4 The General Assembly of North Carolina enacts:

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

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

SESSION 1999

FILED - SENATE

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APR 1 3 1899

SENATE DRS2599-LK094(3.9)

PRINCIPAL CLERK

Short Title: DOT Condemnation Procedures. (Public)

Sponsors: Senator Kinnaird.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO MODIFY DEPARTMENT OF TRANSPORTATION 3 CONDEMNATION PROCEDURES.

The General Assembly of North Carolina enacts:

5 PART I. DEPARTMENT OF TRANSPORTATION TO PAY ATTORNEYS' 6 FEES IN CONDEMNATION ACTIONS.

Section 1. G.S. 136-119 reads as rewritten:

8 "§ 136-119. Costs and appeal.

9 (a) The Department of Transportation shall pay all court costs taxed by the court.
10 Either party shall have a right of appeal to the Supreme Court for errors of law
11 committed in any proceedings provided for in this Article in the same manner as in
12 any other civil actions and it shall not be necessary that an appeal bond be posted.

The court having jurisdiction of the condemnation action instituted by the Department of Transportation to acquire real property by condemnation shall award the owner of any right, or title to, or interest in, such real property such sum as will in the opinion of the court reimburse such owner for his reasonable cost, disbursements, and expenses, including reasonable attorney fees, appraisal, and engineering fees, actually incurred because of the condemnation proceedings, if (i) the final judgment is that the Department of Transportation cannot acquire real property by condemnation; or (ii) the proceeding is abandoned by the Department of Transportation.

The judge rendering a judgment for the plaintiff in a proceeding brought under G.S. 136-111 awarding compensation for the taking of property, shall determine and award or allow to such plaintiff, as a part of such judgment, such sum as will in the opinion of the judge reimburse such plaintiff for his reasonable cost, disbursements

GENERAL ASSEMBLY OF NORTH CAROLINALED - SENATE

SESSION 1999

S 9 27 APR 1 3 1999

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18 19 SENATE DRS2697-LY043(3.23)

PRINCIPAL CLERK

Short Title: Blind Services Technical Changes.		
Sponsors:	Senator Kinnaird.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TO MAKE CHANGES NECESSITATED BY CHANGES IN FEDERAL LAW TO THE GENERAL STATUTES CONCERNING SERVICES FOR THE 3

BLIND AND TO MAKE TECHNICAL CHANGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 111-4 reads as rewritten:

"§ 111-4. Register of State's blind. blind and visually impaired.

(a) It shall be the duty of the The Department of Health and Human Services to shall cause to be maintained a complete register of the blind and visually impaired in 10 the State of North Carolina, which that shall describe the condition, condition and 11 cause of blindness, capacity for education and industrial training blindness of each, 12 with such each and any other facts as that may seem to the Department of Health and 13 Human Services to be of value.

14 (b) Whenever, upon examination by a physician, optometrist, or other person 15 examining eyes, any person is found to be blind or visually impaired, the examiner 16 shall report the results of the examination to the Department of Health and Human 17 Services within 30 days after the examination is conducted."

Section 2. G.S. 111-5 is repealed.

Section 3. G.S. 111-6 reads as rewritten:

"§ 111-6. Training schools and workshops; training outside State; sale of products; 21 direct relief; matching of federal funds.

22 The Department of Health and Human Services may establish one or more 23 training schools and workshops for employment of suitable blind and visually 24 impaired persons, and shall be empowered to equip and maintain the same, 25 these schools and workshops, to pay to employees suitable wages, and to devise



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT** Senate Bill 927

AMENDMENT NO. / (to be filled in by Principal Clerk) Page 1 of / Date 4 - 22 - 1999

S927-ASE-001

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

	Senator Kinnaird				
	moves to amend the bill on page 1, lines 14 and 15, by rewriting those lines to read:				
	"(b) When, upon examination by a physician or optomet				
_	person is found to be blind or visually impaired, the	examiner".			
6					
	Amendment Sponsor				
	SIGNED				
	Committee Chair if Senate Committee Amendment				
	ADOPTED 47-0 FAILED	TABLED			

RECORDED VOTE

1999 FIRST SESION

23	2:35 PM	APRIL 22, 1999	LEGI	SLATIVE DAY	50
	SENATOR	BASNIGHT	Presiding		
ICES	TECHNICAL CHAI	NGES	SENATE BI	LL 927	
			AMEND	1	
47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
0 0 3	CARRINGTON	GARWOOD	HORTON OF THE ST.	ATE OF NORTH	
	1CES 47 0 0 0	47 ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY 0 0	SENATOR BASNIGHT ICES TECHNICAL CHANGES 47 ALBERTSON EAST ALLRAN FORRESTER BALLANCE FOXX BALLANTINE GARROU BASNIGHT GULLEY CARPENTER HAGAN CARTER HARRIS CLODFELTER HARTSELL COCHRANE HOYLE COOPER JORDAN DALTON KERR DANNELLY KINNAIRD 0 0 0	SENATOR BASNIGHT Presiding SENATE BIT SENATE BIT SENATE BIT SENATE BIT AMEND 47 ALBERTSON EAST LEE ALLRAN FORRESTER LUCAS BALLANCE FOXX MARTIN R BALLANTINE GARROU MARTIN W BASNIGHT GULLEY METCALF CARPENTER HAGAN MILLER CARTER HARRIS MOORE CLODFELTER HARRISL ODOM COCCHRANE HOYLE PERDUE COOPER JORDAN PHILLIPS DALTON KERR PLYLER DANNELLY KINNAIRD PURCELL 0 0 0 0 0 0 0 0 0 0 0 0	SENATOR BASNIGHT Presiding SENATE BILL 927 AMEND 1 AMEND 1 47 ALBERTSON EAST LEE RAND ALLRAN FORRESTER LUCAS REEVES BALLANCE FOXX MARTIN R ROBINSON BALLANTINE GARROU MARTIN W RUCHO BASNIGHT GULLEY METCALF SHAW L CARPENTER HAGAN MILLER SHAW R CARTER HARRIS MOORE SOLES CLODFELTER HARTSELL ODOM WARREN COCHRANE HOYLE PERDUE WEBSTER COCOPER JORDAN PHILLIPS WEINSTEIN DALTON KERR PLYLER WEILONS DANNELLY KINNAIRD PURCELL 0 0 0 0

GENERAL ASSEMBLY SENATE

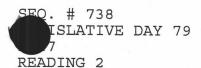
RECORDED VOTE

1999 FIRST SESION

SEQ.	259/24-	- 2:38 PM	APRIL 22, 199	9	LEGISLATIVE DAY 50
		SENATO	R BASNIGHT	Presiding	
KINNA BLIND		S TECHNICAL CH	ANGES	SENAT READI	E BILL 927 NG 2
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUS	ED 0				
NOT C	AST 0			É	THE STATE OF NO.
ABSEN	Т 3	CARRINGTON	GARWOOD	HORTON	MAY 20, 1775
PAIRS AYE NO				REAL SE	CA

GENERAL ASSEMBLY SENATE





6/10/99 1:52 PM

1:52 PM IN CHAIR: SPEAKER

BLIND SERVICES TECHNICAL CHANGES

	AYES	- 102	
ALEXANDER	DEDMON	INSKO	POPE
ALLEN	DOCKHAM	JARRELL	PRESTON
ARNOLD	EARLE	JEFFUS	RAYFIELD
BADDOUR	EASTERLING	JUSTUS	REDWINE
BAKER	EDDINS	KINNEY	RUSSELL
BARBEE	EDWARDS	KISER	SAUNDERS
BAREFOOT	ELLIS	LUEBKE	SETZER
BONNER	ESPOSITO	MCALLISTER	SEXTON
BOWIE	FITCH	MCCOMAS	SMITH
BOYD-MCINTYRE	FOX	MCCOMBS	STARNES
BRASWELL	GARDNER	MCCRARY	SUTTON
BRIDGEMAN	GIBSON	MCLAWHORN	THOMAS
BROWN	GILLESPIE	MCMAHAN	THOMPSON
BRUBAKER	GOODWIN	MELTON	TOLSON
BUCHANAN	GRADY	MICHAUX	TUCKER
CANSLER	GRAY	MILLER	WAINWRIGHT
CAPPS	GULLEY	MINER	WALEND
CHURCH	HACKNEY	MITCHELL	WARNER
CLARY	HAIRE	MOORE	WARREN
COLE	HENSLEY	MORGAN	WARWICK
COX	HILL	MORRIS	WILSON, C.
CRAWFORD	HOLMES	NESBITT	WILSON, G.
CREECH	HORN	NYE	WOMBLE
CULPEPPER	HOWARD	OLDHAM	WRIGHT
CUNNINGHAM	HUNTER, H.	OWENS	YONGUE
DAVIS	HURLEY		

NOES - 1

ALLRED

EXCUSED ABSENCE - 11

ADAMS CULP HIATT TEAGUE
BLUE DAUGHTRY MOSLEY WOOD
CARPENTER HARDAWAY RAMSEY

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER DECKER SHERRILL TALLENT BERRY ROGERS



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 927

AMENDMENT NO. (to be filled in by Principal Clerk) Page 1 of 1 S927-ASB-002.01 Date JUN 3 0 2000 2000 Comm. Sub. [YES] Amends Title [NO] Third Edition Representative Michaux 1 moves to amend the bill on page 4, line 1, 2 by deleting the number "11" and substituting the number "111". Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment 6/30/00 FAILED _ TABLED



. # 1524 ISLATIVE DAY 136 S927 HCS READING 2 EY

6/30/00 7:45 PM

IN CHAIR: SPEAKER

SERVICES TO THE BLIND AMENDMENTS

AYES - 102				
ADAMS	DEDMON	JEFFUS	RUSSELL	
ALEXANDER	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	GILLESPIE	MILLER	TOLSON	
BOYD-MCINTYRE	GOODWIN	MINER	TUCKER	
BRIDGEMAN	GRADY	MITCHELL	WAINWRIGHT	
CANSLER	GULLEY	MORGAN	WALEND	
CAPPS	HACKNEY	MORRIS	WARNER	
COLE	HAIRE	NESBITT	WARREN	
COX	HALL	NYE	WARWICK	
CRAWFORD	HENSLEY	OLDHAM	WEISS	
CREECH	HIATT	OWENS	WEST	
CULP	HILL	POPE	WILSON, C.	
CULPEPPER	HORN	PRESTON	WOMBLE	
CUNNINGHAM	HOWARD	RAYFIELD	WOOD	
DAUGHTRY	HURLEY	REDWINE	WRIGHT	
DAVIS	INSKO	ROGERS	YONGUE	
DECKER	JARRELL			

NOES - 0

	NOTE - 0	
BRUBAKER GRAY	EXCUSED ABSENCE - 8 HOLMES KINNEY JUSTUS RAMSEY	SHERRILL TALLENT
	EXCUSED VOTE - 0 NOT VOTING - 10	and a
SPEAKER - ALLEN BROWN	BUCHANAN EARLE CHURCH FITCH CLARY	HUNTER, H. WILSON, G.

RECORDED VOTE

1999 SESSION SECOND SESSION 2000

SEQ. 14	133/10-	- 2:41 PM	JULY 5, 2000	LEGIS	LATIVE DAY 1	36
		SENATO	R BALLANCE	Presiding		
	S TO TH	E BLIND AMENDI B/4TH EDITION		SENATE BIL	L 927	
				MOTION 8 TO CONCUR		
AYE	43	ALBERTSON ALLRAN BALLANCE BALLANTINE CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY FORRESTER FOXX GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN W METCALF MILLER MOORE PERDUE PHILLIPS PLYLER	PURCELL RAND ROBINSON RUCHO SHAW L SHAW R WARREN WEBSTER WEINSTEIN WELLONS	
NO	0					
EXCUSED	0					
NOT CAS		BASNIGHT EAST	GARROU ODOM	REEVES	SOLES	
ABSENT	1	MARTIN R			20, 1775	
PAIRS AYE NO	0			EGREAT	CAROLL	

GENERAL ASSEMBLY SENATE

SESSION 1999

FILED - SENATE

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APR 1 3 1999

SENATE DRS4654-LGQ358(4.7)

PRINCIPAL CLERK

Short Title: Amistad Project Funds. (Public)

Sponsors: Senators Reeves and Lucas.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS TO CONSTRUCT A REPLICA OF THE 3 HULL OF THE AMISTAD SLAVESHIP AT THE AFRICAN AMERICAN 4 HERITAGE PRESERVATION CULTURAL COMPLEX.

5 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the Organization for African American Heritage Preservation Cultural Complex, a nonprofit corporation, the sum of three hundred thousand dollars (\$300,000) for the 1999-2000 fiscal year to construct a replica of the hull of the Amistad Slaveship to enable the public to experience how slaves were transported across the Middle 11 Passage.

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

SESSION 1999

FILED - SENATE

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S 9 2 9 APR P3 1999

SENATE DRSA613-LK106A(3.16)

PRINCIPAL CLERK

Short Title: Aba	atement of Nuisances. (Public)
Sponsors: So	enator Reeves.
Referred to:	
	A BILL TO BE ENTITLED
AN ACT TO R	EVISE THE ABATEMENT OF NUISANCES STATUTES.
The General As	sembly of North Carolina enacts:
Sect	ion 1. G.S. 19-1(a) reads as rewritten:
"(a) The er	ection, establishment, continuance, maintenance, use, ownership or
leasing of any	building or place for the purpose of assignation, prostitution,
gambling, illegal	possession or sale of alcoholic beverages, illegal possession or sale of
narcotic drugs	controlled substances as defined in the North Carolina Controlled
Substances Act,	or illegal possession or sale of obscene or lewd matter, as defined in
-	all constitute a nuisance."
	ion 2. G.S. 19-1.1 reads as rewritten:
"§ 19-1.1. Defin	
to the other con-	is Chapter relating to illegal possession or sale of obscene matter or
(1)	duct prohibited in G.S. 19-1, the following definitions shall apply:
(1)	'Assignation' means making an appointment or engagement for prostitution or solicitation for acts of prostitution or any act in
	furtherance of the appointment, engagement, or solicitation.
(2)	'Breach of the peace' means any act that disturbs the public
1,	tranquility and order including, but not limited to, homicide,
	assault, affray, communicating threats, stalking, loud obscene or
	abusive language, unlawful possession of dangerous or deadly
	weapons, and discharging firearms.
(3)	'Knowledge' or 'knowledge of such nuisance' means having
,	knowledge of the contents and character of the patently offensive
	sexual conduct which appears in the level matter, or knowledge of

RECORDED VOTE

1999 FIRST SESION

LEGISLATIVE DAY 54 SEQ. 415/46-- 1:55 PM APRIL 29, 1999 LT. GOVERNOR WICKER -- Presiding SENATE BILL 929 REEVES READING ABATEMENT OF NUISANCES 49 ALBERTSON FORRESTER KINNAIRD PURCELL AYE RAND LEE ALLRAN FOXX LUCAS REEVES BALLANCE GARROU BALLANTINE GARWOOD MARTIN R ROBINSON MARTIN W RUCHO BASNIGHT GULLEY HAGAN METCALF SHAW L CARPENTER SHAW R HARRIS MILLER CARTER MOORE SOLES CLODFELTER HARTSELL ODOM WARREN COCHRANE HORTON PERDUE COOPER HOYLE WEBSTER PHILLIPS WEINSTEIN DALTON JORDAN PLYLER WELLONS DANNELLY KERR EAST NO 0 EXCUSED 0 NOT CAST 1 CARRINGTON

ABSENT

PAIRS AYE NO 0



GENERAL ASSEMBLY SENATE



GISLATIVE DAY 98 S929 HCS READING 2 7/13/99 7:54 PM

IN CHAIR: SPEAKER

ABATEMENT OF NUISANCES

		AYES	- 107	
SPEAKER	CRAWFORD		HILL	POPE
ADAMS	CREECH		HOLMES	PRESTON
ALEXANDER	CULP		HORN	RAYFIELD
ALLEN	CULPEPPER		HOWARD	REDWINE
ALLRED	CUNNINGHAM		HURLEY	RUSSELL
ARNOLD	DAVIS		INSKO	SAUNDERS
BADDOUR	DECKER		JARRELL	SETZER
BAKER	DEDMON		JEFFUS	SMITH
BARBEE	DOCKHAM		JUSTUS	STARNES
BAREFOOT	EARLE		KISER	SUTTON
BERRY	EASTERLING		MCALLISTER	TALLENT
BLUE	EDDINS		MCCOMAS	TEAGUE
BONNER	EDWARDS		MCCOMBS	THOMAS
BOWIE	ELLIS		MCLAWHORN	THOMPSON
BOYD-MCINTYRE	ESPOSITO		MCMAHAN	TOLSON
BRASWELL	FOX		MELTON	TUCKER
BRIDGEMAN	GARDNER		MICHAUX	WAINWRIGHT
BROWN	GIBSON		MILLER	WALEND
BRUBAKER	GILLESPIE		MINER	WARNER
BUCHANAN	GOODWIN		MITCHELL	WARWICK
CANSLER	GRADY		MOORE	WILSON, C.
CAPPS	GULLEY		MORGAN	WILSON, G.
CARPENTER	HACKNEY		MORRIS	WOMBLE
CHURCH	HAIRE		NESBITT	WOOD
CLARY	HARDAWAY		NYE	 WRIGHT
COLE	HENSLEY		OLDHAM	YONGUE
COX	HIATT		OWENS	

NOES - 0

DAUGHTRY GRAY	KINNEY MOSLEY MCCRARY ROGERS	SHERRILL WARREN
	EXCUSED VOTE - 0	
FITCH HUNTER, H.	NOT VOTING - 5 LUEBKE RAMSEY	SEXTON

RECORDED VOTE

1999 FIRST SESSION

SEQ. 1036/45-- 2:57 PM JULY 15, 1999 LEGISLATIVE DAY 98 SENATOR BASNIGHT -- Presiding REEVES SENATE BILL 929 ABATEMENT OF NUISANCES HOUSE COM. SUB/3RD EDITION MOTION 8 TO CONCUR AYE 48 ALBERTSON EAST KINNAIRD PURCELL ALLRAN FORRESTER LEE RAND BALLANCE FOXX LUCAS REEVES BALLANTINE GARROU MARTIN R ROBINSON BASNIGHT GARWOOD MARTIN W RUCHO CARPENTER GULLEY METCALF SHAW L CARTER HAGAN MILLER SHAW R CLODFELTER HARRIS MOORE SOLES COCHRANE HARTSELL ODOM WARREN COOPER PERDUE HORTON WEBSTER HOYLE DALTON PHILLIPS WEINSTEIN DANNELLY KERR PLYLER WELLONS NO 0 EXCUSED NOT CAST ABSENT 2 CARRINGTON JORDAN PAIRS 0 AYE

NO



GENERAL ASSEMBLY SENATE

SESSION 1999

FILED - SENATE

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S 9 3 0 APR 1 3 1999

SENATE DRS3722-LD070.02(3.17) PRINCIPAL CLEPK

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

SESSION 1999

FILED - SENATE

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S 9 3 1 APR 1 3 1999

SENATE DRS6622-LH072(3.2)

PRINCIPIL CLERK

Short Title:	Felony Murder/Life Imprisonment.	(Public)
Sponsors:	Senator Kinnaird.	
Referred to:		

1 A BILL TO BE ENTITLED

2 AN ACT TO REQUIRE LIFE IMPRISONMENT WITHOUT PAROLE FOR 3 FELONY MURDER.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 14-17 reads as rewritten:

6 "§ 14-17. Murder in the first and second degree defined; punishment.

A murder which shall be perpetrated by means of poison, lying in wait, 8 imprisonment, starving, torture, or by any other kind of willful, deliberate, and 9 premeditated killing, or which shall be committed in the perpetration or attempted 10 perpetration of any arson, rape or a sex offense, robbery, kidnapping, burglary, or 11 other felony committed or attempted with the use of a deadly weapon shall be 12 deemed to be murder in the first degree, a Class A felony, and any person who 13 eommits such murder felony. Any person convicted of first degree murder solely on 14 the basis of the felony murder rule shall be punished by imprisonment in the State's 15 prison for life without parole. Any person convicted of first degree murder on any 16 other basis listed above shall be punished with death or imprisonment in the State's 17 prison for life without parole as the court shall determine pursuant to G.S. 15A-2000, 18 except that any such person who was under 17 years of age at the time of the murder 19 shall be punished with imprisonment in the State's prison for life without parole. 20 Provided, however, any person under the age of 17 who commits murder in the first 21 degree while serving a prison sentence imposed for a prior murder or while on 22 escape from a prison sentence imposed for a prior murder shall be punished with 23 death or imprisonment in the State's prison for life without parole as the court shall 24 determine pursuant to G.S. 15A-2000. All other kinds of murder, including that 25 which shall be proximately caused by the unlawful distribution of opium or any

SESSION 1999

FILED - SENATE

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D APR 1 3 1999

SENATE DRS1672-LD148(4.7)

PRINCIPAL CLERK

	Short Title: Timber Harvests/Prior Notice. (Public)
	Sponsors: Senator Kinnaird.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO REQUIRE THAT THE DEPARTMENT OF ENVIRONMENT AND
3	NATURAL RESOURCES RECEIVE PRIOR NOTIFICATION OF TIMBER
4	HARVESTING.
5	The General Assembly of North Carolina enacts:
6	Section 1. G.S. 113A-52.01 reads as rewritten:
7	§ 113A-52.01. Applicability of this Article.
8	(a) This Article shall does not apply to the following land-disturbing activities:
9	(1) Activities, including the breeding and grazing of livestock,
10	undertaken on agricultural land for the production of plants and
11 12	animals useful to man, including, but not limited to:
13	a. Forages and sod crops, grains and feed crops, tobacco,
14	cotton, and peanuts. b. Dairy animals and dairy products.
15	c. Poultry and poultry products.
16	d. Livestock, including beef cattle, llamas, sheep, swine, horses,
17	ponies, mules, and goats.
18	e. Bees and apiary products.
19	f. Fur producing animals.
20	(2) Activities Subject to subsection (b) of this section, activities
21	undertaken on forestland for the production and harvesting of
22	timber and timber products and conducted in accordance with best
23	management practices set out in Forest Practice Guidelines Related
24	to Water Quality, as adopted by the Department.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

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S933 APR 130999

SENATE DRS7629-LN191(4.6) PRINCIPAL CLERK

	Short Title: Adult Care Homes/Transfers. (Public)
	Sponsors: Senator Kinnaird.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT PERTAINING TO THE RIGHTS OF ADULT CARE HOME
3	RESIDENTS WITH RESPECT TO TRANSFER OR DISCHARGE FROM THE
4	FACILITY.
5	The General Assembly of North Carolina enacts:
7	Section 1. Effective January 1, 2000, G.S. 131D-21 is amended by adding
8	the following new subdivision to read:
9	"Each facility shall treat its residents in accordance with the provisions of this Article. Every resident shall have the following rights:
10	Attele. Every resident shan have the following rights:
11	(17) To not be transferred or discharged from a facility except as
12	provided under G.S. 131D-21.2."
13	Section 2. Effective January 1, 2000, Article 3 of Chapter 131D of the
14	General Statutes is amended by adding the following new section to read:
15	"§ 131D-21.2. Conditions for transfer or discharge from facility.
16	(a) A facility shall not transfer or discharge a resident except under one or more of
17	the following conditions:
18	(1) The transfer or discharge is necessary, in the opinion of the
19	resident's physician, to meet the resident's welfare and the
20	resident's welfare cannot be met in the facility.
21	(2) The transfer or discharge is appropriate because, in the opinion of
22	the resident's physician, the resident's health has improved
23	sufficiently so that the resident no longer needs the services
24	provided by the facility.
25	(3) The safety of individuals in the facility is endangered.

SESSION 1999

FILED - SENATE

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S 9 3 4 APR 1 3 1999

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SENATE DRS3733*-LY049(46) CIPAL CLERK

Short Title:	Handicapped Law Changes.	(Pul	(Public)	
Sponsors:	Senator Carter.			
Referred to:				

1 A BILL TO BE ENTITLED

2 AN ACT TO MAKE CHANGES TO THE HANDICAPPED PERSONS 3 PROTECTION ACT, CHAPTER 168A OF THE GENERAL STATUTES.

The General Assembly of North Carolina enacts:

Section 1. Chapter 168A of the General Statutes reads as rewritten:

"Chapter 168A.

"Handicapped Persons With Disabilities Protection Act.

"§ 168A-1. Title.

5

6

7

This Chapter may be cited as the North Carolina Handicapped Persons With 9 10 Disabilities Protection Act.

11 "§ 168A-2. Statement of purpose.

- (a) The purpose of this Chapter is to encourage and enable all handicapped people 13 persons with disabilities to participate fully to the maximum extent of their abilities in 14 the social and economic life of the State, to engage in remunerative employment, to 15 use available public accommodations and public services, and to otherwise pursue 16 their rights and privileges as inhabitants of this State.
- 17 (b) The General Assembly finds that: the practice of discrimination based upon a 18 handicapping disabling condition is contrary to the public interest and to the 19 principles of freedom and equality of opportunity; the practice of discrimination on 20 the basis of a handicapping disabling condition threatens the rights and proper privileges of the inhabitants of this State; and such discrimination results in a failure 22 to realize the productive capacity of individuals to their fullest extent.

23 "§ 168A-3. Definitions.

24 As used in this Chapter, unless the context otherwise requires; the term: requires:

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 318	/16	5:48 PM	APRIL 27, 1999	LEO	GISLATIVE DAY 5
		LT. GOVERN	NOR WICKER	Presiding	
CARTER HANDICAPP	ED LA	W CHANGES		SENATE I READING	934 2
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	JORDAN KINNAIRD LEE LUCAS MARTIN R MARTIN W MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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EXCUSED	0				
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ABSENT	1	METCALF			
PAIRS AYE	0				

NO

SESSION 1999

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FILED - SENATE D

SENATE DRS2636*-RO004(3.3\$) 9 3 5 APR 1 3 1999

PRINCIPAL CLERK

	Short Title: Telephone Solicitation. (I	Public)
	Sponsors: Senator Carter.	
	Referred to:	
1	A BILL TO BE ENTITLED	
2	AN ACT TO ALLOW CONSUMERS TO BE PLACED ON A LIST	T OF
3	RESIDENTIAL TELEPHONE SUBSCRIBERS WHO OBJECT	TO
4	TELEPHONE SOLICITATIONS AND PROHIBITING TELEP	HONE
5	SOLICITORS FROM MAKING CALLS TO PERSONS ON THAT LIST.	
6	The General Assembly of North Carolina enacts:	
7	Section 1. The General Assembly finds that:	
8	(1) The use of the telephone to market goods and servi	
9	consumers is increasingly pervasive now due to the availab	ility of
10	cost-effective telemarketing techniques;	
11	(2) Thousands of businesses actively telemarket goods and serv	ices to
12	business and residential customers;	tion of
13	(3) Some citizens of this State are concerned at the proliferation	tion or
14	calls to their homes from telemarketers; (4) The rights to privacy and commercial speech can be balance	ed in a
15 16	(4) The rights to privacy and commercial speech can be balance way that accommodates both the privacy of individual	ls and
17	legitimate telemarketing practices; and	is und
18	(5) The public interest requires the establishment of a med	hanism
19	under which the citizens of this State can decide whether	
20	they wish to receive telemarketing calls in their homes.	
21	Section 2. Chapter 75 of the General Statutes is amended by ac	lding a
22	new section to read:	
23	"§ 75-30.1. Restrictions on telephone solicitations.	
24	(a) For purposes of this section:	

SESSION 1999

FILED - SENATE

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S 9 3 6 APR 1 3 1999

SENATE DRS6618*-LK125(3.23) PRINCIPAL CLERK

Short Title: Permanent Revocation Hearing. (Pu							
,	Sponsors: Senators Forrester and Wellons.						
Referred to:							
1	A DILL TO DE ENTITY ED						
1	A BILL TO BE ENTITLED						
2	AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO						
3	PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON						
4	CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS.						
5	The General Assembly of North Carolina enacts:						
6	Section 1. G.S. 20-138.5(d) reads as rewritten:						
0	"(d) A person convicted under this section shall have his license permanently						
8	revoked.						
9	The Division may, however, conditionally restore the person's license after it has						
11	been revoked for at least five years if he provides the Division, at a hearing, with						
12	satisfactory proof of all of the following:						
13	(1) In the five years immediately preceding the person's application						
14	for a restored license, he has not been convicted in North						
15	Carolina or in any other state or federal court of a motor vehicle						
16	offense, an alcohol beverage control law offense, a drug law offense, or any criminal offense involving the consumption of						
17	alcohol or drugs.						
18	(2) He is not a user of alcohol or drugs.						
19	(3) He has complied with the requirements of G.S. 20-19(k).						
20	If the Division restores the person's license, it may place reasonable conditions or						
21	restrictions on the person for any period up to five years from the date of						
22	restoration."						
23	Section 2. This act becomes effective December 1, 1999.						

SESSION 1999

FILED - SENATE

SENATE DRSA583-LN023E(1.27) SPR 1 3 1999

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PRINCIPAL CLERK

Sponsors: Senator Rand. Referred to: A BILL TO BE ENTITLED AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILIT THE PURCHASE OF PRESCRIPTION DRUGS AND PHARMACY SERVICE.	ıblic)
A BILL TO BE ENTITLED 2 AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILIT	
2 AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILIT	
2 AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILIT	
2 AN ACT TO PROMOTE COMPETITION, CHOICE, AND AVAILABILIT	
	y IN
The second of the second field of the second	
4 The General Assembly of North Carolina enacts:	,,,,,
5 Section 1. Article 51 of Chapter 58 of the General Statutes is ame	nded
6 by adding a new section to read:	
7 "§ 58-51-36. Prescription drugs and pharmacy services benefits.	
8 (a) This section applies to health benefit plans and insurers that pro-	vide
9 prescription card benefits for prescription drugs and pharmacy services and to t	
10 party administrators. This section does not apply to an entity that has its own fac	cility,
11 employs or contracts with physicians, pharmacists, nurses, and other health	care
12 personnel, and that dispenses prescription drugs from its own pharmacy t	o its
13 employees and to beneficiaries of its health benefit plan, except that this section	<u>shall</u>
14 apply to an entity otherwise excluded that contracts with an outside pharmac	y or
15 group of pharmacies to provide prescription drugs and pharmacy services.	This
16 section does not apply to any federal program, clinical trial program, hospita	<u>l, or</u>
17 other health care facility licensed pursuant to Chapter 131E or Chapter 122C o	f the
18 General Statutes, when dispensing prescription drugs to its patients.	
19 (b) The purposes of this section are:	
20 (1) To allow persons who have prescription drug and phar	
21 service benefits under a health benefit plan to redeem prescri	<u>otion</u>
drug benefits at the pharmacies of their choice.	
23 (2) To allow a pharmacy the option of filling its custom	

GENERAL ASSEMBLY OF NORTH CAROLINAED - SENATE

SESSION 1999

S 9 3 8 APR 1 3 1999

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PRINCIPAL CLERK

SENATE DRS2674-LC113(3.10)

	Short Title: Escheat Fu			ids Investments.	(Public)		
	Sponsors: Senator Kerr.						
	Referred to:						
1				A BILL TO BE ENTITLED			
1 2	ANI ACT T	CO AT	THO	PRIZE THE STATE TREASURER TO INVI	EST UP TO		
3				DOLLARS OF THE ESCHEAT FUND IN N			
4	ECONON			RTUNITY CORPORATIONS APPROVED			
5				COMMERCE FOR REINVESTMENT IN			
6	SECTOR			TMENT FUNDS THAT WOULD	FINANCE		
7				L FIRMS IN RURAL COUNTIES AND DEV			
8	ZONES.	ICLIVEC	71417 1				
9		1 Assem	hlv c	of North Carolina enacts:			
10				G.S. 147-69.2(b) is amended by adding a new s	ubdivision to		
11	read:						
12		"(12)	With	respect to assets of the Escheat Fund, obligation	ons of one or		
13				e nonprofit economic opportunity corporations			
14			the	Secretary of Commerce under G.S. 143B-43	7.06, not to		
15			exce	ed a total of thirty million dollars (\$30,000,000)), subject to		
16				ollowing conditions:			
17			<u>a.</u>	The obligations must have a final maturity n			
18				January 1, 2010, and bear interest at the rate se	t by the State		
19				Treasurer.			
20			<u>b.</u>	Before an investment is made, it must be app			
21				Secretary of Commerce, who must certify that			
22				investment will not create an unreasonable risk	of loss to the		
23				Escheat Fund.			

SESSION 1999

FILED - SENATE

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SENATE DRS1664-LT105(4.6)

PRINCIPAL CLERK

Short Title: Banking Law Revisions.			
Sponsors:	Senators Warren and Soles.		
Referred to:			

A BILL TO BE ENTITLED 1

AN ACT TO REVISE THE REQUIREMENTS OF BANK DIRECTORS, TO CONFORM CERTAIN NORTH CAROLINA BANKING LAWS TO FEDERAL 3 BANKING REGULATIONS, AND TO REMOVE THE SUNSET PROVISION 4 WITH REGARD TO DE NOVO INTERSTATE BRANCH BANKING. 5

6 The General Assembly of North Carolina enacts:

Section 1. G.S. 53-80 reads as rewritten:

"§ 53-80. Qualifications of directors.

Every director of a bank doing business under this Chapter shall be the owner and 10 holder of shares of stock in the bank representing not less than one thousand dollars 11 (\$1,000) book value as of the last business day of the calendar year immediately prior 12 to the election of such director. For the purpose of this section, book value shall 13 consist of common capital stock, unimpaired surplus, undivided profits, and reserves 14 for contingencies if any such reserves are segregations of capital. Where directors are 15 appointed during the interval between stockholders' meetings pursuant to the 16 provisions of G.S. 53-67, such directors shall hold the required qualifying shares as of 17 the time of their appointment. Notwithstanding the proviso at the end of this section, 18 where the bank is a wholly owned subsidiary, the required qualifying shares shall be 19 shares in the parent corporation, whether or not the bank was doing business before 20 February 18, 1921. And every such director shall hold such the shares in his the 21 director's own name unpledged and unencumbered in any way. Provided, however, 22 shares of the bank or parent corporation stock held in an individual retirement 23 account or other retirement account of a bank director, over which the director has 24 investment authority, shall be considered qualifying shares for the purpose of this 25 section. The office of any director at any time violating any of the provisions of this

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 222	/14	4:58 PM	APRIL 21, 1999	LE	GISLATIVE DAY 49
		SENATOR	BASNIGHT	Presiding	
WARREN BANKING L	AW RE	VISIONS		SENATE I READING	939 2
AYE	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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SENATE



2:30 PM

IN CHAIR: SPEAKER

SEQ. # 520 GISLATIVE DAY 61

READING 2

BANKING LAW REVISIONS

			(11 Days		
		AYES	- 110	COLE	
SPEAKER	DAUGHTRY		HUNTER, H.	RAMSEY	
ADAMS	DAVIS		HURLEY	RAYFIELD	
ALEXANDER	DECKER		INSKO	REDWINE	
ALLEN	DEDMON		JARRELL	ROGERS	
ARNOLD	DOCKHAM		JEFFUS	RUSSELL	
BAKER	EARLE		JUSTUS	SAUNDERS	
BARBEE	EASTERLING		KINNEY	SETZER	
BAREFOOT	EDDINS		KISER	SEXTON	
BERRY	EDWARDS		LUEBKE	SHERRILL	
BLUE	ELLIS		MCALLISTER	SMITH	
BONNER	ESPOSITO		MCCOMBS	STARNES	
BOWIE	FOX		MCCRARY	SUTTON	
BOYD-MCINTYRE	GARDNER		MCLAWHORN	TALLENT	
BRASWELL	GIBSON		MCMAHAN	THOMAS	
BRIDGEMAN	GILLESPIE		MELTON	THOMPSON	
BROWN	GOODWIN		MICHAUX	TOLSON	
BRUBAKER	GRADY		MILLER	TUCKER	
BUCHANAN	GRAY		MINER	WAINWRIGHT	1
CANSLER	GULLEY		MITCHELL	WALEND	
CAPPS	HACKNEY		MOORE	WARREN	
CARPENTER	HAIRE		MORGAN	WARWICK	
CHURCH	HARDAWAY		MORRIS	WILSON, C.	
CLARY	HENSLEY		MOSLEY	WILSON, G.	
COX	HIATT		NESBITT	WOMBLE	
CRAWFORD	HILL		OLDHAM	WOOD	
CULP	HOLMES		OWENS	WRIGHT	
CULPEPPER	HORN		POPE	YONGUE	
CUNNINGHAM	HOWARD				

NOES - 1

ALLRED

EXCUSED ABSENCE - 5

BADDOUR MCCOMAS

NYE

PRESTON

WARNER

EXCUSED VOTE - 0

NOT VOTING - 4 3 Wull

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TEAGUE

SESSION 1999

FILED - SENATE

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S 9 4 0 APR 1 3 1999

SENATE DRS1665-LT106(4.6)

PRINCIPAL CLERK

	Short Title: Study Nondepository Trust Co. (Public)
	Sponsors: Senators Warren and Soles.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
3	STUDY THE REGULATION OF NONDEPOSITORY TRUST COMPANIES
4	AND THE AUTHORIZATION OF FAMILY TRUST COMPANIES.
5	The General Assembly of North Carolina enacts:
6	Section 1. The Legislative Research Commission may study whether the
7	General Assembly should enact legislation to regulate nondepository trust companies.
8	If the Commission undertakes the study, it may examine:
9	(1) The extent to which nonresident bank and trust companies may
10	engage in the trust business in North Carolina;
11	(2) The feasibility of granting resident trust companies the authority to
12	engage in an interstate trust business; and
13	(3) Whether or not there should be authority to organize and operate
14	a family trust company.
15	Section 2. The Legislative Research Commission, if it undertakes this
16	study, may make an interim report of its recommendations to the 2000 Regular
17	Session of the 1999 General Assembly and a final report to the 2001 General
18	Assembly.
19	Section 3. This act is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA FILED - SENATE

SESSION 1999

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S 9 4 1 APR 1 3 1999

SENATE DRS2699-LM195(3.31) PRINCIPAL CLERK

	Short Title: Manufactured Homes Law Changes.	(Public)
	Sponsors: Senator Warren.	
	Referred to:	
1	A BILL TO BE ENTITLED	
2	AN ACT TO UPDATE THE MANUFACTURED HOUSING BOARD S	
3	TO PROVIDE FOR CONTINUING EDUCATION FOR LICEN	
4	IMPROVE THE BUYER CANCELLATION LAW, AND TO UPI	
5	LAW ON MANUFACTURED HOME STANDARDS TO COM	PLY WITH
6	FEDERAL LAWS AND REGULATIONS.	
7	The General Assembly of North Carolina enacts:	tos mondo os
8	Section 1. Article 9A of Chapter 143 of the General Statu	tes reads as
9 10	rewritten: "ARTICLE 9A.	
11	"North Carolina Manufactured Housing Board	
12	"Manufactured Home Warranties.	
13	"§ 143-143.8. Purpose.	
14	The General Assembly finds that mobile manufactured homes have	e become a
15	primary housing resource for many of the citizens of North Carolina.	
	Assembly finds further that it is the responsibility of the mobile manufacture of the mobile man	
	industry to provide homes which are of reasonable quality and safety	
	warranties to buyers that provide a means of remedying quality and safe	
	mobile manufactured homes. The General Assembly also finds that it is i	
20		
21	Consistent with these findings and with the legislative intent to I	promote the
	general welfare and safety of mobile manufactured home residents in Nor	th Carolina,
23	the General Assembly finds that the most efficient and economical wa	
24		
25	segments of the manufactured home industry. The General As	sembly also



ORIGINAL

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 941

AMENDMENT NO.

(to be filled in by
Principal Clerk)
Page 1 of /

S941-ALA-003

Date 4/24 ,1999

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

Senator Ballantine

1234567

moves to amend the bill on page 5, lines 10 through 13,
by rewriting the lines to read:
"for the exclusive purpose of carrying out the provisions of this
Article. At the end of the fiscal year, the Board shall retain
fifteen percent (15%) of the unexpended funds collected and received
during that year. The remaining eighty-five percent (85%) of these
funds shall be credited to the General Fund."
Tunds Sharr be electred to the deneral rand.
SIGNED Sulla A Amendment Sponsor
Amendment Changes
Amendment Sponsor/
CTCNTPD
SIGNED
Committee Chair if Senate Committee Amendment
Committee Chair if Senate Committee Amendment ADOPTED 430 FAILED TABLED W/24/99 Pruff
ADOPTED TABLED
- 100 - X
124199 D. Will
Q/O'T

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 724/	/5	1:09 PM	JUNE 24, 1999	LEG	ISLATIVE DAY 86
		LT. GOVER	NOR WICKER	Presiding	
WARREN MANUFACTUR	RED H	OMES LAW CHANG	GES	SENATE B	ILL 941
	•			AMEND	1
AYE	43	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON	HOYLE KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE PHILLIPS	PURCELL RAND ROBINSON RUCHO SHAW L SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	7	CARTER JORDAN	ODOM PERDUE	PLYLER AND SEEVES	STATE OF AN R
PAIRS AYE NO	0			STATE GREAT	THE 12, ITB

GENERAL ASSEMBLY SENATE

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 725,	/6	1:10 PM	JUNE 24, 1999	LEGISI	LATIVE DAY 86
		LT. GOVERNOR	N WICKER	Presiding	
WARREN MANUFACTUR	RED H	OMES LAW CHANGES	3	SENATE BILI READING	2 941 2
AYE	43	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON	HOYLE KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE PHILLIPS	PURCELL RAND ROBINSON RUCHO SHAW L SOLES WARREN WEBSTER WEINSTEIN WELLONS
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EXCUSED	0				
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ABSENT	7	CARTER JORDAN	ODOM PERDUE	PLYLER REEVES WAY 20	TIS COLLEGE
PAIRS AYE NO	0			PRIL 12 LESE QUA	CAROLINA MYIDE RIX

GENERAL ASSEMBLY SENATE



1147 ISLATIVE DAY 98 \$941 SCS # 2 READING 2

CRAWFORD

8:36 PM

IN CHAIR: SPEAKER

MANUFACTURED HOMES LAW CHANGES

	AYES	- 109	
SPEAKER	CULP	HOLMES	OWENS
ADAMS	CULPEPPER	HORN	POPE
ALEXANDER	CUNNINGHAM	HOWARD	PRESTON
ALLEN	DAVIS	HUNTER, H.	RAYFIELD
ALLRED	DECKER	HURLEY	REDWINE
ARNOLD	DEDMON	INSKO	RUSSELL
BADDOUR	DOCKHAM	JARRELL	SAUNDERS
BAKER	EARLE	JEFFUS	SETZER
BARBEE	EASTERLING	JUSTUS	SMITH
BAREFOOT	EDDINS	KISER	STARNES
BERRY	EDWARDS	LUEBKE	SUTTON
BLUE	ELLIS	MCALLISTER	TALLENT
BONNER	ESPOSITO	MCCOMAS	TEAGUE
BOWIE	FITCH	MCCOMBS	THOMAS
BOYD-MCINTYRE	FOX	MCLAWHORN	THOMPSON
BRASWELL	GARDNER	MCMAHAN	TOLSON
BRIDGEMAN	GIBSON	MELTON	TUCKER
BROWN	GILLESPIE	MICHAUX	WAINWRIGHT
BRUBAKER	GOODWIN	MILLER	WALEND
BUCHANAN	GRADY	MINER	WARNER
CANSLER	GULLEY	MITCHELL	WARREN
CAPPS	HACKNEY	MOORE	WARWICK
CARPENTER	HAIRE	MORGAN	WILSON, C.
CHURCH	HARDAWAY	MORRIS	WILSON, G.
CLARY	HENSLEY	NESBITT	WOOD
COLE	HIATT	NYE	WRIGHT
COX	HILL	OLDHAM	YONGUE
CREECH			

NOES - 0

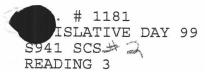
SEXTON

	EXCUSED ABSENCE - 7	
DAUGHTRY	KINNEY MOSLEY	SHERRILL
GRAY	MCCRARY ROGERS	
	EXCUSED VOTE - 0	
	NOT VOTING - 4	

RAMSEY

WOMBLE







7/14/99 4:32 PM

IN CHAIR: HACKNEY

MANUFACTURED HOMES LAW CHANGES

	A	YES - 105	
ADAMS	CULPEPPER	HILL	POPE
ALEXANDER	CUNNINGHAM	HOLMES	PRESTON
ALLEN	DAUGHTRY	HORN	RAYFIELD
ALLRED	DAVIS	HOWARD	ROGERS
ARNOLD	DECKER	HUNTER, H.	RUSSELL
BADDOUR	DEDMON	HURLEY	SAUNDERS
BAKER	EARLE	INSKO	SEXTON
BAREFOOT	EASTERLING	JARRELL	SHERRILL
BERRY	EDDINS	KISER	SMITH
BLUE	EDWARDS	LUEBKE	STARNES
BONNER	ELLIS	MCALLISTER	TALLENT
BOWIE	ESPOSITO	MCCOMAS	TEAGUE
BOYD-MCINTYRE	FITCH	MCCOMBS	THOMAS
BRASWELL	FOX	MCLAWHORN	THOMPSON
BRIDGEMAN	GARDNER	MCMAHAN	TOLSON
BROWN	GIBSON	MELTON	TUCKER
BRUBAKER	GILLESPIE	MICHAUX	WAINWRIGHT
BUCHANAN	GOODWIN	MINER	WALEND
CANSLER	GRADY	MITCHELL	WARNER
CAPPS	GRAY	MOORE	WARWICK
CARPENTER	GULLEY	MORGAN	WILSON, C.
CLARY	HACKNEY	MORRIS	WILSON, G.
COLE	HAIRE	NESBITT	WOMBLE
COX	HARDAWAY	NYE	WOOD
CRAWFORD	HENSLEY	OLDHAM	WRIGHT
CREECH	HIATT	OWENS	YONGUE
CULP			
	N	IOES - 1	
DOCKHAM			
		ABSENCE - 4	
KINNEY	MCCRARY	MILLER	MOSLEY
	EVCIIC	GED VOTE - 0	
	EACUS	SED VOIE - U	
	NOT	VOTING - 10	
SPEAKER	JEFFUS	REDWINE	SUTTON
BARBEE	JUSTUS	SETZER	WARREN
CHURCH	RAMSEY		

SESSION 1999 FILED - SENATE

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17

S 9 4 2 APR 13 1999

D

SENATE DRS3741-LN181(4(7))PAL CLERK

Short Title: Implementation of Student Standards.		
Sponsors:	Senator Martin of Guilford.	
Referred to:		

1 A BILL TO BE ENTITLED

AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO DEVELOP 3 **PLANS FOR IMPLEMENTING** THE STATEWIDE STUDENT 4 **ACCOUNTABILITY STANDARDS** POLICY AND TO **IDENTIFY** 5 RESOURCES TO ENSURE APPROPRIATE EARLY AND ONGOING ASSISTANCE FOR STUDENTS WHO NEED ASSISTANCE. 6

The General Assembly of North Carolina enacts:

Section 1. The Statewide Student Accountability Standards, as approved 9 by the North Carolina State Board of Education April 1, 1999, under APA Policy 10 16CAC6D.0305, are predicated on the belief in the need to provide early and 11 ongoing assistance to students who need it, and that all students shall have the 12 reading and mathematics skills critical for participating in and benefiting from high 13 school curricula in core academic and vocational areas. It is the intent of the 14 General Assembly that Statewide Student Accountability Standards be implemented 15 as resources are identified and made available to provide necessary and appropriate 16 early and ongoing assistance that will lead to academic success for students.

The State Board of Education shall develop plans for implementing the 18 policy, including identification and quantification of federal, State, local 19 governmental resources and private resources, and utilization plans for those 20 resources so as to ensure appropriate early and ongoing assistance for students who 21 need that assistance. The State Board of Education shall report those plans and 22 progress in implementing those plans quarterly to the Joint Legislative Education 23 Oversight Committee, the House and Senate Appropriations Subcommittees on 24 Education/Higher Education, and the Joint Legislative Commission on Governmental

25 Operations commencing October 1, 1999, through July 1, 2000.

NORTH CAROLINA GENERAL ASSEMBLY SENATE

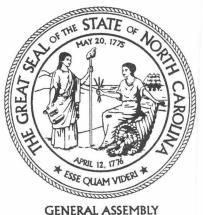
RECORDED VOTE

1999 FIRST SESION

SEQ. 388	/19	12:13 PM	APRIL 29, 1999	LEGI	SLATIVE DAY	54
		LT. GOVERN	OR WICKER	Presiding		
MARTIN W. IMPLEMENT COMM. SUB	ATION	OF STUDENT STA	ANDARDS	SENATE BI READING	LL 942 2	
AYE	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
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GENERAL ASSEMBLY SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

Senate Bill 942

AMENDMENT NO.

(to be filled in by Principal Clerk)

Page 1 of

S942-ALE-01

Date JUL 6 1999 ,1999

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

Representative Michaux

	moves to amend the bill on page 1, line 8, through page 2, line 5, by deleting the lines and substituting the following:
4 5 6 7 8	"Section 1. Draft 10 of the "Proposed Statewide Student Accountability Standards" which was adopted by the State Board of Education at its April 1999 meeting shall not become effective until the State Board of Education develops and provides to the Joint Legislative Education Oversight Committee (i) plans for implementing the Proposed Statewide Student Accountability Standards Policy and
10 11	(ii) a detailed analysis of the resources needed by local school administrative units to ensure that all students subject to the new standards have a full and fair opportunity to meet the standards."
	Amendment Sponsor
	SIGNEDCommittee Chair if Senate Committee Amendment
	ADOPTED FAILED TABLED
	30-77 EV Kluese Wuhn



7/06/99 4:11 PM

IN CHAIR: SPEAKER

950 ISLATIVE DAY 93 S942

ALLEN

READING 2

AMEND #1-REP. MICHAINX
IMPLEMENTATION OF STUDENT STANDARDS

ADAMS ALEXANDER BAKER BLUE BOYD-MCINTYRE CAPPS CUNNINGHAM EDDINS	FITCH GULLEY HACKNEY HARDAWAY HENSLEY HUNTER, H. INSKO JARRELL	AYES - 30 JEFFUS LUEBKE MCALLISTER MCCRARY MICHAUX MILLER MOORE	NESBITT NYE SMITH SUTTON WAINWRIGHT WOMBLE WRIGHT
ALLRED ARNOLD BADDOUR BARBEE BAREFOOT BERRY BONNER BOWIE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN CANSLER CARPENTER CHURCH CLARY COX CRAWFORD CREECH DAVIS DECKER	CULP CULPEPPER DAUGHTRY DEDMON DOCKHAM EARLE EASTERLING EDWARDS ELLIS ESPOSITO FOX GARDNER GIBSON GILLESPIE GOODWIN GRADY HAIRE HIATT HILL EXCUSED GRAY KINNEY	HOES - 77 HOLMES HORN HOWARD HURLEY JUSTUS KISER MCCOMAS MCCOMBS MCLAWHORN MCMAHAN MELTON MINER MITCHELL MORGAN MORRIS OLDHAM OWENS POPE PRESTON DABSENCE - 7 MOSLEY RAMSEY SED VOTE - 0	RAYFIELD ROGERS RUSSELL SAUNDERS SETZER SEXTON STARNES TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WALEND WARREN WILSON, C. WILSON, G. WOOD YONGUE
SPEAKER	NOT COLE	VOTING - 6 SHERRILL	WARWICK

REDWINE



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7/06/99 4:18 PM

IN CHAIR: SPEAKER

951 ISLATIVE DAY 93 S942 READING 2

WARWICK

IMPLEMENTATION OF STUDENT STANDARDS

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

NOT VOTING - 1



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT** Senate Bill 942

S942-ARC-001.1

AMENDMENT NO.

(to be filled in by
Principal Clerk)
Page 1 of |

	Date	
	Comm. Sub. [] Amends Title [] Second Edition	
	Representative Moore	
Representative Moore 1 moves to amend the bill on page 2, line 6, by rewriting 2 read: 3 "The State Board also shall gather information 4 local school administrative units identifying all exists 5 State, and local funds that have been or will be diverted to implement the student accountability standards. The 7 shall clearly identify any existing programs and position 8 been or will be reduced or eliminated. The State Board 9 this information to the Joint Legislative Education Over 10 Committee by April 15, 2000, and annually thereafter. 11 Section 2. This act is effective when it becomes 12		l, r on ave
	SIGNED Committee Chair if Senate Committee Amendment	
	ADOPTED FAILED JUL 7 1999 TABLED	



7/07/99 4:01 PM

IN CHAIR: SPEAKER

986 ISLATIVE DAY 94 S942 READING 3

AMEND #2 Rep. MOOVE IMPLEMENTATION OF STUDENT STANDARDS

AYES	-	26
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SPEAKER BRUBAKER HUNTER, H. MOORE ADAMS CARPENTER JARRELL NESBITT BADDOUR DEDMON **JEFFUS** NYE BAKER **EDDINS** LUEBKE REDWINE FITCH BLUE MCALLISTER TALLENT **BOYD-MCINTYRE** GARDNER MICHAUX WILSON, C. BROWN HENSLEY

NOES - 84 ALEXANDER CULPEPPER HORN RAYFIELD CUNNINGHAM ALLEN HOWARD ROGERS ALLRED DAUGHTRY HURLEY RUSSELL ARNOLD DOCKHAM INSKO SAUNDERS BARBEE EASTERLING JUSTUS SETZER BAREFOOT EDWARDS KISER SEXTON BERRY ELLIS MCCOMAS SHERRILL BONNER ESPOSITO MCCOMBS SMITH BOWIE FOX MCCRARY STARNES BRASWELL GIBSON MCLAWHORN SUTTON BRIDGEMAN GILLESPIE MCMAHAN TEAGUE BUCHANAN GOODWIN MELTON THOMAS CANSLER GRADY MILLER THOMPSON CAPPS GRAY MINER TOLSON CHURCH GULLEY MITCHELL TUCKER CLARY HACKNEY MORGAN WAINWRIGHT COLE HAIRE MORRIS WALEND COX HARDAWAY OLDHAM WARREN CRAWFORD HIATT OWENS WILSON, G. CREECH HILL POPE WOMBLE CULP HOLMES PRESTON YONGUE

EXCUSED ABSENCE - 9

DAVIS MOSLEY WARNER WOOD DECKER RAMSEY WARWICK WRIGHT KINNEY

EXCUSED VOTE - 0

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IN CHAIR: SPEAKER

IQ. # 987 EGISLATIVE DAY 94 S942 READING 3

IMPLEMENTATION OF STUDENT STANDARDS

AYES - 108	
SPEAKER CREECH HILL NYE	
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ALLEN CUNNINGHAM HOWARD POPE	
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ARNOLD DEDMON HURLEY RAYFIE	ELD
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BARBEE EASTERLING JEFFUS RUSSEI	L
BAREFOOT EDDINS JUSTUS SAUNDE	ERS
BLUE EDWARDS KISER SETZER	2
BONNER ELLIS LUEBKE SEXTON	1
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BOYD-MCINTYRE FITCH MCCOMAS STARNE	ES
BRASWELL FOX MCCOMBS SUTTON	1
BRIDGEMAN GARDNER MCCRARY TALLEN	1T
BROWN GIBSON MCLAWHORN TEAGUE	2
BRUBAKER GILLESPIE MCMAHAN THOMAS	3
BUCHANAN GOODWIN MELTON TOLSON	1
CANSLER GRADY MICHAUX TUCKER	2
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COX HENSLEY MORRIS WOMBLE	2
CRAWFORD HIATT NESBITT YONGUE	3
NOES - 3	
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DAVIS MOSLEY WARNER WOOD	
DECKER RAMSEY WARWICK WRIGHT	7
KINNEY	

EXCUSED VOTE - 0

NOT VOTING - 0

SESSION 1999

FILED - SENATE

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S 9 4 3 APR 103 1999

SENATE DRS2693-LE193(4.6)

PRINCIPAL CLERK

Short Title: Minority and At-Risk Student/Study. (Public) Sponsors: Senator Martin of Guilford. Referred to:

1 A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE COMMISSION ON IMPROVING THE ACADEMIC ACHIEVEMENT OF MINORITY AND AT-RISK STUDENTS.

Whereas, minority and at-risk students disproportionately represent a 5 significant portion of the public school population who are not achieving 6 academically; and

Whereas, the lack of educational achievement is demonstrated by the 8 poor performance of minority and at-risk students as a whole on State-administered 9 end-of-grade, end-of-course, and competency tests; and

Whereas, there is a significant gap in academic achievement between 11 minority and at-risk students and majority students; and

Whereas, the achievement gap between student groups has not been 12 13 significantly closed or narrowed in the past decade despite an overall increase in 14 student achievement in North Carolina; and

Whereas, the reported discipline rate for minority and at-risk students is 16 high, when compared to other students; and

17 Whereas, the dropout rate for minority and at-risk students is high; and 18 Whereas, the State Board of Education and the Department of Public 19 Instruction recognize that there is a significant problem with schools meeting the

20 education needs of minority and at-risk students; and 21

Whereas, it is acknowledged that the failure of minority and at-risk 22 students to achieve educationally is a significant factor when addressing the economic 23 and social burden that is experienced by the correctional and social service agencies 24 in North Carolina; and

SESSION 1999

FILED - SENATE D

SENATE JOINT RESOLUTION DRSJR8584*-LN087(2.25) PR 1 3 1999

Senator Martin of Guilford.

S

Sponsors:

PRINCIPAL CLERK

	Referred to:	
	-	
1	A JOINT RESC	OLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2		TO STUDY HUNGER AND NUTRITION IN NORTH
3	CAROLINA.	The second secon
4	Be it resolved by	the Senate, the House of Representatives concurring:
5		on 1. The Legislative Research Commission may study the status of
6		ion in North Carolina. The study may include, but is not limited to,
7	the following:	
8	(1)	The extent and nature of hunger in North Carolina and its
9	`, '	existence in various geographic regions of the State;
10	(2)	The number of people eligible to receive food or funds for food
11	· /	from various programs supported by State, local, or federal funds,
12		and private sources;
13	(3)	Access to and use of such programs as: School Breakfast; National
14	. ,	School Lunch Programs; Food Stamps; Special Supplemental
15		Nutrition Program for Women, Infants, and Children; Summer
16		Food; Child and Adult Care Feeding; Emergency Food Assistance;
17		Food Banks Supplemental Programs; and food recovery programs;
18	(4)	The extent to which coordination of resources exists and
19		successfully maximizes use and effectiveness of programs listed in
20		subdivision (3) of this section and other hunger programs;
21	(5)	Impact of Work First and TANF work requirements and time
22		limitations on assistance and their relationship to the number of
23		persons obtaining Work First and TANF benefits, on the utilization
24		of all food programs, especially Food Stamps, Summer Food, and
25		food pantries and soup kitchens;

SESSION 1999

FILED - SENATE

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\$945 - APR 131999

SENATE DRS2628-LN122(3.17) PRINCIPAL CLERK

Short Title: Area Mental Health Funds.		(Public)
Sponsors:	Senator Martin of Guilford.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR AREA MENTAL HEALTH 3 PROGRAMS.

4 The General Assembly of North Carolina enacts:

Section 1. There is appropriated from the General Fund to the 6 Department of Health and Human Services, Division of Mental Health, 7 Developmental Disabilities, and Substance Abuse Services, the sum of twenty-seven 8 million dollars (\$27,000,000) for the 1999-2000 fiscal year and the sum of twenty-9 seven million dollars (\$27,000,000) for the 2000-2001 fiscal year. The Division shall allocate these funds to area mental health programs based on a formula developed to address the waiting list for services in each of the disability areas, to increase funds for services underfunded in the past, and to ensure the viability of existing services.

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

SESSION 1999

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FILED - SENATE D S946 APR 1 3 1999

SENATE DRS1597*-LN055(2.11)

PRINCIPAL CLERK

Short Title: Substance Abuse/Direct Pay.		(Public)	
Sponsors:	Senator Martin of Guilford.		
Referred to:			

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR DIRECT PAYMENT OF CERTIFIED SUBSTANCE ABUSE PROFESSIONALS UNDER HEALTH INSURANCE POLICIES AND 3 4 PLANS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-50-30 reads as rewritten:

"§ 58-50-30. Discrimination forbidden; right to choose services of optometrist, podiatrist, certified clinical social worker, certified substance abuse professional, dentist, chiropractor, psychologist, pharmacist, certified fee-based practicing pastoral counselor, or advanced practice registered nurse.

Discrimination between individuals of the same class in the amount of 12 premiums or rates charged for any policy of insurance covered by Articles 50 through 13 55 of this Chapter, or in the benefits payable thereon, or in any of the terms or conditions of the policy, or in any other manner whatsoever, is prohibited.

Whenever any policy of insurance governed by Articles 1 through 64 of this 16 Chapter provides for payment of or reimbursement for any service rendered in connection with a condition or complaint which is within the scope of practice of a 18 duly licensed optometrist, a duly licensed podiatrist, a duly licensed dentist, a duly 19 licensed chiropractor, a duly certified clinical social worker, a duly certified substance 20 abuse professional, a duly licensed psychologist, a duly licensed pharmacist, a duly 21 certified fee-based practicing pastoral counselor, or an advanced practice registered 22 nurse, the insured or other persons entitled to benefits under the policy shall be 23 entitled to payment of or reimbursement for the services, whether the services be 24 performed by a duly licensed physician, a duly licensed optometrist, a duly licensed 25 podiatrist, a duly licensed dentist, a duly licensed chiropractor, a duly certified

SESSION 1999

FILED - SENATE

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S947

APR 1 3 1999

SENATE DRS8587-LN188(4.6) PRINCIPAL CLEPK

Short Title: Local Health Board Rules.	
Sponsors: Senator Lucas.	· · · · · · · · · · · · · · · · · · ·
Referred to:	

A BILL TO BE ENTITLED

2 AN ACT TO CLARIFY THE RULEMAKING AUTHORITY OF LOCAL 3 BOARDS OF HEALTH.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-39(a) reads as rewritten:

"(a) A local board of health shall have the responsibility to protect and promote the public health. The board shall have the authority to adopt rules necessary for that purpose. In adopting rules to protect and promote the public health, a local board of health may take into account factors other than public health that may enhance the reasonableness of the rule in light of the health risk addressed."

10 reasonableness of the rule in light of the health risk addressed."

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

SESSION 1999

FILED - SENATE

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APR 1 3 1999

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SENATE DRS1669*-LC174(4.1)
PRINCIPAL CLERK

Short Title:	Conform Tax Refund Period.	(Public)
Sponsors:	Senator Harris.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO CONFORM TO FEDERAL LAW REGARDING THE TIME PERIOD FOR REFUNDING TAXES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-267 reads as rewritten:

"§ 105-267. Taxes to be paid; suits for recovery of taxes.

No court of this State shall entertain a suit of any kind brought for the purpose of preventing the collection of any tax imposed in this Subchapter, to which this Article applies. Whenever a person has a valid defense to the enforcement of the collection 10 of a tax, the person shall pay the tax to the proper officer, and that payment shall be 11 without prejudice to any defense of rights the person may have regarding the tax. At 12 any time within the applicable protest period, the taxpayer may demand a refund of 13 the tax paid in writing from the Secretary and if the tax is not refunded within 90 14 days thereafter, may sue the Secretary in the courts of the State for the amount 15 demanded. The protest period for a tax levied in Article 2A, 2C, or 2D of this 16 Chapter is 30 days after payment. The protest period for all other taxes is one year 17 after payment. the period set in G.S. 105-266(c).

The suit may be brought in the Superior Court of Wake County, or in the superior 18 19 court of the county in which the taxpayer resides at any time within three years after 20 the expiration of the 90-day period allowed for making the refund. If upon the trial it 21 is determined that all or part of the tax was levied or assessed for an illegal or 22 unauthorized purpose, or was for any reason invalid or excessive, judgment shall be 23 rendered therefor, with interest, and the judgment shall be collected as in other cases. 24 The amount of taxes for which judgment is rendered in such an action shall be

SESSION 1999

FILED - SENATE

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SENATE DRS3721-LDQ085(2.23)PRINCIPAL CLERK

Short Title: Four Oaks Farmers' Market Study. (Public)
Sponsors: Senator Harris.
Referred to:
A BILL TO BE ENTITLED
AN ACT TO DIRECT A LOCAL STUDY OF THE FEASIBILITY OF ESTABLISHING A LOCAL FARMERS' MARKET IN THE TOWN OF FOUR OAKS IN JOHNSTON COUNTY AND TO APPROPRIATE FUNDS FOR THIS STUDY.
The General Assembly of North Carolina enacts:
Section 1. There is appropriated from the General Fund to the Town of
Four Oaks the sum of twenty thousand dollars (\$20,000) for the 1999-2000 fiscal year
for the costs of conducting the study under Section 2 of this act.
Section 2. The governing body of the Town of Four Oaks shall appoint
members to a study committee that shall study the feasibility and desirability of
establishing a local farmers' market in the Town of Four Oaks in Johnston County. This study committee shall report its findings and recommendations to the governing
body of the Town of Four Oaks and to the General Assembly no later than May 15,

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

SESSION 1999

FILED - SENATE

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SENATE DRS3734-LT107(4.7)

PRINCIPAL CLERK

	Short Title: Firemen/Rescue Squad Worker Benefits. (Public)
	Sponsors: Senator Perdue.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO PROVIDE HEALTH BENEFITS FOR FIREMEN AND RESCUE
3	SQUAD WORKERS AND THEIR ELIGIBLE DEPENDENTS WHO DO NOT
4	HAVE ACCESS TO COMPREHENSIVE GROUP HEALTH BENEFITS BY
5	ALLOWING VOLUNTARY PARTICIPATION IN THE TEACHERS' AND
6	STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN.
7 8	The General Assembly of North Carolina enacts:
9	Section 1. G.S. 135-40 is amended by adding a new subsection to read:
10	"(a1) The State of North Carolina deems it to be in the public interest for North
11	Carolina firemen and rescue squad workers and certain of their dependents, who are not eligible for any other type of comprehensive group health insurance or other
12	comprehensive group health benefits, to be given the opportunity to participate in the
13	benefits provided by the North Carolina Teachers' and State Employees'
14	Comprehensive Major Medical Plan. Coverage under the Plan shall be voluntary for
15	eligible firemen and rescue squad workers who elect participation in the Plan for
16	themselves and their eligible dependents."
17	Section 2. G.S. 135-40.1(3) reads as rewritten:
18	"(3) Dependent Child A natural, legally adopted, or foster child of
19	the employee and/or spouse, unmarried, up to the first of the
20	month following his or her 19th birthday, whether or not the child
21	is living with the employee, as long as the employee is legally
22	responsible for such child's maintenance and support. Dependent
23	child shall also include any child under age 19 who has reached his
24	or her 18th birthday, provided the employee was legally

GENERAL ASSEMBLY OF NORTH CAROLINAILED - SENATE

SESSION 1999

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\$9 5 1 APR 1_D3 1999

SENATE DRS1667-LN164(4.5)

PRINCIPAL CLERK

Short Title:	(Public)	
Sponsors:	Senator Perdue.	
Referred to:		
	A BILL TO BE ENTITI ED	

2 AN ACT TO PROTECT PATIENTS' RIGHTS BY REQUIRING NAME BADGES OR OTHER IDENTIFICATION FOR HEALTH CARE PRACTITIONERS.

4 The General Assembly of North Carolina enacts:

Section 1. Chapter 90 of the General Statutes is amended by adding the 6 following new Article to read:

"ARTICLE 37.

"Health Care Practitioner Identification.

"§ 90-640. Identification badges required.

(a) For purposes of this section, 'health care practitioner' means an individual who 11 is licensed, certified, or registered to engage in the practice of medicine, nursing, 12 dentistry, pharmacy, or any related occupation involving the direct provision of 13 health care to patients.

(b) When providing health care to a patient, a health care practitioner shall wear a 15 badge or other form of identification displaying in readily visible type the individual's 16 name and the license, certification, or registration held by the practitioner. If the 17 identity of the individual's license, certification, or registration is commonly expressed 18 by an abbreviation rather than by full title, that abbreviation may be used on the 19 badge or other identification.

(c) The badge or other form of identification is not required to be worn if the 20 21 patient is being seen in the health care practitioner's office and the name and license 22 of the practitioner can be readily determined by the patient from a posted license, a 23 sign in the office, a brochure provided to patients, or otherwise.

(d) Each licensing board or other regulatory authority for health care practitioners 25 may adopt rules for exemptions from wearing a badge or other form of identification.



NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 319	/17	5:54 PM	APRIL 27, 1999	LEC	SISLATIVE DAY 52
		LT. GOVERNO	OR WICKER	Presiding	
PERDUE HEALTH CARE WORKERS/ID BADGE COMM. SUB/2ND EDITION			SENATE BILL 951 READING 2		
AYE	48	ALBERTSON ALLRAN	DANNELLY EAST	JORDAN	PURCELL
		BALLANCE BALLANTINE BASNIGHT CARPENTER	FORRESTER FOXX GARROU GARWOOD	KINNAIRD LEE LUCAS MARTIN R MARTIN W	RAND REEVES ROBINSON RUCHO SHAW L
		CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE	MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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PAIRS AYE NO	0				



952 ISLATIVE DAY 93 S951 HCS READING 2

7/06/99 4:20 PM

IN CHAIR: SPEAKER

HEALTH CARE WORKERS/ ID BADGE

SPEAKER ADAMS ALEXANDER ALLEN ALLRED ARNOLD BADDOUR BAKER BARBEE	CRAWFORD CULPEPPER CUNNINGHAM DAUGHTRY DEDMON DOCKHAM EARLE EASTERLING EDDINS	AYES	- 105 HUNTER, HURLEY INSKO JARRELL JEFFUS JUSTUS KISER LUEBKE MCALLIST		PRESTON RAYFIELD REDWINE ROGERS RUSSELL SAUNDERS SETZER SEXTON SHERRILL
BAREFOOT	EDWARDS		MCCOMAS		SMITH
				N	SMITH STARNES SUTTON TALLENT TEAGUE THOMAS TOLSON TUCKER WAINWRIGHT WALEND WARREN WILSON, C. WILSON, G. WOMBLE WOOD WRIGHT
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		NOES	- 2		
HOLMES	THOMPSON	110110	2		

EXCUSED ABSENCE - 7

DAVIS

DECKER

KINNEY

GRAY MOSLEY RAMSEY

WARNER

EXCUSED VOTE - 0

NOT VOTING - 6

CREECH CULP

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WARWICK

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 878/	/34	12:56 PM	JULY 8, 1999	LEC	GISLATIVE DAY 94
		SENATOR	BASNIGHT -	Presiding	
PERDUE HEALTH CAR COMM. SUB/		RKERS/ID BADGE EDITION		SENATE E	BILL 951
				MOTION 8 TO CONCU	
AYE	45	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SOLES WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0				
NOT CAST	0				
ABSENT	5	COCHRANE HARTSELL	JORDAN	SHAW R	WARREN
PAIRS AYE NO	0				

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

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\$952 - APR 131999

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SENATE DRS3731-LT110(4.7)
PRINCIPAL CLERK

Short Title:	Funds for NC/Israel Partnership.	(Public)
Sponsors:	Senator Perdue.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO APPROPRIATE FUNDS FOR THE NC/ISRAEL PARTNERSHIP PROGRAM.

4 The General Assembly of North Carolina enacts:

There is appropriated from the General Fund to the Section 1. 6 Department of Health and Human Services the sum of ninety-eight thousand seven 7 hundred forty-nine dollars (\$98,749) for the 1999-2000 fiscal year to continue pilot 8 programs established by the Department, including programs for stress prevention 9 and home visitation.

Section 2. 10 There is appropriated from the General Fund to the 11 Department of Commerce the sum of one hundred thousand dollars (\$100,000) for

12 the 1999-2000 fiscal year to continue economic development initiatives between

13 North Carolina and Israel.

Section 3. This act becomes effective July 1, 1999. 14

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

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9 53

APR 1 3 1999

SENATE DRS3742-RT/SB006.01(4.1)

Short Title: Wetlands Restoration Prgm. Amends.

Sponsors: Senator Clodfelter.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO AUTHORIZE THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO DISTRIBUTE FUNDS FROM THE WETLANDS RESTORATION FUND AND TO CONVEY INTERESTS IN REAL PROPERTY ACQUIRED UNDER THE WETLANDS RESTORATION PROGRAM TO FEDERAL AND STATE AGENCIES, LOCAL GOVERNMENTS, AND PRIVATE NONPROFIT CONSERVATION ORGANIZATIONS.

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 143-214.12 is amended by adding a new subsection to 10 read:

"(a1) The Department may distribute funds from the Wetlands Restoration Fund directly to a federal or State agency, a local government, or a private, nonprofit conservation organization to acquire, manage, and maintain real property or an interest in real property for the purposes set out in subsection (a) of this section. A recipient of funds under this subsection shall grant a conservation easement in the real property or interest in real property acquired with the funds to the Department in a form that is acceptable to the Department. The Department may convey real property or an interest in real property that has been acquired under the Wetlands Restoration Program to a federal or State agency, a local government, or a private, nonprofit conservation organization to acquire, manage, and maintain real property or an interest in real property for the purposes set out in subsection (a) of this section. A grantee of real property or an interest in real property under this subsection shall grant a conservation easement in the real property or interest in real property to the Department in a form that is acceptable to the Department."

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

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

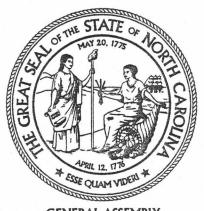
SEQ. 286/24-- 8:34 PM APRIL 26, 1999 LEGISLATIVE DAY 51 SENATOR BASNIGHT -- Presiding CLODFELTER SENATE BILL 953 WETLANDS RESTORATION PROGRAM AMEND. READING AYE 48 ALBERTSON DANNELLY KINNAIRD PURCELL ALLRAN EAST LEE RAND BALLANCE FORRESTER LUCAS REEVES BALLANTINE FOXX MARTIN R ROBINSON BASNIGHT GARROU MARTIN W RUCHO CARPENTER GULLEY METCALF SHAW L SHAW R CARRINGTON HAGAN MILLER MOORE SOLES CARTER HARRIS HARTSELL ODOM WARREN CLODFELTER PERDUE WEBSTER COCHRANE HOYLE COOPER JORDAN PHILLIPS WEINSTEIN DALTON KERR PLYLER WELLONS NO 0

EXCUSED 0

NOT CAST 1 GARWOOD

ABSENT 1 HORTON

PAIRS 0 AYE NO



GENERAL ASSEMBLY SENATE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 953

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

Page 1 of 1 S953V2-ASJ-001.01 JUL 6 1992999 Date Comm. Sub. [YES] Amends Title [NO] SECOND EDITION Representative Allred 1 moves to amend the bill on page 4 line 10 through page 12, line 44, 2 by deleting those lines. Amendment Sponsor Committee Chair if Senate Committee Amendment 45-66 EV Almin Wuln TABLED FAILED ADOPTED



955 ISLATIVE DAY 93 S953 HCS READING 2

SPEAKER

7/06/99 5:29 PM IN CHAIR: SPEAKER

AMEND #1 · REP. HURED

AMBIENT AIR QUALITY IMPROVEMENTS

MOTION #3 - PREVIOUS DUESTION

		AYES .	- 76	
ALLEN ALLRED ARNOLD BAKER BARBEE BERRY BOWIE BOYD-MCINTYRE BRASWELL BROWN BRUBAKER BUCHANAN CANSLER CAPPS CARPENTER CHURCH CLARY COLE CRAWFORD	CREECH CULP CULPEPPER CUNNINGHAM DAUGHTRY DEDMON DOCKHAM EASTERLING EDDINS EDWARDS ELLIS ESPOSITO GARDNER GIBSON GILLESPIE GRADY GULLEY HAIRE HIATT	AILS	HILL HOLMES HORN HOWARD HURLEY JARRELL JEFFUS JUSTUS KISER MCALLISTER MCCOMAS MCCOMBS MCLAWHORN MCMAHAN MITCHELL MOORE MORGAN MORRIS NYE	PRESTON RAYFIELD ROGERS RUSSELL SETZER SEXTON SHERRILL SMITH STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TUCKER WALEND WILSON, C. WILSON, G. WOOD
		NOTE	2.2	
ADAMS ALEXANDER BADDOUR BAREFOOT BLUE BONNER BRIDGEMAN COX EARLE	FOX GOODWIN HACKNEY HARDAWAY HENSLEY HUNTER, H. INSKO LUEBKE	NOES	MCCRARY MICHAUX MILLER MINER NESBITT OLDHAM OWENS POPE ENCE - 8	REDWINE SAUNDERS TOLSON WAINWRIGHT WARREN WOMBLE WRIGHT YONGUE
DAVIS	GRAY		MOSLEY	WARNER
DECKER	KINNEY		RAMSEY	WARWICK
	EXCU	JSED VO	OTE - 0	

NOT VOTING - 3

MELTON

FITCH



956 ISLATIVE DAY 93 S953 HCS READING 2 7/06/99 5:29 PM

IN CHAIR: SPEAKER

AMEND #1. REP. FILLED
AMBIENT AIR QUALITY IMPROVEMENTS

		AYES -	- 45		
ALLRED	DOCKHAM		KISER	SETZER	
ARNOLD	EDDINS		MCALLISTER	SEXTON	
BAKER	ESPOSITO		MCCOMBS	SHERRILI	_
BARBEE	GARDNER		MCCRARY	SMITH	
BERRY	GILLESPIE		MITCHELL	STARNES	
BROWN	GRADY		MOORE	TALLENT	
BRUBAKER	GULLEY		NESBITT	TEAGUE	
CANSLER	HIATT		OLDHAM	WALEND	
CAPPS	HOLMES		PRESTON	WILSON,	G.
CARPENTER	HOWARD		RAYFIELD	WOMBLE	
CLARY	JUSTUS		RUSSELL	WOOD	
COLE					
		NOES -	- 66		
CDEAKED	CITT D		TTODAT		

	MOED .	- 66	
SPEAKER	CULP	HORN	NYE
ADAMS	CULPEPPER	HUNTER, H.	OWENS
ALEXANDER	CUNNINGHAM	HURLEY	POPE
ALLEN	DAUGHTRY	INSKO	REDWINE
BADDOUR	DEDMON	JARRELL	ROGERS
BAREFOOT	EARLE	JEFFUS	SAUNDERS
BLUE	EASTERLING	LUEBKE	SUTTON
BONNER	EDWARDS	MCCOMAS	THOMAS
BOWIE	ELLIS	MCLAWHORN	THOMPSON
BOYD-MCINTYRE	FOX	MCMAHAN	TOLSON
BRASWELL	GIBSON	MELTON	TUCKER
BRIDGEMAN	GOODWIN	MICHAUX	WAINWRIGHT
BUCHANAN	HACKNEY	MILLER	WARREN
CHURCH	HAIRE	MINER	WILSON, C.
COX	HARDAWAY	MORGAN	WRIGHT
CRAWFORD	HENSLEY	MORRIS	YONGUE
CREECH	HILL		

EXCUSED ABSENCE - 8

DAVIS GRAY MOSLEY WARNER DECKER KINNEY RAMSEY WARWICK

EXCUSED VOTE - 0

NOT VOTING - 1

FITCH

LLAGE FULGO HADA - D GOLLES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

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		953 SUBSTITUTE_	7			Amendme	nt No	(to be filled	
	Rep.		BROD	WA/					
	Sen.) ———	<i>, , , , , , , , , ,</i>		•				
mo	ves to ame	end the bill on	page	6		, li	ne	15	8 * **********************************
() WHICH (CHANGES TH	E TITLE						
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AMEND #2 · RED. ELECTRICAL AMBIENT AIR QUALITY IMPROVEMENTS

957

S953 HCS

READING 2

ISLATIVE DAY 93

ALLRED ARNOLD BAKER	COLE CREECH	AYES	- 48 HOWARD JUSTUS	RAYFIELD SETZER
BARBEE BERRY	CULP DAUGHTRY DOCKHAM		KISER MCALLISTER MCCOMBS	SEXTON SHERRILL STARNES
BROWN BRUBAKER BUCHANAN CANSLER	ESPOSITO GARDNER GILLESPIE GRADY		MCCRARY MITCHELL MOORE	TALLENT TEAGUE THOMPSON
CAPPS CARPENTER CLARY	HIATT HILL HOLMES		MORGAN NESBITT OLDHAM PRESTON	WALEND WILSON, G. WOMBLE WOOD
		NOES	- 64	
SPEAKER ADAMS	CUNNINGHAM DEDMON	1.020	HORN HUNTER, H.	OWENS POPE

ALEXANDER EARLE HURLEY REDWINE ALLEN EASTERLING INSKO ROGERS BADDOUR EDDINS JARRELL RUSSELL BAREFOOT **EDWARDS JEFFUS** SAUNDERS BLUE ELLIS LUEBKE SMITH BONNER FITCH MCCOMAS SUTTON BOWIE FOX MCLAWHORN THOMAS BOYD-MCINTYRE GIBSON **MCMAHAN** TOLSON BRASWELL GOODWIN MELTON TUCKER BRIDGEMAN GULLEY MICHAUX WAINWRIGHT CHURCH HACKNEY MILLER WARREN COX HAIRE MINER WILSON, C. CRAWFORD HARDAWAY MORRIS WRIGHT CULPEPPER HENSLEY NYE YONGUE

EXCUSED ABSENCE - 8

DAVIS GRAY MOSLEY WARNER DECKER KINNEY RAMSEY WARWICK

EXCUSED VOTE - 0

NOT VOTING - 0

7/06/99

6:10 PM



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 953

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

S953V2-ASJ-002.01

Date____JUL 6 1999_____,1999

Comm. Sub. [YES] Amends Title [NO] SECOND EDITION

Representative Allred

1 moves to amend the bill on page 5, line 30,

2 by deleting the word "Alamance,";

3

4 on page 5, line 37,

5 by deleting the word "Alamance,";

6

7 on page 6, line 2,

8 by deleting the word "Alamance,";

9

10 on page 6, line 11,

11 by deleting the word "Alamance,"; and

12

13 on page 6, line 21,

14 by deleting the word "Alamance,".

SIGNED Amendment Sponsor

SIGNED Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ JUL 6 1999

INDLED

Aquie Wheter



EU

7/06/99 6:16 PM

IN CHAIR: SPEAKER

. # 958 ISLATIVE DAY 93 S953 HCS READING 2

BARBEE

BROWN

AMBIENT AIR QUALITY IMPROVEMENTS

ALLRED ARNOLD BAKER BERRY BRUBAKER BUCHANAN CANSLER CAPPS CLARY COLE	AYECRECH DAUGHTRY DOCKHAM ESPOSITO GARDNER GILLESPIE GRADY HIATT HOLMES HOWARD	JUSTUS KISER MCCOMBS MCCRARY MITCHELL MORGAN NESBITT PRESTON RAYFIELD SETZER	SEXTON SHERRILL STARNES TALLENT TEAGUE THOMPSON WALEND WILSON, G. WOMBLE WOOD
SPEAKER ADAMS ALEXANDER ALLEN BADDOUR BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN CHURCH COX CRAWFORD CULP	CUNNINGHAM DEDMON EARLE EASTERLING EDDINS EDWARDS ELLIS FOX GIBSON GOODWIN GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HILL HORN	HUNTER, H. HURLEY INSKO JARRELL JEFFUS LUEBKE MCCOMAS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MOORE MORRIS NYE	OWENS POPE REDWINE ROGERS RUSSELL SAUNDERS SMITH SUTTON THOMAS TOLSON TUCKER WAINWRIGHT WARREN WILSON, C. WRIGHT YONGUE
	EVOLUED 7	ADGENGE O	
DAVIS DECKER	GRAY KINNEY	ABSENCE - 8 MOSLEY RAMSEY	WARNER WARWICK
	EXCUSEI	O VOTE - 0	
	NOT VO	OTING - 6	

CARPENTER

FITCH

MCALLISTER

OLDHAM



959 ISLATIVE DAY 93 S953 HCS READING 2

6:19 PM IN CHAIR: SPEAKER

AMBIENT AIR QUALITY IMPROVEMENTS
MOTION #3 - PREVIOUS QUESTION (REP. BRODOUR)

	AYES	- 57	
SPEAKER	CULPEPPER	HURLEY	NYE
ADAMS	CUNNINGHAM	INSKO	OWENS
ALEXANDER	DEDMON	JARRELL	REDWINE
ALLEN	EARLE	JEFFUS	ROGERS
BADDOUR	EASTERLING	LUEBKE	SAUNDERS
BARBEE	EDWARDS	MCCRARY	SMITH
BAREFOOT	GIBSON	MCLAWHORN	SUTTON
BONNER	GOODWIN	MCMAHAN	THOMAS
BOWIE	HACKNEY	MELTON	TOLSON
BOYD-MCINTYRE	HAIRE	MICHAUX	TUCKER
BRASWELL	HARDAWAY	MILLER	WAINWRIGHT
BRIDGEMAN	HILL	MINER	WARREN
CHURCH	HORN	MOORE	WRIGHT
COX	HUNTER, H.	NESBITT	YONGUE
CRAWFORD			

	NO	DES - 54		
ALLRED	CULP	HOLMES	RUSSELL	
ARNOLD	DAUGHTRY	HOWARD	SETZER	
BAKER	DOCKHAM	JUSTUS	SEXTON	
BERRY	EDDINS	KISER	SHERRILI	_
BLUE	ELLIS	MCCOMAS	STARNES	
BROWN	ESPOSITO	MCCOMBS	TALLENT	
BRUBAKER	FITCH	MITCHELL	TEAGUE	
BUCHANAN	FOX	MORGAN	THOMPSON	1
CANSLER	GARDNER	MORRIS	WALEND	
CAPPS	GILLESPIE	OLDHAM	WILSON,	C.
CARPENTER	GRADY	POPE	WILSON,	G.
CLARY	GULLEY	PRESTON	WOMBLE	
COLE	HENSLEY	RAYFIELD	WOOD	
CREECH	HIATT			

EXCUSED ABSENCE - 8
DAVIS GRAY MOSLEY
DECKER KINNEY RAMSEY

EXCUSED VOTE - 0

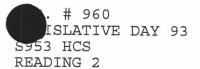
NOT VOTING - 1

MCALLISTER

WARNER

WARWICK





MCALLISTER

7/06/99 6:19 PM R: SPEAKER

IN CHAIR: SPEAKER

AMBIENT AIR QUALITY IMPROVEMENTS

			AYES	- 72			
	SPEAKER	CULPEPPER		HUNTER,	н.	OWENS	
•	ADAMS	CUNNINGHAM		HURLEY		POPE	
	ALEXANDER	DAUGHTRY		INSKO		REDWINE	
	ALLEN	DEDMON		JARRELL		ROGERS	
	BADDOUR	EARLE		JEFFUS		RUSSELL	
	BAREFOOT	EASTERLING		LUEBKE		SAUNDERS	
	BLUE	EDWARDS		MCCOMAS		SHERRILL	
	BONNER	FITCH		MCCRARY		SMITH	
	BOWIE	FOX		MCLAWHOR	RN	THOMAS	
	BOYD-MCINTYRE	GIBSON		MCMAHAN		THOMPSON	
	BRASWELL	GOODWIN		MELTON		TOLSON	
	BRIDGEMAN	GULLEY		MICHAUX		TUCKER	
	BUCHANAN	HACKNEY		MILLER		WAINWRIGH	Т
	CANSLER	HAIRE		MINER		WALEND	
	COX	HARDAWAY		MORGAN		WARREN	
	CRAWFORD	HENSLEY		MORRIS		WILSON, C	
	CREECH	HILL		NESBITT		WRIGHT	
	CULP	HORN		NYE		YONGUE	
			NODE	2.0			
	ALLRED	CLARY	NOES				
	ARNOLD	COLE		HOLMES		SETZER	
	BAKER			HOWARD		SEXTON	
	BARBEE	DOCKHAM EDDINS		JUSTUS KISER		STARNES	
	BERRY	ELLIS		MCCOMBS		SUTTON	
	BROWN	ESPOSITO		MITCHELI		TALLENT TEAGUE	
	BRUBAKER	GARDNER		MOORE		WILSON, G	
	CAPPS	GILLESPIE		OLDHAM		WOMBLE	•
	CARPENTER	GRADY		PRESTON		WOOD	
	CHURCH	HIATT		RAYFIELI)	WOOD	
			D ABS	ENCE - 8			
	DAVIS	GRAY		MOSLEY		WARNER	
	DECKER	KINNEY		RAMSEY		WARWICK	
		EVAT.	ופפה זי	OTE - 0			
		EACC	DED V	OIE - U			

NOT VOTING - 1

S953 HCS



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT** Senate Bill 953

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

S953V2-ASJ-001.01

JUL 7 1999, 1999

Comm. Sub. [YES] Amends Title [NO] SECOND EDITION

Representative Allred

2 by deleting those lines. Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment FAILED JUL 7 1999 TABLED ADOPTED

1 moves to amend the bill on page 4 line 10 through page 12, line 44,

44-69 EV (Adjusted) DWulk



7/07/99 4:58 PM

IN CHAIR: SPEAKER

988 GISLATIVE DAY 94 S953 HCS READING 3

AMEND #4 Rep. 9Wed
AMBIENT AIR QUALITY IMPROVEMENTS

		AYES	- 44		
ADAMS	COLE		KISER		SEXTON
ALLRED	DAUGHTRY		MCALLISTER		SHERRILL
ARNOLD	DOCKHAM		MCCOMBS		SMITH
BAKER	EDDINS		MCCRARY		STARNES
BERRY	ESPOSITO		MITCHELL	f may be	SUTTON
BROWN	GARDNER		MOORE		TALLENT
BRUBAKER	GILLESPIE		NESBITT		TEAGUE
CANSLER	GRADY		PRESTON		WALEND
CAPPS	HIATT		RAYFIELD		WILSON, G.
CARPENTER	HOLMES		RUSSELL		WOMBLE
CLARY	HOWARD		SETZER		WOOD
		NOES	- 66-61 Mile	elm	

	MOLIO	00 B. 1 Brace	
SPEAKER	CULP	HENSLEY	MORRIS
ALEXANDER	CULPEPPER	HILL	NYE
ALLEN	CUNNINGHAM	HORN	OLDHAM
BADDOUR	DEDMON	HUNTER, H.	OWENS
BARBEE	EARLE	HURLEY	POPE
BAREFOOT	EASTERLING	INSKO	REDWINE
BLUE	EDWARDS	JARRELL	ROGERS
BONNER	ELLIS	JEFFUS	SAUNDERS
BOWIE	FITCH	LUEBKE	THOMAS
BOYD-MCINTYRE	FOX	MCCOMAS	THOMPSON
BRASWELL	GIBSON	MCLAWHORN	TOLSON
BRIDGEMAN	GOODWIN	MCMAHAN	TUCKER
BUCHANAN	GRAY	MELTON	WAINWRIGHT
CHURCH	GULLEY	MICHAUX	WARREN
COX	HACKNEY	MINER	WILSON, C.
CRAWFORD	HAIRE	MORGAN	YONGUE
CREECH	HARDAWAY		MILLER Milele

EXCUSED ABSENCE - 8

DAVIS KINNEY RAMSEY WARWICK DECKER MOSLEY WARNER WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 2 1 Wul

JUSTUS MILLER

townles

S953 HCS



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 953

AMENDMENT NO.

(to be filled in by Principal Clerk)

Page 1 of 1

S953V2-ASJ-004.02

Date

,1999

Comm. Sub. [YES]
Amends Title [NO]
SECOND EDITION

Representative Justus

moves to amend the bill on page 4, line 35, by inserting a double quotation mark at the end of that line;

on page 4, line 36 through page 5, line 14, by deleting those lines;

on page 5, lines 15 through 21, by deleting the second sentence in that section;

on page 5, line 22 through page 6, line 26, by deleting those lines and substituting:

"Section 3.3. Effective 1 July 2005, G.S. 143-215.7A(c), as enacted by Section 3.1 of this act, reads as rewritten:

'(c) Counties Covered. Statewide Coverage. -- Motor vehicle emissions inspections shall be performed only in the following counties: Cabarrus, Durham, Forsyth, Caston, Guilford, Mecklenburg, Orange, Union, and Wake. in every county in the State.";



NORTH CAROLINA GENERAL ASSEMBLY **AMENDMENT** Senate Bill 953

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

S953V2-ASJ-004.02

on page 6, line 27, by rewriting that line to read:

"Section 3.4. Section 3.3 of this act becomes effective only if"; and

by renumbering the remaining sections in Part III of the bill accordingly.

SIGNED COLLET TO MANUAL Amendment Sponsor		
SIGNED Committee Chair if Senate Committee	Amendment	
ADOPTED FAILED	JUL 7 1999	TABLED

39-72 EV Denin Wuh



EV

7/07/99 5:26 PM

IN CHAIR: SPEAKER

989 ISLATIVE DAY 94 S953 HCS READING 3

AMEND #5 Rep.Justus
AMBIENT AIR QUALITY IMPROVEMENTS

ALLRED BERRY BROWN CANSLER CAPPS CHURCH CULP DAUGHTRY DOCKHAM EDDINS	AYES ESPOSITO FITCH FOX GARDNER GRAY GULLEY HIATT HOWARD JUSTUS KISER	- 39 MCALLISTER MCCOMBS MCCRARY MITCHELL MOORE NESBITT PRESTON RAYFIELD REDWINE SETZER	SHERRILL SMITH STARNES TALLENT TEAGUE WALEND WILSON, G. WOMBLE WOOD
	NOES	- 72	
SPEAKER ADAMS ALEXANDER ALLEN ARNOLD BADDOUR BAKER BARBEE BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BRUBAKER BUCHANAN CARPENTER	CLARY COLE COX CRAWFORD CREECH CULPEPPER CUNNINGHAM DEDMON EARLE EASTERLING EDWARDS ELLIS GIBSON GILLESPIE GOODWIN GRADY HACKNEY HAIRE	HENSLEY HILL HOLMES HORN HUNTER, H. HURLEY INSKO JARRELL JEFFUS LUEBKE MCCOMAS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MORGAN	MORRIS NYE OLDHAM OWENS POPE ROGERS RUSSELL SAUNDERS SEXTON SUTTON THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WARREN WILSON, C. YONGUE
	EXCUSED AB	SENCE - 8	
DAVIS	KINNEY	RAMSEY	WARWICK
DECKER	MOSLEY	WARNER	WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 1

HARDAWAY

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

	EDITION No	
	H. B. No	DATE 7 July 99
	S. B. No. 953	Amendment No(to be filled in by
	COMMITTEE SUBSTITUTE	Principal Clerk)
	Rep.)	
	Sen.)	
1	moves to amend the bill on page	5, line
2	() WHICH CHANGES THE TITLE	doll F +1 0 'c 1'
3	by	deleting the word parkingham.
4	on page 6,	dine 5, by debiling the
5	word nock	inglam!
6	On page 6,	line 14, by deleting the
7	word Rocks	ingham," and
	on page 6,	line 25. by deleting the
9	word Rockins	Them,"
10	ر	
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	<u> </u>	/ /
	ADOPTED	TABLED 7/7/99 TABLED 35-66 EV Week
		35-66 EV Week



EV

7/07/99 5:30 PM

IN CHAIR: SPEAKER

990 ISLATIVE DAY 94 S953 HCS READING 3

AMEND #6 Rep. Sexton AMBIENT AIR QUALITY IMPROVEMENTS

ALLRED ARNOLD BADDOUR BAKER BERRY BROWN BRUBAKER BUCHANAN CANSLER	AYES CAPPS CARPENTER COLE CREECH DAUGHTRY DOCKHAM ESPOSITO FITCH GARDNER	- 35 GILLESPIE GRADY GULLEY HIATT HOLMES KISER MITCHELL MORGAN PRESTON	RAYFIELD SEXTON SHERRILL STARNES TALLENT TEAGUE WALEND WOOD
SPEAKER ADAMS ALEXANDER ALLEN BARBEE BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN COX CRAWFORD CULP CULPEPPER CUNNINGHAM	DEDMON EARLE EASTERLING EDDINS EDWARDS ELLIS FOX GIBSON GOODWIN GRAY HACKNEY HAIRE HENSLEY HILL HORN HOWARD HUNTER, H.	HURLEY INSKO JARRELL JEFFUS MCCOMBS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MOORE MORRIS NESBITT NYE OLDHAM	OWENS POPE REDWINE RUSSELL SAUNDERS SMITH SUTTON THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WARREN WILSON, C. WILSON, G. YONGUE
DAVIS DECKER	EXCUSED ABS KINNEY MOSLEY EXCUSED V	RAMSEY WARNER	WARWICK WRIGHT
CHURCH CLARY HARDAWAY	NOT VOTI JUSTUS LUEBKE MCALLISTER	NG - 11 MCCOMAS MCCRARY ROGERS	SETZER WOMBLE



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 953

AMENDMENT NO.

(to be filled in by Principal Clerk) S953V2-ASJ-005.01 Page 1 of 1 JUL 7 1999 Comm. Sub. [YES] Amends Title [NO] SECOND EDITION Representative Capps 1 moves to amend the bill on page 7, line 28, by rewriting that line 2 to read: 3 "(3) It is a 1975 1990 or later model." 4 SIGNED Amendment Sponsor Committee Chair if Senate Committee Amendment FAILED ADOPTED TABLED 50-60 ev Denin Which



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7/07/99 5:38 PM

IN CHAIR: SPEAKER

. # 991 ISLATIVE DAY 94 S953 HCS READING 3

AMEND #7 Rep. Capps
AMBIENT AIR QUALITY IMPROVEMENTS

			AYES	- 50	
ALLRED		CREECH		HOLMES	RAYFIELD
ARNOLD		CULP		HOWARD	SETZER
BAKER		DAUGHTRY		JUSTUS	SEXTON
BERRY	~.	DOCKHAM		KISER	SHERRILL
BOWIE	* 74+	EDDINS		MCALLISTER	STARNES
BROWN		ELLIS		MCCOMBS	TALLENT
BRUBAKER		ESPOSITO		MCCRARY	TEAGUE
BUCHANAN		FOX		MITCHELL	THOMPSON
CANSLER		GARDNER		MOORE	WALEND
CAPPS		GILLESPIE		MORGAN	WILSON, G.
CARPENTER		GRADY		POPE	WOMBLE
CLARY		GULLEY		PRESTON	WOOD
COLE		HIATT			

		NOES	- 60	
ADAMS	CUNNINGHAM		HUNTER, H.	NYE
ALEXANDER	DEDMON		HURLEY	OLDHAM
ALLEN	EARLE		INSKO	OWENS
BADDOUR	EASTERLING		JARRELL	REDWINE
BARBEE	EDWARDS		JEFFUS	ROGERS
BAREFOOT	FITCH		LUEBKE	RUSSELL
BLUE	GIBSON		MCCOMAS	SAUNDERS
BONNER	GOODWIN		MCLAWHORN	SMITH
BOYD-MCINTYRE	GRAY		MCMAHAN	SUTTON
BRASWELL	HACKNEY		MELTON	THOMAS
BRIDGEMAN	HAIRE		MICHAUX	TOLSON
CHURCH	HARDAWAY		MILLER	TUCKER
COX	HENSLEY		MINER	WAINWRIGHT
CRAWFORD	HILL		MORRIS	WARREN
CULPEPPER	HORN		NESBITT	YONGUE

EXCUSED ABSENCE - 8

DAVIS KINNEY RAMSEY WARWICK DECKER MOSLEY WARNER WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 2

SPEAKER WILSON, C.

LLMUL I IILUU IIMIILU - U UUI ILU

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

	EDITION No
	H. B. No DATE
	S. B. No
	COMMITTEE SUBSTITUTE (to be filled in by Principal Clerk)
	(Rep.) BAKER
	Sen.)
1	moves to amend the bill on page
2	() WHICH CHANGES THE TITLE
3	by deleting the worlds "stokes, SURRY,"
4	
5	- AND on page to Live 26 by deleting
6	the words "stokes, surry,"
7	
9	
10	
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16	•
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18	
19	0101
	SIGNED About
	ADOPTEDFAILED
	137-70 EV DWille



7/07/99 5:40 PM

IN CHAIR: SPEAKER

992 ISLATIVE DAY 94 S953 HCS READING 3

MCALLISTER

MCCRARY

AMEND #8 Rep. Baker AMBIENT AIR QUALITY IMPROVEMENTS

ALLRED ARNOLD BAKER BERRY BROWN BRUBAKER BUCHANAN CANSLER CAPPS CARPENTER	CLARY CREECH DAUGHTRY DOCKHAM ESPOSITO GARDNER GILLESPIE GRADY HIATT	HOLMES HOUNTUS KISER MCCOMBS MITCHELL MORGAN MORRIS PRESTON	RAYFIELD SETZER SEXTON SHERRILL STARNES TALLENT TEAGUE WILSON, G. WOOD
SPEAKER ADAMS ALEXANDER ALLEN BADDOUR BARBEE BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN CHURCH COLE COX	CULPEPPER CUNNINGHAM DEDMON EARLE EASTERLING EDDINS EDWARDS ELLIS FITCH FOX GIBSON GOODWIN GRAY GULLEY HACKNEY HAIRE	HILL HORN HUNTER, H. HURLEY INSKO JARRELL JEFFUS LUEBKE MCCOMAS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MOORE	NYE OLDHAM OWENS POPE REDWINE ROGERS RUSSELL SAUNDERS SMITH SUTTON THOMAS THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WARREN
CRAWFORD	HARDAWAY	NESBITT	YONGUE
CULP	HENSLEY		
DAVIS DECKER	EXCUSED KINNEY MOSLEY	D ABSENCE - 8 RAMSEY WARNER	WARWICK WRIGHT
	EXCUS	SED VOTE - 0	

NOT VOTING - 5

WILSON, C.

WALEND

WOMBLE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

H. B. No DATE
S. B. No. 953 V2 Amendment No. (to be filled in by
Principal Clerk)
Rep.) Sen.)
Sen.)
moves to amend the bill on page
by deleting the word "Catawbay"; and
on page 5, line 30, by deleting "Catawba," jan
on page 5, line 31, by deleting "Lincoln,"; a
on page 5, line 37, by deleting "Catawba," ; an
on page 5, line 39, by deleting "Lincoln,"; and
on page 6, line 2, by deleting "Catawba,"; and
on page 6, line 4, by deleting "Catawba,"; and
on page 6, line 14, by deleting "Lincoln,"; and
in on page 6, line 22, by deleting "Catawba"; and
on page 6, line 24, by deleting "Lincoln,".
86.0
SIGNED Perry
ADOPTEDFAILEDTABLED
40-69 EV aWeeks



EV 7/07/99 5:41 PM

IN CHAIR: SPEAKER

993 ISLATIVE DAY 94 S953 HCS READING 3

AMEND #9 Rep. Bevv AMBIENT AIR QUALITY IMPROVEMENTS

ALLRED ARNOLD BAKER BERRY BROWN BRUBAKER BUCHANAN CANSLER CAPPS CARPENTER	CLARY CREECH DAUGHTRY DOCKHAM EDDINS ESPOSITO GARDNER GILLESPIE GRADY HIATT	AYES	- 40 HOLMES HOWARD JUSTUS KISER MCCOMBS MITCHELL MORGAN PRESTON RAYFIELD SETZER	SEXTON SHERRILL STARNES TALLENT TEAGUE THOMPSON WALEND WILSON, C. WILSON, G. WOOD
		MODE	60	
SPEAKER ADAMS ALEXANDER ALLEN BADDOUR BARBEE BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN CHURCH COLE COX CRAWFORD CULP	CULPEPPER CUNNINGHAM DEDMON EARLE EASTERLING EDWARDS ELLIS FITCH FOX GIBSON GOODWIN GRAY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY	NOES	HILL HORN HUNTER, H. HURLEY INSKO JARRELL JEFFUS LUEBKE MCCOMAS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MOORE MORRIS	NESBITT NYE OLDHAM OWENS POPE REDWINE ROGERS RUSSELL SAUNDERS SMITH SUTTON THOMAS TOLSON TUCKER WAINWRIGHT WARREN YONGUE
	EXCUSE	ED ARS	ENCE - 8	
DAVIS DECKER	KINNEY MOSLEY	10	RAMSEY WARNER	WARWICK WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 3

MCALLISTER MCCRARY WOMBLE



7/07/99 5:42 PM

IN CHAIR: SPEAKER

. # 994 ISLATIVE DAY 94 S953 HCS READING 3

AMBIENT AIR QUALITY IMPROVEMENTS

		82 Much	
	AYES	- 83	
SPEAKER	CUNNINGHAM	HURLEY	RAYFIELD
ADAMS	DAUGHTRY	INSKO	REDWINE
ALEXANDER	DEDMON	JARRELL	ROGERS
ALLEN	EARLE	JEFFUS	RUSSELL
BADDOUR	EASTERLING	LUEBKE	SAUNDERS
BARBEE	EDWARDS	MCALLISTER	SETZER
BAREFOOT	ELLIS	MCCOMAS	SHERRILL
BLUE	FITCH	MCCRARY	SMITH
BONNER	FOX	MCLAWHORN	TEAGUE DWeeln
BOWIE	GIBSON	MCMAHAN	THOMAS
BOYD-MCINTYRE	GILLESPIE	MELTON	THOMPSON
BRASWELL	GOODWIN	MICHAUX	TOLSON
BRIDGEMAN	GRAY	MILLER	TUCKER
BUCHANAN	GULLEY	MINER	WAINWRIGHT
CANSLER	HACKNEY	MORGAN	WALEND
CHURCH	HAIRE	MORRIS	WARREN
COX	HARDAWAY	NESBITT	WILSON, C.
CRAWFORD	HENSLEY	NYE	WILSON, G.
CREECH	HILL	OLDHAM	WOMBLE
CULP	HORN	OWENS	YONGUE
CULPEPPER	HUNTER, H.	POPE	
		1	
	NOES	- 29 30 Wich	
ALLRED	CLARY	HIATT	MOORE
ARNOLD	COLE	HOLMES	PRESTON

BAKER DOCKHAM HOWARD SEXTON BERRY EDDINS JUSTUS STARNES BROWN ESPOSITO KISER SUTTON BRUBAKER GARDNER MCCOMBS TALLENT CAPPS GRADY MITCHELL WOOD CARPENTER

TEAGUE

EXCUSED ABSENCE - 8

DAVIS KINNEY RAMSEY WARWICK DECKER MOSLEY WARNER WRIGHT

EXCUSED VOTE - 0

NOT VOTING - 0

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 105	6/13-	9:08 PM	JULY 19, 1999	LEC	GISLATIVE DAY 99
LT. GOVERNOR WICKER CLODFELTER AMBIENT AIR QUALITY IMPROVEMENTS HOUSE COMM. SUB/2ND EDITION			Presiding SENATE BILL 953		
AYE	34	ALBERTSON BALLANCE CARPENTER CARTER CLODFELTER COOPER DALTON DANNELLY GARROU	GULLEY HAGAN HARRIS HOYLE KERR KINNAIRD LEE LUCAS MARTIN R	MARTIN W METCALF MILLER ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON SHAW R SOLES WARREN WEINSTEIN WELLONS
NO	12	ALLRAN BALLANTINE CARRINGTON	COCHRANE EAST FORRESTER	FOXX HARTSELL HORTON	MOORE RUCHO WEBSTER
EXCUSED	0				
NOT CAST	2	BASNIGHT	GARWOOD		
ABSENT	2	JORDAN	SHAW L	OF THE	STATE OF AND
PAIRS	0				

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GENERAL ASSEMBLY SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA LLED - SENATE

SESSION 1999

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SENATE DRS4556*-LK069(2:24)CIPAL CLERK

	Short Title: Commercial Vehicle Safety/AB. (Public)
	Sponsors: Senator Metcalf.
	Referred to:
1	A BILL TO BE ENTITLED
	AN ACT TO AMEND THE LAWS RELATING TO COMMERCIAL VEHICLE
3	HIGHWAY SAFETY.
4	The General Assembly of North Carolina enacts:
5	Section 1. Chapter 20 of the General Statutes is amended by adding a
	new section to read:
7	"§ 20-17.7. Commercial motor vehicle out-of-service fines authorized.
8	The Commissioner may adopt fines for out-of-service criteria as defined in C.F.R.
9	Part 390.5. These fines may not exceed the schedule of fines adopted by the
10	Commercial Motor Vehicle Safety Alliance that is in effect on the date of the
11 12	violations." Section 2. Chapter 20 of the General Statutes is amended by adding a
	new section to read:
14	"§ 20-169.1. Electronic monitor devices of traffic law enforcement authorized.
15	The Department of Transportation may use electronic monitoring devices for the
16	•
17	Section 3. Chapter 20 of the General Statutes is amended by adding a
	new section to read:
19	"§ 20-138.2C. Possession of alcoholic beverages while operating a commercial motor
20	vehicle.
21	A person commits the offense of operating a commercial motor vehicle while
22	
23	
24	
25	commercial vehicle."

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE D

SENATE DRS2645-LD086(2.23)

Short Title:	Proper Trial Division/Counsel Fees.	(Public)	
Sponsors:	Senator Dalton.		
Referred to			

A BILL TO BE ENTITLED

AN ACT TO RAISE THE AMOUNT IN CONTROVERSY THAT DETERMINES THE PROPER DIVISION FOR TRIAL OF CIVIL ACTIONS AND TO ALLOW 3 COUNSEL FEES AS PART OF COSTS IN CERTAIN CIVIL ACTIONS.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 7A-243 reads as rewritten:

"§ 7A-243. Proper division for trial of civil actions generally determined by amount in 8 controversy.

Except as otherwise provided in this Article, the district court division is the 10 proper division for the trial of all civil actions in which the amount in controversy is 11 ten thousand dollars (\$10,000) twenty thousand dollars (\$20,000) or less; and the 12 superior court division is the proper division for the trial of all civil actions in which 13 the amount in controversy exceeds ten thousand dollars (\$10,000). twenty thousand 14 dollars (\$20,000).

For purposes of determining the amount in controversy, the following rules apply 16 whether the relief prayed is monetary or nonmonetary, or both, and with respect to 17 claims asserted by complaint, counterclaim, cross-complaint or third-party complaint:

The amount in controversy is computed without regard to interest (1) and costs.

Where monetary relief is prayed, the amount prayed for is in (2) controversy unless the pleading in question shows to a legal certainty that the amount claimed cannot be recovered under the applicable measure of damages. The value of any property seized in attachment, claim and delivery, or other ancillary proceeding, is



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GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

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S 9 5 6 APR 1 4 1999

SENATE DRS4652-RV002(4.13) PRINCIPAL CLERK

	Short Title: Thr	eats Against Minor Children. (Public
	Sponsors: Se	nator Dalton.
	Referred to:	
1		A BILL TO BE ENTITLED
2	AN ACT TO M	AKE IT A CLASS 2 MISDEMEANOR TO USE IN TELEPHONIC
3	COMMUNICA	ATIONS WITH ANOTHER PERSON ANY WORDS OR
4	LANGUAGE	THREATENING THAT PERSON'S MINOR CHILD, AND TO
5	MAKE IT A	CLASS 1 MISDEMEANOR TO WILLFULLY THREATEN
6	PHYSICAL IN	JURY TO THE MINOR CHILD OF ANOTHER.
7	The General Ass	embly of North Carolina enacts:
8	Secti	on 1. G.S. 14-196(a) reads as rewritten:
9	"(a) It shall b	e unlawful for any person:
0	(1)	To use in telephonic communications any words or language of a
1		profane, vulgar, lewd, lascivious or indecent character, nature or
2		connotation;
3	(2)	To use in telephonic communications any words or language
4		threatening to inflict bodily harm to any person or to that person's
5		minor child or other dependent or physical injury to the property
6		of any person, or for the purpose of extorting money or other
7	(2)	things of value from any person;
8	(3)	To telephone another repeatedly, whether or not conversation
9		ensues, for the purpose of abusing, annoying, threatening
0		terrifying, harassing or embarrassing any person at the called
1	(4)	number;
2	(4)	To make a telephone call and fail to hang up or disengage the
3 4	(5)	connection with the intent to disrupt the service of another;
4	(5)	To telephone another and to knowingly make any false statement

concerning death, injury, illness, disfigurement, indecent conduct

LLAUL LUFOO HAUD - 9 COLIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

CHANGES TITLE

	\	EDITION No
_ /)	H. B. No DATE 4/26/99
		S. B. No Amendment No
		COMMITTEE SUBSTITUTE (to be filled in by Principal Clerk)
		Rep.)
		Sen.
	1	moves to amend the bill on pageONE, line,
	2	() WHICH CHANGES THE TITLE by deleting the broad "minor" and the
	4	by deleting the word "minor" and the word "other"; and by inserting after
	5	the word "child" the words "or
	6	spouse"
	7	and by amending p. 2 l. 11 by
_	8	making a Conforming change
)	9	as set out above
	10	
	11	
	12	
,	13	
	14	
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	16	
	17	
	18	
	19	
		SIGNED an
)		
		ADOPTED V 49-1 FAILED TABLED TABLED

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 287/25	5 8:37 PM	APRIL 26, 1999	LE	GISLATIVE DAY 51
DALTON THREATS AGAI	SENATOR BASNIGHT Presiding ALTON SENATE BILL 956 HREATS AGAINST MINOR CHILDREN			
			AMEND	1
AYE 4	9 ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0			
EXCUSED (0			

NOT CAST 0

1 HORTON

ABSENT

PAIRS AYE NO



GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ.	288/26	8:41 PM	APRIL 26, 1999	e LEGI	SLATIVE DAY 51
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DALTON THREATS	S AGAINS	T MINOR CHILDR	PEN	SENATE BI READING	LL 956 2
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSE	D 0				

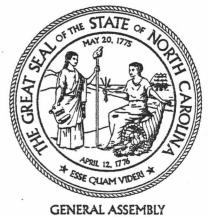
NOT CAST 0

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HORTON

ABSENT

PAIRS AYE NO



GENERAL ASSEMBLY SENATE



785 ISLATIVE DAY 84 S956 HCS READING 2

6/21/99 8:53 PM IN CHAIR: SPEAKER

THREATS AGAINST MINOR CHILDREN

	AYES	- 107	
ADAMS	CUNNINGHAM	HORN	POPE
ALEXANDER	DAUGHTRY	HOWARD	PRESTON
ALLEN	DAVIS	HUNTER, H.	RAYFIELD
ALLRED	DECKER	HURLEY	REDWINE
BADDOUR	DEDMON	INSKO	ROGERS
BAKER	DOCKHAM	JARRELL	RUSSELL
BARBEE	EARLE	JEFFUS	SAUNDERS
BAREFOOT	EASTERLING	JUSTUS	SETZER
BERRY	EDDINS	KISER	SHERRILL
BLUE	EDWARDS	LUEBKE	SMITH
BONNER	ELLIS	MCALLISTER	STARNES
BOWIE	ESPOSITO	MCCOMAS	TALLENT
BOYD-MCINTYRE	FITCH	MCCOMBS	TEAGUE
BRIDGEMAN	FOX	MCCRARY	THOMAS
BROWN	GARDNER	MCLAWHORN	THOMPSON
BUCHANAN	GIBSON	MCMAHAN	TOLSON
CANSLER	GILLESPIE	MELTON	TUCKER
CAPPS	GOODWIN	MICHAUX	WALEND
CARPENTER	GRADY	MILLER	WARNER
CHURCH	GRAY	MITCHELL	WARREN
CLARY	GULLEY	MORGAN	WARWICK
COLE	HACKNEY	MORRIS	WILSON, C.
COX	HAIRE	MOSLEY	WILSON, G.
CRAWFORD	HARDAWAY	NESBITT	WOMBLE
CREECH	HENSLEY	NYE	WRIGHT
CULP	HIATT	OLDHAM	YONGUE
CULPEPPER	HILL	OWENS	
	NOES	- 0	
N 4	EXCUSED ABS		
ARNOLD	KINNEY	RAMSEY	WAINWRIGHT
BRUBAKER	MINER	SUTTON	WOOD
	EXCUSED V	OTE - 0	
CDUAKED	NOT VOTI		
SPEAKER	HOLMES	MOORE	SEXTON
BRASWELL			

RECORDED VOTE

1999 FIRST SESSION

SEQ. 727	/8	1:15 PM	JUNE 24, 1999	LEGISL	ATIVE DAY
		LT. GOVER	NOR WICKER	Presiding	
		T MINOR CHILD B/4TH EDITION		SENATE BILL	956
				MOTION 8 TO CONCUR	
AYE	43	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON	HOYLE KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE PHILLIPS	PURCELL RAND ROBINSON RUCHO SHAW L SOLES WARREN WEBSTER WEINSTEIN WELLONS
NO	0				
EXCUSED	0	-			
NOT CAST	0				
ABSENT	7	CARTER JORDAN	ODOM PERDUE	PLYLER OF THE STATE STAT	E CHANGE R
PAIRS AYE NO	0			GREAT	CAROLLINA

GENERAL ASSEMBLY SENATE

SESSION 1999

FILED - SENATE

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SENATE DRS6644-LC182C(4.5)

PRINCIPAL CLERK

	Short Title: Optional Simple Income Tax. (Public)
	Sponsors: Senator Webster.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO ENACT AN OPTIONAL SIMPLIFIED INCOME TAX FOR
3	INDIVIDUALS WHO PREFER TO AVOID THE BURDEN AND EXPENSE OF
4	CALCULATING STATE INCOME TAXES.
5	The General Assembly of North Carolina enacts:
6	Section 1. Part 2 of Article 4 of Chapter 105 of the General Statutes is
7	amended by adding a new section to read:
8	"§ 105-134.2A. Optional simplified individual income tax.
9	(a) Tax On individuals who elect the optional tax provided in this section, there
10	is imposed for each taxable year, in lieu of the tax imposed in G.S. 105-134.2, a
11	simplified income tax. The simplified income tax is computed at the applicable
12	percentages provided in G.S. 105-134.2(a), based on the taxpayer's filing status, of the
13	individual's taxable income as determined under the Code for the taxable year.
14	(b) Election An individual may elect the optional simplified tax for the taxable
15	year by so indicating on the tax return. If the individual's optional simplified tax for
16	the taxable year is one dollar (\$1.00) or less, the individual may elect the optional
17	simplified tax by not filing a return for the taxable year. The election is irrevocable.
18	(c) Administration The tax imposed by this section shall be treated as the tax
19	imposed by G.S. 105-134.2 except as provided in this subsection.
20	(1) Adjustments G.S. 105-134.6 and G.S. 105-134.7 do not apply to
21	the tax imposed by this section.
22	(2) Credits No credit is allowed against the tax imposed by this

on behalf of the individual for the taxable year.

section other than credit for North Carolina income tax paid by or



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S 9 5 8 APR 1 4 1999

GENERAL ASSEMBLY OF NORTH CARPLINACIPAL CLERK SESSION 1999

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SENATE JOINT RESOLUTION DRSJR2676-LC193(4.7)

Sponsors:

Senator Webster.

Referred to:

1 A JOINT RESOLUTION AUTHORIZING THE REVENUE LAWS STUDY COMMITTEE TO STUDY INTERSTATE TAX COOPERATION ELIMINATE MULTIPLE FILING BY INDIVIDUALS WHO OWE INCOME 3 4 TAX TO MORE THAN ONE STATE.

Whereas, many North Carolina citizens work in border states; and Whereas, many residents of those border states also work in North 7 Carolina; and

Whereas, in the case of a married couple, one spouse may work in their 9 state of residence while the other works in a border state; and

Whereas, in these cases, the individuals have to file state tax returns with 11 more than one state; and

Whereas, even for lower-income taxpayers, filing in more than one state 13 can be extremely complex; and

Whereas, taxpayers incur extra costs in employing tax preparers to 15 calculate and file these complex, multiple returns and experience frustration in 16 handling burdensome paperwork; and

Whereas, other states, notably Virginia and Maryland, have solved this 18 problem through interstate tax agreements in which the states cooperate in exchanging and processing tax information, eliminating the need for multiple, 20 complex tax filing by individuals; and

21 Whereas, such interstate cooperation may be beneficial for North 22 Carolina and its residents; Now, therefore, Be it resolved by the Senate, the House of 23 Representatives concurring:

Section 1. The Revenue Laws Study Committee shall study interstate tax 24 25 agreements regarding income taxes of individuals who work across North Carolina's 26 borders from their states of residence. These agreements generally provide that an



SESSION 1999

FILED - SENATE

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SENATE DRSA615-LC212(4.7) CIPAL CLERK

Extend Protest Period.	(Public
Senator Webster.	
	Extend Protest Period. Senator Webster.

1 A BILL TO BE ENTITLED

2 AN ACT TO EXTEND THE TIME PERIOD FOR DEMANDING A REFUND OF 3 AN ILLEGAL TAX.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 105-267 reads as rewritten:

"§ 105-267. Taxes to be paid; suits for recovery of taxes.

No court of this State shall entertain a suit of any kind brought for the purpose of preventing the collection of any tax imposed in this Subchapter. Whenever a person has a valid defense to the enforcement of the collection of a tax, the person shall pay the tax to the proper officer, and that payment shall be without prejudice to any defense of rights the person may have regarding the tax. At any time within the applicable protest period, the taxpayer may demand a refund of the tax paid in writing from the Secretary and if the tax is not refunded within 90 days thereafter, may sue the Secretary in the courts of the State for the amount demanded. The protest period for a tax levied in Article 2A, 2C, or 2D of this Chapter is 30 days after payment. The protest period for all other taxes is one year after payment. the period set in G.S. 105-266(c).

The suit may be brought in the Superior Court of Wake County, or in the county in which the taxpayer resides at any time within three years after the expiration of the 90-day period allowed for making the refund. If upon the trial it is determined that all or part of the tax was levied or assessed for an illegal or unauthorized purpose, or was for any reason invalid or excessive, judgment shall be rendered therefor, with interest, and the judgment shall be collected as in other cases. The amount of taxes for which judgment is rendered in such an action shall be refunded

SESSION 1999

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SENATE DRS1679-LM208(4.6)

FILED - SENATE

S 9 60

APR 1 4 1999

PRINCIPAL CLERK

Short Title: Regulation of Pharmacies.

(Public)

Sponsors:

Senator Soles.

Referred to:

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE BOARD OF PHARMACY TO ADOPT RULES 3 REGULATING PHARMACIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-85.21 reads as rewritten:

"§ 90-85.21. Pharmacy permit: permit: Board regulation of pharmacies.

(a) In accordance with Board regulations, each pharmacy in North Carolina shall 8 annually register with the Board on a form provided by the Board. The application shall identify the pharmacist-manager of the pharmacy and all pharmacist personnel 10 employed in the pharmacy. All pharmacist-managers shall notify the Board of any 11 change in pharmacist personnel within 30 days of such change.

(b) Each physician who dispenses prescription drugs, for a fee or other charge, 13 shall annually register with the Board on the form provided by the Board, and with 14 the licensing board having jurisdiction over the physician. Such dispensing shall 15 comply in all respects with the relevant laws and regulations that apply to 16 pharmacists governing the distribution of drugs, including packaging, labeling, and 17 record keeping. Authority and responsibility for disciplining physicians who fail to 18 comply with the provisions of this subsection are vested in the licensing board having 19 jurisdiction over the physician. The form provided by the Board under this subsection 20 shall be as follows:

21 22

Application For Registration With The Pharmacy Board As A Dispensing Physician

24 25

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RECORDED VOTE

1999 FIRST SESION

SEQ. 39	0/21	-12:18 PM	APRIL 29, 1999	LEGIS	LATIVE DAY	54
SOLES		LT. GOVER	NOR WICKER	Presiding SENATE BIL	L 960	
		PHARMACIES EDITION		READING	2	
AYE	50	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
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SESSION 1999

FILED - SENATE

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APR 1 4 1999

SENATE DRS3715*-LN026C(2.1)

PRINCIPAL CLERK

Short Title: Managed Care/Patient Access. (Public) Sponsors: Senator Soles. Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO ENSURE PATIENT ACCESS TO QUALITY MANAGED HEALTH 3 CARE

The General Assembly of North Carolina enacts:

Section 1. Article 3 of Chapter 58 of the General Statutes is amended by adding the following new section to read:

"§ 58-3-205. Patient access to quality managed health care. (a) Definitions. -- As used in this section, the term:

9 'Health benefit plan' or 'plan' means an accident and health (1) 10 insurance policy or certificate; a nonprofit hospital or medical 11 service corporation contract; a health maintenance organization 12 subscriber contract; a plan provided by a multiple employer welfare arrangement; or a plan provided by another benefit 13 14 arrangement, to the extent permitted by the Employee Retirement 15 Income Security Act of 1974, as amended, or by any waiver of or 16

other exception to that Act provided under federal law or 17 regulation. 'Health benefit plan' does not mean any plan 18 implemented or administered by the North Carolina or United 19 States Department of Health and Human Services, or any successor 20

agency, or its representatives, or a managed care plan provided 21 under the Teachers' and State Employees' Comprehensive Major 22 Medical Plan. 'Health benefit plan' also does not mean any of the

23 following kinds of insurance:

24 Accident. 25

<u>b.</u> Credit.

SESSION 1999

FILED - SENATE

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APR 1 4 1999 D

SENATE DRS3753-LK156(4.6) RINCIPAL CLERK

Short Title:	Realignment of Highway Divisions.	(Public)
Sponsors:	Senator Gulley.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO REQUIRE THE BOARD OF TRANSPORTATION TO STUDY AND REPORT ON THE REALIGNMENT OF THE HIGHWAY DIVISIONS.

The General Assembly of North Carolina enacts:

Section 1. The Board of Transportation, with the assistance of the 6 Secretary and the Department of Transportation, shall realign and reorganize the 14 7 Transportation Divisions of the State to more closely match the urban and rural 8 regions that have developed in the State over the past 40 years and to improve the 9 efficiency of the operations of the Department. The Board shall give primary 10 consideration to the boundaries of the metropolitan planning regions of the State as it 11 considers realignment of the Transportation Divisions. The Board or its designee shall 12 report its changes to the Joint Legislative Transportation Oversight Committee and 13 the Joint Legislative Commission on Governmental Operations on or before 14 December 31, 1999. The changes in Divisions shall take effect on January 1, 2001.

15 Section 2. The Board and the Secretary shall report to the Joint 16 Legislative Transportation Oversight Committee and the Joint Legislative

17 Commission on Governmental Operations on any proposed changes to the current

18 Transportation Division and District system prior to implementing any changes. 19

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

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SENATE DRS6642-LK153(4.6)

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

SESSION 1999

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SENATE DRS7647-LK157(4.6)

Short Title:	City ParticipationRoad Building.	(Public
Sponsors:	Senator Gulley.	
Referred to:		

1 A BILL TO BE ENTITLED

AN ACT TO MODIFY **STATUTE** THE GOVERNING MUNICIPAL 3 PARTICIPATION IN IMPROVEMENTS TO THE STATE HIGHWAY SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 136-66.3 reads as rewritten:

"§ 136-66.3. Municipal participation in improvements to the State highway system.

- (a) Except as otherwise authorized by this Article, no municipality shall participate in the cost of any State highway system improvement project approved by 9 the Board of Transportation under G.S. 143B-350(f)(4). No municipality shall be 10 required to contribute to the right-of-way and construction costs of any State highway system improvement approved by the Board of Transportation under G.S. 12 143B-350(f)(4), nor shall the Department of Transportation accept any participation, 13 directly or indirectly, from a municipality except as authorized by this Article.
- (b) The restrictions imposed by this section on participation by municipalities in 15 the implementation of improvements on the State highway system shall not apply to 16 those improvements approved by the Board of Transportation which are financed by funds allocated by the General Assembly for the "Small Urban Construction 18 Program". The municipalities may, but shall not be required to, participate in the right-of-way and construction cost of "Small Urban Construction Program" highway 20 improvements.
- 21 A municipality is authorized and empowered to may acquire land by 22 dedication and acceptance, purchase, or eminent domain, and make improvements to portions of the State highway system lying within or outside the municipal corporate 24 limits utilizing local funds that have been authorized for that purpose by a vote of the 25 eitizens of the municipality. purpose. The governing body of the municipality may

SESSION 1999

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FILED - SENATE

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SENATE DRS3718-LK167(4.7) 9 6 5

APR 1 4 1999

PRINCIPAL CLERK

Short Title: Metro Planning Organizations.

(Public)

Sponsors:

Senator Clodfelter.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO RESTRUCTURE METROPOLITAN PLANNING

3 ORGANIZATIONS.

4 The General Assembly of North Carolina enacts:

5 Section 1. This act restructures Metropolitan Planning Organizations.

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

SESSION 1999

FILED - SENATE

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5966 APR 141999

SENATE DRS8596-LR347A(4.7) PRINCIPAL CLEPK

Short Title:	Building Inspection Contracts.	(Public)
Sponsors:	Senator Clodfelter.	
Referred to:		

1 A BILL TO BE ENTITLED

2 AN ACT RELATING TO THE AUTHORITY TO ENTER INTO CONTRACTS 3 FOR CONDUCTING MUNICIPAL AND COUNTY BUILDING INSPECTIONS.

4 The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-353 reads as rewritten:

6 "§ 153A-353. Joint inspection department; other arrangements.

A county may enter into and carry out contracts with one or more other counties or cities under which the parties agree to create and support a joint inspection department for enforcing those State and local laws and local ordinances and regulations specified in the agreement. The governing bodies of the contracting units may make any necessary appropriations for this purpose.

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

Section 2. G.S. 153A-355 reads as rewritten:

25 "§ 153A-355. Conflicts of interest.

RECORDED VOTE

1999 FIRST SESION

SEQ. 348	/17	4:39 PM	APRIL 28, 1999	LEG	ISLATIVE DAY 53
		SENATO:	R BASNIGHT	Presiding	
CLODFELTE BUILDING COMM. SUB	INSPE	CTION CONTRAC' EDITION -	TS	SENATE B READING	ILL 966 2
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WEBSTER WEINSTEIN WELLONS
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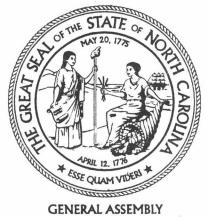
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SENATE



EQ. # 1141 EGISLATIVE DAY 98 S966 HCS READING 2

7/13/99 8:12 PM IN CHAIR: SPEAKER

BUILDING INSPECTION CONTRACTS

	AYES		
SPEAKER	CULPEPPER	HIATT	OLDHAM
ADAMS	CUNNINGHAM	HILL	OWENS
ALEXANDER	DAVIS	HOLMES	POPE
ALLRED	DECKER	HORN	PRESTON
ARNOLD	DEDMON	HOWARD	RAYFIELD
BADDOUR	DOCKHAM	HUNTER, H.	RUSSELL
BAKER	EARLE	HURLEY	SETZER
BAREFOOT	EASTERLING	INSKO	SEXTON
BLUE	EDDINS	JARRELL	STARNES
BONNER	EDWARDS	JEFFUS	SUTTON
BOWIE	ESPOSITO	JUSTUS	TALLENT
BOYD-MCINTYRE	FITCH	MCALLISTER	TEAGUE
BRASWELL	FOX	MCCOMAS	THOMPSON
BRIDGEMAN	GARDNER	MCCOMBS	TOLSON
BROWN	GIBSON	MCMAHAN	WAINWRIGHT
BRUBAKER	GILLESPIE	MICHAUX	WALEND
BUCHANAN	GOODWIN	MILLER	WARREN
CAPPS	GRADY	MINER	WILSON, C.
CARPENTER	GULLEY	MITCHELL	WILSON, G.
CHURCH COLE	HACKNEY	MODGAN	WOMBLE
CRAWFORD	HAIRE HARDAWAY	MORGAN	WOOD
CREECH	HENSLEY	MORRIS NESBITT	WRIGHT
CULP	HENSLEY	NESBITT	YONGUE
COLP			
	NOES	- 15	
BARBEE	KISER	NYE	TUCKER
BERRY	LUEBKE	REDWINE	WARNER
CLARY	MCLAWHORN	SMITH	WARWICK
COX	MELTON	THOMAS	
	EXCUSED ABS	SENCE - 7	
DAUGHTRY	KINNEY	MOSLEY	SHERRILL
GRAY	MCCRARY	ROGERS	
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RECORDED VOTE

1999 FIRST SESSION

SEQ. 1037	/46-	- 2:58 PM	JULY 15, 1999	LEGIS	SLATIVE DAY 98
		SENATO	R BASNIGHT	Presiding	
	NSPE	CTION CONTRACT	rs	SENATE BII	L 966
	2100			MOTION 8 TO CONCUR	
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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GENERAL ASSEMBLY SENATE

SESSION 1999

FILED - SENATE

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APR 14 1999

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SENATE DRS2703-LCX206(4.8)
PRINCIPAL CLERK

	Short Title: Property Tax Homestead Exclusion. (Public)
	Sponsors: Senator Clodfelter.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO PROVIDE PROPERTY TAX RELIEF TO LOW-INCOME ELDERLY
3	AND DISABLED HOMEOWNERS.
4	The General Assembly of North Carolina enacts:
5	Section 1. G.S. 105-277.1 reads as rewritten:
6	"§ 105-277.1. Property classified for taxation at reduced valuation. tax homestead
7	exclusion.
8	(a) Exclusion The following class of property A permanent residence owned
9	and occupied by a qualifying owner is designated a special class of property under
10	Article V, Sec. 2(2) of the North Carolina Constitution and shall be assessed for taxation in accordance with this section. The first twenty thousand dollars (\$20,000)
11	in appraised value of a permanent residence owned and occupied by a qualifying
	owner is excluded from taxation. is taxable in accordance with this section. The
13	amount of the appraised value of the residence equal to the exclusion amount for the
14 15	county in which the residence is located is excluded from taxation. The exclusion
16	amount for each county is the greater of twenty-five thousand dollars (\$25,000) or an
17	amount equal to one-third of the median appraised value of owner-occupied
18	single-family homes in the county, determined as of the effective date of the most
19	recent horizontal adjustment or reappraisal of real property. A qualifying owner is
20	an owner who meets all of the following requirements as of January 1 preceding the
21	taxable year for which the benefit is claimed:
22	(1) Is at least 65 years of age or totally and permanently disabled.
23	(2) Has an income for the preceding calendar year of not more than
24	fifteen thousand dollars (\$15,000). eighty percent (80%) of the
25	median income for the county in which the residence is located.

SESSION 1999

PRINCIPAL CLERK

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APR 1 4 1999

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SENATE DRS3748-LE060(2.17)

Short Title: Waiver of Competitive Bidding Modified. (Public) Sponsors: Senator Shaw of Cumberland. Referred to: 1 A BILL TO BE ENTITLED 2 AN ACT TO AMEND THE LAW REGARDING THE WAIVER OF COMPETITIVE BIDDING. 4 The General Assembly of North Carolina enacts: 5 Section 1. G.S. 143-53(a) is amended by adding a new subdivision to 6 read: "(5) Prescribing conditions under which purchases and contracts for the 8 purchase, rental or lease of equipment, materials, supplies or 9 services may be entered into by means other than competitive bidding. Notwithstanding the provisions of subsections (a) and (b) of this section, any waiver of competition for the purchase, rental, or lease of equipment, materials, supplies, or services shall have the prior written approval of the Secretary, if the expenditure 14 exceeds ten thousand dollars (\$10,000)." Section 2. G.S. 143-57 reads as rewritten: 16 "§ 143-57. Purchases of articles in certain emergencies. 17 In case of any emergency or pressing need arising from unforeseen causes 18 including but not limited to delay by contractors, delay in transportation, breakdown 19 in machinery, or unanticipated volume of work, the Secretary of Administration shall 20 have power to obtain or authorize obtaining in the open market any necessary 21 supplies, materials, equipment, printing or services for immediate delivery to any

22 department, institution or agency of the State government. A report on the 23 circumstances of such emergency or need and the transactions thereunder shall be 24 made a matter of record promptly thereafter. If the expenditure exceeds ten



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 968

Senate Bill 968 AMENDMENT NO. (to be filled in by Principal Clerk) S968-ALA-001 Page 1 of Comm. Sub. [YES] Amends Title [] Second Edition Senator Larry Shaw 1 moves to amend the bill on page 2, line 21, 2 by deleting the phrase "July 1, 1999." and substituting the phrase 3 "September 1, 1999." SIGNED Amendment Sponsor SIGNED Committee Chair if Senate Committee Amendment ADOPTED 147-0 FAILED ... FAILED ... FAILED ... TABLED

RECORDED VOTE

1999 FIRST SESSION

SEQ. 901	/17	- 8:04 PM	JULY 12, 1999	LEGI	SLATIVE DAY 95
		LT. GOVERN	JOR WICKER	Presiding	
SHAW L. WAIVER OF	COME	PETITIVE BIDDIN	IG	SENATE BI	LL 968
				AMEND	1
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD HAGAN HARRIS HARTSELL HORTON HOYLE KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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PAIRS AYE NO	0			GREAT	C

GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 902/18-- 8:05 PM JULY 12, 1999 LEGISLATIVE DAY 95 LT. GOVERNOR WICKER -- Presiding SHAW L. SENATE BILL 968 WAIVER OF COMPETITIVE BIDDING READING 47 ALBERTSON AYE 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 PERDUE CLODFELTER HORTON WEBSTER HOYLE COOPER PHILLIPS WEINSTEIN DALTON KERR PLYLER WELLONS DANNELLY KINNAIRD PURCELL NO 0 EXCUSED 0 NOT CAST 3 COCHRANE GULLEY ABSENT JORDAN PAIRS 0 AYE

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GENERAL ASSEMBLY SENATE



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7/19/99 9:44 PM

IN CHAIR: SPEAKER

1261 ISLATIVE DAY 101 S968 SCS READING 2

WAIVER OF COMPETE. BIDDING MODIFIED

	AYES	- 82	
SPEAKER ADAMS ALEXANDER ALLEN BAKER BLUE BONNER BOYD-MCINTYRE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN CHURCH COX CRAWFORD CREECH CULP CUNNINGHAM DAUGHTRY	AYES DOCKHAM EARLE EASTERLING EDDINS EDWARDS ESPOSITO FITCH GIBSON GILLESPIE GOODWIN GRADY GRAY HACKNEY HILL HOLMES HORN HOWARD HUNTER, H. HURLEY INSKO	JEFFUS JUSTUS LUEBKE MCALLISTER MCCOMAS MCCRARY MCLAWHORN MCMAHAN MELTON MILLER MOORE MORGAN MORRIS NESBITT NYE OLDHAM OWENS POPE PRESTON REDWINE	ROGERS RUSSELL SAUNDERS SETZER SMITH STARNES TALLENT TEAGUE THOMAS THOMPSON TUCKER WAINWRIGHT WALEND WARREN WARREN WARWICK WILSON, C. WILSON, G. WOMBLE WRIGHT YONGUE
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	NOES	- 25	
ALLRED ARNOLD BAREFOOT BERRY CANSLER CAPPS CARPENTER	CLARY COLE DAVIS FOX GARDNER GULLEY	HAIRE HARDAWAY HENSLEY KISER MCCOMBS MINER	MITCHELL RAYFIELD SEXTON SHERRILL SUTTON TOLSON
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BADDOUR BARBEE	ELLIS KINNEY	MOSLEY	WOOD
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1276 ISLATIVE DAY 102 S968 SCS READING 3

7/20/99 3:33 PM

IN CHAIR: SPEAKER

WAIVER OF COMPETE. BIDDING MODIFIED

	AYE	S - 97	
SPEAKER ADAMS ALEXANDER ALLEN BADDOUR BAKER BARBEE BAREFOOT BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN CAPPS CHURCH COLE COX CRAWFORD CREECH CULP	CUNNINGHAM DAUGHTRY DAVIS DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ESPOSITO FITCH FOX GIBSON GILLESPIE GOODWIN GRADY GRAY GULLEY HACKNEY HAIRE HENSLEY HIATT HILL HORN	HOWARD HUNTER, H. HURLEY INSKO JARRELL JEFFUS JUSTUS LUEBKE MCALLISTER MCCOMAS MCCOMBS MCCRARY MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MOORE MORRIS NESBITT NYE OLDHAM OWENS POPE	PRESTON RAMSEY RAYFIELD REDWINE ROGERS RUSSELL SAUNDERS SHERRILL SMITH SUTTON TEAGUE THOMAS THOMAS THOMPSON TOLSON TUCKER WALEND WARNER WARREN WARREN WARREN WARREN WARREN WARWICK WILSON, C. WILSON, G. WOMBLE WRIGHT YONGUE
CULPEPPER	110144	1011	TONGOL
	NOE	S - 15	
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KINNEY	EXCUSED A	BSENCE - 4 TALLENT	WAINWRIGHT
	EXCUSED	VOTE - 0	
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APR 1 4 1999

GENERAL ASSEMBLY OF NORTH CAROLINA CHARK **SESSION 1999**

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SENATE DRS7648-RY001(1.5)

Short Title: N.C. Health and Wellness Trust Fund. (Public) Sponsors: Senator Gulley. Referred to:

1 A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE NORTH CAROLINA HEALTH AND WELLNESS TRUST FUND FOR THE PURPOSE OF RECEIPT AND DISTRIBUTION OF 4 TWENTY-FIVE PERCENT OF THE TOBACCO SETTLEMENT FUNDS IN 5 THE SETTLEMENT RESERVE FUND ESTABLISHED UNDER G.S. 143-16.4 6 TO DEVELOP A COMPREHENSIVE COMMUNITY-BASED PLAN AND FUND PROGRAMS AND INITIATIVES FOR IMPROVING THE HEALTH 7 8 AND WELLNESS OF THE PEOPLE OF NORTH CAROLINA WITH A 9 PRIORITY ON PREVENTING, REDUCING, AND REMEDYING THE HEALTH EFFECTS OF TOBACCO USE WITH AN EMPHASIS ON 10 REDUCING YOUTH TOBACCO USE. 11

Whereas, the State of North Carolina filed an action against Philip Morris Incorporated, R. J. Reynolds Tobacco Company, Brown & Williamson Tobacco Corporation (individually and successor by merger to The American Tobacco 15 Company), Lorillard Tobacco Company, and Liggett Group, Inc., on December 21, 16 1998, entitled State of North Carolina v. Philip Morris Incorporated, Et Al., 98 CVS 17 14377; and

18 Whereas, the State of North Carolina entered into a Consent Decree and Final Judgment with the defendants to resolve the action in a manner that addresses the State's claims, while conserving the resources of the parties and the Court; and 20

Whereas, tobacco use is the leading preventable cause of premature death 22 and disease among people of North Carolina; and

Whereas, tobacco related illness is the leading cause of death in our State, 24 with an annual toll of 14,000 lives (twenty percent of all deaths) in North Carolina; 25 and

RECORDED VOTE

1999 FIRST SESSION

SEQ. 745/	10	3:51 PM	JUNE 29, 1999	LEGISLATIVE DAY	8
		SENATOR	BASNIGHT	Presiding	
GULLEY NC HEALTH A	AND	WELLNESS TRUST	FUND	SENATE BILL 969 READING 2	
- v					
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD PURCELL LEE RAND LUCAS REEVES MARTIN R ROBINSON MARTIN W RUCHO METCALF SHAW L MILLER SHAW R MOORE SOLES ODOM WARREN PERDUE WEINSTEI PHILLIPS WELLONS PLYLER	
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GENERAL ASSEMBLY SENATE

GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 1999

S

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SENATE DRS3725-LCX014C(1.6)

	Short Title: Triangle Regional Sales & Deed Tax. (Public)
	Sponsors: Senator Wellons.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO AUTHORIZE TRIANGLE COUNTIES TO CREATE A REGIONAL
3	TAX DISTRICT AND LEVY A SALES TAX AND A CONVEYANCE TAX
4	WITHIN THE DISTRICT, TO GENERATE FUNDS FOR PUBLIC SCHOOL
5	CAPITAL NEEDS AND TRANSPORTATION CAPITAL NEEDS.
6	The General Assembly of North Carolina enacts:
7	Section 1. Subchapter IX of Chapter 105 of the General Statutes is
8	amended by adding a new Article to read:
9	"ARTICLE 52.
10	"Regional Tax Districts.
11	"Part 1. Regional Tax District Sales Tax.
12	"§ 105-570. Regional sales tax authorized.
13	The governing body of a regional tax district created pursuant to this Article may,
14	by resolution, levy one percent (1%) local sales and use taxes within the district in
15	addition to any other sales taxes levied pursuant to law. The tax may be levied only
16	after the board of commissioners of every county in the district has adopted a
17	resolution approving the levy of the tax. Except as provided in this Part, the
18	adoption, levy, collection, administration, and repeal of these taxes shall be in
19	accordance with Article 39 of this Chapter as if the regional tax district were a
20	county.
21	A tax levied under this Part does not apply to the sales price of food that is not
22	otherwise exempt from tax pursuant to G.S. 105-164.13 but would be exempt from
23	the State sales and use tax pursuant to G.S. 105-164.13 if it were purchased under the
24	
25	"§ 105-571. Distribution and use.

S 971

APR 1 4 1999

GENERAL ASSEMBLY OF NORTH CAROLINARINCIPAL CLERK SESSION 1999

S

 \mathbf{D}

SENATE DRS4645-RR042(4.7)

Short Title: Judicial Public Financing. (Public)

Sponsors: Senator Wellons.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO ESTABLISH A SYSTEM OF PUBLIC FINANCING OF
- 3 CAMPAIGNS FOR APPELLATE JUDGES.
- 4 The General Assembly of North Carolina enacts:
- 5 Section 1. This act is effective when it becomes law.

S 972

APR 1 4 1999

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

PRINCIPAL CLERK

S

D

SENATE DRS6636-LE215(4.7)

Short Title: Comm. Coll. Students/Special Needs. (Public)

Sponsors: Senator Wellons.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO APPROPRIATE FUNDS TO MEET THE NEEDS OF STUDENTS 3 WITH DISABILITIES WHO ATTEND COMMUNITY COLLEGES IN THE 4 STATE.
- 5 The General Assembly of North Carolina enacts:
- Section 1. There is appropriated from the General Fund to the State 7 Board of Community Colleges the sum of five hundred thousand dollars (\$500,000) 8 for the 1999-2000 fiscal year and the sum of five hundred thousand dollars (\$500,000)
- 9 for the 2000-2001 fiscal year to meet the needs of students with disabilities who
- 10 attend institutions of the North Carolina Community College System.
- 11 Section 2. This act becomes effective July 1, 1999.

SESSION 1999

FILED - SENATE

S

1

S 9 7 3 APR 1 4 10 99

SENATE DRS7643*-LT020B(2.4) PRINCIPAL CLERK

Short Title:	Regulate Used Motor Vehicle Parts.	(Public)
Sponsors:	Senator Weinstein.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO REGULATE THE USE OF AFTERMARKET PARTS IN THE REPAIR OF MOTOR VEHICLES.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 3 of Chapter 58 of the General Statutes is amended by 6 adding a new section to read:

7 "§ 58-3-182. Motor vehicle repairs; selection of replacement parts; disclosure to 8 insureds.

(a) No insurer shall require the use of an aftermarket part in the repair of a new 10 motor vehicle as a condition of payment under a policy covering damages to the motor vehicle. No insurer shall require additional payment for the use of new and original manufacturer equipment in repairing a new motor vehicle.

13 (b) No insurer shall require the use of an aftermarket part in the repair of a motor 14 vehicle that is not new as a condition of payment under a policy covering damages to 15 the motor vehicle unless the aftermarket part is at least equal to the original part in 16 terms of fit, quality, performance, and warranty. Insurers specifying the use of 17 aftermarket parts shall include in the estimate the costs of any modifications made 18 necessary by the use of aftermarket parts, including modifications necessary to attain satisfactory fit, finish, and corrosion protection.

20 (c) Every insurer that writes motor vehicle insurance in this State and that intends 21 to require or specify the use of aftermarket parts must disclose to its policyholders in 22 writing, either in the policy or on a sticker attached thereto, the following

23 <u>information in no smaller print than ten point type:</u>

24 'IN THE REPAIR OF YOUR COVERED AUTO UNDER THE PHYSICAL

25 DAMAGE COVERAGE PROVISIONS OF THIS POLICY, WE MAY REQUIRE

SESSION 1999

S 9 7 4 APR 1 4 1999

S

PRINCIPAL CLERIO

SENATE DRS4656*-LM135(3.23)

	Short Title: Vacation Rental Act. (Public)
	Sponsors: Senator Soles.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT REGULATING THE RENTAL OF RESIDENTIAL PROPERTY FOR
3	VACATION, LEISURE, OR RECREATION PURPOSES.
4	The General Assembly of North Carolina enacts:
5	Section 1. The General Statutes are amended by adding a new Chapter
6	to read:
7	
8	"Chapter 42A.
9	"Vacation Rental Act.
10	"ARTICLE 1.
11	"Vacation Rentals.
12	" <u>§42A-1. Title.</u>
13	This Chapter shall be known as the North Carolina Vacation Rental Act.
14	"§ 42A-2. Purpose and scope of act.
15	The General Assembly finds that the growth of the tourism industry in North
16	<u>Carolina has led to a greatly expanded market of privately owned residences that are</u>
17	rented to tourists for vacation, leisure, and recreational purposes. Rental transactions
18	conducted by the owners of these residences or licensed real estate brokers acting on
19	their behalf present unique situations not normally found in the rental of primary
20	residences for long terms, and therefore make it necessary for the General Assembly
21	to enact laws regulating the competing interests of landlords, real estate brokers, and
22	tenants.
23	"\§ 42A-3. Application; exemptions.
24	(a) The provisions of this Chapter shall apply to any person, partnership,
25	corporation, limited liability company, association, or other business entity who acts

RECORDED VOTE

1999 FIRST SESION

SEQ. 349	/18	4:52 PM	APRIL 28, 1999	LEGI	SLATIVE DAY 5
		SENATOR	BASNIGHT -	- Presiding	
SOLES VACATION I COMM. SUB,				SENATE BII READING	LL 974 2
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY EAST FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
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GENERAL ASSEMBLY SENATE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

	H. B. No. S. B. No. COMMITTEE SUBSTITUTE	Amendment No
	Sen.)	
2	moves to amend the bill on page	to (rad:
5		grantee on the granteés
7		
11		
14		
16		
18		
		SIGNED SULL Affeller
	ADOPTED 1/8/99 FAILED	TABLED

GA-33-A

PRINCIPAL CLERK'S OFFICE (FOR ENGROSSMENT)



EV

7/08/99 2:48 PM

IN CHAIR: SPEAKER

SEQ. # 1001 LEGISLATIVE DAY 95 4 HCS ADING 2

AMEND #1

Rep. Culpepper

VACATION RENTAL ACT

AYES - 109

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

NOES - 0

EXCUSED ABSENCE - 9

BRASWELL EARLE MOSLEY WARNER DAVIS KINNEY RAMSEY WRIGHT DECKER

EXCUSED VOTE - 0

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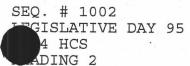
BUCHANAN FITCH





7/08/99 3:02 PM

IN CHAIR: HACKNEY



VACATION RENTAL ACT

AYES	_	1	0	5	

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

NOES - 0

	EXCUSE	D ABSENCE - 9	
BRASWELL	EARLE	MOSLEY	WARNER
DAVIS	KINNEY	RAMSEY	WRIGHT
DECKER			

EXCUSED VOTE - 0

NOT VOTING - 6

SPEAKER BUCHANAN HENSLEY MCALLISTER
ADAMS FITCH

RECORDED VOTE

1999 FIRST SESSION

SEQ. 942/25-- 8:43 PM JULY 13, 1999 LEGISLATIVE DAY 96 LT. GOVERNOR WICKER -- Presiding SOLES SENATE BILL 974 VACATION RENTAL ACT COMM. SUB/2ND EDITION MOTION 8 TO CONCUR AYE 47 ALBERTSON DANNELLY KINNAIRD PURCELL ALLRAN EAST LEE RAND BALLANCE FORRESTER LUCAS REEVES BALLANTINE FOXX MARTIN R ROBINSON BASNIGHT GARROU MARTIN W RUCHO CARPENTER GARWOOD METCALF SHAW L CARRINGTON HAGAN MILLER SHAW R CARTER HARRIS MOORE SOLES CLODFELTER HARTSELL ODOM WARREN COCHRANE HORTON PERDUE WEINSTEIN COOPER HOYLE PHILLIPS WELLONS DALTON KERR PLYLER NO 1 WEBSTER EXCUSED NOT CAST

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GENERAL ASSEMBLY SENATE

SESSION 1999

FILED - SENATE

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APR 1 4 1999 D

SENATE JOINT RESOLUTION DRSJR2712-LG342(4.7)

Sponsors:

Senator Soles.

Referred to:

1 A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE

2 APPOINTMENT OF SAMUEL JAMES ERVIN, IV MADE BY THE

GOVERNOR TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES

4 COMMISSION.

Whereas, under the provisions of G.S. 62-10, appointments made by the Governor to membership on the North Carolina Utilities Commission are subject to

7 confirmation by the General Assembly by joint resolution; and

Whereas, the Governor has submitted to the presiding officers of the House of Representatives and the Senate, the name of his appointee to serve a full

10 term on the North Carolina Utilities Commission; Now, therefore,

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

Section 1. The appointment of Samuel James Ervin, IV to the North

13 Carolina Utilities Commission for a term beginning on July 1, 1999, and expiring on

14 July 1, 2007, is confirmed.

15 Section 2. This resolution is effective upon ratification.

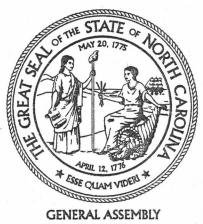
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 289/27-- 8:43 PM APRIL 26, 1999 LEGISLATIVE DAY SENATOR BASNIGHT -- Presiding SENATE RES. SOLES 975 CONFIRMATION SAMUEL JAMES ERVIN IV READING 2. AYE 49 ALBERTSON EAST KINNAIRD PURCELL FORRESTER ALLRAN LEE RAND BALLANCE FOXX LUCAS REEVES BALLANTINE GARROU MARTIN R ROBINSON MARTIN W BASNIGHT GARWOOD **RUCHO** CARPENTER GULLEY METCALF SHAW L CARRINGTON HAGAN MILLER SHAW R CARTER HARRIS MOORE SOLES CLODFELTER HARTSELL ODOM WARREN COCHRANE HOYLE PERDUE WEBSTER COOPER JORDAN PHILLIPS WEINSTEIN DALTON KERR PLYLER WELLONS DANNELLY NO 0 EXCUSED 0 NOT CAST 0 ABSENT HORTON PAIRS 0 AYE

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SENATE



5/06/99 10:24 AM

IN CHAIR: SPEAKER

SEQ. # 504 ISLATIVE DAY 59 1975 READING 2

CONTRIMIGNON OF FIRPOINTMENT OF SAIMUEL JAMES ERVIN, IJ IN C UTILITIES COMMISSION

	AYES	- 99	
SPEAKER ADAMS ALEXANDER ALLEN ARNOLD BADDOUR BAKER BARBEE BAREFOOT BONNER BOWIE BRASWELL BRIDGEMAN BROWN BUCHANAN CANSLER CAPPS CARPENTER CHURCH CLARY COLE COX CRAWFORD CREECH CULP	AYES CULPEPPER CUNNINGHAM DEDMON EARLE EASTERLING EDDINS EDWARDS ELLIS ESPOSITO FOX GARDNER GIBSON GILLESPIE GOODWIN GRADY GRAY GULLEY HACKNEY HAIRE HARDAWAY HENSLEY HIATT HILL HOLMES HORN	- 99 HOWARD HUNTER, H. HURLEY INSKO JARRELL JUSTUS KINNEY KISER MCALLISTER MCCOMBS MCCRARY MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MITCHELL MOORE MORRIS NESBITT NYE OLDHAM OWENS POPE PRESTON	RAMSEY RAYFIELD REDWINE ROGERS RUSSELL SAUNDERS SETZER SEXTON SHERRILL STARNES THOMAS THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WARNER WARNER WARREN WARWICK WILSON, C. WILSON, G. WOMBLE WOOD WRIGHT YONGUE
COLL	HOKN	PRESTON	
	NOES	- 3	
ALLRED	DAUGHTRY	DOCKHAM	
	EXCUSED ABS	ENCE 0	
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DAVIS	JEFFUS	MOSLEY	TEAGUE
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	NOT VOTI	NG - 10	
BERRY BOYD-MCINTYRE BRUBAKER	FITCH LUEBKE MCCOMAS	MINER SMITH	TALLENT WALEND

GENERAL ASSEMBLY OF NORTH CAROLINA - SENATE

SESSION 1999

S 9 7 6 APR 1 4 1999_D

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PRINCIPAL CLERK SENATE DRS2725*-LE098(3.3)

	Short Title: Dropout Rate Computation/ABCs Prog. (Public)
	Sponsors: Senator Carter.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT REGARDING THE COMPUTATION OF DROPOUT RATES FOR THE
3	ABCs PROGRAM.
4	The General Assembly of North Carolina enacts:
5	Section 1. G.S. 115C-105.35 reads as rewritten:
6	"§ 115C-105.35. Annual performance goals: goals; computation of dropout rates for
7	the accountability system.
8	(a) The School-Based Management and Accountability Program shall (i) focus on
9	student performance in the basics of reading, mathematics, and communications skills
10	in elementary and middle schools, (ii) focus on student performance in courses
11	1 3
12	
13	students. To those ends, the State Board shall design and implement an accountability
14 15	system that sets annual performance standards for each school in the State in order to measure the growth in performance of the students in each individual school.
16	(b) In calculating dropout rates for the purpose of this accountability system, the
17	State Board shall not include any student who:
18	(1) Transfers to a community college;
19	(2) Is placed by the courts in a setting in which educational
20	opportunities are provided;
21	(3) Is expelled from school;
22	(4) Does not return to school after a suspension of 10 days or more; or
23	(5) Has previously been counted as a dropout.
24	The State Board may continue to use other methods of computing dropout rates for
25	other purposes."

SESSION 1999 FILED - SENATE

S

3 4

S 9 7 7 APR 1 4 1999

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SENATE DRS3764*-LE132B(3:17)PAL CLERK

Short Title: Sch	nool Team Authority/Sch. Calendar.	(Public)
Sponsors: S	enators Carter and Garrou.	
Referred to:		
TEAM WITH The General Ass Sect "(a) School calendar consists	A BILL TO BE ENTITLED NHANCE THE AUTHORITY OF THE SCHOOL IMPR I REGARD TO THE SCHOOL CALENDAR. sembly of North Carolina enacts: ion 1. G.S. 115C-84.2(a) reads as rewritten: Calendar Each local board of education shall ado ing of 220 days all of which shall fall within the fiscal yea clude the following: A minimum of 180 days and 1,000 hours of instruction least nine calendar months. The local board shall desi the 180 instructional days shall occur. The number of i hours in an instructional day may vary according to policy and does not have to be uniform among the sci administrative unit. Local boards may appro improvement plans that include days with varying instructional time. If school is closed early due to weather, the day and the scheduled amount of instruct may count towards the required minimum to the extent State Board policy. The school calendar shall include making up days and instructional hours missed when not opened due to inclement weather. A minimum of 10 annual vacation leave days. The same or an equivalent number of legal holiday	pt a school ar. A school covering at ignate when instructional local board hools in the eye school amounts of amounts of inclement tional hours allowed by a plan for schools are
	within the school calendar as those designated by Personnel Commission for State employees.	the State

PLEASE PRESS HARD - 5 COPIES

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

	EDITION No
	H. B. No DATE
	S. B. No
	COMMITTEE SUBSTITUTE (to be filled in by Principal Clerk)
	Rep.)
	(Sen.)
1	moves to amend the bill on page, line, line
3	by deleting "Five" and substituting "Eight";
4	
5	and on page 2, line 7
6	by deleting "Five" and Substituting "eight":
7	
8	and on page 2, lines 12-14
9	by rewriting those lines to read:
10	
11	"by the School's principal in Consultation
12	With the School improvement team. Days
	may be scheduled for any of
14	the purposes
16	
17	
18	
19	
	SIGNED
	ADOPTED 4/26/99 FAILED
	0 V MILL 4/20/99

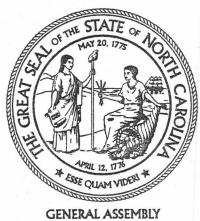
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 290/2	28	8:45 PM	APRIL 26, 1999	LEGISL	ATIVE DAY 51
2 " 8		SENATOR	BASNIGHT	Presiding	
CARTER SCHOOL TEAM	I AU	THORITY/SCHOOL		SENATE BILL	977
				AMEND	1
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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GENERAL ASSEMBLY SENATE

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 291/	/29	8:46 PM	APRIL 26, 1999	9	LEGISLATIVE DAY	51
		SENATOR	BASNIGHT	Presiding		
CARTER SCHOOL TEA	UA MA	THORITY/SCHOOL		SENA READ	TE BILL 977 ING 2	
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
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		HODEON			OF THE STATE OF NO.	
ABSENT	1	HORTON				
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NO





NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 977

AMENDMENT I	NO.	
(to be fil:		
Principal	Clerk)	
	Page 1 of	

S977-ARC-002.1

Date 7-13,1999

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

1 2	Representative Haire
	moves to amend the bill on page 2, line 22, by adding after the word "personnel." the following:
6 7 8 9 10 11 12	"However, if during the last two years the local school administrative unit has made up an average of at least eight days for school closing because of inclement weather, the local board may designate up to two of these days as additional make-up days to be scheduled after the last day of student attendance.".
	SIGNED Thelly there Amendment Sponsor
	SIGNED Committee Chair if Senate Committee Amendment
	ADOPTED 112-0 EV FAILED TABLED Denise Heckson
	Denise Heckson



7/13/99 8:22 PM

IN CHAIR: SPEAKER

EQ. # 1142 LEGISLATIVE DAY 98 S977 HCS READING 2

AMEND #1 - RED. HT1125 SCHOOL TEAM AUTH./ SCHOOL CALENDAR

	AYES	- 112	
SPEAKER	CREECH	HOLMES	POPE
ADAMS	CULP	HORN	PRESTON
ALEXANDER	CULPEPPER	HOWARD	RAYFIELD
ALLEN	CUNNINGHAM	HUNTER, H.	REDWINE
ALLRED	DAVIS	HURLEY	RUSSELL
ARNOLD	DECKER	INSKO	SAUNDERS
BADDOUR	DEDMON	JARRELL	SETZER
BAKER	DOCKHAM	JEFFUS	SEXTON
BARBEE	EARLE	JUSTUS	SMITH
BAREFOOT	EASTERLING	KISER	STARNES
BERRY	EDDINS	LUEBKE	SUTTON
BLUE	EDWARDS	MCALLISTER	TALLENT
BONNER	ELLIS	MCCOMAS	TEAGUE
BOWIE	ESPOSITO	MCCOMBS	THOMAS
BOYD-MCINTYRE	FITCH	MCLAWHORN	THOMPSON
BRASWELL	FOX	MCMAHAN	TOLSON
BRIDGEMAN	GARDNER	MELTON	TUCKER
BROWN	GIBSON	MICHAUX	WAINWRIGHT
BRUBAKER	GILLESPIE	MILLER	WALEND
BUCHANAN	GOODWIN	MINER	WARNER
CANSLER	GRADY	MITCHELL	WARREN
CAPPS	GULLEY	MOORE	WARWICK
CARPENTER	HACKNEY	MORGAN	WILSON, C.
CHURCH	HAIRE	MORRIS	WILSON, G.
CLARY	HARDAWAY	NESBITT	WOMBLE
COLE	HENSLEY	NYE	WOOD
COX	HIATT	OLDHAM	WRIGHT
CRAWFORD	HILL	OWENS	YONGUE

NOES - 0

EXCUSED ABSENCE - 7

DAUGHTRY KINNEY MOSLEY SHERRILL GRAY MCCRARY ROGERS

EXCUSED VOTE - 0

NOT VOTING - 1

RAMSEY



EQ. # 1143 EGISLATIVE DAY 98 S977 HCS READING 2 7/13/99 8:26 PM

8:26 PM IN CHAIR: SPEAKER

SCHOOL TEAM AUTH. / SCHOOL CALENDAR

		33700	110		
SPEAKER ADAMS ALEXANDER ALLEN ALLRED ARNOLD BADDOUR BAKER BARBEE BAREFOOT BERRY BLUE BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BROWN BRUBAKER BUCHANAN	CREECH CULP CULPEPPER CUNNINGHAM DAVIS DECKER DEDMON DOCKHAM EARLE EASTERLING EDDINS EDWARDS ELLIS ESPOSITO FITCH FOX GARDNER GIBSON GILLESPIE GOODWIN	AYES	HOLMES HORN HOWARD HUNTER, H. HURLEY INSKO JARRELL JEFFUS JUSTUS KISER LUEBKE MCALLISTEF MCCOMAS MCCOMBS MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER	POPE PRESTON RAYFIELI REDWINE RUSSELL SAUNDERS SETZER SEXTON SMITH STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WAINWRIC WALEND WARNER	5
BUCHANAN	GOODWIN		MINER		
CANSLER	GRADY		MITCHELL	WARREN	
CAPPS	GULLEY		MOORE	WARWICK	
CARPENTER	HACKNEY		MORGAN	WILSON,	
CHURCH	HAIRE		MORRIS	WILSON,	G.
CLARY	HARDAWAY		NESBITT	WOMBLE	
COLE	HENSLEY		NYE	WOOD	
COX	HIATT		OLDHAM	WRIGHT	
CRAWFORD	HILL		OWENS	YONGUE	

NOES - 0

EXCUSED ABSENCE - 7

DAUGHTRY KINNEY MOSLEY SHERRILL
GRAY MCCRARY ROGERS

EXCUSED VOTE - 0

NOT VOTING - 1

RAMSEY

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 1038	8/47-	- 2:58 PM	JULY 15, 1999	LEGIS	LATIVE DAY 98
		SENATOR	R BASNIGHT	Presiding	
		THORITY/SCHOON	Ĺ	SENATE BIL	L 977
				MOTION 8 TO CONCUR	
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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PAIRS AYE NO	0			GREATE	CAROL



GENERAL ASSEMBLY SENATE

SESSION 1999

FILED . SENATE

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16

SENATE DRS4662-LE149A(3.19)

APR 1 4 1999

D

PRINCIPAL CLERK

Short Title:	Teacher Retirement Credit Clarified.	(Public)
Sponsors:	Senators Carter and Garrou.	
Referred to:		

1 A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE LAW REGARDING RETIRING TEACHERS' COMPENSATION FOR ACCUMULATED ANNUAL LEAVE.

4 The General Assembly of North Carolina enacts:

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

6 "(c) Vacation. -- Included within the 10-month term shall be annual vacation 7 leave at the same rate provided for State employees, computed at one-twelfth of the 8 annual rate for State employees for each month of employment. Local boards shall 9 provide at least 10 days of annual vacation leave at a time when students are not 10 scheduled to be in regular attendance. However, instructional personnel who do not 11 require a substitute may use annual vacation leave on days that students are in 12 attendance. Vocational and technical education teachers who are employed for 11 or 13 12 months may, with prior approval of the principal, work on annual vacation leave 14 days designated in the school calendar and may use those annual vacation leave days 15 during the eleventh or twelfth month of employment.

On a day that pupils are not required to attend school due to inclement weather, 17 but employees are required to report for a workday, a teacher may elect not to report 18 due to hazardous travel conditions and to take an annual vacation day or to make up 19 the day at a time agreed upon by the teacher and the teacher's immediate supervisor 20 or principal. On a day that school is closed to employees and pupils due to inclement 21 weather, a teacher shall work on the scheduled makeup day.

All vacation leave taken by the teacher will be upon the authorization of the 22 23 teacher's immediate supervisor and under policies established by the local board of 24 education. Annual vacation leave shall not be used to extend the term of 25 employment.

SESSION 1999

FILED - SENATE

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25

S 9 7 9 APR 1 4 1999

SENATE DRS2719-RT037.02(4.6)
PRINCIPAL CLERK

Short Title:	Env. Cleanup Cost Reimbursements.	(I	Public)
Sponsors:	Senator Carter.		
Referred to:			

A BILL TO BE ENTITLED

2 AN ACT TO ENSURE THAT FUNDS PAID TO THE STATE IN CONNECTION
 3 WITH ENVIRONMENTAL CLEANUPS ARE CREDITED AS PROVIDED BY

THE APPLICABLE ENVIRONMENTAL LAW.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 143-16.5 reads as rewritten:

"§ 143-16.5. Public Settlement Reserve Fund.

8 (a) The 'Public Settlement Reserve Fund' is established as a restricted reserve in 9 the General Fund. Except if prohibited by order of the court and except as provided 10 in G.S. 143-16.4, 143-16.4 and subsection (b) of this section, funds in excess of 11 seventy-five thousand dollars (\$75,000) paid to the State or a State agency pursuant 12 to a settlement agreement or final order or judgment of the court shall be deposited 13 to the Public Settlement Reserve Fund. Funds shall be expended from the Public 14 Settlement Reserve Fund only by appropriation by the General Assembly.

15 (b) Subsection (a) of this section does not apply to funds paid to the State or a
16 State agency pursuant to a settlement agreement or final order or judgment of a court
17 by or on behalf of a responsible party for any costs associated with the removal of
18 any pollutant or waste, remediation or cleanup of environmental damage, restoration
19 of an affected area, or any related costs that the State recovers pursuant to any
20 environmental law. Funds to which this subsection applies shall be credited as
21 provided in the applicable environmental law. For purposes of this subsection,
22 'environmental law' means any federal, State, or local law, code, statute, rule,
23 regulation, or ordinance relating to protection of the environment, public health, or
24 natural resources."

Section 2. This section is effective retroactively to 15 November 1998.



CHANGES TITLE

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 979

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

Page 1 of

S979-ALT-001

Date 4-26 ,1999

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

Senator

1 moves to amend the bill on page 1, lines 1 through 4, 2 by rewriting the lines to read: 4 "AN ACT TO REPEAL THE PUBLIC SETTLEMENT RESERVE FUND AND TO MAKE 5 CONFORMING CHANGES TO THE LAW REQUIRING THE ATTORNEY GENERAL TO 6 REPORT TO THE GENERAL ASSEMBLY ON PUBLIC MONIES"; 8 and on page 1, line 6, through page 2, line 3, 9 by deleting the lines in their entirety and substituting the 10 following: 11 12 "Section 1. G.S. 143-16.5 is repealed. Section 2. G.S. 114-2.5 reads as rewritten: 14 'S 114-2.5. Attorney General to report payment of public monies 15 pursuant to settlement agreements and final court orders. (a) The Attorney General shall report to the Joint Legislative 17 Commission on Governmental Operations and the Chairs of the 18 Appropriations Subcommittees on Justice and Public Safety of the 19 Senate and House of Representatives on the payments received by the 20 State or a State agency pursuant to a settlement agreement or final 21 order or judgment of the court and deposited to the Public 22 Settlement Reserve Fund in accordance with G.S. 143-16.5. court 23 where the amount of the funds received exceeds seventy-five thousand 24 dollars (\$75,000). The Attorney General shall also report on the 25 terms or conditions of payment and of any disbursements set forth in 26 the agreement or order. The Attorney General shall submit a written 27 report to the Fiscal Research Division of the General Assembly. (b) This section only applies to executed settlement agreements 29 and final orders or judgments of the court and shall in no way



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 979

AMENDMENT NO.

(to be filled in by Principal Clerk)

Page 2 of

1 affect the authority of the Attorney General to negotiate the
2 settlement of cases in which the State or a State department,
3 agency, institution, or officer is a party.'
4 Section 3. This act is effective when it becomes law and applies
5 to any agreements or orders entered on or after November 15, 1998."

SIGNED
Amendment Sponsor

SIGNED
Committee Chair if Senate Committee Amendment

ADOPTED

ADOPTED

TABLED

TABLED

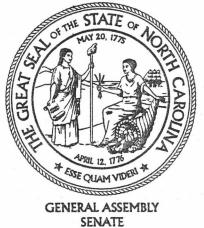
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 292/3	30	- 8:48 PM	APRIL 26, 1999		LEGISLATIVE DAY 51
		SENATOR	BASNIGHT	Presiding	
CARTER ENVIRONMENT COMM. SUB/2		CLEAN UP COST		SENATI	E BILL 979
COMM. BOB/	2111	EDITION		AMEND	1
8					
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 293/	/31	8:49 PM	APRIL 26, 1999)	LEGISLATIVE DAY 5:
		SENATOR	BASNIGHT	Presiding	
CARTER ENVIRONMEN COMM. SUB/		CLEAN UP COST EDITION		SENA READ	TE BILL 979 DING 2
AYE	49	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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ABSENT	1	HORTON		ELY.	Of THE MAY 20. 173

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SENATE

SESSION 1999

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SENATE DRS2720*-LE163A(3.24)

Short Title: No Cost to Teacher for Personal Leave. (Public) Senators Carter and Garrou. Sponsors: Referred to:

A BILL TO BE ENTITLED 1

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

4 The General Assembly of North Carolina enacts:

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

"(d) Personal Leave. -- Teachers earn personal leave at the rate of .20 days for 6 7 each full month or employment not to exceed two days per year. Personal leave may 8 be accumulated to a maximum of five days. Personal leave may be used only upon 9 the authorization of teacher's immediate supervisor, but if the request is made at least 10 five days in advance, the teacher cannot be required to provide a reason for the 11 request. Unless approved by the principal, a teacher shall not take personal leave on 12 the first day the teacher is required to report for the school year, on required teacher 13 workdays, or on the date before or the day after holidays or scheduled vacation days. 14 Teachers may transfer personal leave days between local school administrative units. 15 The local school administrative unit shall credit a teacher who has separated from 16 service and is reemployed within 60 months from the date of separation with all 17 personal leave accumulated at the time of separation. Local school administrative 18 units shall not advance personal leave. Teachers using personal leave receive full 19 salary less the required substituted deduction, salary and the cost of the substitute 20 teacher shall be funded in the same manner as when sick leave is taken." 21

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

SESSION 1999

FILED - SENATE

S

SENATE DRS2691-LE184(4.1)

APR 1 4 1999

PRINCIPAL CLERK

Short Title: Salary Supp./State Agency Teachers.

(Public)

D

Sponsors:

Senator Carter.

Referred to:

A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE A STATEWIDE TEACHER SUPPLEMENT TO 3 TEACHERS EMPLOYED BY STATE AGENCIES.

4 The General Assembly of North Carolina enacts:

Section 1. Teachers employed by State agencies who are paid on the

6 teacher salary schedule shall be paid a statewide teacher supplement of five percent

7 (5%) of their salaries.

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

SESSION 1999

S

25

FILED - SENAIL

SENATE DRS2690-LN009A(1.1) Short Title: Health Ins./Clinical Trials Coverage. (Public) Sponsors: Senator Odom. Referred to: 1 A BILL TO BE ENTITLED 2 AN ACT TO REQUIRE HEALTH INSURANCE PLANS AND THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO PROVIDE COVERAGE FOR PATIENT COSTS INCURRED AS A RESULT OF TREATMENT PROVIDED IN A CLINICAL TRIAL FOR ALL CANCERS 5 AND FOR LIFE-THREATENING, DEGENERATIVE, OR PERMANENTLY 6 7 DISABLING CONDITIONS. The General Assembly of North Carolina enacts: Section 1. Article 3 of Chapter 58 of the General Statutes is amended by 10 adding the following new section to read: "§ 58-3-216. Coverage for costs incurred as a result of treatment provided in certain 12 clinical trials. 13 (a) Every insurer providing a health benefit plan that provides hospital, medical, surgical, or pharmaceutical benefits shall provide coverage for patient cost incurred as a result of treatment provided in a clinical trial for life-threatening, degenerative, 16 or permanently disabling medical conditions and all cancers. Coverage is required 17 only if: 18 (1)The treatment is being provided in a phase II, phase III, or phase 19 IV clinical trial for a life-threatening, degenerative, or permanently 20 disabling medical condition or for any type of cancer. 21 The treatment is provided in a clinical trial approved by any of the <u>(2)</u> 22 following: 23 One of the National Institutes of Health (NIH). <u>a.</u> 24 An NIH cooperative group or center. <u>b.</u>

The Department of Defense.

c.

SESSION 1999

FILED - SENATE

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S 9 8 3 . APR 1 4 1999

SENATE DRS7628-LD119(4.6)
PRINCIPAL CLERK

(Public) Short Title: Remove EIS Exemption/Public Landfills. Senator Miller. Sponsors: Referred to:

A BILL TO BE ENTITLED 1

AN ACT TO REPEAL THE EXEMPTION FROM THE REQUIREMENT THAT A SANITARY LANDFILL OBTAIN AN ENVIRONMENTAL 3 STATEMENT FOR THOSE SANITARY LANDFILLS OPERATED BY LOCAL 4 5 GOVERNMENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-294(a)(4) reads as rewritten: 7 (Effective June 30, 2001) Develop a permit system governing 8 ''(4)the establishment and operation of solid waste management 9 facilities. A landfill with a disposal area of 1/2 acre or less 10 for the on-site disposal of land clearing and inert debris is 11 exempt from the permit requirement of this section and 12 shall be governed by G.S. 130A-301.1. The Department shall 13 not approve an application for a new permit, the renewal of 14 a permit, or a substantial amendment to a permit for a 15 sanitary landfill, excluding demolition landfills as defined in 16 the rules of the Commission for Health Services, except as 17 provided in subdivisions (3) and (4) of subsection (b1) of 18 this section. No permit shall be granted for a solid waste 19 management facility having discharges which are point 20 sources until the Department has referred the complete 21 plans and specifications to the Environmental Management 22 Commission and has received advice in writing that the 23 plans and specifications are approved in accordance with 24 the provisions of G.S. 143-215.1. If the applicant is a unit of 25

SESSION 1999

S

FILED - SENATE

SENATE DRS8594-LD154(4.7) 984 APR 1 4 1999

PRINCIPAL CLERK

Short Title: Amendments 3. (Public)

Sponsors: Senator Miller.

Referred to:

1 A BILL TO BE ENTITLED

- 2 AN ACT TO AMEND THE LAWS OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- 4 Section 1. The law is amended.
- 5 Section 2. This act is effective when it becomes law.



NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 984

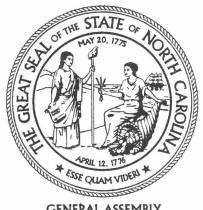
	(to be filled in by
S984-ALM-1	Principal Clerk) Page 1 of /
D	$ate \frac{4/29}{1999}$
Comm. Sub. [YES] Amends Title [] PCS8608	
Senator Miller	
moves to amend the bill on page 1, 1 by rewriting those lines to read: "reports. A certified public account the requirements of G.S. 93-12(8c)g. public practice of accountancy. A caccountant may issue any review of a compilation of a financial statement in the public practice of accountance.	ant, or an accountant who meets may issue an audit in the ertified public accountant or any financial statement, any, and any agreed upon procedure
SIGNED	
SIGNEDCommittee Chair if Senate Committee	Amendment
ADOPTED 1480 FAILED	TABLED

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 411,	/42	1:40 PM	APRIL 29, 1999	LEGI	SLATIVE DAY 54
		LT. GOVER	NOR WICKER	Presiding	
MILLER ACCOUNTAN	Γ/CPA	AUDITS		SENATE BI	LL 984
				AMEND	1
AYE	48	ALBERTSON BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY EAST	FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN KERR	KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS
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GENERAL ASSEMBLY SENATE

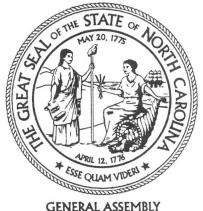
NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ. 412	/43	1:42 PM	APRIL 29, 1999	LEC	GISLATIVE DAY 54
		LT. GOVERI	NOR WICKER	Presiding	
MILLER ACCOUNTAN	T/CPA	AUDITS		SENATE E READING	984 2
AYE	48	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARRINGTON CARTER CLODFELTER COCHRANE COOPER DALTON	DANNELLY FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HORTON HOYLE JORDAN	KERR KINNAIRD LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS	PLYLER PURCELL RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEINSTEIN WELLONS
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GENERAL ASSEMBLY SENATE

SESSION 1999

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FILED - SENATE

SENATE DRS8592-LD152(4.7)

Short Title: Amend 1.

(Public)

Sponsors:

Senator Miller.

Referred to:

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

SESSION 1999

FILED - SENATE

S

SENATE DRS2701-LD157(4.7) 986 APR 1 4 1999

PRINCIPAL CLERK

Short Title: Amendments-5.

(Public)

Sponsors:

1

Senator Miller.

Referred to:

A BILL TO BE ENTITLED

- 2 AN ACT TO AMEND THE LAWS OF NORTH CAROLINA.
- 3 The General Assembly of North Carolina enacts:
- Section 1. The law is amended. 4
- Section 2. This act is effective when it becomes law. 5

SESSION 1999

S

FILED - SEMATE

SENATE DRS3770-LD113(4.5)

Short Title: Moratoria/Inactive Lagoons.

(Public)

Sponsors:

Senator Miller.

Referred to:

1

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE MORATORIA ON THE CONSTRUCTION AND EXPANSION OF SWINE FARMS, TO REQUIRE AN ANIMAL WASTE 3 4 MANAGEMENT PLAN TO CONTAIN A PROVISION REGARDING A LAGOON CLOSURE PLAN, TO PROVIDE FOR DEVELOPING AN INVENTORY OF INACTIVE SWINE LAGOONS, AND TO ESTABLISH A

TIMETABLE FOR PROPERLY CLOSING THESE INACTIVE LAGOONS.

8 The General Assembly of North Carolina enacts:

Section 1. Subsection (a1) of Section 1.1 of S.L. 1997-458, as amended 10 by Section 2 of S.L. 1998-188, reads as rewritten:

11 "(a1) There is hereby established a moratorium on the construction or expansion 12 of swine farms and on lagoons and animal waste management systems for swine 13 farms. The purposes of this moratorium are to allow counties time to adopt zoning 14 ordinances under G.S. 153A-340, as amended by Section 2.1 of this act; to allow time 15 for the completion of the studies authorized by the 1995 General Assembly (1996 16 Second Extra Session); and to allow the 1999 General Assembly to receive and act on 17 the findings and recommendations of those studies. Except as provided in subsection 18 (b) of this section, the Environmental Management Commission shall not issue a 19 permit for an animal waste management system for a new swine farm or the 20 expansion of an existing swine farm for a period beginning on 1 March 1997 and 21 ending on 1 September 1999. September 1, 2000. The construction or expansion of a 22 swine farm or animal waste management system for a swine farm is prohibited during 23 the period of the moratorium regardless of the date on which a site evaluation for the 24 swine farm is completed and regardless of whether the animal waste management 25 system is permitted under G.S. 143-215.1 or Part 1A of Article 21 of Chapter 143 of

SESSION 1999

FILED - SENATE

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S988 APR 1 4 1999 D

SENATE DRS8593-LD153(4.7)

Short Title: Amendments 2.			(Public)	
Sponsors:	Senator Miller.		# · F	
Referred to:				

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

5989

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

S

FILED - SENATE

D

SENATE DRS7641*-SA003(3.9)

PRINCIPAL CLERK

Short Title:	1999 Governor's DWI Amendments.	(Public)
Sponsors:	Senators Odom and Forrester.	
Referred to:		

A BILL TO BE ENTITLED 1

2 AN ACT TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S 3 DWI TASK FORCE.

4 The General Assembly of North Carolina enacts:

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6 PART I. LOWER TOLERANCE FOR REPEAT OFFENDERS

Section 1. G.S. 20-16.2 reads as rewritten:

"§ 20-16.2. Implied consent to chemical analysis; mandatory revocation of license in 9 event of refusal; right of driver to request analysis.

Basis for Charging Officer to Require Chemical Analysis; Notification of 10 11 Rights. -- Any person who drives a vehicle on a highway or public vehicular area 12 thereby gives consent to a chemical analysis if charged with an implied-consent 13 offense. The charging officer shall designate the type of chemical analysis to be 14 administered, and it may be administered when the officer has reasonable grounds to 15 believe that the person charged has committed the implied-consent offense.

Except as provided in this subsection or subsection (b), before any type of 17 chemical analysis is administered the person charged shall be taken before a chemical 18 analyst authorized to administer a test of a person's breath, who shall inform the person orally and also give the person a notice in writing that:

- (1)The person has a right to refuse to be tested.
- (2)Refusal to take any required test or tests will result in an immediate revocation of the person's driving privilege for at least 30 days and an additional 12-month revocation by the Division of Motor Vehicles.

SESSION 1999

FILED - SENATE

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21

S 9 0 APR 1 4 1999

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SENATE DRS7636-LL125(330) NOIPAL CLERK

Short Title: Deduction Flexibility. (Public) Sponsors: Senator Ballance. Referred to:

1 A BILL TO BE ENTITLED

AN ACT TO GRANT ADDITIONAL FLEXIBILITY IN THE DEDUCTION OF 3 DUES AND VOLUNTARY CONTRIBUTIONS BY STATE EMPLOYEES AND 4 RETIREES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-3.3(g) reads as rewritten:

Payroll Deduction for Payments to for Certain Employees' Associations 7 8 Allowed. -- An employee of the State or any of its institutions, departments, bureaus, agencies or commissions, or any of its local boards of education or community 10 colleges, who is a member of a domiciled employees' association that has at least 11 2,000 members, the majority of whom are employees of the State or public school 12 employees, may authorize, in writing, the periodic deduction each payroll period 13 from the employee's salary or wages a designated lump sum or sums to be paid to for 14 the employees' association. The authorization shall remain in effect until revoked by 15 the employee. A plan of payroll deductions pursuant to this subsection for employees 16 of the State and other association members shall become void if the employees' 17 association engages in collective bargaining with the State, any political subdivision of 18 the State, or any local school administrative unit. This subsection does not apply to 19 county or municipal governments or any local governmental unit, except for local 20 boards of education."

Section 2. G.S. 135-18.8 reads as rewritten:

22 "§ 135-18.8. Deduction for payments to for certain employees' associations allowed.

Any member who is a member of a domiciled employees' association that has at 23 24 least 2,000 members, the majority of whom are employees of the State or public 25 school employees, may authorize, in writing, the periodic deduction from the

SESSION 1999 FILED - SENATE

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SENATE DRS1691-LH021B(1,22)

	Short Title: Racial Justice Act. (Public)
	Sponsors: Senator Ballance.
	Referred to:
1	A BILL TO BE ENTITLED
2	AN ACT TO PROVIDE FOR THE FAIR AND RELIABLE IMPOSITION OF
3	CAPITAL SENTENCES.
4	The General Assembly of North Carolina enacts:
5	Section 1. Chapter 15A of the General Statutes is amended by adding a new
6	Article to read:
7	"ARTICLE 101.
8	"North Carolina Racial Justice Act.
	"§ 15A-2010. North Carolina Racial Justice Act.
10	No person shall be subject to or given a sentence of death that was sought or
11	obtained on the basis of race.
12	"§ 15A-2011. Pretrial procedures.
13	(a) A finding that race was the basis of the decision to seek a death sentence may be established if the court finds that race was a significant factor in decisions to seek
14	the sentence of death in the county, the prosecutorial district, or the State-at-large, at
15	
16 17	(b) Evidence relevant to establish a finding that race was the basis of the decision
18	to seek a death sentence may include statistical evidence or other evidence, or both,
19	that death sentences were sought significantly more frequently:
20	(1) Upon persons of one race than upon persons of another race than
21	as punishment of capital offenses against persons of another race;
22	-
23	1 1 CC
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SESSION 1999

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SENATE DRS7654-LD155(4.7) PRINCIPAL CLERK

Short Title:	Workers' Comp. for Prisoners.	(Public)
Sponsors:	Senator Ballance.	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO ALLOW PRISONERS WHO SUFFER PERMANENT INJURY OR 3 DEATH TO RECEIVE COMPENSATION UNDER THE WORKERS' 4 COMPENSATION ACT BASED ON THE MINIMUM WAGE.

5 The General Assembly of North Carolina enacts:

Section 1. G.S. 97-13(c) reads as rewritten:

"(c) Prisoners. -- This Article shall not apply to prisoners being worked by the 7 8 State or any subdivision thereof, except to the following extent: Whenever any 9 prisoner assigned to the State Department of Correction shall suffer suffers accidental 10 injury or accidental death arising out of and in the course of the employment to 11 which he the prisoner had been assigned, if there be death or if the results of such 12 injury continue until after the date of the lawful discharge of such prisoner to such an 13 extent as to amount to a disability as defined in this Article, then such discharged 14 prisoner or the dependents or next of kin of such discharged prisoner may have the 15 benefit of this Article by applying to the Industrial Commission as any other 16 employee; provided, such application is made within 12 months from the date of the 17 discharge; and provided further that the maximum compensation to any prisoner or 18 to the dependents or next of kin of any deceased prisoner shall not exceed thirty 19 dollars (\$30.00) per week and the period of compensation shall relate to the date of 20 his discharge rather than the date of the accident. If any person who has been 21 awarded compensation under the provisions of this subsection shall be recommitted 22 to prison upon conviction of an offense committed subsequent to the award, such 23 eompensation shall immediately cease. such prisoner may receive compensation based 24 on an hourly wage equal to the minimum wage under G.S. 95-25.3. Any awards 25 made under the terms of this subsection shall be paid by the State Department of

SESSION 1999

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SENATE DRS1687-LN120(3.P7) INCIPAL CLERK

	Short Title: Managed Care/Collateral Source. (Public)
	Sponsors: Senator Odom.
	Referred to:
1 2 3	A BILL TO BE ENTITLED AN ACT TO PERMIT MANAGED CARE INSUREDS, ENROLLEES AND HEALTH CARE PROVIDERS TO RECOVER FROM COLLATERAL.
4	SOURCES.
5 6 7 8	The General Assembly of North Carolina enacts: Section 1. Article 50 of Chapter 58 of the General Statutes is amended by adding the following new section to read: "§ 58-50-57. Recovery from collateral sources permitted.
9 10 11	(a) No preferred provider contract issued under this Article or Article 65 of this Chapter shall restrict the right of an insured to pursue claims against collateral sources of recovery, including, but not limited to, motor vehicle liability insurance
12 13 14	actions arising in tort. If an insured elects to pursue a claim against a collateral
15 16	source, any health care provider under contract as a preferred provider who treats the insured for injuries related to the claim may recover, from the collateral source, the difference between the usual and customary charges for the provider's services
17 18	and the amount paid to the provider pursuant to the preferred provider contract.
19 20	(b) The difference due the health care provider under subsection (a) of this section shall be subject to the lien created by Article 9, Chapter 44 of the General Statutes."
21 22 23	Section 2. Article 67 of Chapter 58 of the General Statutes is amended by adding the following new section to read:
24	"§ 58-67-86. Recovery from collateral sources permitted. (a) No health care plan written by a health maintenance organization shall restrict the right of an enrollee to pursue claims against collateral sources of recovery,

SESSION 1999

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FILED - SENATE

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SENATE DRS4644-LHX066B(2.26) 94

PRINCIPAL CLERK

Short Title:	Amend Bail Bond Laws.		(Public)
Sponsors:	Senators Odom and Ballantine.		
Referred to:		jā f	

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A TEMPORARY LICENSE AS A PROFESSIONAL 3 BONDSMAN OR SURETY BONDSMAN, TO CREATE THREE NEW CRIMINAL OFFENSES OF BAIL-JUMPING, TO INCREASE THE AMOUNT 4 5 OF THE SECURITY DEPOSIT THAT A BONDSMAN MUST POST WITH THE COMMISSIONER OF INSURANCE, AND TO AMEND CERTAIN LAWS 6 7 REGARDING PRETRIAL RELEASE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-71-1 is amended by adding a new subdivision to read: "(12) 'Temporary licensee' means a person employed by a professional bondsman, surety bondsman, or insurer and licensed in accordance with G.S. 58-71-41."

Section 2. G.S. 58-71-25 reads as rewritten:

"§ 58-71-25. Procedure for surrender; exoneration of obligors; refund of deposit.

The person desiring to make a surrender of the defendant shall procure a certified 16 eopy of the undertakings and deliver them together with the defendant to the official 17 in whose custody the defendant was at the time bail was taken, or to the official into 18 whose custody he would have been given had he been committed, who shall detain 19 the defendant in his custody thereon, as upon a commitment, and by a certificate in 20 writing acknowledge the surrender.

Upon the presentation of certified copy of the undertakings and the certificate of 22 the official, the The court before which the defendant has been held to answer, or the 23 court in which the preliminary examination, warrant, indictment, information or 24 appeal as the case may be, is pending, shall upon notice of three days given by the 25 person making the surrender to the prosecuting officer of the court having

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999 SENATE

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SENATE DRS1685-LR200A(3.16)

Short Title: Poli	ice Peer Counselor Privilege. (Public)
Sponsors: Se	enator Odom.
Referred to:	
	A BILL TO BE ENTITLED
AN ACT ESTA	ABLISHING A TESTIMONIAL PRIVILEGE FOR POLICE PEER
SUPPORT G	ROUP COUNSELORS.
The General Ass	sembly of North Carolina enacts:
Secti	on 1. Article 7 of Chapter 8 of the General Statutes is amended by
adding a new sec	
_	support group counselors.
	as. The following definitions apply in this section:
(1)	Client officer Any sworn law enforcement officer who is in need
	of and receives peer support counseling services offered by the
	officer's employing law enforcement agency.
(2)	Immediate family A spouse, child, stepchild, parent, or
	stepparent.
(3)	Peer support group counselor Any law enforcement officer or
	civilian employee of a law enforcement agency who:
	a. Has received training to provide emotional and moral
	support and counseling to client officers and their
	immediate families; and
	b. Was designated by the sheriff, police chief, or other head of
	a law enforcement agency to counsel a client officer.
<u>(4)</u>	Privileged communication Any communication made by a client
	officer, or a member of the client officer's immediate family, to a
	peer support group counselor while receiving counseling.
(b) No peer	support group counselor shall, without the consent of the client
officer or a men	aber of the client officer's immediate family, disclose any privileged

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 350	/19	4:55 PM	APRIL 28, 1999	LEGISI	ATIVE DAY 53
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7/13/99 8:00 PM

IN CHAIR: SPEAKER

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POLICE PEER COUNSELOR PRIVILEGE

SPEAKER CRAWFORD HORN PRESTON ADAMS CREECH HUNTER, H. RAYFIELD ALEXANDER CULP HURLEY REDWINE ALLRED CULPEPPER INSKO RUSSELL ARNOLD CUNNINGHAM JARRELL SAUNDERS BADDOUR DAVIS JEFFUS SETZER BAKER DECKER JUSTUS SEXTON BARBEE DEDMON KISER SMITH BAREFOOT DOCKHAM LUEBKE STARNES BERRY EARLE MCALLISTER SUTTON BLUE EASTERLING MCCOMAS TALLENT BONNER EDDINS MCCOMBS TEAGUE BOWIE ELLIS MCLAWHORN THOMAS BOYD-MCINTYRE ESPOSITO MCMAHAN THOMPSON BRASWELL FOX MELTON TOLSON BRIDGEMAN GIBSON MICHAUX TUCKER
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BUCHANAN GRADY MOORE WARNER
CANSLER GULLEY MORGAN WARWICK
CAPPS HACKNEY MORRIS WILSON, C.
CARPENTER HAIRE NESBITT WILSON, G.
CHURCH HARDAWAY NYE WOMBLE
CLARY HENSLEY OLDHAM WRIGHT
COLE HIATT OWENS YONGUE
COX HILL POPE
NOES - 3
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HOWARD WOOD
EXCUSED ABSENCE - 8
DAUGHTRY KINNEY MOSLEY SHERRILL
GRAY MCCRARY ROGERS WARREN
EXCUSED VOTE - 0
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NOT VOTING - 6

MILLER

GARDNER

HOLMES

RAMSEY

NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT

(Please type or use ballpoint pen)

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8:01 PM IN CHAIR: SPEAKER

7/13/99

AMEND #1 RED. HACKINGY
POLICE PEER COUNSELOR PRIVILEGE

AYES - 111

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

NOES - 0

EXCUSED ABSENCE - 8

DAUGHTRY KINNEY MOSLEY SHERRILL GRAY MCCRARY ROGERS WARREN

EXCUSED VOTE - 0

NOT VOTING - 1

RAMSEY



EQ. # 1139 EGISLATIVE DAY 98 S995 HCS READING 3 EU /13/00

7/13/99 8:01 PM

IN CHAIR: SPEAKER

POLICE PEER COUNSELOR PRIVILEGE

		5 - 103	
SPEAKER	COX	HENSLEY	OWENS
ADAMS	CRAWFORD	HIATT	POPE
ALEXANDER	CREECH	HILL	PRESTON
ALLEN	CULP	HORN	RAYFIELD
ALLRED	CULPEPPER	HUNTER, H.	REDWINE
ARNOLD	CUNNINGHAM	HURLEY	RUSSELL
BADDOUR	DAVIS	INSKO	SAUNDERS
BAKER	DECKER	JARRELL	SETZER
BARBEE	DEDMON	JEFFUS	SEXTON
BAREFOOT	DOCKHAM	KISER	STARNES
BERRY	EARLE	LUEBKE	SUTTON
BLUE	EASTERLING	MCALLISTER	TALLENT
BONNER	EDDINS	MCCOMAS	TEAGUE
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BROWN	FOX	MICHAUX	WAINWRIGHT
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BUCHANAN	GIBSON	MINER	WARNER
CANSLER	GILLESPIE	MITCHELL	WILSON, C.
CAPPS	GOODWIN	MOORE	WILSON, G.
CARPENTER	GRADY	MORGAN	WOMBLE
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NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESSION

SEQ. 103	9/48-	3:01 PM	JULY 15, 1999	LEGI	SLATIVE DAY	98
	-	SENATOR	BASNIGHT	Presiding		
		OUNSELOR PRIVILI /4TH EDITION	EGE	SENATE BI	LL 995	
				MOTION 8 TO CONCUR		
AYE	47	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GARWOOD GULLEY HAGAN HARRIS HARTSELL HOYLE KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER PURCELL	RAND REEVES ROBINSON RUCHO SHAW L SHAW R SOLES WARREN WEBSTER WEINSTEIN WELLONS	
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PAIRS AYE NO	0			S. E. A. I.	S	



GENERAL ASSEMBLY SENATE

APR 1 4 1999

S 9 9 6 GENERAL ASSEMBLY OF NORTH CAROLINA

PRINCIPAL CLERK

SESSION 1999

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SENATE DRS7621-LCX155(3.24)

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

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

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SENATE DRS3743-LH157(4.7)
PRINCIPAL CLERK

	Short Title: I	Larceny/Law Enforcement Equipment. (Public)
	Sponsors:	Senator Odom.
	Referred to:	
1		A BILL TO BE ENTITLED
2	AN ACT T	O PROVIDE THAT THE THEFT OF LAW ENFORCEMENT
3		NT IS FELONY LARCENY.
4		Assembly of North Carolina enacts:
5		ection 1. G.S. 14-72(b) reads as rewritten:
6		crime of larceny is a felony, without regard to the value of the property
7	in question, if	the larceny is:
8	(1) From the person; or
9	(2	Committed pursuant to a violation of G.S. 14-51, 14-53, 14-54 or
10		14-57; or
11	(3	, ,
12		section, the phrase 'explosive or incendiary device or substance'
13		shall include any explosive or incendiary grenade or bomb; any
14		dynamite, blasting powder, nitroglycerin, TNT, or other high
15		explosive; or any device, ingredient for such device, or type or
16		quantity of substance primarily useful for large-scale destruction of
17		property by explosive or incendiary action or lethal injury to
18		persons by explosive or incendiary action. This definition shall not
19		include fireworks; or any form, type, or quantity of gasoline,
20 21		butane gas, natural gas, or any other substance having explosive or
22		incendiary properties but serving a legitimate nondestructive or
23	(4)	nonlethal use in the form, type, or quantity stolen.
24	(4)	, the total diding
25		include any instrument used in the propulsion of a shot, shell or
23		bullet by the action of gunpowder or any other explosive substance

GENERAL ASSEMBLY OF NORTH CAROLINARINGIPAL CLERK SESSION 1999

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SENATE DRS2651-LN154(3.30)

Short Title: Cancer Advisory Board/Member Terms. (Public) Senator Odom. Sponsors: Referred to:

A BILL TO BE ENTITLED 1

- AN ACT TO PROVIDE THAT MEMBERS APPOINTED TO THE CANCER
- CONTROL ADVISORY COMMITTEE FOR INITIAL TWO-YEAR TERMS
- MAY EACH BE REAPPOINTED FOR ONE ADDITIONAL FOUR-YEAR 4
- TERM.
- 6 The General Assembly of North Carolina enacts:
- Section 1. Notwithstanding G.S. 130A-33.50(b), members of the Advisory 7
- 8 Committee on Cancer Coordination and Control appointed in 1993 to serve initial
- 9 two-year terms may be reappointed for one additional four-year term commencing
- 10 upon the expiration of the current terms of those members.
- 11 Section 2. This act is effective when it becomes law.

NORTH CAROLINA GENERAL ASSEMBLY SENATE

RECORDED VOTE

1999 FIRST SESION

SEQ.	260/25	2:39 PM	APRIL 22, 1999		LEGISLATIVE DAY	50
		SENATOR	BASNIGHT	Presiding		
ODOM CANCER	ADVISOR	Y BOARD/MEMBER	TERMS	SENA READ	TE BILL 998 ING 2	
-						
AYE	46	ALBERTSON ALLRAN BALLANCE BALLANTINE BASNIGHT CARPENTER CARTER CLODFELTER COCHRANE COOPER DALTON DANNELLY	EAST FORRESTER FOXX GARROU GULLEY HAGAN HARRIS HARTSELL HOYLE JORDAN KERR KINNAIRD	LEE LUCAS MARTIN R MARTIN W METCALF MILLER MOORE ODOM PERDUE PHILLIPS PLYLER	PURCELL RAND REEVES ROBINSON RUCHO SHAW L SOLES WARREN WEBSTER WEINSTEIN WELLONS	
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EXCUSE	D 0					
NOT CA	ST 1	SHAW R		<i>A</i>	STATE	
ABSENT	3	CARRINGTON	GARWOOD	HORTON	OF THE STATE OF NORTH	
PAIRS AYE NO	0			iREAT S		

GENERAL ASSEMBLY SENATE



SEQ. # 876 LEGISLATIVE DAY 90 8 DING 2 6/30/99 3:18 PM

IN CHAIR: HACKNEY

CANCER ADVISORY BOARD/MEMBER TERMS

	AVEC	100	
ADAMS ALEXANDER ALLEN ALLRED ARNOLD BADDOUR BAKER BARBEE BAREFOOT BONNER BOWIE BOYD-MCINTYRE BRASWELL BRIDGEMAN BRUBAKER BUCHANAN CANSLER CAPPS CARPENTER CHURCH CLARY COX CRAWFORD CREECH CULP CULPEPPER CUNNINGHAM	DAUGHTRY DAVIS DECKER DOCKHAM EARLE EASTERLING EDDINS ELLIS ESPOSITO FOX GARDNER GIBSON GILLESPIE GOODWIN GRADY GRAY GULLEY HACKNEY HAIRE HENSLEY HIATT HILL HOLMES HORN HOWARD HUNTER, H. HURLEY	- 108 INSKO JARRELL JEFFUS JUSTUS KISER LUEBKE MCALLISTER MCCOMAS MCCOMBS MCCRARY MCLAWHORN MCMAHAN MELTON MICHAUX MILLER MINER MITCHELL MOORE MORGAN MORRIS NESBITT NYE OLDHAM OWENS POPE PRESTON RAYFIELD	REDWINE ROGERS RUSSELL SAUNDERS SETZER SEXTON SHERRILL SMITH STARNES SUTTON TALLENT TEAGUE THOMAS THOMPSON TOLSON TUCKER WAINWRIGHT WALEND WARNER WARNER WARREN WARNER WARREN WARWICK WILSON, C. WILSON, G. WOMBLE WOOD WRIGHT YONGUE
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	NOES	- 0	
BERRY BLUE	EXCUSED ABS DEDMON	ENCE - 5 MOSLEY	RAMSEY
	EXCUSED V	OTE - 0	
SPEAKER BROWN	NOT VOTI COLE EDWARDS	NG - 7 FITCH HARDAWAY	KINNEY

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

FILED - SENATE

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SENATE DRS7608*-LH050(2.18)

PRINCIPAL CLERK

Short Title: Rt. To Keep & Bear Arms Protection Act. (Public) Sponsors: Senator Odom. Referred to:

1 A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN 3 CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS.

MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE 4

5 ASSOCIATIONS.

7

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6 The General Assembly of North Carolina enacts:

Section 1. G.S. 14-409.40 reads as rewritten:

"§ 14-409.40. Statewide uniformity of local regulation.

(a) It is declared by the General Assembly that the regulation of firearms is 10 properly an issue of general, statewide concern, and that the entire field of regulation 11 of firearms is preempted from regulation by local governments except as provided by The General Assembly further declares that the lawful design, 13 marketing, manufacture, distribution, sale or transfer of firearms or ammunition to 14 the public is not an unreasonably dangerous activity and does not constitute a 15 nuisance per se and furthermore, that it is the unlawful use of firearms and 16 ammunition, rather than their lawful design, marketing, manufacture, distribution, 17 sale or transfer that is the proximate cause of injuries arising from their unlawful use. 18

Unless otherwise permitted by statute, no county or municipality, by 19 ordinance, resolution, or other enactment, shall regulate in any manner the 20 possession, ownership, storage, transfer, sale, purchase, licensing, or registration of 21 firearms, firearms ammunition, components of firearms, dealers in firearms, or dealers 22 in handgun components or parts.

(c) Notwithstanding subsection (b) of this section, a county or municipality, by 24 zoning or other ordinance, may regulate or prohibit the sale of firearms at a location 25 only if there is a lawful, general, similar regulation or prohibition of commercial

S 1 0 0 0 APR 1 4 1999

GENERAL ASSEMBLY OF NORTH CAROLINA CIPAL CLERK

SESSION 1999

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(Public)

SENATE DRS2658-LDX023.01(2.8)

Short Title: Motor Oil ADF/Used Oil Program.

	Sponsors:	Se	nator Odom.
	Referred to:		
1			A BILL TO BE ENTITLED
2	AN ACT T	O IM	IPOSE AN ADVANCE DISPOSAL FEE UPON MOTOR OIL AT
3	THE PO	DINT	OF FIRST SALE AND TO ESTABLISH THE USED OIL
4			N PROGRAM TO ENCOURAGE THE PROPER MANAGEMENT
5	OF USE	D OII	L GENERATED BY PRIVATE CITIZENS WHO CHANGE THEIR
6	OWN O	L.	
7	The Genera	1 Ass	embly of North Carolina enacts:
8		Section	on 1. Chapter 105 of the General Statutes is amended by adding a
9	new Article	to re	
10			"ARTICLE 2E.
11			"Motor Oil Advance Disposal Fee.
12	<u>"§ 105-113.</u>		
13	The follo	wing	definitions apply to this Article:
14		<u>(1)</u>	Distributor A person who does any of the following:
15			a. Manufactures or produces motor oil.
16			b. Acquires motor oil for sale to a wholesale dealer or a retail
17			dealer.
18			c. Imports motor oil into this State for use by that person.
19		<u>(2)</u>	Motor oil Any oil or similar lubricant classified for use in an
20			internal combustion engine, crankcase, transmission, gearbox, or
21			differential.
22		<u>(3)</u>	Retail dealer A person who sells motor oil to the ultimate
23			consumer of the motor oil.
24		<u>(4)</u>	Sale A transfer, a trade, an exchange, or a barter, in any manner
25			or by any means, with or without consideration.